

# HOUSE BILL No. 4950

June 16, 2005, Introduced by Rep. Meyer and referred to the Committee on Regulatory Reform.

A bill to authorize the department of management and budget to convey certain state owned property in Tuscola county; to prescribe conditions for the conveyance; and to provide for disposition of revenue derived from the conveyance.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 1. The department of management and budget, on behalf of  
2       the state, may convey to Indianfields township in Tuscola county,  
3       for consideration of \$1.00, certain real property now under the  
4       jurisdiction of the department of management and budget and located  
5       in Tuscola county, Michigan, and more particularly described as:  
6       Part of the Southeast 1/4 and Southwest 1/4 of Section 17, and part  
7       of the Northwest 1/4 of Section 20, T12N, R9E, Indianfields  
8       Township, Tuscola County, Michigan, described as commencing at the  
9       Center of said Section 17; thence along the East-West 1/4 line of  
10      said Section 17, S. 88° 41' 50" E., 335.38 feet to the Point of

1 Beginning; thence continuing along said East-West 1/4 line of  
2 Section 17, S. 88° 41' 50" E., 2177.53 feet to a traverse line on  
3 the top of bank of the Cass River; thence along said traverse line,  
4 S. 41° 54' 49" W., 1422.68 feet and S. 82° 35' 09" W., 751.00 feet  
5 and S. 62° 37' 43" W., 572.95 feet and S. 34° 54' 06" W., 865.51  
6 feet and S. 63° 47' 30" W., 1325.94 feet and S. 46° 04' 24" W.,  
7 492.67 feet to the centerline of Chambers Road; thence along said  
8 centerline of Chambers Road on a curve to the right having a radius  
9 of 327.40 feet, central angle of 83° 39' 40", and long chord  
10 bearing and distance of N. 16° 26' 39" W., 436.71 feet; thence  
11 continuing along said centerline of Chambers Road, N. 25° 23' 11"  
12 E., 695.16 feet; thence S. 64° 36' 49" E., 479.18 feet; thence N.  
13 39° 07' 34" E., 1627.58 feet; thence N. 41° 19' 18" W., 447.74 feet  
14 to the Southeasterly line of railroad right-of-way; thence along  
15 said Southeasterly line of railroad right-of-way, N. 47° 34' 00"  
16 E., 986.20 feet to the Point of Beginning; containing 94.96 acres  
17 to the water's edge, more or less; subject to riparian rights  
18 pertaining to the Cass River and other rights-of-way, easements and  
19 restrictions of record.

20 Sec. 2. The description of the real property in section 1 is  
21 approximate and for purposes of the conveyance is subject to  
22 adjustment as the state administrative board or the attorney  
23 general considers necessary by survey or other legal description.

24 Sec. 3. The conveyance authorized by section 1 shall provide  
25 for all of the following:

26 (a) The property shall be used exclusively for the purpose of  
27 a public park and if any fee, term, or condition for the use of the

1 property is imposed on members of the public, or if any of those  
2 fees, terms, or conditions are waived for use of this property,  
3 resident and nonresident members of the public shall be subject to  
4 the same fees, terms, conditions, and waivers.

5 (b) Upon termination of the use described in subdivision (a)  
6 or use for any other purpose, the state may reenter and repossess  
7 the property, terminating the grantee's estate in the property.

8 (c) If the grantee disputes the state's exercise of its right  
9 of reentry and fails to promptly deliver possession of the property  
10 to the state, the attorney general, on behalf of the state, may  
11 bring an action to quiet title to, and regain possession of, the  
12 property.

13 Sec. 4. The conveyance authorized by this act shall be by  
14 quitclaim deed designed or otherwise approved by the attorney  
15 general and shall not reserve to the state any gas, oil, or mineral  
16 rights found on, within, or under the conveyed property, but shall  
17 provide for the exercise of the state's ongoing property interests  
18 in and regulatory jurisdiction over any historic artifacts and  
19 antiquities subsequently found on the site.

20 Sec. 5. The revenue received from the conveyance authorized by  
21 this act shall be deposited in the state treasury and credited to  
22 the general fund.