

CHAPTER 40—H. F. No. 77

[Coded]

An act relating to highways; amending Laws 1959, Chapter 500, Article II, Section 38, by adding a subdivision thereto.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Laws 1959, Chapter 500, Article II, Section 38, is amended by adding a new subdivision to read:

[161.38] [Subd. 6] **Withholding state aid.** *If any municipality fails to fulfill its obligations as provided in any mutual agreement entered into pursuant to this section, the commissioner may retain and withhold payment of any state aid money apportioned to such municipality under the provisions of Laws 1959, Chapter 500, Article III, until such municipality fulfills its obligations under the agreement. If the obligation which the municipality has failed to fulfill is a monetary obligation, the amount of state aid money which the commissioner may withhold shall not exceed the amount of the monetary obligation in default. If the obligation is other than a monetary obligation, the commissioner may withhold a reasonable amount of such state aid money until the municipality fulfills the obligation.*

Approved February 27, 1961.

CHAPTER 41—H. F. No. 224

[Not Coded]

An act authorizing the governor and the state auditor to execute a perpetual easement to the city of Red Wing for certain purposes in certain lands in Goodhue county.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Red Wing, easement from state.** The governor and the state auditor of the state of Minnesota are hereby authorized and directed to convey by proper instrument in a form approved by the attorney general a perpetual easement, including the right of access, to the city of Red Wing in certain real estate situated in Goodhue county, Minnesota, described as follows:

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

All that part of the following described tract: East half (E 1/2) of Section 28, Township 113 North, Range 14 West, which lies within a distance of 30 feet on each side of the following described line: Beginning at a point on the North-South center line of Section 28, 10 feet South of the South line of East Seventh street; thence S. 73° 22' E. 497 feet; thence S. 68° 09' E. 444 feet; thence S. 62° 33' E. 713 feet; thence S. 43° 01' E. 569 feet; thence S. 28° 17' E. 250 feet; thence S. 01° 29' E. 416 feet; thence S. 33° 19' E. 500 feet and there terminating.

Sec. 2. The conveyance of said easement shall be made to the city of Red Wing without any consideration whatever, for the purpose of constructing, maintaining, and operating upon said premises a sanitary trunk sewer and appurtenances thereto together with any other incidental or necessary uses arising out of or connected with the purposes aforesaid.

Approved February 27, 1961.

CHAPTER 42—S. F. No. 7

An act relating to emergency vehicles; amending definition of emergency vehicles; amending Minnesota Statutes 1957, Section 169.01, Subdivision 5.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1957, Section 169.01, Subdivision 5, is amended to read:

Subd. 5. **Authorized emergency vehicle.** "Authorized emergency vehicle" means any of the following vehicles when equipped and identified according to law: (1) a vehicle of a fire department; (2) a publicly owned police vehicle or a privately owned vehicle used by a police officer for police work under agreement, express or implied, with the local authority to which he is responsible; (3) an ambulance, whether publicly or privately owned; (4) an emergency vehicle of a municipal department or a public service corporation; (5) *any volunteer rescue squad operating pursuant to Chapter 53, Laws 1959.*

Approved March 1, 1961.

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.