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state had a half billion dollars worth of apartment houses and no provisions to make repairs or keep the things made. As I say, if you'll read the opinion which was handled down, which the Attorney General who wrote that original opinion five or seven years prior to passage to some other laws in this Body, if you'll read that, you'll learn that there's no unconstitutionality. It was drafted by several attorneys on the board themselves which were members of...or who are attorneys and so what Senator Whitney wants to do and he knows it and I know it, if he wants the lands to deteriorate to the point where they have to be sold where they're so terrible they can't be maintained in the proper way. And I don't think that's the way a landlord should be handling his property. I would like to see the land sold but I'm realistic enough to recognize the fact that this Body isn't going to be able to sell them because there can't be the votes gotten. So we might as well take care of them in the proper way and keep the rents coming in and helping the schools. So I would urge you to reject the Whitney amendment at this time.

PRESIDENT: Next to speak on the Whitney amendment is Senator Richard Lewis and then Senator Keyes.

SENATOR R. LEWIS: Well, Mr. President and members of the Legislature. I would concur with Senator Whitney that the fund is unworkable or it is in my opinion. I have had some misgivings about the whole procedure and I have been visiting with Senator DeCamp about it. And at this point I'm prepared to try and do away with the whole bill. I don't think it sets up a procedure that is workable. I don't think it's going to do what Senator DeCamp is hoping it'll do or he thinks it's going to do, I guess. But I think that this whole program has been under such a state of confusion, this particular year, because of the lease sales and of the bonus bids and the lack of direction it apparently has. I don't think that this particular bill remedies that and I think that this section should be amended.

PRESIDENT: Senator Keyes. We're discussing the second Whitney amendment to LB894. On Select File.

SENATOR KEYES: Mr. President, I'd like to ask Senator DeCamp a question.

PRESIDENT: Senator DeCamp yield?

SENATOR DE CAMP: Yes, sir.

SENATOR KEYES: Senator DeCamp, on this school land now. The buildings and the fences, who do they belong to?

SENATOR DE CAMP: That isn't the issue involved here but I'll answer that question. They belong to the tenant if the tenant followed the right procedures in getting them and it depends upon when they were built. There have been about three or four Supreme Court cases and Senator Whitney's amendment just before this that we adopted kind of resolves that for the future which is going to solve that perennial problem. We adopted that amendment.

SENATOR KEYES: In other words, what Senator Whitney is wanting to do is going to bring a lease up to date so we can actually lease this land without having to purchase all of them or what is it going to do?