

4-33-1. [Annexation of a portion of a county to another county; reasons.]

Whenever, because of the location and conditions of roads, or the existence or nonexistence of transportation facilities, it will be more convenient for the residents of any portion of a county to travel to the county seat of some other contiguous county, and because of such location and condition of roads or the existence or nonexistence of transportation facilities, it will be more convenient and economical for such other county to render governmental services to such portion of such other county, the portion of the county so affected may be annexed to such other county in the following manner.

History: 1941 Comp., § 15-3305, enacted by Laws 1947, ch. 196, § 1; 1953 Comp., § 15-33-1.

4-33-2. [Petition for annexation.] (1947)

Page 1 of 1

4-33-2. [Petition for annexation.]

A petition executed by at least fifty-one percent (51%) of the qualified electors residing within the portion of the county proposed to be annexed shall be filed with the county commissioners of the county in which such portion is located. Such petition shall set forth the facts showing the existence of the conditions described in Section 1 [4-33-1 NMSA 1978] hereof and shall accurately set out the boundaries of the portion of the county proposed to be annexed.

History: 1941 Comp., § 15-3306, enacted by Laws 1947, ch. 196, § 2; 1953 Comp., § 15-33-2.

4-33-7. [Effective date of annexation; effect of outstanding indebtedness.] (1947)

Page 1 of 1

4-33-7. [Effective date of annexation; effect of outstanding indebtedness.]

If the proposition carries, the area described in the petition shall be and become a part of the county to which annexation was made on January 1 of the next odd-numbered year. Provided that whenever there shall be any outstanding indebtedness of the county or school district in which such area was originally located, the annexation shall not be complete for debt service purposes until such indebtedness is discharged in full.

History: 1941 Comp., § 15-3311, enacted by Laws 1947, ch. 196, § 7; 1953 Comp., § 15-33-7.

4-33-17. Annexation by resolution; notification of secretary of state; challenge.

If there are no qualified electors residing within the portion of a county proposed to be annexed by another county, resolutions shall be passed by the county commissions of both affected counties approving a transfer of territory from one county to the other. The resolutions shall state the facts permitting such transfer by this method and a description of the territory to be transferred. The county clerks shall forward a copy of each resolution to the secretary of state. The county to which the territory is to be transferred shall place the territory within one or more of its voting precincts and so notify the secretary of state for compliance with election laws. Any aggrieved property owner or qualified elector within the annexed territory may file an action in the district court; if no action is filed within the ninety days, the transfer of the territory shall take place in accordance with the provisions of Section 4-33-7 NMSA 1978.

History: 1978 Comp., § 4-33-17, enacted by Laws 1985, ch. 64, § 1.
