

Act No. 265  
Public Acts of 1993  
Approved by the Governor  
December 22, 1993  
Filed with the Secretary of State  
December 27, 1993

**STATE OF MICHIGAN**  
**87TH LEGISLATURE**  
**REGULAR SESSION OF 1993**

Introduced by Reps. Nye and Hoffman

# **ENROLLED HOUSE BILL No. 4159**

AN ACT to authorize the state administrative board to transfer or convey certain parcels of state owned property in Branch county; to prescribe conditions for the conveyances and transfers; and to provide for disposition of revenue derived from the conveyances.

*The People of the State of Michigan enact:*

Sec. 1. (1) The state administrative board, on behalf of the state, may convey to Branch intermediate school district, for consideration of \$1.00, property now under the jurisdiction of the department of mental health and located in the city of Coldwater, county of Branch, Michigan, and more particularly described as follows:

A parcel of land in the Northwest quarter of Section 15, Town 06 South, Range 06 West, City of Coldwater, Branch County, Michigan, and more particularly described as commencing at the North 1/4 corner of said Section 15; thence South 89 degrees 58 minutes 40 seconds West 115.54 feet, on the north line of said Section 15 to the point of beginning of this description; thence South 00 degrees 17 minutes 50 seconds East 337.40 feet; thence South 89 degrees 42 minutes 10 seconds West 140.00 feet; thence South 00 degrees 17 minutes 50 seconds East 832.00 feet; thence South 89 degrees 42 minutes 10 seconds West 891.40 feet; thence North 00 degrees 19 minutes 33 seconds West 149.99 feet; thence South 89 degrees 40 minutes 27 seconds West 187.00 feet, to the west line of the East 1/2 of the Northwest 1/4 of said Section 15 and the centerline of Morse Street; thence North 00 degrees 19 minutes 33 seconds West 200.35 feet, on said west line; thence North 89 degrees 58 minutes 40 seconds East 500.00 feet; thence North 00 degrees 19 minutes 33 seconds West 825.00 feet, to the north line of said Section 15; thence North 89 degrees 58 minutes 40 seconds East 719.00 feet, on the north line of said Section 15 to the point of beginning, containing 20.01 acres, more or less, and excluding Water Wells #3 and #4. An access easement to service Water Wells #3 and #4 is granted to the department of corrections and is described as follows: Commencing at the North 1/4 corner of Section 15, Town 06 South, Range 06 West, City of Coldwater, Branch County, Michigan; thence westerly +/- 600 feet, to the point of beginning and centerline of a 50 foot wide strip of land; thence southerly +/- 540 feet, to a point "A"; thence westerly +/- 250 feet, to a point of ending +/- 50 feet westerly of Well House #4. Also, beginning at the above described point "A"; thence southerly +/- 600 feet; thence westerly +/- 130 feet; thence northerly +/- 200 feet, to a point of ending +/- 50 feet, northerly of Well House #3.

(2) The conveyance authorized under this section shall provide that the property conveyed shall be used for public school purposes, and that upon termination of that use, or upon use for any other purpose, title to the property may revert immediately to the state, with the state assuming no liability for any subsequent improvements made to the property.

Sec. 2. (1) The state administrative board, on behalf of the state, may convey to the county of Branch, for consideration of \$1.00, property now under the jurisdiction of the department of mental health and located in the township of Coldwater, county of Branch, Michigan, and more particularly described as follows:

A parcel of land containing Buildings 83, 88, 89 and 3.4 acres, more or less, which is located in the Southwest quarter of Section 10, Town 06 South, Range 06 West, Branch County, Michigan, subject to the development of an ingress/egress easement for the department of corrections' continued use of the existing drive.

(2) The conveyance authorized under this section shall provide that the property conveyed shall be used for a runaway shelter program or other public purposes, and that upon termination of that use or uses, or upon use for any other purpose, title to the property may revert immediately to the state, with the state assuming no liability for any subsequent improvements made to the property.

(3) The conveyance authorized under this section shall provide that the grantee shall bear all costs associated with the development of an access route from State street directly to the structures identified in subsection (1).

Sec. 3. (1) The state administrative board, on behalf of the state, may convey to the township of Coldwater, for consideration of \$1.00, property now under the jurisdiction of the department of mental health and located in the township of Coldwater, county of Branch, Michigan, and more particularly described as follows:

A parcel of land in the west half of Section 10, Town 06 South, Range 06 West, Branch County, Michigan, and more particularly described as commencing at the West 1/4 corner of said Section 10; thence North 89 degrees 48 minutes 54 seconds East 50.00 feet, to the point of beginning of this description; thence North 00 degrees 18 minutes 46 seconds West 1,324.91 feet, on the easterly right-of-way of US-27 to the north line of the South 1/2 of the Northwest 1/4 of said Section 10; thence North 89 degrees 48 minutes 54 seconds East 518.03 feet, on said north line; thence South 00 degrees 18 minutes 46 seconds East 1,472.93 feet; thence South 89 degrees 29 minutes 28 seconds West 516.81 feet, to the easterly right-of-way of US-27; thence North 00 degrees 46 minutes 35 seconds West 150.95 feet, to the point of beginning, containing 17.53 acres, more or less.

(2) The conveyance authorized under this section shall provide that the property conveyed shall be used for public purposes, and that upon termination of that use, or upon use for any other purpose, title to the property may revert immediately to the state, with the state assuming no liability for any subsequent improvements made to the property.

(3) The conveyance authorized under this section shall provide that if the property conveyed is used for a public park or for other public recreational purposes, all members of the public using the property shall be subject to the same annual and daily fees, terms, and conditions. The conveyance also shall provide that the grantee may waive daily fees or waive fees for the use of specific areas or facilities in the case of use by specified groups or classes of persons, but the waiver of fees shall apply to all members of that group or class regardless of their residence.

Sec. 4. (1) The state administrative board may transfer from the jurisdiction of the department of mental health to the jurisdiction of the department of corrections certain property now under the jurisdiction of the department of mental health and located in the township of Coldwater, county of Branch, Michigan, and more particularly described as follows:

All that property constituting the grounds of the former Coldwater regional mental health center except those parcels described in sections 1, 2, and 3.

(2) The transfer authorized by this section shall be effective when approved by a resolution of the state administrative board.

(3) All documents regarding the transfer authorized by this section shall be approved by the attorney general.

Sec. 5. The descriptions of the parcels of real property contained in sections 1, 2, 3, and 4 are approximate, and, for purposes of conveyance or transfer, are subject to adjustment by survey or other legal description as the state administrative board or attorney general considers necessary.

Sec. 6. The conveyances authorized by this act shall be by quitclaim deed approved by the attorney general and shall reserve to the state all rights to coal, oil, gas, and other mineral rights, excluding sand, gravel, clay, or other nonmetallic minerals found on, within, or under the conveyed lands.

Sec. 7. The revenue received under this act shall be deposited in the state treasury and credited to the general fund.

This act is ordered to take immediate effect.

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Co-Clerk of the House of Representatives.

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Secretary of the Senate.

Approved -----

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Governor.