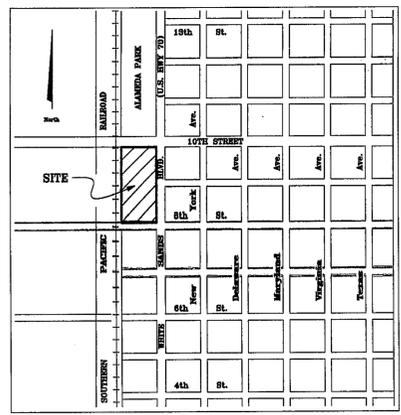


ALAMO BLOCKS, BLOCKS 1 & 2 AMENDED REPLAT C SUBDIVISION

BEING A REPLAT OF:

Lot 1B, Replat B, Blocks 1 and 2; Lot 2 and Lot 3, Replat A, Blocks 1 and 2; and Lots 13, 14, 15 and 16, Block 1, Alamogordo City of Alamogordo, Otero County, New Mexico



ALAMOGORDO, NM
VICINITY MAP (N.T.S.)

LEGAL DESCRIPTION

A Tract of Land comprising all of Lot One B (1B), REPLAT B, BLOCKS 1 AND 2, ALAMOGORDO, OTERO COUNTY, NEW MEXICO, recorded on February 6, 1991 in Book 41, Pages 67-68, records of Otero County, New Mexico, AND, all of Lot Two (2) and Lot Three (3), REPLAT A, BLOCKS 1 AND 2, ALAMOGORDO, OTERO COUNTY, NEW MEXICO, recorded on July 24, 1990 in Book 41, Pages 23-24, records of Otero County, New Mexico, AND, all of Lots Thirteen (13), Fourteen (14), Fifteen (15) and Sixteen (16), Block One (1), ALAMOGORDO, OTERO COUNTY, NEW MEXICO, records of Otero County, New Mexico, said Tract of Land being more particularly described by metes and bounds as follows:

Beginning at the Northwest corner of said Lot 1B, said Point of Beginning also being the intersection of the Easterly right-of-way line of the Southern Pacific Railroad right-of-way with the Southerly right-of-way line of 10th Street;

Thence, Easterly along the Southerly right-of-way line of 10th Street, N90°00'00"E, a distance of 321.06 feet to the Northeast corner of Lot 13, Block 1, also being a point on the Westerly right-of-way line of White Sands Boulevard;

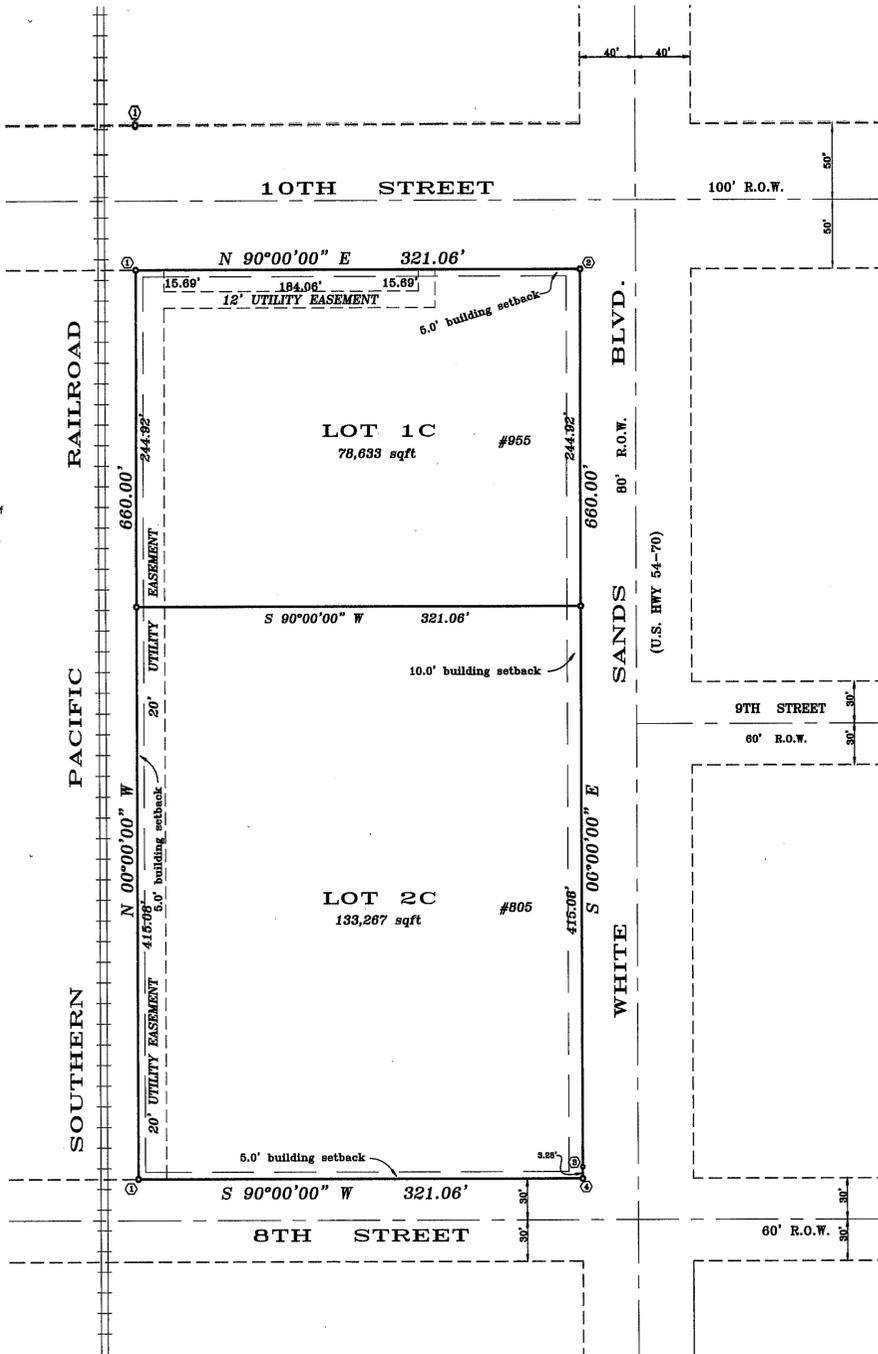
Thence, along the Westerly right-of-way line of White Sands Boulevard, S00°00'00"W, a distance of 660.00 feet to a point on the Northerly right-of-way line of 8th Street;

Thence, along Northerly right-of-way line of 8th Street, S90°00'00"W, a distance of 321.06 feet to the Southwest corner of Lot 1B, also being a point on the Easterly right-of-way line of the Southern Pacific Railroad;

Thence, along the West line of Lot 1B, N00°00'00"E, a distance of 660.00 feet to the Point of Beginning, said Tract of Land, containing 211,900 square feet or 4.86455 Acres.

MONUMENT NOTES

- ① - Found No. 4 rebar w/cap stamped "LS 8334"
- ② - Unable to set - cor. falls under CMU Wall
Set Chiseled "X" witness cor. on conc. sidewalk - 4.00 North
- ③ - Found Conc. Nail in Asphalt paving on Wly E/W line
- ④ - Set Chiseled "X" on conc. sidewalk



DEDICATION

STATE OF NEW MEXICO }
COUNTY OF OTERO }

KNOW ALL MEN BY THESE PRESENTS THAT CAP II - 10th/White Sands, LLC, OWNER OF LOT 1B, REPLAT B, BLOCKS 1 AND 2; LOT 2 AND LOT 3, REPLAT A, BLOCKS 1 AND 2; AND LOTS 13, 14, 15 AND 16, BLOCK 1, AND Walgreen Hastings Co., a Nebraska corporation, OWNER OF LOT 2, REPLAT A, BLOCKS 1 AND 2, CITY OF ALAMOGORDO, OTERO COUNTY, NEW MEXICO;

SAID OWNERS DO HEREBY CAUSE THE ABOVE DESCRIBED TRACT OF LAND TO BE SUBDIVIDED AND PLATTED AS SHOWN ON THE FOREGOING PLAT. THE SUBDIVISION OF LANDS AS SHOWN UPON THIS PLAT SHALL BE DESIGNATED ALAMO BLOCKS, BLOCKS 1 & 2 AMENDED REPLAT C SUBDIVISION, ALAMOGORDO, OTERO COUNTY, NEW MEXICO, AND IN RECORDING THIS PLAT, SAID OWNERS AND PROPRIETORS DO CAUSE ALL OF THE STREETS AND EASEMENTS WITHIN THE BOUNDS OF THE ABOVE DESCRIBED TRACT OF LAND TO BE DEDICATED TO THE USE AND BENEFIT OF THE PUBLIC. THIS PLAT IS MADE WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF THE UNDERSIGNED OWNERS AND PROPRIETORS OF SAID TRACT OF LAND.

SAID OWNERS DO HEREBY CAUSE THE 12-FOOT UTILITY EASEMENT AS SHOWN ON PLAT RECORDED IN BOOK 41, PAGES 67-68, TO BE VACATED AND REPLATTED AS SHOWN HEREIN, AND DO CAUSE SAID UTILITY EASEMENT TO BE DEDICATED TO THE USE SHOWN.

CAP II - 10th/White Sands, LLC.

BY: Peterson Properties Investment, LLC
a New Mexico limited liability company

By: James A. Peterson and Mary B. Peterson Revocable Trust
(created August 18, 1998)
its Managing Member

By: *James A. Peterson*
James A. Peterson, Trustee

Walgreen Hastings Co.
a Nebraska corporation

By: Robert M. Silverman, Vice President

By: *Robert M. Silverman*
Robert M. Silverman, Vice President

STATE OF NEW MEXICO }
COUNTY OF OTERO }

ON THIS 12th DAY OF April 2006, BEFORE ME PERSONALLY APPEARED JAMES A. PETERSON, TRUSTEE OF THE JAMES A. PETERSON AND MARY B. PETERSON REVOCABLE TRUST CREATED AUGUST 18, 1998, MANAGING MEMBER OF PETERSON PROPERTIES INVESTMENTS, LLC, MANAGING MEMBER OF CAP II - 10TH/WHITE SANDS, LLC, A NEW MEXICO LIMITED LIABILITY COMPANY, KNOWN TO ME TO BE THE PERSONS WHO EXECUTED THE FOREGOING INSTRUMENT, AND HE ACKNOWLEDGED THAT HE EXECUTED SAID INSTRUMENT AS HIS FREE ACT AND DEED.

WITNESS MY HAND AND SEAL ON THIS DAY AND YEAR LAST WRITTEN ABOVE.

Colleen R. McGrath
Colleen R. McGrath
NOTARY PUBLIC MY COMMISSION EXPIRES 10/18/09

State of Illinois
County of Lake ss:

ON THIS 24th DAY OF April 2006, BEFORE ME PERSONALLY APPEARED ROBERT M. SILVERMAN, VICE PRESIDENT OF WALGREEN HASTINGS COMPANY, A NEBRASKA CORPORATION, ON BEHALF OF SAID COMPANY, KNOWN TO ME TO BE THE PERSONS WHO EXECUTED THE FOREGOING INSTRUMENT, AND HE ACKNOWLEDGED THAT HE EXECUTED SAID INSTRUMENT AS HIS FREE ACT AND DEED.

WITNESS MY HAND AND SEAL ON THIS DAY AND YEAR LAST WRITTEN ABOVE.

Wendy A. Simms
Wendy A. Simms
NOTARY PUBLIC MY COMMISSION EXPIRES 9/3/2008

APPROVAL OF THE ALAMOGORDO PLANNING AND ZONING COMMISSION

THIS AMENDED REPLAT OF ALAMO BLOCKS, BLOCKS 1 & 2 REPLAT C SUBDIVISION, CITY OF ALAMOGORDO, OTERO COUNTY, NEW MEXICO WAS ON THE 6th DAY OF July 2006 SUBMITTED AND APPROVED BY THE ALAMOGORDO PLANNING AND ZONING COMMISSION.

Manuel S. Sandoval CHAIRMAN ATTEST: *Manuel Sandoval* RECORDING SECRETARY

RECORDING SECRETARY ACCEPTANCE OF THE ALAMOGORDO CITY COMMISSION.

THIS AMENDED REPLAT OF ALAMO BLOCKS, BLOCKS 1 AND 2 REPLAT C SUBDIVISION, ALAMOGORDO, OTERO COUNTY, NEW MEXICO, WAS ON THE 9th DAY OF August 2006 SUBMITTED TO THE CITY COMMISSION OF THE CITY OF ALAMOGORDO, NEW MEXICO AND WAS APPROVED BY A MAJORITY OF THE MEMBERS.

Donald E. Carroll MAYOR ATTEST: *Renee J. Carter* CITY CLERK

ACCEPTANCE OF EASEMENTS SHOWN HEREON

THE DEDICATION OF THE EASEMENTS SHOWN HEREON IS APPROVED AND ACCEPTED BY THE CITY OF ALAMOGORDO THE 9th DAY OF August 2006

Donald E. Carroll MAYOR ATTEST: *Renee J. Carter* CITY CLERK

AFFIDAVIT

STATE OF NEW MEXICO }
COUNTY OF OTERO }

THIS SUBDIVISION DOES LIE WITHIN THE PLANNING OR PLATTING JURISDICTION OF THE CITY OF ALAMOGORDO, NEW MEXICO.

Christian A. Clausen SURVEYOR

CHRISTIAN A. CLAUSEN

SUBSCRIBED AND SWORN TO ME THIS 10 DAY OF APRIL 2006.

SURVEYOR'S CERTIFICATE

STATE OF NEW MEXICO }
COUNTY OF OTERO }

I, CHRISTIAN A. CLAUSEN, A NEW MEXICO LICENSED PROFESSIONAL SURVEYOR, CERTIFY THAT I CONDUCTED AND AM RESPONSIBLE FOR THIS SURVEY, THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO.

Christian A. Clausen DATE 4/10/06

CHRISTIAN A. CLAUSEN
NEW MEXICO REGISTRATION NO. 16467

STATE OF NEW MEXICO }
COUNTY OF OTERO }

RECORDED IN THE OFFICE OF THE COUNTY CLERK AND EX-OFFICIO RECORDER OF OTERO COUNTY, NEW MEXICO, AT 9:10 O'CLOCK A.M., THIS 25th DAY OF May 2006.

Robert Sider COUNTY CLERK

BY: *Christian Clausen* RECEPTION NO 5612 BOOK: 64 PAGES: 49-50

CERTIFICATION

I, Christian A. Clausen, a New Mexico Licensed Land Surveyor certify that I conducted and am responsible for this survey, that this survey is true and correct to the best of my knowledge and belief, and that this survey and plat meet the Minimum Standards for Surveying in New Mexico.

Christian A. Clausen 4-10-06
Christian A. Clausen, PLS
(TX #5511 NM #16467 AZ#36621)

NOTES

1. All information shown hereon with respect to underground conditions was determined by data collected through survey crew field methods and other information taken from existing plans and maps of record. No underground utilities either existing or abandoned were exposed or located. Unless specifically accepted by Clausen Land Surveying in writing, Clausen Land Surveying makes no claim, expressed or implied, as to the underground site conditions.

2. Flood Zone: This property lies within 100 year Flood Zone AH, as shown on FEMA Map No 350045, Panel 0005B, dated March 2, 1983.

3. REPLAT A, BLOCKS 1 AND 2, ALAMOGORDO, OTERO COUNTY, NEW MEXICO, recorded on July 24, 1990, Book 41, Pages 23-24 and REPLAT B, BLOCKS 1 AND 2, ALAMOGORDO, OTERO COUNTY, NEW MEXICO, recorded on February 6, 1991, Book 41, Pages 67-68 were used to establish the Boundary.

NOTES

- 4. Zoning Designation District C-3 (Business)
- 5. Setback Requirements Front-10 feet on White Sands Blvd. Side-5 feet, Rear-5 feet Clear Site triangle at intersection corners (10th & White Sands and 8th & White Sands)

Surveyed: 06-04 to 03-05 Plot Date: 03-23-06

Scale: 1"=60' Office: C.C. Field: D.C. / C.C.

AMENDED REPLAT - Lot 1B, Replat B, Blocks 1 and 2; Lot 2 and Lot 3, Replat A, Blocks 1 and 2; and Lots 13, 14, 15 and 16, Block 1, Alamogordo, City of Alamogordo, Otero County, New Mexico

Flood Zone: NOTED HEREON

Plat Record: NOTED HEREON

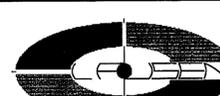
Sheet 1 of 1 File Location: CLS-0251-05

Date Date

Revision Revision

By By

LEGEND



Clausen Land Surveying
105 - Geographic - Survey - Analysis - Construction - CAD Mapping

729 DEL MAR DR. El Paso, Texas 79932
Mobile: (915) 355-9482 Fax: (915) 832-7158

ALAMO BLOCKS BLK 1 & 2 REPLAT C
BK 64 PG. 49-50