

**STATE OF MICHIGAN
96TH LEGISLATURE
REGULAR SESSION OF 2012**

Introduced by Senators Nofs and Richardville

ENROLLED SENATE BILL No. 1039

AN ACT to authorize the state administrative board to exchange certain parcels of property in Jackson county; to prescribe certain conditions for the exchange; and to provide for disposition of revenue derived from the exchange.

The People of the State of Michigan enact:

Sec. 1. (1) The state administrative board, on behalf of this state, may exchange certain state-owned property under the jurisdiction of the department of corrections for the ownership rights and interests of the Grand river environmental action team (GREAT), a domestic nonprofit corporation, in certain adjacent property located in Blackman township, Jackson county, Michigan, and described as those lands separated from the main campus of southern Michigan prison or from the private owner's main parcel of land by the man-made course change from the old Grand river and old Portage river to the new Grand river drain and the Portage river drain, respectively, for consideration as determined pursuant to subsection (4).

(2) The properties subject to this section are properties whose exchange will help clarify the property lines along the Grand river drain and the Portage river drain, located in Blackman township, Jackson county, and lying adjacent to the southern Michigan prison campus which are more particularly described as follows:

(a) The following parcel to the Grand river environmental action team (GREAT) from this state:

PARCEL 1: A parcel of land in the Northwest $\frac{1}{4}$ of Section 14, T2S, R1W, Blackman Township, Jackson County, Michigan, the surveyed boundary of said parcel being described as Commencing at the West $\frac{1}{4}$ Corner of said Section 14; thence N00°22'00"E along the West line of the Northwest $\frac{1}{4}$ of said Section 14 a distance of 449.28 feet; thence N89°45'50"E parallel to the East – West $\frac{1}{4}$ line of said Section 14 a distance of 585.22 feet to a point on the Westerly bank of the Grand River Drain at its intersection with the centerline of the old Grand River and the point of beginning of this description; thence the following courses along the centerline of the old Grand River: N71°07'55"W a distance of 62.93 feet; thence N30°32'00"W a distance of 83.37 feet; thence N11°40'10"E a distance of 123.23 feet; thence N12°02'10"E a distance of 170.64 feet; thence N21°57'40"W a distance of 250.38 feet; thence N09°58'30"E a distance of 237.62 feet; thence N27°58'50"E a distance of 341.17 feet; thence N30°02'35"E a distance of 306.55 feet; thence N47°48'40"E a distance of 96.07 feet to a point on the Westerly bank of the Grand River Drain; thence South 11°22'25"W along an intermediate traverse line along the Westerly bank of the Grand River Drain a distance of 1481.20 feet; thence South 02°06'30"E along an intermediate traverse line along the Westerly bank of the Grand River Drain a distance of 24.98 feet to the point of beginning; said parcel to include all land between the intermediate traverse line and the water's edge of the Grand River Drain; said parcel containing 5.381 acres more or less to the intermediate traverse line along the Grand River Drain and approximately 5.77 acres to the water's edge of the Grand River Drain; said parcel subject to the correlative rights of other riparian owners and the public trust in the waters of the Grand River; said parcel subject to all other easements and restrictions of record.

(b) The following parcels to this state from the Grand river environmental action team (GREAT):

(i) PARCEL 2: A parcel of land situated in the Northwest one-quarter of Section 14, Town 2 South, Range 1 West more particularly described as commencing at the West one-quarter corner of said Section 14; thence N89°45'50"E along the East-West one-quarter line, 592.22 feet to a point on the Easterly bank of the Grand River Drain; thence N12°29'40"E

along an intermediate traverse line along the Easterly Bank of the Grand River Drain, 186.89 feet to the point of beginning; thence continuing N12°29'40"E along said intermediate traverse line along the Easterly Bank of the Grand River Drain, 258.37 feet to the centerline of the Old Grand River; thence along following 4 courses along the centerline of the Old Grand River, S82°22'50"E 207.08 feet, thence S56°37'50"E 204.80 feet, thence S22°12'50"E 116.30 feet, thence S03°27'50"E 2.52 feet; thence S89°45'50"W parallel to the East-West one-quarter line, 476.31 feet to the point of beginning. Parcel contains 1.99 acres of land, more or less; subject to the correlative rights of other riparian owners and the public trust in the waters of the Grand River; said parcel subject to all other easements and restrictions of record.

(ii) PARCEL 3: A parcel of land in the Northwest ¼ of Section 14, T2S, R1W, Blackman Township, Jackson County, Michigan, the surveyed boundary of said parcel being described as Commencing at the Northwest Corner said Section 14; thence N89°40'30"E along the North line of the Northwest ¼ of said Section 14 a distance of 1239.13 feet to a point on the Easterly bank of the Grand River Drain and the point of beginning of this description; thence N89°40'30"E continuing along the North line of said Section 14 a distance of 167.10 feet to the centerline of the old Grand River; thence the following courses along the centerline of the old Grand River: South 21°43'45"E a distance of 62.65 feet; thence South 31°21'50"W a distance of 121.90 feet; thence S56°30'25"W a distance of 142.45 feet; thence S50°48'40"W a distance of 126.24 feet; thence S20°26'40"W a distance of 59.18 feet; thence S 13°19'35"W a distance of 215.26 feet; thence S16°31'20"W a distance of 94.52 feet; thence S78°19'55"W a distance of 103.06 feet to a point on the Easterly bank of the Grand River Drain; thence N03°04'25"E along an intermediate traverse line along the Easterly bank of the Grand River Drain a distance of 53.37 feet; thence N23°54'45"E along an intermediate traverse line along the Easterly bank of the Grand River Drain a distance of 703.17 feet to the North line of said Section 14 and the point of beginning; said parcel to include all land between the intermediate traverse line and the water's edge of the Grand River Drain; said parcel containing 1.864 acres more or less to the intermediate traverse line along the Grand River Drain and approximately 2.06 acres to the water's edge of the Grand River Drain; said parcel subject to the correlative rights of other riparian owners and the public trust in the waters of the Grand River; said parcel subject to all other easements and restrictions of record.

(3) The parcel descriptions in subsection (2) are approximate and subject to correction by a survey undertaken or otherwise approved by the state surveyor for the department of technology, management, and budget.

(4) The property exchanges authorized by this section shall be negotiated, brokered, managed, approved, and implemented for this state by the department of technology, management, and budget. The department of corrections shall reimburse the department of technology, management, and budget for all related appraisal and closing costs incurred by the department of technology, management, and budget in completing the property exchanges authorized by this section.

(5) All conveyances authorized by this section shall be by quitclaim deed approved by the attorney general. The state shall not reserve oil, gas, or mineral rights to the property conveyed by the state under this section. However, a conveyance by this state under this section shall provide that, if the purchaser or any grantee develops any oil, gas, or minerals found on, within, or under the conveyed property, the purchaser or any grantee shall pay this state 1/2 of the gross revenue generated from the development of the oil, gas, or minerals. These payments shall be deposited as provided in subsection (6).

(6) Revenue received under this section shall be deposited in the state treasury and credited to the general fund.

This act is ordered to take immediate effect.

Carol Morey Viventi

Secretary of the Senate

Gay E. Randall

Clerk of the House of Representatives

Approved

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Governor