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MECHANIC'S LIEN:
NOTICE & CLAIM
STATE OF ILLINOIS }
COUNTY OF COOK } SS

95664772

SCURTO CEMENT CONSTRUCTION,
LTD.

CLAIMANT

-VS-

Home Depot U.S.A.
CAPITOL CONSTRUCTION GROUP
DEFENDANT

The claimant, SCURTO CEMENT CONSTRUCTION, LTD. of Roselle County of DUPAGE, State of IL, hereby files a notice and claim for lien against CAPITOL CONSTRUCTION GROUP contractor of 1400 S. Wolf Rd. Bldg. 100 Wheeling, State of Illinois and Home Depot U.S.A. Atlanta GA Home Depot U.S.A. Calumet City IL (hereinafter referred to as "owner(s)") and (hereinafter referred to as "lender(s)") and states:

That on October 7, 1994, the owner owned the following described land in the County of COOK, State of Illinois to wit:

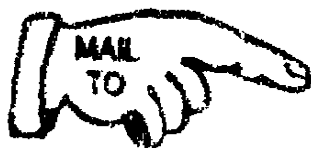
(Street Address)

Home Depot U.S.A. 1530 Torrence Avenue, Calumet City, Illinois:

A/K/A: SEE ATTACHED LEGAL DESCRIPTION

A/K/A: Tax # 29-24-401-021

and CAPITOL CONSTRUCTION GROUP was the owner's contractor for the improvement thereof. That on October 7, 1994, said contractor made a subcontract with the claimant to provide concrete work for and in said improvement, and that on June 23, 1995 the claimant completed thereunder all that was required to be done by said contract.



Box 10

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7-21-2006

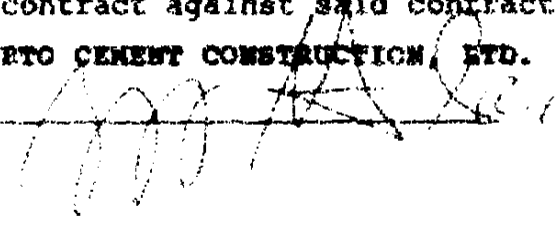
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The following amounts are due on said contract:

Contract Balance	\$4,357.00
Extras	\$9,663.00
Total Balance Due.....	\$14,020.00

leaving due, unpaid and owing to the claimant after allowing all credits, the sum of Fourteen Thousand Twenty and 00/100ths (\$14,020.00) Dollars, for which, with interest, the Claimant claims a lien on said land and improvements, and on the moneys or other considerations due or to become due from the owner under said contract against said contractor and owner.

SCURTO CEMENT CONSTRUCTION, LTD.

BY: 

Prepared By
SCURTO CEMENT CONSTRUCTION,
LTD.
380 Monoco Drive
Roselle, IL 60472

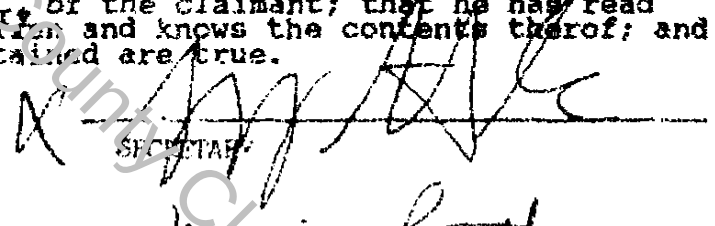
VERIFICATION

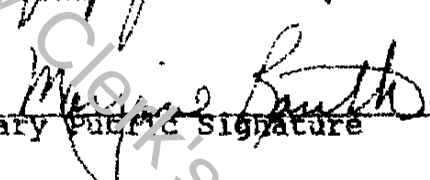
State of Illinois

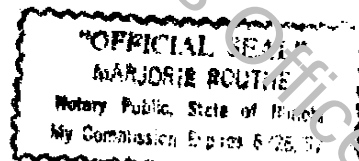
County of DUPAGE

The affiant, Greg Scurto, being first duly sworn, on oath deposes and says that he is Secretary of the claimant; that he has read the foregoing notice and claim for lien and knows the contents thereof; and that all the statements therein contained are true.

Subscribed and sworn to
before me this September 21, 1993.


SECRETARY


Notary Public Signature



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PARTICLE 1

That part of the East half (1/2) of the South East quarter (1/4) of Section 24, Township 36 North, Range 14, East of the Third Principal Meridian, described as follows:

Commencing at the East line of said Section 24, a distance of 632.61 feet North of the South line of said Section 24; thence North 88° 27' 02" West 758.52 feet on a line making an angle from North to West 18° 36' 07" with the East line of said Section 24 to the East line of the Subdivision by the Children of Adam Corp.; thence North 00° 00' 55" West 976 feet along last said East line to the South right of way line of the railroad right of way; thence South 37° 49' 15" East 1,253.28 feet along last said South right of way line to the East line of said Section 24; thence South 00° 00' 55" East 677 feet to the Point of Beginning, in Cook County, Illinois.

PARTICLE 2

Now, Executive Agreement for the benefit of Parcel 1, as created by Declaration of Perpetual Easement for right of way, dated February 1, 1935 and recorded May 18, 1935 as Document Number 88214655 and recorded January 8, 1936 as Document Number 90114777, by and between LaSalle National Bank, Trust Number 45211, LaSalle National Bank Trust Number 44350, Ingersoll Health Ventures, FKA I.H.V. Corporation and LaSalle National Bank, Trust Number 112450, for ingress and egress upon:

A strip of land consisting of the South 25 feet and the West 25 feet of Lot 6, the North 25 feet of Lot 7, and the East 25 feet of Lot 1 lying adjacent to the West line of Lot 3, all in Morris River Business Center, being a subdivision of that part of the East half (1/2) of the Southeast quarter (1/4) of Section 24, Township 36 North, Range 14, East of the Third Principal Meridian, according to the Plat thereof recorded January 28, 1935 as Document Number 27622500, in Cook County, Illinois.

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2. General Real Estate Taxes on the land for the year 1993

Permanent Tax Index Number: 29 24 401 402 (Affects Parcel 1)
29 24 402 081 (Affects part of Parcel 3)
29 24 402 082 (Affects part of Parcel 3)

Total 1993 tax billed: \$504,351.57 (071), \$4,779.52 (081), \$11,353.22 (082)

Notes: 1993 taxes not delinquent before March 2, 1994

9. **Covenant, Conditions and Restrictions Agreement recorded on December 20, 1972 as Document Number 22163208 and re-recorded on January 24, 1973 as Document Number 22198198** relating to improvements on the land, submission and approval of plans, use of the land and improvements, signs, maintenance of the improvements, unoccupied or vacant buildings, landscaping, storm water facilities, provision of storm water retention reservoir and culvert, maintenance, operation, repair and reconstruction of storm water facilities, charges and profits of easements for laying, installing, constructing, operating, using, repairing, maintaining, replacing, renewing and removing underground utilities or facilities, including but not limited to sanitary and storm sewers, electrical, gas and water, together with the right of ingress and egress to and from said easements, and that no structures or obstructions are to be placed on said easements

Notes: 1. Said covenant, conditions and restrictions do not apply to a conveyance of title in the form of a leasehold.

10. **Easement for laying, installing, constructing, operating, using, repairing, maintaining, replacing, renewing and removing underground utilities, including but not limited to sanitary sewer, storm sewer, electrical, gas and water, together with the right of ingress and egress to and from said easements as established by Agreement recorded on December 20, 1972 as Document Number 22163210**

(Affects Parcel 1)

11. **Easement over the Northwesterly 1/4 and over a strip of land 20 feet each side of the following described lot:**

Commencing on the East line of the subdivision of Adams Tract in Section 24, Township 56 North, Range 14, East of the Third Principal Meridian, a distance of 340 feet South of the South right of way line of the Pease Central Railroad (herein "Line") normal to said East line to a point 20 feet Southerly of said South Right of way line, thence on Survey dated December 14, 1963 by SEN Consultants, Ltd., to a Northerly 1/4.

(Affects Parcel 1)

12. **Easement for installation, use, maintenance, repair and replacement of storm sewer pipes as established by Agreement recorded on March 28, 1979 as Document Number 2437615.**

(Affects Parcel 1)

13. **Term, performance and conditions contained in the instructions regarding the easements described in Schedule A, recorded July 18, 1980 as Document Number 58214545 relating to maintenance and the right of adjoining owners to concurrent use of said easements.**

(Affects Parcel 2)

14. **Spoil tracks and right of way of the railroad as disclosed by the existence of spoil track along Western property line on Survey dated December 14, 1967 prepared by SEN Consultants, Ltd., Job Number 9373.**

(Affects Parcel 1 and 2)

15. **Master of Stormwater for Storm Water Division recorded October 20, 1985 as Document Number 65488179.**

16. **Plans for and the existing railroad spoil tracks**

(Affects Parcel 1 and 2)

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23. easement to Minnesota Avenue, Division of Greater Chicago for water and storm drain easement as set forth in Division Number 2024344 and 2024351.
24. Easement approximately 20 feet in width adjacent and parallel with Terrace Avenue.
25. Easement for public use, including and the State of Illinois and to that part of the land taken and used for Public Avenue at Terrace Avenue.
26. Easement for drainage, and cable easement over the Northern 10 feet and the Southern 25 feet of the land and 5 feet on each side of the North-South line between Lots 1 and 3 as shown in Plat of Subdivision Document Number 2742590, and on Survey dated December 14, 1993 by S.D.C. Commissioners, Order Number 1373.

Other Easements

27. Easement, Transfer, Dedication, Quit Claim and Grant. Instruments, dated October 28, 1975 and October 15, 1977 as Document Number 2496013, wherein the City of Calumet City ceded to by Quit Claim, interest in and to the water main and water distribution system, sanitary sewer system and storm sewer system located within certain easements designated on the Subdivision Document 2024344 and 2024351, together with hereinafter perpetual easements under, over, and through the same areas, for laying, installing, connecting, operating, using, repairing, maintaining, replacing, improving and removing any utility or facility dedicated to the City of Calumet City.

Western Easement

The Western 20 feet of Section 24, Township 36 North, Range 14, East of the Third Principal Meridian, lying Southwesterly and adjacent to the West line of the right-of-way of the Penn Central Railroad, East to the East line of the Subdivision by the Children of Adam Ooms and West to the West right-of-way line of Terrace Avenue.

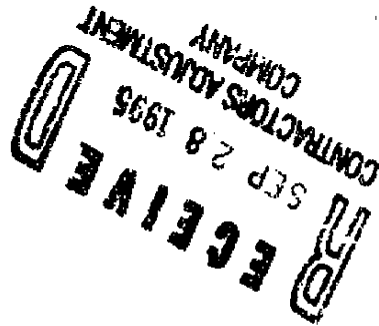
North Easement

A strip of land 10 feet on each side of the following described line: Commencing on the East line of the Subdivision by the Children of Adam Ooms in Section 24, Township 36 North, Range 14, East of the Third Principal Meridian, a distance of 343 feet South of the South right-of-way line of the Penn Central Railroad, thence East on a line Normal to said East line to a point 20 feet South of said East right-of-way line.

Other Part of

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