

**SUBSTITUTE FOR
SENATE BILL NO. 799**

A bill to authorize the department of natural resources to accept and convey real property in Gogebic 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. (1) The department of natural resources, on behalf of
2 this state, subject to and contingent on the conveyance of the
3 property to the Township of Watersmeet, Gogebic County, as provided
4 in subsection (2), may accept from the county road commission of
5 Gogebic County, for consideration of \$1.00, real property that was
6 originally conveyed, in accordance with 1988 PA 183, by a July 28,
7 1988 quitclaim deed. The property is located in Gogebic County,
8 Michigan and more particularly described as:



1 Township 45 North, Range 39 West, Section 23, Northeast
2 quarter of the Southwest quarter (NE 1/4 SW 1/4).

3 (2) The department of natural resources, on behalf of this
4 state, after receiving the conveyance authorized in subsection (1),
5 shall convey to the Township of Watersmeet, for consideration of
6 \$1.00, the property conveyed, with an exception, the property and
7 the exception to be described as follows:

8 Township 45 North, Range 39 West, Section 23, Northeast
9 quarter of the Southwest quarter (NE 1/4 SW 1/4), EXCEPT a strip of
10 land 100 feet in width, being 50 feet in width on each side of the
11 center line of the main track (now removed) of the Iron River
12 Railway Company (now the Chicago and North Western Transportation
13 Company), as said main track center line was originally located and
14 established.

15 (3) The description of the property in subsections (1) and (2)
16 are approximate and for purposes of the conveyances are subject to
17 adjustment as the department of natural resources or attorney
18 general considers necessary by survey or other legal description.

19 (4) Any conveyance of property under subsection (2) must
20 contain a restriction that the property be used exclusively for
21 township park purposes, and that the township park be open to all
22 residents of this state on the same terms, fees, and conditions.

23 (5) If property conveyed under this act is used in a manner
24 that violates any of the restrictions imposed under subsection (4),
25 this state may reenter and take the property, terminating the
26 grantee's or any successor's estate in the property. An action to
27 regain possession of the property may be brought and maintained by
28 the attorney general on behalf of this state.

29 (6) If this state reenters and repossesses property under



1 subsection (5), this state is not liable to reimburse any person
2 for any improvements made on the property or to compensate any
3 person for any part of an unfulfilled contract or license issued to
4 provide goods or services on or for the property.

5 (7) Any conveyance of property under subsection (2) must
6 reserve to this state rights to all coal, oil, gas, and metallic
7 minerals found on, in, or under the property.

8 (8) The department of natural resources shall make the
9 conveyance authorized by subsection (2) by quitclaim deed or other
10 instrument approved by the attorney general.

11 (9) Revenue received under this act must be deposited in the
12 state treasury and credited to the general fund.