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SENATE JOINT MEMORIAL 84

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

ELIZABETH T. STEFANICS

A JOINT MEMORIAL

REQUESTING THE STATE LAND OFFICE TO NEGOTIATE WITH TORRANCE COUNTY FOR PERMANENT EASEMENTS ON ROADS WHERE PROPERTY OWNERS HAVE PERFECTED CERTAIN ACCESS RIGHTS OVER TIME THROUGH STATE LAND.

WHEREAS, certain property owners and residents of Torrance county have used roads across state land to reach their property; and

WHEREAS, the state land office has notified certain landowners and residents of Torrance county that it will take action to stop continued access; and

WHEREAS, owners and residents may have legal rights to use existing, unimproved roads as access to their property; and

WHEREAS, the state should seek to avoid legal action against it and avoid denial of preexisting rights of access to

Underscored material = new  
~~[bracketed material] = delete~~

1 private land;

2 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE  
3 STATE OF NEW MEXICO that the state land office be requested to  
4 assess the existence of access roads across state land to  
5 private property and negotiate with property owners and Torrance  
6 county permanent easements on roads where property owners have  
7 perfected certain access rights over time through state land;  
8 and

9 BE IT FURTHER RESOLVED that copies of this memorial be  
10 transmitted to the commissioner of public lands.

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