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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. 1038

February 15, 2007
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The bill was read for the first time and referred to the Transportation Finance Division

1.1 A bill for an act
1.2 relating to transportation; requiring commissioner of transportation to reconvey
1.3 encroached-upon right-of-way along marked Trunk Highway 23.

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

1.5 Section 1. **CONVEYANCE OF STATE INTEREST IN REAL PROPERTY.**

1.6 (a) Notwithstanding Minnesota Statutes, sections 16B.281 to 16B.287, or any other
1.7 law to the contrary, the commissioner of transportation shall convey and quitclaim the
1.8 parcel of land described in paragraph (b) to an individual who owns private property that
1.9 is adjacent to marked Trunk Highway 23 and who owns the structure located, in part,
1.10 within the right-of-way of marked Trunk Highway 23.

1.11 (b) The parcel of land to be conveyed is located in Stearns County and consists of
1.12 that portion of the right-of-way of marked Trunk Highway 23 containing a structure
1.13 encroaching upon the right-of-way and not owned by the commissioner of transportation,
1.14 plus an additional one foot around the structure, where the structure is located on lots 7
1.15 and 8, block 5, plat 70015, Oak Park Addition in Paynesville (parcel #7039217000).

1.16 (c) The conveyance must be in a form approved by the attorney general. The
1.17 attorney general may make necessary changes to the legal description to correct errors
1.18 and ensure accuracy.

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