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HOUSE BILL 343

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

INTRODUCED BY

PAULINE K. GUBBELS

AN ACT

AMENDING SECTION 72-1-2.1 NMSA 1978 (BEING LAWS 1991, CHAPTER 34, SECTION 1) PERTAINING TO THE RECORDING OF CHANGES IN OWNERSHIP OF WATER RIGHTS.

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

Section 1. Section 72-1-2.1 NMSA 1978 (being Laws 1991, Chapter 34, Section 1) is amended to read:

"72-1-2.1. WATER RIGHTS--CHANGE IN OWNERSHIP--FILING AND RECORDING--CONSTRUCTIVE NOTICE.--In the event of any changes of ownership of a water right, whether by sale, gift or any other type of conveyance, affecting the title to ~~[the]~~ a water right that has been permitted or licensed by the state ~~[engineer's office]~~ engineer, has been declared with the state ~~[engineer's office]~~ engineer or has been adjudicated and is evidenced by a subfile order, partial final decree, final decree or any other

Underscored material = new
[bracketed material] = delete

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1 court order, the new owner of the water right shall file a
2 ~~[state engineer]~~ change of ownership form with the state
3 engineer. The form shall include all information required by
4 the state engineer and shall be accompanied by a copy of a
5 warranty deed or other instrument of conveyance. The new owner
6 shall record a copy of the change of ownership form filed with
7 the state engineer with the clerk of the county ~~[or counties]~~ in
8 which the water right is located ~~[and the clerk shall forward an~~
9 ~~endorsed copy to the state engineer's office for filing in its~~
10 ~~records]~~. The filing shall be public notice of the existence
11 and contents of the instruments so recorded from the time of
12 recording with the county clerk. "

State of New Mexico
House of Representatives

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FORTY- SECOND LEGISLATURE
SECOND SESSION, 1996

January 30, 1996

Mr. Speaker:

Your AGRICULTURE AND WATER RESOURCES COMMITTEE,
to whom has been referred

HOUSE BILL 343

has had it under consideration and reports same with
recommendation that it DO PASS, amended as follows:

1. On page 2, line 3, strike "required by" and insert in lieu thereof "conforming with water rights of record filed with", and thence referred to the JUDICIARY COMMITTEE.

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FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

HAGC/HB 322

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Respectfully submitted,

G. X. McSherry, Chairman

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 6 For 0 Against

Yes: 6

Excused: Casey, Porter, Wright

Absent: No

. 110891. 1

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**State of New Mexico
House of Representatives**

FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

February 5, 1996

Mr. Speaker:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 343, as amended

has had it under consideration and reports same with
recommendation that it DO PASS, amended as follows:

1. On page 2, line 8, strike "is" and insert
in lieu thereof "will be".

Respectfully submitted,

Cisco McSorley, Chairman

FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

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Adopted _____ Not Adopted _____

(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 8 For 0 Against

Yes: 8

Excused: Foy, Luna, McSorley, Sanchez, R. G., Stewart

Absent: None

H0343JC1

Underscored material = new
[bracketed material] = delete

FORTY- SECOND LEGISLATURE
SECOND SESSION, 1996

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FORTY- SECOND LEGISLATURE
SECOND SESSION, 1996

February 13, 1996

Mr. President:

Your CONSERVATION COMMITTEE, to whom has been referred

HOUSE BILL 343

has had it under consideration and reports same with
recommendation that it DO PASS, and thence referred to the
JUDICIARY COMMITTEE.

Respectfully submitted,

TOM R. BENAVIDES, Chairman

Adopted _____ Not Adopted _____

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FORTY- SECOND LEGISLATURE
SECOND SESSION, 1996

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(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: 0

Excused: Tsosie, Vernon, Wray

Absent: 0

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[bracketed material] = delete

FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

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FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

February 14, 1996

Mr. President:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 343, as amended

has had it under consideration and reports same with
recommendation that it DO PASS.

Respectfully submitted,

Janice D. Paster, Chairman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

FORTY- SECOND LEGISLATURE
SECOND SESSION, 1996

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Date _____

The roll call vote was 7 For 0 Against
Yes: 7
No: 0
Excused: None
Absent: Carraro, Vernon

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Underscored material = new
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