

DOCUMENT NOTES: DOCUMENTS LISTED BELOW ARE LISTED IN SCHEDULE B II (EXCEPTIONS) PER TITLE REPORT PROVIDED BY FIDELITY NATIONAL TITLE INSURANCE COMPANY "COMMITMENT FOR TITLE INSURANCE" COMMITMENT NO. 03-4002564-B WITH AN EFFECTIVE DATE OF SEPTEMBER 15, 2003, AT 8:00 A.M.

"EXCEPTION NO. 11": Easement granted to the City of Albuquerque, New Mexico by instrument filed November 30, 1967 in Book Misc. 87, page 532, as document number 73734, Records of Bernalillo County, New Mexico. (Affects subject property, graphically shown)

EXCEPTION NO. 12": Easement(s) and rights incidental thereto granted to Public Service Company of New Mexico and Mountain States telephone and Telegraph Company, filed July 24, 1974, Recorded: July 24, 1974, Instrument No. 74—20945, Book Misc. 378, Page 282, of Official Records. (Affects subject property, graphically shown)

"EXCEPTION NO. 13": Easement(s) and rights incidental thereto granted to Public Service company of New Mexico and Mountain States telephone and Telegraph Company filed July 24, 1974, Recorded: July 24, 1974, Instrument No. 74-20946, Book Misc. 378, Page 283, of Official Records. (Affects subject property, graphically shown)

"EXCEPTION NO. 14": Easements, covenants and other matters shown on the recorded map of said subdivision. Reference is made to said map for full particulars. (Affects subject property, easements shown graphically)

EXCEPTION NO. 15": Any rights, liens, claims or equities, if any, in favor of Middle Rio Grande Conservancy District.(Affects subject property, unable to show graphically)

EXCEPTION NO. 16": Rights of tenants under unrecorded rental agreements, if any. (Affects subject property, unable to show graphically)

EXCEPTION NO. 17": A mortgage to secure an indebtedness as shown below,k and any other obligations secured thereby

Amount: \$1,725,000.00 Dated:

June 6, 2002

Mortgagor: Mountain Run Partners, Ltd. Mortgagee: Compass Bank

Recorded: June 12, 2002, Instrument No. 2002075101, Book A37, Page 4888, of Official Records.

(Affects subject property, unable to show graphically)

EXCEPTION NO. 18": Any possible assessments for paving or sewer and water extensions which are or might be a lien by law, but have not yet been recorded. (Affects subject property, unable to show graphically)

OTHER DOCUMENTS USED

LAND DIVISION TRACT D OF ST. ANTHONY'S ORPHANAGE FILED: JANUARY 10, 1973

VOLUME C9, FOLIO 26

WATER LINE EASEMENTS IN TRACT D OF ST. ANTHONY'S ORPHANAGE

FILED: MAY 8, 1975 VOLUME C10, FOLIO 114

LEASE

والمناج بمواد محيور

FILED: JULY 15, 1974

BOOK MISC. 376, PAGES 672-699 (PROVIDED BY TITLE COMPANY-AFFECTS SUBJECT PROPERTY, UNABLE TO SHOW GRAPHICALLY)

AMENDMENT TO LEASE

FILED: AUGUST 4, 1976 VOLUME 490, FOLIO 124-131

(PROVIDED BY TITLE COMPANY-AFFECTS SUBJECT PROPERTY, UNABLE TO SHOW GRAPHICALLY)

PROPERTY INFORMATION:

(SUBJECT PROPERTY) LOT/BLOCK/SUBD .: TRACT D OF ST. ANTHONY ORPHANAGE ZONING: C-2 (SC)

OWNER NAME: SISTERS OF ST. FRANCIS CO SPGS UPC#: 101305943521340530

(WEST ADJOINER)

LOT/BLOCK/SUBD.: ST. ANTHONY ORPHANAGE ZONING: SU-1 HOME FOR BOYS OWNER NAME: US DEPARTMENT OF LABOR C/O JOB CORPS

UPC#: 101305936523540520 (NORTH ADJOINERS)

PUBLIC RIGHT OF WAY: INDIAN SCHOOL ROAD N.W.

PUBLIC RIGHT OF WAY: 12TH STREET N.W.

(SOUTH ADJOINER)

PUBLIC RIGHT OF WAY: INTERSTATE HIGHWAY 40

LAYOUT NAME: ALTA_SH01 DRAWING NAME: SX3218004XT.dwg
NETWORK ADDRESS: t:\projects\X3218004\s\...

Plot By: RRL

"SURVEY FOR LOWE'S HOME CENTERS, INC." LEGAL DESCRIPTION (TRACT D)

A certain parcel of land being identified as Tract D, ST. ANTHONY'S ORPHANAGE, as shown and designated on said plat thereof, filed in the office of the County Clerk of Bernalillo County, New Mexico on January 10, 1973 in Volume: C9, folio: 26; said parcel lying situate within Section 7, Township 10 North, Range 3 East of the New Mexico Principal Meridian, City of Albuquerque, Bernalillo County, New Mexico and being more particularly described as follows:

Beginning at the most Northerly corner of said parcel herein described, being a point on the existing Southwesterly right of way line of a public road identified as **Indian School Road NW**, and also being the same point as the most Northerly corner of said Tract D; whence, the A.C.S. Control Station identified as "ACS 8-H13", with New Mexico State Plane Coordinate values being X=374,102.61 and Y=1,494,995.82, a 3-1/4" aluminum cap, in place, bears, $S.85^{\circ}24^{\circ}25^{\circ}W$. distance of 3,382.44 feet; thence, from said point of beginning, along said Southwesterly right of way line (for the next Three (3) courses),

S.4876'37"E., a distance of 34.79 feet to an angle point (a found PK nail); thence, S.57°20'33"E., a distance of 135.97 feet to an angle point (a found nail/shiner); thence,

S.59'35'53"E., a distance of 353.30 feet to the Northeast corner of said parcel herein described (a PK nail/shiner stamped "PS14733", set for this survey), being a point on the existing Westerly right of way line of a public road identified as 12th Street NW, thence, along said Westerly right of way line (for the next Four (4) courses,

S.08°25'51"W., a distance of 223.67 feet to a point of curvature (a found chiseled "X"); thence,

Southeasterly, 307.32 feet along a curve to the left through a central angle of 24'29'58" (said curve having a radius of 718.72 feet and a chord which bears S.03'48'51"E., 304.98 feet) to a point of tangency (a found Rebar/cap-Illegible);

S.16'36'21"E., a distance of 26.04 feet to a point of curvature (a found T-Rail); thence,

Southwesterly, 125.77 feet along a curve to the right through a central angle of 9477'09" (said curve having a radius of 76.43 feet and a chord which bears S.30'32'14"W., 112.05 feet) to a point of tangency (a found T-Rail), being a point on the Northerly right of way line of U.S. Interstate 40 onramp; thence, along said Northerly right of way line (for the next Three (3) courses),

S.77.40'48"W., a distance of 76.30 feet to a point of curvature (a found T-Rail); thence, Southwesterly, 483.20 feet along a curve to the right through a central angle of 15°03'01" (said curve having a radius

of 1,839.54 feet and a chord which bears S.85°46'10"W., 481.81 feet) to a point of tangency (a found T-Rail); thence, N.86°43'03"W., a distance of 317.24 feet to the Southwest corner of said parcel herein described (a found T-Rail), being the same point as the Southwest corner of said Tract D; thence, leaving said Northerly right of way line,

N.2679'53"E., a distance of 730.05 feet to an angle point (a found galvanized fence post in place—unable to set monument for this survey); thence,

N.28°38'32"E., a distance of 343.76 feet to the most Northerly corner of said parcel herein described (a found 5/8" rebar), the POINT OF BEGINNING and containing an area of 13.52 acres, more or less (589,131.97 square feet, more or less). Legal description prepared by Christopher S. Croshaw, N.M.P.S. No. 14733.

SURVEYOR'S CERTIFICATE

I hereby certify to Lowe's Home Centers, Inc. and Fidelity National Title Insurance Company of New Mexico and to its successors and assigns, that this map or plat and the survey on which it is based were made in accordance with "Minimum Standard Detail Requirements for ALTA/ACSM Land Title Surveys," jointly established and adopted by ALTA, ACSM and NSPS in 1999, and includes Items 1—10, (Item #11 is not included at this time) and Item 13 of Table A thereof. Pursuant to the Accuracy Standards as adopted by ALTA, NSPS, and ACSM and in effect on the date of this certification, undersigned further certifies that the Positional Uncertainties resulting from the survey measurements made on the survey do not exceed the allowable Positional Tolerance.

The undersigned hereby certifies to Fidelity National Title Insurance Company and Lowe's Home Centers, Inc., that this survey was actually made upon the ground: that it and the information,, courses, angles and distances shown thereon are correct: that this survey correctly shows the location of all buildings, structures and other improvements on the Premises, including, without limitation, all streets. easements, rights—of—way and utility lines: and that, except as shown, there are no (a) easements or rights—of—way across the Premises: (b) party walls, (c) encroachments on adjoining premises, streets or alleys of any of said buildings, structures or improvements, or (d) encroachments upon the Premises by any building, structure or other improvements situated on any adjoining premises: physical evidence of boundary lines on all sides of the Premises is as stated on the survey: and that the improvements do not violate any setback or other building lines.

I hereby certify that this survey has been made using the latest recorded plat or deed, that there are no encroachments other than those shown, and that the survey is correct to the best of my knowledge and belief

CHRISTOPHER S. CROSHAW, N.M.P.S. No. 14733

Date

Adopted by the American Land Title Association on October 6, 1999. Adopted by the Board of Direction, American Congress on Surveying and Mapping on October 20, 1999. Adopted by the Board of Directors, National Society of Professional Surveyors on October 19, 1999. American Land Title Association, 1828 L St., N.W., Suite 705, Washington, D.C. 20036 American Congress on Surveying and Mapping, 5410 Grosvenor Lane, Bethesda, MD 20814 National Society of Professional Surveyors, 5410 Grosvenor Lane, Bethesda, MD 20814

1. (BASIS OF ELEVATION/PRIMARY BENCHMARK)

ACS CONTROL STATION "ACS BM, 11-H13" DATA: ACS 1-3/4" ALUMINUM DISK, FOUND IN PLACE SET IN NNW QUADRANT OF INDIAN SCHOOL AND 12TH STREET NW WITH ELEVATION OF 4961.64 FEET (SLD 1929)

- 2. ACS CONTROL STATION "8-H13", DATA: STANDARD ACS 3-1/4" ALUMINUM CAP STAMPED "8-H-13, 1985". FLUSH WITH CURB. NEW MEXICO STATE PLANE GRID COORDINATES (CENTRAL ZONE), X= 374,102.61, Y=1,494,995.82, ELEV.=4960.533 (SLD 1929). GROUND TO GRID FACTOR = 0.9996809, DELTA ALPHA = -0014'31". NAD 1927
- 3. ACS CONTROL STATION "7-H13", DATA: STANDARD ACS BRASS TABLET STAMPED "7-H13". SET FLUSH WITH ASPHALT PAVING. NEW MEXICO STATE PLANE GRID COORDINATES (CENTRAL ZONE), X= 373,707,44. Y= 1,495,715.39, ELEV.=4961.715 (SLD 1929), GROUND TO GRID FACTOR = 0.9996810, DELTA ALPHA = -00°14'34", NAD 1927
- 4. FIELD SURVEY PERFORMED ON AUGUST 19-22, 2003.
- 5. BEARINGS ARE NEW MEXICO STATE PLANE GRID BASED ON A LINE FROM "ACS 8-H13" TO "ACS 7-H13". $BEARING = N28^{\circ}46'28"W$
- 6. ALL DISTANCES ARE GROUND DISTANCES.
- CORNERS IDENTIFIED AS "SET", ARE 5/8" REBAR WITH CAP STAMPED "PS 14733".
- GEOGRAPHIC COORDINATES FOR CENTER OF SUBJECT PROPERTY IS AS FOLLOWS: LATITUDE=N35'06'26" (NAD27), LONGITUDE=W106'39'31"
- THE TOTAL NUMBER OF ON SITE PARKING SPACES WAS NOT DETERMINED DUE TO FADED, INCONSISTENT STRIPING EVIDENCE.
- THE UNDERGROUND UTILITIES SHOWN HAVE BEEN LOCATED USING EXISTING DRAWINGS AND ALL INFORMATION AVAILABLE FROM THE RESPECTIVE UTILITY COMPANIES. THE SURVEYOR MAKES NO GUARANTEE THAT THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA EITHER IN SERVICE OR ABANDONED. ALTHOUGH HE DOES CERTIFY THAT ALL UTILITIES DISCLOSED BY ALL AVAILABLE INFORMATION ARE SHOWN. THE SURVEYOR FURTHER DOES NOT WARRANT THAT UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED ALTHOUGH HE DOES CERTIFY THAT THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM INFORMATION AVAILABLE.
- 11. SUBJECT PROPERTY IS ZONED C-2. FRONT AND SIDE SET BACK LINES ARE NOT SPECIFICALLY DETERMINED, BUT ARE SUBJECT TO CONDITIONS AND RESTRICTIONS REFERENCED PER CITY OF ALBUQUERQUE "COMPREHENSIVE CITY ZONING CODE, SECTION 14-16-2-24".

"SURVEY FOR LOWE'S HOME CENTERS, INC." ALTA /ACSM LAND TITLE SURVEY TRACT D ÓF ST. ANTHONY'S ORPHANAGE WITHIN SECTION 7, T.10N., R3E., N.M.P.M. CITY OF ALBUQUERQUE BERNALILLO COUNTY, NEW MEXICO NOVEMBER 2003

SITE SKETCH

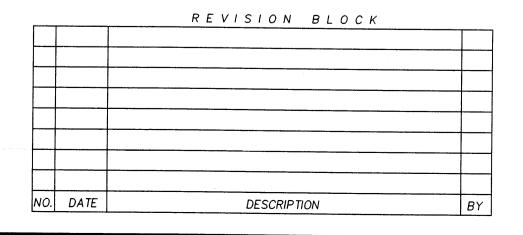
FLOOD CERTIFICATE

SUBJECT PROPERTY, BEING THE SURVEY FOR LOWE'S HOME CENTERS, INC., PROJECT, SHOWN HEREON, DOES LIE WITHIN ZONE "X" AREAS OF 500-YEAR FLOOD; AREAS OF 100-YEAR FLOOD WITH AVERAGE DEPTHS OF LESS THAN 1 FOOT OR WITH DRAINAGE AREAS LESS THAN 1 SQUARE MILE; AND AREAS PROTECTED BY LEVEES FORM 100-YEAR FLOOD, ALL AS SHOWN ON FLOOD INSURANCE RATE MAP WITH A DATE OF IDENTIFICATION BEING "EFFECTIVE DATE: SEPTEMBER 20, 1996," FOR COMMUNITY MAP NUMBER 35001C0331 D, IN BERNALLILLO COUNTY, STATE OF NEW MEXICO, WHICH IS THE CURRENT FLOOD INSURANCE RATE MAP FOR THE COMMUNITY IN WHICH SAID PREMISES IS LOCATED.

THE ABOVE STATEMENT IS FOR INFORMATION ONLY AND THIS SURVEYOR ASSUMES NO LIABILITY FOR THE CORRECTNESS OF THE CITED MAP(S). IN ADDITION, THE ABOVE STATEMENT DOES NOT REPRESENT THIS SURVEYOR'S OPINION OF THE PROBABILITY OF FLOODING.

LEGEND

TCB	TRAFFIC SIGNAL PULL BOX	T	UNDERGROUND TELEPHONE
	CURB INLET	s	UNDERGROUND SEWER
\bigcirc	UNKNOWN MANHOLE	Е —	UNDERGROUND ELECTRIC
(STORM MANHOLE		PAVED ROAD
S	SANITARY MANHOLE		UNPAVED ROAD
(S) ≥ X > X > X > X > X > X > X > X > X > X	WATER VALVE		TRAIL
	FIRE HYDRANT		
	SIGNAL LIGHT JUNCTION BOX		FENCE
	SINGLE POLE SIGN		BUILDING
\bowtie	T-RAIL	×	LIGHT POLE
EM	ELECTRIC METER	• • •	UTILITY POLES
\boxtimes	LIGHT PULL BOX	B	TREE
VLT	UNKNOWN VAULT		
(WM)	WATER METER	₩	TREE
MB	MAIL BOX	~~~~~	TREE & BRUSH LINE
	FOUND MONUMENT	омн	MANHOLE
	TELEPHONE PEDESTAL	•	POST
igoredown	POWER PEDESTAL	В	SIGN
°cu	CLEANOUT	0	TRAFFIC LIGHT
	AREA INLET	x621.6	
(S)	SATELLITE DISH		SPOT ELEVATION
FHC	WALL FIRE HOSE CONNECTOR	error and artifles reason assistance in 6.40 who a circumstance considers of the	INDEX CONTOUR
6V ⊠	GAS VALVE	A the confidence of the confid	INTERMEDIATE CONTOUR
<u>GM</u>	GAS METER	a supposed the state of the first of the fir	INDEFINITE CONTOUR
Ł	HANDICAP SIGN	A the second second	DEPRESSION CONTOUR
0	SET REBAR WITH CAP "PS 14733"	* Manufacture (Street)	
Δ	TRANSFORMER	0	LOCATED OBJECT
— G ——	UNDERGROUND GAS	0	LOCATED OBJECT
		1 2	PICTURE CENTER



WILSON

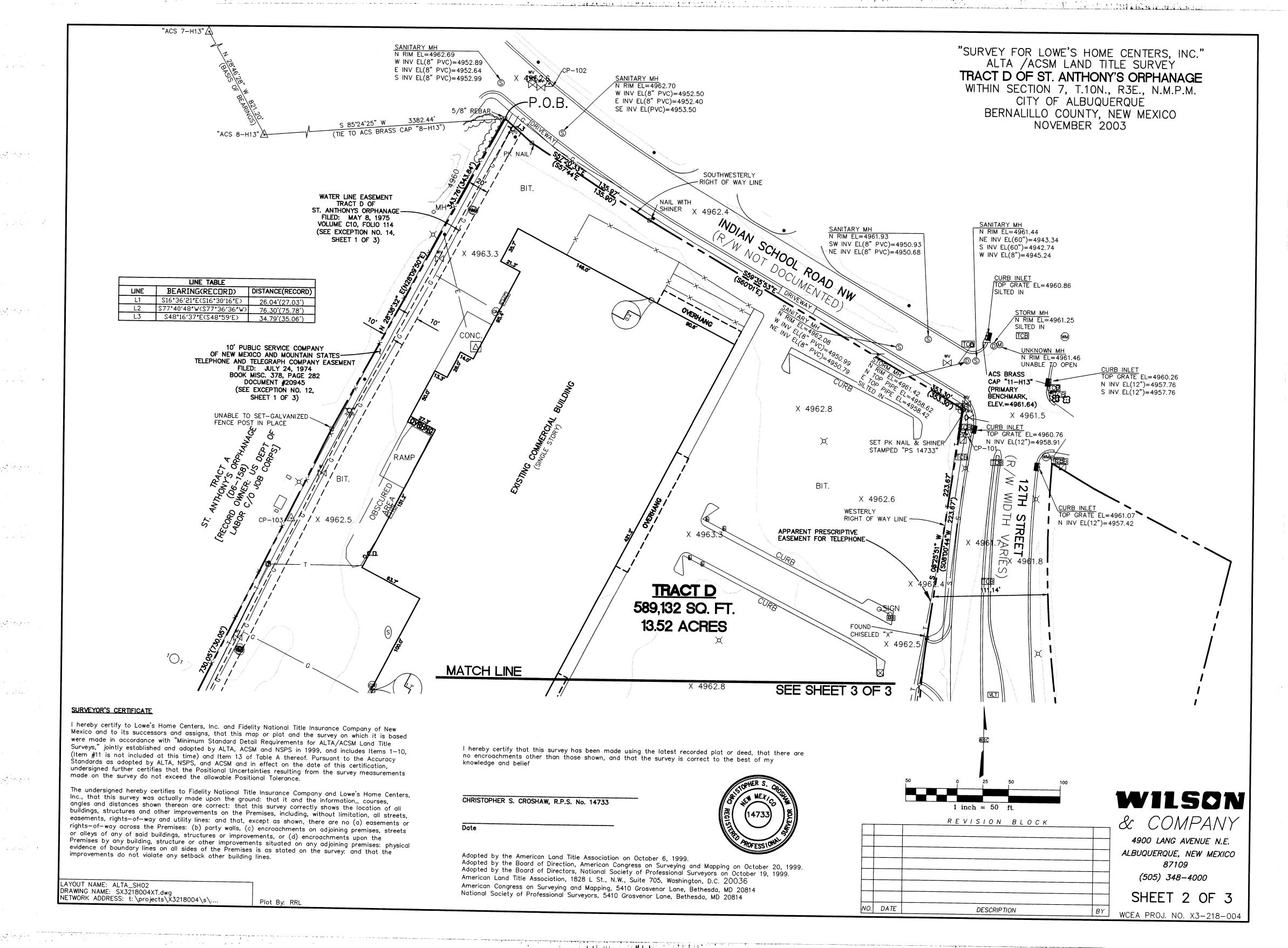
& COMPANY

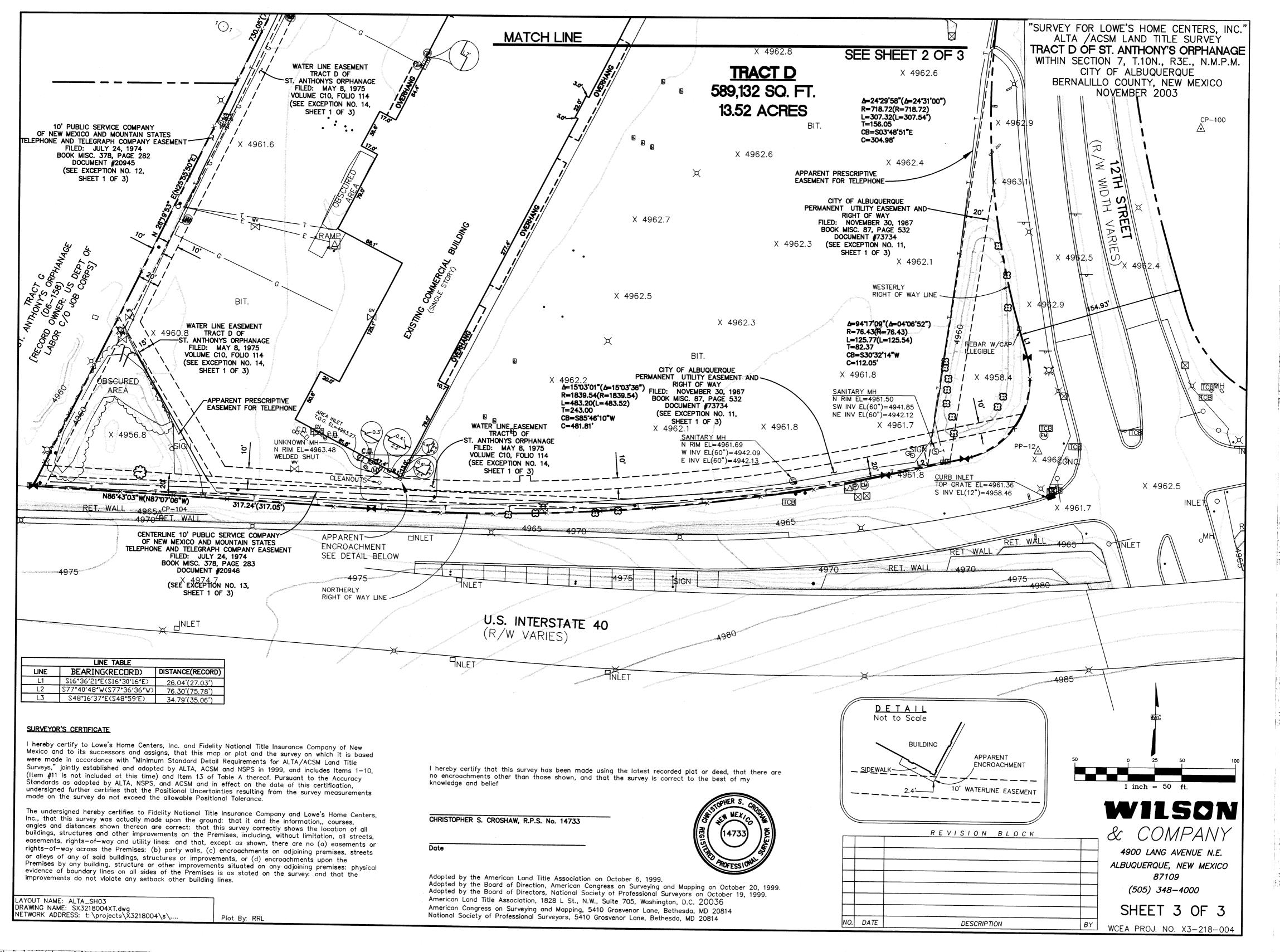
4900 LANG AVENUE N.E. ALBUQUERQUE, NEW MEXICO 87109

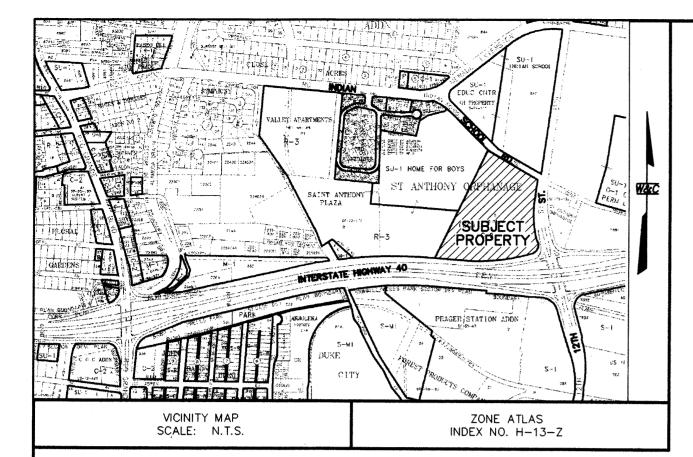
(505) 348-4000

SHEET 1 OF 3

WCEA PROJ. NO. X3-218-004







SUBDIVISION DATA:

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ZONE ATLAS INDEX NO.: H-13-Z	
D.R.B. CASE NO.:	
COUNTY CASE NO .: N/A	
TOTAL NUMBER OF LOTS EXISTING:	1
GROSS SUBDIVISION AREA: 13.5246 AC	
TALOS LOG NO. 2004162578	
D.R.B. APPLICATION NO.:	
DATE OF SURVEY:AUGUST 2003	
TOTAL NUMBER OF LOTS CREATED:	2
TOTAL MILES OF STREETS CREATED:	
TO THE MILES OF STREETS ONEATED.	

SURVEY NOTES:

- ACS CONTROL STATION "8-H13", DATA: STANDARD ACS 3-1/4" ALUMINUM CAP STAMPED "8-H-13, 1985". FLUSH WITH CURB. NEW MEXICO STATE PLANE GRID COORDINATES (CENTRAL ZONE). X= 374,102.61, Y=1,494,995.82, ELEV.=4960.533 (SLD 1929), GROUND TO GRID FACTOR = 0.9996809, DELTA ALPHA = $-00^{\circ}14'31''$ NAD 1927
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- BEARINGS AND DISTANCES IN PARENTHESIS () ARE OF RECORD.

THIS IS TO CERTIFY THAT TAXES ARE CURRENT AND PAID ON:

TRACT D, ST. ANTHONY'S ORPHANAGE UNIFORM PROPERTY CODE: 101305943521340530 OWNER OF RECORD: MOUNTAIN RUN PARTNERS, LTD.

BERNALILLO COUNTY TREASURES OFFICE: _

DISCLOSURE STATEMENT:

THE PURPOSE OF THIS PLAT IS TO CREATE TWO NEW LOTS AND GRANT ADDITIONAL EASEMENTS.

FREE CONSENT AND DEDICATION:

THE REPLAT AS SHOWN HEREON AND NOW COMPRISING TRACT D, ST. ANTHONY'S ORPHANAGE, AS SHOWN AND DESIGNATED ON SAID PLAT THEREOF, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON JANUARY 10, 1973 IN VOLUME C9, FOLIO 26, CITY OF ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO IS WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF THE UNDERSIGNED OWNER(S) AND/OR PROPRIETOR(S). EXISTING PUBLIC UTILITY EASEMENTS SHOWN HEREON FOR THE COMMON AND JOINT USE OF GAS AND ELECTRIC POWER AND COMMUNICATION SERVICES FOR BURIED DISTRIBUTION LINES, CONDUITS AND PIPES FOR UNDERGROUND UTILITIES WHERE SHOWN OR INDICATED AND INCLUDING THE RIGHT OF INGRESS AND EGRESS FOR CONSTRUCTION AND MAINTENANCE AND THE RIGHT TO TRIM INTERFERRING TREES AND SHRUBS. SAID OWNER(S) AND/OR PROPRIETOR(S) DO HEREBY CERTIFY THAT THIS SUBDIVISION IS THEIR ACT AND DEED. EASEMENTS GRANTED AS SHOWN HEREON WITH SAME STIPULATIONS AS LISTED ABOVE FOR EXISTING UTILITIES.

M+B larguegadded

OWNER(S) AND/OR PROPRIETOR(S) TRACT D

ST. ANTHONY'S ORPHANAGE

PAUL BLANCHARD, MANAGING GENERAL PARTNER MOUNTAIN RUN PARTNERS, LTD. 5850 EUBANK BLVD, NE

SUITE B-62

ALBUQUERQUE, NM 87111

ACKNOWLEDGMENT

COUNTY OF.

PARTNER(S) ON BEHALF OF Mountain Lu-Parker Lo, A PARTNERSHIP.

NOTARY PUBLIC:

MY COMMISSION EXPIRES:

G INFORMATION FOR COUNTY CLERK OUNTAIN RUN PARTNERS, LTD.

SUBDIVISION NAME: ST. ANTHONY'S ORPHANAGE

PLAT OF

TRACT D-1 AND D-2 ST. ANTHONY'S ORPHANAGE BEING A REPLAT OF TRACT D

WITHIN SECTION 7

TOWNSHIP 10 NORTH, RANGE 3 EAST, N.M.P.M. CITY OF ALBUQUERQUE BERNALILLO COUNTY, NEW MEXICO **APRIL 2004**

APPLICATION NUMBER:	RELIMINATION
PLAT APROVAL	APPROVED BY DRB
UTILITY APPROVALS:	N5/19/01
PNM ELECTRIC SERVICES	DATE
PNM GAS SERVICES	DATE
QWEST TELECOMMUNICATIONS	DATE
COMCAST	DATE
N/A NEW MEXICO UTILITIES	DATE
CITY SURVEYOR	5-6-04 DATE
N/A REAL PROPERTY DIVISION	DATE
TRAFFIC ENGINEERING, TRANSPORTA	ATION DIVISION DATE
UTILITIES DEVELOPMENT	DATE
PARKS AND RECREATION DEPARTME	DATE DATE
^MAFCA	DATE
CITY ENGINEER	DATE
ORB CHAIRPERSON, PLANNING DEPA	ARTMENT DATE

SURVEYOR'S CERTIFICATION:

PROJECT NUMBER:

I, CHRISTOPHER S. CROSHAW, A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF NEW MEXICO, DO HEREBY CERTIFY THAT THIS PLAT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION; MEETS THE MINIMUM REQUIREMENTS FOR MONUMENTATION AND SURVEYS OF THE ALBUQUERQUE SUBDIVISION ORDINANCE; SHOWS ALL EASEMENTS MADE KNOWN TO ME BY THE OWNER(S), UTILITY COMPANIES, OR OTHER PARTIES EXPRESSING AN INTEREST; IS CORRECT AND TRUE TO THE BEST OF MY BELIEF AND KNOWLEDGE AND THAT THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO AS ADOPTED BY THE NEW MEXICO BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND SURVEYORS EFFECTIVE OCTOBER 1, 2000.

CHRISTOPHER S. CROSHAW, NMPLS NO. 14733

DAY OF



WILSON

& COMPANY

4900 LANG AVENUE NE ALBUQUERQUE, NEW MEXICO 87109 (505) 348-4000

> SHEET 1 OF 3 WCEA PROJECT NO. X3-218-004

Layout Name: SUB PLAT_SHT 01 Drawing Name: SX3218004_SUB PLAT.DWG NETWORK ADDRESS: X:\PUBLIC\PROJECTS\X3218004\S\

Plot By: RRL

LINE TABLE				
LINE	BEARING	DISTANCE		
L1	S16°36'21"E(S16°30'16"E)	26.04'(27.03')		
L2	S77°40'48"W(S77°36'36"W)	76.30'(75.78')		
L3	S48°16'37"E(S48°59'E)	34.79'(35.06')		
L4	S26 · 39'00"W	16.93		
L5	S63°21'00"E	10.00		
L6	N26 ° 39'00"E	16.28		
L7	S59*35'53"E	10.02		
L8	S63°21'16"E	3.05		
L9	N26 ° 39'00"E	10.00		
L10	N63°21'00"W	3.04		
L11	S63°21'00"E	4.03		
L12	N26*39'00"E	. 10.00		
L13	S63°21'00"E	4.03		
L14	S63 ° 21'00"E	41.31		
L15	S26 * 39'00"W	18.33		
L16	S63°21'00"E	41.31		
L17	S26*38'44"W	6.52		
L18	S59*35'53"E	20.04		
L19	N03°16'57"E	32.65		
L20	S86*43'03"E	10.00		
L21	S03 ° 16'57"W	32.65		
L22	S86°43'03"E	10.00		
L23	S86°43'03"E	10.42		
L24	N63°40'07"W	20.00		

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LEGAL DESCRIPTION (TRACT D)

A certain parcel of land being identified as Tract D, ST. ANTHONY'S ORPHANAGE, as shown and designated on said plat thereof, filed in the office of the County Clerk of Bernalillo County, New Mexico on January 10, 1973 in Volume: C9, folio: 26; said parcel lying situate within Section 7, Township 10 North, Range 3 East of the New Mexico Principal Meridian, City of Albuquerque, Bernalillo County, New Mexico and being more particularly described as follows:

Beginning at the most Northerly corner of said parcel herein described, being a point on the existing Southwesterly right of way line of a public road identified as Indian School Road NW, and also being the same point as the most Northerly corner of said Tract D; whence, the A.C.S. Control Station identified as "ACS 8-H13", with New Mexico State Plane Coordinate values being X=374,102.61 and Y=1,494,995.82, a 3-1/4" aluminum cap, in place, bears, S.85°24'25"W., a distance of 3,382.44 feet; thence, from said point of beginning, along said Southwesterly right of way line (for the next Three (3) courses),

S.4816'37"E., a distance of 34.79 feet to an angle point (a found PK nail); thence.

S.57°20'33"E., a distance of 135.97 feet to an angle point (a found nail/shiner); thence,

S.59°35'53"E., a distance of 353.30 feet to the Northeast corner of said parcel herein described (a PK nail/shiner stamped "PS14733", set for this survey), being a point on the existing Westerly right of way line of a public road identified as 12th Street NW; thence, along said Westerly right of way line (for the next Four (4)

S.08°25'51"W., a distance of 223.67 feet to a point of curvature (a found chiseled "X"); thence.

Southeasterly, 307.32 feet along a curve to the left through a central angle of 24°29'58" (said curve having a radius of 718.72 feet and a chord which bears S.03'48'51"E., 304.98 feet) to a point of tangency (a found Rebar/cap-Illegible);

S.16°36'21"E., a distance of 26.04 feet to a point of curvature (a found T-Rail); thence,

Southwesterly, 125.77 feet along a curve to the right through a central angle of 9417'09" (said curve having a radius of 76.43 feet and a chord which bears S.30°32'14"W., 112.05 feet) to a point of tangency (a found T-Rail), being a point on the Northerly right of way line of **U.S. Interstate 40** onramp; thence, along said Northerly right of way line (for the next Three (3) courses),

S.77°40'48"W., a distance of 76.30 feet to a point of curvature (a found T-Rail); thence,

Southwesterly, 483.20 feet along a curve to the right through a central angle of 15°03'01" (said curve having a radius of 1,839.54 feet and a chord which bears S.85°46'10"W., 481.81 feet) to a point of tangency (a found T-Rail); thence,

N.86°43'03"W., a distance of 317.24 feet to the Southwest corner of said parcel herein described (a found T-Rail), being the same point as the Southwest corner of said Tract D; thence, leaving said Northerly right of way line,

N.26°19'53"E., a distance of 730.05 feet to an angle point (a found galvanized fence post in place—unable to set monument for this survey); thence,

N.28°38'32"E., a distance of 343.76 feet to the most Northerly corner of said parcel herein described (a found 5/8" rebar), the POINT OF BEGINNING and containing an area of 13.5246 acres, more or less (589,131.97 square feet, more or less). Legal description prepared by Christopher S. Croshaw, N.M.P.S. No. 14733.

PLAT OF

TRACT D-1 AND D-2 ST. ANTHONY'S ORPHANAGE BEING A REPLAT OF TRACT D

WITHIN SECTION 7 TOWNSHIP 10 NORTH, RANGE 3 EAST, N.M.P.M. CITY OF ALBUQUERQUE BERNALILLO COUNTY, NEW MEXICO APRIL 2004

UTILITY COMPANY APPROVAL(S):

PUBLIC UTILITY EASEMENTS SHOWN ON THIS PLAT ARE NOT EXCLUSIVE AND ARE GRANTED FOR THE COMMON AND JOINT USE OF THE UTILITIES DESIGNATED ON THIS PLAT, THEIR SUCCESSORS AND ASSIGNS, AND FOR THE USE OF ANY OTHER PUBLIC UTILITIES WHOSE USE OF SAID EASEMENT IS DEEMED TO BE IN THE PUBLIC INTEREST.

P.N.M. GAS & ELECTRIC SERVICES DISCLAIMER: IN APPROVING THIS PLAT, PNM ELECTRIC SERVICES AND GAS SERVICES (PNM) DID NOT CONDUCT A TITLE SEARCH OF THE PROPERTIES SHOWN HEREON. CONSEQUENTLY, PNM DOES NOT WAIVE NOR RELEASE ANY EASEMENT OR EASEMENT RIGHTS WHICH MAY HAVE BEEN GRANTED BY PRIOR PLAT. REPLAT OR OTHER DOCUMENT WHICH ARE NOT SHOWN ON THIS PLAT.

EASEMENTS:

THIS PLAT SHOWS EXISTING RECORDED AND APPARENT EASEMENTS AS NOTED. PUBLIC UTILITY EASEMENTS SHOWN ON THIS PLAT ARE GRANTED FOR THE COMMON AND JOINT USE OF: 1. PNM ELECTRIC SERVICES FOR THE INSTALLATION, MAINTENANCE AND SERVICE OF UNDERGROUND ELECTRICAL LINES, TRANSFORMERS, POLES AND ANY OTHER EQUIPMENT, FIXTURES, STRUCTURES AND RELATED FACILITIES REASONABLY NECESSARY TO PROVIDE ELECTRICAL SERVICE 2. PNM GAS SERVICES FOR INSTALLATION, MAINTENANCE AND SERVICE OF NATURAL GAS LINES, VALVES AND OTHER EQUIPMENT AND FACILITIES REASONABLY NECESSARY TO PROVIDE NATURAL GAS. 3. U.S. WEST FOR INSTALLATION, MAINTENANCE AND SERVICE OF ALL BURIED COMMUNICATION LINES AND OTHER RELATED EQUIPMENT AND FACILITIES REASONABLY NECESSARY TO PROVIDE COMMUNICATION SERVICES, INCLUDING BUT NOT LIMITED TO ABOVE GROUND PEDESTALS AND CLOSURES. 4. COMCAST DIGITAL CABLE FOR INSTALLATION, MAINTENANCE AND SERVICE OF SUCH UNDERGROUND LINES, CABLE AND OTHER RELATED

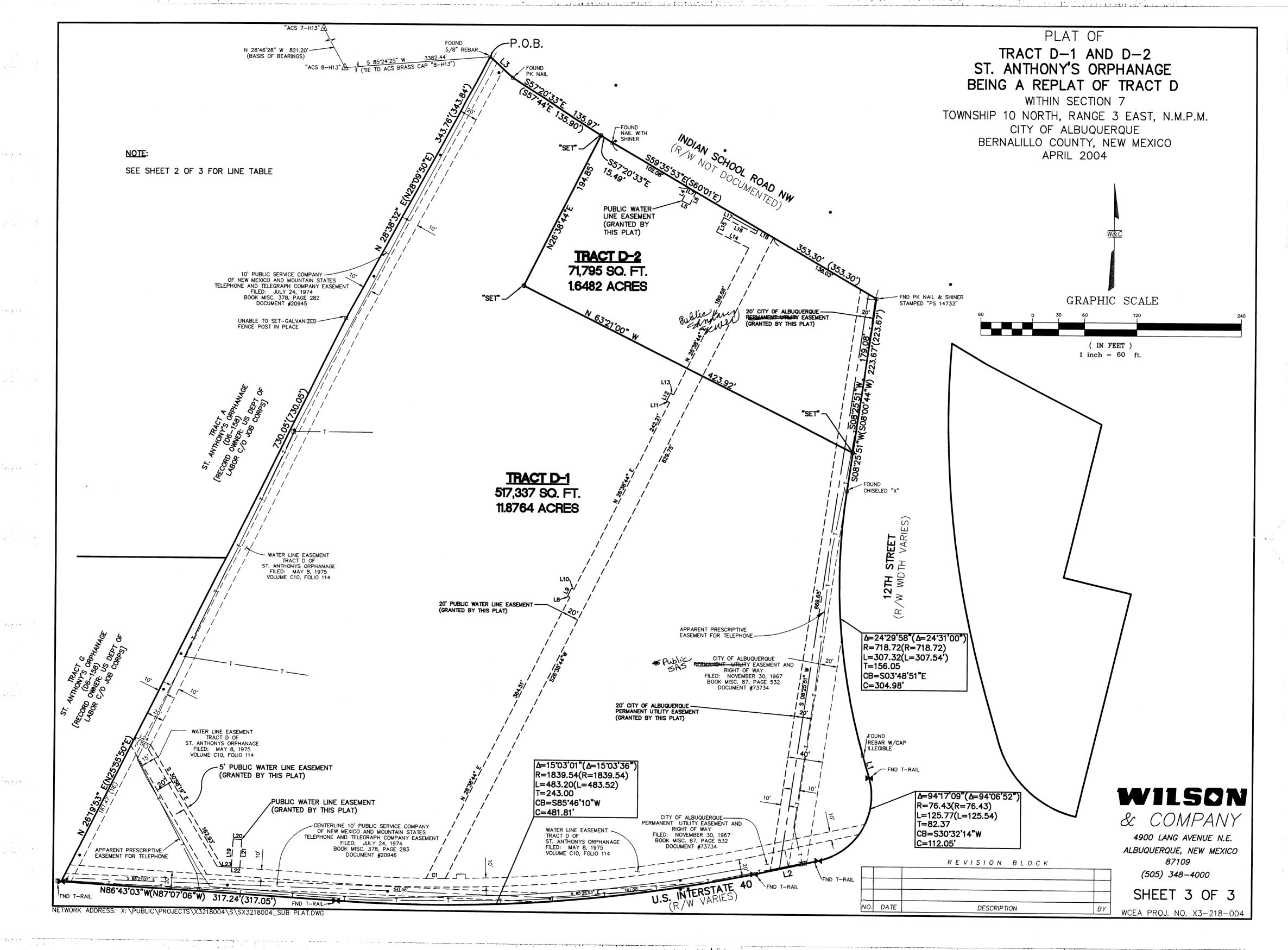
EQUIPMENT AND FACILITIES REASONABLY NECESSARY TO PROVIDE CABLE

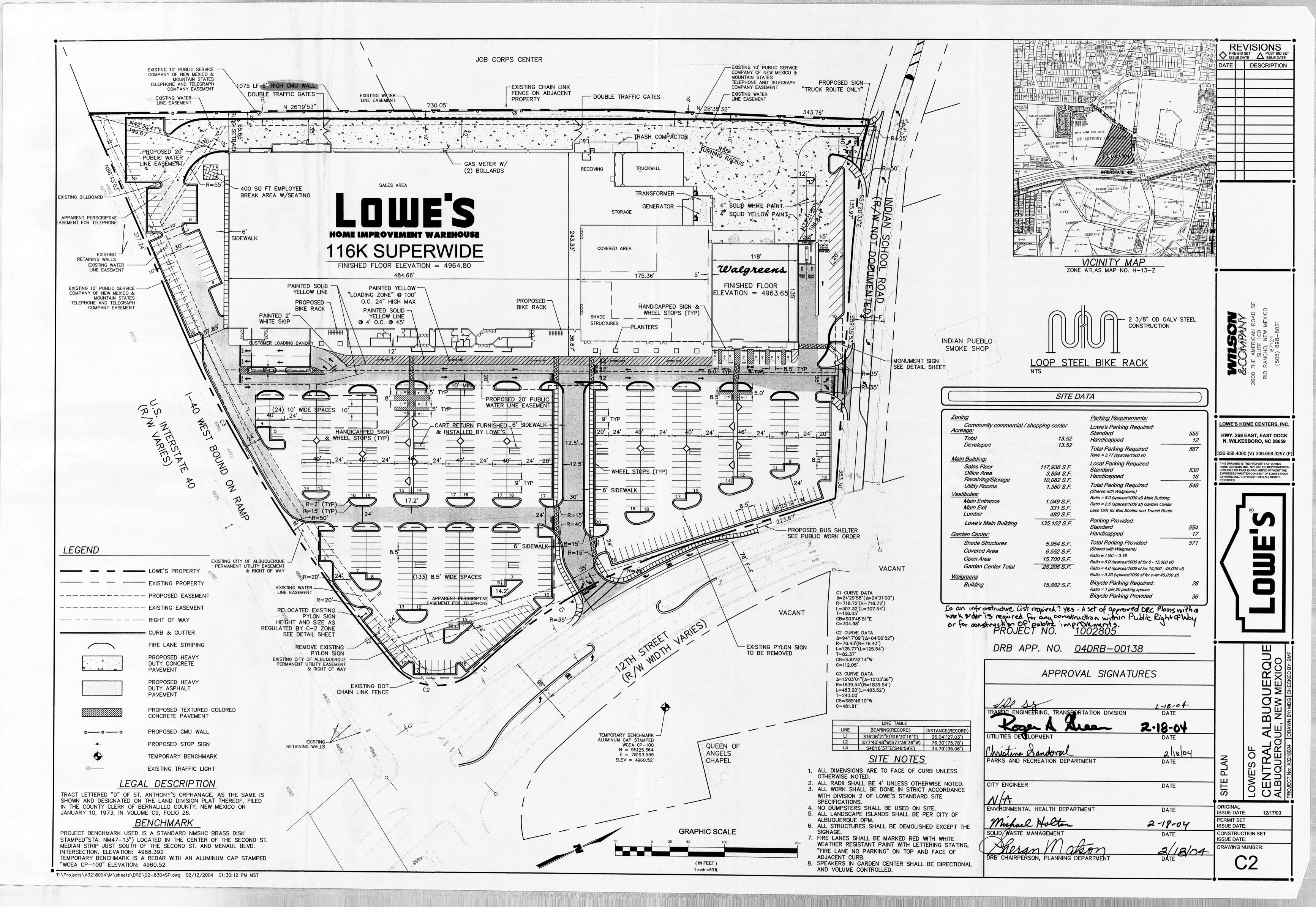
INCLUDED IS THE RIGHT TO BUILD, REBUILD, CONSTRUCT, RECONSTRUCT, LOCATE, RELOCATE, CHANGE, REMOVE, MODIFY, RENEW, OPERATE AND MAINTAIN FACILITIES FOR THE PURPOSES DESCRIBED ABOVE, TOGETHER TO FREE ACCESS TO, FROM AND ABOVE SAID EASEMENTS, INCLUDING SUFFICIENT WORKING AREA SPACE FOR ELECTRIC TRANSFORMERS, WITH THE RIGHT AND PRIVILEGE TO TRIM AND REMOVE TREES, SHRUBS OR BUSHES WHICH INTERFERE WITH THE PURPOSES SET FORTH HEREIN. NO BUILDING, SIGN, POOL (ABOVE GROUND OR SUBSURFACE), HOT TUB, CONCRETE OR WOOD POOL DECKING, OR OTHER STRUCTURE SHALL BE ERECTED OR CONSTRUCTED ON SAID EASEMENTS, NOR OR ANY WELL SHALL BE DRILLED OR OPERATED THEREON PROPERTY OWNERS SHALL BE SOLELY RESPONSIBLE FOR CORRECTING ANY VIOLATIONS OF NATIONAL ELECTRIC CODE CAUSED BY CONSTRUCTION OF POOLS, DECKING, OR ANY STRUCTURES ADJACENT TO WITHIN OR NEAR EASEMENTS SHOWN ON THIS PLAT. EASEMENTS FOR ELECTRIC TRANSFORMERS/SWITCHGEARS, AS INSTALLED, SHALL EXTEND TEN FEET (10') IN FRONT OF TRANSFORMER/SWITCHGEAR DOOR AND FIVE FEET (5') ON EACH SIDE OF THE TRANSFORMER/SWITCHGEAR.

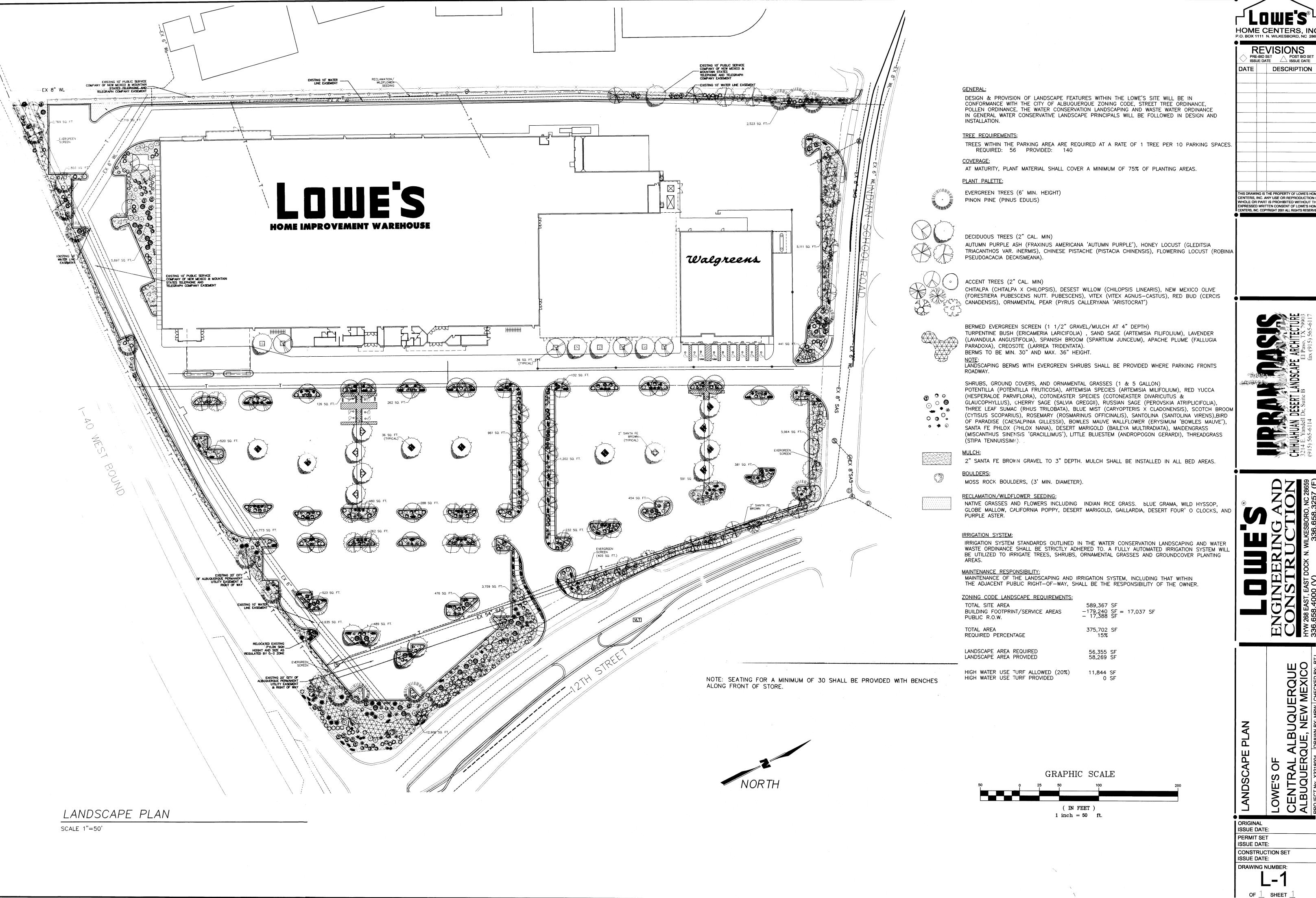
> WILSON & COMPANY

> > 4900 LANG AVENUE NE ALBUQUERQUE, NEW MEXICO 87109 (505) 348-4000

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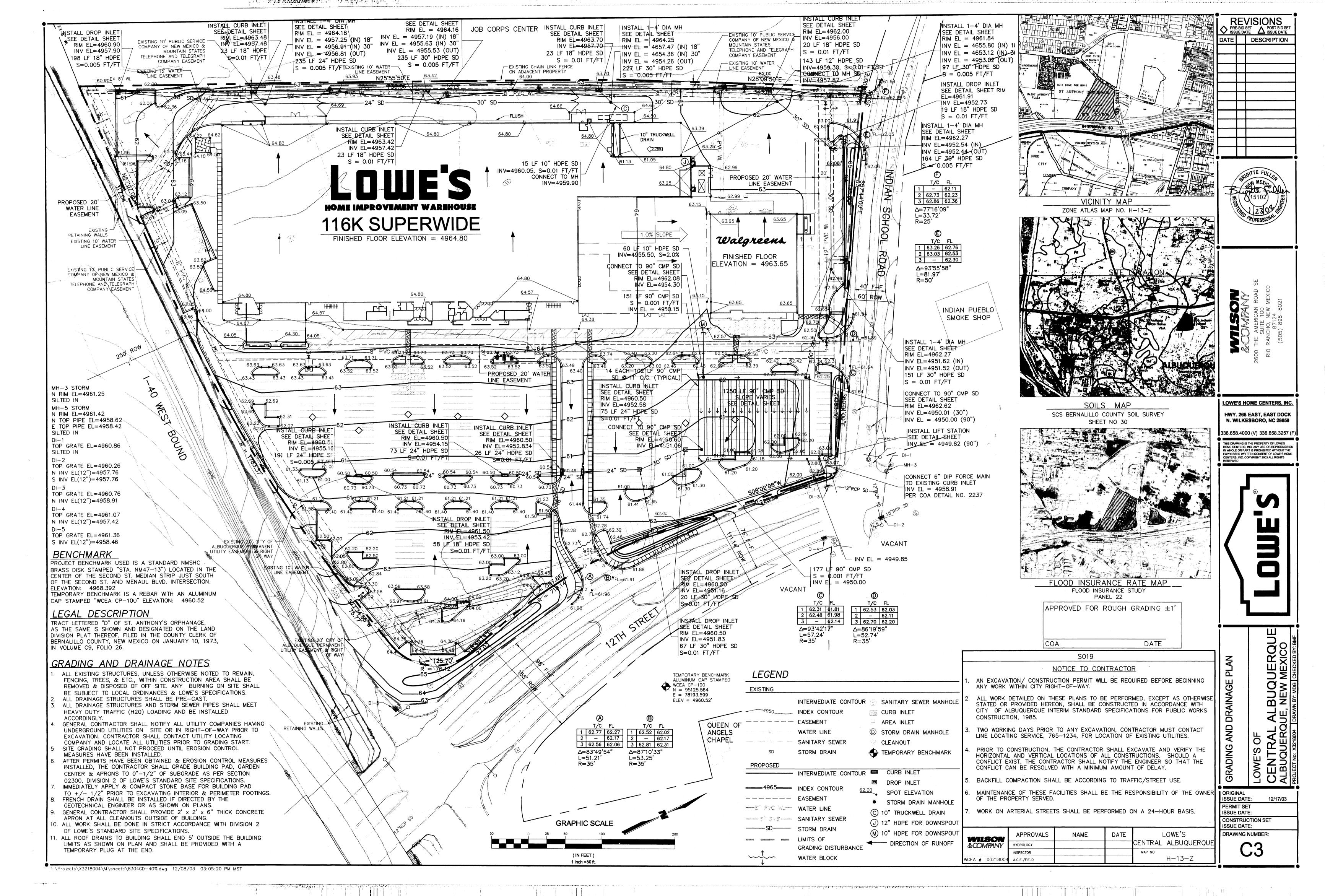
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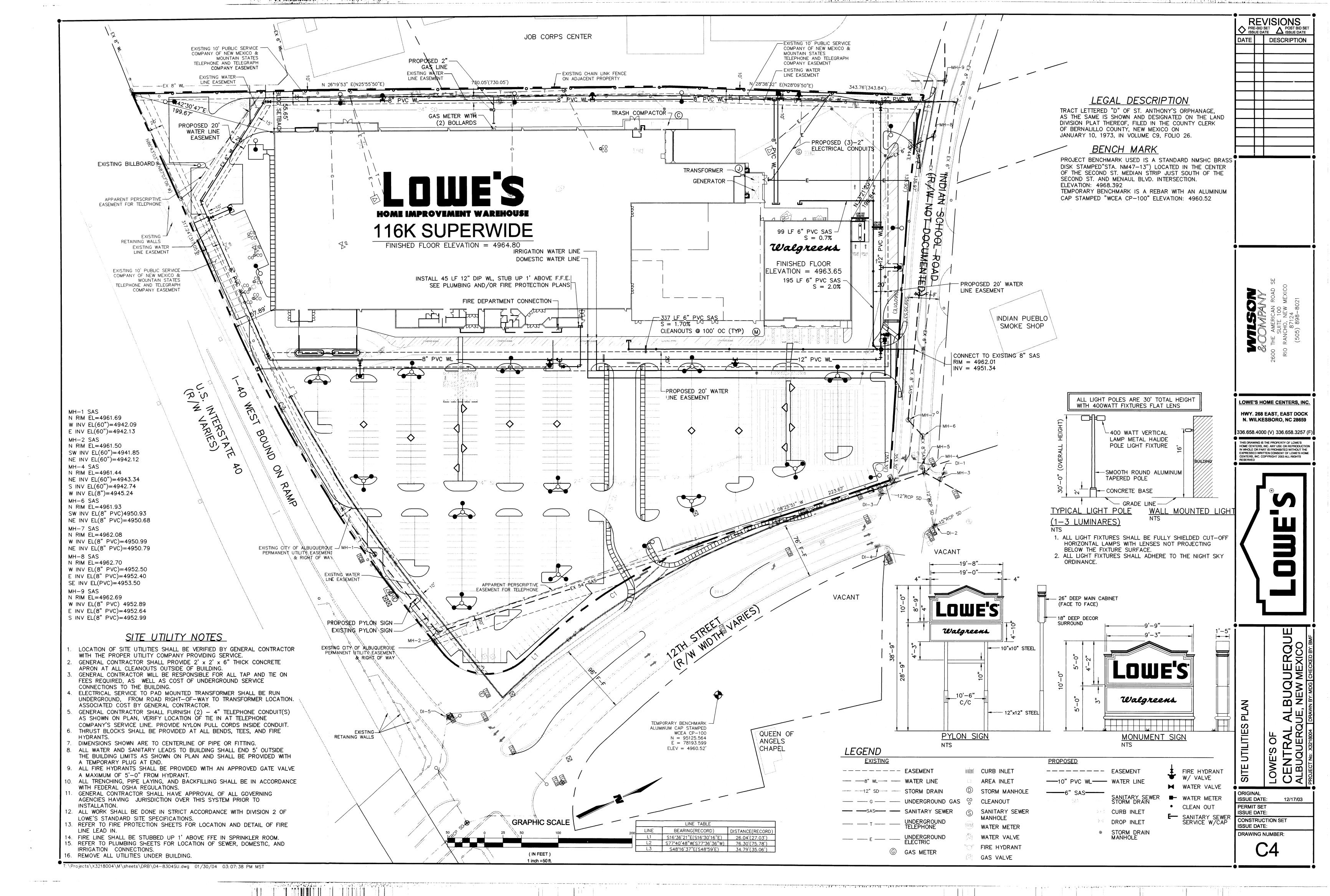
HOME CENTERS, INC. P.O. BOX 1111 N. WILKESBORO, NC 28656

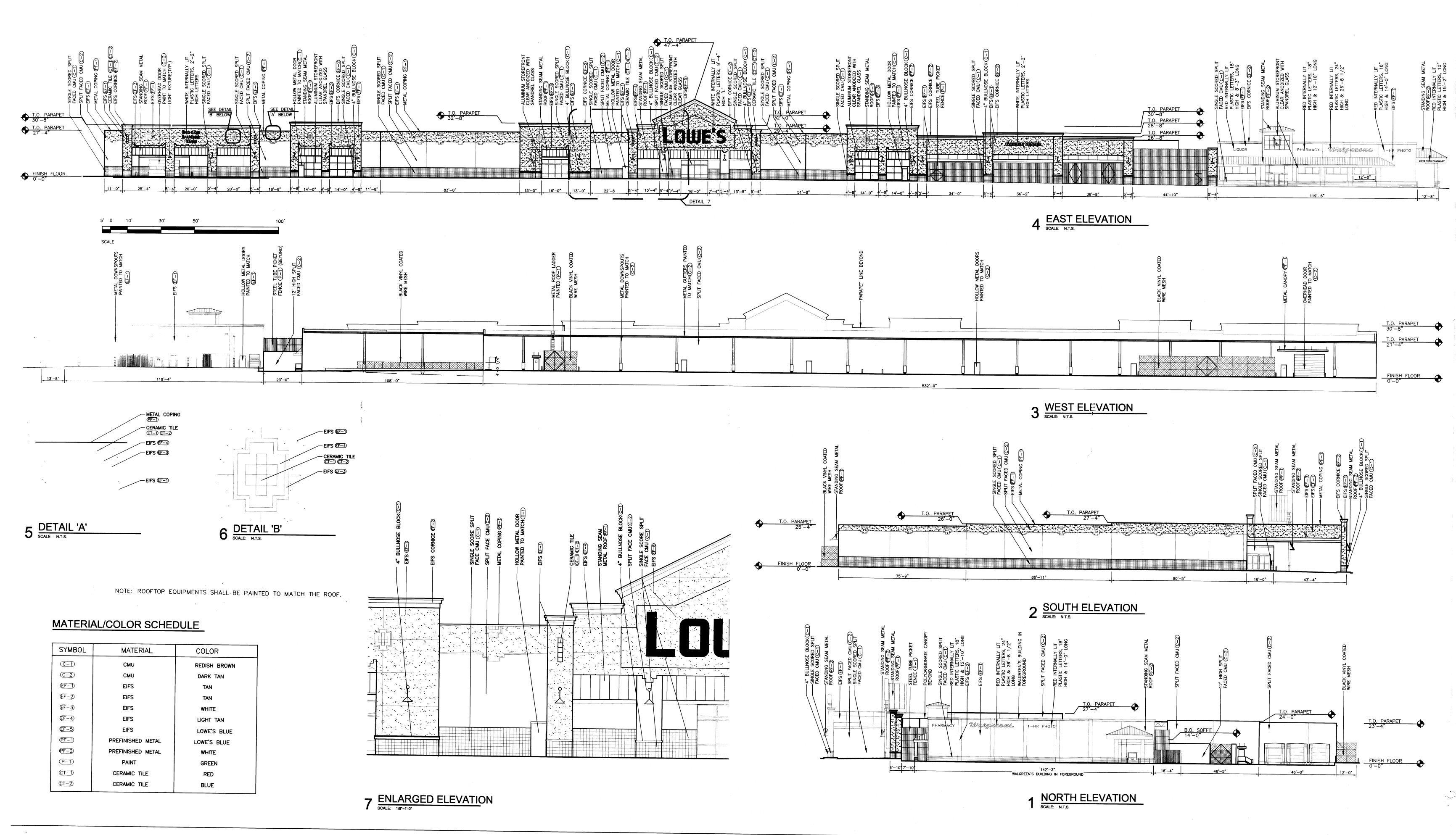
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