

**TOWN OF EDGEWOOD  
RESOLUTION NO. 2024-22**

**AUTHORIZING THE EXCHANGE OF REAL PROPERTY WITH EPCOR WATER  
NEW MEXICO, INC.**

**WHEREAS**, the Town of Edgewood ("Town") owns that parcel of land in the Basset Farms Subdivision filed in Book 158, pages 10 and 11, in the office of the Santa Fe County Clerk on February 19, 1985, also known as Parcel# 99307078, UPC 1041057409316000000. The parcel has now been subdivided into Tract 1 and Tract 2. A survey of Tract 1, containing a net total 1.832 acres, is attached as Attachment 1 (hereinafter "Town Parcel"); and

**WHEREAS**, EPCOR Water New Mexico, Inc. ("EPCOR") owns that parcel of land filed in Book 159 at page 24, in the office of the Santa Fe County Clerk, located at T10N R7E, also known as Parcel# 910015936, UPC 10390554103950000000. The parcel has now been divided and surveyed. A survey of the relevant EPCOR parcel, containing 0.994 acres is attached as Attachment 2 (hereinafter "EPCOR Parcel"); and

**WHEREAS**, Section 3-54-1(A) NMSA 1978, provides:

"A municipality may lease or sell and exchange any municipal utility facilities or real property having a value of twenty-five thousand dollars (\$25,000) or less by public or private sale or lease any municipal facility or real property of any value normally leased in the regular operations of such facility or real property, and such sale or lease shall not be subject to referendum."; and

**WHEREAS**, the Town desires to acquire the EPCOR Parcel for the placement of certain telecommunications facilities, and, EPCOR desires to acquire the Town Parcel for the placement of certain utility facilities; and

**WHEREAS**, after due diligence the Town has determined that the Town Parcel and the EPCOR Parcel have a roughly equivalent market value and both properties have a value of less than twenty-five thousand dollars (\$25,000); and

**WHEREAS**, the Town desires to engage in an exchange of the Town Parcel for the EPCOR Parcel with no other consideration contemplated; and

**WHEREAS**, EPCOR is agreeable to such exchange.


**BE IT RESOLVED BY THE GOVERNING BODY OF THE TOWN OF EDGEWOOD, NEW MEXICO:**

**Section 1.** The Governing Body hereby approves the exchange of the Town Parcel for the EPCOR Parcel with no other consideration contemplated. For the avoidance of doubt, the Town agrees to acquire the EPCOR Parcel from EPCOR; and EPCOR agrees to acquire the Town Parcel from the Town.

**Section 2.** The Town Planning and Zoning Director is directed to obtain all necessary surveys and title searches (to the extent the same has not been accomplished), and facilitate the preparation of all closing documents, including the preparation of relevant deeds, in furtherance of the exchange of deeds for the Town Parcel and the EPCOR Parcel.

**Section 3.** The Governing Body authorizes the Mayor and, if necessary, the Town Clerk, to execute all closing documents, including the conveying deed of the Town Parcel, at the closing for the exchange of such parcels.

**PASSED, APPROVED AND ADOPTED by the governing body at its meeting of May\_, 2024.**

  
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Mayor

ATTEST:  
  
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Clerk-Treasurer