

**TOWN OF EDGEWOOD
ORDINANCE NO. 2015-05**

**AN ORDINANCE GRANTING THE PETITION TO ANNEX APPROXIMATELY 2.5
ACRES OF TERRITORY CONTIGUOUS TO THE BOUNDARY OF THE TOWN OF
EDGEWOOD, NEW MEXICO.**

WHEREAS: the owners of a majority of approximately 2.5 acres, Tract 4-A-3-B, Lands of Kvamme, located in the NE ¼ OF SECTION 33, T11N, R7E, N.M.P.M. of territory contiguous to the current boundary of the Town of Edgewood have petitioned the Town to annex territory; and

WHEREAS: the annexation petition delivered to the Town Clerk complies with the requirements of NMSA 1978, S3-7-17 and was, prior to signature by petitioners, duly approved by the Town Administrator, pursuant to NMSA 1978, S-3-1-5; and

WHEREAS: the annexation petition is accompanied by a map, known as Exhibit "A", showing the external boundary of the territory proposed to be annexed and the relationship of such territory to the existing Town boundary; and also is accompanied by a written description of the lands to be annexed; and

WHEREAS: a public hearing, or hearings, regarding this ordinance have been published and held in conformance with the requirements of State law that:

1. The requested annexation is contiguous to the present municipal boundary.
2. The annexation request is signed by a majority of the number of acres in the contiguous property.

WHEREAS: the petition has been submitted to the Board of County Commissioners of Santa Fe County pursuant to the provisions of NMSA 1978, §3-7-17.1, and the county attorney submitted a letter to the Town dated May 13, 2015, in which the county attorney found no issues with the proposed annexation.

and;

WHEREAS: the Governing Body of the Town of Edgewood, has determined that the Town is capable of providing municipal services to the territory proposed to be annexed within a reasonable time and that the annexation is in the best interest of the Town as a whole;

**THEREFORE: BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF
EDGEWOOD THAT:**


The Governing Body of the Town of Edgewood does hereby grant said annexation with the following conditions:

1. Property to be zoned Commercial 1 (C-1).

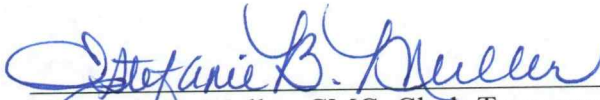
SEC CLERK RECORDED 08/10/2015

2. The property being annexed will be in compliance with the Town's current Planning & Zoning Ordinance and 2000 Comprehensive Master Plan.
The zone map of the Town of Edgewood shall be amended accordingly and a copy of this Ordinance amending the zone map of the Town of Edgewood shall be recorded in the office of the County Clerk of Santa Fe County, New Mexico.

APPROVED, PASSED AND ADOPTED this 1st day of July, 2015 at an open meeting held at the Edgewood Community Center, Edgewood, New Mexico.


Brad E. Hill, Mayor

ATTEST:

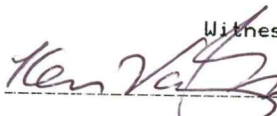

Stefanie B. Muller, CMC, Clerk-Treasurer



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

ORDINANCE
PAGES: 6

I Hereby Certify That This Instrument Was Filed for
Record On The 10TH Day Of August, 2015 at 12:10:06 PM
And Was Duly Recorded as Instrument # **1771703**
Of The Records Of Santa Fe County

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



SFC CLERK RECORDED 08/10/2015



PETITION FOR ANNEXATION

PETITIONERS: Entramosa Water & Wastewater TELEPHONE: 505-281-8700 x4
(Attach proof of ownership: If not owner, must also provide notarized statement of 604-3456 authorization from owner.)
MAILING ADDRESS: 1330 NM 333, Tijera, NM 87059 entramosa@aol.com

LEGAL DESCRIPTION OF PROPERTY: (Attach additional sheets as necessary.)
TR 4-A-3-B T11M R7E S4C33

TOTAL ACREAGE OF PROPERTY: 2.5 acres

REQUESTED ZONING DESIGNATION FOR PROPERTY: C-1
(Please note that the final zoning designation by Town Council may differ from the requested designation.)

INSTRUCTIONS: Type or print clearly on this form and *attach a map* showing the external boundary of the territory proposed for ANNEXATION, and its relationship to the existing boundary of the TOWN of EDGEWOOD. Territory proposed for annexation must be contiguous to the existing limits of the TOWN.

Pursuant to NMSA 1978, §3-7-17 the undersigned petitioners request that the Town of Edgewood, by ordinance, grant this petition and annex approximately 2.5 acres of territory contiguous to its current boundary Attached to this Petition as Exhibit "A", is a map showing the external boundaries of the territory proposed to be annexed and the relationship of this area to the existing Town boundaries and the second being a map showing the boundaries of the territory proposed to be annexed The undersigned petitioner owns a majority of the number of acres in the area proposed for annexation.

[Signature]
Signature

John L James
Print Name

29 April 2015
Date

Signature

Print Name

Date

Owner(s) of approximately 2.5 acres in the area proposed for annexation.

Any person knowingly providing or causing to be provided any false information on the petition, forging a signature or signing this petition knowing he or she is not an owner of real property within the territory proposed to be annexed is guilty of a fourth degree felony.
Pursuant to §3-1-5 NMSA 1978 (Repl. Ramp. 1987) the Town Clerk approves the form of this Petition.

[Signature]
Clerk/Administrator
Town of Edgewood, New Mexico

05/14/15
Dated

SECREARY RECORDED 08/10/2015

NOTE: Although deemed effective at the time of filing with the County Clerk, annexations do not become complete until 30 days (thirty) after such filing, being subject to public appeal in District Court during said period.

[Signature] Joh- C- Mac April 29 '15
Signature Print Name Date
Physical Address: 284 Frost Road
Owner of approximately 2.5 acres in the area proposed for annexation.

Signature Print Name Date
Physical Address: _____
Owner of approximately _____ acres in the area proposed for annexation.

Signature Print Name Date
Physical Address: _____
Owner of approximately _____ acres in the area proposed for annexation.

Signature Print Name Date
Physical Address: _____
Owner of approximately _____ acres in the area proposed for annexation.

Signature Print Name Date
Physical Address: _____
Owner of approximately _____ acres in the area proposed for annexation.

Signature Print Name Date
Physical Address: _____
Owner of approximately _____ acres in the area proposed for annexation.

Signature Print Name Date
Physical Address: _____
Owner of approximately _____ acres in the area proposed for annexation.

Signature Print Name Date
Physical Address: _____
Owner of approximately _____ acres in the area proposed for annexation.

SEC CLERK RECORDED 08/10/2015

WARRANTY DEED

1602880

W. J. Lane, a single man _____ for consideration paid, grants to Batranosa Water and Wastewater Cooperative Association, whose address is _____, the following described real estate in Santa Fe County, New Mexico:

Tract 4-A-3-B as shown on plat of survey entitled "Land Division of the Lands of Rosemary Kvanme. Being Tract 4-A-3 of the Lands of Kvanme, located in the NE 1/4 of Section 33, T. 11 N., R. 7 E., N.M.P.M., Santa Fe County, New Mexico, April 1966", recorded in Plat Book 337, page 082, as Document No. 949, 055, records of Santa Fe County, New Mexico.

SUBJECT TO reservations, restrictions and easements of record, and taxes for the year 1999 and subsequent years,

with warranty covenants.

WITNESS my hand and seal this 10th day of February, 1999.

W J Lane (Seal)
W. J. Lane

ACKNOWLEDGMENT FOR NATURAL PERSONS

STATE OF NEW MEXICO

COUNTY OF SANTIAGO

} ss.

This instrument was acknowledged before me this 10th day of February, 1999,

(Name or Names of Person or Persons Acknowledging)

Kathryn A. Perea
Notary Public Kathryn A. Perea



ACKNOWLEDGMENT FOR CORPORATION

STATE OF NEW MEXICO

COUNTY OF SANTIAGO

} ss.

This instrument was acknowledged before me this _____ day of _____, 1999, by _____ of _____

(Name of Officer)

(Title of Officer)

W. J. Lane

(Name of Corporation Acknowledging)

_____ corporation, on behalf of said corporation.

My commission expires expiration date

(Seal)

Notary Public

FOR RECORDER'S USE ONLY

COUNTY OF SANTA FE
STATE OF NEW MEXICO

1001 1364

I hereby certify that this instrument was filed for recording on the 10th day of Feb 1999 at 3:14 p.m. and was recorded in book 337 page 082 of the records of Santa Fe County.

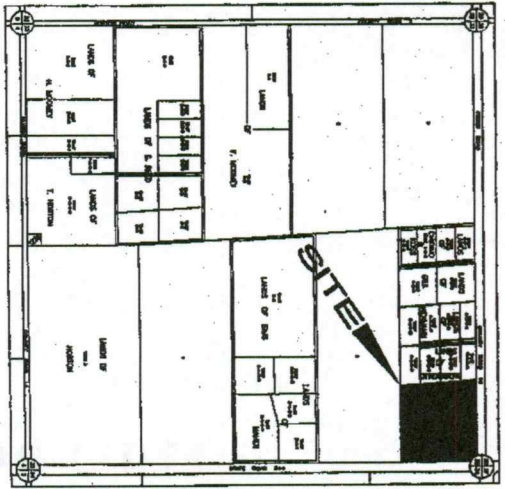
Witness my Hand and Seal of Office
Rebecca Bustamante
County Clerk, Santa Fe County, NM

Rebecca Bustamante
Deputy

SFC CLERK RECORDED 02/10/2015

EXHIBIT A

LAND DIVISION OF THE LANDS OF
ROSEMARY KYAMME
 BEING TRACT 4-A-3 OF THE LANDS OF KYAMME,
 LOCATED IN THE NE 1/4 OF SECTION 33,
 T. 11 N., R. 7 E., N.M.P.M.,
 SANTA FE COUNTY, NEW MEXICO
 APRIL, 1996



VICINITY MAP
 EDGEWOOD AREA ATLAS MAP NO. F-39
 NO SCALE
 DESCRIPTION

BEING ALL THAT CERTAIN TRACT OF LAND WHICH IS NUMBERED AND LETTERED TRACT FOUR-A-THREE (4-A-3) OF THE LANDS OF KYAMME, LOCATED IN THE NORTHEAST ONE-QUARTER (NE 1/4) OF SECTION 33, T. 11 N., R. 7 E., N.M.P.M., SANTA FE COUNTY, NEW MEXICO, AS THE SAME IS SHOWN COUNTY DESIGNATED ON THE PLAT HEREOF FILED IN THE COUNTY CLERK'S OFFICE ON 3 JULY 1989, IN PLAT BOOK 186, PAGE 016, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE MOST NORTHERLY NORTHEAST CORNER OF THE TRACT HEREBY DESCRIBED FROM WHICH THE NORTHEAST CORNER OF SAID SECTION 33 BEARS N 79°09'54" A DISTANCE OF 1846.66 FEET;

THENCE S 45°00'04" E, A DISTANCE OF 141.43 FEET;
 THENCE S 80°14'20" E, A DISTANCE OF 852.70 FEET;
 THENCE S 80°14'20" E, A DISTANCE OF 928.22 FEET;
 THENCE N 03°24'52" W, A DISTANCE OF 955.30 FEET;
 THENCE N 89°45'07" E, A DISTANCE OF 882.29 FEET TO THE POINT OF BEGINNING AND CONTAINING 20.79 ACRES AS SURVEYED DURING THE MONTH OF APRIL, 1996.
 SAID TRACT BEING SUBJECT TO ALL RESTRICTIONS, RESERVATIONS, AND EASEMENTS OF RECORD AS FILED IN THE OFFICE OF THE COUNTY CLERK OF SANTA FE COUNTY, NEW MEXICO.

F R E E C O N S E N T

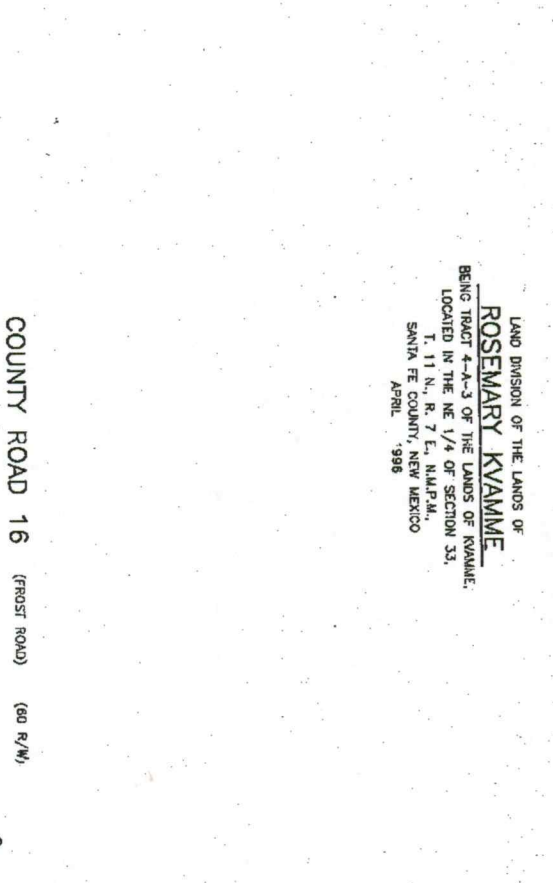
THE UNDERSIGNED OWNERS DO HEREBY CERTIFY THAT THE PLAT AS SHOWN IS WITH THEIR FREE CONSENT AND IN ACCORDANCE WITH THEIR RIGHTS AS OWNERS AND DO FURTHER GRANT THE ACCESS AND UTILITIES AS SHOWN HEREON TO THE OWNERS OF THE TRACTS SERVING OF THE OWNERS OF THE TRACTS SHOWN, UNLESS SHALL BE THE RESPONSIBILITY OF THE SANTA FE COUNTY PUBLIC WORKS DEPARTMENT. CURRENTLY MAINTAINED BY THE SANTA FE COUNTY PUBLIC WORKS DEPARTMENT.

Rosemary Kyamme
 ROSEMARY KYAMME

A C K N O W L E D G E M E N T

STATE OF NEW MEXICO)
) SS
 COUNTY OF WANK)

ON THIS 27 DAY OF APRIL 1996, THE FOREGOING INSTRUMENT



LANDS OF OTTERSBURG
 REC. ON 12 DEC. 1984
 BOOK 292, PAGE 019

5102/01/8102
 DEPT. OF REVENUE

25' UTILITY ESMT. (GRANTED BY PREVIOUS PLAN)
 498.34'
 928.22'
 429.88'
 C. 90° 42' 30" W