

CHAPTER 384—H.F.No. 2427

An act relating to state lands; authorizing exchange of state property with Minnesota transportation museum property.

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

Section 1. EXCHANGE OF DULUTH JUNCTION TRAIL PROPERTY FOR MINNESOTA TRANSPORTATION MUSEUM PROPERTY.

Subdivision 1. AUTHORIZATION. Notwithstanding Minnesota Statutes, sections 94.341 to 94.349, or any other law, the commissioner of natural resources may exchange the state property described in subdivision 3 for the property of the Minnesota Transportation Museum, Incorporated, described in subdivision 4 by September 1, 1986.

Subd. 2. EXCHANGE. The exchange shall be by quitclaim deed from both parties in a form approved by the attorney general. The commissioner may exchange the property if the exchange is approved by the land exchange board.

Subd. 3. STATE PROPERTY. The state may exchange the property described in this subdivision for the Minnesota Transportation Museum, Incorporated, property described in subdivision 4.

That part of the former Soo Line Railroad right-of-way located in the Northwest Quarter of the Northwest Quarter of Section 23, Township 30 North, Range 21 West, Washington County, Minnesota, and described as follows:

(a) A strip of land 27.50 feet in width lying between lines 5.00 feet to the right and 32.50 feet to the right of a line, hereinafter described as "Line A."

(b) Also a strip of land 50.00 feet in width lying 17.50 feet to the left and 32.50 feet to the right of a line, hereinafter described as "Line B."

"Line A" is described as beginning at a point on the center line of the former Soo Line Railroad distance 1100.00 feet southwesterly of, as measured along said center line, from its intersection with the center line of the Minnesota Transportation Museum, Incorporated, right-of-way; thence northeasterly along said center line of the former Soo Line Railroad 175.00 feet and there terminating.

"Line B" is described as beginning at the terminus of said "Line A"; thence northeasterly along said center line of the former Soo Line Railroad 731.63 feet; thence northeasterly along a tangential curve concave to the southeast having a radius of 818.51 feet and a central angle of 26 degrees 35 minutes for a distance of 92.20 feet to the southerly right-of-way line of the said Minnesota Transportation Museum, Incorporated, right-of-way and there terminating.

The side lines of said strip of land are prolonged or shortened to terminate on said southerly right-of-way line of the Minnesota Transportation Museum, Incorporated, right-of-way.

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

Also, that part lying southeasterly of a line 32.50 feet to the right of the above-described "Line B," southerly of the southerly right-of-way of the Minnesota Transportation Museum, Incorporated, and northeasterly of the following described line:

Commencing at the intersection of the northerly right-of-way lines of the former Soo Line Railroad and the Minnesota Transportation Museum, Incorporated, right-of-way; thence westerly along said northerly right-of-way line of the Minnesota Transportation Museum, Incorporated, 33.00 feet; thence southerly deflecting to the left 80 degrees 00 minutes a distance of 101.54 feet to the southerly right-of-way line of the Minnesota Transportation Museum, Incorporated; thence southeasterly deflecting to the left 25 degrees 00 minutes a distance of 50 feet, more or less, to a line 32.50 feet to the right of the above-described "Line B" and the point of beginning; thence continuing southeasterly along the last described line a distance of 40 feet, more or less, to the southerly right-of-way line of the former Soo Line Railroad and there terminating.

(d) Together with a permanent easement for ingress and egress over and across a strip of land 10.00 feet in width lying northerly of, adjacent and contiguous to, the above described 27.50 foot and 50.00 foot wide strips of land.

Subd. 4. MINNESOTA TRANSPORTATION MUSEUM, INCORPORATED, PROPERTY. The Minnesota Transportation Museum, Incorporated, may exchange the property described in this subdivision for the state of Minnesota property described in subdivision 3.

(a) That part of the Minnesota Transportation Museum, Incorporated, right-of-way located in the Northwest Quarter of the Northwest Quarter of Section 23, Township 30 North, Range 21 West, Washington County, Minnesota, lying within the former Soo Line Railroad right-of-way and northerly of a line 17.50 feet northerly of the hereinafter described "Line C."

"Line C" is described as commencing at a point on the center line of the former Soo Line Railroad distance 1100.00 feet southwesterly of, as measured along said center line, from its intersection with the center line of the Minnesota Transportation Museum, Incorporated, right-of-way; thence northeasterly along said center line of the former Soo Line Railroad 906.63 feet to the point of beginning; thence northeasterly along a tangential curve concave to the southeast having a radius of 818.51 feet and a central angle of 26 degrees 35 minutes for a distance of 379.76 feet; thence easterly, tangent to said curve, 100.00 feet and there terminating.

(b) Also a strip of land 33.00 feet in width lying 16.50 feet on each side of the following described center line:

Commencing at the intersection of the northerly right-of-way lines of the former Soo Line Railroad and the Minnesota Transportation Museum, Incorporated; thence westerly along said northerly right-of-way line of the Minnesota Transportation Museum, Incorporated, 16.50 feet to the point of beginning;

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

thence southerly deflecting to the left 80 degrees 00 minutes a distance of 10 feet, more or less, to said northerly right-of-way line of the former Soo Line Railroad and there terminating.

The side lines of said strip of land are prolonged or shortened to terminate on said northerly right-of-way lines of the former Soo Line Railroad and the Minnesota Transportation Museum, Incorporated.

(c) The grantors, for themselves, their successors and assigns, reserve a perpetual easement subject to the conditions expressly provided herein, for ingress and egress over and across that part of the above conveyed lands described as follows:

A strip of land 10.00 feet in width lying 17.50 feet northerly of and parallel with the above described "Line C."

(d) Also a strip of land 33.00 feet in width lying 16.50 feet on each side of the following described center line:

Commencing at the intersection of the northerly right-of-way lines of the former Soo Line Railroad and Minnesota Transportation Museum, Incorporated; thence westerly along said northerly right-of-way line of the Minnesota Transportation Museum, Incorporated, 16.50 feet to the point of beginning; thence southerly deflecting to the left 80 degrees 00 minutes a distance of 90 feet, more or less, to the southerly boundary of the above described conveyed lands and there terminating.

Subd. 5. EASEMENT. The state shall have the right to use the easement under subdivision 3, paragraph (d), for any public purpose in common with the Minnesota Transportation Museum, Incorporated. Neither the state or the Minnesota Transportation Museum, Incorporated, may fence or in any manner prevent the other from access over and across the easement under subdivision 3, paragraph (d), or subdivision 4, paragraph (c), to any of the above exchanged property.

Subd. 6. PURPOSE. The property exchanged under this section is necessary for the Minnesota Transportation Museum, Incorporated, to use the railroad tracks for exhibits of the museum. The Duluth junction trail is adjacent to the museum property and can use the museum property for the trail.

Sec. 2. EFFECTIVE DATE.

This act is effective the day following final enactment.

Approved March 20, 1986

Changes or additions are indicated by underline, deletions by ~~strikeout~~.