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HOUSE JOINT RESOLUTION 7

49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009

INTRODUCED BY

Patricia A. Lundstrom

A JOINT RESOLUTION

AUTHORIZING DISPOSAL OF SURPLUS LAND IN MCKINLEY COUNTY BY THE
STATE PARKS DIVISION OF THE ENERGY, MINERALS AND NATURAL
RESOURCES DEPARTMENT.

WHEREAS, Section 13-6-3 NMSA 1978 requires the
ratification and approval of the legislature of any sale, trade
or lease of real property belonging to a state agency that
involves a consideration of one hundred thousand dollars
(\$100,000) or more; and

WHEREAS, the energy, minerals and natural resources
department owns certain real property in the county of
McKinley, state of New Mexico described as A certain Tract of
land situate within the North 1/2 of Section 11, Township 13
North, Range 21 West, of the New Mexico Principal Meridian,
McKinley County, New Mexico, and being more particularly

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1 described as follows:

2 "BEGINNING at the Northeast corner of the parcel
3 herein described, being the Section corner common to Sections
4 1, 2, 11 and 12, T 13 N, R 21 W, NMPM (in place);

5 THENCE along the easterly line of Section 11, S 00°
6 07' 07" W, 433.23 feet to the Southeast corner, a point on the
7 Northerly Right of way line of Interstate Highway 40;

8 THENCE leaving said Section line and along said
9 Northerly Right of way line, S 59° 56' 46" W, 4080.12 feet to
10 the Southwest corner, being the point of intersection of the
11 Northerly Right of way line of Interstate Highway 40 and the
12 Southerly Right of way line of the Burlington Northern Santa Fe
13 Railway;

14 THENCE leaving said Northerly Right of way line and
15 along said Southerly Right of way line, N 31° 59' 21" E,
16 2953.10 feet to the Northwest corner, being a point on the
17 Northerly line of Section 11;

18 THENCE leaving said Southerly Right of way line and
19 along said Northerly line, S 89° 11' 00" E, 1968.24 feet to the
20 point of beginning and containing 74.6250 acres, more or less";
21 and

22 WHEREAS, A certain Tract of land situate within Sections
23 10, 11 and 15, Township 13 North, Range 21 West, of the New
24 Mexico Principal Meridian, McKinley County, New Mexico, and
25 being more particularly described as follows:

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1 "BEGINNING at the Southeast corner of the parcel
2 herein described, being the Section corner common to Sections
3 11, 12, 13 and 14, T 13 N, R 21 W, NMPM (in place);

4 THENCE along the Southerly line of Section 11, N 89°
5 19' 04" W, 5165.42 feet to the Section corner common to
6 Sections 10, 11, 14 and 15, T 13 N, R 21 W, NMPM (in place);

7 THENCE along the Easterly line of Section 15, S 00°
8 16' 00" E, 1326.60 feet;

9 THENCE along the Southerly line of Lot 1 in Section
10 15, N 90° 00' 00" W, 914.16 feet to the Southeast corner, a
11 point on the Southerly Right of way line of the Burlington
12 Northern Santa Fe Railway;

13 THENCE leaving said Southerly line and along said
14 Southerly Right of way line, N 31° 59' 21" E, 4173.91 feet to
15 the Northwest corner, being a point of intersection of the
16 Burlington Northern Santa Fe Railway Right of way and the
17 Southerly Right of way line of Interstate Highway 40;

18 THENCE leaving said Southerly Railway Right of way
19 line and along said Southerly Interstate Right of way line, N
20 59° 56' 46" E, 4470.95 feet to the Northeast corner, being a
21 point on the Easterly line of Section 11;

22 THENCE leaving said Southerly Right of way line and
23 along said Easterly line, S 00° 07' 07" W, 1866.64 feet to the
24 East 1/4 corner of Section 11 (in place);

25 THENCE continuing along said Easterly line, S 00°

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1 05' 21" W, 2647.50 feet to the Point of beginning and
2 containing 350.5803 acres, more or less"; and

3 WHEREAS, the parcels owned by the state parks division of
4 the energy, minerals and natural resources department do not
5 qualify for state park status under Section 16-2-11 NMSA 1978
6 and are not likely ever to be designated as a state park, or as
7 part of a state park, and are therefore surplus to the state
8 parks division;

9 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE
10 STATE OF NEW MEXICO that the state parks division of the
11 energy, minerals and natural resources department be authorized
12 to to dispose of said surplus property by donation, exchange or
13 sale pursuant Section 13-6-3 NMSA 1978; and

14 BE IT FURTHER RESOLVED that copies of this resolution be
15 transmitted to the secretary of energy, minerals and natural
16 resources and the director of the state parks division of the
17 energy, minerals and natural resources department.