

in alphabetical order for all offices where rotation of names on the official ballots on the voting machines is required by law. Such sample ballots shall be either in full or reduced size and shall contain suitable illustrated directions for voting on the voting machine. Not less than two such sample ballots shall be posted in a prominent place in the polling place and shall remain open to inspection by the voters throughout the election day.

The county auditor may use a one inch or more space between partisan and nonpartisan ballots, but in all cases a canary yellow color shall be used as background color on the nonpartisan ballots.

Approved May 17, 1963.

CHAPTER 768—H. F. No. 1936

[Not Coded]

An act relating to claims against the state; providing certain conditions in certain cases including waiving the state's immunity from suit; appropriating moneys for the payment thereof; and repealing Extra Session Laws 1961, Chapter 13, Section 1, Subdivision 7.

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

Section 1. **Claims against the state.** Subdivision 1. There is appropriated from any moneys in the state treasury credited to the trunk highway fund, or funds accredited thereto from highway patrol fines or other sources, the sums of money set forth in this section to the persons named therein in full payment of claims against the state.

Subd. 2.	William Grein, Lakefield Village, Minnesota, for damage to sewer pipes caused by highway construction on trunk highway 86	\$ 71.35
Subd. 3.	Rosow Oil Company, Lakefield Village, for damage to sewer pipes caused by highway construction on trunk highway 86	93.72
Subd. 4.	Richard Cook, 725 E. 3rd Street, Redwood Falls, Minnesota, for en-	

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	gineering services performed for the highway department	358.75
Subd. 5.	William Sorenson, Graceville, Minnesota, for cost of posts and wire for a fence when trunk highway was improved	284.55
Subd. 6.	Arnold and Ruth Schroeder, R.F.D., Waldorf, Minnesota, for damage to crops and real estate due to the flooding of the Little Cobb River caused by the construction of certain drainage structures on trunk highway 83, south of Waldorf, Minnesota	1,100.00
Subd. 7.	Walter C. Gerdts, R.F.D. 1, Waldorf, Minnesota, for damage to crops and real estate due to the flooding of the Little Cobb River caused by the construction of certain drainage structures on trunk highway 83, south of Waldorf, Minnesota	250.00
Subd. 8.	Albert Rusch, R.F.D., Waldorf, Minnesota, for damage to crops and real estate due to the flooding of the Little Cobb River caused by the construction of certain drainage structures on trunk highway 83, south of Waldorf, Minnesota	450.00
Subd. 9.	Amboy township, in Cottonwood county, in compensation for expenses of patrolling, maintaining, and repairing roads damaged by detouring traffic caused by construction work on trunk highway 71	2,000.00
Subd. 10.	Germantown township, in Cottonwood county, in compensation for expenses of patrolling, maintaining, and repairing roads damaged by heavy hauling and detouring traffic caused by construction work on trunk highway 71	3,400.00
Subd. 11.	Chicago, Burlington & Quincy Railroad Company, 547 West Jackson	

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	Boulevard, Chicago, Illinois, for labor and services performed for the state highway department in the temporary relocation of certain communication and signal lines	317.15
Subd. 12.	Chicago, Milwaukee, St. Paul and Pacific Railroad Company for money due for relocation of water softening facilities in connection with highway construction in Montevideo, Minnesota . .	2,899.42
Subd. 13.	Edward Needham, Goodridge, Minnesota, in compensation for damages suffered when claimant was left isolated and without an approach due to trunk highway construction	2,200.00
Subd. 14.	Wisconsin township, in Jackson county, Minnesota, for expenses of emergency snow removal from U. S. Highway No. 16 east of Jackson during March, 1962	129.50
Subd. 15.	Barbarossa and Sons, Inc, 402 North 33rd Avenue, St. Cloud, Minnesota, to compensate claimant for money withheld by the state highway department under a contract to construct and install a sanitary sewer and for losses caused by a clerical error in a bid by the claimant	4,000.00
Subd. 16.	A. O. Bergmann, Route 4, Stillwater, Minnesota, for damage to crops and cropland in the years 1960 and 1961 caused by reconstruction work on trunk highway 36	300.00
Subd. 17.	Highway Department for an engineering study and construction determined mutually necessary by the highway department and the village of Hawley correct the pumping station on the village lake to conform with the standards previously agreed upon between the village of Hawley and the highway department in an amount not to exceed	10,000.00

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- Subd. 18. Dan Needham, Goodridge, Minnesota, in compensation for damage suffered when claimant was left isolated and without an approach due to trunk highway construction 1,917.00

Sec. 2. Subdivision 1. There is appropriated from any moneys in the state treasury credited to the highway user tax distribution fund the sums of money hereinafter set forth in this section to the persons named therein in full payment of claims against the state.

- Subd. 2. *Martin Narr, Hutchinson, Minnesota, in compensation for gasoline tax paid on gasoline lost because of a leaky storage tank 371.65*
- Subd. 3. Walter Schultz, 5960 Highway 61, White Bear Lake, Minnesota, for gasoline tax paid by him on gasoline lost due to a broken pipe 350.00
- Subd. 4. Calvin Meide, 210 Dakota Avenue, Staples, Minnesota, to refund a portion of 1962 motor vehicle registration tax paid by claimant on truck not used on any street or highway from April 2, 1962, to December 31, 1962 223.10
- Subd. 5. Lloyd Johnson, R.F.D., Motley, Minnesota, for taxes paid on gasoline lost due to leaky storage tank 175.00
- Subd. 6. Al Carter, Carter's Service Station, Route 5, Bemidji, Minnesota, for taxes paid on gasoline lost due to accidental damage to valve 537.85

Sec. 3. Subdivision 1. There is appropriated from any moneys in the state treasury not otherwise appropriated the sums of money set forth in this section to the persons named therein in full payment of claims against the state arising from damages and loss of property due to brucellosis testing, and other related services.

- Subd. 2. Peter C. Pearson, Lengby, Minnesota, for loss of two calves 150.00
- Subd. 3. Joe Koenig, R.F.D., Belle Plaine, Minnesota, for loss of heifer 150.00

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Subd. 4.	Harry Bredeken, Starbuck, Minnesota, for loss of two calves	150.00
Subd. 5.	Harry Larson, Browerville, Minnesota, for loss of hereford steer	150.00
Subd. 6.	Floyd Nardingar, Mazeppa, Minnesota, for loss of cow	325.00
Subd. 7.	Albert A. Hrdlicka, Route 2, Owatonna, Minnesota, for loss of cow . . .	225.00
Subd. 8.	Alvin D. Moran, Route 4, Crookston, Minnesota, for loss of cow	185.00
Subd. 9.	Leslie Estes, Battle Lake, Minnesota, for loss of cattle	300.00
Subd. 10.	William Busse, Prior Lake, Minnesota, for loss of one cow	125.00
Subd. 11.	Elizabeth Davidson, Route #1, Rogers, Minnesota. Reimbursement for damages suffered by claimant as a result of error in tagging wrong animal during brucellosis test	6,481.15
	Payment of this claim is to be made only after the claimant has executed a full and final release to the state of Minnesota releasing the state against any further claims arising out of the circumstances outlined in the claim on file in the office of the state claims commission and is in lieu of the appropriation made to the claimant by Laws 1961, Chapter 233, Section 3, Subdivision 14 and the executed release should so recite.	
Subd. 12.	Alphonse Mages, Morton, Minnesota, for losses to dairy herd	3,304.21
Subd. 13.	Russell Strand, Route 1, South Haven, Minnesota, for loss of cow	275.00

Sec. 4. Subdivision 1. There is appropriated from any moneys in the state treasury not otherwise appropriated the sums of money set forth in this section to the persons named therein in full payment of claims against the state.

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Subd. 2.	Village of Warroad to reimburse it for street improvement abutting the property of the department of conservation	128.13
Subd. 3.	Clarence H. Hilborne, Warroad, Minnesota, the administrator appointed by the probate court of Roseau county to administer the estate of Lloyd Hilborne, deceased, in payment of the claim of the estate for the unpaid balance of the sum of \$9,828 appropriated to Lloyd Hilborne by Laws 1951, Chapter 718, Section 59	2,047.50
Subd. 4.	Louis Boucher, Faribault, Minnesota, to reimburse him for injuries sustained by contracting tuberculosis while at a state institution, to be paid at the rate of \$200.00 per month	4,800.00
Subd. 5.	The following employees of the Hastings State Hospital for wages lost due to improper deductions for meals:	
	Viola C. Welsh, Route 2, Hastings, Minnesota	129.50
	John F. Yanz, 1533 Eddy Street, Hastings, Minnesota	202.00
	Ward Martin, 1300 Eddy Street, Hastings, Minnesota	45.50
	Wesley Menga, 1925 Oak Street, Hastings, Minnesota	135.00
	Hyden Lindstedt, 933 Bailey Street, Hastings, Minnesota	31.50
	Clarence Balitz, 909 Ramsey Street, Hastings, Minnesota	41.25
	Ted Bauler, 809 Bailey Street, Hastings, Minnesota	45.00
	Karl Korn, 2016 Maple Street, Hastings, Minnesota	202.00
Subd. 6.	Swift County to reimburse it for the costs of medical care of an indigent transient boy	4,603.40

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Subd. 7.	Harry Swanson, 776 Laurel Street, Cloquet, Minnesota, in compensation for damage to his automobile caused by a national guard truck	102.75
Subd. 8.	The Minnesota Transfer Railway Company, 214 East 4th Street, St. Paul, Minnesota, for the demolition and removal of the scale house belonging to the state of Minnesota as provided for in a contract made between the state and said The Minnesota Transfer Railway Company	2,192.42
Subd. 9.	Great Northern Railway Company, 175 East 4th Street, St. Paul, Minnesota, for fuel inspection fees erroneously paid to the state of Minnesota	26,049.54
Subd. 10.	LeRoy Malikowski, Foley, Minnesota, in reimbursement for the cost of retrieving and repairing his automobile after it was stolen by escapees from the St. Cloud reformatory	98.00
Subd. 11.	Alexander Construction Company, 4641 Hiawatha Avenue, Minneapolis, Minnesota, for expenses relating to trunk highway construction near the ously paid to the state of Minnesota	26,049.54
Subd. 12.	Robert W. Warmboe, Hastings, Minnesota, for the loss of a bicycle caused by an inmate of the Hastings State Hospital	60.00
Subd. 13.	Alvin Wright, Chisholm, Minnesota for injuries incurred at the state reformatory, to be paid at the rate of \$130.00 per month	3,120.00
Subd. 14.	Clarence Patrick Gallagher, 2167 Seventh Avenue, Sacramento, California, to compensate him in full for injuries incurred while an inmate of the Minnesota state prison	319.92
Subd. 15.	Onamia, Minnesota, for the cost of improvements which benefited the fol-	

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	lowing described state lands used by the forestry division of the conservation department; lots 24 and 25, Ways Subdivision, Onamia, Minnesota	1,168.10
Subd. 16.	Salve Regina Memorial Hospital, Hastings, Minnesota, for expenses arising from the hospitalization, in 1958, of Niles S. Kaufman, a ward at the State School for Boys at Red Wing	162.80
Subd. 17.	Oswald Treichel, Cook, Minnesota, in reimbursement of his down payment for state timber permit No. 1436 which was forfeited	160.00
Subd. 18.	Kandiyohi county, Minnesota, to compensate it for costs of care and treatment arising out of automobile accident injuries to an indigent transient	10,518.97
Subd. 19.	Village of Bayport, Minnesota, for expenses of sewage service supplied to state prison at Stillwater	1,997.88
Subd. 20.	Ronald E. Peterson, Box 55, Stillwater, Minnesota, to compensate him in full for injuries incurred while an inmate of the Minnesota state prison	2,000.00
Subd. 21.	William Elvidge, c/o John W. Harrigan, attorney, 1126 Plymouth Building, Minneapolis 3, Minnesota, to compensate him in full for loss of a finger suffered while performing certain duties in the twine factory at Stillwater prison	726.25
Subd. 22.	Lake County, Minnesota, in reimbursement of moneys expended on behalf of Hans Pesch, a federal transient	1,964.15
Subd. 23.	Richard O. Boker, Duxbury, Minnesota, as compensation for damages done on January 1, 1961, to property by boys from youth conservation camp at St. Croix forest near Sandstone . .	1,260.95
Subd. 24.	Clay county, Minnesota, to compensate it for the costs of care and treatment of	

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migrant farm workers suffering from tuberculosis 16,941.74

Subd. 25. Effie B. Starkweather, 1316 Osceola Avenue, St. Paul, Minnesota, for uninsured costs due to a fall on ice on the Capitol drive 1,095.80

Sec. 5. Subdivision 1. There is appropriated from any moneys in the general revenue fund in the state treasury not otherwise appropriated to the respective municipalities named in this section the sums of money set forth herein in full payment of claims against the state for costs of improvements of benefit to armory property in said municipalities.

Subd. 2. City of Red Wing, Minnesota 275.80
 Subd. 3. City of Virginia, Minnesota 993.52
 Subd. 4. City of Duluth, Minnesota 3,137.56
 Subd. 5. City of Litchfield, Minnesota 783.90
 Subd. 6. City of West St. Paul, Minnesota.... 998.03
 Subd. 7. City of St. James, Minnesota 1,467.90
 Subd. 8. City of St. Cloud, Minnesota 6,132.00

Sec. 6. The state of Minnesota hereby waives immunity from suits for any damages not exceeding the amounts hereinafter set forth, for personal injuries suffered at University Hospitals by Theodora Ree of Montevideo when a student nurse struck a nerve when making an injection, and for any damages suffered by Waldo Ree, husband of Theodora Ree, for loss of his wife's services, and medical and doctor's expenses, provided such suits are brought within six months from the effective date of this act. In any such suit the state may interpose any legal or equitable defense to the claim.

The sums of \$25,000, or so much thereof as may be necessary, for the payment of the final judgment, if any, in such suit brought by Theodora Ree, and \$5,000, or so much thereof as may be necessary, for the payment of the final judgment, if any, in such suit brought by Waldo Ree, are appropriated from the general revenue fund in the state treasury.

Sec. 7. There is hereby appropriated out of the moneys in the game and fish fund designated for acquisition and maintenance of public hunting grounds and other purposes by Minnesota Statutes

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1961, Section 97.49, Subdivision 3, and not otherwise appropriated, such sum as may be necessary to pay certain assessments levied against the town of Pohlitz in Roseau county in proceedings in connection with county ditch no. 17 for benefits to a certain road in township 163 north, range 42 west, connecting with the Roseau game refuge and public hunting grounds of the department of conservation, which assessments amount in all to \$882, to be paid to the county treasurer of said county.

Sec. 8. There is appropriated from any moneys in the state treasury credited to the game and fish fund the sum of \$4,800 to Harold A. Larson, 3639 Hubbard Avenue, North, Minneapolis, Minnesota, to compensate him for injuries inflicted while serving as a game warden, this sum to be payable to him personally at the rate of \$200 per month for the biennium.

Sec. 9. Subdivision 1. There is appropriated from any moneys in the state treasury credited to the consolidated conservation areas apportionment fund, or the general revenue or the game and fish fund, as is hereinafter designated, the sums of money set forth in this section to the counties named therein in full payment of the following claims against the state.

Subd. 2. Roseau county for drainage assessments against state lands for

(a) improvement and repair, as follows:

Trust fund lands	2,076.33
Forfeited lands in conservation area	513.98
Forfeited lands outside of conservation area	1,564.62

(b) maintenance and repair, as follows:

Tax-forfeited lands in conservation area in Beltrami Island forest	2,035.14
Game and fish lands	2,940.95
State trust fund lands	4,587.46
Forfeited land outside conservation area	1,096.52
Forfeited lands in conservation area outside Beltrami Island forest area	10,729.44

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Subd. 3.	Beltrami county for drainage assessments against state lands for repairs to judicial ditch no. 11 and branches 113, 114, 50, 53, 60, 95, 164, and 201	23,413.60
Subd. 4.	Marshall county for drainage assessments against state lands for	
	(a) Ditch construction assessments against tax-forfeited lands in the conservation area	3,257.70
	(b) Ditch repair assessments against lands in the conservation area	1,448.60
	(c) Ditch repair assessments against trust fund lands	3,315.05

Subd. 5. (a) The sums of money hereinabove set forth opposite an item referreing to tax-forfeited lands in conservation areas, tax-forfeited lands in conservation areas in Beltrami Island forest, tax-forfeited lands in conservation areas outside Beltrami Island forest, and state lands in conservation areas, are appropriated from the consolidated conservation areas apportionment fund in the state treasury.

(b) The sums of money hereinabove set forth opposite an item referring to trust fund lands and to tax-forfeited lands outside of conservation areas are appropriated from the general revenue fund in the state treasury.

(c) The sums of money hereinabove set forth opposite an item referring to game and fish lands are appropriated from the game and fish fund in the state treasury.

Sec. 10. Subdivision 1. There is appropriated from any moneys in the state treasury credited to the state Lac qui Parle and Big Stone Lake water control project special revenue fund the sum of \$65,727.97, for the purposes of paying and satisfying the claims and judgments enumerated in this section. To the extent that such fund is not sufficient to pay and satisfy such enumerated claims and judgments, additional moneys for such purposes in the amount of \$19,346.93 are hereby appropriated from the general revenue fund in the state treasury.

Subd. 2. The judgments referred to in subdivision 1 are those hereinafter set forth in this section.

Subd. 3.	Louis H. Zemple	3,283.81
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Subd. 4.	Simon Johnson, R. F. Butterfield, Hazel Butterfield, Francis E. Zemple, Palmer J. Zemple and Mutual Benefit Life Insurance Co.	4,411.20
Subd. 5.	Melvin R. Henderson, Judith Henderson and Prudential Insurance Company of America	3,275.03
Subd. 6.	Henry O. Smedsrud, Henry W. Hacker and Union State Bank of Montevideo	7,831.98
Subd. 7.	Steffen Steffenson	4,056.48
Subd. 8.	David Bunn	1,977.31
Subd. 9.	John Anderson, M. Klefstad, Manley F. Lund and Hilda C. Lund	1,490.89
Subd. 10.	John Anderson and Alvin C. Stokke	1,485.62
Subd. 11.	John Anderson, Johanna Aamot, Harris N. Aamot and Ralph Aamot	878.03
Subd. 12.	John Anderson, Herb R. Adamson and Ernest D. Peterson	2,175.75
Subd. 13.	John Anderson, James G. Stennes a/k/a J. G. Stennes; and Alice Stennes	3,108.21
Subd. 14.	John Anderson, Charles M. Kern, John V. Person a/k/a J. V. Person; and Ileen K. Person	2,572.61
Subd. 15.	John Anderson, Ethel Winters, Arthur W. Rau, Alfred R. Kurtzbein, a/k/a Alfred Kurtzbein; Fred Kurtzbein, Mary Kurtzbein, Donald F. Adams, Masonic Home Assn., Montevideo, Minnesota and Montevideo Savings & Loan Assn.	1,000.00
Subd. 16.	John Anderson, John M. Hodge and Montevideo Savings & Loan Assn. . .	400.00
Subd. 17.	John Anderson, Orin E. Strommer, State of Minnesota, Security National Bank of Montevideo, Henry Roust and Marion Roust	2,240.00
Subd. 18.	John Anderson, Olga Stokke, Eddie G. Iverson, Annie Smith, Rudolph Ol-	

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	son, Decedent by E. N. Smith, Administrator, Alice Hebig, Gladys Strand, Helen Kjellberg, Thelma Solberg, Doris Gorseth, Norma Kjellberg, Gertrude Bush, Ole B. Olson, Elaine Vollin, John Olson, Clinton H. Iverson, Horace B. Iverson, Harold B. Dvergsten and Agnus Dvergsten, et al	184.39
Subd. 19.	John Anderson, Morris Lund, Milton C. Anderson and Otto F. Anderson	7,322.73
Subd. 20.	John Anderson, Lee W. Mills, State of Minnesota, Nels O. Borton, and Selmer G. Haugen	4,188.18
Subd. 21.	John Anderson, Anna Wilkinson, Fern Mowry, Irene Albrecht, Majorie Lanes, Lee Arthur Wilkinson and John Raymond Wilkinson	8,411.48
Subd. 22.	John Anderson, Anna Wilkinson, Fern Mowry, Irene Albrecht, Majorie Lanes, Lee Arthur Wilkinson, John Raymond Wilkinson, Lawrence W. Jahn, Charles M. Kern, Florence V. Kern, Geonea E. Erickson, Pauline Knight, Irene Flores, Alton Erickson, Opal Winslow, Mildred Wilkinson, Ethel Wetzler, Russell Erickson, Frances Erickson, Evelyn Stratmoen, Elinor Thursby, Magnus Thompson, Farmers Union Oil Co. of Montevideo, Minnesota; R. W. Anderson and N. M. Anderson, co-partners d/b/a Ander's Super Service; Farmers Union Central Exchange, Inc.; R. J. Unger, W. F. Unger, F. J. Unger, J. H. Unger; Leonard O. Peterson and Mildred E. Peterson, co-partners; Harold A. Larson and Wilton Larson, co-partners; L. N. Sando, Claire E. Sando and Oscar E. Sando, co-partners; Emerald Johnson; Sando Implement Co., a partnership consisting of L. N. Sando, Claire E. Sando and Oscar E. Sando; and Commodity Credit Corp.	24,781.20

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Subd. 23. The payment of the judgments listed in section 10, subdivisions 2 through 22, shall be made to the clerks of the respective district courts in which the several judgments have been entered, and shall be disbursed by the several clerks of court only upon the appropriate orders of the district court.

Subd. 24. Payments as provided in this section shall be made by the state upon being furnished with certified copies of all judgments referred to, dated either before or after the passage of this act, which are to be filed in the office of the state auditor.

Sec. 11. There is appropriated from any moneys in the state treasury credited to the income tax school fund the sum of \$14.38 to refund Luke E. Hannan, 715 Second Avenue, Proctor, Minnesota, as reimbursement of interest paid by him on additional tax assessed against 1953 income.

Sec. 12. Subdivision 1. Each claim hereinafter set forth is hereby referred to the state claims commission, which, unless the claim is barred by some other provisions of this act, shall have jurisdiction over it.

- Subd. 2. Karen C. Rudeen, 4520 Glenwood Avenue, Minneapolis, Minnesota.
- Subd. 3. Elton A. Leaf, 618 South 5th Street, Brainerd, Minnesota
- Subd. 4. Gunnard Larson, Cyrus, Minnesota
- Subd. 5. Jarl E. and Clara Tilleskjor, Rockford, Minnesota
- Subd. 6. Frank S. Bradac, 2285 White Bear Avenue, North St. Paul, Minnesota
- Subd. 7. Robert J. McCarthy, Side Lake, Minnesota
- Subd. 8. Ivar Nyrud, 1825 Elliot, Minneapolis, Minnesota
- Subd. 9. Elmer Birkeland, Birdeen Birkeland, Martha B. Refsland and John Refsland, husband and wife, as joint tenants; Michael J., Charles B., and Aleda Kelly; and John Dever, all of Caledonia, in Houston county, Minnesota.
- Subd. 10. Harry Hooley, Stillwater Township, Washington county, Minnesota

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- Subd. 11. City of Sleepy Eye, Minnesota
- Subd. 12. City of Chisholm, Minnesota
- Subd. 13. Henry R. Cattlebery, Jr., Motley, Minn.
- Subd. 14. A. T. Etzler, Motley, Minn.
- Subd. 15. Leo Bright, 405 Auburn Avenue, Eveleth, Minnesota
- Subd. 16. George Campanaro, 3200 Rice Street, St. Paul, Minnesota.
- Subd. 17. Lawrence Trucano, Tower, Minnesota

Sec. 13. Unless otherwise specified, payment pursuant to this act shall constitute full and final release of any and all claims against the state of Minnesota.

Sec. 14. Extra Session Laws 1961, Chapter 13, Section 1, Subdivision 7, is hereby repealed.

Sec. 15. This act takes effect upon final enactment.

Approved May 17, 1963.

CHAPTER 769—S. F. No. 437

[Not Coded]

An act appropriating money for distribution of the publication, "New Dimensions for Minnesota," to state legislators.

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

Section 1. New Dimensions for Minnesota; legislative distribution. There is hereby appropriated to the commissioner of administration from any moneys in the state treasury not otherwise appropriated the sum of \$2,121, or so much thereof as may be necessary, to permit the commissioner of administration to furnish each member of the state legislature with a copy of the state publication entitled "New Dimensions for Minnesota."

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