

VICINITY MAP

Not To Scale

EXCEPTIONS

As listed within the Title Commitment prepared for this property by Stewart Title Guaranty Company, Commitment for Title Insurance No. 01147—16151, dated March 12, 2015.

- Reservations and exceptions in the Patent by the United States of America recorded on August 21, 1905, in Book 35, Page 91, records of Bernalillo County, New Mexico. (Affects Property Not
- (14.) Easements, and incidental purpose thereto, reserved along the insured premises, as shown on the recorded plat, recorded in Plat Book B8, Page 164, records of Bernalillo County, New Mexico. (As to Parcel 2) (Affects Property Easement Plotted Hereon)
- (15.) Easements, and incidental purpose thereto, reserved along the insured premises, as shown on the recorded plat, recorded in Plat Book C38, Page 195, records of Bernalillo County, New Mexico. (As to Parcel 3) (Affects Property Easements Plotted Hereon)
- (16.) Right of Way Grant, and incidental purposes thereto, recorded August 20, 1931, in Book 117, Page 598, as Doc. No. 50366, records of Bernalillo County, New Mexico. (As to Parcel 1) (May Affect Property Appears to be Offsite Portions of Document Unreadable)
- 17.) Right-of-Way, and incidental purposes thereto, recorded May 18, 1932, in Book 123, Page 389, as Doc. No. 85201, records of Bernalillo County, New Mexico. (As to Parcels 1 and 2) (Affects Property Not Plottable Blanket in Nature)
- (18.) Easements, and incidental purposes thereto, as set forth and contained in the Warranty Deed recorded June 27, 1938, in Book 152, Page 626, as Doc. No. 93839, records of Bernalillo County,
- New Mexico. (As to Parcel 1) (Affects Property Plotted Hereon)

 (19.) Easements, and incidental purposes thereto, as set forth and contained in the Warranty Deed
- 19. Easements, and incidental purposes thereto, as set forth and contained in the Warranty Deed recorded September 15, 1938, in Book 162, Page 146, as Doc. No. 96166; and in Quitclaim Deed recorded December 31, 1969, in Book D 870, Page 371, as Doc. No. 61049, records of Bernalillo County, New Mexico. (As to Parcel 1) (Affects Property Plotted Hereon)

 (20) Easement, and incidental purposes thereto, recorded October 20, 1938, in Book 162, Page 229, as
- 20. Easement, and incidental purposes thereto, recorded October 20, 1938, in Book 162, Page 229, as Doc. No. 96755 records of Bernalillo County, New Mexico. (As to Parcel 1) (Affects Property Easement Area and Centerline Plotted Hereon Easement Width Undisclosed)

 (21.) Grant of Easement for Purpose of Construction, Maintaining and Repairing Sanitary Sewer Line, and
- 21. Grant of Easement for Purpose of Construction, Maintaining and Repairing Sanitary Sewer Line, and incidental purposes thereto, recorded September 13, 1951, in Book D 186, Page 155, as Doc. No. 38919, records of Bernalillo County, New Mexico. (As to Parcel 1) (Affects Property Not Plottable Document Description not Specific as to Location)

 (22) Easement, and incidental purposes thereto, granted to Public Service Company of New Mexico, a
- New Mexico corporation, and Mountain States Telephone and Telegraph Company of New Mexico, a Colorado corporation, recorded July 28, 1961, in Book D 604, Page 502, as Doc. No. 31406, records of Bernalillo County, New Mexico. (As to Parcel 1) (Affects Property Not Plottable Based on Information in said Document)
- 23) Reciprocal Ingress and Egress Parking Easement, and incidental purposes thereto, recorded June 26, 1975, in Book Misc. 427, Page 356, as Doc. No. 71084, records of Bernalillo County, New Mexico. (As to Parcel 1) (Affects Property Easement Area Indicated Hereon)
- (24) Easement, and incidental purposes thereto, as set forth and reserved in the Quitclaim Deed recorded June 13, 1989, in Book D 362A, Page 358, as Doc. No. 8951390, records of Bernalillo County, New Mexico. (As to Parcel 3) (Affects Property Plotted Hereon)
- Easement, and incidental purposes thereto, granted to Public Service Company of New Mexico, a New Mexico corporation, and U S West Communications, Inc., a Colorado Corporation, recorded October 7, 1992, in Book 92—23, Page 7889, as Doc. No. 92100931, records of Bernalillo County, New Mexico. (As to Parcel 3) (Affects Property Plotted Hereon)
- (26) Permanent Easement, and incidental purposes thereto, recorded January 14, 2013, as Doc. No. 2013004411, records of Bernalillo County, New Mexico. (Affects Property Approximate Location of Easement Shown Hereon Plottable Description Not Contained in said Document)
- (27) Intentionally deleted. (28) Intentionally deleted.
- (29) Consent and Attornment Agreement dated June 11, 1984, recorded July 10, 1984, in Book Misc. 133A, Page 273, as Doc. No. 84—52076, records of Bernalillo County, New Mexico. (As to Parcel 1) (Non-Survey Matter)
- 30) Intentionally deleted.
- 31.) Intentionally deleted.
- 32. Intentionally deleted.
- Terms, provisions, conditions, restrictions and stipulations contained in that certain Lease dated December 10, 1997, by and between Hard J. Ward, Jr. and Joyce A. Ward, Trustees of the Ward Family 1981 Trust u/t/a January 28, 1981, as Lessor, and Southwestco Wireless, L.P., a Delaware limited partnership, as Lessee, as evidenced by that certain Memorandum of Lease recorded December 23, 1997, in Book 97–36, Page 624, as Doc. No. 97135135, records of Bernalillo County, New Mexico. Memorandum of Assignment recorded August 4, 1999, in Book 9911, Page 1396, as Doc. No. 1999101693, records of Bernalillo County, New Mexico. Memorandum of First Amendment to Lease Agreement, recorded May 6, 2011, as Doc. No. 2011043420, records of Bernalillo County, New Mexico. (As to Parcel 3) (Affects Property Fifteen foot Access & Utility Easement Plotted Hereon. Easement Description Not Sufficient to Plot Ten foot Utility Easement Contained within said Documents)
- (34) Any and all rights, liens, claims or equities in favor of the Middle Rio Grande Conservancy District which affects the insured premises. (Non—Survey Matter)
- (35) Rights of tenants in possession pursuant to those certain lease agreements set forth on that certain rent roll dated _____, and only as to the portion of the property covered by each such lease agreement, with no option to purchase rights or rights of first refusal. (Non–Survey Matter)
- (36) CenturyLink Encroachment Agreement recorded _____, as Doc. No _____, records of Bernalillo County, New Mexico. (Affects Property Encroaching Easement Shown Hereon Document not Recorded)

A.L.T.A. / A.C.S.M. LAND TITLE SURVEY OF

A PORTION OF TRACT A, COOGAN AND WALTERS AND SOUTHWESTERN LAND AND DEVELOPMENT CORP.

TRACTS B AND C, MILNE PLAZA

TRACT A, M.R.G.C.D. MAP NO. 39

SITUATE WITHIN THE TOWN OF ATRISCO GRANT

PROJECTED SECTION 24 TOWNSHIP 10 NORTH, RANGE 2 EAST

NEW MEXICO PRINCIPAL MERIDIAN

CITY OF ALBUQUEROUE

BERNALILLO COUNTY, NEW MEXICO

MARCH, 2015

As listed within the Title Commitment prepared for this property by Stewart Title Guaranty Company, Commitment for Title Insurance No. 01147—16151, dated March 12, 2015.

PARCEL 1: TITLE COMPANY LEGAL DESCRIPTION

A tract of land situates within the Town of Atrisco Grant, in the City of Albuquerque, New Mexico, being more particularly described as follows:

Beginning at the Northwest corner No. 1 of the tract herein set forth, a point marking the intersection of the Southerly right of way line of Central Avenue West with the Easterly right of way line of the Middle Rio Grande Conservancy District Isleta Drain and whence the Northwest corner of Section 24, Township 10 North, Range 2 East, N.M.P.M., as shown on Bernalillo County Survey No. 1, bears N. 48° 52' 43" W., 1582.25 feet distant; and running thence N. 74° 51' E., along the Southerly right of way line of Central Avenue West, a distance of 400.88 feet to the true point of beginning.

Thence continuing along the Southerly right of way line of Central Avenue West, N. 74° 51' E., a distance of 316.61 feet to a point;

Thence continuing along the Southerly right of way line of Central Avenue West, along a curve to the left having a radius of 1482.31 feet, with a central angle of 12° 19' 20", a distance of 318.78 feet to a point;

Thence along a curve to the right having a radius of 10.0 feet, with a central angle of 87°

O8' 20", a distance of 15.21 feet to a point;

Thence S. 30° 20' E., along the Southwesterly right of way line of Atrisco Road S.W., a distance of 378.97 feet to a point;

Thence continuing along the Southwesterly right of way line of Atrisco Road S.W. along a curve to the right having a radius of 673.20 feet, with a central angle of 30° 41' 40", a distance of 360.53 feet to a point; Thence N. 85° 50' W., a distance of 1065.28 feet to a

Thence N. 04° 10' E., a distance of 257.09 feet to a point; Thence N. 74° 51' E., a distance of 177.28 feet to a point;

hence N. 15°09' W., a distance of 100.0 feet to the true point of beginning.

PARCEL 2: LEGAL DESCRIPTION

Tracts lettered "B" and "C" of Milne Plaza, a Subdivision of the City of Albuquerque, New Mexico, as the same are shown and designated on the plat of such addition, filed in the office of the County Clerk of Bernalillo County, New Mexico, on September 24, 1973, in

PARCEL 3: LEGAL DESCRIPTION

Tract lettered "A" of Lands of M.R.G.C.D. Map No. 39, as the same is shown and designated on the plat entitled "Plat of Tract A, Lands of M.R.G.C.D. Map No. 39, Situate within Projected Section 24, T. 10 N., R. 2 E., N.M.P.M., City of Albuquerque, Bernalillo County, New Mexico," filed in the office of the County Clerk of Bernalillo County, New Mexico, on April 6, 1989, in Plat Book C38, Page 195.

GENERAL NOTES

- 1. Bearings are New Mexico State Plane Grid Bearings, Central Zone NAD83.
- 2. Distances are ground.
- 3. Distances along curved lines are arc lengths.
- 4. Record plat or deed bearings and distances, where they differ from those established by this field survey, are shown in parentheses ().
- 5. All corners found in place and held were tagged with a brass disk stamped "HUGG L.S. 9750" or "HUGG L.S. 11808" unless otherwise indicated hereon.
- 6. All corners that were set are either a 5/8" rebar with cap stamped "HUGG L.S. 9750" or "HUGG L.S. 11808" or a concrete nail with brass disk stamped "HUGG L.S. 9750" or "HUGG L.S. 11808" unless otherwise indicated hereon.
- 7. Field surveys were performed during the month of December, 2014 and January 2015. 8. As noted item 11(a) of Table A of the "Minimum Standard Detail Requirements For
- As noted item 11(a) of Table A of the "Minimum Standard Detail Requirements For ALTA/ACSM Land Title Surveys, Effective Date 2/23/2011, "Location of utilities existing on or serving the surveyed property" is determined by observed evidence only.

 All utilities should be field verified and spotted by the contractor(s) prior to commencement of any construction.
- 9. The surveyed property contains a total of 693 regular striped parking spaces and 16 striped handicap spaces.

Parcel 1: 644 regular striped parking spaces and 15 striped handicap spaces Parcel 2: 49 regular striped parking spaces and 1 striped handicap space Parcel 3: Does not contain striped parking spaces

- The number of spaces shown hereon are as—built and not intended to imply conformance to any applicable zoning ordinance or restriction. The 2011 Minimum Standard Detail Requirements for ALTA/ACSM Land Title Surveys, Table A, Optional Survey Responsibilities and Specifications states the surveyor cannot make a certification on the basis of an interpretation with respect to an interpretation of a zoning ordinance or restriction.
- 10. City of Albuquerque Zone Atlas Page: K-12-Z

zoning ordinance or restriction.

dated March 12, 2015.

- 11. The surveyed property is currently zoned "C-1 (SC)" (Community Commercial Zone Shopping Center) per the City of Albuquerque Zone Atlas, dated 9/2/2014.

 The information shown hereon and/or contained within this note is not intended to imply conformance to any applicable zoning ordinance or restriction. The 2011 Minimum Standard Detail Requirements for ALTA/ACSM Land Title Surveys, Table A, Optional Survey Responsibilities and Specifications, states the surveyor cannot make a certification on the basis of an interpretation with respect to an interpretation of a
- 12. The surveyed property is subject to all exceptions pertaining to the surveyed property as listed in SCHEDULE B PART II of the Title Commitment prepared for this property by Stewart Title Guaranty Company, Commitment for Title Insurance No. 01147—16151,
- 13. The above described Title Commitment was used in defining easements as shown hereon. Circled numbers by the easement description correspond to the Title Commitment's SCHEDULE B PART II item number. Where possible, said easements have been plotted. Only easements as provided for in said SCHEDULE B PART II of the Commitment described above or designated on the plat of record are shown on
- 14. There is no observable evidence of earth moving work, building construction or building additions within recent months.
- 15. There is no observable evidence of the surveyed property having been used as a solid waste dump, sump or sanitary landfill as of the date of this survey.
- 16. The nearest roadway intersection to the surveyed property is the intersection of Central Avenue S.W. and Atrisco Drive S.W. and is immediately adjacent to the Northeast corner of the surveyed property.

FLOOD ZONE DETERMINATION

The subject properties appear to lie within "ZONE X — SHADED" (Areas of 0.2% annual chance flood; acres of 1% annual chance flood with average depths of less than 1 foot or with drainage areas less than 1 square mile; and areas protected by levees from 1% annual chance flood) as shown on National Flood Insurance Program Flood Insurance Rate Map Numbers 35001C0329H and 35001C0333H, Maps Revised August 16, 2012.

FEMA FLOOD NOTE

THIS AREA IS SHOWN AS BEING PROTECTED FROM THE 1—PERCENT ANNUAL CHANCE OR GREATER FLOOD HAZARD BY A LEVEE SYSTEM. OVERTOPPING OR FAILURE OF ANY LEVEE SYSTEM IS POSSIBLE. FOR ADDITIONAL INFORMATION, SEE THE "ACCREDITED LEVEE NOTE" IN NOTES TO USERS ON REFERENCED FLOOD INSURANCE RATE MAP.

PARCEL 1: AS SURVEYED LEGAL DESCRIPTION

That certain parcel of land situate within the Town of Atrisco Grant in Projected Section 24, Township 10 North, Range 2 East, New Mexico Principal Meridian, Bernalillo County, New Mexico, comprising a portion of Tract "A", Coogan & Walters And Southwestern Land And Development Corp., as the same is shown and designated on the plat entitled "PLAT OF THE LANDS OF COOGAN & WALTERS AND SOUTHWESTERN LAND AND DEVELOPMENT CORP., SITUATE IN THE CITY OF ALBUQUERQUE, NEW MEXICO, FOR ASSESSMENT PURPOSES, ROSS HOWARD COMPANY RH—OT, DECEMBER 4, 1970", filed in the office of the County Clerk of Bernalillo County, New Mexico, on December 4, 1970, in Volume C7, Folio 170, more particularly described by survey performed by Russ P. Hugg, New Mexico Professional Surveyor Number 9750, using New Mexico State Plane Grid Bearings (Central Zone — NAD 83) and ground distances as follows:

BEGINNING at the southeasterly corner of the parcel herein described (a 60D nail found in place), whence Albuquerque Control Survey Monument "15—J12" bears N 21*51'22" E, 1,566.44 feet distant, said point also being a point on the northerly boundary of Lot 11, Blocks 1 & 2, El Centro, 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 November 27, 1944, in Volume D, Folio 77(c); Thence, along the southerly boundary of said Tract "A", and the northerly boundary of said Blocks 1 & 2, El Centro,

- N 85°45'46" W, 1065.29 feet to the southwesterly corner of the parcel herein described (a concrete nail with brass disk stamped "LS 9750" set in place), said point also being the southeasterly corner of Tract "C", Milne Plaza, 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 September 24, 1973, in Volume B8, Folio 164; Thence,
- N 04'14'14" E, 257.09 feet to an angle point (a 5/8" rebar with cap stamped "LS 9750" set in place), said point also being an angle point in the easterly boundary of
- Tract "B", Milne Plaza, of said plat filed in Volume B8, Folio 164; Thence,

 N 15°04'46" W, 100.00 feet to the northwesterly corner of the parcel herein described (a concrete nail with brass disk stamped "LS 9750" set in place), said point also being the northeasterly corner of said Tract "B", Milne Plaza, and also being a point on the southerly right of way line of Central Avenue West; Thence, along said southerly right of way line,
- N 74*55'14" E, 2.28 feet to and angle point (a concrete nail with brass disk stamped "LS 9750" set in place), said point also being the northwesterly corner of Tract "A-1", Albuquerque Land and Leasing Company, as the same is shown and designated on the plat thereof, filed December 17, 1975, in Volume B10, Folio
- S 15°04'46" E, 100.00 feet to an angle point (a concrete nail with brass disk stamped "LS 9750" set in place), said point also being the southwesterly corner of said Tract "A-1"; Thence,
- N 74°55'14" E, 175.00 feet to an angle point (a concrete nail with brass disk stamped "LS 9750" set in place), said point also being the southeasterly corner of said Tract "A-1"; Thence,

 N 15°04'46" W. 100.00 feet to an angle point (a concrete nail with brass disk stamped "LS
- 9750" set in place), said point also being the northeasterly corner of said Tract "A-1", and also being a point on said southerly right of way line of Central Avenue West; Thence, along said southerly right of way line,

 N 74°55'14" E, 316.61 feet to a point of curvature (a concrete nail with brass disk
- stamped "LS 11808" set in place); Thence,

 Northeasterly, 318.79 feet on the arc of a curve to the left (said curve having a radius of 1,482.31 feet, a central angle of 12*19'20", and a chord that bears N 68*45'34" E, 318.18 feet) to a point of reverse curvature (a concrete nail with
- brass disk stamped "LS 11808 set in place); Thence,

 Southeasterly, 15.21 feet on the arc of a curve to the right (said curve having a radius of 10.00 feet, a central angle of 87'08'20", and a chord that bears S 73'49'56"

 E, 13.78 feet) to a point of tangency (a concrete nail with brass disk stamped "LS 11808" set in place), said point also being a point on the southwesterly right of way line of Atrisco Drive S.W.; Thence, along said
- southwesterly right of way line,

 S 30°15'46" E, 378.97 feet to a point of curvature (a concrete nail with brass disk
 stamped "LS 9750" set in place); Thence,
- Southerly, 360.54 feet on the arc of a curve to the right (said curve having a radius of 673.20 feet, a central angle of 30°41'08", and a chord that bears S 14°55'12" E, 356.25 feet) to the point of beginning.
- E, 356.25 feet) to the point of begin Said parcel contains 11.0186 acres, more or less.

DOCUMENTS USED IN THE PREPARATION OF THIS SURVEY

- a. Plat entitled "PLAT OF TRACT A, LANDS OF SALAS PROPERTIES LLC, A REPLAT OF TRACTS 114-B-1, 114-B-2, 115-E-1, & 115-E-2 M.R.G.C.D. MAP 39; TOGETHER WITH LOTS 1 AND B, BLOCK 1, ZIMMERMAN ADDITION, WITHIN PROJECTED SECTION 24, T. 10 N., R. 2 E., N.M.P.M., WITHIN THE TOWN OF ATRISCO GRANT, ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO, FEBRUARY 2010", filed May 12. 2010, in Plat Book 2010C, Page 58, records of Bernalillo County, New Mexico.
- b. Plat entitled "PLAT OF TRACT A, LANDS OF M.R.G.C.D. MAP NO. 39; SITUATE WITHIN PROJECTED SECTION 24, T. 10 N., R. 2 E., N.M.P.M., CITY OF ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO, JULY, 1988", filed April 6, 1989, in Volume C38, Folio 195, records of Bernalillo County, New Mexico.
- c. Plat entitled "PLAT OF LAND OF ALBUQUERQUE LAND AND LEASING COMPANY, SITUATE IN THE CITY OF ALBUQUERQUE, NEW MEXICO", filed December 17, 1975, in Volume B10, Folio 173. records of Bernalillo County, New Mexico.
- d. Plat entitled "MILNE PLAZA, A SUBDIVISION OF THE CITY OF ALBUQUERQUE, NEW MEXICO", filed September 24, 1973, in Volume B8, Folio 164, records of Bernalillo County, New Mexico.
- e. Plat entitled "PLAT OF THE LANDS OF COOGAN & WALTERS AND SOUTHWESTERN LAND AND DEVELOPMENT CORP., SITUATE IN THE CITY OF ALBUQUERQUE, NEW MEXICO", filed December 4, 1970, in Volume C7, Folio 170, records of Bernalillo County, New Mexico.
- f. Plat entitled "BLOCKS 1 & 2 OF EL CENTRO, A SUBDIVISION, ALBUQUERQUE, NEW MEXICO", filed November 27, 1944, in Volume D, Folio 77, records of Bernalillo County, New Mexico.

g. Plat entitled "ZIMMERMAN'S REPLAT OF LOTS 1 AND 2, BLOCK 1, ZIMMERMANN ADDITION TO THE CITY OF ALBUQUERQUE, NEW MEXICO, IN SCHOOL DIST. 28, BERNALILLO COUNTY,

- N.M.", filed March 27, 1941, in Volume A, Folio 25, records of Bernalillo County, New Mexico.

 h. Plat entitled "ZIMMERMANN ADDITION TO THE CITY OF ALBUQUERQUE —N.M., IN SCHOOL
- DIST. 28 BERNALILLO COUNTY, N.M.", filed January 30, 1937, in Volume C, Folio 48, records of Bernalillo County, New Mexico.

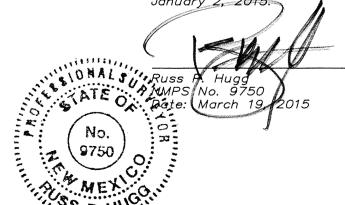
i. Title Commitment prepared for the surveyed property by Stewart Title Guaranty Company, Commitment for Title Insurance No. 01147—16151, dated March 12, 2015.

SURVEYORS CERTIFICATION

To: Tecolote Resources, Inc., a California corporation, Kelly's Legacy, LLC, a California limited liability company, Sheri I. Bovino, Trustee of the Burden Children's Trust dated December 17, 1986, and Tecolote X—Kmart II, LLC, a California limited liability company; The Trustee(s) of the Ward Family 1981 Trust dated January 28, 1981; BOKF, NA dba Bank of Albuquerque; 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 the 2011 Minimum Standard Detail Requirements for ALTA/ACSM Land Title

accordance with the 2011 Minimum Standard Detail Requirements for ALTA/ACSM Land Title Surveys, jointly established and adopted by ALTA and NSPS, and includes Items 1, 2, 3, 4, 6(a), 7(a), 8, 9, 11(a), 14, 16 and 18 of Table A thereof. The field work was completed on January 2, 2015.



140785_3-18-15.dwg

SHEET 1 OF 4

SURV TEK, INC.

Consulting Surveyors

9384 Valley View Drive, N.W. Albuquerque, New Mexico 87114 Fax: 505-897-3377

