

CHAPTER 451—H. F. No. 1545

An act relating to state lands and minerals, providing for the mining and disposal of tax-forfeited minerals or interests therein; amending Minnesota Statutes 1949, Section 93.335, Subdivision 1.

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

Section 1. Minnesota Statutes 1949, Section 93.335, Subdivision 1, is amended to read :

93.335. State lands, minerals, mineral rights acquired under tax laws. Subdivision 1. Land grouped into mining units; leases. Lands or minerals and mineral rights, including fractional undivided interests therein, becoming the absolute property of the state under the tax laws, may be grouped into mining units, permits to prospect for iron ore thereon shall be awarded, and mining leases thereon issued as provided by sections 93.14 to 93.33, and, except as otherwise specifically provided herein, all the terms, conditions and provisions of such sections shall be applicable thereto, regardless of whether or not such lands or minerals and mineral rights are held in trust for taxing districts. Leases issued hereunder shall be in the form provided by law, with only such changes as the commissioner of conservation shall find necessary to indicate the specific interest covered by the lease and the proportion of the stipulated royalty or rental payable under subdivision 2 or otherwise to conform with the provisions hereof. In case the state owns such a fractional undivided interest not exceeding one-third, and the remaining undivided interest in the property is owned or held under lease for mining purposes by another, the commissioner of conservation, with the approval of the executive council, upon application of such owner or lessee, without public sale and without prior issuance of a prospecting permit, may enter into a mining lease with such owner or lessee covering the state's interest under the following terms and conditions :

(1) *The application shall be in such form and shall contain such information as the commissioner shall prescribe;*

(2) *Where any of the ore to be mined under such lease lies within the bed of a public lake or stream, the lessee shall*

obtain an appropriate permit from the commissioner, pursuant to section 105.42 and other applicable laws;

(3) The lease shall be in the form herein prescribed, except that it may provide for the payment of rental and royalty at such rates as may be agreed upon between the parties and may contain such additional appropriate provisions, not inconsistent with law, as may be agreed upon in furtherance of the mutual interests of the parties; provided, that the rental and royalty rates for iron ore shall not be less than the applicable minimum rates prescribed in section 93.20.

Approved April 18, 1951.

CHAPTER 452—H. F. No. 1671

[Coded as Section 93.41]

An act relating to state lands and minerals providing for the disposal of certain low grade iron-bearing materials for construction or maintenance purposes.

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

[93.41] Section 1. **Certain materials, used for construction or maintenance purposes.** Subdivision 1. In case the commissioner of conservation shall determine that any paint rock, taconite, or other iron-bearing material belonging to the state and containing not more than 35 per cent dried iron by analysis is needed and suitable for use in the construction or maintenance of any road, tailings basin, settling basin, dike, dam, bank fill, or other works on public or private property, and that such use would be in the best interests of the public, he may authorize the disposal of such material therefor as hereinafter provided. Not more than 25,000 cubic yards of 50,000 gross tons of such material shall be so disposed of from any single mining unit or from any quarter-quarter-section or government lot of state land not included in a mining unit.

Subd. 2. If such material is subject to an existing state iron ore mining lease, the commissioner, by written agreement