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Chapter No. 516
13/HR12/R1119SG
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HOUSE BILL NO. 132

Originated in House



Clerk

HOUSE BILL NO. 132

AN ACT TO RATIFY, CONFIRM AND VALIDATE THE PURPORTED CONVEYANCE OF REAL PROPERTY IN MARION COUNTY BY THE DEPARTMENT OF HUMAN SERVICES TO THE MARION COUNTY ECONOMIC DEVELOPMENT DISTRICT IN 2011; TO AMEND SECTION 1, CHAPTER 553, LAWS OF 2012, TO REVISE THE PROPERTY DESCRIPTION ON A CERTAIN PORTION OF STATE OWNED REAL PROPERTY LOCATED AT COLUMBIA TRAINING SCHOOL, IN COLUMBIA, MARION COUNTY, MISSISSIPPI, AUTHORITY TO WHICH HAS BEEN GRANTED TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO CONVEY AND TRANSFER TO THE BOARD OF SUPERVISORS OF MARION COUNTY, MISSISSIPPI; TO AUTHORIZE THE MARION COUNTY BOARD OF SUPERVISORS TO HARVEST AND SELL TIMBER OF THE PROPERTY TRANSFERRED UNDER THE PROVISIONS OF THIS ACT FOR PURPOSES OF GENERATING REVENUE TO PAY THE COST ASSOCIATED WITH THE REMOVAL AND CONTAINMENT OF ANY ENVIRONMENTAL DEFECTS ON THE PROPERTY; TO AUTHORIZE THE TOWN OF OAKLAND, MISSISSIPPI, TO DONATE A CERTAIN PARCEL OF TAX FORFEITED LAND TO A CERTAIN INDIVIDUAL WHO EXPENDED FUNDS IN THE AMOUNT OF THE OUTSTANDING INDEBTEDNESS TO IMPROVE AND RENOVATE THE DWELLING LOCATED ON THE PROPERTY; AND FOR RELATED PURPOSES.

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

SECTION 1. (1) The purported conveyance of the real property described in subsection (2) of this section by the Mississippi Department of Human Services to the Marion County Economic Development District under the authority of Executive Order No. 2011-001 executed by Don Thompson, Executive Director of

the Department of Human Services, on April 13, 2011, and the special warranty deed dated May 3, 2011, from the Department of Human Services to the Marion County Economic Development District, is ratified, approved, confirmed and validated. The special warranty deed appears in the land deed records in the Office of the Chancery Clerk of Marion County, Mississippi, in Book 1663 at pages 99 through 104, and Executive Order No. 2011-001 appears in the land deed records in the Office of the Chancery Clerk of Marion County, Mississippi, in Book 1663 at pages 105 through 107.

(2) The real property referenced in subsection (1) of this section is described as follows:

SECTION 34, TOWNSHIP 4 NORTH, RANGE 18 WEST, MARION COUNTY,
MISSISSIPPI

Tract 1:

All that part of the N¹/₂ of the NW¹/₄, and the N¹/₂ of
The NE¹/₄ of Section 34, Township 4 North, Range 18 West,
Marion County, Mississippi, lying South of Mississippi
Highway No. 44.

Tract 2:

The S¹/₂ of the NE¹/₄ of Section 34, Township 4 North,
Range 18 West, Marion County, Mississippi, LESS AND EXCEPT
the NE¹/₄ of the SE¹/₄ of the NE¹/₄.

Tract 3:

The N¹/₂ of the SE¹/₄; the SW¹/₄ of the SE¹/₄; and the S¹/₂
of the SW¹/₄; all in Section 34, Township 4 North, Range 18

West Marion County, Mississippi, LESS AND EXCEPT that portion of the SW¹/₄ of the SW¹/₄ heretofore conveyed unto the City of Columbia, Mississippi, by Special Warranty Deed dated July 22, 2009, and of record in Book 1610, at page 44 of the land deed records as contained in the office of the Chancery Clerk of Marion County, Mississippi, and more particularly described as follows, to wit:

Commencing at the intersection of the North right of way of National Guard Road with the East right of way of Mississippi Highway No. 44 in the SW¹/₄ of the SW¹/₄ of Section 34, Township 4 North, Range 18 West, Marion County, Mississippi, and thence run North along the said East right of way line of Mississippi Highway No. 44 a distance of 950 feet, more or less, to an existing fence; thence run in an Easterly direction along said fence a distance of 450 feet, more or less, to the intersection of a fence running North and South; thence run South along said second fence a distance of 950 feet, more or less, back to the North right of way of National Guard Road; thence run in a Westerly direction along the said North right of way of said National Guard Road a distance of 450 feet, more or less, and back to the point of beginning, said exception containing 10 acres, more or less and being located in the SW¹/₄ of the SW¹/₄ of Section 34, Township 4 North, Range 18, West, Marion County, Mississippi.

SECTION 35, TOWNSHIP 4 NORTH, RANGE 18 WEST, MARION COUNTY,

MISSISSIPPI

Tract 4:

The NW¹/₄ of the SW¹/₄ of Section 35, Township 4 North, Range 18 West, Marion County, Mississippi.

All four tracts contain in the aggregate, 370 acres, more or less.

SECTION 2. Section 1, Chapter 553, Laws of 2012, is amended as follows:

Section 1. (1) After consultation with the Chairmen of the Senate and House Public Property Committees, the Department of Finance and Administration, acting on behalf of the Mississippi Department of Human Services and the State of Mississippi, is authorized to convey and transfer to the Board of Supervisors of Marion County, Mississippi, upon approval of the Governor and the Secretary of State, certain real property and any improvements thereon, located at Columbia Training School, in Columbia, Marion County, Mississippi, containing approximately 160 acres located within the City of Columbia at the North East corner of the intersection of Highway 44 and National Guard Road being more particularly described as follows:

North 1/2 of Southwest 1/4 and South 1/2 of Northwest 1/4, all being in Section 34, Township 4 North, Range 18 West, Marion County, Mississippi, and containing 160 acres more or less.

(2) The State of Mississippi shall retain all mineral rights to the real property donated under this section.

SECTION 3. The real property conveyed under Sections 1 and 2 of this act shall be conveyed to the respective recipients without any assumption of liability or financial responsibility by the State of Mississippi for any known or unknown environmental defects contained thereon. The entities acquiring the properties indemnifies the State of Mississippi upon receipt of said properties. However, the Marion County Board of Supervisors, upon receipt of the deed of title to the real property described in Sections 1 and 2 of this act shall have the authority to harvest and sell any timber located on those parcels of real property transferred under those sections and shall use the revenue generated from such sale or sales to fund the costs associated with removal and containment of any environmental defects located thereon. Any revenue remaining from the sale of timber after all environmental clean up cost have been paid, shall be deposited into the general fund treasury of Marion County to be expended for any and all purposes deemed necessary by the board of supervisors.

SECTION 4. The Town of Oakland, Mississippi, is authorized to donate certain real property, transferred to the Town of Oakland by the Office of the Secretary of State through an intergovernmental transfer of tax forfeited lands as provided for under Section 29-1-1, Mississippi Code of 1972, to a certain individual having expended monies for the improvement and

renovation of the dwelling situated thereon as a condition of the full payment of the indebtedness owed on the property by such individual, without further consideration. The real property is located in the Town of Oakland, Yalobusha County, Mississippi, and is more particularly described as follows:

Pt Blk N DB 38 p. 201 Oakland
Section 7, Township 25 North, Range 4 West
Parcel/PPIN: 1403I_0772.01
Yalobusha County, Mississippi.

SECTION 5. This act shall take effect and be in force from and after its passage.

PASSED BY THE HOUSE OF REPRESENTATIVES
April 1, 2013


SPEAKER OF THE HOUSE OF REPRESENTATIVES

PASSED BY THE SENATE
April 3, 2013


PRESIDENT OF THE SENATE

APPROVED BY THE GOVERNOR


GOVERNOR
4-23-13
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