



City of Albuquerque

P.O. BOX 1293 ALBUQUERQUE, NEW MEXICO 87103

September 8, 1992

W. Reed Edgel
Rodriguez & Associates
12800 San Juan NE
Albuquerque, NM 87123

RE: DRAINAGE PLAN FOR AN ADDITION TO GARDNER-ZEMKE WAREHOUSE Ø (D-18/D27)
5770 PINO AVE NE

Dear Mr. Edgel:

Based on the information provided on your August 24, 1992 submittal, the above referenced site is approved for Building Permit & Grading/Paving.

Please attach a copy of this approved plan to the construction sets prior to sign-off by Hydrology.

If I can be of further assistance, please feel free to contact me at 768-2667.

Sincerely,

Bernie J. Montoya
Bernie J. Montoya, CE
Engineering Assistant

BJM/d1/WPHYD/3579

xc: Alan Martinez
File

PUBLIC WORKS DEPARTMENT

09286270

ACCESS, EGRESS AND DRAINAGE AGREEMENT

02005

THIS COVENANT made this 26th day of August, 1992, by and between:

F. RICHARD ZEMKE, PRESIDENT OF GARDNER-ZEMKE COMPANY, OWNER of Lot 13 numbered Thirteen (13), in Block numbered Five (5), Tract "A", Unit "A", NORTH ALBUQUERQUE ACRES, a subdivision to the City of Albuquerque, Bernalillo County, New Mexico, as the same is shown and designated on the plat of said subdivision filed in the office of the County Clerk of Bernalillo County, New Mexico, on the 17th day of MARCH, 1937, (BK. D, P. 129),

AND

F. RICHARD ZEMKE, PRESIDENT OF GARDNER-ZEMKE COMPANY, OWNER of Lot numbered Fourteen (14), in Block numbered Five (5), Tract "A", Unit "A", NORTH ALBUQUERQUE ACRES, a subdivision to the City of Albuquerque, Bernalillo County, New Mexico, as the same is shown and designated on the plat of said subdivision filed in the office of the County Clerk of Bernalillo County, New Mexico, on the 17th day of MARCH, 1937, (BK. D, P. 129).

The OWNER, (which term includes successors and assigns) of said Lot numbered Thirteen (13), grants to the OWNER of said Lot numbered Fourteen (14) the right of usage, access and egress from the said Lot Fourteen (14) to existing improvements on Lot Thirteen (13), which existing improvements include the parking aisles, refuse bin and curb cut along the southerly right-of-way of Pino Avenue N.E..

The OWNER, (which term includes successors and assigns) of said Lot numbered Thirteen (13), grants to the OWNER of said Lot numbered Fourteen (14) the right to convey storm runoff over and across said Lot Thirteen (13), together with any drainage from watering any landscape or any other ordinary domestic use across the common boundary line of said properties.

This ACCESS, EGRESS AND DRAINAGE COVENANT is binding upon the Owner(s), their heir(s) and assigns, and will continue to run with said properties until such time as an alternate drainage plan has been approved by the City of Albuquerque - Hydrology Department, and this document is released by a recorded document having been signed and acknowledged by the Owner(s) of the above described real properties.

OWNER OF LOT THIRTEEN (13):

F. Richard Zemke
F. RICHARD ZEMKE - PRESIDENT GARDNER-ZEMKE COMPANY

Date: 8/27, 1992.

OWNER OF LOT THIRTEEN (14):

F. Richard Zemke
F. RICHARD ZEMKE - PRESIDENT GARDNER-ZEMKE COMPANY

Date: 8/27, 1992.ACKNOWLEDGEMENT

STATE OF NEW MEXICO)
SS:
COUNTY OF BERNALILLO)

On this 27th day of August, 1992, before me, a Notary Public in and for said county and state, the foregoing instrument was acknowledged by the person described herein, and that said person acknowledged the same as their own free act and deed.

Norma J. Ford
NOTARY PUBLIC

My Commission Expires: 10-21-93

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
FILED FOR RECORD

92 AUG 28 AM 10:24

92-21-02005
ON BOOK
GLADYS H. DAVIS
CO CLERK & RECORDER
COUNTY OF BERNALILLO