

Office of Revisor of Statutes

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MEMORANDUM

To: Chairman Masterson and members of the Senate Ways and Means
Committee

From: Jill Wolters, First Assistant Revisor of Statutes

Date: March 12, 2013

Subject: HB 2145, department of transportation selling real estate

House bill 2145 repeals K.S.A. 75-5028 (see attached) which in 1978 allowed the department of transportation to sell real estate in Pottawatomie County.

This statute is no longer necessary as the department has since sold the property.

If enacted, this statute would be repealed on and after July 1, 2013.

75-5028. Sale of certain land by secretary of transportation. (a) The secretary of the department of transportation is hereby authorized to sell, at not less than the appraised value thereof, a tract of land in the southwest quarter of section 9, township 10 south, range 8 east of the sixth principal meridian in Pottawatomie county, Kansas, described as follows: Commencing at the southwest corner of said southwest quarter of section 9; thence east 27.76 chains (1832.16 feet); thence north 2088.18 feet to the left bank of the Big Blue River; thence along the left bank of the said Big Blue River the following courses: south $87^{\circ}53'$ west 200.1 feet, south $88^{\circ}34'$ west 281.1 feet, north $73^{\circ}06'$ west 189.2 feet, south $86^{\circ}52'$ west 238.4 feet, south $77^{\circ}22'$ west 178.6 feet to the northwest corner of the James Johns tract and the point of beginning: thence south 262.65 feet along the west line of said James Johns tract; thence west 195.62 feet; thence north 199.35 feet to the aforementioned left bank of the Big Blue River; thence north $72^{\circ}04'09''$ east 205.61 feet along the bank of the said Big Blue River to the point of beginning, containing 1.04 acres.

(b) The sale authorized by this section shall be exempt from the provisions of K.S.A. 75-3739, and amendments thereto.