

HOUSE JOINT RESOLUTION 11

56TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2024

INTRODUCED BY

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A JOINT RESOLUTION

APPROVING THE RETROCESSION OF EXCLUSIVE FEDERAL LEGISLATIVE
JURISDICTION TO CONCURRENT LEGISLATIVE JURISDICTION OVER
PROPERTY KNOWN AS THE ENHANCED USE LEASE PARCEL ON KIRTLAND AIR
FORCE BASE.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Pursuant to the provisions of Section 19-2-2
NMSA 1978, the legislature approves the retrocession of
exclusive federal legislative jurisdiction to concurrent
legislative jurisdiction over real property owned by the United
States that is located within the authorized boundaries of the
area on Kirtland air force base known as the enhanced use lease
parcel, which consists of approximately seventy acres of land
located within section 35, township 10 north, range 3 east, New
Mexico principal meridian, Albuquerque, Bernalillo county, New

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1 Mexico. The specific legal description of the enhanced use
2 lease parcel ground distance is as follows:

3 "From the POINT OF BEGINNING being a point at the
4 northwest corner of said Enhanced Use Leasing Project, WHENCE a
5 found BLM 3.5" Brass Disk T10N R3E S34 AP9N bears, N63°49'59"W
6 a distance of 57.79 feet; THENCE S89°39'53"E a distance of
7 360.01 feet; THENCE N89°28'39"E a distance of 68.71 feet;
8 THENCE S89°43'47"E a distance of 337.91 feet; THENCE
9 S89°52'53"E a distance of 82.20 feet; THENCE S89°39'30"E a
10 distance of 709.30 feet; THENCE S89°40'58"E a distance of
11 138.63 feet; THENCE S89°39'34"E a distance of 183.53 feet;
12 THENCE S86°53'03"E a distance of 29.18 feet; THENCE S89°34'57"E
13 a distance of 2011.63 feet; THENCE N88°20'38"E a distance of
14 618.38 feet; THENCE S00°05'59"W a distance of 190.72 feet;
15 THENCE along the arc of a tangent curve to the right having a
16 central angle of 11°51'02", a radius of 140.16 feet, a chord
17 bearing of S05°55'31"W, a distance of 28.94 feet and an arc
18 distance of 28.99 feet; THENCE S00°05'59"W a distance of 77.19
19 feet; THENCE along the arc of a tangent curve to the right
20 having a central angle of 63°39'50", a radius of 65.16 feet, a
21 chord bearing of S43°40'57"W, a distance of 68.74 feet and an
22 arc distance of 72.40 feet; THENCE S75°30'52"W a distance of
23 127.51 feet; THENCE along the arc of a tangent curve to the
24 left having a central angle of 51°42'18", a radius of 127.94
25 feet, a chord bearing of S49°39'43"W, a distance of 111.58 feet
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1 and an arc distance of 115.46 feet to a point of reverse
2 curvature; THENCE along the arc to the right having a central
3 angle of 66°11'26", a radius of 30.16 feet, a chord bearing of
4 S56°54'17"W, a distance of 32.94 feet and an arc distance of
5 34.84 feet; THENCE West a distance of 78.87 feet; THENCE along
6 the arc of a tangent curve to the left having a central angle
7 of 90°00'00", a radius of 59.84 feet, a chord bearing of
8 S45°00'00"W, a distance of 84.62 feet and an arc distance of
9 93.99 feet; THENCE South a distance of 195.39 feet; THENCE
10 along the arc of a tangent curve to the left having a central
11 angle of 90°00'00", a radius of 96.26 feet, a chord bearing of
12 S45°00'00"E, a distance of 136.13 feet and an arc distance of
13 151.20 feet; THENCE East a distance of 25.46 feet; THENCE along
14 the arc of a tangent curve to the right having a central angle
15 of 90°00'00", a radius of 15.00 feet, a chord bearing of
16 S45°00'00"E, a distance of 21.21 feet and an arc distance of
17 15.00 feet; THENCE South a distance of 295.09 feet; THENCE
18 N89°43'14"W a distance of 955.44 feet; THENCE North a distance
19 of 208.30 feet; THENCE West a distance of 291.51 feet; THENCE
20 West a distance of 164.56 feet; THENCE North a distance of
21 388.22 feet; THENCE West a distance of 488.74 feet; THENCE West
22 a distance of 637.38 feet; THENCE West a distance of 1,034.24
23 feet; THENCE North a distance of 30.31 feet; THENCE West a
24 distance of 446.00 feet; THENCE South a distance of 30.31 feet;
25 THENCE West a distance of 324.00 feet; THENCE N00°25'22"E a
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1 distance of 30.81 feet; THENCE N02°59'14"E a distance of 233.38
2 feet; THENCE N00°23'54"E a distance of 197.45 feet; THENCE East
3 a distance of 93.81 feet; THENCE N00°03'46"W a distance of
4 73.70 feet to the POINT OF BEGINNING. BASIS OF BEARING:
5 Bearings based on New Mexico Central Zone (3002), NAD 1983,
6 between the found BLM 3.5" Brass Disk T10N R3E S34 AP9N and a
7 found City of Albuquerque 2" Brass Plug bears N85°33'37"W."

8 SECTION 2. As used in Section 1 of this resolution,
9 "concurrent legislative jurisdiction" means:

10 A. the parallel right of both the federal and state
11 government to legislate with respect to such land and persons
12 present or residing on it, subject only to the United States
13 and state constitutional complaints; and

14 B. the vesting in the United States and the state
15 of all the rights accorded a sovereign with the broad
16 qualification that such authority is held concurrently over
17 matters, including criminal laws, public powers and tax laws.

18 SECTION 3. Pursuant to the provisions of Subsection C of
19 Section 19-2-2 NMSA 1978, the transfer of jurisdiction approved
20 in this resolution shall take effect upon the recordation of a
21 duly authenticated copy of the jurisdiction retrocession notice
22 and this resolution in the office of the Bernalillo county
23 clerk.