

**Fifty-seventh Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 9, 2001**

SENATE BILL NO. 2201
(Senator Traynor)
(Representatives Brekke, Nicholas)

AN ACT to provide for the removal of a future interest and a covenant from deeds transferring land from this state to the Devils Lake public school district No. 1.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. The state of North Dakota shall transfer in the name of the state of North Dakota by written document, executed by the governor and attested by the secretary of state, any interest, right, or title retained in the land transferred under chapter 647 of the 1989 Session Laws to Devils Lake public school district No. 1, including the interest, right, or title that provides if the land ceases to be used for school purposes, then the land shall revert to the state of North Dakota upon payment to the school district of the same price for which it was purchased. In addition, the state shall remove and release any person who may have any interest, right, or title to the property from the following covenant, agreement, servitude, or easement concerning the same property, which provides for the covenant and agreement that the students enrolled at the school for the deaf of North Dakota are guaranteed use of the facilities placed upon the property by Devils Lake public school district No. 1 in the proportion that the number of students enrolled at the school for the deaf of North Dakota bears to the total number of students entitled to use these facilities or as agreed to by the officials of the school for the deaf and the school district, or both.

SECTION 2. The state of North Dakota shall transfer in the name of the state of North Dakota by written document, executed by the governor and attested by the secretary of state, any interest, right, or title retained in the land transferred under chapter 247 of the 1975 Session Laws to Devils Lake public school district No. 1, including the interest, right, or title that provides if the land is ever no longer used for school purposes, then the land shall revert to the state of North Dakota upon payment to the school district of the same price for which it was purchased. In addition, the state shall remove and release any person who may have any interest, right, or title to the property from the covenant, agreement, servitude, or easement concerning the same property which provides for the covenant and agreement that the students enrolled at the school for the deaf of North Dakota are guaranteed use of the facilities placed upon the property by Devils Lake public school district No. 1 in the proportion that the number of students enrolled at the school for the deaf of North Dakota bears to the total number of students entitled to use these facilities.

SECTION 3. Sections 54-01-05.2 and 54-01-05.5 do not apply to any transfer or transaction under section 1 or 2 of this Act.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-seventh Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2201.

Senate Vote: Yeas 46 Nays 0 Absent 3

House Vote: Yeas 95 Nays 0 Absent 3

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2001.

Approved at _____ M. on _____, 2001.

Governor

Filed in this office this _____ day of _____, 2001,

at _____ o'clock _____ M.

Secretary of State