

HOUSE BILL No. 5329

September 10, 2009, Introduced by Reps. Segal, Bolger, Espinoza, Walsh, Liss and Barnett
and referred to the Committee on Appropriations.

A bill to authorize the state administrative board to accept and convey certain real property in Calhoun county; to prescribe certain conditions for the acceptance and conveyance; and to provide for disposition of the revenue derived from the conveyance.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) The state administrative board, on behalf of the
2 state, subject to and contingent upon the conveyance of the
3 property to Legion Villa, inc., a nonprofit corporation, as
4 provided in subsection (2), shall accept from Legion Villa, inc.,
5 for consideration of \$1.00, certain real property that was
6 originally conveyed to the American Legion hospital, inc., in the
7 May 15, 1975 quitclaim deed to the American Legion hospital, inc.,
8 recorded in Liber 1062, page 896, Calhoun county records, and is
9 located in Battle Creek township, Calhoun county, Michigan, and

1 more particularly described as:

2 A parcel of land in the east 1/2 of the northeast 1/4 of
3 section 5, T2S, R8W, Battle Creek township, Calhoun county, ss:

4 Beginning at the east 1/4 post of section 5, T2S, R8W, thence
5 along the 1/4 line south 89° 08' 13" west 1327.57 feet to the
6 south-northeast 1/8 post, thence north 0° 51' 07" west 2458.65 feet
7 to the north-northeast 1/8 post, thence north 89° 29' 30" east
8 along the section line 662.06 feet to a point from which the
9 northeast corner of section 5 bears north 89° 29' 30" east 662.06
10 feet, thence south 0° 53' 30" east 495 feet, thence north 89° 29'
11 30" east 662.75 feet to a point on the east line of section 5 from
12 which the northeast corner bears north 0° 56' west 495 feet, thence
13 south 0° 56' east 1955.53 feet to the place of beginning and
14 containing 67.189 acres, subject to rights of way of record.

15 (2) The state administrative board, on behalf of the state,
16 after receiving the conveyance authorized in subsection (1), shall
17 convey to Legion Villa, inc., formerly known as the American Legion
18 hospital, inc., for consideration of \$1.00, the real property
19 described in subsection (1).

20 (3) The description of the parcel in subsection (1) is
21 approximate and for purposes of the conveyances is subject to
22 adjustment as the state administrative board or attorney general
23 considers necessary by survey or other legal description.

24 (4) Any conveyance of property under subsection (2) shall
25 provide for both of the following:

26 (a) The property shall be used exclusively for health care
27 facilities, except that Legion Villa, inc. may sell or lease any

1 portion of the property if the revenue derived from the sale or
2 lease is dedicated to the continued operation, maintenance, or
3 capital requirements of the health care facilities located on the
4 property.

5 (b) Upon termination of the use described in subdivision (a)
6 or in the event of use for any other purpose, the state may reenter
7 and repossess the property, terminating the grantee's estate in the
8 property. 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. If the state reenters and repossesses the property, the
13 state has no liability for any improvements made on the property.

14 (5) The conveyance authorized by subsection (2) shall be by
15 quitclaim deed or other instrument approved by the attorney
16 general.