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**QUITCLAIM EASEMENT AGREEMENT**

This Quitclaim Easement Agreement ("Easement") is entered into as of this 30th day of October, 1998, by and between The Regents of the University of New Mexico, a body corporate of the State of New Mexico ("UNM") and Sandia Foundation, a New Mexico non-profit corporation ("Sandia").

WHEREAS, the predecessor to Sandia owned certain real property located in Bernalillo County, New Mexico, which is commonly known as Legion Road, N.E., Albuquerque, New Mexico ("Road").

WHEREAS, UNM is purchasing certain property more particularly described on Exhibit "A," attached hereto and incorporated herein by reference ("Tract Z-1") from Sandia.

WHEREAS, to the extent, if any, that Sandia still holds an interest in the Road, Sandia is willing to grants an easement to UNM.

WHEREAS, the parties which to enter into this Easement.

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00), the mutual promises contained herein, and other good and valuable consideration, the receipt and sufficiency of which is acknowledged by the parties to this Easement, it is agreed as follows:

1. The above-referenced recitals are incorporated herein by reference as operative provisions of this Easement.

2. Sandia hereby quitclaims to UNM, its successors and assigns, an easement over, under, through and across the Road for:

(i) Ingress and egress to Tract Z-1; and

(ii) The construction, installation, maintenance, repair and replacement of utilities serving Tract Z-1.

The parties agree that the scope of the Easement is not limited by current use of Tract Z-1 and/or the Road and that UNM, its successors and assigns, may expand, decrease or otherwise alter the scope and level of use related to the Easement.

3. Sandia agrees to dedicate the Road to the City of Albuquerque or take such other steps as are reasonably requested by UNM, provided that in no event shall Sandia incur any expense.

4. UNM may terminate all or any portion of the rights granted by this Easement by filing a written document in the real property records of the County Clerk of Bernalillo County, New Mexico.

5. Sandia agrees to grant such other and further easements in the Road to UNM as are reasonably requested by UNM.

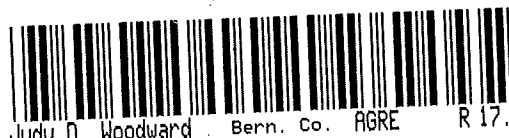
6. The Easement shall inure to the benefit of and be binding upon UNM and its successors and assigns.

7. Unless terminated by written document by UNM as set forth above, the Easement shall remain in full force and effect in perpetuity.

8. By executing this Easement, Sandia does not make any representation or warranty as to title or otherwise regarding the Road.

THE REGENTS OF THE UNIVERSITY OF  
NEW MEXICO

By: William C. Gordon  
Print Name: William C. Gordon  
Its: President



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**APPROVED:** Hurley, Toevs, Styles, Hamblin & Panter, P.A.

By: Mark Styles  
Mark Styles

**APPROVED:**

By: [Signature]  
University Counsel

SANDIA FOUNDATION

*RA* By: John Perovich  
Print Name: John Perovich  
Its: CHAIRMAN, Board of Trustees.



Judy D. Woodward Bern. Co. AGRE R 17.00

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ACKNOWLEDGMENT

STATE OF NEW MEXICO )

COUNTY OF BERNALILLO )

This instrument was acknowledged before me on November 3, 1998, by William C. Gordon, the \_\_\_\_\_ of the University of New Mexico for The Regents of the University of New Mexico.

Michelle T. Sebastian  
Notary Public

(Seal)

My Commission Expires On: 2-12-2000

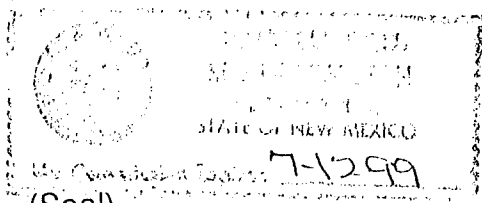
STATE OF NEW MEXICO )

COUNTY OF BERNALILLO )

This instrument was acknowledged before me on NOV 2, 1998, by John Terovich, the CHAIRMAN, Board of Trustees of Sandia Foundation.

Susan H. [Signature]  
Notary Public

My Commission Expires On: \_\_\_\_\_



(Seal)



Judy D. Woodward Bern. Co. AGRE R 17.00

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EXHIBIT A

PARCEL V:

Being that certain tract of land situate within projected Section 16, Township 10 North, Range 3 East, New Mexico Principal Meridian, Bernalillo County, New Mexico, within the TOWN OF ALBUQUERQUE GRANT being also a portion of Tract Z, SOUTHWESTERN CONSTRUCTION COMPANY, as said Tract Z is shown and designated on the plat filed for assessment purposes only as "Plat of Tract Z, of SOUTHWESTERN CONSTRUCTION COMPANY in the City of Albuquerque, New Mexico for ASSESSMENT PURPOSES," plat of which was filed for record in the office of the County Clerk of Bernalillo County, New Mexico, on April 26, 1971, in Volume C7, folio 209; and being more particularly described by metes and bounds survey as follows:

BEGINNING, FOR A TIE, at the NMSHC Brass Cap Monument stamped "STA I-25-25," having New Mexico State Plane Coordinate Values (Central Zone) of Y=1,488,865.56 and X=385,269.81; whence, the NMSHC Brass Cap Monument stamped "STA I-25-24," having New Mexico State Plane Coordinate Values (Central Zone) of Y=1,491,031.05 and X=385,985.66 bears N. 18 deg. 17' 32" E.; thence,

N. 82 deg. 23' 44" E., 1,685.82 feet distance to the most Southerly corner and TRUE POINT OF BEGINNING of the tract of land herein described, said corner also 1) a Point of Curve on the Easterly right-of-way line of Legion Road, N.E., and 2) a point on the Westerly boundary line of Tract X, SOUTHWEST CONSTRUCTION COMPANY ET AL, as said Tract X is shown and designated on the plat filed for assessment puposes only as "Plat of various tracts of LANDS OF SOUTHWESTERN CONSTRUCTION COMPANY ET AL in the City of Albuquerque, New Mexico, FOR ASSESSMENT PURPOSES," plat of which was filed for record in the office of the County Clerk of Bernalillo County, New Mexico, on January 6, 1967, in Volume C6, folio 149; thence,

Northwesterly, 347.16 feet distance along the Southerly boundary line of the tract of land herein described being common to the Northerly right-of-way line of aforementioned Legion Road, N.E. along the arc of a curve bearing to the left (said arc having a radius of 220.99 feet, a central angle of 90 deg. 00' 30", and a long chord which bears

N. 40 deg. 42' 42" W., 312.55 feet distance) to a Point of Tangency; thence,

N. 85 deg. 42' 57" W., 95.45 feet distance along the aforementioned common line to a Point; thence,

N. 04 deg. 17' 03" E., 836.73 feet distance along the Westerly boundary line of the tract of land herein described to its Northwest corner, said corner being a point on the Southerly boundary line of an unplatted tract of land; thence,

S. 81 deg. 20' 57" E., 213.42 feet distance along the Northerly boundary line of the tract of land herein described being common to the Southerly boundary line of the aforementioned unplatted tract of land to the Northeast corner of the tract of land herein described; thence,

S. 18 deg. 00' 57" E., 182.48 feet distance along the Easterly boundary of the tract of land herein described being common to the aforementioned unplatted tract of land to a point being common to the Northwest corner of Tract KK of the above-mentioned SOUTHWESTERN CONSTRUCTION COMPANY ET AL; thence,



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S. 18 deg. 44' 47" E., 181.14 feet distance continuing along the Easterly boundary line of the tract of land herein described being common to the Westerly boundary line of aforementioned Tract KK to a point common to the Southwest corner of said Tract KK, and the Northwest corner of Tract OH of the above-mentioned SOUTHWESTERN CONSTRUCTION COMPANY ET AL; thence,

S. 17 deg. 37' 57" E., 367.64 feet distance continuing along the Easterly boundary line of the tract of land herein described being common to the Westerly boundary line of aforementioned Tract OH to a point being common to 1) the Southwest corner of said Tract OH; 2) the Northwest corner of Tract LL of aforementioned SOUTHWESTERN CONSTRUCTION COMPANY ET AL and the Northerly corner of Tract X-1 of said SOUTHWESTERN CONSTRUCTION COMPANY ET AL; thence,

N. 85 deg. 42' 57" W., 174.13 feet distance along the Southerly boundary line of the tract of land herein described being common to the Northwesterly boundary line of aforementioned

Tract X-1 to a point common to the Northwest corner of said Tract X-1; thence,

S. 41 deg. 58' 27" E., 0.67 feet distance along a Southeasterly boundary line of the tract of land herein described being common to the Southwesterly boundary line of aforementioned Tract X-1 to a point common to the most Northerly corner of above-mentioned Tract X; thence,

S. 04 deg. 17' 33" W., 364.43 feet distance along the Easterly boundary line of the tract of land herein described being common to the Westerly boundary line of aforementioned Tract X to the most Southerly corner and TRUE POINT OF BEGINNING of said tract.



Judy D. Woodward

Bern. Co. AGRE

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