

TERMINATION AND RELEASE

of

Reciprocal Easements for Private Common Access & Private Drainage

Project No. M16-001

THIS TERMINATION AND RELEASE of Reciprocal Easements for Private Common Access & Private Drainage is made and entered into as of October 15, 2012.


WHEREAS, **Herbert A. Pluemer and Barbara A. Pluemer, husband and wife, owners of Lot 13-A, Block 1, Airport Industrial Park and Herbert A. Pluemer and Barbara A. Pluemer, husband and wife, owners of Lot 13-A-1, Block 1, Airport Industrial Park** ("the Parties"), entered into Reciprocal Easements for Private Common Access & Private Drainage dated **April 11, 2012**, ("Easement"), which Easement was recorded **May 2, 2012**, in the office of the County Clerk of Bernalillo County, State of New Mexico, as Document No. **2012044285**; and

WHEREAS, the Parties have replaced the Easement with Reciprocal Easements for Private Common Access & Private Drainage M16-003.

THEREFORE, the Parties terminate the Easement and hereby release and discharge the Property described in the grant of Easement:


IN WITNESS WHEREOF, the undersigned has executed this Termination and Release of Reciprocal Easements for Private Common Access & Private Drainage as of the day and year first above written.

Owners of Lot 13-A, Block 1, Airport Industrial Park

By: 

Herbert A. Pluemer

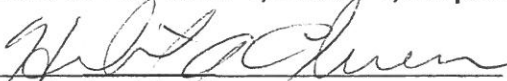
Date: 9/27/12

By: 

Barbara A. Pluemer

Date: 9-27-12

Owners of Lot 13-A-1, Block 1, Airport Industrial Park

By: 

Herbert A. Pluemer

Date: 9/27/12

By: 

Barbara A. Pluemer

Date: 9-27-12

Doc# 2013015626

02/11/2013 02:02 PM Page: 1 of 2
TERM R:\$25.00 M. Toulouse Oliver, Bernalillo County



Lot 13-A, Block 1, Airport Industrial Park notary

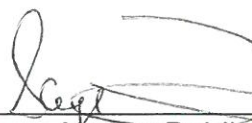
STATE OF New Mexico)
)ss
COUNTY OF Bernalillo)

This instrument was acknowledged before me on 27 day of September, 2012, by Herbert A. Pluemer and Barbara A. Pluemer, husband and wife, owners of Lot 13-A, Block 1, Airport Industrial Park.

(SEAL)

My Commission Expires:

3/13/14


Notary Public

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)
For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee	

2/20/13 Postmark Here

COMPLETE THIS SECTION ON DELIVERY

Signature: 

Received by (Printed Name): Devore

☐ Agent ☐ Address see

C. Date of Delivery

Delivery address different from item 1? ☐ Yes ☐ No

or delivery address below:

M16-001-004

☐ Registered Mail ☐ Express Mail

☐ Insured Mail ☐ Return Receipt for Merchandise

☐ Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

1007 2185 1687

102595-02-M-1540

PS Form 3800, June 2002 See Reverse for Instructions

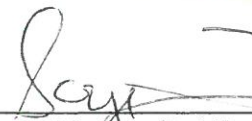
ACIM-INC.
2646 Baylor Drive SE
Albuquerque, NM 87106

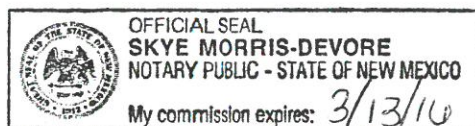
2012, by Herbert A. Pluemer and Barbara A. Pluemer, husband and wife, owners of Lot 13-A-1, Block 1, Airport Industrial Park

(SEAL)

My Commission Expires:

3/13/14


Notary Public



ADDENDUM TO COVER PAGE*10-15-2012*

(Date)

TO: Blake Whitcomb, Assistant City Attorney, Legal Department

FROM: Project Administrator, Design Review Section, Planning Department

SUBJECT: PROJECT NAME: 2601 Baylor SE PROJECT # M16-001
M16-003

The attached documents have been review, approved, initialed and/or signed by the DRC Chairman and are submitted for your action as noted.

*10-8-2012***ITEM****ACTION**Review & ApprovalReferenceComments

Procedure "A".....	<input type="checkbox"/>	<input type="checkbox"/>	
Procedure "B".....	<input type="checkbox"/>	<input type="checkbox"/>	
Procedure "B" Modified Non Work Order.....	<input type="checkbox"/>	<input type="checkbox"/>	
Procedure "C".....	<input type="checkbox"/>	<input type="checkbox"/>	
Procedure "C" Modified.....	<input type="checkbox"/>	<input type="checkbox"/>	
Special Agreement.....	<input type="checkbox"/>	<input type="checkbox"/>	
Sidewalk Deferral Agreement.....	<input type="checkbox"/>	<input type="checkbox"/>	
Amendment.....	<input type="checkbox"/>	<input type="checkbox"/>	
Exhibit "A" Infrastructure List.....	<input type="checkbox"/>	<input type="checkbox"/>	
Assignment.....	<input type="checkbox"/>	<input type="checkbox"/>	
Amendment to Financial Guarantee.....	<input type="checkbox"/>	<input type="checkbox"/>	
Financial Guarantee.....	<input type="checkbox"/>	<input type="checkbox"/>	
Construction Paperwork:			
Contractors Proposal.....	<input type="checkbox"/>	<input type="checkbox"/>	
Performance/Warranty Bonds.....	<input type="checkbox"/>	<input type="checkbox"/>	
Labor/Material Bonds.....	<input type="checkbox"/>	<input type="checkbox"/>	
Certificate of Insurance.....	<input type="checkbox"/>	<input type="checkbox"/>	
Engineers Cost Estimate	<input type="checkbox"/>	<input type="checkbox"/>	
Extension.....	<input type="checkbox"/>	<input type="checkbox"/>	
Release/Agreement..... <i>M16-001</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<i>Easement - Private Drainage</i>
Release/Financial Guarantee.....	<input type="checkbox"/>	<input type="checkbox"/>	
Calling Notice.....	<input type="checkbox"/>	<input type="checkbox"/>	
Official Notice of Decision.....	<input type="checkbox"/>	<input type="checkbox"/>	
License Agreement.....	<input type="checkbox"/>	<input type="checkbox"/>	
Monitoring Well Permit.....	<input type="checkbox"/>	<input type="checkbox"/>	
Agreement & Covenant.....	<input type="checkbox"/>	<input type="checkbox"/>	
Drainage Covenant.....	<input type="checkbox"/>	<input type="checkbox"/>	
Revocable Permit.....	<input type="checkbox"/>	<input type="checkbox"/>	
Encroachment.....	<input type="checkbox"/>	<input type="checkbox"/>	
Permanent Easement.....	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
Temporary Easement.....	<input type="checkbox"/>	<input type="checkbox"/>	
Power of Attorney.....	<input type="checkbox"/>	<input type="checkbox"/>	
Release of Lien.....	<input type="checkbox"/>	<input type="checkbox"/>	
Certificate of Completion and Acceptance.....	<input type="checkbox"/>	<input type="checkbox"/>	
Grading & Drainage Certification.....	<input type="checkbox"/>	<input type="checkbox"/>	
Notice of Acceptance - Centerline Monu.....	<input type="checkbox"/>	<input type="checkbox"/>	
Corporate Resolution.....	<input type="checkbox"/>	<input type="checkbox"/>	
Sidewalk Verif/Calc.....	<input type="checkbox"/>	<input type="checkbox"/>	

Other:

Please call Pamela Lujan at 924-3996 if you have questions regarding the above or when the documents are ready to be picked up.

No. of Attachments (____)

See Map

Figure 23.6.3

**Reciprocal Easements for Private Common Access & Private Drainage
M16-001**

This Easement Agreement is entered into between Herbert A. Pluemer and Barbara A. Pluemer, husband and wife, owners of Lot 13-A, Block 1, Airport Industrial Park and Herbert A. Pluemer and Barbara A. Pluemer, husband and wife, owners of Lot 13-A-1, Block 1, Airport Industrial Park ("the Parties"). The Parties are the owners of adjoining real estate situated in the City of Albuquerque, County of Bernalillo, State of New Mexico, and described as follows:

Lots 13-A and 13-A-1, Block 1, Airport Industrial Park, recorded on April 10, 1974, in the records of the Clerk of Bernalillo county, New Mexico, in Volume C-9, Folio 174, as Document No. 1974003441 ("the Properties")

The Parties desire to create a Private Common Access Easement and a Private Drainage Easement between the above-described adjoining lots providing access, from a single access point on the abutting street, to the Properties for the benefit of the Parties; and

Therefore the Parties agree as follows:

1. A blanket easement for a Private Common Access and Private Drainage in favor of Lot 13-A, Block 1, Airport Industrial Park, is granted over the entire Lot 13-A-1, Block 1, Airport Industrial Park, for the benefit of the Properties, and
2. A blanket easement for a Private Common Access and Private Drainage in favor of Lot 13-A-1, Block 1, Airport Industrial Park, is granted over the entire Lot 13-A, Block 1, Airport Industrial Park, for the benefit of the Properties.
3. This Easement is superior and paramount to the rights of any of the Parties hereto in the respective servient estates created, and the parties further agree that it is a covenant that shall run with the Properties.
4. The maintenance of the easement areas are the responsibility of the respective property owners.

In witness whereof, the parties hereto have executed this agreement as follows:

Doc# 2012044285

05/02/2012 11:18 AM Page: 1 of 2
EASE R. \$25.00 M. Toulouse Oliver, Bernalillo County



GRANTOR: Owners of Lot 13-A, Block 1, Airport Industrial Park

By: Herbert A. Pluemer

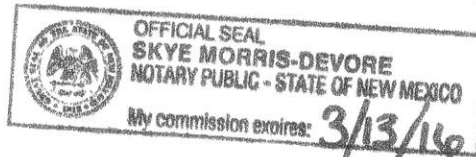
Date: 4/11/12

By: Barbara A. Pluemer

Date: 4/11/12

Lot 13-A, Block 1, Airport Industrial Park notary

STATE OF New Mexico)
COUNTY OF Bernalillo)



This instrument was acknowledged before me on 11 day of April, 2012, by Herbert A. Pluemer and Barbara A. Pluemer, husband and wife, owners of Lot 13-A, Block 1, Airport Industrial Park.

(SEAL)

My Commission Expires:

3/13/16

Skye Morris-Devore
Notary Public

GRANTOR: Owners of Lot 13-A-1, Block 1, Airport Industrial Park

By: Herbert A. Pluemer

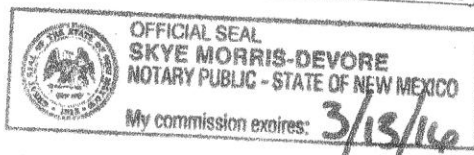
Date: 4/11/12

By: Barbara A. Pluemer

Date: 4/11/12

Lot 13-A-1, Block 1, Airport Industrial Park notary

STATE OF New Mexico)
COUNTY OF Bernalillo)



This instrument was acknowledged before me on 11 day of April, 2012, by Herbert A. Pluemer and Barbara A. Pluemer, husband and wife, owners of Lot 13-A-1, Block 1, Airport Industrial Park.

(SEAL)

My Commission Expires:

3/13/16

Skye Morris-Devore
Notary Public

Bernalillo County, NM
One Civic Plaza NW
P.O. Box 542
Albuquerque, NM 87102

Receipt: 0359277

Product	Name	Extended
COV	Covenant	\$25.00
	# Pages	5
	Document #2012044284	
	# Of Entries	0
	In Person/Interested	false
	Person	
EASE	Easement	\$25.00
	# Pages	2
	Document #2012044285	
	# Of Entries	0
	In Person/Interested	false
	Person	

Total \$50.00

Tender (Check)
Check# 2764
Paid By ACIM-INC.

Thank You!

5/2/12 11:18 AM sgallegos

CONTRACT CONTROL FORM

PRELIMINARY REVIEW

Project: M16-01
CCN: 201200733
New

Contact Person: Pamela Lujan

Type of Agreement: Private Drainage Covenant & Private Drainage Easement M16-002 M16-001

Description/Project Name: 2601 Baylor SE

Developer: Herbert A. Pluemer & Barbara A. Pluemer

Contract Amount \$ NA SIA Contract Period: 4-18-2012-12-31-2012
Contract Amount \$ _____ SIA Contract Period: _____
Contract Amount \$ _____ S/W Contract Period: _____
Contract Amount \$ _____ S/W Contract Period: _____

DRAFT CONTRACT:

Rec'd by Legal: _____ Rejected/Returned to Dept.: _____
Returned to Legal: _____ / _____ Approved: _____ Initials: _____

FINANCIAL GUARANTY:

Letter of Credit No. _____ Date: _____ Attached: Yes _____ No. _____ Initial _____
Other: Type _____ Date: _____ Attached: Yes _____ No. _____ Initial _____

FINAL CONTRACT REVIEW

APPROVALS REQUIRED:

	Date Delivered	Returned to Dept.	Approved By	Approval Date
Utility Div				
Hydrology Div	04/03/2012	4/5/12	Shahab	4/5/12
Transportation Div	4-5-2012		KOM	4-5-12
DRC Chairman	4-5-2012	4-18-2012	SR	4-18-2012
Legal Dept	4-18-2012		BD	4-18-12
City Engineer		4-18-2012	AL	4-18-2012
City Attorney	4-23-2012		AS	
CAO	4/30/12	4/30/12	AS	4/30/12
City Assist. Attorney	4-23-2012		BD	4-24-12

DISTRIBUTION:

User Department Date: 5-3-12 By: PCL
Vendor _____
City Clerk 5/3/12 _____
Treasury _____
Other: _____

ADDENDUM TO COVER PAGE

(Date) _____

TO: Kevin Curran, Assistant City Attorney, Legal Department

FROM: Project Administrator, Project Review Sec., PWD

SUBJECT: PROJECT NAME: 2601 Baylor SE PROJECT # M1601

The attached documents have been review, approved, initialed and/or signed by the DRC Chairman and are submitted for your action as noted.

aw
4-18-2012

ITEM

ACTION

Review & Approval Reference Comments

Procedure "A".....	0000	0000	
Procedure "B".....	0000	0000	
Procedure "B" Modified Non Work Order.....	0000	0000	
Procedure "C".....	0000	0000	
Procedure "C" Modified.....	0000	0000	
Special Agreement.....	0000	0000	
Sidewalk Deferral Agreement.....	0000	0000	
Amendment.....	0000	0000	
Assignment.....	0000	0000	
Financial Guarantee.....	0000	0000	
Construction Paperwork:			
Contractors Proposal.....	0000	0000	
Performance/Warranty Bonds.....	0000	0000	
Labor/Material Bonds.....	0000	0000	
Certificate of Insurance.....	0000	0000	
Engineers Cost Estimate.....	0000	0000	
Extension.....	0000	0000	
Release/Agreement.....	0000	0000	
Release/Financial Guarantee.....	0000	0000	
Calling Notice.....	0000	0000	
Letter of Commitment.....	0000	0000	
Reduction Letter.....	0000	0000	
License Agreement.....	0000	0000	
Monitoring Well Permit.....	0000	0000	
Agreement & Covenant.....	0000	0000	
Drainage Covenant.....	0000	0000	<u>Covenant Drainage</u>
Revocable Permit.....	0000	0000	
Encroachment.....	0000	0000	
Permanent Easement.....	0000	0000	<u>Drainage Easement</u>
Temporary Easement.....	0000	0000	
Power of Attorney.....	0000	0000	
Certificate of Work Order Completion.....	0000	0000	
Certificate of Completion and Acceptance.....	0000	0000	
Grading & Drainage Certification.....	0000	0000	
Notice of Acceptance - Centerline Monu.	0000	0000	
Corporate Resolution.....	0000	0000	
Sidewalk Verif/Calc.....	0000	0000	

Other:

Please Call Patricia at 4-3996 if you have any questions regarding the above or when the documents are ready to be picked up.

No. of Attachments ()

CONTRACT CONTROL FORM

PRELIMINARY REVIEW

Project: M16-001 -004
CCN: 201200733
EXISTING

Contact Person: Pamela Lujan

*M16-001
Private Reciprocal Easements
M16-002*

Type of Agreement: (2) Release & Termination of Private Facility Drainage
Covenant & Private Facility Drainage Covenant & Easement (Access &
Private Drainage)

Description/Project Name: 2601 Baylor SE

Developer: Herbert A. Pluemer & Barbara A. Pluemer

Contract Amount \$	_____	SIA Contract Period: <u>10-15-12</u>	_____
Contract Amount \$	_____	SIA Contract Period: _____	_____
Contract Amount \$	_____	S/W Contract Period: _____	_____
Contract Amount \$	_____	S/W Contract Period: _____	_____

DRAFT CONTRACT:

Rec'd by Legal: _____ Rejected/Returned to Dept.: _____ / _____
Returned to Legal: _____ / _____ Approved: _____ Initials: _____

FINANCIAL GUARANTY:

Letter of Credit No. _____ Date: _____ Attached: Yes _____ No. _____ Initial _____
Other: Type _____ Date: _____ Attached: Yes _____ No. _____ Initial _____

FINAL CONTRACT REVIEW

APPROVALS REQUIRED:

	<u>Date Delivered</u>	<u>Returned to Dept.</u>	<u>Approved By</u>	<u>Approval Date</u>
Utility Div				
Hydrology Div	<u>9-27-2012</u>		<u>Ant c ch</u>	<u>10-4-12</u>
Transportation Div	<u>10-04-12</u>		<u>KOM</u>	<u>10-5-12</u>
DRC Chairman	<u>10-8-2012</u>	<u>10-8-2012</u>	<u>an</u>	<u>10-8-2012</u>
Legal Dept	<u>10-8-2012</u>		<u>Ⓟ</u>	<u>10-15-12</u>
City Engineer	<u>10-15-12</u>	<u>10-15-12</u>	<u>Flv</u>	<u>10-15-12</u>
County Clerk				
CAO	<u>10-16-2012</u>		<u>Ⓟ</u>	<u>10/16/12</u>

DISTRIBUTION:

	<u>Date:</u>	<u>By:</u>
User Department	<u>3-1-2013</u>	<u>PCL</u>
Vendor		
City Clerk	<u>3-1-13</u>	<u>JE</u>
Treasury		
Other: _____		

*10/10/12
11/28/12
11/14/12*