

HOUSE BILL No. 4034

January 31, 1991, Introduced by Rep. Bodem and referred to the Committee on State Affairs.

A bill to authorize the state administrative board to convey certain state owned property and relinquish a certain easement in Cheboygan county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue derived from the conveyance.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. The state administrative board, on behalf of the
2 state, may convey to the city of Cheboygan, for consideration of
3 \$1.00, property under the jurisdiction of the department of natu-
4 ral resources and located in the city of Cheboygan, Cheboygan
5 county, Michigan, and further described as follows:

6 That part of the SE1/4 of Section 31, T38N, R1W, City of
7 Cheboygan lying easterly of the Cheboygan River and westerly of a
8 line commencing at a point on the east and west one-quarter line
9 that is 292.48 feet west of a point that would be created by the

1 west line of South Street extended, thence S 29°48'W 297.64 feet,
 2 thence S 33°44'W 153.48 feet, thence S 56°16'E 33 feet, thence S
 3 33°44'W 72.08 feet, thence S 23°38'W 101.71 feet, thence N 24°27'
 4 W 44.35 feet, thence S 15°31'40" W 166.34 feet, thence S 4°8'20"
 5 W 121.78 feet, thence S 41°01'E 253.54 feet to point of ending.

6 Sec. 2. As part of the conveyance authorized under this
 7 act, the state administrative board, on behalf of the state, also
 8 shall relinquish a certain 33-foot easement particularly
 9 described as follows:

10 Beginning at a point on the West line of South Street
 11 extended that is N 02°26'E 1,868.96 feet from South line of
 12 Section 31, T38N R1W, thence N 85°34'W 461.78 feet, thence N
 13 24°27'W 206.84 feet, thence N 23°38'E 44.35 feet, thence S
 14 24°27'E 216.99 feet, thence S 85°34'E 441.15 feet to West line of
 15 South Street extended, thence S 02°26'W along said line 33.02
 16 feet to beginning.

17 Sec. 3. (1) The conveyance authorized by this act shall
 18 provide for both of the following:

19 (a) That the property conveyed shall be used for a public
 20 park.

21 (b) That the city of Cheboygan shall provide free access
 22 across the property to persons for the purpose of public fishing,
 23 24 hours per day, 7 days per week.

24 (2) The conveyance authorized by this act shall provide that
 25 upon termination of the use described in subsection (1), or upon
 26 use for any other purpose, title to the property shall revert

1 immediately to the state, with the state assuming no liability
2 for any improvements made by the grantee.

3 Sec. 4. The conveyance authorized by this act also shall
4 provide that the city of Cheboygan shall accept maintenance
5 responsibility for the gabion and stairway on the property
6 conveyed.

7 Sec. 5. The conveyance authorized by this act shall be by
8 quitclaim deed approved by the attorney general and shall reserve
9 to the state all rights to coal, oil, gas, and other nonmetallic
10 minerals found on or under the property conveyed. The relin-
11 quishment of the easement under section 2 shall be by instrument
12 approved by the attorney general.

13 Sec. 6. The revenue received under this act shall be depos-
14 ited in the state treasury and credited to the general fund.