

SENATE

STATE OF MINNESOTA

EIGHTY-EIGHTH LEGISLATURE

S.F. No. 886

(SENATE AUTHORS: HAWJ, Saxhaug, Koenen, Scalze and Hoffman)

DATE	D-PG	OFFICIAL STATUS
02/28/2013	450	Introduction and first reading Referred to Environment and Energy
04/02/2013	1441a	Comm report: To pass as amended and re-refer to Finance
05/01/2013		Comm report: To pass as amended Second reading

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A bill for an act

relating to state lands; modifying landowners' bill of rights; modifying land

acquisition account; adding to and deleting from state parks and forests;

authorizing certain exchanges and sales of state lands; conveyance of certain

tax-forfeited lands; amending Minnesota Statutes 2012, sections 84.0274,

subdivision 6; 94.165.

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

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Section 1. Minnesota Statutes 2012, section 84.0274, subdivision 6, is amended to read:

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Subd. 6. **State's responsibilities.** When the state proposes to purchase land for

natural resources purposes, the commissioner of natural resources and, where applicable,

the commissioner of administration shall have the following responsibilities:

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(a) The responsibility to deal fairly and openly with the landowner in the purchase of

property;

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(b) The responsibility to refrain from discussing price with the landowner before

an appraisal has been made. In addition, the same person shall not both appraise and

negotiate for purchase of a tract of land. This paragraph does not apply to the state when

discussing with a landowner the trout stream easement payment determined under section

84.0272, subdivision 2, the native prairie bank easement payment determined under

section 84.96, subdivision 5, or the Camp Ripley's Army compatible use buffer easement

payment determined under section 84.0277, subdivision 2;

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(c) The responsibility to use private fee appraisers to lower the state's acquisition

costs to the greatest extent practicable; and

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(d) The responsibility to acquire land in as expeditious a manner as possible. No

option shall be made for a period of greater than two months if no survey is required or for

nine months if a survey is required, unless the landowner, in writing, expressly requests

a longer period of time. Provided that, if county board approval of the transaction is required pursuant to section 97A.145, no time limits shall apply. If the state elects not to purchase property upon which it has an option, it shall pay the landowner \$500 after the expiration of the option period. If the state elects to purchase the property, unless the landowner elects otherwise, payment to the landowner shall be made no later than 90 days following the state's election to purchase the property provided that the title is marketable and the owner acts expeditiously to complete the transaction.

Sec. 2. Minnesota Statutes 2012, section 94.165, is amended to read:

**94.165 LAND ACQUISITION ACCOUNT.**

Subdivision 1. Creation of account. There is created in the state treasury a land acquisition account.

Subd. 2. Appropriation. Money in the account is appropriated to the commissioner of natural resources for:

(1) the acquisition of natural resource lands or interests in lands within the outdoor recreation system established in chapter 86A;

(2) payment of expenses incurred by the commissioner in rendering saleable any state-owned property administered by the commissioner; and

(3) payment of expenses incurred by the commissioner in exchanging any state-owned property administered by the commissioner.

Subd. 3. Report. The commissioner must file a report to the house of representatives Ways and Means and the senate Finance committees and the Environment and Natural Resources committees of the senate and house of representatives by October 1 of each year indicating all purchases and sales from this account.

**Sec. 3. ADDITIONS TO STATE PARKS.**

Subdivision 1. [85.012][Subd. 16.] Flandrau State Park, Brown County. The following area is added to Flandrau State Park: West 130 feet by 272.25 feet of Lot B of Outlot 304, City of New Ulm.

Subd. 2. [85.012][Subd. 38a.] Lake Vermilion State Park, St. Louis County. The following areas are added to Lake Vermilion State Park:

(1) that part of the Northwest Quarter of the Northeast Quarter of Section 29, Township 62, Range 15, that lies southeasterly of Miettunen Plat Road and northeasterly of McKinley Park Road;

(2) that part of the Northwest Quarter of the Southwest Quarter of Section 28, Township 62, Range 15, that lies easterly of McKinley Park Road;

(3) Government Lot 7, Section 14, Township 62, Range 15;  
(4) Government Lot 5, Section 23, Township 62, Range 15;  
(5) those islands in Lake Vermilion located south of the westerly extension of the south line of Government Lot 6, west of the northerly extension of the east line of Government Lot 8, and east of the northerly extension of the west line of Government Lot 8, all in Section 13, Township 62, Range 15;

(6) that part of the Southeast Quarter of the Southwest Quarter of Section 26, Township 62, Range 15, that lies south of the south right-of-way line of State Highway 169; and

(7) the East 845 feet of the Southwest Quarter of the Southwest Quarter of Section 26, Township 62, Range 15, lying south of the south right-of-way line of State Highway 169.

Subd. 3. [85.012][Subd. 53.] Sibley State Park, Kandiyohi County. The following area is added to Sibley State Park: the Southeast Quarter of Section 12, Township 121, Range 35, except a square area of land containing two acres located in the southeast corner of the Northeast Quarter of the Southeast Quarter of Section 12, Township 121, Range 35.

#### Sec. 4. DELETIONS FROM STATE PARKS.

Subdivision 1. [85.012][Subd. 38a.] Lake Vermilion State Park, St. Louis County. The following areas are deleted from Lake Vermilion State Park:

(1) that part of the Northeast Quarter of the Northeast Quarter of Section 29, Township 62, Range 15, that lies southwesterly of McKinley Park Road; and

(2) that part of the Northeast Quarter of the Northeast Quarter of Section 29, Township 62, Range 15, that lies northwesterly of Miettunen Plat Road.

Subd. 2. [85.012][Subd. 59.] Whitewater State Park, Winona County. The following area is deleted from Whitewater State Park: that part of the Southeast Quarter of the Northwest Quarter of Section 21, Township 107, Range 10, described as follows:

Commencing at the southeast corner of said Southeast Quarter of the Northwest Quarter; thence on an assumed bearing of North 00 degrees 29 minutes 31 seconds West, along the east line of said Southeast Quarter of the Northwest Quarter, 1,146.55 feet to the point of beginning of the parcel to be described; thence continuing North 00 degrees 29 minutes 31 seconds West, along said east line, 254.93 feet to the northeast corner of said Southeast Quarter of the Northwest Quarter; thence South 88 degrees 26 minutes 03 seconds West, along the north line of said Southeast Quarter of the Northwest Quarter, 643.06 feet; thence South 18 degrees 36 minutes 33 seconds East, 31.00 feet; thence South 84 degrees 32 minutes 47 seconds East, 229.91 feet; thence South 65 degrees 23 minutes 08 seconds East, 446.86 feet, to the point of beginning.

4.1       Sec. 5. **ADDITION TO STATE FOREST.**

4.2               **[89.021][Subd. 48a.] Snake River State Forest.** The following area is added to the  
4.3       Snake River State Forest: Section 23, Township 42 North, Range 23 West.

4.4       Sec. 6. **CONVEYANCE OF TAX-FORFEITED LANDS; ANOKA COUNTY.**

4.5               (a) Notwithstanding Minnesota Statutes, section 282.01, subdivision 1a, Anoka  
4.6       County shall convey to the Lino Lakes Economic Development Authority the tax-forfeited  
4.7       lands described in paragraph (d) according to this section.

4.8               (b) No monetary compensation or consideration is required for, and no conditions  
4.9       attach to, the conveyance except as provided in this paragraph. The deed for the lands  
4.10       described in paragraph (d) must contain a restrictive covenant providing that upon resale by  
4.11       the Lino Lakes Economic Development Authority of all or any portion of those parcels to a  
4.12       nongovernmental entity, the Lino Lakes Economic Development Authority shall pay to the  
4.13       county ten percent of the gross sale proceeds from the sale. "Gross sale proceeds" means  
4.14       the purchase price negotiated between the Lino Lakes Economic Development Authority  
4.15       and the buyer, excluding the amount of special assessments reinstated by the city of Lino  
4.16       Lakes and payable by the buyer upon or after closing and excluding any other closing costs  
4.17       payable by the buyer. Anoka County shall apply the proceeds received from the Lino Lakes  
4.18       Economic Development Authority according to Minnesota Statutes, section 282.08, clause  
4.19       (4). The restrictive covenant for any parcel expires 30 years after the date of the deed.

4.20               (c) The commissioner of revenue must release the tax-forfeited lands from the trust  
4.21       in favor of the taxing district and convey the property on behalf of the state by quitclaim  
4.22       deed. The commissioner shall deliver the deeds for conveyance of the property described  
4.23       in paragraph (d) to Anoka County for recording no later than 90 days after the effective  
4.24       date of this act.

4.25               (d) The lands to be conveyed are located in Anoka County and are described as:

4.26               (1) parcel 17-31-22-11-0002;

4.27               (2) parcel 17-31-22-12-0051;

4.28               (3) parcel 17-31-22-12-0053;

4.29               (4) parcel 17-31-22-12-0059;

4.30               (5) parcel 17-31-22-12-0060;

4.31               (6) parcel 17-31-22-12-0063;

4.32               (7) parcel 17-31-22-13-0049;

4.33               (8) parcel 17-31-22-13-0053;

4.34               (9) parcel 17-31-22-13-0054;

4.35               (10) parcel 17-31-22-13-0055;

- 5.1 (11) parcel 17-31-22-13-0056;  
5.2 (12) parcel 17-31-22-13-0057;  
5.3 (13) parcel 17-31-22-24-0062;  
5.4 (14) parcel 17-31-22-24-0063; and  
5.5 (15) parcel 17-31-22-24-0064.

5.6 **EFFECTIVE DATE.** This section is effective the day after the governing bodies  
5.7 of Anoka County and the Lino Lakes Economic Development Authority and their chief  
5.8 clerical officers timely complete their compliance with Minnesota Statutes, section  
5.9 645.021, subdivisions 2 and 3.

5.10 Sec. 7. **PUBLIC SALE OF TAX-FORFEITED LAND BORDERING PUBLIC**  
5.11 **WATER; CARLTON COUNTY.**

5.12 (a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1,  
5.13 Carlton County may sell the tax-forfeited lands bordering public water that are described  
5.14 in paragraph (c), under the remaining provisions of Minnesota Statutes, chapter 282.

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

5.17 (c) The lands to be sold are located in Carlton County and are described as:

5.18 (1) Government Lot 1, Section 6, Township 49 North, Range 18 West (parcel ID  
5.19 number 92-010-0900);

5.20 (2) Government Lot 3, Section 6, Township 49 North, Range 18 West (parcel ID  
5.21 number 92-010-0960);

5.22 (3) the Northeast Quarter of the Northwest Quarter or Government Lot 3, Section  
5.23 31, Township 49 North, Range 18 West (parcel ID number 92-034-5790);

5.24 (4) that part of the Northeast Quarter of the Southwest Quarter, Section 3, Township  
5.25 48 North, Range 21 West, described as: commencing at the northwest corner of the  
5.26 Northeast Quarter of the Southwest Quarter; thence South 800 feet; thence East 150  
5.27 feet; thence North 800 feet; thence West 150 feet to the point of beginning, subject to  
5.28 Highway 210 easement, Section 3, Township 48 North, Range 21 West (parcel ID number  
5.29 29-140-0240); and

5.30 (5) Lots 1 to 4, Block 1, Tamarack Acres, Section 10, Township 48 North, Range 21  
5.31 West (parcel ID numbers 57-230-0020, 57-230-0040, 57-230-0060, and 57-230-0080).

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

5.34 Sec. 8. **FOND DU LAC RESERVATION LANDS; CARLTON COUNTY.**

(a) If a parcel of land subject to sale under Minnesota Statutes, sections 282.01 to 282.13, includes land within the Fond du Lac Indian Reservation, the Carlton County auditor shall first offer the land to the Fond du Lac band of Lake Superior Chippewa for sale at the appraised value. The cost of any survey or appraisal must be added to and made a part of the appraised value. To determine whether the band wants to buy the land, the Carlton County auditor shall give written notice to the band. If the band wants to buy the land, the band shall submit a written offer to the Carlton County auditor within two weeks after receiving the notice. If the offer is for at least the appraised value, the Carlton County auditor shall accept it.

(b) The following parcels are exempt from the requirements of paragraph (a):

(1) Government Lot 4, Section 5, Township 49 North, Range 18 West (parcel ID number 92-010-0790);

(2) the Northwest Quarter of the Southwest Quarter or Government Lot 11, Section 5, Township 49 North, Range 18 West (parcel ID number 92-010-0830); and

(3) the Southeast Quarter of the Southwest Quarter, Section 4, Township 49 North, Range 18 West (parcel ID number 92-010-0670).

**EFFECTIVE DATE.** This section is effective the day after the governing body of Carlton County and its chief clerical officer timely comply with Minnesota Statutes, section 645.021.

**Sec. 9. SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATERS; CASS COUNTY.**

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, Cass County may sell the tax-forfeited land bordering public waters 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 to be sold is in Cass County and is described as: Lot 3, Block 1, Jack Pine Shores in Section 28, Township 140 North, Range 31 West (Parcel ID No. 16-470-0130).

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

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

7.1       Sec. 10. **PRIVATE SALE OF TAX-FORFEITED LAND BORDERING PUBLIC**  
7.2 **WATERS; CROW WING COUNTY.**

7.3           (a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, and the public  
7.4 sale provisions of Minnesota Statutes, chapter 282, Crow Wing County may sell by  
7.5 private sale to the adjoining landowner the tax-forfeited lands bordering public waters  
7.6 that are described in paragraph (c), under the remaining provisions of Minnesota Statutes,  
7.7 chapter 282.

7.8           (b) The conveyances must be in a form approved by the attorney general. The  
7.9 attorney general may make necessary changes to the legal descriptions to correct errors  
7.10 and ensure accuracy.

7.11           (c) The lands to be sold are in Crow Wing County and are described as:

7.12           (1) parcel ID No. 060354202B00009;

7.13           (2) parcel ID No. 060354303A00009;

7.14           (3) parcel ID No. 060354304CA0009; and

7.15           (4) parcel ID No. 1010300100AA009.

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

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

7.19       Sec. 11. **PUBLIC SALE OF TAX-FORFEITED LAND BORDERING PUBLIC**  
7.20 **WATERS; CROW WING COUNTY.**

7.21           (a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision  
7.22 1, Crow Wing County may sell the tax-forfeited land bordering public waters that is  
7.23 described in paragraph (c).

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

7.27           (c) The land to be sold is in Crow Wing County and is described as: parcel ID  
7.28 No. 840063205I00009.

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

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

7.32       Sec. 12. **PUBLIC OR PRIVATE SALE OF SURPLUS STATE LAND**  
7.33 **BORDERING PUBLIC WATER; CROW WING COUNTY.**

(a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the commissioner of natural resources may sell by public or private 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:

(1) that part of Government Lot 1 of Section 12, Township 44 North, Range 28 West, lying and being south of that certain stream or creek running from Borden Lake into Mille Lacs Lake; subject to the right-of-way of existing highway, excepting therefrom that part of said parcel lying easterly of said existing highway;

(2) that portion of Government Lots 2 and 3 of Section 12, Township 44 North, Range 28 West, which lies between a line parallel to and 700 feet distant northwesterly from the following described line:

From a point on the east line of said Section 12, distant 1,385.9 feet South of the northeast corner thereof, run southwesterly at an angle of 36 degrees 10 minutes with said east section line for a distance of 244 feet; thence deflect to the left at an angle of 2 degrees 27 minutes for a distance of 1,522.8 feet; thence deflect to the left at an angle of 16 degrees 19 minutes for a distance of 550 feet to the point of beginning of line to be described; thence continue southwesterly along the last above-described course for a distance of 35.7 feet; thence deflect to the right on a 3 degree 00 minute curve, delta angle 17 degrees 10 minutes for a distance of 572.2 feet; thence on tangent to said curve for a distance of 907.1 feet and there terminating. Subject to the easement on that portion taken by the Department of Highways, State of Minnesota, for highway purposes; and

(3) that portion of Government Lots 2 and 3 of Section 12, Township 44 North, Range 28 West, which lies between two lines parallel with and distant 700 feet and 775 feet northwesterly of the following described line:

From a point on the east line of said Section 12, distant 1,385.9 feet South of the northeast corner thereof, run southwesterly at an angle of 36 degrees 10 minutes with said east section line for a distance of 244 feet; thence deflect to the left at an angle of 2 degrees 27 minutes for a distance of 1,522.8 feet; thence deflect to the left at an angle of 16 degrees 19 minutes for a distance of 550 feet to the point of beginning of line to be described; thence continue southwesterly along the last above-described course for a distance of 35.7 feet; thence deflect to the right on a 3 degree 00 minute



9.1 curve, delta angle 17 degrees 10 minutes for a distance of 572.2 feet; thence on  
9.2 tangent to said curve for a distance of 907.1 feet and there terminating.  
9.3 Containing 24.7 acres, more or less.

9.4 (d) The land borders the Garrison Creek diversion channel that drains into Mille  
9.5 Lacs Lake. The Department of Natural Resources has determined that the land is no  
9.6 longer needed for fisheries production and that the state's land management interests  
9.7 would best be served if the land were sold. The strip of land east of Highway 169 and  
9.8 bordering Mille Lacs Lake will be retained for natural resources purposes.

9.9 Sec. 13. **PRIVATE SALE OF SURPLUS STATE LAND BORDERING PUBLIC**  
9.10 **WATER; DAKOTA COUNTY.**

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

9.14 (b) The conveyance must be in a form approved by the attorney general. The attorney  
9.15 general may make necessary changes to the legal description to correct errors and ensure  
9.16 accuracy. The commissioner may sell the land to a local unit of government for less than the  
9.17 value of the land as determined by the commissioner, but the conveyance must provide that  
9.18 the land described in paragraph (c) be used for the public and reverts to the state if the local  
9.19 unit of government fails to provide for public use or abandons the public use of the land.

9.20 (c) The land that may be sold is located in Dakota County and is described as: all  
9.21 that part of Government Lot One, Section 25, Township 114 North, Range 21 West of the  
9.22 5th Principal Meridian and Sullivan's First Addition to Marion Heights as surveyed and  
9.23 platted by J. E. Hill, September 23, 1910, and on file with the Register of Deeds Office,  
9.24 Dakota County, Minnesota, bounded by the following described lines: beginning on the  
9.25 north quarter line of said section, 433.0 feet South of the north quarter corner thereof;  
9.26 thence North 57 degrees 00 minutes East, 291.2 feet; thence North 63 degrees 05 minutes  
9.27 East, 404.9 feet; thence South 78 degrees 30 minutes East, 329.9 feet; thence South 73  
9.28 degrees 50 minutes East, 227.3 feet; thence South 24 degrees 54 minutes West, 193.3 feet;  
9.29 thence South 08 degrees 57 minutes West, 134.0 feet; thence South 09 degrees 25 minutes  
9.30 East, 161.1 feet; thence North 89 degrees 30 minutes West, 292.9 feet; thence North 50  
9.31 degrees 13 minutes West, 209.8 feet; thence North 87 degrees 31 minutes West, 87.5 feet;  
9.32 thence South 45 degrees 35 minutes West, 189.6 feet; thence South 83 degrees 11 minutes  
9.33 West, 261.7 feet; thence North 68 degrees 06 minutes West, 146.8 feet to the north quarter  
9.34 line of said Section 25; thence North 00 degrees 32 minutes East, 222.3 feet along the

north quarter line of said section to the point of beginning. Including all riparian rights to the contained 11.21 acres more or less and subject to existing road easements.

(d) The land borders Marion Lake, with a portion of the land flooded due to control of lake elevation. The Department of Natural Resources has determined that the land is not needed for natural resource purposes and that the state's land management interests would best be served if the land were conveyed to a local unit of government for inclusion in a city park.

Sec. 14. **PRIVATE SALE OF SURPLUS STATE LAND; DAKOTA 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. The commissioner may sell the land to a local unit of government for less than the value of the land as determined by the commissioner, but the conveyance must provide that the land described in paragraph (c) be used for the public and reverts to the state if the local unit of government fails to provide for public use or abandons the public use of the land.

(c) The land that may be sold is located in Dakota County and is described as: Block 9, Lots 6, 7, and 8; Block 10, Lots 4, 5, 6, 7, and 8; Block 11, Lots 5, 6, 7, 8, 9, 14, 15, 16, 17, 18, 19, and 27; Block 12, Lots 1, 2, and 3; Block 13, Lots 1, 2, 3, 4, 10, 11, 12, and 14; Block 15, Lots 14, 15, 16, and 17; Block 18, Lots 1, 2, 3, 4, 5, 6, and 7; Block 7, Lots 5 and 10, all lying in Lyndale Lakes Club Second Addition, Section 11, Township 114, Range 21, containing approximately 4.4 acres, more or less.

(d) The Department of Natural Resources has determined that the land is not needed for natural resources purposes and that the state's land management interests would best be served if the land were conveyed to a local unit of government for public use.

Sec. 15. **EXCHANGE OF STATE LAND WITHIN RICHARD J. DORER MEMORIAL HARDWOOD STATE FOREST; FILLMORE COUNTY.**

(a) Notwithstanding the riparian restrictions in Minnesota Statutes, section 94.342, subdivision 3, the commissioner of natural resources may, with the approval of the Land Exchange Board as required under the Minnesota Constitution, article XI, section 10, and according to the remaining provisions of Minnesota Statutes, sections 94.342 to 94.347, exchange the land described in paragraph (b).

(b) The state land that may be exchanged is located in Fillmore County and is described as:

(1) that part of the Southeast Quarter of the Southeast Quarter of Section 12, Township 104 North, Range 11 West, lying southerly of the Root River; and

(2) that part of the Southwest Quarter of the Southwest Quarter of Section 7, Township 104 North, Range 10 West, lying southerly of the Root River. Containing a total of 21.3 acres, more or less.

(c) The state land borders the Root River, but there is no land access to the state land. The land to be acquired in the exchange will improve access to adjacent state forest lands.

**Sec. 16. SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATERS; FREEBORN COUNTY.**

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, Freeborn County may sell the tax-forfeited land bordering public waters 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 to be sold is in Freeborn County and is described as: Parcel ID No. 25.040.0040 in Section 34, Township 104 North, Range 23 West.

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

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

**Sec. 17. SALE OF TAX-FORFEITED LAND BORDERING PUBLIC WATERS; ITASCA COUNTY.**

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, Itasca County may sell the tax-forfeited land bordering public waters 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 to be sold is in Itasca County and is described as: the East Half of Lot 2, Section 23, Township 60 North, Range 27 West (property number 38.123.1301).

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

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

12.2 Sec. 18. **PRIVATE SALE OF TAX-FORFEITED LAND; ITASCA COUNTY.**

12.3 (a) Notwithstanding the public sale and the timber value appraisal provisions of  
12.4 Minnesota Statutes, chapter 282, Itasca County may sell by private sale to the adjoining  
12.5 landowner the tax-forfeited lands that were reserved in a previous tax-forfeited land sale  
12.6 and that are described in paragraph (c), under the remaining provisions of Minnesota  
12.7 Statutes, chapter 282. Notwithstanding Minnesota Statutes, section 282.01, subdivision 3,  
12.8 paragraph (b), the land may be sold for the appraised value without an appraisal of the  
12.9 timber value.

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

12.13 (c) The lands to be sold are lands reserved from previous tax-forfeited land sales  
12.14 that are within 50 feet of the centerline of any legal highway or any legal roadway with  
12.15 public use.

12.16 (d) The county has determined that the county's land management interests would  
12.17 be best served if the lands were returned to private ownership. The lands to be sold have  
12.18 not been treated as separate parcels and have been taxed as private land since they were  
12.19 reserved from sale.

12.20 Sec. 19. **PRIVATE SALE OF TAX-FORFEITED LAND BORDERING PUBLIC**  
12.21 **WATER; ITASCA COUNTY.**

12.22 (a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1,  
12.23 and the public sale provisions of Minnesota Statutes, chapter 282, Itasca County may sell  
12.24 by private sale the undivided partial interest to the owner of the remaining interest the  
12.25 tax-forfeited land that is described in paragraph (c), under the remaining provisions of  
12.26 Minnesota Statutes, chapter 282.

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

12.30 (c) The land to be sold is in Itasca County and is described as: an undivided 1/128  
12.31 interest in Government Lot 3, in Section 23, Township 56, Range 24.

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

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

13.1       Sec. 20. **PUBLIC SALE OF TAX-FORFEITED LAND BORDERING PUBLIC**  
13.2 **WATER; KOOCHICHING COUNTY.**

13.3       (a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1,  
13.4 Koochiching County may sell the tax-forfeited land bordering public water that is described  
13.5 in paragraph (c), under the remaining provisions of Minnesota Statutes, chapter 282.

13.6       (b) The conveyance must be in a form approved by the attorney general. The  
13.7 attorney general may make changes to the land description to correct errors and ensure  
13.8 accuracy. Prior to the sale, the commissioner of revenue shall grant a permanent  
13.9 conservation easement according to Minnesota Statutes, section 282.37. The easement  
13.10 shall be 75 feet in width lying easterly to the centerline of the stream, to provide riparian  
13.11 protection and angler access.

13.12       (c) The land to be sold is located in Koochiching County and is described as:  
13.13 Beginning at the southeast corner of the Southeast Quarter of the Southwest Quarter,  
13.14 Section 3, Township 154 North, Range 25 West; thence about ten rods to the bank of  
13.15 Billy Creek; thence, in a northeasterly direction along Billy Creek to a point where  
13.16 Billy Creek intersects the east line of the Southeast Quarter of the Southwest Quarter,  
13.17 Section 3, Township 154 North, Range 25 West; thence South 35 rods to the point of  
13.18 beginning (approximately 2.5 acres). Also known as part of the Southeast Quarter of the  
13.19 Southwest Quarter lying east of Billy Creek, Section 3, Township 154 North, Range 25  
13.20 West (approximately 2.5 acres).

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

13.23       Sec. 21. **PRIVATE SALE OF SURPLUS STATE LAND BORDERING PUBLIC**  
13.24 **WATER; LAC QUI PARLE COUNTY.**

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

13.28       (b) The conveyance must be in a form approved by the attorney general. The attorney  
13.29 general may make necessary changes to the legal description to correct errors and ensure  
13.30 accuracy. The commissioner may sell the land to a local unit of government for less than the  
13.31 value of the land as determined by the commissioner, but the conveyance must provide that  
13.32 the land described in paragraph (c) be used for the public and reverts to the state if the local  
13.33 unit of government fails to provide for public use or abandons the public use of the land.

13.34       (c) The land that may be sold is located in Lac Qui Parle County and is described  
13.35 as: that part of the Southwest Quarter of the Northeast Quarter of Section 30, Township

14.1 118, Range 42, described as follows: commencing at the southeast corner of the Northeast  
14.2 Quarter of said Section 30; thence on an assumed bearing of South 89 degrees 52 minutes  
14.3 06 seconds West, along the south line of said Northeast Quarter, a distance of 1,323.46 feet  
14.4 to the point of beginning of the land to be described; thence continue South 89 degrees 52  
14.5 minutes 06 seconds West, along said south line, a distance of 627.00 feet (38 rods); thence  
14.6 North 35 degrees 12 minutes 45 seconds West, a distance of 346.50 feet; thence North 05  
14.7 degrees 00 minutes 14 seconds East, a distance of 239.25 feet; thence North 14 degrees 01  
14.8 minutes 33 seconds East, a distance of 198.00 feet; thence North 88 degrees 11 minutes 39  
14.9 seconds East, a distance of 34 feet, to the centerline of the Lac Qui Parle River; thence  
14.10 northeasterly and southeasterly, along the centerline of said river to intersect a line that  
14.11 bears North 00 degrees 48 minutes 00 seconds West from the point of beginning; thence  
14.12 South 00 degrees 48 minutes 00 seconds East, a distance of 762 feet, to the point of  
14.13 beginning. Containing a total of 15.66 acres, more or less.

14.14 (d) The land borders the Lac Qui Parle River. The Department of Natural Resources  
14.15 has determined that the land is not needed for natural resource purposes and that the state's  
14.16 land management interests would best be served if the land were conveyed to a local unit  
14.17 of government for inclusion in a county park.

14.18 **Sec. 22. PRIVATE SALE OF TAX-FORFEITED LAND; LAKE COUNTY.**

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

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

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

14.25 (1) an 1/2 undivided interest in the Southeast Quarter of the Southeast Quarter,  
14.26 Section 19, Township 63 North, Range 11 West; and

14.27 (2) the West 330 feet of the Southwest Quarter of the Northeast Quarter, Section 4,  
14.28 Township 57 North, Range 7 West.

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

14.31 **Sec. 23. PUBLIC SALE OF TAX-FORFEITED LAND BORDERING PUBLIC**  
14.32 **WATER; LAKE COUNTY.**

15.1 (a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1,  
15.2 Lake County may sell the tax-forfeited lands bordering public water that are described in  
15.3 paragraph (c) under the remaining provisions of Minnesota Statutes, chapter 282.

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

15.6 (c) The lands to be sold are located in Lake County and are described as:

15.7 (1) part of the Southwest Quarter of the Southeast Quarter, Section 2, Township  
15.8 58 North, Range 6 West;

15.9 (2) the Northwest Quarter of the Southwest Quarter, Section 5, Township 63 North,  
15.10 Range 9 West; and

15.11 (3) the Northeast Quarter of the Southwest Quarter, Section 5, Township 63 North,  
15.12 Range 9 West.

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

15.15 Sec. 24. **PUBLIC OR PRIVATE SALE OF TAX-FORFEITED LAND**  
15.16 **BORDERING PUBLIC WATER; LAKE COUNTY.**

15.17 (a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1,  
15.18 and the public sale provisions of Minnesota Statutes, chapter 282, Lake County may sell  
15.19 by public or private sale the tax-forfeited lands bordering public water that are described  
15.20 in paragraph (c) under the remaining provisions of Minnesota Statutes, chapter 282.

15.21 (b) The conveyances must be in a form approved by the attorney general. The  
15.22 attorney general may make changes to the land descriptions to correct errors and ensure  
15.23 accuracy. If land described under paragraph (c) is sold by private sale, the land may be  
15.24 sold for less than the appraised value if the conveyance provides that the land reverts to  
15.25 the state if the land is not used as a data center or for another economic development  
15.26 purpose approved by the county. Prior to the sales, the commissioner of revenue shall  
15.27 grant permanent conservation easements according to Minnesota Statutes, section 282.37,  
15.28 for the lands described in paragraph (c). The easements shall serve to provide riparian  
15.29 protection and access for anglers and for future restoration work. The easement for the  
15.30 land described in paragraph (c), clause (1), shall be lying easterly of the centerline of the  
15.31 Little West Branch Knife River and lying 75 feet in width westerly of the centerline of  
15.32 the river. The easements for the lands described in paragraph (c), clauses (2) and (3),  
15.33 shall be lying 75 feet in width on each side of the centerline of the unnamed creek and  
15.34 a 33-foot strip across the easement is allowed for road access and utilities at a location  
15.35 agreed upon by the county and the state.

- 16.1 (c) The lands to be sold are located in Lake County and are described as:  
16.2 (1) the Northwest Quarter of the Northeast Quarter, Section 6, Township 52 North,  
16.3 Range 11 West;  
16.4 (2) the Northeast Quarter of the Northwest Quarter, Section 6, Township 52 North,  
16.5 Range 11 West; and  
16.6 (3) the Northwest Quarter of the Northwest Quarter, Section 6, Township 52 North,  
16.7 Range 11 West.  
16.8 (d) The county has determined that the county's land management interests would  
16.9 best be served if the lands were returned to private ownership for economic development.

16.10 **Sec. 25. PRIVATE SALE OF TAX-FORFEITED LAND BORDERING PUBLIC**  
16.11 **WATER; ST. LOUIS COUNTY.**

16.12 (a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision  
16.13 1, and the public sale provisions of Minnesota Statutes, chapter 282, St. Louis County  
16.14 may sell by private sale the tax-forfeited lands bordering public water that are described in  
16.15 paragraph (c), under the remaining provisions of Minnesota Statutes, chapter 282.

16.16 (b) The conveyances must be in a form approved by the attorney general. The  
16.17 attorney general may make changes to the land descriptions to correct errors and  
16.18 ensure accuracy. Prior to the sales, the commissioner of revenue shall grant permanent  
16.19 conservation easements, according to Minnesota Statutes, section 282.37, for the lands  
16.20 described in paragraph (c), clauses (3), (4), and (5). The easements shall serve to provide  
16.21 riparian protection and access for anglers and for future restoration work. The easements  
16.22 for the lands described in paragraph (c), clauses (3) and (4), shall be 75 feet in width, lying  
16.23 southerly of the centerline of the stream. The easement for the land described in paragraph  
16.24 (c), clause (5), shall be 75 feet in width, lying northerly of the centerline of the stream.

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

16.26 (1) Lots 377 through 399, odd-numbered lots, Lower Duluth Minnesota Avenue,  
16.27 Section 12, Township 49 North, Range 14 West (parcel 010-3110-01950);

16.28 (2) part of Lot 2 beginning at the northwest corner; thence southerly 628.4 feet;  
16.29 thence southeasterly at an angle of 102 degrees 17 minutes, 693 feet; thence southerly at  
16.30 an angle of 90 degrees, 12 feet to the point of beginning; thence northerly 112 feet; thence  
16.31 easterly 300 feet to the shore of Stone Lake; thence southwesterly along the lakeshore to  
16.32 the point of beginning, except that part north of the road, Section 27, Township 55 North,  
16.33 Range 12 West (parcel 230-0010-04549);

16.34 (3) Lot 440, Homecroft Park, Town of Rice Lake, Section 34, Township 51 North,  
16.35 Range 14 West (parcel 520-0130-00460);



(4) Lot 493, Homecroft Park, Town of Rice Lake, Section 34, Township 51 North, Range 14 West (parcel 520-0130-01020); and

(5) Lot 533, Homecroft Park, Town of Rice Lake, Section 34, Township 51 North, Range 14 West (parcel 520-0130-01430).

(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 lands bordering public water that are 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 descriptions to correct errors and ensure accuracy. Prior to the sales, the commissioner of revenue shall grant permanent conservation easements, according to Minnesota Statutes, section 282.37, for the lands described in paragraph (c), clauses (8) to (13). The easements shall serve to provide riparian protection and access for anglers and for future restoration work. The easement for the land described in paragraph (c), clause (8), shall lie southerly of the centerline of the stream and 75 feet in width lying northerly of the centerline of the stream. The easements for the lands described in paragraph (c), clauses (10) and (13), shall be 75 feet in width, lying northerly of the centerline of the stream. The easement for the land described in paragraph (c), clause (9), shall be 150 feet in width, lying 75 feet on each side of the centerline of the stream. The easement for the lands described in paragraph (c), clauses (11) and (12), shall be 75 feet in width, lying southerly of the centerline of the stream.

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

(1) Lots 32 through 44, even-numbered lots, Upper Duluth St. Louis Avenue, Section 35, Township 50 North, Range 14 West (parcel 010-4400-01330);

(2) Lot 4, Block 2, Rearrangement of Part of Stony Brook Park, Section 13, Township 58 North, Range 18 West (parcel 175-0062-00090);

(3) the Southwest Quarter of the Southeast Quarter, Section 19, Township 52 North, Range 18 West (parcel 205-0010-03430);

(4) Lots 1 and 2, Michaels Beach, Town of Ellsburg, Section 6, Township 55 North, Range 17 West (parcel 320-0100-00010);

(5) Lots 1 to 12, Block 6; Lots 1 to 7 and 15 to 24, Block 7; and Block 12, Ellsburg, Section 18, Township 55 North, Range 16 West;

(6) Lots 1 to 24, Block 8; Lots 1 to 6 and 17 to 24, Block 9; and Block 10, Ellsburg, Section 18, Township 55 North, Range 16 West;

(7) part of Lot 18, lying North of the intersection of the easterly right-of-way of the county road and the west line of the river and South of a line beginning on the easterly road right-of-way 450 feet northerly of said intersection; thence easterly to a point on the westerly line of the river 450 feet northerly of said intersection, McDavitt, Section 19, Township 56 North, Range 18 West (parcel 435-0010-03392);

(8) the northerly 435.6 feet of the Northeast Quarter of the Northeast Quarter, except the westerly 400 feet, Section 12, Township 51 North, Range 14 West (parcel 520-0012-00555);

(9) the North Half of the North Half of the Southwest Quarter of the Northwest Quarter, Section 15, Township 51 North, Range 14 West (parcel 520-0012-01460);

(10) Lots 477 to 479, Homcroft Park, Town of Rice Lake, Section 34, Township 51 North, Range 14 West (parcel 520-0130-00840);

(11) Lot 534, Homcroft Park, Town of Rice Lake, Section 34, Township 51 North, Range 14 West (parcel 520-0130-01440);

(12) Lot 543, Homcroft Park, Town of Rice Lake, Section 34, Township 51 North, Range 14 West (parcel 520-0130-01530);

(13) Lot 544, Homcroft Park, Town of Rice Lake, Section 34, Township 51 North, Range 14 West (parcel 520-0130-01540); and

(14) the easterly 330 feet of the westerly 660 feet of the northerly 265 feet of the Southeast Quarter of the Southwest Quarter and the easterly 330 feet of the westerly 660 feet of the southerly 395 feet of the Northeast Quarter of the Southwest Quarter, Section 34, Township 57 North, Range 15 West (parcel 570-0012-04792).

(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; ST. LOUIS COUNTY.**

(a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or other law to the contrary, St. Louis County may sell by private sale the tax-forfeited land 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.

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

(1) part of Lot 37, Block 4, except the Southwest Half and except the East 7.5 feet, Grant Park Division of Duluth, Section 30, Township 50 North, Range 14 West (parcel 010-1960-00670);

(2) beginning 1,088.74 feet North of an iron monument marking the east side of Vermilion Road 455.34 feet East of the southwest corner of Section 10 and extending easterly 231.49 feet; thence southerly 100.46 feet; thence westerly 238.82 feet to the east side of Vermilion Road; thence northerly 100 feet to the point of beginning, also called Lot 2, Block 3, private plat, Aurora Lands In The City, Section 10, Township 58 North, Range 15 West (parcel 100-0080-00980); and

(3) the Southwest Quarter of the Southeast Quarter, Section 24, Township 65 North, Range 20 West, except:

(i) the railroad right-of-way, 2.90 acres;

(ii) two acres for the state highway;

(iii) that part northeasterly of the highway;

(iv) that part of the North 400 feet lying westerly of the highway;

(v) the South 320 feet of the North 720 feet; and

(vi) that part lying South of the North 1,020 feet (parcel 425-0040-04030).

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

**Sec. 28. CONVEYANCE OF SURPLUS STATE LAND BORDERING PUBLIC WATER; STEVENS COUNTY.**

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 94.09 to 94.16, the commissioner of natural resources shall convey to a local unit of government 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 shall convey the land described in paragraph (c) to a local unit of government for no consideration, but the conveyance must provide that the land described in paragraph (c) be open to public use and reverts to the state if the land is used for anything other than land that is open to public use at no charge. The conveyance must include the reservation of a road easement for ingress and egress through the property to the adjoining water access site.

(c) The land to be conveyed is located in Stevens County and is described as: that part of Government Lot 8, Section 30, Township 126 North, Range 41 West, lying between the water's edge of Pomme De Terre Lake and the following described line:

beginning at a point on the south line of Government Lot 8, 2,546 feet East and 1,333.3 feet North of the southwest corner of Section 30; thence westerly along the south line of said Government Lot 8, Township 126 North, Range 41 West, a distance of 362.1 feet; thence North 12 degrees West, a distance of 522 feet; thence South 89 degrees 30 minutes East, a distance of 200 feet to Pomme De Terre Lake, and there terminating, including all riparian rights appurtenant thereto. Excepting therefrom the North 190.00 feet. Containing 2.09 acres more or less.

(d) The legislature has determined that the state's land management interests are best served if the land is conveyed to a local unit of government.

Sec. 29. **EXCHANGE OF TAX-FORFEITED LAND BORDERING PUBLIC WATERS; WINONA COUNTY.**

(a) Notwithstanding the riparian restrictions in Minnesota Statutes, section 94.342, subdivision 3, Winona County may, with the approval of the Land Exchange Board as required under the Minnesota Constitution, article XI, section 10, and according to the remaining provisions of Minnesota Statutes, sections 94.342 to 94.347, exchange the land 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 exchanged is located in Winona County and is described as: Lot 5, Section 16, Township 107 North, Range 9 West, containing ten acres, more or less.

(d) The county has determined that the county's land management interests would best be served if the land was exchanged for a private parcel.