

AMENDMENT TO AGREEMENT TO  
CONSTRUCT INFRASTRUCTURE IMPROVEMENTS  
(Amendment to Infrastructure List)

City Project # \_\_\_\_\_  
City Engineer's Signature Date \_\_\_\_\_

WHEREAS, the City and the Developer entered into an Agreement to Construct Public and/or Private Infrastructure Improvements ("Original Agreement") on \_\_\_\_\_, which was recorded on \_\_\_\_\_, in Book \_\_\_\_\_, pages \_\_\_\_\_ through \_\_\_\_\_ as Document No. \_\_\_\_\_, in the records of the Bernalillo County Clerk, State of New Mexico wherein the Developer agreed to satisfactorily construct certain infrastructure improvements.

WHEREAS, the parties agree that the word "Subdivider" used in any previous Agreements is replaced with the word "Developer" for this Agreement. This change has no substantive effect on any other provision of the agreement.

WHEREAS, the Original Agreement was amended by a \_\_\_\_\_ Extension Agreement dated \_\_\_\_\_ recorded on \_\_\_\_\_, in Book \_\_\_\_\_, pages \_\_\_\_\_ through \_\_\_\_\_, as Document No. \_\_\_\_\_ in the records of Bernalillo County Clerk, State of New Mexico, extending the construction deadline to \_\_\_\_\_; and

WHEREAS, the Original Agreement was amended by a \_\_\_\_\_ Extension Agreement dated \_\_\_\_\_ recorded on \_\_\_\_\_, in Book \_\_\_\_\_, pages \_\_\_\_\_ through \_\_\_\_\_, as Document No. \_\_\_\_\_ in the records of Bernalillo County Clerk, State of New Mexico, extending the construction deadline to \_\_\_\_\_; and

WHEREAS, the Developer is required to amend the infrastructure listing for public and/or private improvements attached as Exhibit A to the Original Agreement; and

WHEREAS, the Developer has submitted to the City and the City has approved an amended infrastructure listing.

THEREFORE, the Developer and the City agree to amend the Original Agreement as follows:

1. Amending Section 2, Improvements and Construction Deadline, to replace Exhibit A the required infrastructure listing with a revised and amended infrastructure listing attached hereto as **Exhibit A-1**.
2. Other Terms Unchanged: Except as amended herein, the terms and conditions of the Original Agreement will remain unchanged and will continue in full force and effect unless there is a conflict between the terms and conditions of this Amendment, and the terms and conditions of the

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Original Agreement, in which case the terms and conditions of the Amendment to the Original Agreement will control.

DEVELOPER: \_\_\_\_\_

CITY OF ALBUQUERQUE:

By [signature]: \_\_\_\_\_

By: \_\_\_\_\_

Name [print]: \_\_\_\_\_

Shahab Biazar, P.E., City Engineer

Title: \_\_\_\_\_

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

DEVELOPER’S NOTARY

STATE OF \_\_\_\_\_ )

) ss

COUNTY OF \_\_\_\_\_ )

This instrument was acknowledged before me on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_ by [name of person] \_\_\_\_\_, [title or capacity, for instance, “President” or “Owner”] \_\_\_\_\_ of (“Developer”)  
\_\_\_\_\_.

(SEAL)

\_\_\_\_\_  
Notary Public

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

CITY’S NOTARY

STATE OF NEW MEXICO )

)

COUNTY OF BERNALILLO )

This instrument was acknowledged before me on \_\_\_\_ day of \_\_\_\_\_, 20\_\_, by Shahab Biazar, P.E., City Engineer of the City of Albuquerque, a municipal corporation, on behalf of said corporation.

(SEAL)

\_\_\_\_\_  
Notary Public

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

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(Exhibit A-1 attached)