

**SUBSTITUTE FOR
HOUSE BILL NO. 5586**

A bill to authorize the state administrative board to accept and convey real property in Isabella County; to provide for the transfer of real property in Macomb County; to prescribe conditions for the conveyance and for the transfer; to provide for the powers and duties of certain state departments in regard to the property; and to provide for disposition of the revenue from the conveyance and from the transfer.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) The state administrative board, on behalf of this
2 state, subject to and contingent on the conveyance of the property
3 to the city of Mt. Pleasant, Isabella County, as provided in
4 subsection (2), may accept from the city of Mt. Pleasant, for
5 consideration of \$1.00, real property that was originally conveyed,

1 in accordance with 2010 PA 208, by an April 21, 2011 quitclaim deed
2 that is recorded in Liber 1552 page 812, Isabella County records.
3 The property is located in Isabella County, Michigan and more
4 particularly described as:

5 A PARCEL OF LAND SITUATED IN THE TOWNSHIP OF UNION, COUNTY OF
6 ISABELLA, STATE OF MICHIGAN, AND DESCRIBED AS FOLLOWS TO-WIT: A
7 PARCEL OF LAND BEING PART OF THE EAST 1/2 OF SECTION 9, T14N, R4W,
8 MORE PARTICULARLY DESCRIBED AS: BEGINNING AT THE SOUTH 1/4 CORNER
9 OF SAID SECTION 9; THENCE N00°15'30"W 1446.74 FEET ALONG THE NORTH-
10 SOUTH 1/4 LINE OF SAID SECTION 9; THENCE N89°42'45"E 274.82 FEET;
11 THENCE N00°15'29"W 1182.23 FEET; THENCE N89°00'51"E 72.74 FEET;
12 THENCE N07°42'29"W 103.33 FEET; THENCE N71°34'42"W 352.72 FEET TO
13 THE NORTH-SOUTH 1/4 LINE; THENCE N00°15'17"W ALONG SAID NORTH-SOUTH
14 1/4 LINE, 2417.88 FEET TO THE NORTH SECTION LINE; THENCE
15 N88°50'08"E ALONG SAID NORTH LINE, 2647.57 FEET TO THE EAST SECTION
16 LINE; THENCE S00°17'11"E ALONG SAID EAST LINE, 2645.95 FEET TO THE
17 EAST-WEST 1/4 LINE; THENCE S00°16'36"E ALONG SAID EAST LINE,
18 1255.42 FEET; THENCE N89°57'07"W 367.31 FEET; THENCE S32°02'10"W
19 380.92 FEET; THENCE S60°57'30"E 219.17 FEET; THENCE S04°24'33"E
20 238.08 FEET; THENCE S57°56'51"E 429.20 FEET TO THE EAST SECTION
21 LINE; THENCE S00°16'36"E ALONG SAID EAST LINE, 497.72 FEET TO THE
22 SOUTH SECTION LINE; THENCE S89°28'59"W ALONG SAID SOUTH LINE,
23 2649.58 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 304.62
24 ACRES OF LAND, MORE OR LESS.

25 SUBJECT TO THE PUBLIC RIGHT-OF-WAY OF PICKARD ROAD OVER THE
26 SOUTHERLY 58 FEET THEREOF, THE RIGHT-OF-WAY OF BAMBER ROAD OVER THE
27 WESTERLY 33 FEET THEREOF, THE RIGHT-OF-WAY OF RIVER ROAD OVER THE
28 NORTHERLY 33 FEET THEREOF AND THE RIGHT-OF-WAY OF CRAWFORD ROAD
29 OVER THE EASTERLY 33 FEET THEREOF.

1 ALSO SUBJECT TO AND TOGETHER WITH ANY RESTRICTIONS, RIGHTS-OF-
2 WAY OR EASEMENTS OF RECORD, IF ANY.

3 (2) The state administrative board, on behalf of this state,
4 after receiving the conveyance authorized in subsection (1), shall
5 convey the property to the city of Mt. Pleasant for consideration
6 of \$1.00.

7 (3) The description of the property in subsection (1) is
8 approximate and for purposes of the conveyances is subject to
9 adjustment as the state administrative board or attorney general
10 considers necessary by survey or other legal description.

11 (4) Any conveyance of property under subsection (2) must
12 replace any restriction on use contained in the deed referred to in
13 subsection (1) as required by section 6(a) of 2010 PA 208 with the
14 restriction that the property must be used exclusively for public
15 purposes, including, but not limited to, economic development, and
16 if a fee, term, or condition is imposed on members of the public
17 for use of the property, or if such a fee, term, or condition is
18 waived, all members of the public must be subject to the same fees,
19 terms, conditions, and waivers. However, the conveyance under
20 subsection (2) must contain any other restrictions required by 2010
21 PA 208.

22 (5) If the city of Mt. Pleasant uses the property conveyed
23 under subsection (2) in a manner that violates any of the
24 restrictions imposed under subsection (4), this state may reenter
25 and take the property, terminating the city of Mt. Pleasant's
26 estate in the property. This subsection does not apply to a sale
27 after an initial transfer by the city of Mt. Pleasant, if the
28 initial transfer by the city of Mt. Pleasant is for a public
29 purpose as described in subsection (4). An action to regain

1 possession of the property may be brought and maintained by the
2 attorney general on behalf of this state.

3 (6) If this state reenters and repossesses property under
4 subsection (5), this state is not liable to reimburse any person
5 for any improvements made on the property or to compensate any
6 person for any part of an unfulfilled contract or license issued to
7 provide goods or services on or for the property.

8 (7) The state administrative board shall make the conveyance
9 authorized by subsection (2) by quitclaim deed or other instrument
10 approved by the attorney general.

11 (8) The department of technology, management, and budget, on
12 behalf of this state, may transfer, by affidavit of jurisdictional
13 transfer, to the department of military and veterans affairs,
14 without consideration except that specifically provided in
15 subsection (12), state-owned property now under the jurisdiction of
16 the department of technology, management, and budget located in
17 Macomb County. The property to be transferred under this subsection
18 is described as follows:

19 A parcel of land commonly known as Seville Manor and formerly
20 known as the Selfridge U.S. Army Garrison Base, located at 48512
21 Hawk Road, Chesterfield Township, Macomb County, State of Michigan,
22 and more specifically described as follows to wit:

23 A parcel of land commencing at the northeast corner of Private
24 Claim No. 192, Township 3 North, Range 14 east, Michigan Meridian,
25 Chesterfield Township, Macomb County, Michigan; thence along
26 northwest line of said Private Claim No. 192 as follows: S
27 49°04'54" W 1872.5 feet; thence S 49°43'00" W 1794.24; thence S
28 49°21'34" W 543.9 feet, passing from Private Claim No. 192 into
29 Private Claim No. 193 to the point of beginning, said point being

1 the most northern corner of Tract "A"; thence with the common
2 boundary to lands now or formerly owned by Matilda Matejick and
3 lands of said Tract "A" as follows: S 40°21'13" E 1466.05 feet;
4 thence S 49°21'34" W 16.17 feet; thence S 40°21'13" E 317 feet to a
5 point in the center of Sugarbush Road, said point being the most
6 eastern corner of said Tract "A"; thence along Sugarbush Road and
7 continuing with the boundary of said Tract "A" as follows: S
8 18°48'47" W 1499.91 feet; thence S 52°09'15" W 499.30 feet to a
9 point; thence leaving said center of Sugarbush Road, and continuing
10 with said boundary of Tract "A" N 39°54'00" W 33.02 feet to a point
11 on the northwest right-of-way line of Sugarbush Road; thence with
12 said right-of-way line and continuing with said boundary of Tract
13 "A" S 52°03'30" W 239.4 feet to a point being the most southern
14 corner of said Tract "A"; thence leaving said right-of-way line and
15 with the southwest boundary of said Tract "A" as follows: N
16 40°03'07" W 1766.48 feet to a point on the centerline of the
17 Sutherland and Oeming Drain; thence along the center of said drain
18 N 57°30'39" E 221.15 feet, to a point; thence N 40°27'00" E 25 feet
19 to a point; thence leaving said center line of drain and continuing
20 with said southwest boundary of Tract "A" N 39°54'00" W 735.98 feet
21 to a point in the center of Donner Road, and being on the northwest
22 line of Private Claim No. 193, said point being the most western
23 corner of said Tract "A"; thence with the center of Donner Road and
24 the northwest boundary of said Tract "A" N 48°59'00" E 287.5 feet
25 to a point being the intersection of the southeast corner of
26 Fractional Section 20, the southwest corner of Fractional Section
27 21, and the most northeast corner of Private Claim No. 145, with
28 said northwest line of Private Claim No. 193; thence continuing
29 with said northwest line of Private Claim 193 and Tract "A" N

1 49°21'34" E 1495.5 feet to the point of beginning, containing
2 102.69 acres, more or less. Subject to all agreements, covenants,
3 easements, rights-of-way, reservations and restrictions of record,
4 if any.

5 (9) The department of technology, management, and budget shall
6 coordinate and implement the transfer of property authorized under
7 subsection (8), but the transfer and the terms of the transfer must
8 be approved by the state administrative board.

9 (10) The descriptions of the property in subsection (8) are
10 approximate and, for purposes of the transfer, are subject to
11 adjustment as the department of technology, management, and budget
12 or the attorney general considers necessary by survey or other
13 legal description.

14 (11) Surplus real property transferred under subsection (8)
15 includes all surplus, salvage, and personal property or equipment
16 remaining on the property on the date of the conveyance or
17 transfer.

18 (12) At the time of the transfer authorized under subsection
19 (8), the department of military and veterans affairs shall
20 reimburse the department of technology, management, and budget for
21 all otherwise uncompensated costs incurred by the latter to study,
22 evaluate, survey, inspect, appraise, and insure the property and
23 acquire title to the property on behalf of this state. The
24 reimbursement must be in the form of a 1-time lump sum
25 interdepartmental financial transfer of funds.

26 (13) The department of military and veterans affairs is
27 responsible for all expenses of maintaining the property described
28 in subsection (8) in good order and in compliance with all
29 applicable state and local ordinances until the time of transfer.

1 (14) On request by the department of technology, management,
2 and budget, the department of attorney general shall approve as to
3 legal form the affidavit of jurisdictional transfer authorized by
4 subsection (8) in recordable form.

5 (15) The department of technology, management, and budget may
6 require the department of military and veterans affairs to record
7 the instrument of jurisdictional transfer with the applicable
8 register of deeds and provide the department of technology,
9 management, and budget with a complete and faithful copy of the
10 recorded instrument as a condition of the jurisdictional transfer.