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UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS



1826744063

Doc# 1826744063 Fee \$46.00

RHSP FEE:\$9.00 RPRF FEE: \$1.00

KAREN A. YARBROUGH

COOK COUNTY RECORDER OF DEEDS

DATE: 09/24/2018 04:14 PM PG: 1 OF 5

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

B. E-MAIL CONTACT AT FILER (optional)

C. SEND ACKNOWLEDGMENT TO: (Name and Address)

Alston & Bird LLP
1201 West Peachtree Street
Atlanta, GA 30309-3424
Attn: Steven D. Collier, Esq.

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S NAME: Provide only one Debtor name (1a or 1b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name); if any part of the individual Debtor's name will not fit in line 1b, leave all of item 1 blank, check here and provide the individual Debtor information in item 10 of the Financing Statement Addendum (Form UCC1Ad)

1a. ORGANIZATION'S NAME
SYMCARE ML, LLC

OR

1b. INDIVIDUAL'S SURNAME FIRST PERSONAL NAME ADDITIONAL NAME(S)/INITIAL(S) SUFFIX

1c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY
7257 North Lincoln Avenue Lincolnwood IL 60712 USA

2. DEBTOR'S NAME: Provide only one Debtor name (2a or 2b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name); if any part of the individual Debtor's name will not fit in line 2b, leave all of item 2 blank, check here and provide the individual Debtor information in item 10 of the Financing Statement Addendum (Form UCC1Ad)

2a. ORGANIZATION'S NAME

OR

2b. INDIVIDUAL'S SURNAME FIRST PERSONAL NAME ADDITIONAL NAME(S)/INITIAL(S) SUFFIX

2c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY

3. SECURED PARTY'S NAME (or NAME of ASSIGNEE of ASSIGNOR SECURED PARTY): Provide only one Secured Party name (3a or 3b)

3a. ORGANIZATION'S NAME
MS ARIA, LP

OR

3b. INDIVIDUAL'S SURNAME FIRST PERSONAL NAME ADDITIONAL NAME(S)/INITIAL(S) SUFFIX

3c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY
211 W. Main Street, Suite 400 Carmel IN 46032 USA

4. COLLATERAL: This financing statement covers the following collateral:

All those types or items of property described on Exhibit B attached hereto and by this reference made a part hereof.

The Real Property is described on Exhibit A attached hereto and by this reference made a part hereof.

5. Check only if applicable and check only one box: Collateral is held in a Trust (see UCC1Ad, item 17 and instructions) being administered by a Decedent's Personal Representative

6a. Check only if applicable and check only one box: Public-Finance Transaction Manufactured-Home Transaction A Debtor is a Transmitting Utility

Bb. Check only if applicable and check only one box: Agricultural Lien Non-UCC Filing

7. ALTERNATIVE DESIGNATION (if applicable): Lessee/Lessor Consignee/Consignor Seller/Buyer Bailor/Bailee Licensee/Licensor

8. OPTIONAL FILER REFERENCE DATA:
File with Cook County, Illinois Real Estate Records

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UCC FINANCING STATEMENT ADDENDUM

FOLLOW INSTRUCTIONS

9. NAME OF FIRST DEBTOR: Same as line 1a or 1b on Financing Statement; if line 1b was left blank because Individual Debtor name did not fit, check here

9a. ORGANIZATION'S NAME

SYMCARE ML, LLC

OR
9b. INDIVIDUAL'S SURNAME

FIRST PERSONAL NAME

ADDITIONAL NAME(S)/INITIAL(S)

SUFFIX

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10. DEBTOR'S NAME: Provide (10a or 10b) only one additional Debtor name or Debtor name that did not fit in line 1b or 2b of the Financing Statement (Form UCC1) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name) and enter the mailing address in line 10c

10a. ORGANIZATION'S NAME

OR
10b. INDIVIDUAL'S SURNAME

INDIVIDUAL'S FIRST PERSONAL NAME

INDIVIDUAL'S ADDITIONAL NAME(S)/INITIAL(S)

SUFFIX

10c. MAILING ADDRESS

CITY

STATE

POSTAL CODE

COUNTRY

11. ADDITIONAL SECURED PARTY'S NAME or ASSIGNOR SECURED PARTY'S NAME: Provide only one name (11a or 11b)

11a. ORGANIZATION'S NAME

OR
11b. INDIVIDUAL'S SURNAME

FIRST PERSONAL NAME

ADDITIONAL NAME(S)/INITIAL(S)

SUFFIX

11c. MAILING ADDRESS

CITY

STATE

POSTAL CODE

COUNTRY

12. ADDITIONAL SPACE FOR ITEM 4 (Collateral):

13. This FINANCING STATEMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS (if applicable)

14. This FINANCING STATEMENT:

covers timber to be cut covers as-extracted collateral is filed as a fixture filing

15. Name and address of a RECORD OWNER of real estate described in Item 16 (if Debtor does not have a record interest):

16. Description of real estate:

The Real Property is described on Exhibit A attached hereto and by this reference made a part hereof.

**MS ARIA, LP
211 W. Main Street, Suite 400
Carmel, Indiana 46032**

17. MISCELLANEOUS:

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EXHIBIT A: LEGAL DESCRIPTION

(Aria Post Acute Care)

That part of the south $\frac{1}{2}$ of the northwest $\frac{1}{4}$ of Section 17, Township 39 North, Range 12 East of the Third Principal Meridian, described as follows:

Commencing at the southwest corner of the northwest $\frac{1}{4}$; Thence North 00 degrees 04 minutes 43 seconds East, 1324.21 feet; Thence North 89 degrees 35 minutes 43 seconds East, 954.00 feet to a found $\frac{1}{2}$ " iron rod on the northeasterly right of way line of the Dwight D. Eisenhower Expressway (a 370 foot right of way), said iron rod being the POINT OF BEGINNING of the herein described tract; Thence North 89 degrees 35 minutes 43 seconds East 691.10 feet; Thence South 00 degrees 24 minutes 17 seconds East at right angles to the preceding course, a distance of 165.00 feet; Thence South 89 degrees 35 minutes 43 seconds West at right angles to the preceding course, a distance of 65.00 feet; Thence South 00 degrees 24 minutes 17 seconds East 153.17 feet to a point on the northeasterly line of the Dwight D. Eisenhower Expressway, said point also being on a curve concave southwesterly. Thence along the northeasterly line of said expressway being a curve to the left having a radius of 4029.83 feet and subtending a chord of length 702.31 feet and bearing North 63 degrees 27 minutes 57 seconds West for an arc distance of 703.20 feet to the POINT OF BEGINNING.

Address of Real Estate: 4600 N. Frontage Road, Hillside, IL 60162

Permanent Real Estate Index Number:

- 15-17-101-014-0000

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EXHIBIT B Collateral Description

All right, title and interest of Debtor in the following described property, whether now owned or hereafter acquired by Debtor:

(a) All machinery, furniture, equipment, trade fixtures, appliances, inventory and all other goods (as "equipment", "inventory" and "goods" are defined for purposes of Article 9) and any leasehold interest of Debtor or any Subtenant (hereinafter defined) in any of the foregoing, including, without limitation, those items which are to become fixtures or which are building supplies and materials to be incorporated into any improvement or fixture.

(b) All accounts, deposit accounts, general intangibles, instruments, documents, and chattel paper [as such terms are defined for purposes of Article 9 of the UCC], including, without limitation, accounts receivable from Third Party Payors (hereinafter defined), now or hereafter arising.

(c) All franchises, permits, licenses, operating rights, certifications, approvals, consents, authorizations and other general intangibles, including, without limitation, certificates of need, state health care facility licenses, and Medicare and Medicaid provider agreements, to the extent permitted by law.

(d) Unless expressly prohibited by the terms thereof, all contracts, agreements, contract rights and materials relating to the design, construction, operation or management of any improvements, including, but not limited to, management agreements, plans, specifications, drawings, blueprints, models, mock-ups, brochures, flyers, advertising and promotional materials and mailing lists.

(e) All subleases, occupancy agreements, license agreements and concession agreements, written or unwritten, of any nature, now or hereafter entered into, and all right, title and interest of Debtor thereunder, Debtor's right, if any, to cash or securities deposited thereunder whether or not the same was deposited to secure performance by the subtenants, occupants, licensees and concessionaires of their obligations thereunder, including the right to receive and collect the rents, revenues, and other charges thereunder.

(f) All ledger sheets, files, records, computer programs, tapes, other electronic data processing materials, and other documentation.

(g) The products and proceeds of the preceding listed property, including, without limitation, cash and non-cash proceeds, proceeds of proceeds, and insurance proceeds.

Defined Terms:

"Lease Agreement" means that certain Master Lease Agreement dated as of October 30, 2015 between MS ARIA, LP; MS BUFFALO GROVE, LP; MS CLAREMONT, LPLLC; MS 87TH STREET, LP; MS MIDWAY, LP; MS PARK SOUTH, LP; MS IVY, LP; MS BRONZEVILLE, LP; MS JACKSON SQUARE, LP; and MS SOUTH SHORE, LP, each a limited partnership organized under the laws of the State of Delaware, collectively, as landlord, and Debtor, as tenant (as the same may hereafter be amended, restated, replaced, supplemented or otherwise modified from time to time).

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"Subtenant" means, collectively, (a) Symcare Healthcare, LLC, an Illinois limited liability company, and (b) each Sub-Subtenant of a Facility as identified on Exhibit C to the Lease Agreement, individually and collectively.

"Sub-Subtenant" means the licensed operator of its respective Facility as shown on Exhibit C to the Lease Agreement.

"Sublease" means a Sublease Agreement entered into between Debtor and Subtenant.

"Sub-Sublease" means a Sub-Sublease Agreement entered into between Subtenant with a Sub-Subtenant.

"Third Party Payers" means Medicare, Medicaid, commercial and private insurers, any managed care company, employee assistance programs, HMOs, preferred provider organizations and any other governmental, commercial or other organization which maintains a healthcare reimbursement program or policy.

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