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MECHANICS' LIEN:
NOTICE AND CLAIM



Doc#: 1124949020 Fee: \$31.00
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 09/06/2011 10:09 AM Pg: 1 of 5

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

INTERNATIONAL HAULING & EXCAVATING,
INC.,

Claimant,

v.
WEISS BUILDERS & DESIGN, LLC, GFS MARKETPLACE LLC,
MILWAUKEE GOLF SHOPPING CENTER LLC, MORTGAGE
ELECTRONIC REGISTRATION SYSTEMS, INC., WELLS FARGO
BANK, N.A., OLYMPIC SIGNS, INC., UNKNOWN OWNERS,
NON-RECORD CLAIMANTS AND UNKNOWN TENANTS,

Defendants.

The Claimant, INTERNATIONAL HAULING & EXCAVATING, INC., an Illinois corporation, of Romeoville, Will County, Illinois, files a Notice and Claim for Lien against WEISS BUILDERS & DESIGN, LLC ("Contractor") of Plainfield, Will County, Illinois, GORDON FOOD SERVICE MARKETPLACE ("Owner's Tenant"), MILWAUKEE GOLF SHOPPING CENTER, LLC ("Owner"), MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., WELLS FARGO BANK, N.A. and OLYMPIC SIGNS, INC. ("Lien Claimants and/or Other Interested Persons") and any persons claiming to be interested in the real estate herein, and states:

On March 21, 2011, the Owner owned the following described land in Cook County, Illinois, to wit:

50 Golf Mill Center, Niles, Illinois 60714:

PARCEL 1:

THAT PART OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 14, TOWNSHIP 41 NORTH, RANGE 12., EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 1125.03 FEET EAST OF THE SOUTHWEST CORNER OF SAID SOUTHEAST 1/4 OF THE NORTHWEST 1/4 AND 194.51 FEET NORTH OF THE SOUTH LINE OF SAID SOUTHEAST 1/4 OF THE NORTHWEST 1/4; THENCE CONTINUING NORTH 17525 FEET; THENCE SOUTH 89 DEGREES 54 MINUTES 45 SECONDS EAST, 169.22 FEET; THENCE SOUTH 17525 FEET; THENCE NORTH 89 DEGREES 54 MINUTES 40 SECONDS WEST, 169.22 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

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PARCEL 2:

THE NON-EXCLUSIVE RIGHTS, EASEMENTS AND PRIVILEGE OF USE, INGRESS AND RIGHT-OF-WAY FOR PEDESTRIAN AND AUTOMOTIVE PURPOSES, AND FOR PARKING AND PUBLIC AND PRIVATE UTILITY PURPOSES CREATED AND GRANTED AS APPURTENANCES TO PARCEL 1 DESCRIBED ABOVE IN AND BY THE AMENDED AND RESTATED AGREEMENT DATED AS OF FEBRUARY 21, 1985 BY AND BETWEEN MILWAUKEE GOLF DEVELOPMENT COMPANY AND SEARS, ROEBUCK AND CO. WHICH WAS RECORDED ON THE 18TH DAY OF MARCH, 1985 AS DOCUMENT NO. 27477633 AND FILED MARCH 18, 1985 AS DOCUMENT NO. LR 3424765, AND AS AMENDED BY FIRST AMENDMENT TO AMENDED AND RESTATED AGREEMENT DATED OCTOBER 23, 1997 AND RECORDED NOVEMBER 14, 1997 AS DOCUMENT 97855177.

Permanent Index Nos.: 09-14-108-018 ("Premises")

and knowingly permitted its Tenant to contract with the Contractor to make improvements thereon. That on or about March 21, 2011 the Contractor made a subcontract with Claimant to provide hauling services, labor and materials for and in the improvement on the Premises for \$37.00 per ton dump price and \$240.00 for hauling material. The Claimant completed (which the Owner knowingly permitted) all that it could complete before not being allowed back on the property by August 17, 2011 to the value of One Hundred Fifty Six Thousand One Hundred Eight and 87/100ths (\$156,108.87) Dollars.

The Contractor is not entitled to credits on account leaving due, unpaid and owing to the Claimant, the sum of One Hundred Fifty Six Thousand One Hundred Eight and 87/100ths (\$156,108.87) Dollars for which, with interest and attorneys' fees, the Claimant claims a lien on the land and improvements thereon against the Contractor, Owner's Tenant and Owner and on any funds that became due Contractor from the Owner or Owner's Tenant.

INTERNATIONAL HAULING & EXCAVATING,
INC.

By: _____

Robert Atkinson, President

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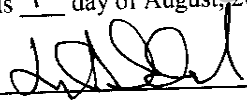
STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

The Affiant, ROBERT ATKINSON, being first duly sworn on oath, deposes and says that he is the President of INTERNATIONAL HAULING & EXCAVATING, INC., the Claimant, that he has read the foregoing Mechanics' Lien Notice and Claim and knows the contents thereof, and that all the statements therein contained are true.



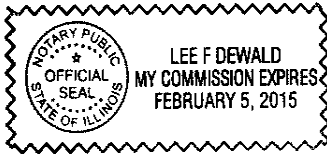
Robert Atkinson

SUBSCRIBED and SWORN to before
me this 17 day of August, 2011.



Notary Public

My commission expires: _____



This Instrument Prepared by and Mail to:

Lee F. DeWald, Riebandt & DeWald, P.C., 1237 South Arlington Heights Road, P.O. Box 1880, Arlington Heights,
Illinois 60006

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SERVICE LIST

CERTIFIED MAIL-RETURN RECEIPT REQUESTED
RESTRICTED DELIVERY-REGULAR MAIL - 7010 1670 0002 3347 1160

Jeffrey D. Corso, Registered Agent for Weiss Builders &
Design, LLC
4925 Indiana Avenue, Suite 101
Lisle, Illinois 60532

CERTIFIED MAIL-RETURN RECEIPT REQUESTED
RESTRICTED DELIVERY-REGULAR MAIL - 7010 1670 00002 3348 1177

Genpact Registered Agent Inc., Registered Agent for
Mortgage Electronic Registration Systems, Inc.
1901 East Voorhees Street, Suite C
Danville, Illinois 61834

CERTIFIED MAIL-RETURN RECEIPT REQUESTED
RESTRICTED DELIVERY-REGULAR MAIL - 7010 1670 0002 3348 1184

Corporation Service Company, Registered Agent for
GFS Marketplace LLC
2711 Centerville Road, Suite 400
Wilmington, Delaware 19808

CERTIFIED MAIL-RETURN RECEIPT REQUESTED
RESTRICTED DELIVERY-REGULAR MAIL - 7010 1670 0002 3348 1191

RL&F Service Corp., Registered Agent for Milwaukee
Golf Shopping Center LLC
920 North King Street, 2nd Floor
Wilmington, Delaware 19801

CERTIFIED MAIL-RETURN RECEIPT REQUESTED
RESTRICTED DELIVERY-REGULAR MAIL - 7010 1670 0002 3348 1207

Rolewick & Gutzke PC, Registered Agent for
Olympia Signs, Inc.
1776 South Naperville Road, Suite 104A
Wheaton, Illinois 60189

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CERTIFIED MAIL-RETURN RECEIPT REQUESTED

RESTRICTED DELIVERY-REGULAR MAIL - 7010 1670 0002 3348 1214

Ted Denten
Wells Fargo Bank, N.A.
1380 Patriot Boulevard
Glenview, Illinois 60025

Property of Cook County Clerk's Office