

**THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY**

RESOLUTION NO. 2016 - 129

**A RESOLUTION
AUTHORIZING THE COUNTY ATTORNEY TO INITIATE AND PROSECUTE
CONDEMNATION PROCEEDINGS TO ACQUIRE PARCEL 16 FOR THE SANTA FE
RIVER GREENWAY PROJECT**

WHEREAS, by Resolution No. 2014-125, the Board of County Commissioners (Board) of Santa Fe County (County) delegated to the County Manager the authority to acquire, through negotiated sale, suitable real property interests for the construction of the Santa Fe River Greenway Project (Project) from Frenchy's Field to Siler Road (the Project Area); and

WHEREAS, the County Manager has acquired on behalf of the County or is under contract to acquire all necessary properties within the Project Area except the property identified as Parcel 16, as described on Exhibit A to this Resolution; and

WHEREAS, the owner of Parcel 16 has not responded to the County Manager's offer to purchase and has otherwise refused to negotiate an amicable purchase and sale agreement with County staff; and

WHEREAS, the County is constructing the Project for a public purpose and acquisition of Parcel 16 is essential to completion of the Project; and

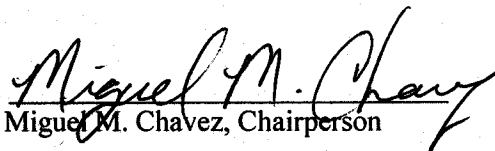
WHEREAS, further delay in acquiring Parcel 16 will unreasonably delay completion of the Project; and

WHEREAS, to avoid further delay, the Board desires to authorize the County Attorney to initiate and prosecute condemnation proceedings on behalf of the County to timely obtain Parcel 16.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby authorizes the County Attorney to initiate and prosecute condemnation proceedings to acquire Parcel 16, as identified on Exhibit A hereto; *provided*, however, that the County Attorney shall not initiate such proceedings, or shall dismiss the proceedings after initiation, upon execution of a negotiated purchase and sale agreement by the County Manager.

PASSED, APPROVED, AND ADOPTED this 29th day of November, 2016.

**BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY**

By: 
Miguel M. Chavez, Chairperson

SFC CLERK RECORDED 11/30/2016

ATTEST:

Geraldine Salazar
Geraldine Salazar, County Clerk

Date: 11-29-2016

APPROVED AS TO FORM:

Gregory S. Shaffer
Gregory S. Shaffer, County Attorney

Date: 11/21/2016



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 4

I Hereby Certify That This Instrument Was Filed for
Record On The 30TH Day Of November, 2016 at 10:26:58 AM
and Was Duly Recorded as Instrument # 1810981
of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Geraldine Salazar
Deputy Laura Hernandez County Clerk, Santa Fe, NM

PARCEL 16 DESCRIPTION

ALL THAT PORTION OF A TRACT OF LAND, DESCRIBED WITHIN QUITCLAIM DEED RECORDED AS BOOK BOOK 642 PAGES 646-647 AS SHOWN ON PLAT OF SURVEY FOR PAUL S. AND PETER D. PADILLA RECORDED AS BOOK 163 PAGE 39 IN THE OFFICE OF THE SANTA FE COUNTY CLERK, SAID PARCEL LYING WITHIN LOT 8 SECTION 28, TOWNSHIP 17 NORTH, RANGE 9 EAST, N.M.P.M., CITY AND COUNTY OF SANTA FE, NEW MEXICO

WHICH PORTION MAY BE MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE PARCEL HEREIN DESCRIBED, A POINT ON THE EASTERN BOUNDARY OF THE AFORESAID PARENT TRACT, WHICH LIES S21°07'34"E 200.59 FEET FROM A CAPPED REBAR, L.S. 6040,

THENCE S21°07'34"E, 27.26 FEET;

THENCE S57°29'34"W, 78.16 FEET;

THENCE N39°45'22"E, 87.71 FEET;

MORE OR LESS TO THE POINT OF BEGINNING, CONTAINING 0.024 Ac.(1044sq.ft.), MORE OR LESS, AS SHOWN MORE COMPLETELY ON EXHIBIT B ATTACHED HERETO.


DIEGO J. SISNEROS, N.M.P.L.S. 13986



12/22/2013

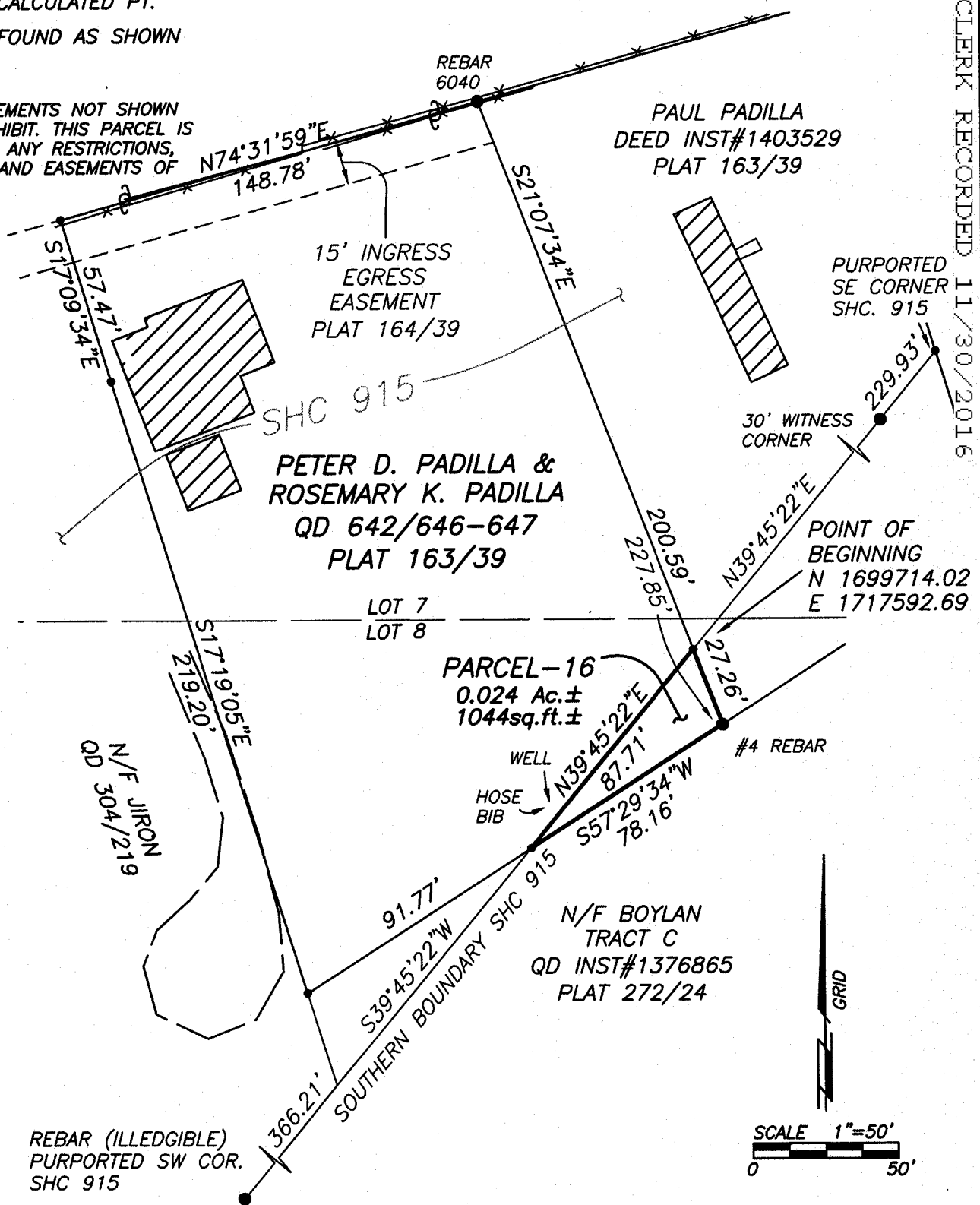
EXHIBIT A

SFC CLERK RECORDED 11/30/2016

LEGEND

- = CALCULATED PT.
- = FOUND AS SHOWN

ALL IMPROVEMENTS NOT SHOWN ON THIS EXHIBIT. THIS PARCEL IS SUBJECT TO ANY RESTRICTIONS, COVENANTS AND EASEMENTS OF RECORD.



CONTROL REPORT

BEARINGS, DISTANCES & COORDINATES ARE GRID, N.M. STATE PLANE CENTRAL ZONE. MEAN COMBINED FACTOR AT 6800'AMSL=0.999583883.

ALL REFERENCE TO NAD83(1992) DERIVED FROM DAWSON2 GPS BASE STATION N=1,687,626.870 E=1,708,833.475 ELE=6572.376', ESTABLISHED FROM SANTA FE COUNTY CONTROL STATIONS USING DATA FROM THE '92 BLUEBOOK REPORT FOR NGS AND SANTA FE COUNTY.

PARCEL 16

EXHIBIT B

DAWSON SURVEYS INC.
PROFESSIONAL LAND SURVEYORS
2502B CAMINO ENTRADA
S.F., N.M. 87507 PH505 471 6660
FILE#9387-16 12/22/2013