

AN ACT

relating to the transfer of certain state property from the Department of Public Safety of the State of Texas to Childress County.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. (a) Not later than January 31, 2004, the Department of Public Safety of the State of Texas may donate and transfer to Childress County the real property described by Subsection (e) of this section.

(b) Childress County may use the property transferred under this Act only for a purpose that benefits the public interest of the state. If Childress County uses the property for any purpose other than a purpose that benefits the public interest of the state, ownership of the property automatically reverts to the Department of Public Safety of the State of Texas.

(c) The Department of Public Safety of the State of Texas may transfer the property by an appropriate instrument of transfer. The instrument of transfer must:

(1) provide that:

(A) Childress County may use the property only for a purpose that benefits the public interest of the state; and

(B) ownership of the property will automatically revert to the Department of Public Safety of the State of Texas if Childress County uses the property for any purpose other than a

1 purpose that benefits the public interest of the state; and

2 (2) describe the property to be transferred by metes
3 and bounds.

4 (d) The Department of Public Safety of the State of Texas
5 shall retain custody of the instrument of transfer after the
6 instrument of transfer is filed in the real property records of
7 Childress County.

8 (e) The real property referred to in this section is located
9 on U.S. Highway 287 East, Childress County, Texas, and is described
10 as follows:

11 All of Block Number Four (4), of the East View Addition to the
12 City of Childress, Texas, according to the recorded map and plat of
13 said addition of record in the Plat Records of Childress County,
14 Texas.

15 (f) Notwithstanding the transfer of property under this
16 Act, the Department of Public Safety of the State of Texas may
17 access, use, and maintain the radio tower and associated
18 transmitter, generator, and equipment building located on the real
19 property described by Subsection (e) of this section.

20 (g) Childress County shall pay any transaction fees
21 resulting from the transfer of property under this Act.

22 SECTION 2. This Act takes effect September 1, 2003.

H.B. No. 2128

President of the Senate

Speaker of the House

I certify that H.B. No. 2128 was passed by the House on May 2, 2003, by a non-record vote.

Chief Clerk of the House

I certify that H.B. No. 2128 was passed by the Senate on May 28, 2003, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor