

A bill for an act

relating to natural resources; modifying refund provisions; modifying commissioner's authority; modifying restrictions in migratory feeding and resting areas; providing certain exemptions from local law; modifying wild animal and fish taking, possession, and licensing requirements; modifying provisions relating to the possession of certain weapons; removing bow and gun case requirements; authorizing certain fees; authorizing acquisition of and requiring grants of certain easements; modifying management authority for tax-forfeited lands; adding to and deleting from certain state parks; modifying state trails; removing land from the Minnesota wild and scenic rivers program; authorizing public and private sales and exchanges of state land; requiring wind energy lease; modifying previous sales authorization and land descriptions; requiring location of sites for veterans cemetery; requiring increase in appraised estimates for timber sales; requiring forest lease pilot project; changing certain programs and requirements; requiring rulemaking; requiring reports; appropriating money; amending Minnesota Statutes 2008, sections 17.4981; 17.4988, subdivision 3; 84.027, subdivision 13; 84.0273; 84.788, subdivision 11; 84.798, subdivision 10; 84.82, subdivision 11; 84.922, subdivision 12; 85.0115; 85.015, subdivision 13; 86B.415, subdivision 11; 97A.075, subdivision 1; 97A.095, subdivision 2; 97A.137, by adding subdivisions; 97A.405, subdivision 4; 97A.421, subdivision 1; 97A.441, subdivision 7; 97A.445, subdivision 1; 97A.451, subdivision 2, by adding a subdivision; 97A.465, subdivision 1b; 97A.475, subdivisions 2, 3, 7, 11, 12, 29; 97A.525, subdivision 1; 97B.035, subdivision 2; 97B.045, subdivision 2, by adding a subdivision; 97B.051; 97B.055, subdivision 3; 97B.086; 97B.111, subdivision 1; 97B.328, subdivision 3; 97B.651; 97B.811, subdivisions 2, 3; 97B.931, subdivision 1; 97C.081, subdivisions 2, 3, 4, 9; 97C.315, subdivision 1; 97C.355, subdivision 2; 97C.371, by adding a subdivision; 97C.385, subdivision 2; 97C.395, subdivision 1; 282.04, subdivision 1; Laws 1996, chapter 407, section 32, subdivision 3; Laws 2007, chapter 131, article 2, section 38; Laws 2008, chapter 368, article 1, sections 21, subdivisions 4, 5; 34; article 2, section 25; proposing coding for new law in Minnesota Statutes, chapters 84; 97B; 97C; repealing Minnesota Statutes 2008, sections 97A.525, subdivision 2; 97B.301, subdivisions 7, 8; 97C.405.

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

ARTICLE 1

GAME AND FISH POLICY

Section 1. Minnesota Statutes 2008, section 17.4981, is amended to read:

17.4981 GENERAL CONDITIONS FOR REGULATION OF AQUATIC FARMS.

(a) Aquatic farms are licensed to culture private aquatic life. Cultured aquatic life is not wildlife. Aquatic farms must be licensed and given classifications to prevent or minimize impacts on natural resources. The purpose of sections 17.4981 to 17.4997 is to:

(1) prevent public aquatic life from entering an aquatic farm;

(2) prevent release of nonindigenous or exotic species into public waters without approval of the commissioner;

(3) protect against release of disease pathogens to public waters;

(4) protect existing natural aquatic habitats and the wildlife dependent on them; and

(5) protect private aquatic life from unauthorized taking or harvest.

(b) Private aquatic life that is legally acquired and possessed is an article of interstate commerce and may be restricted only as necessary to protect state fish and water resources.

(c) The commissioner of natural resources shall establish license and other fees as provided in section 16A.1285, subdivision 2, that would make aquaculture licensing and enforcement self-sustaining. Notwithstanding section 16A.1283, the commissioner may, by written order published in the State Register, establish the fees required by this section. The fees are not subject to the rulemaking provisions of chapter 14, and section 14.386 does not apply. The commissioner shall develop best management practices for aquaculture to ensure the long-term sustainability of aquaculture and wetlands used for aquaculture, including, but not limited to, fish farming in man-made ponds.

Sec. 2. Minnesota Statutes 2008, section 17.4988, subdivision 3, is amended to read:

Subd. 3. **Inspection and additional fees.** Notwithstanding section 16A.1283, the commissioner may, by written order published in the State Register, establish fees for the services listed in clauses (1) to (3) and the additional fee required under subdivision 2, paragraph (a). The fees must be set in an amount that does not recover significantly more or less than the cost of providing the service. The fees are not subject to the rulemaking provisions of chapter 14 and section 14.386 does not apply. The services covered under this provision include:

(1) initial inspection of each water to be licensed;

- (2) fish health inspection and certification, including initial tissue sample collection, basic fish health assessment, viral pathogen testing, and bacteriological testing; and
- (3) initial inspection for containment and quarantine facility inspections.

Sec. 3. Minnesota Statutes 2008, section 84.027, subdivision 13, is amended to read:

Subd. 13. **Game and fish rules.** (a) The commissioner of natural resources may adopt rules under sections 97A.0451 to 97A.0459 and this subdivision that are authorized under:

(1) chapters 97A, 97B, and 97C to set open seasons and areas, to close seasons and areas, to select hunters for areas, to provide for tagging and registration of game and fish, to prohibit or allow taking of wild animals to protect a species, to prevent or control wildlife disease, to open or close bodies of water or portions of bodies of water for night bow fishing, and to prohibit or allow importation, transportation, or possession of a wild animal;

(2) sections 84.093, 84.15, and 84.152 to set seasons for harvesting wild ginseng roots and wild rice and to restrict or prohibit harvesting in designated areas; and

(3) section 84D.12 to designate prohibited invasive species, regulated invasive species, unregulated nonnative species, and infested waters.

(b) If conditions exist that do not allow the commissioner to comply with sections 97A.0451 to 97A.0459, the commissioner may adopt a rule under this subdivision by submitting the rule to the attorney general for review under section 97A.0455, publishing a notice in the State Register and filing the rule with the secretary of state and the Legislative Coordinating Commission, and complying with section 97A.0459, and including a statement of the emergency conditions and a copy of the rule in the notice. The emergency conditions for opening a water body or portion of a water body for night bow fishing under this section may include the need to temporarily open the area to evaluate compatibility of the activity on that body of water prior to permanent rulemaking. The notice may be published after it is received from the attorney general or five business days after it is submitted to the attorney general, whichever is earlier.

(c) Rules adopted under paragraph (b) are effective upon publishing in the State Register and may be effective up to seven days before publishing and filing under paragraph (b), if:

- (1) the commissioner of natural resources determines that an emergency exists;
- (2) the attorney general approves the rule; and
- (3) for a rule that affects more than three counties the commissioner publishes the rule once in a legal newspaper published in Minneapolis, St. Paul, and Duluth, or for a

rule that affects three or fewer counties the commissioner publishes the rule once in a legal newspaper in each of the affected counties.

(d) Except as provided in paragraph (e), a rule published under paragraph (c), clause (3), may not be effective earlier than seven days after publication.

(e) A rule published under paragraph (c), clause (3), may be effective the day the rule is published if the commissioner gives notice and holds a public hearing on the rule within 15 days before publication.

(f) The commissioner shall attempt to notify persons or groups of persons affected by rules adopted under paragraphs (b) and (c) by public announcements, posting, and other appropriate means as determined by the commissioner.

(g) Notwithstanding section 97A.0458, a rule adopted under this subdivision is effective for the period stated in the notice but not longer than 18 months after the rule is adopted.

Sec. 4. **[84.0874] ELECTRONIC LICENSING SYSTEM DATA.**

Data created, collected, stored, or maintained by the department for purposes of obtaining a noncommercial game and fish license, cross-country ski pass, horse trail pass, or snowmobile trail sticker; registering a recreational motor vehicle; or any other electronic licensing transaction are private data on individuals, as defined in section 13.02, subdivision 12, except that an individual's name, address, and type of license applied for shall be public. Data made public by this paragraph shall be classified as private upon the request of the individual subject of the data.

EFFECTIVE DATE. This section is effective March 1, 2010.

Sec. 5. Minnesota Statutes 2008, section 84.788, subdivision 11, is amended to read:

Subd. 11. **Refunds.** The commissioner may issue a refund on a registration, not including any issuing fees paid under subdivision 3, paragraph (e), or section 84.027, subdivision 15, paragraph (a), clause (3), if the refund request is received within ~~12 months~~ 60 days of the original registration, ~~the registration is not used or transferred,~~ and:

(1) the off-highway motorcycle was registered incorrectly ~~by the commissioner or the deputy registrar;~~ or

(2) the off-highway motorcycle was registered twice, once by the dealer and once by the customer.

Sec. 6. Minnesota Statutes 2008, section 84.798, subdivision 10, is amended to read:

Subd. 10. **Refunds.** The commissioner may issue a refund on a registration, not including any issuing fees paid under subdivision 3, paragraph (b), or section 84.027, subdivision 15, paragraph (a), clause (3), if the refund request is received within ~~12 months~~ 60 days of the original registration ~~and the vehicle was registered incorrectly by the commissioner or the deputy registrar,~~ the registration is not used or transferred, and:

(1) the off-road vehicle was registered incorrectly; or

(2) the off-road vehicle was registered twice, once by the dealer and once by the customer.

Sec. 7. Minnesota Statutes 2008, section 84.82, subdivision 11, is amended to read:

Subd. 11. **Refunds.** The commissioner may issue a refund on a registration, not including any issuing fees paid under subdivision 2, paragraph (e), or section 84.027, subdivision 15, paragraph (a), clause (3), if the refund request is received within ~~12 months~~ 60 days of the original registration, the registration is not used or transferred, and:

~~(1) the snowmobile was registered incorrectly by the commissioner or the deputy registrar; or~~

(2) the snowmobile was registered twice, once by the dealer and once by the customer.

Sec. 8. Minnesota Statutes 2008, section 84.922, subdivision 12, is amended to read:

Subd. 12. **Refunds.** The commissioner may issue a refund on a registration, not including any issuing fees paid under subdivision 2, paragraph (e), or section 84.027, subdivision 15, paragraph (a), clause (3), if the refund request is received within ~~12 months~~ 60 days of the original registration, the registration is not used or transferred, and:

~~(1) the vehicle was registered incorrectly by the commissioner or the deputy registrar; or~~

(2) the vehicle was registered twice, once by the dealer and once by the customer.

Sec. 9. Minnesota Statutes 2008, section 86B.415, subdivision 11, is amended to read:

Subd. 11. **Refunds.** The commissioner may issue a refund on a license or title, not including any issuing fees paid under subdivision 8 or section 84.027, subdivision 15, paragraph (a), clause (3), or 86B.870, subdivision 1, paragraph (b), if the refund request is received within ~~12 months~~ 60 days of the original license or title, the license or title is not used or transferred, and:

~~(1) the watercraft was licensed or titled incorrectly by the commissioner or the deputy registrar;~~

(2) the customer was incorrectly charged a title fee; or
(3) the watercraft was licensed or titled twice, once by the dealer and once by the customer.

Sec. 10. Minnesota Statutes 2008, section 97A.075, subdivision 1, is amended to read:

Subdivision 1. **Deer, bear, and lifetime licenses.** (a) For purposes of this subdivision, "deer license" means a license issued under section 97A.475, subdivisions 2, clauses (5), (6), (7), ~~(11)~~, (13), (14), and (15), ~~(16)~~, and ~~(17)~~, and 3, clauses (2), (3), (4), ~~(9)~~ (10), (11), and (12), and ~~(13)~~, and licenses issued under section 97B.301, subdivision 4.

(b) \$2 from each annual deer license and \$2 annually from the lifetime fish and wildlife trust fund, established in section 97A.4742, for each license issued under section 97A.473, subdivision 4, shall be credited to the deer management account and shall be used for deer habitat improvement or deer management programs.

(c) \$1 from each annual deer license and each bear license and \$1 annually from the lifetime fish and wildlife trust fund, established in section 97A.4742, for each license issued under section 97A.473, subdivision 4, shall be credited to the deer and bear management account and shall be used for deer and bear management programs, including a computerized licensing system.

(d) Fifty cents from each deer license is credited to the emergency deer feeding and wild cervidae health management account and is appropriated for emergency deer feeding and wild cervidae health management. Money appropriated for emergency deer feeding and wild cervidae health management is available until expended. When the unencumbered balance in the appropriation for emergency deer feeding and wild cervidae health management at the end of a fiscal year exceeds \$2,500,000 for the first time, \$750,000 is canceled to the unappropriated balance of the game and fish fund. The commissioner must inform the legislative chairs of the natural resources finance committees every two years on how the money for emergency deer feeding and wild cervidae health management has been spent.

Thereafter, when the unencumbered balance in the appropriation for emergency deer feeding and wild cervidae health management exceeds \$2,500,000 at the end of a fiscal year, the unencumbered balance in excess of \$2,500,000 is canceled and available for deer and bear management programs and computerized licensing.

Sec. 11. Minnesota Statutes 2008, section 97A.095, subdivision 2, is amended to read:

Subd. 2. **Waterfowl feeding and resting areas.** The commissioner may, by rule, designate any part of a lake as a migratory feeding and resting area. Before designation,

the commissioner must receive a petition signed by at least ten local resident licensed hunters describing the area of a lake that is a substantial feeding or resting area for migratory waterfowl, and find that the statements in the petition are correct, and that adequate, free public access to the lake exists near the designated area. The commissioner shall post the area as a migratory waterfowl feeding and resting area. Except as authorized in rules adopted by the commissioner, a person may not enter a posted migratory waterfowl feeding and resting area, during a period when hunting of migratory waterfowl is allowed, with watercraft or aircraft propelled by a motor, other than an electric motor ~~of less than 30 pounds thrust~~ with battery power of 12 volts or less. The commissioner may, by rule, further restrict the use of electric motors in migratory waterfowl feeding and resting areas.

Sec. 12. Minnesota Statutes 2008, section 97A.137, is amended by adding a subdivision to read:

Subd. 4. Exemption from certain local ordinances. (a) Wildlife management areas that are established according to section 86A.05, subdivision 8; designated under section 97A.133 or 97A.145; and 160 contiguous acres or larger are exempt from local ordinances that limit the taking of game and fish or vegetation management in the unit as authorized by state law.

(b) Wildlife management areas that are established according to section 86A.05, subdivision 8; designated under section 97A.133 or 97A.145; and at least 40 contiguous acres and less than 160 contiguous acres are exempt from local ordinances that:

(1) restrict trapping;
(2) restrict the discharge of archery equipment;
(3) restrict the discharge of shotguns with shot sizes of F or .22 inch diameter, or smaller diameter shot;

(4) restrict noise;
(5) require dogs on a leash; or
(6) would in any manner restrict the management of vegetation in the unit as authorized by state law.

(c) Existing wildlife management area restrictions in place as of May 1, 2009, under Minnesota Rules, part 6230.0200, or under local ordinance, are not superseded by this section.

Sec. 13. Minnesota Statutes 2008, section 97A.137, is amended by adding a subdivision to read:

8.1 Subd. 5. **Portable stands.** Prior to the Saturday on or nearest September 16, a
8.2 portable stand may be left overnight in a wildlife management area by a person with a
8.3 valid bear license who is hunting within 100 yards of a bear bait site that is legally tagged
8.4 and registered as prescribed under section 97B.425. Any person leaving a portable stand
8.5 overnight under this subdivision must affix the person's name and address to the stand in
8.6 such a manner that it can be read from the ground.

8.7 Sec. 14. Minnesota Statutes 2008, section 97A.405, subdivision 4, is amended to read:

8.8 Subd. 4. **Replacement licenses.** (a) The commissioner may permit licensed deer
8.9 hunters to change zone, license, or season options. The commissioner may issue a
8.10 replacement license if the applicant submits the original deer license and unused tags that
8.11 are being replaced and the applicant pays any increase in cost between the original and
8.12 the replacement license. A refund of the difference in fees may be issued when a person
8.13 changes from a regular deer license to a youth deer license. ~~When a person submits both~~
8.14 ~~an archery and a firearms license for replacement, the commissioner may apply the value~~
8.15 ~~of both licenses towards the replacement license fee.~~

8.16 (b) A replacement license may be issued only if the applicant has not used any
8.17 tag from the original license or licenses and meets the conditions of paragraph (c). The
8.18 original license or licenses and all unused tags for the licenses being replaced must be
8.19 submitted to the issuing agent at the time the replacement license is issued.

8.20 (c) A replacement license may be issued under the following conditions, or as
8.21 otherwise prescribed by rule of the commissioner:

8.22 (1) when the season for the license being surrendered has not yet opened; or

8.23 (2) when the person is ~~upgrading from a regular firearms or archery deer license to~~
8.24 ~~an all season deer license;~~

8.25 (3) ~~when the person is upgrading from a regular firearms license to a multizone~~
8.26 ~~deer license; or~~

8.27 (4) ~~when the person is changing from a regular firearms deer license to a youth~~
8.28 ~~deer license.~~

8.29 (d) Notwithstanding section 97A.411, subdivision 3, a replacement license is valid
8.30 immediately upon issuance if the license being surrendered is valid at that time.

8.31 Sec. 15. Minnesota Statutes 2008, section 97A.421, subdivision 1, is amended to read:

8.32 Subdivision 1. **General.** (a) The annual license of a person convicted of a violation
8.33 of the game and fish laws relating to the license or wild animals covered by the license
8.34 is void when:

(1) a second conviction occurs within three years under a license to trap fur-bearing animals, take small game or to take fish by angling or spearing;

(2) a third conviction occurs within one year under a minnow dealer's license;

(3) a second conviction occurs within three years for violations of section 97A.425 that do not involve falsifications or intentional omissions of information required to be recorded, or attempts to conceal unlawful acts within the records;

(4) two or more misdemeanor convictions occur within a three-year period under a private fish hatchery license;

(5) the conviction occurs under a license not described in clause (1), (2), or (4) or is for a violation of section 97A.425 not described in clause (3); or

(6) the conviction is related to assisting a person in the illegal taking, transportation, or possession of wild animals, when acting as a hunting or angling guide.

(b) Except for big game licenses and as otherwise provided in this section, for one year after the conviction the person may not obtain the kind of license or take wild animals under a lifetime license, issued under section 97A.473 or 97A.474, relating to the game and fish law violation.

Sec. 16. Minnesota Statutes 2008, section 97A.441, subdivision 7, is amended to read:

Subd. 7. Owners or tenants of agricultural land. (a) The commissioner may issue, without a fee, a license to take an antlerless deer to a resident who is an owner or tenant, or a nonresident who is an owner, of at least 80 acres of agricultural land, as defined in section 97B.001, in deer permit areas that have deer archery licenses to take additional deer under section 97B.301, subdivision 4. A person may receive only one license per year under this subdivision. For properties with co-owners or cotenants, only one co-owner or cotenant may receive a license under this subdivision per year. The license issued under this subdivision is restricted to land leased for agricultural purposes or owned by the holder of the license within the permit area where the qualifying land is located. The holder of the license may transfer the license to the holder's spouse or dependent. Notwithstanding sections 97A.415, subdivision 1, and 97B.301, subdivision 2, the holder of the license may purchase an additional license for taking deer and may take an additional deer under that license.

(b) A person who obtains a license under paragraph (a) must allow public deer hunting on their land during that deer hunting season, with the exception of the first Saturday and Sunday during the deer hunting season applicable to the license issued under section 97A.475, subdivision 2, ~~clauses (4) and (13)~~ clause (5).

Sec. 17. Minnesota Statutes 2008, section 97A.445, subdivision 1, is amended to read:

Subdivision 1. **Angling; Take a Kid Fishing Weekends.** A resident ~~over age 18~~ age 16 years or older may take fish by angling without an angling or fish house license during one three-day consecutive period of the open water angling season and one three-day consecutive period of the ice angling season designated by rule of the commissioner if accompanied by a child who is under age 16. The commissioner shall publicize the three-day periods as "Take a Kid Fishing Weekend" for the open water angling season and "Take a Kid Ice Fishing Weekend" for the ice angling season.

Sec. 18. Minnesota Statutes 2008, section 97A.451, subdivision 2, is amended to read:

Subd. 2. **Residents under age 16; fishing.** (a) A resident under the age of 16 years may take fish without a license.

(b) A resident under the age of 16 may net ciscoes and whitefish for personal consumption without the license required under section 97A.475, subdivision 13. A resident netting ciscoes and whitefish under this paragraph must follow all other applicable requirements for netting ciscoes and whitefish for personal consumption.

EFFECTIVE DATE. This section is effective the day following final enactment.

Sec. 19. Minnesota Statutes 2008, section 97A.451, is amended by adding a subdivision to read:

Subd. 8. Residents 90 years of age or older; fishing. A resident age 90 or older may take fish without a license.

Sec. 20. Minnesota Statutes 2008, section 97A.465, subdivision 1b, is amended to read:

Subd. 1b. **Residents discharged from active service.** (a) A resident who has served at any time during the preceding 24 months in federal active service, as defined in section 190.05, subdivision 5c, outside the United States as a member of the National Guard, or as a reserve component or active duty member of the United States armed forces and has been discharged from active service may take small game and fish without a license if the resident possesses official military discharge papers. The resident must obtain the seals, tags, and coupons required of a licensee, which must be furnished without charge.

(b) The commissioner shall issue, without fee, a deer license, valid for a deer of either sex, to a resident who has served at any time during the preceding 24 months in federal active service, as defined in section 190.05, subdivision 5c, outside the United States as a member of the National Guard, or as a reserve component or active duty

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- 11.1 member of the United States armed forces and has been discharged from active service.
11.2 Eligibility under this paragraph is limited to one license per resident.

11.3 Sec. 21. Minnesota Statutes 2008, section 97A.475, subdivision 2, is amended to read:

11.4 Subd. 2. **Resident hunting.** Fees for the following licenses, to be issued to residents
11.5 only, are:

- 11.6 (1) for persons age 18 or over and under age 65 to take small game, \$12.50;
11.7 (2) for persons ages 16 and 17 and age 65 or over, \$6 to take small game;
11.8 (3) for persons age 18 or over to take turkey, \$23;
11.9 (4) for persons under age 18 to take turkey, \$12;
11.10 (5) for persons age 18 or over to take deer with firearms during the regular firearms
11.11 season, \$26;
11.12 (6) for persons age 18 or over to take deer by archery, \$26;
11.13 (7) for persons age 18 or over to take deer by muzzleloader during the muzzleloader
11.14 season, \$26;
11.15 (8) to take moose, for a party of not more than six persons, \$310;
11.16 (9) to take bear, \$38;
11.17 (10) to take elk, for a party of not more than two persons, \$250;
11.18 (11) ~~multizone license to take antlered deer in more than one zone, \$52;~~
11.19 ~~(12) to take Canada geese during a special season, \$4;~~
11.20 ~~(13) all season license to take three deer throughout the state in any open deer~~
11.21 ~~season, except as restricted under section 97B.305, \$78;~~
11.22 ~~(14)~~ (12) to take prairie chickens, \$20;
11.23 ~~(15)~~ (13) for persons under age 18 to take deer with firearms during the regular
11.24 firearms season, \$13;
11.25 ~~(16)~~ (14) for persons under age 18 to take deer by archery, \$13; and
11.26 ~~(17)~~ (15) for persons under age 18 to take deer by muzzleloader during the
11.27 muzzleloader season, \$13.

11.28 Sec. 22. Minnesota Statutes 2008, section 97A.475, subdivision 3, is amended to read:

11.29 Subd. 3. **Nonresident hunting.** (a) Fees for the following licenses, to be issued
11.30 to nonresidents, are:

- 11.31 (1) for persons age 18 or over to take small game, \$73;
11.32 (2) for persons age 18 or over to take deer with firearms during the regular firearms
11.33 season, \$135;
11.34 (3) for persons age 18 or over to take deer by archery, \$135;

12.1 (4) for persons age 18 or over to take deer by muzzleloader during the muzzleloader
12.2 season, \$135;
12.3 (5) to take bear, \$195;
12.4 (6) for persons age 18 and older to take turkey, \$78;
12.5 (7) for persons under age 18 to take turkey, \$12;
12.6 (8) to take raccoon or bobcat, \$155;
12.7 ~~(9) multizone license to take antlered deer in more than one zone, \$270;~~
12.8 ~~(10)~~ to take Canada geese during a special season, \$4;
12.9 ~~(11)~~ (10) for persons under age 18 to take deer with firearms during the regular
12.10 firearms season in any open season option or time period, \$13;
12.11 ~~(12)~~ (11) for persons under age 18 to take deer by archery, \$13; and
12.12 ~~(13)~~ (12) for persons under age 18 to take deer during the muzzleloader season, \$13.
12.13 (b) A \$5 surcharge shall be added to nonresident hunting licenses issued under
12.14 paragraph (a), clauses (1) to ~~(9)~~ (8). An additional commission may not be assessed
12.15 on this surcharge.

12.16 Sec. 23. Minnesota Statutes 2008, section 97A.475, subdivision 7, is amended to read:
12.17 Subd. 7. **Nonresident fishing.** (a) Fees for the following licenses, to be issued
12.18 to nonresidents, are:
12.19 (1) to take fish by angling, \$37.50;
12.20 (2) to take fish by angling limited to seven consecutive days selected by the licensee,
12.21 \$26.50;
12.22 (3) to take fish by angling for a 72-hour period selected by the licensee, \$22;
12.23 (4) to take fish by angling for a combined license for a family for one or both parents
12.24 and dependent children under the age of 16, \$50.50;
12.25 (5) to take fish by angling for a 24-hour period selected by the licensee, \$8.50; ~~and~~
12.26 (6) to take fish by angling for a combined license for a married couple, limited to 14
12.27 consecutive days selected by one of the licensees, \$38.50; ~~and~~
12.28 (7) to take fish by spearing from a dark house, \$37.50.
12.29 (b) A \$2 surcharge shall be added to all nonresident fishing licenses, except licenses
12.30 issued under paragraph (a), clause (5). An additional commission may not be assessed
12.31 on this surcharge.

12.32 Sec. 24. Minnesota Statutes 2008, section 97A.475, subdivision 11, is amended to read:
12.33 Subd. 11. **Fish houses ~~and~~, dark houses, and shelters; residents.** Fees for the
12.34 following licenses are:

- 13.1 (1) annual for a fish house ~~or~~, dark house, or shelter that is not rented, \$11.50;
13.2 (2) annual for a fish house ~~or~~, dark house, or shelter that is rented, \$26;
13.3 (3) three-year for a fish house ~~or~~, dark house, or shelter that is not rented, \$34.50; and
13.4 (4) three-year for a fish house ~~or~~, dark house, or shelter that is rented, \$78.

13.5 Sec. 25. Minnesota Statutes 2008, section 97A.475, subdivision 12, is amended to read:

13.6 Subd. 12. **Fish houses, dark houses, and shelters; nonresident.** Fees for fish
13.7 house, dark house, and shelter licenses for a nonresident are:

- 13.8 (1) annual, \$33;
13.9 (2) seven consecutive days, \$19; and
13.10 (3) three-year, \$99.

13.11 Sec. 26. Minnesota Statutes 2008, section 97A.475, subdivision 29, is amended to read:

13.12 Subd. 29. **Private fish hatcheries.** The fees for the following licenses to be issued
13.13 to residents and nonresidents are:

- 13.14 (1) for a private fish hatchery, with annual sales under \$200, \$70;
13.15 (2) for a private fish hatchery, with annual sales of \$200 or more, \$210 for the base
13.16 license. The commissioner must establish an additional fee based on the acreage of the
13.17 operation. Notwithstanding section 16A.1283, the commissioner may, by written order
13.18 published in the State Register, establish the additional fee required by this subdivision.
13.19 The fee is not subject to the rulemaking provisions of chapter 14 and section 14.386
13.20 does not apply; and
13.21 (3) to take sucker eggs from public waters for a private fish hatchery, \$400, plus
13.22 \$6 for each quart in excess of 100 quarts.

13.23 Sec. 27. Minnesota Statutes 2008, section 97A.525, subdivision 1, is amended to read:

13.24 Subdivision 1. **Residents Generally.** A resident person may transport wild animals
13.25 ~~within the state~~ by common carrier without being in the vehicle if the resident person
13.26 has the license required to take the animals and they are shipped to the ~~resident~~. ~~The~~
13.27 ~~wild animals that may be transported by common carrier are:~~ person or to a licensed
13.28 taxidermist, tanner, or fur buyer.

- 13.29 ~~(1) deer, bear, elk, and moose;~~
13.30 ~~(2) undressed game birds; and~~
13.31 ~~(3) fish.~~

13.32 Sec. 28. Minnesota Statutes 2008, section 97B.035, subdivision 2, is amended to read:

14.1 Subd. 2. **Possession of crossbows.** A person may not possess a crossbow ~~outdoors~~
14.2 ~~or in a motor vehicle during the open season for any game, unless the crossbow is unstrung,~~
14.3 ~~and in a case or in a closed trunk of a motor vehicle~~ not armed with a bolt or arrow.

14.4 Sec. 29. Minnesota Statutes 2008, section 97B.045, subdivision 2, is amended to read:

14.5 Subd. 2. **Exception for disabled persons.** The restrictions in subdivision 1 do
14.6 not apply to a disabled person if:

14.7 (1) the person possesses a permit under section 97B.055, subdivision 3; and

14.8 ~~(2) the person is participating in a hunt sponsored by a nonprofit organization under a~~
14.9 ~~permit from the commissioner or is hunting on property owned or leased by the person; and~~

14.10 ~~(3) (2)~~ (2) the firearm is not loaded in the chamber until the vehicle is stationary, or is a
14.11 hinge action firearm with the action open until the vehicle is stationary.

14.12 Sec. 30. Minnesota Statutes 2008, section 97B.045, is amended by adding a
14.13 subdivision to read:

14.14 Subd. 3. **Exceptions; hunting and shooting ranges.** (a) Notwithstanding
14.15 provisions to the contrary under this chapter, a person may transport an unloaded, uncased
14.16 firearm, excluding a pistol as defined in paragraph (b), in a motor vehicle while at a
14.17 shooting range, as defined under section 87A.01, subdivision 3, where the person has
14.18 received permission from the lawful owner or possessor to discharge firearms; lawfully
14.19 hunting on private or public land; or travelling to or from a site the person intends to hunt
14.20 lawfully that day or has hunted lawfully that day, unless:

14.21 (1) within Anoka, Hennepin, or Ramsey county;

14.22 (2) within an area where the discharge of a firearm has been prohibited under section
14.23 471.633;

14.24 (3) within the boundaries of a home rule charter or statutory city with a population
14.25 of 2,500 or more;

14.26 (4) on school grounds; or

14.27 (5) otherwise restricted under section 97A.091, 97B.081, or 97B.086.

14.28 (b) For the purposes of this section, a "pistol" includes a weapon designed to be fired
14.29 by the use of a single hand and with an overall length less than 26 inches, or having a
14.30 barrel or barrels of a length less than 18 inches in the case of a shotgun or having a barrel
14.31 of a length less than 16 inches in the case of a rifle:

14.32 (1) from which may be fired or ejected one or more solid projectiles by means
14.33 of a cartridge or shell or by the action of an explosive or the igniting of flammable or
14.34 explosive substances; or

15.1 (2) for which the propelling force is a spring, elastic band, carbon dioxide, air or
15.2 other gas, or vapor.

15.3 Pistol does not include a device firing or ejecting a shot measuring .18 of an inch, or less,
15.4 in diameter and commonly known as a "BB gun," a scuba gun, a stud gun, or nail gun
15.5 used in the construction industry or children's pop guns or toys.

15.6 Sec. 31. Minnesota Statutes 2008, section 97B.051, is amended to read:

15.7 **97B.051 TRANSPORTATION OF ARCHERY BOWS.**

15.8 Except as specified under section 97B.055, subdivision 2, a person may not transport
15.9 an archery bow in a motor vehicle unless the bow is not armed with a bolt or arrow.

15.10 ~~(1) unstrung;~~

15.11 ~~(2) completely contained in a case; or~~

15.12 ~~(3) in the closed trunk or rear-most enclosed portion of a motor vehicle that is not~~
15.13 ~~accessible from the passenger compartment.~~

15.14 Sec. 32. Minnesota Statutes 2008, section 97B.055, subdivision 3, is amended to read:

15.15 Subd. 3. **Hunting from vehicle by disabled hunters.** (a) The commissioner may
15.16 issue a special permit, without a fee, to discharge a firearm or bow and arrow from a
15.17 stationary motor vehicle to a person who obtains the required licenses and who has a
15.18 permanent physical disability that is more substantial than discomfort from walking. The
15.19 permit recipient must be:

15.20 (1) unable to step from a vehicle without aid of a wheelchair, crutches, braces, or
15.21 other mechanical support or prosthetic device; or

15.22 (2) unable to walk any distance because of a permanent lung, heart, or other internal
15.23 disease that requires the person to use supplemental oxygen to assist breathing.

15.24 (b) The permanent physical disability must be established by medical evidence
15.25 verified in writing by a licensed physician or chiropractor. The commissioner may
15.26 request additional information from the physician or chiropractor if needed to verify the
15.27 applicant's eligibility for the permit. Notwithstanding section 97A.418, the commissioner
15.28 may, in consultation with appropriate advocacy groups, establish reasonable minimum
15.29 standards for permits to be issued under this section. In addition to providing the medical
15.30 evidence of a permanent disability, the applicant must possess a valid disability parking
15.31 certificate authorized by section 169.345 or license plates issued under section 168.021.

15.32 (c) A person issued a special permit under this subdivision and hunting deer may
15.33 take a deer of either sex, except in those antlerless permit areas and seasons where no

antlerless permits are offered. This subdivision does not authorize another member of a party to take an antlerless deer under section 97B.301, subdivision 3.

(d) A permit issued under this subdivision is valid for five years.

(e) The commissioner may deny, modify, suspend, or revoke a permit issued under this section for cause, including a violation of the game and fish laws or rules.

(f) A person who knowingly makes a false application or assists another in making a false application for a permit under this section is guilty of a misdemeanor. A physician or chiropractor who fraudulently certifies to the commissioner that a person is permanently disabled as described in this section is guilty of a misdemeanor.

(g) Notwithstanding paragraph (d), the commissioner may issue a permit valid for the entire life of the applicant if the commissioner determines that there is no chance that an applicant will become ineligible for a permit under this section and the applicant requests a lifetime permit.

Sec. 33. Minnesota Statutes 2008, section 97B.086, is amended to read:

97B.086 POSSESSION OF NIGHT VISION EQUIPMENT.

(a) A person may not possess night vision ~~goggle~~ equipment while taking wild animals or while having in possession, either individually or as one of a group of persons, a firearm, bow, or other implement that could be used to take wild animals.

(b) This section does not apply to a firearm that is:

(1) unloaded;

(2) in a gun case expressly made to contain a firearm that fully encloses the firearm by being zipped, snapped, buckled, tied, or otherwise fastened without any portion of the firearm exposed; and

(3) in the closed trunk of a motor vehicle.

(c) This section does not apply to a bow that is:

(1) completely encased or unstrung; and

(2) in the closed trunk of a motor vehicle.

(d) If the motor vehicle under paragraph (b) or (c) does not have a trunk, the firearm or bow must be placed in the rearmost location of the vehicle.

~~(e) This section does not apply to night vision goggle equipment possessed by peace officers or military personnel while exercising their duties.~~

Sec. 34. Minnesota Statutes 2008, section 97B.111, subdivision 1, is amended to read:

Subdivision 1. **Establishment; requirements.** The commissioner may establish criteria, special seasons, and limits for persons who have a physical disability to take big

game and small game with firearms and by archery in designated areas. A person hunting under this section who has a physical disability must have a verified statement of the disability by a licensed physician and must be participating in a program for physically disabled hunters sponsored by a nonprofit organization that is permitted under subdivision 2. Notwithstanding section 97B.055, subdivision 3, the commissioner may authorize hunt participants to shoot from a stationary motor vehicle. A license is not required for a person to assist a physically disabled person hunting during a special season under this section.

Sec. 35. Minnesota Statutes 2008, section 97B.328, subdivision 3, is amended to read:

Subd. 3. **Definition.** For purposes of this section, "bait or feed" includes grains, fruits, vegetables, nuts, hay, or other food that is capable of attracting or enticing deer and that has been placed by a person. Liquid scents, salt, and minerals, ~~and bird feeders containing grains or nuts that are at least six feet above the ground~~ are not bait or feed. Food that has not been placed by a person and resulting from normal or accepted farming, forest management, wildlife food plantings, orchard management, or other similar land management activities is not bait or feed.

Sec. 36. **[97B.4251] BAITING BEAR; USE OF DRUM.**

Notwithstanding section 97B.425, a private landowner or person authorized by the private landowner may use a drum to bait bear on the person's private land. The drum must be securely chained or cabled to a tree so that it cannot be moved from the site by a bear and the drum may not include a mechanical device for dispensing feed. The drum must be marked with the name and address of the person who registered the bait site. For purposes of this section, "drum" means a 30 gallon or larger drum.

Sec. 37. Minnesota Statutes 2008, section 97B.651, is amended to read:

97B.651 UNPROTECTED MAMMALS AND BIRDS.

Subdivision 1. **Taking unprotected mammals and birds.** Mammals that are unprotected wild animals and unprotected birds may be taken at any time and in any manner, except with artificial lights, or by using a motor vehicle in violation of section 97B.091. Poison may not be used to take unprotected mammals or unprotected birds unless the safety of humans and domestic livestock is ensured. Unprotected mammals and unprotected birds may be possessed, bought, sold, or transported in any quantity, except importation or exportation is restricted as provided in subdivision 2.

18.1 Subd. 2. **Taking and possessing live coyotes.** A person may not export a live
18.2 coyote out of the state or import a live coyote into the state unless authorized under a
18.3 permit from the commissioner.

18.4 Sec. 38. Minnesota Statutes 2008, section 97B.811, subdivision 2, is amended to read:

18.5 Subd. 2. **Hours for placing decoys.** Except as provided in subdivisions 3 and 4,
18.6 a person may not place decoys in public waters or on public lands more than ~~one hour~~
18.7 two hours before lawful shooting hours for waterfowl.

18.8 Sec. 39. Minnesota Statutes 2008, section 97B.811, subdivision 3, is amended to read:

18.9 Subd. 3. **Restrictions on leaving decoys unattended.** During the open season
18.10 for waterfowl, a person may not leave decoys in public waters between sunset and one
18.11 hour before lawful shooting hours or leave decoys unattended during other times for
18.12 more than four consecutive hours unless:

18.13 ~~(1) the decoys are in waters adjacent to~~ completely surrounded by private land under
18.14 the control of the hunter, and and there is no public access to the water.

18.15 ~~(2) there is not natural vegetation growing in water sufficient to partially conceal~~
18.16 ~~a hunter.~~

18.17 Sec. 40. Minnesota Statutes 2008, section 97B.931, subdivision 1, is amended to read:

18.18 Subdivision 1. **Restrictions.** A person may not tend a trap set for wild animals
18.19 between 10:00 p.m. and 5:00 a.m. Between 5:00 a.m. and 10:00 p.m. a person on foot
18.20 may use a portable artificial light to tend traps. While using a light in the field, the person
18.21 may not possess or use a firearm other than a handgun or rifle capable of firing only
18.22 rimfire cartridges of .17 or .22 caliber including .22 magnum.

18.23 Sec. 41. Minnesota Statutes 2008, section 97C.081, subdivision 2, is amended to read:

18.24 Subd. 2. **Contests without a permit.** A person may conduct a fishing contest
18.25 without a permit from the commissioner provided:

18.26 (1) the following criteria are met:

18.27 (i) there are 30 participants or less for open water contests and 150 participants
18.28 or less for ice fishing contests;

18.29 (ii) the entry fee is \$25 per person or less;

18.30 (iii) the total prize value is \$25,000 or less; and

18.31 (iv) the contest is not limited to trout species only;

18.32 (2) the following criteria are met:

- 19.1 (i) the contest is not limited to specifically named waters; and
- 19.2 (ii) the contest is not limited to trout species only; ~~or~~
- 19.3 (3) all the contest participants are age 18 years or under;
- 19.4 (4) the contest is limited to rough fish; or
- 19.5 (5) the total prize value is \$500 or less.

19.6 Sec. 42. Minnesota Statutes 2008, section 97C.081, subdivision 3, is amended to read:

19.7 Subd. 3. **Contests requiring a permit.** (a) A person must have a permit from the
19.8 commissioner to conduct a fishing contest that does not meet the criteria in subdivision
19.9 2. ~~The commissioner shall charge a fee for the permit that recovers the costs of issuing~~
19.10 ~~the permit and of monitoring the activities allowed by the permit. The commissioner~~
19.11 ~~may waive the fee under this subdivision for a charitable organization.~~ Notwithstanding
19.12 section 16A.1283, the commissioner may, by written order published in the State Register,
19.13 establish contest permit fees. The fees are not subject to the rulemaking provisions of
19.14 chapter 14 and section 14.386 does not apply.

19.15 (b) If entry fees are over \$25 per person, or total prizes are valued at more than
19.16 \$25,000, and if the applicant has either:

19.17 (1) not previously conducted a fishing contest requiring a permit under this
19.18 subdivision; or

19.19 (2) ever failed to make required prize awards in a fishing contest conducted by
19.20 the applicant, the commissioner may require the applicant to furnish the commissioner
19.21 evidence of financial responsibility in the form of a surety bond or bank letter of credit in
19.22 the amount of \$25,000.

19.23 (c) The permit fee for any individual contest may not exceed the following amounts:

19.24 (1) \$120 for an open water contest not exceeding 100 participants and without
19.25 off-site weigh-in;

19.26 (2) \$400 for an open water contest with more than 100 participants and without
19.27 off-site weigh-in;

19.28 (3) \$500 for an open water contest not exceeding 100 participants with off-site
19.29 weigh-in;

19.30 (4) \$1,000 for an open water contest with more than 100 participants with off-site
19.31 weigh-in; or

19.32 (5) \$120 for an ice fishing contest with more than 150 participants.

19.33 Sec. 43. Minnesota Statutes 2008, section 97C.081, subdivision 4, is amended to read:

Subd. 4. **Restrictions.** (a) The commissioner may by rule establish restrictions on fishing contests to protect fish and fish habitat, to restrict activities during high use periods, to restrict activities that affect research or management work, to restrict the number of boats, and for the safety of contest participants.

(b) By March 1, 2011, the commissioner shall develop a best practices certification program for fishing contest organizers to ensure the proper handling and release of fish.

Sec. 44. Minnesota Statutes 2008, section 97C.081, subdivision 9, is amended to read:

Subd. 9. **Permit restrictions.** (a) The commissioner may require fishing contest permittees to limit prefishing to week days only as a condition of a fishing contest permit. The commissioner may require proof from permittees that prefishing restrictions on the permit are communicated to fishing contest participants and enforced.

(b) The commissioner may require permit restrictions on the hours that a permitted fishing contest is conducted, including, but not limited to, starting and ending times.

(c) The commissioner may require permit restrictions on the number of parking spaces that may be used on a state-owned public water access site. The commissioner may require proof from permittees that parking restrictions on the permit are communicated to fishing contest participants and enforced.

(d) To prevent undue mortality of released fish, the commissioner may require restrictions for off-site weigh-ins and live releases on a fishing contest permit or may deny permits requesting an off-site weigh-in or live release. The commissioner may allow for live release weigh-ins at public accesses.

(e) A person may not transfer a fishing contest permit to another person.

(f) Failure to comply with fishing contest permit restrictions may be considered grounds for denial of future permit applications.

Sec. 45. Minnesota Statutes 2008, section 97C.315, subdivision 1, is amended to read:

Subdivision 1. **Lines.** An angler may not use more than one line except two lines may be used to take fish:

(1) ~~two lines may be used to take fish through the ice; and through the ice; or~~

(2) ~~the commissioner may, by rule, authorize the use of two lines in areas designated by the commissioner in Lake Superior if the angler purchases a second line endorsement for \$10.~~

Sec. 46. **[97C.346] PROHIBITION ON RETURNING CERTAIN NETTED ROUGH FISH TO WATERS.**

21.1 A person may not release carp or buffalo taken by netting back into the water.

21.2 Sec. 47. Minnesota Statutes 2008, section 97C.355, subdivision 2, is amended to read:

21.3 Subd. 2. **License required.** A person may not leave a dark house ~~or~~, fish house, or
21.4 shelter unattended on the ice at any time between midnight and one hour before sunrise
21.5 unless the house or shelter is licensed and has ~~a~~ the license tag attached to the exterior in a
21.6 readily visible location, except as provided in this subdivision. The commissioner must
21.7 issue a tag with a dark house ~~or~~, fish house, or shelter license, marked with a number to
21.8 correspond with the license and the year of issue. A dark house ~~or~~, fish house, or shelter
21.9 license is not required of a resident on boundary waters where the adjacent state does not
21.10 charge a fee for the same activity.

21.11 Sec. 48. Minnesota Statutes 2008, section 97C.371, is amended by adding a
21.12 subdivision to read:

21.13 Subd. 5. **Nonresidents.** Nonresidents may spear from a fish house or dark house.

21.14 Sec. 49. Minnesota Statutes 2008, section 97C.385, subdivision 2, is amended to read:

21.15 Subd. 2. ~~Summer Angling limits must be same as and spearing limits.~~ (a) If the
21.16 commissioner reduces the limit of a species of game fish taken by spearing in any waters
21.17 under section 97A.045, subdivision 2, the commissioner must reduce the limit for taking
21.18 of the species by angling in the waters during the following open season for angling.

21.19 (b) The commissioner shall not limit the size of a northern pike allowed to be taken
21.20 by spear.

21.21 Sec. 50. Minnesota Statutes 2008, section 97C.395, subdivision 1, is amended to read:

21.22 Subdivision 1. **Dates for certain species.** (a) The open seasons to take fish by
21.23 angling are as follows:

21.24 (1) for walleye, sauger, northern pike, muskellunge, largemouth bass, and
21.25 smallmouth bass, the Saturday two weeks prior to the Saturday of Memorial Day weekend
21.26 to the last Sunday in February;

21.27 (2) for lake trout, from January 1 to October 31;

21.28 (3) for the winter season for lake trout on all lakes located outside or partially within
21.29 the Boundary Waters Canoe Area, from January 15 to March 31;

21.30 (4) for the winter season for lake trout on all lakes located entirely within the
21.31 Boundary Waters Canoe Area, from January 1 to March 31;

22.1 (5) for brown trout, brook trout, rainbow trout, and splake, between January 1 to
22.2 October 31 as prescribed by the commissioner by rule except as provided in section
22.3 97C.415, subdivision 2;

22.4 ~~(5)~~ (6) for the winter season for brown trout, brook trout, rainbow trout, and splake
22.5 on all lakes, from January 15 to March 31; and

22.6 ~~(6)~~ (7) for salmon, as prescribed by the commissioner by rule.

22.7 (b) The commissioner shall close the season in areas of the state where fish are
22.8 spawning and closing the season will protect the resource.

22.9 Sec. 51. Laws 2008, chapter 368, article 2, section 25, the effective date, is amended to
22.10 read:

22.11 **EFFECTIVE DATE.** The amendments to paragraph (a) are effective March 1,
22.12 ~~2009~~ 2010.

22.13 **EFFECTIVE DATE.** This section is effective retroactively from March 1, 2009.

22.14 Sec. 52. **ELK MANAGEMENT PLAN.**

22.15 (a) Within 90 days of the effective date of this section, the commissioner of natural
22.16 resources shall:

22.17 (1) develop an elk management plan consistent with the requirements under
22.18 Minnesota Statutes, section 97B.516;

22.19 (2) present the elk management plan to the Kittson, Marshall, and Roseau County
22.20 Boards; and

22.21 (3) begin implementing the plan.

22.22 (b) If the commissioner fails to meet all the requirements in paragraph (a), the
22.23 commissioner shall establish an open season for elk in Kittson, Marshall, and Roseau
22.24 Counties to begin in 2009 and continue until the elk population reaches 30 or less in
22.25 Marshall County and 30 or less in Kittson County.

22.26 **EFFECTIVE DATE.** This section is effective the day following final enactment.

22.27 Sec. 53. **RULEMAKING.**

22.28 (a) The commissioner of natural resources shall adopt or amend rules to establish
22.29 minimum size limits for muskellunge on inland waters consistent with the provisions
22.30 of this section. The commissioner must:

22.31 (1) establish a 48-inch statewide minimum size restriction for muskellunge and
22.32 muskellunge-northern pike hybrids in inland waters, except for the lakes listed in clause

(2) that are managed specifically for muskellunge-northern pike hybrids in Carver, Dakota, Hennepin, Ramsey, Scott, and Washington Counties; and
(2) establish a 40-inch minimum size restriction for muskellunge-northern pike hybrids in the following lakes in Carver, Dakota, Hennepin, Ramsey, Scott, and Washington Counties:

<u>LAKE</u>	<u>COUNTY</u>
<u>Bryant</u>	<u>Hennepin</u>
<u>Bush</u>	<u>Hennepin</u>
<u>Calhoun</u>	<u>Hennepin</u>
<u>Cedar</u>	<u>Hennepin</u>
<u>Cedar</u>	<u>Scott</u>
<u>Clear</u>	<u>Washington</u>
<u>Crystal</u>	<u>Dakota</u>
<u>Crystal</u>	<u>Hennepin</u>
<u>Eagle</u>	<u>Carver</u>
<u>Elmo</u>	<u>Washington</u>
<u>Gervais</u>	<u>Ramsey</u>
<u>Island</u>	<u>Ramsey</u>
<u>Isles</u>	<u>Hennepin</u>
<u>Johanna</u>	<u>Ramsey</u>
<u>Nokomis</u>	<u>Hennepin</u>
<u>Orchard</u>	<u>Dakota</u>
<u>Phalen</u>	<u>Ramsey</u>
<u>Pierson</u>	<u>Carver</u>
<u>Silver</u>	<u>Ramsey</u>
<u>Wasserman</u>	<u>Carver</u>
<u>Weaver</u>	<u>Hennepin</u>

(b) The commissioner may use the good cause exemption under Minnesota Statutes, section 14.388, subdivision 1, clause (3), to adopt the rules. Minnesota Statutes, section 14.386, does not apply except as provided in Minnesota Statutes, section 14.388.

Sec. 54. **LET'S GO FISHING; APPROPRIATION.**

(a) \$150,000 in fiscal year 2010 and \$150,000 in fiscal year 2011 are appropriated from the game and fish fund to the commissioner of natural resources for grants to Let's Go Fishing of Minnesota to provide community outreach to senior citizens, youth, and veterans and for the costs associated with the establishment and recruitment of new chapters. The grants must be matched with cash or in-kind contributions from nonstate sources. It is a condition of acceptance of grants under this section that Let's Go Fishing of Minnesota must submit a work program and annual progress reports in the

form and manner determined by the commissioner of natural resources to the house of representatives and senate committees having budgetary oversight.

(b) The work program must include measurable outcomes and a plan for measuring and evaluating the results. The measurement and evaluation of outcomes must be supported with electronic data, including names of volunteers and guests, served in a meaningful format with each reimbursement request. For the purposes of this paragraph, "measurable outcomes" mean outcomes, indicators, or other performance measures that may be quantified or otherwise measured in order to measure the effectiveness of a project or program in meeting its intended goal or purpose.

(c) This appropriation may not be used to reimburse costs for lobbying or fundraising activities. Funds may be used, as approved in the work program, to reimburse salaries of individuals assigned responsibility for creating fundraising plans to be followed by chapters, but not for direct participation by Let's Go Fishing staff in any fundraising activity or costs associated with such activity. Administrative costs of delivering the program may not exceed 2.5 percent of the grant.

(d) All reimbursed costs must comply with the Department of Administration's Office of Grant Management policies as described in Minnesota Statutes, section 16B.98. Written contracts must be developed for all financial-related activity, such as rent, leases, sponsorships, manufacturer, agreements, in excess of \$500 as prescribed in state policy.

(e) The work program must identify capital expenditures and leases over \$2,000 and annual reports must describe the use of that capital equipment throughout its useful life.

(f) The commissioner must approve the work program before making a grant to Let's Go Fishing of Minnesota. This is a onetime appropriation.

Sec. 55. REPEALER.

Minnesota Statutes 2008, sections 97A.525, subdivision 2; 97B.301, subdivisions 7 and 8; and 97C.405, are repealed.

ARTICLE 2

STATE LAND ADMINISTRATION

Section 1. Minnesota Statutes 2008, section 84.0273, is amended to read:

84.0273 ESTABLISHMENT OF BOUNDARY LINES RELATING TO CERTAIN STATE LANDHOLDINGS.

(a) In order to resolve boundary line issues affecting the ownership interests of the state and adjacent landowners, the commissioner of natural resources may, in the name of the state upon terms the commissioner deems appropriate, convey, by a boundary line

agreement, quitclaim deed, or management agreement in such form as the attorney general approves, such rights, titles, and interests of the state in state lands for such rights, titles and interests in adjacent lands as are necessary for the purpose of establishing boundaries. A notice of the proposed conveyance and a brief statement of the reason therefor shall be published once in the State Register by the commissioner between 15 and 30 days prior to conveyance. The provisions of this ~~section~~ paragraph are not intended to replace or supersede laws relating to land exchange or disposal of surplus state property.

(b) In order to resolve trespass issues affecting the ownership interests of the state and adjacent landowners, the commissioner of natural resources, in the name of the state, may sell surplus lands not needed for natural resource purposes at private sale to adjoining property owners and leaseholders. The conveyance must be by quitclaim in a form approved by the attorney general for a consideration not less than the value determined according to section 94.10, subdivision 1.

(c) Paragraph (b) applies to all state-owned lands managed by the commissioner of natural resources, except school trust land as defined in section 92.025. For acquired lands, the commissioner may sell the surplus lands as provided in paragraph (b) notwithstanding the offering to public entities, public sale, and related notice and publication requirements of sections 94.09 to 94.165. For consolidated conservation lands, the commissioner may sell the surplus lands as provided in paragraph (b) notwithstanding the classification and public sale provisions of chapters 84A and 282.

Sec. 2. [84.0277] CAMP RIPLEY BUFFER EASEMENTS.

Subdivision 1. **Acquisition authorized.** The commissioner may acquire, from willing sellers, perpetual conservation easements on behalf of the state and federal government consistent with Camp Ripley's Army compatible use buffer project. This project is geographically defined as a three-mile zone around Camp Ripley in central Minnesota.

Subd. 2. **Payments; terms.** Notwithstanding sections 84.0272, subdivision 1, and 84.0274, subdivision 5, paragraph (b), the commissioner may make payments to a landowner under this subdivision to acquire a perpetual conservation easement according to subdivision 1. The onetime payment may be based on the following:

(1) if the easement prohibits the construction of any new buildings or permanent structures upon the land, the commissioner may pay 60 percent of the most recent assessed market value of the land as determined by the county assessor of the county in which the land is located; or

(2) if the easement prohibits the construction of any new buildings or permanent structures upon the land and grants the public the right to access the land for natural resource-based outdoor recreation, the commissioner may pay 70 percent of the most recent assessed market value of the land as determined by the county assessor of the county in which the land is located.

Sec. 3. Minnesota Statutes 2008, section 85.0115, is amended to read:

85.0115 NOTICE OF ADDITIONS AND DELETIONS.

(a) The commissioner of natural resources shall publish a notice and description of proposed additions to and deletions from legislatively designated boundaries of state parks in a legal newspaper of general circulation in each county that is affected, and shall mail a copy of such notice and description to the chair of the affected county board or boards and to each affected landowner.

(b) When an addition to a legislatively designated boundary of a state park is proposed, the affected county board or boards or an affected city or township board may petition the commissioner of natural resources to attend a public hearing to discuss the proposed addition. The petition must be signed by the majority of the board members and include the time, date, and reason for the hearing, and be submitted to the commissioner of natural resources 30 days prior to the public hearing. The commissioner of natural resources or the commissioner's designee shall attend the public hearing when petitioned under this section.

Sec. 4. Minnesota Statutes 2008, section 85.015, subdivision 13, is amended to read:

Subd. 13. **Arrowhead Region Trails, in Cook, Lake, St. Louis, Pine, Carlton, Koochiching, and Itasca Counties.** (a)(1) The Taconite Trail shall originate at Ely in St. Louis County and extend southwesterly to Tower in St. Louis County, thence westerly to McCarthy Beach State Park in St. Louis County, thence southwesterly to Grand Rapids in Itasca County and there terminate;

(2) ~~The Northshore~~ C. J. Ramstad Memorial Trail shall originate in Duluth in St. Louis County and extend northeasterly to Two Harbors in Lake County, thence northeasterly to Grand Marais in Cook County, thence northeasterly to the international boundary in the vicinity of the north shore of Lake Superior, and there terminate;

(3) The Grand Marais to International Falls Trail shall originate in Grand Marais in Cook County and extend northwesterly, outside of the Boundary Waters Canoe Area, to Ely in St. Louis County, thence southwesterly along the route of the Taconite Trail to

27.1 Tower in St. Louis County, thence northwesterly through the Pelican Lake area in St.
27.2 Louis County to International Falls in Koochiching County, and there terminate.

27.3 (b) The trails shall be developed primarily for riding and hiking.

27.4 (c) In addition to the authority granted in subdivision 1, lands and interests in lands
27.5 for the Arrowhead Region trails may be acquired by eminent domain. Before acquiring
27.6 any land or interest in land by eminent domain the commissioner of administration shall
27.7 obtain the approval of the governor. The governor shall consult with the Legislative
27.8 Advisory Commission before granting approval. Recommendations of the Legislative
27.9 Advisory Commission shall be advisory only. Failure or refusal of the commission to
27.10 make a recommendation shall be deemed a negative recommendation.

27.11 Sec. 5. Minnesota Statutes 2008, section 282.04, subdivision 1, is amended to read:

27.12 Subdivision 1. **Timber sales; land leases and uses.** (a) The county auditor may
27.13 sell timber upon any tract that may be approved by the natural resources commissioner.
27.14 The sale of timber shall be made for cash at not less than the appraised value determined
27.15 by the county board to the highest bidder after not less than one week's published notice
27.16 in an official paper within the county. Any timber offered at the public sale and not sold
27.17 may thereafter be sold at private sale by the county auditor at not less than the appraised
27.18 value thereof, until the time as the county board may withdraw the timber from sale. The
27.19 appraised value of the timber and the forestry practices to be followed in the cutting of
27.20 said timber shall be approved by the commissioner of natural resources.

27.21 (b) Payment of the full sale price of all timber sold on tax-forfeited lands shall be
27.22 made in cash at the time of the timber sale, except in the case of oral or sealed bid auction
27.23 sales, the down payment shall be no less than 15 percent of the appraised value, and the
27.24 balance shall be paid prior to entry. In the case of auction sales that are partitioned and
27.25 sold as a single sale with predetermined cutting blocks, the down payment shall be no less
27.26 than 15 percent of the appraised price of the entire timber sale which may be held until the
27.27 satisfactory completion of the sale or applied in whole or in part to the final cutting block.
27.28 The value of each separate block must be paid in full before any cutting may begin in that
27.29 block. With the permission of the county contract administrator the purchaser may enter
27.30 unpaid blocks and cut necessary timber incidental to developing logging roads as may
27.31 be needed to log other blocks provided that no timber may be removed from an unpaid
27.32 block until separately scaled and paid for. If payment is provided as specified in this
27.33 paragraph as security under paragraph (a) and no cutting has taken place on the contract,
27.34 the county auditor may credit the security provided, less any down payment required for
27.35 an auction sale under this paragraph, to any other contract issued to the contract holder

by the county under this chapter to which the contract holder requests in writing that it be credited, provided the request and transfer is made within the same calendar year as the security was received.

(c) The county board may sell any timber, including biomass, as appraised or scaled. 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 under paragraph (a), in which case the notice shall contain a description of the parcels, a statement of the estimated quantity of each species of timber, and the appraised price of each species of timber for 1,000 feet, per cord or per piece, as the case may be. In those 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 the 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 the sale. Where the final scale of cut products shows that less timber was cut or was available for cutting under terms of the sale than was originally paid for, the excess payment shall be refunded from the 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 the 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 a 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 of the 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 sale,

29.1 and at the prices and under the terms as the county board may prescribe, for use as cottage
29.2 and camp sites and for agricultural purposes and for the purpose of taking and removing of
29.3 hay, stumpage, sand, gravel, clay, rock, marl, and black dirt from the land, and for garden
29.4 sites and other temporary uses provided that no leases shall be for a period to exceed ten
29.5 years; provided, further that any leases involving a consideration of more than \$12,000 per
29.6 year, except to an organized subdivision of the state shall first be offered at public sale in
29.7 the manner provided herein for sale of timber. Upon the sale of any leased land, it shall
29.8 remain subject to the lease for not to exceed one year from the beginning of the term of the
29.9 lease. Any rent paid by the lessee for the portion of the term cut off by the cancellation
29.10 shall be refunded from the forfeited tax sale fund upon the claim of the lessee, to be
29.11 audited and allowed by the county board as in case of other claims against the county.

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

29.26 (f) The county auditor, with the approval of the county board is authorized to grant
29.27 permits, licenses, and leases to tax-forfeited lands for the depositing of stripping, lean ores,
29.28 tailings, or waste products from mines or ore milling plants, or to use for facilities needed
29.29 to recover iron-bearing oxides from tailings basins or stockpiles, or for a buffer area needed
29.30 for a mining operation, upon the conditions and for the consideration and for the period
29.31 of time, not exceeding ~~15~~ 25 years, as the county board may determine. The permits,
29.32 licenses, or leases are subject to approval by the commissioner of natural resources.

29.33 (g) Any person who removes any timber from tax-forfeited land before said
29.34 timber has been scaled and fully paid for as provided in this subdivision is guilty of a
29.35 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 and for the production or removal of farm-grown closed-loop biomass as defined in section 216B.2424, subdivision 1, or short-rotation woody crops from tax-forfeited lands upon the terms and conditions as the county board may prescribe. Any lease for the removal of peat, farm-grown closed-loop biomass, or short-rotation woody crops 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, farm-grown closed-loop biomass, or short-rotation woody crops 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.

(i) Notwithstanding any provision of paragraph (c) to the contrary, the St. Louis County auditor may, at the discretion of the county board, sell timber to the party who bids the highest price for all the several kinds of timber, as provided for sales by the commissioner of natural resources under section 90.14. Bids offered over and above the appraised price need not be applied proportionately to the appraised price of each of the different species of timber.

(j) In lieu of any payment or deposit required in paragraph (b), as directed by the county board and under terms set by the county board, the county auditor may accept an irrevocable bank letter of credit in the amount equal to the amount otherwise determined in paragraph (b). If an irrevocable bank letter of credit is provided under this paragraph, at the written request of the purchaser, the county may periodically allow the bank letter of credit to be reduced by an amount proportionate to the value of timber that has been harvested and for which the county has received payment. The remaining amount of the bank letter of credit after a reduction under this paragraph must not be less than 20 percent of the value of the timber purchased. If an irrevocable bank letter of credit or cash deposit is provided for the down payment required in paragraph (b), and no cutting of timber has taken place on the contract for which a letter of credit has been provided, the county may allow the transfer of the letter of credit to any other contract issued to the contract holder by the county under this chapter to which the contract holder requests in writing that it be credited.

Sec. 6. Laws 1996, chapter 407, section 32, subdivision 3, is amended to read:

31.1 Subd. 3. **Acquisition and management.** The commissioner of natural resources is
31.2 authorized to acquire by gift, lease, or purchase the lands for the Iron Range off-highway
31.3 vehicle recreation area. Any lease with local government units shall be for at least ten
31.4 years and may be paid up front at the request of either party. The commissioner shall
31.5 manage the unit as a state recreation area as provided by Minnesota Statutes, section
31.6 86A.05, subdivision 3. The commissioner or the commissioner's designee in the trails and
31.7 waterways division of the department of natural resources shall develop and manage the
31.8 area for off-highway vehicle recreational use.

31.9 Sec. 7. Laws 2008, chapter 368, article 1, section 21, subdivision 4, is amended to read:

31.10 Subd. 4. **[85.012] [Subd. 38.] Lake Shetek State Park, Murray County.** The
31.11 following areas are deleted from Lake Shetek State Park:

31.12 (1) Blocks 3 and 4 of Forman Acres according to the plat on file and of record in the
31.13 Office of the Recorder for Murray County;

31.14 (2) the Hudson Acres subdivision according to the plat on file and of record in the
31.15 Office of the Recorder for Murray County; and

31.16 (3) that part of Government Lot 6 ~~and~~₂ that part of Government Lot 7, and that part
31.17 of Government Lot 8 of Section 6, Township 107 North, Range 40 West, and that part of
31.18 Government Lot 1 and that part of Government Lot 2 of Section 7, Township 107 North,
31.19 Range 40 West, Murray County, Minnesota, described as follows:

31.20 Commencing at the East Quarter Corner of said Section 6; thence on a bearing based
31.21 on the 1983 Murray County Coordinate System (1996 Adjustment), of South 00 degrees
31.22 ~~22 minutes 05 seconds East 1405.16~~ 17 minutes 23 seconds East 1247.75 feet along the
31.23 east line of said Section 6; thence ~~North 89 degrees 07 minutes 01 second West 1942.39~~
31.24 South 88 degrees 39 minutes 00 seconds West 1942.74 feet; thence South 03 degrees 33
31.25 minutes 00 seconds West 94.92 feet to the northeast corner of Block 5 of FORMAN
31.26 ACRES, according to the recorded plat thereof on file and of record in the Murray County
31.27 Recorder's Office; thence South 14 degrees 34 minutes 00 seconds West 525.30 feet along
31.28 the easterly line of said Block 5 and along the easterly line of the Private Roadway of
31.29 FORMAN ACRES to the southeasterly corner of said Private Roadway and the POINT
31.30 OF BEGINNING; thence North 82 degrees 15 minutes 00 seconds West 796.30 feet along
31.31 the southerly line of said Private Roadway to an angle point on said line and an existing
31.32 1/2 inch diameter rebar; thence South 64 degrees 28 minutes 26 seconds West 100.06
31.33 feet along the southerly line of said Private Roadway to an angle point on said line and
31.34 an existing 1/2 inch diameter rebar; thence South 33 degrees 01 minute 32 seconds West
31.35 279.60 feet along the southerly line of said Private Roadway to an angle point on said line;

32.1 thence South 76 degrees 04 minutes 52 seconds West 766.53 feet along the southerly line
32.2 of said Private Roadway to a 3/4 inch diameter rebar with a plastic cap stamped "MN DNR
32.3 LS 17003" (DNR MON); thence South 16 degrees 24 minutes 50 seconds West 470.40
32.4 feet to a DNR MON; thence South 24 degrees 09 minutes 57 seconds West 262.69 feet to
32.5 a DNR MON; thence South 08 degrees 07 minutes 09 seconds West 332.26 feet to a DNR
32.6 MON; thence North 51 degrees 40 minutes 02 seconds West 341.79 feet to the east line of
32.7 Lot A of Lot 1 of LOT A OF GOV. LOT 8, OF SEC. 6 AND LOT A OF GOV. LOT 1, OF
32.8 SEC 7 TP. 107 RANGE 40, according to the recorded plat thereof on file and of record
32.9 in the Murray County Recorder's Office and a DNR MON; thence South 14 degrees 28
32.10 minutes 55 seconds West 71.98 feet along the east line of said Lot A to the northerly most
32.11 corner of Lot 36 of HUDSON ACRES, according to the record plat thereof on file and of
32.12 record in the Murray County Recorder's Office and an existing steel fence post; thence
32.13 South 51 degrees 37 minutes 05 seconds East 418.97 feet along the northeasterly line of
32.14 said Lot 36 and along the northeasterly line of Lots 35, 34, 33, 32 of HUDSON ACRES to
32.15 an existing 1 inch inside diameter iron pipe marking the easterly most corner of Lot 32
32.16 and the most northerly corner of Lot 31A of HUDSON ACRES; thence South 48 degrees
32.17 33 minutes 10 seconds East 298.26 feet along the northeasterly line of said Lot 31A to an
32.18 existing 1 1/2 inch inside diameter iron pipe marking the easterly most corner thereof and
32.19 the most northerly corner of Lot 31 of HUDSON ACRES; thence South 33 degrees 53
32.20 minutes 30 seconds East 224.96 feet along the northeasterly line of said Lot 31 and along
32.21 the northeasterly line of Lots 30 and 29 of HUDSON ACRES to an existing 1 1/2 inch
32.22 inside diameter iron pipe marking the easterly most corner of said Lot 29 and the most
32.23 northerly corner of Lot 28 of ~~HUDSONS~~ HUDSON ACRES; thence South 45 degrees 23
32.24 minutes 54 seconds East 375.07 feet along the northeasterly line of said Lot 28 and along
32.25 the northeasterly line of Lots 27, 26, 25, 24 of HUDSON ACRES to an existing 1 1/2 inch
32.26 inside diameter iron pipe marking the easterly most corner of said Lot 24 and the most
32.27 northerly corner of Lot 23 of HUDSON ACRES; thence South 64 degrees 39 minutes
32.28 53 seconds East 226.80 feet along the northeasterly line of said Lot 23 and along the
32.29 northeasterly line of Lots 22 and 21 of HUDSON ACRES to an existing 1 1/2 inch inside
32.30 diameter iron pipe marking the easterly most corner of said Lot 21 and the most northerly
32.31 corner of Lot 20 of HUDSON ACRES; thence South 39 degrees 49 minutes 49 seconds
32.32 East 524.75 feet along the northeasterly line of said Lot 20 and along the northeasterly
32.33 line of Lots 19, 18, 17, 16, 15, 14 of HUDSON ACRES to an existing 1 1/2 inch inside
32.34 diameter iron pipe marking the easterly most corner of said Lot 14 and the most northerly
32.35 corner of Lot 13 of HUDSON ACRES; thence South 55 degrees 31 minutes 43 seconds
32.36 East 225.11 feet along the northeasterly line of said Lot 13 and along the northeasterly

33.1 line of Lots 12 and 11 of HUDSON ACRES to an existing 1 1/2 inch inside diameter iron
33.2 pipe marking the easterly most corner of said Lot 11 and the northwest corner of Lot 10
33.3 of HUDSON ACRES; thence South 88 degrees 03 minutes 49 seconds East 224.90 feet
33.4 along the north line of said Lot 10 and along the north line of Lots 9 and 8 of HUDSON
33.5 ACRES to an existing 1 1/2 inch inside diameter iron pipe marking the northeast corner
33.6 of said Lot 8 and the northwest corner of Lot 7 of HUDSON ACRES; thence North 84
33.7 degrees 07 minutes 37 seconds East 525.01 feet along the north line of said Lot 7 and
33.8 along the north line of Lots 6, 5, 4, 3, 2, 1 of HUDSON ACRES to an existing 1 1/2 inch
33.9 inside diameter iron pipe marking the northeast corner of said Lot 1 of HUDSON ACRES;
33.10 thence southeasterly, easterly and northerly along a non-tangential curve concave to the
33.11 north having a radius of 50.00 feet, central angle 138 degrees ~~41 minutes 58 seconds~~ 42
33.12 minutes 00 seconds, a distance of 121.04 feet, chord bears North 63 degrees 30 minutes 12
33.13 seconds East; thence continuing northwesterly and westerly along the previously described
33.14 curve concave to the south having a radius of 50.00 feet, central angle 138 degrees 42
33.15 minutes 00 seconds, a distance of 121.04 feet, chord bears North 75 degrees 11 minutes 47
33.16 seconds West and a DNR MON; thence South 84 degrees 09 minutes 13 seconds West not
33.17 tangent to said curve 520.52 feet to a DNR MON; thence North 88 degrees 07 minutes 40
33.18 seconds West 201.13 feet to a DNR MON; thence North 55 degrees 32 minutes 12 seconds
33.19 West 196.66 feet to a DNR MON; thence North 39 degrees 49 minutes 59 seconds West
33.20 530.34 feet to a DNR MON; thence North 64 degrees 41 minutes 41 seconds West 230.01
33.21 feet to a DNR MON; thence North 45 degrees 23 minutes 00 seconds West 357.33 feet to
33.22 a DNR MON; thence North 33 degrees 53 minutes ~~32~~ 30 seconds West 226.66 feet to a
33.23 DNR MON; thence North 48 degrees 30 minutes 31 seconds West 341.45 feet to a DNR
33.24 MON; thence North 08 degrees 07 minutes 09 seconds East 359.28 feet to a DNR MON;
33.25 thence North 24 degrees 09 minutes ~~58~~ 57 seconds East 257.86 feet to a DNR MON;
33.26 thence North 16 degrees 24 minutes 50 seconds East 483.36 feet to a DNR MON; thence
33.27 North 76 degrees 04 minutes ~~53~~ 52 seconds East 715.53 feet to a DNR MON; thence
33.28 North 33 degrees 01 minute 32 seconds East 282.54 feet to a DNR MON; thence North
33.29 64 degrees 28 minutes ~~25~~ 26 seconds East 84.97 feet to a DNR MON; thence South 82
33.30 degrees 15 minutes 00 seconds East 788.53 feet to a DNR MON; thence North 07 degrees
33.31 45 minutes 07 seconds East 26.00 feet to the point of beginning; containing 7.55 acres.

33.32 Sec. 8. Laws 2008, chapter 368, article 1, section 21, subdivision 5, is amended to read:

33.33 Subd. 5. **[85.012] [Subd. 44a.] Moose Lake State Park, Carlton County.** The
33.34 following areas are deleted from Moose Lake State Park, all in Township 46 North, Range
33.35 19 West, Carlton County:

(1) Parcel A: the West 660.00 feet of the Southwest Quarter of the Northeast Quarter of Section 28;

(2) Parcel B: the West 660.00 feet of the Northwest Quarter of the Southeast Quarter of Section 28 lying northerly of a line 75.00 feet northerly of and parallel with the centerline of State Trunk Highway 73, and subject to a taking for highway purposes of a 100.00-foot wide strip for access and also subject to highway and road easements;

(3) Parcel C: the West 660.00 feet of the Southwest Quarter of the Southeast Quarter of Section 28 lying northerly of a line 75.00 feet northerly of and parallel with the centerline of State Trunk Highway 73, and subject to taking for highway purposes of a road access under S.P. 0919 (311-311) 901 from State Trunk Highway 73 to old County Road 21, said access being 100.00 feet in width with triangular strips of land adjoining it at the northerly line of State Trunk Highway 73, and subject to highway and road easements;

(4) Parcel G: that part of Government Lot $\pm$ 2 of Section 28, which lies northerly of the westerly extension of the northerly line of the Southwest Quarter of the Northeast Quarter of said Section 28, and southerly of the westerly extension of the northerly line of the South 660.00 feet of the Northwest Quarter of the Northeast Quarter of said Section 28;

(5) Parcel H: the South 660.00 feet of the Northwest Quarter of the Northeast Quarter of Section 28;

(6) Parcel I: the Southwest Quarter of the Northeast Quarter of Section 28, except the West 660.00 feet of said Southwest Quarter; and

(7) Parcel J: that part of the North One-Half of the Southeast Quarter of Section 28, described as follows: Commencing at the northwest corner of said North One-Half of the Southeast Quarter; thence South 89 degrees 57 minutes 36 seconds East along the north line of said North One-Half of the Southeast Quarter a distance of 660.01 feet to the east line of the West 660.00 feet of said North One-Half of the Southeast Quarter and the actual point of beginning; thence continue South 89 degrees 57 minutes 36 seconds East along the north line of said North One-Half of the Southeast Quarter a distance of 657.40 feet to the southeast corner of the Southwest Quarter of the Northeast Quarter of said Section 28; thence South 00 degrees 19 minutes 17 seconds West, parallel to the west line of said North One-Half of the Southeast Quarter a distance of 715.12 feet to the westerly right-of-way of US Interstate Highway 35; thence along said westerly right-of-way of US Interstate Highway 35 a distance of 457.86 feet on a nontangential curve, concave to the southeast, having a radius of 1,054.93 feet, a central angle of 24 degrees 52 minutes 03 seconds, and a chord bearing of South 39 degrees 00 minutes 37 seconds West; thence South 46 degrees 44 minutes 11 seconds West along said westerly right-of-way of US Interstate Highway 35 a distance of 295.30 feet to the northerly right-of-way of Minnesota Trunk Highway 73;

thence 163.55 feet along said northerly right-of-way of Minnesota Trunk Highway 73 on a nontangential curve, concave to the south, having a radius of 1, 984.88 feet, a central angle of 4 degrees 43 minutes 16 seconds, and a chord bearing of South 77 degrees 39 minutes 40 seconds West to the east line of the West 660.00 feet of said North One-Half of the Southeast Quarter; thence North 00 degrees 19 minutes 17 seconds East a distance of 1, 305.90 feet, more or less, to the point of beginning and there terminating.

Sec. 9. **ADDITIONS TO STATE PARKS.**

Subdivision 1. [85.012] [Subd. 18.] Fort Snelling State Park, Ramsey, Hennepin and Dakota Counties. The following area is added to Fort Snelling State Park, Hennepin County: that part of Section 20, Township 29 North, Range 23 West, described as follows: From monument number 2, located on the westerly extension of the south boundary of the U.S. Department of the Interior, Bureau of Mines; thence South 89 degrees 52 minutes 00 seconds East along said south boundary of the Bureau of Mines, 478.97 feet to reference point 1 on the easterly right-of-line of Trunk Highway No. 55 and the point of beginning; thence South 48 degrees 48 minutes 53 seconds East, 458.74 feet along the easterly right-of-way line of said Trunk Highway No. 55; thence North 23 degrees 48 minutes 00 seconds East, 329.00 feet to the south boundary of the Bureau of Mines; thence North 89 degrees 52 minutes 00 seconds West, 478.07 feet along said south boundary of the Bureau of Mines to the point of beginning.

Subd. 2. [85.012] [Subd. 42.] Mille Lacs Kathio State Park, Mille Lacs County. The following areas are added to Mille Lacs Kathio State Park, Mille Lacs County:

(1) Government Lot 4 of the Northwest Quarter of the Northwest Quarter; all in Section 25, Township 42, Range 27, less a tract to highway described as follows: Commencing at a point approximately 270.0 feet East of the southwest corner of Government Lot 4, Section 25, Township 42 North, Range 27 West, Engineers Station 71+00; thence North 26 degrees 56 minutes West to the west line of Section 25 at Engineers Station 77+07.4 a distance of 607.4 feet and there terminating. The above describes the center line of an 82.5-foot right-of-way for the reconstruction of County State-Aid Highway No. 26 and contains 0.23 acres in addition to the present 66-foot right-of-way, Mille Lacs County, Minnesota;

(2) Government Lot 5, Section 25, Township 42, Range 27;

(3) that part of Government Lot 1, Section 26, Township 42 North, Range 27 West, Mille Lacs County, Minnesota, EXCEPT that part of Government Lot 1, Section 26, Township 42 North, Range 27 West, Mille Lacs County, Minnesota, described as follows: Beginning at the northeast corner of said Government Lot 1; thence North 89

degrees 09 minutes 54 seconds West, bearing based on Mille Lacs County Coordinate System, along the north line of said Government Lot 1 a distance of 665.82 feet to a 3/4 inch iron rod with survey cap stamped "MN DNR LS 16098" (DNR monument); thence South 00 degrees 00 minutes 00 seconds West a distance of 241.73 feet to a DNR monument; thence continuing South 00 degrees 00 minutes 00 seconds West a distance of 42.18 feet to a P.K. nail in the centerline of County Road 26; thence southeasterly along the centerline of County Road 26 a distance of 860 feet, more or less, to the east line of said Government Lot 1; thence North 00 degrees 22 minutes 38 seconds East along the east line of said Government Lot 1 a distance of 763 feet, more or less, to the point of beginning, containing 6.6 acres, more or less. AND EXCEPT, that part of Government Lot 1, Section 26, Township 42 North, Range 27 West, described as follows: Commencing at a point where the west line of the Northwest Quarter of the Northwest Quarter, Section 25, Township 42, Range 27, intersects the meander line of lake commonly known and designated as "Warren Lake"; thence North along the west line of said forty a distance of 20 rods; thence West at right angles to the meander line of said Warren Lake; thence in a southeasterly direction to the point of beginning; and

(4) Government Lot 2, Section 26, Township 42 North, Range 27 West, Mille Lacs County, Minnesota.

Sec. 10. **DELETIONS FROM STATE PARKS.**

Subdivision 1. [85.012] [Subd. 21.] Lake Bemidji State Park, Beltrami County.

The following area is deleted from Lake Bemidji State Park, all in Beltrami County: that part of Government Lot 5, Section 24, Township 147 North, Range 33 West, Beltrami County, Minnesota described as follows: Commencing at the most easterly corner of Lot 2, Block 1, Shady Cove, according to the recorded plat thereof; thence northeasterly along the northeasterly extension of the line between Lots 1 and 2, Block 1 in said plat, a distance of 66.00 feet, to the point of beginning of the land to be described; thence continuing along last described course a distance of 150.00 feet; thence deflecting to the left 90 degrees 00 minutes 00 seconds, a distance of 607.70 feet; thence westerly along a line perpendicular to the westerly boundary of said Government Lot 5 to the west line of said Government Lot 5; thence South along the westerly boundary of said Government Lot 5 to intersect a line 66.00 feet northeasterly of, as measured at a right angle to and parallel with the northeasterly line of Block 1, said Shady Cove; thence southeasterly along said parallel line to the point of beginning.

Subd. 2. [85.012] [Subd. 24a.] Great River Bluffs State Park, Winona County.

The following areas are deleted from Great River Bluffs State Park, Winona County:

(1) beginning at a point 200 feet West from the southeast corner of Lot 2, Section 26, Township 106 North, Range 5 West; thence West on lot line between Lots 2 and 3, 380 feet; thence North 58 degrees East, 320 feet; thence South 32 degrees East, 205 feet to place of beginning, containing 85/100 of an acre, more or less, Winona County, Minnesota;

(2) commencing at a point 200 feet West from the northeast corner of Lot 3, Section 26, Township 106 North, Range 5 West; thence South 33 degrees East 300 feet; thence South 58 degrees West 290 feet; thence North 32 degrees West, 490 feet to the lot line between Lots 2 and 3; thence East 350 feet to the place of beginning, containing 3 acres, more or less, Winona County, Minnesota;

(3) that part of the recorded plat of East Richmond, Winona County, Minnesota, lying within Section 27, Township 106 North, Range 5 West, that lies northwesterly of the southeasterly line of Jefferson Street, as dedicated in said plat and that lies southwesterly of the southwesterly right-of-way line of U.S. Highway No. 61;

(4) Lots 7 and 8, Block B, of Fern Glen Acres, the same being located upon and forming a part of Government Lot 1, Section 35; Lot 9 in Block B of Fern Glen Acres, township of Richmond, according to the recorded plat thereof; beginning at the southeast corner of Lot 9, Block B, Fern Glen Acres, South 33 degrees East 140 feet; thence South 70 degrees West 208 feet; thence North 33 degrees West 140 feet to the southwest line of Lot 9, Block B, Fern Glen Acres; thence North 57 degrees East on the southwest line of Lot 9, Block B, Fern Glen Acres, to place of beginning, all in Government Lot 1, Section 35, Township 106 North, Range 5 West, containing 3/4 acre more or less;

(5) that part of Government Lot 1, Section 35, Township 106, Range 5, Winona County, Minnesota, which is more particularly bounded and described as follows, to wit: Commencing at the southwest corner of Lot 9 of Block "B" of the Plat of Fern Glen Acres; thence in a northeasterly direction and along the southerly line of said Lot 9 for a distance of 36.0 feet; thence deflect to the right 90 degrees 00 minutes, for a distance of 107.81 feet to an iron pipe which marks the point of beginning; thence continue in a southeasterly direction along the last described course for a distance of 73.78 feet; thence deflect to the left 9 degrees 04 minutes, for a distance of 32.62 feet; thence deflect to the right 90 degrees 00 minutes, for a distance of 73.23 feet; thence deflect to the right 89 degrees 20 minutes, for a distance of 104.04 feet; thence deflect to the right 9 degrees 44 minutes, for a distance of 35.00 feet; thence deflect to the right 90 degrees 00 minutes, for a distance of 64.75 feet; thence deflect to the right on a curve (Delta angle 90 degrees 00 minutes, radius 20.00 minutes) for an arc distance of 31.42 feet, more or less, to the point of beginning;

(6) that part of Government Lot 1, Section 35, Township 106, Range 5, Winona County, Minnesota, which is more particularly bounded and described as follows:

38.1 Commencing at the southwest corner of Lot 9 of Block "B" of Fern Glen Acres; thence in
38.2 a northeasterly direction along the southerly line of said Lot 9, a distance of 56.00 feet;
38.3 thence at a deflection angle to the right of 90 degrees 00 minutes a distance of 180.00 feet
38.4 to an iron pipe monument which marks the point of beginning; thence at a deflection angle
38.5 to the left of 80 degrees 56 minutes 00 seconds a distance of 113.20 feet to the southerly
38.6 right-of-way of U.S. Highway No. 61; thence at a deflection angle to the right of 84
38.7 degrees 18 minutes 00 seconds and southeasterly along the southerly right-of-way line of
38.8 said U.S. Highway No. 61 a distance of 147.73 feet; thence at a deflection angle to the
38.9 right of 87 degrees 12 minutes 30 seconds a distance of 193.87 feet; thence at a deflection
38.10 angle to the right of 88 degrees 45 minutes 30 seconds a distance of 132.18 feet; thence at
38.11 a deflection angle to the right of 90 degrees 40 minutes 00 seconds a distance of 93.23
38.12 feet; thence at a deflection angle to the left of 90 degrees 00 minutes 00 seconds a distance
38.13 of 30.35 feet, more or less, to the point of beginning;

38.14 (7) that part of Government Lot 1, Section 35, Township 106 North, Range 5 West,
38.15 Winona County, Minnesota, which is more particularly bounded and described as follows:
38.16 Commencing at the southwest corner of Lot 9 of Block "B" of the Plat of Fern Glen
38.17 Acres; thence in a northeasterly direction along the southerly line of said Lot 9 a distance
38.18 of 56.00 feet; thence at a deflection angle to the right of 90 degrees 00 minutes a distance
38.19 of 180.00 feet; thence at a deflection angle to the left of 9 degrees 04 minutes 00 seconds a
38.20 distance of 164.29 feet to an iron pipe monument which marks the point of beginning;
38.21 thence at a deflection angle to the left of 89 degrees 25 minutes 30 seconds a distance
38.22 of 102.19 feet to the southerly right-of-way line of U.S. Highway No. 61; thence at a
38.23 deflection angle to the right of 92 degrees 47 minutes 30 seconds and southeasterly along
38.24 the southerly right-of-way line of said U.S. highway a distance of 85.10 feet; thence at a
38.25 deflection angle to the right of 87 degrees 12 minutes 30 seconds a distance of 187.89 feet;
38.26 thence at a deflection angle to the right of 88 degrees 45 minutes 30 seconds a distance of
38.27 85.02 feet; thence at a deflection angle to the right of 91 degrees 14 minutes 30 seconds a
38.28 distance of 91.68 feet, more or less, to the point of beginning;

38.29 (8) that part of Government Lots 1 and 2, Section 35, Township 106, Range 5,
38.30 Winona County, Minnesota, described as follows: Commencing at the southwest corner of
38.31 Lot 8 of Fern Glen Acres; thence South 33 degrees East 82.5 feet; thence North 57 degrees
38.32 East 24.4 feet; thence South 43 degrees 47 minutes 30 seconds East 217.66 feet to an iron
38.33 pipe in place; thence South 42 degrees 04 minutes East 296.1 feet to an iron pipe and the
38.34 point of beginning; thence South 48 degrees 30 minutes 30 seconds West 107.35 feet to
38.35 an iron pipe; thence continuing South 48 degrees 30 minutes 30 seconds West 12.11
38.36 feet; thence South 40 degrees 29 minutes 30 seconds East 100.7 feet; thence North 48

39.1 degrees 30 minutes 30 seconds East 17.83 feet to an iron pipe; thence continuing North
39.2 48 degrees 30 minutes 30 seconds East 111.83 feet to an iron pipe; thence continuing
39.3 North 48 degrees 30 minutes 30 seconds East 70.61 feet to an iron pipe at a point on the
39.4 southerly boundary line of Minnesota Trunk Highway No. 61 right-of-way; thence along
39.5 said southerly boundary line a chord distance of 100.7 feet on a bearing North 40 degrees
39.6 29 minutes 30 seconds West to an iron pipe; thence South 48 degrees 30 minutes 30
39.7 seconds West 80.54 feet to the point of beginning;

39.8 (9) that part of Government Lots 1 and 2, Section 35, Township 106 North, Range 5
39.9 West, Winona County, Minnesota, described as follows: Commencing at the southwest
39.10 corner of Lot 8 of Fern Glen Acres; thence South 33 degrees East 82.5 feet; thence North
39.11 57 degrees East 24.4 feet; thence South 43 degrees 47 minutes 30 seconds East 217.66
39.12 feet to an iron pipe in place; thence South 42 degrees 04 minutes East 296.1 feet to an iron
39.13 pipe; thence South 46 degrees 06 minutes 30 seconds East 101.05 feet to an iron pipe being
39.14 the point of beginning; thence South 48 degrees 30 minutes 30 seconds West 111.83 feet to
39.15 an iron pipe; thence continuing South 48 degrees 30 minutes 30 seconds West 17.56 feet;
39.16 thence South 41 degrees 53 minutes East 192.4 feet; thence North 48 degrees 30 minutes
39.17 30 seconds East 94.05 feet to an iron pipe; thence continuing North 48 degrees 30 minutes
39.18 30 seconds East 105.95 feet to an iron pipe at a point on the southerly boundary line of
39.19 U.S. Highway No. 61 right-of-way; thence along said southerly boundary line a chord
39.20 distance of 192.4 feet on a bearing of North 41 degrees 53 minutes West to an iron pipe;
39.21 thence South 48 degrees 30 minutes 30 seconds West 70.61 feet to the point of beginning;

39.22 (10) that part of Government Lot 2, Section 35, Township 106 North, Range 5 West,
39.23 Winona County, Minnesota described as follows: Commencing at the southwest corner of
39.24 Lot 8 of Fern Glen Acres; thence South 33 degrees East 82.5 feet; thence North 57 degrees
39.25 East 24.4 feet; thence South 43 degrees 47 minutes 30 seconds East 217.66 feet to an
39.26 iron pipe in place; thence South 42 degrees 04 minutes East 296.1 feet; thence South 46
39.27 degrees 06 minutes 30 seconds East 371.05 feet to an iron pipe, the point of beginning;
39.28 thence North 48 degrees 30 minutes 30 seconds East 52.45 feet to an iron pipe at a point
39.29 on the southerly boundary line of Minnesota Trunk Highway No. 61 right-of-way; thence
39.30 along said southerly boundary line a chord distance of 76.80 feet on a bearing of North
39.31 43 degrees 09 minutes 30 seconds West to an iron pipe; thence South 48 degrees 30
39.32 minutes 30 seconds West 105.95 feet to an iron pipe; thence continuing South 48 degrees
39.33 30 minutes 30 seconds West 94.05 feet; thence South 43 degrees 09 minutes 30 seconds
39.34 East 76.80 feet; thence North 48 degrees 30 minutes 30 seconds East 55.93 feet to an iron
39.35 pipe; thence continuing North 48 degrees 30 minutes 30 seconds East 91.62 feet to the
39.36 point of beginning;

40.1 (11) that part of Government Lot 2, Section 35, Township 106 North, Range 5 West,
40.2 Winona County, Minnesota described as follows: Commencing at the southwest corner of
40.3 Lot 8 of the Plat of Fern Glen Acres; thence South 33 degrees East 82.5 feet; thence North
40.4 57 degrees East 24.4 feet; thence South 43 degrees 47 minutes 30 seconds East 217.66
40.5 feet to an iron pipe; thence South 42 degrees 04 minutes East 296.1 feet to an iron pipe;
40.6 thence South 46 degrees 06 minutes 30 seconds East 371.05 feet to an iron pipe which is
40.7 the point of beginning; thence South 48 degrees 30 minutes 30 seconds West and along the
40.8 south line of the property heretofore conveyed by Deed in Book 237 of Deeds on Page
40.9 693, for a distance of 147.55 feet; thence South 44 degrees 33 minutes 19 seconds East
40.10 127.91 feet; thence North 43 degrees 53 minutes 30 seconds East and along the northerly
40.11 line of the property heretofore conveyed by Deed to Vincent Zanon in Book 252 of Deeds
40.12 on page 663, for a distance of 200 feet, more or less, to the southerly right-of-way line of
40.13 U.S. Highway No. 61; thence North 44 degrees 38 minutes 48 seconds West and along
40.14 said southerly right-of-way line of U.S. Highway No. 61 for a distance of 111.94 feet to an
40.15 iron pipe in place at the southeast corner of the property heretofore conveyed by Deed in
40.16 Book 237 of Deeds on page 693; thence South 48 degrees 30 minutes 30 seconds West
40.17 52.45 feet, more or less, to the point of beginning;

40.18 (12) that part of Government Lot 2, Section 35, Township 106 North, Range 5
40.19 West, Winona County, Minnesota, described as follows: Commencing at the southwest
40.20 corner of Lot 8 of the Plat of Fern Glen Acres; thence South 33 degrees East 82.5 feet;
40.21 thence North 57 degrees East 24.4 feet; thence South 43 degrees 47 minutes 30 seconds
40.22 East 217.66 feet to an iron pipe; thence South 42 degrees 04 minutes East 296.1 feet to
40.23 an iron pipe; thence South 46 degrees 06 minutes 30 seconds East 371.05 feet to an iron
40.24 pipe; thence South 48 degrees 30 minutes 30 seconds West and along the south line of the
40.25 property heretofore conveyed by Deed in Book 237 of Deeds on page 693, for a distance
40.26 of 147.55 feet; thence South 44 degrees 33 minutes 19 seconds East 127.91 feet to the
40.27 point of beginning; thence continuing South 44 degrees 33 minutes 19 seconds East 112
40.28 feet; thence North 43 degrees 53 minutes 30 seconds East and along the north line of the
40.29 property heretofore conveyed by Deed in Book 240 of Deeds on page 367, for a distance
40.30 of 200 feet to the southerly right-of-way line of U.S. Highway No. 61; thence North 44
40.31 degrees 38 minutes 48 seconds West and along the said southerly right-of-way line of
40.32 U.S. Highway No. 61 for a distance of 112 feet; thence South 43 degrees 53 minutes 30
40.33 seconds West for a distance of 200 feet, more or less, to the point of beginning; and

40.34 (13) that part of Government Lot 2, Section 35, Township 106 North, Range 5 West,
40.35 Winona County, Minnesota, described as follows: Commencing at the southwest corner
40.36 of Lot 8, Block "B" of Fern Glen Acres; thence South 33 degrees East 82.5 feet; thence

41.1 North 57 degrees East 24.4 feet; thence South 43 degrees 47 minutes 30 seconds East
41.2 217.66 feet to an iron pipe; thence South 42 degrees 04 minutes East 296.1 feet to an iron
41.3 pipe; thence South 46 degrees 06 minutes 30 seconds East 599.10 feet to an iron pipe, the
41.4 point of beginning; thence North 43 degrees 53 minutes 30 seconds East 46.54 feet to a
41.5 point on the southerly boundary line of Trunk Highway No. 61 right-of-way; thence along
41.6 said southerly boundary line a chord distance of 73.05 feet, bearing South 46 degrees 00
41.7 minutes East; thence continuing along said southerly boundary line South 43 degrees 33
41.8 minutes West 10.0 feet; thence continuing along said southerly boundary line a chord
41.9 distance of 28.50 feet bearing South 46 degrees 30 minutes East; thence South 45 degrees
41.10 00 minutes West 41.95 feet to an iron pipe in place; thence South 33 degrees 32 minutes
41.11 West 255.0 feet; thence North 43 degrees 30 minutes 22 seconds West 146.84 feet; thence
41.12 North 43 degrees 53 minutes 30 seconds East 184.1 feet to an iron pipe; thence North 43
41.13 degrees 53 minutes 30 seconds East 65.9 feet to the point of beginning.

41.14 Sec. 11. **RUM RIVER WILD AND SCENIC RIVER AREA.**

41.15 (a) The commissioner of natural resources shall remove the following land within
41.16 the Rum River Wild and Scenic River Area in Mille Lacs County from the Minnesota
41.17 wild and scenic rivers program under Minnesota Statutes, sections 103F.301 to 103F.345:
41.18 the West Half of the East Half of the Northwest Quarter of Section 14, Township 38,
41.19 Range 27, and the Northeast Quarter of the Northeast Quarter of the Northwest Quarter of
41.20 said section, township, and range.

41.21 (b) The commissioner shall amend Minnesota Rules, chapter 6105, and the
41.22 management plan for the area to reflect this change. The commissioner may use the good
41.23 cause exemption under Minnesota Statutes, section 14.388, subdivision 1, clause (3), to
41.24 amend rules under this section. Minnesota Statutes, section 14.386, does not apply except
41.25 as provided in Minnesota Statutes, section 14.388.

41.26 Sec. 12. **WIND ENERGY LEASE.**

41.27 By June 30, 2009, the commissioner of natural resources must enter a 30-year
41.28 lease of state land, according to Minnesota Statutes, section 92.502, paragraph (b), with
41.29 the Mountain Iron Economic Development Authority for installation of up to four wind
41.30 turbines and access roads. The land covered by the lease is located in St. Louis County
41.31 and is described as: the South Half of Section 16, Township 59 North, Range 15 West.

41.32 **EFFECTIVE DATE.** This section is effective the day following final enactment.

41.33 Sec. 13. **VETERANS CEMETERY.**

42.1 The commissioner of natural resources shall work with the commissioner of
42.2 veterans affairs to locate sites throughout the state that would be appropriate for a new
42.3 veterans cemetery.

42.4 **Sec. 14. LAKE VERMILION EASEMENTS.**

42.5 By July 30, 2009, the commissioner of natural resources shall grant easements
42.6 across state land administered by the commissioner to private landowners on Bass Bay on
42.7 the north shore of Lake Vermilion to access Mud Creek Road (County Highway 408).

42.8 **EFFECTIVE DATE.** This section is effective the day following final enactment.

42.9 Sec. 15. **SIGNS.**

42.10 The commissioner of natural resources shall adopt a suitable marking design to
42.11 mark the C. J. Ramstad Memorial Trail and shall erect the appropriate signs after the
42.12 commissioner has been assured of the availability of funds from nonstate sources sufficient
42.13 to pay all costs related to designing, erecting, and maintaining the signs.

42.14 **ARTICLE 3**

42.15 **LAND SALES**

42.16 Section 1. Laws 2007, chapter 131, article 2, section 38, is amended to read:

42.17 Sec. 38. PUBLIC OR PRIVATE SALE OF SURPLUS STATE LAND
42.18 BORDERING PUBLIC WATER; WASHINGTON COUNTY.

42.19 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the
42.20 commissioner of natural resources may sell by public or private sale the surplus land
42.21 bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy. If sold by private sale, the commissioner may only sell the land to a governmental subdivision of the state. If sold by private sale, the conveyance may be for less than the value of the land as determined by the commissioner, but the conveyance must provide that the land be used for the public and reverts to the state if the governmental subdivision fails to provide for public use or abandons the public use of the land.

42.29 (c) The land that may be sold is located in Washington County and is described as
42.30 follows, Parcels A and B containing altogether 31.55 acres, more or less:

42.31 (1) Parcel A: all that part of the North Half of the Southeast Quarter, Section
42.32 30, Township 30 North, Range 20 West, bounded by the following described lines:

43.1 commencing at the east quarter corner of said Section 30; thence on an assumed bearing
43.2 of North 88 degrees 13 minutes 48 seconds West, 399.98 feet on and along the east-west
43.3 quarter line of said Section 30 to the point of beginning; thence North 88 degrees 13
43.4 minutes 48 seconds West, 504.57 feet on and along the said east-west quarter line; thence
43.5 South 17 degrees 54 minutes 26 seconds West, 1377.65 feet to a point on the south 1/16
43.6 line of said Section 30; thence South 88 degrees 10 minutes 45 seconds East, 504.44 feet
43.7 on and along the south 1/16 line of said Section 30; thence North 17 degrees 54 minutes
43.8 26 seconds East, 1378.11 feet to the point of beginning; and

43.9 (2) Parcel B: all that part of the North Half of the Southeast Quarter, Section
43.10 30, Township 30 North, Range 20 West, bounded by the following described lines:
43.11 commencing at the east quarter corner of said Section 30; thence on an assumed bearing
43.12 of North 88 degrees 13 minutes 48 seconds West, 904.55 feet along the east-west quarter
43.13 line of said Section 30 to the point of beginning; thence South 17 degrees 54 minutes 26
43.14 seconds West, 1377.65 feet to a point on the south 1/16 line of said Section 30; thence
43.15 North 88 degrees 10 minutes 45 seconds West, 369.30 feet along said south 1/16 line;
43.16 thence North 42 degrees 24 minutes 47 seconds West, 248.00 feet; thence North 02
43.17 degrees 59 minutes 30 seconds East, 488.11 feet; thence North 47 degrees 41 minutes 19
43.18 seconds East, 944.68 feet to a point on the east-west quarter line of said Section 30;
43.19 thence South 88 degrees 13 minutes 48 seconds East, 236.03 feet along said east-west
43.20 quarter line to the point of beginning.

43.21 (d) The land borders Long Lake and is not contiguous to other state lands. The
43.22 land was donated to the state with the understanding that the land would be used as a
43.23 wildlife sanctuary. The Department of Natural Resources has determined that the land is
43.24 not needed for natural resource purposes.

43.25 Sec. 2. Laws 2008, chapter 368, article 1, section 34, is amended to read:

43.26 Sec. 34. **PRIVATE SALE OF SURPLUS STATE LAND; HENNEPIN**
43.27 **COUNTY.**

43.28 (a) Notwithstanding Minnesota Statutes, sections 94.09 ~~and 94.10~~ to 94.16, the
43.29 commissioner of natural resources ~~may sell by private sale~~ shall sell to the city of Wayzata
43.30 the surplus land that is described in paragraph (c) upon verification that the city has
43.31 acquired the adjacent parcel, currently occupied by a gas station.

43.32 (b) The conveyance must be in a form approved by the attorney general. The
43.33 attorney general may make necessary changes to the legal description to correct errors and
43.34 ensure accuracy. The commissioner may sell the land described in paragraph (c) to the
43.35 city of Wayzata, for less than the value of the land as determined by the commissioner

no more than \$100,000 plus transaction costs, but the conveyance must provide that the land described in paragraph (c) be used for ~~the~~ a public road and reverts to the state if the city of Wayzata fails to provide for public use of the land as a road or abandons the public use of the land.

(c) The land that may be sold is located in Hennepin County and is described as: Tract F, Registered Land Survey No. 1168.

(d) The Department of Natural Resources has determined that the state's land management interests would best be served if the land was conveyed to the city of Wayzata.

EFFECTIVE DATE. This section is effective the day following final enactment.

Sec. 3. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC WATER; AITKIN COUNTY.**

(a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell by public sale the surplus land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Aitkin County and is described as:

(1) parts of Government Lot 3, Section 33, and the Southeast Quarter of the Southwest Quarter, Section 28, all in Township 50 North, Range 23 West, Aitkin County, Minnesota, described as follows:

Commencing at the north quarter corner of said Section 33; thence South 88 degrees 07 minutes 19 seconds West, assumed bearing, along the northerly line of said Government Lot 3, a distance of 1020.00 feet to the point of beginning of the tract to herein be described; thence North 1 degree 52 minutes 41 seconds West 660.00 feet; thence South 88 degrees 07 minutes 19 seconds West 300 feet; thence South 1 degree 52 minutes 41 seconds East 660.00 feet to the northerly line of said Government Lot 3; thence South 88 degrees 07 minutes 19 seconds West 15.08 feet to the northwest corner of said Government Lot 3; thence South 1 degree 08 minutes 57 seconds East 326.00 feet, more or less, to the shoreline of Big Sandy Lake Reservoir; thence easterly along the said shoreline to a point which bears South 1 degree 52 minutes 41 seconds East from the point of beginning; thence North 1 degree 52 minutes 41 seconds West 330.00 feet, more or less, to the point of beginning of the tract to herein be described and there terminating, containing 3.89 acres, more or less; and

(2) those parts of Government Lot 3, Section 33 and the Southeast Quarter of the Southwest Quarter, Section 28, all in Township 50 North, Range 23 West, described as follows:

Commencing at the north quarter corner of said Section 33; thence South 88 degrees 07 minutes 19 seconds West, assumed bearing, along the northerly line of said Government Lot 3, a distance of 920.00 feet to the point of beginning of the tract to herein be described; thence North 1 degree 52 minutes 41 seconds West 660.00 feet; thence South 88 degrees 07 minutes 19 seconds West 100.00 feet; thence South 1 degree 52 minutes 41 seconds East 990.00 feet, more or less, to the shoreline of Big Sandy Lake Reservoir; thence easterly along the said shoreline to a point which bears South 1 degree 52 minutes 41 seconds East from the point of beginning; thence North 1 degree 52 minutes 41 seconds West 341.60 feet, more or less, to the point of beginning of the tract to herein be described and there terminating.

(d) The land borders Big Sandy Lake. The Department of Natural Resources has determined that the land is not needed for natural resource purposes.

Sec. 4. PRIVATE SALE OF SURPLUS STATE LAND; ANOKA COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 94.09 and 94.10, the commissioner of natural resources may sell by private sale to the city of Ham Lake the surplus land that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Anoka County and is described as: That part of Government Lot 1, Section 20, Township 32 North, Range 23 West, described as follows: beginning at the quarter corner on the east line of Section 20, thence northerly along the east line of said Section 20, a distance of 1,250 feet; thence westerly and parallel to the east and west quarter line of Section 20, a distance of 400 feet; thence southerly and parallel to the east line of Section 20, a distance of 750 feet; thence westerly and parallel to the east and west quarter line of Section 20, a distance of 750 feet; thence southerly and parallel to the east line of Section 20, a distance of 500 feet, to the east and west quarter line of Section 20; thence easterly along the quarter line a distance of 1,150 feet to the point of beginning, containing 20 acres, more or less.

(d) The city of Ham Lake currently leases the state land for a hiking trail in connection with Anoka County's management of adjacent public lands used for a

46.1 county park. The Department of Natural Resources has determined that the state's land
46.2 management interests would best be served if the land was conveyed to the city of Ham
46.3 Lake.

46.4 Sec. 5. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
46.5 **WATER; ANOKA COUNTY.**

46.6 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural
46.7 resources may sell by public sale the surplus land bordering public water that is described
46.8 in paragraph (c).

46.9 (b) The conveyance must be in a form approved by the attorney general. The
46.10 attorney general may make necessary changes to the legal description to correct errors
46.11 and ensure accuracy.

46.12 (c) The land that may be sold is located in Anoka County and is described as: the
46.13 Northwest Quarter of the Northeast Quarter, Section 36, Township 34 North, Range 24
46.14 West, containing 40 acres, more or less.

46.15 (d) The land borders Sand Shore Lake and is not contiguous to other state lands.
46.16 The Department of Natural Resources has determined that the land is not needed for
46.17 natural resource purposes.

46.18 Sec. 6. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
46.19 **WATER; BELTRAMI COUNTY.**

46.20 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural
46.21 resources may sell by public sale the surplus land bordering public water that is described
46.22 in paragraph (c).

46.23 (b) The conveyance must be in a form approved by the attorney general. The
46.24 attorney general may make necessary changes to the legal description to correct errors
46.25 and ensure accuracy.

46.26 (c) The land that may be sold is located in Beltrami County and is described as:
46.27 Government Lot 7, Section 25, Township 149 North, Range 33 West, containing 22 acres,
46.28 more or less.

46.29 (d) The land borders Bass Lake. The Department of Natural Resources has
46.30 determined that the land is not needed for natural resource purposes.

46.31 Sec. 7. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
46.32 **WATER; BELTRAMI COUNTY.**

(a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell by public sale the surplus land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Beltrami County and is described as: the West Half of the Northwest Quarter, Section 29, Township 147 North, Range 34 West, containing 80 acres, more or less.

(d) The land borders Grant Creek. The Department of Natural Resources has determined that the land is not needed for natural resource purposes.

Sec. 8. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC WATER; CASS COUNTY.

(a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell by public sale the surplus land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Cass County and is described as: Lot 21 of Longwood Point, according to the map or plat thereof on file and of record in the Office of the County Recorder in and for Cass County, Minnesota, in Section 5, Township 139 North, Range 26 West, containing 3.03 acres, more or less.

(d) The land borders Washburn Lake. The Department of Natural Resources has determined that the land is not needed for natural resource purposes.

Sec. 9. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC WATER; CASS COUNTY.

(a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell by public sale the surplus land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Cass County and is described as: Government Lots 5 and 6, Section 3, Township 141 North, Range 27 West, containing 81.15 acres, more or less.

(d) The land borders Mable Lake and is not contiguous to other state lands. The Department of Natural Resources has determined that the land is not needed for natural resource purposes.

Sec. 10. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC WATER; CASS COUNTY.

(a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell by public sale the surplus land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Cass County and is described as: that part of Government Lot 4, Section 8, Township 140 North, Range 31 West, Cass County, Minnesota, lying southerly and westerly of the following described lines: Commencing at the southeast corner of said Government Lot 4; thence North 01 degree 39 minutes 59 seconds West on an assumed bearing along the east line of said Government Lot 4 a distance of 420.54 feet to the POINT OF BEGINNING; thence North 87 degrees 57 minutes 14 seconds West a distance of 481.15 feet; thence southwesterly along a tangential curve concave to the southeast having a radius of 145.00 feet, a central angle of 69 degrees 00 minutes 00 seconds, for a distance of 174.61 feet; thence South 23 degrees 02 minutes 46 seconds West, tangent to said curve, a distance of 255 feet, more or less, to the centerline of the old County Road; thence northwesterly, westerly, and southwesterly a distance of 520 feet along said centerline to the point of intersection with the centerline of County State-Aid Highway No. 6; thence northwesterly a distance of 414.53 feet along the centerline of said County State-Aid Highway No. 6 to the point of intersection with the west line of said Government Lot 4 and there terminating. Containing 11.16 acres, more or less.

(d) The land borders Ten Mile Lake. The Department of Natural Resources has determined that the land is not needed for natural resource purposes.

Sec. 11. PRIVATE SALE OF SURPLUS LAND; CLEARWATER COUNTY.

49.1 (a) Notwithstanding Minnesota Statutes, sections 94.09 and 94.10, the commissioner
49.2 of natural resources may sell by private sale the surplus land that is described in paragraph
49.3 (c).

49.4 (b) The conveyance must be in a form approved by the attorney general. The
49.5 attorney general may make necessary changes to the legal description to correct errors and
49.6 ensure accuracy. The commissioner may sell the land to the White Earth Band of Ojibwe
49.7 for less than the value of the land as determined by the commissioner, but the conveyance
49.8 must provide that the land be used for the public and reverts to the state if the band fails
49.9 to provide for public use or abandons the public use of the land. The conveyance may
49.10 reserve an easement for ingress and egress.

49.11 (c) The land that may be sold is located in Clearwater County and is described as:
49.12 the West 400 feet of the South 750 feet of Government Lot 3, Section 31, Township 145
49.13 North, Range 38 West, containing 6.89 acres, more or less.

49.14 (d) The Department of Natural Resources has determined that the land and building
49.15 are no longer needed for natural resource purposes.

49.16 Sec. 12. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
49.17 **WATER; CROW WING COUNTY.**

49.18 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural
49.19 resources may sell by public sale the surplus land bordering public water that is described
49.20 in paragraph (c).

49.21 (b) The conveyance must be in a form approved by the attorney general. The
49.22 attorney general may make necessary changes to the legal description to correct errors
49.23 and ensure accuracy.

49.24 (c) The land that may be sold is located in Crow Wing County and is described as:

49.25 (1) Government Lot 3, Section 9, Township 136 North, Range 28 West, containing
49.26 39.25 acres, more or less; and

49.27 (2) Government Lot 2, Section 9, Township 136 North, Range 28 West, containing
49.28 25.3 acres, more or less.

49.29 (d) The land borders Shaffer Lake and is not contiguous to other state lands. The
49.30 Department of Natural Resources has determined that the land is not needed for natural
49.31 resource purposes.

49.32 Sec. 13. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
49.33 **WATER; CROW WING COUNTY.**

(a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell by public sale the surplus land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Crow Wing County and is described as: the North 1,000 feet of Government Lot 3, Section 25, Township 136 North, Range 27 West, excepting that portion which lies North and East of F.A.S #11, containing 32 acres, more or less.

(d) The land borders the Pine River. The Department of Natural Resources has determined that the land is not needed for natural resource purposes.

Sec. 14. **CITY OF EAGAN; AUTHORITY TO EXCHANGE LAND; DAKOTA COUNTY.**

The portion of land conveyed to the city of Eagan under Laws 1995, chapter 159, now described as Parcel No. 10-30601-090-00, Outlot I, Gopher Eagan Industrial Park 2nd Addition, may be used for a colocation facility that provides secured space for public and private Internet and telecommunications network equipment and servers, notwithstanding the provision that the land reverts to the state if it is not used for public park or open space purposes. The commissioner of revenue is authorized to issue a state deed that provides for the land described above to be used for this purpose. The colocation facility must not be used by the municipality to provide voice, video, or Internet access services to the residents or businesses located in the city of Eagan. Nothing in this section is intended to restrict or limit the city of Eagan from communicating with its residents and businesses regarding governmental information and providing for the delivery of electronic services.

Sec. 15. **PRIVATE SALE OF SURPLUS LAND; FILLMORE COUNTY.**

(a) Notwithstanding Minnesota Statutes, sections 94.09 and 94.10, the commissioner of natural resources may sell by private sale the surplus land that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Fillmore County and is described as:

51.1 That part of the Northwest Quarter of the Northwest Quarter of Section 2, Township
51.2 103 North, Range 10 West, described as follows: commencing at the northeast
51.3 corner of the North Half of the Northwest Quarter of said Section 2; thence on
51.4 an assumed bearing of South 89 degrees 22 minutes 48 seconds West, along the
51.5 north line of said North Half of the Northwest Quarter, 500.09 feet; thence South
51.6 33 degrees 21 minutes 11 seconds West, 1,520.38 feet; thence North 00 degrees
51.7 37 minutes 12 seconds West, 540.85 feet; thence south 89 degrees 22 minutes 48
51.8 seconds West, 630.00 feet to the point of beginning of the land to be described;
51.9 thence North 00 degrees 37 minutes 12 seconds West, 551.74 feet to the center line
51.10 of Goodview Drive; thence North 89 degrees 03 minutes 27 seconds West, along
51.11 said center line 77.26 feet; thence South 89 degrees 52 minutes 18 seconds West,
51.12 along said center line, 162.78 feet; thence South 25 degrees 32 minutes 45 seconds
51.13 West, 82.13 feet; thence South 20 degrees 17 minutes 19 seconds West, 169.57
51.14 feet; thence South 18 degrees 48 minutes 07 seconds West, 143.54 feet; thence
51.15 South 26 degrees 31 minutes 49 seconds West, 211.00 feet; thence North 89 degrees
51.16 22 minutes 48 seconds East, 480.75 feet to the point of beginning. Subject to the
51.17 right-of-way of said Goodview Drive. Containing 4.53 acres, more or less.

51.18 (d) The sale would be to the Eagle Bluff Environmental Learning Center for
51.19 installation of a geothermal heating system for the center's adjacent educational facilities.
51.20 The Department of Natural Resources has determined that the land is not needed for
51.21 natural resource purposes.

51.22 **Sec. 16. PRIVATE SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
51.23 **WATER; HENNEPIN COUNTY.**

51.24 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the
51.25 commissioner of natural resources may sell by private sale to the city of St. Louis Park the
51.26 surplus land that is described in paragraph (c).

51.27 (b) The conveyance must be in a form approved by the attorney general. The
51.28 attorney general may make necessary changes to the legal description to correct errors and
51.29 ensure accuracy. The commissioner may sell to the city of St. Louis Park for less than the
51.30 value of the land as determined by the commissioner, but the conveyance must provide
51.31 that the land described in paragraph (c) be used for the public and reverts to the state if the
51.32 city of St. Louis Park fails to provide for public use or abandons the public use of the land.

51.33 (c) The land that may be sold is located in Hennepin County and is described as:
51.34 A strip of land 130 feet wide in the Southeast Quarter of the Northwest Quarter of
51.35 Section 20, Township 117 North, Range 21 West, the center line of which strip

has its beginning at a point on the west boundary of said Southeast Quarter of the Northwest Quarter, and 753.8 feet distant from the south boundary line of said Southeast Quarter of the Northwest Quarter, and continued thence east on a line parallel with the south boundary line of said Southeast Quarter of the Northwest Quarter for a distance of 1,012 feet, containing 3.02 acres, more or less.

(d) The land is adjacent to Minnehaha Creek and adjacent to other lands managed by the city of St. Louis Park. The Department of Natural Resources has determined that the state's land management interest would best be served if the land were conveyed to the city of St. Louis Park.

Sec. 17. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC WATER; HUBBARD COUNTY.

(a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell by public sale the surplus land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Hubbard County and is described as: those parts of Government Lot 4 and the Southwest Quarter of the Southwest Quarter, Section 16, Township 143 North, Range 34 West, Hubbard County, Minnesota, lying southerly and easterly of Minnesota Department of Transportation Right-of-Way Plat Numbered 29-18 and Minnesota Department of Transportation Right-of-Way Plat Numbered 29-2 as the same is on file and of record in the Office of the County Recorder for Hubbard County, Minnesota, and lying westerly of the East 600 feet of said Government Lot 4, containing 14.6 acres, more or less.

(d) The land borders Lake Paine. The Department of Natural Resources has determined that the land is not needed for natural resource purposes.

Sec. 18. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC WATER; ITASCA COUNTY.

(a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell by public sale the surplus land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in Itasca County and is described as: Lot 23, Eagle Point Plat, Section 11, Township 59 North, Range 25 West, containing 0.31 acres, more or less.

(d) The land borders Eagle Lake and is not contiguous to other state lands. The Department of Natural Resources has determined that the land is not needed for natural resource purposes.

Sec. 19. APPORTIONMENT OF PROCEEDS; TAX-FORFEITED LANDS; ITASCA COUNTY.

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, Itasca County may deposit proceeds from the sale of tax-forfeited lands into a tax-forfeited land replacement trust fund created in Laws 2006, chapter 236, article 1, section 43, as amended by Laws 2008, chapter 368, article 1, section 18. The principal and interest from these proceeds may be spent only on the purchase of lands to replace the tax-forfeited lands sold to Minnesota Steel Industries or for lands better suited for retention by Itasca County. Lands purchased with the land replacement fund must:

(1) become subject to a trust in favor of the governmental subdivision wherein they lie and all laws related to tax-forfeited lands; and

(2) be for forest management purposes and dedicated as memorial forest under Minnesota Statutes, section 459.06, subdivision 2.

Sec. 20. PUBLIC SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; KITTSON COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, Kittson 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. The attorney general may make changes to the land description to correct errors and ensure accuracy.

(c) The land to be sold is located in Kittson County and is described as: that certain parcel situate in the Southwest Quarter of Section 10; Township 163 North, Range 48 West, described as follows: beginning at the southeast corner of said Southwest Quarter of said Section 10; thence West along the south boundary line of said Southwest Quarter

54.1 a distance of 1,900 feet; thence North and parallel to the east boundary line of said
54.2 Southwest Quarter a distance of 1,050 feet; thence East and parallel to the south boundary
54.3 line of said Southwest Quarter a distance of 750 feet; thence southeasterly in a straight
54.4 line to the point of beginning.

54.5 Sec. 21. **PRIVATE SALE OF SURPLUS STATE LAND; MURRAY COUNTY.**

54.6 (a) Notwithstanding Minnesota Statutes, sections 94.09 and 94.10, the commissioner
54.7 of natural resources may sell by private sale to the township of Murray the surplus land
54.8 that is described in paragraph (c).

54.9 (b) The conveyance must be in a form approved by the attorney general and may be
54.10 for consideration less than the appraised value of the land. The attorney general may make
54.11 necessary changes to the legal description to correct errors and ensure accuracy.

54.12 (c) The land to be sold is located in Murray County and is described as: that part of
54.13 Government Lot 6, that part of Government Lot 7, and that part of Government Lot 8 of
54.14 Section 6, Township 107 North, Range 40 West, and that part of Government Lot 1 and
54.15 that part of Government Lot 2 of Section 7, Township 107 North, Range 40 West, Murray
54.16 County, Minnesota, described as follows: Commencing at the east quarter corner of said
54.17 Section 6; thence on a bearing based on the 1983 Murray County Coordinate System (1996
54.18 Adjustment), of South 00 degrees 17 minutes 23 seconds East 1247.75 feet along the east
54.19 line of said Section 6; thence South 88 degrees 39 minutes 00 seconds West 1942.74 feet;
54.20 thence South 03 degrees 33 minutes 00 seconds West 94.92 feet to the northeast corner of
54.21 Block 5 of FORMAN ACRES, according to the recorded plat thereof on file and of record
54.22 in the Murray County Recorder's Office; thence South 14 degrees 34 minutes 00 seconds
54.23 West 525.30 feet along the easterly line of said Block 5 and along the easterly line of the
54.24 private roadway of FORMAN ACRES to the southeasterly corner of said private roadway
54.25 and the POINT OF BEGINNING; thence North 82 degrees 15 minutes 00 seconds West
54.26 796.30 feet along the southerly line of said private roadway to an angle point on said line
54.27 and an existing 1/2 inch diameter rebar; thence South 64 degrees 28 minutes 26 seconds
54.28 West 100.06 feet along the southerly line of said private roadway to an angle point on said
54.29 line and an existing 1/2 inch diameter rebar; thence South 33 degrees 01 minute 32 seconds
54.30 West 279.60 feet along the southerly line of said private roadway to an angle point on said
54.31 line; thence South 76 degrees 04 minutes 52 seconds West 766.53 feet along the southerly
54.32 line of said private roadway to a 3/4 inch diameter rebar with a plastic cap stamped "MN
54.33 DNR LS 17003" (DNR MON); thence South 16 degrees 24 minutes 50 seconds West
54.34 470.40 feet to a DNR MON; thence South 24 degrees 09 minutes 57 seconds West 262.69
54.35 feet to a DNR MON; thence South 08 degrees 07 minutes 09 seconds West 332.26 feet to

55.1 a DNR MON; thence North 51 degrees 40 minutes 02 seconds West 341.79 feet to the east
55.2 line of Lot A of Lot 1 of LOT A OF GOVERNMENT LOT 8, OF SECTION 6 AND LOT
55.3 A OF GOVERNMENT LOT 1, OF SECTION 7, TOWNSHIP 107, RANGE 40, according
55.4 to the recorded plat thereof on file and of record in the Murray County Recorder's Office
55.5 and a DNR MON; thence South 14 degrees 28 minutes 55 seconds West 71.98 feet along
55.6 the east line of said Lot A to the northerly most corner of Lot 36 of HUDSON ACRES,
55.7 according to the record plat thereof on file and of record in the Murray County Recorder's
55.8 Office and an existing steel fence post; thence South 51 degrees 37 minutes 05 seconds
55.9 East 418.97 feet along the northeasterly line of said Lot 36 and along the northeasterly line
55.10 of Lots 35, 34, 33, 32 of HUDSON ACRES to an existing 1-inch inside diameter iron
55.11 pipe marking the easterly most corner of Lot 32 and the most northerly corner of Lot 31A
55.12 of HUDSON ACRES; thence South 48 degrees 33 minutes 10 seconds East 298.26 feet
55.13 along the northeasterly line of said Lot 31A to an existing 1 1/2-inch inside diameter iron
55.14 pipe marking the easterly most corner thereof and the most northerly corner of Lot 31 of
55.15 HUDSON ACRES; thence South 33 degrees 53 minute 30 seconds East 224.96 feet along
55.16 the northeasterly line of said Lot 31 and along the northeasterly line of Lots 30 and 29 of
55.17 HUDSON ACRES to an existing 1 1/2-inch inside diameter iron pipe marking the easterly
55.18 most corner of said Lot 29 and the most northerly corner of Lot 28 of HUDSON ACRES;
55.19 thence South 45 degrees 23 minutes 54 seconds East 375.07 feet along the northeasterly
55.20 line of said Lot 28 and along the northeasterly line of Lots 27, 26, 25, 24 of HUDSON
55.21 ACRES to an existing 1 1/2-inch inside diameter iron pipe marking the easterly most
55.22 corner of said Lot 24 and the most northerly corner of Lot 23 of HUDSON ACRES;
55.23 thence South 64 degrees 39 minutes 53 seconds East 226.80 feet along the northeasterly
55.24 line of said Lot 23 and along the northeasterly line of Lots 22 and 21 of HUDSON ACRES
55.25 to an existing 1 1/2-inch inside diameter iron pipe marking the easterly most corner of said
55.26 Lot 21 and the most northerly corner of Lot 20 of HUDSON ACRES; thence South 39
55.27 degrees 49 minutes 49 seconds East 524.75 feet along the northeasterly line of said Lot 20
55.28 and along the northeasterly line of Lots 19, 18, 17, 16, 15, 14 of HUDSON ACRES to
55.29 an existing 1 1/2-inch inside diameter iron pipe marking the easterly most corner of said
55.30 Lot 14 and the most northerly corner of Lot 13 of HUDSON ACRES; thence South 55
55.31 degrees 31 minutes 43 seconds East 225.11 feet along the northeasterly line of said Lot 13
55.32 and along the northeasterly line of Lots 12 and 11 of HUDSON ACRES to an existing 1
55.33 1/2-inch inside diameter iron pipe marking the easterly most corner of said Lot 11 and the
55.34 northwest corner of Lot 10 of HUDSON ACRES; thence South 88 degrees 03 minutes
55.35 49 seconds East 224.90 feet along the north line of said Lot 10 and along the north line
55.36 of Lots 9 and 8 of HUDSON ACRES to an existing 1 1/2-inch inside diameter iron pipe

marking the northeast corner of said Lot 8 and the northwest corner of Lot 7 of HUDSON ACRES; thence North 84 degrees 07 minutes 37 seconds East 525.01 feet along the north line of said Lot 7 and along the north line of Lots 6, 5, 4, 3, 2, 1 of HUDSON ACRES to an existing 1 1/2-inch inside diameter iron pipe marking the northeast corner of said Lot 1 of HUDSON ACRES; thence southeasterly, easterly, and northerly along a nontangential curve concave to the North having a radius of 50.00 feet, central angle 138 degrees 42 minutes 00 seconds, a distance of 121.04 feet, chord bears North 63 degrees 30 minutes 12 seconds East; thence continuing northwesterly and westerly along the previously described curve concave to the South having a radius of 50.00 feet, central angle 138 degrees 42 minutes 00 seconds, a distance of 121.04 feet, chord bears North 75 degrees 11 minutes 47 seconds West and a DNR MON; thence South 84 degrees 09 minutes 13 seconds West not tangent to said curve 520.52 feet to a DNR MON; thence North 88 degrees 07 minutes 40 seconds West 201.13 feet to a DNR MON; thence North 55 degrees 32 minutes 12 seconds West 196.66 feet to a DNR MON; thence North 39 degrees 49 minutes 59 seconds West 530.34 feet to a DNR MON; thence North 64 degrees 41 minutes 41 seconds West 230.01 feet to a DNR MON; thence North 45 degrees 23 minutes 00 seconds West 357.33 feet to a DNR MON; thence North 33 degrees 53 minutes 30 seconds West 226.66 feet to a DNR MON; thence North 48 degrees 30 minutes 31 seconds West 341.45 feet to a DNR MON; thence North 08 degrees 07 minutes 09 seconds East 359.28 feet to a DNR MON; thence North 24 degrees 09 minutes 57 seconds East 257.86 feet to a DNR MON; thence North 16 degrees 24 minutes 50 seconds East 483.36 feet to a DNR MON; thence North 76 degrees 04 minutes 52 seconds East 715.53 feet to a DNR MON; thence North 33 degrees 01 minute 32 seconds East 282.54 feet to a DNR MON; thence North 64 degrees 28 minutes 26 seconds East 84.97 feet to a DNR MON; thence South 82 degrees 15 minutes 00 seconds East 788.53 feet to a DNR MON; thence North 07 degrees 45 minutes 07 seconds East 26.00 feet to the point of beginning; containing 7.55 acres.

(d) The Department of Natural Resources has determined that the state's land management interests would best be served if the lands were conveyed to the township of Murray.

Sec. 22. CONVEYANCE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; RED LAKE COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, and the public sale provisions of Minnesota Statutes, chapter 282, Red Lake County may convey to the city of Red Lake Falls 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 the city of Red Lake Falls fails to provide for the public use described in paragraph (d) or abandons the public use of the land. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be conveyed is located in Red Lake County and is described as follows: all that part of Block 5 which lies North of Block 6 and West of a line which is a projection northerly of the west line of Lot 11 of said Block 6, all in Mill Reserve Addition, containing approximately 500 feet frontage on the Clearwater River.

(d) The city will use the land to establish a public park.

Sec. 23. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC WATER; ST. LOUIS COUNTY.

(a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell by public sale the surplus land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land that may be sold is located in St. Louis County and is described as: Government Lot 4, Section 36, Township 58 North, Range 16 West, St. Louis County, Minnesota, EXCEPTING therefrom that part platted as SILVER LAKE SHORES according to the plat on file and of record in the Office of the Recorder for St. Louis County, Minnesota, containing 7.88 acres, more or less.

(d) The land borders Silver Lake and is not contiguous to other state lands. The Department of Natural Resources has determined that the land is not needed for natural resource purposes.

Sec. 24. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC WATER; ST. LOUIS COUNTY.

(a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural resources may sell by public sale the surplus land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy. The commissioner may not sell any part of the land described in

paragraph (c) that is being used for airport purposes by the city of Eveleth or is proposed to be used for airport purposes by the city of Eveleth.

(c) The land that may be sold is located in St. Louis County and is described as: the Northeast Quarter of the Northwest Quarter, Section 16, Township 57 North, Range 17 West, St. Louis County, Minnesota, except that part of the North 10 feet thereof lying East of St. Mary's Lake and also except that part lying East of County State-Aid Highway 132, containing 26.5 acres, more or less.

(d) The land borders St. Mary's Lake and is not contiguous to other state lands. The Department of Natural Resources has determined that the land is not needed for natural resource purposes.

Sec. 25. **PRIVATE SALE OF TAX-FORFEITED LAND; ST. LOUIS COUNTY.**

(a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or other law to the contrary, St. Louis County shall sell by private sale the tax-forfeited land described in paragraph (c) to the nearest private landowner who has owned proximate land for at least 70 years.

(b) The conveyance must be in a form approved by the attorney general. The attorney general may make changes to the land description to correct errors and ensure accuracy.

(c) The land to be sold is located in St. Louis County and is described as: Lots 150 and 151, NE NA MIK KA TA, town of Breitung, Section 6, Township 62 North, Range 15 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. 26. **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 conveyances must be in a form approved by the attorney general. The attorney general may make changes to the land description to correct errors and ensure accuracy. The conveyances must include any easements or deed restrictions specified in paragraph (c).

(c) The lands to be sold are located in St. Louis County and are described as:

(1) the East Half of the East Half of the Southwest Quarter of the Southwest Quarter, Section 5, Township 50 North, Range 14 West. Conveyance of this land must provide,

59.1 for no consideration, an easement to the state that is 75 feet in width on each side of the
59.2 centerline of East Branch Chester Creek, to provide riparian protection and angler access;
59.3 (2) the East Half of the East Half of the Southeast Quarter of the Southwest Quarter,
59.4 Section 5, Township 50 North, Range 14 West. Conveyance of this land must provide,
59.5 for no consideration, an easement to the state that is 75 feet in width on each side of the
59.6 centerline of East Branch Chester Creek, to provide riparian protection and angler access;
59.7 (3) the West Half of the East Half of the Southeast Quarter of the Southwest Quarter,
59.8 Section 5, Township 50 North, Range 14 West. Conveyance of this land must provide,
59.9 for no consideration, an easement to the state that is 75 feet in width on each side of the
59.10 centerline of East Branch Chester Creek, to provide riparian protection and angler access;
59.11 (4) the West Half of the East Half of the Northwest Quarter of the Southwest Quarter
59.12 and the West Half of the East Half of the Southwest Quarter of the Southwest Quarter,
59.13 Section 4, Township 51 North, Range 17 West;
59.14 (5) all that part or strip lying North of the Savanna River, about 3 to 4 acres of the
59.15 Southeast Quarter of the Northeast Quarter, Section 7, Township 51 North, Range 20 West;
59.16 (6) Government Lot 1, Section 18, Township 53 North, Range 18 West;
59.17 (7) the Southwest Quarter of the Southeast Quarter, Section 34, Township 53 North,
59.18 Range 19 West;
59.19 (8) Lot 2, Jingwak Beach 1st Addition, town of Cotton, Section 20, Township 54
59.20 North, Range 16 West;
59.21 (9) Lot 4, Jingwak Beach 1st Addition, town of Cotton, Section 20, Township 54
59.22 North, Range 16 West;
59.23 (10) Lots 1, 2, 3, and 4, 1st Addition to Strand Lake, Section 20, Township 54
59.24 North, Range 16 West;
59.25 (11) the Southeast Quarter of the Southwest Quarter, Section 1, Township 55 North,
59.26 Range 20 East. Conveyance of this land must provide, for no consideration, an easement
59.27 to the state that is 75 feet in width on each side of the centerline of East Swan River, to
59.28 provide riparian protection and angler access;
59.29 (12) that part of the Northeast Quarter of the Northwest Quarter beginning at the
59.30 intersection of the east line of Highway 4 with the north line of the Northeast Quarter of
59.31 the Northwest Quarter; thence South 500 feet; thence East 350 feet; thence North 500 feet;
59.32 thence West 350 feet to the point of beginning, Section 19, Township 57 North, Range
59.33 15 West. Conveyance of this land must provide, for no consideration, an easement to the
59.34 state that is 75 feet in width on each side of the centerline of the unnamed stream, to
59.35 provide riparian protection and angler access. Where there is less than 75 feet from the

centerline of the stream channel to the north property line, the easement shall be granted to the north property line;

(13) the West Half of Lot 1, Section 22, Township 58 North, Range 16 West. Conveyance of this land must provide, for no consideration, a 33-foot road easement to the state for access to Black Lake. The conveyance must include a deed restriction prohibiting buildings, structures, tree cutting, removal of vegetation, and shoreland alterations across a 75-foot strip from the ordinary high water mark, except a 15-foot strip is allowed for lake access and a dock; and

(14) the South Half of the Northwest Quarter of the Northwest Quarter, except the North Half of the Southwest Quarter, Section 32, Township 62 North, Range 18 West. Conveyance of this land must provide, for no consideration, an easement to the state that is 105 feet in width on each side of the centerline of Rice River, to provide riparian protection and angler access.

(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. 27. 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 shall sell by private sale 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. The attorney general may make changes to the land description to correct errors and ensure accuracy.

(c) The land to be sold is located in St. Louis County and is described as: the easterly 200 feet of the Northwest Quarter of the Southeast Quarter, Section 21, Township 58 North, Range 15 West, except that part North of the St. Louis River.

(d) The county shall sell the land to the adjoining landowner to remedy an inadvertent trespass.

Sec. 28. 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 the tax-forfeited land bordering public water that is described in paragraph (c), under the remaining provisions of Minnesota Statutes, chapter 282.

(b) The conveyances must be in a form approved by the attorney general. The attorney general may make changes to the land description to correct errors and ensure accuracy. The conveyances must include any easements or deed restrictions specified in paragraph (c).

(c) The lands to be sold are located in St. Louis County and are described as:

(1) an undivided 1369/68040 interest, Lot 8, Section 16, Township 50 North, Range 17 West;

(2) an undivided 1470/10080 interest, Lot 5, Section 17, Township 50 North, Range 17 West;

(3) an undivided 23/288 interest, Northeast Quarter of the Northeast Quarter, Section 21, Township 50 North, Range 17 West;

(4) an undivided 23/288 interest, Northwest Quarter of the Northeast Quarter, Section 21, Township 50 North, Range 17 West; and

(5) that part of Lot 7 beginning at a point 530 feet East of the southwest corner; thence North 30 degrees East 208 feet; thence North 55 degrees East 198 feet; thence 10 feet more or less on the same line to the waters edge; thence South along the waters edge to the south boundary line of Lot 7; thence 10 feet West; thence West on the same line 198 feet to the point of beginning, Section 5, Township 62 North, Range 16 West. The conveyance must include a deed restriction prohibiting buildings, structures, tree cutting, removal of vegetation, and shoreland alterations across a 75-foot strip from the ordinary high water mark.

(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. 29. PUBLIC OR 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 public or private sale 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. The attorney general may make changes to the land description to correct errors and ensure accuracy.

(c) The land to be sold is located in St. Louis County and is described as: Lot 5, Block 1, Williams Lakeview, town of Great Scott, Section 34, Township 60 North, Range 19 West.

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

62.3 Sec. 30. **PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC**
62.4 **WATER; SHERBURNE COUNTY.**

62.5 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural
62.6 resources may sell by public sale the surplus land bordering public water that is described
62.7 in paragraph (c).

62.8 (b) The conveyance must be in a form approved by the attorney general. The
62.9 attorney general may make necessary changes to the legal description to correct errors
62.10 and ensure accuracy.

62.11 (c) The land that may be sold is located in Sherburne County and is described as: the
62.12 Northeast Quarter of the Southwest Quarter, Section 16, Township 33 North, Range 27
62.13 West, containing 40 acres, more or less.

62.14 (d) The land borders Elk River and is not contiguous to other state lands. The
62.15 Department of Natural Resources has determined that the land is not needed for natural
62.16 resource purposes.

62.17 Sec. 31. **PRIVATE SALE OF SURPLUS LAND BORDERING PUBLIC WATER;**
62.18 **TODD COUNTY.**

62.19 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the
62.20 commissioner of natural resources may sell by private sale the surplus land that is
62.21 described in paragraph (c). Notwithstanding Minnesota Statutes, section 97A.135,
62.22 subdivision 2a, the surplus land described in paragraph (c) is vacated from the Grey
62.23 Eagle Wildlife Management Area upon sale.

62.24 (b) The conveyance must be in a form approved by the attorney general. The
62.25 attorney general may make necessary changes to the legal description to correct errors
62.26 and ensure accuracy.

62.27 (c) The land that may be sold is located in Todd County and is described as: the
62.28 East 50.00 feet of the South 165.00 feet of Government Lot 3, Section 16, Township 127
62.29 North, Range 33 West, Todd County, Minnesota, containing 0.19 acres, more or less.

62.30 (d) The sale would resolve an unintentional trespass by the adjacent owner. While
62.31 Lot 3 of Section 16, Township 127 North, Range 33 West, borders Bunker Lake, the
62.32 portion of Lot 3 to be sold does not border public waters. The Department of Natural
62.33 Resources has determined that the land is not needed for natural resource purposes.

Sec. 32. **PRIVATE SALE OF SURPLUS STATE LAND; WASHINGTON COUNTY.**

(a) Notwithstanding Minnesota Statutes, sections 94.09 and 94.10, the commissioner of natural resources may sell by private sale to Afton Alps the surplus land that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general and may be for consideration less than the appraised value of the land. The attorney general may make necessary changes to the legal description to correct errors and ensure accuracy.

(c) The land to be sold is located in Washington County and is described as:

(1) that part of the Southwest Quarter of the Southeast Quarter of Section 3, Township 27, Range 20, Washington County, Minnesota that lies South of the North 800 feet thereof and North of the following described line: Commencing at a point 800 feet South of the northwest corner of said Southwest Quarter of the Southeast Quarter; thence 154 feet East; thence 228 feet East; thence South 430 feet; thence East 930.58 feet; thence North 430 feet, to the point of beginning of the line to be described; thence West to the point of commencement and said line there terminating; and

(2) that part of the North 208 feet of the South 866 feet of the East 208 feet of the Southeast Quarter of the Southeast Quarter of Section 3, Township 27, Range 20, Washington County, Minnesota that lies northwesterly of the following described line: Commencing at the northwest corner of the Southeast Quarter of the Southeast Quarter of said Section 3; thence South along the west line of said Southeast Quarter of the Southeast Quarter, a distance of 900 feet; thence easterly, at a right angle, a distance of 660 feet, to the point of beginning of the line to be described; thence northeasterly to a point on the east line of said Southeast Quarter of the Southeast Quarter distant 275 feet South of the northeast corner thereof, and said line there terminating.

(d) The Department of Natural Resources has determined that the state's land management interests would best be served if the land were conveyed to the adjacent landowner.

Sec. 33. **EFFECTIVE DATE.**

Sections 1 to 32 are effective the day following final enactment.

ARTICLE 4
FOREST AND TIMBER MANAGEMENT

Section 1. **APPRAISED VOLUME TIMBER SALES; FISCAL YEARS 2010 AND 2011.**

64.1 (a) During fiscal years 2010 and 2011, the commissioner of natural resources shall
64.2 increase the amount of timber products sold from state lands under permits based solely
64.3 on the appraiser's estimate of the timber volume described in the permit, as provided in
64.4 Minnesota Statutes, section 90.14, paragraph (c).

64.5 (b) The commissioner shall evaluate sales of timber under paragraph (a) and other
64.6 methods used to sell timber from state lands to identify the method, or combination of
64.7 methods, that is most efficient and effective in protecting the fiduciary interest of the
64.8 state, including the permanent school fund.

64.9 (c) By January 15, 2011, the commissioner shall report to the house of representatives
64.10 and senate natural resources policy and finance committees and divisions on the findings
64.11 of the evaluation process completed under paragraph (b).

64.12 Sec. 2. **FOREST MANAGEMENT LEASE PILOT PROJECT.**

64.13 (a) Notwithstanding the permit procedures of Minnesota Statutes, chapter 90, the
64.14 commissioner of natural resources may on a pilot basis lease state-owned forest lands for
64.15 forest management purposes. The lease shall:

64.16 (1) require that the lessee comply with timber harvesting and forest management
64.17 guidelines developed under Minnesota Statutes, section 89A.05, adopted by the Minnesota
64.18 Forest Resources Council, and in effect at the time that the lease is issued; and

64.19 (2) provide for public access for hunting, fishing, and motorized and nonmotorized
64.20 recreation to the leased land that is the same as would be available under state management.

64.21 (b) For the purposes of this section, the term "state-owned forest lands" may include
64.22 school trust lands as defined in Minnesota Statutes, section 92.025, or university land
64.23 granted to the state by Acts of Congress.

64.24 (c) By December 15, 2009, the commissioner of natural resources shall provide a
64.25 report to the house or representatives and senate natural resources policy and finance
64.26 committees and divisions on the pilot project. The report must detail a plan for
64.27 implementation of the pilot project with a starting date that is no later than July 1, 2010.

64.28 (d) Upon implementation of the pilot project, the commissioner shall provide an
64.29 annual report to the house of representatives and senate natural resources policy and
64.30 finance committees and divisions on the progress of the project, including the acres leased,
64.31 a breakdown of the types of forest land, and amounts harvested by species. The report
64.32 shall include a net revenue analysis comparing the lease revenue with the estimated net
64.33 revenue that would be obtained through state management and silvicultural practices cost
64.34 savings the state realizes through leasing.

APPENDIX
Article locations in H1132-3

ARTICLE 1	GAME AND FISH POLICY	Page.Ln 2.1
ARTICLE 2	STATE LAND ADMINISTRATION	Page.Ln 24.27
ARTICLE 3	LAND SALES	Page.Ln 42.14
ARTICLE 4	FOREST AND TIMBER MANAGEMENT	Page.Ln 63.31

APPENDIX
Repealed Minnesota Statutes: H1132-3

97A.525 TRANSPORTATION OF WILD ANIMALS BY COMMON CARRIER.

Subd. 2. **Nonresidents.** A nonresident may transport wild animals by common carrier without being in the vehicle if the nonresident has the license required to take the animals and they are shipped to the nonresident.

97B.301 DEER LICENSES AND LIMITS.

Subd. 7. **All season deer license.** (a) A resident may obtain an all season deer license that authorizes the resident to hunt during the archery, regular firearms, and muzzleloader seasons. The all season license is valid for taking three deer, no more than one of which may be a legal buck.

(b) The all season deer license is valid for taking antlerless deer as prescribed by the commissioner.

(c) The commissioner shall issue three tags when issuing a license under this subdivision.

Subd. 8. **Sale of multiple zone or multiple season licenses.** If the commissioner adopts rules on deer zones, or seasons that eliminate the need for purchasing an all season deer or multizone license, then the commissioner is not required to offer all season deer or multizone licenses for sale.

97C.405 MUSKELLUNGE SIZE LIMITS.

(a) Except as allowed under paragraph (b), if a person catches a muskellunge less than 40 inches long, the person must immediately release the fish into the waters.

(b) The commissioner may designate lakes north of Trunk Highway No. 210 where muskellunge less than 40 inches, but not less than 30 inches long, may be retained.