

HOUSE BILL No. 2021

By Legislative Educational Planning Committee

1-16

1 AN ACT authorizing the conveyance of certain real property; authorizing
2 the state board of regents to sell and convey, or exchange with the
3 Emporia state university foundation, certain real estate and authorizing
4 the acceptance and conveyance of certain real estate owned by the
5 Emporia state university foundation to the state board of regents.
6

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

8 Section 1. (a) The state board of regents is hereby authorized for and
9 on behalf of Emporia state university, to sell and convey, or exchange with
10 the Emporia state university foundation for property of equal or greater
11 value, all of the rights, title and interest in the following tract of real estate
12 and any improvements thereon, located in the city of Emporia in Lyon
13 county, Kansas, commonly known as Emporia State University
14 Apartments at 1201 Triplett Drive, Emporia, Kansas 66801, and described
15 as follows: Even lots 2 through 34 and all of now vacated alleys lying
16 adjacent to said lots, lying south of the south right of way line of Interstate
17 35, all in Kellogg's addition to the City of Emporia, Lyon County, Kansas,
18 according to the recorded plat thereof.

19 Also: Lots 1 through 24 in Norton's addition to the City of Emporia,
20 Lyon County, Kansas, according to the recorded plat thereof, all of now
21 vacated alleys lying adjacent to said lots, all of that part of now vacated
22 Eskridge street and all of that part of now vacated Union Pacific railroad,
23 lying west and south of East Street and south of the south right of way line
24 of Interstate 35.

25 (b) Conveyance of such rights, title and interest in such tract of real
26 estate, and any improvements thereon, shall be executed in the name of the
27 state board of regents by its chairperson and chief executive officer. If a
28 sale is made, not an exchange, the proceeds from sale of such tract of real
29 estate, and any improvements thereon, shall be deposited in the state
30 treasury to the credit of an appropriate account of the restricted fees fund
31 of Emporia state university. The deed for such conveyance may be by
32 warranty deed or by quitclaim deed as determined to be in the best
33 interests of the state by the state board of regents in consultation with the
34 attorney general.

35 (c) In the event that the state board of regents determines that the
36 legal description of such tract of real estate described by this section is

1 incorrect, the state board of regents may convey the property utilizing the
2 correct legal description but the deed conveying the property shall be
3 subject to the approval of the attorney general.

4 (d) No exchange and conveyance of real estate and improvements
5 thereon as authorized by this section shall be made by the state board of
6 regents until the deeds and conveyances have been reviewed and approved
7 by the attorney general and, if warranty deeds are to be the instruments of
8 conveyance, title reviews have been performed or title insurance has been
9 obtained and the title opinion or the certificates of title insurance, as the
10 case may be, have been approved by the attorney general.

11 (e) The conveyance authorized by this section shall not be subject to
12 the provisions of K.S.A. 75-3043a or K.S.A. 2012 Supp. 75-6609, and
13 amendments thereto.

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