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5152/0105 96 001 Page 1 of 3
1999-05-19 16:40:35
Cook County Recorder 15.00



99485609

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

**NOTICE OF SUBCONTRACTOR'S
CLAIM FOR LIEN**

The claimant, Osman Construction Corporation ("Osman"), whose address is 70 West Seegers Road, Arlington Heights, Illinois 60005, hereby files a notice and claim for lien against Shambaugh & Son, Inc. (the "Contractor"), whose address is 7614 Opportunity Drive, P.O. Box 1287, Fort Wayne, Indiana 46801, and David Babiarz (the "Owner"), whose address is 2180 South Wolf Road, Des Plaines, Illinois 60018, and states:

That on or about January 12, 1999, the Owner owned the following described land in Cook County, Illinois (the "Property"):

See Exhibit A attached hereto and made a part hereof

Permanent Real Estate Index Number:
09-28-300-021-0000

Address of Property: 1665 East Birchwood, Des Plaines, Illinois

and the Contractor was the Owner's contractor for the improvement thereof.

That the Contractor made a subcontract with Osman on or about January 12, 1999, pursuant to which Osman was to furnish labor and materials for certain demolition, concrete, masonry, carpentry, excavation, paving, sewer, landscaping, structural steel, roofing, roll-up doors, flooring, painting, and other and related work at the Property, and that, as of the date hereof, Osman is continuing to perform work required by its subcontract, including the extra and additional work referred to in the next paragraph.

That from time to time thereafter, at the request of Contractor, Osman furnished, and is continuing to furnish, certain extra and additional labor and materials on the Property.

As of May 6, 1999, the billed portion Osman's work has a value of Five Hundred Thirty-Two Thousand Five Hundred forty-five and no/100 Dollars (\$532,545.00).

Box 78

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That the Contractor is entitled to credits on account thereof in the amount of Three-Hundred Forty-One Thousand Two Hundred seventy-seven and 30/100 Dollars (\$341,277.30), leaving due and owing to Osman, after allowing all credits, the sum of One Hundred Ninety-One Thousand Two Hundred sixty-seven and 70/100 Dollars (\$191,267.70), for which, with interest, Osman claims a lien on said land and improvements and on the moneys or other considerations due or to become due to the Contractor from the Owner under the Contract, against the Contractor and the Owner.

OSMAN CONSTRUCTION CORPORATION

By: Bruce Kozlowski
(Vice) President

STATE OF ILLINOIS)
) ss.
COUNTY OF COOK)

The affiant, Bruce Kozlowski, being first duly sworn, on oath deposes and says that he is the (vice) president of Osman Construction Corporation; 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.

Bruce Kozlowski

Subscribed and sworn to
before me on May 14, 1999.

Steven P. Culos
Notary Public

This instrument was prepared by James M. Dash, Rosenthal and Schanfield, P.C., 55 E. Monroe Street, 46th Floor, Chicago, Illinois 60603



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EXHIBIT A

THAT PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 28, TOWNSHIP 41 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID WEST 1/2; THENCE SOUTH 1196.048 FEET ALONG THE EAST LINE OF SAID WEST 1/2; THENCE WEST ALONG A LINE PARALLEL WITH THE NORTH LINE OF SAID WEST 1/2, 723.98 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING TRACT OF LAND; THENCE CONTINUING WEST ALONG SAID PARALLEL LINE, 450.0 FEET; THENCE NORTH PERPENDICULARLY TO SAID PARALLEL LINE TO A POINT ON A LINE 756.066 FEET SOUTH OF (AS MEASURED ALONG THE EAST LINE OF SAID WEST 1/2) AND PARALLEL WITH THE NORTH LINE OF SAID WEST 1/2; THENCE EAST ALONG THE LAST DESCRIBED PARALLEL LINE, 450.0 FEET; THENCE SOUTH TO THE HEREIN DESCRIBED POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

Property of Cook County Clerk's Office