

# UNOFFICIAL COPY



1324139123

## MECHANICS LIEN

Return to:  
Baum Sigman Auerbach & Neuman, Ltd.  
200 W. Adams St., Suite 2200  
Chicago, Il 60606 (312) 236-4316

Doc#: 1324139123 Fee: \$44.00  
RHSP Fee: \$9.00 RPRF Fee: \$1.00  
Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 08/29/2013 03:34 PM Pg: 1 of 3

STATE OF ILLINOIS         )  
  ) SS.  
COUNTY OF COOK         )

Do not write

## SUBCONTRACTOR'S MECHANICS LIEN CLAIM

The lien claimants, Sheet Metal Workers Local 265 Welfare Fund, Sheet Metal Workers Local 265 Pension Fund, Sheet Metal Workers Local 265 Educational Fund, Sheet Metal Workers Local 265 Industry Fund, Sheet Metal Workers Local 265 Supplemental Retirement Plan, and Sheet Metal Workers Local 265 Retirement Savings Fund (collectively referred to as the "Funds"), unincorporated trust funds, and the Sheet Metal Workers Local No. 265 Union ("Union"), an unincorporated association, with offices located at 205 Alexandra Way, Carol Stream, IL 60188, hereby give notice of their claim for a Mechanics Lien for amounts due on behalf of bargaining unit employees of Michael A. Prate, Inc. ("Prate") against property owned by Evanston Devco, LLC ("Owner"), which is and has been at all relevant times the owner of record of the following property:

Street Address:                                     AMLI of Evanston  
  631749 Chicago Avenue, Evanston, IL 60602  
Permanent Real Estate Index Numbers:     See Attached Exhibit A  
Legal Description:                                See Attached Exhibit A

Since on or about August 30, 2010, Prate has been bound to a collective bargaining agreement with the Union, which requires Prate to pay fringe benefit contributions to the Funds on behalf of Prate's employees who perform bargaining unit work. The Union is the exclusive bargaining representative for Prate's employees who perform bargaining unit work. Upon information and belief, Prate was a subcontractor to Walsh Construction Company II, LLC, the general contractor for the improvement of the Owner's property commonly known as the AMLI of Evanston. Prate failed to pay all fringe benefit contributions due to the Funds and Work Assessment dues to the Union on behalf of Prate's employees who furnished at least 355.75 hours of new construction labor in March and April 2013 on the above-described property for Prate, pursuant to Prate's collective bargaining agreement with the Union.

The Union's bargaining unit members performed all work required of them as employees of Prate on the above-described property. Based on said work, Prate owes fringe benefit contributions to the Funds totaling \$9,147.30 and Work Assessment dues to the Union totaling \$715.43, on behalf of the Union's bargaining unit members.

# UNOFFICIAL COPY

After giving all credits due for payment, allowances and credits to date, the Funds and Union claim a Mechanics Lien on the above-described property, land and improvements in the total amount of \$9,862.73 for fringe benefit contributions and Work Assessment dues, as provided by the governing collective bargaining agreement, and further claim interest at the rate specified in the Illinois Mechanics Lien Act, as well as court costs and attorneys' fees incurred by the Claimants to collect said amounts.

Dated at Chicago, Illinois, this 29<sup>th</sup> day of August 2013.

Sheet Metal Workers Local 265 Welfare Fund, Sheet Metal Workers Local 265 Pension Fund, Sheet Metal Workers Local 265 Educational Fund, Sheet Metal Workers Local 265 Industry Fund, Sheet Metal Workers Local 265 Supplemental Retirement Plan, and Sheet Metal Workers Local 265 Retirement Savings Fund,

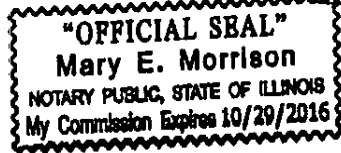
By: Scott P Wille  
Scott P Wille, Administrative Manager  
Sheet Metal Workers Local 265 Fringe Benefit Funds

Sheet Metal Workers Local No. 265 Union,

By: John Boske  
John Boske, Business Manager, Sheet Metal Workers, Local 265

I, the undersigned, a Notary Public in and for said County and State aforesaid, DO HEREBY CERTIFY, that Scott P. Wille, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth.

SUBSCRIBED AND SWORN to before me this 29<sup>th</sup> day of August 2013.

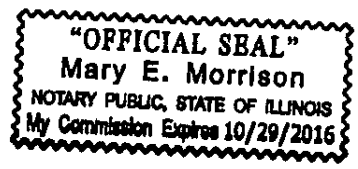


Mary E. Morrison  
Notary Public

I, the undersigned, a Notary Public in and for said County and State aforesaid, DO HEREBY CERTIFY, that John Boske, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth.

SUBSCRIBED AND SWORN to before me this 29<sup>th</sup> day of August 2013.

Mary E. Morrison  
Notary Public



# UNOFFICIAL COPY

## Exhibit A

Street Address: **AMLI of Evanston, 631-749 Chicago Avenue, Evanston, IL 60202**

A/K/A: **Lots 1 through 10 (except that part of Lot 5 lying East of the West 88.25 feet of said Lot 5) in Block 2 in Kedzie and Keeney's Addition to Evanston, a subdivision in the Southeast 1/4 of Section 19, Township 41 North, Range 14 East of the Third Principal Meridian in the County of Cook in the State of Illinois**

A/K/A: **TAX # 11-19-407-001; 11-19-407-002; 11-19-407-003; 11-19-407-005; 11-19-407-021; 11-19-407-023; 11-19-407-027-8001; 11-19-407-027-8002**

E:\265J\Prate, Michael A., Inc\exhibit A to AM L.w.d

Property of Cook County Clerk's Office