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A JOINT RESOLUTION

RATIFYING AND APPROVING THE SALE BY THE GENERAL SERVICES DEPARTMENT TO BERNALILLO COUNTY OF REAL PROPERTY LOCATED AT 4003 EDITH BOULEVARD NORTHEAST, ALBUQUERQUE, 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 facilities management division of the general services department owns real property located at 4003 Edith boulevard northeast, Albuquerque, New Mexico ("Edith boulevard property"); and

WHEREAS, the general services department holds the title to the Edith boulevard property, containing four and four-tenths acres, more or less, but is not using or planning a use for it; and

WHEREAS, the real property proposed for sale is described as follows:

1           A certain parcel of land situate within projected  
2 Section 4, Township 10 North, Range 3 East, New Mexico  
3 principle Meridian, Town of Albuquerque grant, county of  
4 Bernalillo, New Mexico, comprising a portion of Parcel C,  
5 New Mexico Girl's School, As shown and designated on the plat  
6 entitled "Amend plat of land of New Mexican Girl's School"  
7 Filed for record in the office of the county clerk of  
8 Bernalillo County on September 23rd, 1974, in Volume C10,  
9 Folio 39, and being more particularly described by metes and  
10 bounds as follows:

11           Beginning at the southwest corner of the parcel  
12 herein described, said point on the northerly tract line of  
13 Tract A-1, Lands of Cox and Oldaker, as the same is shown and  
14 designated on the plat entitled "Replat tracts A&B, Lands of  
15 Cox and Oldaker, and Lots 2, 13, 14 and 15, Block 4,  
16 Graceland acres Addition" Filed for record in the office of  
17 the county clerk of Bernalillo County on June 14, 1989 in  
18 Volume C39, Folio 85, monumented with a set NO. 5 rebar and  
19 plastic cap stamped "PLS space 12804", and from whence  
20 Albuquerque control station (ACS) "6\_G15", having the  
21 New Mexico State plane coordinates, NAD 1983 Central Zone, of  
22 N=1,498,622.035 and E=1,524,070.574, bears S59°22'16"W. a  
23 distance of 1,252.52 feet; thence from said point of  
24 Beginning,

25           N17°05'48"E, leaving said northerly tract line of

1 Tract A-1, a distance of 459.17 feet to the northwest corner  
2 of the parcel herein described monumented with a set No.5  
3 rebar plastic cap stamped "PLS 12804"; Thence,

4 S72°34'14"E a distance of 422.45 feet to the  
5 northeast corner of the parcel herein described monumented  
6 with a found No.4 rebar (no cap) on the westerly Right-of-Way  
7 line of Edith Boulevard NE.; Thence,

8 S10°09'23"W. along said westerly Right-of-Way line  
9 of Edith Boulevard NE., a distance of 303.94 feet to a set  
10 No.5 rebar and plastic cap stamped "PLS 12804"; Thence

11 N75°42'44"W, leaving said westerly Right-of-Way  
12 line a distance of 129.64 feet to a set No.5 rebar and  
13 plastic cap stamped "PLS 12804"; Thence

14 S23°47'31"W, a distance of 201.31 feet to the  
15 southeast corner of the parcel herein described monumented  
16 with a set No.5 Rebar and plastic cap stamped "PLS 12804";  
17 Said point being on the northerly tract line of tract 48-B-2,  
18 M. R. G. C. D. Map No.33, as the same is shown and  
19 designated on the plat entitled "Boundary survey plat for  
20 Christian Cervantes & Adele Cervantes, Portion of tract  
21 48-B-2, M. R. G. C. D. Map No.33" Filed for record In  
22 the office of the county clerk of Bernalillo County on  
23 March 2nd 1999 in Book 99S; Thence,

24 N63°23'47"W, along said northerly tract line of  
25 Tract 48-B-2, Continuing along the said northerly tract line

1 of Tract A-1, a distance of 310.48 feet to the point of  
2 beginning of the parcel here and described, containing  
3 4.4033 acres (191,806 Sq. Ft) more or less; and

4 WHEREAS, the appraised value of the Edith boulevard  
5 property is one million three hundred sixty thousand dollars  
6 (\$1,360,000); and

7 WHEREAS, Bernalillo county has agreed to purchase the  
8 Edith boulevard property for four hundred seventy-nine  
9 thousand five hundred fifteen dollars (\$479,515);

10 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE  
11 STATE OF NEW MEXICO that the sale of the Edith boulevard  
12 property as described above from the general services  
13 department to Bernalillo county for the sale price of  
14 four hundred seventy-nine thousand five hundred fifteen  
15 dollars (\$479,515), between public entities for county  
16 purposes, be hereby ratified and approved by the legislature;  
17 and

18 BE IT FURTHER RESOLVED that the ratification and  
19 approval of the sale of the Edith boulevard property to  
20 Bernalillo county shall be contingent upon agreement by the  
21 parties that if Bernalillo county ever decides by and through  
22 exercise of proper authority that the Edith boulevard  
23 property is no longer needed for any county purpose and  
24 should be disposed of, at the option of the state and at no  
25 cost to the state, the real property shall be reconveyed by

1 Bernalillo county to the state; and

2 BE IT FURTHER RESOLVED that copies of this resolution be  
3 transmitted to the secretary of general services, the manager  
4 of Bernalillo county and the Bernalillo county board of county  
5 commissioners. \_\_\_\_\_

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