

Hennepin county, Minnesota, not included in proposed county commissioner districts Nos. 1, 2, 3, and 4.

Sec. 2. Subdivision 1. A commissioner for each county commissioner district in the county of Hennepin shall be elected at the general election to be held in November 1964. The commissioner for each of county commissioner districts 1, 3 and 5 shall be elected for a term of four years, and the commissioner for each of county commissioner districts 2 and 4 shall be elected for a term of two years; thereafter each county commissioner shall be elected for a term of four years.

Subd. 2. An incumbent county commissioner on the effective date of this act whose term would extend beyond January 1, 1965, and who is not re-elected in November, 1964, may continue to be a member of the Public Employees Retirement Association for the balance of the term for which he was originally elected providing he pays to such association the contributions required by law of members thereof.

Sec. 3. The board of county commissioners shall redistrict the county after the 1970 federal census, and each federal census thereafter, to provide as nearly as practicable an equal population in each district.

Sec. 4. The board of county commissioners shall not have power to change the number of districts in the county.

Sec. 5. This act shall be effective upon approval by the county board of commissioners within 30 days after final enactment, or if the board does not give its approval, then the issue shall be determined by a simple majority of the voters voting on the subject at a special countywide election to be held on the second Tuesday after the first Monday in September, 1963, pursuant to Minnesota Statutes, Section 375.20, and upon compliance with Minnesota Statutes, Section 645.021. All costs incurred in conjunction with said election shall be borne by the county.

Approved May 20, 1963.

CHAPTER 790—H. F. No. 1291

[Coded in Part]

An act establishing a long range program to preserve, develop, and maintain the natural resources of the state; creating a Minnesota outdoor recreational resources commission and prescribing

Changes or additions indicated by italics, deletions by strikeout.

its powers and duties; imposing certain taxes to finance such program; appropriating moneys therefor; amending Minnesota Statutes 1961, Sections 297.02, Subdivision 1, and 297.13, Subdivision 1.

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

ARTICLE I

Section 1. **[86.01] Citation.** *This act may be cited as the Omnibus Natural Resources and Recreation Act of 1963.*

Sec. 2. **[86.02] Purpose.** *The purpose of the legislature in this enactment is to lay the basis for establishing a long term, comprehensive program to preserve, develop and maintain the natural resources of this state so as to assure present and future generations of residents and nonresidents such quality and quantity of outdoor recreation resources as may be necessary and desirable. Such resources include, but without limitation, forests, parks, historic sites, wildlife areas, access to and improvement of lakes, rivers, streams, scenic areas, and camping grounds. It is the purpose to provide for the essential planning, basic topographic mapping, hydrologic studies, and both ground and surface water research necessary for such recreational and conservation purposes, and to provide an inventory of presently available outdoor recreation resources, state owned public lands, lands held in trust for the taxing districts, all other publicly owned lands devoted to recreational purposes, as well as the privately owned and commercially operated recreational facilities and opportunities. It is the intention of this legislature to study and examine anticipated future needs and the extent to which private and commercial facilities will need supplementation of publicly subsidized and operated facilities and opportunities.*

Sec. 3. **[86.03] Funds.** *This legislature anticipates the tax hereinafter provided will be adequate to insure funds for carrying out the program herein contemplated for the period of years necessary for its accomplishment.*

Article II

Section 1. **[86.06] Definitions.** *For the purposes of this act the following definitions obtain:*

(1) *“Commission” shall mean the Minnesota Outdoor Recreation Resources Commission;*

(2) *“Outdoor recreation resources” shall mean the land and water areas in the state of Minnesota which provide or may in the*

Changes or additions indicated by italics, deletions by strikeout.

future provide opportunities for outdoor recreation irrespective of the private or public character of such lands;

Sec. 2. [86.07] Commission. *Subdivision 1. Creation, membership, vacancies. The commission hereby created shall consist of 14 members appointed as follows:*

(1) Seven members of the senate to be appointed by the committee on committees;

(2) Seven members of the house to be appointed by the speaker;

(3) Vacancies occurring on the commission shall not affect the authority of the remaining members of the commission to carry out the functions thereof, and such vacancies shall be filled in the same manner as the original positions.

Subd. 2. Expenses. *Commission members shall be entitled to reimbursement for actual expenses not exceeding \$25 per day plus travel expenses incurred in the services of the commission.*

Subd. 3. Organization. *The commission shall convene as soon as practicable following appointment of its members, to implement the purposes and objectives of this act.*

Sec. 3. [86.08] Personnel. *Subdivision 1. Staff. The commission is authorized, without regard to the civil service laws and regulations, to appoint and fix the compensation of such additional legal and other personnel including a recreation and planning coordinator as may be necessary to enable it to carry out its functions, or to contract for services to supply necessary data, except that any state employees subject to the civil service laws and regulations who may be assigned to the commission shall retain civil service status without interruption or loss of status or privilege.*

Subd. 2. Liaison officers. *The commission shall request each department or head of all state agencies with a direct interest and responsibility in any phase of outdoor recreation to appoint, and the latter shall appoint for his agency, a liaison officer who shall work closely with the commission and its staff.*

Sec. 4. [86.09] Advisory council. *Subdivision 1. Make-up. The liaison officers designated as above shall constitute a fact finding group hereby designated as an advisory council and shall include a representative from each of the following state agencies: game and fish, parks, waters, forestry, public health, agriculture, highways, and any other agency which in the opinion of the Commission should provide such a liaison officer. The advisory*

Changes or additions indicated by italics, deletions by strikeout.

council shall also include a member designated by the mayor of each city of the first class from among the professional park and recreation staff of such city, a designee by the regional director of the United States fish and wildlife service, a designee of the federal forest service, national park service, bureau of outdoor recreation, corps of army engineers, and the university of Minnesota.

*Subd. 2. **Function.** The sole and exclusive function of the advisory council shall be to advise and counsel the Commission in the development of ways, means, and procedures whereby maximum cooperation may be obtained from all agencies and groups whose assistance in accomplishing the purposes of this act may be required in arriving at sound methods and criteria for evaluating outdoor recreation resources data assembled and otherwise to advise and assist the Commission in carrying out the purposes of this act. The advisory council shall not have policy making powers.*

*Subd. 3. **Compensation and expenses.** Members of the advisory council shall serve without additional compensation except that each shall be entitled to reimbursement for actual travel and subsistence expenses incurred in attending meetings of the advisory council called by the chairman of the Commission or such other person designated in accordance with subdivision 4, or incurred in carrying out duties assigned by the chairman of the commission except as otherwise so reimbursed by the public agency in which he is regularly employed.*

*Subd. 4. **Organization, presiding officer.** The chairman of the commission shall call an initial organization meeting of the advisory council. The chairman of the commission or such other person designated by the commission shall be chairman of the advisory council and shall preside over all meetings of the advisory council.*

Sec. 5. [86.10] Resources and opportunities. *Subdivision 1. **Appraisal and evaluation.** The commission shall proceed as soon as practicable to inventory and evaluate the state's outdoor recreation resources and opportunities, including presently inaccessible lake and stream lands in the public trust funds, and tax-forfeited lands, whether or not reserved from sale. It shall appraise and inventory outdoor recreation facilities offered to the public by private or commercial operators and the extent to which such facilities now need or may be expected to need supplementation in the future. The Commission shall obtain and appraise all information available through private organizations and groups, utilizing to the fullest extent possible studies, data and reports previously prepared or currently in progress by public agencies,*

Changes or additions indicated by italics, deletions by strikeout.

private organizations, groups, and others. The Commission shall compile such data and in the light of data so compiled and of information available concerning trends in population, leisure, transportation, and all other pertinent factors shall determine the amount, kind, quality, and location of such outdoor recreation resources and opportunities as will be required by the year 2000, and shall recommend what policies should best be adopted and what programs be initiated at each level of government and by private organizations, citizens groups and interests as will meet such future requirements.

*Subd. 2. **Data from state agencies, availability.** The commission may request information from any state officer or agency in order to assist in carrying out the terms of this act and such officer or agency is authorized and directed to promptly furnish any data required.*

Sec. 6. [86.11] Duties. Subdivision 1. Public access, user fees, etc., study of problem. *The Commission shall study the state policy relating to public access, shall study the system of user fees and permits and concession awards with a view toward making provision for adequate maintenance and improvement of facilities to be afforded, shall study use permits and license fees imposed in the other parts of the United States for similar outdoor recreational facilities and compile data upon the fees and charges made by private enterprise for affording similar outdoor recreational facilities to the public.*

*Subd. 2. **Control of algae and scum, study of problem.** The Commission shall study the problem of noxious aquatic vegetation, control of algae and scum conditions on public waters, methods of combating and controlling the same, and shall recommend methods and agencies for control and an equitable method for apportioning the costs thereof and levying assessments therefor.*

*Subd. 3. **Agreements with federal agencies.** The Commission is authorized to make any appropriate agreements with federal agencies for grants in aid and to accept such grants as may be authorized by congress.*

*Subd. 4. **Cooperation with Historical Society.** The commission shall study in cooperation with the Minnesota State Historical Society the establishment and maintenance of historic sites.*

*Subd. 5. **Reports and recommendations.** The commission shall present not later than December 1, 1964 and on December 1 of each even numbered year thereafter a report as of that time of its review, a compilation of its data, and its recommendations to the governor, legislature, counties and municipalities for the long-*

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

range program of development and encouragement herein designated. In addition the commission shall report to the legislature from time to time setting forth its findings as a result of its investigations and studies, and shall make such recommendations as it deems proper to assist the legislature in formulating legislation.

*Subd. 6. **Hearings.** The Commission is authorized to conduct public hearings and otherwise to secure data and expressions of opinion.*

*Sec. 7. **[86.12] Coordination of multiple uses.** The Commission in its inquiries, findings and recommendations shall recognize that wherever feasible outdoor recreational facilities may be provided by private enterprise, and that the responsibility of government is to supplement such facilities and opportunities rather than to compete therewith. The Commission shall recognize that lands, waters, forests, wetlands, wildlife and such other natural resources which serve economic purposes also serve to varying degrees and for varying uses outdoor recreation purposes, and that sound planning of resource utilization for the full future welfare of this state must include coordination and integration of all such multiple uses.*

Article III

*Section 1. **[86.21] Contributions to watershed improvements.** From any funds appropriated therefor, the commissioner of conservation is authorized to contribute such portion of the cost of any watershed improvement made pursuant to Minnesota Statutes 1961, Chapter 112, in such an amount as he shall determine such project will benefit the general public; provided, however, that any such contribution shall be made only after consultation with and receiving the advice of the Commission established in Article II of this act.*

*Sec. 2. **[86.22] Contributions to soil and water conservation projects.** From any funds appropriated therefor, the commissioner of conservation is authorized to contribute such portion of the cost of any public soil and water conservation project within the state which is eligible for federal aid in the amount that he shall determine such project will be of benefit to the general public; provided, however, that any such contribution shall be made only after consultation with and receiving the advice of the Commission established in Article II of this act.*

Article IV

Section 1. Minnesota Statutes 1961, Section 297.02, Subdivision 1, is amended to read:

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

297.02 **Tax on cigarettes.** Subdivision 1. **Rates.** A tax is hereby imposed upon the sale of cigarettes in this state to be advanced and prepaid as hereinafter provided by any person engaged in business as a distributor thereof, at the following rates, subject to the discount provided in section 297.03:

(1) On cigarettes weighing not more than three pounds per thousand, ~~three and one half~~ *four* mills on each such cigarette;

(2) On cigarettes weighing more than three pounds per thousand, ~~seven~~ *eight* mills on each such cigarette.

All cigarette taxes and excises paid pursuant to any law of this state shall conclusively be presumed to be direct taxes on the retail consumer, advanced and prepaid for the purpose of convenience and facility only.

Sec. 2. Minnesota Statutes 1961, Section 297.13, Subdivision 1, is amended to read:

297.13 **Revenue, disposal.** Subdivision 1. **Cigarette tax apportionment fund.** *Twelve and one-half percent of the revenues received after the effective date of this act and until June 30, 1965, from taxes, penalties and interest under sections 297.01 to 297.13 shall be deposited by the commissioner of taxation in the state treasury and credited to a special fund to be known as the "natural resources fund", which is hereby created. Expenditures shall be made from said fund only as may be authorized by law to carry out the provisions of this act and in conformance with the provisions of Minnesota Statutes, Chapter 16, and any act amendatory thereof. ~~At~~ The balance of the revenues derived from taxes, penalties, and interest under sections 297.01 to 297.13 and from license fees and miscellaneous sources of revenue shall be deposited by the commissioner in the state treasury and credited one-fourth to a special fund to be known as the "Cigarette Tax Apportionment Fund," which fund is hereby created, and the balance to the general revenue fund. The revenues in the apportionment fund shall be apportioned as provided in subdivision 2 to the several counties, cities, villages and boroughs in this state, and the term "village" as used herein shall include those towns which have village powers as defined in Minnesota Statutes, Section 368.01. Each county, city, village and borough shall receive from the apportionment fund an amount bearing the same relation to the total amount to be apportioned as its population bears to the total population of all the counties, cities, villages and boroughs in this state; except, that for the purposes of sections 297.01 to 297.13, the population of a county shall be that part of its population exclusive*

Changes or additions indicated by italics, deletions by strikeout.

of the population of the several cities, villages and boroughs within the county.

Article V

Section 1. [85.185] Establishment of new parks and additions to existing parks, 1963 omnibus act. *Subdivision 1. The commissioner of administration for the commissioner of conservation is authorized to acquire by gift or purchase for the establishment of new state parks and additions to existing state parks the following described lands:*

New state parks.

1. *Maplewood state park, Ottertail county. All that part of section 2 lying south of township road; all of section 3; all of section 4 except government lot 9; all of government lot 7 in section 5; all of section 9 except government lots 1 and 2; all of section 10; all of section 11; the west 600 feet of section 12; all of section 14; all of section 15; all of section 16; the north 750 feet of section 23; the north 750 feet of section 22; and the north 750 feet of section 21; all being in township 135 north, range 42 west of the 5th P.M. Also all those parts of sections 33 and 34 lying south of the south right of way line of state highway 108; all being in township 136 north, range 42 west of the 5th P.M.*

2. *Grand Mounds state park, Koochiching county. All of government lot 2, section 32, township 70 north, range 26 west of the 4th P.M.*

3. *Glacial Lakes state park, Pope county. The south quarter of section 13; all that part of the south quarter of section 14 lying easterly of the north-south township road; all that part of section 23 lying easterly of the north-south township road; all of section 24; and all of the northeast quarter of section 25; all being in township 124 north, range 39 west of the 5th P.M.*

4. *Forestville state park, Fillmore county. The south half of section 7 and all of section 18 except the southeast quarter, all in township 102 north, range 11 west of the 5th P.M. All of section 12 except the north half of the northwest quarter; all of section 13 and all of section 24 except the southeast quarter, all in township 102 north, range 12 west of the 5th P.M.*

5. *Upper Sioux Agency state park, Yellow Medicine county. Government lots 1, 2 and 3, the northwest quarter of the southwest quarter, the east half of the southwest quarter, the west 60 acres of the west half of the southeast quarter, the east 10 acres of the southwest quarter of the southeast quarter and all of the southeast*

Changes or additions indicated by italics, deletions by strikeout.

quarter of the southeast quarter except 9 acres lying northeasterly of the following described line: Beginning at a point on the east line of said southeast quarter of the southeast quarter and 594 feet south of the northeast corner thereof and running thence in a straight line to the northwest corner of said southeast quarter of the southeast quarter; all of above being in section 29, township 115 north, range 38 west of the 5th P.M.

6. Sakatah Lake state park, LeSueur and Rice counties. Government lot 1, all that part of government lot 2 lying southerly and westerly of county road 99 and all that part of government lot 3 lying southerly of county road 99, all in section 19; and all that part of the north half of section 30 lying north of Minnesota highway 60; all being in township 109 north, range 22 west of the 5th P.M. in Rice county.

Also government lot 6 in section 24; the north half of section 25 and that part of the southwest quarter of section 25 lying northerly of Minnesota highway 60; all that part of government lot 6, section 26, lying northerly of Minnesota highway 60 and all of government lot 5, section 26 except that part of the following described tract lying within said government lot 5: Commencing at the southeast corner of section 26, thence north along the east line of said section 26, 1754.5 feet, thence deflecting 110 degrees 07 minutes left, 536.9 feet, thence deflecting 3 degrees 23 minutes left, 981.1 feet to the point of beginning of tract, said point of beginning being on the center line of Minnesota highway 60, thence deflecting 113 degrees 30 minutes right, 278.0 feet, thence deflecting left 90 degrees 00 minutes, 218.0 feet, thence deflecting 90 degrees 00 minutes left, 372.8 feet to the centerline of said highway 60, thence deflecting left, 113 degrees 30 minutes along centerline of said highway 60, 238.3 feet to the point of beginning; and also except that part of the west 1100.0 feet of government lot 5, section 26 lying north of the southerly right of way line of the Chicago Great Western Railway Company; all of the above described lands in sections 24, 25 and 26 being in township 109 north, range 23 west of the 5th P.M. in LeSueur county.

7. Lake Louise state park, Mower county. The east half, except that part of the west quarter thereof lying south of the northerly right of way line of old Minnesota highway no. 56, of section 20; the west half, the southeast quarter and all that part of the northeast quarter of section 21 lying southwesterly of the following described line: Beginning at a point on the north-south quarter line, 300 feet north of the center of section 21, thence southeasterly to a point on the east-west quarter line which is 300 feet east of the center of said section 21 and there terminating. All that part

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

of the west half of the northeast quarter of section 28 lying west of the easterly right of way line of old Minnesota highway 56 and north of the north right of way line of the road along the east-west quarter line of said section; all that part of the north 1150 feet of the northwest quarter of the northeast quarter of section 28 lying east of the easterly right of way line of old Minnesota highway 56; the northwest quarter of section 28; and all that part of the northeast quarter of section 29 lying east of the easterly right of way line of the north-south township road bisecting said northeast quarter; all being in township 101 north, range 14 west of the 5th P.M.

8. *Lake Maria state park, Wright county. All of section 3; the east half of section 4; all of government lots 1 and 2 and all that part of the northeast quarter of the southeast quarter of section 9 lying northerly of CSAH no. 39; and all that part of section 10 lying northerly of CSAH no. 39; all being in township 121 north, range 26 west of the 5th P.M. Also the east 100 feet of the southeast quarter of section 33, the south 150 feet of the east 100 feet of the northeast quarter of section 33; the west 100 feet of the southwest quarter of section 34 and the south 150 feet of the west 100 feet of the northwest quarter of section 34; all in township 122 north, range 26 west of the 5th P.M.*

9. *Rice Lake state park, Steele and Dodge counties. Government lot 1 except the north 20 acres, those parts of government lot 2 and the south half of the northeast quarter of the southwest quarter lying west of the township road in section 6; and government lots 2 and 3, the fractional southwest quarter of the southwest quarter and government lot 1 except the east 30 acres in section 7; all being in township 107 north, range 18 west of the 5th P.M., Dodge county.*

Also, government lot 1 and those parts of government lot 2 and the south half of the southwest quarter lying southeasterly of CSAH no. 19 in section 1; government lots 1, 2, 3 and 4 and that part of the northwest quarter of the northwest quarter lying southeasterly of CSAH no. 19 in section 12; government lot 5 except the west 40 acres, government lot 4 except the west 20 acres, the south half of government lot 3 except the west 10 acres, all those parts of the east 250 feet of the north half of government lot 3, government lot 2 and the northeast quarter of the northeast quarter lying southeasterly of CSAH 19 and all of government lot 1 in section 11; government lot 2, the east half of the southwest quarter of the northeast quarter and government lot 1 except the west 20 acres in section 14; government lots 1, 2 and 3 and the southwest

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

quarter of the northeast quarter of section 13; all being in township 107 north, range 19 west of the 5th P.M., Steele county.

10. *Little Elbow Lake state park, Mahnomon county. All of sections 22, 23, 26 and 27; the east half of section 21; the east half of section 28; government lot 1 and the southwest quarter of the southeast quarter of section 14; government lots 1 and 2 in section 24; and all those parts of the west 14.70 acres of government lot 1 and the east 15 acres of government lot 2 in section 34 lying northerly of Minnesota highway 113; all being in township 143 north, range 39 west of the 5th P.M.*

11. *Banning state park, Pine county. All that part of sections 11, 14, 22, 23, 27 and 34, township 43 north, range 20 west of the 4th P.M. lying easterly of the easterly right of way line of Interstate highway 35; and all of sections 26 and 35 in township 43 north, range 20 west of the 4th P.M. Also all that part of sections 2 and 11 lying northwesterly of the northwesterly right of way line of the Great Northern Railroad; all of section 3 except the west 800 feet; and all that part of section 10 lying northerly of the northerly right of way line of the Great Northern Railroad, except the west 800 feet thereof; all being in township 42 north, range 20 west of the 4th P.M.*

12. *O. L. Kipp state park, Winona and Houston counties. That part of section 19 lying between the southwest right-of-way of U.S. 61 and the northeast right-of-way line of C.S.A.H. 1 and south of the south right-of-way line of the township road which crosses the north half of the north half of said section; that part of the south half of section 20 lying between the southwest right-of-way line of U.S. 61 and the northeast right-of-way line of C.S.A.H. 1; that part of section 29 lying between the southwest right-of-way line of U.S. 61 and the northeast right-of-way line of C.S.A.H. 1; that part of section 28 lying southwesterly of the southwest right-of-way line of U.S. 61; that part of section 32 lying northeasterly of the northeast right-of-way line of C.S.A.H. 1; that part of the north half of section 33 lying between the southwest right-of-way line of U.S. 61 and the northeast right-of-way line of C.S.A.H. 1 and that part of the north half of the south half section 33 lying between the southwest right-of-way line of U.S. 61 and the northeast right-of-way line of C.S.A.H. 1 and the southeast quarter of the southeast quarter of section 33; that part of the southwest quarter of section 34 lying southwesterly of the southwest right-of-way line of U.S. 61; said sections all being in township 105 north, range 4 west of the 5th P.M., Winona county.*

Also all that part of the east half of section 3 lying westerly of

Changes or additions indicated by italics, deletions by strikeout.

the west right-of-way line of U. S. 61, said section being in township 104 north, range 4 west of the 5th P. M., Houston county.

13. *Traverse des Sioux state park, Nicollet county. Approximately 300 acres of land as the commissioner of conservation shall determine and select within the area of land hereinafter described in Nicollet county, to-wit:*

The Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$), the North 20 acres of Government Lot 7, the North 20 acres of Government Lot 8, and Government Lots 10 and 11, all in Section 10, Township 110 North, Range 26 West; that part of the Town Plat of Traverse des Sioux which was vacated by the order of the district court dated May 22, 1877; Lots 1, 2, 4, 5, 6, 7, 8, 9, 10, and 14 in Block 100; all of Block 111; Lots 1 to 12 of Block 112; Lots 1, 2, 3, 4, 5, 7, 8, and 9 of Block 116; and all of Block 115; all being in the Town of Traverse des Sioux, according to the Plat thereof on file in the office of the Register of Deeds within and for said county of Nicollet.

Additions to existing state parks.

1. *Bear Head Lake state park, St. Louis county. All of government lots 2, 3 and 4 in section 14, township 61 north, range 14 west of the 4th P. M.*

2. *Beaver Creek Valley state park, Houston county. The south half of the southwest quarter, and the southwest quarter of the southeast quarter of section 5; the west half of the east half, and all those parts of the west half and the southeast quarter of the southeast quarter of section 8 lying outside of the statutory boundary of Beaver Creek Valley state park; all those parts of the north half, and the east three quarters of the east half of the southeast quarter of section 17 lying outside of said statutory boundary; a 200 foot wide strip of land on each side of the centerline of county road 1 commencing at the west line of the north half of the northeast quarter of section 16 and terminating at its intersection with a road running northwesterly and southeasterly in the southeast quarter of the southeast quarter of section 9; all being in township 102 north, range 6 west of the 5th P.M.*

3. *Big Stone Lake state park, Big Stone county. Government lot 1, in section 19; north half of the northwest quarter, southeast quarter of the northwest quarter, government lot 1, and the north 900 feet of government lot 2 in section 20; all being in township 123 north, range 48 west of the 5th P.M.*

4. *Blue Mounds state park, Rock county. All that part of*

Changes or additions indicated by italics, deletions by strikeout.

section 24, township 103 north, range 45 west of the 5th P.M. lying westerly of the westerly right of way line of the Chicago Rock Island and Pacific Railway and outside of the statutory boundary of Blue Mounds state park.

5. *Camden state park, Lyon county. All that part of the southeast quarter of the southwest quarter of section 32 lying outside the statutory boundary of Camden state park and southerly of the northern most boundary line projected westerly to the west line of said southeast quarter of the southwest quarter; all that part of the southeast quarter of section 32 lying outside of said statutory boundary, southeasterly of CSAH no. 25 and westerly of the township road along east line of said southeast quarter, except right of way of Great Northern Railroad; and all that part of the southwest quarter of the southwest quarter of section 33 lying westerly of the north-south township road traversing said southwest quarter of the southwest quarter; all of the above described tracts in sections 32 and 33 being in township 111 north, range 42 west of the 5th P.M. Also, all that part of the east half of the northwest quarter of section 5 lying outside of the statutory boundary of Camden state park, all that part of the northeast quarter of section 5 lying easterly of the easterly right of way line of the Great Northern Railroad, all that part of the southeast quarter of section 5 lying outside said statutory boundary and easterly of the easterly right of way line of the Great Northern Railroad; all that part of the northwest quarter of the northwest quarter of section 4 lying westerly of Minnesota highway 23; the west 300 feet of the east half of the northeast quarter of section 8, and all that part of the east half of the northwest quarter of section 8 lying outside of said statutory boundary; all of the above described tracts in sections 4, 5 and 8 being in township 110 north, range 42 west of the 5th P.M.*

6. *Crow Wing state park, Crow Wing, Cass and Morrison counties. All those parts of government lots 9 and 10 in section 33, township 133 north, range 29 west of the 5th P.M. lying outside of the statutory boundary of Crow Wing state park; all of government lot 1 in section 5 and all that part of government lot 1 in section 4, township 132 north, range 29 west of the 5th P.M. lying outside of said statutory park boundary; all of the above described tracts being in Cass county. Also, all of the northeast quarter of the northwest quarter of section 25, township 44 north, range 32 west of the 4th P.M. in Crow Wing county.*

7. *Father Hennepin state park, Mille Lacs county. All of government lot 2 and the northwest quarter of the southeast quarter of section 4, township 42 north, range 25 west of the 4th P.M.*

8. *Fort Ridgely state park, Nicollet and Renville counties.*

Changes or additions indicated by italics, deletions by strikeout.

All of the south half of the south half of the southwest quarter and the southwest quarter of the southeast quarter of section 31, township 112 north, range 32 west of the 5th P.M. in Renville county. Also, all that part of the northwest quarter of section 5, township 111 north, range 32 west of the 5th P.M. in Nicollet county lying outside the statutory boundary of Fort Ridgely state park and westerly of the westerly right of way line of Minnesota highway 4.

9. *Helmer Myre state park, Freeborn county. The south half of the northwest quarter, the north half of the southwest quarter, the southwest quarter of the southwest quarter, government lot 3 and all that part of government lot 2 lying west of the west shore line of the arm of Albert Lea Lake which extends northwesterly through the center of section 13, all being in section 13; the southeast quarter, the south half of the northeast quarter, the southeast quarter of the northwest quarter and the east half of the southwest quarter, all in section 14; the northwest quarter of the northeast quarter, government lots 3, 4 and 5, all in section 23; and all that part of section 24 lying outside the statutory boundary of Helmer Myre state park; all of the above described tracts being in township 102 north, range 21 west of the 5th P.M.*

10. *Itasca state park, Becker and Hubbard counties. The south half of the southeast quarter and the northeast quarter of the southeast quarter of section 5; and all those parts of sections 8, 9, 10, 11 and 12 lying northerly of the northerly right of way line of Minnesota highway 113, all being in township 142 north, range 36 west of the 5th P.M. in Becker county. Also, the west half of the west half of section 5, township 142 north, range 35 west of the 5th P.M. in Hubbard county.*

11. *John A. Latsch state park, Winona county. All that part of section 12 lying southeasterly of the following described line: Beginning at the southwest corner of said section 12, thence northeasterly on a straight line through the northwest corner of the south half of government lot 2, and thence continuing on the same line produced to the shore line of the Mississippi River, except therefrom the right of way of U.S. Highway 61 and of the C.M. and St. P. Railroad; the north half, and the north half of the south half of section 13; all being in township 108 north, range 9 west of the 5th P.M. Also, the north half of the south half of section 18; and all those parts of the fractional southwest quarter of the southwest quarter and government lot 2 in section 7; the north half of section 18; government lot 4 and the north half of the southwest quarter of section 17, lying outside the statutory boundary of John A. Latsch state park; all being in township 108 north, range 8 west of the 5th P.M.*

12. *Lake Carlos state park, Douglas county. The northeast*

Changes or additions indicated by italics, deletions by strikeout.

quarter and the north half of the southeast quarter of section 8; the west half of the northwest quarter, the northeast quarter of the southwest quarter and government lots 1 and 2 in section 10; all being in township 129 north, range 37 west of the 5th P.M.

13. *Lake Shetek state park, Murray county. All that part of government lots 1 and 2 in section 6 lying outside the statutory boundary of Lake Shetek state park, and all that part of government lots 5 and 6 in section 6 lying outside said statutory boundary and northerly of county highway 37; all being in township 107 north, range 40 west of the 5th P.M.*

14. *Savanna Portage state park, Aitkin county. The east half of section 18; and all of section 17, township 50 north, range 22 west of the 4th P.M.*

15. *Sibley state park, Kandiyohi county. The west half of the northwest quarter of the northeast quarter, the north 15 rods of the east 80 rods of government lot 2, the southeast quarter of the northwest quarter and all that part of government lot 1 lying outside the statutory boundary of Sibley state park; all being in section 2, township 121 north, range 35 west of the 5th P.M.*

16. *William O'Brien state park, Washington county. The fractional southwest quarter of the northwest quarter of section 31, township 32 north, range 19 west of the 4th P.M.; and the southeast quarter of the northeast quarter of section 36, township 32 north, range 20 west of the 4th P.M.*

17. *Pine Tree state park, Beltrami county. Government lots 1 and 2, northwest quarter of the northwest quarter, southeast quarter of the northwest quarter, southwest quarter of northeast quarter in section 11; all being in township 149 north, range 31 west of the 5th P.M.*

Subd. 2. Any land which now is or hereafter becomes tax-forfeited and is located within the described park boundaries is hereby withdrawn from sale and transferred from the custody, control, and supervision of the county board of said county to the commissioner of conservation, free from any trust in favor of the interested taxing districts. The commissioner shall execute a certificate of acceptance of said lands on behalf of one state for said purposes and transmit the same to the county auditor of said county for record as provided by law in the case of tax-forfeited land transferred to the commissioner by resolution of the county board for conservation purposes. Thereupon said lands shall become a part of said state park under the supervision and control of the commissioner as provided by law.

Changes or additions indicated by italics, deletions by strikeout.

Subd. 3. All lands acquired under this section shall be administered in the same manner as provided for other state parks and are hereby perpetually dedicated for state park purposes for use by the people of the state.

Article VI

Section 1. [85.186] Tower Soudan state park. *Subdivision 1. The commissioner of administration for the commissioner of conservation is authorized to acquire by gift land located in sections 21, 22, 27, 28, 29 and 33, township 62 north, range 15 west of the 4th P.M. in St. Louis county for the establishment of a state park to be known as Tower Soudan state park.*

Subd. 2. The commissioner of conservation is authorized to conduct guided tours in the Soudan Mine and to establish fees therefor. Such fees shall be deposited in the state park working capital fund.

Subd. 3. All lands acquired under this section shall be administered in the same manner as provided for other state parks and are hereby perpetually dedicated for state park purposes for use by the people of the state.

Article VII

Section 1. [86.31] Conservation work projects. *To the extent of funds provided herein the commissioner of conservation is authorized to engage in work projects authorized by law for the conservation of the natural resources and property of the state not otherwise undertaken by him by reason of the unavailability of appropriated funds.*

Sec. 2. [86.32] Employment of needy persons. *For these purposes the commissioner of conservation shall employ only needy persons from areas of economic distress except such skilled and supervisory personnel as may be needed.*

Sec. 3. [86.33] Approval of project by governor. *All such projects shall be first approved by the governor upon the recommendation of the commissioner of conservation and after consultation with the legislative advisory committee in the same manner as he consults with such committee in making expenditures from the general contingent fund as provided by Minnesota Statutes, Section 3.30.*

Sec. 4. [86.34] Purpose. *It is the purpose of this article to promote the conservation of natural resources and to provide for employment in areas of economic distress.*

Sec. 5. [86.35] Eligibility for employment. *Eligibility*

Changes or additions indicated by italics, deletions by strikeout.

for employment on work projects authorized by this article shall be governed by procedures established by the department of conservation. Any procedures or rules and regulations promulgated in connection therewith may be made by the department of conservation without compliance with any existing law or statutory provision relating to the promulgation of rules and regulations by departments, agencies or instrumentalities of the state.

Article VIII

Section 1. **[86.41] Land acquisitions.** *Within the limits of appropriations contained in this act, the commissioner of administration for the commissioner of conservation is authorized to acquire the lands designated in said act in Article V, and in Section 6, Subdivisions 2, and 3 of this article. All other land acquisitions shall be made only after consultation with and after obtaining advice from the commission established in Article II upon the same basis and the same procedures as used by the governor in expending emergency appropriations upon the advice and consent of the legislative advisory council under Minnesota Statutes 1961, Section 3.30. Under this article land for park purposes may be acquired in any manner and to the extent authorized by the act establishing the park for which the acquisition is made; but all other land for conservation or recreational purposes may be acquired under this act only by gift, purchase, lease, or license.*

Sec. 2. **[86.42] Appropriations.** *There is hereby appropriated from the natural resources fund the sum of \$150,000, together with any sums received as grants in aid from federal sources and any sums granted by private sources to carry out the purposes of Article II of this act. Such monies shall be available to the commission until expended.*

Sec. 3. *There is appropriated from the natural resources fund to the commissioner of administration for the commissioner of conservation for land acquisition within the boundaries of the state parks outlined in this section. The commissioner of administration shall obtain the recommendations of the commissioner of conservation concerning the lands to be acquired:*

Banning	\$107,482
Forestville	\$122,000
Glacial Lake	\$ 98,220
Grand Mounds	\$ 35,000
Lake Louise	\$175,000
Lake Maria	\$ 80,000
Little Elbow Lake	\$ 15,000
Maplewood	\$100,000

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

<i>Rice Lake</i>	\$100,000
<i>Sakatah Lake</i>	\$175,000
<i>Upper Sioux Agency</i>	\$ 30,000
<i>Bear Head Lake</i>	\$ 35,250
<i>Beaver Creek Valley</i>	\$ 20,000
<i>Big Stone Lake</i>	\$ 72,210
<i>Blue Mounds</i>	\$ 17,100
<i>Camden</i>	\$ 40,000
<i>Crow Wing</i>	\$ 30,000
<i>Father Hennepin</i>	\$ 27,500
<i>Fort Ridgely</i>	\$ 35,200
<i>Helmer Myre</i>	\$ 95,147
<i>Interstate</i>	\$ 10,000
<i>Itasca</i>	\$ 11,000
<i>John A. Latsch</i>	\$ 15,000
<i>Lake Carlos</i>	\$ 46,700
<i>Lake Shetek</i>	\$ 30,000
<i>Mille Lacs Kathio</i>	\$ 55,000
<i>Sibley</i>	\$ 15,800
<i>St. Croix</i>	\$ 6,000
<i>Traverse des Sioux</i>	\$ 35,000
<i>William O'Brien</i>	\$ 8,000
<i>Pine Tree</i>	\$ 15,000

Sec. 4. *There is appropriated to the commissioner of conservation for the acquisition of wildlife land under Minnesota Statutes 1961, Sections 97.48, Subdivision 13, and 97.481, from the general revenue fund, \$400,000, to be immediately available to the commissioner. Such moneys shall be repaid to the general revenue fund from the natural resources fund periodically and as funds are available.*

Sec. 5. *There is appropriated to the commissioner of conservation from the general revenue fund in the state treasury the sum of \$500,000 to be immediately available for the purposes of Article VII of this act. Such moneys shall not cancel and shall be available until expended. Such moneys shall be repaid to the general revenue fund from the natural resources fund periodically and as funds are available.*

Sec. 6. *Subdivision 1. The following sums set forth in the columns designated "APPROPRIATIONS" are, as accrued, hereby appropriated to the commissioner of conservation except as otherwise provided for herein out of the natural resources fund established in Article IV to be available for the fiscal years indicated for each purpose. Any balances remaining on June 30, 1964 shall not cancel but be carried forward to the following year. All appropriations*

Changes or additions indicated by italics, deletions by strikeout.

remaining unexpended on June 30, 1965 shall revert to the natural resources fund.

	<i>APPROPRIATIONS</i>	
	<i>Available for the Year</i>	
	<i>Ending June 30</i>	
	<i>1964</i>	<i>1965</i>
<i>Subd. 2. For the acquisition of land in the Memorial Hardwood state forest</i>	<i>\$150,000</i>	<i>\$150,000</i>
<i>Subd. 3. For the development of Savanna Portage State Park, including necessary land acquisition, the lands to be acquired by the commissioner of administration for the commissioner of conservation and in accordance with the latter's recommendations</i>	<i>\$265,000</i>	
<i>Subd. 4. For the study of the Red River Basin</i>	<i>\$ 70,000</i>	
<i>Subd. 5. For the development of wild-life management areas, spawning areas, and sites for public access to and improvement of lakes and streams</i>	<i>\$150,000</i>	<i>\$150,000</i>
<i>Subd. 6. For the development of forest roads within state forests</i>	<i>\$150,000</i>	<i>\$150,000</i>
<i>Subd. 7. For increased tree nursery production</i>	<i>\$100,000</i>	<i>\$100,000</i>
<i>Subd. 8. For hydrologic studies and research</i>	<i>\$ 75,000</i>	<i>\$ 75,000</i>
<i>Subd. 9. For topographic, geological and mineral mapping, together with aerial photographs for forestry purposes</i>	<i>\$200,000</i>	<i>\$200,000</i>
<i>Subd. 10. For tree planting on state owned lands</i>	<i>\$150,000</i>	<i>\$150,000</i>
<i>Subd. 11. For contributions to watershed district and soil and water conservation projects under the provisions of Article III of this act</i>	<i>\$ 75,000</i>	<i>\$ 75,000</i>
<i>Subd. 12. For the acquisition of land and water rights for spawning</i>	<i>\$ 75,000</i>	<i>\$ 75,000</i>

Changes or additions indicated by italics, deletions by strikeout.

<i>Subd. 13. For public forest camp grounds</i>	\$ 50,000	\$ 50,000
<i>Subd. 14. For the maintenance, operation, and improvement of Tower Soudan Park, including salaries for the employment of two persons to maintain said park</i>	\$122,000	
<i>Subd. 15. For the development and improvement of state parks</i>	\$472,000	\$472,000
<i>Subd. 16. For the establishment and maintenance of historic sites</i>	\$ 40,000	\$ 40,000
<i>The expenditure of moneys from this appropriation shall be subject to the approval of the Minnesota State Historical Society</i>		
<i>Subd. 17. For the acquisition and development of Fort Snelling State Park</i>	\$200,000	\$200,000
<i>Subd. 18. For the administration and collection of additional cigarette taxes imposed by this act to the commissioner of taxation</i>	\$ 25,000	\$ 30,000
<i>Subd. 19. Contingent appropriation</i>	\$ 50,000	

This item is for the purpose of defraying extraordinary expenses which may be required within the scope of this act and which the commissioner of conservation may desire.

Subd. 20. After consultation with the commission the commissioner of conservation may transfer any unexpended balances appropriated by subdivisions 6 to 16 to any other project enumerated within such subdivisions and such moneys so transferred are hereby reappropriated for such purposes. The opinion of the commission shall be advisory only.

Article IX

Section 1. **[86.51] Contracts, manner of letting.** *Insofar as is reasonably practicable, the improvements to be planned and constructed under this act requiring professional and non-professional services shall be accomplished by letting contracts therefor pursuant to the provisions of Minnesota Statutes 1961, Chapter 16, and any act amendatory thereof. Where the direct employment of persons furnishing material or services is necessary, such persons shall be*

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

employed for a fixed term and shall be in the unclassified services of the state.

Sec. 2. **[86.52] Administration.** *The commissioner of conservation shall consult with the commission in carrying out the terms and provisions of this act. The recommendations of the commission shall be advisory only.*

Sec. 3. **[86.53] Employees.** *Persons employed by the commissioner of conservation and by the commissioner of administration in order to carry out the terms and provisions of this act shall not be deemed to be part of the normal complement of either the department of conservation or the department of administration. The continued employment of such persons shall be contingent upon the availability of funds as provided in this act.*

Article X

Section 1. **[86.61] Expenditures.** *All moneys expended pursuant to any appropriation made by this act are subject to the provisions of Minnesota Statutes 1961, Chapter 16, and any act amendatory thereof.*

Sec. 2. **[86.62] Effective date.** *The provisions of this act are in effect from and after its final enactment except as otherwise provided herein.*

Approved May 20, 1963.

CHAPTER 791—H. F. No. 1536

[Coded in Part]

An act relating to the manner of the issuance and sale of Minnesota aeronautics bonds under the provisions of the Constitution, Article IX, Section 6, and Article XIX, Section 2, and the expenditure of the proceeds and the provision of funds for the payment thereof, authorizing an issue of such bonds, and appropriating moneys in connection therewith; amending Minnesota Statutes 1961, Sections 360.301 to 360.306; repealing Minnesota Statutes 1961, Sections 360.311 to 360.351 and 360.387.

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

Section 1. Minnesota Statutes 1961, Section 360.301, is amended to read:

360.301 Minnesota aeronautics bond account in the state

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