

1 AN ACT

2 RELATING TO LAND GRANTS; AMENDING A SECTION OF CHAPTER 49,  
3 ARTICLE 1 NMSA 1978 TO INCLUDE THE SANTA CRUZ DE LA CANADA  
4 LAND GRANT-MERCED AS A LAND GRANT GOVERNED PURSUANT TO  
5 CHAPTER 49, ARTICLE 1 NMSA 1978.

6  
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

8 SECTION 1. Section 49-1-2 NMSA 1978 (being Laws 1907,  
9 Chapter 42, Section 2, as amended) is amended to read:

10 "49-1-2. APPLICATION.--

11 A. Chapter 49, Article 1 NMSA 1978 shall apply to  
12 all land grants-mercedes within the geographic boundaries of  
13 lands confirmed by the congress of the United States or by  
14 the court of private land claims or designated in any report  
15 or list of land grants prepared by the surveyor general in  
16 furtherance of meeting the obligations of the Treaty of  
17 Guadalupe Hidalgo and designated in this section but shall  
18 not apply to any land grant that is now managed or controlled  
19 pursuant to another section of Chapter 49 NMSA 1978.

20 B. If a majority of the members of the board of  
21 trustees of a land grant-merced covered by specific  
22 legislation determines that the specific legislation is no  
23 longer beneficial to the land grant-merced, the board has the  
24 authority to petition the legislature to repeal the  
25 legislation and to be governed by its bylaws and as provided

1 in Chapter 49, Article 1 NMSA 1978.

2 C. The town of Tome land grant-merced, situated in  
3 Valencia county, confirmed by congress in 1858 and patented  
4 by the United States to the town of Tome, shall be governed  
5 by the provisions of Chapter 49, Article 1 NMSA 1978.

6 D. The town of Atrisco land grant-merced, situated  
7 in Bernalillo county, confirmed by the court of private land  
8 claims in 1894 and patented by the United States to the town  
9 of Atrisco in 1905, shall be governed by the provisions of  
10 Chapter 49, Article 1 NMSA 1978; provided that the board of  
11 trustees shall not have regulatory jurisdiction over, and the  
12 provisions of Chapter 49, Article 1 NMSA 1978 shall not apply  
13 to or govern, any lands or interests in real property the  
14 title to which is held by any other person, including a  
15 public or private corporation, partnership or limited  
16 liability company.

17 E. The Tecolote land grant-merced, also known as  
18 the town of Tecolote, situated in San Miguel county,  
19 confirmed by congress in 1858 and patented by the  
20 United States to the town of Tecolote in 1902, shall be  
21 governed by the provisions of Chapter 49, Article 1  
22 NMSA 1978.

23 F. The San Antonio del Rio Colorado land  
24 grant-merced, situated in Taos county, which claim  
25 was recommended for confirmation by surveyor general

1 James K. Proudfit in 1874 and again in 1886 by  
2 surveyor general George W. Julian, but not confirmed by  
3 congress, shall be governed by the provisions of Chapter 49,  
4 Article 1 NMSA 1978.

5 G. The Manzano land grant-merced, also known as  
6 la merced del Manzano land grant-merced, situated in  
7 Torrance county, confirmed by congress in 1860 and patented  
8 by the United States to the town of Manzano in 1907, shall be  
9 governed by the provisions of Chapter 49, Article 1  
10 NMSA 1978.

11 H. The Arroyo Hondo Arriba community land  
12 grant-merced, also known as the community of San Antonio and  
13 as the community of Valdez, situated in Taos county, which  
14 was established in 1823 and whose heirs were recognized as  
15 the fee simple owners of the grant's common lands by the  
16 eighth judicial district court of New Mexico in 1914, shall  
17 be governed by the provisions of Chapter 49, Article 1  
18 NMSA 1978.

19 I. The Anton Chico land grant-merced, also known  
20 as the town of Anton Chico land grant, situated in Guadalupe  
21 and San Miguel counties, confirmed by congress in 1860 and  
22 patented by the United States to the town of Anton Chico in  
23 1883, shall be governed by the provisions of Chapter 49,  
24 Article 1 NMSA 1978.

25 J. The Abiquiu land grant-merced, also known as

1 the merced del Pueblo Abiquiu and town of Abiquiu land grant,  
2 situated in Rio Arriba county, confirmed by the court of  
3 private land claims in 1894 and patented by the United States  
4 to the board of grant commissioners of the Abiquiu grant in  
5 1909, shall be governed by the provisions of Chapter 49,  
6 Article 1 NMSA 1978.

7 K. The Canon de Carnue land grant-merced, situated  
8 in Bernalillo county, confirmed by the court of private land  
9 claims in 1894 and patented by the United States to the  
10 confirmees of the Canon de Carnue grant in 1903, shall be  
11 governed by the provisions of Chapter 49, Article 1  
12 NMSA 1978.

13 L. The Cebolleta land grant-merced, also known as  
14 the town of Cebolleta land grant, situated in Cibola county,  
15 confirmed by congress in 1869 and patented by the  
16 United States to the town of Cebolleta land grant in 1882,  
17 shall be governed by the provisions of Chapter 49, Article 1  
18 NMSA 1978.

19 M. The Cristobal de la Serna land grant-merced,  
20 situated in Taos county, confirmed by the court of private  
21 land claims in 1892 and patented by the United States to the  
22 Cristobal de la Serna grant in 1903, shall be governed by the  
23 provisions of Chapter 49, Article 1 NMSA 1978.

24 N. The Cubero land grant-merced, also known as the  
25 town of Cubero land grant, situated in Cibola county,

1 confirmed by the court of private land claims in 1892 and  
2 patented by the United States to the confirmees of the town  
3 of Cubero grant in 1900, shall be governed by the provisions  
4 of Chapter 49, Article 1 NMSA 1978.

5 O. The Don Fernando de Taos land grant-merced,  
6 situated in Taos county, confirmed by the court of private  
7 land claims in 1897 and patented by the United States to the  
8 confirmees of the Don Fernando de Taos grant in 1907, shall  
9 be governed by the provisions of Chapter 49, Article 1  
10 NMSA 1978.

11 P. The Santo Tomas Apostol del Rio de Las Trampas  
12 land grant-merced, situated in Taos county, also known as the  
13 town of Las Trampas land grant, confirmed by congress in 1860  
14 and patented by the United States to the town of Las Trampas  
15 grant in 1903, shall be governed by the provisions of  
16 Chapter 49, Article 1 NMSA 1978.

17 Q. The Santa Barbara land grant-merced, also known  
18 as la merced de Santa Barbara, situated in Taos county,  
19 confirmed by the court of private land claims in 1894 and  
20 patented by the United States to the heirs of the  
21 Santa Barbara grant in 1905, shall be governed by the  
22 provisions of Chapter 49, Article 1 NMSA 1978.

23 R. The Juan Bautista Baldes land grant-merced,  
24 also known as the merced comunitara de Juan Bautista Baldes,  
25 situated in Rio Arriba county, confirmed by the court of

1 private land claims in 1898 and patented by the United States  
2 to the heirs of Juan Bautista Baldes in 1913, shall be  
3 governed by the provisions of Chapter 49, Article 1  
4 NMSA 1978.

5 S. The San Joaquin del Rio de Chama land  
6 grant-merced, also known as the merced de San Joaquin del Rio  
7 de Chama and the Canon de Chama land grant-merced, situated  
8 in Rio Arriba and Sandoval counties, confirmed by the court  
9 of private land claims in 1894 and patented by the  
10 United States to the heirs of the Canon de Chama grant in  
11 1905, shall be governed by the provisions of Chapter 49,  
12 Article 1 NMSA 1978.

13 T. The San Miguel del Bado land grant-merced, also  
14 known as the merced de San Miguel del Bado, situated in  
15 San Miguel county, confirmed by the court of private land  
16 claims in 1894 and patented by the United States to the board  
17 of the San Miguel del Bado grant in 1910, shall be governed  
18 by the provisions of Chapter 49, Article 1 NMSA 1978.

19 U. The Santo Domingo de Cundiyo land grant-merced,  
20 situated in Santa Fe county, confirmed by the court of  
21 private land claims in 1900 and patented by the United States  
22 to the confirnees of the Santo Domingo de Cundiyo grant in  
23 1903, shall be governed by the provisions of Chapter 49,  
24 Article 1 NMSA 1978.

25 V. The Tierra Amarilla land grant-merced, also

1 known as the merced de los Pueblos de Tierra Amarilla,  
2 situated in Rio Arriba county, confirmed by congress in 1860  
3 and patented by the United States to Francisco Martinez in  
4 1881, shall be governed by the provisions of Chapter 49,  
5 Article 1 NMSA 1978.

6 W. The San Antonio de las Huertas land  
7 grant-merced, also known as the merced de San Antonio de  
8 las Huertas, situated in Sandoval county, confirmed by the  
9 court of private land claims in 1897 and patented by the  
10 United States to the San Antonio de las Huertas grant  
11 claimants in 1907, shall be governed by the provisions of  
12 Chapter 49, Article 1 NMSA 1978.

13 X. The Tajique land grant-merced, also known as  
14 the town of Tajique land grant, situated in Tarrant county,  
15 confirmed by congress in 1860 and patented by the  
16 United States to the confirmees of the town of Tajique  
17 land grant in 1912, shall be governed by the provisions of  
18 Chapter 49, Article 1 NMSA 1978.

19 Y. The Torreon land grant-merced, also known as  
20 the town of Torreon, situated in Tarrant county, confirmed  
21 by congress in 1860 and patented by the United States to the  
22 confirmees of the town of Torreon grant in 1909, shall be  
23 governed by the provisions of Chapter 49, Article 1  
24 NMSA 1978.

25 Z. The Los Vigiles land grant-merced, situated in

1 San Miguel county, which was partitioned from the town of  
2 Las Vegas grant through a deed of indenture issued by the  
3 board of trustees for the Las Vegas grant and approved by the  
4 fourth judicial district of New Mexico in 1951, shall be  
5 governed by the provisions of Chapter 49, Article 1  
6 NMSA 1978.

7 AA. The Lower Gallinas land grant-merced, situated  
8 in San Miguel county, which was partitioned from the town of  
9 Las Vegas grant through a deed of indenture issued by the  
10 board of trustees for the Las Vegas grant in 1951 and  
11 approved by the fourth judicial district of New Mexico, the  
12 approval of which was reaffirmed by the court in 1997, shall  
13 be governed by the provisions of Chapter 49, Article 1  
14 NMSA 1978.

15 BB. The San Augustin land grant-merced, situated  
16 in San Miguel county, which was partitioned from the town of  
17 Las Vegas grant through a deed of indenture issued by the  
18 board of trustees for the Las Vegas grant and approved by the  
19 fourth judicial district of New Mexico in 1929, shall be  
20 governed by the provisions of Chapter 49, Article 1  
21 NMSA 1978.

22 CC. The merced del Pueblo de Santa Cruz de  
23 la Canada, also known as Santa Cruz de la Canada land  
24 grant-merced, situated in Rio Arriba county and Santa Fe  
25 county, which was confirmed by the court of private land



