

As Amended by House Committee

Session of 2011

HOUSE BILL No. 2258

By Representative Johnson

2-9

1 AN ACT authorizing the secretary of social and rehabilitation services  
2 to convey certain real estate to the evangelical lutheran good  
3 samaritan society in Ellsworth county, Kansas.  
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. (a) The secretary of social and rehabilitation services  
7 shall convey by quitclaim deed, without consideration, all of the rights,  
8 title and interest in the following described real estate, and any  
9 improvements thereon, located in Ellsworth county, Kansas, to the  
10 evangelical lutheran good samaritan society:

11 A tract of land in the southwest quarter of section 29, township 15  
12 south, range eight (8) west of the 6th P.M. in Ellsworth county, Kansas,  
13 described as follows: Commencing at the southeast corner of said  
14 quarter section, thence on an assumed bearing of south 89 degrees 29  
15 minutes 36 seconds west, 943.70 feet along the south line of said  
16 quarter section to the point of beginning; First Course, thence south 89  
17 degrees 29 minutes 36 seconds west, 300.34 feet along the south line of  
18 said quarter section; Second Course, thence north 02 degrees 04  
19 minutes 45 seconds west, 1182.69 feet; Third Course, thence north 89  
20 degrees 29 minutes 36 seconds east, 1286.17 feet to the east line of said  
21 quarter section; Fourth Course, thence south 00 degrees 02 minutes 18  
22 seconds east, 723.78 feet along the east line of said quarter; Fifth  
23 Course, thence south 89 degrees 59 minutes 12 seconds west, 120.33  
24 feet to the existing westerly K-14/K-156 right of way; Sixth Course,  
25 thence south 44 degrees 21 minutes 14 seconds west, 418.34 feet along  
26 said westerly right of way; Seventh Course, thence south 78 degrees 21  
27 minutes 59 seconds west 499.13 feet along said westerly right of way;  
28 Eighth Course, thence south 48 degrees 36 minutes 13 seconds west,  
29 55.95 feet along said westerly right of way to the existing northerly  
30 township road right of way; Ninth Course, thence south 00 degrees 30  
31 minutes 24 seconds east, 30.00 feet to the south line of said quarter  
32 section and to the point of beginning.

33 The above described tract contains 29.641 acres, which includes

1 1.529 acres of existing right of way, resulting in a tract of 28.049 acres,  
2 more or less.

3 (b) The deed conveying the real estate described in subsection (a)  
4 shall be approved by the attorney general and executed by the secretary  
5 of social and rehabilitation services.

6 (c) The deed to the real estate described in subsection (a) shall  
7 provide for the retention by the state of Kansas of all mineral rights in  
8 and under such property, ~~together with ingress and egress thereto for~~  
9 ~~production of any oil, gas or other mineral~~ **except that any exercise of**  
10 **these rights shall be without degradation, use or damage to the**  
11 **surface or any improvements thereto in any manner.**

12 ~~(c)~~ (d) The conveyance of real property authorized by this section  
13 shall not be subject to the provisions of K.S.A. **2010 Supp.** 75-6609 or  
14 ~~76-6611~~ **75-6611**, and amendments thereto.

15 ~~(d)~~ (e) In the event that the secretary of social and rehabilitation  
16 services determines that the legal description of the parcel described by  
17 this section is incorrect, the secretary of social and rehabilitation  
18 services may convey the property utilizing the correct legal description  
19 but the deed conveying the property shall be subject to the approval of  
20 the attorney general.

21 Sec. 2. This act shall take effect and be in force from and after its  
22 publication in the statute book.  
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