41484

UNIFORM COMMERCIAL CODE · FINANCING STATEMENT

FORM UCC   1

APPROVED FOR USE IN NORTH CAROLINA AND THE FOLLOWING STATES:

MUNICIPAL FORMS & SYSTEMS CO. INC
P. O. BOX 2171 - DURHAM, N.C. 27702

ALABAMA   DELAWARE   KANSAS   MICHIGAN   NEBRASKA   OHIO   VERMONT   DIST. OF COLUMBIA
ALASKA   IDAHO   KENTUCKY   MINNESOTA   N. HAMPSHIRE   OKLAHOMA   VIRGINIA
ARIZONA   ILLINOIS   MAINE   MISSISSIPPI   N. JERSEY   OREGON   W. VIRGINIA
ARKANSAS   INDIANA   MARYLAND   MISSOURI   N. CAROLINA   S. CAROLINA   WISCONSIN
COLORADO   IOWA   MASS.   MONTANA   N. DAKOTA   TENNESSEE   WYOMING

This FINANCING STATEMENT is presented to a Filing Officer for filing pursuant to the Uniform Commercial Code.

No. of Additional Sheets Presented:

3. Maturity Date (Optional):

1. Debtor(s) (Last Name First) and Address(es):

ERBES & ELLIOTT ENTERPRISES
ELLIOTT, DAVID
ERBES, LOUIS
1891 AVALON ST.
KLAMATH FALLS, OREGON 97601

2. Secured Party(ies) Name(s) And Address(es):

LESSOR

BORG-WARNER LEASING, DIVISION OF,
BORG-WARNER ACCEPTANCE CORPORATION
ONE IBM PLAZA
CHICAGO, ILLINOIS 60611
(BRANCH NUMBER — 8309   )

4. For Filing Officer: Date, Time, File No.
Filing Office
STATE OF OREGON
COUNTY OF KLAMATH   41484
ON THIS 10th DAY OF Jan.
AT 10:11 AM. 196 78
Wm D. MILNE, County Clerk
BY _____ DEPUTY

7. This Financing Statement covers the following types or items of collateral:
(Describe real estate, including record owner if item 6 is applicable)

ALL EQUIPMENT ON ATTACHED SCHEDULE "A" AND OTHER EQUIPMENT AND ALL ACCESSIONS, ADDITIONS, AND REPLACEMENTS THERETO, WHETHER NOW OWNED OR HEREAFTER ACQUIRED. COLLATERAL IS OR INCLUDES FIXTURES. RECORD OWNER OF PROPERTY IS JAMES F. STILLWELL DESCRIPTION OF REAL PROPERTY: A PART OF TRACT 36 OF ENTERPRISE TRACTS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT MARKING THE INTERSECTION OF THE SOUTHEASTERLY LINE OF AVALON STREET WITH THE NORTHEASTERLY LINE OF PERSHING WAY, WHICH POINT BEARS SOUTH 0 DEGREES 00 1/2' EAST A DISTANCE OF

[X] Proceeds   [ ] Products of the collateral are also covered

5. Assignee(s) of Secured Party, Address(es):

6. [ ] The described crops are growing or to be grown on the real property described in Item 7.

[X] The described goods are or are to be affixed to the real property described in Item 7.

8. Signatures: (If debtor's signature omitted pursuant to G. S. 25-9-402 (2), indicate reason).

ERBES & ELLIOTT ENTERPRISES

By X _____
Debtor(s) or Assignor(s)
LESSEE

FINANCING STATEMENT

BORG-WARNER LEASING, DIVISION OF,
BORG-WARNER ACCEPTANCE CORPORATION

By Richard J. Josel
Secured Party(ies) or Assignee(s)
LESSOR

(1) Filing Officer Copy — Numerical

Standard Form Approved by
ALL STATES SHOWN ON STUB   UCC   1

MUNICIPAL FORMS & SYSTEMS CO. INC
P.O. BOX 2171 — DURHAM, N. C. 27702

UNIFORM COMMERCIAL CODE—ADDITIONAL SHEET

This Additional Sheet is filed with the following instrument: SCHEDULE "A" ON ERBES & ELLIOTT ENTERPRISES:

(1) WORK TOP REFRIGERATOR, (1) SAVORY BUN TOASTER, (1) 32" X 36" TABLE FOR TOASTER, (1) GE CB51 CHARBROILER, (1) GE HOTPLATE, (1) HOTPLATE AND CHARBROILER STAND, (2) FRYERS WITH BUILT IN COMPUTOR, (1) FRENCH FRY PAN, (1) CUSTOM HOOD, (1) 2/BULB FRENCH FRY LAMP, (1) CUSTOM FAB HOOD W/FILTERS AND LIGHTS NO DUCTING NSF, (1) EXHAUST FAN W/2-SPEED SWITCH AND BIRD SCREEN, (1) ROOF EXHAUST CURB FABRICATE, (1) 10' STAINLESS STEEL BACK, (1) CUSTOM HOT DOG COUNTER W/ONE 42" HEAT LAMP, (1) REPLACEMENT PACKAGE FOR HOT DOG TABLE, (1) LOT STAINLESS STEEL ROLL TOP LIDS FOR STEAM TABLE W/HOT DOG COOKER, (1) REG. CHUTE W/TWO 42" HEAT LAMPS, (1) UNDERCOUNTER REFRIGERATOR, (1) UNDERCOUNTER FREEZER, (1) STAINLESS WORK TOP, (1) LOT SHELVING AS PER PLANS: COOLER AND FREEZER, DRY STORAGE, WALL STORAGE, STEAM TABLE SHELVES, WALL SHELVING BY FREEZER, (1) FOOD CUTTER, (1) WALK-IN COOLER/FREEZER COMB. 8' X 12' X 7' 6" UNIT W/SELF CONTAINED REFRIG. PKG., (1) WORK TABLE 4' X20", (1) 3-COMP. SINK W/INTEGRALLY WELDED DRAINBOARDS-W/TAIL PIECES AND FAUCETS NSF, (1) 1000# FLAKER WITH 700# BIN, (1) SOFT SERVE, (3) SINGLE INSIDE FORMICA WASTE RECEPTACLES, (1) PIE DISPLAY WITH SNEEZE GUARD, (1) CHROME STAND, (1) FLOOR SAFE, (4) OUTSIDE TRASH CANS, (1) LOT SMALL EQUIPMENT-SUPPLIES, (1) MENU BOARD, (1) I. D. POLE SIGN, (3) ROOF SIGNS, (1) MARQUEE 4X8, (1) SUPER COOKER, (6) WIRE BASKETS, (2) FULL SIZE PANS PERFORATED, (4) 1/2 SIZE PANS PERFORATED (1) LOT SEATING PACKAGE AS PER PLANS WAYMAR, (4) TV CAMERAS

(1) Filing Officer Copy — Numerical

ADDITIONAL SHEET

Standard Form Approved by
Secretary of State of North Carolina   UCC   5

OREGON
~~NORTH CAROLINA~~
UNIFORM COMMERCIAL CODE—ADDITIONAL SHEET

This Additional Sheet is filed with the following instrument: FINANCING STATEMENT ON ERBES & ELLIOTT ENTERPRISES

542.44 FEET AND SOUTH 55 DEGREES 50 1/2' EAST A DISTANCE OF 961.79 FEET FROM THE NORTHWEST CORNER OF SECTION 3, TWP. 39 S.R. 9 E.W.W.; THENCE NORTH 30 DEGREES 38 1/2' EAST, ALONG THE SOUTHEASTERLY LINE OF AVALON STREET, A DISTANCE OF 50.0 FEET TO A POINT; THENCE SOUTH 59 DEGREES 21' EAST AT RIGHT ANGLES TO AVALON STREET; A DISTANCE OF 150.0 FEET TO A POINT; THENCE SOUTH 30 DEGREES 38 1/2' WEST, PARALLEL WITH AVALON STREET, A DISTANCE OF 59.3 FEET, MORE OR LESS, TO THE NORTHEASTERLY LINE OF PERSHING WAY; THENCE NORTH 55 DEGREES 50 1/2' WEST, ALONG THE NORTHEASTERLY LINE OF PERSHING WAY, A DISTANCE OF 150.28 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

TATE OF OREGON, COUNTY OF KLAMATH; ss.

iled for record ~~at request of~~ _____
his 10th day of _____January_____ A.D. 19 78 at 10; b'clock A.M., and uly recorded in Vol. M78 , of Mortgages on Page 533 .

Wm D. MILNE, County Clerk
By Semetha S. Retsch

Fee $12.00

ADDITIONAL SHEET

(1) Filing Officer Copy — Numerical