

SENATE BILL No. 1499

November 14, 2006, Introduced by Senators McMANUS, STAMAS and ALLEN and referred to the Committee on Appropriations.

A bill to authorize the department of natural resources to convey certain state owned property in Roscommon county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. The department of natural resources, on behalf of the
2 state, shall convey to the camp Curnalia cottage owners
3 association, in Roscommon county, for consideration of \$154.50,
4 certain parcels of real property under the jurisdiction of the
5 department of natural resources and located in Lyon township and
6 Beaver Creek township, Roscommon county, Michigan, as follows:

1 (a) A parcel of land located in Lyon township, Roscommon
2 county, described as:

3 The entire fractional Section 2 in T24N, R4W, except that part
4 thereof lying easterly of a southerly extension of the north and
5 south 1/4 line of Section 35, T25N, R4W from the south 1/4 corner
6 or said Section 35.

7 (b) A parcel of land located in Beaver Creek township,
8 Roscommon county, described as:

9 S 1/2 of S 1/2 of SE 1/4 of SW 1/4, Section 35, Town 25 North,
10 Range 4 West, and S 1/2 of NE 1/4 of SE 1/4 of SW 1/4,
11 Section 35, Town 25 North, Range 4 West, containing 11.25 acres.

12 Sec. 2. The descriptions of the parcels in section 1 are
13 approximate and for purposes of the conveyance are subject to
14 adjustments as the department of natural resources or the attorney
15 general considers necessary by survey or legal description.

16 Sec. 3. The conveyance authorized by this act shall provide
17 for all of the following:

18 (a) The property shall be used by the grantee exclusively for
19 residential cottages and allied recreational purposes for the
20 benefit of ex-service personnel, their spouses, and direct lineal
21 descendants, consistent with the purpose prescribed in prior leases
22 executed in this state for the use and occupancy of those lands.

23 (b) Upon termination of the use described in subdivision (a),
24 use for any other purpose, or a violation of the requirement of
25 section 4, the state may reenter and repossess the property,
26 terminating the grantee's estate in the property.

27 (c) If the grantee disputes the state's exercise of its right

1 of reentry and fails to promptly deliver possession of the property
2 to the state, the attorney general, on behalf of the state, may
3 bring an action to quiet title to, and regain possession of, the
4 property.

5 Sec. 4. The conveyance authorized under this act shall require
6 all of the following:

7 (a) The use and eligibility for ownership of residences and
8 grounds within the property shall be limited to ex-service
9 personnel, their spouses, and direct lineal descendants.

10 (b) The camp Curnalia cottage owners association shall enforce
11 the requirement of subdivision (a).

12 (c) The camp Curnalia cottage owners association shall not
13 amend its bylaws or rules in a manner that violates the requirement
14 of subdivision (a), or fail to enforce the requirement of
15 subdivision (a).

16 (d) Any further conveyance by the camp Curnalia cottage owners
17 association of all or any part of the property conveyed under this
18 act, whether by deed, operation of law, or otherwise, shall be made
19 specifically subject to the requirements of subdivision (a).

20 Sec. 5. The department of natural resources shall require, as
21 a condition of entering into the conveyance authorized under this
22 act, that any and all leasehold interests in the property described
23 in section 1 be terminated in accordance with the terms of the
24 leases.

25 Sec. 6. The conveyance authorized by this act shall be by
26 quitclaim deed approved by the attorney general and shall reserve
27 mineral rights to the state and also shall reserve all rights in

1 aboriginal antiquities, including mounds, earthworks, forts, burial
2 and village sites, mines, or other relics, including the right to
3 explore and excavate for the aboriginal antiquity by the state or
4 its authorized agents.

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