

**ASSIGNMENT AND ASSUMPTION OF MEMBERSHIP USE PRIVILEGE OF RANCHO SANTA TERESA SWIM AND RACQUET CLUB**

This Agreement is made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by and between the **Owner**, \_\_\_\_\_(Assignor), of the certain real property commonly known as \_\_\_\_\_ (address), in San Jose, county of Santa Clara, California, and the **Tenant** of said property, \_\_\_\_\_ (Assignee), whose immediate family members are residing with Assignee at said property are: \_\_\_\_\_ (names of immediate family members) \_\_\_\_\_.

For valuable consideration, the receipt of which is hereby acknowledged, the Assignor does hereby assign to the Assignee and his/her immediate family residing with Assignee at said property, listed above, all membership use privileges of Rancho Santa Teresa Swim and Racquet Club, a nonprofit California corporation (the Club), to have and to hold the same for the remainder of the term of the rental agreement/lease by and between the Assignor and Assignee, and during any extended term of said rental agreement/lease, or until Assignor cancels assignment in writing.

The assignee assumes the performance of all of the terms, covenants, and conditions of said membership in the club as expressed in the Declaration of Covenants, Conditions, and Restrictions pursuant to said property and the Articles of Incorporation, By-laws, Rules and Regulations, and other provisions of membership as the Board of Directors of the Club may from time to time establish. The Assignee agrees that performance shall commence on the date of the execution of this agreement and continue as provided herein.

The Assignor hereby agrees that this Agreement does not in any manner change Assignor's duties or obligations with respect to the Club, and that in the event the Assignee fails to perform any and all said duties and obligations the Assignor will be liable to the Club for said failure of performance.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, in city of San Jose, California.

By \_\_\_\_\_ Assignor (owner) \_\_\_\_\_ phone # \_\_\_\_\_

By \_\_\_\_\_ Assignee (renter) \_\_\_\_\_ phone # \_\_\_\_\_

**NOTICE OF RECEIPT OF ASSIGNMENT/ASSUMPTION**

The Rancho Santa Teresa Swim and Racquet Club hereby acknowledges receipt of this Assignment/Assumption.

Dated: \_\_\_\_\_ By \_\_\_\_\_ Office Coordinator