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7/31/92 No. 90859 Liens/earth.a

92566261

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

IN THE OFFICE OF THE RECORDER OF)
DEEDS OF COOK COUNTY, ILLINOIS,)
) EARTH, INC.,)

"NOTICE TO OWNER
DO NOT PAY THE CONTRACTOR
FOR THIS WORK OR MATERIAL
DELIVERED UNLESS YOU HAVE
RECEIVED FROM CONTRACTOR
A WAIVER OF LIEN BY, OR
OTHER SATISFACTORY EVIDENCE
OF PAYMENT TO SUBCONTRACTOR
OR MATERIAL MAN."

Claimant,

-vs-

PARKWAY BANK & TRUST COMPANY, U/T)
No. 10159, dated August 9, 1989,)
OWNER, WEJ DEVELOPMENT)
CORPORATION, General Contractor,)
DIRT DIGGERS, INC., Sub-Contractor,)
DANIEL BUTCHER, INC., Sub-)
Contractor, and "UNKNOWN OTHERS.)

Amount Claimed: \$168,000.00

. DEPT-02 FILING \$8.50
. T#8888 TRAN 1709 07/31/92 14:12:60
. #5334 + E # -92-566261
. COOK COUNTY RECORDER

EARTH, INC., NOTICE OF MECHANIC'S LIEN

The Claimant, EARTH, INC., located at 1100 North Ellis, Bensenville, Illinois, Cook County, being a Sub-Contractor for the construction project of the real estate described below, hereby files a Notice and Claim for Lien against PARKWAY BANK & TRUST COMPANY, U/T No. 10159, dated August 9, 1989, 4800 North Harlem, Harwood Heights, Illinois, 60656, Owner; WEJ DEVELOPMENT CORPORATION, c/o John Jaccbs, R/A, 803 West Golf Road, Schaumburg, Illinois, 60194, General Contractor, DIRT DIGGERS, INC., 31W120 West Bartlett Road, Bartlett, Illinois 60103, Sub-Contractor; DANIEL BUTCHER, INC., Sub-Contractor, 205 North Walters, Unit 2B, Itasca, Illinois 60143; and UNKNOWN OTHERS. That PARKWAY BANK & TRUST COMPANY, U/T No. 10159, dated August 9, 1989, was the Owner for the construction project being constructed on real estate as legally described hereafter.

That on or about the 2nd day of April 1991, PARKWAY BANK & TRUST COMPANY, U/T No. 10159, dated August 9, 1989, was the owner in fee simple of the following described land in Cook County, Illinois to wit:

LOTS 16, 19, 20, 23, 29, 37, 50 and 56 IN CUTTERS RUN OF SOUTH BARRINGTON BEING A SUBDIVISION OF THE WEST 1/2 OF THE NORTH WEST 1/4 OF SECTION 34 AND THE SOUTH WEST 1/4 OF THE SOUTH WEST 1/4 OF SECTION 27, ALL IN TOWNSHIP 42 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 6, 1990 AS DOCUMENT 90156829;

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PIN No. 01-27-309-006-0000, 01-27-306-009 & 01-34-107-003 & 01-34-106-003-004, 007-017, IN COOK COUNTY, ILLINOIS.

and Claimant, EARTH, INC., was the Owner's Sub-sub-contractor for the improvement thereof.

That on or before the 2nd day of April, 1991, WEJ DEVELOPMENT CORPORATION, made a contract with DIRT DIGGERS and then DANIEL BUTCHER, INC., who made an oral contract with Claimant, EARTH, INC., whereby Claimant furnished material, services, labors and equipment for trucking, hauling and excavating to the said improvement and that on the 5th day of May 1992, Claimant, EARTH, INC., completed its obligations required by its sub-sub-contract to be done.

That the Claimant alleges upon information and belief that a sworn statement has been submitted to the Owner or its agent and that said sworn statements are in writing and contain the names of the persons furnishing material and labor for and in said improvement, and that the Claimant's name and the correct amount due Claimant for the work described above has not been properly included in this sworn statement.

That said WEJ DEVELOPMENT CORPORATION, pursuant to an oral contract for time and material is entitled to no credits leaving due, unpaid and owing to the Claimant the sum of One Hundred Sixty-Eight Thousand and 00/100 (\$168,000.00) Dollars for which, with interest, the Claimant claims a lien on said land and improvements, and on the monies or other consideration due or to become due from the Owners under said Contract against General Contractor, the owners and all other parties of interest.

EARTH, INC.

BY:


ERIC P. FERLEGER
Its Attorney and Agent

02506291

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THE STATE OF ILLINOIS
COUNTY OF COOK

IN SENATE, January 11, 1911.

REPORT OF THE COMMISSIONERS OF THE LAND OFFICE
IN RESPONSE TO A RESOLUTION PASSED BY THE SENATE
ON JANUARY 11, 1911.

THE COMMISSIONERS OF THE LAND OFFICE
HAVE THE HONOR TO ACKNOWLEDGE THE RECEIPT
OF YOUR RESOLUTION PASSED BY THE SENATE
ON JANUARY 11, 1911, AND TO STATE THAT
THE SAME HAS BEEN REFERRED TO THE
COMMISSIONERS OF THE LAND OFFICE
FOR THEIR CONSIDERATION.

THE COMMISSIONERS OF THE LAND OFFICE
HAVE THE HONOR TO STATE THAT THE
SAME HAS BEEN REFERRED TO THE
COMMISSIONERS OF THE LAND OFFICE
FOR THEIR CONSIDERATION.

JAN 11 1911

COMMISSIONERS OF THE LAND OFFICE
STATE OF ILLINOIS

STATE OF ILLINOIS
COUNTY OF COOK

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\$25.00

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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

ERIC P. FERLEGER, being first duly sworn on oath, deposes and states that he is the Attorney and agent of the Claimant; that he has read the foregoing Notice and Claim for Mechanic's Lien, knows the contents thereof and that the statements therein contained are true and that on the 31st day of July, 1992, he served this Notice and Claim for Mechanic's Lien by mailing copies thereof, certified and regular mail, return receipt requested, and depositing same in the U.S. Mail at 111 West Washington, Chicago, Illinois to:

PARKWAY BANK & TRUST COMPANY,
U/T No. 10159
4800 North Harlem
Harwood Heights, Illinois 60656

WEJ DEVELOPMENT CORPORATION,
c/o John Jacobs, R/A,
803 West Golf Road
Schaumburg, Illinois 60194

DIRT DIGGERS, INC.
31W120 West Bartlett Road
Bartlett, Illinois 60103

DANIEL BUTCHER, INC.
205 North Walters, Unit 2B
Itasca, Illinois 60143



ERIC P. FERLEGER

Subscribed and Sworn to
before me this 31st day
of July, 1992

LEITIA M. REYES

Notary Public

THIS INSTRUMENT PREPARED BY:

ERIC P. FERLEGER
HELLER, SHAPIRO, FRISONE & FERLEGER
111 West Washington - Suite 1245
Chicago, IL 60602
312/236-3644



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PROPERTY OF COOK COUNTY CLERK'S OFFICE

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