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Eugene "Gene" Moore Fee: \$30.00  
Cook County Recorder of Deeds  
Date: 09/30/2004 08:55 AM Pg: 1 of 4

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]  
**DAVID C. BIRKS, 312 726-2468**

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

**DAVID C. BIRKS  
 CROWLEY BARRETT & KARABA, LTD.  
 20 S. CLARK STREET, SUITE 2310  
 CHICAGO, ILLINOIS 60603**

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				FIRST NAME		MIDDLE NAME		SUFFIX	
<b>76TH &amp; JEFFEREY BLDG, LLC</b>									
OR 1b. INDIVIDUAL'S LAST NAME				CITY		STATE		POSTAL CODE	
				<b>CHICAGO</b>		<b>IL</b>		<b>60630</b>	
1c. MAILING ADDRESS				CITY		STATE		POSTAL CODE	
<b>4431 N. MILWAUKEE</b>				<b>CHICAGO</b>		<b>IL</b>		<b>60630</b>	
1d. SEE INSTRUCTIONS		ADD'L INFO RE ORGANIZATION DEBTOR	1e. TYPE OF ORGANIZATION	1f. JURISDICTION OF ORGANIZATION		1g. ORGANIZATIONAL ID #, if any		<input type="checkbox"/> NONE	
			<b>LTD. LIAB. CO.</b>	<b>ILLINOIS</b>		<b>0129-272-2</b>			

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				FIRST NAME		MIDDLE NAME		SUFFIX	
OR 2b. INDIVIDUAL'S LAST NAME				CITY		STATE		POSTAL CODE	
2c. MAILING ADDRESS				CITY		STATE		POSTAL CODE	
2d. SEE INSTRUCTIONS		ADD'L INFO RE ORGANIZATION DEBTOR	2e. TYPE OF ORGANIZATION	2f. JURISDICTION OF ORGANIZATION		2g. ORGANIZATIONAL ID #, if any		<input type="checkbox"/> 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 NAME		MIDDLE NAME		SUFFIX	
<b>FIFTH THIRD BANK (CHICAGO)</b>									
OR 3b. INDIVIDUAL'S LAST NAME				CITY		STATE		POSTAL CODE	
				<b>ROLLING MEADOWS</b>		<b>IL</b>		<b>60008</b>	
3c. MAILING ADDRESS				CITY		STATE		POSTAL CODE	
<b>1701 W. GOLF ROAD, TOWER 1, SUITE 700</b>				<b>ROLLING MEADOWS</b>		<b>IL</b>		<b>60008</b>	

4. This FINANCING STATEMENT covers the following collateral:  
**SEE ATTACHED EXHIBIT A.**

5. ALTERNATIVE DESIGNATION (if applicable):		<input type="checkbox"/> LESSEE/LESSOR	<input type="checkbox"/> CONSIGNEE/CONSIGNOR	<input type="checkbox"/> BAILEE/BAILOR	<input type="checkbox"/> SELLER/BUYER	<input type="checkbox"/> AG. LIEN	<input type="checkbox"/> NON-UCC FILING
6. <input type="checkbox"/> 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, ILLINOIS RECORDER'S OFFICE**

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## UCC Exhibit A

**Collateral.** The word "Collateral" means all of the following properties, assets and rights of 76<sup>TH</sup> & JEFFEREY BLDG, LLC, an Illinois limited liability company ("Grantor"), wherever located, whether now owned or hereafter acquired or arising, and all proceeds and products thereof:

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 Grantor operates or has authority to operate, (ii) the Grantor 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 Grantor, 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.

Grantor 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 the Commercial Security Agreement, dated September 20, 2004 between Grantor and Fifth Third Bank (Chicago), a Michigan banking corporation ("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 word "Collateral" 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.
- (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 definition.

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- (c) All proceeds (including insurance proceeds) from the sale, destruction, loss, or other disposition of any of the property described in this definition.
- (d) All records and data relating to any of the property described in this definition, whether in the form of a writing, photograph, microfilm, microfiche, or electronic media, together with all of Grantor'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.

**Account Debtor.** The words "Account Debtor" means the Person 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 UCC, 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 Grantor has any right, title or interest by reason of the purchase thereof by Grantor, 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.

**Person.** The word "Person" means an individual or a corporation, partnership, trust, incorporated or unincorporated association, joint venture, joint stock company, limited liability company, government (or any agency or political subdivision thereof) or other entity of any kind.

**UNOFFICIAL COPY**ORDER NO.: 1301 - 004325092  
ESCROW NO.: 1301 - 004325092

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*Exhibit B*

STREET ADDRESS: 7613-27 SOUTH JEFFREY BOULEVARD  
CITY: CHICAGO ZIP CODE: 60649 COUNTY: COOK  
TAX NUMBER: 20-25-408-029-0000

STREET ADDRESS: 7613-27 SOUTH JEFFREY BOULEVARD  
CITY: CHICAGO ZIP CODE: 60649 COUNTY: COOK  
TAX NUMBER: 20-25-408-035-0000

STREET ADDRESS: 7613-27 SOUTH JEFFREY BOULEVARD  
CITY: CHICAGO ZIP CODE: 60649 COUNTY: COOK  
TAX NUMBER: ~~20-25-408-036-0000~~

STREET ADDRESS: 7613-27 SOUTH JEFFREY BOULEVARD  
CITY: CHICAGO ZIP CODE: 60649 COUNTY: COOK  
TAX NUMBER: 20-25-408-002-0000

STREET ADDRESS: 7613-27 SOUTH JEFFREY BOULEVARD  
CITY: CHICAGO ZIP CODE: 60649 COUNTY: COOK  
TAX NUMBER: 20-25-408-003-0000

**LEGAL DESCRIPTION:**

PARCEL 1: THAT PART OF LOT 72 IN JEFFREY AVENUE SYNDICATE SUBDIVISION IN THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 25, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTH OF A LINE 68.0 FEET SOUTH OF THE NORTH LINE OF LOT 72 ALL IN COOK COUNTY, ILLINOIS.

PARCEL 2: THAT PART OF THE PROPERTY FORMERLY OWNED BY THE BALTIMORE AND OHIO RAILROAD COMPANY IN THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 25, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: ON THE SOUTH BY THE NORTHERLY LINE AND SAID NORTHERLY LINE EXTENDED SOUTHEASTERLY OF LOT 71 IN JEFFREY AVENUE SYNDICATE SUBDIVISION OF BLOCK 3 OF CAROLIN'S SUBDIVISION OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 25 AFORESAID, ON THE NORTH BY A LINE THAT IS 68.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF LOT 72 IN JEFFREY AVENUE SUBDIVISION AFORESAID ON THE WEST BY THE EAST RIGHT-OF-WAY LINE OF SOUTH JEFFREY BOULEVARD, AS SAID JEFFREY BOULEVARD IS SHOWN ON PLAT OF SAID JEFFREY AVENUE SYNDICATE SUBDIVISION AND ON THE EAST BY THE WEST LINE OF THE NORTH-SOUTH PUBLIC ALLEY LYING EAST OF AND ADJOINING THE LAND PRODUCED ACROSS SAID FORMER RAILROAD PROPERTY, ( EXCEPT THAT PART THEREOF FALLING WITHIN A PARCEL DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 72; THENCE SOUTH ALONG THE EAST LINE OF JEFFREY AVENUE, 45 FEET; THENCE 90 DEGREES EAST TO THE INTERSECTION WITH THE SOUTHWESTERLY LINE OF SAID LOT 72; THENCE NORTHWESTERLY ALONG SAID SOUTHWESTERLY LINE TO THE POINT OF BEGINNING, AND ALSO EXCEPT THAT PART LYING SOUTH OF A LINE DRAWN FROM A POINT 61.13 FEET NORTH OF THE SOUTHEAST CORNER OF LOT 69 IN SAID JEFFREY AVENUE SYNDICATE SUBDIVISION TO A POINT 60.75 FEET NORTH OF THE SOUTHWEST CORNER OF SAID LOT 69), IN COOK COUNTY, ILLINOIS.

PARCEL 3: LOTS 70 AND 71 IN JEFFREY AVENUE SYNDICATE SUBDIVISION OF BLOCK 3 IN CAROLIN SUBDIVISION OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 25, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.