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STATE OF ILLINOIS)
) SS:
COUNTY OF COOK)



Doc#: 1304445070 Fee: \$35.00
Karen A. Yarbrough RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 02/13/2013 02:27 PM Pg: 1 of 7

NOTICE OF CLAIM AND LIEN OF SUBCONTRACTOR (Revised)

TO OWNER:

BURBANK 79TH LLC, an Illinois
Limited liability company,
141 W. Jackson Blvd, 35th Floor
Chicago, Illinois 60604
ATTENTION: THOMAS MORABITO, Manager

BURBANK 79TH LLC, an Illinois
Limited liability company,
600 W. Jackson #720
Chicago, Illinois 60661-5063
ATTENTION: Thomas Morabito, manager

TO LEASE TENANT:

WALGREEN CO., an Illinois corporation,
104 Wilmot Road, MS 1420
Deerfield, Illinois 60015
ATTENTION: ROBERT M. SILVERMAN, Regional Vice President

TO LENDER:

NORTH SHORE COMMUNITY BANK & TRUST COMPANY, an Illinois
banking corporation,
7800 Lincoln Avenue
Skokie, Illinois 60077
ATTENTION: BARTLETT JOHNSON, Managing Director

CONTRACTOR:

C.E. GLEESON CONSTRUCTORS, INC.
984 Livernois Road
Troy, Michigan 48083
ATTENTION: JUSTIN SNYDER, Vice President/Secretary

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YOU ARE HEREBY NOTIFIED, that the undersigned, **ILLIANA REMEDIAL ACTION, INC.**, an Indiana for-profit corporation having its principal place of business at 6550 Osborn Avenue, Hammond, Indiana 46320, was employed by C.E. Gleeson Constructors, Inc. (hereinafter "Contractor"), under a subcontract, revisions, change orders and additions thereto to supply labor, materials, and equipment to perform work for the benefit of your property, and pursuant thereto did provide labor, materials, equipment and supervision as a subcontractor performing the excavation, earthwork, and partial site utilities work, including, but not limited to, construction activities and installations for the Walgreen Store #15080 (herein "Project"), and other work and materials for improvements, machinery, and fixtures to be provided by the Contractor under its contract with you, the Owner and/or Tenant, for the Project and for the property, and your interests therein, located at the Southeast corner of Central Avenue and 79th Street, in Burbank, Cook County, Illinois 60459, which property is further described in Exhibit A attached hereto and incorporated herein by reference thereto.

Permanent Tax Identification Numbers (PIN):

19-33-100-001-0000; 19-33-100-002-0000; 19-33-100-003-0000;
19-33-100-004-0000; 19-33-100-005-0000; 19-33-100-006-0000;
19-33-100-018-0000; 19-33-100-025-0000; and, 19-33-100-026-0000.

Commonly known as: Southeast corner of Central Avenue and 79th Street,
Burbank, Illinois 60459

That there is due the undersigned for its labor, materials and equipment, provided as a subcontractor on this Project, the sum of **Seventy-Three Thousand Six Hundred Eleven and 10/100 Dollars (\$73,611.10)**, plus interest on said sum at the statutory rate of ten percent (10%) per annum and costs (including attorney fees) pursuant to 770 ILCS 60/17, as the amount hereby claimed as due to the undersigned after all credits and as otherwise apportioned to your property, for which the undersigned claims a lien against any interest of the Contractor and any interest of the Owner and Tenant in the above described property, as to the real estate heretofore described, any improvements and fixtures located thereon, any leasehold interests therein, and as to any money and/or other consideration due or to become due from the Owner, Tenant and/or other persons to said Contractor under the contracts for construction of the Project. Said amount due is summarized as follows:

Balance of Original Base Subcontract (including retention)	\$207,545.00
Additional Work – Subcontract Revisions 1 through 8	\$ 60,206.00
Total Subcontract Amount (excluding interest)	\$267,751.00
LESS Payments Received	(194,139.90)
TOTAL LIEN CLAIM (excluding interest)	\$ <u>73,611.10</u>

The work was completed and the last of the labor, materials or equipment were delivered to the Project on or after October 16, 2012, and within four (4) months of the recording of this Notice of Claim of Lien of Subcontractor.

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STATE OF INDIANA)
) SS:
COUNT OF LAKE)

**CERTIFICATE OF SERVICE OF
NOTICE OF CLAIM AND LIEN OF SUBCONTRACTOR**

I, Rachel Rohrman, being first duly sworn under the penalties for perjury, hereby state that on the 13th day of February, 2013, I served the foregoing Notice of Claim and Lien of Subcontractor (Revised) by sending a duplicate original thereof by certified mail, with return receipt requested and delivery limited to addressee only, upon the persons and entities as follows:

TO OWNER:

**BURBANK 79TH LLC, an Illinois
Limited liability company,
600 W. Jackson #720
Chicago, Illinois 60661-5683
ATTENTION: Thomas Morabito, manager**

TO LEASE TENANT:

**WALGREEN CO., an Illinois corporation,
104 Wilmot Road, MS 1420
Deerfield, Illinois 60015
ATTENTION: ROBERT M. SILVERMAN, Regional Vice President**

TO LENDER:

**NORTH SHORE COMMUNITY BANK & TRUST COMPANY, an Illinois
banking corporation,
7800 Lincoln Avenue
Skokie, Illinois 60077
ATTENTION: BARTLETT JOHNSON, Managing Director**

CONTRACTOR:

**C.E. GLEESON CONSTRUCTORS, INC.
984 Livernois Road
Troy, Michigan 48083
ATTENTION: JUSTIN SNYDER, Vice President/Secretary**

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EXHIBIT "A"

LEGAL DESCRIPTION (STORE #15080)

PARCEL A: LOT 5 IN ELMORES 79TH STREET CENTRAL AVENUE SUBDIVISION OF THE WEST 175 FEET OF THAT PART OF THE NORTHWEST 1/4 (EXCEPT THAT EAST 8.46 FEET OF THE NORTH 165.96 FEET OF SAID WEST 175 FEET) OF SECTION 33, TOWNSHIP 38 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL B: LOT 6 IN ELMORE'S 79TH STREET AND CENTRAL AVENUE SUBDIVISION OF THE WEST 175 FEET OF THAT PART OF THE NORTHWEST 1/4 (EXCEPT THE EAST 8.46 FEET OF NORTH 165.96 FEET OF SAID WEST 175 FEET) OF SECTION 33, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF THE CENTER OF STATE ROAD, IN COOK COUNTY, ILLINOIS

PARCEL C-1: LOTS 1, 2, 3 AND 4 IN ELMORES 79TH ST AND CENTRAL AVENUE SUBDIVISION BEING A SUBDIVISION OF THE WEST 175 FEET OF THAT PART OF THE NORTHWEST 1/4 OF SECTION 33, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN LYING NORTHERLY AND WESTERLY OF THE CENTRAL LINE OF STATE ROAD (EXCEPT THE EAST 8.46 FEET OF THE NORTH 165.96 FEET THEREOF) IN COOK COUNTY, ILLINOIS

PARCEL C-2: LOT 1 IN GEORGE C. DUFFY'S SUBDIVISION OF THE NORTH 183.50 FEET OF THE WEST 117 FEET OF THE EAST 307.46 FEET AND THE NORTH 165.96 FEET OF THE WEST 846 FEET OF THE EAST 315.92 FEET OF THE WEST 7.31 CHAINS OF THE NORTHWEST 1/4 OF SECTION 33, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF STATE ROAD (EXCEPT THE NORTH 50 FEET TAKEN FOR STREET), IN COOK COUNTY, ILLINOIS.

PARCEL D-1: LOT 2 IN GEORGE C. DUFFY'S SUBDIVISION OF THE NORTH 183.50 FEET OF THE WEST 117.00 FEET OF THE EAST 307.46 FEET AND THE NORTH 165.96 FEET OF THE WEST 8.46 FEET OF THE EAST 315.92 FEET OF THE WEST 7.31 CHAINS OF THE NORTHWEST 1/4 OF SECTION 33, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF STATE ROAD, (EXCEPT THE NORTH 50.00 FEET TAKEN FOR STREET PURPOSES), ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 30, 1973 AS DOCUMENT 22529314, IN COOK COUNTY, ILLINOIS.

PARCEL D-2: THE NORTH 83.00 FEET OF THE WEST 117.00 FEET OF THE EAST 307.46 FEET, (EXCEPT THE NORTH 183.50 FEET THEREOF) OF THAT PART OF THE WEST 7.31 CHAINS OF THE NORTHWEST 1/4 OF SECTION 33, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN*, LYING NORTH OF STATE ROAD, IN COOK COUNTY, ILLINOIS.

PARCEL E-1: THAT PART OF THE NORTH-SOUTH 10 FOOT WIDE PUBLIC ALLEY IN ELMORES 79TH STREET AND CENTRAL AVENUE SUBDIVISION, LYING NORTH OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF LOT 6 IN SAID SUBDIVISION, AND

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LYING SOUTH OF THE EASTERLY EXTENSION OF THE NORTH LINE OF LOT 5 IN SAID SUBDIVISION, AND LYING EAST OF THE EAST LINES OF LINES OF SAID LOTS 5 AND 6, AND LYING WEST OF THE EAST LINE OF SAID SUBDIVISION; SAID ELMORES 79TH STREET CENTRAL AVENUE SUBDIVISION BEING A SUBDIVISION OF THE WEST 175 FEET OF THAT PART OF THE NORTHWEST 1/4 (EXCEPT THAT EAST 8.46 FEET OF THE NORTH 165.96 FEET OF SAID WEST 175 FEET) OF SECTION 33, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED AS DOCUMENT 9029643, IN COOK COUNTY, ILLINOIS.

PARCEL E 2: THAT PART OF THE EAST-WEST 20 FOOT WIDE PUBLIC ALLEY IN ELMORES 79TH STREET AND CENTRAL AVENUE SUBDIVISION, LYING NORTH OF THE NORTH LINE OF LOT 5 IN SAID SUBDIVISION AND THE EASTERLY EXTENSION OF SAID NORTH LINE, AND LYING SOUTH OF THE NORTH LINE OF SAID 20 FOOT WIDE PUBLIC ALLEY, AND LYING WEST OF THE EAST LINE OF SAID SUBDIVISION, AND LYING EAST OF A LINE DRAWN FROM THE NORTHWEST CORNER OF SAID LOT 5 TO THE SOUTHWEST CORNER OF LOT 4 IN SAID SUBDIVISION; SAID ELMORES 79TH STREET CENTRAL AVENUE SUBDIVISION BEING A SUBDIVISION OF THE WEST 175 FEET OF THAT PART OF THE NORTHWEST 1/4 (EXCEPT THAT EAST 8.46 FEET OF THE NORTH 165.96 FEET OF SAID WEST 175 FEET) OF SECTION 33, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED AS DOCUMENT 9029643, IN COOK COUNTY, ILLINOIS.

Commonly known as: The southeast corner of Central Avenue and 79th Street, Burbank, Illinois
60459

COOK COUNTY PIN(S):

19-33-100-005-0000;
19-33-100-026-0000;
19-33-100-018-0000
19-33-100-001-0000;
19-33-100-002-0000;
19-33-100-003-0000
19-33-100-004-0000;
19-33-100-025-0000;
19-33-100-006-0000

#10593037_v5

Store #15080