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Cook County Recorder 15.50



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Property of Cook County Clerk's Office

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

NOTICE AND CLAIM FOR MECHANIC'S LIEN

TO: CLAIMANT

F.E. Wheaton & Co., Inc.
204 W. Wheaton Ave.
Yorkville, IL 60560
Attn: Lisa Byrne

OWNER

RMS Properties L.L.C.
331-B W Golf Rd.
Schaumburg, IL 60195
Attn: Ron Shoffet

GENERAL CONTRACTOR

Housh's Construction Co. Inc.
775 Rte. 445
Vernon Hills, IL 60061
Attn: Housh Kohoshbin

LENDER(S)

First National Bank of
Morton Grove
6201 W Dempster
Morton Grove, IL 60055
Attn: Tim Deliss

PLEASE TAKE NOTICE that the Claimant, F.E. Wheaton & Co., Inc. (Subcontractor), of 204 W. Wheaton Ave., Yorkville, IL, hereby files Notice and Claim for Lien against R M S Properties, L.L.C., who on February 25, 1999, owned the following described land in the County of Cook, State of Illinois, to wit:

SYES
P/4
M YES

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PARCEL 1

THE SOUTH 443 FEET OF THE EAST $\frac{1}{2}$ OF THE NORTHWEST $\frac{1}{4}$ OF SECTION 17 (EXCEPT THE SOUTH 115 FEET OF THE NORTH 186 FEET OF THE WEST 70 FEET THEREOF AND EXCEPT THE SOUTH 50 FEET THEREOF TAKEN FOR JOE ORR ROAD, AND EXCEPT THAT PART THEREOF LYING SOUTHWESTERLY OF THE 100 FOOT RIGHT OF WAY OF DIXIE HIGHWAY AND EXCEPT THAT PART TAKEN FOR DIXIE HIGHWAY), ALSO THE 443 FEET OF THAT PART OF THE WEST $\frac{1}{2}$ OF THE NORTHEAST $\frac{1}{4}$ OF SECTION 17, LYING WEST OF THE WESTERLY LINE OF THE 100 FOOT RIGHT OF WAY OF RIEGEL ROAD, NOW CHICAGO ROAD, (EXCEPT THE SOUTH 50 FEET THEREOF TAKEN FOR JOE ORR ROAD), ALL IN TOWNSHIP 35 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS; (EXCEPTING FROM THE FOREGOING THAT PART THEREOF FALLING WITHIN THE FOLLOWING DESCRIBED TRACT:

THAT PART OF THE EAST $\frac{1}{2}$ OF THE NORTHWEST $\frac{1}{4}$ OF SECTION 17, TOWNSHIP 35 NORTH RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTON OF THE NORTH RIGHT-OF-WAY OF JOE ORR ROAD, AS DEDICATED, AND THE NORTHEASTERLY RIGHT-OF-WAY OF DIXIE HIGHWAY, AS DEDICATED, THENCE NORTH 33 DEGREES 08 MINUTES 19 SECONDS WEST 192.37 FEET ALONG THE LAST SAID NORTHEASTERLY RIGHT-OF-WAY LINE, THEN SOUTH 86 DEGREES 08 MINUTES 19 SECONDS EAST 111.30; THENCE SOUTH 89 DEGREES 45 MINUTES 45 SECONDS EAST 230.97 FEET; THENCE SOUTH 0 DEGREES EAST 152.62 FEET TO THE NORTH RIGHT-OF-WAY LINE OF SAID JOE ORR ROAD; THENCE SOUTH 90 DEGREES WEST 236.84 FEET ALONG THE LAST SAID NORTH LINE TO THE PLACE OF BEGINNING; ALL IN COOK COUNTY ILLINOIS.

PARCEL 2

EASEMENT FOR THE PURPOSES OF INGRESS AND EGRESS AS GRANTED BY RECIPROCAL PARKING EASEMENT, ACCESS EASEMENT AND RESTRICTIVE AGREEMENT MADE BY AND BETWEEN HERITAGE STANDARD BANK AND TRUST COMPANY, AS TRUSTEE UNDER TRUST AGREEMENT DATED DECEMBER 18, 1986 AND KNOWN AS TRUST NUMBER 10854 AND BANK OF RAVENSWOOD, AS TRUSTEE UNDER TRUST AGREEMENT DATED JULY 1, 1986 AND KNOWN AS TRUST NUMBER 25-7878, RECORDED JANUARY 6, 1987 AS DOCUMENT 87007398 OVER, UPON ACROSS " CONVENIENCE EASEMENT AREA" AND "ACCESS EASEMENT AREA" AS SHOWN ON EXHIBIT "A" ATTACHED THERETO, IN COOK COUNTY, ILLINOIS.

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Address(es) of premises: Olympia Plaza Shopping Center
Chicago Heights, IL

That on February 26, 1999, the Claimant made a contract with Housh's Construction Co., Inc., to supply lumber and other building materials for the improvement being erected or to be erected on said land for the sum of \$52,653.48, and on May 26th, 1999, completed thereunder delivery of materials having a value of \$63,653.48.

That as of September 7th, 1999, after all credits for payment to date, there is still due and owing \$11,562.75, with interest, for which F.E. Wheaton & Co., Inc., Claimant, claims a lien on said land and improvements and on monies or other consideration due or to become due from Housh's Construction Co., Inc., under said contract.

F.E. Wheaton & Co., Inc.
An Illinois Corporation

By: *Lisa Marie Byrne*
Secretary

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

The affiant, Lisa Byrne, being first duly sworn, on oath deposes and says that she is Assistant Secretary of F.E. Wheaton & Co., Inc., an Illinois corporation, the claimant; that he has read the foregoing claim for lien and knows the contents thereof; and that all statements therein contained are true.

Lisa Marie Byrne

Subscribed and sworn before me this 7th day of September, 1999.

Russell W. Gunther
Notary Public



PREPARED BY AND AFTER
RECORDATION RETURN TO:

Lisa Byrne
F.E. Wheaton & Co., Inc.
204 W. Wheaton Ave.
Yorkville, IL 60560

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

Please be advised that on the 7th day of September, 1999, the undersigned served a copy of the foregoing Notice and Claim for Mechanic's Lien by placing a true and correct copy of the same in the United States Mail chute (via Certified Mail, return receipt requested, and delivery limited to addressee only), located at Bristol, Illinois, 60512, in a sealed envelope, first class postage prepaid, and addressed to:

Housh's Construction Co., Inc.
775 Rte. 45
Vernon Hills, IL 60061
Attn: Housh Khoshbin

R M S Properties, L.L.C.
331 W. Golf Rd.
Schaumburg, IL 60195
Attn: Ron Shoffet

First National Bank of Morton Grove
6201 W. Dempster
Morton Grove, IL 60053
Attn: Tim Deliss

Lisa Byrne

Lisa Byrne

SUBSCRIBED AND SWORN to before
me this 7th day of September, 1999.

Russell W. Gunther

Notary Public

