

By: Senator(s) Jackson (32nd), Hyde-Smith,  
Burton, Jackson (11th)

To: Public Property

SENATE BILL NO. 2608  
(As Passed the Senate)

1 AN ACT TO AUTHORIZE THE DEPARTMENT OF FINANCE AND  
2 ADMINISTRATION, ACTING ON BEHALF OF THE DEPARTMENT OF MENTAL  
3 HEALTH, TO SELL CERTAIN STATE-OWNED PROPERTY LOCATED IN THE CITY  
4 OF MERIDIAN, MISSISSIPPI; TO AUTHORIZE THE MISSISSIPPI DEPARTMENT  
5 OF TRANSPORTATION TO TRANSFER CERTAIN REAL PROPERTY LOCATED IN  
6 LINCOLN COUNTY, MISSISSIPPI, TO THE CITY OF BROOKHAVEN; TO  
7 AUTHORIZE THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION TO TRANSFER  
8 CERTAIN REAL PROPERTY LOCATED IN WILKINSON COUNTY, MISSISSIPPI, TO  
9 THE CITY OF WOODVILLE; TO AUTHORIZE THE MISSISSIPPI DEPARTMENT OF  
10 TRANSPORTATION TO TRANSFER CERTAIN REAL PROPERTY LOCATED IN  
11 LAWRENCE COUNTY, MISSISSIPPI, TO THE COUNTY OF LAWRENCE; TO AMEND  
12 SECTION 37-33-157, MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE  
13 DEPARTMENT OF REHABILITATION SERVICES TO OWN REAL PROPERTY, AND TO  
14 CONSTRUCT, RENOVATE OR REPAIR ANY BUILDINGS ON SUCH PROPERTY; AND  
15 FOR RELATED PURPOSES.

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

17 **SECTION 1.** (1) The Department of Finance and  
18 Administration, acting on behalf of the Mississippi Department of  
19 Mental Health, and upon meeting the requirements of Section  
20 29-1-1, may sell and convey all or part of certain state-owned  
21 real property located in the City of Meridian, Lauderdale County,  
22 commonly known as the Matty Hersee Hospital, more particularly  
23 described as follows:

24 Commencing at the SW corner of the SE 1/4 of the NE 1/4  
25 of Section 14, Township 6 North, Range 15 East,  
26 Meridian, Lauderdale County, Mississippi; thence East  
27 34.00 feet to a point; thence North 30.00 feet to an  
28 iron pin set at the intersection of the Northern  
29 right-of-way of Valley Street and the Eastern  
30 right-of-way of 53rd Avenue, and said pin being the  
31 Point of Beginning of the herein described parcel of  
32 land; thence with said Eastern right-of-way of 53rd  
33 Avenue run North 00 degrees 38 Minutes 07 Seconds West

34 692.38 feet, more or less, passing an iron pin found at  
35 349.96 feet to an iron pin set on the Southern  
36 right-of-way of Mississippi Highway 19; thence leaving  
37 said 53rd Avenue and with the right-of-way of Highway  
38 19, run South 72 Degrees 55 Minutes 04 Seconds East  
39 259.34 feet along said Southern right-of-way of  
40 Mississippi Highway 19, passing a right-of-way monument  
41 found at 205.27 feet and an iron pin found at 211.22  
42 feet to an iron pin set; thence South 17 Degrees 05  
43 Minutes 07 Seconds West 15.00 feet to an iron pin set;  
44 thence South 72 Degrees 54 Minutes 53 Seconds East  
45 150.00 feet to a right-of-way monument found  
46 (disturbed); thence North 17 Degrees 22 minutes 07  
47 Seconds East 25.00 feet to a right-of-way monument on  
48 the South right-of-way of Mississippi Highway 19; thence  
49 South 73 Degrees 03 Minutes 29 Seconds East 315.62 feet  
50 along said Southern right-of-way passing a right-of-way  
51 monument found at 284.85 feet to an iron pin set; thence  
52 along a curve to the right on the South right-of-way of  
53 Mississippi Highway 19 472.42 feet, said curve having a  
54 radius of 323.03 feet and a chord bearing and distance  
55 of South 31 Degrees 09 Minutes 42 Seconds East 431.43  
56 feet to a right-of-way monument on the Western  
57 right-of-way of said Highway 19 and Highway 11; thence  
58 along said Highway 11 right-of-way South 10 Degrees 44  
59 Minutes 05 Seconds West 117.47 feet to an iron pin set  
60 on the Northern right-of-way of Valley Street; thence  
61 with said Northern right-of-way of Valley Street South  
62 89 Degrees 40 Minutes 30 Seconds West 889.65 feet, more  
63 or less, to the Point of Beginning and being a part of  
64 the SE 1/4 of the NE 1/4 of Section 14, Township 6  
65 North, Range 15 East, Meridian, Lauderdale County,  
66 Mississippi and containing 11.36 acres, more or less,

67       LESS AND EXCEPT THEREFROM the 3.9 acres, more or less,  
68       in the SW portion of the above described property  
69       presently being occupied by the Lauderdale County Health  
70       and Human Services Complex and the 1.44 acres, more or  
71       less, in the NW portion of the above described property  
72       presently being occupied by the Mississippi Highway  
73       Patrol.

74       (2) The real property described in subsection (1) of this  
75 section shall be sold for not less than the current fair market  
76 value as determined by the averaging of at least two (2)  
77 appraisals by qualified appraisers who shall be selected by the  
78 Department of Finance and Administration and shall be certified  
79 and licensed by the Mississippi Real Estate Appraiser Licensing  
80 and Certification Board. However, if no bid is received which is  
81 equal to the current market value, the property may be sold at  
82 auction to the highest bidder.

83       (3) Any funds received by the State of Mississippi for the  
84 sale and conveyance of the real property described in subsection  
85 (1) of this section shall be deposited into the East Mississippi  
86 State Hospital Fund, Department of Mental Health.

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

89       SECTION 2. (1) The Mississippi Department of Transportation  
90 may transfer and convey to the City of Brookhaven, Mississippi,  
91 all of the right, title and interest in certain real property  
92 located within the County of Lincoln, described more specifically  
93 as follows:

94       2.63 acres, more or less, situated in Lot 7 of the Price  
95 Estate, City of Brookhaven, said lands are situated in  
96 the SW 1/4 of the SE 1/4 of Section 12, Township 7  
97 North, Range 7 East, Lincoln County, Mississippi, and  
98 described in particular as follows: Commencing at a  
99 Nail in the center of Hartman Street marking the NE

100 Corner of the SW 1/4 of the SE 1/4 of Section 12 run N  
101 89°16'00"W 30.00 ft. to a Fence Corner on the West side  
102 of said Hartman Street and the Point of Beginning.  
103 Thence S 00°16'45"E 125.22 ft. along said Street to a  
104 1/2 Inch Iron Pin on the North Right-of-Way of the  
105 Mississippi Central Railroad, thence away from said  
106 Street and along said Right-of-Way S 77°53'15"W 618.94  
107 ft. to a concrete Right-of-Way Marker, thence away from  
108 said Railroad Right-of-Way N 00°41'00"W 251.91 ft. to a  
109 concrete Right-of-Way Marker, thence N 89°41'45"E 607.56  
110 ft. to the Point of Beginning.

111 (2) The conveyance authorized in this section may be subject  
112 to additional terms and conditions accepted and agreed upon by the  
113 Mississippi Department of Transportation and the City of  
114 Brookhaven, Mississippi.

115 **SECTION 3.** (1) The Mississippi Department of Transportation  
116 may transfer and convey to the City of Woodville, Mississippi, all  
117 of the right, title and interest in certain real property located  
118 within the County of Wilkinson, described more specifically as  
119 follows:

120 From the Southwest Corner of Section 27, Township 2  
121 North, Range 2 West, run thence North 0° 58' 15" East, a  
122 distance of 390.0 feet; thence South 89° 01' 45" East, a  
123 distance of 1100.0 feet; thence South 77° 01' 45" East,  
124 a distance of 359.0 feet to the centerline of U.S.  
125 Highway No. 61 and 65 at Station 436 + 74.27 (F-62-(2));  
126 thence Northerly along the centerline of said highway, a  
127 distance of 1916.07 feet to Station 455 + 90.34 on the  
128 centerline of said highways (F-41-(4)); thence North 13°  
129 29' 45" West, a distance of 501.7 feet; thence South 70°  
130 05' 45" East, a distance of 670.3 feet to the point of  
131 beginning of the parcel of land herein conveyed; thence  
132 North 3° 55' East along a line that is parallel with and

133 50 feet from the West boundary of that certain parcel of  
134 land conveyed to the Town of Woodville, Mississippi, by  
135 G.E. Miller and wife, Mary R. Miller, by deed recorded  
136 in Wilkinson County Deed Record Book 4-L, page 45, a  
137 distance of 323.0 feet; thence East, a distance of 150.1  
138 feet; thence South 3° 55' West, a distance of 345.9 feet  
139 to a point on the Northerly boundary of Sweeny Town  
140 Lane; thence North 86° 40' West, a distance of 76.6  
141 feet; thence North 75° 41' West, a distance of 74.6 feet  
142 to the point of beginning, containing 1.16 acres, more  
143 or less, and being situated in the East 1/2 of the West  
144 1/2 of Section 27, Township 2 North, Range 2 West, Town  
145 of Woodville, Wilkinson County, Mississippi.

146 (2) The conveyance authorized in this section may be subject  
147 to additional terms and conditions accepted and agreed upon by the  
148 Mississippi Department of Transportation and the City of  
149 Woodville, Mississippi.

150 **SECTION 4.** (1) The Mississippi Department of Transportation  
151 may transfer and convey to the County of Lawrence, Mississippi,  
152 all of the right, title and interest in certain real property  
153 located within the County of Lawrence, described more specifically  
154 as follows:

155 2.89 Acres, more or less, situated in the East 1/2 of  
156 the NE 1/4 of Section 32, Township 7 North, Range 11  
157 East, Lawrence County, Mississippi, and described in  
158 particular as follows: Commencing at a Cotton Picker  
159 Spindle marking the NE Corner of said Section 32 run  
160 WEST 14.43 ft., run SOUTH 589.41 ft. to a 1/2 Inch Iron  
161 Pin on the East R/W of old Highway 27 50 ft. rt. of  
162 Station 1745+80 and the Point of Beginning. Thence S  
163 00°25'00"E 1375.55 ft. to a R/W Marker, thence S  
164 56°53'30"W 250.03 ft. to a R/W Marker, thence N  
165 10°47'30"E 184.12 ft. to a 1/2 Inch Iron Pin, thence N

166 79°10'15"W 10.00 ft. to a 1/2 Inch Iron Pin, thence  
167 along a R/W Curve to the left with a Delta Angle of  
168 6°40'43", a Radius of 11509.16 ft., a Length of 1341.55  
169 ft., and a Chord of N 07°29'20"E 1340.79 ft. to the  
170 Point of Beginning.

171 (2) The conveyance authorized in this section may be subject  
172 to additional terms and conditions accepted and agreed upon by the  
173 Mississippi Department of Transportation and the Board of  
174 Supervisors of Lawrence County, Mississippi.

175 **SECTION 5.** Section 37-33-157, Mississippi Code of 1972, is  
176 amended as follows:

177 37-33-157. The Department of Rehabilitation Services shall  
178 provide the rehabilitation services authorized by law and by the  
179 rules, regulations and policies of the board to every individual  
180 determined to be eligible therefor, and in carrying out the  
181 purposes of this chapter the department is authorized, when  
182 consistent with the rules, regulations and policies of the State  
183 Board of Rehabilitation Services:

184 (a) To expend funds received either by appropriation or  
185 directly from federal or private sources;

186 (b) To cooperate with other departments, agencies and  
187 institutions, both public and private, in providing the services  
188 authorized by this chapter to disabled individuals, in studying  
189 the problems involved therein, and in establishing, developing and  
190 providing in conformity with the purposes of this chapter, such  
191 programs, facilities and services as may be necessary or  
192 desirable;

193 (c) To enter into reciprocal agreements with other  
194 states to provide for the services authorized by this chapter to  
195 residents of the states concerned;

196 (d) To conduct research and compile statistics relating  
197 to the provision of services to or the need of services by  
198 disabled individuals;

199           (e) To enter into contractual arrangements with the  
200 federal government and with other authorized public agencies or  
201 persons for performance of services related to rehabilitation;

202           (f) To contract with schools, hospitals and other  
203 agencies, and with doctors, optometrists, nurses, technicians and  
204 other persons, for training, physical restoration, transportation  
205 and other rehabilitation services;

206           (g) To take such action as may be necessary to enable  
207 the department to apply for, accept and receive for the state and  
208 its residents the full benefits available under the federal  
209 Vocational Rehabilitation Act, and any amendments thereto, and  
210 under any other federal legislation or program having as its  
211 purpose the providing of, improvement or extension of, vocational  
212 rehabilitation services;

213           (h) To establish an Office on the Deaf and Hard of  
214 Hearing to provide services and activities authorized under  
215 Section 37-33-171;

216           (i) To own real property, and to construct, renovate or  
217 repair any buildings on such property.

218           **SECTION 6.** This act shall take effect and be in force from  
219 and after July 1, 2005, and shall stand repealed on June 30, 2005.