

1 SENATE JOINT RESOLUTION 13

2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

3 INTRODUCED BY

4 Bill B. O'Neill

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10 A JOINT RESOLUTION

11 RATIFYING AND APPROVING THE SALE BY THE GENERAL SERVICES
12 DEPARTMENT TO BERNALILLO COUNTY OF REAL PROPERTY LOCATED AT
13 4003 EDITH BOULEVARD NORTHEAST, ALBUQUERQUE, NEW MEXICO.

14
15 WHEREAS, Section 13-6-2 NMSA 1978 provides that a state
16 agency may sell or otherwise dispose of real property by
17 competitive sealed bid, public auction or negotiated sale to a
18 private person or to other entities; and

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

25 WHEREAS, the facilities management division of the general

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1 services department owns real property located at 4003 Edith
2 boulevard northeast, Albuquerque, New Mexico ("Edith boulevard
3 property"); and

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

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

10 A certain parcel of land situate within projected
11 Section 4, Township 10 North, Range 3 East, New Mexico
12 principle Meridian, Town of Albuquerque grant, county of
13 Bernalillo, New Mexico, comprising a portion of Parcel C, New
14 Mexico Girl's School, As shown and designated on the plat
15 entitled "Amend plat of land of New Mexican Girl's School"
16 Filed for record in the office of the county clerk of
17 Bernalillo County on September 23rd, 1974, in Volume C10, Folio
18 39, and being more particularly described by metes and bounds
19 as follows:

20 Beginning at the southwest corner of the parcel
21 herein described, said point on the northerly tract line of
22 Tract A-1, Lands of Cox and Oldaker, as the same is shown and
23 designated on the plat entitled "Replat tracts A&B, Lands of
24 Cox and Oldaker, and Lots 2, 13, 14 and 15, Block 4, Graceland
25 acres Addition" Filed for record in the office of the county

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1 clerk of Bernalillo County on June 14, 1989 in Volume C39,
2 Folio 85, monumented with a set NO. 5 rebar and plastic cap
3 stamped "PLS space 12804", and from whence Albuquerque control
4 station (ACS) "6_G15", having the New Mexico State plane
5 coordinates, NAD 1983 Central Zone, of N=1,498,622.035 and
6 E=1,524,070.574, bears S59°22'16"W. a distance of 1,252.52
7 feet; thence from said point of Beginning,

8 N17°05'48"E, leaving said northerly tract line of
9 Tract A-1, a distance of 459.17 feet to the northwest corner of
10 the parcel herein described monumented with a set No.5 rebar
11 plastic cap stamped "PLS 12804"; Thence,

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

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

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

22 S23°47'31"W, a distance of 201.31 feet to the
23 southeast corner of the parcel herein described monumented with
24 a set No.5 Rebar and plastic cap stamped "PLS 12804"; Said
25 point being on the northerly tract line of tract 48-B-2, M. R.

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1 G. C. D. Map No.33, as the same is shown and designated on the
2 plat entitled "Boundary survey plat for Christian Cervantes &
3 Adele Cervantes, Portion of tract 48-B-2, M. R. G. C. D. Map
4 No.33" Filed for record In the office of the county clerk of
5 Bernalillo County on March 2nd 1999 in Book 99S; Thence,

6 N63°23'47"W, along said northerly tract line of
7 Tract 48-B-2, Continuing along the said northerly tract line of
8 Tract A-1, a distance of 310.48 feet to the point of beginning
9 of the parcel here and described, containing 4.4033 acres
10 (191,806 Sq. Ft) more or less; and

11 WHEREAS, the appraised value of the Edith boulevard
12 property is one million three hundred sixty thousand dollars
13 (\$1,360,000); and

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

17 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE
18 STATE OF NEW MEXICO that the sale of the Edith boulevard
19 property as described above from the general services
20 department to Bernalillo county for the sale price of four
21 hundred seventy-nine thousand five hundred fifteen dollars
22 (\$479,515), between public entities for county purposes, be
23 hereby ratified and approved by the legislature; and

24 BE IT FURTHER RESOLVED that the ratification and approval
25 of the sale of the Edith boulevard property to Bernalillo

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1 county shall be contingent upon agreement by the parties that
2 if Bernalillo county ever decides by and through exercise of
3 proper authority that the Edith boulevard property is no longer
4 needed for any county purpose and should be disposed of, at the
5 option of the state and at no cost to the state, the real
6 property shall be reconveyed by Bernalillo county to the state;
7 and

8 BE IT FURTHER RESOLVED that copies of this resolution be
9 transmitted to the secretary of general services, the manager
10 of Bernalillo county and the Bernalillo county board of county
11 commissioners.