GSA Public Buildings Service

LEASE AMENDMENT
NUMBER 2

Lease Number:	GS-09B-02311	Date:	May 28, 2013

ADDRESS OF PREMISES 6140 Cottle Road
San Jose, California 95123-5103

THIS AGREEMENT, made and entered into this date by and between: **Cottle Holdings, LLC**

whose address is: 6150 Cottle Road, San Jose, California, 95123-5103

hereinafter called the Lessor, and the **UNITED STATES OF AMERICA**, hereinafter called the Government:

WHEREAS, the parties hereto desire to amend the above lease to make a progress payment for design completion.

NOW THEREFORE, these parties for the considerations hereinafter mentioned covenant and agree that the said Lease is amended, effective upon execution of the Government, as follows:

Use of the GSA Form 276, Supplemental Lease Agreement, has been discontinued. All references in the lease to "GSA Form 276" or "Supplemental Lease Agreement" shall be now hereby construed to mean "Lease Amendment".

Paragraph 28 is hereby added:

"28. DESIGN BALANCE:

The total cost for the design and permits for the Tenant Improvements is not to exceed [redacted].

The design is hereby accepted by the Government. The Lessor shall submit for Lump Sum payment, an original and one copy of the invoice. The Original Invoice, in the amount not to exceed [redacted] shall be submitted via the GSA Finance website at https://finance3.gsa.gov/webVendors/.

A copy of the Invoice shall be simultaneously submitted to the Contracting Officer at:

GSA, Real Estate Acquisition Division
Attention: Megan Stefani
450 Golden Gate
3rd Floor East
San Francisco, CA 94102

A proper invoice must include the following:

- Invoice date
- Name of the Lessor as shown on the Lease
- Lease contract number, building address, and a description, price and quantity of the items delivered
- Annotation of GSA PS Number (will be sent after Government executes this Lease Amendment)"

All other terms and conditions of the lease shall remain in force and effect.

IN WITNESS WHEREOF, the parties subscribed their names as of the above date.

Lessor, Cottle Holdings, LLC

By Caitlin Russell
(Signature)

Caitlin J. Russell
Kenmark Real Estate Group
As Property Manager For
Cottle Holdings, LLC

In Presence of

Jamen Ramirez
(Signature)

2450 Cabrillo Hwy South #200 Half Moon Bay 94019
(Address)

United States Of America, General Services Administration, Public Buildings Service.

Megan M. Stefani
(Signature)

Megan Stefani
Contracting Officer