

AMENDMENT TO COMMERCIAL BROKERAGE AGREEMENT

This Amendment to Commercial Brokerage Agreement ("Amendment"), dated for reference purposes only as _____ is by and between CORNISH & CAREY COMERCIAL NEWMARK KNIGHT FRANK, ("Broker") and the COUNTY OF SAN MATEO, a political subdivision of the State of California ("County" or "Owner").

Recitals

A. As authorized by San Mateo County Resolution Nos. 71965 and 72085, Broker and County entered into a Commercial Brokerage Agreement, dated July 24, 2012, ("Agreement"), for real estate brokerage services in connection with One and Two Circle Star Way, San Carlos, California.

B. The Agreement expires on January 1, 2013 and County desires to continue with the services to be provided by Broker.

C. Broker and County wish to amend the Agreement to extend the Term, and add an option to extend the Term, as herein set forth.

Agreement

For good and valuable consideration as hereinafter set forth, the sufficiency of which is hereby acknowledged, the parties agree as follows:

1. **Term.** Any reference to the Initial Term or Expiration Date of the Agreement notwithstanding, the Expiration Date of the Agreement is hereby amended to July 1, 2013. The County Manager, or his designee, may extend the term of the Agreement for one additional six month period by giving Broker notice in writing of such extension prior to July 1, 2013.
2. **Effective Date; Approval.** This Amendment shall become effective (the "Effective Date") when the Amendment is duly executed by the County and delivered to Broker.
3. **Counterparts.** This Amendment may be executed in two or more counterparts, each of which shall be deemed an original, but all of which taken together shall constitute one and the same instrument.
4. **No Further Amendments; Conflicts.** All the terms and conditions of the Agreement remain in full force and effect except as expressly amended herein. The Agreement as amended by this Amendment constitutes the entire agreement between Broker and County and may not be modified except by an instrument in writing duly executed by the parties hereto. In the event of any conflict between the terms of the Agreement and the terms of this Amendment, the terms of this Amendment shall control.

Broker and County have executed this Amendment as of the date first written above.

BROKER:

CORNISH & CAREY COMERCIAL
NEWMARK KNIGHT FRANK,

By: 

Contractor

Jack Tredson
Exec. VP

COUNTY:

COUNTY OF SAN MATEO,
a political subdivision of the State of California

By: _____

John L. Maltbie
County Manager

As authorized by Resolution _____