

**AMENDMENT NO. 1 TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
OF THE REGIONAL ADMINISTRATIVE FACILITY CORPORATION**

THIS AMENDMENT, effective as of June____, 2017, is Amendment No. 1 to the Declaration of Covenants, Conditions and Restrictions of the Regional Administrative Facility Corporation dated December 27, 1984 ("CCR").

RECITALS

WHEREAS, the CCR identifies the Association of Bay Area Governments, a joint exercise of powers agency formed under California Government Code Sections 6500, et. seq. by cities and counties of the San Francisco Bay region, whose assignee was the ABAG Public Building Corporation ("ABAG"), a non-profit public benefit corporation and Metropolitan Transportation Commission ("MTC"), a statutorily created regional transportation planning agency pursuant to California Government Code Sections 66500, et. seq., as owners of Condominium Units in certain real property ("Property"), owned by the San Francisco Bay Area Rapid Transit District ("BART") and located at 101 8th Street in the City of Oakland, County of Alameda, State of California further described in Exhibit A-1 to the CCR; and

WHEREAS, on June 22, 2017 ABAG Corporation and MTC sold their Condominium Unit interests in the Property to BART; AND

WHEREAS, the Regional Administrative Facility Corporation's members consist of Property Unit owners; AND

WHEREAS, ABAG and MTC are no longer Regional Administrative Facility Corporation members or subject to the CCR.

Now therefore, BART, for good and valuable consideration, amends the CCR as follows:

1. Delete all references in the CCR to ABAG and MTA as Unit Owners.

All other terms and conditions of the CCR dated December 27, 1984 remain unchanged.

IN WITNESS WHEREOF: The undersigned have executed this Amendment No. 1 to the Declaration of Covenants, Conditions and Restrictions of the Regional Administrative Facility Corporation Agreement as of the date written above:

San Francisco Bay Area
Rapid Transit District

By:_____

Sean Brooks
Manager, Property Development