

ORIGINAL

THIRD AMENDMENT
TO AGREEMENT TO MAKE SUBDIVISION IMPROVEMENTS
FOR CLASS 1 SUBDIVISION
BETWEEN COUNTY, OWNER AND SUBDIVIDER

THIS THIRD AMENDMENT to that certain Agreement to Make Subdivision Improvements for Class 1 Subdivision Between County, Owner and Subdivider (hereinafter referred to as the "Agreement"), made and entered by and between the **COUNTY OF EL DORADO**, a political subdivision of the State of California, (hereinafter referred to as "County"), and the successor to **LANDSOURCE HOLDING COMPANY, LLC, LENNAR HOMES OF CALIFORNIA, INC.**, a California corporation duly qualified to conduct business in the State of California, whose address is 1420 Rocky Ridge Drive, Suite 320, Roseville, California 95661 (hereinafter referred to as "Successor Owner"); and **LENNAR COMMUNITIES, INC.**, a corporation duly qualified to conduct business in the State of California, whose principal place of business is 25 Enterprise Drive, #500, Aliso Viejo, California 92656, and whose local office address is 1420 Rocky Ridge Drive, Suite 320, Roseville, California 95661 (hereinafter referred to as "Subdivider"), concerning **WEST VALLEY VILLAGE, UNIT 5A** (hereinafter referred to as "Subdivision"); the Final Map of which was filed with the El Dorado County Board of Supervisors on the 28th day of August, 2007;

RECITALS

WHEREAS, County, LandSource Holding Company, LLC and Subdivider entered into that certain Subdivision Improvement Agreement on August 28, 2007, and entered into the First Amendment to the Agreement on January 29, 2013, and entered into the Second Amendment to the Agreement on May 13, 2014 in connection with the Subdivision, copies of which Agreement, First and Second Amendments are incorporated herein and made by reference a part hereof;

WHEREAS, LandSource Holding Company, LLC entered into an Assignment and Assumption Agreement with Successor Owner, Lennar Homes of California, Inc., and transferred ownership of West Valley Village, Unit 5A to Lennar Homes of California, Inc. on December 2, 2014, a true and accurate copy of the Assignment and Assumption Agreement attached hereto and incorporated herein and made by reference a part hereof

WHEREAS, the Agreement, as amended, requires Successor Owner and Subdivider to complete the subdivision improvements thereunder on or before February 7, 2015, and Successor Owner and Subdivider have not completed all of the improvements but Successor Owner has requested an extension of time to complete the subdivision improvements subject to the terms and conditions contained herein, to February 7, 2016;

WHEREAS, County's notice recipients and the County officer or employee with responsibility for administering this Agreement have changed;

NOW, THEREFORE, the parties hereto, in consideration of the recitals, terms and conditions herein, do hereby agree to amend the terms of the Agreement in this Third Amendment to read as follows:

All references in the Agreement, as amended, to Owner, LandSource Holding Company, LLC, shall now refer to Successor Owner, Lennar Homes of California, Inc., a California corporation;

Section 3 is hereby amended to read as follows:

3. Complete the Subdivision improvements contemplated under this Agreement, as amended, on or before February 7, 2016.

Section 29 is hereby amended to read as follows:

29. All notices to be given by the parties hereto shall be in writing and served by depositing same in the United States Post Office, postage prepaid and return receipt requested.

Notices to County shall be in duplicate and addressed as follows:

County of El Dorado
Community Development Agency
2850 Fairlane Court
Placerville, California 95667

Attn.: Andrew S. Gaber, P.E.
Deputy Director
Development/ROW/Environmental

County of El Dorado
Community Development Agency
2850 Fairlane Court
Placerville, California 95667

Attn.: Gregory Hicks, P.E.
Senior Civil Engineer

or to such other location as County directs.

Notices to Successor Owner shall be addressed as follows:

Lennar Homes of California, Inc.
1420 Rocky Ridge Drive, Suite 320
Roseville, California 95661
Attn.: Larry Gualco, Vice President

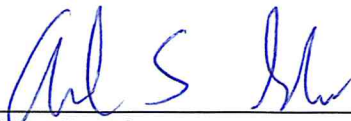
or to such other location as Owner directs.

Section 30 shall be amended to read as follows:

30. The County officer or employee with responsibility for administering this Agreement is Andrew S. Gaber, Deputy Director Development/ROW/Environmental, Community Development Agency, or successor.

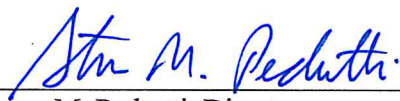
Except as herein amended, all other parts and sections of that certain Agreement dated August 28, 2007, as thereafter amended, shall remain unchanged and in full force and effect.

Requesting Contract Administrator and Division Concurrence:

By: 
Andrew S. Gaber, P.E.
Deputy Director
Development/ROW/Environmental
Community Development Agency

Dated: JAN 15, 2015

Requesting Department Concurrence:

By: 
Steven M. Pedretti, Director
Community Development Agency

Dated: 1/15/15

IN WITNESS WHEREOF the parties hereto have executed this Agreement on the dates indicated below, the latest of which shall be deemed to be the effective date of this Agreement.

-- COUNTY OF EL DORADO --

By: B. K. Veerkamp
Brian K. Veerkamp, Chair
Board of Supervisors
"County"

Dated: 2-24-15

Attest:
James S. Mitrison
Clerk of the Board of Supervisors

By: Dorothy Tyler
Deputy Clerk

Dated: 2-24-15

"Successor Owner"

-- LENNAR HOMES OF CALIFORNIA, INC. --
a California Corporation

By: Larry Gualco
Larry Gualco
Vice President
"Subdivider"

Dated: 1/5/15

By: Earl Keith
Earl Keith
Vice President/
Division Controller


Dated: 1/5/15

Notary Acknowledgment Attached

"Subdivider"

--LENNAR COMMUNITIES, INC.--

A California Corporation

By: 
Larry Gualco
Vice President
"Subdivider"

Dated: 11/5/15

By: 
Earl Keith
Vice President/
Division Controller

Dated: 11/5/15

Notary Acknowledgment Attached

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

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.

State of California

County of Placer } ss.

On January 5, 2015 before me, Monique Reynolds, Notary Public,
personally appeared Larry Gualco and Earl Keith

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) ~~is~~/are 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.



Monique Reynolds
Signature

My Commission Expires Nov. 24, 2016

OPTIONAL INFORMATION

Date of Document Signed 1/5/2015
Type or Title of Document 3rd Amend to Subdivision Imp. West Valley 5A
Number of Pages in Document _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

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