

ZONE ATLAS INDEX MAP No. R-16 NOT TO SCALE

SUBDIVISION DATA

- I. DRB No.
- 2. Zone Atlas Index No. R-16.
- 3. Zoning: PC. 3. Gross Subdivision Acreage: 6.2353 Acres.
- 4. Total number of tracts Created: Three (3) Tracts.
- No public street right-of-way is created.
- 6. Date of Survey: August, 2008.
- 7. Plat is located within Section 22, Township 9 North, Range 3 East, New Mexico Principal Meridian, Bernalillo County, New Mexico.

DISCLOSURE STATEMENT

The purpose of this Plat is to subdivide Tract Q of the Plat of Mesa Del Sol Innovation Park II, Albuquerque, New Mexico as the same is shown and designated on the plat thereof, filed in the Office of the County Clerk of Bernalillo County, New Mexico on August 7, 2008 in Book 2008C, page 175 as Document No. 2008089815 into three (3) tracts and to grant

PUBLIC UTILITY EASEMENTS

PUBLIC UTILITY EASEMENTS shown on this plat are for the common joint use of:

- A. PNM Electric Services for the installation, maintenance and service of underground electrical lines, transformers, and other equipment, provide electrical service.
- B. : NM GasComPayyfor installation, maintenance, and service of natural gas lines, valves and other equipment and facilities reasonably necessary to provide natural gas.
- C. QWEST for the 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.
- D. Comcast Cable for the installation, maintenance, and service of such lines, cable, and other related equipment and facilities reasonably necessary to provide Cable TV service.
- E: TW Telecom, Inc. for the installation, maintenance and service of all buried communication lines and other related equipment and facilities reasonably necessary to provide communication services and cable TV service including but not limited to above ground

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 with free access to, from, and over said easements, including sufficient working area space for electric transformers, with the right 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), not tub, concrete or wood pool decking, or other structure shall be erected or constructed on said easements, nor shall any well be drilled or operated thereon. Property owners shall be solely responsible for correcting any violations of National Electric Safety Code caused by construction of pools, decking, or any structures adjacent to or near easements shown on this plat.

Easements for electric transformers/switchgears, as installed shall extend ten feet (10) in front of transformer/switchgear doors and five feet (5) on each

DESCRIPTION

A certain tract of land situate within Section 22, Township 9 North, Range 3 East, New Mexico Principal Meridian, Bernalilio County, New Mexico, being and comprising all of Tract Q of the Bulk Land Plat for Mesa Del Sol Innovation Park II, Albuquerque, New Mexico as the same is shown and designated on the plat thereof, filed in the Office of the County Clerk of Bernalillo County, New Mexico on August 7, 2008 in Book 2008C, page 175 as Document No. 2008086915.

Tract contains 6.2353 acres, more or less.

NOTES

- Bearings are New Mexico State Plane Grid Bearings (Central Zone) NAD 1983 and the basis of bearings is the Bulk land Plat for Mesa Del Sol Innovation Park II, Albuquerque, New Mexico, filed on August 7, 2008 in Book 2008C, page 175 as Document No. 2008189615. 2. Record Bearings and distances are the same as shown on this plat and the same
- as shown on the Bulk Land Plat for Mesa Del Sol Innovation Park II, Albuquerque, New Mexico, filed on August 7, 2008 in Book 2008C, page 175 as Document No.
- 3. Basis of Bearings is between City of Albuquerque Control Stations *1-R16 and *3-Q16*. Bearing = N12*1506*E.
- 4. Distances are ground distances.
- 5. All easements are as shown on the Plat of record or made known to me by the owner,
- utility companies, or other interested parties.

 6. All interior tract corners are monumented by a #5 rebar and yellow plastic survey
- cap stamped "GROMATZKY PS 16469".
- 7. Pursuant to section 14-14-4-7 of the City of Albuquerque Code of Ordinances, "No property within the area of this Plat shall at anytime be subject to a deed restriction, covenant, or binding agreement prohibiting solar collectors from being installed on buildings or erected on the lots or percels within the area of proposed plat. The foregoing requirements shall be a condition to approval of this plat."

FREE CONSENT AND DEDICATION

The foregoing plat of that certain tract of land situate within 22, Township 9 North, Range 3 East, New Mexico Principal Meridian, Bernalillo County, New Mexico, being and comprising all of Tract Q of the Bulk Land Plat for Mesa Del Sol Innovation Park II, Albuquerque, New Mexico as the same is shown and designated on the plat thereof, filed in the Office of the County Clerk of Bernaillio County, New Mexico on August 7, 2008 in Book 2008C, page 175 as Document No. 2008089615 is with the free consent and in accordance with the desires of the undersigned owner(s) and/or proprietor(s) thereof. Said owner(s) and/or proprietor(s) do nereby grant: All Access, Utility and Drainage Easements shown hereon including the right to construct, operate, inspect, and maintain facilities therein; and all Public Utility Easements shown hereon for the common and joint use of Gas, Electrical Power, and Communication Services for buried distribution lines, conduits, and pipes for underground utilities where shown or indicated, including the right of ingress and egress for construction and maintenance, and the right to frim interfering trees and shrubs. The City has the right to enter upon the Grantees Property at any time and perform whatever inspection, tion, maintenance, repair, modification or removal ("Work") it deems appropriate without liability to the City. If the Work effects any improvements or Encroachments made by the Grantee, the City will not be financially or otherwise responsible for rebuilding or repairing of improvements or encreachments. If in the opinion of the City, the Work to be performed by the City could endanger the structural integrity or otherwise damage the improvements or encroachments, the Grantee shall, at its own expense, take whatever protective measures are required to safeguard the improvements or encroachments. Said owner warrants that he holds complete and indefeasible title in fee simple to the land subdivided. Said owner(s) and/or proprietor(s) affirm that th property described does lie within the platting jurisdiction of the City of Albuquerque and do hereby consent to all of the foregoing and do hereby certify that this subdivision is their free act and deed.

MESA DEL SOL, LLC, a New Mexico Limited Liability Company By: FC Covington Manager, LLC, a New Mexico Limited Liability Company, Member By: Forest City NM, LLC, a New Mexico Limited Liability Company, Member By: Forest City Commercial Group, Inc., an Ohio Corporation, Member

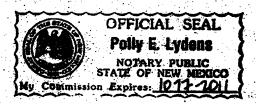
Harry Relkin, Vice President Forest City Commercial Group, Inc.

State of New Mexico)

County of Bernalillo)

This instrument was acknowledged before me on 21 day of 30100(1) 2009, by Harry Relikin, Vice President of Forest City Commercial Group, Inc., an Ohio Corporation, as Member of Forest City NM, LLC, a New Mexico Limited Liability Company, as Member of FC Covington Manager, LLC, a New Mexico Limited Liability Company, as Member of Mesa Del Sol, LLC, a New Mexico Limited Liability Company.

My Commission Expires: 1017/7011



SURVEYOR'S CERTIFICATION

is true and accurate to the best of my knowledge and belief.

Date: January 27, 2009

I, Robert Gromatzky, a registered Professional New Mexico Surveyor, certify that I am responsible for this survey and that this plat was prepared by me or under my supervision, shows all easements as shown on the plat of record, or made known to me by the owner, utility companies, or other interested parties and conforms to the Minimum Requirements of the Board of Registration for Professional Engineers and Professional Surveyors and meets the minimum requirements for

monumentation and surveys contained in the City of Albuquerque Subdivision Ordinance, and

PLAT OF

TRACTS Q-1, Q-2 & Q-3 **MESA DEL SOL INNOVATION PARK II**

(A REPLAT OF TRACT Q MESA DEL SOL INNOVATION PARK II)

ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO JANUARY, 2009

1005355

APPLICATION NUMBER 08 DRS - 7 0003

PLAT APPROVAL

2.17.09 -17-09

1-27-09 DATE 02-04-09 RTATION DIVISION 14109 2/4/09 DATE 3-17-09

03/17/2009 03:34 PM Page: 1 of 2 htyPLRT R:\$12.00 B: 2009C P: 0040 M. Toulous Olivere, Bernalillo Cou

TAX CERTIFICATION

THIS IS TO CERTIFY THAT TAXES ARE CURRENT AND PAID ON UPC #

101605125834146204

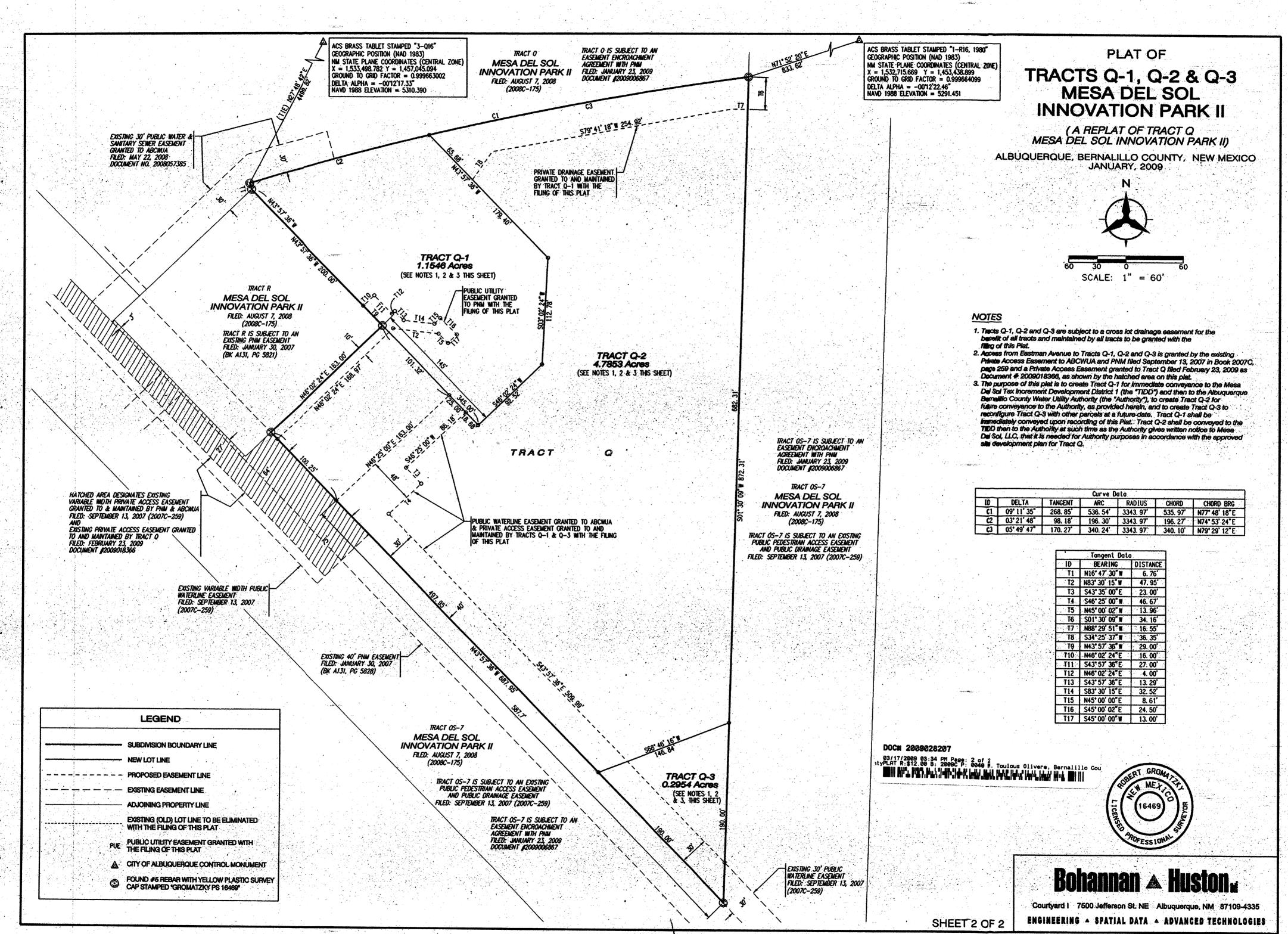
PROPERTY OWNER OF RECORD MESA Dal Sal LLC

BERNAULLO COUNTY TREASURERS OFFICE

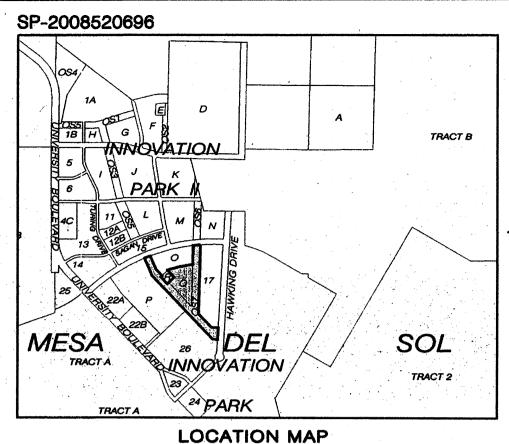
in approving this plat, PNM Electric Services and Gas Services PNM, did not conduct a Title Search of the properties shown hereon. Consequently, PNM does not waive nor release any easement or easement rights to which it may be entitled.

Bohannan A Huston₂

Courtyard I 7500 Jefferson St. NE Albuquerque, NM 87109-4335 ENGINEERING A SPATIAL DATA A ADVANCED TECHNOLOGIES



P:\090335\Survey\Water Tower Plat\Tract 0 replat\TractQreplat.dgn 13-MAR-2009 -07:40 mcale



ZONE ATLAS INDEX MAP No. R-16 NOT TO SCALE

SUBDIVISION DATA

- 1. DRB No.
- 2. Zone Atlas Index No. R-16.
- 3. Zoning: PC. 3. Gross Subdivision Acreage: 18.4444 Acres.
- 4. Total number of tracts Created: Three (3) Tracts.
- No public street right-of-way is created
- 6. Date of Survey: August, 2008.
- 7. Plat is located within Section 22, Township 9 North, Range 3 East, New Mexico Principal Meridian, Bernalillo County, New Mexico.

DISCLOSURE STATEMENT

The purpose of this Plat is to subdivide Tracts Q and OS-7 of the Plat of Mesa Del Sol Innovation Park II, Albuquerque, New Mexico as the same is shown and designated on the plat thereof, filed in the Office of the County Clerk of Bernalillo County, New Mexico on August 7, 2008 in Book 2008C, page 175 as Document No. 2008089615 Into three (3)

PUBLIC UTILITY EASEMENTS

PUBLIC UTILITY EASEMENTS shown on this plat are for the common joint use of:

- A. PNM Electric Services for the Installation, maintenance and service of underground electrical lines, transformers, and other equipment, provide electrical service.
- B. PNM Gas services for installation, maintenance, and service of natural gas lines, valves and other equipment and facilities easonably necessary to provide natural gas.
- C. QWEST for the 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.
- D. Comcast Cable for the installation, maintenance, and service of such lines, cable, and other related equipment and facilities reasonably necessary to provide Cable TV service.
- E. TW Telecom, Inc. for the installation, maintenance and service of all buried communication lines and other related equipment and facilities reasonably necessary to provide communication services and cable TV service including but not limited to above ground

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 with free access to, from, and over 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 shall any well be drilled or operated thereon. Property owners shall be solely responsible for correcting any violations of National Electric Safety Code caused by construction of pools, decking, or any structures adjacent to or near easements shown on this plat.

Easements for electric transformers/switchgears, as installed shall extend ten feet (10) in front of transformer/switchgear doors and five feet (5) on each

DESCRIPTION

A certain tract of land situate within Section 22, Township 9 North, Range 3 East, New Mexico Principal Meridian, Bernalillo County, New Mexico, being and comprising all of Tract Q and Tract OS-7 of the Bulkplat for Mesa Del Sol Innovation Park II, Albuquerque, New Mexico as the same is shown and designated on the plat thereof, filed in the Office of the County Clerk of Bernalillo County, New Mexico on August 7, 2008 in Book 2008C, page 175 as Document No. 2008086915 and being more particularly described by New Mexico State Plane Grid Bearings (NAD 83 Central Zone) and ground distances as

BEGINNING at the northeast corner of the tract herein described, identical to the northeast corner of said Tract OS-7 and also being a point on the southerly right-of-way of Eastman Avenue SE, WHENCE the City of Albuquerque survey monument "1-R16", a brass disc set in a concrete post, having New Mexico State Plane Grid Coordinates NAD83 (Central Zone) X = 1,532,715.669 and Y = 1,453,438.899, bears \$76°20'43'E a distance of 649 73 feet

THENCE leaving said southerly right-of-way of Eastman Avenue SE along the easterly boundary of the tract erein described, coincident with the easterly boundary of said Tract OS-7, the following three (3) courses;

S01°30'09"W a distance of 1436.74 feet; \$43°57'36"E a distance of 390.99 feet:

S86°42'58"E a distance of 141.28 feet to a point on the westerly right-of-way of Hawking Drive SE;

THENCE continuing along the easterly boundary of the tract herein described, coincident with said easterly boundary of Tract OS-7 and said westerly right-of-way of Hawking Drive SE, S03°17'02"W a distance of 242.46 feet to the southeast corner of the tract herein described, identical to the southeast corner of said Tract OS-7;

THENCE leaving said westerly right-of-way of Hawking Drive SE, along the southerly boundary of the tract herein described, coincident with the southerly boundary of said Tract OS-7, N86°42'58"W a distance of 100.00 feet to the southwest corner of the tract herein described, identical to the southwest corner of

THENCE along the westerly boundary of the tract herein described, coincident with the westerly boundary of said Tract OS-7, the following two (2) courses;

N43°57'36"W a distance of 1832.35 feet:

N22°43'50"W a distance of 394.00 feet to a point on curve at the northwest corner of the tract herein described, identical to the northwest corner of said Tract OS-7, also being a point on the southerly right-of-way of said Eastman Avenue SE:

THENCE along the northerly boundary of the tract herein described, coincident with the northerly boundary of said Tract OS-7 and said southerly right-of-way of Eastman Avenue SE, 124,92 feet along the arc of a non-tangent curve to the right having a radius of 3738.32 feet, a central angle of 1°54'52" and a chord bearing N68°13'36"E a distance of 124.91 feet to a point;

THENCE leaving said southerly right-of-way of Eastman Avenue SE and continuing along the northerly boundary of the tract herein described, coincident with said northerly boundary of Tract OS-7, the following five (5) courses;

S22°57'44"E a distance of 302.32 feet; \$43°57'36'E a distance of 185.91 feet: S46°02'24"W a distance of 37.00 feet; \$43°57'36'E a distance of 200.00 feet;

N46°02'24"E a distance of 200.00 feet to a point on the westerly boundary of said Tract Q;

THENCE leaving said northerly boundary of Tract OS-7 and continuing along the northerly boundary of the tract herein described, coincident with said westerly boundary of Tract Q, the following two (2) courses;

N43°57'36"W a distance of 200.00 feet:

N16°47'30"W a distance of 6.76 feet to a point on curve at the northwest corner of said Tract Q;

THENCE continuing along the northerly boundary of the tract herein described, coincident with the northerly boundary of said Tract Q, 536.54 feet along the arc of a non-tangent curve to the right having a radius of 3343.97 feet, a central angle of 9°11'35" and a chord bearing N77°48'18"E a distance of 535.97 feet to the northeast corner of said Tract Q, also being a point on the northerly boundary of said Tract OS-7;

THENCE leaving said northerly boundary of Tract Q and continuing along the northerly boundary of the tract herein described, coincident with said northerly boundary of Tract OS-7, NO1°30'09"E a distance of 398.48 feet to a point on curve on the southerly right-of-way of said Eastman Avenue SE;

THENCE continuing along the northerly boundary of the tract herein described, coincident with said northerly boundary of Tract OS-7 and said southerly right-of-way of Eastman Avenue SE, 151.13 feet along the arc of a non-tangent curve to the right having a radius of 3738.32 feet, a central angle of 2°18'59" and a chord bearing N84°31'32"E a distance of 151.12 feet to the POINT OF BEGINNING.

Tract contains 18.4444 acres, more or less.

NOTES

- i. Bearings are New Mexico State Plane Grid Bearings (Central Zone) NAD 1983 and the basis of bearings is the Bulk land Plat for Mesa Del Sol Innovation Park II, Albuquerque, New Mexico, filed on August 7, 2008 in Book 2008C, page 175 as Document No. 2008189615.
- 2. Record Bearings and distances are the same as shown on this plat and the same as shown on the Bulk Land Plat for Mesa Del Sol Innovation Park II, Albuquerque, New Mexico, filed on August 7, 2008 in Book 2008C, page 175 as Document No.
- 3. Basis of Bearings is between City of Albuquerque Control Stations *1-R16 and *3-Q16*. Bearing = N12*1506*E.
- 4. Distances are ground distances.
- 5. All easements of record are as shown on the Plat of record or made known to me by the owner, utility companies, or other interested parties.
- 6. All interior tract corners to be monumented by a #5 rebar and yellow plastic survey cap stamped "GROMATZKY PS 16469".
- 7. Pursuant to section 14-14-4-7 of the City of Albuquerque Code of Ordinances, "No property within the area of this Plat shall at anytime be subject to a deed restriction, covenant, or binding agreement prohibiting solar collectors from being installed on buildings or erected on the lots or parcels within the area of proposed plat. The foregoing requirements shall be a condition to approval of this plat."
- 8. Tract OS-7 is private open space, owned and maintained by Mesa Del Sol, LLC or its assignees and is subject to an existing public pedestrian access and public drainage easement filed: September 13, 2007 in Book 2007C, page 259.

FREE CONSENT AND DEDICATION

The foregoing plat of that certain tract of land situate within 22, Township 9 North, Range 3 East, New Mexico Principal Meridian, Bernalillo County, New Mexico, being and comprising all of Tracts Q and OS-7 of the Bulk Land Plat for Mesa Del Sol Innovation Park II, Albuquerque, New Mexico as the same is shown and designated on the plat thereof, filed in the Office of the County Clerk of Bernalillo County, New Mexico on August 7, 2008 in Book 2008C, page 175 as Document No. 2008089615 is with the free consent and in accordance with the desires of the undersigned owner(s) and/or proprietor(s) thereof. Said owner(s) and/or proprietor(s) do hereby grant: All Access, Utility and Drainage Easements shown hereon including the right to construct, operate, inspect, and maintain facilities therein; and all Public Utility Easements shown hereon for the common and joint use of Gas, Electrical Power, and Communication Services for buried distribution lines, conduits, and pipes for underground utilities where shown or indicated, including the right of ingress and egress for construction and maintenance, and the right to trim interfering trees and shrubs. The City has the right to enter upon the Grantees Property at any time and perform whatever inspection, installation, maintenance, repair, modification or removal ("Work") it deems appropriate without liability to the City. If the Work effects any improvements or encroachments made by the Grantee, the City will not be financially or otherwise responsible for rebuilding or repairing of improvements or encroachments, If in the opinion of the City, the Work to be performed by the City could endanger the structural integrity or otherwise damage the improvements or encroachments, the Grantee shall, at its own expense, take whatever protective measures are required to safeguard the improvements or encroachments. Said owner warrants that he holds complete and indefeasible title in fee simple to the land subdivided. Said owner(s) and/or proprietor(s) affirm that th property described does lie within the platting jurisdiction of the City of Albuquerque and do hereby consent to all of the foregoing and do hereby certify that this subdivision is their free act and deed.

MESA DEL SOL, LLC, a New Mexico Limited Liability Company By: FC Covington Manager, LLC, a New Mexico Limited Liability Company, Member By: Forest @ity NM, LLC, a New Mexico Limited Liability Company, Member rcial Group, Inc., an Ohio Corporation, Member County of Bernalillo)

This instrument was acknowledged before me on 30 day of DECENV2 by Harry Relkin, Vice President of Forest City Commercial Group, Inc., an Ohio Corporation, as Member of Forest City NM, LLC, a New Mexico Limited Liability Company, as Member of FC Covington Manager, LLC, a New Mexico Limited Liability Company, as Member of Mesa Del Sol, LLC, a New Mexico Limited Liability Company.

My Commission Expires: YDW 9/

PLAT OF

TRACTS Q-1, Q-2 & OS-7A MESA DEL SOL **INNOVATION PARK II**

(A REPLAT OF TRACT Q & TRACT OS-7 MESA DEL SOL INNOVATION PARK II)

ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO DECEMBER, 2008

ROJECT NUMBER	
PPLICATION NUMBER	
LAT APPROVAL	
ITILITY APPROVALS:	
WEST TELECOMMUNICATIONS	DATE
OMCAST CABLE	DATE
NM ELECTRIC SERVICES	DATE
NM GAS SERVICES	DATE
W TELECOM, INC.	DATE
ITY APPROVALS:	
ITY SURVEYOR	DATE
RAFFIC ENGINEERING, TRANSPORTATION DIVISION	DATE
LBUQUERQUE BERNALILLO COUNTY ATER UTILITY AUTHORITY	DATE
ARKS & RECREATION DEPARTMENT	DATE
M.A.F.C.A.	DATE
ITY ENGINEER	DATE
RB CHAIRPERSON, PLANNING DEPARTMENT	DATE
EAL PROPERTY DIVISION	DATE

TAX CERTIFICATION

THIS IS TO CERTIFY THAT TAXES ARE CURRENT AND PAID ON UPC #

PROPERTY OWNER OF RECORD

BERNALILLO COUNTY TREASURER'S OFFICE

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 to which it may be entitled.

Bohannan A Huston₂

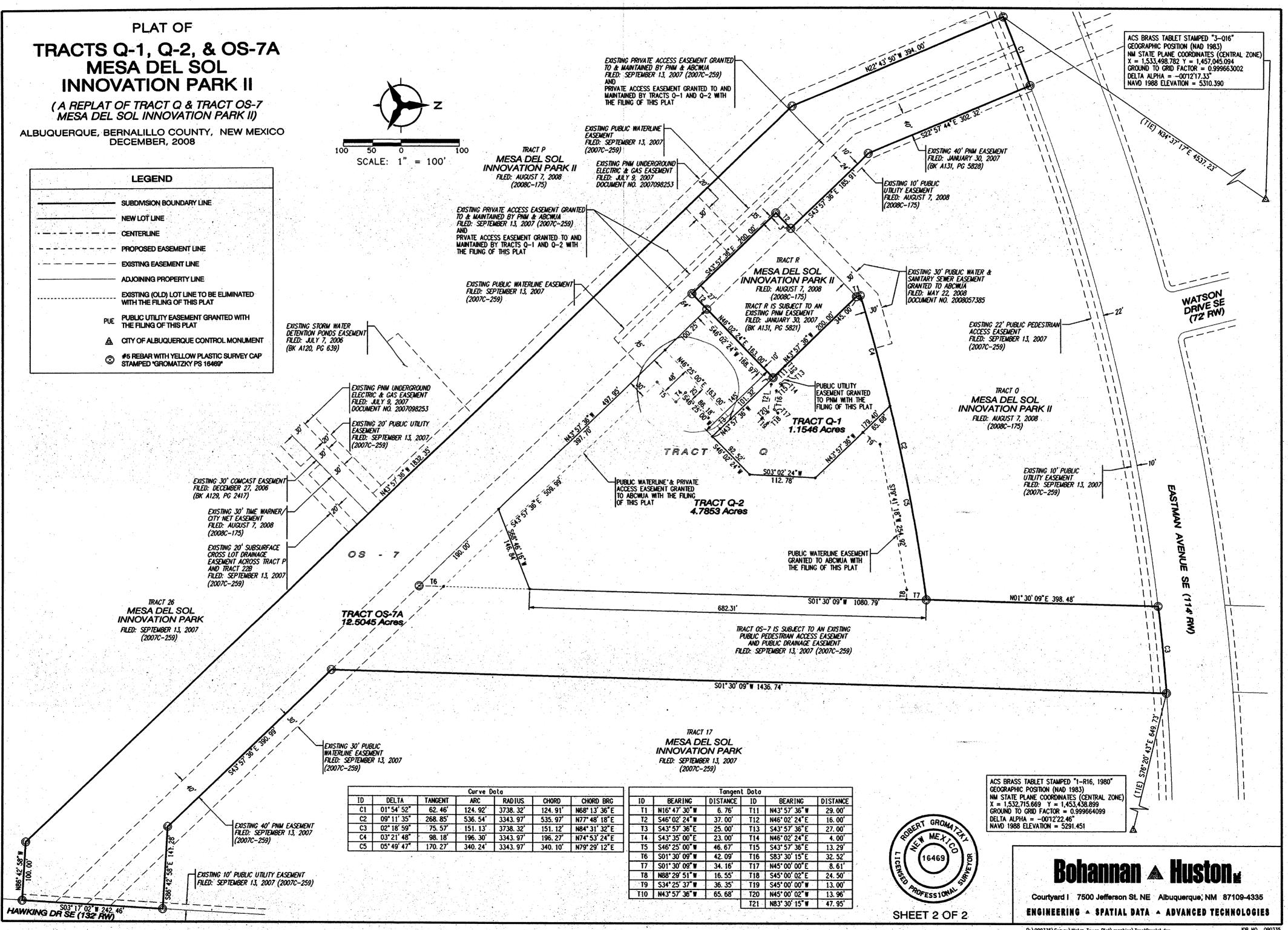
Courtyard i 7500 Jefferson St. NE Albuquerque, NM 87109-4335 ENGINEERING A SPATIAL DATA A ADVANCED TECHNOLOGIES

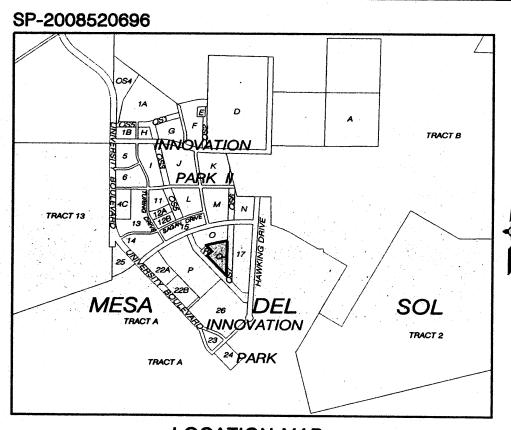
SURVEYOR'S CERTIFICATION

l, Robert Gromatzky, a registered Professional New Mexico Surveyor, certify that I am responsible for this survey and that this plat was prepared by me or under my supervision, shows all easements as shown on the plat of record, or made known to me by the owner, utility companies, or other interested parties and conforms to the Minimum Requirements of the Board of Registration for Professional Engineers and Professional Surveyors and meets the minimum requirements for monumentation and surveys contained in the City of Albuquerque Subdivision Ordinance, and is true and accurate to the best of my knowledge and belief.

Date: December 29, 2008

SHEET 1 OF 2





LOCATION MAP ZONE ATLAS INDEX MAP No. R-16

NOT TO SCALE

SUBDIVISION DATA

- 1. DRB No.
- 2. Zone Atlas Index No. R-16.
- 3. Zoning: PC.
- 3. Gross Subdivision Acreage: 6.2353 Acres.
- Total number of tracts Created: Three (3) Tracts.
 No public street right-of-way is created.
- 6. Date of Survey: August, 2008.
- 7. Plat is located within Section 22, Township 9 North, Range 3 East, New Mexico Principal Meridian, Bernalillo County, New Mexico.

DISCLOSURE STATEMENT

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- B. PNM Gas services for installation, maintenance, and service of natural gas lines, valves and other equipment and facilities isonably necessary to provide natural gas.
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- 7. Pursuant to section 14-14-4-7 of the City of Albuquerque Code of Ordinances, "No property within the area of this Plat shall at anytime be subject to a deed restriction, covenant, or binding agreement prohibiting solar collectors from being installed on buildings or erected on the lots or parcels within the area of proposed plat. The foregoing requirements shall be a condition to approval of this plat."

FREE CONSENT AND DEDICATION

The foregoing plat of that certain tract of land situate within 22, Township 9 North, Range 3 East, New Mexico Principal Meridian, Bernalillo County, New Mexico, being and comprising all of Tract Q of the Bulk Land Plat for Mesa Del Sol Innovation Park II, Albuquerque, New Mexico as the same is shown and designated on the plat thereof, filed in the Office of the County Clerk of Bernalillo County, New Mexico on August 7, 2008 in Book 2008C, page 175 as Document No. 2008089615 is with the free consent and in accordance with the desires of the undersigned owner(s) and/or proprietor(s) thereof. Said owner(s) and/or proprietor(s) do hereby grant: All Access, Utility and Drainage Easements shown hereon including the right to construct, operate, inspect, and maintain facilities therein; and all Public Utility Easements shown hereon for the common and joint use of Gas, Electrical Power, and Communication Services for buried distribution lines, conduits, and pipes for underground utilities where shown or indicated, including the right of ingress and egress for construction and maintenance, and the right to trim interfering trees and shrubs. The City has the right to enter upon the Grantees Property at any time and perform whatever inspection, installation, maintenance, repair, modification or removal ("Work") it deems appropriate without liability to the City. If the Work effects any improvements or Encroachments made by the Grantee, the City will not be financially or otherwise responsible for rebuilding or repairing of improvements or encroachments. If in the opinion of the City, the Work to be performed by the City could endanger the structural integrity or otherwise damage the improvements or encroachments, the Grantee shall, at its own expense, take whatever protective measures are required to safeguard the improvements or encroachments. Said owner warrants that he holds complete and indefeasible title in fee simple to the land subdivided. Said owner(s) and/or proprietor(s) affirm that th property described does lie within the platting jurisdiction of the City of Albuquerque and do hereby consent to all of the foregoing and do hereby certify that this subdivision is their free act and deed.

MESA DEL SOL, LLC, a New Mexico Limited Liability Company By: FC Covington Manager, LLC, a New Mexico Limited Liability Company, Member By: Forest City NM, LLC, a New Mexico Limited Liability Company, Member By: Forest City Commercial Group, Inc., an Ohio Corporation, Member

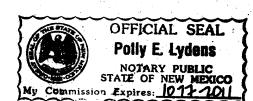
elkin, Vice President Forest City Commercial Group, Inc.

State of New Mexico)

County of Bernalillo)

This instrument was acknowledged before me on 11 day of 0.000 of 0 FC Covington Manager, LLC, a New Mexico Limited Liability Company, as Member of Mesa Del Sol, LLC, a New Mexico Limited Liability Company

My Commission Expires: 1017701



SURVEYOR'S CERTIFICATION

is true and accurate to the best of my knowledge and belief.

Date: January 27, 2009

I, Robert Gromatzky, a registered Professional New Mexico Surveyor, certify that I am responsible

as shown on the plat of record, or made known to me by the owner, utility companies, or other

interested parties and conforms to the Minimum Requirements of the Board of Registration for Professional Engineers and Professional Surveyors and meets the minimum requirements for

monumentation and surveys contained in the City of Albuquerque Subdivision Ordinance, and

for this survey and that this plat was prepared by me or under my supervision, shows all easements

6469

PLAT OF

TRACTS Q-1, Q-2 & Q-3 MESA DEL SOL **INNOVATION PARK II**

(A REPLAT OF TRACT Q MESA DEL SOL INNOVATION PARK II)

ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO JANUARY, 2009

PROJECT NUMBER	
PPLICATION NUMBER	
PLAT APPROVAL	
ITILITY APPROVALS:	
WEST TELECOMMUNICATIONS	DATE
COMCAST CABLE	DATE
NM ELECTRIC SERVICES	DATE
NM GAS SERVICES	DATE
W TELECOM, INC.	DATE
NTV ADI R OVA D	
TY APPROVALS:	1-27-09
TY SURVEYOR	DATE
RAFFIC ENGINEERING, TRANSPORTATION DIVISION	DATE
LBUQUERQUE BERNALILLO COUNTY ATER UTILITY AUTHORITY	DATE
ARKS & RECREATION DEPARTMENT	DATE
M.A.F.C.A.	DATE
ITY ENGINEER	DATE
RB CHAIRPERSON, PLANNING DEPARTMENT	DATE
EAL PROPERTY DIVISION	DATE

TAN	\sim			T101
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1717				

THIS IS TO CERTIFY THAT TAXES ARE CURRENT AND PAID ON UPC #

PROPERTY OWNER OF RECORD

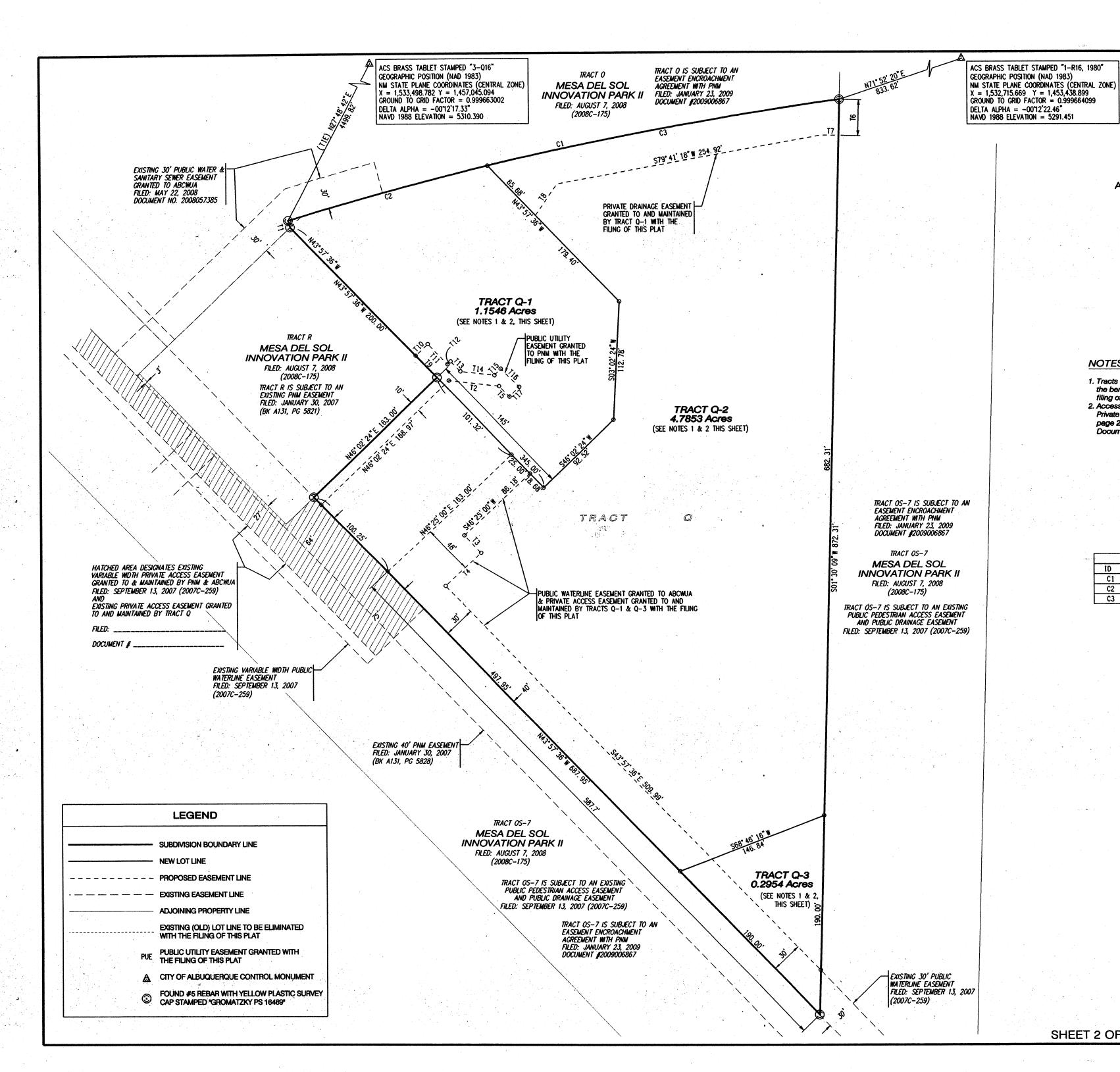
BERNALILLO COUNTY TREASURER'S OFFICE

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 to which it may be entitled.

Bohannan A Huston

Courtyard I 7500 Jefferson St. NE Albuquerque, NM 87109-4335 ENGINEERING A SPATIAL DATA A ADVANCED TECHNOLOGIES

P:\090335\Survey\Water Tower Plat\Tract Q replat\TractQreplat.dgn 27-JAN-2009 -

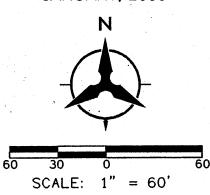


PLAT OF

TRACTS Q-1, Q-2 & Q-3 MESA DEL SOL **INNOVATION PARK II**

(A REPLAT OF TRACT Q MESA DEL SOL INNOVATION PARK II)

ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO JANUARY, 2009



NOTES

- Tracts Q-1, Q-2 and Q-3 are subject to a cross lot drainage easement for the benefit of all tracts and maintained by all tracts to be granted with the filling of this Plat.
 Access from Eastman Avenue to Tracts Q-1, Q-2 and Q-3 is granted by the existing Private Access Easement to ABCWUA and PNM filed September 13, 2007 in Book 2007C, page 259 and a Private Access Easement granted to Tract Q filed , as shown by the hatched area on this plat.

			Curve D	ata		
ID	DELTA	TANGENT	ARC	RADIUS	CHORD	CHORD BRG
C1	09*11'35"	268. 85'	536. 54'	3343. 97'	535. 97'	N77° 48' 18"E
C2	03°21'48"	98. 18'	196. 30'	3343. 97'	196. 27'	N74*53' 24"E
C3	05* 49' 47"	170. 27	340. 24'	3343. 97'	340. 10'	N79* 29' 12"E

Tangent Data		
ID	BEARING	DISTANC
T1	N16° 47' 30" W	6. 76'
T2	N83° 30′ 15″ W	47. 95'
T3	S43° 35′ 00" E	23. 00'
T4	S46° 25' 00" W	46. 67'
T5	N45° 00' 02" W	13. 96'
T6	S01° 30′ 09″ W	34. 16'
T7	N88° 29' 51" W	16. 55'
. T8	S34° 25′ 37″ W	36. 35'
T9	N43° 57' 36" W	29. 00'
T10	N46° 02' 24" E	16. 00'
T11	S43° 57′ 36″ E	27. 00'
T12	N46° 02' 24" E	4. 00'
T13	S43' 57' 36"E	13. 29'
T14	S83* 30' 15" E	32. 52'
T15	N45°00'00"E	8. 61'
T16	S45° 00' 02" E	24. 50'
T17	S45°00'00"W	13. 00'



Bohannan 🛦 Huston 🛮

Courtyard I 7500 Jefferson St. NE Albuquerque, NM 87109-4335 ENGINEERING A SPATIAL DATA & ADVANCED TECHNOLOGIES

SITE DEVELOPMENT PLAN APPROVAL:

PROJECT NUMBER: 1005355 APPLICATION NUMBER: <u>07EPC-00110</u>

THIS PLAN IS CONSISTENT WITH THE SPECIFIC SITE DEVELOPMENT PLAN APPROVED BY THE ENVIRONMENTAL PLANNING COMMISSION (EPC), DATED MARCH 16, 2007 AND THE FINDINGS AND CONDITIONS IN THE OFFICIAL NOTIFICATION OF DECISION ARE SATISFIED.

IS AN INFRASTRUCTURE LIST REQUIRED? () YES () NO. IF YES, THEN A SET OF APPROVED DRC PLANS WITH A WORK ORDER IS REQUIRED FOR ANY CONSTRUCTION WITHIN PUBLIC RIGHT-OF-WAY OR FOR CONSTRUCTION OF PUBLIC IMPROVEMENTS.

DRB SITE DEVELOPMENT PLAN SIGN OFF APPROVAL:

TRAFFIC ENGINEERING, TRANSPORTATION DIVISION	DATE
WATER UTILITY DEPARTMENT	DATE
PARKS AND RECREATION DEPARTMENT	DATE
CITY ENGINEER/AMAFCA	DATE
*ENVIRONMENTAL HEALTH DEPARTMENT (conditional)	DATE
SOLID WASTE MANAGEMENT	DATE
DRB CHAIRPERSON, PLANNING DEPARTMENT	DATE

MESA DEL SOL ELEVATED RESERVOIR

Albuquerque, NM

DRAWING INDEX

SHEET T-1 : COVER SHEET

SHEET 1 OF 5: SITE DEVELOPMENT PLAN FOR BUILDING PERMIT

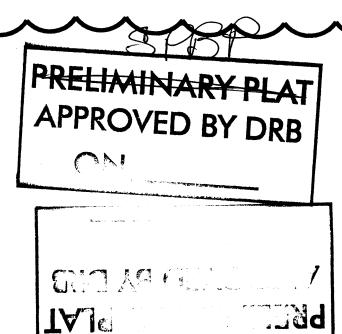
SHEET 2 OF 5: LANDSCAPE PLAN AND WALL DETAILS

SHEET 3 OF 5: ELEVATED RESERVOIR ELEVATION & RENDERING

SHEET 4 OF 5: FUTURE STRUCTURE DESIGN STANDARDS
SHEET 5a OF 5: SITE GRADING/DRAINAGE PLAN & UTILITY PLAN

SHEET 5b OF 5: SITE GRADING/DRAINAGE PLAN & UTILITY PLAN

SHEET 5c OF 5: SITE GRADING/DRAINAGE PLAN & UTILITY PLAN



EPC Submittal: Site development plan for building permit

February 1, 2007

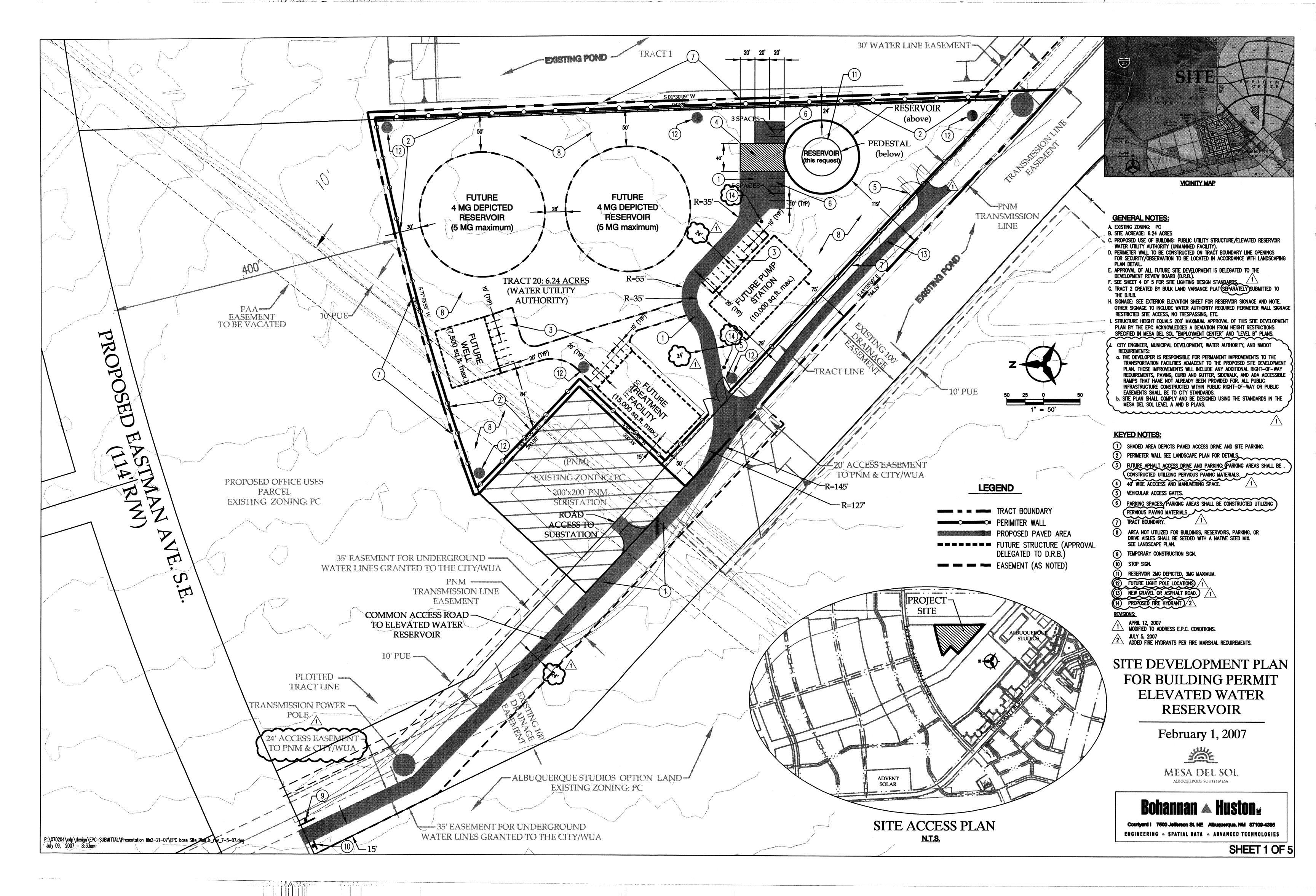


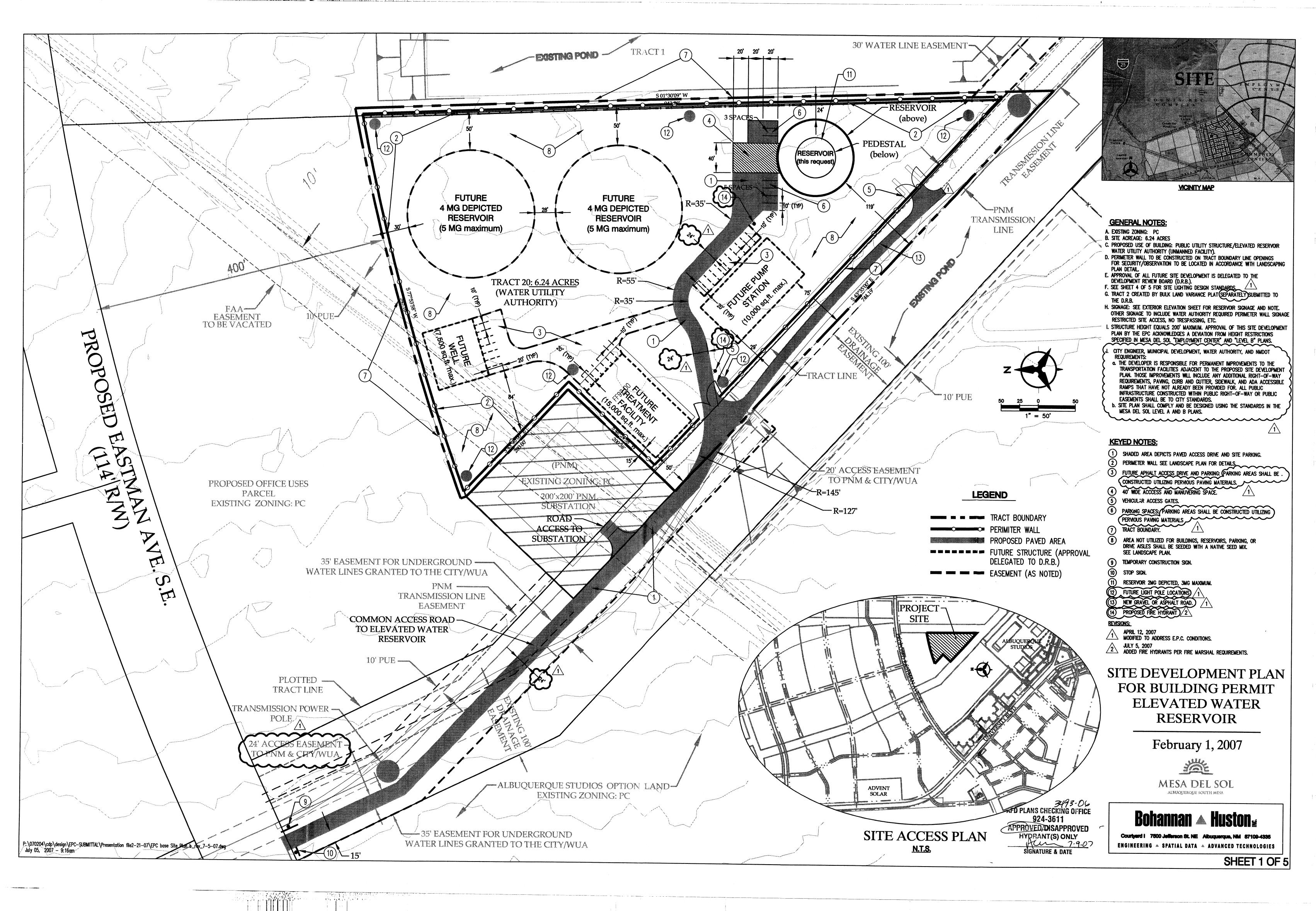
April 12, 2007 Modified to address E.P.C. conditions Revisions:

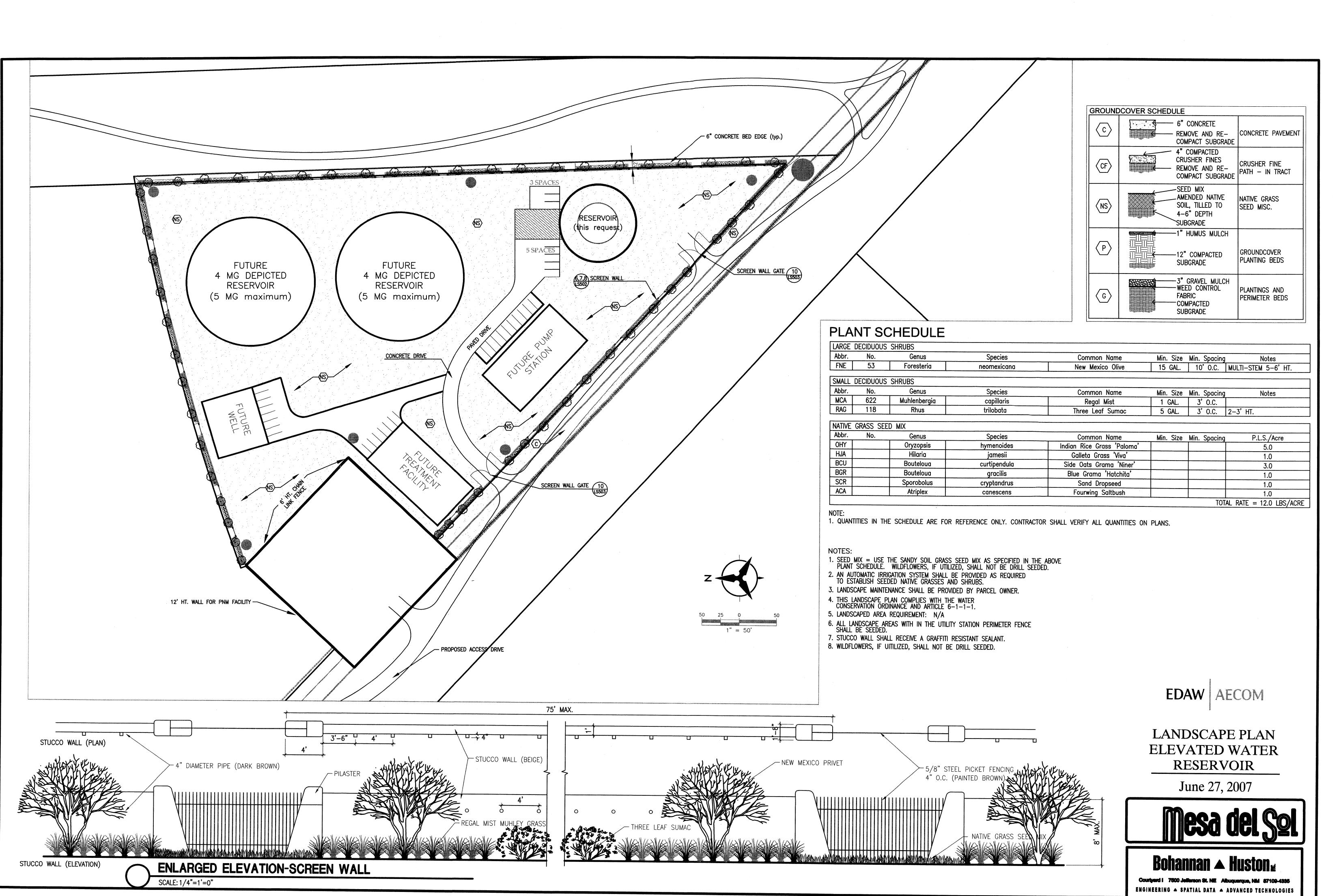
April 12, 2007 Modified to address E.P.C. conditions



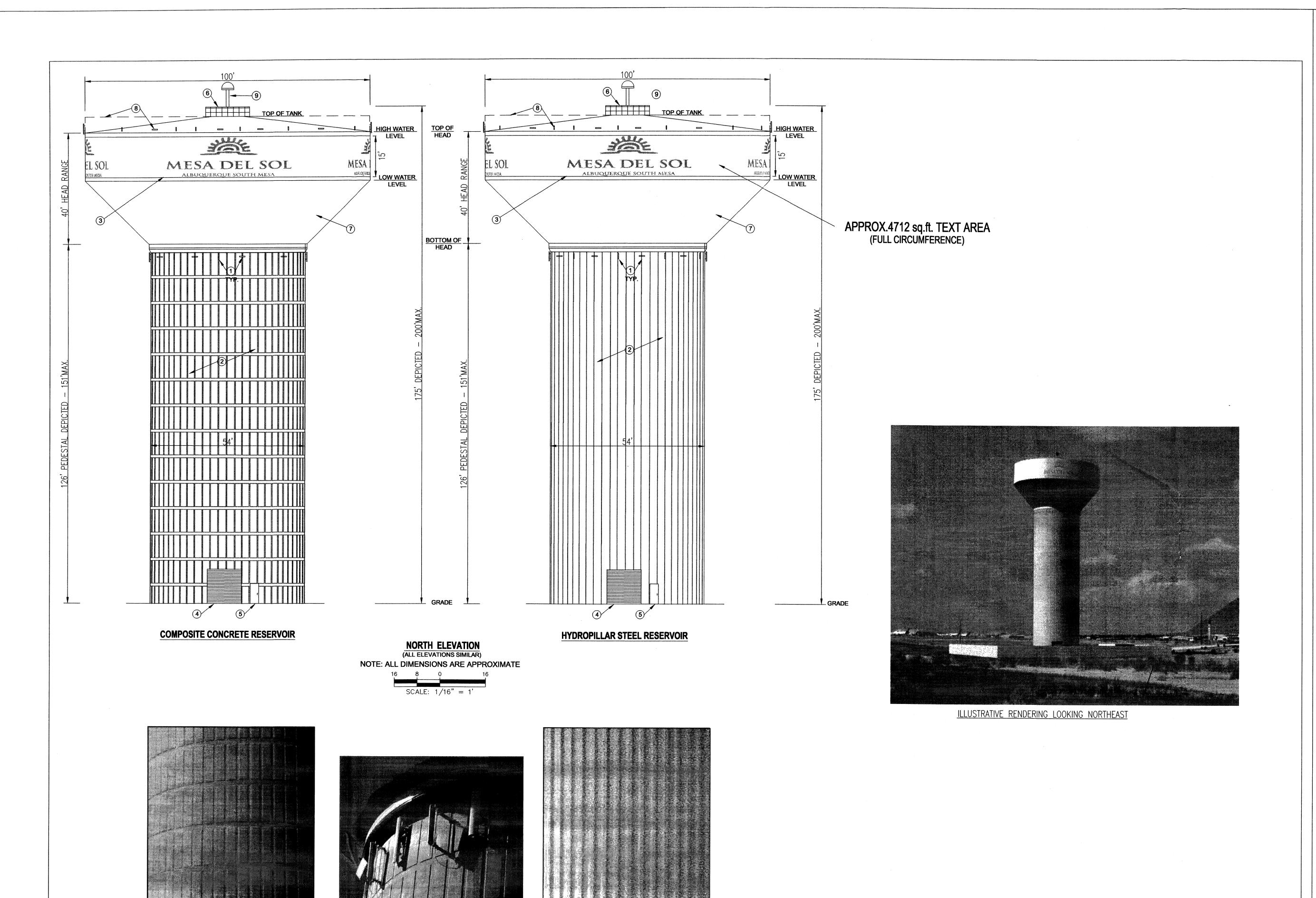
July 9, 2007







CLESTO NE S



TYPICAL DECORATIVE PEDESTAL

HYDROPILLAR STEEL PATTERN

TYPICAL WIRELESS

TELECOMMUNICATIONS ANTENNAS (SEE GENERAL NOTE C)

P:\070204\cdp\design\EPC-SUBMITTAL\EPC Building and StrucNOSTUDIO.dwg June 28, 2007 - 3:54pm

TYPICAL DECORATIVE COMPOSITE PEDESTAL

CONCRETE PATTERN

LIGHTING AS REQUIRED BY WATER AUTHORITY. ALL LIGHTING TO CONFORM

GENERAL NOTES:

A. EXTERIOR MATERIAL CHOICE WILL BE BASED ON ACTUAL COST COMPARISON AND BEST MATERIAL FOR THIS, USE.

TO THE NEW MEXICO NIGHT SKY PROTECTION ACT.

- SIGNAGE LIGHTING SHALL BE DOWNWARD DIRECTIONAL LIGHTING.

 NO BACKLIGHTING IS ALLOWED /1

 SITE LIGHTING TO INCLUDE BUILDING MOUNTED AND/OR SECURITY/GENERAL
- DEPENDENT ON PROVIDER(S). ANTENNAE SHALL NOT EXTEND MORE THAN 10 ABOVE THE TOP OF OF THE RESERVOIR HEAD, AND/OR MORE THAN 2
- STRUCTURE HEIGHT EQUALS 200' MAXIMUM. APPROVAL OF THIS SITE DEVELOPMENT PLAN BY THE EPC ACKNOWLEDGES DEVIATION FROM HEIGHT RESTRICTIONS SPECIFIED IN MESA DEL SOL "EMPLOYMENT CENTER" AND "LEVEL B" PLANS.

KEYED NOTES:

- 1) WIRELESS TELECOMMUNICATION ANTENNAS. CO-LOCATION OF MULTIPLE
- 3) PAINTED SIGNAGE. EXACT TEXT TO BE DETERMINED WITH FUTURE SUBMITTAL. (FULL CIRCUMFERENCE)
- 4) 12'x12' OVERHEAD VEHICLE DOOR. COLOR TO MATCH PEDESTAL.
- 5 METAL MAN DOOR. COLOR TO MATCH PEDESTAL.
- 6 RAILING. COLOR TO MATCH PEDESTAL.
- 7) RESERVOIR 2MG DEPICTED, 3MG MAXIMUM.
- OPTIONAL LOCATION FOR WIRELESS TELECOMMUNICATION. ATTACH TO ADDITIONAL FACADE (DASHED LINE) ANTENNAE SHALL NOT EXTEND MORE THAN 10' ABOVE THE TOP OF THE RESERVOIR HEAD AND/OR MORE THAN 20' BELOW THE BOTTOM OF THE RESERVOIR HEAD.
- 9 F.A.A. REQUIRED LIGHTED BEACON.

ILLUSTRATIVE RENDERING NOTES:

- . SIGNAGE DEPICTED IS FOR EXAMPLE ONLY. ACTUAL TEXT TO BE DETERMINED WITH FUTURE SUBMITTAL.
- 2. SEE GENERAL NOTE B FOR LIGHTING INFORMATION.
- 3. RENDERING IS NOT TO SCALE.
- 4. SEE LANDSCAPE PLAN FOR ACTUAL PERIMETER FENCE APPEARANCE.

REVISIONS: APRIL 12, 2007
MODIFIED TO ADDRESS E.P.C. CONDITIONS.

ELEVATED RESERVOIR **ELEVATION & RENDERING ELEVATED WATER** RESERVOIR

February 16, 2007



Bohannan 🛦 Huston 🖹

Courtyard I 7500 Jefferson St. NE Albuquerque, NM 87109-4335 ENGINEERING . SPATIAL DATA . ADVANCED TECHNOLOGIES

FUTURE STRUCTURE DESIGN STANDARDS

The following design standards are in substantial accordance with the Mesa Del Sol Employment Center - Phase One Site Development Plan for Subdivision, Master Development Plan approved by the Environmental Planning Commission on September 21st, 2006. Deviations are specific to the requirements and characteristics of a Utility facility of this nature.

- Use: Public Utility Structure and related facilities.
- Allowable coverage for all structures = .50 maximum.
- **Building Setbacks shall be:**
 - a. North Property Line: 10'
 - b. East Property Lines: 10'
- c. West Property Lines: 15'
- **Architectural Standards:**
 - a. Buildings shall incorporate one or more of the following elements:
 - Shifts in building massing
 - . Variation in height (parapet and mechanical equipment screening height acceptable)
 - iii. Variation in roof form or profile
 - b. Long expanses of wall 75' or greater in length) designed at a single height or in a single plane shall be avoided.
 - c. Recessed or projected areas of the façade appropriate for the function of the
 - d. Where windows are utilized, diversify their size and shape relative to the interior function. Glass shall be transparent.)/1\
 - e. Where large building forms are designed, break up the wall surfaces by utilizing different materials, material modules, joints, surface relief, color, or texture.
 - f. Rooftop mechanical equipment shall be screened from view of areas outside of the perimeter wall.
 - g. Building materials shall:
 - match the elevated reservoir in color and texture.
 - ii. be durable, economically maintained, and of a quality that will retain their appearance over time.
- Lighting Standards:
 - a. All fixtures shall comply with the New Mexico Night Sky Protection Act, the City of Albuquerque Zoning Code Section 14-16-3-9, Area Lighting Regulations, and the Mesa Del Sol Level B plan, (Technical Appendix.) Exceptions include lighting required by the F.A.A. and elevated reservoir signage as discussed in 5b, below.
 - b. All fixtures except those mounted to the elevated and future reservoirs shall not exceed a maximum height of 25' All site lighting shall be uniform in design
 - c. Security and service area lighting designed to benefit the enclosed site shall be confined within the perimeter walls. No spillover shall occur outside of the perimeter wall from this lighting. Security or service lighting located outside of the perimeter wall shall conform to 5a and 5b above.
 - Lighting associated with the elevated reservoir signage shall be downward, directional. Backlighting is not allowed.

Landscape Standards:

- a. Landscaping will be installed as a part of the Elevated Reservoir project.
- b. No landscaping shall be required inside the perimeter wall except for native seed-mix re-vegetation of disturbed future development areas. Landscape standards apply to landscaping outside of the perimeter wall.
- c. Landscaping design shall establish an aesthetic that is considerate of the high desert grassland context.
- d. Water conservation and a well maintained appearance shall be a part of the landscape requirements.
- e. All landscaping shall conform to the City's water conservation landscaping and waste water ordinance, pollen ordinance, and City of Albuquerque Zoning ode Section 14-16-3-10 landscaping regulations applicable to non-residential development.
- f. Xeriscape principles shall be applied to all landscape designs including the use of drought tolerant plant materials, native plant seed mixes, soil amendments, mulches and water harvesting areas where practical.
- g. All plant materials shall meet minimum standards established by the American Association of Nurserymen, or in the case of native plant materials, shall meet regional standards for nursery stock as established by a consensus of local growers, La Mesilla, and Mesa Del Sol representatives.
- h. The existing site is a high desert grassland in varying conditions of density and establishment. The site has strong visual connections to near and distant mountains as well as the valley. The landscape design shall feature native and drought tolerant grasses to reinforce the sense of place and reduce demands for soil amendment and irrigation.
- All plant materials shall be maintained by the owner in a living attractive condition.
- Significant plant materials existing on the site may be salvaged for use elsewhere on the site.
- k. Plants shall be selected from the approved plant palette listed in the Mesa Del Sol level B plan
- I. An automatic irrigation system shall be provided as required to establish all plant materials.

Signage:

- a. Signage shall be of a simple, clean design and constructed of durable materials which are consistent and compatible with the building architecture.
- b. Signage installed on the elevated reservoir surface shall be maintained in an attractive condition. Changes to this signage shall be approved by the Planning Director, (or His/Her designee.) /1
- c. Proposed ground, building, and wall mounted signage plans, temporary and permanent, including details of design materials, lettering, location, mounting size, color and lighting, are to be submitted to the Planning Director or His/Her designee for approval.

 Walls and Fences:

- a. A perimeter wall and access gate will be constructed as a part of the Elevated Reservoir project.
- b. The perimeter wall design shall conform to the City of Albuquerque Zoning Code, Chapter 14-16-3-19 and to the requirements of the Mesa Del Sol Level
- c. Permitted wall height shall not exceed 8'-0".
- d. Chain link fencing shall not be utilized in any location.
- e. Walls, including the perimeter wall shall be maintained in an attractive condition by the owner
- f. Openings in the perimeter wall shall be permitted as necessary for security and aesthetic purposes.
- g. Design and materials of walls and fences (internal to the perimiter wall) shall be coordinated with the design and materials of buildings on the site.

 Wireless Telecommunication
- a. Wireless telecommunication antennae will be installed on this facility. It shall 1 be panel style and painted to match the color of the structure resulting in
- concealment to the maximum degree possible. Maximum permitted antennae length shall be 6'.)

 b. Wireless telecommunication antennae shall not extend more than 10' above the top of the reservoir head, and/or more than 20' below the bottom of the reservoir head.

FUTURE STRUCTURE DESIGN STANDARDS ELEVATED WATER RESERVOIR

February 1, 2007



Bohannan A Huston

ENGINEERING * SPATIAL DATA * ADVANCED TECHNOLOGIES SHEET 4 OF 5

Revisions:

April 12, 2007 Modified to address E.P.C. conditions

