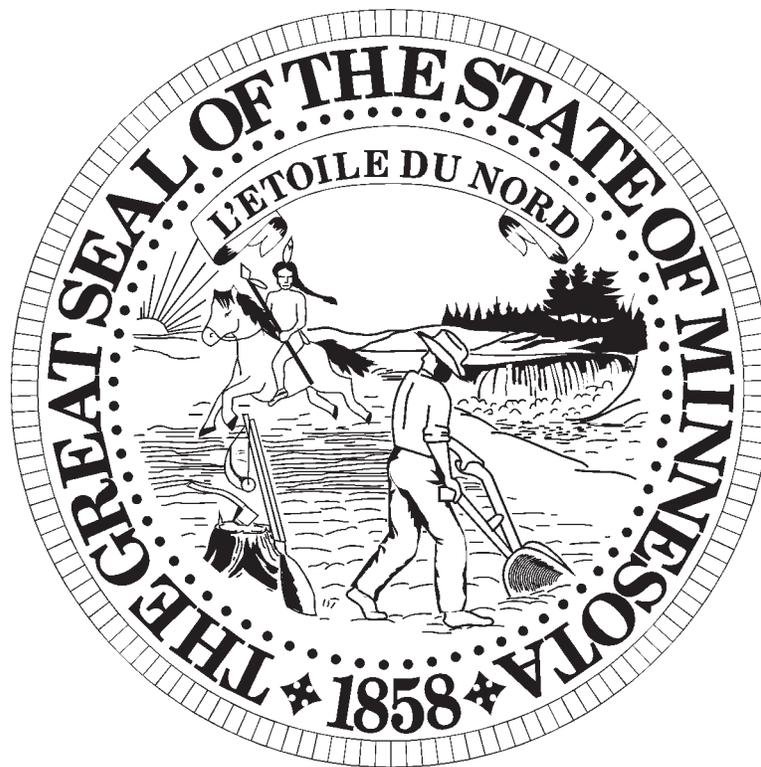


State of Minnesota

# State Register



**Rules and Official Notices Edition**

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# State Register

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The *State Register* is the official publication of the State of Minnesota, published weekly to fulfill the legislative mandate set forth in *Minnesota Statutes* § 14.46. The *State Register* contains:

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- appointments
- proclamations and commendations
- commissioners' orders
- revenue notices
- official notices
- state grants and loans
- contracts for professional, technical and consulting services
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#46	Monday 16 May	Noon Tuesday 10 May	Noon Wednesday 4 May
#47	Monday 23 May	Noon Tuesday 17 May	Noon Wednesday 11 May
#48	Tuesday 31 May	Noon Tuesday 24 May	Noon Wednesday 18 May

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# Minnesota Rules: Amendments and Additions

## NOTICE: How to Follow State Agency Rulemaking in the State Register

The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 80 state agencies have the authority to issue rules. Each agency is assigned specific **Minnesota Rule** chapter numbers. Every odd-numbered year the **Minnesota Rules** are published. The current 1999 set is a 13-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Generally speaking, proposed and adopted exempt rules do not appear in this set because of their short-term nature, but are published in the *State Register*.

An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, or within 60 days of the effective date of any new statutory grant of required rulemaking.

When rules are first drafted, state agencies publish them as **Proposed Rules**, along with a notice of hearing, or a notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules and withdrawn proposed rules are also published in the *State Register*. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the *State Register* as **Adopted Rules**. These final adopted rules are not printed in their entirety in the *State Register*, only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the *State Register*, the issue the rule appeared in as proposed, and later as adopted. For a more detailed description of the rulemaking process, see the most current edition of the *Minnesota Guidebook to State Agency Services*.

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues #1-13 inclusive; issues #14-25 inclusive; issue #26 cumulative for issues #1-26; issues #27-38 inclusive; issue #39, cumulative for issues #1-39; issues #40-51 inclusive; and issues #1-52 (or 53 in some years), cumulative for issues #1-52 (or 53). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the *State Register*, contact Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000, or toll-free 1-800-657-3757.

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# Proposed Rules

**Comments on Planned Rules or Rule Amendments.** An agency must first solicit Comments on Planned Rules or Comments on Planned Rule Amendments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

**Rules to be Adopted After a Hearing.** After receiving comments and deciding to hold a public hearing on the rule, an agency drafts its rule. It then publishes its rules with a notice of hearing. All persons wishing to make a statement must register at the hearing. Anyone who wishes to submit written comments may do so at the hearing, or within five working days of the close of the hearing. Administrative law judges may, during the hearing, extend the period for receiving comments up to 20 calendar days. For five business days after the submission period the agency and interested persons may respond to any new information submitted during the written submission period and the record then is closed. The administrative law judge prepares a report within 30 days, stating findings of fact, conclusions and recommendations. After receiving the report, the agency decides whether to adopt, withdraw or modify the proposed rule based on consideration of the comments made during the rule hearing procedure and the report of the administrative law judge. The agency must wait five days after receiving the report before taking any action.

**Rules to be Adopted Without a Hearing.** Pursuant to *Minnesota Statutes* § 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing. An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public. The agency then publishes a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§ 14.14-14.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

**KEY: Proposed Rules** - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

## Department of Commerce

### Division of Weights and Measures

#### Proposed Permanent Rules Relating to Weights and Measures Standards

#### DUAL NOTICE: Notice of Intent to Adopt Rules Without a Public Hearing Unless 25 or More Persons

#### Request a Hearing, And Notice of Hearing If 25 or More Requests For Hearing Are Received

#### Proposed Amendment to Rules Governing Weights and Measures, *Minnesota Rules*, Chapter 7601.

**Introduction.** The Department of Commerce intends to adopt rules without a public hearing following the procedures set forth in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2300 to 1400.2310, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. If, however, 25 or more persons submit a written request for a hearing on the rules by 4:30 p.m. on June 15, 2005, a public hearing will be held in the 2<sup>nd</sup> Floor Conference Room of the Roseville West Office Building, 2277 Highway 36 Frontage Road, Roseville, Minnesota 55113, starting at 9:00 a.m. on Wednesday, June 29, 2005. To find out whether the rules will be adopted without a hearing or if the hearing will be held, you should contact the agency contact person after June 15, 2005 and before June 29, 2005.

**Agency Contact Person.** Comments or questions on the rules and written requests for a public hearing on the rules must be submitted to the agency contact person. The agency contact person is:

Carol Hockert, Director  
MN Department of Commerce  
Weights and Measures Division  
2277 Highway 36, Suite 150  
Roseville, MN 55113  
**Telephone:** (651) 215-5821  
**FAX:** (651) 639-4014  
**E-mail:** [carol.hockert@state.mn.us](mailto:carol.hockert@state.mn.us)  
TTY users may call the Department at (651) 639-4017

**Subject of Rules and Statutory Authority.** The proposed rules are about incorporating by reference National Institute of Standards and Technology (NIST) Handbook 44, incorporating by reference a procedure for quantifying biodiesel blends, updating technical terminology and requirements as they pertain to railway, vehicle and livestock scales, and implementing a program for registration and oversight of liquefied petroleum gas (LP) meter inspectors. The statutory authority to adopt the rules is *Minnesota Statutes*, section 239.06. A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed.

**Comments.** You have until 4:30 p.m. on Wednesday, June 15, 2005, to submit written comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comments should identify the portion of the proposed rules addressed, the reason for the comment,

## Proposed Rules

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and any change proposed. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed rules must also be made during this comment period.

**Request for a Hearing.** In addition to submitting comments, you may also request that a hearing be held on the rules. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on Wednesday, June 15, 2005. Your written request for a public hearing must include your name and address. You must identify the portion of the proposed rules to which you object or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and cannot be counted by the agency when determining whether a public hearing must be held. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

**Withdrawal of Requests.** If 25 or more persons submit a valid written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If enough requests for hearing are withdrawn to reduce the number below 25, the agency must give written notice of this to all persons who requested a hearing, explain the actions the agency took to effect the withdrawal, and ask for written comments on this action. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

**Alternative Format/Accommodation.** Upon request, this Notice can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request or if you need an accommodation to make this hearing accessible, please contact the agency contact person at the address or telephone number listed above.

**Modifications.** The proposed rules may be modified, either as a result of public comment or as a result of the rule hearing process. Modifications must be supported by data and views submitted to the agency or presented at the hearing and the adopted rules may not be substantially different than these proposed rules, unless the procedure under *Minnesota Rules*, part 1400.2110, has been followed. If the proposed rules affect you in any way, you are encouraged to participate in the rulemaking process.

**Cancellation of Hearing.** The hearing scheduled for June 29, 2005, will be canceled if the agency does not receive requests from 25 or more persons that a hearing be held on the rules. If you requested a public hearing, the agency will notify you before the scheduled hearing whether or not the hearing will be held. You may also call the agency contact person at (651) 215-5821 after June 15, 2005, to find out whether the hearing will be held.

**Notice of Hearing.** If 25 or more persons submit valid written requests for a public hearing on the rules, a hearing will be held following the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The hearing will be held on the date and at the time and place listed above. The hearing will continue until all interested persons have been heard. Administrative Law Judge Beverly Jones Heydinger is assigned to conduct the hearing. Judge Heydinger can be reached at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138, telephone (612) 341-7606, and FAX (612) 349-2665.

**Hearing Procedure.** If a hearing is held, you and all interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. You may present your views either orally at the hearing or in writing at any time before the close of the hearing record. All evidence presented should relate to the proposed rules. You may also submit written material to the Administrative Law Judge to be recorded in the hearing record for five working days after the public hearing ends. This five-day comment period may be extended for a longer period not to exceed 20 calendar days if ordered by the Administrative Law Judge at the hearing. Following the comment period, there is a five-working-day rebuttal period during which the agency and any interested person may respond in writing to any new information submitted. No additional evidence may be submitted during the five-day rebuttal period. All comments and responses submitted to the Administrative Law Judge must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the due date. All comments or responses received will be available for review at the Office of Administrative Hearings. This rule hearing procedure is governed by *Minnesota Rules*, parts 1400.2000 to 1400.2240, and *Minnesota Statutes*, sections 14.131 to 14.20. Questions about procedure may be directed to the Administrative Law Judge.

The agency requests that any person submitting written views or data to the Administrative Law Judge prior to the hearing or during the comment or rebuttal period also submit a copy of the written views or data to the agency contact person at the address stated above.

**Statement of Need and Reasonableness.** A statement of need and reasonableness is now available from the agency contact person. This statement contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. The statement may also be reviewed and copies obtained at the cost of reproduction from the agency.

**Lobbyist Registration.** *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. Questions regarding this requirement may be directed to the Campaign Finance and Public Disclosure Board at: Suite 190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone (651) 296-5148 or 1-800-657-3889.

**Adoption Procedure if No Hearing.** If no hearing is required, the agency may adopt the rules after the end of the comment period. The rules and supporting documents will then be submitted to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date the rules are submitted to the office. If you want to be so notified, or want to receive a copy of the adopted rules, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

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# Proposed Rules

**Adoption Procedure After a Hearing.** If a hearing is held, after the close of the hearing record, the Administrative Law Judge will issue a report on the proposed rules. You may ask to be notified of the date when the Administrative Law Judge's report will become available, and can make this request at the hearing or in writing to the Administrative Law Judge. You may also ask to be notified of the date on which the agency adopts the rules and the rules are filed with the Secretary of State, and can make this request at the hearing or in writing to the agency contact person stated above.

**Order.** I order that the rulemaking hearing be held at the date, time, and location listed above.

Dated: May 2, 2005

Glenn Wilson  
Commissioner

## 7601.0100 DEFINITIONS.

[For text of subs 1 to 11, see M.R.]

### Subp. 12. **National Type Evaluation Program (NTEP).**

"National Type Evaluation Program" and "NTEP" mean a program of weighing and measuring device evaluation and certification operated by the ~~United States Department of Commerce, National Institute of Standards and Technology~~ National Conference on Weights and Measures (NCWM).

[For text of subp 13, see M.R.]

Subp. 14. **Railroad Railway track scale.** "~~Railroad~~ Railway track scale" means a scale of appropriate capacity and design that is used to weigh a rail car.

[For text of subs 15 to 21, see M.R.]

## 7601.1000 NIST HANDBOOK 44 INCORPORATED BY REFERENCE.

Subpart 1. **NIST Handbook 44 (1995 2005).** Weighing and measuring equipment manufactured, offered, or exposed for sale or sold or given away for use in trade or commerce in Minnesota must conform to the requirements and specifications of NIST Handbook 44. NIST Handbook 44 (1995 2005), "Specifications, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices," as adopted by the ~~79<sup>th</sup>~~ 89<sup>th</sup> National Conference on Weights and Measures and published by the United States Department of Commerce, National Institute of Standards and Technology, (Washington, D.C., ~~October 1994~~ December 2004), is incorporated by reference subject to the following exceptions:

A. If NIST Handbook 44 (1995 2005) contains any provisions contrary to the laws of Minnesota, or contrary to any rule, except part 7601.1000, of the Minnesota Department of Commerce, Minnesota law and department rules govern and supersede contrary provisions of NIST Handbook 44.

B. The ~~final~~ sentence of NIST Handbook 44 (1995 2005), section 2 (scale code), specification S.1.8.3., stating that "Unit price displays visible to the customer shall be in terms of single whole units of weight and not in common or decimal fractions of the unit" is deleted.

C. The director shall not enforce specifications and user requirements in NIST Handbook 44 (1995 2005) that would require owners of motor fuel dispensers to install equipment capable of allowing the customer to select the unit price. These requirements are contained in section 3.30 (liquid measuring devices), specification S.1.6.4.1., specification S.1.6.5., specification S.1.6.5.4., and user requirement UR.3.3.

D. The user requirement UR.2.2, in section 3.31 of NIST Handbook 44 (1995 2005) ~~shall~~ does not apply so as to require a ticket printer on vehicle tank meters.

E. The last paragraph of NIST Handbook 44 (2005), section 3.30, specification S.3.1, and section 3.37, specification S.4.1, is replaced with:

"An outlet that may be opened for purging or draining the measuring system or for recirculating product if recirculation is required in order to maintain the product in a deliverable state is permitted. Effective means must be provided to prevent passage of the liquid through any such outlet during normal operation of the measuring system and to inhibit meter indications, or advancement of indications, and recorded representations while the outlet is in operation."

Subp. 2. **Handbook availability, location.** NIST Handbook 44, as adopted by reference in subpart 1, is available to the public at the Minnesota State Law Library, Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King Jr. Blvd., Saint Paul, Minnesota, 55155, and is not subject to frequent change.

## 7601.1010 NIST HANDBOOK 44; COMPLIANCE REQUIRED.

[For text of subpart 1, see M.R.]

Subp. 2. **NTEP Certification of weighing or measuring equipment.** A person who sells, installs, owns, or operates commercial weighing or measuring equipment manufactured after January 1, 1996, must sell, install, or use only weighing or measuring equipment of

# Proposed Rules

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a make, model, and type for which a "Certificate of Conformance" has been issued by the ~~United States Department of Commerce, National Institute of Standards and Technology, Office of Weights and Measures~~ National Conference on Weights and Measures (NCWM).

## **7601.1020 NIST HANDBOOK 133 INCORPORATED BY REFERENCE.**

Subpart 1. **NIST Handbook 133.** ~~NIST Handbook 133 (September, 1988 Fourth Edition, January 2005), "Checking the Net Contents of Packaged Goods," with additions and amendments to it published in supplements issued through October, 1992; as adopted by the 77th 89th National Conference on Weights and Measures and published by the United States Department of Commerce, National Institute of Standards and Technology, (Washington, D.C., October 1992 December 2004), is incorporated by reference. If NIST Handbook 133 and its supplements contain~~ contains any provision contrary to the laws of Minnesota, the rules of the Minnesota Department of Commerce, or the packaging or labeling rules of the Minnesota Department of Agriculture, Minnesota laws and rules govern and supersede contrary provisions of NIST Handbook 133 ~~and its supplements.~~

Subp. 2. **Handbook availability, location.** ~~NIST Handbook 133 and supplements are, as adopted by reference in subpart 1,~~ is available to the public at the Minnesota State Law Library, Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King Jr. Blvd., Saint Paul, Minnesota, 55155, and ~~are~~ is not subject to frequent change.

## **7601.2000 PROTECTION FROM ENVIRONMENT.**

[For text of subs 1 and 2, see M.R.]

Subp. 3. **Grain hopper scales.** A hopper, tank, or mixer scale used for weighing grain or grain by products must be completely enclosed in a building.

## **7601.3000 ~~RAILROAD~~ RAILWAY TRACK SCALES; PLANS.**

Subpart 1. **Manufacturer's plans.** Before installing a ~~railroad~~ railway track scale, the scale manufacturer shall furnish complete design, assembly, and construction plans to the purchaser.

[For text of subp 2, see M.R.]

## **7601.3010 ~~RAILROAD~~ RAILWAY TRACK SCALE PERMITS.**

The director shall issue a permit to install a ~~railroad~~ railway track scale if plans for installing the scale are submitted according to part 7601.3000, and if the planned scale installation meets the requirements of parts 7601.3020 and 7601.3030. The director shall review and approve the plans before issuing a permit. A ~~railroad~~ railway track scale must not be installed without a permit.

## **7601.3015 APPLICATION.**

The requirements in parts 7601.3020 and 7601.3030 apply only to ~~railroad~~ railway track scales that will be used to weigh individual, stationary rail cars, and do not apply to ~~railroad~~ railway track scales that will be used to weigh rail cars in motion.

## **7601.3020 ~~RAILROAD~~ RAILWAY TRACK SCALE FOUNDATION.**

Subpart 1. **Soil bearing.** The owner, operator, or installer of a ~~railroad~~ railway track scale shall complete a soil bearing test, performed by a registered engineer, before constructing the scale foundation. The soil bearing test must determine the loadbearing capacity of the soil that will lie under the completed scale foundation. The engineer's report, including a statement that the soil bearing is suitable for the scale to be installed, must be submitted to the director before constructing the scale foundation. The director shall review and approve the report before issuing a permit for a scale installation.

[For text of subs 2 and 3, see M.R.]

Subp. 4. **Length.** For a ~~railroad~~ railway track scale installed after January 1, 1995, the length or combination of lengths of the weighing element or elements must be sufficient to allow single draft weighing.

Subp. 5. **Aboveground scale; concrete pier foundation.** An aboveground railway track scale foundation must meet the requirements in items A to H.

A. The weighing elements must be supported on reinforced concrete foundation piers.

B. Concrete surface slabs must be poured independently between the main foundation piers.

C. The end piers of the foundation must have end walls to prevent fill material from interfering with scale operation.

D. Where foundation construction techniques allow, the surfaces of the concrete slabs between the foundation piers must be sloped down from the longitudinal centerline to each side to prevent dirt accumulation under the platform.

E. The clearance between the bottom of the weighbridge or other main structural member and the slab surface must be at least six inches.

F. The scale platform, structural member, foundation surfaces, and surrounding area must be designed to allow access for cleaning under the scale platform and around all weighing elements.

G. For outdoor scales, the tops of the piers and the surfaces of the slab or slabs between the piers must be above the existing grade level

so that water will drain away from the scale.

H. The piers must extend below the local frost line.

## **7601.3030 APPROACH RAILS AND PIERS.**

Subpart 1. **Approach rails.** A ~~railroad~~ railway track scale must be installed with approach rails at the end of the scale. The approach rails must be at least 50 feet long and must be parallel to the scale rails in both the horizontal and vertical planes.

[For text of subp 2, see M.R.]

## **7601.4010 VEHICLE AND LIVESTOCK SCALE FOUNDATIONS.**

[For text of subps 1 and 2, see M.R.]

Subp. 3. **Aboveground scale; concrete pier foundation.** An aboveground vehicle or livestock scale foundation must meet the following requirements: in items A to H.

A. The weighing elements must be supported on reinforced concrete foundation piers;

B. Concrete surface slabs must be poured independently between the main foundation piers;

C. The end piers of the foundation must have end walls to prevent fill material from interfering with scale operation;

D. Where foundation construction techniques allow, the surfaces of the concrete slabs between the foundation piers must be sloped down from the longitudinal centerline to each side to prevent dirt accumulation under the platform;

E. The clearance between the bottom of the weighbridge or other main structural member and the slab surface must be at least six inches for vehicle scales and at least 12 inches for livestock scales;

F. The scale platform, structural members, foundation surfaces, and surrounding area must be designed to allow access for cleaning under the scale platform and around all weighing elements;

G. For outdoor scales, the tops of the piers and the surfaces of the slab or slabs between the piers must be above the existing grade level so that water will drain away from the scale;

~~H. the vertical surfaces of the end walls and the horizontal surfaces of the end piers must have hooks or other devices to allow installation of surfacemounted heating cables; and~~

~~I. The piers must extend below the local frost line.~~

[For text of subp 4, see M.R.]

## **7601.8000 BIODIESEL BLEND QUANTIFICATION METHOD "MN BIODIESEL 2005" INCORPORATED BY REFERENCE.**

Subpart 1. **"MN Biodiesel 2005" test method.** The director shall publish a test method, known as "MN Biodiesel 2005," for the quantification of biodiesel blends for the purpose of enforcing the biodiesel requirement in diesel fuel. The director shall use this method for enforcement purposes until a suitable, nationally accepted method exists, such as a method adopted by the American Society for Testing and Materials.

Subp. 2. **Location.** The director shall make available a copy of the method, which is incorporated by reference, and any updates or changes upon request and shall keep a current version at the Minnesota State Law Library, Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King, Jr. Boulevard, Saint Paul, Minnesota, 55155. The method is not subject to frequent change.

## **7601.9000 REGISTRATION PROGRAM FOR INSPECTORS OF LIQUEFIED PETROLEUM GAS METERS; PURPOSE AND POLICY.**

The purpose of the registration program is to allow privately employed individuals to inspect and test liquefied petroleum gas (LPG) meters.

## **7601.9010 REGISTRATION.**

Subpart 1. **Permit holders.** The director shall accept applications for the registration program from registered permit holders as defined in part 7601.7000.

Subp. 2. **Application.** An applicant shall provide the following information on an application form provided by the division:

A. the registrant's name, company, and permit number;

B. a list of calibration equipment to be used during inspections; and

C. a copy of current calibration certificate for all equipment.

Subp. 3. **Testing.** If an applicant passes a written test and a field test, then the director shall authorize the applicant to inspect and test liquefied petroleum gas meters. The director shall develop and offer these tests to qualified applicants.

Subp. 4. **Permit required.** An applicant must continue to maintain the status of registered placing in service permit holder.

# Proposed Rules

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## **7601.9020 INSPECTION SEALS.**

The director shall provide each registered inspector with inspection stickers that, when applied, will indicate that a meter was tested and met specifications and tolerances at the time of the test. A new sticker must be applied annually.

## **7601.9030 INSPECTION REPORTS.**

A registered inspector shall complete a required test report for each meter tested and submit the original report to the director within five days. The director shall issue a warning to the owner for each meter that fails to pass an inspection performed by a registered inspector. The director may place an “outofservice” tag on the meter.

When a meter is repaired between annual inspections, a registered inspector shall comply with part 7601.7060.

## **7601.9040 DIRECTOR MAY INSPECT.**

The director may inspect the work performed by a registered inspector at any time. The director shall use these inspections to determine whether the registrant is performing repairs in compliance with this chapter and *Minnesota Statutes*, chapter 239.

The director shall maintain a list of all liquefied petroleum gas meters in service in the state, and shall provide this list to any registered inspector that requests it.

The director shall keep current records of inspections for enforcement purposes.

## **7601.9050 VIOLATIONS AND SANCTIONS.**

Subpart 1. **Violations.** In addition to part 7601.7090, subpart 2, each of the following acts and failures to act is considered a violation of this chapter:

- A. failure to submit a test report after completing an inspection;
- B. misuse or misapplication of inspection stickers;
- C. failure to renew placing in service registration; and
- D. use of test equipment that is past its calibration due date.

Subp. 2. **Warning.** The director shall issue a warning letter to a registered inspector if the director finds that the registrant has committed any of the violations listed in part 7601.7090, subpart 2, or any of the violations listed in this part.

Subp. 3. **Suspension.** The director shall suspend for 30 days a registrant’s permit if the director finds that the registrant has committed:

- A. more than one of the violations listed in part 7601.7090, subpart 2;
- B. more than one of the violations listed in this part; or
- C. any violation listed in this part or part 7601.7090 at any time after the director has issued a warning letter to the registrant.

Subp. 4. **Revocation.** The director shall revoke a registered inspector’s permit if the director finds that the registrant has committed any violation after the director has suspended the registrant’s permit.

# Exempt Rules

Exempt rules are excluded from the normal rulemaking procedures (*Minnesota Statutes* §§ 14.386 and 14.388). They are most often of two kinds. One kind is specifically exempted by the Legislature from rulemaking procedures, but approved for form by the Revisor of Statutes, reviewed for legality by the Office of Administrative Hearings, and then published in the *State Register*. These exempt rules are effective for two years only.

The second kind of exempt rule is one adopted where an agency for good cause finds that the rulemaking provisions of *Minnesota Statutes*, Chapter 14 are unnecessary, impracticable, or contrary to the public interest. This exemption can be used only where the rules:

- (1) address a serious and immediate threat to the public health, safety, or welfare, or
- (2) comply with a court order or a requirement in federal law in a manner that does not allow for compliance with *Minnesota Statutes* Sections 14.14-14.28, or
- (3) incorporate specific changes set forth in applicable statutes when no interpretation of law is required, or
- (4) make changes that do not alter the sense, meaning, or effect of the rules.

These exempt rules are also reviewed for form by the Revisor of Statutes, for legality by the Office of Administrative Hearings and then published in the *State Register*. In addition, the Office of Administrative Hearings must determine whether the agency has provided adequate justification for the use of this exemption. Rules adopted under clauses (1) or (2) above are effective for two years only. The Legislature may also exempt an agency from the normal rulemaking procedures and establish other procedural and substantive requirements unique to that exemption.

**KEY: Proposed Rules** - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

## Department of Education

### Division of Academic Standards and Professional Development

#### Proposed Exempt Permanent Rules Relating to Social Studies Academic Standards

##### NOTICE OF INTENT TO ADOPT EXEMPT RULES WITHOUT A PUBLIC HEARING

##### Proposed Rules Governing K-12 Core Academic Standards for Social Studies, *Minnesota Rules*, part 3501.0650 – 3501.0660

**Introduction.** The Department of Education intends to adopt rules under the expedited rulemaking process set forth in the rules of the Office of Administrative Hearings, *Minnesota Rules*, part 1400.2410, and the Administrative Procedure Act, *Minnesota Statutes*, section 14.389. You may submit written comments on the proposed expedited rules until June 9, 2005.

**Agency Contact Person.** Comments or questions on the rules must be submitted to: Kathryn Olson at Department of Education, 1500 Highway 36 West, Roseville, MN, 55117; **telephone:** (651) 582-8669; **FAX:** (651) 582-8248; **e-mail:** [mde.rulemaking@state.mn.us](mailto:mde.rulemaking@state.mn.us). TTY users may call the department at (651) 582-8725.

**Subject of the Expedited Rules and Statutory Authority.** The proposed expedited rules are about K-12 Core Academic Standards for Social Studies for all Minnesota students. The standards have accompanying benchmarks that must be met in order to achieve a specific standard and must be implemented beginning in the 2005-06 school year. The standards appear in the following grade bands: K-3, 4-8 and 9-12 and must be mastered by the end of the highest grade in the band. The statutory authority to adopt the rules is *2004 Minnesota Laws*, chapter 294, article 6, section 1. The statutory authority to adopt the rules under the expedited rulemaking process is *2004 Minnesota Laws*, chapter 294, article 6, section 4. A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed.

**Nature and Effect of the Rules:** *2004 Minnesota Laws*, chapter 294, article 6, section 3 mandates that these rules be identical to the K-12 standards for social studies contained in the document labeled "Minnesota Academic Standards in History and Social Studies May 15, 2004, 9:45 p.m." This document can be viewed at the department's web site: <http://education.state.mn.us>. These rules will have primary effect on all Minnesota public school students and families, social studies educators and administration.

The Academic Standards in History and Social Studies define a common foundation of knowledge and skills in United States history, world history, Minnesota history, geography, economics, and government and citizenship.

Students beginning 9<sup>th</sup> grade in the 2004-2005 school year and later must successfully complete three and one-half credits of social studies encompassing at least United States history, geography, government and citizenship, world history, and economics or three credits of social studies encompassing at least United States history, geography, government and citizenship, and world history, and one-half credit of economics taught in a school's social studies or business department.

The rules may be viewed at <http://education.state.mn.us>. You may also request a free copy by contacting the agency contact person.

**Comments.** You have until 4:30 p.m. on Thursday, May 26th, 2005, to submit written comment in support of or in opposition to the proposed expedited rules and any part or subpart of the rules. Your comment must be in writing and received by the agency contact person by the due date. Your comment should identify the portion of the proposed expedited rules addressed and the reason for the comment. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed rules must also be made during this comment period.

# Exempt Rules

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**Modifications.** The agency may modify the proposed expedited rules if the modifications do not make the rules substantially different as defined in *Minnesota Statutes*, section 14.05, subdivision 2, paragraphs (b) and (c), unless the procedure under *Minnesota Rules*, part 1400.2110, has been followed. If the final rules are identical to the rules originally published in the *State Register*, the agency will publish a notice of adoption in the *State Register*. If the final rules are different from the rules originally published in the *State Register*, the agency must publish a copy of the changes in the *State Register*. If the proposed expedited rules affect you in any way, you are encouraged to participate in the rulemaking process.

**Alternative Format.** Upon request, this Notice can be made available in an alternative format. To make such a request, please contact the agency contact person at the address or telephone number listed above.

**Lobbyist Registration.** *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. Questions regarding this requirement may be directed to the Campaign Finance and Public Disclosure Board at: Suite 190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone (651) 296-5148 or 1-800-657-3889.

**Adoption and Review of Expedited Rules.** The agency may adopt the rules at the end of the comment period. The rules and supporting documents will then be submitted to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date the rules are submitted to the office. If you want to be so notified, or want to receive a copy of the adopted rules, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Dated: March 29, 2005

Chas Anderson, Deputy Commissioner

## ACADEMIC STANDARDS FOR SOCIAL STUDIES

### **3501.0650 KINDERGARTEN THROUGH GRADE 3 STANDARDS.**

#### **Subpart 1. United States history.**

A. Family Life Today and in the Past. The student will understand how families live today and in earlier times, recognizing that some aspects change over time while others stay the same.

B. Famous People and Events in United States History. The student will recognize people and events that made significant contributions to United States history.

C. Many People and Cultures Meet in the Making of North America. The student will demonstrate knowledge of the people who settled in North America.

#### **Subp. 2. World history.**

A. Family Life Today and in the Past. The student will understand how families live today and in earlier times, recognizing that some aspects change over time while others stay the same.

B. Civilizations in World History. The student will demonstrate knowledge of the historical development of past cultures around the world.

C. Famous People in World History. The student will recognize individuals or groups that have shaped the world.

#### **Subp. 3. Historical skills.**

A. Concepts of Time. The student will demonstrate chronological thinking.

B. Historical Resources. The student will understand that we can learn about the past from different sorts of evidence.

#### **Subp. 4. Geography.**

A. Concepts of Location.

(1) The student will use directional and positional words to locate and describe people, places, and things.

(2) The student will demonstrate working knowledge of the cardinal directions.

B. Maps and globes.

(1) The student will use and create maps and globes to locate people, places, and things.

(2) The student will use maps and globes to demonstrate specific geographical knowledge.

C. Physical Features and Processes.

(1) The student will distinguish between physical and humanmade features of places on the Earth's surface.

(2) The student will identify specific landforms and waterways on a map using geographical terms.

#### **Subp. 5. Economics.**

A. Economic Choices. The student will understand that economic choices are necessary in life.

B. Producers and Consumers. The student will understand the relationship between producers and consumers in regard to goods and services.

#### **Subp. 6. Government and Citizenship.**

A. Civil Values, Skills, Rights, and Responsibilities.

(1) The student will describe civic values, rights, and responsibilities in a republic.

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# Exempt Rules

(2) The student will understand the importance of participation in civic life and demonstrate effective civic skills.

**B. Beliefs and Principles of United States Democracy.**

(1) The student will understand the role of government, rules, and law and why we have them.

(2) The student will know key symbols, songs, and locations that represent our nation and state.

**C. Roots of the Republic.**

(1) The student will understand the importance of key founding documents of the United States.

(2) The student will become familiar with statesmen and their leadership and guidance of the republic.

**D. Governmental Institutions and Processes of the United States. The student will know basic functions of government.**

## **3501.0655 GRADES 4 THROUGH 8 STANDARDS.**

### **Subpart 1. United States history.**

**A. Prehistory through 1607.**

(1) The student will understand that large and diverse American Indian nations were the original inhabitants of North America.

(2) The student will demonstrate knowledge of European exploration of the North American continent and the resulting interaction with American Indian nations.

**B. Colonization and Conflict, 1607-1780s. The student will demonstrate knowledge of the colonies and the factors that shaped colonial North America.**

**C. Political Unrest and the American Revolution, 1763-mid-1791.**

(1) The student will demonstrate an understanding of the causes and course of the American Revolution.

(2) The student will demonstrate knowledge of how the principles of the American Revolution became the foundation of a new nation.

**D. Growth and Westward Expansion, 1801-1861. The student will demonstrate knowledge of western expansion, conflict, and reform in America.**

**E. Civil War and Reconstruction, 1850s-1870s.**

(1) The student will demonstrate knowledge of the causes of the Civil War.

(2) The student will demonstrate knowledge of major events and people of the Civil War.

**F. Reshaping the Nation and the Emergence of Modern America, 1877-1916. The student will analyze the transformation of the American economy and the changing social and political conditions in response to the Industrial Revolution.**

**G. World Wars and the Emergence of Modern America, 1900-1930s.**

(1) The student will demonstrate knowledge of the political, geographical, cultural, social, and economic forces shaping the modern United States.

(2) The student will understand World War I, its causes and effects.

**H. A World at War, 1930s-1945. The student will understand and analyze the economic, social, and political transition of the United States before, during, and after World War II.**

**I. Post WWII era, 1945-1980. The student will analyze the economic, social, and political transformation of the United States and the world between the end of World War II and the present.**

**J. Contemporary America, 1980-present. The student will recognize the opportunities and challenges facing the United States and explore its role in the world since 1989.**

### **Subp. 2. Minnesota history.**

**A. Precontact to 1650. The student will demonstrate knowledge of Minnesota's indigenous peoples.**

**B. Contact and Fur Trade 1600-1810. The student will demonstrate knowledge of early explorers and fur traders in Minnesota and the impact of the fur trade on both European and native societies.**

**C. Early Settlement and Statehood 1810-1860. The student will know and understand the factors that led to rapid settlement of Minnesota in the 19th century and the changes the new Minnesotans brought with them.**

**D. Civil War and Dakota War 1860-1864. The student will know and understand Minnesota's role in the Civil War and the impact of the Dakota War of 1862.**

**E. Industrial Era 1865-1914. The student will know and understand Minnesota's major industries and the economic, social, political, and technological changes that accompanied industrialization.**

**F. World Wars I and II, and the Interwar Period, 1914-1945. The student will know and understand the impact on Minnesota of World War I and World War II, as well as the social and economic changes of the 1920s and the 1930s.**

**G. PostWorld War II to the Present. The student will know and understand Minnesota's roles in the major social, economic, and political changes, both national and international, in the last half of the 20th century through the present, and analyze the impact of these changes.**

### **Subp. 3. World history.**

**A. Beginnings of Human Society. The student will demonstrate knowledge of selected attributes and historical developments of**

# Exempt Rules

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various ancient societies in Africa, the Americas, Asia, and Europe.

**B. Classical Civilizations and World Religions, 1000 BC-600 AD.**

(1) The student will describe classical civilizations in Africa, Asia, and Mesoamerica.

(2) The student will describe classical civilizations in Europe and the West.

**C. World Civilizations, Expansions of Cultural, Commercial, and Political Contacts, 600-1500 AD.** The student will understand the causes and consequences of emerging civilizations and increased contact across the cultural regions of Eurasia and Africa.

**D. Western Civilizations, Renaissance and Reformation, 1000-1700 AD.** The student will demonstrate knowledge of important historical, cultural, and social events in Europe during the Middle Ages.

**E. World Civilizations, Toward a Global Culture, 1500-1770 AD.** The student will examine changing forms of crosscultural contact, conflict, and cooperation that resulted from the interconnections between Eurasia, Africa, and the Americas.

**F. Western Civilizations, Age of Revolution and Reaction, 1640-1920 AD.** The student will demonstrate knowledge of the rise of colonialism and its effects worldwide.

**Subp. 4. Historical skills.**

**A. Concepts of Time.** The student will acquire skills of chronological thinking.

**B. Historical Resources.** The student will begin to use historical resources.

**C. Historical Inquiry.**

(1) The student will apply research skills by investigating a topic in United States history.

(2) The student will analyze historical evidence and draw conclusions.

(3) The student will present and explain the findings of a research project.

**Subp. 5. Geography.**

**A. Concepts of Location.**

(1) The student will identify and locate major physical and cultural features that played an important role in the history of the United States.

(2) The student will identify and locate major physical and cultural features that played an important role in the history of Minnesota.

(3) The student will identify and locate major countries, events, and cultural features that played an important role in the history of the United States.

**B. Maps and Globes.**

(1) The student will use maps and globes to demonstrate specific and increasingly complex geographic knowledge.

(2) The student will make and use maps to acquire, process, and report on the spatial organization of people and places on Earth.

**C. Physical Features and Processes.**

(1) The student will use basic terminology describing basic physical and cultural features of continents studied.

(2) The student will identify and locate geographic features associated with the development of the United States.

(3) The student will identify and locate geographic features associated with the development of Minnesota.

(4) The student will identify physical characteristics of places and use this knowledge to define regions, their relationships among regions, and their patterns of change.

(5) The student will give examples of physical systems and describe their role in shaping life on Earth.

**D. Interconnections.**

(1) The student will give examples that demonstrate how people are connected to each other and the environment.

(2) The student will identify examples of the changing relationships between patterns of settlement, land use, and topographic features in the United States.

(3) The student will identify examples of the changing relationships between the patterns of settlement and land use in Minnesota.

(4) The student will identify how technology made some parts of Minnesota more valuable at particular times in history.

(5) The student will describe how humans influence the environment and in turn are influenced by it.

(6) The student will demonstrate how various regional frameworks are used to analyze the variation in culture and human occupation of the Earth's surface.

(7) The student will demonstrate how various regional frameworks are used to analyze the variation in physical environment.

**E. Essential Skills.** The student will use maps, globes, geographic information systems, and other sources of information to analyze the natures of places at a variety of scales.

**Subp. 6. Economics.**

**A. Producers and Consumers.** The student will understand the concept of interdependence in relation to producers and consumers.

**B. Economic Choices.** The student will understand basic principles of economic decision making.

**C. The Market Economy (Microeconomics).**

(1) The student will understand that in a market economy income is earned in different ways.

(2) The student will understand business organizations, market structures, and financial institutions that operate within our economy.

D. The National Economy (Macroeconomics).

- (1) The student will understand the economic activities of government.
- (2) The student will understand the concepts that measure the national economy.

**Subp. 7. Government and citizenship.**

A. Civic Values, Skills, Rights, and Responsibilities.

- (1) The student will recognize the importance of individual action and character in shaping civic life.
- (2) The student will articulate the range of rights and responsibilities in a republic.
- (3) The student will know how citizenship is established and exercised.
- (4) The student will understand the importance of participation in civic life and demonstrate effective civic skills.

B. Beliefs and Principles of United States Democracy.

- (1) The student will know the purpose, function, and limits of our republic.
- (2) The student will know symbols, songs, traditions, and landmarks/monuments that represent the beliefs and principles of the United States.

(3) The student will demonstrate knowledge and understanding of principles and beliefs upon which our republic is based.

(4) The student will explain the importance of law in the American constitutional system.

C. Roots of the Republic. The student will demonstrate knowledge of influential and foundational documents of American constitutional government.

D. Governmental Institutions and Processes of the United States.

- (1) The student will know the functions of the United States government and ways in which power is delegated and controlled.
- (2) The student will know the functions of Minnesota state and local governments and describe their relationship with the federal government.
- (3) The student will describe the relationships the United States has with other nations in the world.
- (4) The student will understand other government systems in the world.

**3501.0660 GRADES 9 THROUGH 12 STANDARDS.**

**Subpart 1. United States history.**

A. Indigenous People of North America. The student will demonstrate knowledge of indigenous cultures in North America prior to and during western exploration.

B. Three Worlds Converge, 1450-1763.

- (1) The student will understand how European exploration and colonization resulted in cultural and ecological interactions among previously unconnected peoples.
- (2) The student will demonstrate knowledge of the colonies and the factors that shaped colonial North America.
- (3) The student will understand the economic development of the English colonies in North America and the exploitation of enslaved Africans.

C. Revolution and the New Nation, 1763-1820.

- (1) The student will demonstrate knowledge of the causes, course, and consequences of the American Revolution.
- (2) The student will understand the foundation of the American government and nation.

D. Expansion, Innovation, and Reform, 1801-1861.

- (1) The student will demonstrate knowledge of the early republic and how territorial expansion affected foreign relations.
- (2) The student will understand how explosive growth (economic, demographic, geographic) and technological innovation transformed American society.

(3) The student will understand the sources, characteristics, and effects of antebellum reform movements.

(4) The student will understand the extension, restriction, and reorganization of political democracy after 1800.

E. Civil War and Reconstruction, 1850-1877.

- (1) The student will demonstrate knowledge of the long and shortterm causes of the Civil War.
- (2) The student will understand the course, character, and outcome of the Civil War.
- (3) The student will demonstrate knowledge of the consequences of Civil War and Reconstruction.

F. Reshaping the Nation and the Emergence of Modern America, 1877-1916.

- (1) The student will analyze the process of westward expansion in the late 19th century.
- (2) The student will describe and analyze the linked processes of industrialization and urbanization after 1870.
- (3) The student will demonstrate knowledge of the causes and consequences of immigration to the United States from 1870 to the First World War.
- (4) The student will understand the origins of racial segregation.
- (5) The student will describe how industrialization changed the nature of work and the origins and role of labor unions in the 1870s.

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1880s, and 1890s.

(6) The student will understand the changing dynamics of national politics in the late 19th century.

(7) The student will understand the causes and consequences of American expansionism and the Spanish American War.

G. The Emergence of Modern America, 1890-1930.

(1) The student will analyze the wide range of reform efforts known as Progressivism between 1890 and the First World War.

(2) The student will understand the causes and consequences of World War I.

(3) The student will understand how the United States changed politically, culturally, and economically from the end of World War I to the eve of the Great Depression.

H. The Great Depression and World War II, 1929-1945.

(1) The student will understand the origins and impact of the Great Depression and the New Deal, 1929-1940.

(2) The student will understand the origins of World War II, the course of the war, and the impact of the war on American society.

I. Postwar United States, 1945-1972.

(1) The student will understand the social and economic changes in the United States, 1945-1960.

(2) The student will understand the Cold War, its causes, consequences, and its military conflicts.

(3) The student will understand the key domestic political issues and debates in the postwar era to 1972.

(4) The student will understand the changes in legal definitions of individual rights in the 1960s and 1970s and the social movements that prompted them.

J. Contemporary United States, 1970 to the present. The student will understand the evolution of foreign and domestic policy in the last three decades of the 20th century and the beginning of the 21st century.

Subp. 2. **World history.**

A. Beginnings of Human Society and Early Civilizations, to 1000 BC.

(1) The student will demonstrate knowledge of the earliest human societies and the processes that led to the emergence of agricultural societies around the world.

(2) The student will demonstrate knowledge of the major characteristics of civilization and the process of its emergence.

B. World Civilizations and Religions, 1000 BC-500 AD.

(1) The student will demonstrate knowledge of ancient civilizations in South and East Asia.

(2) The student will demonstrate knowledge of ancient African civilizations.

(3) The student will demonstrate knowledge of ancient Mesoamerican and South American civilizations.

(4) The student will demonstrate knowledge of ancient Greek civilization and its influence throughout Eurasia, Africa, and the Mediterranean.

(5) The student will demonstrate knowledge of ancient Rome from about 500 BC-500 AD and its influence in relation to other contemporary civilizations.

C. World Civilizations and Religions, 1500 BC-700 AD. The student will demonstrate knowledge of the history and rise of major world religions.

D. Early Medieval and Byzantium, 400-1000 AD.

(1) The student will demonstrate knowledge of the Byzantine Empire.

(2) The student will demonstrate knowledge of Europe during the Middle Ages from about 500-1000 AD in terms of its impact on Western civilization.

E. Global Encounters, Exchanges, and Conflicts, 500-1500 AD.

(1) The student will demonstrate knowledge of Islamic civilization from about 600-1000 AD.

(2) The student will demonstrate knowledge of civilizations and empires of the Eastern Hemisphere and their interactions through regional trade patterns.

(3) The student will demonstrate knowledge of the interactions between Christendom and the Islamic world, 750-1500 AD.

(4) The student will demonstrate knowledge of overseas trade, exploration, and expansion in the Mediterranean, Indian, and Atlantic Oceans, 1000-1500 AD.

(5) The student will demonstrate knowledge of complex societies and civilizations in the Americas.

(6) The student will demonstrate knowledge of social, economic, and political changes and cultural achievements in the late medieval period.

F. Emergence of a Global Age, 1450-1800 AD.

(1) The student will demonstrate knowledge of economic and political interactions among peoples of Europe, Asia, Africa, and the Americas.

(2) The student will demonstrate knowledge of development leading to the Renaissance and Reformation in Europe in terms of its impact on Western civilization.

(3) The student will demonstrate knowledge of the status and impact of global trade on regional civilizations of the world after 1500

## AD.

### G. Age of Empires and Revolutions, 1640-1920 AD.

(1) The student will demonstrate knowledge of the integration of large territories under regional and global empires.

(2) The student will demonstrate knowledge of scientific, political, philosophical, economic, and religious changes during the 17th and 18th centuries.

(3) The student will demonstrate knowledge of political and philosophical developments in Europe during the 19th century.

(4) The student will demonstrate knowledge of European and American expansion.

(5) The student will demonstrate knowledge of the effects of the Industrial Revolution during the 19th century.

### H. Global Conflict, 1914-1945 AD.

(1) The student will demonstrate knowledge of the worldwide impact of World War I.

(2) The student will demonstrate knowledge of the worldwide impact of World War II.

### I. The Postwar Period, 1945 AD Present.

(1) The student will demonstrate knowledge of major events and outcomes of the Cold War.

(2) The student will demonstrate knowledge of political, economic, social, and cultural aspects of independence movements and development efforts.

(3) The student will demonstrate knowledge of significant political and cultural developments of the late 20th century that affect global relations.

(4) The student will identify challenges and opportunities as we enter the 21st century.

## **Subp. 3. Historical skills.**

### A. Historical Inquiry.

(1) The student will apply research skills through an in-depth investigation of an historical topic.

(2) The student will analyze historical evidence and draw conclusions.

## **Subp. 4. Geography.**

A. Essential Skills. The student will use maps, globes, geographic information systems, and other databases to answer geographic questions at a variety of scales from local to global.

### B. Spatial Organization.

(1) The student will understand the regional distribution of the human population at local to global scales and its patterns of change.

(2) The student will describe and provide examples of the primary factors behind the regional pattern of culture groups in the United States and the world.

(3) The student will explain how the regionalization of space into political units affects human behavior.

(4) The student will analyze the patterns of location, functions, structure, and characteristics of local to global settlement patterns and the processes that affect the location of cities.

(5) The student will use regions and the interaction among them to analyze the present patterns of economic activity in the United States and around the world at various scales.

C. Interconnections. The student will describe how humans influence the environment and in turn are influenced by it.

## **Subp. 5. Economics.**

### A. The Market Economy (Microeconomics).

(1) The student will understand that in a market economy income is earned in different ways.

(2) The student will understand business organizations, market structures, and financial institutions that operate within our economy.

(3) The student will understand the basic characteristics of markets and the role of prices in modern market economies.

(4) The student will understand that firms in a market economy experience varying degrees of competition for the good or service that they sell.

(5) The student will understand the risks and opportunities associated with entrepreneurship.

(6) The student will understand the role of labor in the economy.

(7) The student will understand the economic role of government in a free market economy.

### B. The National Economy (Macroeconomics).

(1) The student will understand the economic activities of government.

(2) The student will understand the concepts that measure the national economy.

(3) The student will understand and explain that the United States' economy is primarily a free market system.

(4) The student will understand basic measures of overall economic performance.

(5) The student will analyze the causes and consequences of overall economic fluctuations.

(6) The student will understand the influence of federal government budgetary policy and the Federal Reserve System's monetary policy.

(7) The student will understand that economic growth is the primary means by which a country can improve the future economic

# Exempt Rules

standard of living for its citizens.

## C. Essential Skills.

(1) The student will understand and use economic concepts, theories, principles, and quantitative methods to analyze current events.

(2) The student will learn and be able to apply personal financial management and investment practices.

D. International Economic Relationships. The student will understand the key factors involved in the United States' economic relationships with other nations.

E. Economics and Public Policy. The student will apply economic theories and concepts to public policy issues.

## **Subp. 6. Government and citizenship.**

### A. Civic Values, Skills, Rights, and Responsibilities.

(1) The student will understand the scope and limits of rights, the relationship among them, and how they are secured.

(2) The student will know how citizenship is defined, established, and exercised and how it has changed over time.

(3) The student will analyze various methods of civic engagement needed to fulfill responsibilities of a citizen of a republic.

### B. Beliefs and Principles of United States Democracy.

(1) The student will demonstrate knowledge and understanding of the principles upon which the United States government is based.

(2) The student will know sources of power and authority of the United States government.

(3) The student will understand tensions that exist between key principles of government in the United States.

### C. Roots of the Republic.

(1) The student will understand the forces that impacted the founding of the United States.

(2) The student will demonstrate knowledge of the continuing impact of the Declaration of Independence in the United States and worldwide.

(3) The student will understand the process of creating the United States Constitution.

(4) The student will know how constitutional amendments and Supreme Court interpretations of the Constitution have increased the impact of the Constitution on people's lives.

### D. Governmental Processes and Institutions.

(1) The student will know how the United States Constitution seeks to prevent the abuse of power.

(2) The student will understand how public policy is made, enforced, and interpreted by the legislative, executive, and judicial branches.

(3) The student will understand the sovereign status of American Indian nations.

(4) The student will understand the role and influence of political processes and organizations.

(5) The student will analyze the relationships and interactions between the United States and other nations and evaluate the role of the United States in world affairs.

(6) The student will understand Minnesota state and local government structure and political processes.

## Expedited Rules

This section applies when a law requiring or authorizing rules to be adopted states that this section (*Minnesota Statutes* 14.389) must or may be used to adopt the rules. When a law refers to this section, the process in this section is the only process an agency must follow for its rules to have the force and effect of law.

Provisions for a 180-day time limit are in effect (*Minnesota Statutes* 14.19), as well as agencies maintaining a public rulemaking docket (*Minnesota Statutes* 14.366).

Before publication of the final rule in the *State Register*, the agency shall submit the rule to an administrative law judge who has 14 days to approve or disapprove the rule.

If the law, authorizing or requiring the rule be adopted under this section, contains a specific reference to this subdivision, as opposed to a general reference, the notice must include a statement of a public hearing if 100 or more people request a hearing.

**KEY: Proposed Rules** - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

## Department of Public Safety

### Proposed Expedited Permanent Rules Relating to Chemical Tests for Intoxication

#### NOTICE OF INTENT TO ADOPT A RULE WITHOUT A PUBLIC HEARING

#### Proposed Expedited Permanent Rules Relating to Chemical Tests for Intoxication, *Minnesota Rules, 7501 and 7502*

**Introduction.** The Department of Public Safety intends to adopt rules following the expedited rulemaking procedures set forth in the

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# Expedited Rules

Administrative Procedure Act, *Minnesota Statutes*, section 14.389, and *Minnesota Rules*, part 1400.2410. You may submit written comments on the proposed rule until June 8, 2005.

**Contact Person.** Comments or questions on the rule must be submitted to: Glenn Hardin, Toxicology Supervisor, Minnesota Bureau of Criminal Apprehension, 1430 Maryland Avenue East, St. Paul, MN 55106. **Phone:** (651) 793-2751, **FAX:** (651) 793-2960 and **email** [glenn.hardin@state.mn.us](mailto:glenn.hardin@state.mn.us). TTY users may call the Department of Public Safety at (651) 282-6555.

**Subject of Rules and Statutory Authority.** The proposed rules concern intoxication testing in the State of Minnesota pursuant to our DWI laws. These rules set forth what instruments are approved for use as screening devices and as evidentiary instruments for determining the alcohol concentration of a breath sample. The effect of these rules is to provide Minnesotans with the most accurate and reliable testing available, both today and in future, resulting in greater protections for the test subject. The proposed rules are authorized by *Minnesota Statutes*, section 169A.75. A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed.

**Comments.** You have 30 days, until 4:30 p.m. on Wednesday, June 8, 2005, to submit written comment in support of or in opposition to the proposed rules. Your comment must be in writing and received by Glenn Hardin by the due date. Comment is encouraged. Your comment should identify the portion of the proposed rule addressed and the reason for the comment. You are encouraged to propose any change desired. Any comments that you would like to make on the legality of the proposed rule must also be made during this comment period.

**Alternative Format.** Upon request, this Notice can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request, contact Glenn Hardin at the telephone number listed above.

**Modifications.** The proposed rule may be modified as a result of public comment. The modifications must be supported by comments and information submitted to the Department of Public Safety, and the adopted rule may not be substantially different than these proposed rules. If the proposed rule affects you in any way, you are encouraged to participate in the rulemaking process.

**Adoption and Review of Rules.** The Department of Public Safety may adopt the rules after the end of the comment period. The rules and supporting documents will then be submitted to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date the rule is submitted to the office. If you want to be so notified, you want to receive a copy of the adopted rule, or you want to register with the Department of Public Safety to receive notice of future rule proceedings, submit your request to the contact person listed above.

**Lobbyist Registration.** *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. Questions regarding this requirement may be directed to the Campaign Finance and Disclosure Board at: Suite 190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota, 55155, **telephone** (651) 296-5148 or 1-800-657-3889.

Dated: 26 April 2005

Michael Campion, Commissioner  
Minnesota Department of Safety

## 7501.0900 LIST OF APPROVED SCREENING DEVICES.

The following screening devices are approved for use in this state:

<b>Manufacturer</b>	<b>Model</b>
Intoximeters, Inc.	Alco Sensor
Intoximeters, Inc.	Alco Sensor III
Intoximeters, Inc.	Alco Sensor IV
Intoximeters, Inc.	RBT IV (Alco Sensor IV with RBT printer microprocessor)
<u>Intoximeters, Inc.</u>	<u>Alco Sensor FST</u>
Lion Laboratories, Ltd.	S-L2
Lion Laboratories, Ltd.	S-L2s
CMI, Inc.	S-D2
<u>CMI, Inc.</u>	<u>S-D5</u>
Lifeloc Technologies, Inc.	FC10
Lifeloc Technologies, Inc.	FC10Plus
Lifeloc Technologies, Inc.	FC20
<u>Draeger Safety Diagnostics, Inc.</u>	<u>Alcotest 6510</u>

## 7502.0420 INSTRUMENTS FOR ANALYZING BREATH SAMPLES.

[For text of subp 2, see M.R.]

Subp. 3. **Intoxilyzer 5000EN; list of approved instruments.**

The following instruments are approved for use in this state for the purpose of determining the alcohol concentration of a breath sample:

<b>Manufacturer</b>	<b>Model</b>	<b>Specifications</b>
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# Expedited Rules

CMI, Inc.	Intoxilyzer 5000EN	Software Version G1408.43 and Slave 75_0037
CMI, Inc.	Intoxilyzer 5000EN	Software Version G1408.55 and Slave 75_0037
CMI, Inc.	Intoxilyzer 5000EN	Software Version G1408.56 and Slave 75_0240 <u>CMI, Inc.</u>
<u>Intoxilyzer 5000EN</u>	<u>Software Version G1408.62 and Slave 75_0240</u>	

## Commissioners' Orders

Various agency commissioners are authorized to issue "commissioner's orders" on specified activities governed by their agency's enabling laws. See the *Minnesota Statutes* governing each agency to determine the specific applicable statutes. Commissioners' orders are approved by assistant attorneys general as to form and execution and published in the *State Register*. These commissioners orders are compiled in the year-end subject matter index for each volume of the *State Register*.

## Department of Natural Resources (DNR)

### Designation of Aquatic Management Areas

#### Order No. AMA 05-005

Pursuant to the provisions of *Minnesota Statutes*, section 86A.07, subdivision 3(2), as amended by *Laws of 2004*, Chapter 221, Section 23, and *Minnesota Statutes*, section 86A.05, subdivision 14(e), as amended by *Laws of 2004*, Chapter 262, Article 2, Section 4, the following described lands under the jurisdiction of the Minnesota Department of Natural Resources meet the criteria as being suited for aquatic management areas:

#### Cedar Valley Creek AMA, Winona County

An angling and management corridor along Cedar Valley Creek as it runs through Township 106, Range 6, in the following sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Section	Locator
1	271633	5/30/1980	14	SW1/4SE1/4
14	266766	5/14/1979	32	N1/2NE1/4

#### Coolridge Creek AMA, Winona County

An angling and management corridor along Coolridge Creek as it runs through Township 105, Range 9, in the following sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Section	Locator
1	250908	8/18/1976	23	SW1/4SW1/4

#### Coolridge, Hemmingway, Pine Creek AMA, Winona County

An angling and management corridor along Coolridge, Hemmingway, and Pine Creeks as they run through the following Townships, Ranges, and Sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Twp	Rng	Section	Locator
1	281650	9/15/1982	105	9	35	S1/2SW1/4
2	275673	4/14/1981	105	9	35	NW1/4SW1/4
6	290834	4/20/1984	105	9	26	N1/2SE1/4
7	341384	4/30/1991	105	9	25	SW1/4
8	402884	6/16/1998	105	9	25	S1/2SE1/4
9	402240	11/21/1997	105	9	25	SE1/4SE1/4
11	412702	9/28/1998	105	9	30	SW1/4SE1/4
12	402993	12/22/1997	105	8	32	SE1/4NE1/4
13	402778	12/15/1997	105	8	33	NE1/4SW1/4
14	402993	12/22/1997	104	8	4	SW1/4NE1/4

#### East Burns Valley Creek AMA, Winona County

An angling and management corridor along East Burns Valley Creek as it runs through Township 106, Range 7, in the following sections,

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## Commissioner's Orders

as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Section	Locator
1	267707	10/12/1978	3	N1/2NE1/4

### Ferguson Valley Creek AMA, Winona County

An angling and management corridor along Ferguson Creek as it runs through Township 105, Range 8 & 9, in the following sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Range	Section	Locator
1	269373	10/12/1979	9	12	NE1/4
2	269533	10/5/1979	9	13	NW1/4
3	269532	9/27/1979	9	13	NE1/4
4	269840	12/11/1979	8	18	NW1/4

### Garvin Brook AMA, Winona County

An angling and management corridor along Garvin Brook as it runs through Township 106, Range 8, in the following sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Section	Locator
5	437353	2/16/2001	4	SW1/4NW1/4
6	275136	3/12/1981	5	SW1/4SE1/4
7	266835	5/21/1979	8	E1/2NW1/4
7A	273751	10/30/1980	8	NW1/4NE1/4

### Little Pickwick Creek AMA, Winona County

An angling and management corridor along Little Pickwick Creek as it runs through Township 106, Range 5, in the following sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Section	Locator
2	292927	9/24/1984	32	W1/2NW1/4
3	304768	6/18/1986	29	W1/2W1/2
4A	314794	8/13/1987	19	E1/2SE1/4

### Lower Garvin Brook AMA, Winona County

An angling and management corridor along Lower Garvin Brook as it runs through Township 107, Range 8, in the following sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Section	Locator
1	285832	7/25/1983	34	NE1/4SE1/4
2	285079	6/14/1983	34	NE1/4SE1/4
3	287159	10/19/1983	34	NE1/4SE1/4
4	284327	5/6/1983	34	SE1/4NE1/4
5	286016	8/10/1983	34	SE1/4NE1/4
6	284708	6/1/1983	34	SE1/4NE1/4
7	284640	5/25/1983	34	SE1/4NE1/4
8	284413	5/13/1983	34	SE1/4NE1/4
9	286713	9/26/1983	34	SE1/4NE1/4
10	285156	6/27/1983	37	SW1/4NE1/4
11	284892	5/23/1983	34	SW1/4NE1/4
13	284891	6/6/1983	34	NW1/4NE1/4

### Money Creek AMA, Winona County

An angling and management corridor along Money Creek as it runs through Township 105, Range 7, in the following sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Section	Locator
1A	287317	11/4/1983	8	W1/2W1/2
1B	317753	1/18/1988	17	NW1/4NE1/4
3	276078	5/13/1981	9	NW1/4SE1/4

# Commissioner's Orders

4	305690	7/16/1986	9	NE1/4
6	368157	2/11/1994	3	SW1/4NE1/4

## Pickwick Creek AMA, Winona County

An angling and management corridor along Pickwick Creek as it runs through Township 106, Range 6, in the following sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Section	Locator
3	366303	12/7/1993	23	SE1/4
4	257678	10/15/1977	24	W1/2SW1/4
5	264271	11/21/1978	26	NE1/4NE1/4
6	366014	11/24/1993	26	N1/2SE1/4

## Pine Creek II AMA, Winona County

An angling and management corridor along Pine Creek as it runs through Township 105, Range 5, in the following sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Section	Locator
3	381905	9/20/1995	18	SE1/4SW1/4

## Rush Creek AMA, Winona County

An angling and management corridor along Rush Creek as it runs through the following Townships Ranges, and Sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Twp	Rng	Section	Locator
5&6	360204	8/5/1993	106	9	36	SE1/4SW1/4
8	294122	11/23/1984	105	9	1	SW1/4
11	269824	12/10/1979	105	9	12	NE1/4NE1/4
12	268786	10/1/1979	105	9	12	NE1/4NW1/4
13	273158	9/25/1980	105	9	12	NE1/4NE1/4
17	270693	3/7/1980	105	8	7	NE1/4
18	278541	12/7/1981	105	8	7	S1/2
19	269840	12/11/1979	105	8	18	NW1/4
20	271717	5/23/1980	105	8	18	SW1/4
20A	268936	9/17/1979	105	8	19	NE1/4NW1/4
21& 21A	270153	12/17/1979	105	8	19	SW1/4NE1/4
22&23	436974	1/29/2001	105	8	29	SE1/4SW1/4
24	467328	2/27/2003	105	8	29	S1/2SE1/4
26	269559	11/8/1979	105	8	29	SE1/4
27	352240	5/14/1992	104	8	2	W1/2SW1/4

## Trout Run Creek AMA, Winona County

An angling and management corridor along Trout Run Creek as it runs through Township 105, Range 10, in the following sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Section	Locator
1	262010	6/29/1978	19	W1/2
1B	274420	12/23/1980	19	NW1/4SW1/4
2	261674	6/21/1978	30	NW1/4
2	264345	12/5/1978	30	SW1/4NE1/4
2A	265260	1/29/1979	30	NW1/4SE1/4
4	269397	10/17/1979	17	NW1/4
5	161605	10/11/1960	31	SE1/4NE1/4
5A	190527	9/23/1960	31	SE1/4NE1/4
6	266639	4/19/1979	32	SW1/4NW1/4
8	191193	7/13/1961	31	N1/2NW1/4
9	270013	12/15/1979	32	SW1/4SW1/4
36	181865	1/21/1959	30	SW1/4NE1/4

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# Commissioner's Orders

## Trout Valley Creek AMA, Winona County

An angling and management corridor along Trout Valley Creek as it runs through Township 108, Range 9, in the following sections, as described in deeds previously recorded at the Winona County Recorders Office.

Parcel	Document #	Deed Date	Section	Locator
4	269397	10/17/1979	17	NW1/4

NOW THEREFORE, IT IS HEREBY ORDERED that the lands described above are designated as aquatic management areas.

Dated: April 29, 2005

Gene Merriam, Commissioner  
Department of Natural Resources

## Department of Natural Resources Designation of Aquatic Management Areas Order No. AMA 05-006

Pursuant to the provisions of *Minnesota Statutes*, section 86A.07, subdivision 3(2), as amended by *Laws of 2004*, Chapter 221, Section 23, and *Minnesota Statutes*, section 86A.05, subdivision 14, as amended by *Laws of 2004*, Chapter 262, Article 2, Section 4, the following described lands under the jurisdiction of the Minnesota Department of Natural Resources meet the criteria as being suited for aquatic management areas:

### Eagle Creek, Parcel 3

Beginning on the south line of Section 7, Township 115, Range 21 distant 741.65 feet west of the southeast corner of the SW ¼ of SE ¼ thereof; thence North 19° 38' East 1395.33 feet; thence north 268.47 feet, more or less, to the southerly line of State Highway N0. 101; thence South 74° East 283.42 feet, more or less, to the east line of the W ½ of the SE ¼ of said section; thence south 1528.4 feet, more or less, to the southeast corner of the SW ¼ of the SE ¼ of said Section 7; thence North 88° 09' 33" West along the south line of said Section 7 for 741.65 feet to the Point of Beginning.

### Eagle Creek, Parcel 8B

Outlot A, Eagle Creek, according to the recorded plat thereof on file and of record in the Office of the County Recorder in Scott County together with all hereditaments and appurtenances belonging thereto, subject to easements, covenants, conditions, and restrictions of record, if any.

### Clearwater Forest AMA

Government Lot 6, Section 5, Township 45 North, Range 28 West, except that part of said Government Lot 6 described as follows: Commencing at the Northwest corner of said Government Lot 6; thence on a bearing based on Minnesota State Coordinate System, Central Zone, of North 88° 31' 25" East along the North line of said Government Lot 6 a distance of 621.83 feet to the point of beginning; thence North 88° 31' 25" East along the North line of said Government Lot 6 a distance of 324.99 feet; thence south 02° 38' 39" East 214 feet, more or less to the thread of the Nokasippi River; thence Southwesterly along the thread of the Nokasippi River to a point which bears South 02° 38' 39" East from the point of beginning; thence North 02° 38' 39" West 261 feet, more or less, to the point of beginning.

AND

Government Lot 7, Section 5, Township 45 North, Range 28 West;

AND

Government Lot 8, Section 5, Township 45 North, Range 28 West, except that part of said Government Lot 8 described as follows: Commencing at the Southwest corner of said Government Lot 8; thence North 86° 25' s East, a distance of 409 feet along the south line of said Government Lot 8 to the point of beginning of the tract to be described; thence North parallel with the West line of said Government Lot 8, a distance of 100 feet; thence West parallel with the South line of said Government Lot 8, a distance of 100 feet; thence South parallel with the West line of said Government Lot 8 to the South line of said Government Lot 8; thence East along the South line of said Government Lot 8 to the point of beginning.

### Cuyuna Scout Camp AMA, Parcel 1

That part of Government Lot 5, Section 31, Township 138 North, Range 26 West, and Government Lots 4, 5, and 6, Section 6, Township 137 North, Range 26 West, all in Crow Wing County, Minnesota,

TOGETHER WITH a non-exclusive easement over and across the north 66.00 feet of the east 66.00 feet of Government Lot 5 and the east 66.00 feet of the Northeast Quarter of the Northeast Quarter of Section 12 and the south 66.00 feet of the east 66.00 feet of the

# Commissioners' Orders

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Southeast Quarter of the Southeast Quarter of Section 1 all in Township 137 North, Range 27 West, Crow Wing County, Minnesota.

## EXCEPT

That part lying between the Government Meander Line and the water's edge of Pickerel Lake being part of Government Lots 4 and 5 of Section 6, Township 137 North, Range 26 West, Crow Wing County, Minnesota described as follows:

Commencing at the northwest corner of said Government Lot 4; thence South 89° 41' 20" East along the north line of said Government Lot 4 and the extension of the north line of said Government Lot 4, bearing based on Crow Wing County NAD 83, 94 HC CROW adjustment, a distance of 1102.41 feet; thence North 47° 37' 56" West a distance of 116.32 feet; thence North 22° 40' 22" West a distance of 438.21 feet; thence North 00° 30' 30" West a distance of 305.59 feet; thence North 90° 00' 00" East a distance of 310.00 feet to a ¾" iron rod and the point of beginning; thence South 90° 00' 00" West a distance of 310.00 feet to a ¾" iron rod; thence South 00° 30' 30" East a distance of 305.59 feet to a ¾" iron rod; thence South 22° 40' 22" East a distance of 438.21 feet to a ¾" iron rod; thence South 47° 37' 56" East a distance of 513.76 feet to a ¾" iron rod; thence North 86° 30' 37" East a distance of 352.91 feet to a ¾" iron rod; thence North 45° 00' 00" East a distance of 12 feet, more or less, to the water's edge of Pickerel Lake; thence northerly, northwesterly, and northeasterly along the water's edge of Pickerel Lake a distance of 1106 feet, more or less, to a point which bears South 61° 51' 51" East from the point of beginning; thence North 61° 51' 51" West a distance of 24 feet, more or less, to a ¾" iron rod; thence continuing North 61° 51' 51" West a distance of 166.47 feet to the point of beginning and there terminating. Containing 12.9 acres, more or less.

TOGETHER WITH a non-exclusive easement along an existing road over and across Government Lots 4 and 5 of said Section 6 being 33.00 feet in width lying 16.50 feet on each side of the following described centerline:

Commencing at the northwest corner of said Government Lot 4; thence South 00° 30' 13" West along the west line of said Government Lot 4 a distance of 97.29 feet to the centerline of an existing road and the point of beginning of the centerline to be described; thence North 23° 37' 23" East a distance of 33.75 feet to a point of curvature; thence northeasterly along a tangential curve concave to the southeast a distance of 190.79 feet, having a central angle of 70° 31' 31" and a radius of 155.00 feet; thence South 85° 51' 06" East tangential to the previous curve a distance of 254.06 feet to a point of curvature; thence easterly along a tangential curve concave to the north a distance of 54.33 feet, having a central angle of 10° 22' 32" and a radius of 300.00 feet; thence North 83° 46' 22" East tangential to the previous curve a distance of 390.10 feet to a point of curvature; thence southeasterly along a tangential curve concave to the south a distance of 101.00 feet, having a central angle of 19° 17' 22" and a radius of 300.00 feet; thence South 76° 56' 16" East tangential to the previous curve a distance of 116.71 feet to the westerly line of the above described exception. Containing 0.86 acres.

Sidelines of said easement shall extend or terminate on the west line of said Government Lot 4 and westerly line of the above described exception.

## Sakatah Lake AMA, Parcel 1

The Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section Sixteen (16), Township One Hundred Nine (109) North, Range Twenty-two (22) West of the Fifth Principal Meridian, Rice County, Minnesota; AND, All that part of Government Lot 4 in Section 17, lying northerly and westerly of Cannon River; AND, All that part of Government Lot 4 in Section 17, lying southerly and easterly of Cannon River; AND, The Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) in Section 17; ALL IN Township 109 North, Range 22 West of the Fifth Principal Meridian.

EXCEPTING THEREFROM all that part of Government Lot 4, and the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) of Section 17, Township 109 North, Range 22 West of the Fifth Principal Meridian; bounded by the water's edge of Lower Sakatah Lake and the following described lines: To find, the point of beginning, commence at the southeast corner of said Section 17: thence North 90° 00' West, 800.0 feet along the south line of said Section 17, to the point of beginning; thence North 90° 00' West 1807.0 feet, more or less, continuing along the south line of said section 17, to the water's edge of Lower Sakatah Lake; and there terminating;

## AND

From the point of beginning North 00° 53' West, 288.6 feet; thence North 88° 41' East, 183.0 feet; thence North 70° 57' East 160.4 feet; thence North 28° 39' East 350.0 feet; thence North 88° 06' West 148.0 feet; thence North 03° 41' East; 97.1 feet; then e North 66° 55' West 718.0 feet; thence South 87° 02' West, 279.0 feet; thence North 03° 48' East, 316.9 feet to the south 1/16 line of said Section 17; thence South 89° 32' West 1207.1 feet more or less to the water's edge of Lower Sakatah Lake and there terminating including all riparian rights to the contained 47.8 acres, more or less, and subject to existing road easements.

AND ALSO EXCEPTING a strip of land 1 rod in width for a cartway easement.

## Caron Lake AMA, Parcel 1

Lots 2 and 3, in Section 28, Township 110 North, Range 22 West of the Fifth Principal Meridian, Rice County, Minnesota; subject to roads, easements and restrictions of record; fee acquisition consist of 90 acres; together with a 4 rod easement for ingress and egress beginning at the end of Kanabec Avenue at the Northwest Corner of the Southwest Quarter of the Northwest Quarter (NW ¼ SW ¼); thence South 660 feet along the Western edge of the Southwest Quarter of the Northwest Quarter (SW ¼ NW ¼) of Section 28, Township 110 North, Range 22 West of the Fifth Principal Meridian, Rice County, Minnesota; consisting of 1 acre.

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# Commissioner's Orders

## **Cat Creek AMA, Parcel 6**

That part of the South Half of the Northwest Quarter, Section 10, Township 137 North, Range 35 West, Wadena County, Minnesota, being a strip of land 132 feet in width lying 66 feet on each side of the center line of Cat Creek as it flows across the above described property.

AND

That part of the South Half of the Northwest Quarter, Section 10, Township 137 North, Range 35 West, Wadena County, Minnesota, described as follows: Commencing at the intersection of the centerline of Cat Creek and the west line of said South Half of the Northwest Quarter; thence on an assumed bearing South, a distance of 266 feet along said west line to the POINT OF BEGINNING; thence East, a distance of 95 feet; thence South a distance of 75 feet; thence West, a distance of 95 feet to said west line; thence North a distance of 75 feet along said west line to the point of beginning.

## **Hindeman Creek AMA, Parcel 6**

A strip of land lying in the Northeast Quarter of the Southwest Quarter, Section 19, Township 111 North, Range 32 West, Brown County, Minnesota. Said strip more specifically described as being 132 feet in width and lying 66 feet on each side of the centerline of Hindeman Creek (Spring Creek) as it flows across said Northeast Quarter of the Southwest Quarter. EXCEPTING Therefrom the following described parcel lying in said Southwest Quarter: Commencing at the Southwest Corner of said Section 19; thence North 00 degrees 00 minutes 00 seconds East, an assumed bearing, along the west line of said Southwest Quarter a distance of 1369.50 feet to the point of beginning; thence continuing North 00 degrees 00 minutes 00 seconds East along said west line 495.00 feet; thence North 90 degrees 00 minutes 00 seconds East 495.00 feet; thence North 00 degrees 00 minutes 00 seconds East 181.50 feet; thence North 90 degrees 00 minutes 00 seconds East 990.00 feet; thence South 00 degrees 00 minutes 00 seconds East 676.50 feet; thence North 90 degrees 00 minutes 00 seconds West 1485.00 feet to the point of beginning.

## **Maple Creek AMA, Parcel 2**

A strip of land lying in the NENE and SENE of Section 4, Township 102 North, Range 8 West; and the NWNW and SWNW of Section 3, Township 102 North, Range 8 West, all of the above described land in Fillmore County. Said strip being 132 feet in width and lying 66 feet on either side of the centerline of Maple Creek as it flows across the above described land.

## **South Branch Root River AMA, Parcel 16**

A strip of land lying in the SENW, NESW, and SESW of Section 3, Township 102 North, Range 8 West; and the NENW of Section 10, Township 102 North, Range 8 West; all of the above described land in Fillmore County. Said strip being 132 feet in width and lying 66 feet on either side of the centerline of South Branch Root River as it flows across the above described land.

## **Watonwan River AMA, Parcel 1**

That part of the NE ¼ of the SE ¼, and the NW ¼ of the SE ¼ of Section 27, Township 107 North, Range 30 West and the Original Plat of Madelia, Watonwan County, Minnesota, described as follows: Commencing at a point 81.31 feet West and 326.27 feet South of the Center of said Section 27, said point being at the centerlines of platted Walker Street and platted Hudson Street as platted in the Original Plat of Madelia, according to the recorded plat thereof; thence on an assumed bearing of North 89° 28' 40" West, on the centerline of said platted Hudson Street, a distance of 40.70 feet to the intersection with the easterly right of way line of a County State Aid Highway; thence southwesterly, on said easterly right of way line, on a non-tangential curve, concave to the southeast having a radius of 1,105.92 feet, a central angle of 01° 57' 03", the chord of said curve bears South 29° 50' 20" West, a chord distance of 37.65 feet, an arc distance of 37.66 feet; thence North 88° 34' 26" East, 26.31 feet to the point of beginning; thence continuing North 88° 34' 26" East, 178.80 feet; thence North 17° 43' 43" West, 100.00 feet; thence North 35° 33' 34" West, 93.00 feet to the easterly right of way of said County State Aid Highway; thence northeasterly, on said easterly right of way, on a non-tangential curve, concave to the southeast having a radius of 1,105.92 feet, a central angle 07° 27' 36", the chord of said curve bears North 43° 39' 47" East, a chord distance of 143.89, an arc distance of 143.99 feet to a point bearing South 44° 55' 49" East, 110.08 feet from the Center of said Section 27; thence South 44° 55' 49" East, 466.17 feet; thence South 31° 13' 26" West, 154.91 feet; thence South 64° 30' 59" West, 209.21 feet; thence North 71° 12' 48" West, 243.42 feet to a point 24 feet East of the West line of platted Walker Street; thence North 00° 14' 26" East parallel to said West line, a distance of 176.55 feet; thence North 89° 45' 34" West, 24.00 feet to the West line of said Walker Street; thence North 00° 14' 26" East on said West line, 18.03 feet to the point of beginning. Said parcel contains 3.64 acres of land being subject to and together with any and all easements of record.

## **Mann Lake AMA, Parcel 1**

The South 150.00 feet of Government Lot 8, Section 33, Township 141 North, Range 29 West.

# Commissioner's Orders

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## **Luxemburg Creek AMA, Parcel 23A**

A strip of land in that part of the North 515.00 feet of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Twenty-one (21), in Township One Hundred Twenty-three (123) North, of Range Twenty-eight (28) West, Stearns County, Minnesota, which lies West of a line drawn South, parallel to and distant 920.00 feet West of the East line of said Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ). Said strip being 132 feet wide and lying 66 feet on each side of the centerline of Luxemburg Creek as it flows across the above described property.

## **Luxemburg Creek AMA, Parcel 23B**

A strip of land lying in that part of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Twenty-one (21), Township One Hundred Twenty-three (123), Range Twenty-eight (28), Stearns County, Minnesota, which lies South of the North 515.00 feet thereof, North of the South 100.00 feet thereof, West of the East 657.96 feet thereof and East of a line drawn Southerly from a point on the South line of said North 515.00 feet distant 349.82 feet East of the Southwest corner thereof to a point on the North line of said South 100.00 feet distant 337.48 feet East of the Northwest corner thereof, except the North 22.00 feet of the East 262.04 feet thereof. Said strip being 132 feet wide and lying 66 feet on each side of the centerline of Luxemburg Creek as it flows across the above described property.

## **Luxemburg Creek AMA, Parcel 23C**

A strip of land lying in Lot One (I), Block One (1) of TROUT STREAM ESTATES, according to the plat and survey thereof, now on file and of record in the office of the Stearns County Recorder, Stearns County, Minnesota. Said strip being 132 feet wide and lying 66 feet on each side of the centerline of Luxemburg Creek as it flows across the above described property.

## **Luxemburg Creek AMA, Parcel 23D**

A strip of land lying in Lot Three (3), Block 1 of TROUT STREAM ESTATES, according to the plat and survey thereof, now on file and of record in the office of the Stearns County Recorder, Stearns County, Minnesota. Said strip being 132 feet wide and lying 66 feet on each side of the centerline of Luxemburg Creek as it flows across the above described property.

## **Luxemburg Creek AMA, Parcel 30B**

That part of Lot 1 BLOCK 1 of VOIGT VALLEY, according to the plat on file and of record in the Stearns County Recorders Office, being described as a strip of land 132 feet wide, lying 66 feet on each side of the centerline of Luxemburg Creek as it flows across the above-described property.

## **Luxemburg Creek AMA, Parcel 31**

A strip of land lying in the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$  SW $\frac{1}{4}$ ) and lying in the East 615.0 feet of the South 697.50 feet of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ), all in Section Twenty-two (22), Township One Hundred Twenty-three (123) North, Range Twenty-eight (28) West, Stearns County, Minnesota. Said strip being 132 feet wide and lying 66 feet on each side of the centerline of Luxemburg Creek as it flows across the above-described property.

## **Luxemburg Creek AMA, Parcel 27A**

A strip of land lying in the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Twenty-one (21) in Township One Hundred Twenty-Three (123) North, of Range Twenty-Eight (28) West, Stearns County, Minnesota. Said strip being 132 feet wide and lying 66 feet from either side of the centerline of Luxemburg Creek as it flows across the above described property.

## **Luxemburg Creek AMA, Parcel 27B**

A strip of land lying in the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Twenty-One (21), in Township One Hundred Twenty-Three (123) North, of Range Twenty-Eight (28) West, Stearns County, Minnesota. Said strip being 132 feet wide and lying 66 feet from either side of the centerline of Luxemburg Creek as it flows across the above described property.

NOW THEREFORE, IT IS HEREBY ORDERED that the lands described above are designated as aquatic management areas.

Dated: April 29, 2005

Gene Merriam, Commissioner  
Department of Natural Resources

## Department of Natural Resources (DNR)

### Designation of Wildlife Management Areas

#### Order No. WMA 05-002

Pursuant to the provisions of *Minnesota Statutes*, section 97A.135, subdivision 1, as amended by *Laws of 2004*, Chapter 221, Section 39, and *Minnesota Statutes*, section 97A.145, subdivision 1, as amended by *Laws of 2004*, Chapter 221, Section 40, the following described lands that will be under the jurisdiction of the Minnesota Department of Natural Resources meet the criteria as being suited for wildlife management areas:

#### **Mahoney Wildlife Management Area, Scott County**

The Southwest Quarter of the Southwest Quarter (SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>) and the North Half of the Southwest Quarter (N<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>) of Section Thirty (30), Township One Hundred Thirteen (113) North, Range Twenty-four (24) West, Scott County, Minnesota, EXCEPTING THEREFROM that part described as follows:

Beginning at the northeast corner of the Northeast Quarter of the Southwest Quarter of said Section 30; thence on a bearing based on the 1983 Scott County Coordinate System (1986 Adjustment), of South 01 degree 56 minutes 35 seconds East 1318.85 feet along the east line of said Northeast Quarter of the Southwest Quarter to the southeast corner of said Northeast Quarter of the Southwest Quarter; thence North 89 degrees 37 minutes 59 seconds West 1188.67 feet along the south line of said Northeast Quarter of the Southwest Quarter; thence northwesterly 225.83 feet on a tangential curve to the right having a radius of 160.00 feet and a central angle of 80 degrees 52 minutes 12 seconds; thence North 08 degrees 45 minutes 47 seconds West tangent to said curve 393.57 feet; thence northwesterly 136.08 feet on a tangential curve to the left having a radius of 325.00 feet and a central angle of 23 degrees 59 minutes 22 seconds; thence North 32 degrees 45 minutes 09 seconds West tangent to said curve 87.91 feet; thence North 75 degrees 45 minutes 00 seconds East 526.73 feet; thence North 43 degrees 02 minutes 38 seconds East 161.55 feet; thence North 15 degrees 23 minutes 16 seconds East 357.34 feet to the north line of said Northeast Quarter of the Southwest Quarter; thence South 89 degrees 29 minutes 17 seconds East 740.84 feet along said north line to the point of beginning.

Also, EXCEPTING THEREFROM the South 10 rods of the East 8 rods of the Northwest Quarter of the Southwest Quarter of said Section 30.

The East Half of the Northwest Quarter (E<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub>) of Section Thirty (30), Township One Hundred Thirteen (113) North, Range Twenty-four (24) West, Scott County, Minnesota,

EXCEPTING THEREFROM the North 945.35 feet;

ALSO, EXCEPTING THEREFROM, that part described as follows:

Beginning at the Southeast corner of said East Half of the Northwest Quarter; thence South 89 degrees 36 minutes 02 seconds West on an assumed bearing along the South line of said East Half of the Northwest Quarter a distance of 452.33 feet; thence North 03 degrees 11 minutes 38 seconds East a distance of 428.95 feet; thence North 89 degrees 21 minutes 32 seconds East a distance of 406.99 feet to a point on the East line of said East Half of the Northwest Quarter; thence South 02 degrees 51 minutes 31 seconds East along said East line a distance of 430.22 feet to the point of beginning.

ALSO, EXCEPTING THEREFROM that part that lies West of a line described as follows:

Commencing at the Northwest corner of said Northwest Quarter; thence Easterly along the North line of said Northwest Quarter a distance of 1448.57 feet to the point of beginning of the line to be described; thence Southerly to a point on the South line of said Northwest Quarter distant 1492.91 feet East from the Southwest corner of said Northwest Quarter and said line there terminating.

The West 240 feet of the Southeast Quarter of the Southwest Quarter (SE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>) of Section Thirty (30), Township One Hundred Thirteen (113) North, Range Twenty-four (24) West, Scott County, Minnesota containing 7.28 acres.

The North 650 feet of the Northwest Quarter of the Northwest Quarter (NW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>) of Section Thirty-one (31), Township One Hundred

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Thirteen (113) North, Range Twenty-four (24) West, Scott County, Minnesota, containing 22.81 acres.

The West 747.0 feet of the Northwest Quarter of the Northeast Quarter (NW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>) of Section Thirty (30), Township One Hundred Thirteen (113) North, Range Twenty-four (24) West, Scott County, Minnesota

## **Christopher Kurilla Wildlife Management Area, Stearns County**

Lot 30, that part of Lot 31, AUDITOR'S SUBDIVISION of Section Eighteen (18), Township One Hundred Twenty-five (125) North, Range Thirty-two (32) West, as follows, to wit:

Beginning at the point of intersection of the south line of said Lot 31 with the northeast corner of Lot 34 of said Auditor's Subdivision; thence southeasterly along the southerly line of said Lot 31, to the southeast corner of said Lot 31; thence Northeasterly along the easterly line of said Lot 31 to the Northeast corner of said Lot 31; thence northwesterly along the northerly line of said Lot 31 350.00 feet; thence southwesterly and in a straight line to the point of beginning and there terminating, also described as the "East Half (E1/2) of Lot 31 of said Auditor's Subdivision, Section 18, Township 125, Range 32."

## **Somerset Wildlife Management Area, Steele County**

That part of the Southwest Quarter of the Northeast Quarter of Section 32, Township 107 North, Range 20 West, Steele County, Minnesota, lying easterly of the easterly right-of-way line of the Chicago, Rock Island and Pacific Railroad; containing 14.79 acres.

ALSO

That part of the Southeast Quarter of the Northeast Quarter of Section 32, Township 107 North, Range 20 West, Steele County, Minnesota, lying westerly of the westerly line of that particular tract of land conveyed to the State of Minnesota and filed for record on October 7, 1963, in Book 131 of Deeds, page 332 to 334, and northerly and westerly of the following described line:

Beginning at the southwest corner of said Southeast Quarter of the Northeast Quarter from which the northwest corner of said Southeast Quarter of the Northeast Quarter bears North 00 degrees 11 minutes 17 seconds West, bearing based on the 1983 Steele County Coordinate System (1996 Adjustment); thence North 17 degrees 37 minutes 56 seconds East 298.71 feet to a <sup>3</sup>/<sub>4</sub> inch by 24 inch rebar with a plastic cap stamped "MN DNR LS 17003" (DNR MON); thence North 45 degrees 30 minutes 29 seconds East 185.13 feet to a DNR MON; thence North 83 degrees 34 minutes 36 seconds East 121.69 feet to a DNR MON; thence North 04 degrees 51 minutes 13 seconds East 367.54 feet to a DNR MON and Point "A"; thence South 70 degrees 17 minutes 46 seconds East 136.91 feet to a DNR MON; thence South 60 degrees 48 minutes 44 seconds East 157.54 feet to a DNR MON; thence South 82 degrees 36 minutes 10 seconds East 343.16 feet to the westerly line of that particular tract of land conveyed to the State of Minnesota and filed for record on October 7, 1963, in Book 131 of Deeds, page 332 to 334 and a DNR MON and Point "B" and there terminating; containing 16.23 acres.

Also, a perpetual easement for ingress and egress over and across the Southeast Quarter of the Northeast Quarter of Section 32, Township 107 North, Range 20 West, Steele County, Minnesota. Said easement being a strip of land 33.00 feet in width, lying southerly of, parallel with, adjacent and contiguous to the following described line:

Beginning at the above described Point "A"; thence South 70 degrees 17 minutes 46 seconds East 136.91 feet to a DNR MON; thence South 60 degrees 48 minutes 44 seconds East 157.54 feet to a DNR MON; thence South 82 degrees 36 minutes 10 seconds East 343.16 feet to the westerly line of that particular tract of land conveyed to the State of Minnesota and filed for record on October 7, 1963, in Book 131 of Deeds, page 332 to 334, and a DNR MON and Point "B" and there terminating.

The side lines of said strip are to be shortened or prolonged to terminate on the above described property.

## **Fossum Wildlife Management Area, Watonwan County**

The East Half of the Northwest Quarter of Section 25, Township 105 North, Range 33 West, Watonwan County, Minnesota, EXCEPTING THEREFROM that part thereof lying east of a line drawn across the Northeast Quarter of the Northwest Quarter of said Section 25 which is parallel with and 100 feet southwesterly of the center of the railroad right-of-way.

ALSO EXCEPTING THEREFROM

That part of the Southeast Quarter of the Northwest Quarter of said Section 25, described as follows:

Beginning at the northeast corner of said Southeast Quarter of the Northwest Quarter being a <sup>3</sup>/<sub>4</sub> inch by 24 inch rebar with a plastic cap stamped "MN DNR LS 17003" (DNR MON); thence on a bearing based on the 1983 Watonwan County Coordinate System (1996 Adjustment), of North 89 degrees 11 minutes 08 seconds West along the north line of said Southeast Quarter of the Northwest Quarter 380.55 feet to a DNR MON; thence continuing

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North 89 degrees 11 minutes 08 seconds West along the north line of said Southeast Quarter of the Northwest Quarter 319.45 feet to a DNR MON; thence South 00 degrees 04 minutes 11 seconds West 321.58 feet to Point 'A'; thence continuing South 00 degrees 04 minutes 11 seconds West 78.42 feet to a DNR MON; thence South 52 degrees 11 minutes 56 seconds East 505.69 feet to a DNR MON; thence East 224.24 feet to Point 'B'; thence continuing East 75.76 feet to the east line of said Southeast Quarter of the Northwest Quarter and a DNR MON; thence North 00 degrees 04 minutes 11 seconds East along said east line 700.00 feet to the point of beginning; containing 9.90 acres.

Also, a perpetual easement for ingress and egress over and across the Southeast Quarter of the Northwest Quarter of Section 25, Township 105 North, Range 33 West, Watonwan County, Minnesota. Said easement being a strip of land 16.50 feet in width, lying 8.25 feet on each side of the following described center line:

Beginning at the above described Point "A"; thence South 63 degrees 40 minutes 41 seconds East 170.88 feet; thence North 80 degrees 14 minutes 19 seconds East 113.86 feet; thence South 52 degrees 17 minutes 54 seconds East 155.12 feet; thence South 44 degrees 49 minutes 32 seconds East 334.21 feet to the above described Point "B" and there terminating.

The side lines of said strip are to be shortened or prolonged to terminate on the above described property.

The Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) of Section 35, Township One Hundred Five (105) North, Range Thirty-three (33) West.

### **Guckeen Lake Wildlife Management Area, Faribault County**

The Southwest Quarter of the Southwest Quarter (SW1/4SW1/4) of Section 5, Township 102, Range 28; except for .42 acre tract for Interstate Highway 90.

### **Quade Wildlife Management Area, Waseca County**

The Southeast Quarter (SE1/4) of Section Four (4), Township One Hundred Seven (107) North, Range Twenty-four (24) West.

### **Ruff-nik Wildlife Management Area, Todd County**

The Northwest Quarter of the Northeast Quarter (NW1/4NE1/4), Section Twenty-four (24), Township One Hundred Thirty-one (131) North, Range Thirty-two (32) West.

### **Daubs Lake Wildlife Management Area, Redwood County**

A strip of land 100 feet in width extending over and across the Northeast Quarter (NE1/4) of Section Four (4), Township One Hundred Eleven (111) North, Range Thirty-seven (37) West, said strip being 50 feet in width on each side of the center line of the main tract (now removed) of the Minnesota and Iowa Railway Company (now Chicago and Northwestern Transportation Company), said line running from Wabasso to Vesta as said main track center line was originally located and established over and across said property.

A strip of land 200 feet in width extending over and across the West Half of the Southwest Quarter (W1/2SW1/4) of Section Three (3), Township One Hundred Eleven (111) North, Range Thirty-seven (37) West, said strip being 100 feet in width on each side of the center line of the main tract (now removed) of the Minnesota and Iowa Railway Company (now Chicago and Northwestern Transportation Company), said line running from Wabasso to Vesta as said main track center line was originally located and established over and across said property. EXCEPTING there from the South 33 feet of said 200-foot strip.

### **Carlos Avery Wildlife Management Area, Anoka County**

The West One-Half of the West One-half (W 1/2W1/2) of the North One-half of the Northeast Quarter of the Northeast Quarter (N1/2NE1/4NE 1/4) of Section 20, Township 32N, Range 22 W, (22 W),

Also, all that part of the West Half of the Northeast Quarter (W1/2NE 1/4) of Section 20, Township 32N, Range 22 W described as follows, to wit: All the land enclosed by a line beginning at a point on the East line of the Northwest Quarter of the Northeast Quarter (NW1/4NE 1/4) of said Section 20, 738.8 feet north of the Southeast corner running thence at an angle of 90 degrees West for a distance of 311.14 feet, thence running North at an angle of 90 degrees for a distance of 280 feet, thence running East at an angle of 90 degrees for a distance 311.14 feet to the East line of said Northwest Quarter of the Northeast Quarter (NW1/4NE 1/4), thence running South at an angle of 90 degrees for a distance of 280 feet to the point of beginning; the last above described parcel being a 2 acre tract of land, more or less, situated in said

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West Half of the Northeast Quarter (W1/2NE 1/4), and being the exception described in that certain deed dated the 16th day of November 1943, and executed by Edmund J. Houle and Grace P. Houle, as grantors, to the State of Minnesota, as Grantee.

## **Swan Lake Wildlife Management Area, Nicollet County**

Lots 4 and 5, AUDITOR'S PLAT NO. 6, Nicollet County, Minnesota, according to the Plat thereof on file and of record in the office of the County Recorder within and for Nicollet County.

That part of the West Half of the Northwest Quarter, and part of Government Lots 1 and 2, all in Section 34, Township 110 North, Range 28 West, lying southerly and easterly of the following described line:

Commencing at the Northwest Corner of said Section 34; thence South 89 degrees 57 minutes 19 seconds East (assumed bearing) on the North line of said Northwest Quarter, 2241.84 feet to the point of beginning of the line to be described; thence South 00 degrees 08 minutes 13 seconds West, 1355.41 feet; thence North 89 degrees 57 minutes 19 seconds West, 1023.75 feet; thence South 00 degrees 08 minutes 13 seconds West, 550.00 feet; thence North 89 degrees 22 minutes 58 seconds West, 1218.13 feet to the West line of said Northwest Quarter and there terminating. Excepting therefrom the following described parcels:

Part of the Southwest Quarter of the Northwest Quarter (SW1/4NW1/4) of Section Thirty-four (34), Township One Hundred Ten (110); Range Twenty-eight (28), described as follows:

Beginning at the SW corner of the SW1/4 of the NW1/4 of Section 34, Township 110, Range 28, thence East along the South line of the SW1/4 of the NW1/4 a distance of 387 feet; thence North and parallel to the West line of the SW1/4 of the NW1/4, a distance of 352 feet; thence West and parallel with the South line of the SW1/4 of the NW1/4 a distance of 175 feet; thence South and parallel with the West line of the NW1/4 of the SW1/4 a distance of 62 feet; thence West and parallel with the South line of the SW1/4 of the NW1/4 to the West line of the SW1/4 of the NW1/4; thence South along said West line of the SW1/4 of the NW1/4 to the place of beginning.

And

That part of the Southwest Quarter of the Northwest Quarter of Section 34, Township 110 North, Range 28 West described as: Commencing at the southwest corner of the Southwest Quarter of the North West Quarter of Section 34; thence South 89 degrees 22 minutes 58 seconds East, (assumed bearing), along the south line of the Southwest Quarter of the Northwest Quarter of Section 34, a distance of 387.00 feet to the point of beginning; thence North 00 degrees 08 minutes 13 seconds East, along a line parallel with the west line of the Southwest Quarter of the Northwest Quarter of Section 34, a distance of 352.00 feet; thence North 89 degrees 22 minutes 58 seconds West, along a line parallel with the south line of the Southwest Quarter of the Northwest Quarter of Section 34 a distance of 175.00 feet; thence South 00 degrees 08 minutes 13 seconds West, along a line parallel with the west line of the Southwest Quarter of the Northwest Quarter of Section 34 a distance of 62.00 feet; thence North 89 degrees 22 minutes 58 seconds West, along a line parallel with the south line of the Southwest Quarter of the Northwest Quarter of Section 34 a distance of 212.00 feet to a point on the west line of the Southwest Quarter of the Northwest Quarter of Section 34; thence North 00 degrees 08 minutes 13 seconds East, along said west line, 428.00 feet; thence South 89 degrees 22 minutes 58 seconds East, along a line parallel with the south line of the Southwest Quarter of the Northwest Quarter of Section 34, a distance of 778.13 feet; thence South 00 degrees 08 minutes 13 seconds West, along a line parallel with the west line of the Southwest Quarter of the Northwest Quarter of Section 34 a distance of 718.00 feet to a point on the South line of the Southwest Quarter of the Northwest Quarter of Section 34; thence North 89 degrees 22 minutes 58 seconds West, along said south line, 391.13 feet to the point of beginning.

## **Victory Wildlife Management Area, Big Stone County**

The East Half of the Northeast Quarter (E1/2NE1/4) of Section Thirty-one (31), Township One Hundred Twenty-two (122), Range Forty-five (45).

## **Eldorado Wildlife Management Area, Stevens County**

The North Half of Section 13, Township 126 North, Range 44 West, EXCEPT Lot A of the Northeast Quarter of Section 13, Township 126 North, Range 44 West, described as follows:

That part of the Northeast Quarter of the Northeast Quarter of Section 13, Township 126 North, Range 44 West described as follows: Beginning at the Northeast corner of said Section 13; thence North 90 degrees 00 minutes 00 seconds West, assumed bearing along the north line of said section 13, a distance of 1048.00 feet;

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thence South 01 degree 14 minutes 40 seconds East a distance of 832.00 feet; thence South 89 degrees 59 minutes 52 seconds East a distance of 1046.00 feet to a point on the east line of said Section 13; thence North 01 degree 06 minutes 24 seconds West a distance of 832.00 feet to the point of beginning.

## **Burgen Lake Prairie Wildlife Management Area, Wadena County**

The South Half of the Southeast Quarter (S1/2SE1/4) of Section Thirty-two (32), Township One Hundred Thirty-eight (138) North, Range Thirty-three (33) West.

## **Red River of the North Wildlife Management Area, Marshall County**

The South Half of the Northwest Quarter (S1/2NW1/4) and the South Half (SW1/2) of Section Fifteen (15), Township One Hundred Fifty-seven (157) North, Range Fifty (50) West.

A strip of land 1156.0 feet in wide along the North side of the North Half of the North Half (N1/2N1/2) of Section Sixteen (16), Township One Hundred Fifty-seven (157) North, Range Fifty (50) West.

## **Prairie Ridge Wildlife Management Area, Otter Tail County**

The Northwest Quarter (NW1/4) of Section Sixteen (16), Township One Hundred Thirty-one (131) North, Range Forty-four (44) West.

## **Moose Willow Wildlife Management Area, Aitkin County**

The Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) of Section Four (4), Government Lots One (1) and Two (2), the Southeast Quarter of the Northeast Quarter (SE1/4NE1/4), the Northeast Quarter of the Southeast Quarter (NE1/4SE1/4) of Section Five (5), and the North Half of the Northwest Quarter (N1/2NW1/4) of Section Sixteen (16), all in Township Fifty-one (51) North, Range Twenty-five (25) West.

## **Vermillion Empireview Wildlife Management Area, Dakota County**

The South Half (S1/2) of Section Twenty-two (22), Township One Hundred Fourteen (114) North, Range Nineteen (19) West excepting therefrom the following:

Commencing at a point on the south line of said Section 22, said point being 35 feet West of the southwest corner of the East Half of the Southeast Quarter (E1/2SE1/4) of said Section 22; thence North 234 feet; thence West 55 feet; thence North 174 feet; thence East 565 feet; thence South 408 feet to the south line of said Section 22; thence West 510 feet to the point of beginning.

Also, a 300 foot corridor being 150 feet in width on each side of the centerline of the Vermillion River passing through said S1/2 of said Section 22.

The Northwest Quarter (NW1/4) of Twenty-two (22), Township One Hundred Fourteen (114) North, Range Nineteen (19) West.

## **Byholt Marsh Wildlife Management Area, Chippewa County**

The Northeast Quarter of the Northeast Quarter (NE1/4NE1/4) of Section 7, Township 118 North, Range 40 West.

## **Shell Rock Wildlife Management Area, Freeborn County**

Commencing at the Southwest corner of the Northwest Quarter (NW1/4) of Section 17, Township 101 North, Range 20 West; thence East 124 rods to the railroad, thence along the West side of the railroad in a northwesterly direction to the north line of the South Half of the Northwest Quarter (S1/2NW1/4) of said Section 17; thence West 58 rods; thence South 80 rods to the place of beginning. Also, all land lying west of the Railway right-of-way and South of the river in the Northwest Quarter of the Northwest Quarter (NW1/4NW1/4) Section 17, Township 101 North, Range 20 West.

## **Root River Wildlife Management Area, Houston County**

The West half of the following parcel of land; Beginning at a stake on the North side of Root River on the Line (variation allowed according to Government survey) 14.66 chains North of Quarter post on the South side of Section 31 in Township 104 North, Range 4 West, thence North 11.20 chains; thence East 14.70 chains; thence South 11.00 chains; thence South 76 degrees West 2.63 chains; thence North 89 degrees West 7.40 chains; thence North 75 degrees west 4.79 chains to place of beginning, containing 9.07 acres more or less. The Southwest Quarter of the Northeast Quarter; the North Half of the Northwest Quarter of the Southeast Quarter; and the East Half of the

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Northwest Quarter of the Northwest Quarter being 80 acres more or less; Also the West 1/5 of the following pieces or parcels of land situate in the Township of Hokah: Beginning at a stake 14 chains and 70 links East of a stake on the Quarter Section line 25 chains and 86 links North of the Quarter stake on the South side of Section 31, Township 104 North, Range 4 West, thence East (var 8 degrees 15') 18 chains and 40 links; thence South 19 chains and 80 Links; thence North 28 degrees West 5 chains and 96 links; thence North 51 degrees 30' West 4 chains; thence North 75 degrees West 4 chains and 13 links; thence South 85 degrees West 6 chains; thence South 76 degrees West 2 chains and 37 links; thence North 11 chains to place of beginning.

## **Whitewater Wildlife Management Area, Winona County**

That part of the Northwest Quarter of the Northeast Quarter, Section 17, Township 108 North, Range 10 West, Winona County, Minnesota, described as follows: Beginning at the northwest corner of said Northwest Quarter of the Northeast Quarter; thence East, a distance of 400 feet along the north line of said Northwest Quarter of the Northeast Quarter to the centerline of the Township Road McCarty Ravine; thence Southeasterly, a distance of 1,290 feet along said centerline to the point of intersection with the northerly right-of-way line of Winona County Road 30; thence Westerly, a distance of 1,250 feet along said northerly right of way line to the west line of said Northwest Quarter of the Northeast Quarter; thence North, a distance of 1,090 feet along said west line to the point of beginning.

## **Schottler Wildlife Management Area, Mower County**

The Northwest Fractional Quarter of Section Thirty-one (31), Township One Hundred Two (102) North, Range Seventeen (17) West, EXCEPT 10 acres in the Southwest Quarter of the Northwest Quarter (SW1/4NW1/4) described as follows: The South 660 feet of the West 660 feet of the Southwest Quarter of the Northwest Quarter.

## **Poplar Creek Wildlife Management Area, Pipestone County**

The Southeast Quarter (SE1/4) of Section Twenty-three (23), Township One Hundred and Five (105) North, Range Forty-five (45) West EXCEPTING the following described tract:

Beginning at the southeast section corner of said Section 23; thence North 0 degrees 00 minutes 00 seconds East, (assumed bearing), 912.81 feet; thence South 90 degree 00 minutes 00 seconds West 745.94 feet; thence South 0 degrees 14 minutes 20 seconds East 509.49 feet; thence South 34 degrees 12 minutes 26 seconds West 515.71 feet to the south section line of said Section 23; thence North 88 degrees 42 minutes 57 seconds West along the south section line of said Section 23 a distance of 1034 feet to the point of beginning.

## **Marsh Wildlife Management Area, Scott County**

The North Half of the Northwest Quarter (N1/2NW1/4) and the North Half of the Southeast Quarter (N1/2SE1/4) of the Northwest Quarter (NW1/4) all in Section 19, Township 113 North, Range 23 West EXCEPT:

The East Half of the Northeast Quarter (E1/2NE1/4) of the Northwest Quarter (NW1/4) and the North Half of the Southeast Quarter (N1/2SE1/4) of the Northwest Quarter (NW1/4), all in Section 19, Township 113 North, Range 23 West.

## **Vision Wildlife Management Area, Stearns County**

The North Half of the Northeast Quarter (N1/2NE1/4) of Section 22, Township 124 North, Range 34 West.

## **Lac qui Parle Wildlife Management Area, Swift County**

That part of the Northeast Quarter (NE 1/4), Section Twenty-seven (27), Township One Hundred Twenty (120) North, Range Forty-three (43) West described as follows:

Beginning at the point where the right-of-way of Minnesota Highway 119 meets the east line of Section 27, Township 120 North, Range 43 West, Swift County, Minnesota, thence running South along the east section line a distance of 2000 feet; thence running West at a right angle from the section line a distance of 990 feet; thence running North at a right angle from the last described line to the right-of-way of Minnesota Highway 119 to the point of beginning;

That part of the Northeast Quarter (NE 1/4), Section 27, Township 120 North, Range 43 West, acquired by the State of Minnesota for the purposes of Highway 119;

A tract of land described as the West 650 feet of the Northeast Quarter (NE 1/4), Section 27, Township 120 North, Range 43 West, Swift County, Minnesota.

The Southeast Quarter (SE1/4) of Section Twenty-eight (28), Township One Hundred Twenty (120), Range Forty-three (43), except that

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part or portion thereof described as follows: All that land in said Southeast Quarter (SE1/4) lying south of the following described line: Beginning at a point on the east line of said Section 28 a distance of 390 feet more or less north of the southeast corner of said Section 28; thence North 45 degrees 10 minutes West 184.60 feet; thence North 30 degrees 58 minutes West 400 feet; thence North 72 degrees 00 minutes West 360 feet; thence North 63 degrees 42 minutes West 430 feet; thence North 66 degrees 15 minutes West 310 feet ; thence North 54 degrees 48 minutes West 400 feet; thence North 70 degrees 14 minutes West 410 feet; thence North 68 degrees 28 minutes West 440 feet; thence North 62 degrees 30 minutes West 243.70 feet to a point on the north line and south one quarter line of said Section 28, said point being 2000 feet more or less north of the south quarter corner of said Section 28.

### **Chosen Valley Wildlife Management Area, Fillmore County**

That part of the Northeast Quarter of the Southwest Quarter and that part of the Northeast Quarter of the Southwest Quarter of Section 6, Township 104 North, Range 12 West, Fillmore County, Minnesota described as follows:

Commencing at the southeast corner of the Southeast Quarter of the Southwest Quarter of Section 6, thence on an assumed bearing North 00°27'56" West along the east line of said Southeast Quarter of the Southwest Quarter a distance of 441.60 feet to the point of beginning; thence South 89°51'22" West a distance of 62.79 feet; thence North 00°27'56" West a distance of 263.21 feet; thence North 87°22'35" West a distance of 737.69 feet; thence South 16°13'39" West a distance of 101.45 feet; thence South 86°19'05" West a distance of 219.32 feet; thence South 25°12'25" West a distance of 696.81 feet to the southwest corner of said Southeast Quarter of the Southwest Quarter; thence North 00°05'26" West along the west line of said Southeast Quarter of the Southwest Quarter and along the west line of said Northeast Quarter of the Southwest Quarter a distance of 2650.33 feet to the northwest corner of said Northeast Quarter of the Southwest Quarter; thence North 89°49'21" East along the north line of said Northeast Quarter of the Southwest Quarter a distance of 381.56 feet; thence South 02°30'39" East of distance of 556.62 feet; thence South 85°44.'08" East a distance of 419.22 feet; thence South 03°24'20" East a distance of 705.61 feet; thence North 89°49'42" East a distance of 476.65 feet to the east line of said Northeast Quarter of the Southwest Quarter, thence South 00°27'56" East along the east line of said Northeast Quarter of the Southwest Quarter and the east line of said Southeast Quarter of the Southwest Quarter a distance of 916.20 feet to the point of beginning.

That part of the Southwest Quarter of the Southwest Quarter of Section 6, Township 104 North, Range 12 West described as follows:

Beginning at the southeast corner of said Southwest Quarter of the Southwest Quarter, thence on an assumed bearing of North 00°05'26" West along the east line of said Southwest Quarter of the Southwest Quarter a distance of 595.85 feet; thence North 89°33'17" West a distance of 251.72 feet; thence South 04°32'38" West to the south line of said Section 6 a distance of 600.49 feet; thence North 89°50'57" East along the south line of said Section 6 a distance of 300.23 feet to the point of beginning.

### **Chisholm Valley Wildlife Management Area, Houston County**

The East Half of the Northwest Quarter (E1/2NW1/4) of Section Four (4), Township One Hundred Three (103) North, Range Seven (7) West.

### **Providence Wildlife Management Area, Lac qui Parle County**

That part of the Northwest Quarter, Section 24, Township 116 North, Range 44 West, described as follows:

Commencing at the northwest corner of said Section 24; thence on an assumed bearing South 00 degrees 23 minutes West, a distance of 1101.4 feet along the west line of said Northwest Quarter; thence South 86 degrees 47 minutes East, a distance of 232.8 feet to a DNR Property Monument; thence South 37 degrees 44 minutes East, a distance of 437.2 feet to a DNR Property Monument; thence South 88 degrees 32 minutes East, a distance of 331.5 feet to a DNR Property Monument; thence South 59 degrees 54 minutes East, a distance of 49.0 feet to the POINT OF BEGINNING of the parcel to be described; thence continue South 59 degrees 54 minutes East, a distance of 232.5 feet to a DNR Property Monument; thence North 65 degrees 53 minutes East, a distance of 642.1 feet to a DNR Property Monument; thence South 36 degrees 07 minutes East, a distance of 216.5 feet to a DNR Property Monument; thence North 84 degrees 13 minutes East, a distance of 258.9 feet to a DNR Property Monument; thence South 23 degrees 30 minutes East, a distance of 290.7 feet to a DNR Property Monument; thence South 81 degrees 37 minutes West, a distance of 464.1 feet to a DNR Property Monument; thence South 63 degrees 22 minutes West, a distance of 210.3 feet to a DNR Property Monument; thence South 57 degrees 14 minutes West, a distance of 576.2 feet to a DNR Property Monument; thence South 42 degrees 58 minutes West, a distance of 239.0 feet, more or less, to a point which bears South 00 degrees 23 minutes West from the point of beginning; thence North 00 degrees 23 minutes East, a distance of 918 feet, more or less, parallel to the west

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line of said Northwest Quarter to the point of beginning.

## **Rosenau-Lambrecht Wildlife Management Area, Brown County**

Those parts of the following Parcels A, B, and C, all located in Brown County, Minnesota, being southerly and easterly of the following described line, to wit:

Commencing at the North Quarter Corner of said Section 16; thence South 00 degrees 07 minutes 29 seconds West, an assumed bearing, along the north-south quarter line of said Section 16, a distance of 3098.95 feet to a point being 150 feet northerly of and perpendicular to the north right-of-way line of the Dakota Minnesota and Eastern Railroad and the point of beginning of the line to be described; thence North 80 degrees 11 minutes 03 seconds East, parallel with said north right-of-way line, 1738.74 feet thence North 00 degrees 09 minutes 18 seconds West, 2772.73 feet to a point on the north line of said Northeast Quarter of Section 16 being 1699.52 feet east of said North Quarter Corner of Section 16 and there terminating.

### **Parcel A**

The East Half of the Northeast Quarter (E ½ of NE ¼) of Section Sixteen (16), Township One Hundred Ten (110) North of Range Thirty-one (31) West, Brown County, Minnesota.

### **Parcel B**

Also that part of the Northeast Quarter of the Southeast Quarter (NE ¼ of SE ¼) of said Section Sixteen (16), Township and Range aforesaid, lying North of the right of way of the Chicago & Northwestern Railway Company, said tract being more particularly described as follows, to wit: All that tract of land lying north of the right of way of the Chicago & Northwestern Railway Company, particularly described as follows: Beginning at the Northeast corner of the Southeast Quarter (SE ¼) of Section Number Sixteen (16), Township One Hundred Ten (110) North of Range Number Thirty-one (31) West of the Fifth Principal Meridian, thence running South along the section line between Sections Fifteen (15) and Sixteen (16), 9 rods and 6 ½ feet to the right of way of the Chicago & Northwestern Railway Company as the same crosses said Section Number Sixteen (16), thence in a Southwesterly direction along said right of way to a point 23 rods and 9 ½ feet South of the Northwest corner of the Northeast Quarter of the Southeast Quarter (NE ¼ of SE ¼) of said Section Sixteen (16), thence running North to said Northwest corner of the Northeast Quarter of the Southeast Quarter (NE ¼ of SE ¼) of the aforesaid section, thence East to the point of beginning, containing 8 acres more or less;

### **Parcel C**

Also the Northwest Quarter of the Southeast Quarter (NW ¼ of SE ¼) of said Section Sixteen (16), Township and Range aforesaid, excepting, however, from said tract the following described two tracts of land.

**First Exception:** Excepting the right of way of the Chicago & Northwestern Railway Company as the same crosses the said Northwest Quarter of the said Southeast Quarter (NW ¼ of SE ¼) of said Section Sixteen (16), said right of way being more particularly described as follows, to wit: A strip of land 100 feet in width, extending over and across the Northwest Quarter of the Southeast Quarter (NW ¼ of SE ¼) of said Section Sixteen (16) being Fifty feet on each side of the center line of the railway tract now located and extending across said land.

**Second Exception:** Excepting also from said Northwest Quarter of said Southeast Quarter (NW ¼ of SE ¼) of said Section Sixteen (16), a tract of land particularly described as follows, to wit: Commencing at a point 23 rods and 10 ½ feet North of the Southeast corner of the Northwest Quarter of the Southeast Quarter (NW ¼ of SE ¼) of Section Number Sixteen (16), Township Number One Hundred Ten (110), North of Range Number Thirty-one (31) West of the Fifth Principal Meridian, thence running South 23 rods and 10 ½ feet to said Southeast corner of the Northwest Quarter of the Southeast Quarter (NW ¼ of SE ¼) of said Section Number Sixteen (16), thence West 80 rods; thence North 9 rods and 7 ½ feet, thence running in a Northeasterly direction to the point of beginning, containing 8 acres more or less.

## **Janet Johnson Memorial Wildlife Management Area, Chisago County**

The Northeast Quarter of the Southeast Quarter (NE1/4SE1/4) of Section Thirty-four (34), Township Thirty-five (35) North, Range Twenty-one (21) West.

The Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Thirty-five (35), Township Thirty-five (35) North, Range Twenty-one (21) West EXCEPT the easterly 175 feet thereof.

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## **Dalbo Wildlife Management Area, Kanabec County**

All of Government Lot 3 and Government Lot 4, except the north 40 acres thereof, Section Fifteen (15), Township Thirty-eight (38) North, Range Twenty-five (25) West.

## **Hunters Paradise Wildlife Management Area, Traverse County**

The Southeast Quarter (SE1/4) and the East Half of the Southwest Quarter (E1/2SW1/4) of Section Thirty-five (35), Township One Hundred Twenty-nine (129) North, Range Forty-seven (47) West.

The Southwest Quarter (SW1/4) of Section Thirty-six (36), Township One Hundred Twenty-nine (129) North, Range Forty-seven (47) West.

## **Young Bull Wildlife Management Area, Waseca County**

The Southeast Quarter of the Southeast Quarter (SE1/4SE1/4) of Section Thirty-five (35), Township One Hundred Five (105) North, Range Twenty-four (24) West.

## **Willard and Lois Manthey Wildlife Management Area, Waseca County**

The West Half of the Southwest Quarter (W1/2SW1/4) of Section 30, Township 107 North, Range 23 West; EXCEPT: That parcel of land being in the Southwest Quarter of the Southwest Quarter (SW1/4SW1/4) of Section 30, Township 107 North, Range 23 West, described as: Beginning at the southwest corner of said Section 30; thence North 0° 00' East, assumed bearing, 1007.47 feet, on the West line of said SW1/4SW1/4 of said Section; thence South 50° 10' East, 203.37 feet; thence North 85° 53' East 176.85 feet; thence South 75° 52' East, 538.24 feet; thence South 55° 53' East, 114.20 feet; thence South 10° 36' West, 244.05 feet; thence South 50° 50' East, 466 feet more or less to the east line of said SW1/4SW1/4; thence Southerly 150 feet, more or less, on the east line of said SW1/4SW1/4 to the Southeast corner thereof; thence West on the south line of said SW1/4SW1/4 to the point of beginning; together with a road easement on the West 33 feet of the W1/2SW1/4 of said Section 30, North of the above described tract.

AND

Commencing at the Southwest Corner of the Northwest Quarter (NW1/4) of Section Thirty (30), Township 107 North, Range 23 West, thence North 88 rods and ten feet; thence East 2 rods; thence South 88 rods and 10 feet, thence West 2 rods to the place of beginning.

## **Doran Wildlife Management Area, Otter Tail County**

The Northwest Quarter of the Northwest Quarter of Section 21 and the East Half of the East Half of the Northeast Quarter of Section 20, all in Township 131, Range 44, Otter Tail County, Minnesota, except that part described as follows:

Commencing at the northeast corner of said Northwest Quarter of the Northwest Quarter; thence on an assumed bearing of South 0 degrees 37minutes 51 seconds West along the east line of said Northwest Quarter of the Northwest Quarter, a distance of 1293.34 feet to the point of beginning of the land to be described; thence South 89 degrees 34 minutes 08 seconds West a distance of 1338.67 feet; thence South 0 degrees 40 minutes 26 seconds West a distance of 1342.31 feet to the south line of said Northeast Quarter; thence South 89 degrees 37 minutes 32 seconds East along said south line, a distance of 17.45 feet to the East Quarter corner of said Section 20; thence North 0 degrees 35 minutes 04 seconds East along the east line of said Section 20, a distance of 1321.84 feet to the southwest corner of said Northwest Quarter of the Northwest Quarter; thence South 89 degrees 56 minutes 07 seconds East along the south line of said Northwest Quarter of the Northwest Quarter, a distance of 1323.14 feet to the southeast corner of said Northwest Quarter of the Northwest Quarter; thence North 0 degrees 37 minutes 51 seconds East along said east line of the Northwest Quarter of the Northwest Quarter, a distance of 32.13 feet to the point of beginning.

## **Westport Wildlife Management Area, Pope County**

The Northeast Quarter (NE1/4) and the East Half of the Southeast Quarter (E1/2SE1/4) of Section Three (3), Township One Hundred Twenty-five (125) North, Range Thirty-six (36) West, together with an easement for ingress and egress along the North 12 feet of the SW1/4 and the North 12 feet of the W1/2SE1/4 of said Section 3.

## **The Forty Wildlife Management Area, McLeod County**

The Northwest Quarter of the Northwest Quarter (NW1/4NW1/4) of Section Seventeen (17), Township One Hundred Sixteen (116) North, Range Twenty-seven (27) West.

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## **Mark Smith Wildlife Management Area, McLeod County**

The West Half of the Northeast Quarter (W1/2NE1/4) of Section Thirty (30), Township One Hundred Sixteen (116) North, Range Twenty-nine (29) West.

## **Albin Wildlife Management Area, Brown County**

That part of the Southeast Quarter (SE1/4) of Section 7, Township 108 North, Range 32 West, described as follows: Commencing at the East Quarter corner of said Section 7; thence South 89°59'26" West; an assumed bearing, along the north line of the SE1/4 of said Section 7 a distance of 1370.12 feet to the point of beginning; thence South 00°29'05" West 828.22 feet; thence North 71°24'29" West 180.66 feet; thence North 00°29'05" East 770.59 feet to the north line of said SE1/4 of Section 7; thence North 89°59'26" East, along said north line, 171.72 feet to the point of beginning.

That part of the Southeast Quarter (SE1/4) of Section 7, Township 108 North, Range 32 West described as follows: Beginning at the East Quarter of Said Section 7; thence south 00°19'01" West, an assumed bearing, along the east line of said SE1/4 of Section 7 a distance of 1263.51 feet; thence North 74°00' 10" West 865.37 feet; thence North 68° West 316.00 feet; thence North 71°24'29" West 257.21 feet; thence North 00°29'05" East 828.22 feet to the north line of said SE1/4 of Section 7; thence North 89°59'26" East, along said north line 1370.12 feet to the point of beginning.

## **Jensen Wildlife Management Area, Otter Tail County**

Southwest Quarter of Northwest Quarter (SW1/4NW1/4) and the Northwest Quarter of Southwest Quarter (NW1/4SW1/4) in Section Sixteen (16); and Sub Lots One, Two and Three (1, 2 & 3) of Northeast Quarter of Southeast Quarter (NE1/4SE1/4) and Southeast Quarter of Northeast Quarter (SE1/4NE1/4) in Section Seventeen (17); all in Township One Hundred Thirty-one (131), Range Forty (40), EXCEPTING THEREFROM the four following described parcels on the attached EXHIBIT B - LEGAL DESCRIPTION labeled as PARCEL A, PARCEL B/ PARCEL C, and PARCEL D.

### **PARCEL A**

All that part of the Southwest Quarter of the Northwest Quarter of Section 16, Township 131, Range. 40, Otter Tail County, Minnesota, described as follows:

Commencing at the West Quarter corner of said Section 16; thence on an assumed bearing of South 89 degrees 56 minutes 45 seconds East along the EastWest quarter line of said Section 16, a distance of 457.50 feet to the point of beginning of the land to be described; thence continuing South 89 degrees 56 minutes 45 seconds East along said EastWest quarter line of Section 16, a distance of 219.78 feet; thence North 5 degrees 34 minutes 09 seconds West a distance of 98.50 feet; thence North 89 degrees 56 minutes 45 seconds West a distance of 224.59 feet; thence South 8 degrees 20 minutes 04 seconds East a distance of 99.09 feet to the point of beginning.

### **PARCEL B**

All that part of the Northwest Quarter of the Southwest Quarter of Section 16, Township 131, Range 40, described as follows:

Commencing at the West Quarter corner of said Section 16; thence on an assumed bearing of South 89 degrees 56 minutes 45 seconds East along the EastWest quarter line of said Section 16, a distance of 457.50 feet to the point of beginning of the land to be described; thence continuing South 89 degrees 56 minutes 45 seconds East along said EastWest quarter line of Section 16, a distance of 219.78 feet; thence South 5 degrees 34 minutes 09 seconds East a distance of 674.57 feet; thence South 86 degrees 16 minutes 55 seconds West a distance of 185.49 feet; thence North 8 degrees 20 minutes 04 seconds West a distance of 690.91 feet to the point of beginning.

### **PARCEL C**

All that part of the Northwest Quarter of the Southwest Quarter of Section 16, Township 131, Range 40, described as follows:

Commencing at the West Quarter corner of said Section 16; thence on an assumed bearing of South 89 degrees 56 minutes 45 seconds East along the EastWest quarter line of said Section 16, a distance of 677.28 feet; thence South 5 degrees 34 minutes 09 seconds East a distance of 674.57 feet to the point of beginning of the land to be described; thence South 85 degrees 16 minutes 55 seconds West a distance of 185.49 feet; thence South 3 degrees 43 minutes 05 seconds East a distance of 234.84 feet; thence North 86 degrees 16 minutes 55 seconds East a distance of 185.59 feet; thence North 3 degrees 43 minutes 05 seconds West a distance of 234.84 feet to the point of beginning.

## PARCEL D

All that part of the NW 1/4 of the SW 1/4 of Section 16, Township 131, Range 40, described as follows:

Commencing at the West Quarter corner of said Section 16; thence on an assumed bearing of South 89 degrees 56 minutes 45 seconds East along the EastWest quarter line of said Section 16, a distance of 677.28 feet; thence South 5 degrees 34 minutes 09 seconds East a distance of 674.57 feet to the point of beginning of the land to be described; thence South 03 degrees 43 minutes 05 seconds East a distance of 234.84 feet; thence North 86 degrees 16 minutes 55 seconds East a distance of 278.24 feet; thence North 03 degrees 43 minutes 05 seconds West a distance of 234.84 feet; thence South 86 degrees 16 minutes 55 seconds West a distance of 278.24 feet to the point of beginning.

### Maple River Wildlife Management Area, Blue Earth County

That part of the Southwest Quarter (SW 1/4) Section 14, Township 106, Range 27 lying South of the following described line:

Commencing at an iron monument designating the southwest corner of Section 14, Township 106, Range 27, Blue Earth County, Minnesota; thence North 00 degrees 03 minutes 22 seconds East (assumed bearing), along the west line of the Southwest Quarter of said Section 14 a distance of 1996.66 to the point of beginning, thence South 89 degrees 59 minutes 57 seconds East, 262.26 feet; thence North 89 degrees 40 minutes 18 seconds East, 236.14 feet; thence North 89 degrees 43 minutes 45 seconds East, 345.86 feet; thence South 89 degrees 56 minutes 02 seconds East, 288.07 feet; thence South 89 degrees 50 minutes 01 seconds East, 307.43 feet; thence North 89 degrees 37 minutes 24 seconds East, 240.39 feet; thence South 89 degrees 57 minutes 02 seconds East, 613.61 feet, thence North 89 degrees 39 minutes 45 seconds East, 339.78 feet to a point on the North South center line of Section 14 and there terminating, excepting the existing Railway Right of Way.

Also EXCEPTING: That part of the Southwest Quarter of the Southwest Quarter (SW1/4SW1/4) of Section 14, Township 106, Range 27, described as follows: Commencing at the Southwest corner of said Section 14; thence North 00 degrees 32 minutes 04 seconds East (assumed bearing) along a line connecting the Southwest and Northwest corners of Section 14, a distance of 743.26 feet to the point of beginning; thence continuing North 00 degrees 32 minutes 04 seconds East, along said line, 491.25 feet; thence South 86 degrees 24 minutes 25 seconds East, 229.34 feet; thence South 01 degrees 36 minutes 46 seconds West 480.62 feet.; thence North 89 degrees 04 minutes 09 seconds West, 219.97 feet to the point of beginning.

### Popular Wildlife Management Area, Meeker County

That part of the East Half of the Southwest Quarter, Section 32, Township 119 North, Range 32 West, Meeker County, Minnesota, described as follows:

Beginning at the southeast corner of said East Half of the Southwest Quarter; thence on an assumed bearing North 90 degrees West a distance of 253 feet along the south line of said East Half; thence North 00 degrees East a distance of 1950 feet parallel to the east line of said East Half; thence North 90 degrees West a distance of 927 feet; thence North 00 degrees East a distance of 690 feet parallel to said east line to the north line of said East Half; thence North 00 degrees East a distance of 1180 feet along said north line of said East Half to the northeast corner thereof; thence South 00 degrees East a distance of 2640 feet along the east line of said East Half to the point of beginning.

### Oxcart Crossing Wildlife Management Area, Stearns County

All of the Southwest Quarter (SW1/4) together with that part of the Southeast Quarter (SE1/4) of Section Thirty (30), Township One Hundred and Twenty-four (124) North, Range Thirty-four (34) West which lies westerly of a line 1569.22 feet west of, measured at a right angle to and parallel with the east line of said Southeast Quarter.

NOW THEREFORE, IT IS HEREBY ORDERED that the lands described above are designated as wildlife management areas upon acquisition.

Dated: April 29, 2005

Gene Merriam, Commissioner  
Department of Natural Resources

## Official Notices

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and matters of public interest.

### Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design REQUEST FOR COMMENTS on Possible Amendment to Rules Governing Classes of Buildings, *Minnesota Rules*, 1800.5000-1800.5800

**Subject of Rules.** The Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design requests comments on its possible amendment to rules governing classes of buildings. The rule amendments currently under consideration are housekeeping in nature and are intended to align the rules with the portions of Minnesota State Building Code that are consistent with the intent of the rules. In addition, the Board is considering amendments to definitions, or the inclusion of other clarifying language, as required to enhance the usability, understanding, and enforceability of the rules for interested parties.

**Persons Affected.** The amendment to the rules would likely affect members of the public, code officials, building contractors, and all licensees and certificate holders within the Board's jurisdiction.

**Statutory Authority.** These amendments are authorized under *Minnesota Statutes*, section 326.06 (2004).

**Public Comment.** Interested persons or groups may submit comments or information on these possible rules in writing until 4:30 p.m. on July 8, 2005. The Board does not contemplate appointing an advisory committee to comment on the possible rules.

**Rules Drafts.** The Board does not anticipate that a draft of the rules amendments will be available before the publication of the proposed rules.

**Agency Contact Person.** Written comments, questions, and requests for more information on these possible rules should be directed to: Patricia Munkel-Olson at the Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design, 85 East 7<sup>th</sup> Place, Ste. 160, St. Paul, MN 55101, (651) 296-2388, FAX (651) 297-5310, or **e-mail** to [pat.munkel-olson@state.mn.us](mailto:pat.munkel-olson@state.mn.us). TTY users may call the Board at (800) 627-3529.

**Alternative Format.** Upon request, this Request for Comments can be made available in an alternative format, such as large print, Braille, or cassette tape. To make such a request, please contact the agency contact person at the address or telephone number listed above.

**NOTE:** Comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after they are proposed. If you submit comments during the development of the rules and you want to ensure that the Administrative Law Judge reviews the comments, you should resubmit the comments after the rules are formally proposed.

Dated: May 4, 2005

### Minnesota Comprehensive Health Association Notice of Meeting of the Enrollee Appeal Committee

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association's (MCHA), Enrollee Appeal Committee will be held at 9:00 a.m. on Tuesday, May 17, 2005, at the MCHA executive office located at 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN.

This meeting may be closed to the public, if so requested by the appellant(s), pursuant to *Minnesota Statutes* 62E.10, subd. 4.

For additional information, please call Lynn Gruber at (952) 593-9609.

### Department of Labor and Industry Labor Standards Unit Notice of Addition to Highway/Heavy Prevailing Wage Rates for Bricklayers in Region 10

An **additional** rate has been added to the Highway/Heavy Prevailing Wage rates certified 10/11/04, for **Labor Code 403, Bricklayers** in Region 10.

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## Official Notices

Copies of the additional wage rate may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road North, St. Paul, Minnesota 55155-4306, or by calling (651) 284-5091, or accessing our **website** at [www.doli.state.mn.us](http://www.doli.state.mn.us). Charges for the cost of copying and mailing are \$.65 per page. Make check or money order payable to the State of Minnesota.

M. Scott Brener, Commissioner

### Land Exchange Board Notice of Meeting Wednesday 15 June 2005

The Land Exchange Board will meet on Wednesday, June 15, 2005 at 9:00 A.M. in Room 123, State Capitol, St. Paul, MN.

### Public Employees Retirement Association Notice of Meeting of the Board of Trustees

A meeting of the Board of Trustees of the Public Employees Retirement Association (PERA) will be held on Thursday, May 12, 2005, at 9:30 a.m., in the PERA offices, 60 Empire Drive, Room 117, Saint Paul, Minnesota.

### Teachers Retirement Association Notice of Meeting of the Board of Trustees

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on Thursday, May 19, 2005 at 9:30 a.m. in Suite 400, 60 Empire Drive, St. Paul, MN to consider matters which may properly come before the Board.

## State Contracts

**Informal Solicitations:** Informal solicitations for professional/technical (consultant) contracts valued at over \$5,000 through \$50,000, may either be published in the *State Register* or posted on the Department of Administration, Materials Management Division's (MMD) Web site. Interested vendors are encouraged to monitor the P/T Contract Section of the MMD Web site at [www.mmd.admin.state.mn.us](http://www.mmd.admin.state.mn.us) for informal solicitation announcements.

**Formal Solicitations:** Department of Administration procedures require that formal solicitations (announcements for contracts with an estimated value over \$50,000) for professional/technical contracts must be published in the *State Register*. Certain quasi-state agency and Minnesota State College and University institutions are exempt from these requirements.

## Colleges and Universities, Minnesota State (MnSCU) Anoka-Ramsey Community College Request for Proposals for a CCTV Video Surveillance, Digital Recording System, and Parking Lot Cameras

**NOTICE IS HEREBY GIVEN** that Anoka-Ramsey Community College will receive proposals for a CCTV Video Surveillance, Digital Recording System, and Parking lot Cameras. Specifications are available at:

<http://www.anokaramsey.edu/it/secure/securityrfp.cfm>

Copies of the specifications can also be obtained from Orrin Nyhus at (763) 422-3472 or [orrin.nyhus@anokaramsey.edu](mailto:orrin.nyhus@anokaramsey.edu). Sealed proposals must be received by Laura Anderson at Anoka-Ramsey Community College, 11200 Mississippi Blvd., Cook Rapids, MN 55433 by 11:00 a.m. on May 20, 2005. Bid openings will be in the cafeteria of Anoka-Ramsey Community College at 11:00 a.m. on May 20, 2005. Anoka-Ramsey Community College reserves the right to reject any or all proposals, or portions thereof, or to waive any irregularities or informalities, in proposals received.

# State Contracts

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## Colleges and Universities, Minnesota State (MnSCU)

### Anoka-Ramsey Community College

#### Request for Proposals for an IP Telephony System

NOTICE IS HEREBY GIVEN that Anoka-Ramsey Community College will receive proposals for an IP Telephony System. Specifications will be available on May 9, 2005 on the **website:** <http://www.anokaramsey.edu/IT/proposal.cfm>.

Copies of the specifications can also be obtained from Sheila Provost at (763) 422-3373 or [sheila.provost@anokaramsey.edu](mailto:sheila.provost@anokaramsey.edu). Sealed proposals must be received by Laura Anderson at Anoka-Ramsey Community College, 11200 Mississippi Blvd., Cook Rapids, MN 55433 by 10:00 a.m. on May 20, 2005. Bid openings will be in the cafeteria of Anoka-Ramsey Community College at 11:00 a.m. on May 20, 2005. Anoka-Ramsey Community College reserves the right to reject any or all proposals, or portions thereof, or to waive any irregularities or informalities, in proposals received.

## Colleges and Universities, Minnesota State (MnSCU)

### Hennepin Technical College

#### Request for Proposals Sought for On-site Food Services

NOTICE IS HEREBY GIVEN that Hennepin Technical College is seeking proposals for on-site food services at HTC's two campuses located in Brooklyn Park and Eden Prairie, MN. Work consists of providing and managing vendor's own staff, on-site preparation and serving of required meals, and overall plan for providing and improving on-site food service operations.

Deadline for receipt of proposals: May 17, 2005 -- 2:00 p.m.

Copies of the Request for Proposal are available from:

Larry McAtee, Hennepin Technical College  
1820 Xenium Lane N.  
Plymouth, MN 55441

**Telephone:** (763) 550-7143

**Fax:** (763) 550-7198

**E-mail** requests preferred to: [lgmcaatee@int287.k12.mn.us](mailto:lgmcaatee@int287.k12.mn.us) (RFP to be sent via e-mail)

This request for proposals does not obligate the state/college to complete the proposed project and the state/college reserves the right to cancel the solicitation if it is considered to be in its best interest.

## Colleges and Universities, Minnesota State (MnSCU)

### Minneapolis Community & Technical College

#### Request for Proposals for Vertical Transportation/Elevator Maintenance Services

NOTICE OF INTENT to request proposals for Vertical Transportation/Elevator Maintenance services for all campus elevators.

##### Bid Copies and Questions:

Dave MacLeod – (612) 659-6800

**E-mail:** [Dave.MacLeod@minneapolis.edu](mailto:Dave.MacLeod@minneapolis.edu)

Or Michael Noble-Olson – (612) 659-6866

**E-mail:** [Michael.Noble-Olson@minneapolis.edu](mailto:Michael.Noble-Olson@minneapolis.edu)

##### Mandatory Pre-bid Meeting:

Thursday May 5, 2005 at 9:00am in the Facilities Office at room T 0600.

##### Deadline for Bids:

Tuesday May 24, 2005 – 2:00pm

##### Deliver bids to:

Mary Prozeller – Facilities Main Office  
Minneapolis Community & Technical College  
1501 Hennepin Avenue – T 0600  
Minneapolis, MN 55403

**Telephone:** (612) 659-6800

**E-mail:** [Mary.Prozeller@minneapolis.edu](mailto:Mary.Prozeller@minneapolis.edu)

**Colleges and Universities, Minnesota State (MnSCU)  
Winona State University****Sealed Bids Sought for a DVCam Package**

**NOTICE IS HEREBY GIVEN** that Winona State University will receive sealed bids for a DVCAM Package for their Mass Communications Department

Bid specifications will be available May 9, 2005 from the Winona State University Purchasing Department, PO Box 5838, 205 Somsen Hall, Winona, MN 55987 by calling (507) 457-5067.

Sealed bids must be received by Sandra Schmitt at PO Box 5838, or at 175 W. Mark St., Somsen 205-G, Business Office, Winona State University, Winona, MN 55987 by 2:00 p.m. May 23, 2005.

Winona State University reserves the right to reject any or all bids and to waive any irregularities or informalities in bids received.

**Department of Corrections****Notice of Request for Proposals for Application Support for MINNCOR Industries**

The Minnesota Department of Corrections is requesting proposals to provide support for Open Systems TRAVERSE software used by MINNCOR Industries. TRAVERSE is a mission critical application for MINNCOR supporting financial and operational functions. Primary responsibilities include planning and implementing software changes, upgrades and enhancements to TRAVERSE as well as integrating other software used by MINNCOR. The selected vendor will work closely with MINNCOR and agency IT staff. The contract award will not exceed \$100,000 for a period of two fiscal years (July 1, 2005 - June 30, 2007) with an optional two-year extension. The deadline for submission of completed proposals is 3:30 p.m. CDT June 3, 2005.

To request a copy of the complete RFP, please contact:

Chris Londgren, Systems Analyst  
Department of Corrections  
IT Unit  
1450 Energy Park Drive, Suite 200  
St. Paul, MN 55108-5219  
**Telephone:** (651) 642-0298  
**E-mail:** *clondgren@doc.state.mn.us*

The state reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are the responsibility of the responder.

**Minnesota Department of Corrections  
Grants and Subsidies Unit****Request for Proposals for Pre- and Post-Release Services**

**NOTICE IS HEREBY GIVEN** that proposals are being solicited to select a vendor(s) to provide pre- and post-release services for offenders who are under the authority of the Commissioner of Corrections. The contract award will not exceed \$261,000 per year and will be for the twenty-four (24)-month period from July 1, 2005, through June 30, 2007. There is a possibility of three years on continued funding based upon satisfactory delivery of services and availability of funds.

**The deadline for submission of completed proposals is June 9, 2005.**

To request a copy of a complete Request for Proposal, contact:

Lynda Davis  
Minnesota Department of Corrections  
Community Services Division  
Grants and Subsidies Unit  
1450 Energy Park Drive, Suite 200  
St. Paul, Minnesota 55108-5219  
**Telephone:** (651) 643-2533  
**TTY:** (651) 643-3589  
**E-mail:** *ldavis@co.doc.state.mn.us*

# State Contracts

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The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

## Department of Education Request for Proposals to Implement for 2006 the Minnesota Comprehensive Assessment System

**NOTICE IS HEREBY GIVEN** that proposals are sought for the Minnesota Assessment System including the Minnesota Comprehensive Assessments – Series II (MCA-II): Item Development and Implementation for Grades 3-8 and high school in Reading and Mathematics; Grades 5, 8 and high school in Science; Grade 6 MCA-II in Written Composition; the continued retake administrations of the Basic Skills Test in Reading, Mathematics, and Written Composition until retirement, the Graduation Requirement Exams: Item Development and Implementation for Reading, Mathematics, and Written Composition; the Test of Emerging Academic English (TEAE); and the Test of Emerging Academic English for Mathematics (TEAEM).

The Department of Education is soliciting proposals from qualified vendors to implement for 2006 the Minnesota Comprehensive Assessments – Series II (MCA-II) for Reading and Mathematics (grade 3-8 and high school) and Science (grades 5, 8 and high school); the Basic Skills Test (BST) in Reading (initially given in grade 8), Mathematics (initially given in grade 8) and Written Composition (initially given in Grade 10) until their retirement; the Graduation Requirement Exam in Reading and Mathematics (embedded in the high school MCA-IIs) and Written Composition (initially given in grade 9); the Test of Emerging Academic English (TEAE) given to assess the reading and writing skills of Limited English Proficient students in grades 3-12; the Minnesota Student Oral Language Observation Matrix (MN-SOLOM) given to assess the listening and speaking skills of Limited English Proficient students in grades K-12; and the Test of Emerging Academic English for Mathematics (TEAEM), a sheltered-English test of mathematical proficiency given Limited English Proficient students in grades 3-8 and 11. These tests partially fulfill the requirements of the No Child Left Behind Act of 2001 and the statewide testing law *Minnesota Statutes* § 120B.30. Virtually all students in the grades involved will take the MCA-IIs and the graduation exam, while approximately 50,000 will participate in the Limited English Proficiency exams.

The Department has estimated the cost of this project should not exceed \$87,371,000 over the five-year period of the RFP.

The anticipated project period is June 13, 2005 to April 30, 2010. The initial contract period is expected to be from June 13, 2005 to June 30, 2006. The Responder must submit a proposal for all tests in the project. For a copy of the complete Request for Proposal, please contact:

Dirk Mattson, Ph.D.  
Minnesota Department of Education  
1500 Highway 36 West  
Roseville, Minnesota 55113-4567  
**Phone:** (651) 582-1611  
**Fax:** (651) 582-8874  
**E-mail:** [dirk.mattson@state.mn.us](mailto:dirk.mattson@state.mn.us)

Dr. Mattson will email electronic copies of the RFP and cost proposal spreadsheet to the requestor. Hard copies of these documents will be sent only if specifically requested.

Proposals are due no later than 3:00 p.m. May 24, 2005. Late proposals will not be considered.

The request does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Dated: May 3, 2005

## Minnesota Historical Society (MHS) Notice of Request for PROPOSALS For Development and Implementation of Marketing Plan for the Split Rock Lighthouse Historic Site

The Minnesota Historical Society is seeking proposals from qualified individuals or firms to develop and implement a marketing plan for one of Minnesota's most recognizable icons. Specifically, the Society wants assistance from an entity with a successful track record marketing museum, historic site, and/or public and private attractions in order to increase paid attendance at the Split Rock Lighthouse in

FY 06 by twenty percent over FY 04 levels.

Please note that the Society's ability to fund this work will depend on the existence of available funds at the close of the current fiscal year ending June 30, 2005.

The Request for Proposals is available by calling or writing Mary Green Toussaint, Contracting & Purchasing Assistant, Minnesota Historical Society, 345 Kellogg Blvd. W., St. Paul, MN 55102. Telephone: (651) 297-7007 or via **e-mail**: [mary.green-toussaint@mnhs.org](mailto:mary.green-toussaint@mnhs.org).

Interested parties are encouraged to visit the site before completing their proposals. The Request for Proposals will contain suggestions for making these arrangements.

Proposals must be received no later than 2:00 p.m., Local Time, Wednesday, June 1, 2005. No late bids will be accepted.

Dated: May 9, 2005

## Minnesota Supreme Court Request for Proposals for Court Interpreter Program Application and Psych Services Application

The Court Services Division of the Minnesota Supreme Court is soliciting proposals from interested, qualified vendors for the software requirements and development portion of two joined projects. The first is to create a single application for the State's Court Interpreter Program (CIP), by combining data from two existing Microsoft Access-based applications into a single application, while also creating an interactive web page for interpreters to submit invoices. The second project is to create a similar application for the State's Psych Services Program, with all information inputted via a web-based invoice submission procedure similar to the CIP.

Proposals must be delivered to Katrin Johnson by May 13, 2005, at 4:00 p.m.

A full Request for Proposals is available on the Minnesota Supreme Court website: [www.courts.state.mn.us](http://www.courts.state.mn.us). For further information or to request a copy of the full Request for Proposal, please contact:

Katrin Johnson  
Court Services Division  
25 Rev. Dr. Martin Luther King Jr. Blvd.  
St. Paul, MN 55155  
**Telephone:** (651) 215-0046  
**Fax:** (651) 296-6609  
**E-mail:** [Katrin.Johnson@courts.state.mn.us](mailto:Katrin.Johnson@courts.state.mn.us)

Other department personnel are **NOT** allowed to discuss the Request for Proposal with anyone, including responders, before the proposal submission deadline.

This request for proposal does not obligate the Minnesota Supreme Court to complete the proposed project, and the Minnesota Supreme Court reserves the right to cancel the solicitation if it is considered to be in its best interest.

## Department of Transportation (MnDOT) Engineering Services Division Notice of Potential Availability of Contracting Opportunities for a Variety of Highway Related Technical Activities (the "Consultant Pre-Qualification Program")

This document is available in alternative formats for persons with disabilities by calling Robin Valento at (651) 284-3622 for persons who are hearing or speech impaired by calling the Minnesota Relay Service at (800) 627-3529.

Mn/DOT, working in conjunction with the Consultant Reform Committee, the Minnesota Consulting Engineers Council, and the Department of Administration, has developed the Consultant Pre-qualification Program as a new method of consultant selection. The ultimate goal of the Pre-Qualification Program is to streamline the process of contracting for highway related professional/technical services. Mn/DOT anticipates that most consultant contracts for highway-related technical activities will be awarded using this method, however, Mn/DOT also reserves the right to use RFP or other selection processes for particular projects. Nothing in this solicitation requires Mn/DOT to complete or use the Consultant Pre-qualification Program.

Mn/DOT is currently requesting applications from consultants. Refer to Mn/DOT's Consultant Services web site, indicated below, to see which highway related professional/technical services are available at this time. Following the advertisement of particular category of

# State Contracts

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services, applications will be accepted on a continual basis.

All expenses incurred in responding to this notice will be borne by the responder. Response to this notice becomes public information under the Minnesota Government Data Practices.

Consultant Pre-Qualification Program information, application requirements and application forms are available on Mn/DOT's **web site** at: <http://www.dot.state.mn.us/consult>

Send completed application material to:

Robin Valento  
Pre-Qualification Administrator  
Minnesota Department of Transportation  
Consultant Services  
395 John Ireland Boulevard, Seventh Floor North, Mail Stop 680  
St. Paul, MN 55155

**Note: DUE DATE: APPLICATION MATERIAL WILL BE ACCEPTED ON A CONTINUAL BASIS.**

## Department of Transportation (MnDOT)

### Engineering Services Division

#### Notice Concerning Professional/Technical Contract Opportunities

**NOTICE TO ALL:** The Minnesota Department of Transportation (Mn/DOT) is now placing additional public notices for professional/technical contract opportunities on Mn/DOT's Consultant Services **website** at: [www.dot.state.mn.us/consult](http://www.dot.state.mn.us/consult).

New public notices may be added to the website on a daily basis and be available for the time period as indicated within the public notice.

## Department of Transportation (Mn/DOT)

### Program Management Division,

### Office of Freight & Commercial Vehicle Operations

#### Request for Proposal (RFP): Rail Grade Crossing Improvement Program II (RGCIP II)

**NOTICE OF AVAILABILITY** of Contract for computer services. Responses to this advertisement become public information under the Minnesota Government Data Practices Act. This request does not obligate Mn/DOT to complete the work contemplated in this notice, and Mn/DOT reserves the right to cancel this request for proposal. All expenses incurred in responding to this notice shall be borne by the responder.

Mn/DOT requests proposals to design, build, test, and implement an application to replace the current Rail Grade Crossing Improvement Program. Mn/DOT's Office of Freight and Commercial Vehicle Operations (OFCVO) has decided to build a new application to replace the current Rail Grade Crossing Improvement Program (RGCIP). The current application is a two tier client server application built in Microsoft Access. The primary goal of this project is to replace the existing functionality and integrate the application with several other data sources. In the future, Mn/DOT plans to extend the application functionality to include remote data collection and external access.

The Selected Responder will be expected to work with Mn/DOT's project manager and other Mn/DOT staff throughout this project. The Selected Responder will be required to work onsite at Mn/DOT using Mn/DOT's development environment.

RFP can be viewed on the Consultant Services **Web Page** at [www.dot.state.mn.us/consult](http://www.dot.state.mn.us/consult) under the Professional Technical Notices Section.

**Note: PROPOSALS WILL BE DUE ON MAY 31, 2005 AT 2:00PM CENTRAL TIME.**

# Non-State Contracts & Grants

The *State Register* also serves as a central marketplace for contracts let out on bid by the public sector. The *State Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector. It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of commodity, project or tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from the date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact editor for further details.

## Metropolitan Council

### Notice of Invitation for Bids (IFB) for Janitorial Services for M.C.E.S.

#### Reference Number 05P016

The Metropolitan Council is requesting bids for furnishing and delivery of Janitorial Services for M.C.E.S.

<i>Issue Invitation for Bids</i>	<b>May 9, 2005</b>
<i>Bids Due</i>	<b>June 7, 2005</b>
<i>Award Contract</i>	<b>July 2005</b>

All firms interested in submitting bids for this contract and desiring to receive an IFB package are invited to make a written request either by e-mail, fax or mail or phone request to:

Elizabeth Sund  
Administrative Assistant, Contracts and Procurement Unit  
Metropolitan Council  
230 East Fifth Street  
St. Paul, MN 55101  
**Phone:** (651) 602-1169  
**Fax:** (651) 602-1083  
**E-mail:** [elizabeth.sund@metc.state.mn.us](mailto:elizabeth.sund@metc.state.mn.us)

## Metropolitan Council

### Notice of Request for Proposals (RFP) for Workers Compensation Legal Services

#### Contract 05P044

The Metropolitan Council is requesting proposals for the performance of legal services related to workers compensation. The legal services will involve representing the Metropolitan Council on an organization-wide basis and providing legal advice on workers compensation matters. In addition to performing its historical regional planning and coordinating activities, the Metropolitan Council operates and maintains regional transit systems and the metropolitan sewer disposal system. The term of the contract will be up to three years with a possible fourth year.

A tentative schedule for the project is as follows:

<i>Issue Request for Proposals</i>	<b>May 2, 2005</b>
<i>Receive Proposals</i>	<b>May 26, 2005</b>
<i>Award of Contract</i>	<b>June 2005</b>

Firms interested in providing these services should submit a written request for a copy of the RFP to the contact listed below.

Amanda Houston  
Metropolitan Council  
Mears Park Centre  
230 E. Fifth Street  
St. Paul, MN 55101  
**Phone:** (651) 602-1585  
**Fax:** (651) 602-1083  
**E-mail:** [amanda.houston@metc.state.mn.us](mailto:amanda.houston@metc.state.mn.us)

# Non-State Contracts & Grants

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## University of Minnesota

### Notice of Bid Information Services (BIS) Available for All Potential Vendors

The University of Minnesota offers 24 hour/day, 7day/week access to all Request for Bids/Proposals through its web-based Bid Information Service (BIS). Subscriptions to BIS are free. Visit our website at *bidinfo.umn.edu* or call the BIS Coordinator at (612) 625-5534.

Request for Bids/Proposals are also available to the public each business day from 8:00 a.m. to 4:30 p.m. in the Purchasing Services lobby, Suite 560, 1300 S. 2nd Street, Minneapolis, Minnesota 55454.

## URS Corporation

### Sealed Bids Sought for the Appraisal of Private Property in East Bethel, Minnesota

URS Corporation, on behalf of the Minnesota Pollution Control Agency (MPCA), will receive sealed bids for the appraisal of private property within the city limits of East Bethel, Minnesota on the basis of cash payment for the work.

EAST BETHEL LANDFILL FINAL CLOSURE  
APPRAISAL OF KURAK PROPERTY  
Maps Work Order No. A65646  
URS Project No. 31809667  
URS File No. 36139029

The appraisal is to begin on or about May 10, 2005 and be completed on a date to be negotiated.

Bids will be received until **10 A.M. on the 6<sup>th</sup> day of May, 2005** at URS Corporation, 700 Third Street South, Suite 600, Minneapolis, Minnesota, 55415-1199, at which time and place, all bids will be publicly opened, read aloud, and considered.

Proposals must be placed in a sealed envelope with the statement in bold, 1-inch letters thereof:

**CONFIDENTIAL - DO NOT OPEN**  
**ATTN: JEN FAULK**  
**BID FOR KURAK PROPERTY APPRAISAL**

Proposals shall be submitted to URS on or before the above stated time. Proposal is for the furnishing of all labor, equipment, and materials and performing all work in connection with the above stated appraisal.

Copies of bid packages, including scope of services, schedule, bid form, MPCA Closed Landfill Program Multi-Award Contract, URS Subcontract, Location Map, Property Map, and a figure showing the area to be appraised, may be obtained at the office of URS Corporation, 700 Third Street South, Minneapolis, Minnesota 55415-1199.

No bidder may withdraw his/her bid for at least 90 days after the scheduled closing time for the receipt of bids, without the consent of the owner.

The owner reserves the right to reject any or all bids and to waive any informalities in bidding.

Beth Keister, Project Manager  
URS Corporation

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