

# UNOFFICIAL COPY



Doc#: 0726302189 Fee: \$34.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 09/20/2007 01:58 PM Pg: 1 of 6

## UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

**A. NAME & PHONE OF CONTACT AT FILER [optional]**  
Ed Fields 214-721-8032

**B. SEND ACKNOWLEDGMENT TO: (Name and Address)**

Ed Fields  
Powell Goldstein LLP  
2200 Ross Avenue, Suite 3300  
Dallas, TX 75201

**THIS FINANCING STATEMENT IS TO BE RECORDED IN THE REAL ESTATE RECORDS**

**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  
Orland Park Place IV, L.L.C.

OR

1b. INDIVIDUAL'S LAST NAME

FIRST NAME	MIDDLE NAME	SUFFIX
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1c. MAILING ADDRESS  
2901 Butterfield Road

CITY Oak Brook	STATE IL	POSTAL CODE 60523	COUNTRY USA
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1d. TAX ID #: SSN OR EIN	ADD'L INFO RE ORGANIZATION DEBTOR	1e. TYPE OF ORGANIZATION limited liability company	1f. JURISDICTION OF ORGANIZATION Delaware	1g. ORGANIZATIONAL ID #, if any 3904735	<input type="checkbox"/> NONE
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**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
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2c. MAILING ADDRESS

CITY	STATE	POSTAL CODE	COUNTRY
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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	<input type="checkbox"/> NONE
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**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  
LaSalle Bank National Association, As Trustee for the Registered Holders of Bear Stearns Commercial Mortgage Securities II, Inc. Commercial Pass-Through Certificates, Series 2004-PWR6

OR

3b. INDIVIDUAL'S LAST NAME

FIRST NAME	MIDDLE NAME	SUFFIX
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3c. MAILING ADDRESS  
2200 Ross Avenue, Suite 4900E

CITY Dallas	STATE TX	POSTAL CODE 75201	COUNTRY USA
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**4. This FINANCING STATEMENT covers the following collateral:**

SEE SCHEDULE I AND EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

**Box 400-CTCC**

**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**  
File with Cook County Loan No. 506105583

8383646-DA-TMS (12 of 12)

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## SCHEDULE I

All of Debtor's right, title and interest in and to the following:

1. All that certain lot(s), piece(s) or parcel(s) of land (the "Real Estate") as more particularly described on Exhibit "A" annexed hereto and made a part hereof, together with all of the easements, rights, privileges, franchises, tenements, hereditaments and appurtenances now or hereafter thereunto belonging or in any way appertaining and all of the estate, right, title, interest, claim and demand whatsoever of Debtor therein or thereto, either at law or in equity, in possession or in expectancy, now or hereafter acquired; and
2. All structures, buildings and improvements of every kind and description now or at any time hereafter located or placed on the Real Estate (the "Improvements"); and
3. All furniture, furnishings, fixtures, goods, equipment, inventory or personal property owned by Debtor and now or hereafter located on, attached to or used in and about the Improvements, including, but not limited to, all machines, engines, boilers, dynamos, elevators, stokers, tanks, cabinets, awnings, screens, shades, blinds, carpets, draperies, lawn mowers, and all appliances, plumbing, heating, air conditioning, lighting, ventilating, refrigerating, disposals and incinerating equipment, and all fixtures and appurtenances thereto, and such other goods and chattels and personal property owned by Debtor as are now or hereafter used or furnished in operating the Improvements, or the activities conducted therein, and all building materials and equipment hereafter situated on or about the Real Estate or Improvements, and all warranties and guaranties relating thereto, and all additions thereto and substitutions and replacements therefor (exclusive of any of the foregoing owned or leased by tenants of space in the Improvements); and
4. All easements, rights-of-way, strips and gores of land, vaults, streets, ways, alleys, passages, sewer rights, and other emblements now or hereafter located on the Real Estate or under or above the same or any part or parcel thereof or otherwise belonging, relating or appertaining to the land and/or Improvements, or any part thereof, and all estates, rights, titles, interests, tenements, hereditaments and appurtenances, reversions and remainders whatsoever, in any way belonging, relating or appertaining to the Real Estate or any part thereof, or which hereafter shall in any way belong, relate or be appurtenant thereto, whether now owned or hereafter acquired by Debtor; and
5. All water, ditches, wells, reservoirs and drains and all water, ditch, well, reservoir and drainage rights which are appurtenant to, located on, under or above or used in connection with the Real Estate or the Improvements, or any part thereof, whether now existing or hereafter created or acquired; and
6. All minerals, crops, timber, trees, shrubs, flowers and landscaping features now or hereafter located on, under or above the Real Estate; and
7. All cash funds, deposit accounts and other rights and evidence of rights to cash, now or hereafter created or held by Secured Party pursuant to the Deed of Trust and Security Agreement or any other of the Loan Documents (as hereinafter defined) including, without limitation, all funds now or hereafter on deposit in the Impound Account, Replacement Reserve, Repair and Remediation Reserve and the Payment Reserve (as hereinafter defined); and
8. All leases, licenses, concessions and occupancy agreements of the Real Estate or the Improvements now or hereafter entered into and all rents, royalties, issues, profits, revenue, income and other benefits (collectively, the "Rents and Profits") of the Real Estate or the Improvements, now or hereafter arising from the use or enjoyment of all or any portion thereof or from any lease, license, concession, occupancy agreement or other agreement pertaining thereto or arising from any of the Contracts (as hereinafter defined) or any of the General Intangibles (as hereinafter defined) and all cash or securities deposited to secure performance by the tenants, lessees or licensees, as applicable, of their obligations under any such leases, licenses, concessions or occupancy agreements, whether said cash or securities are to be held until the expiration of the terms of said leases, licenses, concessions or occupancy agreements or applied to one or more of the installments of rent coming due prior to the expiration of said terms; and
9. All contracts and agreements now or hereafter entered into covering any part of the Real Estate or the Improvements (collectively, the "Contracts") and all revenue, income and other benefits thereof, including, without limitation, management agreements, service contracts, maintenance contracts, equipment leases, personal property leases and any contracts or documents relating to construction on any part of the Real Estate or the Improvements (including plans, drawings, surveys, tests, reports, bonds and governmental approvals) or to the management or operation of any part of the Real Estate or the Improvements; and

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10. All present and future monetary deposits given to any public or private utility with respect to utility services furnished to any part of the Real Estate or the Improvements; and
11. All present and future funds, accounts, instruments, accounts receivable, documents, causes of action, claims, general intangibles (including without limitation, trademarks, trade names, servicemarks and symbols now or hereafter used in connection with any part of the Real Estate or the Improvements, all names by which the Real Estate or the Improvements may be operated or known, all rights to carry on business under such names, and all rights, interest and privileges which Debtor has or may have as developer or declarant under any covenants, restrictions or declarations now or hereafter relating to the Real Estate or the Improvements) and all notes or chattel paper now or hereafter arising from or by virtue of any transactions related to the Real Estate or the Improvements (collectively, the “**General Intangibles**”); and
12. All water taps, sewer taps, certificates of occupancy, permits, licenses, franchises, certificates, consents, approvals and other rights and privileges now or hereafter obtained in connection with the Real Estate or the Improvements and all present and future warranties and guaranties relating to the Improvements or to any equipment, fixtures, furniture, furnishings, personal property or components of any of the foregoing now or hereafter located or installed on the Real Estate or the Improvements; and
13. All building materials, supplies and equipment now or hereafter placed on the Real Estate or in the Improvements and all architectural renderings, models, drawings, plans, specifications, studies and data now or hereafter relating to the Real Estate or the Improvements; and
14. All right, title and interest of Debtor in any insurance policies or binders now or hereafter relating to the Real Estate or the Improvements including any unearned premiums thereon; and
15. All proceeds, products, substitutions and accessions (including claims and demands therefor) of the conversion, voluntary or involuntary, of any of the foregoing into cash or liquidated claims, including, without limitation, proceeds of insurance and condemnation awards; and
16. All other or greater rights and interests of every nature in the Real Estate or the Improvements and in the possession or use thereof and income therefrom, whether now owned or hereafter acquired by Debtor.

Deputy County Clerk's Office

15207 S. ORLAND ST.; 15215 S. LAGRANGE ROAD; 15407 S. LAGRANGE ROAD.  
 15411 S. LAGRANGE ROAD.

STREET ADDRESS: ORLAND PARK PLACE OUTLOTS

CITY: ORLAND PARK

COUNTY: COOK

TAX NUMBER:

27-15-100-016; 27-15-100-048; 27-15-100-049; 27-15-100-050;

LEGAL DESCRIPTION:

27-15-100-051

PARCEL 1:

LOT 5 IN ORLAND COURT SUBDIVISION, A SUBDIVISION OF PART OF THE WEST 1/2 OF THE NORTHWEST 1/4 OF SECTION 15, TOWNSHIP 36 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO PLAT THEREOF RECORDED MARCH 20, 1981 AS DOCUMENT 25811986, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

THAT PART OF LOT 2 IN ORLAND COURT SUBDIVISION, A SUBDIVISION OF PART OF THE WEST 1/2 OF THE NORTHWEST 1/4 OF SECTION 15, TOWNSHIP 36 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 20, 1981 AS DOCUMENT 25811986, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 2, THENCE SOUTH 0 DEGREES 00 MINUTES 22 SECONDS EAST ALONG THE WEST LINE OF SAID LOT 2 FOR A DISTANCE OF 237.00 FEET; THENCE NORTH 90 DEGREES 00 MINUTES, 00 SECONDS EAST FOR A DISTANCE OF 11.89 FEET TO THE POINT OF BEGINNING, SAID POINT LYING 60.00 FEET (MEASURED PERPENDICULARLY) EAST OF THE WEST LINE OF THE NORTHWEST 1/4 OF SECTION 15; THENCE CONTINUING NORTH 90 DEGREES, 00 MINUTES, 00 SECONDS EAST FOR A DISTANCE OF 189.00 FEET; THENCE SOUTH 00 DEGREES, 00 MINUTES, 00 SECONDS EAST FOR A DISTANCE OF 260.00 FEET; THENCE SOUTH 90 DEGREES, 00 MINUTES, 00 SECONDS WEST FOR A DISTANCE OF 189.00 FEET TO A POINT WHICH LIES 60.00 FEET (MEASURED PERPENDICULARLY) EAST OF SAID WEST LINE OF THE NORTHWEST 1/4 OF SECTION 15; THENCE NORTH 00 DEGREES, 00 MINUTES, 00 SECONDS EAST ALONG A LINE WHICH LIES 60.00 FEET EAST OF AND PARALLEL WITH SAID WEST LINE OF THE NORTHWEST 1/4 OF SECTION 15 FOR A DISTANCE OF 260.00 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 3:

LOT 1 IN ORLAND II RESUBDIVISION, BEING A SUBDIVISION IN THE NORTHWEST 1/4 OF SECTION 15, TOWNSHIP 36 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 29, 2003 AS DOCUMENT 0030134755, IN COOK COUNTY, ILLINOIS.

PARCEL 4:

LOT 2 IN ORLAND II RESUBDIVISION, BEING A SUBDIVISION IN THE NORTHWEST 1/4 OF SECTION 15, TOWNSHIP 36 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 29, 2003 AS DOCUMENT 0030134755, IN COOK COUNTY, ILLINOIS.

PARCEL 5:

THE RECIPROCAL AND NONEXCLUSIVE RIGHTS, PRIVILEGES, AND EASEMENTS, FOR THE BENEFIT OF PARCEL 1, 2, 3 AND 4 ABOVE FOR INGRESS AND EGRESS PARKING OF VEHICLES OVER AND ACROSS THE PARKING AND DRIVEWAY AREAS OF THE GRANTOR'S TRACT, AS THE SAME MAY FROM TIME TO TIME BE CONSTRUCTED AND MAINTAINED FOR SUCH USE, AND FOR THE PASSAGE AND ACCOMMODATION OF PEDESTRIANS OVER AND ACROSS THE PARKING, DRIVEWAY AND SIDEWALK AREAS; FOR INSTALLATION, OPERATION, FLOW, PASSAGE, USE, MAINTENANCE, CONNECTION REPAIR, RELOCATION, AND REMOVAL OF UTILITY LINES SERVING THE LAND, INCLUDING BUT NOT LIMITED TO, SANITARY SEWERS, STORM DRAINS, AND WATER, GAS, ELECTRICAL, TELEPHONE AND COMMUNICATION LINES. AMENDED AND RESTATED RECIPROCAL CONSTRUCTION, OPERATION AND EASEMENT AGREEMENT RECORDED JULY 21, 1998 AS DOCUMENT NUMBER 98630610. MADE BY AND BETWEEN KOHL'S DEPARTMENT STORE'S INC., MONTGOMERY WARD & CO., INCORPORATED, MONTGOMERY WARD DEVELOPEMNT CORPORATION, AND ORLAND L.L.C., AS AMENDED BY THE FIRST AMENDMENT TO AMENDED AND RESTATED RECIPROCAL CONSTRUCTION, OPERATION AND EASEMENT AGREEMENT DATED DECEMBER 31, 1999 AND RECORDED MARCH 9, 2000 AS DOCUMENT 00171863. THE SECOND

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AMENDMENT TO AMENDED AND RESTATED RECIPROCAL CONSTRUCTION, OPERATION AND EASEMENT AGREEMENT RECORDED JULY 27, 2001 AS DOCUMENT 0010677502, THE THIRD AMENDMENT TO AMENDED AND RESTATED RECIPROCAL CONSTRUCTION, OPERATION AND EASEMENT AGREEMENT RECORDED AUGUST 11, 2003 AS DOCUMENT 0322310890, AND THE FOURTH AMENDMENT TO AMENDED AND RESTATED RECIPROCAL CONSTRUCTION, OPERATION AND EASEMENT AGREEMENT RECORDED JANUARY 12, 2006 AS DOCUMENT 0601227057, AMENDING AND RESTATING THAT AGREEMENT RECORDED AS DOCUMENT 25230921 AND AMENDMENT RECORDED AS DOCUMENT 25811985, (COLLECTIVELY, THE "RCOEA").

PARCEL 6:

EASEMENT FOR THE BENEFIT OF PARCEL 1, 2, 3 AND 4 ABOVE TO LAY, CONSTRUCT, ALTER, REPAIR, OPERATE, REMOVE, REPLACE AND MAINTAIN A 12 INCH SANITARY SEWER PIPE LINE, AS CREATED BY EASEMENT AGREEMENT DATED NOVEMBER 1, 1979 AND RECORDED NOVEMBER 7, 1979 AS DOCUMENT NUMBER 25230920 MADE BY AND BETWEEN HERITAGE PULLMAN BANK AND TRUST COMPANY, AS TRUSTEE UNDER TRUST AGREEMENT DATED OCTOBER 3, 1957 AND KNOWN AS TRUST NUMBER 5096 AND AMALGAMATED TRUST AND SAVING BANK, AS TRUSTEE UNDER TRUST AGREEMENT DATED MAY 8, 1978 AND KNOWN AS TRUST NUMBER 3557 OVER THE FOLLOWING DESCRIBED LAND:

THE WEST 20 FEET OF THE SOUTH 70 FEET OF THE NORTH 2,517.35 FEET (AS MEASURED ALONG THE WEST LINE OF THE NORTHWEST 1/4 OF SECTION 15, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING EAST OF THE EAST LINE OF LA GRANGE ROAD) (100 FEET WIDE), IN COOK COUNTY, ILLINOIS.

PARCEL 7:

NON-EXCLUSIVE EASEMENTS FOR THE BENEFIT OF PARCELS 3 AND 4 FOR VEHICULAR PARKING AND VEHICULAR AND PEDESTRIAN INGRESS AND EGRESS OVER, UPON AND ACROSS THE PARKING AREAS, DRIVEWAYS, EXITS AND ENTRANCES, SIDEWALKS AND WALKWAYS AND OTHER COMMON AREAS AND FOR WATER AND SANITARY SEWER LINES AS CREATED BY THE DEVELOPMENT DECLARATION AND EASEMENT AGREEMENT DATED MAY 16, 2002 AND RECORDED AS DOCUMENT 0020629067, MADE BY AND BETWEEN ORLAND II, LLC, A LIMITED LIABILITY COMPANY, WPC-ORLAND II, L.L.C., A LIMITED LIABILITY COMPANY AND TGI FRIDAY'S INC., A NEW YORK CORPORATION.

PARCEL 8:

NON-EXCLUSIVE EASEMENTS FOR THE BENEFIT OF PARCELS 3 AND 4 FOR PARKING, INGRESS AND EGRESS AS CREATED BY INGRESS EGRESS ACCESS AND PARKING EASEMENT AGREEMENT DATED MARCH 23, 1981 AND RECORDED MARCH 15, 1981 AS DOCUMENT NUMBER 25817872 MADE BY AND BETWEEN AMALGAMATED TRUST & SAVINGS BANK, AN ILLINOIS BANKING CORPORATION, AS TRUSTEE UNDER TRUST NO. 3557 DATED MAY 8, 1979 AND MARN0 FOODS, INC., A KENTUCKY CORPORATION.

PARCEL 9:

EASEMENTS IN CONNECTION WITH THE OWNERSHIP, DEVELOPMENT AND OPERATION OF THE SHOPPING CENTER SITE AND THE FRINGE TRACTS FOR THE BENEFIT OF PARCELS 1, 2, 3 AND 4 CONTAINED IN THAT CERTAIN FRINGE TRACTS AGREEMENT DATED AUGUST 1, 1979 AND RECORDED NOVEMBER 7, 1979 AS DOCUMENT NUMBER 25230922 MADE BY AND AMONG AMALGAMATED TRUST AND SAVINGS BANK, AS TRUSTEE UNDER TRUST NUMBER 3557, WIEBOLDT STORES INC, AN ILLINOIS CORPORATION, MONTGOMERY WARD AND COMPANY, INC. AN ILLINOIS CORPORATION AS AMENDED BY THAT CERTAIN AMENDMENT TO FRINGE TRACTS AGREEMENT DATED MARCH 19, 1981 AND RECORDED MARCH 20, 1981 AS DOCUMENT 25811984.

PARCEL 10:

RECIPROCAL EASEMENT TO CLARIFY AND SUPPLEMENT THE OPERATION AND EASEMENT AGREEMENT RECORDED

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AS DOCUMENT 25230921 AND AS AMENDED BY DOCUMENT RECORDED AS 2811985, (THE REA) AND THE FRINGE TRACTS AGREEMENT RECORDED AS DOCUMENT 25230922 AND AMENDED BY DOCUMENT 25811984, (THE FTA), BY PROVIDING FOR ADDITIONAL EASEMENTS IN RESPECT OF THE SHOPPING CENTER IN ORDER TO EFFECTUATE THE COMMON USE AND OPERATION THEREOF, CONTAINED IN THE DECLARATION OF RESTRICTIONS AND EASEMENTS RECORDED APRIL 18, 1995 AS DOCUMENT 95255390, FOR THE BENEFIT OF PARCELS, 1, 2, 3 AND 4.

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