



**AMENDMENT TO UNDERTAKING AGREEMENT
(SUBDIVISION IMPROVEMENTS)**

TRACT NO. 061542

THIS AMENDMENT made this _____ day of _____, 20__ by and between the City of Lancaster, (the "City") and Ave K 22, LLC, (the "Subdivider").

R E C I T A L S

A. The City approved Tentative Map No. 061542 on November 21, 2005 (the "Tentative Map"), subject to certain conditions of approval set forth in Resolution No. 05-75, which conditions include construction of certain public improvements as set forth hereinbelow.

B. The City and Subdivider entered into that certain Undertaking Agreement dated July 10, 2008 ("Agreement").

C. A previous amendment to the Agreement, signed on March 13, 2012, required Subdivider to complete all Work required thereunder on or before March 13, 2014 ("Completion Date").

D. Subdivider desires to extend the Completion Date.

E. This Agreement is executed pursuant to the provisions of the Subdivision Map Act of the State of California and applicable City ordinances.

NOW, THEREFORE, in consideration of the mutual covenants herein contained and of the approval of the Map and of the acceptance of the dedications therein offered, and in order to insure satisfactory performance by the Subdivider of Subdivider's obligations under said Subdivision Map Act and said ordinance, the parties agree as follows:

1. Extension of Term.

Section 18 of the Agreement is amended and restated to provide as follows:

"Subdivider shall complete all of said Work on or before July 31, 2016, or within such further time as may be granted by the City Council."

2. Agreement Remains in Effect.

Except as expressly revised herein, the terms, conditions and requirements set forth in the Agreement shall remain in full force and effect. Any terms not defined in this Amendment shall have the meaning set forth in the Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the day and year first above written.

APPROVED:

CITY OF LANCASTER

SUBDIVIDER

By: City Engineer

Signature

Printed Name and Office Held

Partnership or Corporation represented, if applicable

APPROVED AS TO FORM:

By: City Attorney

ALL SIGNATURES MUST BE ACKNOWLEDGED BY NOTARY