

AN ACT

RELATING TO PUBLIC RECORDS; CHANGING THE REQUIREMENTS FOR  
FILING AND RECORDING COPIES OF INSTRUMENTS OF WRITING.

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

**SECTION 1.** Section 14-8-4 NMSA 1978 (being Laws 1901,  
Chapter 62, Section 18, as amended) is amended to read:

"14-8-4. ACKNOWLEDGMENT NECESSARY FOR RECORDING--  
EXCEPTIONS--RECORDING OF COPIES.--

A. Any original instrument of writing duly  
acknowledged may be filed and recorded. Any instrument of  
writing not duly acknowledged may not be filed and recorded or  
considered of record, though so entered, unless otherwise  
provided in this section.

B. For purposes of this section, "acknowledged"  
means notarized by a person empowered to perform notarial acts  
pursuant to the Notary Public Act or the Uniform Law on  
Notarial Acts.

C. The following documents need not be  
acknowledged but may be filed and recorded:

(1) court-certified copies of a court order,  
judgment or other judicial decree;

(2) court-certified transcripts of any money  
judgment obtained in a court of New Mexico or, pursuant to  
Section 14-9-9 NMSA 1978, in the United States district court

for the district of New Mexico;

(3) land patents and land office receipts;

(4) notice of lis pendens filed pursuant to Section 38-1-14 NMSA 1978;

(5) provisional orders creating improvement districts pursuant to Section 4-55A-7 NMSA 1978;

(6) notices of levy on real estate under execution or writ of attachment when filed by a peace officer pursuant to Section 39-4-4 NMSA 1978;

(7) surveys of land that do not create a division of land but only show existing tracts of record when filed by a professional surveyor pursuant to Section 61-23-28.2 NMSA 1978;

(8) certified copies of foreign wills, marriages or birth certificates duly authenticated; and

(9) instruments of writing in any manner affecting lands in the state filed pursuant to Section 14-9-7 NMSA 1978, when these instruments have been duly executed by an authorized public officer.

D. If an original instrument of writing could be filed and recorded in accordance with the provisions of this section but is unavailable, a copy of that instrument shall be accepted for filing and recording if an accompanying document is presented that provides the name, phone number and mailing address of the person filing and recording the copy; that

