

property resulting from the application, but not the manufacture or sale, of a pesticide.

Sec. 2. [541.075] REMEDIES IN ENVIRONMENTAL ACTIONS.

A proceeding to impose a penalty or forfeiture under chapter 115, 116, or 299K must be commenced within three years of the date the violation was discovered or reasonably should have been discovered.

Presented to the governor April 5, 1990

Signed by the governor April 6, 1990, 6:50 p.m.

CHAPTER 420—S.F.No. 2541

An act relating to real property; providing for filing and recording of maps or plats for proposed rights-of-way by local governing bodies; proposing coding for new law in Minnesota Statutes, chapter 505.

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

Section 1. [505.1793] PROPOSED RIGHT-OF-WAY ACQUISITIONS BY LOCAL AUTHORITIES; FILING FOR RECORD.

Subdivision 1. FILING AND RECORDING. To facilitate the acquisition of right-of-way required for public transportation and public utility and drainage easements, the governing body of a statutory or home rule charter city or town may file for record in the office of the county recorder or registrar of titles in the county in which right-of-way is to be acquired, orders or resolutions, as required by law, in the form of maps or plats showing right-of-way by course distance, bearing and arc length, and other rights or interests in land to be acquired as the governing body determines necessary. The map or plat must show by outline all tracts and parcels of land affected by the proposed acquisition. The map or plat must be subscribed by the mayor or chair of the governing body and prepared and certified by a registered land surveyor. The certified map or plat is entitled to record without compliance with chapter 505.

Subd. 2. CHANGES IN MAPS OR PLATS. Amendments, alterations, rescissions, or vacations of orders, resolutions, maps, or plats so filed are entitled to record in the same manner. The recorder or registrar may make suitable notations on the appropriate map or plat affected by an amendment, alteration, rescission, or vacation to direct the attention of anyone examining the record to the proper map or plat.

Subd. 3. ERRORS; CORRECTING CERTIFICATE. If an error on a map or plat incorrectly defines the intended acquisition, but does not affect rights of

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interests to be acquired, a certificate may be prepared stating what the defect is, what the correct information is, and which map or plat the certificate affects. The certificate must be signed by a licensed land surveyor and subscribed by the mayor or chair of the governing body. The certificate must be filed for record in the office of the county recorder or registrar of titles in the county where the map or plat is filed. When filed, the certificate amends the map or plat. The recorder or registrar may make suitable notations on the map or plat to which the certificate refers to direct the attention of anyone examining the map or plat to the record of the certificate.

Subd. 4. NO EFFECT ON TITLE. Maps or plats filed for record under this section do not operate of themselves to transfer title to the property described and designated by appropriate parcel number, but the maps or plats are to be used for delineation purposes.

Subd. 5. DESCRIPTION BY REFERENCE. Land acquisition by the governing body for public transportation and public utility and drainage easements by instrument of conveyance or by eminent domain proceedings may refer to the map or plat and parcel number, together with delineation of the parcel, as the only manner of description necessary for the acquisition.

Presented to the governor April 5, 1990

Signed by the governor April 6, 1990, 11:43 a.m.

CHAPTER 421—H.F.No. 2042

An act relating to consumer protection; limiting the locations in which sales of tobacco by vending machine may be made; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

Section 1. [325E.075] SALE OF TOBACCO BY VENDING MACHINE.

Subdivision 1. DEFINITION. For purposes of this section, "tobacco" has the meaning given the term in section 609.685.

Subd. 2. PROHIBITION. Tobacco may be offered for sale or sold in this state by or from a vending machine or appliance or any other medium, device, or object designated or used for vending purposes only at the following locations:

(1) in an area within a factory, business, office, or other place not open to the general public or to which persons under 18 years of age are not generally permitted access;

New language is indicated by underline, deletions by ~~strikeout~~.