

Act No. 542
Public Acts of 1996
Approved by the Governor
January 13, 1997
Filed with the Secretary of State
January 15, 1997

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1996**

Introduced by Senators McManus, Geake, Cisky, Gougeon, Rogers, Schuette, Gast, Emmons, North and Koivisto

ENROLLED SENATE BILL No. 287

AN ACT to authorize the departments of community health and natural resources to convey certain parcels of state owned property in Grand Traverse county and Arenac county; to prescribe conditions for the conveyances; and to provide for disposition of the revenue derived from the conveyances.

The People of the State of Michigan enact:

Sec. 1. (1) Subject to subsection (2), the department of community health, on behalf of the state, may convey to the Traverse City area public schools, for consideration of \$1.00, certain real property under the jurisdiction of the department of community health and located in Grand Traverse county, Michigan, and more particularly described as:

Land in Traverse City, County of Grand Traverse, Lots 1-7 of Block 12, Hannah's 5th Addition, and Lots 15 to 21, Perry Hannah's 4th Addition, south of the Chesapeake and Ohio Railroad Co. R.O.W., and that part of Wadsworth Street between the south line of the Chesapeake and Ohio Railroad Co. R.O.W., and the north line of 14th Street, Traverse City, Michigan.

(2) The department of community health shall not enter into the conveyance authorized under subsection (1) until the department of natural resources vacates the property described in subsection (1).

Sec. 2. The department of natural resources, on behalf of the state, may convey to Arenac county, for consideration of \$1.00, certain real property under the jurisdiction of the department of natural resources and located in Arenac county, Michigan, and more particularly described as:

T19N-R3E, Section 3, Adams Township, Arenac County Part of the South Half of Section 3, East of I-75 Expressway

Estimated acres: 85-90 acres.

Sec. 3. The conveyances authorized by this act shall provide for both of the following:

(a) That the property shall be used exclusively for public recreational or educational purposes and shall be subject to the requirements of section 3, and that upon termination of that use or use for any other purpose, the state may reenter and repossess the property, terminating the grantee's estate in the property.

(b) That if the grantee disputes the state's exercise of its right of reentry and fails to promptly deliver possession of the property to the state, the attorney general, on behalf of the state, may bring an action to quiet title to, and regain possession of, the property.

Sec. 4. The conveyances authorized by this act shall provide that if any fee, term, or condition is imposed on members of the public for recreational use of the conveyed property, all resident and nonresident members of the public shall be subject to the same fees, terms, and conditions, except that the grantee may waive daily fees or waive fees for the use of specific areas or facilities.

Sec. 5. The conveyances authorized by this act shall be by quitclaim deed approved by the attorney general. The state shall not reserve the mineral rights to state owned land sold under this section. However, a conveyance of the state owned land under this section shall provide that if the purchaser or any grantee develops the mineral rights that the state shall receive not less than 1/2 of the net royalties.

Sec. 6. The revenue received under this act shall be deposited in the state treasury and credited to the general fund.

This act is ordered to take immediate effect.

Secretary of the Senate.

Clerk of the House of Representatives.

Approved -----

Governor.