

By: Representatives Eure, Gibbs (72nd),
Holloway

To: Public Property

HOUSE BILL NO. 1206

1 AN ACT TO AUTHORIZE THE SECRETARY OF STATE TO DONATE CERTAIN
2 SUBMERGED LANDS LOCATED IN JACKSON COUNTY, MISSISSIPPI, TO THE
3 NATIONAL PARK SERVICE; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** (1) The Secretary of State is hereby authorized
6 to transfer and reconvey by means of donation to the National Park
7 Service certain submerged lands located in Davis Bayou situated in
8 Section 33, Township 7 South, Range 8 West, Mississippi Sound,
9 Jackson County, State of Mississippi, and being more particularly
10 described as follows:

11 BEGINNING at a point of intersection of the mean high
12 water line of Davis Bayou along lands owned by the
13 United States of America, (National Park Service Tract
14 Number 03-120) with a line ten feet southerly of and
15 parallel with the outer southerly edge of an existing
16 boat dock on Davis Bayou, lying just South of an
17 existing concrete boat ramp:



18 Thence across submerged lands, S 45° 00' 00" W, along a
19 line ten feet distant from and parallel with said outer
20 southerly edge of the main portion of said boat dock,
21 for a distance of 188.55 feet more or less to a point
22 bearing N 45° 00' 00" E, a distance of 77.41 feet more
23 or less from the intersection with the extension of a
24 line ten foot distant from and parallel with the
25 westerly edge of an existing boat dock;

26 Thence due West, for a distance of 86.34 feet more or
27 less to the intersection with said extension of a line
28 ten feet distant from and parallel with the outer
29 westerly edge of an existing boat dock;

30 Thence N 30° 00' 00" W, along said parallel line, for a
31 distance of 146.22 feet more or less, to the
32 intersection of said parallel line with a line ten feet
33 distant from and parallel with the outer southerly line
34 of an existing boat dock;

35 Thence due West, along said parallel line, for a
36 distance of 28.84 feet more or less, to the intersection
37 of said parallel line with a line ten feet distant from
38 and parallel with the outer westerly line of an existing
39 boat dock;

40 Thence N 30° 00' 00" W, along said parallel line, for a
41 distance of 89.08 feet more or less, to the intersection
42 of said parallel line with a line ten feet distant from



43 and parallel with the outer northerly line of an
44 existing boat dock;
45 Thence N 30° 00' 00" E, along said parallel line, for a
46 distance of 137.93 feet more or less, to the
47 intersection of said parallel line with the mean high
48 water line of Davis Bayou along lands owned by the
49 United States of America, (National Park Service Tract
50 Number 03-12 1);
51 Thence, along said mean high water line of Davis Bayou
52 in a southeasterly direction approximately 328 feet
53 returning to the Point of Beginning.
54 Any deviations from the main or overall trend or bearing
55 of the edge of a dock; such as a bump-out or widening of
56 a portion of the dock and the change of direction at the
57 very end of a dock are not to be considered when
58 establishing these ten foot parallel lines. The intent
59 of keeping ten feet distant from the outer edge of the
60 existing boat dock(s) was to compensate for any such
61 deviations.
62 Containing 1.40 acres, more or less.
63 Being a part of the lands owned by the State of
64 Mississippi as provided by the Submerged Lands
65 Act, 43 U.S.C., Section 1311- Rights of States, and case
66 findings of the Phillips Petroleum v.
67 Mississippi, 484 U.S. 469 (1988).



68 (2) The State of Mississippi shall retain all mineral rights
69 to the real property sold or leased under this section.

70 (3) The Secretary of State is further authorized to execute,
71 with the approval of the Governor, any agreements, deed and other
72 documents necessary to complete the property donation authorized
73 under subsection (1) of this section. The Secretary of State may
74 correct any discrepancies in the legal description of the property
75 provided in this section.

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

