

easement to the city of Red Wing for the right of access to, maintenance of, and use of the above described portion of the water system at the Red Wing state training school. Consideration for the easement shall be determined by the commissioner of administration.

Approved March 24, 1976.

CHAPTER 70—H.F.No.1960

[Not Coded]

An act relating to the firemen's relief association of the city of Goodview; providing that years of service with the Goodview volunteer fire department shall be treated as years of service with the Goodview firemen's relief association; repealing Laws 1974, Chapter 188.

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

Section 1. **GOODVIEW, CITY OF; FIREMEN'S RELIEF ASSOCIATION.** Notwithstanding any provisions of Minnesota Statutes, Section 69.06, or other law, the city of Goodview shall treat years of service by members of the Goodview volunteer fire department as years of service with the Goodview firemen's relief association for purposes of determining service pensions. This section shall apply only to those persons who became members of the association upon its formation and who continued as members until retirement.

Sec. 2. Laws 1974, Chapter 188, is repealed.

Sec. 3. This act shall take effect upon its approval by the governing body of the city of Goodview and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved March 24, 1976.

CHAPTER 71—H.F.No.1961

[Not Coded]

An act relating to the city of Chanhassen; firemen's service pensions.

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

Section 1. **CHANHASSEN, CITY OF; FIREMEN'S SERVICE PENSIONS.** Notwithstanding the provisions of Minnesota Statutes, Section 69.06, or any other law to the contrary, the bylaws of the Chanhassen firemen's relief association may provide for the payment of a service

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pension in an amount not exceeding \$75 per month to each member who has reached the age of 50 years and who has performed at least 20 years of active service as a member of the volunteer fire department of the city.

Sec. 2. This act is effective upon approval by the governing body of the city of Chanhassen and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved March 24, 1976.

CHAPTER 72—H.F.No.2298

An act relating to eminent domain; time of title and possession; providing that certain payments deposited with the court shall draw interest; amending Minnesota Statutes, 1975 Supplement, Section 117.042.

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

Section 1. Minnesota Statutes, 1975 Supplement, Section 117.042, is amended to read:

117.042 EMINENT DOMAIN; TIME OF TITLE AND POSSESSION. Whenever the petitioner shall require title and possession of all or part of the owner's property prior to the filing of an award by the court appointed commissioners, the petitioner shall, at least 90 days prior to the date on which possession is to be taken, notify the owner of the intent to possess by notice served by registered mail and before taking title and possession shall pay to the owner or deposit with the court an amount equal to petitioner's approved appraisal of value. If it is deemed necessary to deposit the above amount with the court the petitioner may apply to the court for an order transferring title and possession of the property or properties involved from the owner to the petitioner. In all other cases, petitioner has the right to the title and possession after the filing of the award by the court appointed commissioners as follows:

(a) if appeal is waived by the parties upon payment of the award;

(b) if appeal is not waived by the parties upon payment or deposit of three-fourths of the award. The amount deposited shall be deposited by the clerk of court in an interest bearing account no later than the business day next following the day on which the amount was deposited with the court. All interest credited to the amount deposited from the date of deposit shall be paid to the ultimate recipient of the amount deposited.

Nothing in this section shall limit rights granted in section
Changes or additions indicated by underline deletions by ~~strikeout~~