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HOUSE JOINT RESOLUTION 30

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Irvin Harrison

A JOINT RESOLUTION

**GRANTING PRIOR APPROVAL TO THE GENERAL SERVICES DEPARTMENT TO
CONVEY STATE PROPERTY IN MCKINLEY COUNTY TO THE REHOBOTH- RED
MESA FOUNDATION.**

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

**WHEREAS, in 1963 the Christian reformed board of home
missions, a Michigan nonprofit corporation, transferred by
warranty deed recorded in WD book 20, page 73 of the records of
the county clerk of McKinley county, New Mexico, to the New
Mexico state police certain real property located in or near
Gallup, New Mexico; and**

**WHEREAS, the deed contained a reservation that the
property "be used for state police purposes only and that no
other business or subleasing be permitted"; and**

WHEREAS, the New Mexico state police thereafter

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 constructed a building on the property and used the property
2 for state police operations, but the property is no longer used
3 for any purpose by the state police; and

4 WHEREAS, subsequent to the original conveyance to the
5 state police the property was transferred by warranty deed
6 dated March 14, 1978 from the state police to the criminal
7 justice department and thence to the property control division
8 of the general services department by quitclaim deed recorded
9 in book 27, page 261 of the records of the county clerk of
10 McKinley county; and

11 WHEREAS, Rehoboth-Red Mesa foundation, incorporated is the
12 successor in interest of the Christian reformed board of home
13 missions regarding real property located in McKinley county,
14 New Mexico, as shown by that certain warranty deed originally
15 recorded in book 16, page 390 of the records of the county
16 clerk of McKinley county and re-recorded in book 16, pages 2522
17 through 2531 of the records of the county clerk of McKinley
18 county; and

19 WHEREAS, the state of New Mexico has no plans in the
20 foreseeable future for the use of the property for state police
21 purposes, and although a reverter clause was not included in
22 the deed, the state and the Rehoboth-Red Mesa foundation,
23 incorporated, agree that it was the intention of the parties
24 that the property be returned if it was no longer being used
25 for the specified purposes;

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