

## CHAPTER 117

## EMINENT DOMAIN

117.065 Notices of pendency and abandonment;  
required recordings.

117.232 Direct purchase.

**117.065 NOTICES OF PENDENCY AND ABANDONMENT; REQUIRED RECORDINGS.**

At the time of filing the petition the petitioner shall record a notice of the pendency of the proceeding, describing with reasonable certainty the lands affected and for what purpose they are to be taken. The notice shall be recorded as follows:

- (1) if the lands are registered lands, with the registrar of titles;
- (2) if the lands are nonregistered, with the county recorder;
- (3) if the lands are both registered and nonregistered, with both the registrar and the county recorder.

If the proceeding be abandoned in whole or in part the petitioner shall within ten days thereafter record a notice to that effect, describing with reasonable certainty the lands so abandoned. The notice of abandonment shall be recorded in the same places as the notice of the pendency of the proceeding.

**History:** 2005 c 4 s 29

**117.232 DIRECT PURCHASE.**

Subdivision 1. **Reimbursement for appraisal fees; moving costs.** When acquisition of private property is accomplished by the state Department of Transportation by direct purchase the owner shall be entitled to reimbursement for appraisal fees, not to exceed a total of \$1,500. When acquisition of private property is accomplished by any other acquiring authority, the owner is entitled to reimbursement for appraisal fees, not to exceed \$1,500, if the owner is otherwise entitled to reimbursement under sections 117.50 to 117.56. The purchaser in all instances shall inform the owner of the right, if any, to reimbursement for appraisal fees reasonably incurred, in an amount not to exceed \$1,500, together with relocation costs, moving costs and any other related expenses to which an owner is entitled by sections 117.50 to 117.56. This subdivision does not apply to acquisition for utility purposes made by a public service corporation organized pursuant to section 301B.01 or electric cooperative associations organized pursuant to chapter 308A.

*[For text of subd 2, see M.S.2004]*

**History:** 2005 c 69 art 3 s 16

**NOTE:** The amendment to subdivision 1 by Laws 2005, chapter 69, article 3, section 16, is effective August 1, 2006. Laws 2005, chapter 69, article 4, section 2.