

Introduced by

Senator Traynor

Representatives Brekke, Nicholas

1 A BILL for an Act to provide for the removal of a future interest and a covenant from deeds
2 transferring land from this state to the Devils Lake public school district No. 1.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

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

18 **SECTION 2.** The state of North Dakota shall transfer in the name of the state of North
19 Dakota by written document, executed by the governor and attested by the secretary of state,
20 any interest, right, or title retained in the land transferred under chapter 247 of the 1975
21 Session Laws to Devils Lake public school district No. 1, including the interest, right, or title that
22 provides if the land is ever no longer used for school purposes, then the land shall revert to the
23 state of North Dakota upon payment to the school district of the same price for which it was
24 purchased. In addition, the state shall remove and release any person who may have any

1 interest, right, or title to the property from the covenant, agreement, servitude, or easement
2 concerning the same property which provides for the covenant and agreement that the students
3 enrolled at the school for the deaf of North Dakota are guaranteed use of the facilities placed
4 upon the property by Devils Lake public school district No. 1 in the proportion that the number
5 of students enrolled at the school for the deaf of North Dakota bears to the total number of
6 students entitled to use these facilities.

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