

DRB CASE ACTION LOG (PREL & FINAL)

REVISED 2/5/04

This sheet must accompany your plat or site plan to obtain delegated signatures. Return sheet with site plan/plat once comments are addressed.

******		on No.: 05DRB-00815(P&F) Project # 1004186
		JOHN BARON BURG PARK
Agent:	VVIIKS C	Company Phone No.: 888-3066
Your reapprov	equest fed on <	for (SDP for SUB), (SDP for BP), (FINAL PLATS), (MASTER DEVELOP. PLAN), was by the DRB with delegation of signature(s) to the following departments. IG SIGNATURES COMMENTS TO BE ADDRESSED
	TRAN	SPORTATION:
	UTILIT	TIES:
	CITY	ENGINEER / AMAFCA:
	PARK	S / CIP:
	PLAN	NING (Last to sign):
		Inning must record this plat. Please submit the following items: -The original plat and a mylar copy for the County Clerk. -Tax certificate from the County Treasurer. -Recording fee (checks payable to the County Clerk). RECORDED DATE: -Tax printout from the County Assessor. Include 3 copies of the approved site plan along with the originals. County Treasurer's signature must be obtained prior to the recording of the plat with the County Clerk. Property Management's signature must be obtained prior to Planning Department's signature. AGIS DXF File approval required. Copy of recorded plat for Planning.

4186

DXF Electronic Approval Form

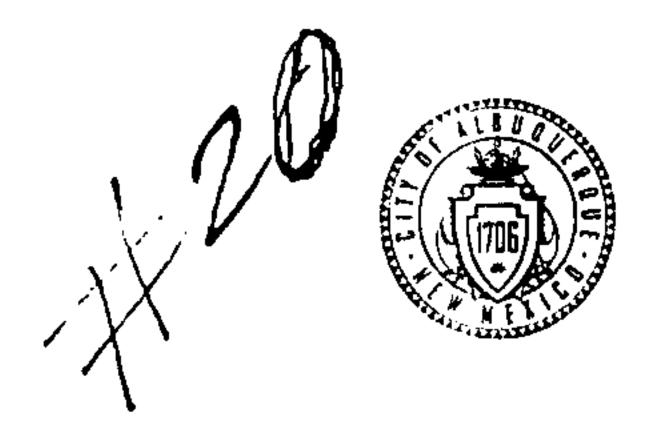
DRB Project Case #:	1004186	
Subdivision Name:	JOHN BARON BURG PA	ARK LOTS 1A & 2A
Surveyor:	ANTHONY L HARRIS	
Contact Person:	JIM WILKS	
Contact Information:	889-8056	
DXF Received:	6/2/2005	Hard Copy Received: 5/23/2005
Coordinate System:	Ground rotated to NMSP	Grid
A anno		06-02-2005
	Approved	Date
* The DXF file canno	t be accepted (at this time) for the following reason(s):

AGIS Use Only

Copied fc 4186

to agiscov on 6/2/2005

Contact person notified on 6/2/2005



DRB CASE ACTION LOG (PREL & FINAL)

REVISED 2/5/04

This sheet must accompany your plat or site plan to obtain delegated signatures. Return sheet with site plan/plat once comments are addressed.

DRB Application No.: 05DRB-00815(P&F)	Project # 1004186		
Project Name: JOHN BARON BURG PARK			
Agent: Wilks Company	Phone No.: 888-3066		
Your request for (SDP for SUB), (SDP for BP), (Fapproved on Signatures Comments to	FINAL PLATS), (MASTER DEVELOP. PLAN), was legation of signature(s) to the following departments. BE ADDRESSED		
TRANSPORTATION:	` £		
UTILITIES:			
CITY ENGINEER / AMAFCA:			
PARKS / CIP:			
PLANNING (Last to sign):			
-Tax printout from the County As Include 3 copies of the approve County Treasurer's signature rewith the County Clerk.	Treasurer. to the County Clerk). RECORDED DATE: seessor. ed site plan along with the originals. must be obtained prior to the recording of the plat sure must be obtained prior to Planning Department's		

PLANNING DEPARTMENT DEVELOPMENT AND BUILDING SERVICES HYDROLOGY DEVELOPMENT SECTION

DEVELOPMENT REVIEW BOARD--SPEED MEMO

SIGNED: Bradley L. Bingham

City Engineer/AMAFCA Designee

DRB CASE	NO/PROJECT NO: 1004186	AGENDA ITEM NO: 20
SUBJECT:		
Final Plat Preliminary Pl	at	
ACTION REQU	UESTED:	
REV/CMT:()	APP:(x) SIGN-OFF:() EXTN:() AM	END:()
ENGINEERING	G COMMENTS:	
No adverse comm	nents.	
RESOLUTION		
APPROVED Z	; DEFERRED; CON	MENTS PROVIDED; WITHDRAWN
SIGNED-OFF:	(SEC-PLN) (SP-SUB) (SP-BP) (FP)	BY: (UD) (CE) (TRANS) (PKS) (PLNG)
DELEGATED:	(SEC-PLN) (SP-SUB) (SP-BP) (FP)	TO: (UD) (CE) (TRANS) (PKS) (PLNG)
FOR:		

DATE: May 25, 2005

CITY OF ALUBQUERQUE PLANNING DEPARTMENT May 25, 2005 DRB Comments

ITEM # 20

PROJECT # 1004186

APPLICATION # 05-00815

RE: LOTS 1 & 2, Block 7, John Baron Burg Park/minor plat

Debbie Padilla who signed the plat did not sign the letter of authorization as a property owner. Pat & Theresa Aragon signed the authorization letter. Explain please.

The unplatted tract referenced in your letter...what was its origin? Do you have a copy of the existing plat?

AGIS dxf approval is required.

Sheran Matson, AICP DRB Chair

924-3880 Fax 924-3864 smatson@cabq.gov



DEVELOPMENT REVIEW BOARD ACTION SHEET

Plaza del Sol Hearing Room, Basement, Plaza del Sol Building

May 25, 2005

9:00 a.m.

MEMBERS:

Sheran Matson, AICP, DRB Chair Claire Senova, Administrative Assistant

Wilfred Gallegos, Transportation Development Brad Bingham, Alternate City Engineer

Roger Green, Utility Development Christina Sandoval, Parks & Recreation

NOTE: UNLESS ANNOUNCED DURING THE MEETING, THE DEVELOPMENT REVIEW BOARD WILL NOT TAKE A LUNCH BREAK.

NOTE: INDIVIDUALS WITH DISABILITIES WHO NEED SPECIAL ASSISTANCE TO PARTICIPATE AT THIS MEETING SHOULD CONTACT CLAIRE SENOVA, PLANNING DEPARTMENT, AT 924-3946. HEARING IMPAIRED USERS MAY CONTACT HER VIA THE NEW MEXICO RELAY NETWORK BY CALLING TOLL-FREE:1-800-659-8331.

NOTE: REQUESTS FOR DEFERRAL OF CASES WILL BE DISCUSSED BY THE BOARD AND THE APPLICANT AND/OR AGENT AT THE BEGINNING OF THE AGENDA. BOTH PARTIES MUST AGREE UPON THE DATE OF DEFERRAL. IF THE APPLICANT/AGENT IS NOT PRESENT, THE ADMINISTRATIVE ASSISTANT MUST RECEIVE A LETTER, PRIOR TO THE HEARING DATE, REQUESTING A SPECIFIC DEFERRAL DATE. THE BOARD WILL DISCUSS AND MAKE A DECISION AT THE HEARING. THE APPLICANT/AGENT WILL THEN BE INFORMED OF THE DEFERRAL DATE AND REASON.

A. Call to Order: 9:00 A.M.

Adjourned: 11:30 A.M.

- B. Changes and/or Additions to the Agenda
- C. New or Old Business

CASES WHICH REQUIRE PUBLIC NOTIFICATION MAJOR SUBDIVISIONS, VACATIONS, SIA EXTENSIONS AND SITE DEVELOPMENT PLANS

1. Project # 1001140 05DRB-00717 Major-Two Year SIA SCOTT COLE request(s) the above action(s) for all or a portion of Lot(s) 21, Block(s) 26, Tract(s) A, NORTH ALBUQUERQUE ACRES, UNIT B, zoned SU-2 FOR IP, located on EAGLE ROCK RD NE, between SAN PEDRO NE and LOUISIANA NE containing approximately 1 acre(s). [REF: 01DRB00391, 03DRB00557, DRB-97-52, AA-99-17] (C-18) A TWO-YEAR EXTENSION OF THE SIA WAS APPROVED.

2. Project # 1003011 05DRB-00439 Major-Vacation of Pub Right-of-Way CITY OF ALBUQUERQUE agent(s) for BRAKE MASTERS, INC. request(s) the above action(s) for all or a portion of Block(s) 4 & 5, Tract(s) A, INEZ ADDITION, zoned C-2, located on WYOMING BLVD NE, between PROSPECT AVE NE and MENAUL BLVD NE containing approximately 5 acre(s). [REF: 03DRB02088, 03DRB02089] [Deferred from 4/13/05 & 5/11/05 & 5/25/05] (H-19) DEFERRED AT THE AGENT'S REQUEST TO 6/8/05.

Project # 1003445
 05DRB-00724 Major-Vacation of Pub Right-of-Way
 05DRB-00725 Major-Vacation of

05DRB-00725 Major-Vacation of Public Easements
05DRB-00726 Minor-Prelim&Final Plat Approval

ISAACSON & ARFMAN PA agent(s) for AMERICAN EAGLE L.P., c/o R. J. SCHAEFER REALTY request(s) the above action(s) for all or a portion of Tract(s) B-1, C-1 & D-1, Lot(s) 6-A-1, ALBUQUERQUE WEST, UNIT 1, zoned SU-1 PDA TO INCLUDE C-3 USES, located on NUNZIO AVE NW, between PARADISE BLVD NW and EAGLE RANCH RD NW containing approximately 27 acre(s). DRB-94-132, DRB-94-512, Z-83-89, IREF: 04DRB00751, 04DRB00752, 04DRB00753] (C-12) VACATIONS WERE APPROVED AS SHOWN ON FILE. PLANNING THE **EXHIBIT** WITH PLAT WAS APPROVED **PRELIMINARY** FINAL SIGN OFF DELEGATED TO PLANNING FOR PROPERTY MANAGEMENT SIGNATURE AND 15-DAY APPEAL PERIOD.

05DRB-00661 Major-Vacation of Public Easements
05DRB-00660 Major-Vacation of Pub

Project # 1003655

O5DRB-00660 Major-Vacation of Pub Right-of-Way O5DRB-00659 Major-Preliminary Plat Approval O5DRB-00663 Minor-Temp Defer SDWK DAVID A AUBE agent(s) for ADIL RIZVI request(s) the above action(s) for all or a portion of Lot(s) 15. 16 17 and a portion of 18, Block(s) 1, Tract(s) 2, NORTH ALBUQUERQUE ACRES, UNIT 3, (to be known as LA VISTA @ DESERT RIDGE TRAILS) zoned R-D. located on WYOMING NE, between EAGLE ROCK NE and MODESTO NE containing approximately 3 acre(s). [REF: 04DRB01373] [Deferred from 5/11/05 & 5/18/05] (C-19) THE VACATION OF PUBLIC

05DRB-00662 Minor-Sidewalk Waiver

EASEMENTS WAS APPROVED AS SHOWN ON THE IN THE PLANNING FILE. VACATION OF PUBLIC R/W WAS WITHDRAWN AT THE AGENT'S REQUEST. WITH THE SIGNING OF THE INFRASTRUCTURE LIST DATED 5/25/05 AND APPROVAL OF THE GRADING PLAN ENGINEER STAMP DATED 5/23/05 THE PRELIMINARY PLAT WAS APPROVED WITH CONDITION: NEED TO APPLY FOR A SUBDIVISION DESIGN VARIANCE FOR THE LENGTH OF THE CUL-DE-SAC. THE TEMPORARY DEFERRAL OF CONSTRUCTION OF SIDEWALKS ON THE INTERIOR STREETS WAS APPROVED AS SHOWN ON EXHIBIT C IN THE PLANNING FILE. A SIDEWALK VARIANCE FOR WAIVER OF SIDEWALK WAS APPROVED AS SHOWN ON EXHIBIT C IN THE PLANNING FILE.

5. Project # 1003856
05DRB-00721 Major-Preliminary Plat
Approval
05DRB-00722 Minor-Subd Design
(DPM) Variance
05DRB-00723 Minor-Temp Defer
SDWK

05DRB-00827 Minor-SiteDev Plan Subd COMMUNITY SCIENCES CORP agent(s) for MICHAEL'S HOMES request(s) the above action(s) for all or a portion of Tract(s) 8B1A1 & 10A2A, M.R.G.C.D MAP 52 (DON FELIPE #2) (to be known as IZABEL SUBDIVISION) zoned RA-2, located on WEST GLEN SW, between METZGAR SW and WEST LEA SW containing approximately 9 acre(s). [REF: 04DRB0969] [Deferred from 5/25/05] (Q-10) DEFERRED AT THE AGENT'S REQUEST TO 6/8/05.

COMMUNITY SCIENCES CORP agent(s) for MICHAEL'S HOMES request(s) the above action(s) for all or a portion of Tract(s) 8-B-1-A-1 & 10-A-2-A, MRGCD MAP 52 (DON FELIPE #2) (to be known as IZABEL SUBDIVISION), zoned RA-2, located on WEST GLEN SW, between METZGAR SW and WEST LEA SW containing approximately 9 acre(s). [REF: 04DRB0969] [Deferred from 5/25/05] (Q-10) DEFERRED AT THE AGENT'S REQUEST TO 6/8/05.

05DRB-00514 Major-Preliminary Plat Approval 05DRB-00515 Major-Vacation of Public Easements 05DRB-00516 Minor-Subd Design (DPM) Variance 05DRB-00517 Minor-Sidewalk Waiver 05DRB-00518 Minor-Temp Defer SDWK

MARK GOODWIN & ASSOCIATES, PA agent(s) for JTH, LLC request(s) the above action(s) for all or a portion of Lot(s) 5, JUAN TABO HILLS, UNIT 1, zoned R-D, located on JUAN TABO BLVD NE, between EUBANK BLVD SE and FOUR HILLS RD SE containing approximately 102 acre(s). [Deferred from 4/20/05 & 5/18/05] (M-21/M-22) WITH THE SIGNING OF THE INFRASTRUCTURE LIST DATED 5/25/05 AND APPROVAL OF THE GRADING PLAN THE 5/12/05 DATED STAMP **ENGINEER** WAS APPROVED WITH PLAT FINAL PLAT: A REPLAT TRACT 1 SHALL BE DONE GRANTING THE NECESSARY EASEMENTS AND RIGHTS-OF-WAY. THE VACATION WAS APPROVED AS SHOWN ON EXHIBIT B IN THE PLANNING FILE. A SUBDIVISION DESIGN VARIANCE FROM MINIMUM DPM DESIGN STANDARDS WAS APPROVED AS INDICATED ON EXHIBIT C IN THE PLANNING FILE. A SIDEWALK VARIANCE FOR WAIVER OF SIDEWALKS WAS APPROVED AS SHOWN ON EXHIBIT C IN THE PLANNING FILE. TEMPORARY DEFERRAL OF CONSTRUCTION OF SIDEWALKS ON THE INTERIOR STREETS WAS APPROVED AS SHOWN ON EXHIBIT C IN THE PLANNING FILE.

05DRB-00781 Minor-SiteDev Plan Subd

MARK GOODWIN & ASSOCIATES PA agent(s) for JTH LLC request(s) the above action(s) for all or a portion of Tract(s) 5, JUAN TABO HILLS, zoned RD, located on JUAN TABO BLVD NE, between EUBANK BLVD SE and FOUR HILLS RD SE containing approximately 102 acre(s). [Deferred from 5/18/05](M-21) SITE PLAN FOR SUBDIVISION WAS APPROVED WITH FINAL SIGN OFF DELEGATED TO PLANNING FOR DESIGN REQUIREMENTS ON THE PLAN.

SITE DEVELOPMENT PLANS (EPC FINAL SIGN-OFF) AMENDED PLANS AND MASTER DEVELOPMENT PLANS (CITY COUNCIL FINAL SIGN-OFF)

NOTE: IF THE APPLICANT/AGENT IS NOT PRESENT WHEN THEIR REQUEST IS CALLED, THEN THE REQUEST MAY BE INDEFINITELY DEFERRED ON A NO SHOW.

7. Project # 1001740 05DRB-00823 Minor-SiteDev Plan BldPermit/EPC CONTROLLED AIR INCORPORATED agent(s) for SUJEY THAKUR request(s) the above action(s) for all or a portion of Lot(s) A, Block(s) 31-B, BRENTWOOD HILLS, zoned SU-1 FOR C-1, R-1 USES, located on CANDELARIA RD NE, between CHELWOOD BLVD NE and containing approximately 3 acre(s). [REF: 04EPC-01838] [David Stallworth, EPC Case Planner] (H-22) SITE PLAN FOR BUILDING PERMIT WAS APPROVED WITH FINAL SIGN OFF DELEGATED TO UTILITIES DEVELOPMENT FOR A REVISED UTILITY PLAN AND TO PLANNING FOR EPC CASE PLANNERS COMMENTS AND 3 COPIES OF THE SITE PLAN.

MINOR PLATS, FINAL (MAJOR) PLATS, AMENDED PLATS AND PLANS

8. Project # 1003369
05DRB-00826 Minor-Extension of Preliminary Plat

ADIL RIZVI request(s) the above action(s) for all or a portion of Lot(s) 6 & 7, Block(s) 16, Tract(s) 3, VINTER COURT SUBDIVISION, UNIT 3, zoned R-D, located on WILSHIRE NE, between VENTURA NE and CORONA NE containing approximately 2 acre(s). [REF: 04DRB00511, 04DRB00513, 04DRB00519, 04DRB00514] (C-20) A ONE-YEAR EXTENSION OF THE PRELIMINARY PLAT WAS APPROVED.

9. Project # 1003087 05DRB-00828 Major-Final Plat Approval PRECISION SURVEYS INC agent(s) for WESTLAND DEVELOPMENT CO INC request(s) the above action(s) for all or a portion of Tract(s) A, WESTLAND NORTH (to be known as **WATERSHED SUBDIVISION**) zoned SU-2, located on ARROYO VISTA BLVD NW and TIERRA PENTADA ST NW and containing approximately 531 acre(s). (J-7, J-8, H-7,

H-8 & H-9) FINAL PLAT WAS APPROVED WITH FINAL SIGN OFF DELEGATED TO UTILITIES DEVELOPMENT FOR RESTRICTIVE EASEMENT LANGUAGE ADDED TO SHEET 11 FOR LOTS 27 AND 28 AND TO PLANNING FOR AMAFCA'S SIGNATURE AND BULK LAND PLAT VARIANCE LANGUAGE AND AGIS DXF FILE.

10. Project # 1000464 05DRB-00820 Major-Final Plat Approval TIERRA WEST LLC agent(s) for WAL-MART STORES EAST LP request(s) the above action(s) for all or a portion of Tract(s) H-6A1A-1 & H-6A1A-2, RIVERVIEW PARCELS, zoned SU-1 IP USES W/EXCEPTIONS, located on GOLF COURSE RD NW, between PASEO DEL NORTE NW and SHELLEY ROSE DR NW containing approximately 7 acre(s). [REF: 04DRB01729] (C-12) FINAL PLAT WAS APPROVED WITH FINAL SIGN OFF DELEGATED TO CITY ENGINEER FOR QUIT-CLAIM AMAFCA EASEMENT REFERENCED ON THE PLAT AND AMAFCA'S SIGNATURE AND TO PLANNING FOR A COPY OF THE AA APPROVAL LETTER.

11. Project # 1002397 05DRB-00821 Minor-Prelim&Final Plat Approval

TIERRA WEST LLC agent(s) for JIM W SHULL & CHRISTEN SHULL request(s) the above action(s) for all or a portion of Lot(s) 5-A & 6-A, BOSQUE PLAZA, zoned C-1 (S-C), located on COORS BLVD NW, between LA ORILLA RD NW and RIVERSIDE PLAZA LN NW containing approximately 2 acre(s). [REF: 04DRB01784] (E-12) PRELIMINARY AND FINAL PLAT APPROVED AND SIGNED OFF BY THE BOARD.

12. Project # 1003672
05DRB-00704 Minor-Prelim&Final Plat
Approval
05DRB-00705 Minor-Temp Defer
SDWK

RIO GRANDE ENGINEERING agent(s) for ERIMY PROPERTIES LTD request(s) the above action(s) for all or a portion of Lot(s) 6 & 7, Block(s) 3, Tract(s) 3, NORTH ALBUQUERQUE ACRES, UNIT 3, (to be known as **ESTRADA COURT**) zoned R-D residential and related uses zone, developing area, located on OAKLAND AVE NE, between VENTURA BLVD NE and BARSTOW BLVD NE containing approximately 3 acre(s). [REF: 04DRB01423] (Deferred from 5/4/05 & 5/18/05 & 5/25/05) (C-20) **DEFERRED AT THE AGENT'S REQUEST TO 6/8/05.**

13. Project # 1003738 05DRB-00824 Minor-Prelim&Final Plat Approval SURVEYS SOUTHWEST LTD agent(s) for TOM WELCH request(s) the above action(s) for all or a portion of Tract(s) A, Block(s) 13, TIJERAS PLACE ADDITION, zoned C-1 & O-1, located on SAN MATEO BLVD NE, between COPPER AVE NE and ORTIZ DR NE containing approximately 1 acre(s). [REF: 04ZHE01621] (K-18) PRELIMINARY PLAT WAS APPROVED WITH FINAL SIGN OFF DELEGATED TO TRANSPORTATION DEVELOPMENT FOR A 4 FOOT RIGHT-OF-WAY EASEMENT ALONG TRACT A-1.

14. Project # 1004145 05DRB-00825 Minor-Prelim&Final Plat Approval SURVEYS SOUTHWEST LTD agent(s) for JUNCTION PARTNER II, JIM PERNER request(s) the above action(s) for all or a portion of Lot(s) 19-A-1-B, MONTGOMERY BUSINESS PARK, zoned SU-1 PRD, located on LAGRIMA DE ORO NE, between MONTGOMERY BLVD NE and MONTGOMERY PARKWAY LOOP NE containing approximately 2 acre(s). [REF: V-86-102, Z-87-107, Z-78-69-12, DRB-97-410, 05AA00679] (F-21) PRELIMINARY PLAT WAS APPROVED WITH FINAL SIGN OFF DELEGATED TO UTILITIES DEVELOPMENT TO APPLY FOR A NEW WATER/SEWER ACCOUNT

FOR LOTS AND GET TAPPING PERMITS, RECOMMEND CHANGING ADDRESS ALSO.

15. Project # 1004183
05DRB-00809 Minor-Prelim&Final Plat
Approval

SURVEYS SOUTHWEST LTD agent(s) for LAURIE HICKS request(s) the above action(s) for all or a portion of Lot(s) B, Block(s) 7, PERFECTO, MARIANO & JESUS ARMIJO ADDITION, zoned SU-2, located on 8TH STREET NW and MARQUETTE AVE NW and containing approximately 1 acre(s). [REF: ZA-85-456] [Deferred from 5/25/05] (J-14) DEFERRED AT THE AGENT'S REQUEST TO 6/1/05.

16. Project # 1001763
04DRB-01136 Minor- Final Plat
Approval

SURVEYS SOUTHWEST LTD agent(s) for J. HOWARD MOCK, LAVA PARTNERS request(s) the above action(s) for all or a portion of Tract(s) C-1, **ALBUQUERQUE WEST**, zoned SU-1 FOR C-1 PERMISSIVE USES, located on 57TH ST NW, between QUAIL RD NW and OURAY RD NW containing approximately 2 acre(s). [REF:DRB-96-279, 02DRB00308, 309, 02DRB00856] (Indef. Deferred from 7/28/04 & Final plat indef deferred 1/19/05 for the SIA) (H-11) FINAL PLAT WAS APPROVED WITH FINAL SIGN OFF DELEGATED TO UTILITIES DEVELOPMENT FOR OFFSITE SEWER EASEMENT.

17. Project # 1003759
05DRB-00294 Minor-Prelim&Final Plat
Approval

SURVEYS SOUTHWEST LTD agent(s) for KEN BALIZER request(s) the above action(s) for all or a portion of Tract(s) 173A and 174, MRGCD MAP 31, (to be known as LANDS OF KEN BALIZER, zoned

RA-2, located on ARCADIAN TR NW, between CALLE LOS VECINOS NW and SAN ISIDRO ST NW containing approximately 1 acre(s). [REF: 04DRB01702] (Preliminary & Final Indef Deferred 2/23/05) (G-13) INDEFINITELY DEFERRED AT THE AGENT'S REQUEST.

18. Project # 1002758

O5DRB-00816 Minor-Prelim&Final Plat
Approval

WILKS CO agent(s) for NEW MEXICO KWIK LUBE LLC request(s) the above action(s) for all or a portion of Tract(s) 40, Block(s) 6, CASA GRANDE ESTATES, UNIT 1, zoned C-1, located on CANDELARIA RD NE, between TRAMWAY NE and CHELWOOD NE containing approximately 1 acre(s). [REF: DRB-97-146, 03ZHE01015, 03BOA01694, 03BOA02119] (H-23) PRELIMINARY PLAT WAS APPROVED WITH FINAL SIGN OFF DELEGATED TO UTILITIES DEVELOPMENT TO ADJACENT OFFSITE EASEMENT ALONG WEST PROPERTY LINE FOR EXISTING WATERLINE 24 FEET WIDE ACCESS EASEMENT "PRIVATE" NOT "PUBLIC" FOR NEED SERVICES. WATER/SEWER BENEFICIARIES AND MAINTENANCE NOTE AND **FOR** DEVELOPMENT TRANSPORTATION MAINTENANCE AND BENEFICIARY NOTE FOR EASEMENT, DISTANCE FROM FACE OF CURB TO PROPERTY LINE WIDTH AND LOCATION OF SIDEWALK.

19. Project # 1004185 05DRB-00817 Minor-Prelim&Final Plat Approval WILKS CO agent(s) for UNITED SOUTH BROADWAY CORPORATION, request(s) the above action(s) for all or a portion of Lot(s) 5 & 6, Block(s) 37, **EASTERN ADDITION**, zoned SU-2 NCR, located on EDITH BLVD SE, between AVENIDA CESAR CHAVEZ SE and TRUMBULL AVE SE containing approximately 1 acre(s). (L-14) **PRELIMINARY AND**

FINAL PLAT APPROVED AND SIGNED OFF BY THE BOARD.

WILKS CO agent(s) for PAT ARAGON request(s) the above action(s) for all or a portion of Lot(s) 1-2, Block(s) 7, JOHN BARON BURG PARK, zoned R-1, located on 20TH STREET NW, between ASPEN AVE NW and I-40 containing approximately 1 acre(s). (H-13) PRELIMINARY AND FINAL PLAT APPROVED AND SIGNED OFF BY THE BOARD.

NO ACTION IS TAKEN ON THESE CASES: APPLICANT - AGENT IS REQUIRED TO BE AT THE MEETING

THERE ARE NO SKETCH PLATS THIS WEEK...

21. Approval of the Development Review Board Minutes for May 11, 2005. DRB MINUTES FOR MAY 11, 2005 WERE APPROVED BY THE BOARD.

ADJOURNED: 11:30 A.M.

DEVELOPMENT REVIEW BOARD TRANSPORTATION DEVELOPMENT Standard Comment Sheet

DRB-1004186	Item No. 20	Zone Atlas	H-13
DATE ON AGENDA 5-25-0	5		
INFRASTRUCTURE REQUIR	ED (X) YES () NO)	
CROSS REFERENCE:			
<u></u>			
TYPE OF APPROVAL REQU	ESTED:		
()SKETCH PLAT (X)PRE	LIMINARY PLAT (X) FINAL PLAT	
()SITE PLAN REVIEW A			UBDIVISION
()SITE PLAN FOR BUIL:			
<u>No</u>	Comment		

- 1) More information is needed regarding the cul-de-sac. What is the radius?
- 2) Dedication of r/w or a public roadway easement may be needed. In addition, describe the improvements that exist.

If you have any questions or comments please call Wilfred Gallegos at 924-3991. Meeting notes:



SHAPIRO & MEINHOLD, LLP

ATTORNEYS AT LAW

Gerald M. Shapiro Liceraed in Illinois & Floride only David S. Kreisman Licensed in Illinois only Don H. Meinhold Licensed in Colorado only Sharon Hankia Licensed in New Mendoo & California only Mark 5. Middlemas Licensed in Utah only Kelly J. McMullen Licersari in Texas, New Mexico, & Colorado only

November 14, 2006

VIA CERTIFIED AND REGULAR MAIL
Ms. Debbie A. Padilla
2315 Malpais Rd. SW
Albuquerque, NM 87105

Case # 1004186

Pat and Theresa Aragon 1029 20th Street NW Albuquerque, NM 87104

Re: Wells Fargo Home Mortgage, Inc. vs. Samuel Armijo; Farmers Insurance Company of Arizona; Dolores Padilla; Ray Padilla; State Farm Mutual Automobile Insurance Company; The Unknown Spouse of Debbie A. Padilla aka Debbie Silva, if any; Debbie A. Padilla aka Debbie Silva

Case No. CV 2003 04591

Our File: 03-0916/Padilla, Debbie A.

Dear Ms. Padilla and Mr. and Mrs. Aragon:

I am an attorney with the law firm that represented Wells Fargo in relation to the above foreclosure matter. I have been advised by my client that as part of their attempt to sell the property to a third party following the foreclosure it was discovered that in the midst of the foreclosure case Ms. Padilla and her neighbors, the Aragons, recorded a replat of the property and exchanged quit claim deeds to conform with the replat.

The replat was started in November of 2003 and submitted to the City of Albuquerque in June of 2004. It was filed of record with the County Clerk in June of 2005. I enclose a copy of the replat for your reference. The replat and the quitclaim deeds were done after my client recorded its Notice of Lis Pendens ("NLP") associated with the foreclosure case. I enclose a copy of the NLP also for your reference. Under New Mexico law, the replat and the deeds are of no legal effect as the NLP put everyone on notice that the foreclosure case affected the title to the property and the property could not be altered or conveyed in violation of the NLP. Neither Ms. Padilla nor the Aragons ever advised Wells Fargo of your intent to replat the property as you were required to do since the matter necessarily affects the title the property.

I contacted the Assistant City Attorney for the City of Albuquerque that represents the Development Review Board ("DRB"), Kevin Curran, regarding this situation. The DRB

Re



SHAPIRO & MEININOLD, LIP

* 7 MATE

November 1d. 2006

VIA CLICITED AND RELILIAK WAII

Ms. Debbie A Padilla BIS Valpais Ed. SW Albanication, and 87105.

Pat and Theresa Aragon 102920" Street N.W Albuquerque, NM 87104

Wells Fargo Home Me Company of Arizonaes Automobile laspeance aka Debbie Silva, y ang Case No. CV 2003 0459 Our File 03 0916/Padil

STATE OF STATES

1013 L. Fadilla

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MR JASH MINISTER

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Mark 5 Authorities

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Dear Ma. Padilla and Mr. and Mrs. Turnin

lam en evidency with the law firm that represented Wells Fargo in relation to the above forer losure mutter. I have been relvised by my elient that as part of their attempt to sell the property to a third party following the toreclosure it was discovered that make midst of the forcelesur, cale his l'adilla and her neighbors, the Aragons, recorded a replat of the property and excitanced quit claim deeds to conform with the replat.

The replat was started in Movamber of 2003 and automitted to the City of Albuquerque in lune of 2004. It was filed of second with the County Clerk in hope of 2005. I enclose a copy of the replactor your reference. The replat and the quitclaim deeds were done after my client recorded its Notice of I is Pendens ("M.P", associated with the foreclosure case I are now a capy of the MLP also for your retenence. Under new Mexico law, the replat and the decids at of no legal effect as the NLP put everyone on notice that the for, losure case affected the title to the property and the property sould not be altered or conveyed in violation of the MIF. Neither Ms. Padilla nor the Aragons ever advised Wells harke of your intent to replat the property as rou were required to do since the runtter necessarily street, the title the proporty,

Lawred the Assistant City Island, for it it of Albuque que that represent the He All Principles of the College Differed "ART" by the volume of the state

was not advised by the surveyor of my client's recorded NLP as it should have been when this replat was submitted for approval. Since the replat was done in violation of Wells Fargo's NLP, the City is willing to rescind the replat if Ms. Padilla and the Aragons will sign a letter asking them to do so. Kevin Curran, can talk to you about this in more detail. His phone number is 924-3995. Please refer to City project number 1004186 when you call him.

If you do not contact the City and sign a letter requesting that the replat be rescinded within fifteen days from the date of this letter, or by November 28, 2006, my client will be forced to file a quiet title action against Ms. Padilla, the Aragons and the City in District Court to restore its property and the Aragons' property to the condition they were in when the foreclosure commenced. This replat has made it impossible for my client to convey marketable title to the prospective third party purchaser following the foreclosure and therefore my client is incurring damages the longer it takes to have this replat rescinded.

Please contact me if you have any questions.

5057642022

Sincerely yours,

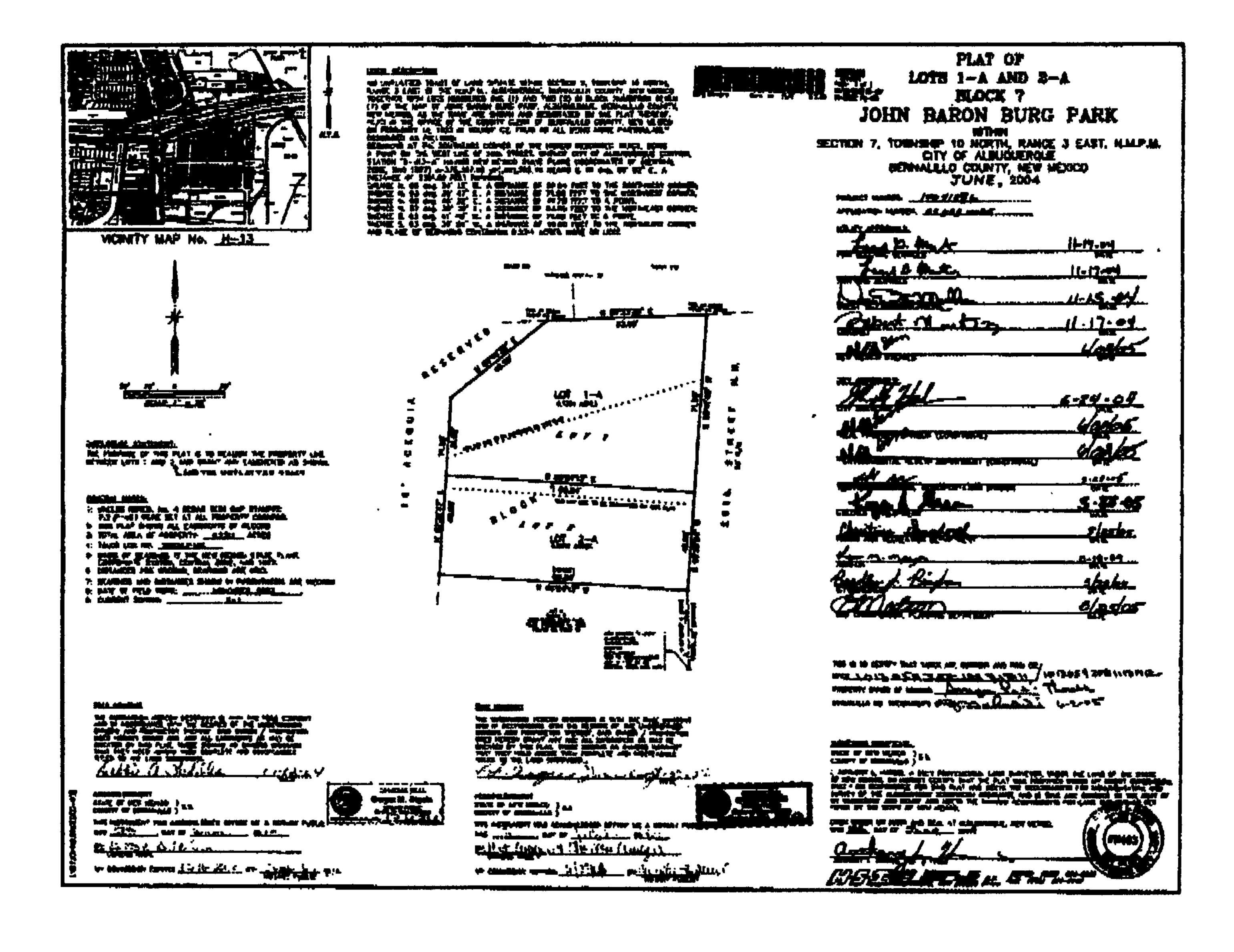
SHAPIRO & MEINHOLD, L.L.P.

Karen Howden Weaver

Attorney

Enclosures

PAGE 04



STATE OF NEW MEXICO COUNTY OF BERNALILLO SECOND JUDICIAL DISTRICT

NO. (1) 2003 04591

WELLS FARGO HOME MORTGAGE, INC.,

5057642022

Plaintiff.

DEBBIE A. PADILLA AKA DEBBIE SILVA; STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY; RAY PADILLA; DOLORES PADILLA; FARMERS INSURANCE COMPANY OF ARIZONA; SAMUEL ARMUO; THE UNKNOWN SPOUSE OF DEBBIE A. PADILLA AKA DEBBIE SILVA, IF ANY,

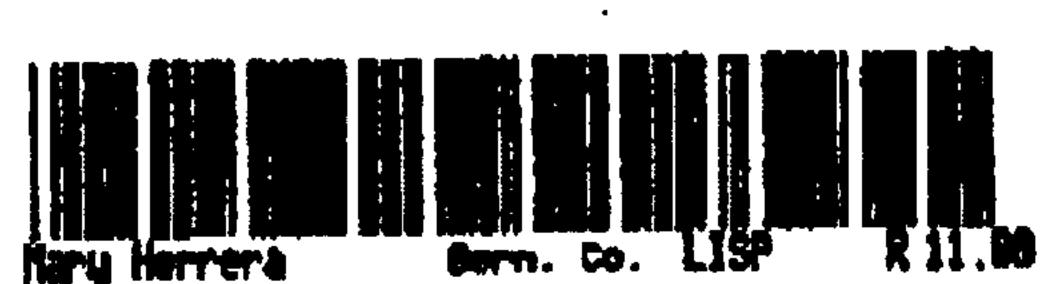
Defendants.

NOTICE OF LIS PENDENS

TO WHOM IT MAY CONCERN:

NOTICE is hereby given that Wells Fargo Home Mortgage, Inc. has filed, on in the District Court of Bernalillo County, New Mexico, an action against the above-named Defendant(s), the object of which action is to foreclose a certain Mortgage from Debbie A. Padilla as mortgagors and recorded on July 11, 2001, in Book A21 at Page 8278, of the records of Bernalillo County, New Mexico. The action is pending and undetermined. The property affected and concerned in said action is simply described by its location at 1031 20TH STREET NW, ALBUQUERQUE, NM 87104, and is more particularly described as:

LOT NUMBERED ONE (1) IN BLOCK NUMBERED SEVEN (7), OF JOHN BARON BURG PARK, AS THE SAME IS SHOWN AND DESIGNATED ON THE PLAT, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO, ON FEBRUARY 14, 1923, IN PLAT BOOK C2, FOLIO 48.



87/18/2663 68:57A Bk-859 Pg-8719

Respectfully Submitted, SHAPIRO & MEINHOLD, LLP

By:

ron Hanida, NM Bar #8112

Kelly J. McMullen

13725 Struthers Road, Suite 201 Colorado Springs, CO 80921 800/286-0013; 719/634-4868

Attorney for Plaintiff
*Admitted to practice in the courts of

New Mexico on May 2, 2003

STATE OF COLORADO \$8. COUNTY OF EL PASO

> SWORN AND SUBSCRIBED to before me on the 184 day of Mille

<u>, 20ฏ3</u>..

NOTARY PUBLIC

PUBLIC: My commission expires: 12/29/06

03-0916/PADILLA, DEBBIE A.



Albuquerque Public Schools K-8 Dual Language Fine Hrts Heademy Longfellow Elementary & Washington Middle Schools

1101 Park Ave. SW Albuquerque, New Mexico 87102 Phone: 505-764-2000

Phone: 505-764-2000 Fax: 505-764-2022

El poder de dos idiomas! Total pages, including cover: The Power of Two Languages! Fac Cover Cheet Sond to: Kevin Curan Debbie Padilla From: Office location: Attention: WMS Office Date: location: Fax Phone 764-2000 number: number:

Comments:

City project # 1004186

Please Call when recieved

Thanks you.

764.2000

ext. D

A City of lbuquerque



Cunniama	ental form		Supplemental form
SUBDIVISION	entai loitti S	ZONING & PLANNIN	* *
Major Subdivision action	•	Annexation	
Minor Subdivision action			inty Submittal
Vacation	V		C Submittal
Variance (Non-Zoning)		***************************************	Amendment (Establish or Change
		Zoning)	/
SITE DEVELOPMENT PLAN	P	······································	(Phase I, II, III)
for Subdivision Purposes			t to Sector, Area, Facility or
for Building Permit		Comprehen	
iP Master Development Plan		rext Amend	dment (Zoning Code/Sub Regs)
Cen. of Appropriateness (LU	ICC) L	APPEAL / PROTEST	of A
			DRB, EPC, LUCC,
		-	rector or Staff, ZHE,
			rd of Appeals
PRINT OR TYPE IN BLACK INK ONLY. The	applicant or age	ent must submit the comp	leted emplication in person to the
lanning Department Development Services Co			
me of application. Refer to supplemental form		•	or res. I ded frigge be pare at the
PPLICANT INFORMATION:			m.c. p. 90m
NAME: Pat AV250H		PHC	NE: 842-5987
ADDRESS: 1029 20th 5+	NIG	FAX	· · · · · · · · · · · · · · · · · · ·
CITY: Albegaryone	STATE MM	ZIP 87/04 E-M	AIL:
Proprietary interest in site: Owner			
	, , , , , , , , , , , , , , , , , , , 	Fig. 16	NE: 888-3066
AGENT (if any): Wilks Co.		PHU	JNE: OCO JOEG
ADDRESS: P.O. Box 10097		FAX	·
CITY. Albuman	STATE MIM	710 87184 F.M	ΔII ·
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ESCRIPTION OF REQUEST: - FEFT 15 1/4 37	/-1 M2(70 realign /0	+ line between
Lots 1-A, 2-A and unp	latted trets	{	
			1-1-
Is the applicant seeking incentives pursuant to the F			
ITE INFORMATION: ACCURACY OF THE LEGAL DE			E SHEET IF NECESSARY.
Lot or Tract No. Lot 1 2nd 22 Lung	slatted tra.	Block:	7 Unit:
-T 1 2 2 4	2-1		
Subdiv. / Addn. John Bary F		<i>9</i>	, , , , , , , , , , , , , , , , , ,
Current Zoning: R-1	Pr	oposed zoning: K-L	
Zone Atlas page(s): H 13		o. of existing lots:	No. of proposed lots:
		gs per gross acre:	dwellings per net acre:
Within city limits? Yes. No, but site is within	5 miles of the city III	mits.) With	in 1000FT of a landfill?
UPC No. 101305920710931711/1	01305920	8/113/7/2 MR	GCD Map No
UPC NO. TOUS OF THE TOURS	1000	15 (4 3 4 7 A M	· · · · · · · · · · · · · · · · · · ·
LOCATION OF PROPERTY BY STREETS: On or N	lear:	4 1031 00-	27 / W
Between: ASPEN AVE NW		I-40	
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ASE HISTORY: List any current or prior case number that may be re	Headliff to Joni abbid	zacii (i ioj., rep., bito , rot., e	
	<u></u>		
Check-off if project was previously reviewed by Sket	ich Clatifian II, or f	ro-application Review Team 🗆	Date of review:
IGNATURE Jam Wilke			DATE 5/16/05
1.1.11	Cs (o.)		Applicant Agen
(Print)			
OR OFFICIAL USE ONLY	 	•	Form revised 9/01, 3/03, 7/03
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		01815 77	"F \$23) \$755,00
All checklists are complete	<u>~~\</u>		
All fees have been collected			
All case #s are assigned			
AGIS copy has been sent			<u> </u>
Case history #s are listed			<u> </u>
Site is within 1000ft of a landfill		- 25.05	Total ()
VF.H.D.P. fee rebate Heal	ring date	-X5.05	\$
W/F.H.U.P. 198 repair // /	7/		
	15 1/6 Ki	Decided 4 / /) /	コレナノズム

WILKS COMPANY P.O. BOX 10097 ALBUQUERQUE, NM 87184

Phone or FAX (505) 888 3066

May 16, 2005

TO: DEVELOPMENT REVIEW BOARD; CITY OF ALBUQUERQUE

REFERENCE: Plat of Lots 1-A and 2-A, Block 7, John Baron Burg Park

SUBJECT: Letter of plat request description.

The purpose of this plat request is to realign the property line between lots 1 and 2 and the unplatted tract and grant any easements as shown.

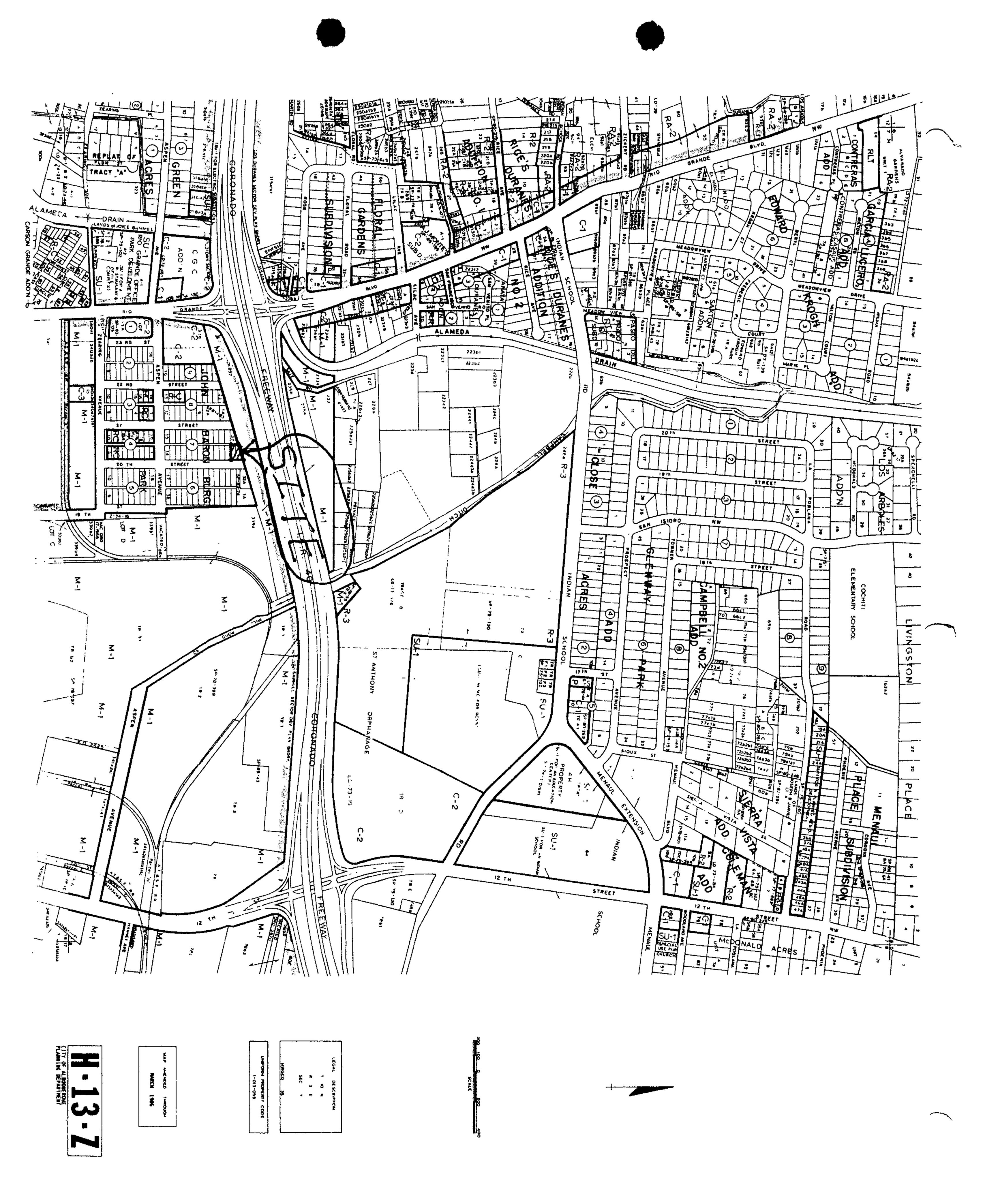
LETTER OF AUTHORIZATION

Subject Property: Lots 1-A 2nd 2-A, Block 7

John Baron Burg Park

Theream Magon

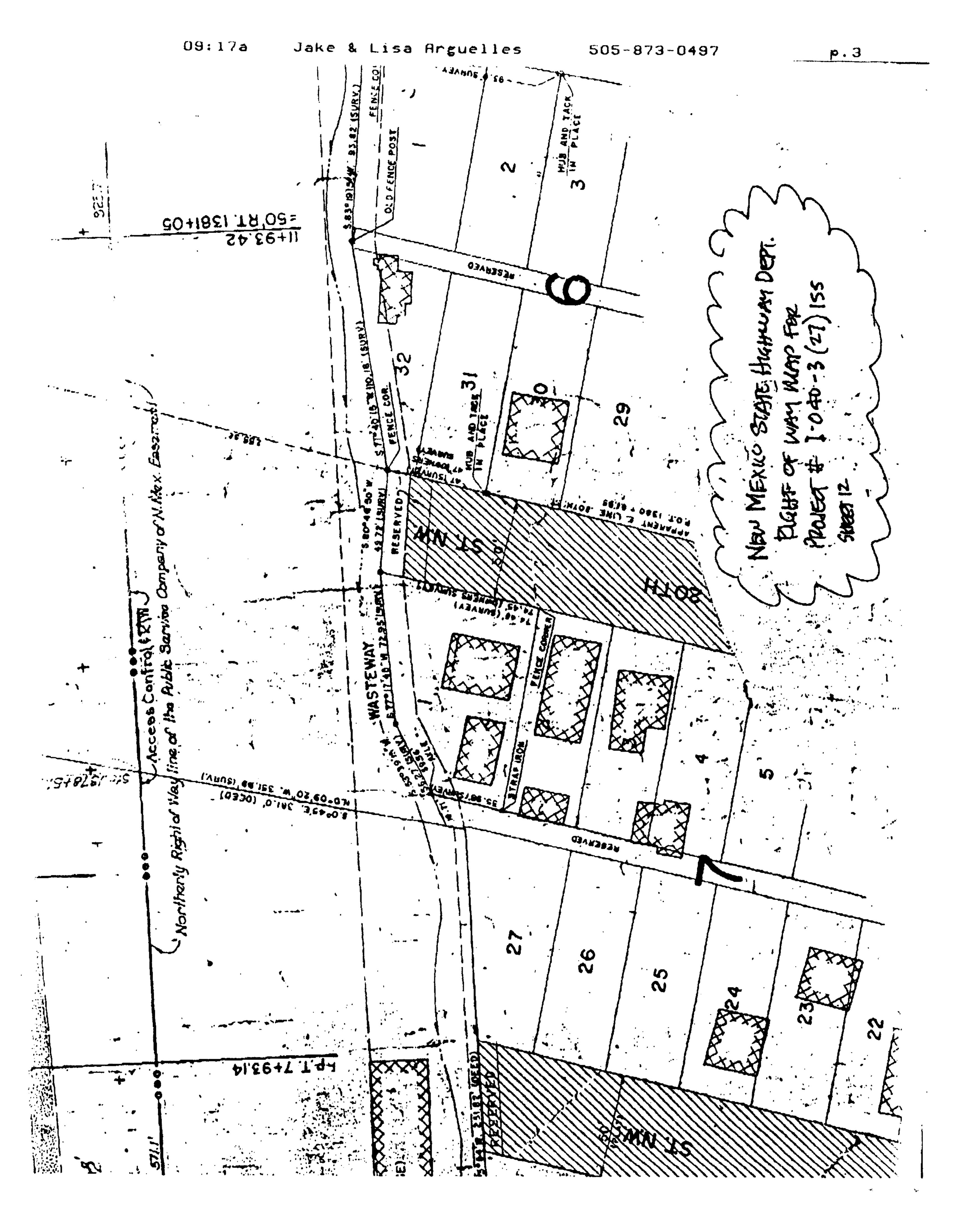
I, the, undersigned owner of subject property hereby designate WILKS COMPANY to be my authorized representative agent for the processing and recording of planning, zoning or appeals actions on this property.

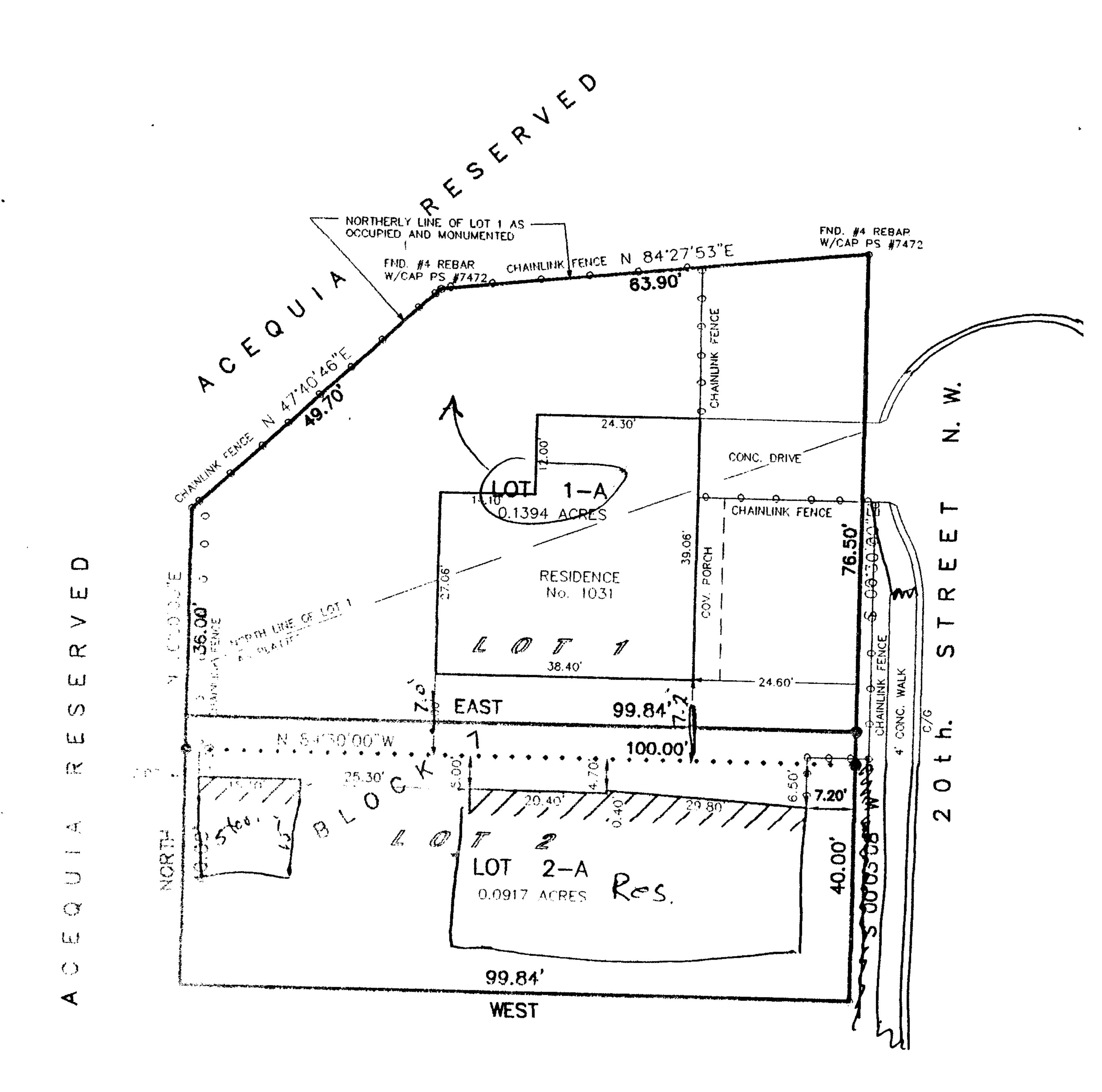


ONE STOP SHOP CITY OF ALBUQUERQUE PLANNING DEPARTMENT Development & Building Services

PAID RECEIPT

APPLICANT NAME	Pat Aragen.
AGENT	Wilks Co
ADDRESS	
PROJECT & APP #	1004186/05 DRB 00815
PROJECT NAME	John Baron Burg Park
	424000 Conflict Management Fee
s: <u>2.85.00</u> 441006/4	983000 DRB Actions
\$441006/4	971000 EPC/AA/LUCC Actions & All Appeals
\$441018/4	971000 Public Notification
()Maj ()Let ()Tra \$_305 TOTAL ***NOTE: If a subsequent	983000 DRAINAGE PLAN REVIEW OR TRAFFIC IMPACT STUDY*** jor/Minor Subdivision ()Site Development Plan ()Bldg Permit eter of Map Revision ()Conditional Letter of Map Revision affic Impact Study AMOUNT DUE at submittal is required, bring a copy of this paid receipt with you to avoid an
addi Charles Comment up to	THE LIGHT A STATE OF THE LIGHT AS THE LIGHT
PAY TO THE	MEXICO ATOMON SELECTION COURSES AND A Grand Junction Colorado 82-40/1021
Issued by Integrated Payment Sy	PURCHASER'S ADDRESS Stems Inc., Englewood, Colorado: DIC: ANNX LOC: ANNX
Sill Ball Company of the Company of	PURCHASER, BY SIGNING YOU AGREE? TO THE TERMS ON THE REVERSE SIDE TRANS# 0009 TRANS# 0110 TREEJA Trans Amt LOC: ANNX TRANS# 0009 TREEJA Trans Amt \$3,15.00
	J24 Misc Thank You \$20.00





BLOCK 7

BLOCK 7

JOHN BARON BURG PARK
FILED: FEBRUARY 14, 1923

VOLUME C2. FOLIO 48