

Legal Description

APN: 680-66-009 TRA: 17-028 CITY: San Jose COUNTY: Santa Clara

Exhibit "A"

Lot 9, as shown on the Map of Tract No. 8474, "Neighborhood No. 13", filed for record on July 10, 1998 in Book 706 of Maps, at Page 1 in the Official Records of the County of Santa Clara, State of California ("Map").

Excepting therefrom the underground water rights, with no right of surface entry, granted to the City of San Jose, A Municipal Corporation, by instrument dated March 11, 1999, recorded March 12, 1999 as Instrument No. 14702702 in the Official Records of the County of Santa Clara, State of California.

Also Excepting therefrom all oils, minerals, gas, casinghead gas, asphaltum and other hydrocarbons and all chemical gas now or hereafter found, situated or located in all or any part or portion of the real property above described, lying more than five hundred feet (500') below the surface thereof, together with the right to slant drill or mine for and remove all or any portion of said substances lying below a dept of more than five hundred feet (500' below the surface thereof, and the right to grant leases for all or any of said purposes; but without any right whatsoever to enter upon the surface of said land or upon any part of said land within five hundred feet (500') vertifical distance below the surface thereof, as reserved in the Deed from Shea Homes Limited Partnership to Que Van Le and Gwen Nguyen Le, Husband and Wife, as Community Property, recorded March 31, 1999 as Instrument No. 14729482, of Official Records.