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UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY



Doc#: 0408934047
Eugene "Gene" Moore Fee: \$36.00
Cook County Recorder of Deeds
Date: 03/29/2004 11:28 AM Pg: 1 of 7

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

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

Paul, Hastings, Janofsky & Walker LLP
515 South Flower Street,
Twenty-Fifth Floor
Los Angeles, CA 90071
Attention: Margaret Frick Bertisch, Esq.

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
FIVE PAC COMPANY

OR

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

1c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY
2727 NORTH CENTRAL AVENUE PHOENIX AZ 85004 USA

1d. TAX I.D.#, SSN OR EIN ADD'L INFO RE ORGANIZATION DEBTOR 1e. TYPE OF ORGANIZATION 1f. JURISDICTION OF ORGANIZATION 1g. ORGANIZATIONAL I.D.#, if any None
CORP. NEVADA

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 I.D.#, SSN OR EIN ADD'L INFO RE ORGANIZATION DEBTOR 2e. TYPE OF ORGANIZATION 2f. JURISDICTION OF ORGANIZATION 2g. ORGANIZATIONAL I.D.#, 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
WELLS FARGO FOOTHILL, INC., AS AGENT

OR

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

3c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY
2450 COLORADO AVE, SUITE 3000 SANTA MONICA CA 90404 USA

4. This FINANCING STATEMENT covers the following collateral:

SEE EXHIBIT "A" ATTACHED AND INCORPORATED HEREIN

THIS FINANCING STATEMENT IS PRESENTED TO THE COUNTY OF COOK, ILLINOIS

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) [ADDITIONAL FEE] (optional) All Debtors Debtor 1 Debtor 2

8. OPTIONAL FILER REFERENCE DATA
478589190 J#2

BOX 314

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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		
FIVE PAC COMPANY		
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 <u>one</u> debtor 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 I.D.#: SSN OR EIN	ADD'L INFO RE ORGANIZATION DEBTOR	11e. TYPE OF ORGANIZATION	11f. JURISDICTION OF ORGANIZATION	11g. ORGANIZATIONAL I.D.#, 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 <u>one</u> 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" ATTACHED

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 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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Property ID No.: 758075

Property Address: 4100 W. Fullerton, Chicago North, Illinois

EXHIBIT "A"

Description of Collateral

All right, title and interest of FIVE PAC COMPANY ("**Debtor**") in and to the following (collectively, the "**Property**"):

1. All of Debtor's interest in the fee interest in the real property described in Exhibit B attached hereto and incorporated herein by this reference, together with any greater estate therein as hereafter may be acquired by Debtor (the "**Land**"),
2. all improvements now owned or hereafter acquired by Debtor, now or at any time situated, placed or constructed upon the Land (the "**Improvements**"; the Land and Improvements are collectively referred to herein as the "**Premises**"),
3. all materials, supplies, equipment, apparatus and other items of personal property now owned or hereafter acquired by Debtor and now or hereafter attached to or installed in any of the Improvements or the Land, and water, gas, electrical, telephone, storm and sanitary sewer facilities and all other utilities whether or not situated in easements (the "**Fixtures**"),
4. all reserves, escrows or impounds required under the Loan Agreement and all deposit accounts maintained by Debtor with respect to the Mortgaged Property (the "**Deposit Accounts**"),
5. all existing and future leases, subleases, licenses, concessions, occupancy agreements or other agreements (written or oral, now or at any time in effect) which grant to any Person a possessory interest in, or the right to use or occupy, all or any part of the Mortgaged Property, whether made before or after the filing by or against Debtor of any petition for relief under the Bankruptcy Code, together with any extension, renewal or replacement of the same and together with all related security and other deposits (the "**Leases**"),
6. all of the rents, additional rents, revenues, royalties, income, proceeds, profits, early termination fees and payments, security and other types of deposits, and other benefits paid or payable by parties to the Leases for using, leasing, licensing, possessing, operating from, residing in, selling or otherwise enjoying the Mortgaged Property or any part thereof, whether paid or accruing before or after the filing by or against Debtor of any petition for relief under the Bankruptcy Code (the "**Rents**"),
7. all other agreements, such as construction contracts, architects' agreements, engineers' contracts, utility contracts, maintenance agreements, management agreements, service contracts, listing agreements, guaranties, warranties, permits,

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licenses, certificates and entitlements in any way relating to the construction, use, occupancy, operation, maintenance, enjoyment or ownership of the Mortgaged Property (the "**Property Agreements**"),

8. all rights, privileges, tenements, hereditaments, rights-of-way, easements, appendages and appurtenances appertaining to the foregoing,

9. all property tax refunds, utility refunds and rebates, earned or received at any time (the "**Tax Refunds**"),

10. all accessions, replacements and substitutions for any of the foregoing and all proceeds thereof (the "**Proceeds**"),

11. all insurance policies, unearned premiums therefor and proceeds from such policies covering any of the above property now or hereafter acquired by Debtor (the "**Insurance**"),

12. all of Debtor's right, title and interest in and to any awards, damages, remunerations, reimbursements, settlements or compensation heretofore made or hereafter to be made by any governmental authority pertaining to the Land, Improvements or Fixtures (the "**Condemnation Awards**"),

13. all of Debtor's rights to appear and defend any action or proceeding brought with respect to the Mortgaged Property, and to commence any action or proceeding to protect the interest of Debtor in the Mortgaged Property, and

14. all rights, powers, privileges, options and other benefits of Debtor as lessor under the Leases, including, without limitation, the immediate and continuing right to claim for, receive, collect and receive all Rents payable or receivable under the Leases or pursuant thereto (and to apply the same to the payment of the Indebtedness and the Obligations), and to do all other things which Debtor or any lessor is or may become entitled to do under the Leases.

As used in that certain Security Instrument (as defined below), the term "Mortgaged Property" shall mean all or, where the context permits or requires, any portion of the above or any interest therein. THE TERM "MORTGAGED PROPERTY" IS INTENDED TO EXCLUDE ALL ITEMS OF PERSONAL PROPERTY IN WHICH SECURED PARTY HAS OBTAINED AND/OR PERFECTED A SECURITY INTEREST UNDER SEPARATE INSTRUMENTS.

All capitalized term used herein and not otherwise defined shall have the meanings ascribed to such terms in the Security Instrument.

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Property ID No.: 758075

Property Address: 4100 W. Fullerton, Chicago North, Illinois

This UCC-1 Financing Statement is filed in connection with that certain Mortgage, Assignment of Rents and Leases, Security Agreement and Fixture Filing dated March 1, 2004 (the "**Security Instrument**") given by Debtor to Secured Party covering the fee estate of Debtor in the Property and intended to be duly recorded in Cook County, Illinois.

Property of Cook County Clerk's Office

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EXHIBIT "B"

U-Haul #758075

4100 W. Fullerton
Chicago North, IL

Tax Parcel No.: 13-27-415-021

PARCEL NO. 1:

Lot 4 in James W. Hedenberg's Subdivision of the Southeast quarter of Section 27, Township 40 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois, according to the plat thereof recorded in the Recorder's Office of said Cook County, March 27, 1912 as Document No. 4936162, except that part of said Lot 4 in said James W. Hedenberg's Subdivision, bounded and described as follows:

All that certain triangular piece of land situated in said Lot 4 of said James W. Hedenberg's Subdivision bounded and described as follows:

BEGINNING at the Northwest corner of Lot 4 of said James W. Hedenberg's Subdivision;

Thence Southeasterly on and along the Northerly line of said Lot 4, 62 feet to a point;

Thence Southwesterly on and along a curved line, convex to the North, with a radius of 372.4 feet, 62 feet, more or less, to a point in the West line of Lot 4, which is 12.15 feet Southerly of the Northwest corner of said Lot 4, measured on and along said Westerly line of Lot 4;

Thence Northerly 12.15 feet to the PLACE OF BEGINNING; and also

EXCEPTING all that certain part of Lot 4 of said James W. Hedenberg's Subdivision, bounded and described as follows:

BEGINNING at the point of intersection of the Southerly side line of Lot 2 with the Easterly side line of Lot 4 of said James W. Hedenberg's Subdivision;

Thence Southeasterly on and along said Easterly side line of Lot 4, 23.6 feet, more or less, to a point distant 8.5 feet Northeasterly from measured at right angles to center line of a certain side track serving Lyon and Healy, said center line of said side track being a curved line convex to the Northeast with a radius of 359.27 feet, said side track being supported on a concrete trestle;

Thence Northwesterly on and along a line parallel to and distant 8.5 feet Northeasterly from, measured at right angles to the center line of said side tract, 23 feet to a point;

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Thence Northwesterly 50.10 feet, more or less, to a point in the Southerly line of Lot 2 aforesaid, which is 50.1 feet Northwest of the POINT OF BEGINNING;

Thence Southeasterly on and along said Southerly line of Lot 2, 50.1 feet to the POINT OF BEGINNING.

PARCEL NO. 2:

All that part of Lot 2 of James W. Hedenberg's Subdivision in the Southeast quarter of Section 27, Township 40 North, Range 13 East of the Third Principal Meridian, according to the recorded plat thereof as recorded in Book 117 of Plats, Page 30, bounded and described as follows:

BEGINNING at a point in the Southerly side line of Lot 2, distant 62 feet Easterly from the point of intersection of the said Southerly line of Lot 2 and the Westerly line of Lot 4, measured on and along said Southerly side line of Lot 2;

Thence Southeasterly on and along the Southerly side line of Lot 2, said Southerly side line of Lot 2 being a curved line convex to the Northeast with a radius of 556.46 feet, 329 feet to a point in said Southerly side line of Lot 2;

Thence Northwesterly on a curved line convex to the Northeast with a radius of 376.76 feet, 166.9 feet to a point which is 12.5 feet Northeasterly from measured at right angles to said Southerly side line of Lot 2;

Thence Northwesterly on a curved line convex to the Northeast with a radius of 376.76 feet, 166.9 feet, more or less, to the POINT OF BEGINNING, all in Cook County, Illinois.