

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS



20140306000061380 1/3 \$33.00
Shelby Cnty Judge of Probate, AL
03/06/2014 10:41:00 AM FILED/CERT

A. NAME & PHONE OF CONTACT AT FILER (optional) Nathan T. Johns
B. E-MAIL CONTACT AT FILER (optional) njohns@mendenfreiman.com
C. SEND ACKNOWLEDGMENT TO: (Name and Address) <div>Nathan T. Johns MendenFreiman LLP 2 Ravinia Drive, Suite 1200 Atlanta, GA 30346</div>

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 HELENA PROPERTIES, LLC				
OR	1b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX
1c. MAILING ADDRESS 1121 Alderman Drive, Suite 101		CITY Alpharetta	STATE GA	POSTAL CODE 30005
			COUNTRY 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 BAY POINT CAPITAL PARTNERS, LP				
OR	3b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX
3c. MAILING ADDRESS 3050 Peachtree Road NW, Suite 2		CITY Atlanta	STATE GA	POSTAL CODE 30305
			COUNTRY USA	

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

All assets of the Debtor, whether now owned or hereafter acquired, located on, or used in conjunction with the real estate described on Exhibit "A" attached hereto and made a part hereof, and including all products and proceeds thereof.

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

6b. 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 ☐ Bailee/Bailor ☐ Licensee/Licenser

8. OPTIONAL FILER REFERENCE DATA:

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

HELENA PROPERTIES, 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 described on Exhibit "A" attached hereto.

17. MISCELLANEOUS:

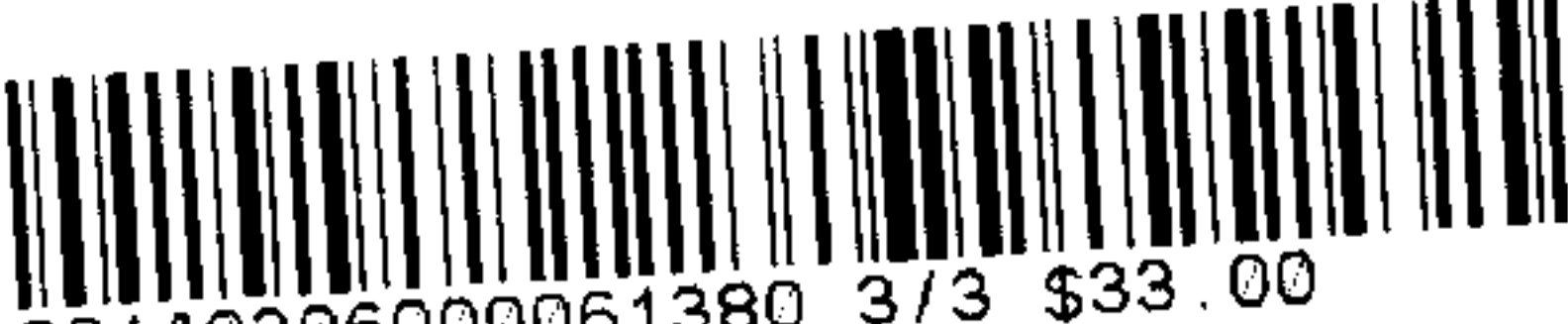
EXHIBIT "A"

Legal Description

State of Alabama

County of Shelby

Beginning at the Northwest corner of Lot 1, Block 1, Mullins East Side Addition to Helena, as recorded in Map Book 4, Page 25, in the Office of the Judge of Probate of Shelby County and run thence North 82 degrees 28 minutes 39 seconds East along the North line of said Lot 1 a distance of 163.05 feet to the Northwest corner of Lot 15, Block 1, of same said Subdivision; thence run North 82 degrees 17 minutes 12 seconds East along the North line of said Lot 15 a distance of 173.99 feet to the Northeast corner of same said Lot 15; thence continue North 83 degrees 10 minutes 04 seconds East, crossing the Northerly end of the Vacated Mimosa Street a distance of 51.15 feet to the Northwest corner of Lot 9, Block 2 of same said Subdivision; thence continue North 80 degrees 02 minutes 41 seconds East a distance of 180.57 feet to a corner; thence run North 35 degrees 54 minutes 28 seconds East a distance of 38.14 feet to a corner; thence run North 80 degrees 05 minutes 13 seconds East a distance of 231.10 feet to a found capped corner; thence run South 06 degrees 46 minutes 41 seconds East a distance of 87.40 feet to a cross in concrete corner; thence run South 10 degrees 57 minutes 15 seconds East a distance of 91.97 feet to a found rebar corner; thence run South 74 degrees 26 minutes 16 seconds West a distance of 191.12 feet to a found rebar corner; thence run South 60 degrees 15 minutes 51 seconds West a distance of 42.65 feet to a found rebar corner; thence run South 07 degrees 54 minutes 53 seconds East a distance of 185.78 feet to a set rebar corner on a cul de sac property line having a central angle of 77 degrees 29 minutes 14 seconds and a radius of 50.0 feet; thence run Southwesterly along the arc of said cul de sac distance of 67.62 feet to a set rebar corner; thence run North 85 degrees 24 minutes 07 seconds West a distance 366.10 feet to a set rebar corner; thence run North 13 degrees 13 minutes 14 seconds West a distance of 127.78 feet to a found rebar corner; thence run South 82 degrees 14 minutes 09 seconds West a distance of 199.32 feet to a round rebar corner on the East margin of Rolling Mill Street; thence run North 02 degrees 58 minutes 06 seconds West along said margin of said street a distance of 199.91 feet to the point of beginning.


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