

**AMENDMENT TO AGREEMENT TO
CONSTRUCT SUBDIVISION IMPROVEMENTS**

City Project # 747284

City Engineer's Signature Date: January 17, 2018

WHEREAS, the City and the Subdivider entered into an Agreement to Construct Public and/or Private Subdivision Improvements ("Original Agreement") on October 20, 2017, which was recorded on October 26, 2017, as Document No. 2017102754 in the records of the Bernalillo County Clerk, State of New Mexico, wherein the Subdivider agreed to satisfactorily construct certain infrastructure improvements.

WHEREAS, the Subdivider has requested to financially guarantee the construction of the public and/or private infrastructure; and

WHEREAS, the Subdivider is able to provide the required financial guaranty.

THEREFORE, the Subdivider and the City agree to amend the Original Agreement as follows:

1. Amending Section 6. Financial Guaranty, second paragraph, to read as follows:

To meet the Subdivision Ordinance requirements, the subdivider has acquired or is able to acquire the following "Financial Guaranty":

Type of Financial Guaranty: Subdivision Bond No. 0726150

Amount: \$1,414,931.96

Name of Financial Institution or Surety providing Guaranty: _____

International Fidelity Insurance Co.

Date City first able to call Guaranty (Construction Completion Deadline):

October 11, 2018

If Guaranty is a Letter of Credit or Loan Reserve, then last day City able to call Guaranty is: _____

Additional information: _____

2. Other Terms Unchanged: Except as amended herein, the terms and conditions of the Original Agreement will remain unchanged and will continue in full force and effect unless there is a conflict between the terms and conditions of this Amendment, and the terms and conditions of the Original Agreement, in which case the terms and conditions of the Amendment to the Original Agreement will control.

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01/23/2018 03:45 PM Page: 1 of 2
AMND R:\$25.00 Linda Stover, Bernalillo County



SUBDIVIDER: LGI Homes New Mexico, LLC

CITY OF ALBUQUERQUE:

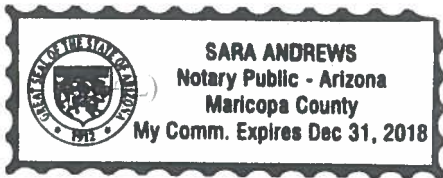
By [signature]: [Signature]
Name [print]: Price Nosky
Title: VP of Acquisitions & Development
Dated: 12/19/17

By: [Signature]
Shahab Biazar, P.E., City Engineer
Dated: 1/17/18

SUBDIVIDER'S NOTARY

STATE OF ARIZONA)
)ss
COUNTY OF MARICOPA)

This instrument was acknowledged before me on 15 day of December, 2017,
by Price Nosky, VP of Acquisitions & Development of LGI Homes New Mexico, LLC.



[Signature]
Notary Public

My Commission Expires: December 31, 2018

CITY'S NOTARY

STATE OF NEW MEXICO)
)ss
COUNTY OF BERNALILLO)

This instrument was acknowledged before me on 17th day of January, ~~2017~~ ²⁰¹⁸,
by Shahab Biazar, P.E., City Engineer of the City of Albuquerque, a municipal corporation, on
behalf of said corporation.



[Signature]
Notary Public

My Commission Expires: March 15, 2021