

3rd EXTENSION AGREEMENT
Procedure "B"

PROJECT NO. 709786

This Agreement made this ____ day of _____, 20____, by and between the City of Albuquerque, New Mexico, a municipal corporation ("City") and (name of Developer:) **DR Scott, LLC.** ("Developer"), whose address is **4400 Alameda Blvd. NE, Ste. E, Albuquerque, NM, 87113** and whose telephone number is **(505)345-2694**, is made in Albuquerque, New Mexico and is entered into as of the date of final execution of this Agreement.

WHEREAS, the parties agree that the word "Subdivider" used in any previous Agreements is replaced with the word "Developer" for this Agreement. This change has no substantive effect on any other provision of the agreement.

WHEREAS, the City and the Developer entered into an Agreement on the **23rd** day of **June, 2015**, which was recorded on **25th** day of **June, 2015**, pages **1** through **10** as Document No. **2015054640** in the records of Bernalillo County Clerk, State of New Mexico ("Earlier Agreement"), by which the Subdivider agreed to complete the construction of certain infrastructure improvements on or before the **11th** day of **June, 2016**; and

WHEREAS, the Earlier Agreement was amended by a **1st Extension** Agreement dated **August 30, 2016**, recorded on **September 01, 2017**, pages **1** through **4**, as Document No. **2017085389**, in the records of Bernalillo County Clerk, State of New Mexico, extending the construction deadline to **June 11, 2019**; and

WHEREAS, it appears that the Developer will be unable to complete construction of the improvements by the deadline specified in the Agreement; and

WHEREAS, the City is willing to grant Developer an extension of time in which to complete construction of all or part of the improvements, provided the Developer posts an acceptable financial guaranty, as required by the City's Integrated Development Ordinance and the Development Process Manual; and

WHEREAS, the Developer is able to provide the required financial guaranty;

NOW THEREFORE in consideration of the above and the mutual promises contained herein, the parties agree:

1. The required completion date for construction of the improvements, as set forth in the attached **Exhibit A**, is extended (Complete either A or B:)

A. For all improvements, the 11th day of September, 2019.

B. On portions of the improvements as follows:

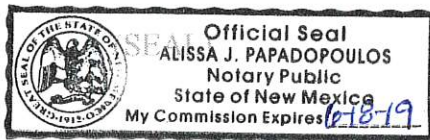
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Dated: _____

DEVELOPER'S NOTARY

STATE OF NEW MEXICO)
) ss.
COUNTY OF BERNALILLO)

This instrument was acknowledged before me on this 10th day of JUNE, 2019
by [name of person:] Robert Prewitt, [title or capacity, for instance, "President" or "Owner"] Vice
President of [Developer:] DR Scott, LLC.



Alissa J. Papadopoulos
Notary Public

My Commission Expires: JUNE 18, 2019

CITY'S NOTARY

STATE OF NEW MEXICO)
) ss.
COUNTY OF BERNALILLO)

This instrument was acknowledged before me on this _____ day of _____, 20____
by Shahab Biazar, P.E., City Engineer of the City of Albuquerque, a municipal corporation, on
behalf of said corporation.

(SEAL)

Notary Public

My Commission Expires: _____

BERT C. PREWITT
EAGLE SPRINGS DR NE
ALBUQUERQUE, NM 87113-1260

2918

95-219/1070 5069

June 10, 2015
Date

to the
or of

City of Albuquerque
Two Hundred and 708

\$ 200.00

Dollars



Photo
Safe
Deposit®
Details on back

WELLS
FARGO

Wells Fargo Bank, N.A.
New Mexico
wellsfargo.com

DR Scott

SDA Extension 709786

Robert A. Prewitt
MP

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