

limitations of section 275.11 in an amount which shall not be in excess of 33⅓ percent of the principal and interest of such bonds. In no event shall the total levies for such purposes in excess of the limitations of section 275.11 exceed \$75,000 plus one-third of the interest upon the bonds. This section shall not be construed as limiting any powers possessed by the village under any laws with respect to the issuance or payment of bonds or the levy of taxes therefor.

Approved April 17, 1953.

CHAPTER 405—H. F. No. 1341

[Coded]

An act authorizing the establishment and construction of trunk highways through and across bodies of water and streams.

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

Section 1. [161.034] **Trunk highways across bodies of water.** [Subdivision 1.] **Authorization, permit.** The commissioner of highways may establish, construct and maintain trunk highways into, through, or across any lake and may alter and change the channel of any stream when necessary or expedient in the construction or maintenance of any trunk highway provided that no such trunk highway improvement affecting public waters be made until a permit therefor be issued by the commissioner of conservation as provided by law.

Sec. 2. [Subd. 2.] **Acquisition of lands.** For the purposes set forth in section 1 the commissioner of highways is authorized to acquire lands or any interest therein by purchase, gift, or condemnation.

Approved April 17, 1953.

CHAPTER 406—H. F. No. 1394

[Not Coded]

An act relating to firemen's relief associations and firemen's pensions and levies therefor in certain cities of the third class; amending Laws 1943, Chapter 397, Section 12 as amended.

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

Section 1. Laws 1943, Chapter 397, Section 12, as

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amended by Laws 1947, Chapter 274, Section 2, Laws 1949, Chapter 281, Section 1, Laws 1951, Chapter 420, Section 1, and Laws 1953, Chapter 44, Section 2, is amended to read:

Sec. 12. Tax Levy. Subdivision 1. The city council or other governing body of each such city wherein such a relief association is located shall each year at the time all tax levies for the support of the city are made and in addition thereto levy a tax of three-tenths of a mill on all taxable property within said city. Provided, however, that when said special fund shall reach or exceed \$100,000 the levy, each year, shall be one-tenth of a mill until the fund goes below \$100,000 when the levy shall again be three-tenths of one mill. Provided also, that when the balance in the special fund falls below \$65,000, then the levy shall be one half of a mill until the fund shall reach or exceed \$65,000 and then the levy shall again be three-tenths of one mill. Any city whose maximum annual tax levy for all purposes is limited by charter [,] provision or statute, may, notwithstanding said maximum of annual tax levy, levy the tax herein provided for in addition to the levy as limited by said charter or statute. Nothing contained in the provisions of any local charter or any general or special law shall limit or curtail the levy hereby authorized and directed. Provided, further, that in addition thereto and only if such tax is levied the city treasurer, finance commissioner or other officer charged with the responsibility of the city's finances, shall each month deduct the sum of \$5 from the basic monthly pay of all firemen and transfer the total thereof to the treasurer of the special fund of the firemen's relief association, who shall credit said total to the special fund and to the credit of the individual fireman. Provided, however, that if a fireman in such city is separated from the service under such circumstances that no pension benefits are payable to him or his widow or children, the treasurer of the special fund shall return to the fireman or to his immediate family in the event such separation is due to his death, all of the amounts so deducted from his base pay, without interest and less the amount of any disability or other benefits theretofore paid such fireman. The tax so levied shall be transmitted with other tax levies to the auditor of the county in which such city is situated, and by said county shall be collected and payment thereof enforced when and in like manner as state and county taxes are paid.

Subd. 2. The city council or other governing body of each such city wherein such a relief association is located, which has population of not less than 12,000 nor more than 13,000 according to the 1940 national census and a total assessed valuation of not less than \$5,000,000 nor more than \$7,000,000 for the taxable year of 1950 shall each year at the

time all tax levies for the support of the city are made and in addition thereto levy a tax of one mill on all taxable property within the city. However, when the special fund shall reach or exceed \$100,000, the levy, each year, shall be one-tenth of a mill until the fund goes below \$100,000 when the levy shall again be one mill. Any city to which this subdivision applies whose maximum annual tax levy for all purposes is limited by charter provision or statute, shall, notwithstanding the maximum annual tax levy, levy the tax herein provided for in addition to the levy as limited by the charter or statute. Nothing contained in the provisions of any local charter or any general or special law shall limit or curtail the levy hereby authorized and directed. If such tax is levied, then in addition thereto, the city treasurer, finance commissioner or other officer charged with the responsibility of the city's finances, shall deduct each month the sum of \$2.50 from the basic monthly pay of all firemen and transfer the total thereof to the treasurer of the special fund of the firemen's relief association, who shall credit the total to the special fund and to the credit of the individual firemen. However, if a fireman is separated from the service under such circumstances that no pension benefits are payable to him or his widow or children, the treasurer of the special fund shall return to the fireman or to his immediate family in the event such separation is due to his death, all of the amounts so deducted from his base pay, without interest and less the amount of any disability or other benefits theretofore paid such fireman. The tax so levied shall be transmitted with other tax levies to the auditor of the county in which such city is situated, and shall be collected and payment thereof enforced by the county in the same manner as state and county taxes are collected and paid.

Approved April 17, 1953.

CHAPTER 407—H. F. No. 1495

[Coded]

An act relating to drainage; amending Minnesota Statutes 1949, Section 106.011, by adding a new subdivision.

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

Section 1. Minnesota Statutes 1949, Section 106.011, is amended by adding a new subdivision to read:

[Subd. 22.] **Lateral, lateral system.** "*Lateral*" or "*Lateral System*" means any construction either by branch, lateral