

(3) if to Cork 'N Cleaver, at its address shown at the beginning of this Indenture, or at such other address as it may have furnished in writing to the Mortgagee.

(b) Any notice so addressed and mailed by registered or certified mail, return receipt requested, shall be deemed to be given when so mailed.

IN WITNESS WHEREOF, CHART HOUSE INC., party of the first part, has caused this Indenture to be signed in its corporate name by its President or a Vice President and its corporate seal to be hereunto affixed and attested by its Secretary or an Assistant Secretary, CORK 'N CLEAVER, INC., part of the second part, has caused this Indenture to be signed in its corporate name by its President or a Vice President and its corporate seal to be hereunto affixed by its Secretary or an Assistant Secretary and THE PENN MUTUAL LIFE INSURANCE COMPANY, party of the third part, has caused this Indenture to be signed in its corporate name by a Vice President and its corporate seal to be hereunto affixed and attested by its Secretary or an Assistant Secretary.

CHART HOUSE INC.

By Robert K. Luker
Group Vice President

Attest:

C. Bruce De
Secretary

Signed, sealed and delivered in the presence of:

Witnesses

William W. Hart
[Signature]

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