

91040025 JS

STEWART TITLE COMPANY

91061568 s WEST Communications Encroachment Agreement  
Agent for Property Owner: STEWART TITLE LIMITED

0001726

As agreed in the conversation between your agent and our engineer, we are writing to you regarding the encroachment of an existing structure on the utility easement on the property shown on the attached Certificate of Survey.

U S WEST Communications (The Mountain States Telephone and Telegraph Company) hereby consents to the present encroachment of the existing structure upon the aforementioned easement. However, the telephone company does not waive or relinquish any rights held by it to operate, maintain, renew, construct, reconstruct, repair, add or remove telephone lines, conduit or other telephone facilities that are now located, or may be located in the future on said easement.

As consideration for the telephone company granting this permission to retain said structure on said easement, subject to the aforesaid rights of the telephone company, it will be necessary for you, on behalf of yourself and future owners (heirs, successors and assigns) of said property, to hold the telephone company harmless for any and all claims for personal injuries or damages to property when such injuries or damages directly or indirectly, arise out of existence, construction, maintenance, repair, condition, use or presence of said structure upon said easement. U S WEST Communications (The Mountain States Telephone and Telegraph Company) shall not be responsible for any damages to said structure, or to property housed therein, located on said utility easement.

  
Manager - U S WEST Communications

Consented to this 24th day of July, 19 91.

State of New Mexico, County of Bernalillo SS

The foregoing instrument was acknowledged before me this 4th day of July,

19 91, by DEBORAH MCKINSTRY.



  
Notary Public

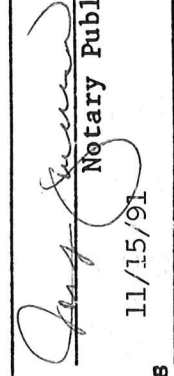
Property Owner (Owners):

X Frank D. Murphy, Director of Real Estate  
X University of New Mexico

State of New Mexico, County Bernalillo SS

The foregoing instrument was acknowledged before me this 9th day of July,


19 91, by The Regents of the University of New Mexico

  
Notary Public  
11/15/91

My Commission Expires

STATE OF NEW MEXICO  
COUNTY OF BERNALILLO  
FILED FOR RECORD

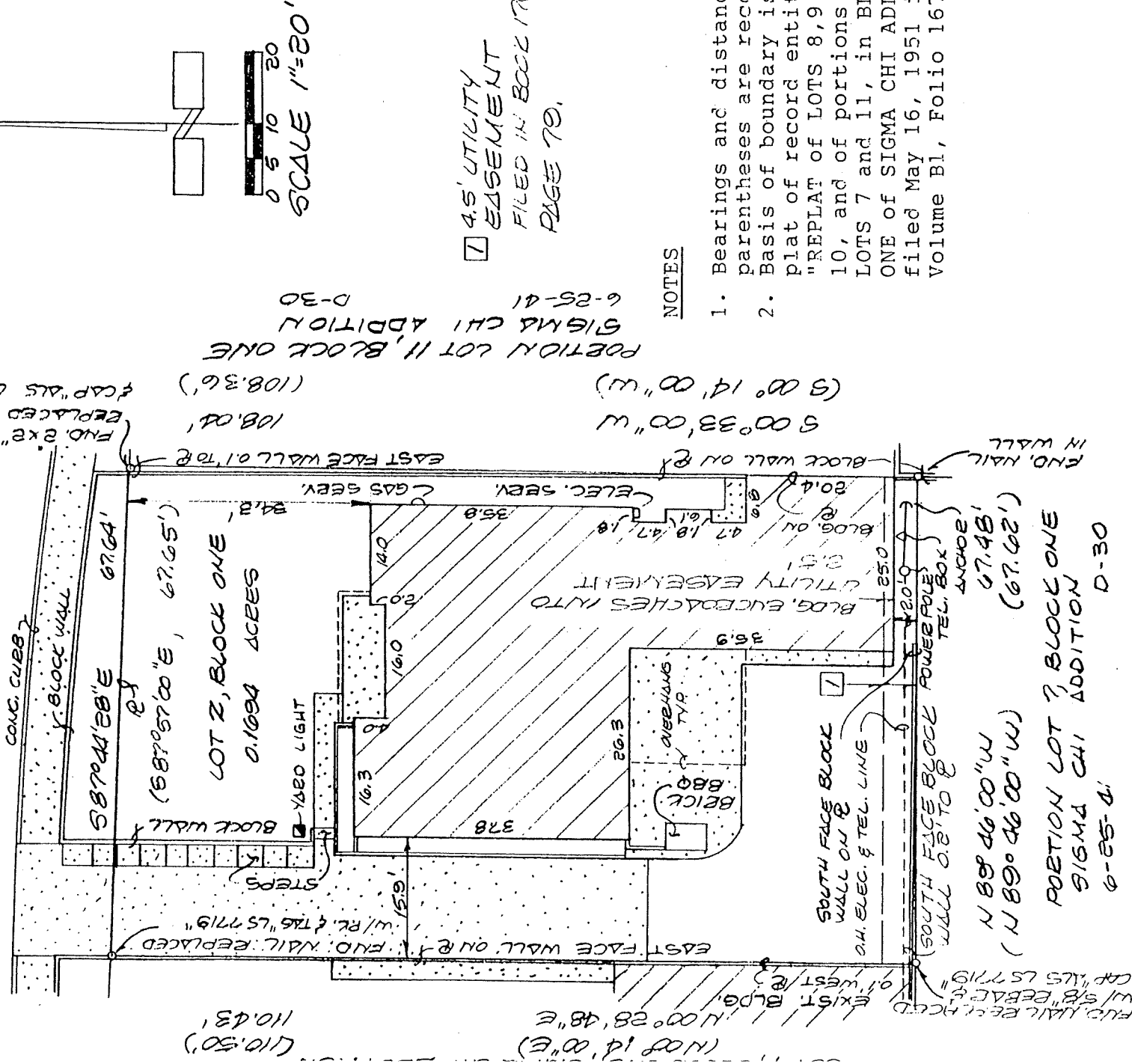
91 JUL 29 AM 10:09

BK DCR 91-13 PG 1726 -  
GLADYS M. FAY  
CO CLERK & RECORDER 1727  
  
DEPUTY

BOUNDARY SURVEY FOR  
LOT Z, BLOCK ONE  
SIGMA CHI ADDITION

1820 SIGMA CHI ROAD N.E.  
(60' E/W)

0001727



(110.50')  
110.43'  
FUD. WALL REPLACED W/ 5/8\" BEARINGS  
(N 00° 14' 00\" W)  
N 00° 28' 48\" E  
W/ 5/8\" BEARINGS  
CAP\"ALS LS 7719\"

5 00° 33' 00\" W  
(5 00° 14' 00\" W)  
108.04'  
FUD. 2 X 2\" WOOD STAKE  
REPLACED W/ 5/8\" BEARINGS  
CAP\"ALS LS 7719\"

PORTION LOT 11, BLOCK ONE  
SIGMA CHI ADDITION  
D-30  
6-25-41

NOTES

1. Bearings and distances in parentheses are record.
2. Basis of boundary is the plat of record entitled "REPLAT of LOTS 8, 9 and 10, and of portions of LOTS 7 and 11, in BLOCK ONE of SIGMA CHI ADDITION" filed May 16, 1951 in Volume B1, Folio 167.

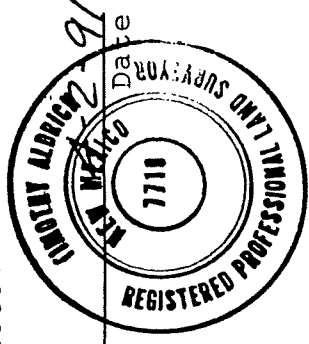
4.5' UTILITY EASEMENT FILED IN BOOK 176, PAGE 70.

N 89° 46' 00\" W  
(N 89° 46' 00\" W)  
67.48'  
(67.62')  
PORTION LOT 7, BLOCK ONE  
SIGMA CHI ADDITION  
6-25-41 D-30

LOT Z, BLOCK ONE, SIGMA CHI ADDITION as the same is shown and designated on said plat filed for record in the office of the County Clerk of Bernalillo County, New Mexico on May 16, 1951 in Volume B1, Folio 167.

" I, Timothy Aldrich, do hereby certify that this survey was prepared by me or under my direct supervision, and that this survey meets the Minimum Standards for Land Surveying in the State of New Mexico effective November 1, 1989."

*Timothy Aldrich*  
Timothy Aldrich, N.M.P.S. No. 7719



ALDRICH LAND SURVEYING  
3620 Wyoming Blvd. N.E., Suite L-4  
Albuquerque, New Mexico 87111  
ALS File No. 89-30