R606 HM 001 B00

recorded Requested
Stewart
01180-17542 / E 01180-18370

DOC# 2015-0533195

Oct 09, 2015 04:29 PM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: $30.00

PAGES: 6

WHEN RECORDED MAIL TO:

City of San Diego
1200 Third Avenue, MS-51A
San Diego, CA 92101
Attention: Real Estate Assets Dept

MAIL TAX STATEMENTS TO:

Olivewood Housing Partners, LP
P.O. Box 33882
San Diego, CA 92163
Attention: Colin Rice

SPACE ABOVE THIS LINE FOR RECORDER'S USE

TTAX IS 139.70

MEMORANDUM OF LEASE

This Memorandum of Lease (the "**Memorandum**") is dated as of August 19, 2015 between City of San Diego, a California municipal corporation ("**Landlord**"), Olivewood Housing Partners, LP, a California limited partnership ("**Lessee**") who agree as follows:

1. Landlord and Lessee were parties to that certain Lease Agreement executed December 11, 1980 between CITY and Chollas Gardens Limited, a California limited partnership, with Housing Opportunities, Inc., a nonprofit public benefit California corporation, as its managing general partner, on file with the San Diego City Clerk as Document No. RR-252648, which was assigned to Olivewood Housing Partners, LP, a California limited partnership, with Pacific Housing, Inc, a California nonprofit public benefit corporation as its managing general partner, recorded by the San Diego County Recorder's Office on July 13, 2009 as document 2009-0382364.

unrecorded lease

2. The parties have entered into a new lease agreement, Percentage Ground Lease ("Lease"), effective on August 19, 2015. The Commencement Date of the Lease is October 9, 2015 Pursuant to the Lease, Landlord has leased the Property to Lessee and Lessee has accepted tenancy of the Property from Landlord commencing on the Commencement Date (as defined therein) for the term specified therein consisting of forty one (41) years from and after the Commencement Date.

3. The provisions of the Lease to be performed by Lessee, whether affirmative or negative in nature, are intended to and shall bind Lessee and its successors and assigns at any time, and shall inure to the benefit of Landlord and its successors and assigns.

4. The provisions of the Lease to be performed by Landlord, whether affirmative or negative in nature, are intended to and shall bind Landlord and its successors and assigns at any time, and shall inure to the benefit of Lessee and its successors and assigns.

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4. The provisions of the Lease to be performed by Landlord, whether affirmative or negative in nature, are intended to and shall bind Landlord and its successors and assigns at any time, and shall inure to the benefit of Lessee and its successors and assigns.

5. This Memorandum is prepared for the purpose of recordation only and it in no way modifies any of the provisions of the Lease.

6. Reference is hereby made to the entire Lease for any and all purposes. A true copy of the Lease is on file in the office of the San Diego City Clerk, 202 C Street, 2nd Floor, San Diego, California 92101, as Document Number RR- 309910.

IN WITNESS WHEREOF, the Landlord and the Lessee have executed this Memorandum as of the date first set forth above.

LANDLORD

THE CITY OF SAN DIEGO

By: _____
Cybele Thompson
Director, Real Estate Assets

LESSEE

Olivewood Housing Partners, LP, a California limited partnership

By: _____
Name: MARK A. WIESE
Title: PRESIDENT
PACIFIC HOUSING INC
GENERAL PARTNER

Approved as to form
This 19th day of August, 2015
JAN I. GOLDSMITH, CITY ATTORNEY
By: _____
Hilda Mendoza
Deputy City Attorney

EXHIBIT A

TO MEMORANDUM OF LEASE

LEGAL DESCRIPTION

All that certain real property located in the City of San Diego, County of San Diego more particularly described as follows:

Parcel 1 of Parcel Map No. 10701, in the City of San Diego, County of San Diego, State of California, filed in the Office of the County Recorder of San Diego County on November 13, 1980.

EXCLUDING ALL BUILDINGS AND IMPROVEMENTS THEREON.

APN/Parcel ID(s): 447-440-14 (Land)

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.

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California)
County of Sacramento)

On 07/23/2015 before me Esmeralda Ramirez, notary public
(here insert name and title of the officer)

personally appeared Mark A. Wiese

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.

ESMERALDA RAMIREZ
COMM. #2105127
Notary Public - California
Sacramento County
My Comm. Expires Mar. 29, 2019

WITNESS my hand and official seal.

Signature _____

(Seal)

OPTIONAL INFORMATION

Although the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this acknowledgment to an unauthorized document and may prove useful to persons relying on the attached document.

Description of Attached Document

The preceding Certificate of Acknowledgment is attached to a document

titled/for the purpose of _____

containing _____ pages, and dated _____

The signer(s) capacity or authority is/are as:

- ☐ Individual(s)
- ☐ Attorney-in-Fact
- ☐ Corporate Officer(s) _____ Title(s)
- ☐ Guardian/Conservator
- ☐ Partner - Limited/General
- ☐ Trustee(s)
- ☐ Other: _____

representing: _____ Name(s) of Person(s) or Entity(ies) Signer is Representing

Additional Information

Method of Signer Identification

Proved to me on the basis of satisfactory evidence:
- ○ form(s) of identification ○ credible witness(es)

Notarial event is detailed in notary journal on:
Page # _____ Entry # _____

Notary contact: _____

Other

- ☐ Additional Signer(s) ☐ Signer(s) Thumbprint(s)
- ☐ _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT **CIVIL CODE § 1189**

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 San Diego)

On September 16, 2015 before me, Teresa Dolores Morse, Notary Public,
Date *Here Insert Name and Title of the Officer*

personally appeared Cybele Thompson
Name(s) of Signer(s)

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.

Signature Teresa Dolores Morse
Signature of Notary Public

TERESA DOLORES MORSE
Commission # 2100028
Notary Public - California
San Diego County
My Comm. Expires Mar 9, 2019

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document
Title or Type of Document: Memorandum of Lease Document Date: 08/19/15
Number of Pages: — Signer(s) Other Than Named Above: —

Capacity(ies) Claimed by Signer(s)

Signer's Name:	Signer's Name:
☐ Corporate Officer — Title(s):	☐ Corporate Officer — Title(s):
☐ Partner — ☐ Limited ☐ General	☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact	☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator	☐ Trustee ☐ Guardian or Conservator
☐ Other:	☐ Other:
Signer Is Representing:	Signer Is Representing:

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NOTARY SEAL CERTIFICATION

(Government Code 27361.7)

I CERTIFY UNDER PENALTY OF PERJURY THAT THE NOTARY SEAL ON THE DOCUMENT TO WHICH THIS STATEMENT IS ATTACHED READS AS FOLLOWS:

Name of the Notary: Teresa Dolores Morse

Commission Number: 2100028 Date Commission Expires: Mar 9, 2019

County Where Bond is Filed: San Diego

Manufacturer or Vendor Number: NNA 1
(Located on both sides of the notary seal border)

Signature: _____
Firm Name (if applicable)

Place of Execution: San Diego Date: 10 / 09 / 2015

OCT 5e 8:55