

**2<sup>nd</sup> EXTENSION AGREEMENT**  
**Procedure "B"**

**PROJECT NO. 709788**

This Agreement made this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by and between the City of Albuquerque, New Mexico, a municipal corporation ("City") and (name of Developer:) **Double M Properties, Inc.** ("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 **23<sup>rd</sup>** day of **June, 2017**, which was recorded on **26<sup>th</sup>** day of **June, 2017**, pages **1** through **13** as Document No. **2017061755** 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 **4<sup>th</sup>** day of **May, 2018**; and

WHEREAS, the Earlier Agreement was amended by a **1<sup>st</sup> Extension** Agreement dated **June 22, 2018**, recorded on **June 26, 2018**, pages **1** through **3**, as Document No. **2018055830**, in the records of Bernalillo County Clerk, State of New Mexico, extending the construction deadline to **May 04, 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 4<sup>th</sup> day of August, 2019.
  - B. On portions of the improvements as follows:





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

2920

95-219/1070 5069

June 10, 2019  
Date

the City of Albuquerque  
of Two Hundred and no

\$ 200.00

Dollars



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SFA Extension # 209798

Robert Prewitt MP

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