

## Klamath County, Oregon



04/17/2009 02:57:40 PM

**Fee: \$36.00**

**ORS: 205.234**

**This cover sheet has been prepared by the persons presenting the attached instrument for recording. Any errors in this cover sheet DO NOT affect the transaction(s) contained in the instrument itself.**

**After recording, return to:**

Latih Scudero  
McDonalds USA LLC  
One McDonalds Plaza

**The date of the instrument attached is**

**1) NAMES(S) OF THE INSTRUMENT(S) required by ORS 205.234(a)**

Supplement to Lease

**2) PARTY(IES)/GRANTOR, required by ORS 205.125(1)(b) and ORS 205.160:**

McDonalds USA, LLC

**3) PARTY(IES)/GRANTEE, required by ORS 205.125(1)(b) and ORS 205.160**

James Andropoulos

**4) TRUE and ACTUAL CONSIDERATION (if any), ORS 93.030**

\$ \_\_\_\_\_

5) FULL OR PARTIAL SATISFACTION ORDER or WARRANT FILED IN THE COUNTY CLERK'S LIEN RECORDS, ORS 205.121(1)(c)

18. *Journal of the American Medical Association*, 2000; 284: 1039-1044.

6) RE-RECORDED to correct: \_\_\_\_\_

Previously recorded as: \_\_\_\_\_

F 34

KLAMATH FALLS, OREGON  
1874 Avalon Road  
L/C: 036-0021  
File #01151 AP

Prepared by: Jennifer Cohn  
After recording return to: Patti Scudero  
McDonald's USA, LLC  
One McDonald's Plaza  
Oak Brook, Illinois 60523

### SUPPLEMENT TO LEASE

This agreement is dated February 19, 2009 ("Agreement") and supplements the Ground Lease dated August 12, 2008 as amended by First Amendment to Ground Lease dated September 2, 2008 collectively the "Lease") between **JAMES ANDROPOULOS**, an individual ("Landlord"), whose address is P.O. Box 955, Tarpon Springs, Florida 34688 and **McDONALD'S USA, LLC**, a Delaware limited liability company ("Tenant") whose address is One McDonald's Plaza, Oak Brook, Illinois 60523, for the premises described on Exhibit A.

\* Recorded 9-8-2008 in 2008-12526 Records of Klamath County, Oregon

Pursuant to the terms and conditions contained in the Lease, this Agreement is executed to affirm the following facts:

1. The commencement date of the term of the Lease is August 22, 2008.
2. The commencement date of the rent is November 7, 2008.
3. The commencement date of Tenant's obligation to pay real estate taxes is November 7, 2008.
4. The date upon which the original term of the Lease will expire is January 23, 2029.

The Lease, as supplemented by this Agreement, is ratified and confirmed by Landlord and Tenant.

LANDLORD:  
**JAMES ANDROPOULOS**,  
an individual

By: \_\_\_\_\_  
Its: \_\_\_\_\_

TENANT:  
**McDONALD'S USA, LLC**,  
a Delaware limited liability company

By: \_\_\_\_\_  
Its: \_\_\_\_\_

Catherine A. Griffin, Vice-President

(Attach all Acknowledgment Certificates and Exhibit A)



F31-

**McDonald's USA, LLC  
(ACKNOWLEDGMENT)**

STATE OF ILLINOIS

SS:

COUNTY OF DuPAGE

I, **Marilyn B. Lawler**, a Notary Public in and for the county and state aforesaid, DO HEREBY CERTIFY that **Catherine A. Griffin, Vice-President**, of **McDonald's USA, LLC, a Delaware corporation**, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such **Catherine A. Griffin**, appeared before me this day in person and acknowledged that she signed, sealed and delivered the said instrument as her free and voluntary act as **Vice-President** and as the free and voluntary act of said corporation for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 18<sup>th</sup> day of February 2009.



*Marilyn B. Lawler*  
Marilyn B. Lawler, Notary Public

My commission expires: August 16, 2010

**ACKNOWLEDGMENT - CORPORATE**

STATE OF GA )  
COUNTY OF Forsyth ) SS:

I, Brenda McKnight, a Notary Public in and for the county and state aforesaid, DO HEREBY CERTIFY that James Andropoulos, Owner President, and Secretary, of NA a(n) NA corporation, who reside at Tarpon Springs FL, who are personally known to me to be the persons whose names are subscribed to the foregoing instrument as such President and Secretary, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act as such President and Secretary respectively and as the free and voluntary act of said corporation for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 30 day of March, 2009.

*Brenda McKnight*  
Notary Public

My commission expires



EXHIBIT A  
PREMISES

A PORTION OF TRACTS 36 AND 43 OF ENTERPRISE TRACTS, BEING  
LOCATED IN THE NW 1/4 OF THE NW 1/4 OF SECTION 3, TOWNSHIP 39  
SOUTH, RANGE 9 EAST, WILLAMETTE MERIDIAN, KLAMATH COUNTY,  
OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE NORTHWESTERLY RIGHT-  
OF-WAY LINE OF AVALON STREET, 50.00 FEET FROM CENTERLINE WHEN  
MEASURED PERPENDICULAR TO SAID CENTERLINE, WITH THE  
NORTHEASTERLY RIGHT-OF-WAY LINE OF PERSHING WAY, 30.00 FEET  
FROM CENTERLINE WHEN MEASURED PERPENDICULAR TO SAID  
CENTERLINE, THENCE NORTH 30°38'30" EAST ALONG SAID  
NORTHWESTERLY RIGHT-OF-WAY LINE, 180.04 FEET TO A RAILROAD  
SPIKE; THENCE LEAVING SAID RIGHT-OF-WAY LINE NORTH 59°21'23" WEST  
200.00 FEET TO A 5/8" IRON ROD WITH A 1.5" ALUMINUM CAP AND THE  
POINT OF BEGINNING. THENCE CONTINUING NORTH 59°21'23" WEST 95.77  
FEET; THENCE NORTH 30°37'42" EAST 60.88 FEET; THENCE SOUTH 74°39'14"  
EAST 137.77 FEET; THENCE SOUTH 59°26'34" EAST 200.05 FEET TO SAID  
NORTHWESTERLY RIGHT-OF-WAY LINE; THENCE SOUTH 30°38'30" WEST  
ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE 20.00 FEET TO A 5/8"  
IRON ROD WITH A 1.5" ALUMINUM CAP; THENCE NORTH 59°26'34" WEST  
200.02 FEET TO A 5/8" IRON ROD WITH A 1.5" ALUMINUM CAP; THENCE  
SOUTH 30°37'42" WEST 140.00 FEET TO TO A 5/8" IRON ROD WITH A 1.5"  
ALUMINUM CAP AND THE POINT OF BEGINNING.

CONTAINING APPROXIMATELY 14,577 SQUARE FEET OR 0.33 ACRES, MORE  
OR LESS.