

90° right a distance of 132.0 feet to the northeast corner of lot 6, block 14, Morgan's Addition to Austin; thence southeasterly along the easterly line of lots 6, 5, 4, 3, 2, and 1 of block 14, Morgan's Addition to Austin to the point of beginning; all lying and being in Mower County, Minnesota.

The deed to be so executed and delivered by the state of Minnesota to the city of Austin, Minnesota, shall recite that it is executed to forever release and discharge the above described real estate from those express conditions imposed on said land by the state of Minnesota in that certain quitclaim deed dated December 10, 1958, and filed December 16, 1958, in the office of the register of deeds in and for Mower County, Minnesota, in book 219 of deeds, page 44, from the state of Minnesota by the commissioner of conservation to the city of Austin, Minnesota, executed and delivered by the state of Minnesota to the city of Austin, Minnesota, pursuant to Laws 1949, chapter 425, which deed conveyed to the city of Austin, Minnesota, certain lands then known as Horace Austin State Park.

Sec. 2. The deed provided for herein shall be executed and delivered as soon as practicable after the passage of this act.

Approved February 3, 1959.

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#### CHAPTER 5—S. F. No. 47

*An act relating to the state civil service, providing for non-competitive positions; amending Minnesota Statutes 1957, Section 43.20.*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1957, Section 43.20, is amended to read:

**43.20 Non-competitive positions.** *Subdivision 1.* Positions in the classified service may be filled without competition only as provided in this section.

*Subd. 2.* When there are urgent reasons for filling a vacancy in any position in the classified service and the director is unable to certify from any appropriate eligible list for the vacancy, the director may issue a provisional permit or certify a suitable person to fill such vacancy provisionally only

*until a selection and appointment can be made after competitive examination; but no person shall receive more than one provisional appointment nor serve more than six months in any 12-month period as a provisional appointee, except, where in individual cases reviewed by the civil service board, that board grants an exception for the good of the service.*

*Subd. 3. In case of an emergency, an appointment may be made without regard to the provisions of this chapter, but in no case shall it continue longer than ten days, and in no case shall successive emergency appointments be made; this provision shall apply to both persons and positions; and no person shall receive more than three emergency appointments in any one or different positions within one year.*

*Subd. 4. In case of a vacancy in a position where peculiar and exceptional qualifications of a scientific, professional, or expert character are required, and upon satisfactory evidence that for specified reasons competition in this special case is impracticable and that the position can best be filled by the selection of some designated person of high and recognized attainments in these qualities, the board, upon recommendation of the director, may suspend the requirements of competition in this case, but no suspension shall be general in its application to the position, and all the cases of suspension shall be reported in the annual report of the department, with the reasons for the same.*

*Subd. 5. Where the services to be rendered by an appointee are for a temporary period not to exceed six months, the director shall certify from an eligible list for the temporary service any person he deems qualified; the acceptance or refusal by an eligible of a temporary appointment shall not affect his standing on the register for permanent employment, nor shall the period of temporary service be counted as a part of the probationary period in case of subsequent appointment to a permanent position. No person shall receive more than one temporary appointment within one year. No temporary appointment shall exceed six months except to fill a vacancy created by an approved leave of absence not to exceed one year or where the civil service board grants an extension of temporary appointment to the maximum of one year in the best interests of the state.*

*Sec. 2. Section 1 is in effect as of April 13, 1957.*

Approved February 3, 1959.

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