

ASSIGNMENT AND ASSUMPTION OF LEASE

ASSIGNMENT

FOR VALUABLE CONSIDERATION, the undersigned hereby assigns, transfers and sets over unto THE BRIGANTINE, INC., a California corporation, all of the undersigned's right, title, and interest in and to that certain Lease wherein the undersigned is the Lessee and San Diego Unified Port District is the Lessor, and which is dated February 16, 1988, and which is on file in the Office of the Clerk of Lessor bearing Document No. 21818; Lease Amendment No. 1 dated April 4, 1989, on file in the Office of the Clerk of Lessor bearing Document No. 23598; Lease Amendment No. 2 dated April 12, 2005, on file in the Office of the Clerk of Lessor bearing Document No. 48829; and Lease Amendment No. 3 dated May 13, 2021, on file in the Office of the Clerk of Lessor bearing Document No. 72782. The effective date of this Assignment shall be after _____, subject to the consent of same by the San Diego Unified Port District.

Dated: _____, 20__

FISH MARKET RESTAURANTS, INC.,
a California Corporation

By: _____
Signature

Print Name: _____

Title: _____

ASSUMPTION

FOR VALUABLE CONSIDERATION, the undersigned, THE BRIGANTINE, INC., a California corporation, hereby assumes all of the debts and obligations of the Lessee under said Lease, as amended, and agrees to fully and faithfully perform each and every term, covenant, and condition thereof, and to pay the rental therein provided. This assumption is subject to the consent of same by the San Diego Unified Port District.

Dated: _____, 20__

THE BRIGANTINE INC., a California corporation
dba THE FISH MARKET

By: _____
Signature

Print Name: _____

Title: _____

FOR USE BY: * _____

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

On _____ before me, _____, Notary Public, personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal)

OPTIONAL

Though the information below is not required by law, it may prove valuable to person relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____

Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name _____

- Individual
- Corporate Officer -- Title(s): _____
- Partner -- Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer is Representing: _____

RIGHT THUMBPRINT OF SIGNER
Top of thumb here

Signer's Name _____

- Individual
- Corporate Officer -- Title(s): _____
- Partner -- Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
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