

REPORT OF CONFERENCE COMMITTEE

MR. PRESIDENT AND MR. SPEAKER:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

S. B. No. 2291: Forestry Commission; authorize to sell certain state-owned land.

We, therefore, respectfully submit the following report and recommendation:

1. That the Senate concur in House Amendment No. 1 with the following exception(s):

AMEND line 96 after "Mississippi" by inserting "which currently comprises Troop M, District 9, Mississippi Highway Safety Facilities in Brookhaven and".

FURTHER amend lines 146 through 147 by striking "receiving any approval required from the federal government" and inserting in lieu thereof "meeting requirements in subsection (2)".

FURTHER amend on line 157 after "(2)" by inserting the following:

The Department of Finance and Administration may sell the property only upon approval by the Commission on Wildlife, Fisheries and Parks and upon receiving from the federal government a written release or exception to the restrictive covenants in the deed recorded in Book 764, pages 476-479, in the Office of the Chancery Clerk of Oktibbeha County

FURTHER amend on line 191 by striking "may" and inserting in lieu thereof "shall".

FURTHER amend by inserting the following sections after line 221 and renumbering the succeeding section accordingly:

SECTION 8. (1) The Department of Finance and Administration, acting on behalf of the Department of Human Services, upon meeting the requirements of Section 29-1-1, Mississippi Code of 1972, may sell and convey to the Marion County Economic Development District certain real property and any improvements thereon located in Marion County, Mississippi, the

property being more particularly described as follows:

The S1/2 of the SE1/4; and the SE1/4 of the SW1/4, all in Section 21, Township 4 North, Range 18 West, Marion County, Mississippi.

(2) The sale and conveyance authorized in this section may be made on such terms and conditions agreed upon by the Department of Finance and Administration and the Board of Trustees of the Marion County Economic Development District, to be in the best interests of both parties.

(3) Any funds received by the State of Mississippi for the sale and conveyance of the real property described in subsection (1) of this section shall be deposited into a special fund in the State Treasury to be used by the Mississippi Department of Human Services for the benefit of the Columbia Training School in Marion County, Mississippi.

(4) Any funds received from the sale or any other disposition of timber located on the property described in subsection (1) of this section shall be deposited into a special fund in the State Treasury to be used by the Mississippi Department of Human Services for instructional purposes at the Columbia Training School in Marion County, Mississippi.

(5) The State of Mississippi shall retain all mineral rights to the real property sold and conveyed pursuant to this section.

SECTION 9. (1) The Board of Directors of the Pat Harrison Waterway District may sell and convey to the Quitman Consolidated School District certain real property and any improvements thereon located in Clarke County, Mississippi, and being more particularly described as follows:

Commence at the NW corner of Section 12, T2N, R15E, and run south 1,463.61' to the property line fence of the Pat Harrison Waterway District property, then run N. 89 degrees 27' 01"E along said fence for 494.37', then run N. 88 degrees 32' 37"E. along said fence for 21.87" to the point-of-beginning of the property herein described.

From said point-of-beginning, run N. 88 degrees 32' 37" E. along said fence for 873.34' to a line situated

westerly of and one (1) foot distant from the 219.0 high level flood elevation of the Archusa reservoir; then run S. 16 degrees 02' 43" W. along said line for 24.80'; then run S. 34 degrees 38' 53" W. along said line for 23.28'; then run S. 9 degrees 47' 45" W. along said line for 4.18' to a line situated north and west of and sixty-six (66) feet distant from the 217.00 normal summer pool elevation of the Archusa reservoir; then run S. 89 degrees 54' 45" W. along the last mentioned line for 6.50'; then run S. 27 degrees 32' 24" W. along said line for 159.92'; then run S. 41 degrees 29' 42" W. along said line for 91.39'; then run S. 53 degrees 14' 55" W. along said line for 185.31' to a line situated north and west of and one (1) foot distant from the 219.00 high level flood elevation of the Archusa reservoir; then run S. 57 degrees 03' 23" W. along the last mentioned line for 34.80'; then run S. 81 degrees 02' 02" W. along said line for 72.89'; then run N. 76 degrees 18' 33" W. along said line for 77.85'; then run N. 65 degrees 09' 45" W. along said line for 100.68'; run N. 78 degrees 46' 59" W. along said line for 119.26'; then run N. 58 degrees 43' 46" W. along said line for 78.21'; then run N. 42 degrees 53' 52" along said line for 19.70' to a line situated east of and sixty-six (66) feet distant from the 217.00 normal summer pool elevation of the Archusa reservoir; then run N. 10 degrees 50' 04" W. along the last mentioned line for 51.76'; then run N. 12 degrees 21' 23" W. along said line for 104.39'; then run N. 37 degrees 38' 32" W. along said line for 106.83 to the point-of-beginning, containing 5.35 acres in the NW 1/4 of Section 12, T2N, R15E, Clarke County, Mississippi.

(2) The real property described in subsection (1) of this section shall be sold for not less than the current fair market value as determined by the averaging of at least two (2) appraisals by professional appraisers who are licensed by the

Mississippi Real Estate Appraiser Licensing and Certification Board.

(3) The Pat Harrison Waterway District shall retain all mineral rights to the property conveyed under this section.

SECTION 10. (1) The Department of Finance and Administration, upon meeting the requirements of Section 29-1-1, Mississippi Code of 1972, may sell and convey to the governing authorities of the City of Batesville, Mississippi, certain real property and any improvements thereon located in Panola County, Mississippi, the property being more particularly described as follows:

A parcel in the Northwest Quarter of Section 14, Township 9 South, Range 7 West, Panola County, Mississippi, containing approximately 11 acres and having dimensions of approximately 440 feet on the Northern and Southern boundary lines and approximately 1,100 feet on the Eastern and Western boundary lines and being bound on the North by the City of Batesville Frontage Road, being bound on the East and the South by real property owned by the City of Batesville, Mississippi, and being bound on the West by the West line of the aforesaid Section 14, together with all appurtenances thereunto belonging and including but not limited to the easements for the purposes of constructing and maintaining guy wires and support cables for a radio transmission tower and for related purposes, said easement being located on property more particularly described as follows:

From the common corner of Sections 10,11,14, and 15, Township 9 South, Range 7 West, run thence South 190.7 feet; thence run East a distance of 424.25 feet; thence South a distance of 609.8 feet to the point of beginning of the land herein described; thence run East a distance of 50 feet; thence South a distance of 50 feet; thence West a distance of 50 feet; thence North a distance of 50 feet to the point of beginning, containing 0.057 acres, more or less, and being

situated in the Northwest Quarter of Section 14, Township 9 South, Range 7 West, Panola County, Mississippi.

AND

From the common corner of Sections 10, 11, 14, and 15, Township 9 South, Range 7 West, run thence South for a distance of 631.5 feet to the point of beginning of Parcel No. 1 as described. From said point of beginning run thence South for a distance of 50 feet; run thence West for a distance of 50 feet; run thence North for a distance of 50 feet; run thence East for a distance of 50 feet to the point of beginning, containing .057 acres, more or less, and being situated in the Northwest Quarter of Section 15, Township 9 South, Range 7 West, Panola County, Mississippi.

(2) The sale and conveyance authorized in this section may be made on such terms and conditions agreed upon by the Department of Finance and Administration and the governing authorities of the City of Batesville, Mississippi.

(3) The radio transmission tower located on the property described in subsection (1) of this section may remain on such property until July 1, 2005. Any agency or department of the State of Mississippi using such tower on the effective date of this act may continue to use such tower and have access to the tower under such terms and conditions agreed upon by the Department of Finance and Administration and the governing authorities of the City of Batesville, Mississippi.

(4) Any funds received by the State of Mississippi for the sale and conveyance of the real property described in subsection (1) of this section shall be deposited into the State General Fund.

(5) The State of Mississippi shall retain all mineral rights to the real property sold and conveyed pursuant to this section.

FURTHER amend the title on line 23 after the semicolon by inserting the following:

TO AUTHORIZE THE DEPARTMENT OF FINANCE AND ADMINISTRATION ACTING ON BEHALF OF THE DEPARTMENT OF HUMAN SERVICES TO SELL CERTAIN REAL PROPERTY TO THE MARION COUNTY DEVELOPMENT DISTRICT; TO AUTHORIZE

THE PAT HARRISON WATERWAY DISTRICT TO SELL CERTAIN REAL PROPERTY TO THE QUITMAN CONSOLIDATED SCHOOL DISTRICT; TO AUTHORIZE THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO SELL CERTAIN REAL PROPERTY TO THE GOVERNING AUTHORITIES OF THE CITY OF BATESVILLE;

2. That the House concur in the above exception(s).

CONFEREES FOR THE SENATE

CONFEREES FOR THE HOUSE

X _____

Billy V. Harvey

X _____

Diane C. Peranich

X _____

Joseph Stogner

X _____

Tom Weathersby

X _____

Sampson Jackson II

X _____

Roger Ishee