

MECHANIC'S LIEN:  
NOTICE & CLAIM

STATE OF ILLINOIS }  
COUNTY OF COOK } SS

VORTEX ENTERPRISES, INC.  
CLAIMANT

-VS-

Long Drive Investors I, LLC  
Peapod  
BHF - Bank Aktiengesellschaft (Grand Camen Branch)  
LEOPARDO CONSTRUCTION  
DEFENDANT

The claimant, VORTEX ENTERPRISES, INC. of Romeoville County of WILL, State of IL, hereby files a notice and claim for lien against LEOPARDO CONSTRUCTION contractor of 401 N. Michigan Avenue Chicago, State of Illinois and Long Drive Investors I, LLC Chicago IL Peapod Skokie IL (hereinafter referred to as "owner(s)") and BHF - Bank Aktiengesellschaft (Grand Camen Branch) New York NY (hereinafter referred to as "lender(s)") and states:

That on June 25, 1997, the owner owned the following described land in the County of COOK, State of Illinois to wit:

(Street Address)  
Old Orchard Woods/Peapod 5401 Old Orchard Road, Skokie, Illinois:

A/K/A: SEE ATTACHED LEGAL DESCRIPTION

A/K/A: Tax # 10-09-301-001; 10-09-312-009; 10-09-312-010; 10-09-312-014;  
10-09-304-020;

and LEOPARDO CONSTRUCTION was the owner's contractor for the improvement thereof. That said contractor made a subcontract with the claimant to provide labor and materials to install carpet, VCT and base for and in said improvement, and that the claimant completed thereunder all that was required to be done by said contract.



Box 10

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The following amounts are due on said contract:

Contract Balance	\$5,588.00
Extras	\$13,307.30
Total Balance Due.....	\$18,895.30

leaving due, unpaid and owing to the claimant after allowing all credits, the sum of Eighteen Thousand Eight Hundred Ninety-five and 30/100ths (\$18,895.30) 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.

VORTEX ENTERPRISES, INC.

lc/gs

X BY: \_\_\_\_\_

Prepared By:  
VORTEX ENTERPRISES, INC.  
221 E. RocBear Drive  
Romeoville, IL 60441

VERIFICATION

State of Illinois

County of WILL

The affiant, Jill Chin Miller, being first duly sworn, on oath deposes and says that he/she is President 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.

X \_\_\_\_\_  
President

Subscribed and sworn to  
before me this February 4, 1998.

\_\_\_\_\_  
Notary Public Signature

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## PARCEL 1:

THAT PART OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY ILLINOIS DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE EAST LINE OF SAID SOUTHEAST 1/4, A DISTANCE OF 927.30 FEET NORTH OF THE SOUTHEAST CORNER THEREOF; THENCE WEST 1304.16 FEET MORE OR LESS TO A POINT 16.5 FEET EAST OF THE WEST LINE OF SAID SOUTHEAST 1/4; THENCE NORTH PARALLEL TO AND ALONG A LINE 16.5 FEET EAST OF THE WEST LINE OF SAID SOUTHEAST 1/4, A DISTANCE OF 391.38 FEET MORE OR LESS TO THE NORTH LINE OF SAID SOUTHEAST 1/4; THENCE EAST ALONG THE NORTH LINE OF SAID SOUTHEAST 1/4 A DISTANCE OF 1304 FEET MORE OR LESS TO THE EAST LINE OF SAID SOUTHEAST 1/4; THENCE SOUTH ALONG THE EAST LINE OF SAID SOUTHEAST 1/4, A DISTANCE OF 392.72 FEET MORE OR LESS TO THE POINT OF BEGINNING (EXCEPTING THEREFROM A STRIP OF LAND 100 FEET WIDE CONVEYED BY SAMUEL MEYER AND WIFE TO THE CHICAGO NORTHERN RAILWAY COMPANY BY WARRANTY DEED RECORDED JANUARY 9, 1903 AS DOCUMENT NO. 3340531 A MAP WHICH WAS RECORDED JANUARY 23, 1904 AS DOCUMENT NO. 3492598; ALSO EXCEPTING THEREFROM A STRIP OF LAND 135 FEET WIDE LYING EASTERLY OF AND ADJOINING THE EASTERLY RIGHT-OF-WAY LINE OF THE 100 FOOT STRIP OF LAND ABOVE DESCRIBED; ALSO EXCEPTING THEREFROM THAT PART OF SAID PREMISES TAKEN FOR EDENS HIGHWAY; ALSO EXCEPTING THAT PART OF THE FOREGOING TRACT LYING EASTERLY OF EDENS HIGHWAY AFORESAID)

## PARCEL 2:

THAT PART OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 (EXCEPT THE NORTH 30 FEET THEREOF WHICH LIES WITHIN HARRISON STREET) OF SECTION 9, TOWNSHIP 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN LYING WEST OF THE WESTERLY LINE OF THE 100 FEET RIGHT-OF-WAY OF CHICAGO AND NORTH WESTERN RAILWAY, IN COOK COUNTY, ILLINOIS;

EXCLUDING: THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF FRACTIONAL SECTION 9, TOWNSHIP 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE NORTH LINE OF THE SOUTHWEST 1/4 OF SAID FRACTIONAL SECTION 9, WITH THE WESTERLY LINE OF THE 100 FOOT RIGHT-OF-WAY OF THE CHICAGO AND NORTH WESTERN RAILWAY COMPANY AS DESCRIBED IN PARCEL 5 OF WARRANTY DEED RECORDED ON SEPTEMBER 1971 AS DOCUMENT NO. 21648312; THENCE SOUTHEASTERLY ALONG SAID EASTERLY RIGHT-OF-WAY LINE TO A POINT THAT IS 61.5 FEET SOUTH OF SAID NORTH LINE (AS MEASURED ON A LINE DRAWN RIGHT ANGLES TO SAID NORTH LINE); THENCE NORTHWESTERLY TO A POINT ON THE WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 9 AFORESAID, SAID POINT BEING 39.763 FEET SOUTH OF THE NORTH LINE OF SAID EAST 1/2 (AS MEASURED ALONG SAID WEST LINE); THENCE NORTH ALONG SAID WEST LINE TO THE NORTH LINE OF SAID EAST 1/2; THENCE EAST ALONG SAID NORTH LINE TO THE PLACE OF BEGINNING, (EXCEPTING THEREFROM THAT PART LYING IN OLD ORCHARD ROAD ALSO KNOWN AS HARRISON STREET).

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## PARCEL 3:

THE WEST 1 ROD OF THAT PART OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE EAST LINE OF SAID SOUTHEAST 1/4, A DISTANCE OF 927.30 FEET NORTH OF THE SOUTHEAST CORNER THEREOF; THENCE WEST 1320.66 FEET MORE OR LESS TO THE WEST LINE OF SAID SOUTHEAST 1/4; THENCE NORTH ALONG THE WEST LINE OF SAID SOUTHEAST 1/4, A DISTANCE OF 391.38 FEET, MORE OR LESS, TO THE NORTH LINE OF SAID SOUTHEAST 1/4; THENCE EAST ALONG THE NORTH LINE OF SAID SOUTHEAST 1/4, A DISTANCE OF 1320.00 FEET, MORE OR LESS, TO THE EAST LINE OF SAID SOUTHEAST 1/4; THENCE SOUTH ALONG THE EAST LINE OF SAID SOUTHEAST 1/4, A DISTANCE OF 392.72 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

## PARCEL 4:

NON-EXCLUSIVE, PERPETUAL EASEMENT FOR THE BENEFIT OF PARCELS 1, 2 AND 3 AS CREATED BY DECLARATION OF COVENANTS AND EASEMENTS MADE BY OLD ORCHARD PLAZA LIMITED PARTNERSHIP RECORDED SEPTEMBER 15, 1994 AS DOCUMENT 94807009, FOR ACCESS, INGRESS AND EGRESS AND UTILITIES OVER THAT PART OF THE FOLLOWING DESCRIBED TRACT WHICH LIES SOUTH OF PARCEL 1:

THE WEST 25 FEET OF THAT PART OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 9 AFORESAID, LYING NORTH OF THE WESTERLY EXTENSION OF THE NORTH LINE OF BLOCK 3 IN WITTBOLD'S RAPID TRANSIT TERRACE 3 AFORESAID, EXCEPTING FROM SAID WEST 25 FEET ANY PART THEREOF FALLING WEST OF THE WEST LINE OF THE WEST 2 ACRES OF THAT PART OF THE SOUTHWEST 1/4 OF SECTION 9 AFORESAID DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON THE EAST LINE OF SAID QUARTER SECTION, 8.10 CHAINS NORTH OF THE SOUTHEAST CORNER THEREOF AND RUNNING THENCE WEST PARALLEL TO THE SOUTH LINE OF SAID QUARTER SECTION 20.02 CHAINS; THENCE NORTH 5.93 CHAINS; THENCE EAST 20.01 CHAINS; THENCE SOUTH 5.95 CHAINS TO THE POINT OF BEGINNING ALL IN COOK COUNTY, ILLINOIS.

## PARCEL 5:

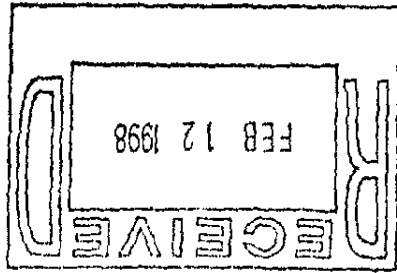
PERPETUAL EASEMENT IN FAVOR OF PARCELS 1, 2, 3 & 4 AS CREATED BY EASEMENT AGREEMENT MADE BY FOREST PRESERVES RECORDED JULY 22, 1948 AS DOCUMENT 14364191 FOR ACCESS TO GOLF ROAD OVER A TRACT OF LAND DESCRIBED THEREIN.

## PARCEL 6:

NON-EXCLUSIVE, PERPETUAL EASEMENT FOR THE BENEFIT OF PARCELS 1, 2 AND 3 AS CREATED BY DECLARATION OF COVENANTS AND EASEMENTS MADE BY OLD ORCHARD PLAZA LIMITED PARTNERSHIP RECORDED SEPTEMBER 15, 1994 AS DOCUMENT 94807009, FOR ACCESS, INGRESS AND EGRESS AND UTILITIES OVER THAT PART OF THE FOLLOWING DESCRIBED TRACT LYING EAST OF PARCELS 1 & 2 AND NORTH OF THE LINE DELINEATED AS THE SOUTHERN BOUNDARY LINE OF PARCEL 1, SHOWN ON EXHIBIT D THEREIN: ALL THAT PART OF THE 100 FOOT RIGHT OF WAY OF THE CHICAGO AND NORTHWESTERN RAILWAY COMPANY IN THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, THAT LIES NORTHWESTERLY OF THE NORTH LINE OF SIMPSON STREET AND SOUTHEASTERLY OF THE SOUTH LINE OF HARRISON STREET (OLD ORCHARD ROAD) AS SAID STREETS ARE PLATTED LOCATED AND ESTABLISHED SAID RIGHT OF WAY BEING A NORTHWESTERLY AND SOUTHEASTERLY STRIP OF LAND

100 FEET IN WIDTH THAT LIES 50 FEET IN WIDTH ON EACH SIDE OF THE CENTER LINE BETWEEN THE TWO MAIN TRACKS OF THE CHICAGO AND NORTHWESTERN RAILWAY COMPANY AS ORIGINALLY LOCATED AND ESTABLISHED, EXCEPT FOR THAT PART DEEDED TO INTERNATIONAL MINERALS AND CHEMICAL CORPORATION BY DOCUMENT RECORDED JULY 1, 1966 AS DOCUMENT 19874346.

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