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HOUSE JOINT RESOLUTION 4  
**54TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2020**

INTRODUCED BY  
James G. Townsend

A JOINT RESOLUTION  
RATIFYING AND APPROVING THE SALE BY THE INTERSTATE STREAM  
COMMISSION OF A TRACT OF UNDEVELOPED LAND LOCATED IN EDDY  
COUNTY NEAR CARLSBAD, NEW MEXICO.

WHEREAS, Section 13-6-2 NMSA 1978 provides that a state  
agency may sell or otherwise dispose of real property by  
competitive sealed bid, public auction or negotiated sale to a  
private person or to other entities; and

WHEREAS, Section 13-6-3 NMSA 1978 provides in pertinent  
part that any sale, trade or lease of real property belonging  
to a state agency for consideration of one hundred thousand  
dollars (\$100,000) or more shall be subject to the ratification  
and approval by the state legislature prior to the sale, trade  
or lease becoming effective; and

WHEREAS, the interstate stream commission holds the title  
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1 to a tract of undeveloped land located in Eddy county near  
2 Carlsbad, New Mexico, but has determined that ownership of that  
3 real property is no longer necessary or desirable; and

4 WHEREAS, pursuant to Subsection D of Section 72-1-2.6 NMSA  
5 1978, after offering the property for sale to the original  
6 owner, the interstate stream commission offered the property  
7 for sale by competitive sealed bid and has signed a purchase  
8 and sale agreement with the winning bidder, pending legislative  
9 ratification and approval; and

10 WHEREAS, the property is described as follows:

11 BEING a tract of land in Eddy County, NM, being a  
12 portion of the NW/4 SE/4 of Section 17, Township 22  
13 South, Range 27 East, N.M.P.M., and being more  
14 particularly described as follows:

15 BEGINNING at a point on the North line of said NW/4  
16 SE/4 which is N89°30'24"E a distance of 191.50 feet  
17 from the C/4 corner of said Sec 17, which point is  
18 also the NE corner of Cottonwood Meadows

19 Subdivision;

20 THENCE N89°30'24"E, continuing along said North line  
21 for M=1153.42 feet (R=1132.90 feet);

22 THENCE S00°04'31"E, along the East line of said NW/4  
23 SE/4, for M=1351.88 feet (R=1336.00 feet);

24 THENCE N89°36'55"W, along the South line of said  
25 NW/4 SE/4, for M=1147.06 feet (R=1132.90 feet);

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1           THENCE N00°24'35"W, along the West line of said NW/4  
2           SE/4, for 661.62 feet, which point is the Easterly  
3           Southern corner of Cottonwood Meadows Subdivision;  
4           THENCE N00°17'19"W, continuing along said West line  
5           (East line of said subdivision), for 672.65 feet to  
6           the point of beginning, containing 35.47 acres, more  
7           or less; and

8           WHEREAS, the property has been appraised for one hundred  
9           ninety-five thousand dollars (\$195,000); and

10           WHEREAS, the appraisal has been reviewed and approved by  
11           the property tax division of the taxation and revenue  
12           department; and

13           WHEREAS, consideration for sale of the property shall be  
14           three hundred fifty-four thousand seven hundred one dollars  
15           (\$354,701), the amount of the highest bid received by the  
16           interstate stream commission; and

17           WHEREAS, Section 72-1-2.5 NMSA 1978 created the Pecos  
18           river basin land management fund in the state treasury; and

19           WHEREAS, pursuant to Subsection D of Section 72-1-2.6 NMSA  
20           1978, the revenue from the sale of the property shall be  
21           deposited into the Pecos river basin land management fund;

22           NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE  
23           STATE OF NEW MEXICO that the sale of the property as described  
24           above be hereby ratified and approved by the legislature; and

25           BE IT FURTHER RESOLVED that a copy of this resolution be

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transmitted to the interstate stream commission.

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