

(3) To imprisonment for not more than five years or to payment of a fine of not more than \$5,000, or both, notwithstanding the value of the property or services is not more than \$100, if any of the following circumstances exist:

(a) The property is taken from the person of another or from a corpse, or grave or coffin containing a corpse; or

(b) The property taken is a record of a court or officer, or a writing, instrument or record kept, filed or deposited according to law with or in the keeping of any public officer or office; or

(c) The property is taken from a burning building or upon its removal therefrom, or from an area of destruction caused by civil disaster, riot, bombing, or the proximity of battle; or

(d) The property taken consists of public funds belonging to the state or to any political subdivision or agency thereof; or

(4) To imprisonment for not more than ten years or to payment of a fine of not more than \$10,000, or both, if the property stolen is an article representing a trade secret; or

(5) In all other cases where the value of the property or services is \$100 or less, to imprisonment for not more than 90 days or to payment of a fine of not more than \$100, provided, however, in any prosecution under clause (1), clause (2), clause (3) (a) and (c), and clause (4) of subdivision 2 the value of the money or property received by the defendant in violation of any one or more of the above provisions within any six month period may be aggregated and the defendant charged accordingly in applying the provisions of this subdivision; provided that when two or more offenses are committed by the same person in two or more counties, the accused may be prosecuted in any county in which one of the offenses was committed for all of the offenses aggregated under this paragraph.

Approved June 3, 1971.

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CHAPTER 698—H.F.No.1177

[Not Coded]

*An act authorizing the sale of certain lands in St. Louis county by the commissioner of natural resources.*

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

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

**Section 1. CONVEYANCE OF STATE LANDS; ST. LOUIS COUNTY; LEGISLATIVE FINDINGS.** Subdivision 1. The state of Minnesota is the owner of the Northwest Quarter of the Northeast Quarter (NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ) Section Nine (9), Township Sixty (60) North of Range Thirteen (13) West.

Subd. 2. Darrell E. Bartell and Barbara Jean Bartell claim to be the owners of the northerly 511.234 feet of the easterly 511.234 feet of the Northwest Quarter of the Northeast Quarter (NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ) Section Nine (9), Township Sixty (60) North of Range Thirteen (13) West and are now in possession of the same and have made valuable improvements thereon in the belief that they were the owners of the same.

Subd. 3. Oliver G. Bennett and Vivian N. Bennett claim to be the owners of the Northwest Quarter of the Northeast Quarter (NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ) Section Nine (9), Township Sixty (60) North of Range Thirteen (13) West excepting the northerly 511.234 feet of the easterly 511.234 feet, and are now in possession of same and have made valuable improvements thereon in the belief that they were the owners of the same.

**Sec. 2. SALE OF CERTAIN LAND.** Subdivision 1. The commissioner of natural resources is hereby authorized to offer for sale and to sell the northerly 511.234 feet of the easterly 511.234 feet of the Northwest Quarter of the Northeast Quarter (NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) Section 9, Township 60, Range 13 in the same manner as provided for the sale of other trust fund land, except as provided in this act. The value of the improvements on the above described land shall be appraised separately and if, at the sale of such land, said claimants, Darrell E. Bartell and Barbara Jean Bartell shall be the purchasers, they shall not be required to pay for such improvements but in lieu thereof at the time of sale they shall be required to furnish an affidavit to the effect that such improvements were paid for by them.

Subd. 2. The commissioner of natural resources is hereby authorized to offer for sale and to sell the Northwest Quarter of the Northeast Quarter (NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ ) Section 9, Township 60, Range 13, except the northerly 511.234 feet of the easterly 511.234 feet in the same manner as provided for the sale of other trust fund land, except as provided in this act. The value of the improvements thereon shall be appraised separately and if, at the sale of such land, said claimants, Oliver G. Bennett and Vivian N. Bennett shall be the purchasers, they shall not be required to pay for such improvements but in lieu thereof at the time of the sale they shall be required to furnish an affidavit to the effect that such improvements were paid for by them.

**Sec. 3. PURCHASER OTHER THAN CLAIMANT.** If a person other than the claimants of the improvements shall purchase said land, such purchaser shall pay to the state at the time of sale, in

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addition to all other required payments, the full amount for which said improvements are appraised in cash and the amount so received by the state for such improvements shall be paid over by the state treasurer, with the approval of the state auditor, to the claimants or their successor in interest as compensation therefor, and such moneys as are required for such payment are hereby appropriated for such purposes.

Approved June 3, 1971.

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### CHAPTER 699—H.F.No.1190

*An act relating to public roads and highways; the use thereof; authorizing the use and crossing thereof by pipe lines; amending Minnesota Statutes 1969, Section 222.37.*

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

Section 1. Minnesota Statutes 1969, Section 222.37, is amended to read:

**222.37 PUBLIC ROADS; PIPE LINE CROSSINGS; USE; RESTRICTION.** Subdivision 1. Any water power, telegraph, telephone, pneumatic tube, or electric light, heat, or power company may use public roads for the purpose of constructing, using, operating, and maintaining lines, subways, canals, or conduits, for their business, but such lines shall be so located as in no way to interfere with the safety and convenience of ordinary travel along or over the same; and, in the construction and maintenance of such line, subway, canal, or conduit, the company shall be subject to all reasonable regulations imposed by the governing body of any county, town, village, or city in which such public road may be. Nothing herein shall be construed to grant to any person any rights for the maintenance of a telegraph, telephone, pneumatic tube, light, heat, or power system within the corporate limits of any city or village until such person shall have obtained the right to maintain such system within such city or village, or for a period beyond that for which the right to operate such system is granted by such city or village.

Subd. 2. Any corporation or any person or persons engaged in transportation within this state as a carrier of gas, liquids, or solids in suspension by pipe line or pipe lines may use trunk highways or highways forming a part of the interstate system for the purpose of constructing, using, operating and maintaining such pipe lines under and across such highways for their business, but such pipe lines shall

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