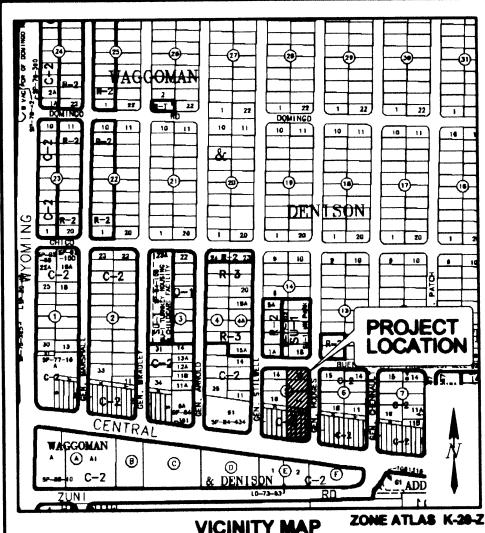


RECORD PLAT BEARINGS AND DISTANCES:

ON MAY 24, 1945, IN BOOK C, PAGE 191,



(NOT TO SCALE)

# PURPOSE OF PLAT

THE PURPOSE OF THIS PLAT IS TO:

- 1. CONSOLIDATE NINE (9) EXISTING LOTS INTO ONE NEW TRACT.
- 2. TO VACATE LOT LINES FOR LOTS 6, 7, 8, 9, 10, 11, 12, 13, AND LOT Y (AS SHOWN HEREON)
- 3. TO GRANT ADDITIONAL RIGHT-OF-WAY AS SHOWN HEREON.
- 4. VACATE SETBACK EASEMENT.

# **GENERAL NOTES**

- BEARINGS ARE NEW MEXICO STATE PLANE GRID BEARINGS
- (CENTRAL ZONE) NAD 83.
- DISTANCES ARE GROUND.
- 3. THE "BASIS OF BEARINGS" IS THE LINE BETWEEN ACS MONUMENTS "6\_K20R" AND "5\_K20", BEARING IS \$84°08'54"E.
- 4. RECORD PLAT BEARINGS AND DISTANCES:
  - A) PLAT ENTITLED "WAGGOMAN-DENISON ADDITION, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191.
- 5. ALL CORNERS SET ARE A 3/4" REBAR WITH RED PLASTIC CAP STAMPED "P.L.S. 15511". UNLESS OTHERWISE INDICATED HEREON.
- FIELD SURVEYS WERE PERFORMED JULY, 2010.
- 7. DOCUMENTS USED IN THE PREPARATION OF THIS SURVEY ARE AS FOLLOWS:
  - A) PLAT ENTITLED "WAGGOMAN-DENISON ADDITION, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191.
  - B) TITLE COMMITMENT PROVIDED BY STEWART TITLE GUARANTY COMPANY, FILE NO. 10070064 WITH AN EFFECTIVE DATE OF JULY 2, 2010.
- 8. TOTAL NUMBER OF EXISTING TRACTS: 1
- TOTAL NUMBER OF EXISTING LOTS : 9
- 10. TOTAL NUMBER OF TRACTS CREATED: 1
- 11. GROSS SUBDIVISION ACREAGE: 1.0543 ACRES 12. TOTAL MILEAGE OF FULL WIDTH STREETS CREATED: 0
- 13. CURRENT ZONING: C-2
- 14. CITY OF ALBUQUERQUE ZONE ATLAS PAGE: K-20-Z

# **LEGAL DESCRIPTION:**

A CERTAIN TRACT OF LAND BEING DESIGNATED AS LOTS 6, 7, 8, 9, 10, 11. 12, 13 & LOT Y, BLOCK 5, WAGGOMAN-DENISON ADDITION, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191, SITUATE IN SECTION 20, TOWNSHIP 10 NORTH, RANGE 4 EAST, N.M.P.M. CITY OF ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO, AND BEING PARTICULARLY **DESCRIBED BY METES AND BOUNDS AS FOLLOWS:** 

BEGINNING AT THE SOUTHWEST CORNER OF THE PROPERTY HEREIN DESCRIBED, SAID POINT BEING THE SOUTHEAST CORNER OF LOT 5, BLOCK 5. WAGGOMAN-DENISON ADDITION AND LYING ON THE NORTH RIGHT-OF-WAY LINE OF CENTRAL AVENUE N.E., MONUMENTED WITH A FOUND REBAR, NO CAP. FROM WHENCE CITY OF ALBUQUERQUE CONTROL MONUMENT "6\_K20R" BEARS N 86°11'32" W, A DISTANCE OF 1399.19 FEET;

THENCE N 01°09'01" E ALONG THE WEST PROPERTY LINE OF SAID LOT 6, BLOCK 5, WAGGOMAN-DENNISON ADDITION A DISTANCE OF 360.20 FEET TO THE NORTHWEST CORNER OF THE PROPERTY HEREIN DESCRIBED. SAID POINT ALSO BEING THE NORTHWEST CORNER OF LOT 13, BLOCK 5, WAGGOMAN-DENNISON ADDITION AND LYING ON THE SOUTH RIGHT OF WAY LINE OF BUENA VENTURA ROAD N.E., MONUMENTED WITH A FOUND

THENCE, S 88°46'47" E ALONG SAID SOUTH RIGHT-OF-WAY-LINE OF BUENA VENTURA ROAD N.E., A DISTANCE OF 125.01 FEET TO THE NORTHEAST CORNER OF THE PROPERTY HEREIN DESCRIBED, SAID POINT ALSO BEING THE NORTHEAST CORNER OF LOT 13, BLOCK 5, WAGGOMAN-DENNISON ADDITION AND LYING ON THE WEST RIGHT OF WAY LINE OF GENERAL HODGES STREET N.E.;

THENCE S 01°08'50" W ALONG SAID WEST RIGHT OF WAY LINE OF GENERAL HODGES STREET N.E. A DISTANCE OF 374.46 FEET TO THE SOUTHEAST CORNER OF THE PROPERTY HEREIN DESCRIBED AND LYING ON THE NORTH RIGHT-OF-WAY LINE OF CENTRAL AVENUE N.E.;

THENCE, N 82°16'22" W ALONG SAID NORTH RIGHT-OF-WAY LINE OF CENTRAL AVENUE N.E., A DISTANCE OF 125.86 FEET TO THE POINT OF

**CONTAINS 1.0543 ACRES GROSS (1.0466 ACRES NET)** 

# PUBLIC UTILITY EASEMENTS

PUBLIC UTILITY EASEMENTS SHOWN ON THIS PLAT ARE GRANTED FOR THE COMMON AND JOINT USE OF:

- 1. PNM ELECTRIC SERVICES FOR INSTALLATION, MAINTENANCE, AND SERVICE OF OVERHEAD AND UNDERGROUND ELECTRICAL LINES, TRANSFORMERS, AND OTHER EQUIPMENT AND RELATED FACILITIES REASONABLY NECESSARY TO PROVIDE ELECTRICAL SERVICE.
- 2 NEW MEXICO GAS COMPANY FOR INSTALLATION, MAINTENANCE, AND SERVICE OF NATURAL GAS LINES. VALVES AND OTHER **EQUIPMENT AND FACILITIES REASONABLY NECESSARY TO PROVIDE** NATURAL GAS.
- 3. QWEST CORPORATION FOR THE INSTALLATION, MAINTENANCE, AND SERVICE OF SUCH LINES, CABLE, AND OTHER RELATED EQUIPMENT AND FACILITIES REASONABLY NECESSARY TO PROVIDE COMMUNICATION SERVICES, INCLUDING BUT NOT LIMITED TO **GROUND PEDESTALS AND CLOSURES.**
- 4. 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.
- 5. 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 (ABOVEGROUND 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 ELECTRICAL SAFETY CODE 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 SIDE.

# FREE CONSENT AND DEDICATION

SURVEYED AND REPLATTED AND NOW COMPRISING TRACT A. LUNA LODGE MOTEL, WITHIN SECTION 20. TOWNSHIP 10 NORTH, RANGE 4 EAST, N.M.P.M., CITY OF ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO WITH THE FREE CONSENT OF AND IN ACCORDANCE WITH THE WISHES AND DESIRES OF THE UNDERSIGNED OWNER(S) AND PROPRIETOR(S) THEREOF, SAID OWNER(S) AND PROPRIETOR(S) DO HEREBY GRANT TO THE USE OF THE PUBLIC FOREVER, THE PUBLIC UTILITY EASEMENTS AS SHOWN HEREON. SAID OWNERS WARRANT THAT THEY HOLD COMPLETE AND INDEFEASIBLE TITLE IN FEE SIMPLE TO THE LAND SUBDIVIDED. THE UNDERSIGNED DO DEDICATE ADDITIONAL RIGHT OF WAY AS SHOWN HEREON IN FEE SIMPLE WITH WARRANTY COVENANTS. SAID OWNER(S) AND PROPRIETOR(S) DO HEREBY CONSENT TO ALL OF THE FOREGOING AND DO HEREBY REPRESENT THAT THEY ARE SO AUTHORIZED TO ACT.

# **ACKNOWLEDGMENT**

STATE OF NEW MEXICO SS COUNTY OF BERNALILLO

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME 

\_\_\_\_MY COMMISSION EXPIRES\_\\-30\2



# ACKNOWLEDGMENT

STATE OF NEW MEXICO S SS COUNTY OF BERNALILLO

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME DAY OF Santanion 2010, BY JAYALAXMI PATEL

MY COMMISSION EXPIRES 11.30.2012

SURVEYOR'S CERTIFICATION

I, LENORE ARMIJO, NEW MEXICO PROFESSIONAL SURVEYOR NUMBER 15511. HEREBY CERTIFY THAT THIS PLAT OF SURVEY WAS PREPARED FROM FIELD NOTES OF AN ACTUAL GROUND SURVEY PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION; THAT IT MEETS THE STANDARDS FOR LAND SURVEYS IN THE STATE OF NEW MEXICO AS ADOPTED BY THE NEW MEXICO STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND PROFESSIONAL SURVEYOR'S; THAT IT MEETS THE MINIMUM REQUIREMENTS FOR SURVEYS AND MONUMENTATION OF THE ALBUQUERQUE SUBDIVISION ORDINANCE; THAT IT SHOWS ALL EASEMENTS OF RECORD; AND THAT IT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Ourse Uminio ENORE ARMIJO N.M.P.S. 15511



VIOLA Y. BERMUDEZ

MOTARY PUBLIC-STATE OF NEW MEMOO

# DISCLAIMER

IN APPROVING THIS PLAT, PNM ELECTRIC SERVICES AND NM GAS COMPANY (NMGC) DID NOT CONDUCT A TITLE SEARCH OF THE PROPERTIES SHOWN HEREON. CONSEQUENTLY, PNM AND NMGC DO NOT WAIVE NOR RELEASE ANY EASEMENT OR EASEMENT RIGHTS TO WHICH IT MAY BE ENTITLED.

PLAT OF

# TRACT A **LUNA LODGE MOTEL**

**BEING A REPLAT OF** LOTS 6, 7, 8, 9, 10, 11, 12, 13 & LOT Y, BLOCK 5 **WAGGOMAIN-DENISON ADDITION** 

SECTION 20, TOWNSHIP 10 NORTH, RANGE 4 EAST, N.M.P.M., CITY OF ALBUQUERQUE, EERNALILLO COUNTY, NEW MEXICO **AUGUST 2010** 

> PROJECT NUMBER APPLICATION NUMBER

CITY APPROVALS

9-3-10 DATE

DATE

REAL PROPERTY DIVISION

ENVIRONMENTAL HEAL H DEPT. DATE

DATE ALB.-BERN. COUNTY WATER UTILITY AUTHORITY

DATE PARKS AND RECREATION DEPT.

DATE A.M.A.F.C.A.

DATE CITY ENGINEER

DATE DRB CHAIRPERSON, PLANNING DEPT.

# **UTILITY APPROVALS**

DATE NM ELECTRIC SERVICES **NEW MEXICO GAS** DATE

DATE **QWEST CORPORATION** 

DATE COMCAST

# TREASURERS CERTIFICATION

THIS IS TO CERTIFY THAT TAXES ARE CURRENT AND PAID ON: UPC #102005714104630204 PROPERTY OWNERS OF RECORD: SURESH and JAYALAXMI PATEL

**BERNALILLO COUNTY TREASURER** 

DATE SHEET 1 OF 2



DRAWN BY: KRH/LGM

JOB No. 10520

**BUENA VENTURA ROAD N.E.** TRACT A (50° R.O.W.) RIGHT-OF-WAY DEDICATED **LUNA LODGE MOTEL** TO THE CITY OF ALBUQUERQUE (BY THIS PLAT) 125.01'<sub>19.97'</sub> S 88°46'47" E **BEING A REPLAT OF** (\$ 89°46'30" E, 125.01') LOTS 6, 7, 8, 9, 10, 11, 12, 13 & LOT Y, BLOCK 5 **WAGGOMAN-DENISON ADDITION** WITHIN SECTION 20, TOWNSHIP 10 NORTH, RANGE 4 EAST, N.M.P.M., CITY OF ALBUQUERQUE, BEF:NALILLO COUNTY, NEW MEXICO LOT 14 LOT 13 AUGUST 2010 (LOT LINE ELIMINATED BY THIS PLAT) -5' PUBLIC UTILITY EASEMENT (03/10/1954, Bk. D272, Pg.234) LOT 16 LOT 12 (LOT LINE ELIMINATED BY THIS PLAT) TRACT A HODGES STREET (50' R.O.W.) 45,924 sq.ft. LOT 16 1.0542 acres LOT 11 (LOT LINE ELIMINATED BY THIS PLAT) LOT X GENERAL (LOT LINE ELIMINATED BY THIS PLAT) **CURVE TABLE** FOUND REBA (NO CAP) CHORD CHORD LENGTH DELTA ANGLE **RADIUS** LENGTH CURVE 89\*55'37" 28.27 28.27 20.00 C1 31.39 96°34'48" 44.79' 44.79 50.57 30.00 C2 LEGEND **FOUND MONUMENT** (AS NOTED) **ALBUQUERQUE CONTROL MONUMENT (AS NOTED)** SET 3/4" REBAR WITH RED PLASTIC CAP STAMPED "PLS 15511" \_ 25' FRONT SETBACK RIGHT-OF-WAY DEDICATED (04/24/1945; Bk. C, Pg. 191) N 86" 11'32" W, 1300.19" 2 2 TO THE CITY OF ALBUQUERQUE 10' P.U.E. GRANTED BY THIS PLAT (BY THIS PLAT) N 82°16'22" W (N 82°47'00" W, 125.86') ACS MONUMENT "6\_K20R" N-1482289.672 1" = 30' CENTRAL AVENUE N.E. E-1550482.622 EL-5393.350 "BASIS OF BEARINGS" (100' R.O.W.) GND TO GRD-0.999655156 8 84\*98\*54\* E, 2796.20\* **MAPPING ANGLE -0°10'21.80"** NAD83/NAVD88 NMSP (CENTRAL ZONE) ACS MONUMENT "5\_K20" SHEET 2 OF 2 N-1482001.249 E-1553259.684 BRASHER & LORENZ EL-5429.995

GND TO GRD-0.999652832

**NMSP (CENTRAL ZONE)** 

NAD83/NAVD88

MAPPING ANGLE -0°10'02.59"

PLAT OF

CONSULTING ENGINEERS & SURVEYORS

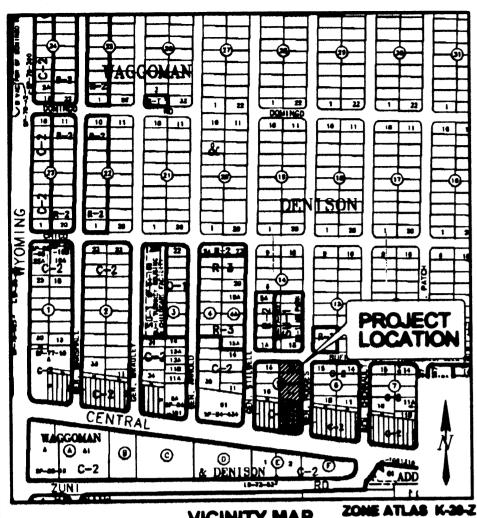
2201 Sen Pedro NE Building 1 Sulte 1300 Albuquerque, New Mexico 87110 Ph: 505-868-8088 Fex: 505-868-6188

JOB No. 10520

DRAWN BY: KRH

# RECORD PLAT BEARINGS AND DISTANCES:

A) SHOWN IN PARENTHESIS () ARE FROM PLAT OF WAGGOMAN-DENISON ADDITION, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191,



(NOT TO SCALE)

# PURPOSE OF PLAT

THE PURPOSE OF THIS PLAT IS TO:

- 1. CONSOLIDATE NINE (9) EXISTING LOTS INTO ONE NEW TRACT.
- 2. TO VACATE LOT LINES FOR LOTS 6, 7, 8, 9, 10, 11, 12, 13, AND LOT Y (AS SHOWN HEREON)
- 3. TO GRANT ADDITIONAL RIGHT-OF-WAY AS SHOWN HEREON.
- 4. VACATE SETBACK EASEMENT.

# GENERAL NOTES

- BEARINGS ARE NEW MEXICO STATE PLANE GRID BEARINGS
- (CENTRAL ZONE) NAD 83.
- DISTANCES ARE GROUND.
   THE "BASIS OF BEARINGS" IS THE LINE BETWEEN ACS
- MONUMENTS "6\_K20R" AND "5\_K20", BEARING IS \$84"08"54"E.
- RECORD PLAT BEARINGS AND DISTANCES:

  A) PLAT ENTITLED "WAGGOMAN-DENISON ADDITION, FILED IN THE
- OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191. 5. ALL CORNERS SET ARE A 3/4" REBAR WITH RED PLASTIC
- CAP STAMPED "P.L.S. 15611". UNLESS OTHERWISE INDICATED HEREON.
- 6. FIELD SURVEYS WERE PERFORMED JULY, 2010.
- 7. DOCUMENTS USED IN THE PREPARATION OF THIS SURVEY ARE AS FOLLOWS:

  A) PLAT ENTITLED "WAGGOMAN-DENISON ADDITION, FILED IN THE
  - OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191. B) TITLE COMMITMENT PROVIDED BY STEWART TITLE GUARANTY
  - COMPANY, FILE NO. 10070064 WITH AN EFFECTIVE DATE OF
- JULY 2, 2010.

  I. TOTAL NUMBER OF EXISTING TRACTS: Q
- 9. TOTAL NUMBER OF EXISTING LOTS : 9
- 10. TOTAL NUMBER OF TRACTS CREATED: 1
- 11. GROSS SUBDIVISION ACREAGE: 1.0543 ACRES
- 12. TOTAL MILEAGE OF FULL WIDTH STREETS CREATED: 0
- 13. CURRENT ZONING: C-2
- 14. CITY OF ALBUQUERQUE ZONE ATLAS PAGE: K-20-Z

# LEGAL DESCRIPTION:

A CERTAIN TRACT OF LAND BEING DESIGNATED AS LOTS 6, 7, 8, 9, 10, 11, 12, 13 & LOT Y, BLOCK 5, WAGGOMAN-DENISON ADDITION, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191, SITUATE IN SECTION 20, TOWNSHIP 10 NORTH, RANGE 4 EAST, N.M.P.M. CITY OF ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO, AND BEING PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE PROPERTY HEREIN DESCRIBED, SAID POINT BEING THE SOUTHEAST CORNER OF LOT 5, BLOCK 5, WAGGOMAN-DENISON ADDITION AND LYING ON THE NORTH RIGHT-OF-WAY LINE OF CENTRAL AVENUE N.E., MONUMENTED WITH A FOUND REBAR, NO CAP, FROM WHENCE CITY OF ALBUQUERQUE CONTROL MONUMENT "6\_K20R" BEARS N 86°11'32" W, A DISTANCE OF 1399.19 FEET;

THENCE N 01°09'01" E ALONG THE WEST PROPERTY LINE OF SAID LOT 6, BLOCK 5, WAGGOMAN-DENNISON ADDITION A DISTANCE OF 360.20 FEET TO THE NORTHWEST CORNER OF THE PROPERTY HEREIN DESCRIBED. SAID POINT ALSO BEING THE NORTHWEST CORNER OF LOT 13, BLOCK 5, WAGGOMAN-DENNISON ADDITION AND LYING ON THE SOUTH RIGHT OF WAY LINE OF BUENA VENTURA ROAD N.E., MONUMENTED WITH A FOUND 2" PIPE;

THENCE, S 88°46'47" E ALONG SAID SOUTH RIGHT-OF-WAY-LINE OF BUENA VENTURA ROAD N.E., A DISTANCE OF 125.01 FEET TO THE NORTHEAST CORNER OF THE PROPERTY HEREIN DESCRIBED, SAID POINT ALSO BEING THE NORTHEAST CORNER OF LOT 13, BLOCK 5, WAGGOMAN-DENNISON ADDITION AND LYING ON THE WEST RIGHT OF WAY LINE OF GENERAL HODGES STREET N.E.;

THENCE 8 01"00"50" W ALONG SAID WEST RIGHT OF WAY LINE OF GENERAL HODGES STREET N.E. A DISTANCE OF 374.46 FEET TO THE SOUTHEAST CORNER OF THE PROPERTY HEREIN DESCRIBED AND LYING ON THE NORTH RIGHT-OF-WAY LINE OF CENTRAL AVENUE N.E.;

THENCE, N 82°16'22" W ALONG SAID NORTH RIGHT-OF-WAY LINE OF CENTRAL AVENUE N.E., A DISTANCE OF 126.86 FEET TO THE POINT OF BEGINNING.

CONTAINS 1.0543 ACRES GROSS (1.047/SACRES NET)

# PUBLIC UTILITY EASEMENTS

PUBLIC UTILITY EASEMENTS SHOWN ON THIS PLAT ARE GRANTED FOR THE COMMON AND JOINT USE OF:

- 1. PNM ELECTRIC SERVICES FOR INSTALLATION, MAINTENANCE, AND SERVICE OF OVERHEAD AND UNDERGROUND ELECTRICAL LINES, TRANSFORMERS, AND OTHER EQUIPMENT AND RELATED FACILITIES REASONABLY NECESSARY TO PROVIDE ELECTRICAL SERVICE.
- 2. NEW MEXICO GAS COMPANY FOR INSTALLATION, MAINTENANCE, AND SERVICE OF NATURAL GAS LINES, VALVES AND OTHER EQUIPMENT AND FACILITIES REASONABLY NECESSARY TO PROVIDE NATURAL GAS.
- QWEST CORPORATION FOR THE INSTALLATION, MAINTENANCE, AND SERVICE OF SUCH LINES, CABLE, AND OTHER RELATED EQUIPMENT AND FACILITIES REASONABLY NECESSARY TO PROVIDE COMMUNICATION SERVICES, INCLUDING BUT NOT LIMITED TO GROUND PEDESTALS AND CLOSURES.
- 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.
- 5. 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 (ABOVEGROUND 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

CONTROL SHALL BE SOLELY RESPONSIBLE FOR CORRECTING ANY SHARE THE STATE OF THE SHARE THE 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 SIDE.

# FREE CONSENT AND DEDICATION

SURVEYED AND REPLATTED AND NOW COMPRISING TRACT A, LUNA LODGE MOTEL, WITHIN SECTION 20, TOWNSHIP 10 NORTH, RANGE 4 EAST, N.M.P.M., CITY OF ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO WITH THE FREE CONSENT OF AND IN ACCORDANCE WITH THE WISHES AND DESIRES OF THE UNDERSIGNED OWNER(S) AND PROPRIETOR(S) THEREOF, SAID OWNER(S) AND PROPRIETOR(S) DO HEREBY GRANT TO THE USE OF THE PUBLIC FOREVER, THE PUBLIC UTILITY EASEMENTS AS SHOWN HEREON. SAID OWNERS WARRANT THAT THEY HOLD COMPLETE AND INDEFEASIBLE TITLE IN FEE SIMPLE TO THE LAND SUBDIVIDED. THE UNDERSIGNED DO DEDICATE ADDITIONAL RIGHT OF WAY AS SHOWN HEREON IN FEE SIMPLE WITH WARRANTY COVENANTS. SAID OWNER(S) AND PROPRIETOR(S) DO HEREBY CONSENT TO ALL OF THE FOREGOING AND DO HEREBY REPRESENT THAT THEY ARE SO AUTHORIZED TO ACT.

SURESHA PATEL DATE

DATE

DATE

DATE

DATE

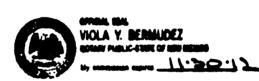
DATE

# <u>ACKNOWLEDGMENT</u>

STATE OF NEW MEXICO 388

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_\_\_ 2010, BY SURESH A. PATEL

NOTARY PUBLIC MY COMMISSION EXPIRES 11-30-2012



# **ACKNOWLEDGMENT**

STATE OF NEW MEXICO 3 SS

NOTARY PUBLIC

WIOLA Y. BERMUDEZ
START PUBLIC-STREE OF SERVICES
My committee copies 11-30-12

# SURVEYOR'S CERTIFICATION

I, LENORE ARMIJO, NEW MEXICO PROFESSIONAL SURVEYOR NUMBER 15511, HEREBY CERTIFY THAT THIS PLAT OF SURVEY WAS PREPARED FROM FIELD NOTES OF AN ACTUAL GROUND SURVEY PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION; THAT IT MEETS THE STANDARDS FOR LAND SURVEYS IN THE STATE OF NEW MEXICO AS ADOPTED BY THE NEW MEXICO STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND PROFESSIONAL SURVEYOR'S; THAT IT MEETS THE MINIMUM REQUIREMENTS FOR SURVEYS AND MONUMENTATION OF THE ALBUQUERQUE SUBDIVISION ORDINANCE; THAT IT SHOWS ALL EASEMENTS OF RECORD; AND THAT IT IS THE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

MORE ARMUO N.M.P.S. 15511



# DISCLAIMER

IN APPROVING THIS PLAT, PNM ELECTRIC SERVICES AND NM GAS COMPANY (NMGC) DID NOT CONDUCT A TITLE SEARCH OF THE PROPERTIES SHOWN HEREON.

DOC# 2010094105

09/20/2010 11:36 AM Page: 1.0f 2

1tyPLAT R:\$12.00 B: 2010C P: 0111 M. Toulous Olivere, Bernalillo Cou

# TRACT A LUNA LODGE MOTEL

BEING A REPLAT OF LOTS 6, 7, 8, 9, 10, 11, 12, 13 & LOT Y, BLOCK 5 WAGGOMAN-DENISON ADDITION WITHIN

SECTION 20, TOWNSHIP 10 NORTH, RANGE 4 EAST, N.M.P.M., CITY OF ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO AUGUST 2010

PROJECT NUMBER 1008256

APPLICATION NUMBER 10D2B70267

CITY APPROVALS

CITY SURVEYOR

DATE

REAL PROPERTY DIVISION

DATE

09/15/70

ALB-REIGH COUNTY WATER UTILITY AUTHORITY DATE

Bradley L. Burgham 9/15/10

Bradly L. Binghan 9/15/10
DATE

S CHARPERSON, PLANNING DEPT. DATE

UTILITY APPROVALS

DATE

A PLANT O VIII 9-9-10

DATE

A PLANT O PARTE

Pobert Months 9.9.10

TREASURERS CERTIFICATION

THIS IS TO CERTIFY THAT TAXES ARE CURRENT AND PAID ON:
UPC #102006714104630204
PROPERTY OWNERS OF RECORD: SURESH and JAYALAXMI PATEL

SERNALLES COUNTY TREADURER

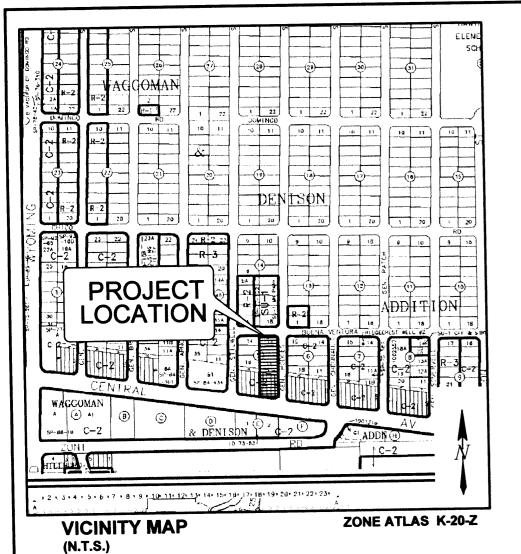
9/16/10 DATE

SHEET 1 OF 2

BRASHER & LORENZ COMMUTING ENGINEERS & SURVEYORS

2201 Sen Pudro ME Building 1 Sulto 1200
Albuquerque, New Mexico 67110
Ph: 806-888-8088 Fex: 806-888-8188

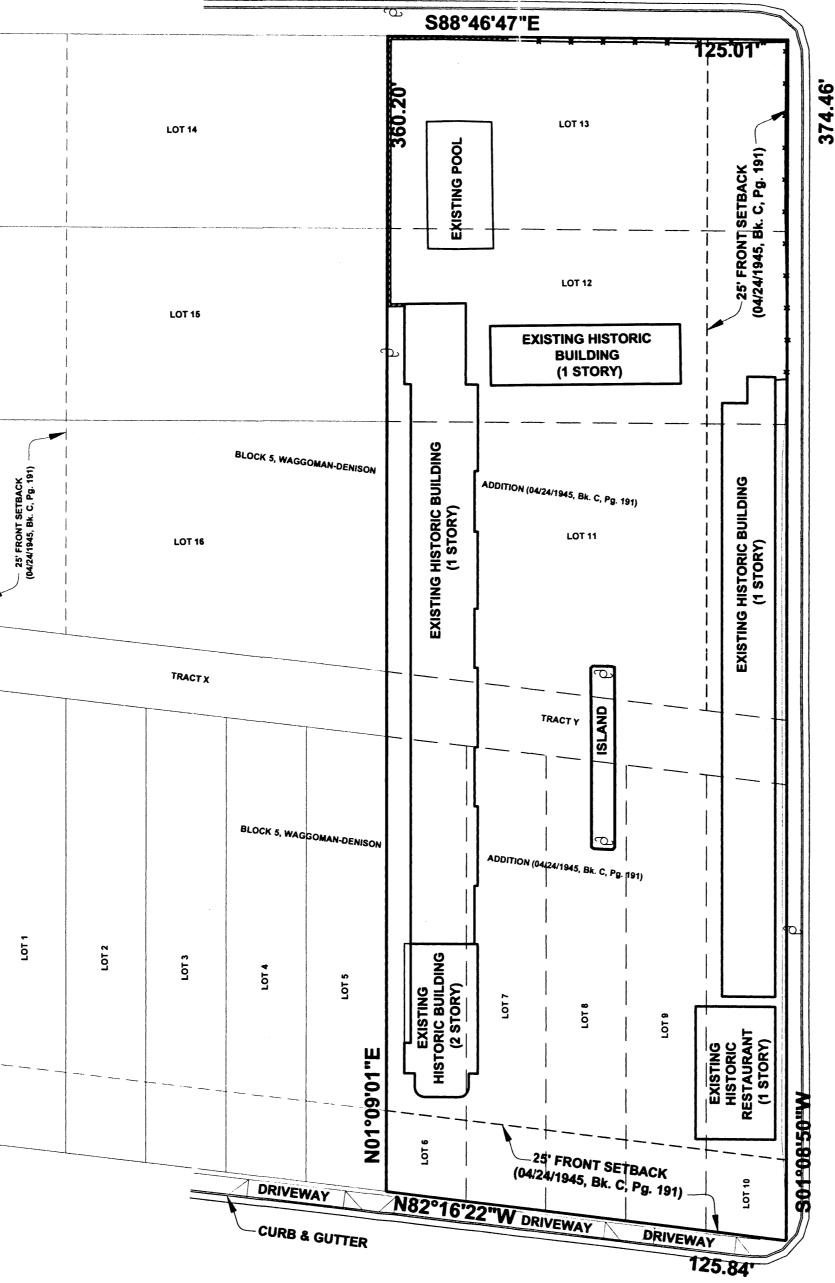
DRAWN BY: KRH/LGM JOB No. 10520



N N

# GENERAL STILWELL STREET (50° R.O.W.)

# **BUENA VENTURA ROAD N.E.** (50' R.O.W.) S88°46'47"E



CENTRAL AVENUE N.E. (100' R.O.W.)

HODGES STREET (50' R.O.W.)

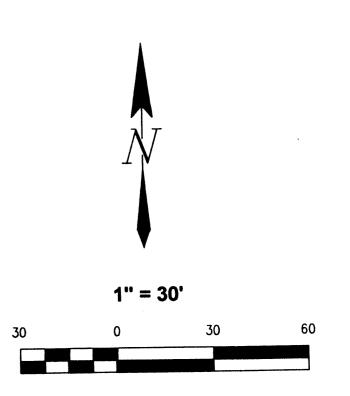
GENERAL

SKETCH PLAT OF

# **LUNA LODGE MOTEL**

**BEING A REPLAT OF** LOTS 6 THRU 13 & TRACT Y, **WAGGOMAN-DENISON ADDITION WITHIN** 

SECTION 20, TOWNSHIP 10 NORTH, RANGE 4 EAST, N.M.P.M., CITY OF ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO **JULY, 2010** 



SHEET 1 OF 1

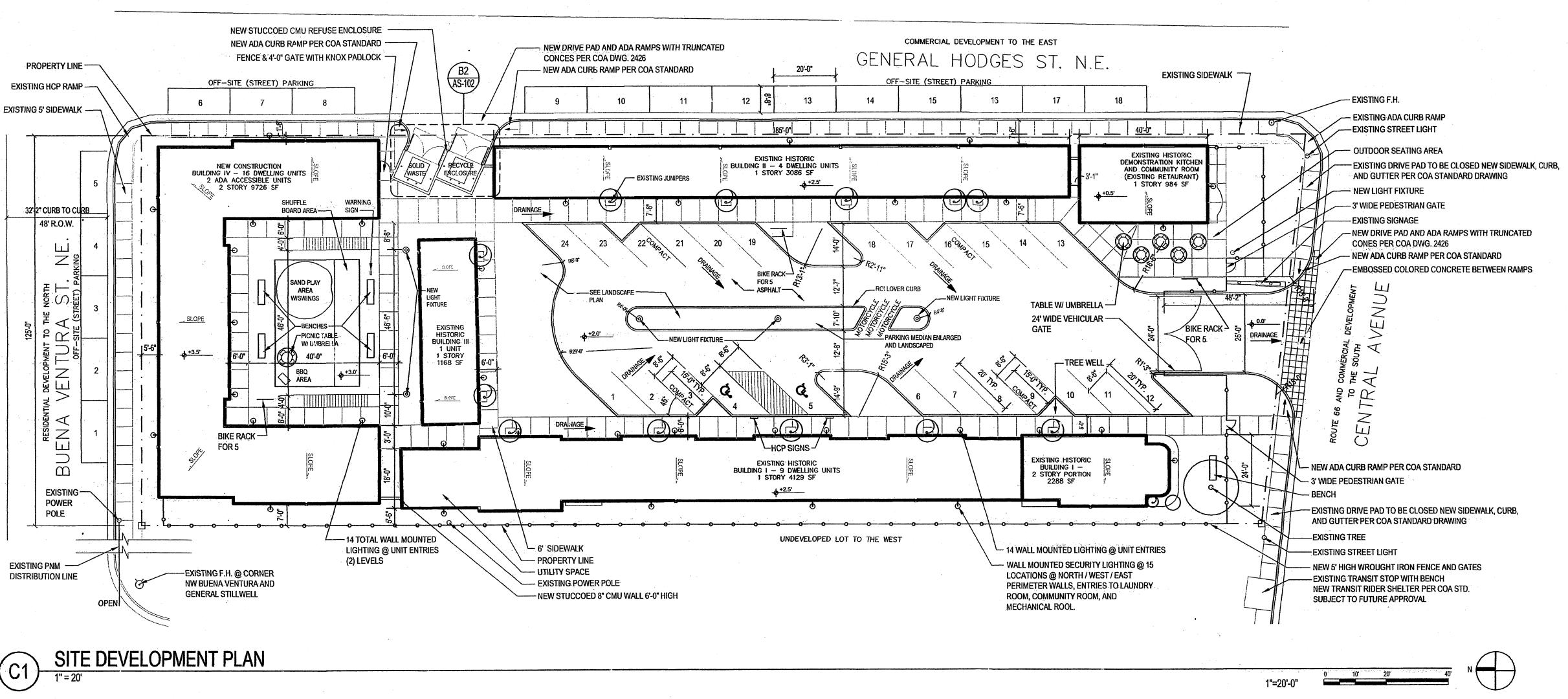


DRAWN BY: KRH

JOB No. 10520

# RECORD PLAT BEARINGS AND DISTANCES:

A) SHOWN IN PARENTHESIS ( ) ARE FROM PLAT OF LOTS 6 THRU 13 & TRACT Y, WAGGOMAN-DENISON ADDITION, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191,



BLDG USE SQUARE FOOTAGE COMMUNITY BUILDING 984 SF BUILDING I 6417 SF **BUILDING II** 3086 SF **BUILDING III** 1168 SF 9726 SF **BUILDING IV** 

21,381 SF TOTAL

PARKING REQUIRED PER APPLICANT

1 SPACE PER UNIT 30 SPACES 2 SPACES HANDICAP SPACES MOTORCYCLE SPACES 3 SPACES

PARKING PROVIDED

ON SITE ON STREET PARKING HANDICAP SPACES

24 SPACES 9 SPACES (<sup>1</sup>/<sub>2</sub> OF AVAILABLE) 2 SPACES

TOTAL SPACES

3 SPACES

33 SPACES

**BICYCLE RACK SPACES** 

MOTORCYCLE SPACES

PROVIDED 15 SPACES

ANY CHANGES TO THE SITE DEVELOPMENT PLAN, INCLUDING A CHANGE TO R-2 AND/OR C-2 PERMISSIVE USES WITH A DIFFERENT PARKING DEMAND, SHALL BE REVIEWED BY THE CITY PER STANDARD SU-1 PROCEDURES (§14-16-2-22 (A)(6)).

# **OPEN SPACE**

LUNA 21,381 SF = 717 SF/DWELLING UNIT

PATIOS, PLAZAS AND PLAY AREAS 18 X 30 @ COMMUNITY BUILDING 540 SF 50 X 24 @ COMMUNITY ROOM 784 SF 46 X 40 @ CHILDRENS PLAY PLAZA 1.840 SF

TOTAL 3,164 SF

# **MECHANICAL EQUIPMENT / UTILITY NOTES:**

- 1. ROOF-TOP EQUIPMENT ON THE NEW BUILDING SHALL BE SCREENED FROM THE PUBLIC RIGHT OF WAY BY PARAPET WALLS OR STRUCTURAL FEATURES. PER 14-16-3-189(C)(6). NEW ROOF-TOP EQUIPMENT ON THE HISTORIC BUILDINGS, OF A DIFFERENT TYPE OR LARGER THAN EXISTING EQUIPMENT, SHALL BE SCREENED, BUT NOT NECESSARILY WITH MATERIAL AND COLOR TO MATCH THE BUILDING.
- 2. ALL SCREENING AND VEGETATION SURROUNDING GROUND-MOUNTED TRANSFORMERS AND UTILITY PADS SHALL ALLOW 10 FEET OF CLEARANCE IN FRONT OF THE EQUIPMENT DOOR AND 5-6 FEET OF CLEARANCE ON THE REMAINING THREE SIDES.
- 3. TEN (10) FEET OF CLEARANCE SHALL BE MAINTAINED AROUND ELECTRIC UTILITY POLES.

# LIGHTING AND SECURITY NOTES:

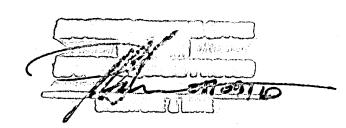
- 1. ALL LIGHTING SHALL COMPLY WITH AREA LIGHTING REGULATIONS IN THE ZONING CODE.
- 2. PROPERTY ACCESS SHALL BE LIMITED TO RESIDENTS AND THEIR GUESTS AT NIGHT, E.G. BETWEEN 10PM AND 7AM, AND THAT PEDESTRIAN AND VEHICULAR GATES SHALL BE LOCKED DURING THAT PERIOD.
- 3. LOCKING OF ALL GATES SHALL BE WITH 'KNOX BOX' FOR FIREFIGHTER ACCESS AND RESIDENTS KEYED LOCKING HARDWARE.

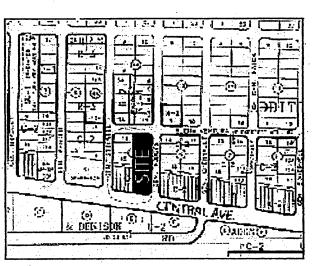
# **PROJECT DATA**

- ACREAGE - 1.05 ACRES (45,924.83 SF) - SITE IS LISTED ON THE NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES AND THE NATIONAL REGISTER OF HISTORIC PLACES. BOUNDARY INCLUDES THE LOTS ON WHICH THE LUNA LODGE ARE LOCATED. - ZONING SU-1 FOR C-2 / R-2 FOR PERMISSIVE USES - PROPOSED USE: AFFORDABLE APARTMENTS AND INCIDENTAL USES - NUMBER OF DWELLING UNITS - 30 - BEDROOMS - 40 - BATHROOMS - 30 - MAXIMUM BUILDING HEIGHT - 26 FEET - OPEN SPACE CALCULATIONS - TOTAL REQUIRED - 13,000 SF

- TOAL PROVIDED - 25,189 SF - FLOOR AREA RATIO (FAR) - .47 - AREA OF BUILDING FOOTPRINT - 14,890 SF

NOTE: SIGNAGE SHALL COMPLY WITH 14-16-3-5, INCLUDING REGULATIONS FOR SIGNS IN RESIDENTIAL ZONES (C) EXCEPT WHERE GENERAL SIGN REGULATIONS CONFLICT WITH HISTORIC PRESERVATION REQUIREMENTS.





GRAPHIC SCALE IN FEET



by the Environmental Planning Commission (EPC), dated and the Findings and Conditions in the Offici Notification of Decision are satisfied.	al
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 SIGNOFF APPROVAL:	
Traffic Engineering, Transportation Division	Date
ABCWUA .	Date
Parks and Recreation Department	Date
City Engineer	Date

\* Environmental Health; Department (conditional)

DRB Chairperson, Planning Department

le who

Solid Waste Management

PROJECT NUMBER: 1008256

Application Number:

Homes - Luna Lodge (
DEVELOPMENT PL
PERMIT ĬШŰ NewLife I DRB SITE BUILDING This Plan is consistent with the specific Site Development Plan approved ISSUE: DRB PROJECT NUMBER: FILE: AS-101 DRWN. BY: CMW CHKD BY: GS 8.9.10 DATE: August 6, 2010 Date

**AS-101** 

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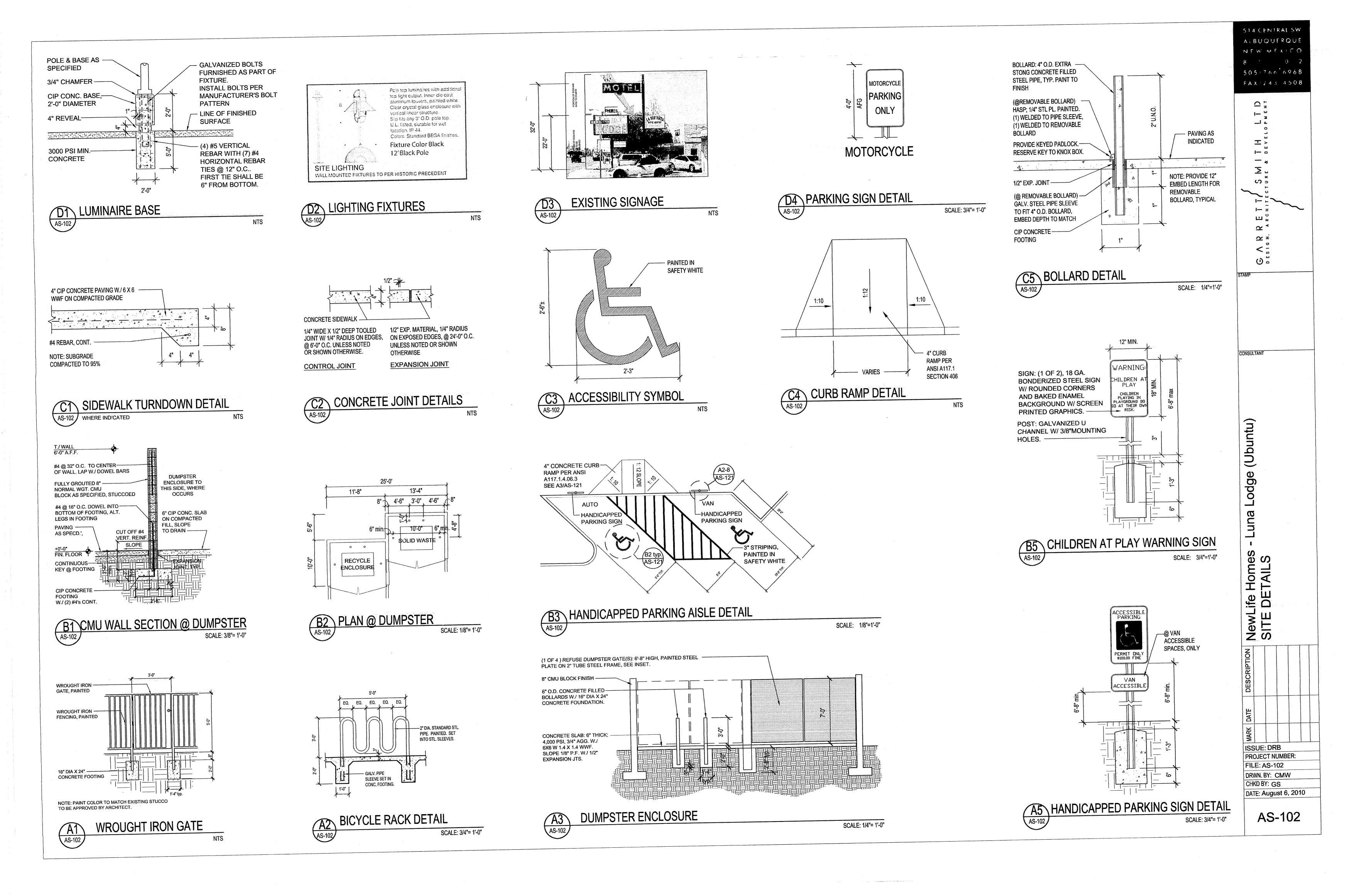
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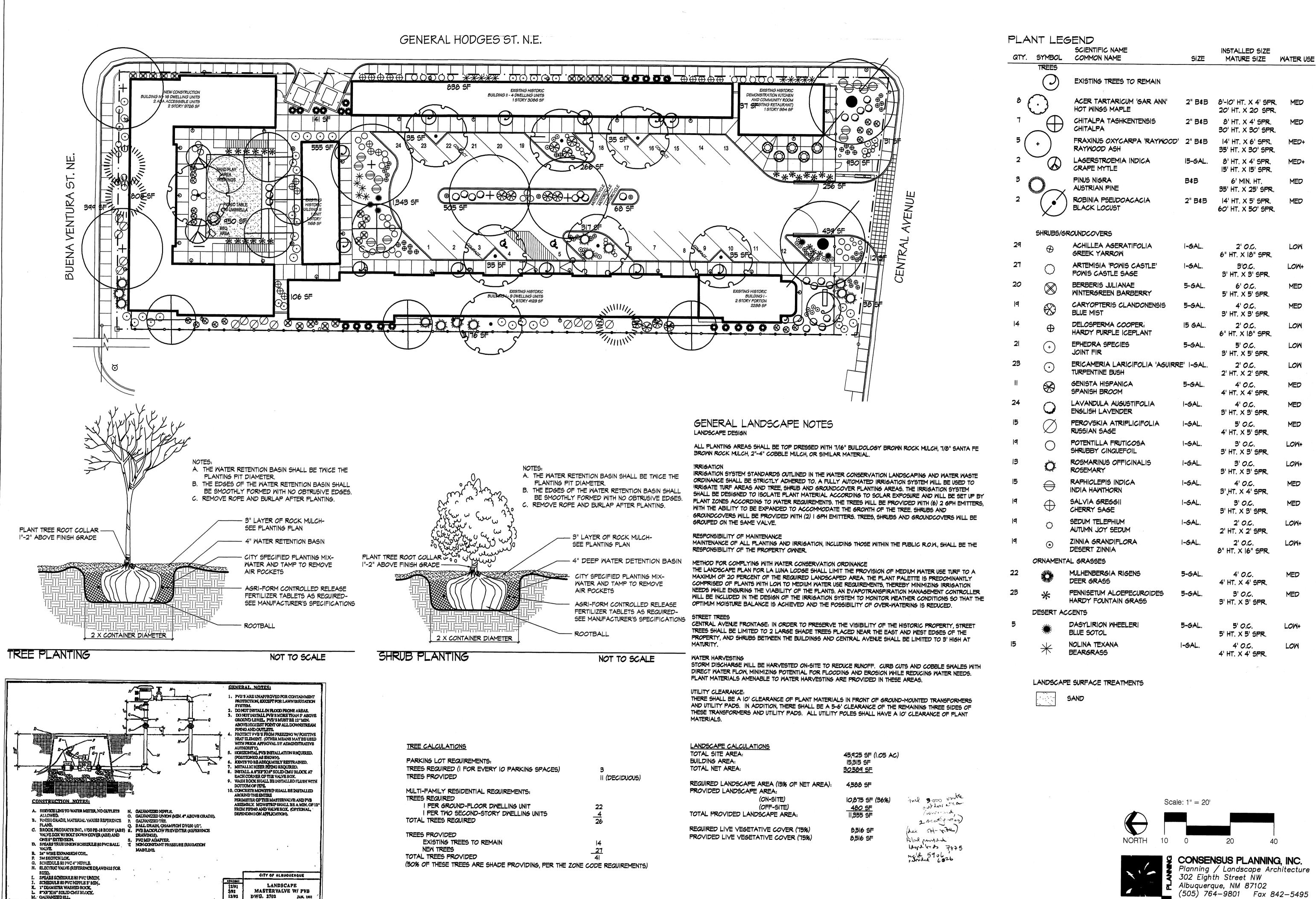
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REVISIONS

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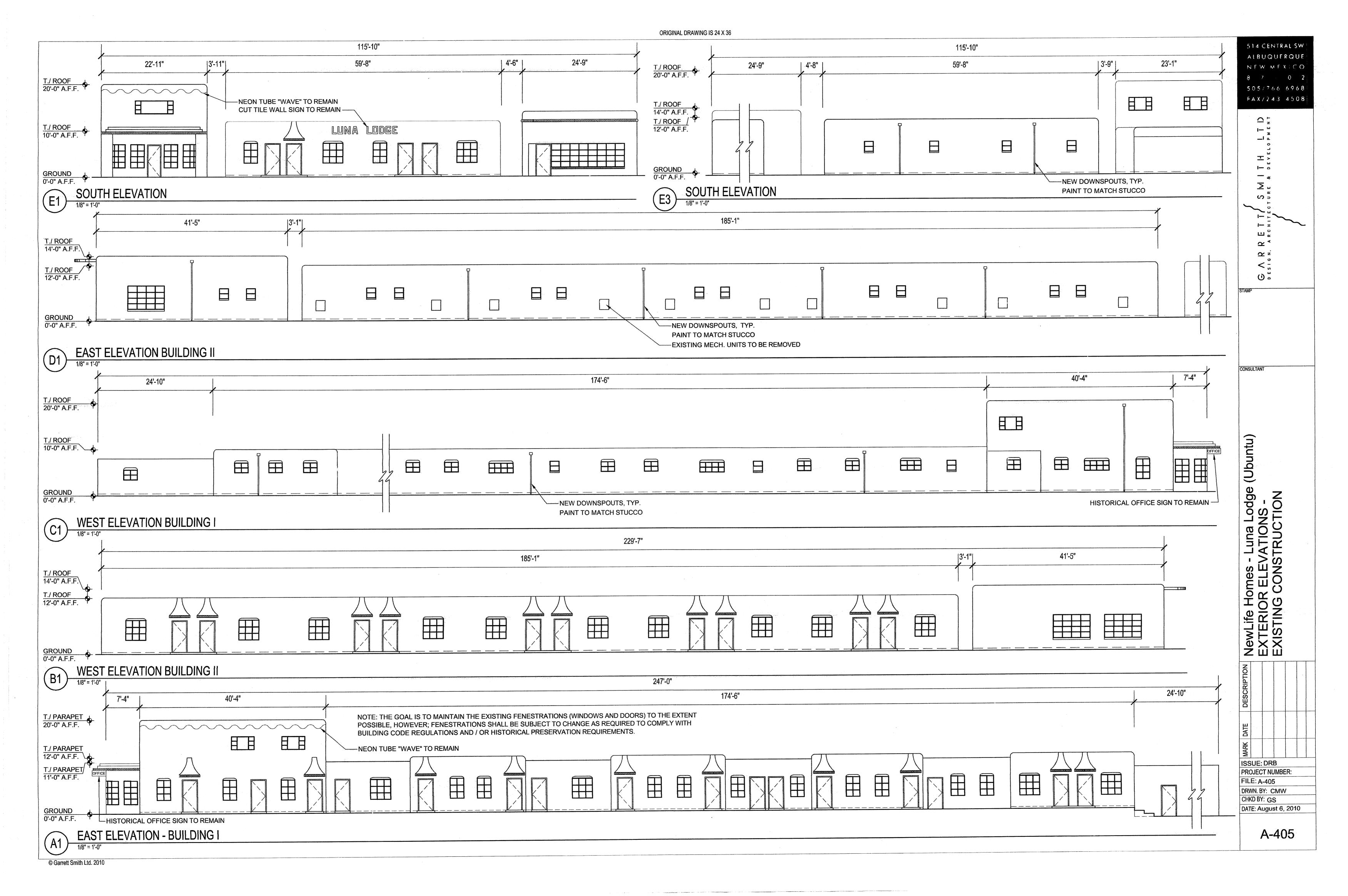
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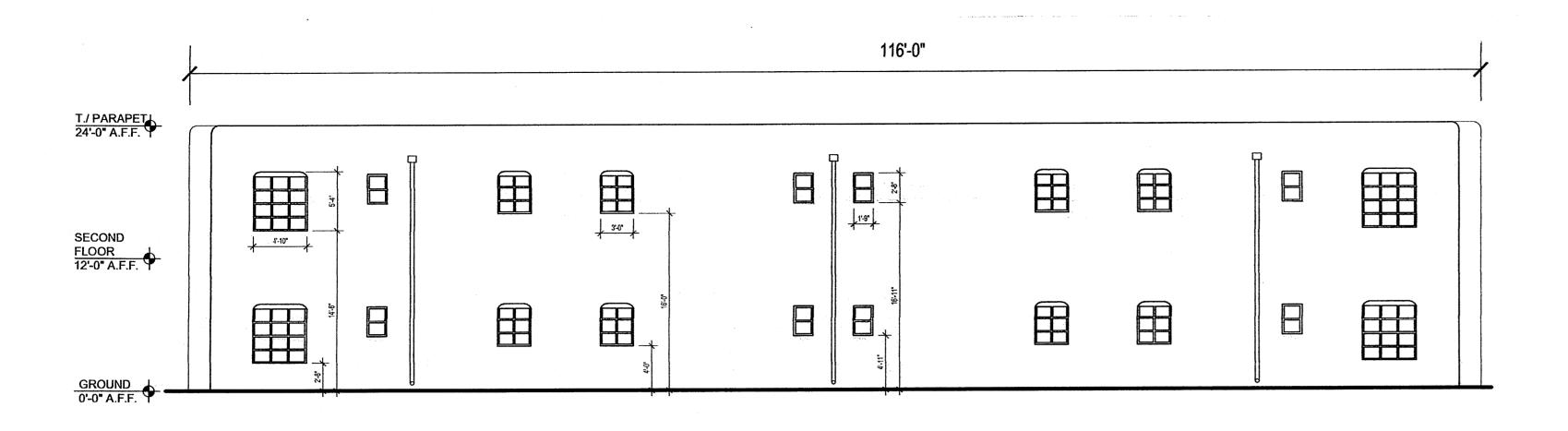
(UBUNTU) LODGE CAPE LANDS(



CONSENSUS PLANNING, INC. Planning / Landscape Architecture (505) 764-9801 Fax 842-5495 e-mail: cp@consensusplanning.com

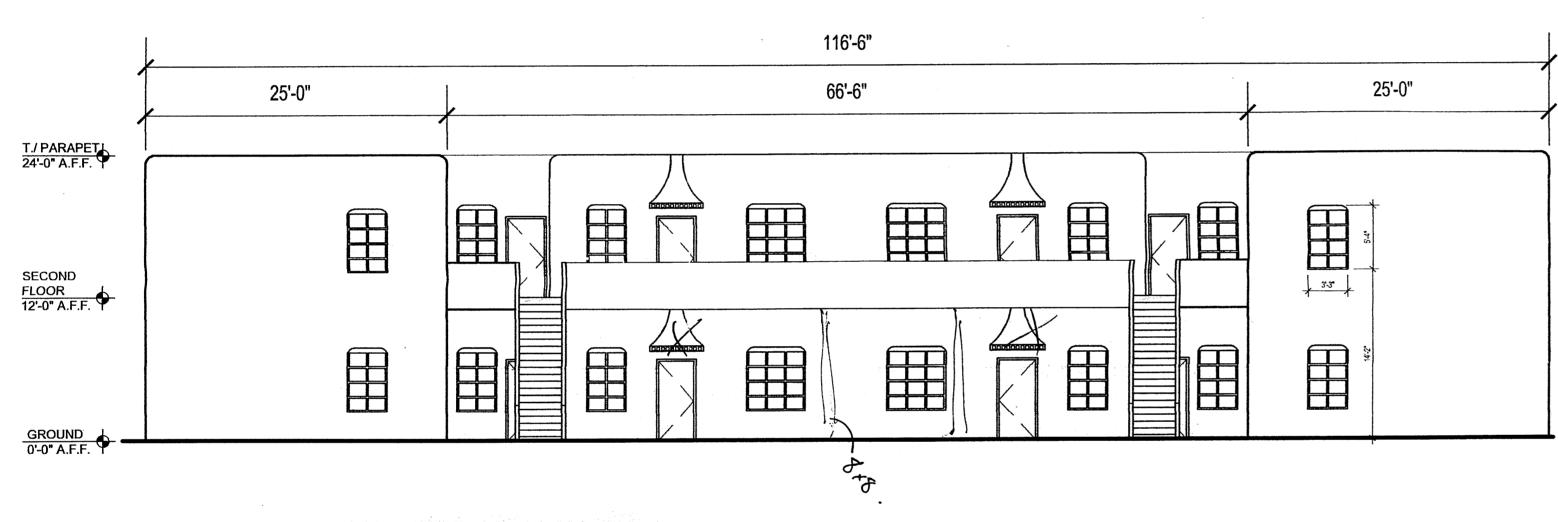
DRWN. BY: CG DATE: 8/18/10



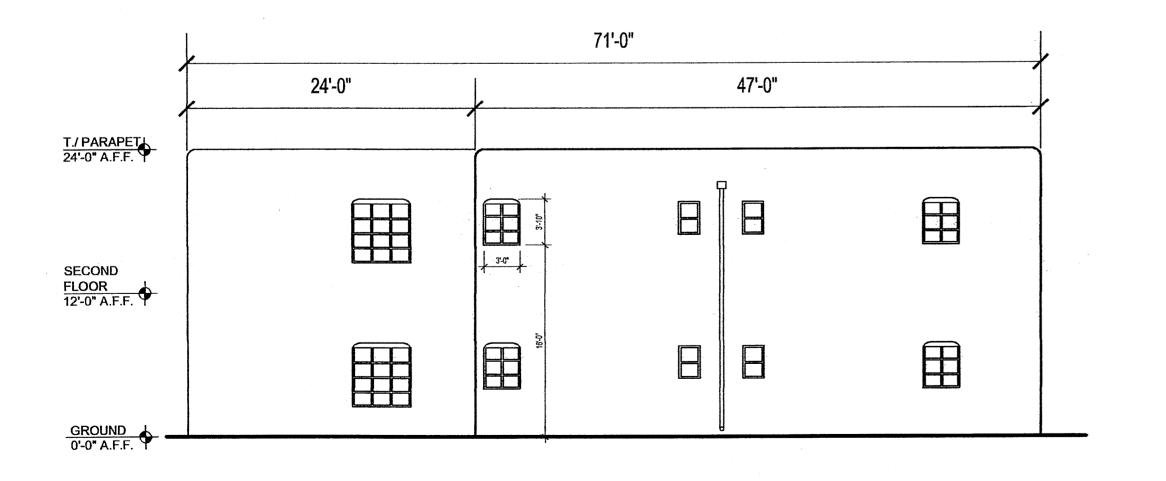


BUILDING IV - NORTH EXTERIOR ELEVATION

NOTE:
1. ALL EXTERIOR COLORS, FOR NEW CONSTRUCTION, SHALL MATCH HISTORIC PRECENDENTS IN PLACE.



BUILDING IV - SOUTH EXTERIOR ELEVATION



71'-0" 47'-0" 24'-0" T./ PARAPET 24'-0" A.F.F. 3.0 SECOND FLOOR 12'-0" A.F.F. GROUND 0'-0" A.F.F.

BUILDING IV - WEST EXTERIOR ELEVATION

BUILDING IV - EAST EXTERIOR ELEVATION

FAX/243-4508 NewLife Homes - Luna Lodge (Ub EXTERIOR ELEVATIONS -NEW CONSTRUCTION ISSUE: DRB PROJECT NUMBER: FILE: A-406 DRWN. BY: CMW Ch/O BY: GS

A-406

DATE: August 3, 2010

**ZONE ATLAS K-20-Z** VICINITY MAP (NOT TO SCALE)

> **BLOCK 5, WAGGOMAN-DENISON** ADDITION (04/24/1945, Bk. C, Pg. 191) TRACT X FOUND REBAR FOUND 2" PIPE **HISTORIC BUILDING EXISTING HISTORIC BUILDING** (2 STORY) (1 STORY) **EXISTING POOL** (FILLED WITH DIRT) TRACT Y LOT 8 **LOT 11** LOT 9 25' FRONT SETBACK (04/24/1945, Bk. C, Pg. 191) HISTORIC **EXISTING HISTORIC BUILDING** RESTAURANT Z & DRIVEWAY ∑≸

> > **GENERAL HODGES STREET N.E.** (50' R.O.W.)

ALTA/ACSM LAND TITLE SURVEY

# LOTS 6 THRU 13 & TRACT Y, **WAGGOMAN-DENISON ADDITION**

SECTION 20, TOWNSHIP 10 NORTH, RANGE 4 EAST, N.M.P.M., CITY OF ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO **JULY, 2010** 

# LEGAL DESCRIPTION:

LOTS 6 THRU 13 & TRACT Y, WAGGOMAN-DENISON ADDITION, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191,

# SCHEDULE B - SECTION II, EXCEPTIONS

(DO NOT PERTAIN TO THIS SURVEY)

# NOTES:

- 1. DOCUMENTS USED:
  - A) PLAT ENTITLED "WAGGOMAN-DENISON ADDITION, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191.
  - B) TITLE COMMITMENT PROVIDED BY STEWART TITLE WITH AN EFFECTIVE
- 2. THE "BASIS OF BEARINGS" IS SAID PLAT ENTITLED "WAGGOMAN-DENISON ADDITION. 3. DISTANCES ARE GROUND. 4. THE SUBJECT PROPERTY IS LOCATED IN ZONE X, DESIGNATING AREAS AS
- DETERMINED TO BE OUTSIDE THE 500-YEAR FLOODPLAIN ACCORDING TO REVISED FEMA FLOOD INSURANCE RATE MAP No. 35001C0358 G WITH AN EFFECTIVE DATE OF SEPTEMBER 26, 2008.
- 5. ELEVATIONS SHOWN ARE FROM ALBUQUERQUE CONTROL STATION 5-K20, **ELEVATION = 5429.995**

# SURVEYOR'S CERTIFICATION

TO GREG P. CARABAJAL, AZDEV PROPERTIES & INVESTMENTS, AND FIDELITY NATIONAL INSURANCE COMPANY:

THIS IS TO CERTIFY 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 NMPS IN 1999, AND INCLUDES ITEMS 2, 3, 5, 10, 11a, 11b 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 MEASUREMENTS WERE MADE IN ACCORDANCE WITH THE "MINIMUM ANGLE, DISTANCE, AND CLOSURE REQUIREMENTS FOR SURVEY MEASUREMENTS WHICH CONTROL LAND BOUNDARIES FOR ALTA/ACSM LAND TITLE SURVEYS."

LEONARD G. MARTINEZ N.M.P.S. 9801





(NOT TO SCALE)

# <u>LEGEND</u>

POWER POLE

---- GUY WIRE

SANITARY SEWER MANHOLE

UNDERGROUND ELECTRIC LINE

SAS UNDERGROUND SANITARY SEWER LINE

TEL UNDERGROUND TELEPHONE LINE

OHU OHU OVER HEAD UTILITY LINE

FOUND MONUMENT (AS NOTED)

SIGN (AS NOTED) WATER VALVE

FIRE HYDRANT

T STREET LIGHT

clean out

**CONCRETE** 

ASPHALT PAVING

# **BLOCK 5, WAGGOMAN-DENISON** ADDITION (04/24/1945, Bk. C, Pg. 191) LOT 5 **LOT 16** OWNER: CARL & DOROTHY REAZIN **OWNER: CARL & DOROTHY REAZIN OWNER: CARL & DOROTHY REAZIN** LOT 15 OWNER: CARL & DOROTHY REAZIN HISTORIC BUILDING **EXISTING HISTORIC BUILDING** (2 STORY) (1 STORY) 2,040 Sq.Ft. N00°43'00"E 4,142 Sq.Ft. EXISTING POOL (FILLED WITH DIRT) N00°43'00"E AREA DRAIN **LOT 12 TRACT Y** N00°43'00"E AREA DRAIN RIM-5410.67 HISTORIC · XXX **RESTAURANT EXISTING HISTORIC BUILDING** (1 STORY) 1,027 Sq.Ft. (1 STORY) 3,145 Sq.Ft. DRIVEWAY 374.46' ^ GAS SERVICE WATER METER PUBLIC UTILITY EASEMENT (ITEM #16) GENERAL HODGES STREET N.E.

# LEGAL DESCRIPTION:

LOTS 6 THRU 13 & TRACT Y, WAGGOMAN-DENISON ADDITION, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191,

# NOTES:

1.THIS IS NOT A BOUNDARY SURVEY. 2. APPARENT PROPERTY CORNERS ARE SHOWN FOR ORIENTATION ONLY.

3. DOCUMENTS USED: A) PLAT ENTITLED "WAGGOMAN-DENISON ADDITION, FILED IN THE OFFICE

OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO ON MAY 24, 1945, IN BOOK C, PAGE 191.

B) TITLE COMMITMENT PROVIDED BY STEWART TITLE GUARANTY COMPANY. FILE No. 10070064 WITH AN EFFECTIVE DATE OF JULY 2, 2010. 4. THE "BASIS OF BEARINGS" IS SAID PLAT ENTITLED "WAGGOMAN-DENISON ADDITION.

5. DISTANCES ARE GROUND. 6. THE SUBJECT PROPERTY IS LOCATED IN ZONE X, DESIGNATING AREAS AS DETERMINED TO BE OUTSIDE THE 500-YEAR FLOODPLAIN ACCORDING TO REVISED FEMA FLOOD INSURANCE RATE MAP No. \$500100866 G WITH AN

EFFECTIVE DATE OF SEPTEMBER 26, 2008. 7. ELEVATIONS SHOWN ARE FROM ALBUQUERQUE CONTROL STATION 5-K20, **ELEVATION = 5429.995** 

# SURVEYOR'S CERTIFICATION

TO NEWLIFE HOMES, INC. AND STEWART TITLE GUARANTY COMPANY:

THIS IS TO CERTIFY 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 NMPS IN 1999, AND INCLUDES ITEMS 2, 3, 5, 7a, 7b1, 8, 10, 11b, 13, 14, 15 &16 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 MEASUREMENTS WERE MADE IN ACCORDANCE WITH THE "MINIMUM ANGLE, DISTANCE, AND CLOSURE REQUIREMENTS FOR SURVEY MEASUREMENTS WHICH CONTROL LAND BOUNDARIES FOR ALTA/ACSM LAND TITLE SURVEYS."

LEONARD G. MARTINEZ N.M.P.S. 980

# **ALTA/ACSM LAND TITLE SURVEY**

# LOTS 6 THRU 13 & TRACT Y, WAGGOMAN-DENISON **ADDITION**

SECTION 20, TOWNSHIP 10 NORTH, RANGE 4 EAST, N.M.P.M., CITY OF ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO **JULY, 2010** 

# SCHEDULE B - SECTION II, EXCEPTIONS

- ITEM 1. RIGHTS OR CLAIMS BY PARTIES IN POSSESSION NOT SHOWN BY THE PUBLIC RECORDS. (AS SHOWN HEREON)
- ITEM 2. EASEMENTS, OR CLAIMS OF EASEMENTS, NOT SHOWN BY THE PUBLIC RECORDS. (AS SHOWN HEREON)
- ITEM 3. ENCROACHMENTS, OVERLAPS, CONFLICTS IN BOUNDARY LINES, SHORTAGES IN AREA, OR OTHER MATTERS WHICH WOULD BE DISCLOSED BY AN ACCURATE SURVEY AND INSPECTION OF THE PREMISES. (AS SHOWN HEREON)
- ITEM 4. ANY LIEN, CLAIM OR RIGHT TO A LIEN, FOR SERVICES, LABOR OR MATERIAL HERETOFORE OR HEREAFTER FURNISHED, IMPOSED BY LAW AND NOT SHOWN BY THE PUBLIC RECORDS. (DOES NOT APPLY)
- ITEM 5. COMMUNITY PROPERTY, SURVIVORSHIP, OR HOMESTEAD RIGHTS, IF ANY, OF ANY SPOUSE OF THE INSURED (OR VESTEE IN A LEASEHOLD OR LOAN POLICY) (DOES NOT APPLY)
- ITEM 6. (INTENTIONALLY OMITTED)
- ITEM 7. WATER RIGHTS, CLAIMS OR TITLE TO WATER. (DOES NOT APPLY)
- ITEM 8. (INTENTIONALLY OMITTED)
- ITEM 9. TAXES FOR THE YEAR 2010 AND THEREAFTER, NOT YET DUE OR PAYABLE. (DOES NOT APPLY)
- ITEM 10. DEFECTS, LIENS, ENCUMBRANCES, ADVERSE CLAIMS OR OTHER MATTERS, IF ANY, CREATED, FIRST APPEARING IN THE PUBLIC RECORDS OR ATTACHING SUBSEQUENT TO THE EFFECTIVE DATE HEREOF, BUT PRIOR TO THE DATE THE PROPOSED INSURED ACQUIRES FOR VALUE OF RECORD THE ESTATE OR INTEREST OR MORTGAGE THEREON COVERED BY THIS COMMITMENT. (DOES NOT APPLY)
- ITEM 11. RESERVATIONS AND EXCEPTIONS IN THE PATENT BY THE UNITED STATES OF AMERICA RECORDED OCTOBER 25, 1944, IN BOOK 77, PAGE 271. RECORDS OF BERNALILLO COUNTY, NEW MEXICO.(DOES NOT APPLY)
- ITEM 12. RESTRICTIVE COVENANTS AFFECTING THE INSURED PREMISES, BUT OMITTING ANY COVENANT, CONDITIONS OR RESTRICTIONS, IF ANY BASED ON RACE, COLOR, RELIGION, SEX, HANDICAP, FAMILIAL STATUS OR NATIONAL ORIGIN UNLESS AND ONLY TO THE EXTENT THAT THE COVENANT, CONDITION OR RESTRICTION (A) IS EXEMPT UNDER TITLE 42 OF THE UNITED STATES CODE, OR (B) RELATES TO HANDICAP, BUT DOES NOT DISCRIMINATE AGAINST HANDICAPPED PERSONS, AS SET FORTH IN WARRANTY DEED, RECORDED JUNE 7, 1945, IN BOOK 220, PAGE 216, AS DOC. NO. 74236, AND AS NOTED ON THE RECORDED PLAT RECORDED IN PLAT BOOK C, PAGE 191, RECORDS OF BERNALILLO COUNTY, NEW MEXICO. (AS SHOWN HEREON)
- ITEM 13. EASEMENTS, AND INCIDENTAL PURPOSE THERETO, RESERVED ALONG THE INSURED PREMISES, AS SHOWN ON THE RECORDED PLAT. RECORDED IN PLAT BOOK C, PAGE 191, RECORDS OF BERNALILLO COUNTY, NEW MEXICO. (AS SHOWN HEREON)
- ITEM 14. A FIVE FOOT (5') UTILITY EASEMENT, AND INCIDENTAL PURPOSE THERETO, RESERVED ALONG THE REAR LOT LINE OF THE INSURED PREMISES, AS SET FORTH IN THE WARRANTY DEED, RECORDED JUNE 7, 1945, IN BOOK 220, PAGE 216, AS DOC. NO. 74236, RECORDS OF BERNALILLO COUNTY, NEW MEXICO. (NOT PROVIDED BY STEWART TITLE GUARANTY COMPANY)
- ITEM 15. EASEMENTS, AND INCIDENTAL PURPOSES THERETO, GRANTED TO PUBLIC SERVICE COMPANY OF NEW MEXICO, A NEW MEXICO CORPORATION, AND THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH COMPANY, A COLORADO CORPORATION, RECORDED MARCH 10, 1954, IN BOOK D 272. PAGE 234, AS DOC. NO. 15363, RECORDS OF BERNALILLO COUNTY, NEW MEXICO. (NOT PROVIDED BY STEWART TITLE GUARANTY COMPANY)
- ITEM 16. EASEMENT, AND INCIDENTAL PURPOSES THERETO, GRANTED TO THE PUBLIC SERVICE COMPANY OF NEW MEXICO, A NEW MEXICO CORPORATION, AND THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH COMPANY, A COLORADO CORPORATION, RECORDED OCTOBER 4, 1982, IN BOOK MISC. 962, PAGE 856, AS DOC. NO. 82-51749, RECORDS OF BERNALILLO COUNTY, NEW MEXICO. (AS SHOWN HEREON)
- ITEM 17. GRANT OF EASEMENT, AND INCIDENTAL PURPOSES THERETO, RECORDED APRIL 16, 2004, IN BOOK A75, PAGE 9961, AS DOC. NO. 2004-050108, RECORDS OF BERNALILLO COUNTY, NEW MEXICO. (BLANKET EASEMENT)
- ITEM 18. CABLE TELEVISION INSTALLATION AND SERVICE SUBSCRIPTION AGREEMENT BY AND BETWEEN SAMUEL A. PATEL, AND CABLE TV FUND 12-BCD VENTURE, A COLORADO JOINT VENTURE, DATED FEBRUARY 23, 1990, RECORDED JANUARY 7, 1991, IN BOOK 91-1, PAGE 1948, AS DOC. NO. 91-1060, RECORDS OF BERNALILLO COUNTY, NEW MEXICO. (BLANKET EASEMENT)
- ITEM 19. MEMORANDUM OF CABLE TELEVISION INSTALLATION AND SERVICE SUBSCRIPTION AGREEMENT BY AND BETWEEN CABLE TV FUND 12-BCD VENTURE, A COLORADO JOINT VENTURE, A SURESH A. PATEL, DATED MARCH 15, 1997, RECORDED JULY 8, 1997, IN BOOK 97-18, PAGE 4321, AS DOC. NO. 97-068899, RECORDS OF BERNALILLO COUNTY, NEW MEXICO. (BLANKET EASEMENT)
- ITEM 20. RIGHTS OF PARTIES UNDER ANY UNRECORDED RENTAL AND/OR LEASE AGREEMENTS. (DOES NOT APPLY)



