

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.

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#### 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

July meeting may include in its annual levy an amount for the county road and bridge fund which shall not exceed the amount provided under the following classifications of counties; (a) *In counties having more than 300,000 inhabitants, an amount which shall not exceed ten mills on the dollar of the taxable valuation of the county;* (b) *In counties with a population of more than 100,000 and not more than 300,000 inhabitants according to the 1940 federal census, an amount which in the levies made in 1951 and 1952 shall not exceed 11½ mills and in the levies made in each year thereafter shall not exceed 10½ mills on the dollar of the taxable valuation of the county, provided that the proceeds of such tax levied in 1951 and 1952, respectively, upon the taxable property within a city of the first class for county road and bridge purposes in excess of the proceeds from seven mills of said tax levied upon the taxable property within any such city shall be apportioned to the city of the first class to aid in repairing, maintaining, or otherwise improving any road, highway, street, or avenue therein, and shall be paid from the road and bridge fund to the treasurer of such city and shall be used by such city for such purposes exclusively;* (c) *In counties not within the foregoing classes, with a population of not more than 100,000 inhabitants and a taxable valuation of \$8,000,000 or more, an amount which shall not exceed 15 mills on the dollar of the taxable valuation of the county;* (d) *In counties with a taxable valuation of less than \$8,000,000, an amount which shall not exceed 20 mills on the dollar of the taxable valuation of the county. If any county, coming within this classification, had a net indebtedness in excess of three per cent of its taxable valuation on January 1 of the year in which such levy is to be made, then the maximum levy for such county for said year shall be 15 mills, unless such county has sufficient money in its tax forfeited land and timber fund to make a levy for the payment of bonds unnecessary for that year then such road and bridge levy may be 20 mills. Such taxes may be additional to the amount permitted by law to be levied for other county purposes.*

[Subd. 8] **Severable provision, application.** Sec. 2. *Notwithstanding the provisions of Minnesota Statutes 1949, Section 645.20, if any provision of section 1 of this act is found to be unconstitutional and void, the remaining provisions of section 1 of this act shall be of no effect.*

Approved April 20, 1951.