

court with information from the national criminal records repository within three working days of the commissioner's receipt of the data.

(c) Notwithstanding section 626.557, subdivision 12b, if the commissioner of human services or a county lead agency has information that a person on whom a background study was previously done under this section has been determined to be a perpetrator of maltreatment of a vulnerable adult, the commissioner or the county may provide this information to the court that requested the background study. The commissioner may also provide the court with additional criminal history information that becomes available after the background study is done.

Subd. 3. FORM. The commissioner of human services shall develop a form to be used for requesting a background study under this section, which must include:

(1) a notification to the subject of the study that the court will request the commissioner to perform a background study under this section;

(2) a notification to the subject of the rights in subdivision 4; and

(3) a signed consent to conduct the background study.

Subd. 4. RIGHTS. The court shall notify the subject of a background study that the subject has the following rights:

(1) the right to be informed that the court will request a background study on the subject for the purpose of determining whether the person's appointment or continued appointment is in the best interests of the ward or conservatee;

(2) the right to be informed of the results of the study and to obtain from the court a copy of the results; and

(3) the right to challenge the accuracy and completeness of information contained in the results under section 13.04, subdivision 4, except to the extent precluded by section 256.045, subdivision 3.

Presented to the governor May 21, 2001

Signed by the governor May 24, 2001, 1:49 p.m.

CHAPTER 164—H.F.No. 873

An act relating to public lands; allowing private easements across tax-forfeited land; changing certain exchange requirements; modifying county lease terms for tax-forfeited land; authorizing a conveyance of certain Benton county land; authorizing public and private sales and conveyances of certain tax-forfeited lands in Aitkin, Cook, Hubbard, Lake, Meeker, Ramsey, St. Louis, and Washington counties; authorizing the commissioner of transportation to exercise the power of eminent domain for acquisition of certain trust fund land bordering public waters; amending Minnesota Statutes 2000, section 282.04, subdivision 1, and by adding a subdivision;

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Laws 1998, chapter 389, article 16, section 31, subdivisions 2, as amended, 3, as amended, and 4, as amended.

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

Section 1. Minnesota Statutes 2000, section 282.04, subdivision 1, is amended to read:

Subdivision 1. **TIMBER SALES; LAND LEASES AND USES.** (a) The county auditor may sell timber upon any tract that may be approved by the natural resources commissioner. Such sale of timber shall be made for cash at not less than the appraised value determined by the county board to the highest bidder after not less than one week's published notice in an official paper within the county. Any timber offered at such public sale and not sold may thereafter be sold at private sale by the county auditor at not less than the appraised value thereof, until such time as the county board may withdraw such timber from sale. The appraised value of the timber and the forestry practices to be followed in the cutting of said timber shall be approved by the commissioner of natural resources.

(b) Payment of the full sale price of all timber sold on tax-forfeited lands shall be made in cash at the time of the timber sale, except in the case of oral or sealed bid auction sales, the down payment shall be no less than 15 percent of the appraised value, and the balance shall be paid prior to entry. In the case of auction sales that are partitioned and sold as a single sale with predetermined cutting blocks, the down payment shall be no less than 15 percent of the appraised price of the entire timber sale which may be held until the satisfactory completion of the sale or applied in whole or in part to the final cutting block. The value of each separate block must be paid in full before any cutting may begin in that block. With the permission of the county administrator the purchaser may enter unpaid blocks and cut necessary timber incidental to developing logging roads as may be needed to log other blocks provided that no timber may be removed from an unpaid block until separately scaled and paid for.

(c) The county board may require final settlement on the basis of a scale of cut products. Any parcels of land from which timber is to be sold by scale of cut products shall be so designated in the published notice of sale above mentioned, in which case the notice shall contain a description of such parcels, a statement of the estimated quantity of each species of timber thereon and the appraised price of each specie of timber for 1,000 feet, per cord or per piece, as the case may be. In such cases any bids offered over and above the appraised prices shall be by percentage, the percent bid to be added to the appraised price of each of the different species of timber advertised on the land. The purchaser of timber from such parcels shall pay in cash at the time of sale at the rate bid for all of the timber shown in the notice of sale as estimated to be standing on the land, and in addition shall pay at the same rate for any additional amounts which the final scale shows to have been cut or was available for cutting on the land at the time of sale under the terms of such sale. Where the final scale of cut products shows that less timber was cut or was available for cutting under terms of such sale than was originally paid for, the excess payment shall be refunded from the

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forfeited tax sale fund upon the claim of the purchaser, to be audited and allowed by the county board as in case of other claims against the county. No timber, except hardwood pulpwood, may be removed from such parcels of land or other designated landings until scaled by a person or persons designated by the county board and approved by the commissioner of natural resources. Landings other than the parcel of land from which timber is cut may be designated for scaling by the county board by written agreement with the purchaser of the timber. The county board may, by written agreement with the purchaser and with a consumer designated by the purchaser when the timber is sold by the county auditor, and with the approval of the commissioner of natural resources, accept the consumer's scale of cut products delivered at the consumer's landing. No timber shall be removed until fully paid for in cash. Small amounts of timber not exceeding \$3,000 in appraised valuation may be sold for not less than the full appraised value at private sale to individual persons without first publishing notice of sale or calling for bids, provided that in case of such sale involving a total appraised value of more than \$200 the sale shall be made subject to final settlement on the basis of a scale of cut products in the manner above provided and not more than two such sales, directly or indirectly to any individual shall be in effect at one time.

(d) As directed by the county board, the county auditor may lease tax-forfeited land to individuals, corporations or organized subdivisions of the state at public or private vendue, and at such prices and under such terms as the county board may prescribe, for use as cottage and camp sites and for agricultural purposes and for the purpose of taking and removing of hay, stumps, sand, gravel, clay, rock, marl, and black dirt therefrom, and for garden sites and other temporary uses provided that no leases shall be for a period to exceed ten years; provided, further that any leases involving a consideration of more than ~~\$1,500~~ \$12,000 per year, except to an organized subdivision of the state shall first be offered at public sale in the manner provided herein for sale of timber. Upon the sale of any such leased land, it shall remain subject to the lease for not to exceed one year from the beginning of the term of the lease. Any rent paid by the lessee for the portion of the term cut off by such cancellation shall be refunded from the forfeited tax sale fund upon the claim of the lessee, to be audited and allowed by the county board as in case of other claims against the county.

(e) As directed by the county board, the county auditor may lease tax-forfeited land to individuals, corporations, or organized subdivisions of the state at public or private vendue, at such prices and under such terms as the county board may prescribe, for the purpose of taking and removing for use for road construction and other purposes tax-forfeited stockpiled iron-bearing material. The county auditor must determine that the material is needed and suitable for use in the construction or maintenance of a road, tailings basin, settling basin, dike, dam, bank fill, or other works on public or private property, and that the use would be in the best interests of the public. No lease shall exceed ten years. The use of a stockpile for these purposes must first be approved by the commissioner of natural resources. The request shall be deemed approved unless the requesting county is notified to the contrary by the commissioner of natural resources within six months after receipt of a request for approval for use of a stockpile. Once use of a stockpile has been approved, the county may continue to lease

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it for these purposes until approval is withdrawn by the commissioner of natural resources.

(f) The county auditor, with the approval of the county board is authorized to grant permits, licenses, and leases to tax-forfeited lands for the depositing of stripping, lean ores, tailings, or waste products from mines or ore milling plants, upon such conditions and for such consideration and for such period of time, not exceeding 15 years, as the county board may determine; said permits, licenses, or leases to be subject to approval by the commissioner of natural resources.

(g) Any person who removes any timber from tax-forfeited land before said timber has been scaled and fully paid for as provided in this subdivision is guilty of a misdemeanor.

(h) The county auditor may, with the approval of the county board, and without first offering at public sale, grant leases, for a term not exceeding 25 years, for the removal of peat from tax-forfeited lands upon such terms and conditions as the county board may prescribe. Any lease for the removal of peat from tax-forfeited lands must first be reviewed and approved by the commissioner of natural resources if the lease covers 320 or more acres. No lease for the removal of peat shall be made by the county auditor pursuant to this section without first holding a public hearing on the auditor's intention to lease. One printed notice in a legal newspaper in the county at least ten days before the hearing, and posted notice in the courthouse at least 20 days before the hearing shall be given of the hearing.

Sec. 2. Minnesota Statutes 2000, section 282.04, is amended by adding a subdivision to read:

Subd. 4a. PRIVATE EASEMENTS. (a) A county board may convey a road easement across unsold tax-forfeited land to an individual requesting an easement for access to private property owned by the individual if:

(1) there are no reasonable alternatives to obtain access to the individual's property; and

(2) exercising the easement will not cause significant adverse environmental or natural resource management impacts.

(b) The county auditor shall require an individual applying for an easement under paragraph (a) to pay the appraised value of the easement. The conveyance must provide that the easement reverts to the state in trust for the taxing district in the event of nonuse.

Sec. 3. Laws 1998, chapter 389, article 16, section 31, subdivision 2, as amended by Laws 1999, chapter 180, section 1, and Laws 2000, chapter 488, article 3, section 31, is amended to read:

Subd. 2. EXCHANGE OF COUNTY LAKESHORE LAND FOR LEASED LAKESHORE LOTS. (a) For the purposes of this section:

(1) "county land" includes, but is not limited to, tax-forfeited land administered by any county;

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(2) "leased lakeshore lots" means lands leased by the state, including lots for which leases have been canceled, pursuant to Minnesota Statutes, section 92.46, subdivision 1; and

(3) "plan for exchange" means a listing of parcels proposed for exchange with legal descriptions, county estimates of values, and maps and acreage for each parcel. By July 1, 1999, counties shall include exchange plans for all lakeshore lease lots that are in substantial compliance with official controls. The plan shall also include a timeline that provides for the completion of the exchange of all remaining lakeshore lease lots by December 31, 2000.

(b) By July 1, 1999, a county board with leased lakeshore lots must petition the land exchange board with a plan for an exchange of county land for leased lakeshore lots in the county that are not listed by the commissioner pursuant to subdivision 1. Notwithstanding Minnesota Statutes, section 94.342, the land proposed for the exchange must be land bordering on or adjacent to meandered or other public waters. A county board proposing an exchange under this section may include tax-forfeited or fee land administered by another county in the proposal with the consent of that county board.

(c) In determining the value of the leased lakeshore lots for purposes of the exchange, the land exchange board must review an appraisal of each lot prepared by an appraiser licensed by the commissioner of commerce. The selection of the appraiser must be agreed to by the commissioner of natural resources and the county board of the county containing the leased lakeshore lot. The commissioner of natural resources must pay the costs of appraisal and may recover these costs as provided in this section. The commissioner must submit appraisals under this paragraph to the land exchange board by June 1, 1999.

(d) The land exchange board must determine whether the land offered for exchange by a county under this section is lakeshore of substantially equal value to the leased lakeshore lots included in the county's petition. In making this determination, the land exchange board must review an appraisal of the land offered for exchange prepared by an appraiser licensed by the commissioner of commerce. The selection of the appraiser must be agreed to by the commissioner of natural resources and the county board of the county containing the leased lakeshore lots. The county must pay the costs of this appraisal and may recover those costs as provided in this section.

(e) Before the proposed exchange may be submitted to the land exchange board, the commissioner of natural resources must ensure that, whenever possible, state lands are added to the leased lakeshore lots when necessary to provide conformance with zoning official controls. The lands added to the leased lakeshore lots must be included in the appraised value of the lots. If the commissioner is unable to add the necessary land to a lot, the lot shall be treated as if purchased at the time the state first leased the site, for the purposes of local zoning and other ordinances at the time of sale of the lot by the county.

(f) Additional state or county lands, including state riparian land leased for a commercial use, may be added to the exchanges if mutually agreed upon by the

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commissioner and the affected county board to meet county zoning standards or other regulatory needs for the lots, for use of the land by the county or state, or to avoid leaving unmanageable parcels of land in state or county ownership after an exchange, or to dispose of state commercial riparian leases. The additional county land may include nonriparian land, if the land is adjacent to county land exchanged under this section and is beneficial to or enhances the value of the school trust land. Notwithstanding Minnesota Statutes, chapter 282, or any other law to the contrary, a county board may sell all or part of any additional land to an owner of a lakeshore lot sold by the county under this section, or sold by the state at a lakeshore lot sale, or to the lessee of a commercial lease.

(g) In the event that commercial leased state land is proposed for exchange, the state and county must submit to the land exchange board prior to exchanges, without regard to the dates provided in this section, the reports, appraisals, and plan for exchange required by this section. The county is not required to sell the commercially leased lands it receives from the state within the times stated in this section.

(h) The land exchange board must determine whether the lots are of substantially equal value and may approve the exchange, notwithstanding the requirements of Minnesota Statutes, sections 94.342 to 94.347, relating to the approval process. If the board approves the exchange, the commissioner must exchange the leased lakeshore lots for the county lands, together with any additional state land provided for under this section, subject to the requirements of the Minnesota Constitution, article XI, section 10, relating to the reservation of mineral and water power rights.

(i) The deeds between the state and counties for land exchanges under this section are exempt from the deed tax imposed by Minnesota Statutes, section 287.21.

(j) The deeds issued by the state and counties for the land exchanges and sales to a lessee made pursuant to this section are exempt from the requirements imposed for well disclosure by Minnesota Statutes, section 103I.235, well sealing by Minnesota Statutes, section 103I.311, and individual sewage treatment system disclosure by Minnesota Statutes, section 115.55, subdivision 6.

Sec. 4. Laws 1998, chapter 389, article 16, section 31, subdivision 3, as amended by Laws 1999, chapter 180, section 2, is amended to read:

Subd. 3. **COUNTY SALE.** Notwithstanding Minnesota Statutes, section 282.018, or any other law to the contrary, a county board must offer land that it has acquired through an exchange under this section for sale to the lessee of the land within 90 days from the date of acquisition for the value of the land as determined by the county board. The county board may include the cost of appraisal, abstract, and survey for the purposes of this section in the value of the land. If the lessee does not elect to purchase the land within 90 days from the date of the offer by the county, the county board shall sell the land by public sale no later than four years from the date the county acquires the land through an exchange under this section for no less than the value of the land as determined by the county board, including the cost of appraisal required by this section, any survey or abstract costs, and the value of improvements to the land. The county may sell the land with a directed sale to adjacent landowners within four years

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from the date of acquisition, if the lessee does not elect to purchase the lot within the 90-day period and if the county board determines that a lot cannot be brought into substantial compliance with official controls absent such a sale. The county board must reimburse the lessee for the value of the improvements to the land and the county may retain a sum from the proceeds of the sale equivalent to the cost of appraisal, abstract, and survey. The county board must reimburse the commissioner of natural resources for the costs of appraisal under subdivision 2, paragraph (c), survey, and abstract from the proceeds of the sale.

Scheduled lease rate increases shall be suspended for lots when the county certifies that the lessee has elected to purchase the lot within 90 days from the date of the offer by the county.

Notwithstanding Minnesota Statutes, section 284.28, subdivision 8, or any other law to the contrary, land acquired through an exchange under this section is exempt from payment of three percent of the sales price required to be collected by the county auditor at the time of sale for deposit in the state treasury.

Sec. 5. Laws 1998, chapter 389, article 16, section 31, subdivision 4, as amended by Laws 1999, chapter 180, section 3, is amended to read:

Subd. 4. **COUNTY ENVIRONMENTAL TRUST FUND.** Notwithstanding the provisions of Minnesota Statutes, chapter 282, and any other law relating to the apportionment of proceeds from the sale of tax-forfeited land, and except as otherwise provided in this section, a county board must deposit the money received from the sale of land under subdivision 3 into an environmental trust fund established by the county under this subdivision. The following may be withheld by a county board and are not required to be deposited into an environmental trust fund: the costs of appraisal, abstracts, and surveys; money received from a sale which is attributable to land owned by a county in fee; amounts paid to lessees for improvements; amounts paid to acquire land which is included in a county plan for exchange and is conveyed to the state in the exchange, including the purchase price, appraisal, abstract, survey, and closing costs; and the costs of sale to lessees or other parties, including the costs of advertising, realtors, and closing services. If the proceeds from the sale of tax-forfeited land in a county is \$250,000 or more, the principal from the sale of the land may not be expended, and the county board may spend interest earned on the principal only for purposes related to the improvement of natural resources. To the extent money received from the sale is attributable to tax-forfeited land from another county, the money must be deposited in an environmental trust fund established under this section by that county board.

Sec. 6. **PUBLIC SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; AITKIN COUNTY.**

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, Aitkin county may sell 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.

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(c) The land to be sold is located in Aitkin county and is described as:

An undivided 1/43 interest in Lot 19, Block 1 in the Plat of Waukenabo Addition.

(d) The county has determined that the county's land management interests would best be served if the lands were returned to private ownership.

Sec. 7. PRIVATE SALE OF TAX-FORFEITED LAND WITHIN A CONSOLIDATED CONSERVATION AREA; AITKIN COUNTY.

(a) Notwithstanding Minnesota Statutes, section 84A.27, or other law to the contrary, Aitkin county may sell certain tax-forfeited land within a consolidated conservation area to adjoining landowners under the alternative sale provisions of Minnesota Statutes, section 282.01, subdivision 7.

(b) The land to be sold is located in Aitkin county and is described as:

That part of Government Lot 1 lying South of Highway 18 and North of the plats of Pleasant View Ridge 1st Addition and Pleasant View Ridge 2nd Addition lying West of the extended west line of Lot 1 of the Plat of Pleasant View Ridge 1st Addition and lying East of the extended west line of Lot 1 of the Plat of Pleasant View Ridge 2nd Addition, all in Section 25, Township 45 North, Range 27 West.

(c) The county has determined that the sale would eliminate a substandard parcel and that the county's land management interests would best be served if the lands were returned to private ownership.

Sec. 8. BENTON COUNTY CONVEYANCE.

(a) Notwithstanding Minnesota Statutes, section 373.01, subdivision 1, or other law, Benton county may convey to the Benton county historical society the land described in paragraph (b) for no or nominal consideration.

(b) The land to be conveyed is legally described as: Lots Four (4), Five (5) and Six (6), Block Twenty-eight (28) in the original TOWN OF SAUK RAPIDS, also so much of the Westerly one-half of the vacated portion of Third Avenue North lying Easterly thereof and contiguous thereto, according to the plat and survey thereof on file and of record in the office of the County Recorder in and for said Benton County, Minnesota.

(c) The land was previously conveyed to the historical society but reverted to the county when the historical society's building was not completed by the date necessary to avoid reverter. The building has been built and the conveyance is necessary to clear up title to the building and the land it is built on.

Sec. 9. PRIVATE SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; COOK COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, and the public sale provisions of Minnesota Statutes, chapter 282, Cook county may sell by private sale the land bordering public water that is described in paragraph (d) under the remaining provisions of Minnesota Statutes, chapter 282, if acquired by the

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county as tax-forfeited land pursuant to a land exchange by the United States of America, United States Forest Service, under the authority of Minnesota Statutes, section 94.344.

(b) The sale must be in the form approved by the attorney general. The conveyance must reserve a perpetual easement, if necessary, over and across roads and roadways required for access to Lot 1, Hungry Jack Lake Summer Home Group.

(c) The land to be sold by private sale must be sold for the appraised value to the present United States Forest Service special use permittee occupying the resort property.

(d) The land to be sold is located in Cook county and is described as:

That part of Government Lots Ten (10) and Eleven (11), Section 4, Township 64 North, Range 1 West, Fourth Principal Meridian, county of Cook, Minnesota described as follows:

Beginning at the Meander Corner to Sections 3 and 4 near a north shore of Hungry Jack Lake, also being near the southwest corner of Lot 1, Hungry Jack Lake Summer Home Group; thence North 13 degrees 11 minutes 55 seconds West 10.40 feet to said southwest corner of said Lot 1; thence along the west line of said Lot 1, North 08 degrees 11 minutes 46 seconds West 264.00 feet to the northwest corner of Lot 1; thence along the north line of Lot 1, North 64 degrees 36 minutes 18 seconds East 48.82 feet; thence North 650.79 feet to a point near the centerline of County Road 65; thence along the approximate centerline of County Road 65, North 87 degrees 45 minutes 51 seconds West 236.35 feet, more or less, to the line between Government Lots 10 and 11; thence continuing along the approximate centerline of County Road 65 the following six (6) courses and distances:

North 87 degrees 45 minutes 51 seconds West 68.29 feet;

South 87 degrees 46 minutes 40 seconds West 108.81 feet;

South 79 degrees 57 minutes 59 seconds West 224.26 feet;

North 85 degrees 25 minutes 26 seconds West 112.89 feet;

North 85 degrees 25 minutes 26 seconds West 73.14 feet;

South 77 degrees 53 minutes 11 seconds West 68.19 feet;

thence South 12 degrees 06 minutes 49 seconds East 56.08 feet; thence South 13 degrees 53 minutes 24 seconds West 115.50 feet; thence South 09 degrees 02 minutes 24 seconds West 110.00 feet; thence continuing South 09 degrees 02 minutes 24 seconds West 20 feet, more or less, to the north shore of Hungry Jack Lake; thence southeast, east, and northeast to a point lying South 13 degrees 11 minutes 55 seconds East of the point of beginning; thence North 13 degrees 11 minutes 55 seconds West 1.0 foot; more or less to the point of beginning and there terminating.

Being 15.56 acres, more or less.

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(e) The county has determined that the county's land management interest would best be served if the land was returned to private ownership.

Sec. 10. PUBLIC SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; COOK COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, Cook county may sell the land bordering public water that is described in paragraph (c) under the remaining provisions of Minnesota Statutes, chapter 282, if acquired by the county as tax-forfeited land pursuant to a land exchange by the United States of America, United States Forest Service, under the authority of Minnesota Statutes, section 94.344.

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

(c) The land to be sold is located in Cook county and is described as:

That part of Government Lots Ten (10) and Eleven (11), Section 4, Township 64 North, Range 1 West, Fourth Principal Meridian, county of Cook, Minnesota described as follows:

Commencing at the Meander Corner to Sections 3 and 4 near a north shore of Hungry Jack Lake, also being near the southwest corner of Lot 1, Hungry Jack Lake Summer Home Group; thence North 13 degrees 11 minutes 55 seconds West 10.40 feet to said southwest corner of Lot 1; thence along the west line of said Lot 1, North 08 degrees 11 minutes 46 seconds West 264.00 feet to the northwest corner of Lot 1; thence continuing North 08 degrees 11 minutes 46 seconds West 198.00 feet; thence North 71 degrees 28 minutes 50 seconds West 288.06 feet, more or less, to the line to Government Lots 10 and 11; thence North 71 degrees 28 minutes 50 seconds West 586.94 feet; thence South 09 degrees 02 minutes 24 seconds West 110.00 feet to the POINT OF BEGINNING; thence returning over the last described line North 09 degrees 02 minutes 24 seconds East 110.00 feet; thence North 13 degrees 53 minutes 24 seconds East 115.50 feet; thence North 12 degrees 06 minutes 49 seconds West 56.08 feet to a point near the centerline of County Road 65; thence along the approximate centerline of County Road 65 the following two (2) courses and distances:

South 77 degrees 53 minutes 11 seconds West 398.72 feet;

South 70 degrees 29 minutes 18 seconds West 232.89 feet, more or less

to the north-south quarter line of Section 4; thence along said quarter line South 04 degrees 18 minutes 35 seconds West 99 feet, more or less, to the north shore of Hungry Jack Lake; thence southeast, southwest, southeast, northeast, and southeast to a point lying South 09 degrees 02 minutes 24 seconds West of the point of beginning; thence North 09 degrees 02 minutes 24 seconds East 20 feet, more or less, to the point of beginning, and there terminating.

Being 3.26 acres, more or less.

Together with a perpetual easement over and across all roads and roadways abutting the property above described.

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(d) The county has determined that the county's land management interest would best be served if the lands were returned to private ownership.

Sec. 11. CONVEYANCE OF TAX-FORFEITED LAND; HUBBARD COUNTY.

(a) If the city of Park Rapids conveys the land described in paragraph (c) to the state according to Minnesota Statutes, section 282.01, subdivision 1d, then, notwithstanding any other provision of Minnesota Statutes, chapter 282, the commissioner of revenue shall reconvey the land described in paragraph (c) to the city of Park Rapids for no consideration.

(b) The conveyance must be in a form approved by the attorney general. Notwithstanding Minnesota Statutes, chapter 282, the city of Park Rapids may use the land for other than a public use and may sell the land free of the tax-forfeited trust if the proceeds of the sale are used for a public purpose.

(c) The land to be conveyed is in Hubbard county and is described as: Lot 32, Auditor's Plat #4, city of Park Rapids.

Sec. 12. PRIVATE SALE OF TAX-FORFEITED LAND; LAKE COUNTY.

(a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, Lake county may sell by private sale the tax-forfeited land 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 for a consideration of \$1 and relinquishment of a four-acre parcel of land that Lake county has used for road relocation.

(c) The land to be sold is located in Lake county and is described as: the West Half of the Northwest Quarter of the Southwest Quarter, Section 17, Township 55 North, Range 11 West.

(d) The county has determined that the county's land management interests would best be served if the land was returned to private ownership.

Sec. 13. PRIVATE SALE OF TAX-FORFEITED LAND; LAKE COUNTY.

(a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, Lake county may sell by private sale the tax-forfeited land 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 to be sold is located in Lake county and is described as: the easterly 200 feet of the Northeast Quarter of the Northeast Quarter, Section 32, Township 57 North, Range 11 West.

(d) The county has determined that the county's land management interests would best be served if the land was sold to adjoining landowners to resolve boundary issues.

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Sec. 14. PUBLIC SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; MEEKER COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, Meeker county may sell 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 to be sold is located in Meeker county and is described as:

Lot 1, Section 12, Township 121 North, Range 32 West, Union Grove township.

(d) The county has determined that the county's land management interests would best be served if the lands were returned to private ownership.

Sec. 15. TAX-FORFEITED LAND IN RAMSEY COUNTY.

(a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, Ramsey county may sell by private sale the tax-forfeited land that is described in paragraph (c), under the remaining provisions of Minnesota Statutes, chapter 282.

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

(c) The land to be sold is located in Ramsey county and is described as:

(Except the East 910 feet), the North 356 feet of the Northeast Quarter of the Southeast Quarter (subject to roads), in Section 3, Township 29, Range 22.

(d) The county has determined that the county's land management interests would best be served if the land was sold to Ramsey county to be used for library purposes.

Sec. 16. CONVEYANCE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; RAMSEY COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivisions 1 and 2, and the public sale provisions of Minnesota Statutes, chapter 282, the commissioner of revenue shall convey to Ramsey county for no consideration the tax-forfeited land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general and provide that the land reverts to the state if Ramsey county stops using the land for park purposes. The conveyance must provide that no landscape changes, stormwater discharge, or watercourse alterations that affect the hydrology and vegetative characteristics of the land are allowed beyond those conditions that exist at the time of the conveyance in order that the wetland characteristics and resulting wildlife habitats are maintained in perpetuity.

(c) The land to be conveyed is located in Ramsey county and is described as: that part northeasterly of the railway right-of-way and the East 400 feet of the Northeast Quarter of the Southwest Quarter, Section 17, Township 30 North, Range 23 West (P.I.N. 17-30-23-31-0016-9).

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(d) The county has determined that the county's land management interests would best be served if the land was used for park purposes.

Sec. 17. PRIVATE SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; ST. LOUIS COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, and the public sale provisions of Minnesota Statutes, chapter 282, St. Louis county may sell by private sale to the adjacent land owner 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 for a consideration of taxes due on the property and any penalties, interest, and costs.

(c) The land to be sold is located in St. Louis county on Hinsdale Island, Lake Vermilion, and is described as:

Plat of NE-PAH-WIN, Lot 13 (387-282-130), Township 63 North, Range 17 West.

(d) The county has determined that the county's land management interests would best be served if the lands were returned to private ownership.

Sec. 18. PUBLIC SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; ST. LOUIS COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, St. Louis county may sell 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 to be sold is located in St. Louis county and is described as: the NE1/4-SW1/4 of Section 20, Township 61 North, Range 19 West.

(d) The county has determined that the county's land management interests would best be served if the lands were returned to private ownership.

Sec. 19. PRIVATE SALE OF TAX-FORFEITED LAND; WASHINGTON COUNTY.

(a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or other law to the contrary, Washington county may sell by private sale the tax-forfeited land described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general for a consideration of taxes due on the property and any penalties, interest, and costs.

(c) The land to be sold is located in Washington county and is described as: Parcel number 2903021310185, city of Willernie.

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

(d) The county has determined that the county's land management interests would best be served if the land was returned to private ownership.

Sec. 20. CONVEYANCE OF TAX-FORFEITED LAND; WASHINGTON COUNTY.

(a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, Washington county may convey to the city of Forest Lake for no consideration the tax-forfeited land that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general and provide that the land reverts to the state if the city of Forest Lake stops using the land for the public purpose described in paragraph (d).

(c) The land to be conveyed is located in Washington county and is described as: Lot 4, Block 1, Knob Hill, Forest Lake township (parcel no. 12.032.21.22.0004).

(d) The county has determined that the land is needed by the city of Forest Lake to straighten a road.

Sec. 21. CONVEYANCE OR PUBLIC SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; WASHINGTON COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, and the public sale provisions of Minnesota Statutes, chapter 282, Washington county may convey to New Scandia township for no consideration the tax-forfeited land bordering public water that is described in paragraph (d).

(b) The conveyance must be in a form approved by the attorney general and provide that the land reverts to the state if New Scandia township stops using the land for a public purpose.

(c) If Washington county does not convey the land according to paragraph (a), then notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, Washington county may sell by public sale the tax-forfeited land bordering public water that is described in paragraph (d) under the remaining provisions of Minnesota Statutes, chapter 282. The conveyance must be in a form approved by the attorney general.

(d) The land to be conveyed or sold is located in Washington county and is described as:

(1) Lot 16, Block 1, Holiday Beach, New Scandia township (parcel no. 31.032.20.11.0066), subject to an easement; and

(2) Lot 17, Block 1, Holiday Beach, New Scandia township (parcel no. 31.032.20.11.0067), subject to an easement.

(e) The county has determined that the county's land management interests would best be served if the lands were removed from the tax-forfeited roll.

Sec. 22. CONVEYANCE OR PUBLIC OR PRIVATE SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; WASHINGTON COUNTY.

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

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, and the public sale provisions of Minnesota Statutes, chapter 282, Washington county may convey to the city of Marine on St. Croix for no consideration the tax-forfeited land bordering public water that is described in paragraph (e).

(b) The conveyance must be in a form approved by the attorney general and provide that the land reverts to the state if the city of Marine on St. Croix stops using the land for a public purpose.

(c) If Washington county does not convey the land according to paragraph (a), then notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, and the public sale provisions of Minnesota Statutes, chapter 282, Washington county may sell by public or private sale the tax-forfeited land bordering public water that is described in paragraph (e), under the remaining provisions of Minnesota Statutes, chapter 282.

(d) If sold by private sale, the conveyance must be in a form approved by the attorney general for a consideration of taxes due on the property and any penalties, interest, and costs.

(e) The land to be conveyed or sold is located in Washington county and is described as: Lot 15, Butternut Falls, Marine on St. Croix (parcel no. 07.031.19.34.0020).

(f) The county has determined that the county's land management interests would best be served if the land was removed from the tax-forfeited roll.

Sec. 23. PUBLIC SALE OF TAX-FORFEITED LAND BORDERING WETLANDS; WASHINGTON COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivisions 1 and 2, Washington county may sell the tax-forfeited land bordering wetlands 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 to be sold is located in the city of Oakdale, Washington county, and is described as:

(1) Lot 2, Block 2, Sun Meadows First Addition (parcel no. 17.029.21.22.0010);

(2) Lot 3, Block 2, Sun Meadows First Addition (parcel no. 17.029.21.22.0011);

(3) Lot 6, Block 2, Sun Meadows First Addition (parcel no. 17.029.21.22.0014);

(4) Lot 7, Block 2, Sun Meadows First Addition (parcel no. 17.029.21.22.0015);

(5) Lot 8, Block 2, Sun Meadows First Addition (parcel no. 17.029.21.22.0016);

and

(6) Lot 9, Block 2, Sun Meadows First Addition (parcel no. 17.029.21.22.0017).

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

(d) The county has determined that the county's land management interests would best be served if the lands were returned to private ownership.

Sec. 24. CONVEYANCE OF TAX-FORFEITED LAND BORDERING WETLANDS; WASHINGTON COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivisions 1 and 2, and the public sale provisions of Minnesota Statutes, chapter 282, Washington county may convey to the city of Oakdale for no consideration the tax-forfeited land bordering wetlands that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general and provide that the land reverts to the state if the city of Oakdale stops using the land for the public purpose described in paragraph (d).

(c) The land to be conveyed is located in Washington county and is described as:

Outlot B, Oakdale Hills 2 nd[0015] Addition, except that part platted as Charter Oaks 3 rd[0015] Addition (parcel no. 30.029.21.31.0139).

(d) The county has determined that the land is needed by the city of Oakdale for drainage.

Sec. 25. CONVEYANCE OR PUBLIC OR PRIVATE SALE OF TAX-FORFEITED LAND BORDERING WETLANDS; WASHINGTON COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivisions 1 and 2, and the public sale provisions of Minnesota Statutes, chapter 282, Washington county may convey to the city of Oakdale for no consideration the tax-forfeited land bordering wetlands that is described in paragraph (e).

(b) The conveyance must be in a form approved by the attorney general and provide that the land reverts to the state if the city of Oakdale stops using the land for drainage.

(c) If Washington county does not convey the land according to paragraph (a), then notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivisions 1 and 2, and the public sale provisions of Minnesota Statutes, chapter 282, Washington county may sell by public or private sale the tax-forfeited land bordering wetlands that is described in paragraph (e), under the remaining provisions of Minnesota Statutes, chapter 282.

(d) If sold by private sale, the conveyance must be in a form approved by the attorney general for a consideration of taxes due on the property and any penalties, interest, and costs.

(e) The land to be conveyed or sold is located in Washington county and is described as:

(1) Lot 1, Block 1, Sun Meadows First Addition (parcel no. 17.029.21.22.0005); and

(2) Lot 2, Block 1, Sun Meadows First Addition (parcel no. 17.029.21.22.0006).

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

(f) The county has determined that the county's land management interests would best be served if the lands were removed from the tax-forfeited roll.

Sec. 26. CONDEMNATION OF TRUST FUND LAND BORDERING PUBLIC WATERS; BELTRAMI COUNTY.

Notwithstanding Minnesota Statutes, sections 92.45 and 103F.535, the commissioner of transportation may acquire the following described trust fund land, except minerals and mineral rights, by eminent domain:

Those parts of Government Lots 1 and 2 of Section 36, Township 147 North, Range 34 West of the Fifth Principal Meridian lying southwesterly of Minnesota department of transportation right-of-way plat no. 04-23, plat of which is on file and of record in the office of the county recorder in and for Beltrami county, Minnesota, bounded as follows: southeasterly of the southwesterly projection of the northwesterly line of said plat, northwesterly of the southwesterly projection of the southeasterly line of said plat, southwesterly of the southwesterly line of said plat, and northeasterly of the shoreline of Grass Lake.

The above described tract contains 12.5 acres.

Sec. 27. EFFECTIVE DATE.

Sections 1 to 26 are effective the day following final enactment. Section 15 is effective the day after the governing body of Ramsey county and its chief clerical officer timely complete their compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3.

Presented to the governor May 21, 2001

Signed by the governor May 24, 2001, 2:00 p.m.

CHAPTER 165—S.F.No. 795

An act relating to natural resources; requiring the continuation of grant-in-aid snowmobile trail access when the commissioner of natural resources acquires land; permitting all-terrain vehicles to be operated on certain recreational land trails in Mille Lacs and Pine counties; amending Minnesota Statutes 2000, section 84.83, by adding a subdivision.

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

Section 1. Minnesota Statutes 2000, section 84.83, is amended by adding a subdivision to read:

Subd. 4a. **TRAIL CONTINUATION ON LANDS ACQUIRED BY THE STATE.** When the commissioner acquires lands with easements or other agreements for snowmobile trails that have received grant-in-aid financing under this section, the commissioner shall:

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