

Act No. 215
Public Acts of 1990
Approved by the Governor
October 7, 1990
Filed with the Secretary of State
October 8, 1990

STATE OF MICHIGAN
85TH LEGISLATURE
REGULAR SESSION OF 1990

Introduced by Reps. Allen, Ouwinga, Bender, Giese, Muxlow, DeLange, Kilpatrick, Knight, Crandall and Jaye

ENROLLED HOUSE BILL No. 5442

AN ACT to authorize the state administrative board to transfer certain state owned property in Tuscola county from the department of mental health to the department of corrections; to authorize the state administrative board to convey certain state owned property in Jackson county and to prescribe conditions for the conveyance; to provide for disposition of the revenue derived from the conveyance; and to repeal certain acts and parts of acts.

The People of the State of Michigan enact:

Sec. 1. The state administrative board may transfer from the department of mental health to the department of corrections, without consideration, a parcel of land in the township of Indian Fields, Tuscola county, Michigan, which is under the jurisdiction of the Caro regional mental health center, and is more specifically described as follows:

A parcel of land in the W. 1/2 of Section 20, T12N, R9E, Tuscola County, Michigan and more specifically described as commencing at the southwest corner of said Section 20; thence N02°29'58"E 1596.20 feet, on the west line of said Section 20 to the point of beginning of this description; thence N02°29'58"E 188.93 feet, on said west section line to a point on the east bank of the Cass River; thence on a meander line on the east high bank of the Cass River on the next nine calls; thence N42°03'45"E 472.98 feet; thence N31°09'17"E 592.87 feet; thence N32°30'22"E 138.73 feet; thence N29°45'45"E 365.86 feet; thence N04°16'44"E 686.27 feet; thence N35°14'10"E 441.67 feet; thence N14°41'05"E 256.84 feet; thence N05°28'20"E 254.56 feet; thence N26°21'15"E 33.00 feet, to the centerline of Chambers Road; thence on the centerline of Chambers Road on a curve to the right 239.49 feet, with a central angle of 09°07'26" and a radius of 1503.96 feet; thence S54°31'19"E 28.21 feet, on the centerline of Chambers Road; thence 365.44 feet on a curve to the right on the centerline of Chambers Road with a central angle of 57°50'27" and a radius of 361.99 feet; thence S03°19'08"W 1533.95 feet, on the centerline of Chambers Road; thence 476.60 feet on a curve to the right on the centerline of Chambers Road with a central angle of 71°32'44" and a radius of 381.68 feet; thence S74°51'52"W 532.06 feet, on the centerline of Chambers Road; thence 218.50 feet on a curve to the left on the centerline of Chambers Road with a central angle of 16°23'40" and a radius of 763.61 feet; thence S58°28'12"W 549.53 feet, on the centerline of Chambers Road; thence 257.37 feet on a curve to the left on the centerline of Chambers Road with a central angle of 55°58'14" and a radius of 263.46 feet, to the point of beginning. The above described parcel contains 40.09 acres, more or less. In addition, all bottom land between the above described meander line and the centerline of the Cass River shall be conveyed with this description. All bearings are relative and referenced to the west line of Section 20, from a previously recorded survey in Liber 578, Page 1253, Tuscola County Records.

Sec. 2. The department of mental health shall retain an access easement across the parcel of land transferred in section 1 for the purpose of gaining access to a water well and its appurtenances for repair and maintenance. The access easement is more specifically described as follows:

Commencing at the southeast corner of Section 19, T12N, R9E, Tuscola County, Michigan; thence N 90 degrees 00'00"E 1643.25 feet; thence N 00 degrees 00'00"E 2580.27 feet, to the point of beginning and centerline of a 30.00 foot wide strip of land, 15.00 feet either side of the following described line; thence N 86 degrees 56'53"W 581.28 feet; thence N 30 degrees 00'26"W 69.62 feet; thence N 62 degrees 05'33"W 87.49 feet to the

point of ending of a 30.00 foot wide strip of land and the point of beginning of a 135.00 foot wide strip of land, 55.00 feet left and 80.00 feet right of the following described line; thence N 62 degrees 05'33"W 174.82 feet, to a point of ending on the east high bank of the Cass River. All side lines of said described easement line shall be shortened or lengthened to meet and to close on the monumented described boundary of said parent parcel.

Sec. 3. The transfer authorized by section 1 shall be effective when approved by a resolution of the state administrative board.

Sec. 4. All documents required in regard to the transfer authorized under section 1 shall be approved by the attorney general.

Sec. 5. The state administrative board, on behalf of the state, may convey to Blackman township, for consideration of \$1.00, property now under the jurisdiction of the department of corrections and located in Jackson county on the northeast corner of O'Leary and Elm roads and described as follows:

A parcel of land in the NW 1/4 of Section 24 and the NE 1/4 of Section 23, T2S, R1W, Jackson County, Michigan and more specifically described as commencing at the W 1/4 corner of said Section 24 thence N00 degrees 20'22" E 1333.92 feet, on the west line of said Section 24 to the southwest corner of the N 1/2 of the NW 1/4 of said Section 24 and the point of beginning of this description; thence N00 degrees 20'22" E 284.00 feet, on the east line of said Section 24; thence 350.95 feet on the centerline of a curve to the left with a radius of 750.00 feet and a central angle of 26 degrees 48'39"; thence S89 degrees 40'17" E 80.62 feet, to the west line of said Section 24; thence S89 degrees 40'17" E 350.00 feet; thence S00 degrees 20'22" W 622.30 feet, to the south line of the N 1/2 of the NW 1/4 of said Section 24; thence N89 degrees 40'17" W 350.00 feet, on said south line to the point of beginning, containing 5.20 acres, more or less. All bearings are relative and referenced to a previous survey by Fred J. W. Soll, R.L.S. #1090, by which observations on Polaris were taken.

Sec. 6. The conveyance authorized in section 5 shall provide that the property conveyed shall be used as the location for a fire barn, and that upon termination of that use, or upon use for any other purpose, title to the property shall revert immediately to the state, with the state assuming no liability for improvements made by Blackman township or by any other party.

Sec. 7. The conveyance authorized in section 5 shall be by quitclaim deed approved by the attorney general and shall reserve to the state all rights to coal, oil, gas, and other materials, excluding sand, gravel, clay, or other nonmetallic minerals found on, within, or under the conveyed lands.

Sec. 8. The revenue received under section 5 shall be deposited in the state treasury and credited to the general fund.

Sec. 9. Act No. 287 of the Public Acts of 1989 is repealed.

This act is ordered to take immediate effect.

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Clerk of the House of Representatives.

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Secretary of the Senate.

Approved.....

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Governor.