

# UNOFFICIAL COPY



1213618052

## **SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN**

Doc#: 1213618052 Fee: \$44.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 05/15/2012 03:48 PM Pg: 1 of 16

STATE OF ILLINOIS )  
 ) SS  
COUNTY OF COOK )

The **CLAIMANT**, TRUSTEES OF THE GLAZIERS, ARCHITECTURAL METAL & GLASS WORKERS LOCAL UNION NO. 27 WELFARE & PENSION FUNDS ("Union"), of the City of Lyons, County of Cook, State of Illinois, hereby files Notice and Claim for Lien against **CLUNE CONSTRUCTION COMPANY LP**, a Delaware limited partnership (**CONTRACTOR**) of the City of Chicago, County of Cook, State of Illinois, and **TRAINOR GLASS COMPANY**, a domestic corporation (**SUBCONTRACTOR**) of the City of Alsip, County of Cook, State of Illinois, **VENTAS, INC. (LESSEE/OWNER)**, a Delaware corporation, of the City of Chicago, County of Cook, State of Illinois, and **353 N. CLARK GP, LLC (OWNER)**, a Delaware corporation, of the City of New York, County of New York, State of New York, and states:

1) Since an uncertain date prior to February 21, 2012, the **LESSEE/OWNER** and/or **OWNER** owned the following described land in the County of Cook, State of Illinois: [see attached legal description], **Permanent Real Estate Index Numbers:** 17-09-408-012-0000; 17-09-408-013-0000; 17-09-408-014-0000; 17-09-408-015-0000; 17-09-408-016-0000 **Address of Premises:** 353 N. Clark St., Chicago, IL

2) On an uncertain date prior to February 21, 2012, on information and belief, **LESSEE/OWNER** and/or **OWNER** made a contract with **CONTRACTOR** for

*THIS DOCUMENT PREPARED BY and return to: Andrew S. Pigott/ARNOLD AND KADJAN, 1  
203 N. LaSalle St., Ste. 1650, Chicago, Illinois 60601.*

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improvement of the premises; **CONTRACTOR**, then entered into a subcontract with **SUBCONTRACTOR** for the performance of certain glass and glazing work; at the time of making of the subcontract, **SUBCONTRACTOR** was bound by collective bargaining agreements to pay wages at the prevailing rate of wages to its employees performing covered work and to contribute to the Funds fringe benefits as and for a component of the wages of those employees, all as and for labor in connection with the work for and in said improvement of the premises; and on or about February 21, 2012, the employees and through them **CLAIMANT**, as their assignee by operation of law and representative, completed the furnishing of such labor, and

3) There is, on information and belief, unpaid and owing to the **CLAIMANT**, from **SUBCONTRACTOR**, the sum of \$9,636.92\* (consisting of the amounts due pursuant to applicable labor agreements for unpaid net wages, delinquent fringe benefit contributions) for which, with 10-15% liquidated damages and interest at the rate of 10% per annum\*\*, the **CLAIMANT** claims a lien on said land and improvements and on the monies or other considerations due or to become due from the **LESSEE/OWNER** and/or **OWNER** under said contract against said **CONTRACTOR** and **LESSEE/OWNER** and/or **OWNER**.

\*Subject to revision on completion of audit of **SUBCONTRACTOR**'s books and records.

\*\*Plus attorneys' fees and costs as due under applicable agreements as a component of bargained-for employee wages.

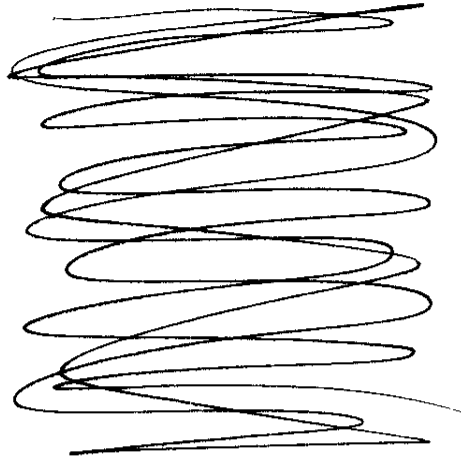
By: \_\_\_\_\_

Andrew S. Pigott,  
Attorney and Agent

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203 N. LaSalle St., Ste. 1650, Chicago, Illinois 60601.

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Andrew S. Pigott  
ARNOLD AND KADJAN  
203 N. LaSalle St., Ste. 1650  
Chicago, IL 60601  
(312) 236-0415



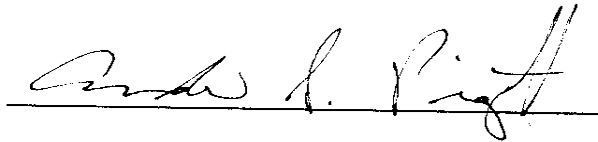
Property of Cook County Clerk's Office

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203 N. LaSalle St., Ste. 1650, Chicago, Illinois 60601.*

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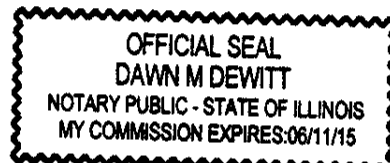
STATE OF ILLINOIS   )  
                                   ) SS  
 COUNTY OF COOK     )

The affiant, Andrew S. Pigott, being first duly sworn, on oath deposes and says that he is the attorney and agent for the **CLAIMANT**; that he has read the foregoing Subcontractor's Notice and Claim for Lien and knows the contents thereof; and that all the statements therein contained are true and correct to the best of his knowledge, information and belief.



SUBSCRIBED AND SWORN TO before me this 15th day of May, 2012.

  
 Notary Public



THIS DOCUMENT PREPARED BY and return to: Andrew S. Pigott/ARNOLD AND KADJAN, 4  
 203 N. LaSalle St., Ste. 1650, Chicago, Illinois 60601.

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## PROOF OF SERVICE

The undersigned, duly sworn, on oath states that a copy of the attached SUBCONTRACTOR's Notice and Claim for Lien was served upon:

1. 353 N. Clark GP, LLC  
c/o National Registered Agents, Inc.  
Registered Agent  
200 W. Adams St.  
Chicago, IL 60606
2. Clune Construction Co., LP  
c/o CT Corporation System  
Registered Agent  
11 S. LaSalle St., Ste. 1900  
Chicago, IL 60603
3. Ventas, Inc.  
c/o CT Corporation System  
Registered Agent  
208 S. LaSalle St., Ste. 814  
Chicago, IL 60604
4. German American Capital Corp.  
c/o The Corporation Trust, Inc.  
Registered Agent  
351 W. Camden St.  
Baltimore, MD 21201
5. Mesirow Financial Holdings, Inc.  
c/o CT Corporation System  
Registered Agent  
208 S. LaSalle St., Ste. 814  
Chicago, IL 60604
6. Bank of America, N.A.  
c/o Brian T. Moynihan, President  
100 N. Tryon St.  
Charlotte, NC 28255
7. Trainor Glass Company  
c/o Barry A Chatz  
Arnstein & Lehr LLP  
120 South Riverside Plaza Ste 1200

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Chicago, IL 60606

8. Trainor Glass Company  
c/o Thomas Trainor  
Registered Agent  
939 West Lake Street  
Chicago, IL 60607
9. 351 Mortgage Loan Borrower, LLC  
c/o CT Corporation System  
Registered Agent  
208 S. LaSalle St., Ste. 814  
Chicago, IL 60604
10. Hypo Real Estate Capital Corp.  
c/o The Corporation Trust Co.  
Registered Agent  
Corporation Trust Center  
1209 Orange St.  
Wilmington, DE 19801
11. Intercontinental Exchange, Inc.  
c/o The Corporation Trust Co.  
Registered Agent  
Corporation Trust Center  
1209 Orange St.  
Wilmington, DE 19801
12. E on Climate & Renewables North America, LLC  
c/o CT Corporation System  
Registered Agent  
208 S. LaSalle St., Ste. 814  
Chicago, IL 60604
13. SSI (U.S.), Inc.  
c/o CT Corporation System  
Registered Agent  
208 S. LaSalle St., Ste. 814  
Chicago, IL 60604
14. Jenner & Block, LLP  
c/o Susan C. Levy, Managing Partner  
353 N. Clark St.  
Chicago, IL 60654

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203 N. LaSalle St., Ste. 1650, Chicago, Illinois 60601.*

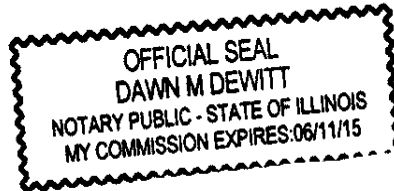
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by placing same in an envelope, properly addressed as set out above, by mailing by U.S. Mail certified, return receipt requested, and depositing it in the mail on May 15, 2012 at or before 5:00 p.m.

Tiffany DAndrea

SUBSCRIBED AND SWORN TO before me this 15th day of May, 2012.

Dawn M DeWitt  
Notary Public



THIS DOCUMENT PREPARED BY and return to: Andrew S. Pigott/ARNOLD AND KADJAN, 7  
203 N. LaSalle St., Ste. 1650, Chicago, Illinois 60601.

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## LEGAL DESCRIPTION

**Permanent Real Estate Index Numbers:** 17-09-408-012-0000; 17-09-408-013-0000;  
17-09-408-014-0000; 17-09-408-015-0000; 17-09-408-016-0000

**Address of Premises:** 353 N. Clark St., Chicago, IL

**Legal Description:** See Attached Property Insight Tract Index Search



**UNOFFICIAL COPY****PROPERTY INSIGHT, LLC**

A California Limited Liability Company

400 S JEFFERSON, CHICAGO, IL 60607

(312) 223-2582

**TRACT INDEX SEARCH**

ARNOLD & KADJAN  
203 N LASALLE ST  
SUITE 1650  
CHICAGO, ILLINOIS 60601  
TIFFANNY D'ANDREA

Order No.: 1404 S9674271 SS  
Cover Date: MARCH 2, 2012  
Ref: 353 N. CLARK ST.

NT/CJH

Legal Description of Land Searched: (See Attached)

Permanent Tax Number (P.I.N.):

17-09-408-012-0000  
17-09-408-013 THRU -016

Street Address of Land Search (as furnished by Applicant):  
353 N. CLARK ST.  
CHICAGO, ILLINOIS

Grantee(s) in last recorded conveyance:

353 N. CLARK, L.P.

In accordance with the application, a search of tract indices discloses the following items.

DOCUMENT/CASE NO.: 0619226177  
GRANTOR: MESIROW FINANCIAL HOLDINGS, INC  
GRANTEE: LASALLE BANK, NA  
**INSTRUMENT:** **AGREEMENT**  
DATE: 06/30/2006  
RECORDED: 07/11/2006  
REMARKS: (SUBORDINATION, NON-DISTURBANCE AND ATTORNMENT AGREEMENT)

DOCUMENT/CASE NO.: 0619226178  
GRANTOR: JENNER & BLOCK, LLP  
GRANTEE: LASALLE BANK, N.A.  
**INSTRUMENT:** **AGREEMENT**  
DATE: 06/30/2006  
RECORDED: 07/11/2006  
REMARKS: (SUBORDINATION, NON-DISTURBANCE AND ATTORNMENT AGREEMENT)

(CONTINUED)

PROPERTY INSIGHT, LLC

By: 

SEE ATTACHED FOR TERMS AND CONDITIONS OF SEARCH AND EXPLANATION OF ABBREVIATIONS  
This is not a title insurance policy, guarantee, or opinion of title and should not be relied upon as such.

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A California Limited Liability Company

Order No.: 1404 S9674271 SS

**Disclosures (Continued):**

DOCUMENT/CASE NO.: 0631326207  
 GRANTOR: 351 MORTGAGE LOAN BORROWER, LLC  
 GRANTEE: HYPO REAL ESTATE CAPITAL CORPORATION  
**INSTRUMENT: MORTGAGE**  
 DATE: 11/08/2006  
 RECORDED: 11/09/2006  
 REMARKS: \$353,850,000.00

DOCUMENT/CASE NO.: 0631326208  
 GRANTOR: 351 MORTGAGE LOAN BORROWER, LLC  
 GRANTEE: HYPO REAL ESTATE CAPITAL CORPORATION  
**INSTRUMENT: ASSIGNMENT OF RENTS/LEASES**  
 DATE: 11/08/2006  
 RECORDED: 11/09/2006  
 REMARKS:

DOCUMENT/CASE NO.: 0631326209  
 GRANTOR: MESIRON FINANCIAL HOLDINGS, INC  
 GRANTEE: HYPO REAL ESTATE CAPITAL CORPORATION; 351 MORTGAGE LOAN BORROWER, LLC  
**INSTRUMENT: AGREEMENT**  
 DATE: 11/08/2006  
 RECORDED: 11/09/2006  
 REMARKS: ~

DOCUMENT/CASE NO.: 0631326210  
 GRANTOR: JENNER & BLOCK, LLP  
 GRANTEE: HYPO REAL ESTATE CAPITAL CORPORATION; 351 MORTGAGE LOAN BORROWER, LLC  
**INSTRUMENT: AGREEMENT**  
 DATE: 11/08/2006  
 RECORDED: 11/09/2006  
 REMARKS: ~

DOCUMENT/CASE NO.: 0631326214  
 GRANTOR: 351 MORTGAGE LOAN BORROWERS, LLC  
 GRANTEE: HYPO REALESTATE CAPITAL CORPORATION  
**INSTRUMENT: FINANCING STATEMENT**  
 DATE: ~  
 RECORDED: 11/09/2006  
 REMARKS: ~

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A California Limited Liability Company

Order No.: 1404 S9674271 SS

## Disclosures (Continued):

DOCUMENT/CASE NO.: 1008818082  
 GRANTOR: 351 MORTGAGE LOAN BORROWER, LLC  
 GRANTEE: INTERCONTINENTAL EXCHANGE, INC  
**INSTRUMENT: LEASE**  
 DATE: 10/23/2009  
 RECORDED: 03/29/2010  
 REMARKS: MENTIONS LEASE DTD 03/01/2010; LEASE TERM: 11 YEARS

DOCUMENT/CASE NO.: 1035544027  
 GRANTOR: 351 MORTGAGE LOAN BORROWER, LLC  
 GRANTEE: 353 N. CLARK, LP  
**INSTRUMENT: SPECIAL WARRANTY DEED**  
 DATE: 12/15/2010  
 RECORDED: 12/21/2010  
 REMARKS:

DOCUMENT/CASE NO.: 1035544028  
 GRANTOR: 353 N. CLARK, LP  
 GRANTEE: GERMAN AMERICAN CAPITAL CORPORATION  
**INSTRUMENT: MORTGAGE**  
 DATE: 12/15/2010  
 RECORDED: 12/21/2010  
 REMARKS: \$220,000,000.00

DOCUMENT/CASE NO.: 1035544029  
 GRANTOR: 353 N. CLARK, LP  
 GRANTEE: GERMAN AMERICAN CAPITAL CORPORATION  
**INSTRUMENT: ASSIGNMENT OF RENTS**  
 DATE: 12/15/2010  
 RECORDED: 12/21/2010  
 REMARKS: ~

DOCUMENT/CASE NO.: 1035544030  
 GRANTOR: 353 N. CLARK, LP  
 GRANTEE: GERMAN AMERICAN CAPITAL CORPORATION  
**INSTRUMENT: FINANCING STATEMENT**  
 DATE: ~  
 RECORDED: 12/21/2010  
 REMARKS: ~

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A California Limited Liability Company

Order No.: 1404 S9674271 SS

## Disclosures (Continued):

DOCUMENT/CASE NO.: 1035544031  
 GRANTOR: 353 N. CLARK, LP; INTERCONTINENTAL EXCHANGE, INC.  
 GRANTEE: GERMAN AMERICAN CAPITAL CORPORATION  
**INSTRUMENT:** **AGREEMENT**  
 DATE: 12/15/2010  
 RECORDED: 12/21/2010  
 REMARKS: SUBORDINATION, NON-DISTURBANCE AND ATTORNMENT AGREEMENT;  
 MENTIONS LEASE DATE 10/23/2009

DOCUMENT/CASE NO.: 1035544032  
 GRANTOR: 353 N. CLARK, LP (SUCCR); SSI (US), INC  
 GRANTEE: GERMAN AMERICAN CAPITAL CORPORATION  
**INSTRUMENT:** **AGREEMENT**  
 DATE: 12/15/2010  
 RECORDED: 12/21/2010  
 REMARKS: SUBORDINATION, NON-DISTURBANCE AND ATTORNMENT AGREEMENT;  
 MENTIONS LEASE DATE 09/02/2008

DOCUMENT/CASE NO.: 1035544033  
 GRANTOR: 353 N. CLARK, LP; JENNER & BLOCK, LLP  
 GRANTEE: GERMAN AMERICAN CAPITAL CORPORATION  
**INSTRUMENT:** **AGREEMENT**  
 DATE: 12/15/2010  
 RECORDED: 12/21/2010  
 REMARKS: SUBORDINATION, NON-DISTURBANCE AND ATTORNMENT AGREEMENT;  
 MENTIONS LEASE DATE 12/15/2010

DOCUMENT/CASE NO.: 1035544034  
 GRANTOR: 353 N. CLARK, LLC; E ON CLIMATE & RENEWABLES NORTH AMERICA, LLC  
 GRANTEE: GERMAN AMERICAN CAPITAL CORPORATION  
**INSTRUMENT:** **AGREEMENT**  
 DATE: 12/15/2010  
 RECORDED: 12/21/2010  
 REMARKS: SUBORDINATION, NON-DISTURBANCE AND ATTORNMENT AGREEMENT;  
 MENTIONS LEASE DATE 12/15/2010

DOCUMENT/CASE NO.: 1035544035  
 GRANTOR: 353 N. CLARK, LP; MESIROW FINANCIAL HOLDINGS, INC  
 GRANTEE: GERMAN AMERICAN CAPITAL CORPORATION  
**INSTRUMENT:** **AGREEMENT**  
 DATE: 12/15/2010  
 RECORDED: 12/21/2010  
 REMARKS: SUBORDINATION, NON-DISTURBANCE AND ATTORNMENT AGREEMENT;  
 MENTIONS LEASE DATE 12/15/2010

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A California Limited Liability Company

Order No.: 1404 S9674271 SS

## Disclosures (Continued):

DOCUMENT/CASE NO.: 1102618068  
 GRANTOR: HYPO REAL ESTATE CAPITAL CORPORATION  
 GRANTEE: 351 MORTGAGE LOAN BORROWER, LLC  
**INSTRUMENT: FINANCING STATEMENT TERMINATION**  
 DATE: ~  
 RECORDED: 01/26/2010  
 REMARKS: DOCUMENT NO. 0631326214

DOCUMENT/CASE NO.: 1109434014  
 GRANTOR: GERMAN AMERICAN CAPITAL CORPORATION  
 GRANTEE: US BANK, NA (TR) 2011-LC1  
**INSTRUMENT: ASSIGNMENT**  
 DATE: 02/28/2011  
 RECORDED: 04/04/2011  
 REMARKS: DOCUMENT NO. 1035544028

DOCUMENT/CASE NO.: 1109434015  
 GRANTOR: GERMAN AMERICAN CAPITAL CORPORATION  
 GRANTEE: US BANK, NA (TR) 2011-LC1  
**INSTRUMENT: ASSIGNMENT**  
 DATE: ~  
 RECORDED: 04/04/2011  
 REMARKS: DOCUMENT NO. 1035544030

DOCUMENT/CASE NO.: 1126945034  
 GRANTOR: 353 N. CLARK, LP; VENTAS, INC  
 GRANTEE: US BANK, NA (TR) 2011-LC1  
**INSTRUMENT: AGREEMENT**  
 DATE: 07/25/2011  
 RECORDED: 09/26/2011  
 REMARKS: SUBORDINATION, NON-DISTURBANCE AND ATTORNMENT AGREEMENT;  
 MENTIONS LEASE DATE 07/25/2011

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## PROPERTY INSIGHT, LLC

A California Limited Liability Company  
400 S JEFFERSON, CHICAGO, IL 60607

### TRACT INDEX SEARCH

Order No.: 1404 S9674271 SS

Additional Tax Numbers:

#### Legal Description:

THAT PART OF BLOCK 2 IN ORIGINAL TOWN OF CHICAGO IN SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE EAST LINE OF NORTH CLARK STREET (ALSO BEING THE WEST LINE OF LOT 5 IN SAID BLOCK 2) AND THE SOUTH LINE OF WEST KINZIE STREET (ALSO BEING THE NORTH LINE OF LOTS 5 THRU 8, BOTH INCLUSIVE, IN SAID BLOCK 2); THENCE EAST ALONG THE SOUTH LINE OF SAID WEST KINZIE STREET A DISTANCE OF 321.47 FEET TO THE WEST LINE OF NORTH DEARBORN STREET; THENCE SOUTH ALONG THE WEST LINE OF SAID NORTH DEARBORN STREET (ALSO BEING THE EAST LINE OF LOT 8 IN SAID BLOCK 2) A DISTANCE OF 178.60 FEET TO A POINT 311.60 FEET NORTH (AS MEASURED ALONG SAID WEST LINE OF NORTH DEARBORN STREET) OF THE CHICAGO RIVER, AS OCCUPIED; THENCE WEST AT RIGHT ANGLES TO THE LAST DESCRIBED LINE A DISTANCE OF 321.47 FEET TO A POINT ON THE EAST LINE OF SAID NORTH CLARK STREET 300.43 FEET NORTH (AS MEASURED ALONG SAID EAST LINE OF NORTH CLARK STREET) OF SAID CHICAGO RIVER, AS OCCUPIED; THENCE NORTH ALONG THE EAST LINE OF SAID NORTH CLARK STREET A DISTANCE OF 177.86 FEET OF THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

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## TERMS AND CONDITIONS

Property Insight, a California Limited Liability Company (hereinafter referred to as Property Insight), has prepared this search based on research of its' proprietary indices. Search requests processed by Property Insight are made on behalf and solely for the benefit of the applicant of said search request and shall not be resold or redistributed to third parties. Property Insight has made this search using guidelines as established by Fidelity National Financial.

The Tract Index search is based on a search of Property Insight's geographic indices. Recorded documents, which do not contain a legal description or a permanent index number, including deeds or mortgages, are not posted to said indices and will not be disclosed by this search. Requests based on a common street address will be reconciled with legal description and permanent index information as they appear on recorded deeds and mortgages only. Property Insight may not be able to process search requests based on common street address only. Property Insight reserves the right to not process a search request based on its' complexity.

The Judgment and Miscellaneous search is based on a search of Property Insight's name indices. The spelling of the names searched will be as furnished by applicant of said search or as disclosed on a Tract Index search if requested. If a Tract Index search is requested in conjunction with the Judgment and Miscellaneous search, only the name of the grantee(s) contained in the last deed of conveyance will be searched if a specific name to be searched is not furnished. This search does not show Judgments unless a transcript, certified copy, or memorandum of the judgment has been filed in the Recorder of Deeds office in the county that the search request has been made. No search has been made of the index in the District Office of the Internal Revenue Service. Only those matters filed in the office in the county that the search request has been made will be disclosed.

The Real Estate Tax and Zoning Searches are based on a search of the county tax records or information obtained from the county tax records and compiled by Property Insight. Information provided is based on the availability of said information from the various county governments.

In addition to the standard search products, Property Insight offers other Special Search services available upon request. These requests will be considered based on the feasibility of said request and terms agreed upon between applicant and Property Insight prior to the commencement of said special search request.

This search is not a Title Insurance Policy, Guarantee, or Opinion of Title and should not be relied upon as such. Property Insight does not analyze instruments for legal sufficiency. Instruments are posted to the tract or name indices and reported by searchers based on the characterization of the instrument by its' preparer.

All search products are uninsured and offer no liability coverage or errors and omissions coverage.

Search fees shall be payable within 30 days upon receipt of search products. Search requests will not be processed if fees for previous search products are unpaid and delinquent.

**UNOFFICIAL COPY****Property Insight - Order Transmittal**

Date Received 4/23/2012

Date Completed 4/23/2012

P.I. Order Number S9674271

**Ordered By**

CRN 01388-00000

Company ARNOLD &amp; KADJAN

Address

City

State/Province

Zip/Postal Code

Email Address

Fax Number (312) 341-0438

**Order Information**

Customer Reference 353 N. CLARK

Property County Cook

Property Description 353 N. CLARK ST.  
CHICAGO, ILLINOIS

17-09-408-012,013,014,015 &amp; 016

**Description**

	MEAS	Qty	Unit Price	Total Price
DISCLOSURES LAST FULL VALUE DEED, UNRELEASED MORTGAGES & OTHER PROPERTY RELATED ITEMS RECORDED ON A RESIDENTIAL PROPERTY & LEGAL DESCRIPTION (WHEN AVAILABLE)	EACH	4	\$50.00	\$200.00
<b>Grand Total:</b>				<b>\$200.00</b>

**\*THIS IS NOT AN INVOICE. DO NOT PAY. THE UNIT PRICE IS PROVIDED FOR INFORMATIONAL PURPOSES ONLY. YOU WILL RECEIVE AN INVOICE SUMMARY MONTHLY.**

*We appreciate your business*