

June 11, 2012

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www.abcwua.org

Mr. Hugh Floyd  
Chairman  
Environmental Planning Commission  
City of Albuquerque  
Planning Department  
600 2<sup>nd</sup> St NW  
Albuquerque, NM 8713

**RE: ABCWUA Property; Tract 2-A, Bosque School Subdivision**

Dear Mr. Floyd,

In January, 2009, the Albuquerque Bernalillo County Water Utility Authority (Water Authority) entered in to an agreement to purchase a 4.5 acre tract of land located south of Montano Blvd. adjacent to the Bosque School (Attachment A-Site Map). Under that purchase agreement, the Water Authority reserved the right to refuse any action that would cause the expansion, modification, or relocation of the existing public drainage ponds located on the property. This agreement also reserved the right of the Water Authority to refuse or receive any storm drainage overflow beyond the current capacity of the existing drainage pond on the Property.

It has come to our attention that development plans for the areas contributory to the drainage pond located on our property include provisions to modify the pond. The Water Authority will not consider or allow any modifications to these ponds.

If you have questions, please feel free to call Mr. Allan Porter, Utility Development Section, at 505.934.5604.

Sincerely,



Mark Sanchez  
Executive Director

C: Charles W. Kolberg, General Counsel  
Allan Porter, Utility Development Section

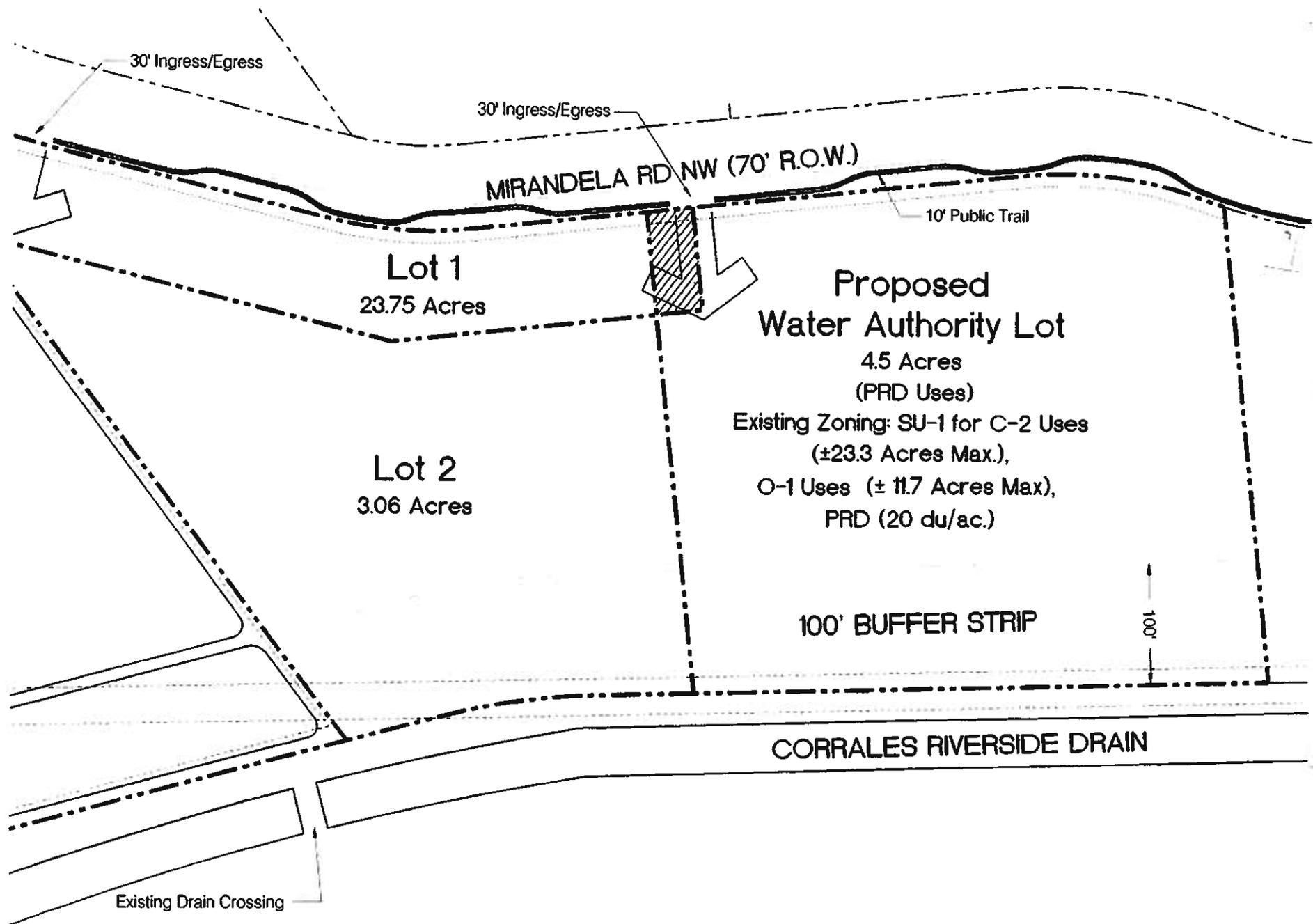


Exhibit for Water Authority Lot