

## CHAPTER 321—S. F. No. 450.

(AMENDING SECTION 92.59 MINNESOTA STATUTES 1941.)

*An act relating to state lands, amending Mason's Statutes 1927, Section 6338, and repealing Mason's Statutes 1927, Sections 6337, 6339, and 6340.*

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

Section 1. **Law amended.**—Mason's Statutes 1927, Section 6338, is hereby amended to read as follows:

“6338. **Sale of lands improved.**—Lands improved under this act shall be sold as are other state lands.”

Sec. 2. **Laws repealed.**—Mason's Statutes 1927, Sections 6337, 6339, and 6340, are hereby repealed.

Approved April 6, 1943.

## CHAPTER 322—S. F. No. 649.

*An act relating to the power of appointment; and repealing Mason's Minnesota Statutes of 1927, Sections 8107 to 8167.*

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

Section 1. **Laws repealed.**—Mason's Minnesota Statutes of 1927, Sections 8107 to 8167, are hereby repealed.

Sec. 2. **Common law of powers is law of state—exceptions.**—The common law of powers is hereby declared to be the law in this state, except as modified by statute.

Sec. 3. **Donor may create power of appointment—how.**—A donor may create a power of appointment only by an instrument executed with the same formalities as one which would pass title to the property covered by the power.

Sec. 4. **Donee may exercise power of appointment—how.**—A donee may exercise a power of appointment only by an instrument executed with sufficient formalities to pass title to the property covered by the power. When a power of appointment is exercisable only by will, a donee may not exercise it by deed. When a power of appointment is exercisable by deed, a donee may exercise it by will.