SECOND REGULAR SESSION

[PERFECTED]

HOUSE BILL NO. 1330

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE VEIT.

3074H.01P

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To authorize the conveyance of certain state property.

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, convey, remise, release, and forever quitclaim all interest of the state of Missouri in 2 property located in Cole County, Missouri, to the Heartland Port Authority of Central 3 4 Missouri. The property to be conveyed is more particularly described as follows: Part U.S. PRIVATE SURVEY NO. 2616 including a part of LOTS 3 and 4 5 6 and part the area designated as Sand Bar on the Plat of Subdivision, Ewing 7 Farm, per plat of record in Plat Book 1, page 69, Cole County Recorder's 8 Office, being situated in said U.S. PRIVATE SURVEY NO. 2616, Township 9 44 North, Range 10 West, Cole County, Missouri, more particularly described as follows: 10 11 From the northwest corner of the Northeast Fractional Quarter of Section 12 20, Township 44 North, Range 10 West; thence S2°22'44"W, along the Quarter Section Line, 1162.70 feet; thence N87°37'16"W, on direct line, 13 14 2452.07 feet to the northeasterly corner of the property described by deed 15 of record in Book 460, page 169, Cole County Recorder's Office; thence S74°30'25"W along the northerly boundary of said property described in 16 17 Book 460, page 169, 198.43 feet to the POINT OF BEGINNING for this 18 description; thence continuing along the boundary of said property

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

19 described in Book 460, page 169 the following courses: S74°30'25"W. 973.89 20 feet; thence \$16°54'16"E, 507.55 feet; thence \$7°50'42"E, 86.00 feet; thence 21 leaving the boundary of said property described in Book 460, page 169, 22 S88°51'47"W, 758.00 feet; thence S4°29'17"E, 766.46 feet to a point 50 feet 23 northerly from, measured at right angles to the center of an existing 24 roadway, known as No More Victims Road; thence westerly, parallel to the 25 center of said roadway, the following courses: N86°59'30"W, 480.89 feet; thence, on a curve to the right, having a radius of 1258.73 feet, an arc 26 27 distance of 172.85 feet (the chord of said curve being N83°03'27"W, 172.72 feet); thence, on a curve to the left, having a radius of 1087.38 feet, an arc 28 distance of 194.86 feet (the chord of said curve being N84°15'26"W, 194.60 29 30 feet); thence N89°23'27"W, 14.08 feet; thence leaving said parallel line, 31 N23°37'34"E, 544.20 feet; thence N3°51'51"E, 2512.45 feet, to a point on the 32 southerly high bank of the Missouri River; thence continuing easterly along 33 the said southerly high bank of the Missouri River the following courses: 34 N87°18'29"E, 96.47 feet; thence S88°20'06"E, 123.50 feet; thence N71°28'05"E, 34.80 feet; thence S89°52'27"E, 97.36 feet; thence 35 36 N86°05'47"E, 71.36 feet; thence N81 °27'04"E, 96.93 feet; thence 37 S77°57'35"E, 54.54 feet; thence S37°42'55"E, 51.38 feet; thence 38 N89°54'43"E, 17.99 feet; thence N14°37'35"E, 57.63 feet; thence 39 S85°58'53"E, 91.33 feet; thence N78°13'33"E, 121.85 feet; thence 40 N87°21'39"E, 303.95 feet; thence N85°25'32"E, 213.61 feet; thence S51°13'29"E, 16.59 feet; thence N67°29'52"E, 127.39 feet; thence 41 42 N78°46'34"E, 47.36 feet; thence N68°47'51"E, 184.29 feet; thence N79°10'13"E, 110.57 feet; thence N82°13'29"E, 135.81 feet; thence 43 N73°05'08"E, 71.69 feet; thence N65°24'55"E, 73.93 feet; thence 44 N60°00'41"E, 92.56 feet; thence N80°46'44"E, 67.85 feet; thence 45 46 N69°53'55"E, 89.88 feet; thence leaving said southerly high bank of the 47 Missouri River, S5°50'18"W, 1474.74 feet; thence N69°52'27"W, 90.00 feet; 48 thence S18°51'43"W, 425.00 feet to the POINT OF BEGINNING. 49 TOGETHER WITH the area between the southerly waters edge of the 50 Missouri River and the southerly high bank of the Missouri River described 51 above.

52 2. The commissioner of administration shall set the terms and conditions for the 53 conveyance as the commissioner deems reasonable. Such terms and conditions may

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54 include, but not be limited to, the number of appraisals required and the time, place, and

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

Section 2. 1. The governor is hereby authorized and empowered to sell, transfer, 2 grant, or convey an easement over, on, or under property located in Cole County, Missouri,

3 to the Heartland Port Authority of Central Missouri. The easement is more particularly

4 described as follows:

Along with the right of ingress and egress over a strip of ground for an
existing roadway known as No More Victims Road in Lots 2 & 3 of the Plat
of Subdivision, Ewing Farm, as per plat of record in Plat Book 1, page 69,
Cole County Recorder's Office, being situated in U.S. PRIVATE SURVEY
NO. 2616 and in Fractional Section 19, Township 44 North, Range 10 West,
more particularly described as follows:

11 From the northwest corner of the Northeast Fractional Quarter of Section 20 Township 44 North, Range 10 West; thence S2°22'44"W, along the 12 Quarter Section Line, 1162.70 feet; thence N87°37'16"W, on direct line, 13 14 2452.07 feet to the northeasterly corner of the property described by deed 15 of record in Book 460, page 169, Cole County Recorder's Office; thence, 16 along the boundary of said property described in Book 460, page 169, the 17 following courses: S74°30'25"W, 1172.32 feet; thence S16°54'16"E, 507.55 18 feet; thence S7°50'42"E, 86.00 feet; thence leaving the boundary of said 19 property described in Book 460, page 169, S88°51'47"W, 758.00 feet; thence 20 S4°29'17"E, 766.46 feet to a point 50 feet northerly of, measured at right 21 angles to the center of an existing roadway, known as No More Victims 22 Road and being the POINT OF BEGINNING for this description; thence 23 S3°00'30"W. 100.00 feet to a point 50 feet southerly from, measured at right 24 angles to the center of said roadway; thence westerly, parallel to the center 25 of said roadway, the following courses: N86°59'30" W, 480.89 feet; thence, 26 on a curve to the right, having a radius of 1358.73 feet, an arc distance of 27 186.58 feet (the chord of said curve being N83°03'27"W, 186.44 feet); thence, 28 on a curve to the left, having a radius of 987.38 feet, an arc distance of 29 176.94 feet (the chord of said curve being N84°15'26"W, 176.70 feet); thence 30 N89°23'27"W, 98.75 feet; thence, on a curve to the left, having a radius of 31 3336.96 feet, an arc distance of 344.53 feet (the chord of said curve being 32 \$87°39'05"W, 344.37 feet): thence \$84°41'37"W, 154.13 feet: thence on a 33 curve to the left, having a radius of 1628.82 feet, an arc distance of 96.99 feet

34 (the chord of said curve being \$82°59'15"W, 96.98 feet) thence 35 S81°16'54"W, 260.95 feet; thence on a curve to the right, having a radius of 36 7773.26 feet, an arc distance of 362.27 feet (the chord of said curve being 37 S82°37'00"W, 362.23 feet); thence S83°57'07"W, 172.61 feet; thence on a 38 curve to the right, having a radius of 1939.04 feet, an arc distance of 123.13 39 feet (the chord of said curve being S85°46'16"W, 123.11 feet); thence 40 S87°35'25"W, 305.56 feet; thence on a curve to the right, having a radius of 2266.43 feet, an arc distance of 579.68 feet (the chord of said curve being 41 42 N85°04'58"W, 578.10 feet); thence N77°45'21"W, 297.61 feet; thence leaving the aforesaid parallel line, S16°55'27"W, 47.95 feet to a point on the 43 northerly line of the Missouri Pacific Railroad right-of-way; thence westerly, 44 45 along the northerly line of said railroad right-of-way, on a curve to the right, 46 having a radius of 2745.07 feet, an arc distance of 100.01 feet (the chord of 47 said curve being N72°06'07"W, 100.00 feet) to a point on the Range Line, 48 being westerly line of the aforesaid Fractional Section 19, Township 44 49 North, Range 10 West; thence N2°46'47"E, along the Range Line, 139.85 50 feet to a point 50 feet northerly of, measured at right angles to the center of 51 the aforesaid roadway known as No More Victims Road; thence easterly, 52 parallel to the center of said roadway, the following courses: S77°45'21 "E, 53 424.03 feet; thence on a curve to the left, having a radius of 2166.43 feet, an 54 arc distance of 554.10 feet (the chord of said curve being S85°04'58"E, 55 552.59 feet); thence N87°35'25"E, 305.56 feet; thence on a curve to the left, 56 having a radius of 1839.04 feet, an arc distance of 116.78 feet (the chord of 57 said curve being N85°46'16"E, 116.76 feet); thence N83°57'07"E, 172.61 feet; thence on a curve to the left, having a radius of 7673.26 feet, an arc 58 59 distance of 357.60 feet (the chord of said curve being N82°37'00"E, 357.57 60 feet); thence N81°16'54"E, 260.95 feet; thence on a curve to the right, having a radius of 1728.82 feet, an arc distance of 102.95 feet (the chord of said 61 62 curve being N82°59'15"E, 102.93 feet); thence N84°41'37"E, 154.13 feet; thence on a curve to the right, having a radius of 3436.96 feet, an arc 63 64 distance of 354.85 feet (the chord of said curve being N87°39'05"'E, 354.69 65 feet); thence S89°23'27"E, 84.67 feet; thence continuing S89°23'27"E, 14.08 66 feet; thence on a curve to the right, having a radius of 1087.38 feet, an arc 67 distance of 194.86 feet (the chord of said curve being S84°15'26"E, 194.60 68 feet); thence on a curve to the left, having a radius of 1258.73 feet, an arc

69 distance of 172.85 feet (the chord of said curve being S83°03'27"E, 172.72

70 feet); thence S86°59'30"E, 480.89 feet to the POINT OF BEGINNING.

71 2. The commissioner of administration shall set the terms and conditions for the 72 conveyance as the commissioner deems reasonable. Such terms and conditions may 73 include, but not be limited to, the number of appraisals required and the time, place, and 74 terms of the conveyance.

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

Section 3. 1. The governor is hereby authorized and empowered to sell, transfer, 2 grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of Fulton, Callaway County, Missouri, which is more 3 4 particularly described as follows:

5 Part of Block 3 of Martha T. Dyers Subdivision, as per plat of record in Plat 6 Book P, page 83, Callaway County Recorder's Office, also being part of Lot 7 1 and part of Lot 3 of Block 89 of the New City Plat in the City of Fulton, as 8 recorded in Plat Book 2, page 80, Callaway County Recorder's Office and 9 also being part of the East Half of the Northwest Quarter of Section 16, 10 Township 47 North, Range 9 West, in the City of Fulton, Callaway County,

11 Missouri, more particularly described as follows:

12 **BEGINNING** at the southeasterly corner of Lot 5 of Block 3 of said Martha 13 T. Dyer's Subdivision, thence continuing N87°40'08"W, along the southerly 14 line of said Lot 5 and the westerly extension thereof, 317.56 feet to the 15 southeasterly corner of Lot 22 of said Martha T. Dyer's Subdivision; thence continuing N87°40'08"W, along the southerly line of Lot 22 of said Martha 16 17 T. Dyer's Subdivision, 277.32 feet to the easterly right-of-way line of a 18 portion of State Street vacated by Bill No. 289, Ordinance No. 519, Dated 19 April 10, 1923; thence N1°02'38"E, along said vacated and the existing 20 easterly right-of-way line of said State Street, 349.96 feet to the 21 southwesterly corner of Lot 25 of Block 3 of said Martha T. Dyer's 22 Subdivision; thence S87°40'08"E, along the southerly line of said Lot 25, 23 12.00 feet; thence N1°02'38"E, parallel to the existing easterly right-of-way 24 line of said State Street, 180.47 feet to the southerly right-of-way line of East 25 8th Street; thence S87°10'02"E, along the southerly right-of-way line of East 26 8th Street, 588.68 feet to the westerly right-of-way line of Hillcrest Street 27 (formerly known as Nolley Street); thence S1°39'41"W, along the westerly 28 right-of-way line of Hillcrest Street, 525.18 feet to the point of beginning. 29 Containing 7.19 acres.

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30 2. The commissioner of administration shall set the terms and conditions for the 31 conveyance as the commissioner deems reasonable. Such terms and conditions may 32 include, but not be limited to, the number of appraisals required and the time, place, and 33 terms of the conveyance.

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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, convey, remise, release, and forever quitclaim all interest of the state of Missouri, including all possibilities of reverter or reversionary interests, in property located in St. Francois County, Missouri. The property to be conveyed is more particularly described as follows:

Parcel 1: All of that part of Lots 89 and 92 of F. W. Rohland's Subdivision
of U. S. Survey No. 2969, Township 35 North, Range 5 East, St. Francois
County, Missouri, lying East of the City of Farmington Treatment Plant,
North of the Treatment Plant access road, and West of property under
private ownership. Containing approximately 46.17 acres, more or less.

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Also a tract of land situated in part of Lot 92 of F. W. Rohland's
Subdivision, U. S. Survey 2969, Township 35 North, Range 5 East, St.
Francois County, Missouri. Containing approximately 14.69 acres, more or
less.

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17 Parcel 2: Part of lots 84, 85, 86, 87, 93 and 96 of F.W. Rohland's subdivision of U.S. Survey 2969, township 35 north, range 5 east, more particularly 18 19 described as: Beginning at the northeast corner of a tract of land recorded 20 in deed book 585 at page 734 of the land records of St. Francois county; 21 thence along the north line of said tract north 86 degrees 15 minutes west. 22 800.96 feet to a point, said point being on the east right-of-way line of U.S. 23 highway 67; thence along said right-of-way line north 03 degrees 45 seconds 24 east, 1,554.90 feet to a point, thence leaving said right-of-way line south 82 25 degrees 17 minutes 10 seconds east, 2,953.41 feet to a stone at a fence corner; 26 thence north 64 degrees 27 minutes 42 seconds east, 1,367.83 feet to a point; 27 thence north 07 degrees 13 minutes east, 310.0 feet to a point; thence south 28 82 degrees 45 minutes east, 52.0 feet to a point on the west line of U.S. 29 Survey 339; thence along said west line south 07 degrees 21 minutes 31 30 seconds west, 2,600.00 feet to a point; thence leaving said west line north 82 31 degrees 32 minutes 01 second west, 1,379.12 feet to a point; thence in a

straight line in a westerly direction to a point on the east line of a tract of
land recorded in deed book 585 at page 734, said point being located south
03 degrees 44 minutes 23 seconds west, 55.00 feet from the northeast corner
of said tract; thence along the east line of said tract north 03 degrees 44
minutes 23 seconds east, 55.00 feet to the point of beginning, containing
156.35 acres, more or less.

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Parcel 3: All that part of Lots 77, 79, 96, 97, 98, 99, 100, 101, and 102 of R.
W. Rohland's Subdivision of U. S. Survey No. 2969 now owned by the State
of Missouri for State Hospital No. 4, and lying West of the West right-of-way
line of U. S. Highway 67 and containing 165 acres, more or less, and more
particularly described as follows:

45 A part of Lots Seventy-seven (77), Seventy-nine (79), Ninety-six (96), Ninety-46 seven (97), Ninety-eight (98), Ninety-nine (99), One Hundred (100), One 47 Hundred and One (101) and One Hundred and Two (102) of F. W. 48 Rohland's Subdivision of U. S. Survey No. 2969, as recorded in Volume "F", 49 Page 441, in the Recorder's Office of St. Francois County, Missouri, all 50 being part of Township 35 North, Range 5 East, in St. Francois County, 51 Missouri and being more particularly described as follows: Beginning at a 52 stone being the Northeast corner of Lot No. 100 of said F. W. Rohland's 53 Subdivision of U. S. Survey No. 2969; thence S. 7° 17' 20" West along the 54 East line of Lot #100 of said Rohland's Subdivision, 1561.64 feet to the 55 Southeast corner of said Lot #100; thence South 82° 17' 10" East along the 56 North line of Lot #96 of said Rohland's Subdivision, 272.28 feet to the Westerly line of Missouri State Route 67: thence South 3° 45' 00" West 57 58 along the Westerly line of Missouri State Route 67, 2001.07 feet to a point on 59 the centerline of the abandoned Missouri Pacific Railroad as per disclaimer 60 deed in Book 698, Page 283 in the Recorder's Office of St. Francois County, Missouri; thence North 51° 46' 15" West along the centerline of said 61 62 abandoned Missouri Pacific Railroad, 2946.80 feet; thence North 39° 01' 34" 63 East 439.20 feet; thence South 50° 58' 26" East along a southerly line of the 64 L.V. McGee Property, 50.0 feet; thence North 39° 01' 34" East along the 65 easterly line of said L.V. McGee Property and the extension thereof 172.00 66 feet to the centerline of Second Street: thence easterly along the centerline 67 of Second Street the following courses and distances; South 50° 58' 26" East

68	125.77 feet; thence South 78° 28' 15" East 161.12 feet; thence North 81° 03'
69	45" East 264.70 feet; thence North 69° 49' 45" East 104.00 feet; thence North
70	66° 45' 45" East 385.50 feet to a point on the easterly extension of the North
71	line of Lots #48 and #49 of the Town of Delassus; thence leaving Second
72	Street N. 51° 42' 15" West along said extension and the North line of Lots
73	#48 and #49 of Delassus, 1602.80 feet to the Northwest corner of Lot #49 of
74	Delassus; thence North 38° 15' 45" East along the westerly line of Lots "B"
75	and "D" of Delassus, 578.94 feet to the North line of Lot #101 of said
76	Rohland's Subdivision; thence South 82° 18' 14" East along the North line
77	of said Lot #101, 557.52 feet to the Southwest corner of Lot #79 of said
78	Rohland's Subdivision; thence North 6° 40' 05" East along the westerly line
79	of said Lot #79, and the East line of a tract of land conveyed to Hues W. and
80	Esther Pratt per deed of record in Book 260, Page 564, in the Recorder's
81	Office of St. Francois County, Missouri, 986.85 feet to the northeasterly
82	corner of said Pratt Tract; thence North 38° 24' 49" East 571.59 feet to the
83	southerly line of Missouri State Rte. "W"; thence northeasterly along the
84	southerly line of said Rte. "W", the following courses and distances North
85	66° 29' 30" East 190.16 feet; thence South 23° 30' 30" East 10.0 feet; thence
86	North 66° 29' 30" East 99.33 feet; thence North 65° 32' 30" East 102.12 feet;
87	thence South 24° 27' 30" East 20.0 feet; thence North 65° 32' 30" East 99.21
88	feet to the northwesterly corner of the Missouri State Highway Department
89	maintenance tract; thence leaving said Rte. "W", South 24° 27' 30" East
90	along the westerly line of said Highway Tract 606.30; thence North 65° 26'
91	55" East along the southerly line of said Highway Tract, 391.65 feet to the
92	West line of Missouri State Rte. 67; thence South 4° 06' 20" East along the
93	West line of said Rte. 67, 414.24 feet; thence South 03° 45' 00" West 999.18
94	feet to the North line of Lot # 95 of said Rohland's Subdivision; thence
95	North 81° 58' 50" West along the North line of Lot #95, 175.73 feet to the
96	point of beginning, containing 168.49 acres, more or less. Legal description
97	based upon a survey of State Hospital No. 4, Farmington, MO performed by
98	Larry V. Bricky, Surveyor #1188 in August, 1979.
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Parcel 4: A part of Lots 92, 93, 96 and 97 of F. W. Rohland's Subdivision
of U. S. Survey No. 2969 as recorded in Volume "F", Page 441, in the Office
of the Recorder of Deeds of St. Francois County, Missouri, all in s Township
35 North, Range 5 East of the Fifth Principal Meridian, St. Francois County,

104 Missouri, and more particularly described as follows: Commencing at the 105 Northeast corner of said Lot 97 at an existing iron railroad rail monument 106 and running thence North 7 degrees 06' 23" East, 32.12 feet along the East 107 line of said Lot 96 to a point of beginning; and running thence South 86 108 degrees 29' 00" East, 255.18 feet; thence South 3 degrees 31' 00" West, 109 1,091.40 feet; thence North 51 degrees 56' 46" West, 972.32 feet along the North right-of-way line of the Missouri Pacific Railroad; thence North 3 110 degrees 31' 00" East, 540.15 feet along the east right-of-way line of U.S. 111 112 Highway No. 67; thence South 86 degrees 29' 00" East 545.78 feet to the 113 point of beginning; said tract containing 15.000 acres.

114 2. The commissioner of administration shall set the terms and conditions for the 115 conveyance as the commissioner deems reasonable. Such terms and conditions may 116 include, but not be limited to, the number of appraisals required and the time, place, and 117 terms of the conveyance.

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

Section 5. 1. The governor is hereby authorized and empowered to sell, transfer, 2 grant, or convey an easement over, on, or under property located in St. Francois County, 3 Missouri. The easement is more particularly described as follows:

4 Parcel 5: A permanent easement-for maintenance and construction . to be 5 fifteen (15) feet in total width, with five (5) feet to the right or west of the 6 following described centerline and ten (10) feet to the left or east of the 7 following described centerline. And, a temporary easement for use during 8 construction to be twenty-five (25) feet in total width, and to extend no more 9 than twenty (20) feet on either side of the following described centerline: Commencing on the centerline of Missouri State Route "W" at the West line 10 of Lot 63 of F. W. Rohland's Subdivision of said Survey No. 2969 and 11 12 running thence South 65° 17' 55" West, 137.79 feet along the centerline of said Route "W"; thence South 15° 50' 50" East, 30.36 feet to a point of 13 beginning on the South right-of-way line of said Route "W" and the North 14 15 property line of the above described property; and running thence South 15° 16 50' 50" East, 192.61 feet, along said easement centerline; thence South 30° 30' 50" West, 870.31 feet; thence South 67° 45' 05" West, 247.08 feet; thence 17 18 South 25° 31' 40" West, 1,873.38 feet; thence South 3° 31' 00" West 210.00 19 feet along a line parallel to and 215 feet easterly from the centerline of U.S. 20 Highway No. 67, to a point of termination of said centerline on the south line

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of aforesaid Lot 80 and the south line of the above described property;
 aforesaid centerline being 3,393.38 feet in length.

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24 A permanent easement for maintenance and construction to be fifteen (15) 25 feet in width, with five (5) feet to the right or west of the following described 26 centerline and ten (10) feet to the left or east of the following described 27 centerline. And, a temporary easement for use during construction to be twenty-five (25) feet in width, with five (5) feet to the right or west of the 28 29 following described centerline and twenty (20) feet to the left or east of the 30 following described centerline. Said centerline begins at a point on the north 31 line of said Lot 96, which is South 86° 29' East, 130.00 feet from the 32 centerline of U. S. Highway No. 67, and runs thence South 3° 31' 00" West, 1,554.39 feet parallel to the centerline of said Highway 67 to a point of 33 34 termination, which is on the North line of a 15.000 acre tract. The West line 35 of this easement strip is contiguous with the East right-of-way line of said 36 Highway 67.

37 2. The commissioner of administration shall set the terms and conditions for the 38 conveyance as the commissioner deems reasonable. Such terms and conditions may 39 include, but not be limited to, the number of appraisals required and the time, place, and 40 terms of the conveyance.

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