

Mailing Address of Grantee:

Kickham Hanley P.C.
26862 Woodward, Suite 100
Royal Oak, Michigan 48067
Attention: Chris Hertner, Esq.

200404070122
Skagit County Auditor

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This space reserved for Recorder's use only

PIN: P83924

WARRANTY DEED

STATE OF WASHINGTON
COUNTY OF SKAGIT

KNOW ALL MEN BY THESE PRESENTS:

KNOW ALL MEN BY THESE PRESENTS THAT Kmart Corporation, a Michigan corporation (successor by Merger to Troy CMBS Property, L.L.C., a Delaware limited liability company) ("Grantor"), for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) cash and other good and valuable consideration to Grantor paid by Kmart of Washington LLC, a limited liability company, having an address of 3100 West Big Beaver Road, Troy, Michigan 48084 ("Grantee"), the receipt and sufficiency of which is hereby acknowledged, CONVEYS and WARRANTS to Grantee (i) land commonly known as 1550 South Burlington Blvd., Burlington, Washington and legally described on Exhibit A attached hereto, together with all improvements thereon and rights and appurtenances with respect thereto, including but not limited to all rights of way, tenements, hereditaments, easements, minerals and mineral rights, water and water rights, utility capacity and appurtenances, if any, in any way belonging or appertaining to the land and the improvements and (ii) all of Grantor's right, title and interest in and to all adjoining streets, alleys, private roads, parking areas, curbs, curb cuts, sidewalks, landscaping, signage, sewers and public ways and rights and interests relating thereto (the "Premises").

This conveyance is made subject to any applicable zoning, building and use restrictions and to any easements of record.

Executed as of January 1, 2004.

Grantor:

KMART CORPORATION,
a Michigan corporation

By:


Jeffrey Stollenwerck

Its: Vice President – Real Estate

*This Instrument was
Prepared by:
Kickham Hanley P.C.
100 Beacon Center
26862 Woodward, Suite 100
Royal Oak, Michigan 48076
Attention: Chris Herter, Esq.*

*After recording return to:
Kickham Hanley P.C.
100 Beacon Center
26862 Woodward, Suite 100
Royal Oak, Michigan 48076
Attention: Chris Herter, Esq.*

TA # SSN04-1152

RECORD AND RETURN TO:
TITLE ASSOCIATES INC.
825 THIRD AVENUE
NEW YORK, NY 10022
L. WILLIAMS

Send Subsequent Tax Bills to Grantee at address set forth above.

1639
SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

APR 07 2004

Amount Paid \$ *6*
Skagit Co. Treasurer
By *SP* Deputy


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Skagit County Auditor

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STATE OF MICHIGAN)
COUNTY OF OAKLAND) SS

THIS INSTRUMENT was acknowledged before me on January 1, 2004, by Jeffrey Stollenwerck, Vice President – Real Estate of Kmart Corporation, a Michigan corporation, who executed the instrument on behalf of said corporation.

Notary Public in and for

The State of Michigan

My Commission Expires

5/7/06

TAMMY L. HALL

Notary Public, Macomb County, Mich.

Acting in Oakland County

My Commission Expires: May 9, 2006

Official Notarial Seal

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EXHIBIT ALEGAL DESCRIPTION

The land referred to herein is situated in the County of Skagit, State of Washington, and is described as follows:

Tract "A", "PLAT OF KMART COMMERCIAL PARK", as per plat recorded in Volume 14 of Plats, Pages 126 and 127, records of Skagit County, Washington, EXCEPT that portion thereof conveyed to the City of Burlington for Pease Road, by Deed recorded as Auditor's File No. 9402180068.



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