

**75-52,142. Same; definition of tracts; authority of secretary.** (a) As used in this section, "city of Ellsworth real property" means a tract of land described as follows:

A tract of land in the E 1/2 Section 17, T 15 S - R 8 W, Ellsworth county, Kansas, more particularly described as follows:

Beginning at a point 30' East of the Center Corner of said Section; Said point being the East right-of-way of the County Road; thence South along the right-of-way for a distance of five hundred sixty two and seventy eight hundredths (562.78') feet to a point; thence East on the North property line of existing Ellsworth Correctional Facility on a bearing of S 89°25'09" E for a distance of four hundred (400') feet to a point; thence North parallel with the West property line for a distance of one thousand fifty five (1055') feet to a point; said point being 275' from the centerline of the NW-SE runway; thence on a bearing of N 49°00'00" E for a distance of five hundred twenty seven and eighty nine hundredths (527.89') feet to a point; said line being parallel with the NW-SE runway and said point being on the East right-of-way of the county road; thence South along the right-of-way for a distance of eight hundred thirty four and fifty hundredths (834.50') feet to the point of beginning.

The above described tract contains 11.259 acres more or less.

The city of Ellsworth does hereby retain an easement for ingress and egress to the existing airport, more particularly described as follows:

A tract of land 30' each side of the following described centerline. Beginning at a point 30' East of the Center Corner in said section; said point being on the East right-of-way of the county road; thence on a bearing of N7 00' E for a distance of four hundred and three (403') feet to the East property line.

(b) As used in this section, "department of corrections real property" means a tract of land described as follows:

A tract of land in the NE 1/4 Section 17, T 15 S - R 8 W, Ellsworth county, Kansas, more particularly described as follows:

Beginning at a point 30' West of the E 1/4 Corner of said Section; Said point being on the West right-of-way of K-14 Highway; thence North along the right-of-way for a distance one thousand seventy five and thirty eight hundredths (1075.38') feet to a point; thence parallel to the South 1/4 section line for a distance of six hundred and twenty (620.00') feet to a point; thence South parallel with the East property line for a distance of one thousand seventy five and thirty eight (1075.38') feet to a point; said point being on the South 1/4 section line; thence East along the 1/4 section line for a distance of six hundred and twenty (620.00') feet to the point of beginning.

The above described tract contains 15.306 acres more or less.

(c) The secretary of corrections for and on behalf of the state of Kansas is hereby authorized to exchange and convey the department of corrections real property to the city of Ellsworth, Kansas, in consideration for which the city of Ellsworth, Kansas, will exchange and convey the city of Ellsworth real property to the department of corrections, subject to easements and restrictions of record and as may be agreed between the secretary of corrections and the city of Ellsworth, Kansas. The exchange and conveyance of such real property by the secretary of corrections on behalf of the state of Kansas, shall be executed in the name of the secretary on behalf of the state of Kansas and shall be delivered upon receipt of a good and sufficient warranty deed from the city of Ellsworth to the city of Ellsworth real property. Before such real property is exchanged and conveyed, the attorney general shall approve the instruments of conveyance of the secretary of corrections to the city of Ellsworth, Kansas, and the instruments of conveyance of the city of Ellsworth, Kansas, to the department of corrections and shall approve the title to the real property exchanged and conveyed by the city of Ellsworth, Kansas.

(d) The secretary of corrections may convey the department of corrections real estate on behalf of the state without the necessity of appraisal, bid or publication.

**History:** L. 1995, ch. 28, § 2; Mar. 30.