

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR

**SENATE BILLS NOS. 942,
850, & 841**

92ND GENERAL ASSEMBLY

Reported from the Committee on Economic Development, Tourism and Local Government, February 2, 2004, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

3339S.03C

TERRY L. SPIELER, Secretary.

AN ACT

To authorize the governor to convey certain tracts of state property, with an emergency clause for certain sections.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section 1. 1. The governor is hereby authorized and empowered to sell, transfer, grant, and convey all interest in fee simple absolute in a tract of land owned by the state in the county of Lawrence known as the National Guard Armory Building in the county of Lawrence to Pierce City. The property to be conveyed is more particularly described as follows:

ALL LOTS NUMBERED TWELVE (12), THIRTEEN (13), FOURTEEN (14) AND FIFTEEN (15) IN BLOCK NUMBERED TWENTY (20) OF THE ORIGINAL SURVEY OF THE CITY OF PIERCE CITY, (OR PIERCE CITY), MISSOURI.

2. Consideration for the conveyance described in subsection 1 of this section shall be for the sum of one dollar.

3. The attorney general shall approve as to the instrument of conveyance.

Section 2. 1. The governor is hereby authorized and empowered to sell, transfer, grant, and convey to the city of Salem all interest in fee simple absolute in property owned by the state in the county of Dent, known as the National Guard Armory Building, in the city of Salem. The property to be conveyed is more particularly described as follows:

All that part of the Southeast quarter of the Northwest quarter of Section Thirteen (13), Township Thirty four (34) North, Range Six (6) West, described as follows: Beginning at a point on the north right of way line of State Highway "J" that is 438.5 feet east of the west line of said Southeast quarter of the Northwest quarter, thence north 387 feet, thence east 225 feet, thence

south 387 feet, more or less, to the north right of way line of State Highway "J" to the place of beginning.

2. The commissioner of administration shall set the terms and conditions for the sale as the commissioner deems responsible. Such terms and conditions may include, but are not limited to, the number of appraisals required, the time, place, and terms of the sale. Consideration for the conveyance described in subsection 1 of this section shall be for the sum of five dollars.

3. The attorney general shall approve as to the instrument of conveyance.

Section 3. 1. The governor is hereby authorized and empowered to sell, transfer, grant, and convey to the city of Salem all interest in fee simple absolute in property owned by the state in the county of Dent, now used as a parking lot for the motor vehicles of the National Guard, in the city of Salem. The property to be conveyed is more particularly described as follows:

A part of the Northeast Quarter of the Southwest Quarter of Section 13, Township 34 North, Range 6 West, described as follows: Beginning at a point on the North line of said forty which is 260 feet East of the Northwest corner thereof; thence South 340 feet to the North property line of land conveyed to Housing Authority of the City of Salem, Missouri; thence East 400 feet; thence North 80 feet; thence West 50 feet; thence North 260 feet to the North line of said forty; thence west to the place of beginning.

2. The commissioner of administration shall set the terms and conditions for the sale as the commissioner deems reasonable. Such terms and conditions may include, but are not limited to, the number of appraisals required, the time, place, and terms of the sale. Consideration for the conveyance shall be the sum of five dollars.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 4. 1. The governor is hereby authorized and empowered to sell, transfer, grant, and convey all interest in fee simple absolute in a tract of land owned by the state in the county of Newton known as the National Guard Armory Building in Neosho to the City of Neosho. The property to be conveyed is more particularly described as follows:

All that part of the North half of Lot Two (2) of the Southwest fractional quarter of Section Nineteen (19) Township Twenty-five (25) Range Thirty-one (31) described as beginning at a point where the North line of Brook street in Neosho, Mo. intersects the West line of Jefferson Street in said City, said point being fifty (50) feet North of the Northeast corner of Block Seven (7) of McCord's Addition to Neosho, Mo., and running thence North one hundred

and nineteen (119) feet to the Southeast corner of a tract of land now owned and occupied by A.W. Fullerton, thence West one hundred and sixty (160) feet more or less, to a point fifty (50) feet South of a point one hundred and ninety (190) feet South of a point on the North line of the Southwest fractional quarter of Section Nineteen (19) eight hundred and ninety-seven (897) feet East of the Northwest corner thereof, thence South one hundred and nineteen (119) feet to the North line of Brook Street in Neosho, Mo., thence East one hundred and sixty (160) feet more or less to the place of beginning. It is understood and agreed that the Clyde Burdick Post No. 163 of the American Legion at Neosho, Mo. shall have perpetual easement in the use of the building, and, or, of any building to be constructed on the above premises, and the use of said premises, so long as such does not conflict with the interest of the above grantee in using said building and premises as an armory.

2. The deed shall establish a perpetual easement for the benefit of the Clyde Burdick Post No. 163 of the American Legion at Neosho, Missouri, in the use of the building, and, or, of any building to be constructed on the premises, and the use of the premises, so long as such does not conflict with the interest of the grantee in using said building and premises while owned by a public governmental body.

3. Consideration for the conveyance described in subsection 1 of this section shall be for the sum of one dollar.

4. The attorney general shall approve as to the instrument of conveyance.

Section B. Because of the devastation caused by the May 4, 2003, tornadoes and the need to rebuild this devastated community by allowing the transfer of property to enhance the city's ability to function as an effective political subdivision and immediate action is necessary to maintain an existing facility which includes a telecommunications resource center and to allow for use of the building for summer youth activities, sections 1 and 2 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and sections 1 and 2 of this act shall be in full force and effect upon its passage and approval.