

SENATE BILL 533

54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019

INTRODUCED BY

Mary Kay Papen

Pursuant to House Rule 24-1, this document incorporates amendments that have been adopted prior to consideration of this measure by the House. It is a tool to show the amendments in context and is not to be used for the purpose of amendments.

AN ACT

RELATING TO STATE PARKS; REQUIRING THE STATE GAME COMMISSION TO TRANSFER THIRTEEN AND THIRTY-NINE HUNDREDTHS ACRES, MORE OR LESS, OF REAL PROPERTY SITUATED IN DONA ANA COUNTY TO THE STATE PARKS DIVISION OF THE ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT FOR THE MESILLA VALLEY BOSQUE STATE PARK; Hf1→**MAKING AN APPROPRIATION;** ←Hf1 DECLARING AN EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. TEMPORARY PROVISION.--

A. The legislature finds that:

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(1) the transfer of land and buildings of the Mesilla Valley Bosque state park by the commissioner of public lands by quitclaim deed to the state game commission in June 2018 was without required legislative approval;

(2) the land and buildings of the Mesilla Valley Bosque state park are not in excess of the reasonable needs of the state parks division of the energy, minerals and natural resources department for use as a state park; and

(3) the provisions of Sections 13-6-3 and 17-4-3 NMSA 1978 shall not apply to the transfer of property required by Subsection B of this section.

B. The state game commission shall return to the energy, minerals and natural resources department by quitclaim deed for use by the state parks division of the department as a state park all land, buildings and interests in the following thirteen and thirty-nine hundredths acres, more or less, situated in Dona Ana county, New Mexico, and described as follows:

A tract of land situated within the Mesilla Civil Colony Grant in Sections 2 & 3, T.24S., R.1E., and Section 34, T.23S., R.1E., N.M.P.M. of the U.S.R.S. Surveys being U.S.R.S. Tracts Map 12-12, 12-13, 12-14, 12-15, 12-16A, 12-16C, 12-16D, 12-16E & 12-34, and being more particularly described as follows, to wit:

Beginning at a 1/2" iron rod set on the East line of the .213268.4

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Picacho Drain for a corner of the tract herein described;
whence meander corner No. 20 on the Mesilla Civil Colony Grant
bears N.46 deg. 43'29"W., 4155.14 feet;

Thence from the point of beginning and leaving said Picacho
Drain, N.58 deg.30'00"E., 597.65 feet to a 1/2" iron rod set
for a corner of this tract;

Thence S.31 deg. 30'00"E., 424.07 feet to a 1/2" iron rod set
on the West line of a 60 foot wide road for a corner of this
tract and point of curvature;

Thence along the West line of said 60 foot wide road the
following courses and distances, around the arc of a curve to
the left, having a radius of 1055.81 feet, through a central
angle of 42 deg. 21'00" and whose long cord bears N.20 deg.
00'18"E., 762.75 feet to a 1/2" iron rod set;

Thence N.01 deg. 08'54"W., 1184.93 feet to a 1/2" iron rod set
a point of curvature;

Thence around the arc of a curve to the left, having a radius
of 1819.90 feet, through a central angle of 41 deg. 03'48" and
whose long cord bears N.21 deg. 39'44"W., 1276.57 feet to a
1/2" iron rod set;

Thence N.42 deg. 11'36"W., 1248.73 feet to a 1/2" iron rod set
for a corner of this tract;

Thence N.19 deg. 05'52"W., 152.96 feet to a 1/2" iron rod set
on the West line of the Rio Grande for the most Northerly
corner of this tract;

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Thence along the West line of the Rio Grande the following courses and distances, S.42 deg. 11'36"E., 1389.48 feet to an I.B.C. Pipe found and point of curvature;

Thence around the arc of a curve to the right, having a radius of 1879.90 feet, an arc length of 1347.26 feet, through a central angle of 41 deg. 03'43" and whose long chord bears S.21 deg. 39'42"E., 1318.61 feet to an I.B.C Pipe found;

Thence S.01 deg.08'54"E., 1184.91 feet to an I.B.C. Pipe found and point of curvature;

Thence around the arc of a curve to the right, having a radius of 1115.81 feet, an arc length 1237.36 feet, through a central angle of 63 deg. 32'14" and whose long chord bears S.30 deg. 35'57"W., 1174.93 feet to an I.B.C. Pipe found;

Thence S.62 deg.21'12"W., 161.86 feet to a 1/2" iron rod set at the Southwest intersection of the Rio Grande and Picacho Drain for Southwest corner of this tract;

Thence along East line of the Picacho Drain the following courses and distances, N.41 deg. 30'00"W., 161.24 feet to a 1/2" iron rod found and point of curvature;

Thence around the arc of a curve to the right, having a radius of 1095.90 feet, an arc length of 202.02 feet, through a central angle of 10 deg. 33'44" and whose long chord bears N.36 deg. 46'52"W., 201.74 feet to a 1/2" iron rod set;

Thence N.31 deg. 30'00"W., 158.85 feet to the point of beginning, containing 13.392 acres of land, more or less.

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C. The real property transferred pursuant to Subsection B of this section shall be used to reestablish Mesilla Valley Bosque state park as that park existed prior to the transfer of the property by quitclaim deed of the commissioner of public lands on June 18, 2018.

Hf1→~~SECTION 2. APPROPRIATION.--Seventy thousand dollars (\$70,000) is appropriated from the general fund to the state parks division of the energy, minerals and natural resources department for expenditure in fiscal year 2020 for the reestablishment and operation of Mesilla Valley Bosque state park. Any unexpended or unencumbered balance remaining at the end of fiscal year 2020 shall revert to the general fund.~~←Hf1

SECTION Hf1→~~3~~ **2**←Hf1 . EMERGENCY.--It is necessary for the public peace, health and safety that this act take effect immediately.