

MTC52006AM

2023-009266
Klamath County, Oregon
10/27/2023 10:27:01 AM
Fee: \$97.00

After recording return to:
Jonathan B. Gerise, Esq.
Sher Garner Cahill Richter
Klein & Hilbert, L.L.C.
909 Poydas Street, Ste 2800
New Orleans, Louisiana
70112

ASSIGNMENT AND ASSUMPTION OF LEASEHOLD ESTATES (OREGON)

THIS ASSIGNMENT AND ASSUMPTION OF LEASEHOLD ESTATES is made and entered into as of the 31st day of August, 2022 (the "**Effective Date**") by **BURGER KING CORPORATION**, a Florida corporation ("**BKC**"), whose taxpayer identification number is 59-0787929 and whose mailing address is 5507 Blue Lagoon Drive, Miami, Florida 33126, and **BURGER KING COMPANY LLC**, a Florida limited liability company ("**Grantee**"), whose taxpayer identification number is 59-0787929 and whose mailing address is 5707 Blue Lagoon Drive, Miami, Florida 33126. Wherever used herein, the terms "**BKC**" and "**Grantee**" shall include all of the parties to this instrument and their successors and assigns.

WITNESSETH:

BKC, for and in consideration of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, has assigned, granted, bargained and sold, and by these presents does hereby assign, grant, bargain and sell to Grantee those certain leasehold estates (collectively, the "**Leasehold Estates**") created by virtue of those certain leases more particularly described on **Exhibit "A"** attached hereto and made a part hereof (collectively, the "**Leases**").

TOGETHER WITH all the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE and to hold the Leasehold Estates for the term of the Leases.

BKC hereby assigns all obligations of BKC under the Leases arising before and after the Effective Date to Grantee and hereby warrants and covenants to Grantee that it is lawfully seized of the Leasehold Estates.

GRANTEE hereby assumes and agrees to perform all obligations of BKC under the Leases arising before and after the Effective Date. Grantee hereby indemnifies and agrees to defend and hold harmless BKC from and against any and all liabilities, obligations, claims, costs and expenses whatsoever which BKC may incur or suffer arising under, accruing or on account of the Leases after the Effective Date.

NATURE OF INSTRUMENT: This instrument is from a parent to its wholly owned subsidiary without consideration (other than the nominal consideration recited hereinafter) or change in beneficial interest.

OR-3645

77AUT

IN WITNESS WHEREOF, BKC and Grantee have hereunto set their hands and seals as of the Effective Date.

WITNESSED BY:

GRANTEE:

BURGER KING COMPANY LLC, a
Florida limited liability company

Print Name: Wisia Rosend

By: 

Name: Michele Keusch

Title: Assistant Secretary

Print Name: Kim B. Zucarelli

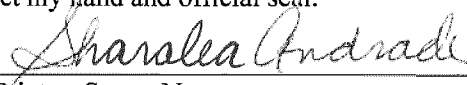
STATE OF FLORIDA)

)SS:

COUNTY OF MIAMI-DADE)

The foregoing instrument was acknowledged before me this 25 day of August, 2022 by means of ☒ physical presence or ☐ online notarization by Michele Keusch as the Assistant Secretary of **BURGER KING COMPANY LLC**, a Florida limited liability company, on behalf of the company. He/She is personally known to me or produced _____ as identification.

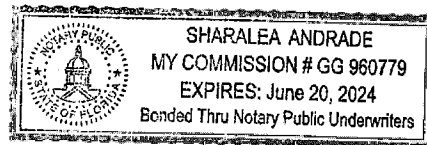
IN WITNESS WHEREOF, I hereunto set my hand and official seal.


Print or Stamp Name: _____

Notary Public, State of Florida

Commission No.: _____

My Commission Expires: _____



KLAMATH COUNTY, OREGON

WITNESSED BY:

BKC:

[Signature]

Print Name:

Jessica Rosendo

[Signature]

Print Name:

Kim B. Zucarelli

BURGER KING CORPORATION, a
Florida corporation

By:

[Signature]

Print Name:

Michele Keusch

Title:

Assistant Secretary

[CORPORATE SEAL]

STATE OF FLORIDA

)

)SS:

COUNTY OF MIAMI-DADE

)

The foregoing instrument was acknowledged before me this 25 day of August, 2022 by means of ☒ physical presence or _____ online notarization by Michele Keusch as the Assistant Secretary of **BURGER KING CORPORATION**, a Florida corporation, on behalf of the corporation. He/She is personally known to me or produced _____ as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

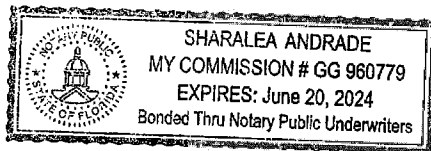
[Signature]

Print or Stamp Name:

Notary Public, State of Florida

Commission No.:

My Commission Expires:



THIS INSTRUMENT PREPARED BY: Jonathan B. Cerise, Esq.

Record and Return to:

Jonathan B. Cerise, Esq.

Sher Garner Cahill Richter Klein & Hilbert, L.L.C.

909 Poydras Street, Suite 2800

New Orleans, Louisiana 70112

KLAMATH COUNTY, OREGON

EXHIBIT "A"

All leasehold estates and leases held by Burger King Corporation as tenant located in the County of Klamath, State of Oregon, including, without limitation the leasehold estates and leases described below, to-wit:

[DESCRIPTION OF THE LEASES]

BK 03645

ADDRESS: 2710 South 6th Street KLAMATH FALLS, Oregon

Lease from Swan Lake Moulding Company to Burger King Corporation dated 03/25/2003, as evidenced by instrument recorded on 02/02/04 in Reel 43, Page 39; (as same may be amended or assigned).