

**Adopted
AMENDMENT NO 1 TO COMMITTEE AMENDMENT NO 1 PROPOSED
TO**

House Bill No. 1123

BY: Senator(s) Jackson

1 **AMEND** after line 50 by inserting the following language and
2 **renumbering subsequent sections accordingly:**

3 **SECTION 2.** (1) The State Transportation Commission, acting
4 on behalf of the Mississippi Department of Transportation is
5 authorized to sell, in exchange for fair market value, to the City
6 of Marks, Mississippi, its interest in certain real property and
7 any improvements thereon located in Marks, Mississippi, known as
8 the "Marks Community Park," and being more particularly described
9 as follows:

10 The Southwest Quadrant of the intersection of State Highways
11 Numbers 3 and 6, in the City of Marks, Mississippi, Quitman
12 County.



13 (2) (a) Of the property described in subsection (1) of this
14 section, it is hereby understood and agreed by the City of Marks,
15 Mississippi, as the grantee herein named, that all existing
16 utilities located on, under or above the property herein
17 described, shall remain at the discretion of the utility owners,
18 and that the grantee, its assigns or successors in the title will
19 not require the relocation of these utilities except by agreement
20 with the utility owner.

21 (b) This conveyance is subject to the provisions that
22 no junkyards, as defined in 23 USCS Section 136, shall be
23 hereafter established or maintained on the above-described lands,
24 and no signs, billboards, outdoor advertising structures or
25 advertisement of any kind, as provided for in 23 USCS Section 131,
26 shall be hereafter erected, displayed, placed or maintained upon
27 or within the above-described land, except that signs may be
28 erected and maintained to advertise the sale, hire or lease of the
29 property, or principal activities conducted on the land upon which
30 the signs are located.

31 (3) The State of Mississippi shall retain all mineral rights
32 to the real property transferred under this section.



33 (4) The Mississippi Department of Transportation is
34 authorized to correct any discrepancies in the legal description
35 of the property provided in this section.

36 (5) Any expenses incurred in conducting a survey of the
37 property shall be paid for by the City of Marks, Mississippi.

38 **FURTHER, AMEND the title to conform.**

