



UNIFORM COMMERCIAL CODE — FINANCING STATEMENT
APPROVED FOR USE IN NORTH CAROLINA

BK1860 P2515

CONTACT YOUR LOCAL STATE AUTHORITY FOR USE IN YOUR PARTICULAR STATE.

Petrie Stockton UCC-1

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

No. of Additional
Sheets Presented:

213078

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

Apple Gold, Inc.
P O Box 20123
Raleigh, NC 27609

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

NationsBank, N.A. (Carolina)
Post Office Box 27287
Raleigh, NC 27611-7287

FILED U.E. SPEAS
REGISTER OF DEEDS
FORSYTH COUNTY, NC

(3) (a) ☒ Collateral is or includes fixtures.
(b) ☐ Timber, Minerals or Accounts Subject
to G.S. 25-9-103(5) are covered
(c) ☐ Crops Are Growing Or To Be Grown
On Real Property Described In Section (5).
If either block 3(a) or block 3(b) applies describe real
estate, including record owner(s) in section (5).

(4) Assigned **FIXTURES**, Address(es):

JUN 13, 09:31 AM '95
\$8.00 PAID

For
Filing
Officer

(5) This Financing Statement Covers the Following types [or items] of property.

See Exhibits A and B attached hereto and incorporated herein by this reference.

R & M Properties, a North Carolina general partnership, is the record owner of the real property set forth on Exhibit A attached hereto.

☐ Products of the Collateral Are Also Covered.

(6) Signatures: Debtor(s)

Apple Gold, Inc.

(By) *M. L. D. White, Pres*
Standard Form Approved by N.C. Sec. of State
and other states shown above.

(1) Filing Officer Copy-Numerical

Secured Party(ies) [or Assignees]

NationsBank, N.A. (Carolina)

(By)

Signature of Secured Party Permitted in Lieu of Debtor's Signature:

- (1) Collateral is subject to Security Interest In Another Jurisdiction and ☒
☐ Collateral Is Brought Into This State
☐ Debtor's Location Changed To This State
(2) For Other Situations See: G.S. 25-9-402 (2)

UCC-1

Exhibit A

Being all the property designated as Lot # 1 (containing 1.689 acres) as shown on plat entitled "J.D. Shields Corporation and BSH Properties, Inc." as recorded in Plat Book 38 at Pages 16 and 17 in the Office of the Register of Deeds of Forsyth County, North Carolina, reference to which is hereby made for a more particular description.

Exhibit B

1. This Financing Statement covers:

(a) All of the Debtor's right, title and interest, estate, claim and demand, either at law or in equity, in and to all equipment, machinery, apparatus, fittings, building materials, fixtures and articles of personal property of every kind and nature whatsoever, now or hereafter ordered for eventual delivery to the premises hereinafter described (whether or not delivered thereto) and all such as are now or hereafter located in or upon any interest or estate in the premises hereinafter described or any part thereof and used or usable in connection with any present or future operation of said premises and now owned or hereafter acquired by the Debtor, and any and all replacements thereof, additions thereto and substitutions therefor, including, without in any manner limiting the generality of the foregoing, all heating, lighting, laundry, incinerating and power equipment, engines, pipes, tanks, motors, conduits, switchboards, plumbing, lifting, cleaning, fire-prevention, fire-extinguishing, refrigerating, ventilating and communications apparatus, air-cooling and air-conditioning apparatus, elevators, escalators, shades, awnings, draperies, curtains, furniture, furnishings, carpeting and floor coverings, screens, storm doors and windows, stoves, gas and electric ranges, refrigerators, garbage disposals, sump pumps, washers, dryers, attached cabinets, partitions, ducts and compressors, ornaments, tools, rugs, signs, and including all equipment installed or to be installed or used or usable in connection with the operation of any improvements and appurtenant facilities erected or to be erected upon said premises or appropriated to the use thereof, and whether affixed or annexed or not; and

(b) All of the right, title, interest, estate, claim or demand of the Debtor either at law or in equity in and to all architectural, engineering and similar plans, specifications, building permits, drawings, renderings, profiles, studies, shop drawings, reports, plats, surveys and the like, and all sewer taps, permits and allocations, agreements for utilities, bonds, sureties and the like, relating to the premises hereinafter described or any improvements or appurtenant facilities erected or to be erected upon or about the premises hereinafter described; and

(c) All proceeds of the conversion, voluntary or involuntary, of any of the collateral into cash or liquidated claims, including, without limitation, the proceeds of insurance; and

(d) All leases of the premises hereinafter described or any improvements or appurtenant facilities erected or to be erected upon or about the premises hereinafter described and all right, title and interest of the Debtor thereunder including, without limitation, cash or securities deposited thereunder to secure performance by the lessees of their obligations thereunder, and including, again without limitation, the right to receive and collect the rents thereunder; and

(e) All the Debtor's rights, options, powers and privileges (but not the burdens and obligations) in and to all contracts and other agreements for the sale of the premises hereinafter described now or hereafter entered into by the Debtor and all rights of the Debtor thereunder including, without limitation, cash or securities deposited thereunder to secure performance by the contract purchasers of their obligations thereunder and including, again without limitation, the right to receive and collect the proceeds thereof; and

(f) All of the Debtor's rights, powers, options and privileges (but not the burdens and obligations) in and to all agreements between the Debtor and architects, contractors and subcontractors, now or hereafter entered into; and

(g) All earnings, revenues, rents, issues, profits, avails and other income of and from the hereinafter described premises and the collateral, and all undisbursed proceeds of the loan secured by the Deed of Trust hereinafter identified.

2. The collateral hereinabove described, or interest of the Debtor therein, affect, are affixed or appurtenant to, or will affect, be affixed or be appurtenant to, real property of which R & M Properties is the record owner as more fully described on Exhibit A attached hereto and by this reference incorporated herein.

3. All of the right, title and interest of Debtor as franchisee in, under and pursuant to that certain franchise agreement with Applebee's International, Inc., a Delaware corporation, as franchisor, with respect to the restaurant facility located and operated upon the real property described on Exhibit A.

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