

tion so received shall become state property, be classified as school trust land as defined in section 92.025, and be managed consistent with section 124.079.

Sec. 2. REPEALER.

Minnesota Statutes 1992, section 88.063, is repealed.

Sec. 3. EFFECTIVE DATE.

Sections 1 and 2 are effective the day following final enactment.

Presented to the governor May 4, 1994

Signed by the governor May 6, 1994, 11:30 a.m.

CHAPTER 579—H.F.No. 2623

An act relating to state lands; authorizing private sale of certain tax-forfeited land that borders public water in Itasca county; authorizing conveyance of state land to the city of Walker and to the Leech Lake Band of Chippewa Indians; authorizing an exchange of state land for land owned by the city of Bemidji; authorizing private sales of certain lands in St. Louis county; amending Laws 1992, chapter 370, section 2.

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

Section 1. SALE OF TAX-FORFEITED LAND; ITASCA COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, and the public sale provisions of Minnesota Statutes, chapter 282, Itasca county may sell by private sale for not less than the appraised value the tax-forfeited land bordering public water that is described in paragraph (c), under the remaining provisions of Minnesota Statutes, chapter 282.

(b) The conveyance must be in a form approved by the attorney general.

(c) The land that may be conveyed is located in Grattan township in Itasca county, in Section 6, Township 150 North, Range 27, consists of approximately 1.6 acres more or less, and is described as:

“Commencing at the northwest corner of said Government Lot 6; thence along the west line of said Government Lot 6 on an assigned bearing of south 00 degrees 35 minutes 23 seconds west, 917.64 feet to the intersection with the original government meander line of 1882 and the actual point of beginning; thence continuing south 00 degrees 35 minutes 23 seconds west, 252.20 feet, thence south 51 degrees 52 minutes 43 seconds west 353 feet more or less to the water’s edge of Moose Lake; thence northwesterly along said water’s edge 200 feet more or less to intersect a line which bears south 51

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degrees 52 minutes 43 seconds west from the actual point of beginning; thence north 51 degrees 52 minutes 43 seconds east 482 feet more or less to the point of beginning;"

subject to the survey and monumentation to be set and the proper execution and recording of a boundary line agreement between the parties to effectuate a settlement.

(d) The county has determined that the lands described in paragraph (c) should be returned to private ownership to effectuate the terms of settlement of a boundary line dispute.

Sec. 2. Laws 1992, chapter 370, section 2, is amended to read:

Sec. 2. LAKE WINNIBOGOSHISH FISH HATCHERY; SALE TO THE UNITED STATES OF AMERICA, IN TRUST FOR THE MINNESOTA LEECH LAKE BAND OF CHIPPEWA ~~TRIBE~~ INDIANS.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 94.09 to 94.16, the commissioner of natural resources may sell, at private sale, land and related improvements located in Cass county and described in this section to the United States of America, in trust for the Minnesota Leech Lake Band of Chippewa Tribe Indians, for use for fish propagation purposes.

(b) The conveyance must be in a form approved by the attorney general. The consideration may be for less than the appraised value of the land and improvements thereon, as determined by the commissioner of natural resources. The proceeds from the sale must be credited to the game and fish fund. The state shall reserve minerals and mineral rights in the conveyance. A conservation easement need not be retained under Minnesota Statutes, section 103F.535.

(c) The land, including related improvements, which may be conveyed is land that the state acquired by eminent domain in 1949 for fish-rearing ponds, fish hatchery, and related purposes, and that included the former channel of the Mississippi river. The land and related improvements are no longer used or needed for these purposes. The land is located in Cass county, in Sections 25 and 36 of Township 146 North, Range 27 West, and is described as:

(1) that portion of Section 25, that was formerly the bed of the Mississippi river, described as follows:

Beginning at meander corner No. 12 at the intersection of the government meander line on the right bank of the Mississippi river and the South line of said Section 25; thence northwesterly along said government meander line on the right bank of the Mississippi river to the intersection with a line running parallel to and 150 feet southerly of the center line of State Aid Road No. 9; thence northeasterly along last described line to the right bank of the Mississippi river as reconstructed and improved; thence in a southeasterly

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direction along the right bank of the Mississippi river as reconstructed and improved, to the intersection with the South line of Section 25; thence West along the South line of Section 25 to the point of beginning; containing 15.52 acres, more or less; and

(2) that portion of Section 36 that was the former bed of the Mississippi river, more fully described as follows:

Beginning at the meander corner on the North line of Section 36 and right bank of the Mississippi river; thence easterly along said section line to the right bank of the Mississippi river, as reconstructed and improved; thence in a southeasterly direction along the right bank of the said Mississippi river as reconstructed and improved, to the intersection with a line which is 2,000 feet South and parallel to the North line of Section 36; thence westerly along last described line to the intersection with the meander line of the right bank of the Mississippi river; thence westerly and northerly along the meander line of the right bank of the Mississippi river to point of beginning; containing 68.02 acres, more or less.

Sec. 3. SALE OF STATE LAND TO CITY OF WALKER.

(a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of administration shall convey to the city of Walker for no consideration the land described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general and must provide that the land reverts to the state if it ceases to be used for a public purpose.

(c) The land that must be conveyed consists of approximately 1.37 acres in Cass county and is described as:

That part of Government Lot 6, Section 2, Township 141 North, Range 31 West, Cass County, Minnesota, lying westerly of the following described line: Commencing at the Northwest corner of said Government Lot 6; thence South 87 degrees 20 minutes 26 seconds East, assumed bearing along the north line thereof 1000.04 feet to the point of beginning of the line to be herein described; thence South 3 degrees 11 minutes 22 seconds West 351.14 feet; thence South 41 degrees 13 minutes 44 seconds East 1318.68 feet to a point on the south line of said Government Lot 6, distant 1588.35 feet easterly of the Southwest corner of said Government Lot 6 and said line there terminating.

(d) The city wishes to acquire the land for renovation of a sewage treatment pond. The conveyance would also resolve a problem with encroachment of one of the city's existing sewage treatment ponds on state land.

Sec. 4. EXCHANGE OF STATE LAND; BEMIDJI STATE UNIVERSITY AND CITY OF BEMIDJI.

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(a) Notwithstanding Minnesota Statutes, sections 94.341 to 94.349, and subject to the approval of the land exchange board, the state shall exchange the Bemidji state university property described in paragraph (c) for the property of the city of Bemidji described in paragraph (d), without delay.

(b) The exchange must be in a form approved by the attorney general after the attorney general has determined, in the manner provided in Minnesota Statutes, section 94.343, subdivision 9, that the title to the land proposed to be conveyed to the state is good and marketable. The land the state receives must be substantially equal in value to the state land exchanged, as provided in Minnesota Statutes, section 94.343, subdivision 3, and any deficiency in value must be paid to the state.

(c) The state property to be exchanged is located in Beltrami county and is described as follows:

Parcel B. That part of Lot 5, Block 1, Omichs Second Addition to Bemidji described as follows:

Commencing at the Northwest corner of Lot 5; thence East along the North line of Lot 5 a distance of 63.83 feet to the actual point of beginning; thence continuing East along said North line of Lot 5 a distance of 101.17 feet to a point which is the Northeast corner of the West one-half (1/2) of Lot 5; thence South along the East line of the West one-half (1/2) of Lot 5 a distance of 70.78 feet; thence deflecting Northwesterly to the right 126 degrees on a bearing of North 54 degrees West a distance of 94.15 feet; thence continuing Northwesterly along a curve concave to the left, having a radius of 243 feet and a cord bearing of North 58 degrees 18 minutes 13 seconds West with a cord distance of 29.39 feet, to the point of beginning;

containing .14 acres, more or less.

(d) The land to be received by the state in the exchange is located in Beltrami county and is described as follows:

Parcel A. That part of Lot 4 and Lot 7, Block 1, Omichs Second Addition to Bemidji described as follows:

Commencing at the Southeast corner of Lot 7; thence West along the South line of Lot 7 a distance of 240.00 feet; thence North along a line drawn at right angles to the South line of Lot 7 a distance of 31.08 feet; thence East along a line drawn at right angles to the last described course and parallel with the South line of Lot 7 a distance of 186.02 feet; thence Southeasterly along a curve concave to the right, having a radius of 243.00 feet and a cord bearing of South 75 degrees 12 minutes 36 seconds East with a cord distance of 121.75 feet to a point on the South line of Lot 4, thence West along the South line of Lot 4 a distance of 63.83 feet to the point of beginning;

containing .19 acres, more or less.

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(e) As part of state aid project no. 105-121-01, the city of Bemidji is realigning a portion of municipal street right-of-way designated as 23rd Street NE, and the property described in paragraph (c) is needed to accomplish the relocation. The city and Bemidji state university have determined that the exchange would be mutually beneficial.

Sec. 5. PRIVATE SALE OF TAX-FORFEITED LAND TO BOIS FORTE RESERVATION TRIBAL COUNCIL.

(a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, St. Louis county may convey by private sale to the Bois Forte reservation tribal council the tax-forfeited land described in paragraph (c), under the remaining provisions of Minnesota Statutes, chapter 282.

(b) The conveyance must be in a form approved by the attorney general.

(c) The land that may be conveyed is located in St. Louis county and is described as:

(1) SW 1/4 of NW 1/4, Section 27, Township 62, Range 16W (387-10-2830), consisting of 40 acres;

(2) NE 1/4 of NE 1/4, except two acres at the NE corner, Section 19, Township 65, Range 21W (760-40-470), consisting of 38 acres; and

(3) beginning at NE corner of the NE 1/4 of NE 1/4, thence running west 490 feet, thence south 178 feet, thence east 490 feet, thence north 178 feet to the point of beginning, Section 19, Township 65, Range 21W (760-40-480), consisting of 2 acres.

(d) The land to be conveyed is located within the Bois Forte reservation. The Bois Forte reservation tribal council plans to use the land for economic development and for construction of sewage treatment facilities.

Sec. 6. SALE OF CERTAIN LAND IN ST. LOUIS COUNTY.

Notwithstanding any other law to the contrary, St. Louis county, on behalf of the state, shall convey by private sale the state-owned land described in this section.

The land described shall be sold by private sale to Gerald Lawson. The conveyance must be in a form approved by the attorney general for a consideration equal to the delinquent taxes, penalties, and interest remaining unpaid on the property.

The land to be sold is located in St. Louis county, and is described as lots 19, 20, and 21, block 5, of the altered plat of the London Park addition to Duluth.

The property was previously owned by Mr. Lawson, having been conveyed

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to him by his mother. While Mr. Lawson had entered into a repurchase agreement under Minnesota Statutes, sections 282.241 to 282.324, after the property had forfeited to the state for nonpayment of property taxes, he defaulted on a payment required under that law, and the repurchase was canceled.

Sec. 7. **EFFECTIVE DATE.**

Sections 1 to 6 are effective the day following final enactment.

Presented to the governor May 4, 1994

Signed by the governor May 6, 1994, 11:30 a.m.

CHAPTER 580—H.F.No. 2234

An act relating to natural resources; personnel working on certain projects; terms and conditions of certain 1993 appropriations; appropriating money; amending Minnesota Statutes 1992, sections 116P.05, subdivision 2; 116P.08, subdivisions 6 and 7; and 116P.09, subdivision 4; Minnesota Statutes 1993 Supplement, section 116P.11; Laws 1993, chapter 172, section 14, subdivisions 4 and 11.

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

Section 1. Minnesota Statutes 1992, section 116P.05, subdivision 2, is amended to read:

Subd. 2. **DUTIES.** (a) The commission shall recommend a budget plan for expenditures from the environment and natural resources trust fund and shall adopt a strategic plan as provided in section 116P.08.

(b) The commission shall recommend expenditures to the legislature from the Minnesota future resources fund under section 116P.13.

(c) It is a condition of acceptance of the appropriations made from the Minnesota future resources fund, Minnesota environment and natural resources trust fund, and oil overcharge money under section 4.071, subdivision 2, that the agency or entity receiving the appropriation must submit a work program and semiannual progress reports in the form determined by the legislative commission on Minnesota resources. None of the money provided may be spent unless the commission has approved the pertinent work program.

(d) The peer review panel created under section 116P.08 must also review, comment, and report to the commission on research proposals applying for an appropriation from the Minnesota resources fund and from oil overcharge money under section 4.071, subdivision 2.

(e) The commission may adopt operating procedures to fulfill its duties under sections 116P.01 to 116P.13.

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