

Sec. 3. Board of trustees may refund payment.—The board of trustees of said Teachers' Insurance and Retirement Fund shall refund to each county superintendent and each former superintendent of schools who has contributed to said fund and who does not become a member thereof as herein provided the amount of money so contributed, upon application therefore by such superintendent; provided that such application shall be made on or before January 1, 1933.

Sec. 4. Payment into fund may be deducted from salaries.—It is hereby made the duty of the county officials required by law to draw the warrants for the payment of the salaries of such county superintendents of schools to deduct and withhold from each month's salary due to each such superintendent the amount which such superintendent is required to pay into said Teachers' Insurance and Retirement Fund as herein specified, and the county treasurer shall remit the amount so withheld to the state treasurer at the time and in the manner of remitting moneys belonging to said fund received from boards of education or other managing bodies of school districts or other educational institutions, and shall report to the board of trustees of said fund the name of the county superintendent from whose salary such deductions were made and the amount of such deductions.

Approved April 13, 1931.

CHAPTER 147—H. F. No. 792

An act to amend Mason's Minnesota Statutes of 1927, section 2610, relating to the construction of tunnels under public highways.

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

Section 1. Tunnels under roads.—That Mason's Minnesota Statutes of 1927, Section 2610, be amended so as to read as follows:

"2610. Every owner of land on both sides of a public road may tunnel under such road to permit stock to pass from one side to the other, but he shall, at his own expense, construct such tunnel so as not to endanger the public in the use of the such road. Before constructing such tunnel, the land owner shall obtain from the town board of the town in which it is located, if the road is a town road, or from the county board of the county in which it

is located, if the road is a county or state aid or *county aid* road, or from the commission of highways, if the road is a trunk highway, an approval of the place, the kind of tunnel, and the manner of its construction. Bridges over tunnels shall be not less than sixteen feet wide, properly protected with railings, and constructed of such materials as shall be agreed upon by the respective board or commissioner of highways, as the case may be, and if, within one year after the construction of such bridge, the board or commissioner of highways, as the case may be, shall deem it or its appurtenances insecure, it may cause the same to be put in the proper condition at the expense of its owner, and, whenever said board or commissioner of highways shall deem the tunnel out of repair, it may cause the necessary repairs to be made at the expense of such owner. In either case the reasonable cost of such repairs shall be certified to the county auditor and by him assessed upon the land in the same manner as the road taxes. Provided, that when any such public road is not *on* a section or sectional subdivision line, the owner of the lands on both sides of such road shall be permitted to construct an appropriate tunnel to be approved as aforesaid, which tunnel the owner shall maintain at his own expense for the first year and which shall be thereafter maintained by the town, county, or state, as the case may be. *Provided further that whenever the board of county commissioners of any county, as to any county state aid or county aid road therein, or the town board of any town, as to any town road therein, shall determine that the construction of such a tunnel is necessary for the safety and welfare of the public, such board may cause such tunnel to be constructed and maintained at the expense of the county or town, as the case may be, or may contract with the abutting land owners for the equitable division of the cost of construction and maintenance thereof between such land owners and the county or town.*"

Approved April 13, 1931.

CHAPTER 148—H. F. No. 952

An act relating to the granting of easements for pipe lines over lands under the jurisdiction of the rural credits department.

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

Section 1. Easements to pipe lines.—The Minnesota Rural Credits Bureau is hereby authorized to sell, grant and convey to any person, firm or corporation who shall apply therefore a right