

4/23 3:45p

Chapter No. 458

12/SS26/R597CS

JN / TBIEC

***SENATE BILL NO. 2892***

Originated in Senate *Suzuki* Secretary

SENATE BILL NO. 2892

AN ACT TO AUTHORIZE THE MISSISSIPPI TRANSPORTATION COMMISSION AND THE GM&O RAILS TO TRAILS RECREATIONAL DISTRICT OF NORTH MISSISSIPPI TO EXCHANGE REAL PROPERTY LOCATED IN PONTOTOC COUNTY, MISSISSIPPI; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

**SECTION 1.** (1) (a) In consideration for the conveyance of property authorized in subsection (2) of this section, the Mississippi Transportation Commission may transfer and convey to the GM&O Rails to Trails Recreational District of North Mississippi, all of the rights, title and interest in certain real property located in Pontotoc County, Mississippi, the property being more particularly described as follows:

Commencing at a right-of-way marker (found) at the Northwest corner of the Doris M. Seale property as recorded in Deed Book 771, Page 44 at the Pontotoc County Chancery Clerk's office in Pontotoc, Mississippi; said point being on the Eastern right-of-way line of Highway 15 and 50 feet Easterly of Station 1357+00; thence run, along said right-of-way line and the Northern Seale boundary line, North 83 degrees 34 minutes 55 seconds East of a distance of 15 feet to a point 65 feet Easterly of Station 1357+00 for a Point of Beginning; said point begin on a simple circular curve which is 65 feet East of and parallel to the centerline of Highway 15 and having the following characteristics: Chord Bearing = North 10 degrees 24 minutes 07 seconds West; Chord Length = 401.57 feet; Radius = 2933.77 feet;

thence, leaving said Northern property line and right-of-way line, run along said curve to the left in a Northerly direction for a distance of 401.89 feet to a point where said curve intersects the existing Eastern right-of-way line of Highway 15; thence run along said Eastern right-of-way line South 22 degrees 10 minutes 41 seconds East for a distance of 416.25 feet to a right-of-way marker (found) on the Northern boundary of said Seale property which is 150 feet Easterly of Station 1357+00; thence run along said Northern Seale boundary line and said existing right-of-way line, South 83 degrees 34 minutes 55 seconds West for a distance of 85.16 feet to the Point of Beginning.

Indexing Instructions: Lying and being partly in the Northeast Quarter of Section 32 and partly in the Northwest Quarter of Section 31, Township 9 South, Range 3 East, Pontotac County, Chickasaw Meridian, Mississippi, and containing 0.35 acres more or less.

(b) The State of Mississippi shall retain all mineral rights in the property and all rights to timber standing or growing on the property transferred and conveyed by mode of donation under subsection (1) of this section. The state shall have a reasonable time after the transfer and conveyance to remove said timber. If any property conveyed or transferred shall not, within ten (10) years of the date of conveyance and transfer, be used for public or economic development uses, then such property shall revert to the State of Mississippi.

(2) In consideration for the conveyance of property authorized in subsection (1) of this section, the GM&O Rails to Trails Recreational District of North Mississippi may transfer and convey to the Mississippi Transportation Commission all of the rights, title and interest in certain real property located in

Pontotoc County, Mississippi, the property being more particularly described as follows:

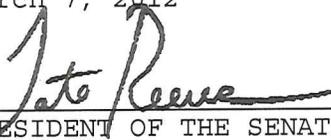
Commencing at a railroad spike (found) recognized as being the Southeast corner of the South Quarter of Section 30, Township 9 South, Range 3 East, Pontotoc County, Chickasaw Meridian, Mississippi; thence run North 50 degrees 54 minutes 36 seconds West for a distance of 335.36 feet to a point on the Eastern right-of-way of Highway 15 which is 32 feet Easterly of Station 102+12 for a point of Beginning; then run, along said Eastern right-of-way line, North 13 degrees 14 minutes 45 seconds West for a distance of 338.58 feet to a right-of-way marker (found) 59.33 feet Easterly of Station 105+50; thence, leaving said right-of-way line, run North 72 degrees 07 minutes 26 seconds East for a distance of 5.67 feet to a point 65 feet Easterly of Station 105+50; thence run, along a line 65 feet East of and parallel to the centerline of said Highway 15, South 17 degrees 52 minutes 34 seconds East for a distance of 907.78 feet to a point 65 feet Easterly of Station 1362+70.71; said point being the point of tangency of a simple circular curve 65 feet East of and parallel to the centerline of said Highway 15 and having the following characteristics: Chord Bearing = South 16 degrees 06 minutes 05 seconds East; Chord Length = 181.73 feet; Radius = 2933.77 feet; thence run along said curve to the right in a Southerly direction for a distance of 181.76 feet to a point where said curve intersects the existing Eastern right-of-way line of Highway 15; thence run, along said Eastern right-of-way line, North 22 degrees 10 minutes 41 seconds West for a distance of 364.90 to a point 32 feet Easterly of Station 1364+52.93; thence continue along said Eastern

right-of-way line (32 feet East of and parallel to centerline) North 17 degrees 52 minutes 34 seconds West for a distance of 388.08 feet to the Point of Beginning.

Indexing Instructions: Lying and being partly in the Southeast Quarter of Section 30 and partly in the Northwest Quarter of Section 31, Township 9 South, Range 3 East, Pontotoc County, Chickasaw Meridian, Mississippi, and containing 0.60 acres more or less.

**SECTION 2.** This act shall take effect and be in force from and after its passage.

PASSED BY THE SENATE  
March 7, 2012

  
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PRESIDENT OF THE SENATE

PASSED BY THE HOUSE OF REPRESENTATIVES  
April 10, 2012

  
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SPEAKER OF THE HOUSE OF REPRESENTATIVES

APPROVED BY THE GOVERNOR

  
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GOVERNOR

3:45 pm