

nesota Statutes, Section 429.091, Subdivision 3, to the extent that such principal amount cannot be paid out of the assessments and taxes, if any, levied for its payment and theretofore collected, or out of other funds determined by the village council to be available. Such refunding temporary improvement bonds may be authorized to be issued by resolution of the council whenever it is deemed necessary and expedient to do so. The terms of their sale and issuance and the rights of the holders thereof shall be the same as is provided by said section 429.091, subdivision 3, with respect to the temporary improvement bonds. No holder of any temporary improvement bond of such village, outstanding the date this act becomes effective, shall be required to accept in payment or in exchange therefore any refunding temporary improvement bond issued hereinunder.

Sec. 2. This act shall be effective only after its approval by a resolution adopted by a favorable vote of a majority of the members of the council of said village, and upon compliance with Minnesota Statutes, Section 645.021.

Approved March 22, 1967.

CHAPTER 109—H. F. No. 1086

[Not Coded]

An act authorizing the governor to convey a perpetual easement to the city of St. Cloud for certain purposes in certain lands in Sherburne county.

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

Section 1. **Conveyance of state land to St. Cloud.** The governor, upon recommendation of the commissioners of administration and corrections, in the name of the state of Minnesota may convey, without consideration, by proper instrument in a form approved by the attorney general, a perpetual easement for street and water main purposes, to the city of St. Cloud over and across certain real estate situated in Sherburne county, Minnesota, described as follows:

The West 33 feet of the South one-third of the West one-half of the Southwest quarter of Section 6, Township 35 North, Range 30 West, and

That portion of the West 33 feet of the Northwest quarter of the Northwest quarter of Section 7, Township 35 North, Range

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

30 West, lying North of Minnesota Boulevard, and That portion of the East 33 feet of the Northeast quarter of the Northeast quarter of Section 12, Township 35 North, Range 31 West, lying North of Minnesota Boulevard.

Approved March 22, 1967.

CHAPTER 110—H. F. No. 85

[Coded in Part]

An act relating to forestry; amending certain laws in regard to timber auctions; repealing laws in regard to small auction timber sales; amending Minnesota Statutes 1965, Sections 90.101; 90.14; 90.151, Subdivisions 1, 4, 5, 7, 8, and 11, and adding a subdivision to the section; 90.161, Subdivision 1; and 90.181, Subdivision 2; repealing Minnesota Statutes 1965, Section 90.111.

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

Section 1. Minnesota Statutes 1965, Section 90.101, is amended to read:

90.101 Timber lands; timber sold at public auction, maximum lots of \$15,000. Subdivision 1. ~~The executive council may authorize the commissioner to~~ *may sell the timber on any tract of state land in lots not exceeding \$15,000 in appraised value and may determine the number of sections or fractional sections of land to be covered by any one permit issued to the purchaser of timber on state lands, or in any one contract or other instrument relating thereto.* No timber shall be sold, except to the highest bidder at public auction, and the minimum price shall be the appraised value as fixed by the report of the state appraiser. All sales shall be held ~~at the county seat of in the county in which the tract is located.~~

Subd. 2. At least 30 days before the date of sale the commissioner shall compile a list containing a description of each tract of land upon which any timber to be offered is situated and a statement of the quantity of timber and of the appraised price of each kind of timber thereon as shown by the report of the state appraiser. The commissioner may also list the quantity of timber of doubtful market value and the appraised price of each kind of such timber located in other timber types within the sale area that may be cut at the discretion of the purchaser. Optional timber will not be considered a part of the sale contract until the permit holder has advised the com-

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