

# SENATE BILL No. 1039

March 22, 2012, Introduced by Senators NOFS and RICHARDVILLE and referred to the Committee on Appropriations.

A bill 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:**

1           Sec. 1. (1) The state administrative board, on behalf of this  
2 state, may exchange certain state-owned property under the  
3 jurisdiction of the department of corrections for the ownership  
4 rights and interests of the Grand river environmental action team  
5 (GREAT), a domestic nonprofit corporation, in certain adjacent  
6 property located in Blackman township, Jackson county, Michigan,  
7 and described as those lands separated from the main campus of  
8 southern Michigan prison or from the private owner's main parcel of

1 land by the man-made course change from the old Grand river and old  
2 Portage river to the new Grand river drain and the Portage river  
3 drain, respectively, for consideration as determined pursuant to  
4 subsection (4).

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

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

13 PARCEL 1: A parcel of land in the Northwest  $\frac{1}{4}$  of Section 14, T2S,  
14 R1W, Blackman Township, Jackson County, Michigan, the surveyed  
15 boundary of said parcel being described as Commencing at the West  $\frac{1}{4}$   
16 Corner of said Section 14; thence N00 22'00"E along the West line  
17 of the Northwest  $\frac{1}{4}$  of said Section 14 a distance of 449.28 feet;  
18 thence N89 45'50"E parallel to the East - West  $\frac{1}{4}$  line of said  
19 Section 14 a distance of 585.22 feet to a point on the Westerly  
20 bank of the Grand River Drain at its intersection with the  
21 centerline of the old Grand River and the point of beginning of  
22 this description; thence the following courses along the centerline  
23 of the old Grand River: N71 07'55"W a distance of 62.93 feet;  
24 thence N30 32'00"W a distance of 83.37 feet; thence N11 40'10"E a  
25 distance of 123.23 feet; thence N12 02'10"E a distance of 170.64  
26 feet; thence N21 57'40"W a distance of 250.38 feet; thence N09  
27 58'30"E a distance of 237.62 feet; thence N27 58'50"E a distance of

1 341.17 feet; thence N30 02'35"E a distance of 306.55 feet; thence  
2 N47 48'40"E a distance of 96.07 feet to a point on the Westerly  
3 bank of the Grand River Drain; thence South 11 22'25"W along an  
4 intermediate traverse line along the Westerly bank of the Grand  
5 River Drain a distance of 1481.20 feet; thence South 02 06'30"E  
6 along an intermediate traverse line along the Westerly bank of the  
7 Grand River Drain a distance of 24.98 feet to the point of  
8 beginning; said parcel to include all land between the intermediate  
9 traverse line and the water's edge of the Grand River Drain; said  
10 parcel containing 5.381 acres more or less to the intermediate  
11 traverse line along the Grand River Drain and approximately 5.77  
12 acres to the water's edge of the Grand River Drain; said parcel  
13 subject to the correlative rights of other riparian owners and the  
14 public trust in the waters of the Grand River; said parcel subject  
15 to all other easements and restrictions of record.

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

18 (i) PARCEL 2: A parcel of land situated in the Northwest one-  
19 quarter of Section 14, Town 2 South, Range 1 West more particularly  
20 described as commencing at the West one-quarter corner of said  
21 Section 14; thence N89°45'50"E along the East-West one-quarter  
22 line, 592.22 feet to a point on the Easterly bank of the Grand  
23 River Drain; thence N12°29'40"E along an intermediate traverse line  
24 along the Easterly Bank of the Grand River Drain, 186.89 feet to  
25 the point of beginning; thence continuing N12°29'40"E along said  
26 intermediate traverse line along the Easterly Bank of the Grand  
27 River Drain, 258.37 feet to the centerline of the Old Grand River;

1 thence along following 4 courses along the centerline of the Old  
2 Grand River, S82°22'50"E 207.08 feet, thence S56°37'50"E 204.80  
3 feet, thence S22°12'50"E 116.30 feet, thence S03°27'50"E 2.52 feet;  
4 thence S89°45'50"W parallel to the East-West one-quarter line,  
5 476.31 feet to the point of beginning. Parcel contains 1.99 acres  
6 of land, more or less; subject to the correlative rights of other  
7 riparian owners and the public trust in the waters of the Grand  
8 River; said parcel subject to all other easements and restrictions  
9 of record.

10 (ii) PARCEL 3: A parcel of land in the Northwest  $\frac{1}{4}$  of Section  
11 14, T2S, R1W, Blackman Township, Jackson County, Michigan, the  
12 surveyed boundary of said parcel being described as Commencing at  
13 the Northwest Corner said Section 14; thence N89 40'30"E along the  
14 North line of the Northwest  $\frac{1}{4}$  of said Section 14 a distance of  
15 1239.13 feet to a point on the Easterly bank of the Grand River  
16 Drain and the point of beginning of this description; thence N89  
17 40'30"E continuing along the North line of said Section 14 a  
18 distance of 167.10 feet to the centerline of the old Grand River;  
19 thence the following courses along the centerline of the old Grand  
20 River: South 21 43'45"E a distance of 62.65 feet; thence South 31  
21 21'50"W a distance of 121.90 feet; thence S56 30'25"W a distance of  
22 142.45 feet; thence S50 48'40"W a distance of 126.24 feet: thence  
23 S20 26'40"W a distance of 59.18 feet; thence S 13 19'35"W a  
24 distance of 215.26 feet; thence S16 31'20"W a distance of 94.52  
25 feet; thence S78 19'55"W a distance of 103.06 feet to a point on  
26 the Easterly bank of the Grand River Drain; thence N03 04'25"E  
27 along an intermediate traverse line along the Easterly bank of the

1 Grand River Drain a distance of 53.37 feet; thence N23 54'45"E  
2 along an intermediate traverse line along the Easterly bank of the  
3 Grand River Drain a distance of 703.17 feet to the North line of  
4 said Section 14 and the point of beginning; said parcel to include  
5 all land between the intermediate traverse line and the water's  
6 edge of the Grand River Drain; said parcel containing 1.864 acres  
7 more or less to the intermediate traverse line along the Grand  
8 River Drain and approximately 2.06 acres to the water's edge of the  
9 Grand River Drain; said parcel subject to the correlative rights of  
10 other riparian owners and the public trust in the waters of the  
11 Grand River; said parcel subject to all other easements and  
12 restrictions of record.

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

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

25 (5) All conveyances authorized by this section shall be by  
26 quitclaim deed approved by the attorney general. The state shall  
27 not reserve oil, gas, or mineral rights to the property conveyed by

1 the state under this section. However, a conveyance by this state  
2 under this section shall provide that, if the purchaser or any  
3 grantee develops any oil, gas, or minerals found on, within, or  
4 under the conveyed property, the purchaser or any grantee shall pay  
5 this state 1/2 of the gross revenue generated from the development  
6 of the oil, gas, or minerals. These payments shall be deposited as  
7 provided in subsection (6).

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