

By: Senator(s) Williamson, Hyde-Smith

To: Public Property

SENATE BILL NO. 2803  
(As Sent to Governor)

1 AN ACT TO AMEND SECTIONS 3 AND 5 OF CHAPTER 512, LAWS OF  
2 2005, TO CLARIFY THAT THE DEPARTMENT OF TRANSPORTATION SHALL  
3 DONATE AND CONVEY CERTAIN STATE-OWNED PROPERTY TO THE CITY OF  
4 BROOKHAVEN AND THE COUNTY OF LAWRENCE; TO AUTHORIZE THE DEPARTMENT  
5 OF FINANCE AND ADMINISTRATION TO LEASE TO A PRIVATE OWNER, FOR  
6 PURPOSES OF AN EASEMENT, A CERTAIN PORTION OF REAL PROPERTY  
7 LOCATED ADJACENT TO THE STATE VETERANS HOME IN COLLINS,  
8 MISSISSIPPI; TO AUTHORIZE THE MISSISSIPPI DEPARTMENT OF  
9 TRANSPORTATION TO PURCHASE CERTAIN REAL PROPERTY LOCATED IN  
10 JEFFERSON DAVIS COUNTY, MISSISSIPPI, LINKING THE LONG LEAF TRACE  
11 TO THE JEFFERSON DAVIS COUNTY LAKE; TO REQUIRE THE MISSISSIPPI  
12 DEPARTMENT OF TRANSPORTATION TO DONATE AND CONVEY TO THE CITY OF  
13 NATCHEZ CERTAIN REAL PROPERTY LOCATED IN ADAMS COUNTY,  
14 MISSISSIPPI; TO AUTHORIZE THE DEPARTMENT OF FINANCE AND  
15 ADMINISTRATION TO DONATE AND CONVEY TO THE CITY OF JACKSON,  
16 MISSISSIPPI, A PERMANENT UTILITY EASEMENT AND TEMPORARY  
17 CONSTRUCTION EASEMENT FOR INSTALLATION OF A WATER LINE; TO CREATE  
18 A NEW SECTION TO ALLOW MUNICIPALITIES TO DELEGATE AUTHORITY FOR  
19 ENFORCEMENT OF PARKING REGULATIONS; AND FOR RELATED PURPOSES.

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

21 **SECTION 1.** Section 3 of Chapter 512, Laws of 2005, is  
22 amended as follows:

23 Section 3. (1) The Mississippi Department of Transportation  
24 shall donate and convey to the City of Brookhaven, Mississippi,  
25 all of the right, title and interest in certain real property  
26 located within the County of Lincoln, described more specifically  
27 as follows:

28 2.63 acres, more or less, situated in Lot 7 of the Price  
29 Estate, City of Brookhaven, said lands are situated in  
30 the SW 1/4 of the SE 1/4 of Section 12, Township 7  
31 North, Range 7 East, Lincoln County, Mississippi, and  
32 described in particular as follows: Commencing at a  
33 Nail in the center of Hartman Street marking the NE  
34 Corner of the SW 1/4 of the SE 1/4 of Section 12 run N  
35 89°16'00"W 30.00 ft. to a Fence Corner on the West side

36 of said Hartman Street and the Point of Beginning.  
37 Thence S 00°16'45"E 125.22 ft. along said Street to a  
38 1/2 Inch Iron Pin on the North Right-of-Way of the  
39 Mississippi Central Railroad, thence away from said  
40 Street and along said Right-of-Way S 77°53'15"W 618.94  
41 ft. to a concrete Right-of-Way Marker, thence away from  
42 said Railroad Right-of-Way N 00°41'00"W 251.91 ft. to a  
43 concrete Right-of-Way Marker, thence N 89°41'45"E 607.56  
44 ft. to the Point of Beginning.

45 (2) The State of Mississippi shall retain all mineral rights  
46 to the property described in subsection (1).

47 (3) If the City of Brookhaven fails to use within a period  
48 of ten (10) years from the date of conveyance the property  
49 described in subsection (1), then such property shall revert to  
50 the State of Mississippi.

51 **SECTION 2.** Section 5 of Chapter 512, Laws of 2005, is  
52 amended as follows:

53 Section 5. (1) The Mississippi Department of Transportation  
54 shall donate and convey to the County of Lawrence, Mississippi,  
55 all of the right, title and interest in certain real property  
56 located within the County of Lawrence, described more specifically  
57 as follows:

58 2.89 Acres, more or less, situated in the East 1/2 of  
59 the NE 1/4 of Section 32, Township 7 North, Range 11  
60 East, Lawrence County, Mississippi, and described in  
61 particular as follows: Commencing at a Cotton Picker  
62 Spindle marking the NE Corner of said Section 32 run  
63 WEST 14.43 ft., run SOUTH 589.41 ft. to a 1/2 Inch Iron  
64 Pin on the East R/W of old Highway 27 50 ft. rt. of  
65 Station 1745+80 and the point of beginning. Thence S  
66 00°25'00"E 1375.55 ft. to a R/W Marker, thence S  
67 56°53'30"W 250.03 ft. to a R/W Marker, thence N  
68 10°47'30"E 184.12 ft. to a 1/2 Inch Iron Pin, thence N

69 79°10'15"W 10.00 ft. to a 1/2 Inch Iron Pin, thence  
70 along a R/W Curve to the left with a Delta Angle of  
71 6°40'43", a Radius of 11509.16 ft., a Length of 1341.55  
72 ft., and a Chord of N 07°29'20"E 1340.79 ft. to the  
73 Point of Beginning.

74 (2) The State of Mississippi shall retain all mineral rights  
75 to the property described in subsection (1).

76 (3) If the County of Lawrence fails to use within a period  
77 of ten (10) years from the date of conveyance the property  
78 described in subsection (1), then such property shall revert to  
79 the State of Mississippi.

80 **SECTION 3.** The Department of Finance and Administration, may  
81 lease to a private owner for purposes of an easement to allow  
82 ingress and egress from his property, a certain portion of real  
83 property located adjacent to the State Veterans Home in Collins,  
84 Mississippi, such property described more particularly as follows:

85 Commence at the Southeast corner of the Southwest 1/4 of  
86 the Northeast 1/4 of Section 25, Township 8 North, Range  
87 18 West, Covington County, Mississippi; thence run North  
88 a distance of 730.57 feet to the point of beginning of  
89 the easement to be described. Said point being on the  
90 West right-of-way line of Grandview Drive; from said  
91 point of beginning. Leaving said right-of-way line, run  
92 South 80 degrees 00 minutes 00 seconds West for a  
93 distance of 76.73 feet; thence run North a distance of  
94 40.62 feet; thence run North to the 80 degrees 00  
95 minutes 00 seconds East for a distance of 47.05 feet to  
96 the West right-of-way line of Grandview Drive; thence  
97 run Southeasterly along said right-of-way line along a  
98 curve that arcs to the left; said curve having a radius  
99 of 5,909.90 feet, a chord length of 45.96 feet, and a  
100 chord bearing South 39 degrees 30 minutes 05 seconds  
101 East, back to the point of beginning, containing 0.0568

102 acres; and being a part of the Southwest 1/4 of the  
103 Northeast 1/4 of Section 25, Township 8 North, Range 18  
104 West, Covington County, Mississippi.

105 **SECTION 4.** (1) The Mississippi Department of Transportation  
106 may purchase certain real property located in Jefferson Davis  
107 County, Mississippi, linking the Longleaf Trace to the Jefferson  
108 Davis County Lake, such real property more particularly described  
109 as follows:

110 **CRAWLEY PARCEL**

111 Commence at the SE corner of the NE 1/4 of the SW 1/4  
112 of Section 17, Township 7 North, Range 18 West,  
113 Jefferson Davis County, Mississippi, said point also  
114 being the Point of Beginning for a 33' wide parcel of  
115 land for a recreational trail; thence run West a  
116 distance of 865' to the west boundary line of a one  
117 acre parcel described in Deed Book 130, Page 214 and  
118 also being the east boundary of a parcel of land owned  
119 by the Mississippi State Game and Fish Commission;  
120 thence run along said boundary line North a distance  
121 of 33'; thence leaving said boundary line run East a  
122 distance of 832' to a point 33' west of the east line  
123 of the NE 1/4 of the SW 1/4 of Section 17; thence run  
124 parallel to said line North a distance of 2,607' to the  
125 south boundary line of a two acre parcel described in  
126 Deed Book 136, Page 344; thence run East a distance of  
127 33' to the east line of the SE 1/4 of the NW 1/4 of  
128 Section 17; thence run along said line South a  
129 distance of 2,640' back to the Point of Beginning.  
130 Said parcel contains ± 2.63 acres and is located in  
131 the SE 1/4 of the NW 1/4 and the NE 1/4 of the SW 1/4  
132 of Section 17, Township 7 North, Range 18 West,  
133 Jefferson Davis County, Mississippi.

134 **JACKSON PARCEL**

135 Commence at the SE corner of the NE 1/4 of the  
136 SW 1/4 of Section 17, Township 7 North, Range 18  
137 West, Jefferson Davis County, Mississippi; thence  
138 run North along the west line of the SE 1/4 and  
139 NE 1/4 of Section 17 a distance of 2,540' to the  
140 Point of Beginning for a 33' wide parcel of land for  
141 a recreational trail; thence run East a distance of  
142 33' thence run North parallel to the west line of the  
143 NE 1/4 of Section 17 a distance of 1,005' to the south  
144 boundary line of the Pearl and Leaf River Rail-to-Trails  
145 Recreational Trail described in Deed Book 165,  
146 Page 483; thence run in a West Northwesterly direction  
147 to the intersection of the West line of the NE 1/4 of  
148 Section 17 and the south right-of-way of above said  
149 recreational trail; thence run along said west line  
150 South a distance of 1,010' back to the Point of  
151 Beginning. Said parcel contains ± 0.76 acres and  
152 is located in the west half of the NE 1/4 of Section 17,  
153 Township 7 North, Range 18 West, Jefferson Davis  
154 County, Mississippi.

155 (2) The real property described in subsection (1) of this  
156 section shall not be purchased for more than the current fair  
157 market value as determined by the averaging of at least two (2)  
158 appraisals by qualified appraisers who shall be selected by the  
159 Mississippi Department of Transportation and shall be certified  
160 and licensed by the Mississippi Real Estate Appraiser Licensing  
161 and Certification Board.

162 **SECTION 5.** (1) The Mississippi Department of Transportation  
163 shall donate and convey to the City of Natchez, Mississippi, all  
164 of the right, title and interest in certain real property located  
165 within the County of Adams, described more specifically as  
166 follows:

167 Commencing at a 3/4" iron rod found on the Northerly

168 right-of-way line of Wood Avenue at the intersection  
169 of Wood Avenue and Shields Lane, said iron rod being  
170 the most Southerly corner of Parcel 15, Group B, Tax  
171 Map 46-104 as described by deed recorded in Deed Book  
172 11-B on page 224 in the records of the Office of the  
173 Chancery Clerk of Adams County, Mississippi, and being  
174 defined as N 745214.75, E 1971895.18 on the above  
175 referenced coordinate system, run thence North  
176 80°23'54" West along the said Northerly right-of-way  
177 line of Wood Avenue for a distance of 102.57 feet to  
178 a 5/8" iron rod set for the Point of Beginning, and  
179 which Point of Beginning is the most Southerly corner  
180 of within described tract, being 201.73 feet left of  
181 Station 100+27.91 measured along a perpendicular line  
182 from the Centerline of the above Referenced Project.  
183 Thence from the said Point of Beginning run North  
184 81°40'16" West along the said Northerly right-of-way  
185 line of Wood Avenue for a distance of 245.37 feet to  
186 a 5/8" iron rod set; thence run North 08°18'17" East  
187 for a distance of 200.94 feet to a 5/8" iron rod set  
188 on the Northerly line of the above referenced Parcel 15;  
189 thence run South 81°00'30" East along the Northerly  
190 line of said Parcel 15 for a distance of 342.80 feet  
191 to a 5/8" iron rod set; thence run South 10°14'38"  
192 West for a distance of 30.55 feet to a 5/8" iron rod  
193 set; thence run South 52°06'11" West for a distance  
194 of 137.04 feet to a 5/8" iron rod set; thence run South  
195 09°35'14" West for a distance of 67.48 feet to the Point  
196 of Beginning, and containing 1.31 acres.

197 (2) The State of Mississippi shall retain all mineral rights  
198 to the property described in subsection (1).

199 **SECTION 6.** (1) The Department of Finance and Administration  
200 may donate and convey to the City of Jackson, Mississippi, a

201 permanent utility easement and temporary construction easement for  
202 installation of a water line over and across a parcel of land  
203 located in the City of Jackson, more particularly described as  
204 follows:

205 **PERMANENT UTILITY EASEMENT**

206 Commencing at the common corner of the Mississippi  
207 Workers' Compensation Property with the City of  
208 Jackson Fire Station No. 18 property, and the North  
209 right-of-way line of Mississippi Highway 25, as  
210 shown on the plans for Federal Aid Project No.  
211 46-0056-001-044-101, as currently existing  
212 (March 17, 2006) and being 126 feet, more or less,  
213 east of the easternmost right-of-way line of  
214 Lakeland Lane, said point also being situated in  
215 the S½ of NE¼ Section 25, T6N, R1E, First Judicial  
216 District of Hinds County, City of Jackson and being  
217 the POINT OF BEGINNING for the parcel herein described;  
218 run thence North 01 degree 38 minutes 53 seconds East  
219 for a distance of 30.00 feet; run thence South 89  
220 degrees 04 minutes 40 seconds East for a distance of  
221 32.22 feet; run thence North 82 degrees 43 minutes 15  
222 seconds East for a distance of 36.93 feet; run thence  
223 North 87 degrees 58 minutes 08 seconds East for a  
224 distance of 310.43 feet; run thence North 79 degrees  
225 37 minutes 31 seconds East for a distance of 98.98 feet;  
226 run thence North 84 degrees 22 minutes 29 seconds East  
227 for a distance of 213.48 feet; run thence North 86  
228 degrees 33 minutes 07 seconds East for a distance of  
229 208.45 feet; run thence North 88 degrees 48 minutes 46  
230 seconds East for a distance of 281.36 feet; run thence  
231 along the arc of a curve to the right a distance of  
232 357.82 feet (chord bearing North 88 degrees 33 minutes

233 31 seconds East, chord distance 357.81 feet), said curve  
234 having a central angle of 01 degree 46 minutes 17 seconds  
235 and a radius of 11,574.20 feet; run thence North 89 degrees  
236 26 minutes 49 seconds East for a distance 45.91 feet; run  
237 thence along the arc of a curve to the right a distance of  
238 100.35 feet (chord bearing North 89 degrees 41 minutes 42  
239 seconds East, chord distance 100.34 feet), said curve  
240 having a central angle of 00 degrees 29 minutes 48  
241 seconds and a radius of 11,574.16 feet; run thence South  
242 86 degrees 58 minutes 04 seconds East for a distance of  
243 100.95 feet; run thence along the arc of a curve to the  
244 right a distance of 574.56 feet (chord bearing South  
245 88 degrees 08 minutes 04 seconds East, chord distance  
246 574.50 feet), said curve having a central angle of 02  
247 degrees 50 minutes 44 seconds and a radius of 11,569.16  
248 feet to a point on the Northern R.O.W. line of Lakeland  
249 Drive; run thence along the said R.O.W. line South 55  
250 degrees 10 minutes 02 seconds West for a distance of  
251 40.57 feet; run thence South 85 degrees 36 minutes 07  
252 seconds West for a distance of 38.65 feet; run thence  
253 along the arc of a curve to the left a distance of 503.52  
254 feet (chord bearing North 88 degrees 18 minutes 38 seconds  
255 West, chord distance 503.48 feet), said curve having a  
256 central angle of 02 degrees 30 minutes 01 second and a  
257 radius of 11,539.16 feet; run thence North 86 degrees 58  
258 minutes 04 seconds West for a distance of 100.82 feet;  
259 run thence along the arc of a curve to the left a distance  
260 of 99.28 feet (chord bearing South 89 degrees 41 minutes  
261 35 seconds East, chord distance 99.28 feet), said curve  
262 having a central angle of 00 degrees 29 minutes 34 seconds  
263 and a radius of 11,544.16 feet; run thence South 89 degrees  
264 26 minutes 49 seconds West for a distance of 45.91 feet;  
265 run thence along the arc of a curve to the left a distance



266 of 357.19 feet (chord bearing South 88 degrees 33 minutes  
267 29 seconds West, chord distance 357.18 feet), said curve  
268 having a central angle of 01 degree 46 minutes 22 seconds  
269 and a radius of 11,544.16 feet; run thence South 88 degrees  
270 48 minutes 46 seconds West for a distance of 281.07 feet;  
271 run thence South 86 degrees 33 minutes 07 seconds West for  
272 a distance of 207.29 feet; run thence South 84 degrees 22  
273 minutes 29 seconds West for a distance of 211.67 feet; run  
274 thence South 79 degrees 37 minutes 31 seconds West for a  
275 distance of 99.92 feet; run thence South 87 degrees 58  
276 minutes 08 seconds West for a distance of 311.24 feet;  
277 run thence South 82 degrees 43 minutes 15 seconds West  
278 for a distance of 37.71 feet; run thence North 89 degrees  
279 04 minutes 40 seconds West for a distance of 34.75 feet to  
280 the POINT OF BEGINNING for the parcel herein described,  
281 containing 70,176.58 sq. ft. or 1.611 acres, more or less.

282 **TEMPORARY CONSTRUCTION EASEMENT**

283 In addition, a Temporary Construction Easement twenty  
284 (20) feet in width adjacent to and adjoining the north  
285 side of the above described Permanent Utility Easement is  
286 hereby conveyed for use during construction of City of  
287 Jackson Project No. 90113903, 54" water transmission line.  
288 This Temporary Construction Easement contains 1.09 acres,  
289 (47,488.72 SF), more or less. The Temporary Construction  
290 Easement shall commence when the Notice to Proceed of the  
291 construction project is issued by the City of Jackson to the  
292 contractor and shall remain in force and effect for a period  
293 of two (2) years thereafter or through completion of the  
294 project, whichever date first occurs.

295 **SECTION 7.** A municipality, by ordinance duly spread upon its  
296 minutes, may delegate to an appropriate private enterprise with  
297 whom the municipality contracts all or part of the authority to  
298 enforce any ordinance concerning the regulation of parking within

299 the confines of the municipality or any part thereof, including,  
300 but not limited to, penalties for violations, deadlines for the  
301 payment of fines and late payment penalties for fines not paid  
302 when due. The delegating ordinance may also provide that a  
303 summons or parking citation for the violation may be issued by a  
304 uniformed law enforcement officer, uniformed law enforcement  
305 employee or by uniformed personnel employed by the delegate  
306 serving under contract with the municipality.

307       **SECTION 8.** This act shall take effect and be in force from  
308 and after its passage.