

CHAPTER 405—S.F.No. 2421

An act relating to natural resources; extending the term of certain timber permits; providing for a cooperative agreement with the United States Forest Service for control of certain waters; providing conditions for class B land exchanges; amending Minnesota Statutes 1990, section 94.344, subdivision 3.

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

Section 1. **SPECIAL EXTENSION OF TIMBER PERMITS.**

Timber permits issued before June 1, 1990, under Minnesota Statutes, section 90.121 or timber permits issued before June 1, 1988, under Minnesota Statutes, section 90.151, or timber permits issued before June 1, 1991, under section 90.191, will be extended until June 1, 1994, if all regular extensions provided in Minnesota Statutes, section 90.121, 90.151, or 90.191, have been used. Extensions under this section shall be without interest and any timber cut during the period of this extension or remaining uncut at the expiration of this extension shall be billed for at the stumpage rates of the original sale. Any extensions under Minnesota Statutes, section 90.193 between December 1, 1991, and the effective date of this section, due to a lack of suitable winter logging conditions, shall be granted without interest and any timber cut during the period of this extension or remaining uncut at the expiration of this extension shall be billed for at the stumpage rates of the original sale.

Sec. 2. **CAMP 97 CREEK, GOLD MINE, AND CRANE LAKE TOWER IMPOUNDMENTS.**

Subdivision 1. AGREEMENT; PURPOSE. In accordance with Minnesota Statutes, section 103G.545, the commissioner of natural resources may enter into a cooperative agreement with the United States Forest Service to construct and maintain a dam and control structure across, and thereby alter the natural water level and volume of flowage of, the following waters in St. Louis county:

(1) Camp 97 Creek in the Southwest Quarter of the Southwest Quarter of Section 33, Township 66 North, Range 16 West;

(2) an unnamed tributary of the Vermilion river in the Southeast Quarter of the Southeast Quarter of Section 11, Township 66 North, Range 18 West; and

(3) an unnamed flowage in the Northwest Quarter of the Northeast Quarter of Section 33, Township 67 North, Range 17 West.

The purpose of these projects, to be known as the Camp 97 Creek Impoundment, the Gold Mine Impoundment, and the Crane Lake Tower Impoundment, respectively, is to create and maintain permanent impoundments for the benefit of wildlife, recreation, and other public purposes.

Subd. 2. AUTHORIZATION. No alteration of the course, current, or cross-section of any of the waters described in subdivision 1 or any other public waters, and no filling or draining of wetlands, may be accomplished until any authorizations required for these activities under Minnesota Statutes, sections 103G.222, 103G.2369, and 103G.245, have been obtained.

New language is indicated by underline, deletions by ~~strikeout~~.

Subd. 3. EASEMENT. Lands owned by the state may not be flooded or otherwise affected by flooding resulting from the projects described in subdivision 1 until an easement, lease, license, or permit for this purpose is obtained from the commissioner of natural resources. The commissioner may grant any necessary easements, leases, licenses, or permits.

Sec. 3. Minnesota Statutes 1990, section 94.344, subdivision 3, is amended to read:

Subd. 3. (a) Except as otherwise provided, Class B land may be exchanged only for land of substantially equal value or greater value to the state, as determined by the county board, with the approval of the commissioner and the land exchange board. For an exchange involving Class B land for Class A or Class C land, the value of the lands shall be determined by the commissioner, with approval of the land exchange board. For purposes of the determination, the commissioner shall appraise the state and tax-forfeited land proposed to be exchanged in the same manner as Class A land. For all other purposes, the county board shall appraise the state land and the land in the proposed exchange in the same manner as tax-forfeited land to be offered for sale. The appraised values shall not be conclusive, but shall be taken into consideration, together with such other matters as may be deemed material, in determining the values for the purposes of exchange.

(b) For the purposes of this subdivision, "substantially equal value" means:

(1) where the lands being exchanged are both over 100 acres, their values do not differ by more than ten percent; and

(2) in other cases, the values of the exchanged lands do not differ by more than 20 percent.

Sec. 4. **EFFECTIVE DATE.**

This act is effective the day following final enactment. Section 1 shall expire May 31, 1994.

Presented to the governor April 3, 1992

Signed by the governor April 7, 1992, 9:10 a.m.

CHAPTER 406—S.F.No. 2117

An act relating to human services; modifying requirements for earned income savings accounts for residents of residential facilities; requiring the signature of a representative of the residential facility before money may be withdrawn; amending Minnesota Statutes 1991 Supplement, section 256D.06, subdivision 1b.

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