



# HOUSE BILL No. 5698

September 13, 1994, Introduced by Rep Llewellyn and referred to the Committee on State Affairs

A bill to amend sections 3 and 4 of Act No 100 of the Public Acts of 1983, entitled

'An act to authorize the department of natural resources or its successor in interest to convey certain state owned property in Gladwin county to the city of Gladwin and certain state owned property in Newaygo County to the city of White Cloud and to prescribe conditions for the conveyances '

and to add section 3a

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Sections 3 and 4 of Act No 100 of the Public  
2 Acts of 1983 are amended and section 3a is added to read as  
3 follows

4 Sec 3 ~~Each~~ EXCEPT AS PROVIDED IN SECTION 3A, EACH of  
5 the conveyances authorized by ~~this act~~ SECTIONS 1 AND 2 shall  
6 provide that the ~~land~~ PROPERTY DESCRIBED IN SECTION 1 OR 2  
7 shall be used exclusively for city park purposes and that upon  
8 termination of this use or upon use for any other purpose, the

1 property conveyed shall revert immediately to the state with the  
2 state assuming no liability for improvements made at city  
3 expense

4 SEC 3A (1) THE DEPARTMENT OF NATURAL RESOURCES, ON BEHALF  
5 OF THE STATE, MAY RELEASE TO THE CITY OF WHITE CLOUD THE RESTRIC-  
6 TION AND POSSIBILITY OF REVERSION CREATED IN THE CONVEYANCE  
7 AUTHORIZED BY SECTION 2, INSOFAR AS THAT RESTRICTION AND POSSI-  
8 BILITY OF REVERSION APPLIES TO THE FOLLOWING PART OF THE PROPERTY  
9 DESCRIBED IN SECTION 2

10 THAT PART OF THE NORTH ONE HALF OF SECTION 6, TOWNSHIP 13  
11 NORTH, RANGE 12 WEST, CITY OF WHITE CLOUD AND EVERETT TOWNSHIP,  
12 NEWAYGO COUNTY, MICHIGAN, DESCRIBED AS BEGINNING AT A POINT ON  
13 THE EASTERLY RIGHT-OF-WAY LINE OF OLD M-20 (66 FEET PUBLIC), SAID  
14 POINT BEING S00°00 45'E ALONG THE NORTH AND SOUTH ONE QUARTER  
15 LINE OF SAID SECTION 1255 31 FEET AND S89°50 29 W 271 60 FEET  
16 FROM THE NORTH ONE QUARTER CORNER OF SAID SECTION THENCE  
17 N89°50'29'E 271 60 FEET THENCE N89°50 29"E 313 43 FEET THENCE  
18 S72°08'13"E 210 75 FEET TO THE NORTH ONE EIGHTH LINE OF SAID SEC-  
19 TION THENCE N89°50 29 E ALONG SAID ONE EIGHTH LINE 315 46 FEET  
20 THENCE N00°07'19'E 127 39 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF  
21 OLD M-20 (66 FEET PUBLIC) THENCE S76°00'07'E ALONG SAID  
22 RIGHT-OF-WAY LINE 51 50 FEET THENCE S00°07'19'W TO THE EAST AND  
23 WEST ONE QUARTER LINE OF SAID SECTION THENCE WEST ALONG SAID  
24 EAST AND WEST ONE QUARTER LINE OF SAID SECTION TO THE EASTERLY  
25 RIGHT-OF-WAY LINE OF OLD M-20 (66 FEET PUBLIC) THENCE  
26 NORTHEASTERLY ALONG SAID RIGHT-OF-WAY LINE TO THE  
27 POINT-OF-BEGINNING

1           CONTAINING APPROXIMATELY 24 ACRES    SUBJECT TO ANY EASEMENTS  
2 AND RESTRICTIONS, APPARENT AND OF RECORD

3           (2) IN CONJUNCTION WITH THE RELEASE OF THE RESTRICTION AND  
4 POSSIBILITY OF REVERTER AUTHORIZED UNDER SUBSECTION (1), THE  
5 DEPARTMENT OF NATURAL RESOURCES, ON BEHALF OF THE STATE, SHALL  
6 PROVIDE THAT THE PARCEL OF PROPERTY DESCRIBED IN SUBSECTION (1)  
7 SHALL BE EXCHANGED BY THE CITY OF WHITE CLOUD FOR PROPERTY OF  
8 EQUAL OR GREATER VALUE

9           (3) THE INSTRUMENT OR INSTRUMENTS REQUIRED TO IMPLEMENT SUB-  
10 SECTIONS (1) AND (2) SHALL BE PREPARED BY THE ATTORNEY GENERAL

11       Sec 4    A conveyance authorized by this act shall provide  
12 that, if the city restricts the park to use only by the residents  
13 of that city or imposes a fee or other requirement on a nonresi-  
14 dent which is greater than a fee or other requirement imposed on  
15 residents of that city, the property shall revert immediately to  
16 the state, with the state assuming no liability for improvements  
17 made at city expense    THE RESTRICTION AND POSSIBILITY OF REVER-  
18 SION CREATED BY THIS SECTION DOES NOT APPLY TO THE PART OF THE  
19 PROPERTY DESCRIBED IN SECTION 3A(1)