

Act No. 123
Public Acts of 1993
Approved by the Governor
July 21, 1993
Filed with the Secretary of State
July 21, 1993

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

Introduced by Senators Carl and Dunaskiss

ENROLLED SENATE BILL No. 331

AN ACT to authorize the department of natural resources to convey certain parcels of state owned property in Macomb county and Oakland county; to prescribe conditions for the conveyances; and to provide for the disposition of the revenue derived from the conveyances.

The People of the State of Michigan enact:

Sec. 1. The department of natural resources, on behalf of the state, may convey to the city of Rochester Hills, for consideration of \$1.00, certain property now under the jurisdiction of the department of natural resources and located in the township of Avon, county of Oakland, and more specifically described as follows:

All state-owned land dedicated as the Rochester-Utica Recreation Area located within the corporate boundary of the City of Rochester Hills, more specifically described as land located in Sections 12, 13, and 14, T3N, R11E, Avon Township, Oakland County, an exception being that portion of state-owned land described in section 3.

Sec. 2. The department of natural resources, on behalf of the state, may convey to the city of Utica, for consideration of \$1.00, certain property now under the jurisdiction of the department of natural resources and located within the city of Utica, county of Macomb, and more specifically described as follows:

All state-owned land dedicated as the Rochester-Utica Recreation Area located within the corporate boundary of the City of Utica, more specifically described as land located in the S 1/2 of Section 33, T3N, R12E, Shelby Township, Macomb County.

Sec. 3. The department of natural resources, on behalf of the state, may convey to the city of Rochester, for consideration of \$1.00, certain property now under the jurisdiction of the department of natural resources and located within the city of Rochester, county of Oakland, and more specifically described as follows:

PARCEL 1

Certain land deeded to the Department of Natural Resources, Real Estate Division, recorded with the Oakland County Register of Deeds, being sidwell #15-14-276-016, consisting of 11.01 acres and more specifically described as land located in E 1/2 of NE 1/4 of Section 14, T3N, R11E, BEG AT PT DIST W 15 FT & N 1,047 FT FROM E 1/4 COR, TH N 89-03-30 W 195.2 FT, TH S 50-16-30 W 138.01 FT, TH S 00-05-00 W 228.08 FT, TH N 89-49-20 W 350.5 FT, TH N 00-03-00 E 235.95 FT, TH S 87-57-20 W 88.02 FT, TH N 00-39-40 E 723.53 FT, TH S 85-46-00 E 132.88 FT, TH N 57-52-00 E 133.25 FT, TH N 15-43-30 E 289.21 FT, TH N 70-44-00 E 79.66 FT, TH N 361.60 FT TO MCRR R/W, TH N 83-50-00 E 33 FT, TH S 1,339.64 FT, TH N 89-49-20 E 119.41 FT, TH S 89-03-30 E 180 FT, TH S 33 FT TO BEG; ALSO BEG AT PT DIST W 15 FT FROM E 1/4 COR, TH N'LY 1,047 FT, TH N 89-03-30 W 195.20 FT, TH S 50-16-30 W 138.01 FT, TH S 89-03-30 E 239.37 FT, TH S'LY 958.08 FT M/L TO E-W 1/4 LINE, TH E 61.98 FT TO BEG; EXC

BEG AT PT DIST N'LY 1,047 FT & W 15 FT & N 89-03-30 W 195.20 FT & S 50-16-30 W 138.01 FT FROM E 1/4 COR, TH S 00-05-00 W 228.08 FT, TH N 89-49-20 W 350.50 FT, TH N 00-03-00 E 235.95 FT, TH E'LY 350.50 FT M/L TO BEG, Avon Township, Oakland County.

PARCEL 2

Certain land deeded to Bloomer State Park, recorded with the Oakland County Register of Deeds, being sidwell #15-14-276-005, consisting of 9.37 acres and more specifically described as land located in E 1/2 of NE 1/4 of Section 14, T3N, R11E, BEG AT E 1/4 COR OF SEC, TH N ON SEC LINE 2,461.13 FT TO S'LY R/W OF MCRR, TH S 83-16-14 W ALG SAID R/W 317.19 FT, TH S PARALLEL TO E SEC LINE 1,328.88 FT, TH N 89-49-20 E 119.41 FT, TH S 89-03-30 E 180 FT, TH S PARALLEL TO E SEC LINE & 15 FT DIST THEREOF 1,080 FT TO 1/4 SEC LINE, TH E ON 1/4 LINE 15 FT TO BEG, Avon Township, Oakland County.

Sec. 4. (1) Each of the conveyances authorized by sections 1, 2, and 3 shall provide that the property conveyed shall be used for the purpose of a public park, 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 the grantee.

(2) Each of the conveyances authorized by sections 1, 2, and 3 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 conveyances 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. 5. The conveyances authorized by sections 1, 2, and 3 shall be by quitclaim deed approved by the attorney general, and shall reserve to the state all rights to oil, coal, gas, or other materials, excluding sand, gravel, clay, or other nonmetallic minerals found on, within, or under the property conveyed.

Sec. 6. The revenue received under this act shall be deposited in the state treasury and credited to the general fund.

Sec. 7. This act shall not take effect unless House Bill No. 4088 of the 87th Legislature is enacted into law.

This act is ordered to take immediate effect.

Secretary of the Senate.

Co-Clerk of the House of Representatives.

Approved -----

Governor.