

upon the merits dismiss the application; order the consumer services section to act as trustee for the rehabilitation of such agency; or, if it shall find such action necessary for the protection of the public, issue its order authorizing the consumer services section to take possession of the said books and records and or to liquidate the business and or granting such other relief as it may deem necessary under the circumstances. The reasonable and necessary expenses of the receivership shall constitute the first claim on the bond.

Sec. 6. In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall make such changes in terminology as may be required to record the powers, duties and responsibilities which are transferred by section 4.

Sec. 7. Minnesota Statutes 1978, Sections 332.31, Subdivisions 4 and 5; and 332.43, Subdivisions 2 and 3, are repealed.

Sec. 8. **EFFECTIVE DATE.** This act is effective the day following its final enactment.

Approved May 22, 1979.

CHAPTER 145—H.F.No.31

An act relating to taconite and semi-taconite companies; withdrawing the right to exercise eminent domain; authorizing the grant of licenses, permits and leases of state owned land; amending Minnesota Statutes 1978, Section 117.47; repealing Minnesota Statutes 1978, Sections 117.46; and 117.461.

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

Section 1. Minnesota Statutes 1978, Section 117.47, is amended to read:

117.47 **PERMITS; LICENSES.** The commissioner of natural resources is authorized to may grant permits and licenses or leases on and across lands owned by the state for any of the purposes set forth in section 117.46 to any corporation or association engaged in or preparing to engage in the business of mining and beneficiating taconite as defined in section 298.23, or semi-taconite as defined in section 298.34, for the purpose of providing the corporation or association necessary easements, rights of way and surface rights over, through and across such lands for the erection and maintenance of pipe lines, pole lines, conduits, sluiceways, roads, railroads and tramways. The commissioner may grant permits and licenses or leases for flowage rights, rights to transport crude ore, concentrates or waste materials over such state owned lands, and to may lease state owned lands for the depositing of stripping, lean ores, tailings, or waste products of such business. Such permits, licenses or leases, may also authorize the use of state owned lands by such corporation or association for plants and other buildings necessary to the proper carrying on of such business and may grant water rights and other rights requisite to the construction of wharves, piers, breakwaters, or similar facilities necessary to the carrying

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on of such business or the shipment of the products thereof. ~~He is~~ The commissioner may also ~~authorized~~ to license the flooding of state lands in connection with any permit or authorization for the use of public waters issued by the legislature or issued by the commissioner pursuant to law. Such permits, licenses, and leases shall be upon such conditions and for such consideration and for such period of time as the commissioner may determine. The county auditor, with the approval of the county board, is authorized to grant permits, licenses and leases for all such purposes across tax-forfeited lands not held by the state free from any trust in favor of any and all taxing districts, upon such conditions and for such consideration and for such period of time as the county board may determine. Any proceeds from the granting of such permits, licenses or leases shall be apportioned and distributed as other proceeds from the sale or rental of tax-forfeited lands.

Sec. 2. Minnesota Statutes 1978, Sections 117.46; and 117.461, are repealed.

Sec. 3. This act is effective the day following final enactment.

Approved May 22, 1979.

CHAPTER 146—H.F.No.59

An act relating to towns in Houston County; providing a method for determining whether to open or maintain certain town roads.

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

Section 1. The town boards of the towns of Black Hammer, Brownville, Caledonia, Crooked Creek, Hokah, Houston, Jefferson, LaCrescent, Mayville, Money Creek, Mound Prairie, Sheldon, Spring Grove, Union, Wilmington, Winnebago, and Yucatan in Houston County may by resolution determine whether to open or maintain town roads upon which no maintenance or construction has been conducted for 25 years or more when duly authorized by a vote of the electors of any annual meeting or a special meeting called for that purpose. The provisions of Minnesota Statutes, Section 163.16 shall not apply to town roads upon which no maintenance or construction has been conducted for 25 years or more.

Sec. 2. This act is effective for a town named in section 1 upon the approval of the town board of supervisors of that town and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 22, 1979.

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