

Minnesota agricultural experiment station with the advice and consent of the commissioner of agriculture. Should a person, firm, originator, or owner of a hybrid seed field corn grain variety wish to offer his hybrid seed for sale or distribution in this state, such a person, firm, originator, or owner not having distributed any of his products in Minnesota during the past 10 years, or not having any record of testing by an agency acceptable to the commissioner, then after registration of such variety the commissioner is required to have such variety tested for one year by the director of the Minnesota experiment station before it may be distributed in Minnesota. Should any person, firm, originator, or owner of a seed field corn grain variety be convicted of two successive violations of Extra Session Laws 1961, Chapter 6, with respect to the declaration of maturity date and zone number, then such violator must commence a program of pretesting for varieties as determined by the commissioner. The list of varieties to be used as standards in each growing zone shall be sent by the commissioner not later than February 1 of each year to each seed firm registering hybrid varieties with the commissioner as of the previous April 1. To assist in defraying the expenses of the Minnesota agricultural experiment station in carrying out the provisions of Minnesota Statutes 1957, Section 21.54, and acts amendatory thereof, there shall be transferred annually from the seed act account to the agricultural experiment station the sum of ~~\$18,000~~ \$25,000.

Sec. 2. *This act is effective July 1, 1969.*

Approved May 27, 1969.

CHAPTER 828—S. F. No. 1732

[Coded in Part]

An act relating to agriculture; grading, labeling and inspection of potatoes; amending Minnesota Statutes 1967, Sections 30.01, Subdivision 2; 30.099; 30.10; 30.19 and 30.201; repealing Minnesota Statutes 1967, Sections 30.11; 30.12 and 30.159.

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

Section 1. Minnesota Statutes 1967, Section 30.01, Subdivision 2, is amended to read:

Subd. 2. **Agriculture; potatoes; grading and labeling.** "Person" means any grower, dealer, shipper, trucker, society, associa-

Changes or additions indicated by italics, deletions by ~~strikeout~~.

~~tion, organization, corporation, or their agents or representatives individual, partnership, association, firm, or corporation.~~

Sec. 2. Minnesota Statutes 1967, Section 30.099, is amended to read:

30.099 Definition of potatoes. For the purposes of ~~30.10 to 30.152~~ *Minnesota Statutes, Chapter 30*, "potatoes" means all ~~potatoes varieties of the tuber (solanum tuberosum L.) commonly known as Irish potatoes~~ offered for sale within the state of Minnesota.

Sec. 3. Minnesota Statutes 1967, Section 30.10, is amended to read:

30.10 Potato grades. The intent and purpose of sections 30.10 to 30.15 is to regulate the grade of potatoes *and improve the quality thereof* when the potatoes are offered for sale by any person, grower, firm, dealer, trucker, association, organization, or corporation, either by wholesale or retail, or in any other manner. ~~Except where otherwise provided, the provisions of sections 30.10 to 30.15 shall not apply to the grower when hauling, transporting, delivering, consigning, or selling potatoes of his own production and excepting Minnesota grown potatoes marketed between July first and October first of each year All potatoes sold or offered for sale at retail in a closed container must be graded and clearly labeled according to the Minnesota consumer grades as established by regulation of the commissioner. This shall not apply to potatoes sold by the producer directly to the consumer.~~

Sec. 4. Minnesota Statutes 1967, Section 30.19, is amended to read:

30.19 Rules. The commissioner shall promulgate in the manner provided by law, rules and regulations ~~deemed necessary to the proper enforcement of the provisions of sections 30.16 to 30.20~~ *establishing Minnesota consumer grades for potatoes, appropriate labeling therefor, and such other rules and regulations as may be necessary for the enforcement of Minnesota Statutes, Chapter 30.*

Sec. 5. Minnesota Statutes 1967, Section 30.201, is amended to read:

30.201 Penalties. Any person violating any of the provisions of ~~sections 30.10 to 30.152 and 30.16 to 30.20~~ *Minnesota Statutes, Chapter 30*, or any rules or regulations made thereunder, shall be guilty of a misdemeanor ~~and such conviction may be proper cause for the suspension or forfeiture or cancellation of any license held by the person so convicted.~~

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Sec. 6. [30.101] **Application.** *Section 30.10 shall not apply to Minnesota grown potatoes sold at retail between July 1 and October 1 in any year.*

Sec. 7. *Minnesota Statutes 1967, Sections 30.11, 30.12, and 30.159 are repealed.*

Approved May 27, 1969.

CHAPTER 829—S. F. No. 1966

[Coded]

An act relating to minerals; authorizing the state to issue permits to prospect for, and leases to mine, certain minerals where mineral interests have been severed from the surface interests.

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

Section 1. [93.52] **Minerals; severed interests; registration.** Subdivision 1. The purpose of this act is to identify and clarify the obscure and divided ownership condition of severed mineral interests in this state. Because the ownership condition of many severed mineral interests is becoming more obscure and further fractionalized with the passage of time, the development of mineral interests in this state is often impaired. Therefore, it is in the public interest and serves a public purpose to identify and clarify these interests.

Subd. 2. Except as provided in subdivision 3, from and after January 1, 1970, every owner of a fee simple interest in minerals, hereafter referred to as a mineral interest, in lands in this state, which interest is owned separately from the fee title to the surface of the property upon or beneath which the mineral interest exists, shall file for record in the register of deeds office or, if registered property, in the registrar of titles office in the county where the mineral interest is located a verified statement citing this act and setting forth his address, his interest in the minerals, and either (1) the legal description of the property upon or beneath which the interest exists, or (2) the book and page number, in the records of the register of deeds or registrar of titles, of the instrument by which the mineral interest is created or acquired. Every five years thereafter the owner, or his successor in interest, shall renew the filing of a verified statement which shall contain the information as above required.

Subd. 3. This act does not apply to the following owners of mineral interests: The United States of America, the state of Minne-

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