

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

**RESOLUTION NO. 2021- 017**

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**A RESOLUTION  
DECLARING THE VACATION AND ABANDONMENT OF CERTAIN UNUSED  
AND UNNEEDED ROAD RIGHT-OF-WAYS NEAR THE NM 599 AND CAMINO LA  
TIERRA INTERCHANGE**

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**WHEREAS**, in or about 2000, NM 599, including the interchange at Camino La Tierra, was constructed and opened to public use; and

**WHEREAS**, in conjunction with the construction of NM 599, (1) a Lot Line Adjustment & Consolidation Plat of the Southeast Portion of Las Tierras, Plat Bk. 177 Pg. 038, Lot 10, Plat Bk. 179 Pg. 027, Portion of S.H.C.916, Plat Book 179 Page 027, Prepared for Las Campanas Santa Fe within Section 16, & 17 T17N, R9E, N.M.P.M. Santa Fe County, New Mexico was prepared and filed of record in Book 409, Page 005, as Instrument No. 1066683 (Plat, Exhibit A attached) and (2) approximately 62.2 acres was granted to the New Mexico Department of Transportation for the interchange; and

**WHEREAS**, the Plat purported to vacate the following three right-of-ways on Tract B and Tract C, as depicted on the Plat: (1) Camino La Tierra R.O.W.; (2) Existing Buckman Road; and (3) Existing County Road 77C (collectively, "Vacated ROWs"); and

**WHEREAS**, the Vacated ROWs have not been used for public roads since NM 599 was constructed and will not be needed by the County for public roads in the future; and

**WHEREAS**, Santa Fe 330 Investments, LLC, the current owner of Tract B and Tract C as depicted on the Plat, is the Petitioner/Appellant in the matter styled, *Santa Fe 330 Investments, LLC v. County of Santa Fe, et al.*, State of New Mexico, County of Santa Fe, First Judicial District Court, No. D-101-CV-2016-00008 (the "Action"); and

**WHEREAS**, Santa Fe 330 Investments, LLC has agreed to dismiss the Action, with prejudice, in consideration of this Resolution declaring the vacation and abandonment of the Vacated ROWs; and

**WHEREAS**, it is in the public interest to resolve the Action and to declare the vacation and abandonment of right-of-ways that will not be needed for public roads in the future; and

**WHEREAS**, Section 67-2-6 NMSA 1978 authorizes political subdivisions of the State, such as the County, to revert property or property interests acquired for public road, street, or highway purposes by formal declaration of vacation or abandonment.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County as follows:

1. The Vacated ROWs, as depicted on Exhibit A, are hereby declared vacated and abandoned.
2. This vacation and abandonment is contingent upon the Action being dismissed, with prejudice.
3. This vacation and abandonment shall not affect the rights (if any) of utilities (if any) located within the Vacated ROWs.

PASSED, APPROVED, AND ADOPTED THIS 9<sup>TH</sup> DAY OF FEBRUARY, 2021.

THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY

By: Anna Hamilton for  
Henry P. Roybal, Chairperson



ATTEST:  
Katharine E. Clark  
Katharine E. Clark  
County Clerk

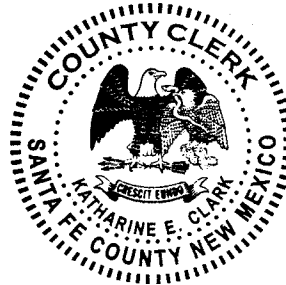
APPROVED AS TO FORM:

Gregory S. Shaffer  
Gregory S. Shaffer  
County Attorney

COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss

BCC RESOLUTIONS  
PAGES: 3

I Hereby Certify That This Instrument Was Filed for Record On The 11TH Day Of February, 2021 at 03:27:55 PM And Was Duly Recorded as Instrument # 1943324 Of The Records Of Santa Fe County



Witness My Hand And Seal Of Office  
Katharine E. Clark  
Deputy Estrella Martinez County Clerk, Santa Fe, NM

SFC CLERK RECORDED 02/11/2021

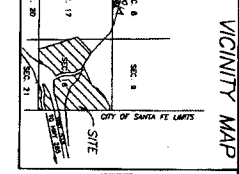
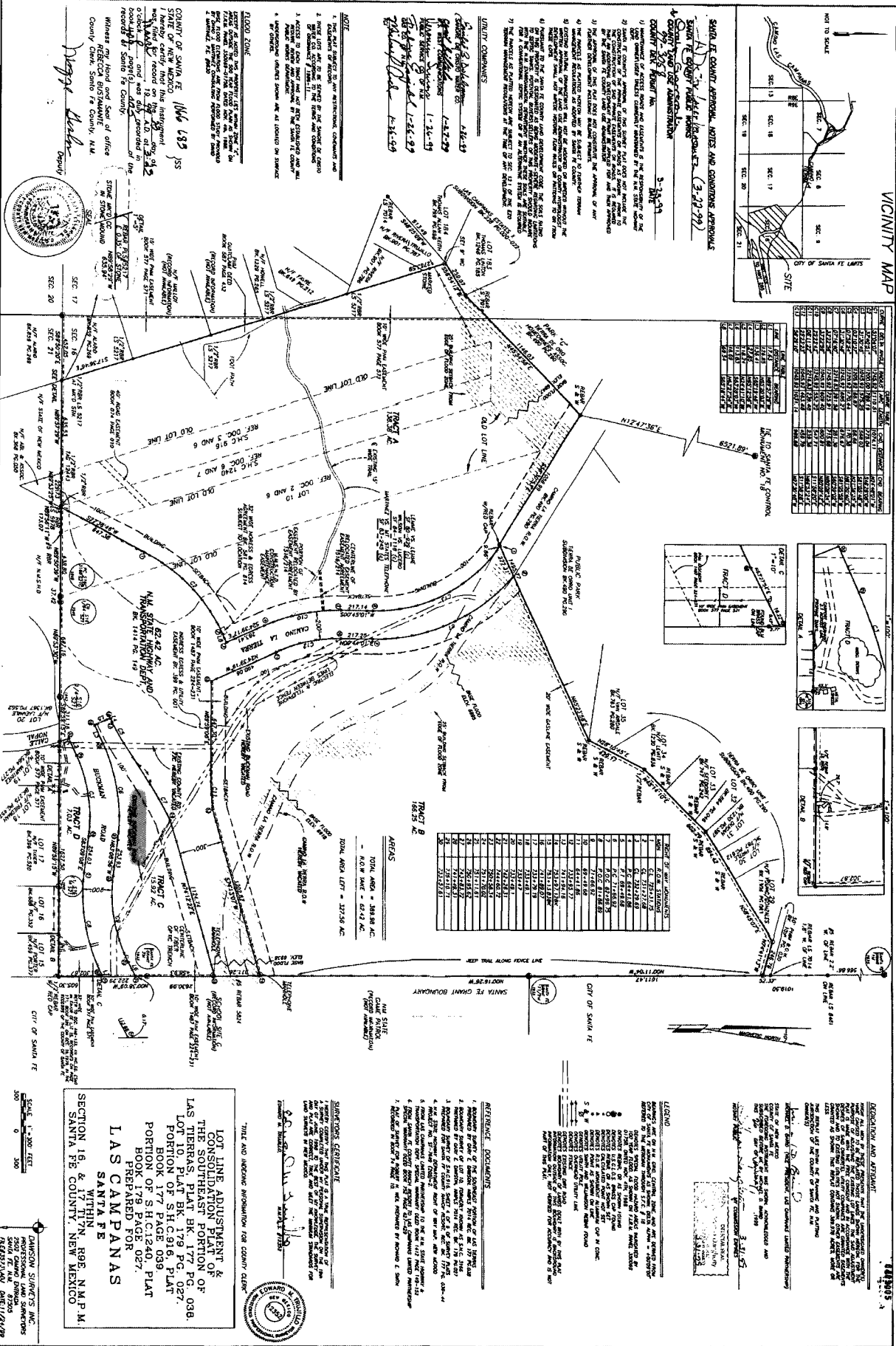
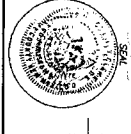
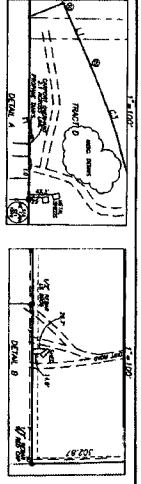
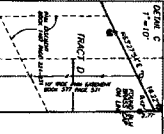


TABLE OF LOT AREAS

LOT NO.	ACRES	SQ. FT.
1	0.1525	10,500
2	0.1525	10,500
3	0.1525	10,500
4	0.1525	10,500
5	0.1525	10,500
6	0.1525	10,500
7	0.1525	10,500
8	0.1525	10,500
9	0.1525	10,500
10	0.1525	10,500
11	0.1525	10,500
12	0.1525	10,500
13	0.1525	10,500
14	0.1525	10,500
15	0.1525	10,500
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31	0.1525	10,500
32	0.1525	10,500
33	0.1525	10,500
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35	0.1525	10,500
36	0.1525	10,500
37	0.1525	10,500
38	0.1525	10,500
39	0.1525	10,500
40	0.1525	10,500

TRACT A

TRACT NO.	ACRES	SQ. FT.
1	0.1525	10,500
2	0.1525	10,500
3	0.1525	10,500
4	0.1525	10,500
5	0.1525	10,500
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36	0.1525	10,500
37	0.1525	10,500
38	0.1525	10,500
39	0.1525	10,500
40	0.1525	10,500



HANSON SIVERT'S INC.  
PROFESSIONAL LAND SURVEYORS  
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EXHIBIT A