



200310070178

Skagit County Auditor

10/7/2003 Page

1 of

4 11:41AM

Location: JIB #8455  
State: Washington

**RECORDING REQUESTED BY  
AND WHEN RECORDED RETURN TO:**

Jack in the Box Inc.  
9330 Balboa Avenue  
San Diego, CA 92123-1516  
Attn: Real Estate Legal

**MAIL TAX STATEMENTS TO:**

Jack in the Box Inc.  
9330 Balboa Avenue  
San Diego, CA 92123-1516  
Attn: Property Accounting

Lot 1 Block 1 Knutzen Add Burl

(Space above this line for Recorder's Use)  
4089-001-001-0003

**DEED FOR ESTATE FOR YEARS**

1. Conveyance.

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, FM 1997 Limited Partnership, a Delaware Limited Partnership, whose address for purposes hereof is 9330 Balboa Avenue, San Diego, CA 92123-1516, hereby grants, transfers and conveys to Jack in the Box Inc., a Delaware corporation, whose address for purposes hereof is 9330 Balboa Avenue, San Diego, CA 92123-1516 an estate for years in and to the real property described on Exhibit A attached hereto

and made a part hereof, together with the improvements now or hereafter located thereon and any and all easements, hereditaments and appurtenances belonging to or inuring to the benefit of and pertaining to such real property (collectively, the "Property"), for a term commencing on the date hereof and ending on November 30, 2028. By virtue of the grant set forth herein, all right, title and interest in and to the Property which is the subject hereof shall be held by Grantee.

2. Miscellaneous.

This Deed shall be governed by and construed in accordance with the laws of the State where the Property is located. No delay or omission in exercising any right hereunder shall operate as a waiver of such right or any other right.

Executed as of this 1<sup>st</sup> day of January, 2003.

FM 1997 Limited Partnership, a Delaware Limited Partnership

By: FM 1997 Corp., a Delaware Corporation, as General Partner



By: 

Name: Hal Sachs

Title: President

#5192  
SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

OCT 07 2003

Amount Paid   
Skagit Co. Treasurer  
By  Deputy



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State of California )  
 )  
County of San Diego )

On December 18, 2002, before me, Delard D. Barnes, Notary Public, personally appeared Harold L. Sachs, personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacities, and that by their signatures on the instrument the persons, or the entity upon behalf of which the persons acted, executed the instrument.

WITNESS my hand and official seal.

  
Notary Public



SEAL

OPTIONAL SECTION:

Capacity Claimed by Signer. Though statute does not require the Notary to fill in the data below, doing so may prove invaluable to persons relying on the document.

☐ Individual  
☒ Corporate Officer(s) President Title(s)  
☐ Partner(s) ☐ Limited ☐ General  
☐ Trustee(s)  
☐ Other

Signer is Representing: FM 1997 L.P. a Delaware L.P., By: FM 1997 Corp.,  
a Delaware Corporation, as General Partner  
Name of Entity(ies)

Title or Type of Document: Deed For Estate For Years, JIB 8455

Number of Pages: \_\_\_\_\_

Date of Document: \_\_\_\_\_



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## EXHIBIT "A"

Legal Description

Lot 1, Block 1, KNUTZEN'S ADDITION TO THE TOWN OF BURLINGTON, according to the plat thereof recorded in Volume 3 of Plats, page 80, records of Skagit County, Washington;

EXCEPT the South 5 feet thereof;

ALSO EXCEPT all that portion thereof described as follows:

Beginning at the Northwest corner of said Lot 1;  
thence South  $00^{\circ}17'42''$  West along the South line thereof a distance of 145.10 feet to the North line of the South 5.00 feet of said Lot 1;  
thence South  $89^{\circ}34'18''$  East along the North line of the South 5.00 feet of said Lot 1, a distance of 10.00 feet to a point that is 40.00 feet East as measured at right angles from the West line of the Northwest Quarter of Section 5, Township 34 North, Range 4 East of the Willamette Meridian;  
thence North  $00^{\circ}17'42''$  East parallel with the West line of said Northwest Quarter, a distance of 115.02 feet to the beginning of a curve to the right;  
thence along the arc of said curve in a North and Easterly direction through a central angle of  $90^{\circ}08'12''$  an arc length of 47.20 feet to the North line of said Lot 1;  
thence North  $89^{\circ}34'06''$  West along the North line of said Lot 1, a distance of 40.07 feet to the point of beginning.

Situated in Skagit County, Washington.



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