

SENATE BILL No. 940

January 11, 2006, Introduced by Senator BERNERO and referred to the Committee on Appropriations.

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

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. The department of management and budget, on behalf of
2 the state, shall convey to the city of Lansing, for not less than
3 fair market value as determined under section 5, certain parcels of
4 real property now under the jurisdiction of the department of
5 management and budget and located in Ingham county, Michigan, and
6 more particularly described as:

7 **PARCEL A:**

8 A parcel of land being part of Blocks 26 and 27 of the "Original

1 Plat of Lansing", as recorded, being part of the Northwest 1/4 and
2 Southwest 1/4 of Section 9, and also being part of the Northeast
3 1/4 and Southeast 1/4 of Section 8, all of T4N-R2W, City of
4 Lansing, Ingham County, Michigan, being more particularly described
5 as follows: BEGINNING at a M.A.G. nail at the intersection of the
6 West line of North Pine Street (82.5' wide) and the South line of
7 West Willow Street (Variable width); thence along the West line of
8 said North Pine Street, S01°45'54"W, 870.00 feet to a 5/8-inch
9 diameter iron rod and cap (#47952) on the North line of Maple
10 Street (82.5' wide); thence along the North line of said Maple
11 Street, N88°07'17"W, 678.35 feet to a 5/8-inch diameter iron rod
12 and cap (#47952) on the West line of State Street (50' wide);
13 thence along the West line of said State Street, S00°23'21"W,
14 202.86 feet to a concrete monument with Bronze cap (State of
15 Michigan); thence along the North line of lands commonly known as
16 "Comstock Park", N88°11'19"W, 892.01 feet to a 5/8-inch diameter
17 iron rod and cap (#47952) on the East line of Princeton Avenue (60'
18 wide); thence along the East line of said Princeton Avenue,
19 N00°00'00"E, 892.32 feet to a 5/8-inch diameter iron rod and cap
20 (#47952) on the South line of said West Willow Street; thence along
21 the South line of said West Willow Street, S88°29'45"E, 452.07 feet
22 to a 5/8-inch diameter iron rod and cap (#47952), thence 216.82
23 feet along the North line of lands Quit-Claimed to the State of
24 Michigan, recorded in Liber 884-Page 282 (I.C.R.), on a non-
25 tangential curve to the left, said curve having a radius of 469.38
26 feet, a central angle of 26°28'01", and a long chord which bears
27 N78°49'20"E, 214.90 feet to a M.A.G. nail; thence continuing along

1 said North line of lands recorded in Liber 884, Page 282,
2 N65°35'20"E, 105.56 feet; thence along the South line of lands
3 Quit-Claimed to the City of Lansing, recorded in Liber 882-Page 590
4 (I.C.R.), N65°35'20"E, 108.12 feet to a M.A.G. nail; thence
5 continuing along said South line of lands recorded in Liber 882-
6 Page 590, 151.53 feet on a non-tangential curve to the right, said
7 curve having a radius of 341.85 feet, a central angle of 25°23'49",
8 and a long chord which bears N78°17'15"E, 150.29 to a 5/8-inch
9 diameter iron rod and cap (#47952) on the South line of said West
10 Willow Street; thence along the South line of said West Willow
11 Street, S88°10'25"E, 593.56 feet to the POINT OF BEGINNING,
12 containing 32.74 acres, more or less. Subject to any easements or
13 restrictions, recorded or unrecorded.

14 **PARCEL B:**

15 A parcel of land being Lots 1, 2, and 3 of "Moore's Subdivision on
16 Block 27", as recorded in Liber 1 of Plats, Page 27 (I.C.R.), and
17 being Lots 1-14 inclusive of "Assessor's Plat No. 38", as recorded
18 in Liber 11 of Plats, Page 38 (I.C.R.), all being part of the
19 Southwest 1/4 of Section 9, T4N, R2W, City of Lansing, Ingham
20 County, Michigan, being more particularly described as follows:
21 BEGINNING at a concrete monument at the Northeast corner of said
22 "Assessor's Plat No. 38", thence along the West line of North Pine
23 Street (82.5' wide), S02°05'04"W, 164.84 feet to a concrete
24 monument at the Southeast corner of said "Assessor's Plat No. 38";
25 thence along the South line of said "Assessor's Plat No. 38" and
26 along the South line of Lots 1, 2, and 3 of said "Moore's
27 Subdivision on Block 27", N88°07'41"W, 625.33 feet to a M.A.G. nail

1 in stump on the East line of State Street (50' wide); thence along
2 the East line of said State Street, N00°23'21"E, 164.97 feet to a
3 5/8-inch diameter iron and cap (#47952) on the South line of Maple
4 Street; thence along the South line of said Maple Street,
5 S88°07'17"E, 630.21 feet to the POINT OF BEGINNING, containing 2.38
6 acres, more or less. Subject to any easements or restrictions,
7 recorded or unrecorded.

8 **PARCEL C:**

9 LOT 1 EXC E 92.25 FT OF W 148.5 FT, ALSO LOT 2 EXC E 55 FT OF W 115
10 FT OF S 148.5 FT, ALSO LOTS 3 & 4 BLOCK 4 CLAYPOOL SUB

11 Sec. 2. If any 1 of the parcels described in section 1 cannot
12 be conveyed or if there is a delay in the conveyance of any 1 of
13 the parcels, that inability or delay shall not prevent or delay the
14 prompt conveyance of the other parcels of property.

15 Sec. 3. The descriptions of the parcels of property in section
16 1 are approximate and for purposes of the conveyances are subject
17 to adjustment as the state administrative board or the attorney
18 general considers necessary by survey or other legal description.

19 Sec. 4. The parcels of property designated as "PARCEL A" and
20 "PARCEL B", as described in section 1, include all surplus,
21 salvage, and scrap property or equipment not identified by the
22 department of education, as of the effective date of this act, as
23 being items to be retained by the state.

24 Sec. 5. The fair market value of the parcels of property
25 described in section 1 shall be determined by appraisals prepared
26 for the department of management and budget by an independent
27 appraiser.

1 Sec. 6. The department of attorney general shall approve as to
2 legal form the quitclaim deeds authorized by this act.

3 Sec. 7. The state shall not reserve oil, gas, or mineral
4 rights to the parcels of property conveyed under this act. However,
5 the conveyances authorized under this act shall provide that, if
6 the purchaser or any grantee develops any oil, gas, or minerals
7 found on, within, or under the conveyed property, the purchaser or
8 any grantee shall pay the state 1/2 of the gross revenue generated
9 from the development of the oil, gas, or minerals. This payment
10 shall be deposited in the general fund.

11 Sec. 8. The state reserves all aboriginal antiquities,
12 including mounds, earthworks, forts, burial and village sites,
13 mines, or other relics, lying on, within, or under the parcels of
14 property described in section 1, with power to the state and all
15 others acting under its authority to enter the property for any
16 purpose related to exploring, excavating, and taking away the
17 aboriginal antiquities.

18 Sec. 9. The net revenue received from the sale of the parcels
19 of property under this act shall be deposited in the state treasury
20 and credited to the general fund. As used in this subsection, "net
21 revenue" means the proceeds from the sale of the parcels of
22 property less reimbursement for any costs to the state associated
23 with the sale of the parcels of property including, but not limited
24 to, costs of reports and studies and other materials necessary to
25 the preparation of sale, environmental remediation, legal fees, and
26 any litigation related to the conveyance of the parcels of
27 property.

1 Enacting section 1. This act takes effect January 1, 2006.