

house appropriations committee and the chairman of the senate finance committee on any transfer made pursuant to this section.

Sec. 12. APPROPRIATIONS FOR CONSTRUCTION; FEDERAL MONEY; EXCEEDING AUTHORIZED COST. The commissioner of administration shall apply for the maximum federal share for each capital improvement project for which money is appropriated by this act. *Encumbrance or expenditure of money in excess of the project authorization shall be made only after the commissioner of administration has consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee and the chairmen have made their recommendations thereon. The recommendations are advisory only. Failure or refusal to make a recommendation promptly is deemed a negative recommendation.*

Sec. 13. EFFECTIVE DATE. This act is effective upon final enactment.

Approved June 5, 1979.

CHAPTER 340—S.F.No.1548

An act relating to claims against the state; appropriating money for the payment thereof.

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

Section 1. CLAIMS: GENERAL FUND APPROPRIATIONS. Subdivision 1. The sums set forth in this section are appropriated from the general fund to the persons named in full and final payment of claims against the state.

Subd. 2. Dennis L. Benson, 929 East Geranium, St. Paul, Minnesota, 55106, for loss of a pair of shoes being repaired in the shoe repair shop at Stillwater Prison.....\$30

Subd. 3. General Motors Acceptance Corporation, 4640 West 77th Street, Edina, Minnesota, 55435, for loss of the balance owed them on a loan for the purchase of an automobile when the department of public safety failed to list their name as a secured party when the department issued a new certificate of title showing the borrower as owner of the automobile, the borrower sold the automobile to another party and a judgment against the borrower for the balance was returned unsatisfied.....\$3,168

Subd. 4. Val Kowalewski, Marval Drive, Minnesota City, Minnesota, 55959, for transportation services provided to clients of the Winona Occupational Rehabilitation Center after an agreement by the state to pay for these services had expired.....\$5,088.18

Subd. 5. Mabel Reed, 4848 Georgia Avenue North, Crystal, Minnesota, 55428, for medical expenses incurred when she tripped on a curb and fell in a parking ramp at the

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

University of Minnesota.....\$300

Subd. 6. Stanley E. Rotegard, 2049 Bluestone, Eagan, Minnesota, 55112, for payment of attorney's fees and legal expenses incurred in his successful suit to invalidate the appointment of another person to the position of security director of the Minnesota Zoological Garden.....\$5,308.12

Subd. 7. Kenneth A. Parsch, 5121 Woodlawn Boulevard, Minneapolis, Minnesota, 55417, for payment of attorney's fees and legal expenses incurred in his successful suit to invalidate the appointment of another person to the position of security director of the Minnesota Zoological Garden.....\$3,381.67

Subd. 8. Frederick Manfred, Rural Route 3, Luverne, Minnesota, 56138, for relocation expenses incurred when the department of natural resources compelled him to vacate property that had been purchased from him for state park purposes, in spite of an oral agreement made prior to the sale to allow him to remain on the property so long as he lived.....\$6,000

Subd. 9. City of Cloquet, 502 Cloquet Avenue, Cloquet, Minnesota, 55720, for reimbursement of cost incurred by the city fire department in responding to an emergency call from the state highway patrol when a truck carrying a toxic substance overturned on the highway outside of Cloquet and developed a leak.....\$2,588.60

Subd. 10. Mantrap Squadron, Civil Air Patrol, c/o 412 North Park Avenue, Park Rapids, Minnesota, 56470, for replacement of an aircraft that crashed upon takeoff from a lake while enroute to assist with fighting a forest fire at the request of the department of natural resources.....\$9,000

Subd. 11. A. Hedenberg & Company, Architects IV, and Manley Investment Co., c/o 706 Alworth Building, Duluth, Minnesota, 55802, for costs incurred by them in developing plans for an office building to house state agencies in Duluth.....\$47,500

Subd. 12. James Phillip, Goodridge, Minnesota, 56725, for water damage to his cropland when the department of natural resources failed to remove beaver dams from a county ditch in time to prevent the damage.....\$4,500

Subd. 13. Paul Qualy, 5153 Beard Avenue South, Minneapolis, Minnesota, 55410, for severance pay when his unclassified position with the state was eliminated in connection with the creation of the department of transportation.....\$2,000

Subd. 14. Richard B. Larson, and joint claimants, c/o Rural Route 2, Mahanomen, Minnesota, 56557, for losses incurred when the Winger Cheese Company went bankrupt and the bond required by the department of agriculture was inadequate to cover their losses. Payments shall be made only to farmers who supplied milk to the cheese company; no payment shall be made to other creditors of the cheese company.....\$31,000

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Subd. 15. Winkelman Enterprises, Rural Route 2, Sauk Rapids, Minnesota, 56379, for materials and labor furnished to the state university system in the construction of tennis courts and a running tract at St. Cloud State University.....\$3,500

Subd. 16. Steven B. Koep, R.F.D. 1, Evansville, Minnesota, 56326, for war orphan's educational benefits he would have received had he known to apply for them before paying his own educational expenses.....\$3,144.70

Sec. 2. **TRUNK HIGHWAY FUND CLAIMS.** Subdivision 1. The sums set forth in this section shall be paid by the commissioner of transportation out of money available to him for highway improvement to the persons named in full and final payment of claims against the state.

Subd. 2. Egan-McKay Electrical Contractors, 7100 Medicine Lake Road, Crystal, Minnesota, 55427, for work performed for the department of transportation on state project #2783-70 but inadvertently omitted from the final voucher executed and paid for the project.....\$1,872.50

Subd. 3. City of Gaylord, 428 Main Avenue, Gaylord, Minnesota, 55334, for street improvements made adjacent to property owned by the department of transportation.....\$3,300

Subd. 4. Meeker County Highway Department, Court House, Litchfield, Minnesota, 55355, for repair of county road 11, which was used by the local traffic instead of the detour designated by the department of transportation.....\$4,303

Subd. 5. Blue Earth City Township, 125 West 6th Street, Blue Earth, Minnesota, 56013, for repair of a county road that was used by the local traffic instead of the detour designated by the department of transportation.....\$3,438

Subd. 6. Acton Township, Grove City, Minnesota, 56243, for repair of a county road that was used by the local traffic instead of the detour designated by the department of transportation.....\$3,257.50

Subd. 7. City of Rogers, P.O. Box 35, Rogers, Minnesota, 55374, for costs incurred to relocate utilities and repair damage to a sewer pipe caused by the construction of state trunk highway 101.....\$2,704.23

Sec. 3. **EFFECTIVE DATE.** This act is effective the day following final enactment.

Approved June 5, 1979.