



# NATURAL RESOURCES JOURNAL

---

Volume 6  
Issue 4 Fall 1966

---

Fall 1966

## Index--Volume 6

Natural Resources Journal

### Recommended Citation

Natural Resources Journal, *Index--Volume 6*, 6 Nat. Resources J. 657 (1966).  
Available at: <https://digitalrepository.unm.edu/nrj/vol6/iss4/9>

This Index is brought to you for free and open access by the Law Journals at UNM Digital Repository. It has been accepted for inclusion in Natural Resources Journal by an authorized editor of UNM Digital Repository. For more information, please contact [amywinter@unm.edu](mailto:amywinter@unm.edu), [lsloane@salud.unm.edu](mailto:lsloane@salud.unm.edu), [sarahrk@unm.edu](mailto:sarahrk@unm.edu).

# natural resources journal

VOLUME 6

1966



THE UNIVERSITY OF NEW MEXICO

Albuquerque, New Mexico

# INDEX TO VOLUME 6

## LEADING ARTICLES—AUTHORS

BORDNER, BETTY AND BREWER, MICHAEL F.— <i>Organizational Alternatives for Recreational Resources Management: An Analysis of State Agencies</i> . . . . .	560
BREWER, MICHAEL F. AND BORDNER, BETTY— <i>Organizational Alternatives for Recreational Resources Management: An Analysis of State Agencies</i> . . . . .	560
BROEDER, DALE W.— <i>The Pro and Con of Interjecting Plaintiff Insurance Companies in Jury Trial Cases: An Isolated Jury Project Case Study</i> . . . . .	269
BROOKS, DAVID B.— <i>Strip Mining Reclamation and Economic Analysis</i> . . . . .	13
BROOKS, JOHN W. JR.— <i>Legal Problems of the Geothermal Industry</i> . . . . .	511
FRETZ, BURTON D.— <i>The Bill of Rights and American Indian Tribal Government</i> . . . . .	581
HAMMOND, RICHARD J.— <i>Convention and Limitation in Benefit-Cost Analysis</i> . . . . .	195
HARDY, GEORGE W. III— <i>Drainage of Oil and Gas From Adjoining Tracts—A Further Development</i> . . . . .	45
HARING, ROBERT C.— <i>Land Policy in Alaska: A Comment</i> . . . . .	192
HEADY, KENNETH— <i>State Conservation Regulation and the Proposed R-199</i> . . . . .	223
JOHNSON, MICHAEL C.— <i>A Legal Alternative to Instability in International Oil</i> . . . . .	368
KRUTILLA, JOHN V.— <i>Is Public Intervention in Water Resources Development Conducive to Economic Efficiency?</i> . . . . .	60
LITTON, R. BURTON AND TWISS, ROBERT H.— <i>Resource Use in the Regional Landscape</i> . . . . .	76
RICHARDSON, ELMO R.— <i>The Civilian Conservation Corps and the Origins of the New Mexico State Park System</i> . . . . .	248
SATO, SHO— <i>Ground Water Rights and Depletion Deductions</i> . . . . .	237
SCHIFF, ASHLEY L.— <i>Outdoor Recreation Values in the Public Decision Process</i> . . . . .	542
SNYDER, J. HERBERT— <i>Toward Land Use Stability Through Contracts</i> . . . . .	406
TWISS, ROBERT H. AND LITTON, R. BURTON— <i>Resource Use in the Regional Landscape</i> . . . . .	76

## LEADING ARTICLES—TITLES

BILL OF RIGHTS AND AMERICAN INDIAN TRIBAL GOVERNMENT, THE— <i>Burton D. Fretz</i> . . . . .	581
CIVILIAN CONSERVATION CORPS AND THE ORIGINS OF THE NEW MEXICO STATE PARK SYSTEM, THE— <i>Elmo R. Richardson</i> . . . . .	248
CONVENTION AND LIMITATION IN BENEFIT-COST ANALYSIS— <i>Richard J. Hammond</i> . . . . .	195
DRAINAGE OF OIL AND GAS FROM ADJOINING TRACTS— A FUTURE DEVELOPMENT— <i>George W. Hardy III</i> . . . . .	45
GROUND WATER RIGHTS AND DEPLETION DEDUCTION— <i>Sho Sato</i> . . . . .	237
IS PUBLIC INTERVENTION IN WATER RESOURCES DEVELOPMENT CONDUCTIVE TO ECONOMIC EFFICIENCY?— <i>John V. Krutilla</i> . . . . .	60
LAND POLICY IN ALASKA: A COMMENT— <i>Robert C. Haring</i> . . . . .	192
LEGAL ALTERNATIVE TO INSTABILITY IN INTERNATIONAL OIL, A— <i>Michael C. Johnson</i> . . . . .	368
LEGAL PROBLEMS OF THE GEOTHERMAL INDUSTRY— <i>John W. Brooks, Jr.</i> . . . . .	511
ORGANIZATIONAL ALTERNATIVES FOR RECREATIONAL RESOURCES MANAGEMENT: AN ANALYSIS OF STATE AGENCIES— <i>Michael F. Brewer and Betty Bordner</i> . . . . .	560
OUTDOOR RECREATION VALUES IN THE PUBLIC DECISION PROCESS— <i>Ashley L. Schiff</i> . . . . .	542
PRO AND CON OF INTERJECTING PLAINTIFF INSURANCE COMPANIES IN JURY TRIAL CASES: AN ISOLATED JURY PROJECT CASE STUDY, THE— <i>Dale W. Broeder</i> . . . . .	269
RESOURCE USE IN THE REGIONAL LANDSCAPE— <i>Robert H. Twiss and R. Burton Litton</i> . . . . .	76
STATE CONSERVATION REGULATION AND THE PROPOSED R-199— <i>Kenneth Heady</i> . . . . .	223
STRIP MINING RECLAMATION AND ECONOMIC ANALYSIS— <i>David B. Brooks</i> . . . . .	13
TOWARD LAND USE STABILITY THROUGH CONTRACTS— <i>J. Herbert Snyder</i> . . . . .	406

## NOTES—TITLES

ANNEXATION OF UNINCORPORATED TERRITORY IN NEW MEXICO . . . . .	83
ATTITUDES OF FIRST-YEAR LAW STUDENTS AT THE UNIVERSITY OF NEW MEXICO . . . . .	425
DEBTOR EXEMPTIONS IN NEW MEXICO . . . . .	467
ENTRY AND REGULATION OF FOREIGN CORPORATIONS UNDER NEW MEXICO LAW AND UNDER THE MODEL BUSINESS CORPORATION ACT, THE . . . . .	617
MARKETABLE TITLE ACT FOR NEW MEXICO . . . . .	446

## COMMENTS—TITLES

AD VALOREM TAXES—OMITTED PROPERTY AND IMPROVEMENTS—ASSEMENTS . . . . .	105
AUTOMOBILES—GUEST STATUTE—NON-OPERATING OWNER . . . . .	118
AGENCY—AUTHORITY TO ENDORSE CHECKS—EFFECT OF SIGNATURE CARDS . . . . .	142
CIVIL PROCEDURE—DISMISSAL AND NONSUIT—MANDATORY DISMISSAL . . . . .	159
COMMUNITY PROPERTY—HUSBAND'S USE OF COMMUNITY FUNDS TO ENTER JOINT TENANCY WITH THIRD PARTY . . . . .	298
CONSTITUTIONAL LAW—POWER OF STATE TO DESIGNATE GAME PRESERVES . . . . .	361
CRIMINAL LAW—RESENTENCING—CREDIT NOT ALLOWED FOR TIME SERVED UNDER VOID CONVICTION . . . . .	152
CRIMINAL PROCEDURE—HABITUAL OFFENDERS—COLLATERAL ATTACK ON PRIOR FOREIGN CONVICTIONS IN A RECIDIVIST PROCEEDING . . . . .	136
EMINENT DOMAIN—CONSERVATION—EVIDENCE NECESSARY TO DETERMINE IF A REGULATION RESTRICTING THE USE OF PROPERTY IS INVALID AS A TAKING WITHOUT COMPENSATION . . . . .	8
EMINENT DOMAIN—ENHANCED VALUE THROUGH FEDERAL PROJECTS— THE RULE IN UNITED STATES V. MILLER . . . . .	1
MUNICIPAL CORPORATIONS—ELECTIONS—THE SUFFICIENCY OF PETITIONS SEEKING REFERENDUM AND INITIATIVE . . . . .	288
REGIONAL PLANNING—SUBDIVISION CONTROL—NEW MEXICO'S NEW MUNICIPAL CODE . . . . .	135
SUBMERGED LANDS—SUBMERGED LANDS ACT OF 1953—THE DEFINITION OF "INLAND WATERS" . . . . .	186
TORTS—MOTOR VEHICLES—LIABILITY FOR KILLING LIVESTOCK . . . . .	306
TORTS—THE DOCTRINE OF RES IPSA LOQUITUR IN NEW MEXICO . . . . .	334
TORTS—UNAVOIDABLE ACCIDENT—AUTOMOBILES . . . . .	484
WATERCOURSES—RECREATIONAL USES FOR WATER UNDER PRIOR APPROPRIATION LAW . . . . .	181
WATER LAW—THE RISE AND FALL OF NEW MEXICO'S TEMPLETON DOCTRINE . . . . .	325
WATER RIGHTS—FAILURE TO USE—FORFEITURE . . . . .	127

## COMMENTS—CASE NAMES

ALLEN V. MCCLELLAN . . . . .	361
BUCHANAN V. DOWNING . . . . .	334
CITY COMM'N OF ALBUQUERQUE V. STATE <i>ex rel.</i> NICHOLS . . . . .	288
COLORADO RIVER WATER CONSERVATION DIST. V. ROCKY MOUNTAIN POWER CO. . . . .	181
COMMISSIONER OF NATURAL RESOURCES V. S. VOLPE & CO. . . . .	8
COOPER V. ALBUQUERQUE NAT'L BANK . . . . .	142
GRUBB V. WOLFE . . . . .	306
LEWIS V. KNOTT . . . . .	118
MARTIN V. LEONARD MOTOR-EL PASO . . . . .	159
MORGAN V. COX . . . . .	152
STATE V. DALRYMPLE . . . . .	316
TEMPLETON V. PECOS VALLEY ARTESIAN CONSERVANCY DIST. . . . .	325
THAXTON V. THAXTON . . . . .	298
UNITED STATES V. CALIFORNIA . . . . .	186
UNITED STATES V. CRANCE . . . . .	1
WORRICK V. ALARID . . . . .	484

## COMMENTS—STATUTES

N.M. STAT. ANN. §§ 14-1-1 to -56-3 (SUPP. 1965) . . . . .	135
N.M. STAT. ANN. §§ 14-13-17, -18 (SUPP. 1965) . . . . .	288
N.M. STAT. ANN. §§ 72-8-3, -2-42 (REPL. 1961) . . . . .	105
N.M. STAT. ANN. §§ 75-5-26, -11-8 (SUPP. 1965) . . . . .	127

## BOOKS REVIEWED

ALONSO, WILLIAM— <i>Location and Land Use</i> (H.S. Coblentz) . . . . .	171
CULLINGWORTH, J. B.— <i>Town and Country Planning in England and Wales</i> (J. B. Milner) . . . . .	354
DASMANN, RAYMOND F.— <i>African Game Ranching</i> (William J. Hart) . . . . .	497
HAAR, CHARLES M.— <i>Law and Land</i> (Daniel R. Mandelker) . . . . .	358
KENDRICK, JOHN W.— <i>Measuring the Nation's Wealth</i> (Neal Potter) . . . . .	346
KNEESE, ALLEN V.— <i>The Economics of Regional Water</i> <i>Quality Management</i> (James A. Crutchfield) . . . . .	351
MCDIVITT, JAMES F.— <i>Minerals and Men</i> (Henry Steele) . . . . .	653
MUDD, STUART— <i>The Population Crisis and the Use of</i> <i>World Resources</i> (Neal Potter) . . . . .	176
PLOTNICK, ALLEN R.— <i>Petroleum: Canadian Markets and United States</i> <i>Foreign Trade Policy</i> (Paul G. Bradley) . . . . .	651
POLEMAN, THOMAS T.— <i>The Papaloapan Project: Agricultural Development</i> <i>in the Mexican Tropics</i> (James R. Gray) . . . . .	168
UNESCO— <i>A Review of the Natural Resources of the African</i> <i>Continent</i> (William J. Hart) . . . . .	497
WHYTE, WILLIAM H.— <i>Cluster Development</i> (H. S. Coblentz) . . . . .	173

## BOOK REVIEWS—REVIEWERS

BRADLEY, PAUL G.— <i>Petroleum: Canadian Markets and United States</i> <i>Foreign Trade Policy</i> (Allen R. Plotnick) . . . . .	651
COBLENTZ, H. S.— <i>Location and Land Use</i> (William Alonso) . . . . .	171
COBLENTZ, H. S.— <i>Cluster Development</i> (William H. Whyte) . . . . .	173
CRUTCHFIELD, JAMES A.— <i>The Economics of Regional Water</i> <i>Quality Management</i> (Allen V. Kneese) . . . . .	351
GRAY, JAMES R.— <i>The Papaloapan Project: Agricultural Development in the</i> <i>Mexican Tropics</i> (Thomas T. Poleman) . . . . .	168
HART, WILLIAM J.— <i>African Game Ranching</i> (Raymond F. Dasmann) . . . . .	497
HART, WILLIAM J.— <i>A Review of the Natural Resources of the</i> <i>African Continent</i> (UNESCO) . . . . .	497
MANDELKER, DANIEL R.— <i>Law and Land</i> (Charles M. Haar) . . . . .	358
MILNER, J. B.— <i>Town and Country Planning in England and</i> <i>Wales</i> (J. B. Cullingworth) . . . . .	354
POTTER, NEAL— <i>Measuring the Nation's Wealth</i> (John W. Kendrick) . . . . .	346
POTTER, NEAL— <i>The Population Crisis and the Use of World</i> <i>Resources</i> (Stuart Mudd) . . . . .	176
STEELE, HENRY— <i>Minerals and Men</i> (James F. McDivitt) . . . . .	653

# INDEX—DIGEST—VOLUME 6

## AGENCY

*Agency—Authority To Endorse  
Checks—Effect of Signature  
Cards . . . . .* 142

## ANNEXATION

*Annexation of Unincorporated  
Territory in New Mexico . . . . .* 83

## AUTOMOBILES

See MOTOR VEHICLES

## BANKRUPTCY

See DEBTOR AND CREDITOR

## BILLS AND NOTES

See AGENCY

## CIVIL PROCEDURE

*Civil Procedure—Dismissal  
and Nonsuit—Mandatory  
Dismissal . . . . .* 159

## COMMUNITY PROPERTY

*Community Property—Husband's  
Use of Community Funds  
To Enter Joint Tenancy  
With Third Party . . . . .* 298

## CONDEMNATION

See EMINENT DOMAIN

## CONSERVATION

*Civilian Conservation Corps and  
the Origins of the New  
Mexico State Park System . . . . .* 248  
*State Conservation Regulation  
and the Proposed R-199 . . . . .* 223

## CONSTITUTIONAL LAW

*Bill of Rights and American  
Indian Tribal Government,  
The . . . . .* 581  
*Constitutional Law—Power of  
State To Designate Game  
Preserves . . . . .* 361

See CRIMINAL PROCEDURE

## CONTRACTS

*Toward Land Use Stability  
Through Contracts . . . . .* 406

## CORPORATIONS

*Entry and Regulation of Foreign  
Corporations Under New  
Mexico Law and Under the  
Model Business Corporation  
Act, The . . . . .* 617

## CRIMINAL LAW

*Criminal Law—Resentencing—  
Credit Not Allowed for Time  
Served Under Void  
Conviction . . . . .* 152  
See CRIMINAL PROCEDURE

## CRIMINAL PROCEDURE

*Criminal Procedure—Habitual  
Offenders—Collateral Attack  
on Prior Foreign Convictions  
in a Recidivist Proceeding . . . . .* 316

## DEBTOR AND CREDITOR

*Debtor Exemptions in New  
Mexico . . . . .* 467

## DISMISSAL AND NONSUIT

See CIVIL PROCEDURE

## EDUCATION

*Attitudes of First-Year Law  
Students at the University  
of New Mexico . . . . .* 425

## ELECTIONS

See MUNICIPALITIES

## EMINENT DOMAIN

*Eminent Domain—Conservation—  
Evidence Necessary To  
Determine if a Regulation  
Restricting the Use of Property  
Is Invalid as a Taking  
Without Compensation . . . . .* 8  
*Eminent Domain—Enhanced  
Value Through Federal  
Projects—The Rule in  
United States v. Miller . . . . .* 1

## EVIDENCE

See EMINENT DOMAIN

## FOREIGN CORPORATIONS

See CORPORATIONS



**HUSBAND AND WIFE**

See COMMUNITY PROPERTY

**INSOLVENCY**

See DEBTOR AND CREDITOR

**INSTRUCTIONS TO JURIES**

See TORTS

**INSURANCE**

See JURIES

**INTERNATIONAL LAW**

See OIL AND GAS

**JOINT TENANCY**

See COMMUNITY PROPERTY

**JUDGMENTS**

See DEBTOR AND CREDITOR

**JURIES**

*Pro and Con of Interjecting  
Plaintiff Insurance Companies  
in Jury Trial Cases: An  
Isolated Jury Project Case  
Study, The . . . . .* 269

**LEGISLATION**

*Marketable Title Act for  
New Mexico . . . . .* 446

See ANNEXATION

See CONSERVATION

See CORPORATIONS

See MUNICIPALITIES

**MINES AND MINERALS**

*Strip Mining Reclamation and  
Economic Analysis . . . . .* 13

**MOTOR VEHICLES**

*Automobiles—Guest Statute—  
Non-Operating Owner . . . . .* 118

**MUNICIPALITIES**

*Municipal Corporations—  
Elections—The Sufficiency of  
Petitions Seeking Referendum  
and Initiative . . . . .* 288

*Regional Planning—Subdivision  
Control—New Mexico's New  
Municipal Code . . . . .* 135

See ANNEXATION

**NATURAL RESOURCES**

*Convention and Limitation in  
Benefit-Cost Analysis . . . . .* 195

*Land Policy in Alaska:  
A Comment . . . . .* 192

*Legal Problems of the  
Geothermal Industry . . . . .* 511

*Resource Use in the Regional  
Landscape . . . . .* 76

See CONSTITUTIONAL LAW

See MINES AND MINERALS

See OIL AND GAS

See RECREATION

See WATER AND WATERCOURSES

**NEGLIGENCE**

See MOTOR VEHICLES

See RES IPSA LOQUITUR

See TORTS

**NEGOTIABLE INSTRUMENTS**

See AGENCY

**OIL AND GAS**

*Drainage of Oil and Gas From  
Adjoining Tracts—A Further  
Development . . . . .* 45

*Legal Alternative to Instability  
in International Oil, A . . . . .* 368

**PROPERTY**

See ANNEXATION

See COMMUNITY PROPERTY

See CONTRACTS

See EMINENT DOMAIN

See LEGISLATION

See NATURAL RESOURCES

See TAXATION

See WATER AND WATERCOURSES

**RECREATION**

*Organizational Alternatives for  
Recreational Resources  
Management: An Analysis  
of State Agencies . . . . .* 560

*Outdoor Recreation Values in the  
Public Decision Process . . . . .* 542

See WATER AND WATERCOURSES

**REGIONAL PLANNING**

See MUNICIPALITIES

**RES IPSA LOQUITUR**

*Torts—The Doctrine of Res Ipsa  
Loquitur in New Mexico . . .* 334

**TAXATION**

*Ad Valorem Taxes—Omitted  
Property and Improvements—  
Assessments . . . . .* 105

**TORTS**

*Torts—Motor Vehicles—Liability  
for Killing Livestock . . . .* 306

*Torts—Unavoidable Accident—  
Automobiles . . . . .* 484

See MOTOR VEHICLES

See RES IPSA LOQUITUR

**WATER AND WATERCOURSES**

*Ground Water Rights and  
Depletion Deductions . . . .* 237

*Is Public Intervention in Water  
Resources Development  
Conducive to Economic  
Efficiency? . . . . .* 60

*Submerged Lands—Submerged  
Lands Act of 1953—The  
Definition of “Inland  
Waters” . . . . .* 186

*Watercourses—Recreational Uses  
for Water Under Prior  
Appropriation Law . . . . .* 181

*Water Law—The Rise and Fall  
of New Mexico’s Templeton  
Doctrine . . . . .* 325

*Water Rights—Failure To Use—  
Forfeiture . . . . .* 127