

HOUSE RESEARCH

Bill Summary

FILE NUMBER: S.F. 2602 (H.F. 3298)

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Version: First engrossment

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Subject: Eminent domain, easement discharge

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Provides for discharge of *portion* of an easement acquired by condemnation that is not being used for the purposes for which it was acquired.

Under current law, the discharge provision applies to “an easement.” In December 2009, the state court of appeals held that the statute did not allow for discharge of a portion of an easement. *Larson v. State*, 776 N.W.2d 727 (Minn. App. 2009).