



0021430561

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER (optional)

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

Stephen H. Malato  
Hinshaw & Culbertson  
222 N. LaSalle  
Suite 300  
Chicago, Illinois 60601

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a. ORGANIZATION'S NAME  
HIGH POINT PLAZA, L.L.C.

OR 1b. INDIVIDUAL'S LAST NAME

1c. MAILING ADDRESS  
C/O MARC REALTY 200 W. JACKSON  
CHICAGO  
IL 60606  
USA

1d. TAX ID #: SSN OR EIN  
ADD'L INFO RE ORGANIZATION DEBTOR  
1e. TYPE OF ORGANIZATION  
ltd. liability co

1f. JURISDICTION OF ORGANIZATION  
Illinois

1g. ORGANIZATIONAL ID #, if any  
0002358-2  NONE

2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (2a or 2b) - do not abbreviate or combine names

2a. ORGANIZATION'S NAME

OR 2b. INDIVIDUAL'S LAST NAME

2c. MAILING ADDRESS

2d. TAX ID #: SSN OR EIN  
ADD'L INFO RE ORGANIZATION DEBTOR  
2e. TYPE OF ORGANIZATION

2f. JURISDICTION OF ORGANIZATION

2g. ORGANIZATIONAL ID #, if any  NONE

3. SECURED PARTY'S NAME (or NAME of TOTAL ASSIGNEE of ASSIGNOR S/P) - insert only one secured party name (3a or 3b)

3a. ORGANIZATION'S NAME  
FIRST COLONY LIFE INSURANCE COMPANY

OR 3b. INDIVIDUAL'S LAST NAME

3c. MAILING ADDRESS  
707 E. MAIN STREET SUITE 1300-A  
RICHMOND  
VA 23219  
USA

4. This FINANCING STATEMENT covers the following collateral:

All of Debtor's right, title and interest in and to the collateral whether now owned or hereafter acquired more particularly described on Exhibit A attached hereto and made a part hereof located on or related to the property described on Exhibit B attached hereto and made a part hereof.

5. ALTERNATIVE DESIGNATION (if applicable):  LESSEE/LESSOR  CONSIGNEE/CONSIGNOR  BAILEE/BAILOB  SELLER/BUYER  AG. LIEN  NON-UCC FILING

6.  This FINANCING STATEMENT is to be filed (for record) (or recorded) in the REAL ESTATE RECORDS. Attach Addendum (if applicable)

7. Check to REQUEST SEARCH REPORT(S) on Debtor(s) (OPTIONAL FEE)  All Debtors  Debtor 1  Debtor 2

8. OPTIONAL FILER REFERENCE DATA

BOX 333-CTE

8079/31 DI LMT 308 3

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## UCC FINANCING STATEMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

|   |                            |                     |
|---|----------------------------|---------------------|
| 9. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT |                            |                     |
| 9a. ORGANIZATION'S NAME<br>HIGH POINT PLAZA, L.L.C.               |                            |                     |
| OR  | 9b. INDIVIDUAL'S LAST NAME | FIRST NAME          |
|   |                            | MIDDLE NAME, SUFFIX |

10. MISCELLANEOUS:

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

|  |                             |                                   |                           |  |
|--|-----------------------------|-----------------------------------|---------------------------|--|
| 11. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (11a or 11b) - do not abbreviate or combine names |                             |                                   |                           |  |
| 11a. ORGANIZATION'S NAME   |                             |                                   |                           |  |
| OR   | 11b. INDIVIDUAL'S LAST NAME |                                   | FIRST NAME                | MIDDLE NAME  |
|  |                             |                                   |                           | SUFFIX   |
| 11c. MAILING ADDRESS   |                             |                                   | CITY                      | STATE  |
|  |                             |                                   | POSTAL CODE               | COUNTRY  |
| 11d. TAX ID #  | SSN OR EIN                  | ADD'L INFO RE ORGANIZATION DEBTOR | 11e. TYPE OF ORGANIZATION | 11f. JURISDICTION OF ORGANIZATION                              |
|  |                             |                                   |                           | 11g. ORGANIZATIONAL ID #, if any <input type="checkbox"/> NONE |

|   |                             |  |             |             |
|---|-----------------------------|--|-------------|-------------|
| 12. <input type="checkbox"/> ADDITIONAL SECURED PARTY'S or <input type="checkbox"/> ASSIGNOR S/P'S NAME - insert only one name (12a or 12b) |                             |  |             |             |
| 12a. ORGANIZATION'S NAME  |                             |  |             |             |
| OR  | 12b. INDIVIDUAL'S LAST NAME |  | FIRST NAME  | MIDDLE NAME |
|   |                             |  |             | SUFFIX      |
| 12c. MAILING ADDRESS  |                             |  | CITY        | STATE       |
|   |                             |  | POSTAL CODE | COUNTRY     |

13. This FINANCING STATEMENT covers  timber to be cut or  as-extracted collateral, or is filed as a  fixture filing.

14. Description of real estate:  
Legal description attached hereto as Exhibit B

15. Name and address of a RECORD OWNER of above-described real estate (if Debtor does not have a record interest):

|  |  |
|--|--|
| 16. Additional collateral description:   |  |
| 17. Check <u>only</u> if applicable and check <u>only</u> one box.<br>Debtor is a <input type="checkbox"/> Trust or <input type="checkbox"/> Trustee acting with respect to property held in trust or <input type="checkbox"/> Decedent's Estate   |  |
| 18. Check <u>only</u> if applicable and check <u>only</u> one box.<br><input type="checkbox"/> Debtor is a TRANSMITTING UTILITY<br><input type="checkbox"/> Filed in connection with a Manufactured-Home Transaction -- effective 30 years<br><input type="checkbox"/> Filed in connection with a Public-Finance Transaction -- effective 30 years |  |

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## EXHIBIT A TO UCC FINANCING STATEMENT

A. All fixtures and articles of property now or hereafter attached to or used or adapted for use in the operation of Mortgaged Premises (whether such items be leased, owned absolutely or subject to any title retaining or security instrument, or otherwise used or possessed), including without limitation, all heating, cooling, air-conditioning, ventilating, refrigerating, plumbing, generating, power, lighting, laundry, maintenance, incinerating, lifting, cleaning, fire prevention and extinguishing, security and access control, cooking, gas, electric and communication fixtures, equipment and apparatus, all engines, motors, conduits, pipes, pumps, tanks, ducts, compressors, boilers, water heaters and furnaces, all ranges, stoves, disposers, refrigerators and other appliances, all escalators and elevators, all cabinets, partitions, mantels, built-in mirrors, window shades, blinds, screens, awnings, storm doors, windows and sash, all carpeting, underpadding and draperies, all furnishings of public spaces, halls and lobbies, and all shrubbery and plants; provided, however, that personal property and trade fixtures owned or supplied by tenants of Mortgaged Premises with the right of removal at the termination of their tenancies shall not be included within the scope of this paragraph.

B. All present and future contracts and policies of insurance which insures Mortgaged Premises or the fixtures or personal property therein or thereon (not owned by tenants) against casualties and theft, and all monies and proceeds and rights thereto which may be or become payable by virtue of any such insurance contracts or policies.

C. All the rents, revenues, issues, profits and income of Mortgaged Premises and all right, title and interest of Debtor in and to all present and future leases and other agreements for the occupancy of use of all or any part of the Mortgaged Premises, including the Leases identified on Exhibit "C", and all right, title and interest of Debtor thereunder, including without limitation all cash or security deposits, advance rentals and deposits or payments of similar nature, together with all guaranties of tenants' or occupants' performances thereunder.

D. All general intangibles relating to the development or use of Mortgaged Premises, including, without limitation, all permits, licenses and all names under or by which Mortgaged Premises may, at any time, be operated or known, and all rights to carry on business under any such names or any variant thereof, and all trademarks, trade names, logos and good will in any way relating to Mortgaged Premises.

E. All products and proceeds of all of the foregoing.

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## EXHIBIT B TO UCC FINANCING STATEMENT LEGAL DESCRIPTION

Address: 4415 W. Harrison, Hillside, Illinois 60162

P.I.N. 15-17-301-027, 15-17-301-028 and 15-17-400-013

### PARCEL 1:

THAT PART OF THE SOUTH 1/2 OF SECTION 17, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT AN IRON PIPE ON THE NORTH AND SOUTH QUARTER-LINE OF SAID SECTION 17, WHICH IS 124.88 FEET SOUTH OF THE CENTER OF SAID SECTION 17; THENCE EASTERLY ALONG A STRAIGHT LINE 171.07 FEET MORE OR LESS TO AN IRON PIPE ON THE EAST LINE OF THE WEST 166.50 FEET OF THE SOUTHEAST 1/4 OF SAID SECTION 17, WHICH IS 165.00 FEET SOUTH OF THE NORTH LINE OF SAID SOUTHEAST 1/4; THENCE SOUTH ALONG THE EAST LINE OF THE WEST 166.50 FEET OF SAID SOUTHEAST 1/4, A DISTANCE OF 579.65 FEET MORE OR LESS TO AN IRON PIPE ON THE NORTHERLY RIGHT OF WAY LINE OF THE CHICAGO, MADISON AND NORTHERN RAILROAD COMPANY; THENCE WESTERLY ALONG SAID NORTHERLY RAILROAD RIGHT OF WAY LINE, 362.16 FEET MORE OR LESS TO AN IRON PIPE ON THE WEST LINE OF THE EAST 166.50 FEET TO SAID SOUTHWEST 1/4; THENCE NORTH ALONG LAST DESCRIBED WEST LINE, 249.15 FEET MORE OR LESS TO AN IRON PIPE AT A POINT 351.50 FEET (AS MEASURED ALONG SAID WEST LINE) SOUTH OF THE NORTH LINE OF SAID SOUTHWEST 1/4; THENCE EAST AT RIGHT ANGLES TO LAST DESCRIBED LINE, 110.00 FEET TO AN IRON PIPE AT THE SOUTHEAST CORNER OF LAND CONVEYED ACCORDING TO DOCUMENT 19705402; THENCE NORTH AT RIGHT ANGLES TO LAST DESCRIBED LINE, 240.78 FEET MORE OR LESS TO AN IRON PIPE ON A STRAIGHT LINE DRAWN FROM THE PLACE OF BEGINNING TO A POINT ON THE WEST LINE OF THE EAST 166.50 FEET TO SAID SOUTHWEST 1/4, WHICH POINT IS 84.76 FEET SOUTH OF THE NORTH LINE OF SAID SOUTHWEST 1/4; THENCE EASTERLY ALONG LAST DESCRIBED STRAIGHT LINE, WHICH IS ALSO THE SOUTH LINE OF LAND CONVEYED TO THE COUNTY OF COOK ACCORDING TO DOCUMENT 15344642, A DISTANCE OF 58.05 FEET MORE OR LESS TO THE PLACE OF BEGINNING, EXCEPT THAT PORTION OF THE ABOVE DESCRIBED LAND TAKEN BY THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF ILLINOIS BY COURT ORDER ENTERED JANUARY 14, 2000 IN CASE NO. 99L51191, BOUND AND DESCRIBED AS FOLLOWS:

THAT PART OF THE SOUTH 1/2 OF SECTION 17, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT OF THE NORTH AND SOUTH QUARTER LINE OF SAID SECTION 17, WHICH IS 124.88 FEET SOUTH OF THE CENTER OF SAID SECTION 17; THENCE ON AN ASSUMED BEARING OF SOUTH 78 DEGREES, 51 MINUTES, 28 SECONDS EAST, A DISTANCE OF 171.06 FEET TO A POINT ON THE EAST LINE OF

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THE 166.50 FEET OF THE SOUTHEAST 1/4 OF SAID SECTION 17, WHICH IS 165.00 FEET SOUTH OF THE NORTH LINE OF SAID SOUTHEAST 1/4; THENCE SOUTH 02 DEGREES, 06 MINUTES, 46 SECONDS EAST, A DISTANCE OF 23.71 FEET ALONG SAID EAST LINE OF THE WEST 166.00 FEET OF THE SOUTHEAST 1/4 TO A 5/8-INCH REBAR WITH AN ALLIED CAP STAMPED "STATE OF ILLINOIS DIVISION OF HIGHWAYS RIGHT OF WAY CORNER IPLS 2017"; THENCE NORTH 72 DEGREES, 21 MINUTES, 57 SECONDS WEST, A DISTANCE OF 109.48 FEET TO A 5/8-INCH REBAR WITH AN ALLIED CAP STAMPED "STATE OF ILLINOIS DIVISION OF HIGHWAYS RIGHT OF WAY CORNER IPLS 2017", AND A POINT OF A NON-TANGENT CURVE, CENTER OF SAID CURVE BEARS SOUTH 17 DEGREES, 52 MINUTES, 06 SECONDS WEST; THENCE NORTHWESTERLY, A DISTANCE OF 126.33 FEET ON A CURVE TO THE LEFT, HAVING A RADIUS OF 1939.84 FEET, THE CHORD OF SAID CURVE BEARS NORTH 73 DEGREES, 59 MINUTES, 45 SECONDS WEST, A DISTANCE OF 126.21 FEET TO A POINT OF THE EAST LINE OF THE WEST 110.00 FEET OF THE EAST 166.50 FEET OF THE SOUTHWEST 1/4 OF SAID SECTION 17, AT A POINT THAT IS 84.76 FEET SOUTH OF THE NORTH LINE OF SAID SOUTHWEST 1/4, SAID POINT ALSO BEING ON THE SOUTH LINE OF LAND CONVEYED TO THE COUNTY OF COOK ACCORDING TO DOCUMENT 15344642 AND TO A 5/8-INCH REBAR WITH AN ALLIED CAP STAMPED "STATE OF ILLINOIS DIVISION OF HIGHWAYS RIGHT OF WAY CORNER IPLS 2017"; THENCE SOUTH 78 DEGREES, 51 MINUTES, 28 SECONDS EAST, A DISTANCE OF 58.05 FEET ALONG THE SOUTH LINE OF SAID DOCUMENT 15344642 TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

## PARCEL 2:

THAT PART OF LOT 3, LYING SOUTH OF A LINE 50.00 FEET (AS MEASURED ALONG THE EXTENSION OF THE EAST LINE OF LOT 4) SOUTH OF AND PARALLEL WITH THE SOUTH LINE OF LOT 4 AND SAID PARALLEL LINE EXTENDED EAST AND WEST IN HILLSIDE DEVELOPMENT COMPANY SUBDIVISION OF PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 17, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 13, 1961 AS DOCUMENT 18328096, ALL IN COOK COUNTY, ILLINOIS.

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## EXHIBIT C TO UCC FINANCING STATEMENT

### LEASES

| <u>Tenants</u>              | <u>Lease Date</u> | <u>Lease Expiration</u> |
|-----------------------------|-------------------|-------------------------|
| Building Engineer<br>office |                   | <u>9/30/2002</u>        |
| Proviso Council             | Month to Month    |                         |
| Insurance Admin<br>Service  | <u>9/1/2000</u>   | <u>8/31/2003</u>        |
| Robert Smith                | <u>1/1/1995</u>   | <u>11/30/2006</u>       |
| Steve Theodore              | <u>11/1/1996</u>  | <u>10/31/2003</u>       |
| Proviso Council             | Month to Month    |                         |
| Tel Net                     | <u>3/15/2001</u>  | <u>5/31/2005</u>        |
| Marlene Holy                | Month to Month    |                         |
| General masters             | <u>9/1/1994</u>   | <u>12/31/2004</u>       |
| BLDG Conf Room              |                   | <u>9/30/2002</u>        |
| Wheeling Pitt Steel         | <u>4/1/1996</u>   | <u>4/30/2006</u>        |
| Hampden papers              | <u>1/1/1996</u>   | <u>12/31/2003</u>       |
| Assoc for Child<br>Devlop   | <u>11/1/2001</u>  | <u>10/31/2005</u>       |

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|                             |                  |                   |
|-----------------------------|------------------|-------------------|
| Horace Mann                 | <u>11/1/1995</u> | <u>10/31/2004</u> |
| Widescope Staffing          | <u>3/1/1995</u>  | <u>3/31/2007</u>  |
| Larry Smith & Assoc         | <u>11/1/2002</u> | <u>12/31/2005</u> |
| Hollinsworth & Vose         | <u>3/1/1995</u>  | <u>2/29/2004</u>  |
| APPS of Illinois            | <u>8/1/1995</u>  | <u>7/31/2003</u>  |
| Johnson Controls            | <u>1/15/2001</u> | <u>1/14/2006</u>  |
| United Ins Co of America    | <u>10/1/2001</u> | <u>9/30/2006</u>  |
| North America Medical       | <u>11/1/1998</u> | <u>12/31/2003</u> |
| Allure Travel Agency        | <u>12/1/1995</u> | <u>11/30/2004</u> |
| Gerry Griffin               | <u>2/1/1997</u>  | <u>8/31/2004</u>  |
| Bruce Fallert               | <u>5/1/2000</u>  | <u>4/30/2003</u>  |
| FGS                         | <u>2/1/2000</u>  | <u>2/11/2003</u>  |
| Central MW District of Unit | <u>9/1/2001</u>  | <u>8/31/2004</u>  |
| Fanfare Media               | <u>12/1/1999</u> | <u>11/30/2004</u> |
| Maximum Mortgage            | <u>10/1/1996</u> | <u>12/31/2005</u> |
| Eazy Enterprises            | <u>5/1/2002</u>  | <u>5/31/2004</u>  |

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|                          |                  |                   |
|--------------------------|------------------|-------------------|
| Vanasek & O'Brien        | <u>2/1/1995</u>  | <u>6/30/2004</u>  |
| Perfect Ten              | Month to Month   |                   |
| W. Keating               | <u>8/1/1998</u>  | <u>7/31/2003</u>  |
| Gem Automation           | <u>7/1/1995</u>  | <u>7/31/2004</u>  |
| Allfoam Industries       | Month to Month   |                   |
| IBEW                     | <u>6/20/1004</u> | <u>4/30/2004</u>  |
| A&R Security             | <u>4/1/1997</u>  | <u>3/31/2003</u>  |
| Northern IL Ready        | <u>8/1/1994</u>  | <u>7/31/2003</u>  |
| North America<br>Medical | <u>2/1/2001</u>  | <u>10/31/2003</u> |
| Michael Leonard          | <u>3/15/2001</u> | <u>12/31/2006</u> |
| Proviso Township         | <u>9/1/1995</u>  | <u>8/31/2005</u>  |
| Xerox                    | <u>10/1/1996</u> | <u>9/30/2006</u>  |
| Rush Hospice             | <u>9/1/2002</u>  | <u>8/31/2011</u>  |
| SMG                      | <u>6/1/1995</u>  | <u>8/31/2003</u>  |
| State of Florida         | <u>12/1/2000</u> | <u>11/30/2005</u> |
| Thomas Gont Ent          | <u>3/31/1995</u> | <u>2/29/2004</u>  |



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|                              |                |                  |                   |
|------------------------------|----------------|------------------|-------------------|
| Launch<br>Marketing          | Creative       | <u>8/1/1998</u>  | <u>9/30/2007</u>  |
| Xerox                        |                | <u>7/1/1997</u>  | <u>9/30/2006</u>  |
| Foundation Funding           |                | <u>5/15/2001</u> | <u>5/31/2004</u>  |
| American Utility             |                | <u>10/1/2000</u> | <u>9/30/2005</u>  |
| Elara Energy Services        |                | <u>3/1/2002</u>  | <u>5/31/2005</u>  |
| Intermodel<br>Transportation |                | <u>6/1/2002</u>  | <u>10/31/2007</u> |
| Professional Services        |                | <u>7/1/2001</u>  | <u>6/30/2006</u>  |
| Commonwealth<br>Mortgage     | Month to Month |                  |                   |
| GSA Dept<br>Commerce         | of             | <u>10/1/2000</u> | <u>9/30/2010</u>  |
| John Sexton Sand &<br>Gravel |                | <u>12/1/2001</u> | <u>3/31/2005</u>  |