

**NOTICE OF ADOPTED ORDINANCE**

TO WHOM IT MAY CONCERN:

Notice is hereby given that at its regular meeting at the Municipal Building at 6:00 P.M., May 26, 2009, the Carlsbad City Council adopted the following ordinance:

**ORDINANCE NO. 2009-05**

AN ORDINANCE ANNEXING A PORTION OF LAND CONTAINING 83.36 ACRES, MORE OR LESS, CONTIGUOUS TO THE CITY OF CARLSBAD, NEW MEXICO AT THE SOUTHWEST CORNER OF CALLAWAY DRIVE AND CHERRY LANE COMMONLY KNOWN AS 730 WEST CHERRY LANE; A STRIP OF PROPERTY CONTAINING A C.I.D. LATERAL; AND PROPERTY ON VINEYARD LANE WEST OF GUADALUPE STREET.

WHEREAS, petition for annexation of territory contiguous to the City of Carlsbad has been presented to the Governing Body of the City of Carlsbad, and

WHEREAS, said petition has been signed by the owners of a majority of the number of acres in the contiguous territory, and

WHEREAS, said petition is accompanied by a map showing the external boundary of the territory proposed to be annexed and its relationship to the existing boundary of the City of Carlsbad, New Mexico.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, NEW MEXICO:

Section 1. Subject to the proviso contained in Section 2 hereof, the City of Carlsbad hereby consents to the annexation of 83.36 acres, more or less, of contiguous territory situated in Eddy County, New Mexico, commonly known as 730 West Cherry Lane; a strip of land containing a Carlsbad Irrigation District lateral; and property on Vineyard Lane west of Guadalupe Street as shown on the Annexation Plat, attached hereto.

Section 2. A copy of this ordinance and the plat of said property shall be filed in the office of the County Clerk of Eddy County. After such filing, the aforesaid property shall be

included in and be a part of the City of Carlsbad. Appeal may be made by any person owning land within this said territory to the District Court of Eddy County within thirty (30) days on the grounds and in the manner provided by law.

INTRODUCED, PASSED, ADOPTED, AND APPROVED THIS 26<sup>th</sup> DAY OF MAY, 2009.

\_\_\_/s/ Bob Forrest\_\_\_\_\_  
BOB FORREST, MAYOR

\_\_\_/s/ Amanda J. Asbury\_\_\_\_\_  
CITY CLERK

/s/ Amanda J. Asbury  
City Clerk