

American Title Guaranty Co  
Doc No: 51944671457128 /tm

Recorded at the Request of,  
And When Recorded Mail to:

SummerHill Homes LLC  
777 California Avenue  
Palo Alto, CA 94304  
Attn: General Counsel

DOC # 2001-205328  
12/14/2001 02:30P AG Fee:16.00  
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Recorded in Official Records  
County of San Mateo  
Warren, Siocum  
Assessor-County Clerk-Recorder  
Recorded By FIRST AMERICAN TITLE COMPANY



RECORDER'S USE

MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT, made as of November 29, 2001, by and between the San Mateo County Community College District, a community college district created pursuant to California Education Code Sections 70900 and 70902 ("Seller"), and SummerHill Homes LLC, a California limited liability company ("Buyer"),

48/50

WITNESSETH:

1. Upon and subject to the agreements, covenants and conditions set forth in the unrecorded Real Property Purchase and Sale Agreement dated as of February 14, 2001 between Seller and Buyer, as the same has been amended prior to the date of this Memorandum (collectively, the "Purchase Agreement"), Seller hereby grants to Buyer the right to purchase from Seller the real property (the "Property") located in the County of San Mateo, State of California, described in Exhibit A attached hereto and made a part hereof.

2. The Purchase Agreement is, by this reference, incorporated in and made a part of this Memorandum as if fully set forth herein. This Memorandum does not alter, modify, amend or change in any way the Purchase Agreement and the Purchase Agreement shall determine and govern the rights and duties of Seller and Buyer with respect to the Property under the Purchase Agreement.

3. This Memorandum may be executed in counterparts, each of which shall be an original, but all of which shall constitute one and the same Memorandum.

WITNESSETH:  
[Remainder of page intentionally blank]

No

**EXHIBIT A**

**Legal Description of the Property**

The land is situated in the State of California, County of San Mateo, City of San Bruno and is described as follows:

**PARCEL I:**

Parcel A as shown on Parcel Map, Skyline College, filed May 11, 2001, Book 73 of Maps at Pages 75 through 78, inclusive, San Mateo County Records.

**PARCEL II:**

A non-exclusive easement for vehicular and pedestrian ingress and egress and public and private underground utilities on, under along and across that portion of Parcel B as shown on Parcel Map skyline College, filed May 11, 2001, Book 73 of Parcel Maps, Pages 75 through 78, San Mateo County Records, designated, "NON-EXCLUSIVE EASEMENT FOR INGRESS, EGRESS AND UNDERGROUND UTILITIES FOR THE BENEFIT OF PARCEL A", on the Parcel Map.

Said easement is to be appurtenant to Parcel I above and subsequent divisions and subdivisions thereof.

A.P. No.: 017-080-120 (ptn)

JPN 017 008 080 09 All A



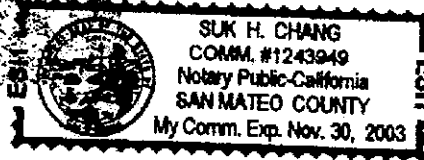
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... vehicular ingress and egress and public and private underground utilities on, under along and across that portion of Parcel B as shown on Parcel Map skyline College, filed May 11, 2001, Book 73 of Parcel Maps, Pages 75 through 78, San Mateo County Records, designated, "NON-EXCLUSIVE EASEMENT FOR INGRESS, EGRESS AND UNDERGROUND UTILITIES FOR THE BENEFIT OF PARCEL A", on the Parcel Map.

STATE OF CALIFORNIA, )  
 ) ss.  
County of San Mateo )

On <sup>December</sup> ~~November~~ 4, 2001, before me, Suk H. Chang,  
a Notary Public in and for the State of California, personally appeared Ron Gualtore,  
personally known to me (or 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 or she  
executed the within instrument in his or her authorized capacity and that, by his or her signature  
on the within instrument, the person or entity upon behalf of which he or she acted executed the  
within instrument.

WITNESS my hand and official seal.

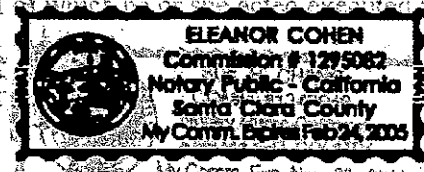


Signature Suk H. Chang (Seal)

STATE OF CALIFORNIA, )  
 ) ss.  
County of Santa Clara )

On November 29, 2001, before me, Eleanor Cohen, a Notary Public in and for the State  
of California, personally appeared Roger B. Menard and Mark A. Beskind, personally known to  
me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are  
subscribed to the within instrument, and acknowledged to me that they executed the within  
instrument in their authorized capacities and that, by their signatures on the within instrument,  
the person or entity upon behalf of which they acted executed the within instrument.

WITNESS my hand and official seal.



Signature [Signature] (Seal)



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