

## ENCROACHMENT AFFIDAVIT

Fidelity National Title of New Mexico Inc.  
8500 Menaul Blvd. NE, Suite B-150  
Albuquerque, NM 87112

Date: July 17, 2020  
GF No.: SP000062570  
Property: 41 Petroglyph Trail  
Placitas, NM 87043

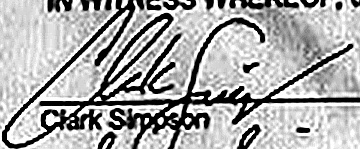
STATE OF NEW MEXICO

COUNTY OF Sandoval

I/We, the undersigned do hereby state I/we have been made aware of the encroachment(s) of the Encroachment of wall onto the Pedestrian Walking Trail and Utility easements as shown on Improvement Location Report dated July 2, 2020 Prepared by Bernard W. Seitz, Jr. NMPS #8478.

, as shown on Surveyor's Inspection Report prepared by NMRLS No. dated July 2, 2020, and do further agree and understand that should encroachment waivers from the utility companies become necessary, it will be our sole responsibility to obtain said waivers. I/We understand that they may be necessary when we sell this property. I/We agree to hold FIDELITY NATIONAL TITLE OF NEW MEXICO INC., its Employees and/or Agents harmless from any loss or liability resulting from said encroachment(s).

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

  
\_\_\_\_\_  
Clark Simpson

  
\_\_\_\_\_  
Susana Simpson