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2003-01-30 11:12:11

Cook County Recorder 36.00



0030137566

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

Fifth Third Bank (Chicago)  
Attn: Commercial Loan Services  
P.O. Box 297 MD# GFPT1A  
Freeport, IL 61032

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  
OAK BROOK APPLE LLC

OR 1b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

1c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY  
5455 WEST GRAND AVE. GURNEE IL 60031 USA

1d. TAX ID #: SSN OR EIN ADD'L INFO RE ORGANIZATION DEBTOR 1e. TYPE OF ORGANIZATION 1f. JURISDICTION OF ORGANIZATION 1g. ORGANIZATIONAL ID #, if any  
LLC IL IL 00160326  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 FIRST NAME MIDDLE NAME SUFFIX

2c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY

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  
FIFTH THIRD BANK (CHICAGO), A MICHIGAN BANKING CORPORATION

OR 3b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

3c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY  
101 WEST STEPHENSON STREET FREEPORT IL 61032 USA

4. This FINANCING STATEMENT covers the following collateral:

See attached Exhibit A

5. ALTERNATIVE DESIGNATION (if applicable): LESSEE/LESSOR CONSIGNEE/CONSIGNOR BAILEE/BAILOR 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) All Debtors Debtor 1 Debtor 2

8. OPTIONAL FILER REFERENCE DATA Cook County Recorder

BOX 333-CP

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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			
OAK BROOK APPLE, LLC			
OR			
9b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME, SUFFIX

10. MISCELLANEOUS:

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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				
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:

SEE 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 only if applicable and check only one box.  
Debtor is a  Trust or  Trustee acting with respect to property held in trust or  Decedent's Estate

18. Check only if applicable and check only one box.  
 Debtor is a TRANSMITTING UTILITY  
 Filed in connection with a Manufactured-Home Transaction — effective 30 years  
 Filed in connection with a Public-Finance Transaction — effective 30 years

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## EXHIBIT A TO UCC FINANCING STATEMENT

All of the following properties, assets and rights of the Debtor, wherever located, whether now owned or hereafter acquired or arising, and all proceeds and products thereof, in each case solely as they relate to any one or more of the properties identified on the attached Schedule 1:

**All personal and fixture property of every kind and nature including, without limitation, all furniture, fixtures, equipment, raw materials, inventory, other goods, Accounts, contract rights, rights to the payment of money, insurance refund claims and all other insurance claims and proceeds, tort claims, chattel paper, electronic chattel paper, documents, instruments, securities and other investment property, deposit accounts, rights to proceeds of letters of credit, letter-of-credit rights, supporting obligations of every nature, and general intangibles including, without limitation, all tax refund claims, license fees, patents, patent applications, trademarks, trademark applications, trade names, copyrights, copyright applications, rights to sue and recover for past infringement of patents, trademarks and copyrights, computer programs, computer software, engineering drawings, service marks, customer lists, goodwill, and all licenses, permits, agreements of any kind or nature pursuant to which (i) the Debtor operates or has authority to operate, (ii) the Debtor possesses, uses or has authority to possess or use property (whether tangible or intangible) of others, or (iii) others possess, use or have authority to possess or use property (whether tangible or intangible) of the Debtor, and all recorded data of any kind or nature, regardless of the medium of recording, including, without limitation, all software, writings, plans, specifications and schematics.**

Debtor acknowledges and agrees that, with respect to any term used in this definition that is defined in either (a) Article 9 of the Uniform Commercial Code as in force in Illinois at the time that this Agreement was signed, (b) Article 9 as in force at any relevant time in the jurisdictions in which a financing statement is filed, or (c) in this Agreement the meaning to be ascribed thereto with respect to any particular item of property shall be that under the more encompassing of the three definitions.

In addition, the collateral also includes all the following, whether now owned or hereafter acquired, whether now existing or hereafter arising, and wherever located:

- (a) All accessions, increases, and additions to and all replacements of and substitutions for any property described above.

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(b) All accounts, contract rights, general intangibles, instruments, monies, payments, and all other rights relating and incident thereto, or arising out of a sale, lease, or other disposition of any of the property described in this collateral description.

(c) All proceeds (including insurance proceeds) from the sale, destruction, loss, or other disposition of any of the property described in this collateral description.

(d) All records and data relating to any of the property described in this collateral description, whether in the form of a writing, photograph, microfilm, microfiche, or electronic media, together with all of Debtor's right, title, and interest in and to all computer software required to utilize, create, maintain, and process any such records or data on electronic media.

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**Account Debtor.** The words "Account Debtor" means the person or entity who is obligated on or under an Account or, if appropriate, chattel paper or general intangible, as applicable.

**Accounts.** The word "Accounts" means "accounts" as such term is defined in the Illinois Uniform Commercial Code, including without limitation, all rights to payment for goods sold or leased or services rendered, whether or not earned by performance and all rights in respect of the Account Debtor, including, without limitation, all such rights in which Debtor has any right, title or interest by reason of the purchase thereof by Debtor, and including, without limitation, all such rights constituting or evidenced by any Account, chattel paper, general intangible, instrument, contract, invoice, purchase order, draft, acceptance, intercompany account, note, security agreement, or other evidence of indebtedness or security, together with (i) any collateral assigned, hypothecated or held to secure any of the foregoing and the rights under any security agreement granting a security interest in such collateral, (ii) all goods, the sale of which gave rise to any of the foregoing, and (iii) all powers of attorney for the execution of any evidence of indebtedness or security or other writing in connection therewith.

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## SCHEDULE I

1500 Algonquin Road, Arlington Heights, Illinois

4059 Joseph Drive, Waukegan, Illinois

205 West Grand Avenue, Bensenville, Illinois

10929 Franklin Avenue, Franklin Park, Illinois

Property of Cook County Clerk's Office

Prepared by E. Marko.

Scott Redman

Crawley, Barrett & Karaker

20 S. Clark #2310

Chicago, IL 60603

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Exhibit *f*

1500 Algonquin Road, Arlington Heights, Illinois

ALL THAT PART OF LOT 3 IN LINNEMANN'S DIVISION OF THE SOUTH 3/4 OF THE EAST 1/2 OF THE NORTHEAST 1/4 AND THE WEST 1/2 OF THE NORTHEAST 1/4 OF SECTION 23, TOWNSHIP 41 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN AND THE SOUTH 477.78 FEET OF THE WEST 1/2 OF THE SOUTH EAST 1/4 OF SECTION 14, TOWNSHIP 41 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED BY A LINE DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EAST LINE OF LOT 3 WITH THE NORTHERLY LINE OF ALGONQUIN ROAD AS DEDICATED BY DOCUMENT 11195787; THENCE WEST AND NORTH ALONG THE NORTHERLY LINE OF SAID ROAD, BEING A CURVED LINE CONVEX TO THE SOUTH AND HAVING A RADIUS OF 1,996.48 FEET, 469.44 FEET ARC MEASURE TO A POINT OF TANGENT; THENCE NORTH 62 DEGREES, 40 MINUTES, 50 SECONDS WEST ALONG THE NORTHERLY LINE OF ALGONQUIN ROAD, TANGENT WITH THE LAST DESCRIBED CURVED LINE, 110.0 FEET; THENCE NORTH 27 DEGREES, 19 MINUTES, 10 SECONDS EAST, 100 FEET TO A POINT OF CURVE; THENCE NORTH AND EAST ALONG A CURVED LINE, TANGENT WITH THE LAST DESCRIBED LINE, CONVEX TO THE EAST AND HAVING A RADIUS OF 808.0 FEET, 121.0 FEET ARC MEASURE; THENCE SOUTH 67 DEGREES, 05 MINUTES, 16 SECONDS EAST, 480.95 FEET TO A POINT ON THE EAST LINE OF SAID LOT 3, 228.0 FEET NORTH OF THE POINT OF BEGINNING; THENCE SOUTH ALONG THE EAST LINE OF SAID LOT 3, 228.0 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS

PIN: 08-23-2020B-0000

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Exhibit 8  
10929 Franklin Avenue, Franklin Park, Illinois

THAT PART OF SECTION 20, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS:

~~COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHWEST 1/4 OF SAID SECTION 20 (SAID CORNER BEING 2642.12 FEET NORTH OF THE SOUTHWEST CORNER OF THE SOUTHWEST 1/4 OF SAID SECTION 20);~~ THENCE SOUTH 89 DEGREES 22 MINUTES 47 SECONDS EAST ALONG THE SOUTH LINE OF SAID NORTHWEST 1/4 A DISTANCE OF 50 FEET TO THE EAST LINE OF WOLF ROAD, THENCE NORTH 0 DEGREES 01 MINUTES 13 SECONDS EAST ALONG THE EAST LINE OF WOLF ROAD A DISTANCE OF 114.19 FEET TO THE NORTH LINE OF RAILROAD RIGHT OF WAY THENCE SOUTH 61 DEGREES 16 MINUTES 08 SECONDS EAST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 1028.50 FEET, THENCE NORTH 28 DEGREES 43 MINUTES 52 SECONDS EAST A DISTANCE OF 20 FEET TO THE POINT OF BEGINNING OF LAND HEREIN DESCRIBED; THENCE

CONTINUING NORTH 28 DEGREES 43 MINUTES 52 SECONDS EAST A DISTANCE OF 376.07 FEET TO THE SOUTHWESTERLY LINE OF FRANKLIN AVENUE (AS ACCORDING TO DOCUMENT NUMBER 17696458); THENCE SOUTH 61 DEGREES 14 MINUTES 37 SECONDS EAST ALONG SAID SOUTHWESTERLY LINE OF FRANKLIN AVENUE A DISTANCE OF 437.50 FEET; THENCE SOUTH 28 DEGREES 43 MINUTES 52 SECONDS WEST A DISTANCE OF 375.88 FEET TO A POINT 200.0 FEET NORTH EAST OF AFORMENTIONED RAILROAD RIGHT OF WAY LINE, THENCE SOUTH 61 DEGREES 16 MINUTES 08 SECONDS EAST A DISTANCE OF 30 FEET, THENCE SOUTH 51 DEGREES 48 MINUTES 23 SECONDS EAST A DISTANCE OF 121.06 FEET TO A POINT IN SAID RAILROAD RIGHT OF WAY LINE; THENCE NORTH 61 DEGREES 16 MINUTES 08 SECONDS WEST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 449.0 FEET, THENCE NORTH 52 DEGREES 10 MINUTES 43 SECONDS WEST A DISTANCE OF 126.59 FEET, THENCE NORTH 61 DEGREES 16 MINUTES 08 SECONDS WEST A DISTANCE OF 13.50 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS

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