

## AGREEMENT

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This Memorandum of Agreement is made this \_\_\_\_ day of \_\_\_\_\_, 2013, by and between the STATE OF CALIFORNIA, acting and through its Department of Transportation, hereinafter referred to as "STATE" and the County of San Mateo, a political subdivision of the State of California, through its Board of Supervisor's hereinafter referred to as "COUNTY", who agree as follows:

1. *Premises.* Pursuant to this agreement between the parties and as a condition to the construction permit for the Devil's Slide Tunnel, the State agrees to and will convey by Director's Deed and relinquishment at no cost, to the County upon approval by the California Transportation Commission the bypassed segment of State Route 1 and all State-owned properties located west of the former travel way, and the easement east of the travel way, as shown on the attached maps marked "Exhibit A" and "Exhibit B", including those certain premises known as Right of Way Parcel 59336 (APN 023-742-020) hereinafter referred to as "PARCEL". County hereby accepts from State such possession and title to those certain premises including Right of Way Parcel 59336 (APN 023-742-020) situated in the County of San Mateo, said land or interest therein being shown on the attached map marked "Exhibit C" and more particularly described in "Exhibit B", of which exhibits are attached hereto and by this reference made a part hereof.

2. *Terms and Conditions.* By its acceptance, County agrees, to the extent that funds are made available, to take steps to preserve Parcel in accordance with the recommended approaches in the Secretary of the Interior's *Standards for the Treatment of Historic Properties* (National Park Service, 1995) in order to preserve those qualities that qualify the historical resources for listing in the National Register of Historic Places. This agreement is upon the covenant, conditions, and provisions set forth in that certain unrecorded Preservation Covenant between State and County dated \_\_\_\_\_, 2013 and made part of the Director's Deed. These covenants, conditions, and revisions are incorporated into this Agreement by reference.

3. *Purpose of Agreement.* This Agreement reflects the agreements of the Parties, and it in no way modifies the provision of the Preservation Covenant referred to herein.

COUNTY OF SAN MATEO

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STATE OF CALIFORNIA  
DEPARTMENT OF  
TRANSPORTATION

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BIJIAN SARTIPI  
Director, District 4

State of California Department of Transportation  
Recommended for approval:

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ELIZABETH McKEE  
District Office Chief,  
District 4 Office of Cultural Resource Study

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MELANIE BRENT  
District Deputy Director  
District 4/Environmental Planning and Engineering