

underscored material = new
[bracketed material] = delete

1 WHEREAS, the access to some public lands is through
2 private property under the control of lessees of federal and
3 state lands; and

4 WHEREAS, many private landholders lock gates or prevent
5 the public from entering their private land holdings and in
6 doing so block access to public lands with limited access in
7 the vicinity of the landholder's private lands; and

8 WHEREAS, a condition of permitting a person to lease
9 public lands should be that the lessee agrees to allow access
10 for the general public through the lessee's privately owned
11 land on existing public highways, ranch roads or other well
12 established private roads or paths crossing the lessee's
13 private land if that is the only access to surrounding public
14 lands, whether controlled by the state or federal government;
15 and

16 WHEREAS, access through a lessee's private property
17 should be limited to access on existing roads and should not
18 be required to be given through agricultural fields, unless
19 there are perimeter paths;

20 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE
21 STATE OF NEW MEXICO that congress, the United States forest
22 service, the bureau of land management and the commissioner of
23 public lands be requested to require in all leases of public
24 lands an agreement with the potential lessee that the lessee
25 allow public access through the lessee's private land holdings

1 if that access is the only way to get to public lands in the
2 vicinity of the lessee's private land; and

3 BE IT FURTHER RESOLVED that copies of this memorial be
4 transmitted to members of the New Mexico congressional
5 delegation, the secretary of the interior, the assistant
6 secretary for land and minerals management, the secretary of
7 agriculture, the undersecretary for natural resources and
8 environment and the commissioner of public lands.

9 - 3 -

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
underscored material = new
[~~bracketed material~~] = del etc