

HOUSE BILL No. 5186

November 29, 2011, Introduced by Rep. Kurtz and referred to the Committee on Appropriations.

A bill to authorize the state administrative board to accept and convey certain parcels of property in Branch county; to prescribe certain conditions for the acceptance and conveyance of those parcels; to provide for disposition of certain revenue; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. The state administrative board, on behalf of this
2 state, subject to and contingent upon the conveyance of the
3 property to the Branch intermediate school district board of
4 education as provided in section 3, may accept from the Branch
5 intermediate school district board of education, for consideration
6 of \$1.00, the following 2 parcels of real property that were
7 originally conveyed to the Branch intermediate school district
8 board of education:

1 (a) Parcel A, which was conveyed to the Branch intermediate
2 school district board of education in the March 23, 1972 deed that
3 was recorded in Liber 324 page 467A, Branch county records, is
4 located in the county of Branch, Michigan, and is described in the
5 deed as follows:

6 The south 1,000 feet of the southeast 1/4 of the northwest 1/4 of
7 section 15, T6S, R6W, City of Coldwater, Branch County, Michigan

8 (b) Parcel B, which was conveyed to the Branch intermediate
9 school district board of education in the April 21, 1978 deed that
10 was recorded in Liber 388 page 520, Branch county records, is
11 located in the county of Branch, Michigan, and is described in the
12 deed as follows:

13 That part of section 15, T6S, R6W, city of Coldwater, county of
14 Branch, state of Michigan, described as: the east 3/4 of the north
15 1/2 of section 15, T6S, R6W, except therefrom: the south 1000 feet
16 of the southeast 1/4 of the northwest 1/4 of section 15 and also
17 land described as: beginning at the northwest corner of northeast
18 1/4 of the northwest 1/4 of section 15; thence east along the north
19 line of section 15, 1219 feet; thence south at an angle of
20 $90^{\circ}16'30''$ (interior angle) with the north line of section 15, 337.4
21 feet; thence west at right angle 140 feet; thence south at right
22 angle 832 feet; thence west at right angle 892 feet; thence south
23 parallel with the west line of the east 1/2 of the northwest 1/4 of
24 section 15 to a line that is 1000 feet north and parallel with the
25 south line of the northwest 1/4 of section 15; thence west along a
26 line that is 1000 feet north and parallel with the south line of
27 the northwest 1/4 of section 15, 187 feet, more or less, to the

1 west line of the east 1/2 of the northwest 1/4 of section 15;
2 thence north along the said west line of the east 1/2 of the
3 northwest 1/4 of section 15 to the point of beginning.

4 Sec. 2. The description of the parcels in section 1 are
5 approximate and for purposes of the conveyances are subject to
6 adjustment as the state administrative board or attorney general
7 considers necessary by survey or other legal description.

8 Sec. 3. The state administrative board, on behalf of the
9 state, after receiving the conveyance authorized in section 1,
10 shall reconvey to the Branch intermediate school district board of
11 education, for consideration of \$1.00, the 2 parcels of real
12 property described in section 1.

13 Sec. 4. The reconveyance of the property under section 3 shall
14 provide for all of the following:

15 (a) The property shall be used exclusively for public
16 purposes, such as a community college.

17 (b) Upon termination of the public purpose use described in
18 subdivision (a) or in the event of use for any nonpublic purpose,
19 this state may reenter and repossess the property, terminating the
20 grantee's estate in the property.

21 (c) If the grantee disputes this state's exercise of its right
22 of reentry and fails to promptly deliver possession of the property
23 to this state, the attorney general, on behalf of this state, or
24 the grantee, its successors in interest or assigns, may bring an
25 action to quiet title to the property and, as applicable, regain or
26 retain possession of the property.

27 Sec. 5. (1) The instrument reconveying the property under

1 section 3 shall reserve to this state all aboriginal antiquities
2 including mounds, earthworks, forts, burial and village sites,
3 mines, and other relics, on, within, or under the property, with
4 power to this state, and all others acting under its authority, to
5 enter the property for any purpose related to exploring,
6 excavating, and taking away aboriginal antiquities.

7 (2) Immediately after exercise of the rights reserved in
8 subsection (1), this state, or those acting under its authority,
9 shall do both of the following:

10 (a) Restore the property and any improvements to the property
11 to their condition before the exercise of those rights.

12 (b) Reimburse the person in possession of the property for any
13 loss caused by the interruption in use resulting from the exercise
14 of those rights.

15 Sec. 6. The reconveyance authorized by section 3 shall be by
16 quitclaim deed or other instrument approved by the attorney
17 general.