

By: Representatives Perkins, Whittington,
Howell

To: Penitentiary

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1415

1 AN ACT TO AUTHORIZE THE DELTA CORRECTIONAL FACILITY AUTHORITY
2 IN LEFLORE COUNTY, MISSISSIPPI, THE BOARD OF SUPERVISORS OF
3 LEFLORE COUNTY, MISSISSIPPI, AND THE MISSISSIPPI DEPARTMENT OF
4 CORRECTIONS TO EXCHANGE CERTAIN REAL PROPERTY LOCATED IN LEFLORE
5 COUNTY, MISSISSIPPI; AND FOR RELATED PURPOSES.

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

7 **SECTION 1.** (1) In consideration for the conveyance of
8 property authorized in Section 2 of this act, the Delta
9 Correctional Facility Authority, acting through its Board of
10 Commissioners, is authorized to transfer and convey to the Board
11 of Supervisors of Leflore County, Mississippi, all right, title
12 and interest in and to certain real property and any improvements
13 thereon located in Leflore County, Mississippi, subject to any
14 encumbrances, liens, covenants, conditions or restrictions of
15 record pertaining thereto, such parcel of property consisting of
16 approximately three and sixty-four one-hundredths (3.64) acres
17 located in Section 29, Township 19 North, Range 1 East, Leflore
18 County, Mississippi, and described more particularly as follows:

19 Begin at an iron pipe marking the northeast corner of
20 said Section 29 and proceed WEST 1249.61 feet to a
21 point, thence SOUTH 2532.23 feet to an iron pipe marking
22 the Point of Beginning of the tract herein described,
23 from said Point of Beginning proceed S 47°50'05"E 129.00
24 feet to an iron pipe, thence N 42°09'55"E 194.00 feet to
25 an iron pipe, thence S 69°20'16"E 47.34 feet to an iron
26 pipe, thence S 2°10'17"E 120.47 feet to an iron pipe,
27 thence S 42°24'11"West 83.85 feet to an iron pipe,
28 thence S 47°50'05"E 131.06 feet to an iron pipe, thence



29 S 42°09'55"W 227.14 feet to an iron pipe, thence N
30 47°50'05"W 30.50 feet to an iron pipe, thence S
31 42°09'55"W 50.00 feet to an iron pipe, thence N
32 47°39'12"W 196.42 feet to an iron pipe, thence S
33 42°09'55"W 24.30 feet to a point on the north wall of a
34 block building, thence S 87°17'40"W along said wall
35 72.28 feet to a point, thence N 48°22'33"W 173.71 feet
36 to an iron pipe, thence n 77°08'09"W 65.24 feet to an
37 iron pipe, thence N 3°31'02"W 88.86 feet to an iron
38 pipe, thence N 40°39'38"E 29.93 feet to a point, thence
39 N 86°53'34"E 264.00 feet to a point on the west wall of
40 a block building, thence N 41°35'12"E 64.48 feet to the
41 Point of Beginning. Bearings in this description are by
42 Global Positioning NAD 83-93 coordinates.

43 (2) The Mississippi Department of Corrections is authorized
44 to release the property described in subsection (1) of this
45 section from:

46 (i) The lease agreement entered into between the
47 Delta Correctional Facility Authority and the Mississippi
48 Department of Corrections on June 1, 1995; and

49 (ii) Any additional documents executed in
50 connection with the lease of said property under the Lease
51 Agreement as provided for in connection with the financing of the
52 Delta Correctional Facility.

53 (3) The conveyance authorized in this section may be subject
54 to additional terms and conditions agreed upon by the Delta
55 Correctional Facility Authority and the Mississippi Department of
56 Corrections.

57 **SECTION 2.** (1) In consideration for the conveyance of
58 property authorized in Section 1 of this act, the Board of
59 Supervisors of Leflore County, Mississippi, is authorized to
60 transfer and convey to the Mississippi Department of Corrections,
61 all right, title and interest in certain real property and any



62 improvements thereon located in Leflore County, Mississippi, and
63 described more particularly as follows:

64 Beginning at the intersection of Section line between
65 Sections 11 and 12, Township 19, Range 1 East, with the
66 Southern Boundary line of the right of way of the C. & G.
67 Railroad Company, in Mississippi, and run thence North
68 89 degrees and 32 minutes East with said C. & G.
69 Boundary line, a distance of 1046.2 feet to an iron
70 stake at the Northeast corner of the Ada Baskin lot;
71 thence run due South 276 feet to a point of beginning;
72 and the Southwest corner of lot now owned by me; thence
73 run East ten chains to a stake; thence run North
74 twenty-nine chains to a stake; thence run South 89
75 degrees and 35 minutes West ten chains and ten lengths
76 to a point in Pelicia Creek; thence run South 27 chains
77 to a point of beginning; but the right of way of the C.
78 & G. Railroad Company 100 feet in width, and extending
79 across the above lands is hereby expressly reserved and
80 not included. The total acreage of the within tract,
81 exclusive of the right of way of the C. & G. Railroad
82 Company is 26.48 acres of land, lying and being in the
83 Southwest quarter of Section 12, Township 19, Range 1
84 East, in Leflore County, Mississippi, and is the same
85 tract of land purchased by me from Robert P. Parish and
86 Mrs. Ethel D. Parish, as shown by their warranted deed
87 to me, and recorded in Book 45, Page 556, of the record
88 of Land Deeds of Leflore County, Mississippi, reference
89 to which is hereby made, and which is the same tract of
90 land which is now occupied by the above as a homestead;
91 said lands described as aforesaid, being those lands
92 adjoining a certain tract of land now belonging to
93 Leflore County, and used as a poor house for said
94 county.



95 (2) The conveyance authorized in this section may be subject
96 to additional terms and conditions agreed upon by the Board of
97 Supervisors of Leflore County, Mississippi, and the Mississippi
98 Department of Corrections.

99 **SECTION 3.** In lieu of a transfer and conveyance of the real
100 property and improvements set forth in Section 1 of this act, the
101 Delta Correctional Facility Authority, the Mississippi Department
102 of Corrections and Leflore County, Mississippi, are authorized to
103 enter into and/or approve any sublease of that certain real
104 property and any improvements thereon to Leflore County,
105 Mississippi, in consideration of the conveyance authorized in
106 Section 2 of this act, or upon such terms and conditions as may be
107 agreed upon by the Department of Corrections, Leflore County,
108 Mississippi, and the Delta Correctional Facility Authority. Any
109 sublease authorized under this section may include a purchase
110 option for nominal consideration for Leflore County, Mississippi
111 (or other consideration agreed to by Leflore County, Mississippi),
112 which may be exercised under terms and conditions agreed upon by
113 the parties to the sublease.

114 **SECTION 4.** This act shall take effect and be in force from
115 and after its passage.

