RESOLUTION NO. 2020-06

A RESOLUTION DECLARING AS “NON-ESSENTIAL” A PARCEL OF UNIMPROVED REAL ESTATE LOCATED AT 2830 LITTLE WALNUT ROAD, SILVER CITY, NEW MEXICO

WHEREAS, The Town of Silver City is the owner of a parcel of unimproved real estate located on the east side of Little Walnut Road, Silver City, New Mexico (legal description appended hereto as Appendix “A” and by this reference, included herein); and

WHEREAS, Chapter 48, Sections 48-20 et seq. describes the manner in which Town-owned property may be sold to the public; and

WHEREAS, Chapter 48, Section 48-22(a) presumes Town-owned land within the municipal boundaries as essential to municipal purposes and not available for sale to the public; and

WHEREAS, Chapter 48, Section 22(a)(5) provides that property within the Town that has minimal value to the Town due to the property’s size, shape or location may be deemed as “non-essential” for municipal purposes and thereupon sold to the public; and

WHEREAS, The Town of Silver City has considered the subject property and finds that the parcel has minimal value to the Town due to the property’s size, shape or location, and thus is non-essential for municipal purposes, and may be sold to the public pursuant to the provisions of Chapter 48-20 et seq.;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Silver City that:

The property located at 2830 Little Walnut Road, Silver City, New Mexico, more particularly described in Appendix “A” hereto, is hereby classified as property non-essential for municipal purposes and may be sold in accordance with the provisions of Chapter 48, Sections 48-20 et seq.

PASSED, ADOPTED and APPROVED this 25th day of February, 2020.

(Seal)

Ken Ladner, Mayor

Attest:

Ann L. Mackie, Town Clerk
Resolution No. 2020-06 Appendix A

Legal Description – Roadway Dedication Tract:
A 0.122± acre tract of land situated in the NE1/4NW1/4 of Section 34, T. 17S., R. 14W., N.M.P.M., Town of Silver City, Grant County, New Mexico, being described more particularly as follows:

Beginning at Corner No. 1, a point from whence the North Quarter Corner of said Section 34 bears N44° 40' 05"E, 813.08 ft. distant;
thence N89° 36' 00"W for 11.71 ft. to Corner No. 2;
thence N11° 05' 40"W for 166.53 ft. to Corner No. 3;
thence N04° 25' 30"W for 79.48 ft. to Corner No. 4;
thence N03° 07' 29"E for 168.43 ft. to Corner No. 5;
thence S88° 05' 59"E for 8.35 ft. to Corner No. 6;
thence S01° 03' 12"W for 103.59 ft. to Corner No. 7;
thence S04° 48' 19"W for 52.41 ft. to Corner No. 8;
thence S05° 26' 55"E for 77.32 ft. to Corner No. 9;
thence S12° 23' 34"E for 82.41 ft. to Corner No. 10;
thence S07° 57' 48"E for 98.35 ft., to the Point of Beginning.

Containing 0.122 acres, more or less.

Subject to easements, reservations, and restrictions of record, and such easements as may exist on the ground.

Legal Description – Remainder Tract:
A 1.611± acre tract of land situated in the NE1/4NW1/4 of Section 34, T. 17S., R. 14W., N.M.P.M., Town of Silver City, Grant County, New Mexico, being described more particularly as follows:

Beginning at Corner No. 1, a point from whence the North Quarter Corner of said Section 34 bears N44° 40' 05"E, 813.08 ft. distant;
thence N89° 36' 00"W for 126.43 ft. to Corner No. 2;
thence N07° 57' 48"W for 98.35 ft. to Corner No. 3;
thence N12° 23' 34"W for 82.41 ft. to Corner No. 4;
thence N05° 26' 55"W for 77.32 ft. to Corner No. 5;
thence N04° 48' 19"E for 52.41 ft. to Corner No. 6;
thence N01° 03' 12"E for 103.59 ft. to Corner No. 7;
thence S88° 05' 59"E for 198.86 ft. to Corner No. 8;
thence S05° 38' 10"W for 406.90 ft., to the Point of Beginning.

Containing 1.611 acres, more or less.

Subject to a 10.00 ft. wide Utility Easement adjoining the lines from Corner No. 2 to Corner No. 3, Corner No. 3 to Corner No. 4, Corner No. 4 to Corner No. 5, Corner No. 5 to Corner No. 6, and Corner No. 6 to Corner No. 7 of the above described tract.

Subject to easements, reservations, and restrictions of record, and such easements as may exist on the ground.