

Act No. 226
Public Acts of 1993
Approved by the Governor
November 4, 1993
Filed with the Secretary of State
November 5, 1993

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

Introduced by Reps. Middleton, Bullard, Munsell, Dobb and Galloway

ENROLLED HOUSE BILL No. 4422

AN ACT to authorize the department of natural resources to convey certain state owned property in Livingston and Oakland counties; 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:

Sec. 1. The department of natural resources, on behalf of the state, may convey to the township of Rose, for consideration of \$1.00, certain real property under the jurisdiction of the department of natural resources and located in the county of Oakland and the county of Livingston, Michigan, and more particularly described as:

A parcel of land described as beginning at the Southwest corner of Section 6, thence Northerly along the West section line, a distance of 1,655.3 feet, thence North 89° 34' East 270 feet, North 50° 08' East 326 feet, South 88° 50' East 236.3 feet, South 28° 34' East 226.7 feet, Easterly to the North South 1/8 line, a distance of 251.6 feet, South along the West 1/8 line to the South line of Section 6, Westerly to the West line of Section 6 to point of beginning, excepting that part of Southwest quarter of Southwest fractional quarter lying Southwesterly of Tipsico Lake Road, Rose Township, Township 4 North, Range 7 East, Oakland County, Michigan,

ALSO: Part of the Southeast quarter of Section 1 described as beginning at a point on the East line of said section, 131.6 feet North of the Southeast corner of the section, thence North along the section line 490.8 feet, South 48° 00' West 316.9 feet; South 40° 06' East 364.3 feet to the point of beginning, Tyrone Township, Township 4 North, Range 6 East, Livingston County, Michigan.

Sec. 2. (1) Subject to section 3, the conveyance authorized by this act shall provide that the property shall be used only for public recreation purposes and that the property shall be open to all members of the public as prescribed in subsection (2) and that upon termination of that use or upon use for any other purpose, title to the property shall revert immediately to the state, with the state assuming no liability for any improvements made by any other party.

(2) The conveyance authorized by this act shall provide that 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. 3. The conveyance authorized by this act shall provide that the township of Rose is authorized to sell to adjacent property owners certain parcels of property that are within the property described in section 1 and are located south of Baker road. The conveyance authorized by this act also shall provide that if the township sells any of that property, the township shall reimburse the state for the fair market value of the property sold. The fair market value of the

property sold to adjacent property owners shall be determined by appraisal by an independent fee appraiser, which appraisal shall be approved by the department of natural resources.

Sec. 4. The conveyance 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 nonmetallic minerals found on, within, or under the conveyed property.

Sec. 5. The revenue received under this act shall be deposited in a restricted account held by the department of natural resources.

This act is ordered to take immediate effect.

Co-Clerk of the House of Representatives.

Secretary of the Senate.

Approved -----

Governor.