

Presbyterian Healthcare Services P.O. Box 26666 Albuquerque, NM 87125-6666 (505) 841-1234 www.phs.org

May 21, 2014

Sumco USA Corporation 9401 San Mateo Blvd., NE Albuquerque, NM 87113

Re: Presbyterian Cooper Center Administrative Center @ 9521 San Mateo Blvd, NE Embankment between Presbyterian and Sumco properties

Dear Sumco:

Please allow me to introduce myself as the representative of your new neighbor. My name is Jim Jeppson and I serve as the Administrative Director of Real Estate for Presbyterian Healthcare Services. Approximately two and a half years ago we purchased the property to the immediate north of your facility. Since then we have remodeled the building that formerly housed CitiCorp, planned and constructed a large addition, and are in the process of finalizing our occupancy of the property.

One thing we discovered during our activation of the property was the steep embankment that divides our property and yours. During construction we did not do much with it, but now as we near completion the City of Albuquerque has requested that we lessen the slope and add vegetation to the embankment. The City has a zoning standard that stipulate landscaping at all property lines. Apparently this was not something the City required when the previous owner constructed their building on the property.

We have looked into what will be required for us to satisfy the City's requirement. Doing so we discovered that the fence that separates our property is actually several feet into your property, and does not sit on the property line, meaning the embankment is largely on your property. Since we have the view of the embankment, we are willing to incur the cost to make the improvements the City is requesting, but to do work on your property we need to obtain your written permission. This letter seeks that permission.

Attached please find four exhibits. The first one is a survey of the area in question and shows the property line, the contours illustrating the steep embankment, and the location of the existing chain link fence. The next two are photographs taken at the time we purchased the property.

We propose to have our contractor bring in some earthen fill to create a gentler slope, not as steep as seen in the photos. The contractor will next stabilize that fill material. After stabilization they will apply a sprayed-on hydro-mulch product that contains a soil stabilizing agent, grass seed, and fertilizer. This product will promote the growth of vegetation on the slope. All of this would occur on the side of the fence toward our property. It will not bother the fence, nor will it be visible to Sumco unless you walk right up the fence and look directly down the embankment. The final exhibit is a catalog sheet describing a product we propose to apply to the modified embankment.

We wish to proceed with this work immediately and expect it will be complete within 30 days from receipt of your written approval. Presbyterian will pay for this work in its entirety.

Thank you for your consideration of this request. If this proposal is acceptable, please sign below and return one original to us for our records. Of course as always if you have questions regarding anything contained herein, or require additional information please don't hesitate to contact us.

Sincerely,

Presbyterian Healthcare Services

James R. Jeppson

Administrative Director of Real Estate

APPROVED FOR Sumco USA, Corporation

Signature 5/22/14

Signature Date

Signature Date

Signature Date

Signature Agencyling Officer / Vice President of Openations, Printed Name & Title