

- (a) (i) A person 65 years of age or older; or
- (ii) The surviving spouse of a decedent, if such decedent was 65 years of age or older at his death, and such spouse has not remarried; and
- (b) Who owns property as his homestead, and title to the property so used is held:
- (i) In his name as owner of the fee; or
- (ii) Only in his name and that of his spouse as joint tenants or tenants in common; or
- (iii) Only in his name, or his name and that of his spouse as owner of an estate for life or an estate for years ; ; or
- (iv) In the name of two or more joint tenants or tenants in common where each of such joint tenants or tenants in common would meet the requirements of a "qualified home owner" set out in this subdivision if he were the sole owner of the fee.

Sec. 3. The provisions of section 2 shall be effective for all property tax credits required to be refunded under Minnesota Statutes, 1973 Supplement, Chapter 273, or under acts amendatory thereto.

Sec. 4. This act is effective the day following its final enactment.

Approved March 26, 1974.

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#### CHAPTER 264—H.F.No.3395

*An act relating to elections; vacancies in the legislature; amending Minnesota Statutes 1971, Section 203.45, Subdivision 3.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1971, Section 203.45, Subdivision 3, is amended to read:

Subd. 3. **ELECTIONS; VACANCIES IN LEGISLATURE; VACANCY FILLED AT SPECIAL OR OTHER ELECTION.** In all cases other than those provided in subdivision 1 and 2 and notwithstanding subdivision 2, if any vacancy in the legislature occurs after the last day of the session in odd-numbered years but more than 33 days prior to the date set for convening the legislature in the next even-numbered year, the governor shall issue his writ, seasonably calling the special election for such time that the person elected may take office at the

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opening of the next session of the congress or of the legislature , or at the reconvening of a session of the congress or of the legislature, so that candidates for the special election may be nominated as provided in section 203.46.

Approved March 26, 1974.

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**CHAPTER 265—H.F.No.3422**

[Coded in Part]

*An act relating to the establishment of a new route to the Minnesota trunk highway system to serve the Minnesota zoological garden in Dakota county, Minnesota; appropriating money therefor; establishing deadlines for construction thereof.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. **TRUNK HIGHWAY SYSTEM; ESTABLISHMENT OF ROUTE NO. 279; POLICY, PURPOSE.** Subdivision 1. **POLICY.** The legislature has found and determined by the establishment of a zoological garden, that the metropolitan area and the state of Minnesota will benefit from this unique facility to be located in Apple Valley, Minnesota. The legislature has further determined that this facility will be unique in the United States and tailor-made to reflect Minnesota animal life at its best, as well as animal life around the world. Its location in a 1,500 acre green space complex of Dakota county parks and other facilities will afford up to 30,000 persons per day a full range of outdoor enjoyment surrounded by educational benefits for all ages.

Subd. 2. **PURPOSE.** The purpose of this act is to provide for the extension of a route on the Minnesota trunk highway system to serve the Minnesota zoological garden, and to appropriate from the trunk highway funds the necessary revenue to plan, design and construct the new trunk highway.

Sec. 2. There is hereby added to the trunk highway system a new route described as follows:

[161.115] Route No. 279. Beginning at a point in Dakota county southwesterly of Fort Snelling in the proximity of the state zoological garden entrance, thence westerly to Dakota county road 23, thence extending in a general northerly direction across the Minnesota river to a point on Route No. 114 in Minneapolis.

Sec. 3. The route established in section 2 is a substitute for Route No. 279 as contained and described in Minnesota Statutes 1971, Section 161.115, and said route as so contained and described in said section is discontinued and removed from the trunk highway system.

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