

**UCC FINANCING STATEMENT**

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2007 FEB -6 AM 9:52

MICHAEL A. BROWN  
RECORDER

A. NAME & PHONE OF CONTACT AT FILER [optional]  
RICHARD C. JONES, JR., ESQ. (312) 200-7000

B. SEND ACKNOWLEDGMENT TO: (Name and Address)  
RICHARD C. JONES, JR., ESQ.  
JONES & JACOBS  
77 W. WASHINGTON ST., SUITE 2100  
CHICAGO, ILLINOIS 60602  
*see enersize attachment*  
*cm620066525*

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CHICAGO TITLE INSURANCE COMPANY

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<br>833 WEST, LLC                  |                                   |                                 |   |  |
| OR  | 1b. INDIVIDUAL'S LAST NAME        |                                 |   |  |
|   | FIRST NAME                        | MIDDLE NAME                     | SUFFIX                                      |  |
| 1c. MAILING ADDRESS<br>360 NORTH MICHIGAN AVE., STE. 1400 |                                   | CITY<br>CHICAGO                 | STATE<br>IL                                 | POSTAL CODE<br>60601   |
|   |                                   | COUNTRY<br>USA                  |   |  |
| 1d. SEE INSTRUCTIONS                                      | ADD'L INFO RE ORGANIZATION DEBTOR | 1e. TYPE OF ORGANIZATION<br>LLC | 1f. JURISDICTION OF ORGANIZATION<br>INDIANA | 1g. ORGANIZATIONAL ID #, if any<br><input type="checkbox"/> 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. SEE INSTRUCTIONS    | ADD'L INFO RE ORGANIZATION DEBTOR | 2e. TYPE OF ORGANIZATION | 2f. JURISDICTION OF ORGANIZATION | 2g. ORGANIZATIONAL ID #, if any<br><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<br>FIFTH THIRD BANK (CHICAGO)  |                            |                      |             |                           |
| OR   | 3b. INDIVIDUAL'S LAST NAME |                      |             |                           |
|  | FIRST NAME                 | MIDDLE NAME          | SUFFIX      |                           |
| 3c. MAILING ADDRESS<br>1000 E. 80TH PLACE, SUITE 200-N |                            | CITY<br>MERRILLVILLE | STATE<br>IN | POSTAL CODE<br>46410-5608 |
|  |                            | COUNTRY<br>USA       |             |                           |

4. This FINANCING STATEMENT covers the following collateral:

ALL ASSETS OF THE DEBTOR, INCLUDING, WITHOUT LIMITATION, THOSE ASSETS SPECIFICALLY SET FORTH ON THE ATTACHED RIDER.

PROPERTY: 833 WEST LINCOLN HIGHWAY  
SCHERERVILLE, LAKE COUNTY, INDIANA 46375

RECORD OWNER: DEBTOR

TO BE RECORDED WITH THE LAKE COUNTY, INDIANA, RECORDER'S OFFICE.

|   |  |                     |               |              |          |                |
|---|--|---------------------|---------------|--------------|----------|----------------|
| 5. ALTERNATIVE DESIGNATION [if applicable]:   | LESSEE/LESSOR  | CONSIGNEE/CONSIGNOR | BAILEE/BAILOR | SELLER/BUYER | AG. LIEN | NON-UCC FILING |
| 6. <input checked="" 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  
FTB QUINN-SCHERERVILLE

**UCC FINANCING STATEMENT ADDENDUM**

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9. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT

|  |            |                     |
|--|------------|---------------------|
| 9a. ORGANIZATION'S NAME<br>833 WEST, LLC |            |                     |
| 9b. INDIVIDUAL'S LAST NAME               | FIRST NAME | MIDDLE NAME, SUFFIX |

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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   COUNTRY                                  |
| 11d. <u>SEE INSTRUCTIONS</u> | ADD'L INFO RE ORGANIZATION DEBTOR | 11e. TYPE OF ORGANIZATION | 11f. JURISDICTION OF ORGANIZATION                              |
|                              |                                   |                           | 11g. ORGANIZATIONAL ID #, if any <input type="checkbox"/> NONE |

12.  ADDITIONAL SECURED PARTY'S or  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 ATTACHED EXHIBIT B

15. Name and address of a RECORD OWNER of above-described real estate (if Debtor does not have a record interest):  
  
DEBTOR

16. Additional collateral description:  
  
SEE ATTACHED EXHIBIT A

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

**EXHIBIT A**

**DEBTOR:**

833 WEST, LLC

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**SECURED PARTY:**

FIFTH THIRD BANK (CHICAGO)

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**COLLATERAL:**

1. All personal property of every nature whatsoever, now or hereafter owned by Debtor, and on, or used in connection with, the real estate legally described on Exhibit B hereto (the "**Real Estate**"), or the improvements thereon, including all extensions, additions, improvements, betterments, renewals, substitutions and replacements thereof, and all of the right, title and interest of Debtor in and to any such personal property, together with the benefit of any deposits or payments now or hereafter made on such personal property by Debtor or on its behalf.
2. Any and all rents, revenues, issues, profits, proceeds, income, royalties, accounts, including healthcare insurance receivables, escrows, reserves, impounds, security deposits and other rights to monies now owned, or hereafter acquired, and arising from or out of the Real Estate and/or the businesses and operations conducted by Debtor thereon.
3. All fixtures and articles of personal property now or hereafter owned by Debtor and forming a part of, or used in connection with, the Real Estate or the improvements thereon, including, without limitation, any and all air conditioners, antennae, appliances, apparatus, awnings, basins, bathtubs, bidets, boilers, bookcases, cabinets, carpets, coolers, curtains, dehumidifiers, disposals, doors, drapes, dryers, ducts, dynamos, elevators, engines, equipment, escalators, exercise equipment, fans, fittings, floor coverings, furnaces, furnishings, furniture, hardware, heaters, humidifiers, incinerators, lighting, machinery, motors, ovens, pipes, plumbing, pumps, radiators, ranges, recreational facilities, refrigerators, screens, security systems, shades, shelving, sinks, sprinklers, stokers, stoves, toilets, ventilators, wall coverings, washers, windows, window coverings, wiring, and all renewals or replacements thereof, or articles in substitution therefor.
4. All proceeds of the foregoing, including, without limitation, all judgments, awards of damages and settlements hereafter made resulting from condemnation proceeds or the taking of the Real Estate or improvements thereon, or any portion thereof, under the power of eminent domain, any proceeds of any policies of insurance maintained with respect to the Real Estate or improvements thereon, or proceeds of any sale, option or contract to sell the Real Estate or improvements thereon, or any portion thereof.

5. Any and all other personal property of any kind, nature or description, whether tangible or intangible (including, without limitation, any and all goods, contract rights, franchises, licenses, permits, chattel paper (including electronic chattel paper), money, equipment, deposit accounts, documents, investment property, instruments, letter of credit rights, supporting obligations, and general intangibles, including payment intangibles) of Debtor relating to, or used in connection with, the operation or maintenance of the Real Estate, whether now owned or hereafter acquired, or in which Debtor now has or shall hereafter acquire any right, title or interest whatsoever (whether by bill of sale, lease, conditional sales contract or other title retention document, or otherwise).
6. Any and all additions and accessories to all of the foregoing and any and all proceeds (including proceeds of insurance, eminent domain or other governmental takings and tort claims), renewals, replacements and substitutions of all of the foregoing.
7. All of the books and records pertaining to the foregoing.

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**EXHIBIT B**

**THE REAL ESTATE – LEGAL DESCRIPTION**

PART OF THE EAST HALF OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 35 NORTH, RANGE 9, WEST OF THE SECOND PRINCIPAL MERIDIAN, IN LAKE COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE WEST LINE OF SAID EAST HALF OF THE EAST HALF OF THE NORTHEAST QUARTER AND THE CENTERLINE OF U.S. HIGHWAY NO. 30; THENCE SOUTH 01 DEGREES 36 MINUTES 25 SECONDS EAST ALONG SAID WEST LINE A DISTANCE OF 50.01 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30 ALSO BEING THE POINT OF BEGINNING; THENCE NORTH 89 DEGREES 37 MINUTES 09 SECONDS EAST ALONG SAID SOUTH LINE A DISTANCE OF 108.66 FEET; THENCE SOUTH 01 DEGREES 36 MINUTES 25 SECONDS EAST A DISTANCE OF 230.13 FEET; THENCE SOUTH 88 DEGREES 23 MINUTES 35 SECONDS WEST A DISTANCE OF 108.63 FEET TO THE WEST LINE OF SAID EAST HALF OF THE EAST HALF OF THE NORTHEAST QUARTER; THENCE NORTH 01 DEGREES 36 MINUTES 25 SECONDS WEST ALONG SAID WEST LINE A DISTANCE OF 232.45 FEET TO THE POINT OF BEGINNING.

Common address: 833 West Lincoln Highway  
Scherverville, Indiana 46375

Key Nos.: 13-112-47  
13-112-80  
13-112-66

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