

CHAPTER 547—H. F. No. 1669

An act relating to state lands and minerals, providing for the designation of such lands as mining units and for the sale and issuance of prospecting permits therefor; amending Minnesota Statutes 1949, Sections 93.15, 93.16, and 93.17, Subdivision 3.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1949, Section 93.15, is amended to read:

93.15 **Land divided into mining units.** *Subdivision 1. The commissioner of conservation may designate any lands belonging to the state or in which the state has an interest as mining units and may rearrange or modify such mining units from time to time, subject to the limitations herein prescribed. No mining unit shall contain lands belonging to more than one permanent trust fund. Each mining unit shall consist of a contiguous tract not exceeding 80 acres in area except as follows.*

(1) *An area not exceeding 90 acres consisting of or including one or more government lots or fractional or oversized subdivisions according to the government survey may be included in one mining unit.*

(2) *An area of any size which has been covered by a state mining lease or contract heretofore issued and heretofore or hereafter terminated may be included in one mining unit.*

(3) *An area of any size within the bed of any public waters belonging to the state may be included in one mining unit.*

Subd. 2. The commissioner shall prepare and keep on file in the office of the division of lands and minerals of the department of conservation and at such other places as he may direct a list of the mining units designated hereunder, giving the descriptions thereof and such other information as he deems necessary. In case the commissioner shall prescribe special conditions to be included in a prospecting permit or lease for any mining unit as authorized by law, he shall include a statement of such conditions with the designation of such unit in the list.

Subd. 3. Except as otherwise expressly provided by law, each prospecting permit or mining lease shall cover only one entire mining unit designated as herein provided, and the designation of a mining unit in force at the time an application for a prospecting permit therefor is received by the commissioner according to law shall govern and shall remain unchanged for the purposes of such permit or any lease issued pursuant thereto.

Section 2. Minnesota Statutes 1949, Section 93.16, is amended to read:

93.16. Permits; sale, notice. *Except as otherwise expressly provided by law, prospecting permits for iron ore or other minerals belonging to the state shall be issued only upon public sale as herein provided. The sale of permits may be held here annually, at the discretion of the commissioner, on the second Monday in August. The commissioner shall give public notice of each sale by publication for four successive weeks in a daily newspaper printed and published in each of the cities of St. Paul, Minneapolis, Duluth, Hibbing, and Virginia. The last publication shall be not less than seven days nor more than 30 days before August 1 next preceding the sale. Like notice may be published in not to exceed two additional newspapers and two trade magazines, as the commissioner may direct.*

Each notice shall contain the following information:

- (1) Time and place of holding the sale;*
- (2) The general requirements of law affecting bidders and purchasers of permits;*
- (3) The place or places where the list of mining units, to be offered for sale will be available for inspection and where forms for bids and applications for prospecting permits may be obtained.*
- (4) Such other information as the commissioner may direct.*

Section 3. Minnesota Statutes 1949, Section 93.17, Subdivision 3, is amended to read:

Subd. 3. On the date fixed for the sale at 11 o'clock in

the forenoon in the office of the governor in the state capitol in St. Paul the commissioner shall publicly announce the number of applications and bids received, *and none received thereafter shall be considered*. The commissioner, together with the executive council, shall then publicly open *the* bids, announce the amount of each bid separately, and award the permits to the highest bidders *for the respective mining units*, but no bids shall be accepted that shall not equal or exceed the *minimum* amounts provided for in section 93.20, nor shall any bid be accepted that shall not comply with the law and be accompanied by a certified check for the faithful performance of the terms of each permit as hereinbefore set out. The right is reserved to the state to reject any and all bids. All applications for permits and bids not accepted at such sale shall become void at the close of the sale and the checks accompanying the applications and bids shall be returned to the applicants entitled to them. *Upon the award of a permit, the certified check submitted with the application as provided by section 93.17, subdivision 1, shall be deposited with the state treasurer as a fee for the permit, to be credited to the same fund as the rental or royalty from the mining unit affected, and the certified check submitted with the bid as provided by section 93.17, subdivision 2, shall be deposited with the state treasurer and held by him for further disposition as provided by law.*

Approved April 20, 1951.

CHAPTER 548—H. F. No. 1700

[Section 2 Coded as Section 162.01, Subdivision 8.]

An act relating to county road and bridge tax levies; prescribing the maximum levies therefor and authorizing apportionment of certain proceeds thereof in certain counties having a city of the first class; amending Minnesota Statutes 1949, Section 162.01, Subdivision 5.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1949, Section 162.01, Subdivision 5, is amended to read:

162.01 Subd. 5. **Tax levy.** The county board at its