

By: Senator(s) Posey

To: Public Property

SENATE BILL NO. 2898

1 AN ACT TO AUTHORIZE THE DEPARTMENT OF WILDLIFE, FISHERIES AND
 2 PARKS TO TRANSFER AND CONVEY TO THE DEPARTMENT OF MARINE RESOURCES
 3 CERTAIN STATE-OWNED REAL PROPERTY KNOWN AS THE "LYMAN FISH
 4 HATCHERY" AND LOCATED IN HARRISON COUNTY, MISSISSIPPI; TO
 5 AUTHORIZE THE DEPARTMENT OF WILDLIFE, FISHERIES AND PARKS TO SELL
 6 AND CONVEY CERTAIN STATE-OWNED REAL PROPERTY LOCATED NEAR U.S.
 7 HIGHWAY 49 IN HARRISON COUNTY, MISSISSIPPI, AND TO DEPOSIT THE
 8 PROCEEDS FROM SUCH SALE INTO A NEWLY CREATED FUND KNOWN AS THE
 9 "FISH HATCHERY SPECIAL FUND"; AND FOR RELATED PURPOSES.

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

11 **SECTION 1.** The Department of Wildlife, Fisheries and Parks
 12 is hereby authorized to transfer and convey to the Department of
 13 Marine Resources certain state-owned real property, known as the
 14 "Lyman Fish Hatchery", located in Harrison County, Mississippi,
 15 and more specifically described as follows:

16 **PARCEL ONE**

17 COMMENCING at the intersection of the south line of
 18 Section 17, Township 6 South, Range 11 West, Harrison
 19 County, Mississippi, and the west margin of Mississippi
 20 State Highway 49, thence north along said west margin of
 21 Highway 49 660.0 feet, thence S 89°28'44" W 660.10 feet,
 22 thence continue S 89°28'44" W 727.53 feet to the east
 23 margin of Illinois Central Railroad, thence N 14°28'41"
 24 W 3408.91 feet, thence East 466.64 feet to the south
 25 bank of the Little Biloxi River, thence along said south
 26 bank S 36°38'46" E 121.89 feet, thence S 52°30'56" E
 27 152.19 feet, thence N 62°21'34" E 254.71 feet, thence S
 28 81°18'36" E 125.83 feet, thence S 25°46'36" E 98.27
 29 feet, thence S 30°09'58" E 102.08 feet, thence South
 30 1052.00 feet, thence N 88°58'39" E 1094.32 feet to the

31 west margin of Mississippi State Highway 49, thence S
32 01°11'43" E along said west margin 668.00 feet, thence S
33 89°28'44" W 660.10 feet, thence S 01°11'43" E 1320.00
34 feet to the POINT OF BEGINNING. Said parcel contains
35 80.34 acres more or less.

36 **SECTION 2.** (1) The Department of Wildlife, Fisheries and
37 Parks, acting through the Department of Finance and
38 Administration, is authorized to sell and convey certain
39 state-owned real property located near U.S. Highway 49 in Harrison
40 County, Mississippi, such land more specifically described as
41 follows:

42 **PARCEL TWO**

43 TOWNSHIP SIX (6) SOUTH, RANGE ELEVEN (11) WEST, ST.
44 STEPHENS MERIDIAN: In Section 17, part of the W 1/2 and
45 in Section 20, part of the NE 1/4 of the NW 1/4 and all
46 of the E 1/2 of the NW 1/4 of the NW 1/4, all more
47 particularly described as follows:
48 BEGINNING at Corner 1, the south sixteenth corner
49 between sections 18 and 17, in the center line of old
50 U.S. Highway No. 49, a point; thence along the center
51 line of said highway with six (6) courses, N 0°11' E,
52 223.74 feet, N 2°27' E, 660.00 feet, N. 7° 52' E, 324.06
53 feet, N 3°54' E, 477.18 feet, N 15°02' E, 785.40 feet, N
54 14°39' E, 1461.90 feet, to Corner 2, the intersection of
55 the center line of said highway with the center line of
56 Little Biloxi River, a point; thence with two courses of
57 said river, S 25°48' E, 958.32 feet, S 69°15' E, 231.0
58 feet to Corner 3, a point; thence S 0°25' E, with part
59 of the east boundary of the NW 1/4 of the NW 1/4 246.18
60 feet to Corner 4, the northwest sixteenth corner of said
61 Section 17, a 1-1/4" x 42" I.P.; thence S 89°55' E,
62 61.84 feet to Corner 5, the intersection of the south
63 boundary of the NE 1/4 of the NW 1/4 of said Section 17

64 with the west right of way boundary of the Illinois Central
65 Railroad, a 1-1/4" x 42" I.P.; thence with five (5)
66 lines along said west right of way boundary, S 14° 27'
67 E, 3784.44 feet to Corner 6, a point; S 13° 28' E,
68 260.04 feet to Corner 7, a point; S 9°33' E, 158.40 feet
69 to Corner 8, a point; S 5°50' E, 578.82 feet to Corner
70 9, a concrete post marked "1 COR 4 TR 4 1951"; S 5° 31'
71 E, 687.82 feet to Corner 10, a concrete post marked
72 "BOUNDARY MON NO. - 1934"; thence S 89°45' W, 1921.26
73 feet to Corner 11, a concrete post marked "FISHERIES
74 BOUNDARY MON NO. - 1934"; thence N 1° 57' E, 691.02 feet
75 to Corner 12, a concrete post marked "2 COR 3TR 4 1951";
76 thence N 1° 57' E, 690.36 feet to Corner 13, 1 1-1/2" x
77 42" I.P.; thence N 2°06' E, 1304.72 feet to corner 14, a
78 concrete post marked "BOUNDARY MON NO. - 1934"; thence S
79 88°51' W, 702.24 feet to the place of beginning,
80 containing 214.66 acres, more or less.

81 (2) The proceeds from the sale of the land described in
82 subsection (1) shall be deposited into a special fund hereby
83 created and known as the "Fish Hatchery Special Fund" to be used
84 by the Department of Wildlife, Fisheries and Parks for the North
85 Mississippi Fish Hatchery and other fisheries related projects.

86 (3) The land described in subsection (1) shall not be sold
87 for less than the fair market value as determined by two (2)
88 professional appraisers selected by the Department of Finance and
89 Administration, who are certified general appraisers of the State
90 of Mississippi.

91 (3) The State of Mississippi shall retain the oil, gas and
92 mineral rights to the land described in subsection (1).

93 **SECTION 3.** This act shall take effect and be in force from
94 and after its passage.