

under subdivision 1, clause (b) or (c). Lesser relief may be ordered in any case where it would be appropriate under all the facts and circumstances of the case.

Subd. 4. **EXPENSES.** If the court finds that a party to a proceeding brought under this section has acted arbitrarily, vexatiously, or otherwise not in good faith, it may in its discretion award reasonable expenses, including attorneys' fees and disbursements, to any of the other parties.

Subd. 5. **VENUE; PARTIES.** Proceedings under this section shall be brought in a court within the county in which the registered office of the corporation is located. It is not necessary to make shareholders parties to the action or proceeding unless relief is sought against them personally.

Sec. 4. Laws 1985, First Special Session chapter 5, section 21, is amended to read:

Sec. 21. **EFFECTIVE DATE.**

The amendments to Minnesota Statutes, section 302A.671, subdivision 1, paragraph (a), made by this act are effective August 1, ~~1986~~ 1987.

Approved March 24, 1986

CHAPTER 432—H.F.No. 2466

An act relating to natural resources; authorizing additions to and deletions from certain state parks and recreation areas; providing for the maintenance of roads; providing access to Forestville state park; amending Laws 1984, chapter 599, section 3.

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

Section 1. **NATURAL RESOURCES; ADDITIONS TO AND DELETIONS FROM CERTAIN STATE PARKS.**

Subdivision 1. The lands described in this section are, as specified in this section, added to or deleted from the boundaries of the state parks designated in this section. The commissioner of natural resources is authorized to acquire by gift, purchase, or, if authorized by law, by condemnation proceedings the lands as described which are added. Any land which now is or hereafter becomes tax-forfeited land and is located within the described park boundaries is withdrawn from sale and is transferred from the custody, control, and supervision of the county board of the county to the commissioner of natural resources, free from any trust in favor of the interested taxing districts. The commissioner shall execute a certificate of acceptance of the lands on behalf of the state for these purposes and transmit it to the county auditor of the county for record as provided by law in the case of tax-forfeited land transferred to the commissioner by resolution of the county board for conservation purposes. Any land within

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

the herein described boundaries which may be owned by the United States and managed by any of its agents may be acquired by land exchange, direct transfer, or purchase as federal laws may prescribe. The lands acquired pursuant to this section shall be administered in the same manner as provided for other state parks and shall be perpetually dedicated for this use.

Subd. 2. [85.012] [Subd. 21.] FRONTENAC STATE PARK.

The following area is added to Frontenac State Park:

Government Lot 1 and that part of Government Lot 2 lying easterly of the center line of said Government Lot 2 of Section 33; Government Lot 1 of Section 34; all in Township 113 North, Range 13 West. The West Half of the Northwest Quarter and that part of the West Half of the Southwest Quarter lying northerly of the township road of Section 3; that part of Sections 4 and 5 lying northerly of the township road; and the Northeast Quarter of the Northeast Quarter of Section 6; all in Township 112 North, Range 13 West.

The following area is deleted from Frontenac State Park:

That part of the East Half of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section 3 lying southerly of the township road; all of the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 9; all of that part of the South Half of the Southeast Quarter of Section 9 except the rights-of-way of U.S. Highway 61 and the Chicago, Milwaukee, St. Paul and Pacific Railroad; all that part of Section 10 lying northwesterly of C.S.A.H. 2 and southerly of the township road; all that part of the North Half of Section 15 lying northerly of the northerly right-of-way line of U.S. Highway 61 and westerly of C.S.A.H. 2; all that part of the Southeast Quarter of Section 10 and the Northeast Quarter of the Northeast Quarter of Section 15 lying southeasterly of C.S.A.H. 2 and northerly and easterly of the following described line: Beginning at the intersection of C.S.A.H. 2 and a line 300 feet north of and parallel with the northerly line of Hibernia Avenue of the town of Frontenac Station, thence easterly along said line to its intersection with the northerly extension of the easterly line of Ludlow Avenue, thence southerly along the easterly line of Ludlow Avenue and its extension to a point 270 feet north of the northerly line of Columbia Avenue, thence deflecting left at a right angle to a line parallel with and 100 feet distance from the easterly line of Ludlow Avenue, thence southerly along said line to its intersection with the northerly right-of-way line of U.S. Highway 61, thence easterly along said northerly right-of-way line to the east line of Section 15 and there terminating; all that part of the West Half of the Southwest Quarter of Section 11 and the West Half of the Northwest Quarter of Section 14 lying southeasterly of C.S.A.H. 2, northerly of the northerly right-of-way line of U.S. Highway 61, and westerly of the following described line: Commencing at the southwest corner of said Section 11; thence on an assumed bearing of North 00 degrees 25 minutes 27 seconds West 1519.93 feet along the west line of said Section 11; thence North 89 degrees 34 minutes 33 seconds East 490.90 feet to Point "A"; thence North

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

42 degrees 46 minutes 45 seconds West 507.40 feet to the center line of C.S.A.H. 2 (a/k/a Frontenac and Wells Creek Road and road from old Village of Frontenac to new Village of Frontenac) and the point of beginning; thence South 42 degrees 46 minutes 45 seconds East 507.40 feet to Point "A"; thence South 00 degrees 00 minutes 18 seconds West 1416.61 feet; thence South 55 degrees 09 minutes 18 seconds East 1027.56 feet to the east line of said Northwest Quarter of the Northwest Quarter of said Section 14 and there terminating; all that part of the East Half of the Northwest Quarter of Section 14 described as follows: Beginning at the intersection of the north-south quarter section line of the Northwest Quarter of said Section 14 and the northerly right-of-way line of U.S. Highway 61 as now located, run thence North 400 feet, thence East 100 feet, thence South 200 feet, thence East 100 feet, thence South 200 feet more or less to the northerly line of said U.S. Highway 61, thence westerly and along said northerly line of said highway, 200 feet more or less to the point of beginning; all in Township 112 North, Range 13 West.

Subd. 3. [85.012] [Subd. 27.] HELMER MYRE STATE PARK.

The following area is added to Helmer Myre State Park:

All of Government Lot 2 EXCEPT beginning at a point on the west line of said Government Lot 2 a distance of 24 rods north of the southwest corner of said Government Lot 2; thence east to Albert Lea Lake; thence southerly along the shoreline of Albert Lea Lake to the south line of said Government Lot 2; thence west along the south line of said Government Lot 2 to the southwest corner of said Government Lot 2; thence north along the west line of said Government Lot 2 to the point of beginning, Government Lots 3 and 4 of Section 7 all in Township 102 North, Range 20 West.

Subd. 4. [85.012] [Subd. 60.] WILLIAM O'BRIEN STATE PARK.

The following area is added to William O'Brien State Park:

The Southeast Quarter of the Southeast Quarter, the Northeast Quarter of the Southeast Quarter and the East Half of the Northwest Quarter of the Southeast Quarter of Section 26, all in Township 32 North, Range 20 West.

Sec. 2. [85.013] [Subd. 18a.] MOOSE LAKE STATE RECREATION AREA.

The following area is added to Moose Lake State Recreation Area:

The Southeast Quarter of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section 22; that part of Government Lot 1 of Section 33 lying northerly of the township road; Government Lot 2, the Southeast Quarter of the Northwest Quarter, the South Half of the Northeast Quarter and the Northwest Quarter of the Northeast Quarter of Section 34; all in Township 46 North, Range 19 West.

The following area is deleted from Moose Lake State Recreation Area:

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

That part of the Southwest Quarter of the Southeast Quarter of Section 28 lying southerly of Minnesota Highway 73 and westerly of Interstate Highway 35; and that part of Government Lot 2 and the Southwest Quarter of the Northeast Quarter of Section 33 lying westerly of Interstate Highway 35; all in Township 46 North, Range 19 West.

Sec. 3. Laws 1984, chapter 599, section 3, is amended to read:

Sec. 3. **[85.013] [Subd. 10.] FLOOD BAY STATE WAYSIDE.**

The following areas are deleted from the Flood Bay State Wayside:

(a) That part of Government Lot 2, Section 32, Township 53 North, Range 10 West of the fourth principal meridian, lying southeasterly of the southeasterly right-of-way line of U.S. Highway 61 and northeasterly of a line described as follows: beginning at the Northwest Corner of said Government Lot 2, run southeasterly at an angle of 59 degrees with the West Line of said Government Lot 2 to the low water mark of Lake Superior, and said line there terminating, except a strip of land one hundred twenty-five feet in width lying northwesterly of the low water mark of Lake Superior.

(b) That part of Government Lot 1, Section 32, Township 53 North, Range 10 West of the fourth principal meridian, lying southeasterly of the southeasterly right-of-way line of U.S. Highway 61 and southwesterly of a line described as follows: commencing at the intersection of the West Line of said Section 32 with the centerline of said U.S. Highway 61, thence northeasterly along said centerline a distance of nine hundred thirty feet to the beginning of the line to be described; thence deflect 90 degrees 00 minutes to the right in a southeasterly direction to the low water mark of Lake Superior and said line there terminating, except a strip of land one hundred twenty-five feet in width lying northwesterly of the low water mark of Lake Superior.

These deletions are effective only if: (1) the commissioner of natural resources determines that the deletions and the proposed subsequent developments are in the public interest and consistent with the continued operation and preservation of the remainder of the wayside, considering the environmental impacts as described by an environmental impact statement found to be adequate by the environmental quality board under section 116D.04, any proposed mitigation measures and the economic and engineering feasibility of the project; and (2) the senate agriculture and natural resources committee and the house environment and natural resources committee review and approve the commissioner's determination. If these committees do not approve his determination, the commissioner shall submit it as a recommendation to the 1985 legislature. If the deletions become effective, notwithstanding any limitations contained in Minnesota Statutes, sections 92.45, 94.342, or 94.343 restricting the sale or exchange of state park land or land devoted to a specific public use, or of land bordering public waters, the commissioner may sell, lease for a period of up to 40 years with the option for renewal, or exchange the deleted portions of Flood Bay State Wayside in the manner otherwise provided by law. The commissioner shall

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

include in any deed issued for the area a condition requiring that this area be developed and operated in a manner consistent with the continued operation and preservation of the remaining portions of Flood Bay State Wayside.

Sec. 4. **[85.013] [Subd. 28.] ZIPPEL BAY STATE RECREATION AREA.**

The following area is deleted from Zippel Bay State Recreation Area:

The Northwest Quarter of the Southeast Quarter of Section 14, Township 162 North, Range 33 west.

Sec. 5. **FORESTVILLE STATE PARK ROADS.**

Up to \$1,000 of the cost incurred in the biennium ending June 30, 1987, by Fillmore county in maintaining roads that provide access to Forestville state park shall be reimbursed from the state park road account created by Minnesota Statutes 1984, section 162.06, subdivision 5.

Sec. 6. **EFFECTIVE DATE.**

This act is effective the day following final enactment.

Approved March 24, 1986

CHAPTER 433—H.F.No. 2405

An act relating to the city of Minneapolis; changing the time of election of certain board members; extending certain terms.

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

Section 1. **EFFECT ON CHARTER, OTHER LAW.**

Sections 2, 3, and 4 supersede conflicting provisions of the charter of the city of Minneapolis and other law.

Sec. 2. **BOARD OF ESTIMATE AND TAXATION.**

The term of the elected member of the board of estimate and taxation of the city of Minneapolis, whose term would have been filled at a 1987 municipal election, is extended to the first business day in January 1990. At the general municipal election in 1989, and every four years thereafter, the voters of the city of Minneapolis shall elect two members of the board, each for a term of four years.

Sec. 3. **PARK AND RECREATION BOARD.**

The terms of the commissioners of the park and recreation board of the city

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