

**160.29** MS 1953 [Repealed, 1957 c 943 s 72]

**160.29 VACATION OF PUBLIC WAYS BY MUNICIPALITY.**

Subdivision 1. **Municipality defined.** For purposes of this section the term "municipality" means any city, county or town. The term "public way" means any highway, road, street, cartway, alley or lane or other publicly owned interest in real property which is open to the free passage and use of the public.

Subd. 2. **Effect on easements.** In proceedings under statute or charter to vacate a public way or portion thereof, a municipality may specify the extent to which such vacation affects existing easements therein and the extent to which the vacation affects the authority of any person, corporation or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains and hydrants, thereon or thereunder, to continue maintaining the same or to enter upon such way or portion thereof vacated to maintain, repair, replace, remove or otherwise attend thereto.

**History:** 1971 c 461 s 1,2; 1973 c 123 art 5 s 7