

# UNOFFICIAL COPY

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PGS/pentek/2705-1

## NOTICE AND CLAIM FOR MECHANICS' LIEN

STATE OF ILLINOIS )  
COUNTY OF COOK ) SS.

IF THE OFFICE OF THE RECORDER  
OF DEEDS OF COOK COUNTY

PENTEK CONSTRUCTION CO., INC.

Plaintiff,

AMERICAN MALL INTERIORS  
CONSTRUCTION, INC., 115TH &  
HALSTED PROPERTIES, INC., TJX  
COMPANY, INC., and FIRST NATIONAL  
BANK OF CHICAGO,

Defendants.

### "NOTICE TO OWNER"

Do not pay the contractor for this work or material unless you have received from the Contractor a waiver of lien by, or other satisfactory evidence of payment to, the Subcontractor or Materialman."

DEPT-02 FILING #23.50  
T43333 TRAN 7406 11/24/93 12:17:00  
43221 + \*-93-962991  
COOK COUNTY RECORDER

NOTICE & CLAIM FOR LIEN

IN AMOUNT OF  
\$15,702.50

The claimant PENTEK CONSTRUCTION CO. of Crete, County of Cook, State of Illinois, being a carpentry, drywall and accoustical ceiling contractor for the construction project on the real estate described below, hereby files a Notice and Claim for Lien against FIRST NATIONAL BANK OF CHICAGO being the Lender located at 1 First National Plaza, Chicago, Illinois, AMERICAN MALL INTERIORS CONSTRUCTION, INC. being the General Contractor (hereinafter referred to as "Original Contractor") for said construction project doing business at 603 Oak Street, New Tazewell, Tennessee, and 115th and HALSTED PROPERTIES, INC., and TJX COMPANIES, INC., located at 208 S. LaSalle Street, Chicago, Illinois, both hereinafter referred to as "Owners", and said last named companies are the Owners for the construction project being constructed on the real estate commonly known as Foot Locker, 11444 Halsted Street, Chicago, Illinois, in the County of Cook, State of Illinois.

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This document prepared by  
EMALFARB, SWAN & BAIN  
660 LaSalle Place  
Highland Park, IL 60035  
708-432-6900



Permanent Index No. 25-20-226-008 thru 011

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That, on the August 12, 1993 said 115th & HALSTED PROPERTIES, INC. and TJX COMPANIES, INC. were the Owners of record of the following described land in the County of Cook, State of Illinois, to wit:

SEE ATTACHED EXHIBIT "A"

and AMERICAN MALL INTERIORS CONSTRUCTION, INC. was authorized and knowingly permitted by the Owner to construct the improvement thereof.

That on August 12, 1993, said AMERICAN MALL INTERIORS CONSTRUCTION, INC. made an written contract with Claimant PENTEK CONSTRUCTION COMPANY, INC., a copy of said written contract is attached hereto as Exhibit "A" for and in said improvement, and that, on September 24, 1993, the claimant PENTEK CONSTRUCTION COMPANY, INC. completed thereunder all required to be done by said contract.

That said Contractor AMERICAN MALL INTERIORS CONSTRUCTION, INC. is entitled to credits on account in the amount of \$0.00, leaving due, unpaid and owing to the Claimant, after allowing all lawful credits, the sum of \$15,702.50, for which with interest, the Claimant claims a lien on said land and improvements, and on the monies or other considerations due or to become due from the Owner under said contract against said Original Contractor and Owner.

PENTEK CONSTRUCTION COMPANY, INC.

By:

  
\_\_\_\_\_  
EMAFLARE, SWAN & BAIN  
Its attorney and agent

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STATE OF ILLINOIS     )  
                                  ) SS.  
COUNTY OF LAKE        )

## VERIFICATION

The Affiant, Peter G. Swan, being first duly sworn on oath, deposes and says that he is the attorney and agent of the Claimant; that he has read the foregoing Notice and Claim for Lien, knows the contents thereof, and states that all the statements therein contained are true, to the best of his information and belief.

Subscribed and Sworn to  
before me this 12 day  
of November, 1993.

Tara S. Cody  
Notary Public



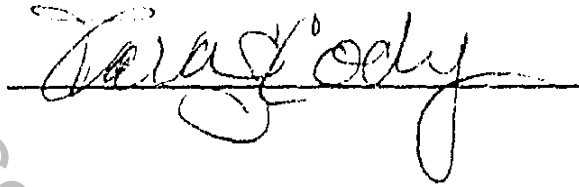
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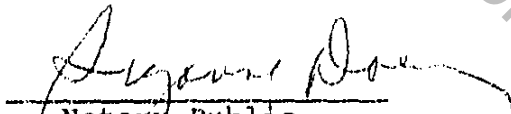
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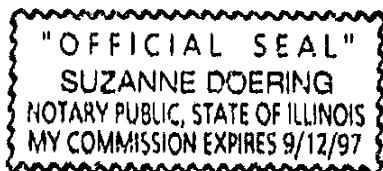
## PROOF OF SERVICE BY MAIL

I, Tara S. Cody, a non-attorney on oath, state that on this 12th day of November, 1992, I served this Notice and Claim for Mechanics' Lien by mailing a copy of said Notice by certified mail, return receipt requested, limited to addressee only, to: American Mall Interiors Construction, certified number P317022366, 115th & Halsted Properties, certified number P317022363, TUX Companies, certified number P317022364, and First National Bank of Chicago, certified number P317022365, postage prepaid, by depositing same in the U.S. Mail Box located in Highland Park, Illinois before the hour of 5:00 p.m.



Subscribed and Sworn to  
before me this 12 day  
of Nov, 1993.

  
Notary Public



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EXHIBIT "A"  
Property of Cook County Clerk's Office

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(Street Address) 115th Street Mall/FOOTLOCKER 115TH STREET MALL, CHICAGO, ILLINOIS:

A/K/A: Lots 4 thru 20 of Block 4 of First Addition to Sheldon Heights West, a subdivision in the East 1/2 of the Northeast 1/4 of Section 20, Township 37 North, Range 14 East of the Third Principal Meridian, in the County of Cook in the State of Illinois.

Property of Cook County Clerk's Office

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Description of the Premises

Parcel 1:

That Part of the South East Quarter of the North East Quarter of Section 20, Township 33 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois, described as follows: Lots 4 to 20, inclusive in Block 4 of the First Addition to Sheldon Heights West, being a Subdivision of part of the East Half of the North East Quarter of Section 20, Township 33 North, Range 14, East of the Third Principal Meridian, except that part taken for widening of South Wabash Street by ordinance of the City of Chicago passed June 17, 1973; also lands described as follows: Commencing at a point on the North line of West 133rd Street (being 33 feet North of the North line of the North East Quarter of said Section 20) and on the West line of said Block 4 of the First Addition to Sheldon Heights West; thence North along said West line of said Block 4, to a point on a line drawn parallel with and 100 feet South of the North line of the South half of the South half of the East half of the North East Quarter of said Section 20 (said line being the South line of Sheldon Heights West Fourth Addition); thence West along last described parallel line a distance of 322.30 feet to the West line of said Sheldon Heights West Fourth Addition; thence North along the said West line of said Subdivision, a distance of 100 feet to a point on a line drawn parallel with and 33 feet North of the said North line of the South half of the South half of the East half of the North East Quarter of said Section 20; thence West along last described parallel line, a distance of 339.68 feet to the Easterly line of the 100 foot right of way of the Peesburg, Cincinnati, Chicago and St. Louis Railway Company; thence Southeastery along said Easterly right of way line, a distance of 706.88 feet, to the North line of said West 133rd Street; thence East along said North line of West 133rd Street, to the point of beginning, in Cook County, Illinois.

Parcel 2:

Lots 16, 17, 18, 19, 20 and 21 in Sheldon Heights West Fourth Addition, being a Subdivision of part of the South East Quarter of the North East Quarter of Section 20, Township 33 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

EXHIBIT A

Together with Vacated Streets and Alleys as per Document No. 23390067 Recorded in the Cook County Recorder of Deeds Office February 11, 1975. Except those parts Vacated for Public Alleys as per Document No. 23388888 Recorded in the Cook County Recorder of Deeds Office February 11, 1974.

Property of Cook County Clerk's Office

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Property of Cook County Clerk's Office

115<sup>D</sup> + Halsted Prop. Inc.

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EXHIBIT "B"

Property of Cook County Clerk's Office

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## AMERICAN MALL INTERIORS CONSTRUCTION & DESIGN, INC.

P.O. BOX 1077 NEW TAZEWELL, TN 37825  
PHONE 615-626-0339 FAX 615-626-0339

## PURCHASE ORDER

NO. P 05803

Show the  
number on all  
invoices.

PENTEK CONSTRUCTION CO.  
695 St. Andrews Dr.  
Crate, IL 60417  
PH (708)672-8248

DATE: Start Date: 6/3/93  
JOB NO.: 05803  
JOB: Footlocker  
MALL: Jewel Center (Halsted)  
CITY/ST: Chicago, IL  
SUPERVISOR: Danny Drummonds

ORDER MATERIALS IMMEDIATELY AND SCHEDULE ALL LABOR, MATERIAL, TOOLS, EQUIPMENT AND SERVICES SO AS TO MEET AN ON OR BEFORE COMPLETION DATE OF September 24, 1993 FOR THE COMPLETE INSTALLATION OF See Below AS PER STATE AND LOCAL CODE REQUIREMENTS, MALL CRITERIA, AMERICAN MALL INTERIORS CONSTRUCTION COMPANY'S BID INSTRUCTIONS, AND ALL PLANS AND SPECIFICATIONS AS PREPARED BY: Kinney Shoe Corp. JOB SITE CLEAN UP MUST BE DONE ON A DAILY BASIS.

To build and furnish for  
Ceiling:  
Approx. 1470 sq. ft. 2x2 white lay in Armstrong Cortega  
acoustical ceiling. \$ 1,550.00

Walls:  
Outside interior walls  
Approx. 4268 sq. ft. with 5/8 drywall board on outside,  
and 1/2 plywood with 5/8 drywall board on inside  
3-5/8 20 gage metal studs and track 24 on center  
Inside interior walls  
Approx. 1078 sq. ft. with 5/8 drywall board on both sides  
3-5/8 20 gage metal studs and track 24 on center

Labor:  
Metal framing, drywall, taping, and finish taping will be  
furnish as plans shown. \$14,152.50

TOTAL \$15,702.50

- NOTE: (1) PAYMENT MADE 30 DAYS FROM RECEIPT OF INVOICE.  
 (2) NO PAYMENTS WILL BE MADE WITHOUT AN INVOICE.  
 (3) ~~NO PAYMENTS WILL BE MADE UNLESS BIDDING HAS BEEN~~  
 (4) FINAL INVOICE DUE WITHIN 10 DAYS OF COMPLETION OF JOB.  
 (5) NO EXTRAS CAN BE ADDED TO THIS PURCHASE ORDER. OVERTIME IS NOT PERMITTED UNLESS AUTHORIZED BY THE AMERICAN MALL INTERIORS CONSTRUCTION COMPANY.

PRICE
-----\$15,702.50-----

SUBCONTRACTOR HEREBY ACCEPTS THIS ORDER WITH THE SPECIFICATIONS AND ON THE TERMS AND CONDITIONS ON THE FACE AND REVERSE SIDE HEREOF.

AMERICAN MALL INTERIORS  
CONSTRUCTION & DESIGN, INC.

Accepted: \_\_\_\_\_  
Authorized Representative Subcontractor

Signed by: Bruce Smith  
CONSTRUCTION COORDINATOR

DATE

9/30

1993

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## PROPOSAL

Pentek Constnuction Co. 695 St. Andrews Dr. Crete Il. 60417 708-672-8248	Proposal No. _____ Sheet No. _____ Date 8/12/93
---	---

Proposal Submitted To	Work To Be Performed At
Name <b>America Mall Interiors</b>	Street <b>115th. Halsted Street</b>
Street <b>603 Oak Street</b>	City <b>Chicago</b> State <b>IL</b>
City <b>New Tazewell</b>	Date of Plans <b>6/3/93</b>
State <b>Tenn.</b> <b>37825</b>	Architect _____
Telephone Number <b>615-226-0333</b>	

We hereby propose to furnish the materials and perform the labor necessary for the completion of

**Kinney Shoes Corporation**  
 To build and furnish for  
**Ceiling:**  
 Approx. 1470 sq. ft. 2x2 white lay in Armstrong Cortega  
 acoustical ceiling. \$ 1,550.00

**Walls:**  
 Outside interior walls  
 Approx. 4268 sq. ft. with 5/8 drywall board on outside,  
 and 1/2 plywood with 5/8 drywall board on inside  
 3-5/8 20 gage metal studs and track 24 on center  
 Inside interior walls  
 Approx. 1078 sq. ft. with 5/8 drywall board on both sides  
 3-5/8 20 gage metal studs and track 24 on center

**Labor:**  
 Metal framing, drywall, taping, and finish taping will be  
 furnish as pl~~ass~~shown. \$ 14,152.50

All material is guaranteed to be as specified, and the above work to be performed in accordance with the drawings and specifications submitted for above work and completed in a substantial workmanlike manner for the sum of Dollars (\$15,702.50).

with payments to be made as follows:  
 30 days on completion in full

Any alteration or deviation from above specifications involving extra costs, will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance upon above work. Workmen's Compensation and Public Liability Insurance on above work to be taken out by

Respectfully submitted, Robert Pentek

Per \_\_\_\_\_  
 Note — This proposal may be withdrawn by us if not accepted within \_\_\_\_\_ days

### ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Date 8-12-1992 Signature Bruce Smith

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INVOICE

PENTEK CONSTRUCTION CO.  
695 St. Andrews Dr.  
Crate, IL 60417  
708-672-8248

Invoice Submitted To

American Mall Interiors Construction Inc.  
603 Oak Street  
New, Tazewell, TN. 37825

Date 10-31-93  
Job No. 05803  
Job Footlocker  
Mall Jewel Center 115 th and Halsted Chicago, IL  
ATTN. Danny Drummonds

This invoice is for carpenter labor and material which was completed on  
9-30-93 for Kinney Shoes Cor. Footlocker 115th and Halsted Chi. Il.  
by Pentek Construction Co.

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TOTAL INVOICE PRICE  
\$15,702.50

Signed by: Richard Pentek  
Date 11-7-93

ATTN: PETER SWAN

FROM: RICHARD PENTEK