

CHAPTER 566—S. F. No. 2123

An act relating to permits granted by the commissioner of conservation under Minnesota Statutes 1965, Chapter 105, in connection with the mining, production or beneficiation of copper, copper-nickel or nickel; amending Minnesota Statutes 1965, Sections 105.46; and 105.64, Subdivisions 1, 2, and 3.

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

Section 1. Minnesota Statutes 1965, Section 105.46, is amended to read:

105.46 Copper and nickel mining; permits; time limit. The commissioner shall fix the time within which all construction authorized in the permit must be completed, or within which the appropriation or use of water must be made, which time shall not exceed five years from the date of the permit. Such time may be thereafter extended by the commissioner for good cause shown. Permits granted in connection with the mining, transporting, concentration or shipment of taconite as defined in Minnesota Statutes 1945, Section 93.20, *and permits granted in connection with the mining, production or beneficiation of copper, copper-nickel or nickel*, shall be irrevocable for the term thereof without the consent of the permittee, except for breach or nonperformance of any condition of the permit by the permittee and the commissioner may allow and prescribe therein such time as he deems reasonable, regardless of the limitations of time contained in this section, for the commencement or completion of any construction or operations under such permit, or the exercising of the rights granted thereunder, or may extend such time, for cause shown, upon the application of the permittee.

Sec. 2. Minnesota Statutes 1965, Section 105.64, Subdivision 1, is amended to read:

105.64 Drainage or diversion of water to facilitate mining. Subdivision 1. The commissioner of conservation may grant permits for the drainage, diversion, control, or use of any waters under his jurisdiction when necessary for the mining of iron ore ~~or~~, taconite, *copper, copper-nickel or nickel*, wherever situated, as herein provided.

Sec. 3. Minnesota Statutes 1965, Section 105.64, Subdivision 2, is amended to read:

Subd. 2. Application for such permit shall be made to the commissioner in such form as he shall prescribe by the owner of the iron ore ~~or~~, taconite, *copper, copper-nickel or nickel* deposits affected or by the owner of the right to mine the same. Except as

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otherwise herein provided, all matters pertaining to such application, to the proceedings thereon, and to any permit issued thereon shall be governed by the provisions of sections 105.37 to 105.55 relating to applications and permits affecting waters, so far as applicable.

Sec. 4. Minnesota Statutes 1965, Section 105.64, Subdivision 3, is amended to read:

Subd. 3. A permit shall be granted hereunder only upon determination by the commissioner of the following conditions:

(1) That the proposed drainage, diversion, control, or use of waters will be necessary for the mining of substantial deposits of iron ore ~~or~~, taconite, *copper*, *copper-nickel* or *nickel*, and that no other feasible and economical method therefor is reasonably available;

(2) That the proposed drainage, diversion, control, or use of waters will not substantially impair the interests of the public in lands or waters or the substantial beneficial public use thereof except as expressly authorized in the permit, and will not endanger public health or safety;

(3) That the proposed mining operations will be in the public interest, and that the public benefits resulting therefrom will be sufficient to warrant the proposed drainage, diversion, or control of waters.

Approved May 18, 1967.

CHAPTER 567—S. F. No. 2285

[Not Coded]

An act authorizing the conveyance of certain real estate owned by the state of Minnesota to the city of Alexandria.

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

Section 1. **Conveyance of state lands; city of Alexandria.** Notwithstanding any law to the contrary, the governor, upon recommendation of the commissioner of administration and commissioner of highways, shall transfer and convey by proper deed of conveyance in the name of and on behalf of the state of Minnesota, to the city of Alexandria, a municipal corporation, in the county of Doug-

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