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# Senate

State of Minnesota

## **S.F. No. 896, Second Engrossment-Omnibus Lands Bill**

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**Section 1 [Scientific and Natural Areas; County Approval]** provides that county approval of scientific and natural areas (SNAs) either at the time they are acquired or when the land is designated. If the land is acquired as a SNA and county approval was obtained, then county approval of the designation is not required. If the land was not acquired as a SNA and county approval was not obtained for the acquisition, then county approval is required for designation. This is from S.F. No. 709 (Bakk), as amended by subcommittee.

**Section 2 [Hunting Trapping, and Fishing; SNAs]** authorizes the Commissioner of Natural Resources to allow hunting, trapping, or fishing in a SNA at the time of designation. This is from S.F. No. 709 (Bakk).

**Section 3 [Amendment to Private Sales of Surplus Land; Scott County]** amends a 2003 private sale of certain state surplus land in Scott County by narrowing the wetland restrictions to a specific wetland. This is from S.F. No. 1773 (Robling).

**Section 4 [Private Sale of Con-Con Land; Aitkin County]** allows the Commissioner of Natural Resources to sell certain consolidate conservation (Con-Con) land by private sale. This is from S.F. No. 846 (Saxhaug), as amended by subcommittee.

**Section 5 [Private Sale of Tax-Forfeited Land; Beltrami County]** allows Beltrami County to sell certain tax-forfeited land by private sale. This is from S.F. No. 1527 (Skoe).

**Sections 6 to 9 [Conveyance of Tax-Forfeited Lands Bordering Public Water; Hennepin County]** allows Hennepin County to sell or convey for public use, by cities, certain parcels of tax-forfeited land that border public waters. These sections are from S.F. No. 1508 (Olson).

**Section 10 [Private Sale of Surplus State Land; Hubbard County]** allows the Commissioner of Natural Resources to sell certain state land in Hubbard County by private sale. This is from S.F. No. 896 (Bakk).

**Section 11 [County Environmental Trust Fund; Itasca County]** allows Itasca County to use money in their county environmental trust fund to acquire specific parcels for public access purposes. This is from S.F. No. 845 (Saxhaug), as amended by subcommittee.

**Section 12 [Private Sale of Tax-Forfeited Land Bordering Public Water; Itasca County]** allows Itasca County to sell certain tax-forfeited land bordering public water by private sale. This is from S.F. No. 1188 (Saxhaug).

**Section 13 [Public Sale of Tax-Forfeited Land Bordering Public Water; Itasca County]** allows Itasca County to sell certain tax-forfeited land bordering public water. This is from S.F. No. 1102 (Saxhaug).

**Section 14 [Private Sale of Surplus State Land; Lake County]** allows the Commissioner of Natural Resources to sell certain state land in Lake County by private sale. This is from S.F. No. 896 (Bakk).

**Section 15 [Private Sales of Tax-Forfeited Land Bordering Public Waters; Rice County]** allows Rice County to sell certain tax-forfeited land bordering public waters by private sale. This is from S.F. No. 1222 (Day).

**Section 16 [Conveyance of Tax-Forfeited Land Bordering Public Water; Rice County]** allows Rice County to convey certain tax-forfeited land for no consideration to the city of Dundas for a public purpose. The land reverts to the state if it is not used for a public purpose. This is from an amendment in the committee on State and Local Government Operations.

**Section 17 [Private Sale of Surplus State Land Bordering Public Water; Roseau County]** allows the Commissioner of Natural Resources to sell certain state land in Roseau County bordering public water by private sale. This is from a subcommittee amendment.

**Section 18 [Public Sale of Tax-Forfeited Land Bordering Public Water; St. Louis County]** allows St. Louis County to sell certain tax-forfeited land bordering public water. This is from S.F. No. 1633 (Bakk).

**Section 19 [Private Sale of Tax-Forfeited Land; St. Louis County]** allows St. Louis County to sell certain tax-forfeited land by private sale. This is from S.F. No. 1633 (Bakk).

**Section 20 [Public Sale of Surplus State Land Bordering Public Water; St. Louis County]** allows the Commissioner of Natural Resources to sell certain state land in St. Louis County bordering public water. This is from a subcommittee amendment.

**Section 21 [Private Sale of Surplus State Land; Wabasha County]** allows the Commissioner of Natural Resources to sell certain state land in Wabasha County by private sale. This is from S.F. No. 896 (Bakk), as amended by subcommittee.

**Section 22 [Private Sale of Tax-Forfeited Land; Washington County]** allows Washington County to sell certain tax-forfeited land by private sale. This is from S.F. No. 1105 (Bachmann).

**Section 23 [Easement on State Land Bordering Public Water; Washington County]** directs the Commissioner of Natural Resources to convey an easement to a specific parcel of land bordering public water in Washington County to certain landowners who acquired land subject to an easement to the land. The easement will allow for one dock to be placed on the land and will expire when the landowner of qualifying land conveys the land to another. This is from S.F. No. 390, as amended by subcommittee.

**Section 24 [Repealer]** repeals the current provision requiring county approval of all SNAs prior to designation.

GK:dv

Agenda #1

1 A bill for an act

2 relating to natural resources; state lands; modifying  
3 requirements for designation of scientific and natural  
4 areas; authorizing the private sale of certain surplus  
5 state lands; authorizing the public and private sale  
6 of certain tax-forfeited lands bordering public  
7 waters; providing for an easement on state land  
8 bordering a public water; amending Minnesota Statutes  
9 2004, sections 84.033, by adding a subdivision;  
10 97A.093; Laws 2003, First Special Session chapter 13,  
11 section 25; repealing Minnesota Statutes 2004, section  
12 84.033, subdivision 2.

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

14 Section 1. Minnesota Statutes 2004, section 84.033, is  
15 amended by adding a subdivision to read:

16 Subd. 3. [COUNTY APPROVAL.] (a) The commissioner must  
17 follow the procedures under section 97A.145, subdivision 2, when  
18 acquiring land for designation as a scientific and natural area  
19 under this section.

20 (b) When designating land that was not acquired under this  
21 section as a scientific and natural area the commissioner must  
22 obtain approval of the designation by resolution of the board of  
23 the county in which the land is located.

24 Sec. 2. Minnesota Statutes 2004, section 97A.093, is  
25 amended to read:

26 97A.093 [HUNTING, TRAPPING, AND FISHING IN SCIENTIFIC AND  
27 NATURAL AREAS.]

28 Except as otherwise provided by law, scientific and natural  
29 areas are closed to hunting, trapping, and fishing unless:

1       (1) ~~for scientific and natural areas designated before May~~  
2 ~~15, 1992~~, the designating document allows hunting, trapping, or  
3 fishing; or

4       (2) ~~for other scientific and natural areas~~, the  
5 commissioner allows hunting, trapping, or fishing in accordance  
6 with the procedure in section 86A.05, subdivision 5, paragraph  
7 (d).

8       Sec. 3. Laws 2003, First Special Session chapter 13,  
9 section 25, is amended to read:

10       Sec. 25. [PRIVATE SALE OF SURPLUS LAND BORDERING PUBLIC  
11 WATERS; SCOTT COUNTY.]

12       (a) Notwithstanding Minnesota Statutes, sections 92.45;  
13 94.09; 94.10; 97A.135, subdivision 2a; and 103F.535, the  
14 commissioner of natural resources shall sell by private sale the  
15 surplus land bordering public waters that is described in  
16 paragraph (e).

17       (b) The conveyance shall be in a form approved by the  
18 attorney general for consideration of no less than the appraised  
19 value of the land.

20       (c) The deed must contain a restrictive covenant that  
21 prohibits altering, disturbing vegetation in, draining, filling,  
22 or placing any material or structure of any kind on or in the  
23 existing wetland area located on the land; prohibits any  
24 increase in run-off rate or volume from the land or future  
25 buildings into said wetland; and prohibits diverting or  
26 appropriating water from said wetland. This restriction applies  
27 only to the public waters wetland on the land identified on the  
28 public waters inventory map as 70-148W. Other wetlands on the  
29 land are subject to Minnesota Statutes, sections 103G.221 to  
30 103G.2372.

31       (d) The consideration received for the conveyance shall be  
32 deposited in the state treasury and credited to the wildlife  
33 acquisition account in the game and fish fund. The money is  
34 appropriated to the commissioner of natural resources for  
35 wildlife land acquisition purposes.

36       (e) The land that may be sold is in the Prior Lake wildlife

1 management area in Scott county and is described as:

2 The East 1200 feet of the South 800 feet of the Southwest  
3 Quarter of the Southeast Quarter of Section 22, Township  
4 115 North, Range 22 West. Including the abandoned  
5 right-of-way of the Chicago, Milwaukee, St. Paul and  
6 Pacific Railroad Company (formerly the Hastings and Dakota  
7 Railway Company). Containing 22 acres, more or less.

8 (f) This land no longer fits into the state wildlife  
9 management area system because of hunting limitations, its small  
10 size, and future development planned for the area. Proceeds  
11 from the sale will be used to purchase lands more suitable for  
12 wildlife management and public use.

13 [EFFECTIVE DATE.] This section is effective the day  
14 following final enactment.

15 Sec. 4. [PRIVATE SALE OF CONSOLIDATED CONSERVATION LAND;  
16 AITKIN COUNTY.]

17 (a) Notwithstanding the classification and public sale  
18 provisions of Minnesota Statutes, chapters 84A and 282, or other  
19 law to the contrary, the commissioner of natural resources may  
20 sell the consolidated conservation land described in paragraph  
21 (c) to Aitkin County under the remaining provisions of Minnesota  
22 Statutes, chapters 84A and 282.

23 (b) The conveyance must be in a form approved by the  
24 attorney general. The consideration for the conveyance must be  
25 for no less than the appraised value of the land and timber, and  
26 any survey costs. Proceeds shall be disposed of according to  
27 Minnesota Statutes, chapter 84A.

28 (c) The land to be sold is in Aitkin County and is  
29 described as: the North 400 feet of the West 800 feet of the  
30 Northwest Quarter of the Northeast Quarter, Section 22, Township  
31 51, Range 26.

32 Sec. 5. [PRIVATE SALE OF TAX-FORFEITED LAND; BELTRAMI  
33 COUNTY.]

34 (a) Notwithstanding the public sale provisions of Minnesota  
35 Statutes, chapter 282, or other law to the contrary, Beltrami  
36 County may sell by private sale the tax-forfeited land described

1 in paragraph (c).

2 (b) The conveyance must be in a form approved by the  
3 attorney general. The attorney general may make necessary  
4 changes to the legal description to correct errors and ensure  
5 accuracy.

6 (c) The land to be sold is located in Beltrami County,  
7 contains 4.87 acres more or less, and is described as: a parcel  
8 of land located north of the north right-of-way line of State  
9 Highway 71 in the extreme northeasterly corner of the Northwest  
10 Quarter of the Northeast Quarter, Section 32, Township 148  
11 North, Range 32 West.

12 (d) The county has determined that the county's land  
13 management interests would best be served if the lands were  
14 returned to private ownership.

15 Sec. 6. [CONVEYANCE OF TAX-FORFEITED LAND BORDERING ON  
16 PUBLIC WATER OR INCLUDING WETLANDS; HENNEPIN COUNTY.]

17 Subdivision 1. [SALE REQUIREMENTS.] (a) Notwithstanding  
18 Minnesota Statutes, sections 92.45, 103F.535, and 282.018,  
19 subdivision 1, Hennepin County may sell or convey for public use  
20 without monetary consideration to the city of Brooklyn Park, a  
21 governmental subdivision, for an authorized public use for Storm  
22 Water Retention Area, the parcel of tax-forfeited land bordering  
23 public water or natural wetlands containing in excess of 150  
24 feet of frontage on Shingle Creek, that is described in  
25 subdivision 2, under the remaining provisions of Minnesota  
26 Statutes, chapter 282.

27 (b) Any such conveyance shall be subject to restrictions  
28 imposed by the commissioner of the Department of Natural  
29 Resources and subject to the clause for reversion to the state  
30 for failure to use, or abandonment of use for which the  
31 tax-forfeited lands were acquired in Minnesota Statutes, section  
32 282.01.

33 (c) The conveyance must be in a form approved by the  
34 attorney general.

35 Subd. 2. [LEGAL DESCRIPTION.] (a) The parcel of land that  
36 may be conveyed is described as: Unplatted, Section 30,

1 Township 119, Range 21, the East 187.1 feet of the West 1,182.6  
2 feet of the South 597 feet of the Southwest 1/4 of the Northeast  
3 1/4. Also that part of the Southwest 1/4 of the Northeast 1/4  
4 lying East of the West 1,182.6 feet thereof and lying  
5 southwesterly of Registered Land Survey No. 304.

6 (b) The land described must be sold under the sale  
7 provisions in Minnesota Statutes, section 282.01.

8 (c) Hennepin County has determined that the county's land  
9 management interests would best be served if the lands were  
10 returned to private ownership or conveyed to a governmental  
11 subdivision for an authorized public use.

12 [EFFECTIVE DATE.] This section is effective the day  
13 following final enactment.

14 Sec. 7. [CONVEYANCE OF TAX-FORFEITED LAND BORDERING ON  
15 PUBLIC WATER OR INCLUDING WETLANDS; HENNEPIN COUNTY.]

16 Subdivision 1. [SALE REQUIREMENTS.] (a) Notwithstanding  
17 Minnesota Statutes, sections 92.45, 103F.535, and 282.018,  
18 subdivision 1, Hennepin County may sell or convey for public use  
19 without monetary consideration to the city of Minnetrista, a  
20 governmental subdivision, for an authorized public use for  
21 Preservation of Wetlands and Wildlife, the parcel of  
22 tax-forfeited land bordering public water or natural wetlands  
23 containing in excess of 150 feet of frontage on Painter Creek  
24 and Jennings Bay on Lake Minnetonka, that is described in  
25 subdivision 2, under the remaining provisions of Minnesota  
26 Statutes, chapter 282.

27 (b) Any such conveyance shall be subject to restrictions  
28 imposed by the commissioner of the Department of Natural  
29 Resources and subject to the clause for reversion to the state  
30 for failure to use, or abandonment of use for which the  
31 tax-forfeited lands were acquired as provided in Minnesota  
32 Statutes, section 282.01.

33 (c) The conveyance must be in a form approved by the  
34 attorney general.

35 Subd. 2. [LEGAL DESCRIPTION.] (a) The parcel of land that  
36 may be conveyed is described as: Outlot 2, Sun Valley.



1       (b) The land described must be sold under the sale  
2 provisions in Minnesota Statutes, section 282.01.

3       (c) Hennepin County has determined that the county's land  
4 management interests would best be served if the lands were  
5 returned to private ownership or conveyed to a governmental  
6 subdivision for an authorized public use.

7       [EFFECTIVE DATE.] This section is effective the day  
8 following final enactment.

9       Sec. 8. [CONVEYANCE OF TAX-FORFEITED LAND BORDERING ON  
10 PUBLIC WATER OR INCLUDING WETLANDS; HENNEPIN COUNTY.]

11       Subdivision 1. [SALE REQUIREMENTS.] (a) Notwithstanding  
12 Minnesota Statutes, sections 92.45, 103F.535, and 282.018,  
13 subdivision 1, Hennepin County may sell or convey to the city of  
14 Eden Prairie, a governmental subdivision, for an authorized  
15 public use for wetland purposes, the parcel of tax-forfeited  
16 land bordering public water or natural wetlands containing in  
17 excess of 150 feet of frontage on Lake Idlewild (27-74P), that  
18 is described in subdivision 2, under the remaining provisions of  
19 Minnesota Statutes, chapter 282.

20       (b) Any such conveyance shall be subject to restrictions  
21 imposed by the commissioner of the Department of Natural  
22 Resources and subject to the clause for reversion to the state  
23 for failure to use, or abandonment of use for which the  
24 tax-forfeited lands were acquired as provided in Minnesota  
25 Statutes, section 282.01.

26       (c) The conveyance must be in a form approved by the  
27 attorney general.

28       Subd. 2. [LEGAL DESCRIPTION.] (a) The parcel of land that  
29 may be conveyed is described as Lot 21 except parts platted as  
30 Registered Land Survey No. 895 and Idlewood Lake Addition and  
31 Anderson Idlewild Addition and Anderson's Idleview, Auditor's  
32 Subdivision No. 335, Hennepin County, Minnesota.

33       (b) The land described must be sold under the sale  
34 provisions in Minnesota Statutes, section 282.01.

35       (c) Hennepin County has determined that the county's land  
36 management interests would best be served if the lands were

1 returned to private ownership or conveyed to a governmental  
2 subdivision for an authorized public use.

3 [EFFECTIVE DATE.] This section is effective the day  
4 following final enactment.

5 Sec. 9. [CONVEYANCE OF TAX-FORFEITED LAND BORDERING ON  
6 PUBLIC WATER OR INCLUDING WETLANDS; HENNEPIN COUNTY.]

7 Subdivision 1. [SALE REQUIREMENTS.] (a) Notwithstanding  
8 Minnesota Statutes, sections 92.45, 103F.535, and 282.018,  
9 subdivision 1, Hennepin County may sell or convey to the city of  
10 Eden Prairie, a governmental subdivision, for an authorized  
11 public use of wetland purposes, the parcel of tax-forfeited land  
12 bordering public water or natural wetlands containing in excess  
13 of 150 feet of frontage on Lake Idlewild (27-74P) or the  
14 majority of the parcel under water, that is described in  
15 subdivision 2, under the remaining provisions of Minnesota  
16 Statutes, chapter 282.

17 (b) Any such conveyance shall be subject to restrictions  
18 imposed by the commissioner of the Department of Natural  
19 Resources and subject to the clause for reversion to the state  
20 for failure to use, or abandonment of use for which the  
21 tax-forfeited lands were acquired as provided in Minnesota  
22 Statutes, section 282.01.

23 (c) The conveyance must be in a form approved by the  
24 attorney general.

25 Subd. 2. [LEGAL DESCRIPTION.] (a) The parcel of land that  
26 may be conveyed is described as Outlot A, Anderson Idlewild  
27 Addition.

28 (b) The land described must be sold under the sale  
29 provisions in Minnesota Statutes, section 282.01.

30 (c) Hennepin County has determined that the county's land  
31 management interests would best be served if the lands were  
32 returned to private ownership or conveyed to a governmental  
33 subdivision for an authorized public use.

34 [EFFECTIVE DATE.] This section is effective the day  
35 following final enactment.

36 Sec. 10. [PRIVATE SALE OF SURPLUS STATE LAND; HUBBARD

1 COUNTY.]

2 (a) Notwithstanding Minnesota Statutes, sections 94.09 and  
3 94.10, the commissioner of natural resources may sell by private  
4 sale the surplus state land that is described in paragraph (c).

5 (b) The conveyance must be in a form approved by the  
6 attorney general. The attorney general may make necessary  
7 changes to the legal description to correct errors and ensure  
8 accuracy.

9 (c) The land that may be sold is located in Hubbard County  
10 and is described as follows:

11 That part of the Northwest Quarter of the Northwest Quarter  
12 of Section 22, Township 142 North, Range 33 West, Hubbard  
13 County, Minnesota, described as follows:

14 Beginning at the northeast corner of said Northwest Quarter  
15 of the Northwest Quarter, being a 3/4 inch rebar with  
16 plastic cap stamped "MN DNR LS 17005" (DNR Monument);  
17 thence on a bearing based on the Hubbard County Coordinate  
18 System of 1983 of North 88 degrees 51 minutes 21 seconds  
19 West, along the north line of said Northwest Quarter of the  
20 Northwest Quarter 253.67 feet to a DNR Monument; thence  
21 South 04 degrees 03 minutes 57 seconds East 132.71 feet to  
22 a DNR Monument; thence South 79 degrees 15 minutes 13  
23 seconds East 248.33 feet to the east line of said Northwest  
24 Quarter of the Northwest Quarter and a DNR Monument; thence  
25 North 00 degrees 05 minutes 06 seconds East along the east  
26 line of said Northwest Quarter of the Northwest Quarter  
27 173.61 feet to the point of beginning, containing 0.87  
28 acres.

29 (d) The sale would resolve a long-standing unintentional  
30 trespass.

31 Sec. 11. [COUNTY ENVIRONMENTAL TRUST FUND; ITASCA COUNTY.]

32 (a) Notwithstanding Laws 1998, chapter 389, article 16,  
33 section 31, subdivision 4, as amended, Itasca County may spend  
34 money in the Itasca County environmental trust fund to acquire  
35 the land described in paragraph (b) for public access purposes.

36 (b) The land to be acquired by Itasca County is described

1 as:

2 (1) parcel number 91-017-1105; and

3 (2) parcel number 91-017-1102.

4 Sec. 12. [PRIVATE SALE OF TAX-FORFEITED LAND BORDERING  
5 PUBLIC WATER; ITASCA COUNTY.]

6 (a) Notwithstanding Minnesota Statutes, sections 92.45 and  
7 282.018, subdivision 1, and the public sale requirements of  
8 Minnesota Statutes, chapter 282, Itasca County may sell by  
9 private sale the tax-forfeited land bordering public water that  
10 is described in paragraph (c), under Minnesota Statutes, section  
11 282.01, subdivision 7.

12 (b) The conveyance must be in a form approved by the  
13 attorney general for the appraised value of the land and include  
14 conditions that the existing structures must be removed within  
15 one year of the sale and a conservation easement be retained on  
16 the parcel.

17 (c) The land to be sold is located in Itasca County and is  
18 described as: Government Lot 9, Section 19, Township 60 North,  
19 Range 26 West.

20 (d) The county has determined that the county's land  
21 management interests would be best served if the lands were  
22 returned to private ownership.

23 Sec. 13. [PUBLIC SALE OF TAX-FORFEITED LAND BORDERING  
24 PUBLIC WATER; ITASCA COUNTY.]

25 (a) Notwithstanding Minnesota Statutes, sections 92.45 and  
26 282.018, subdivision 1, Itasca County may sell the tax-forfeited  
27 land described in paragraph (c) by public sale, under the  
28 remaining provisions of Minnesota Statutes, chapter 282.

29 (b) The conveyance must be in a form approved by the  
30 attorney general for the appraised value of the land.

31 (c) The land to be sold is located in Itasca County and is  
32 described as:

33 (1) that part lying west of Highway 65 of the Northwest  
34 Quarter of the Northeast Quarter, Section 13, Township 53 North,  
35 Range 23 West;

36 (2) the undivided 1/24th interest in the Northeast Quarter

1 of the Southwest Quarter, Section 13, Township 56 North, Range  
2 25 West;

3 (3) the undivided 1/24th interest in the Northwest Quarter  
4 of the Northwest Quarter, Section 13, Township 56 North, Range  
5 25 West; and

6 (4) the West 200 feet of the East Half of Government Lot 4,  
7 Section 23, Township 58 North, Range 24 West.

8 (d) The county has determined that the county's land  
9 management interests would be best served if the lands were  
10 returned to private ownership.

11 Sec. 14. [PRIVATE SALE OF SURPLUS STATE LAND BORDERING  
12 PUBLIC WATER; LAKE COUNTY.]

13 (a) Notwithstanding Minnesota Statutes, sections 92.45,  
14 94.09, and 94.10, the commissioner of natural resources may sell  
15 by private sale the surplus state land bordering public water  
16 that is described in paragraph (c).

17 (b) The conveyance must be in a form approved by the  
18 attorney general. The conveyance shall reserve a conservation  
19 easement to ensure protection of the fish and wildlife shoreline  
20 habitat. The attorney general may make necessary changes to the  
21 legal description to correct errors and ensure accuracy.

22 (c) The land that may be sold is located in Lake County and  
23 is described as follows: an undivided 1/16th interest in  
24 Government Lot 7, Section 31, Township 63 North, Range 11 West.

25 (d) The sale would allow the combination of the 1/16  
26 interest with the remaining 15/16 interest.

27 Sec. 15. [PRIVATE SALE OF TAX-FORFEITED LAND BORDERING  
28 PUBLIC WATERS; RICE COUNTY.]

29 (a) Notwithstanding Minnesota Statutes, sections 92.45 and  
30 282.018, subdivision 1, and the public sale provisions of  
31 Minnesota Statutes, chapter 282, Rice County may sell by private  
32 sale the tax-forfeited land bordering public waters described in  
33 paragraph (c), under the remaining provisions of Minnesota  
34 Statutes, chapter 282.

35 (b) The sale must be in a form approved by the attorney  
36 general.

1 (c) The land to be sold is located in Rice County and is  
2 described as: Lots 3, 4, and 5, Block 2, original plat of  
3 Morristown (parcel #20.0331.000).

4 (d) The county has determined that the county's land  
5 management interests would best be served if the lands were  
6 returned to private ownership.

7 Sec. 16. [CONVEYANCE OF TAX-FORFEITED LAND BORDERING  
8 PUBLIC WATER; RICE COUNTY.]

9 (a) Notwithstanding Minnesota Statutes, sections 92.45 and  
10 282.018, subdivision 1, Rice County may convey for no  
11 consideration to the city of Dundas the tax-forfeited land  
12 bordering public water that is described in paragraph (c).

13 (b) The conveyance must be in a form approved by the  
14 attorney general and provide that the land revert to the state  
15 if the land is not used for a public purpose as provided in  
16 Minnesota Statutes, section 282.01.

17 (c) The land to be conveyed is located in Rice County and  
18 is described as: All that part of Block Twenty-Two (22), in the  
19 original town, now the city of Dundas, Rice County, Minnesota,  
20 described as follows: Beginning at a point on the Southerly  
21 line of Hester Street, so-called, on the Easterly line of the  
22 right-of-way of the Chicago, Great Western Railway Company;  
23 thence running in a Southerly direction parallel with said right-  
24 of-way, a distance of Two Hundred Twenty-Five (225) Feet; thence  
25 Easterly parallel with Hester Street, so-called, to the banks of  
26 the Cannon River; thence Northerly along the said river bank to  
27 a point where it intersects with the Southerly line of Hester  
28 Street; thence in a Westerly direction along the South line of  
29 Hester Street, to the point of the beginning (parcel  
30 #17.0277.000).

31 (d) The county has determined that the county's land  
32 management interests would best be served if the land was  
33 conveyed to the city of Dundas.

34 Sec. 17. [PRIVATE SALE OF SURPLUS STATE LAND BORDERING  
35 PUBLIC WATER; ROSEAU COUNTY.]

36 (a) Notwithstanding Minnesota Statutes, sections 92.45,

1 94.09, 94.10, and 97A.135, subdivision 2a, the commissioner of  
2 natural resources may sell by private sale the surplus state  
3 land bordering public waters that is described in paragraph (c).

4 (b) The conveyance must be in a form approved by the  
5 attorney general. The attorney general may make necessary  
6 changes to the legal description to correct errors and ensure  
7 accuracy.

8 (c) The land that may be sold is located in Roseau County  
9 and is described as: The southerly 396 feet, south of the south  
10 bank of the Roseau River, of the Southwest Quarter of the  
11 Northeast Quarter of Section 32, in Township 163 North, Range 40  
12 West of the Fifth Principal Meridian in Roseau County,  
13 Minnesota. Said tract of land contains 9.29 acres, more or less.

14 (d) The department has determined that the public interest  
15 is best served if the property were to be conveyed to the Roseau  
16 River Watershed District to allow for completion of the  
17 district's flood control management plan.

18 Sec. 18. [PUBLIC SALE OF TAX-FORFEITED LAND BORDERING  
19 PUBLIC WATER; ST. LOUIS COUNTY.]

20 (a) Notwithstanding Minnesota Statutes, sections 92.45 and  
21 282.018, subdivision 1, St. Louis County may sell the  
22 tax-forfeited lands bordering public water that are described in  
23 paragraphs (c) to (g), under the remaining provisions of  
24 Minnesota Statutes, chapter 282.

25 (b) The conveyances must be in a form approved by the  
26 attorney general. The attorney general may make necessary  
27 changes to legal descriptions to correct errors and ensure  
28 accuracy.

29 (c) The land to be sold is located in St. Louis County and  
30 is described as:

31 (1) the westerly 400 feet of the easterly 800 feet of Lot  
32 4, Section 13, Township 54 North, Range 17 West; and

33 (2) the West Half of the Northwest Quarter of the Southwest  
34 Quarter, Section 33, Township 51 North, Range 16 West.

35 (d) The conveyances of land under this paragraph must  
36 retain for the state a 150-foot trout stream easement lying 75

1 feet on each side of the centerline of the stream. The land to  
2 be sold is located in St. Louis County and is described as:

3 (1) the Northeast Quarter of the Northeast Quarter, Section  
4 7, Township 50 North, Range 18 West;

5 (2) the North Half of the Northeast Quarter and the North  
6 Half of the Northwest Quarter, Section 8, Township 50 North,  
7 Range 18 West;

8 (3) the Northwest Quarter of the Northeast Quarter, except  
9 the North Half, and that part of the West 10 acres of the  
10 Northeast Quarter of the Northeast Quarter lying south of Lester  
11 River and the West 10 acres of the Northeast Quarter of the  
12 Northeast Quarter lying north of Lester River, except the North  
13 5 acres, Section 17, Township 51 North, Range 13 West;

14 (4) the Northwest Quarter of the Southeast Quarter, except  
15 the West Half, and the East 165 feet of the West Half of the  
16 Northwest Quarter of the Southeast Quarter, Section 5, Township  
17 51 North, Range 13 West;

18 (5) the East Half of the Southeast Quarter of the Southeast  
19 Quarter, Section 34, Township 58 North, Range 20 West; and

20 (6) Government Lot 2, Section 17, Township 51 North, Range  
21 12 West, Wonderland 1st Addition to the town of Duluth, Lot 22,  
22 Block 1.

23 (e) The conveyance of land under this paragraph must  
24 contain a deed restriction that is 75 feet in width along the  
25 shoreline, excluding a 15-foot access strip. The land to be  
26 sold is located in St. Louis County and is described as: Lot 6,  
27 Lot 7, and Lot 8, except the easterly 50 feet, Erickson's Beach,  
28 town of Fayal, Section 27, Township 57 North, Range 17 West.

29 (f) The conveyance of land under this paragraph must  
30 contain a deed restriction that is 75 feet in width along the  
31 shoreline. The land to be sold is located in St. Louis County  
32 and is described as: Lots 64 and 65, Vermilion Dells, 1st  
33 Addition Greenwood, Section 2, Township 62 North, Range 16 West.

34 (g) The conveyances of land under this paragraph must  
35 retain for the state a 150-foot conservation easement lying 75  
36 feet on each side of the centerline of the stream. The land to



1 be sold is located in St. Louis County and is described as:

2 (1) the Northeast Quarter of the Southeast Quarter, Section  
3 31, Township 52 North, Range 14 West;

4 (2) the Northeast Quarter of the Southwest Quarter, Section  
5 31, Township 52 North, Range 14 West; and

6 (3) the South Half of the Southwest Quarter of the  
7 Southwest Quarter, except the westerly 15 acres, Section 31,  
8 Township 52 North, Range 14 West.

9 (h) The county has determined that the county's land  
10 management interests would best be served if the lands were  
11 returned to private ownership.

12 Sec. 19. [PRIVATE SALE OF TAX-FORFEITED LAND; ST. LOUIS  
13 COUNTY.]

14 (a) Notwithstanding the public sale provisions of Minnesota  
15 Statutes, chapter 282, or other law to the contrary, St. Louis  
16 County may sell by private sale the tax-forfeited land described  
17 in paragraph (c).

18 (b) The conveyances must be in a form approved by the  
19 attorney general and, except for the parcel under paragraph (c),  
20 clause (4), require the buyers to pay an administration fee to  
21 cover expenses incurred by the county. The attorney general may  
22 make necessary changes to legal descriptions to correct errors  
23 and ensure accuracy.

24 (c) The land to be sold is located in St. Louis County and  
25 is described as:

26 (1) the West 335 feet of the South 130 feet of the  
27 Northwest Quarter of the Northeast Quarter, Section 12, Township  
28 63 North, Range 12 West. This parcel contains 1.0 acres more or  
29 less;

30 (2) the westerly 165.00 feet of the southerly 80.00 feet of  
31 the easterly 490.00 feet of the Southeast Quarter of the  
32 Southeast Quarter, Section 14, Township 51 North, Range 14  
33 West. This parcel contains 0.3 acres;

34 (3) Lot 17, Block 5, Lyman Park Division of Duluth;

35 (4) the West 220 feet of the Southwest Quarter of the  
36 Northeast Quarter, Section 11, Township 54 North, Range 15 West;

1 and

2 (5) the West 115 feet of the Southeast Quarter of the  
3 Northeast Quarter of Section 32, Township 63 North, Range 12  
4 West, lying south of the centerline of State Trunk Highway 169  
5 and subject to highway right-of-way easement. This parcel  
6 contains 2.5 acres more or less.

7 (d) The sales under this section resolve unintentional  
8 occupancy trespasses.

9 Sec. 20. [PUBLIC SALE OF SURPLUS STATE LAND BORDERING  
10 PUBLIC WATER; ST. LOUIS COUNTY.]

11 (a) Notwithstanding Minnesota Statutes, section 92.45, the  
12 commissioner of natural resources may sell by public sale the  
13 surplus land bordering public water that is described in  
14 paragraph (c).

15 (b) The sale must be in a form approved by the attorney  
16 general for consideration no less than the estimated market  
17 value of the land. The attorney general may make necessary  
18 changes in the legal description to correct errors and ensure  
19 accuracy.

20 (c) The land to be sold is located in St. Louis County and  
21 described as: the North 10 feet of the Northeast Quarter of the  
22 Northwest Quarter, Section 16, Township 57 North, Range 17 West,  
23 lying east of St. Mary's Lake.

24 (d) The parcel described in paragraph (c) has been under  
25 lease since 1969 in order for the adjoining owner to meet county  
26 zoning standards and the parcel is no longer needed for natural  
27 resources purposes.

28 → insert PL 0948 amendment  
29 Sec. 21. [PRIVATE SALE OF SURPLUS STATE LAND; WABASHA  
30 COUNTY.]

31 (a) Notwithstanding Minnesota Statutes, sections 94.09 and  
32 94.10, the commissioner of natural resources may sell by private  
33 sale the surplus state land that is described in paragraph (c).

34 (b) The conveyance must be in a form approved by the  
35 attorney general. The attorney general may make necessary  
36 changes to the legal description to correct errors and ensure  
accuracy. Notwithstanding Minnesota Statutes, section 94.10,

1 the consideration for the conveyance is the estimated value for  
2 the land described in paragraph (c) as of January 1976, adjusted  
3 for inflation using the implicit price deflator for government  
4 consumption expenditures and gross investment for state and  
5 local governments prepared by the Bureau of Economic Analysis of  
6 the United States Department of Commerce for the period starting  
7 with January of 1976 and ending with January of 2005.

8 (c) The land that may be sold is located in Wabasha County  
9 and is described as follows:

10 That part of the South Half of the Southwest Quarter of  
11 Section 14, Township 109 North, Range 10 West, Wabasha County,  
12 Minnesota, lying southerly of the following described center  
13 line:

14 Commencing at the southwest corner of said South Half of  
15 the Southwest Quarter from which the southeast corner of  
16 said South Half of the Southwest Quarter bears East,  
17 assumed bearing; thence South 88 degrees 44 minutes East  
18 69.69 feet to the point of beginning; thence North 62  
19 degrees East 72.46 feet; thence North 64 degrees East 48.05  
20 feet; thence East 77.19 feet; thence South 86 degrees East  
21 73.98 feet; thence North 76 degrees East 72.83 feet; thence  
22 North 64 degrees East 75.07 feet; thence North 77 degrees  
23 East 76.52 feet; thence North 85 degrees East 13.74 feet;  
24 thence North 47 degrees East 63.99 feet; thence North 72  
25 degrees East 76.61 feet; thence North 69 degrees East 72.57  
26 feet; thence North 39 degrees East 56.12 feet; thence South  
27 66 degrees East 80.17 feet; thence South 82 degrees East  
28 48.68 feet; thence North 82 degrees East 69.30 feet; thence  
29 South 31 degrees East 81.99 feet; thence South 10 degrees  
30 East 39.39 feet; thence South 12 degrees East 74.13 feet;  
31 thence South 22 degrees East 51.75 feet; thence South 43  
32 degrees East 18.47 feet; thence South 83 degrees East 71.42  
33 feet; thence North 89 degrees East 53.56 feet; thence North  
34 28 degrees East 70.36 feet; thence North 31 degrees East  
35 74.57 feet; thence North 22 degrees East 73.19 feet; thence  
36 North 06 degrees East 52.91 feet; thence North 07 degrees

1 East 68.58 feet; thence North 14 degrees East 75.72 feet;  
2 thence North 17 degrees East 72.04 feet; thence South 76  
3 degrees East 84.66 feet; thence South 51 degrees East 75.23  
4 feet; thence South 73 degrees East 72.96 feet; thence South  
5 79 degrees East 81.25 feet; thence South 01 degree East  
6 82.11 feet; thence South 05 degrees West 73.45 feet; thence  
7 South 22 degrees East 69.17 feet; thence South 72 degrees  
8 East 70.65 feet; thence South 79 degrees East 56.89 feet;  
9 thence North 79 degrees East 54.55 feet; thence South 37  
10 degrees East 80.95 feet; thence South 26 degrees East 49.79  
11 feet, more or less, to the south line of said South Half of  
12 the Southwest Quarter and there terminating, containing 6.4  
13 acres, more or less.

14 (d) The sale would correct an error in a prior land  
15 acquisition that cut off the existing access route to the  
16 remainder of the adjacent landowner's property.

17 Sec. 22. [PRIVATE SALE OF TAX-FORFEITED LAND BORDERING  
18 PUBLIC WATER; WASHINGTON COUNTY.]

19 (a) Notwithstanding Minnesota Statutes, sections 92.45 and  
20 282.018, subdivision 1, and the public sale provisions of  
21 Minnesota Statutes, chapter 282, Washington County may sell the  
22 tax-forfeited land described in paragraph (c) by private sale,  
23 under the remaining provisions of Minnesota Statutes, chapter  
24 282.

25 (b) The conveyance must be in a form approved by the  
26 attorney general for the appraised value of the land.

27 (c) The land to be sold is property ID number  
28 22.032.21.12.0001, located in Washington County, and described  
29 as: the Northwest Quarter of the Northeast Quarter of Section  
30 22, Township 32 North, Range 21 West of the 4th Principal  
31 Meridian, except the following: that part platted as GREEN  
32 VALLEY-2ND PLAT according to the recorded plat thereof. And  
33 also except the South 220 feet of the West 40 feet of said  
34 Northwest Quarter of the Northeast Quarter. And also except the  
35 East 300 feet of the West 750.41 feet of said Northwest Quarter  
36 of the Northeast Quarter. And also except commencing at the

1 northwest corner of Lot 4, GREEN VALLEY according to the  
2 recorded plat thereof, which point is on the north line of said  
3 Section 22; thence East (North 90 degrees 00 minutes East) along  
4 the north line of said GREEN VALLEY and said north line of  
5 Section 22 a distance of 418 feet to the northeast corner of Lot  
6 7 of said GREEN VALLEY and the point of beginning; thence South  
7 00 degrees 03 minutes East, along the easterly line of said Lot  
8 7, a distance of 295.6 feet to the southeast corner of said Lot  
9 7 and the north line of GREEN VALLEY-2ND PLAT, according to the  
10 recorded plat thereof; thence South 76 degrees 49 minutes East,  
11 along said north line of GREEN VALLEY-2ND PLAT, a distance of  
12 872.7 feet; thence North 54 degrees 37 minutes 30 seconds East a  
13 distance of 202.8 feet; thence North 78 degrees 04 minutes 30  
14 seconds East a distance of 505 feet, more or less, to the shore  
15 of Shields Lake; thence northerly, along the shore of Shields  
16 Lake, a distance of 280 feet, more or less, to said north line  
17 of Section 22; thence West along said north line a distance of  
18 1573.16 feet, more or less, to the point of beginning.

19 (d) The county has determined that the county's land  
20 management interests would be best served if the lands were  
21 returned to private ownership.

22 Sec. 23. [EASEMENT ON STATE LAND BORDERING PUBLIC WATER;  
23 WASHINGTON COUNTY.]

24 (a) Notwithstanding Minnesota Statutes, sections 92.45,  
25 94.09, and 94.10, the commissioner of natural resources shall  
26 convey an easement on land bordering public water that is  
27 described in paragraph (c). The easement shall be issued to the  
28 current owners of land who purchased land subject to an easement  
29 on the property described in paragraph (c), and shall allow one  
30 dock on the property for use by the easement holders.

31 (b) The conveyance must be in a form approved by the  
32 attorney general for consideration of the easement preparation  
33 and filing costs, and provide that the easement to a property  
34 owner expires when the current owner conveys to another person  
35 the property that qualified the person for the easement under  
36 paragraph (a). The attorney general may make necessary changes

1 to the legal description to correct errors and ensure accuracy.

2 (c) The land for which an easement is conveyed is located

3 in Washington County and is described as:

4 part of Government Lot 6, Section 5, Township 29, Range 21,  
5 being the South 45 feet lying east of the road, subject to  
6 an easement (lot ID# 05.029.21.41.0001).

7 Sec. 24. [REPEALER.]

8 Minnesota Statutes 2004, section 84.033, subdivision 2, is

9 repealed.

APPENDIX  
Repealed Minnesota Statutes for S0896-2

**84.033 SCIENTIFIC AND NATURAL AREAS.**

Subd. 2. Designation approval. No scientific and natural area may be designated unless the designation is approved by resolution of the board of the county in which the land is located.

(A)

1 Senator ..... moves to amend S.F. No. <sup>896</sup> ..... as follows:

2 Page <sup>15</sup> after line <sup>27</sup> insert:

3 "Sec. <sup>21</sup> [NO-BUILD EASEMENT.]

4 Notwithstanding any other law to the contrary, the St.  
5 Louis County Board of Commissioners may convey a three-foot  
6 permanent no-build easement on the northeasterly border of the  
7 unsold tax-forfeited property described as lot 35 in the plat of  
8 Upper Duluth St. Louis Avenue to an individual owner of private  
9 property that shares a border with the tax-forfeited lot.

10 ~~Sec. 2. [EFFECTIVE DATE; LOCAL APPROVAL.]~~

11 <sup>THIS</sup> ~~Section~~ <sup>X</sup> is effective the day after the St. Louis County  
12 Board of Commissioners and its chief clerical officer comply  
13 with Minnesota Statutes, section 645.021, subdivisions 2 and 3."

14 Delete the title and insert:

15 "A bill for an act relating to St. Louis County;  
16 authorizing the county board to convey an easement."



A

- 1 Senator ..... moves to amend S.F. No. 896 as follows:
- 2 Page 4, line 8, delete "State" and insert "U.S."
- 3 Page 4, line 9, delete "northeasterly" and insert
- 4 "northwestern"

### COMMITTEE REPORT - WITH AMENDMENTS

Committee on TAXES

S.F. No. 896

     Resolution

Re-referred (from another committee)

**Amendments:**

A-13  
pr 947 as amended.

**Committee recommendation:**

And when so amended the bill do pass.

     And when so amended the bill do pass and be placed on the Consent Calendar.

     And when so amended the bill do pass and be re-referred to the Committee on

**No recommendation:** And when so amended the bill be      (re-referred to the Committee on     )

OR      (reported to the Senate).

May 17<sup>th</sup> 2005 (date of committee recommendation)

1 Senator Pogemiller from the Committee on Taxes, to which  
2 was re-referred

3 S.F. No. 896: A bill for an act relating to natural  
4 resources; state lands; modifying requirements for designation  
5 of scientific and natural areas; authorizing the private sale of  
6 certain surplus state lands; authorizing the public and private  
7 sale of certain tax-forfeited lands bordering public waters;  
8 providing for an easement on state land bordering a public  
9 water; amending Minnesota Statutes 2004, sections 84.033, by  
10 adding a subdivision; 97A.093; Laws 2003, First Special Session  
11 chapter 13, section 25; repealing Minnesota Statutes 2004,  
12 section 84.033, subdivision 2.

13 Reports the same back with the recommendation that the bill  
14 be amended as follows:

15 Page 4, line 8, delete "State" and insert "U.S."

16 Page 4, line 9, delete "northeasterly" and insert  
17 "northwestern"

18 Page 15, after line 27, insert:

19 "Sec. 21 [NO-BUILD EASEMENT.]

20 Notwithstanding any other law to the contrary, the St.

21 Louis County Board of Commissioners may convey a three-foot

22 permanent no-build easement on the northeasterly border of the

23 unsold tax-forfeited property described as lot 35 in the plat of

24 Upper Duluth St. Louis Avenue to an individual owner of private

25 property that shares a border with the tax-forfeited lot.

26 [EFFECTIVE DATE.] This section is effective the day after

27 the St. Louis County Board of Commissioners and its chief

28 clerical officer comply with Minnesota Statutes, section

29 645.021, subdivisions 2 and 3."

30 Renumber the sections in sequence

31 Amend the title as follows:

32 Page 1, line 8, after the semicolon, insert "authorizing  
33 conveyance of an easement;"

34 And when so amended the bill do pass. Amendments adopted.  
35 Report adopted.

36   
37 .....  
38 (Committee Chair)

39 May 17, 2005.....  
40 (Date of Committee recommendation)