

## CHAPTER 309—H. F. No. 1205.

*An Act to amend section 2 of chapter 336 of the General Laws of 1905, entitled, "An act for the removal of the remains of certain persons killed in the Indian outbreak of 1862, and for the erection of a monument over the same."*

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

**Sections amended.**—Section 1. That section 2 of chapter 336 of the General Laws of 1905, be and the same is hereby amended so as to read as follows:

Section 2. That the selection of the place of reinterment and removal of said bodies and the erection of said monument shall be done under the authority and direction of the adjutant general of the State of Minnesota, who is hereby authorized to secure a place of reinterment by purchase or otherwise, and on whose certificate the state auditor shall draw his warrant for the payment of the same.

Approved April 22, 1907.

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## CHAPTER 310—S. F. No. 194.

*An Act to amend section 400 of the Revised Laws of Minnesota for 1905, defining the powers of counties.*

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

**Options may be granted under certain conditions.**—Section 1. That section 409 of the Revised Laws of Minnesota for 1905, be and the same is hereby amended to read as follows:

Section 409—Power—Each organized county is a body politic and corporate, and as such empowered to act for the following purposes:

1. To sue and be sued.
2. To acquire and hold real and personal property for the use of the county, and lands sold for taxes as provided by law; and to purchase and hold for the benefit of the county real estate sold by virtue of judicial proceedings, to which the county is a party.
3. To sell, lease and convey any real or personal estate owned by the county, and to give contracts or options to sell,

lease or convey any such real or personal estate, and make such order respecting the same as may be deemed conducive to the interests of its inhabitants; *provided*, no sale, lease or conveyance of any such real estate, nor any contract or option therefor shall be valid, unless a resolution fixing a time for considering same and setting out the terms and conditions thereof, shall be published in the official proceedings of the county commissioners at least thirty days and not more than sixty days prior to the time it shall have been voted upon; *provided further*, before causing the publication of any such resolution, the commissioners may require a satisfactory bond to be furnished by the person or persons desiring such sale, a lease, conveyance, contract or option, conditioned to abide by the terms thereof, if granted to him or them; *provided further*, if at the time so fixed any more favorable proposition or propositions shall have been filed with the auditor affecting the same property and accompanied with like satisfactory bond, all propositions may be at that time considered, and the one most favorable to the county accepted; *provided further*, that in no case shall any such lands be disposed of, without there being reserved to the county any and all iron ore and other valuable minerals in and upon the same, with right to explore for, mine and remove same, nor shall such minerals and mineral rights be disposed of, either before or after disposition of the surface rights, otherwise than by mining lease, in similar general form to that provided by section 2491 of the Revised Laws of Minnesota for 1905 for mining leases affecting state lands, such lease to be for a term not exceeding fifty years, and to be issued on a royalty basis, royalty to be not less than 25 cents per ton of 2,240 pounds, and to fix a minimum amount of royalty payable during each year, whether mineral is removed or not, *provided further*, prospecting options for such mining leases may be granted for periods not exceeding one year, such options to require among other things, periodical showings to the county board of the results of exploration work done.

4. To make all contracts and do all other acts in relation to the property and concerns of the county necessary to the exercise of its corporate powers.

Sec. 2. This act shall take effect and be in force from and after its passage and approval.

Approved April 23, 1907.