

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1978, Section 100.271, is amended to read:

100.271 MOOSE OR TURKEY; LICENSES. Subdivision 1. At the time of issuing the order setting the dates of a moose or turkey season, the commissioner shall include in the same order the number of licenses to be issued for that season. Those eligible to receive a license shall be determined by the commissioner according to the provisions of this section and such rules ~~and regulations~~ as the commissioner may provide. The commissioner may, if he deems it advisable, conduct a separate selection for not to exceed 20 percent of the licenses to be issued for any one area, for which selection the only eligible applicants will be persons who live as owners or tenants on ~~the~~ 40 acres or more of agricultural or grazing land within the prescribed area. Landowners or tenants who are unsuccessful in this separate selection ~~will~~ shall be included in the selection for the remaining licenses.

Any landowner or tenant who is successful in the commissioner's separate selection shall permit turkey hunting on his land during the turkey season.

Subd. 2. Application shall be on a form provided by the commissioner.

Subd. 3. No person shall be eligible to apply for or to be issued a license, unless they are a resident of the state and at least 16 years of age prior to the opening of the ~~moose~~ season.

Subd. 3a. No person shall be eligible to be issued a license to ~~take moose~~ who has been issued a license to take ~~moose~~ that species of wild game within either of the last two ~~moose~~ seasons.

Subd. 4. No person may make more than one application in any given season. Upon a finding by the commissioner, without hearing, that a person has made more than one application, then such person shall become ineligible for a license that year. Any person who makes more than one application in any one year shall be guilty of a misdemeanor.

Subd. 5. No application or license shall be transferable at any time or for any reason.

Approved May 21, 1979.

CHAPTER 123—H.F.No.318

An act relating to real estate; providing for the conveyance and limiting the severance of joint tenancy interests; permitting certain contracts and conveyances between husband and wife; amending Minnesota Statutes 1978, Sections 500.19, Subdivision 2, and by adding subdivisions: 507.02; and 519.06.

Changes or additions indicated by underline deletions by ~~strikeout~~

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Section 1. Minnesota Statutes 1978, Section 500.19, Subdivision 2, is amended to read:

Subd. 2. **CONSTRUCTION OF GRANTS AND DEVICES.** All grants and devises of lands, made to two or more persons, shall be construed to create estates in common, and not in joint tenancy, unless expressly declared to be in joint tenancy. This ~~section~~ subdivision shall not apply to mortgages, nor to devises or grants made in trust, or to executors.

Sec. 2. Minnesota Statutes 1978, Section 500.19, is amended by adding a subdivision to read:

Subd. 3. JOINT TENANCY REQUIREMENTS ABOLISHED. The common law requirement for unity of time, title, interest, and possession in the creation of a joint tenancy is abolished.

Sec. 3. Minnesota Statutes 1978, Section 500.19, is amended by adding a subdivision to read:

Subd. 4. CONVERTING ESTATES. An owner of an interest in real estate may convey the interest directly to himself and one or more other persons as joint tenants.

Sec. 4. Minnesota Statutes 1978, Section 500.19, is amended by adding a subdivision to read:

Subd. 5. SEVERANCE OF ESTATES IN JOINT TENANCY. A severance of a joint tenancy interest in real estate by a joint tenant shall be legally effective only if (1) the instrument of severance is recorded in the office of the county recorder or the registrar of titles in the county where the real estate is situated; or (2) the instrument of severance is executed by all of the joint tenants; or (3) the severance is ordered by a court of competent jurisdiction; or (4) a severance is effected pursuant to bankruptcy of a joint tenant.

Sec. 5. Minnesota Statutes 1978, Section 507.02, is amended to read:

507.02 CONVEYANCES BY HUSBAND AND WIFE; POWERS OF ATTORNEY. If the owner ~~be is~~ married, no ~~mortgage conveyance~~ conveyance of the homestead, except a mortgage for purchase money unpaid thereon, a conveyance between spouses pursuant to section 3, or a severance of a joint tenancy pursuant to section 4, ~~nor any sale or other alienation thereof~~ shall be valid without the signatures of both husband and wife.

A husband and wife, by their joint deed, may convey the real estate of either. The husband, by his separate deed, may convey any real estate owned by him, except the homestead, subject to the rights of his wife therein; and the wife, by her separate deed, may convey any real estate owned by her, except the homestead, subject to the rights of her husband therein; and either husband or wife may, by separate conveyance, relinquish

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his or her rights in the real estate so conveyed by the other. Subject to the foregoing provisions, either husband or wife may separately appoint an attorney to sell or convey any real estate owned by such husband or wife, or join in any conveyance made by or for the other. A minor husband or wife has legal capacity to join in a conveyance of real estate owned by his or her spouse, so long as the minor husband or wife is not incapacitated because of some reason other than his or her minor age.

Sec. 6. Minnesota Statutes 1978, Section 519.06, is amended to read:

519.06 CONTRACTS BETWEEN HUSBAND AND WIFE. No contract between husband and wife relative to the real estate of either, or any interest therein, nor any power of attorney or other authority from the one to the other to convey real estate, or any interest therein, shall be valid, except as provided in section 3; but, in relation to all other subjects, *either may be constituted the agent of the other, or contract with the other.* In all cases where the rights of creditors or purchasers in good faith come in question, each spouse shall be held to have notice of the contracts and debts of the other as fully as if a party thereto.

Approved May 21, 1979.

CHAPTER 124—H.F.No.386

An act relating to the range association of municipalities and schools; providing for the court standing of the association; amending Minnesota Statutes 1978, Section 471.58.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1978, Section 471.58, is amended to read:

471.58 RANGE ASSOCIATION OF MUNICIPALITIES AND SCHOOLS; MEMBERSHIP. For the purpose of providing an area-wide approach to problems which demand coordinated and cooperative actions and which are common to those areas of *northeast Minnesota affected by operations involved in mining iron ore and taconite and producing concentrate therefrom,* and for the purpose of promoting the general welfare and economic development of the cities, towns and school districts within the iron ranges area of northeast Minnesota, any city, town or school district in which the assessed valuation consists in part of iron ore, or lands containing taconite or semi-taconite, may pay annual dues in the range association of municipalities and schools; provided, that in cities, towns or school districts having a population of 3,000 inhabitants, such dues shall not exceed the sum of \$500 per year and in cities, towns or school districts having a population of less than 3,000 inhabitants, such dues shall not exceed the sum of \$250. The association may sue, be sued, intervene and act in a civil action in which the outcome of the action will have an effect upon the interest of any of its members.

Approved May 21, 1979.

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