

DRAINAGE AGREEMENT

THIS COVENANT made this 3 day of August, 2004, by and between

Naylor Realty, OWNER of Lot numbered 21, Block 11, Tract 1, Unit 3, North Albuquerque Acres

AND

Quivera 2, LLC, OWNER of Lot numbered 22, Block 11, Tract 1, Unit 3, North Albuquerque Acres

The Owner (which term includes successors and assigns) of Lot numbered 21 grants to the Owner of Lot numbered 22 the right to grade an alternate course for the existing runoff across Lot 21 to Glendale Avenue NE, per the Grading and Drainage Plan, dated 8/2/04, prepared by Mark Goodwin & Associates, and approved by the City of Albuquerque.

This DRAINAGE AGREEMENT is binding upon the Owner(s), his heirs and assigns and will continue to run with said property until an alternate drainage plan has been approved by the City Hydrology Department and this document is released by a recorded document by the Owner(s) of the above described real properties. The Owner of Lot 22 shall maintain the drainage improvements at Owner's expense in accordance with the approved Grading and Drainage Plan.

OWNER 21

Kerth Naylor
Signature

8-3-04
Date

OWNER 22

Scott Ashcraft
Signature

8-3-04
Date

ACKNOWLEDGEMENTS**LOT 21**

STATE OF NEW MEXICO)
COUNTY OF BERNALILLO) SS

This instrument was acknowledged before me on 3 day of August, 2004, by Kerth Naylor of Naylor Realty

My Commission Expires:

12/15/04

Renise Sander
Notary Public

LOT 22

This instrument was acknowledged before me on 3rd day of August, 2004, by Scott Ashcraft member of Quivera 2, LLC.

My Commission Expires:

9-3-2004



OFFICIAL SEAL
SUSAN RASINSKI
NOTARY PUBLIC-STATE OF NEW MEXICO

Susan Rasinski
Notary Public

My commission expires: 9-3-04

f a c s i m i l e
T R A N S M I T T A L

to: *BRAD BINGHAM*
fax #: *924-3864*
re: *MOUNTAIN RIDGE SUBDIVISION*
date: *8-3-04*
pages: *2* , including this cover sheet

from the desk of

GREGORY J KRENIK, PE
Vice President

Mark Goodwin & Associates, PA
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