

1.1 Senator moves to amend S.F. No. 3704 as follows:

1.2 Page 5, after line 13, insert:

1.3 "Sec. 5. Minnesota Statutes 2020, section 282.04, subdivision 1, is amended to read:

1.4 Subdivision 1. **Timber sales; land leases and uses.** (a) The county auditor, with terms
1.5 and conditions set by the county board, may sell timber upon any tract that may be approved
1.6 by the natural resources commissioner. The sale of timber shall be made for cash at not less
1.7 than the appraised value determined by the county board to the highest bidder after not less
1.8 than one week's published notice in an official paper within the county. Any timber offered
1.9 at the public sale and not sold may thereafter be sold at private sale by the county auditor
1.10 at not less than the appraised value thereof, until the time as the county board may withdraw
1.11 the timber from sale. The appraised value of the timber and the forestry practices to be
1.12 followed in the cutting of said timber shall be approved by the commissioner of natural
1.13 resources.

1.14 (b) Payment of the full sale price of all timber sold on tax-forfeited lands shall be made
1.15 in cash at the time of the timber sale, except in the case of oral or sealed bid auction sales,
1.16 the down payment shall be no less than 15 percent of the appraised value, and the balance
1.17 shall be paid prior to entry. In the case of auction sales that are partitioned and sold as a
1.18 single sale with predetermined cutting blocks, the down payment shall be no less than 15
1.19 percent of the appraised price of the entire timber sale which may be held until the satisfactory
1.20 completion of the sale or applied in whole or in part to the final cutting block. The value of
1.21 each separate block must be paid in full before any cutting may begin in that block. With
1.22 the permission of the county contract administrator the purchaser may enter unpaid blocks
1.23 and cut necessary timber incidental to developing logging roads as may be needed to log
1.24 other blocks provided that no timber may be removed from an unpaid block until separately
1.25 scaled and paid for. If payment is provided as specified in this paragraph as security under
1.26 paragraph (a) and no cutting has taken place on the contract, the county auditor may credit
1.27 the security provided, less any down payment required for an auction sale under this
1.28 paragraph, to any other contract issued to the contract holder by the county under this chapter
1.29 to which the contract holder requests in writing that it be credited, provided the request and
1.30 transfer is made within the same calendar year as the security was received.

1.31 (c) The county board may sell any timber, including biomass, as appraised or scaled.
1.32 Any parcels of land from which timber is to be sold by scale of cut products shall be so
1.33 designated in the published notice of sale under paragraph (a), in which case the notice shall
1.34 contain a description of the parcels, a statement of the estimated quantity of each species

2.1 of timber, and the appraised price of each species of timber for 1,000 feet, per cord or per
2.2 piece, as the case may be. In those cases any bids offered over and above the appraised
2.3 prices shall be by percentage, the percent bid to be added to the appraised price of each of
2.4 the different species of timber advertised on the land. The purchaser of timber from the
2.5 parcels shall pay in cash at the time of sale at the rate bid for all of the timber shown in the
2.6 notice of sale as estimated to be standing on the land, and in addition shall pay at the same
2.7 rate for any additional amounts which the final scale shows to have been cut or was available
2.8 for cutting on the land at the time of sale under the terms of the sale. Where the final scale
2.9 of cut products shows that less timber was cut or was available for cutting under terms of
2.10 the sale than was originally paid for, the excess payment shall be refunded from the forfeited
2.11 tax sale fund upon the claim of the purchaser, to be audited and allowed by the county board
2.12 as in case of other claims against the county. No timber, except hardwood pulpwood, may
2.13 be removed from the parcels of land or other designated landings until scaled by a person
2.14 or persons designated by the county board and approved by the commissioner of natural
2.15 resources. Landings other than the parcel of land from which timber is cut may be designated
2.16 for scaling by the county board by written agreement with the purchaser of the timber. The
2.17 county board may, by written agreement with the purchaser and with a consumer designated
2.18 by the purchaser when the timber is sold by the county auditor, and with the approval of
2.19 the commissioner of natural resources, accept the consumer's scale of cut products delivered
2.20 at the consumer's landing. No timber shall be removed until fully paid for in cash. Small
2.21 amounts of timber not exceeding 500 cords in appraised volume may be sold for not less
2.22 than the full appraised value at private sale to individual persons without first publishing
2.23 notice of sale or calling for bids, provided that in case of a sale involving a total appraised
2.24 value of more than \$200 the sale shall be made subject to final settlement on the basis of a
2.25 scale of cut products in the manner above provided and not more than two of the sales,
2.26 directly or indirectly to any individual shall be in effect at one time.

2.27 (d) As directed by the county board, the county auditor may lease tax-forfeited land to
2.28 individuals, corporations or organized subdivisions of the state at public or private sale, and
2.29 at the prices and under the terms as the county board may prescribe, for use as cottage and
2.30 camp sites and for agricultural purposes and for the purpose of taking and removing of hay,
2.31 stumpage, sand, gravel, clay, rock, marl, and black dirt from the land, and for garden sites
2.32 and other temporary uses provided that no leases shall be for a period to exceed ~~ten~~ 25 years;
2.33 provided, further that any leases involving a consideration of more than ~~\$12,000~~ \$50,000
2.34 per year, except to an organized subdivision of the state shall first be offered at public sale
2.35 in the manner provided herein for sale of timber. Upon the sale of any leased land, it shall
2.36 remain subject to the lease for not to exceed one year from the beginning of the term of the

3.1 lease. Any rent paid by the lessee for the portion of the term cut off by the cancellation shall
3.2 be refunded from the forfeited tax sale fund upon the claim of the lessee, to be audited and
3.3 allowed by the county board as in case of other claims against the county.

3.4 (e) As directed by the county board, the county auditor may lease tax-forfeited land to
3.5 individuals, corporations, or organized subdivisions of the state at public or private sale, at
3.6 the prices and under the terms as the county board may prescribe, for the purpose of taking
3.7 and removing for use for road construction and other purposes tax-forfeited stockpiled
3.8 iron-bearing material. The county auditor must determine that the material is needed and
3.9 suitable for use in the construction or maintenance of a road, tailings basin, settling basin,
3.10 dike, dam, bank fill, or other works on public or private property, and that the use would
3.11 be in the best interests of the public. No lease shall exceed ten years. The use of a stockpile
3.12 for these purposes must first be approved by the commissioner of natural resources. The
3.13 request shall be deemed approved unless the requesting county is notified to the contrary
3.14 by the commissioner of natural resources within six months after receipt of a request for
3.15 approval for use of a stockpile. Once use of a stockpile has been approved, the county may
3.16 continue to lease it for these purposes until approval is withdrawn by the commissioner of
3.17 natural resources.

3.18 (f) The county auditor, with the approval of the county board is authorized to grant
3.19 permits, licenses, and leases to tax-forfeited lands for the depositing of stripping, lean ores,
3.20 tailings, or waste products from mines or ore milling plants, or to use for facilities needed
3.21 to recover iron-bearing oxides from tailings basins or stockpiles, or for a buffer area needed
3.22 for a mining operation, upon the conditions and for the consideration and for the period of
3.23 time, not exceeding 25 years, as the county board may determine. The permits, licenses, or
3.24 leases are subject to approval by the commissioner of natural resources.

3.25 (g) Any person who removes any timber from tax-forfeited land before said timber has
3.26 been scaled and fully paid for as provided in this subdivision is guilty of a misdemeanor.

3.27 (h) The county auditor may, with the approval of the county board, and without first
3.28 offering at public sale, grant leases, for a term not exceeding 25 years, for the removal of
3.29 peat and for the production or removal of farm-grown closed-loop biomass as defined in
3.30 section 216B.2424, subdivision 1, or short-rotation woody crops from tax-forfeited lands
3.31 upon the terms and conditions as the county board may prescribe. Any lease for the removal
3.32 of peat, farm-grown closed-loop biomass, or short-rotation woody crops from tax-forfeited
3.33 lands must first be reviewed and approved by the commissioner of natural resources if the
3.34 lease covers 320 or more acres. No lease for the removal of peat, farm-grown closed-loop
3.35 biomass, or short-rotation woody crops shall be made by the county auditor pursuant to this

4.1 section without first holding a public hearing on the auditor's intention to lease. One printed
4.2 notice in a legal newspaper in the county at least ten days before the hearing, and posted
4.3 notice in the courthouse at least 20 days before the hearing shall be given of the hearing.

4.4 (i) Notwithstanding any provision of paragraph (c) to the contrary, the St. Louis County
4.5 auditor may, at the discretion of the county board, sell timber to the party who bids the
4.6 highest price for all the several kinds of timber, as provided for sales by the commissioner
4.7 of natural resources under section 90.14. Bids offered over and above the appraised price
4.8 need not be applied proportionately to the appraised price of each of the different species
4.9 of timber.

4.10 (j) In lieu of any payment or deposit required in paragraph (b), as directed by the county
4.11 board and under terms set by the county board, the county auditor may accept an irrevocable
4.12 bank letter of credit in the amount equal to the amount otherwise determined in paragraph
4.13 (b). If an irrevocable bank letter of credit is provided under this paragraph, at the written
4.14 request of the purchaser, the county may periodically allow the bank letter of credit to be
4.15 reduced by an amount proportionate to the value of timber that has been harvested and for
4.16 which the county has received payment. The remaining amount of the bank letter of credit
4.17 after a reduction under this paragraph must not be less than 20 percent of the value of the
4.18 timber purchased. If an irrevocable bank letter of credit or cash deposit is provided for the
4.19 down payment required in paragraph (b), and no cutting of timber has taken place on the
4.20 contract for which a letter of credit has been provided, the county may allow the transfer
4.21 of the letter of credit to any other contract issued to the contract holder by the county under
4.22 this chapter to which the contract holder requests in writing that it be credited.

4.23 (k) As directed by the county board, the county auditor may lease tax-forfeited land
4.24 under the terms and conditions prescribed by the county board for the purposes of
4.25 investigating, analyzing, and developing conservation easements that provide ecosystem
4.26 services.

4.27 Sec. 6. Minnesota Statutes 2020, section 282.04, is amended by adding a subdivision to
4.28 read:

4.29 Subd. 4b. **Conservation easements.** The county auditor, with prior review and
4.30 consultation with the commissioner of natural resources and under the terms and conditions
4.31 prescribed by the county board, including reversion in the event of nonuse, may convey
4.32 conservation easements as defined in section 84C.01 on tax-forfeited land."

4.33 Page 9, line 27, after "Forest" insert ", those parts of St. Louis County, described as
4.34 follows"

5.1 Page 11, after line 12, insert:

5.2 "Sec. 12. CONVEYANCE OF TAX-FORFEITED LAND BORDERING PUBLIC
5.3 WATER; GOODHUE COUNTY.

5.4 (a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, and
5.5 the public sale provisions of Minnesota Statutes, chapter 282, Goodhue County may convey
5.6 to the city of Wanamingo for no consideration the tax-forfeited land bordering public water
5.7 that is described in paragraph (c).

5.8 (b) The conveyance must be in a form approved by the attorney general and provide
5.9 that the land reverts to the state if the city of Wanamingo stops using the land for the public
5.10 purpose described in paragraph (d). The attorney general may make changes to the land
5.11 description to correct errors and ensure accuracy.

5.12 (c) The land to be conveyed is located in Goodhue County and is described as: That part
5.13 of the Southeast Quarter of Section 30, Township 110 North, Range 16 West, Goodhue
5.14 County, Minnesota, described as follows: Commencing at the northeast corner of Lot 7,
5.15 Block 2, Axelson's Hillcrest Addition, according to the recorded plat thereof; thence South
5.16 89 degrees 48 minutes 15 seconds East (assuming that the east line of Axelson's Hillcrest
5.17 Addition also being the west line of the Southeast Quarter of said Section 30, has a bearing
5.18 of North 00 degrees 11 minutes 45 seconds East), a distance of 30.00 feet; thence North 00
5.19 degrees 11 minutes 45 seconds East, a distance of 342.00 feet to the point of beginning;
5.20 thence South 89 degrees 48 minutes 15 seconds East, a distance of 60.00 feet; thence North
5.21 00 degrees 11 minutes 45 seconds East, a distance of 280.00 feet; thence South 89 degrees
5.22 48 minutes 15 seconds East, a distance of 60.00 feet; thence North 00 degrees 11 minutes
5.23 45 seconds East, a distance of 394 feet, more or less to the north line of the Southeast Quarter
5.24 of said Section 30, thence westerly, along said north line, a distance of 150.00 feet, more
5.25 or less, to the northwest corner of said Southeast Quarter; thence South 00 degrees 11
5.26 minutes 45 seconds West, along the west line of said Southeast Quarter, a distance of 674
5.27 feet, more or less, to an intersection with a line bearing North 89 degrees 48 minutes 15
5.28 seconds West from said point of beginning; thence South 89 degrees 48 minutes 15 seconds
5.29 East, a distance of 30.00 feet to the point of beginning. EXCEPT that part of the above
5.30 description now platted as Emerald Valley (parcel number 70.380.0710).

5.31 (d) The county has determined that the land is needed for a park trail extension.

5.32 EFFECTIVE DATE. This section is effective the day following final enactment."

5.33 Page 12, after line 31, insert:

6.1 "Sec. 15. CONVEYANCE OF SURPLUS STATE LAND BORDERING PUBLIC
6.2 WATER; LAKE COUNTY.

6.3 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, or any other
6.4 state law to the contrary and unless prohibited by federal law, the commissioner of natural
6.5 resources may convey to the city of Two Harbors for no consideration the surplus land that
6.6 is described in paragraph (c).

6.7 (b) The conveyance must be in a form approved by the attorney general and must provide
6.8 that the proceeds of the sale of any portion of the land described in paragraph (c) by the city
6.9 be paid to the state. The attorney general may make changes to the land description to correct
6.10 errors and ensure accuracy.

6.11 (c) The land to be sold is located in Lake County and is described as:

6.12 (1) that part of Government Lot 1, Section 1, Township 52 North, Range 11 West of the
6.13 4th Principal Meridian, Lake County, Minnesota, lying southerly and easterly of the following
6.14 described lines: commencing at the Center East 1/16 Corner; thence along the North-South
6.15 1/16 line on an assumed bearing of North 00 degrees 46 minutes 07 seconds East 144.23
6.16 feet; thence North 67 degrees 30 minutes 43 seconds West 385.00 feet; thence North 22
6.17 degrees 29 minutes 17 seconds East 24.00 feet; thence South 67 degrees 30 minutes 43
6.18 seconds East 385.00 feet; thence easterly a distance of 232.90 feet along a tangential curve
6.19 concave to the North having a radius of 611.85 feet and central angle of 21 degrees 48
6.20 minutes 36 seconds; thence South 89 degrees 19 minutes 19 seconds East 1015.67 feet;
6.21 thence South 00 degrees 40 minutes 41 seconds West 35.00 feet; thence South 89 degrees
6.22 19 minutes 19 seconds East 73.08 feet to the east line of said Government Lot 1 and the
6.23 point of beginning of said line; thence North 89 degrees 19 minutes 19 seconds West 877.08
6.24 feet; thence North 00 degrees 40 minutes 41 seconds East 11.00 feet; thence North 89
6.25 degrees 19 minutes 19 seconds West 28.86 feet; thence South 0 degrees 51 minutes 25
6.26 seconds West 19.82 feet to a 3/4-inch by 24-inch rebar marked "MN DNR LS 16098" (DNR
6.27 monument); thence continuing South 00 degrees 51 minutes 25 seconds West 484.06 feet
6.28 to a DNR monument; thence continuing South 00 degrees 51 minutes 25 seconds West 78
6.29 feet, more or less to the shore of Lake Superior and there terminating; containing 14.5 acres,
6.30 more or less (parcel identification number 23-7600-01415);

6.31 (2) that part of Government Lot 3, Section 6, Township 52 North, Range 10 West of the
6.32 Fourth Principal Meridian, described as follows: commencing at the West Quarter corner
6.33 of said Section 6 (Northwest corner of said Government Lot 3); thence North 88 degrees
6.34 43 minutes 09 seconds East along the North line of said Government Lot 3 a distance of

7.1 485.19 feet; thence South 00 degrees 20 minutes 34 seconds East a distance of 16 feet, more
7.2 or less, to the South line of the Northerly 16 feet of said Government Lot 3, being the point
7.3 of beginning of the parcel described herein; thence continuing South 00 degrees 20 minutes
7.4 34 seconds East a distance of 584 feet, more or less, to a line lying within 600 feet and South
7.5 of the North boundary of said Government 3; thence Westerly, along said line, to the West
7.6 line of said Government Lot 3; thence Northerly, along the West line of the said Government
7.7 Lot 3 to the South line of the Northerly 16 feet of said Government Lot 3; thence Easterly
7.8 along the South line of the Northerly 16 feet of said Government Lot 3 to the point of
7.9 beginning; except minerals (parcel identification number 23-7600-06605);

7.10 (3) together with that part of Government Lot 3, Section 6, Township 52 North, Range
7.11 10 West of the 4th Principal Meridian, Lake County, Minnesota lying west of the following
7.12 described line: commencing at the west quarter corner of said Section 6 (Northwest Corner
7.13 of said Government Lot 3); thence North 88 degrees 43 minutes 09 seconds East along the
7.14 north line of said Government Lot 3 a distance of 485.19 feet to the point of beginning of
7.15 said line; thence South 00 degrees 20 minutes 34 seconds East a distance of 766.64 feet;
7.16 thence South 54 degrees 38 minutes 48 seconds West a distance of 23 5 feet, more of less,
7.17 to the shore of Lake Superior, and there terminating, except that part lying within 600 feet
7.18 and South of the North boundary of said Government Lot 3; containing 2.4 acres, more or
7.19 less (parcel identification number 23-7600-06607); and

7.20 (4) that part of Government Lot 3, Section 6, Township 52 North, Range 10 West, of
7.21 the Fourth Principal Meridian, described as follows: commencing at the west quarter corner
7.22 of said Section 6 (northwest corner of said Government Lot 3); thence North 88 degrees 43
7.23 minutes 09 seconds East along the north line of said Government Lot 3 a distance of 485.19
7.24 feet; thence South 00 degrees 20 minutes 34 seconds East a distance of 766.64 feet, to a
7.25 5/8-foot rebar marked "RLS No. 16089", also being the point of beginning; thence South
7.26 25 degrees 10 minutes 17 seconds East a distance of 51.74 feet to a 3/4-inch by 12-inch
7.27 rebar marked "MN DNR LS 16098" (DNR monument); thence South 30 degrees 09 minutes
7.28 12 seconds East a distance of 583.16 feet to a DNR monument; thence South 88 degrees
7.29 01 minute 03 seconds West a distance of 124.04 feet to a DNR monument; thence South
7.30 07 degrees 58 minutes 29 seconds East a distance of 517.23 feet to a DNR monument;
7.31 thence continuing South 07 degrees 58 minutes 29 seconds East a distance of 76 feet, more
7.32 or less, to the shoreline of Lake Superior; thence northwesterly, northerly, northeasterly and
7.33 northwesterly a distance of 1390 feet, more or less, along said shoreline to point which bears
7.34 South 54 degrees 38 minutes 48 seconds West from the point of beginning; thence North
7.35 54 degrees 38 minutes 48 seconds East a distance of 25 feet, more or less, to a DNR

8.1 monument; thence continuing North 54 degrees 38 minutes 48 seconds East a distance of
8.2 210.00 feet to the point of beginning and there terminating (parcel identification number
8.3 23-7600-06611).

8.4 (d) The commissioner has determined that the land is no longer needed for any state
8.5 purpose and that the state's land management interests would best be served if the land was
8.6 conveyed to the city of Two Harbors. "

8.7 Page 13, after line 12, insert:

8.8 "Sec. 17. **LAND EXCHANGE; ST. LOUIS COUNTY.**

8.9 (a) Notwithstanding Minnesota Statutes, section 92.461, and the riparian restrictions in
8.10 Minnesota Statutes, section 94.342, subdivision 3, St. Louis County may, with the approval
8.11 of the Land Exchange Board as required under the Minnesota Constitution, article XI,
8.12 section 10, and according to the remaining provisions of Minnesota Statutes, sections 94.342
8.13 to 94.347, exchange the land described in paragraph (c).

8.14 (b) The conveyance must be in the form approved by the attorney general. The attorney
8.15 general may make necessary changes to the legal description to correct errors and ensure
8.16 accuracy.

8.17 (c) The lands that may be conveyed are located in St. Louis County and are described
8.18 as:

8.19 (1) Sections 1 and 2, Township 53 North, Range 18 West;

8.20 (2) Sections 19, 20, 29, 30, 31, and 32, Township 54 North, Range 17 West;

8.21 (3) Sections 24, 25, 26, and 35, Township 54 North, Range 18 West;

8.22 (4) Sections 22, 23, 26, and 27, Township 54 North, Range 19 West; and

8.23 (5) Sections 8, 9, 17, and 18, Township 55 North, Range 18 West.

8.24 Sec. 18. **LAND ACQUISITION TRUST FUND; ST. LOUIS COUNTY.**

8.25 Notwithstanding Minnesota Statutes, chapter 282, and any other law relating to the
8.26 apportionment of proceeds from the sale of tax-forfeited land, St. Louis County may deposit
8.27 proceeds from the sale of tax-forfeited lands into a tax-forfeited land acquisition trust fund
8.28 established by St. Louis County under this section. The principal and interest from the fund
8.29 may be spent on the purchase of lands better suited for retention and management by St.
8.30 Louis County. Lands purchased with money from the land acquisition trust fund must:

- 9.1 (1) become subject to a trust in favor of the governmental subdivision wherein the lands
9.2 lie and all laws related to tax-forfeited lands; and
9.3 (2) be used for forestry, mineral management, or environmental services.

9.4 Sec. 19. **PRIVATE SALE OF TAX-FORFEITED LANDS; ST. LOUIS COUNTY.**

- 9.5 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
9.6 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands
9.7 described in paragraph (c).

- 9.8 (b) The conveyances must be in a form approved by the attorney general. The attorney
9.9 general may make changes to the land descriptions to correct errors and ensure accuracy.

- 9.10 (c) The lands to be sold are located in St. Louis County and are described as:

- 9.11 (1) Lots 23 through 30, including part of adjacent vacant alley, Block 54, Bay View
9.12 Addition to Duluth No. 2, Township 49, Range 15, Section 11 (parcel identification number
9.13 010-0230-03300); and

- 9.14 (2) Lot 2, except the South 760 feet, Township 62, Range 20, Section 18 (part of parcel
9.15 identification number 430-0010-02916).

- 9.16 (d) The county has determined that the county's land management interests would best
9.17 be served if the lands were returned to private ownership."

9.18 Page 13, after line 32, insert:

9.19 "Sec. 21. **REPEALER.**

9.20 Laws 2012, chapter 236, section 28, subdivision 9, as amended by Laws 2016, chapter
9.21 154, section 11, Laws 2019, First Special Session chapter 4, article 4, section 7, is repealed.

9.22 **EFFECTIVE DATE.** This section is effective the day following final enactment."

9.23 Renumber the sections in sequence and correct the internal references

9.24 Amend the title accordingly