



28 (5) the exceptions stated in Section 57-9-6 as to rights of reversioners in leases, as to  
29 apparent easements and interests in the nature of easements, as to the right, title, or interests of the  
30 state in school or institutional trust lands or sovereign lands, and as to interests of the United  
31 States.

32 Section 2. Section **57-9-6** is amended to read:

33 **57-9-6. Applicability of provisions.**

34 This act may not be applied to bar:

35 (1) any lessor or his successor as a reversioner of his right to possession on the expiration  
36 of any lease; or

37 (2) extinguish any easement or interest in the nature of an easement created or held for any  
38 pipeline, highway, railroad or public utility purpose, or any easement or interest in the nature of  
39 an easement, the existence of which is clearly observable by physical evidence of its use; or

40 (3) extinguish any water rights, whether evidenced by decrees, by certificates of  
41 appropriation, by diligence claims to the use of surface or underground water or by water users'  
42 claims filed in general determination proceedings; or

43 (4) extinguish any right, title, estate, or interest in and to minerals, and any development,  
44 mining, production or other rights or easements related to the minerals or exercisable in connection  
45 with the minerals; or

46 (5) any right, title, or interest of the state in school or institutional trust lands or sovereign  
47 lands; or

48 (6) any right, title, or interest of the United States, by reason of failure to file the notice  
49 herein required.

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**Legislative Review Note**  
**as of 1-25-99 5:31 PM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**