

ment to be entered in the district court; the supreme court may, however, if it deem such course necessary to the accomplishment of justice, order a new trial of the action. In actions tried under the provisions of this section, failure of the court to make findings upon all the issues in the case shall not constitute a ground for granting a new trial or reversing the judgment; provided, that the provisions of this section shall not apply to actions or proceedings properly triable with a jury.

Approved March 13, 1903.

TRUST COMPANIES.

CHAPTER 202.

[S. B. No. 233—Regan.]

SECURITY DEPOSITS OF TRUST COMPANIES.

AN ACT to Amend Section 3258c of Chapter 20½ of the Revised Codes of 1899, Relating to Certificates of Deposit. State Treasurer's Duties.
Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. AMENDMENT.] That section 3258c of chapter 20½ of the revised codes of 1899 be, and the same is hereby amended to read as follows:

§ 3258c. CERTIFICATE OF DEPOSIT. STATE TREASURER'S DUTIES.] Whenever any such corporation shall have so invested fifty thousand dollars of its paid in capital, and shall assign, transfer and deliver to the state treasurer the said securities and all evidences of such investment so made, he shall execute and deliver a certificate of such deposit; and thereupon the said corporation may commence and carry on business under the provisions of this chapter. The state treasurer and his successors in office shall hold the said securities so deposited with him as collateral security for the depositors and creditors of said corporation, and for the faithful execution of any trusts which may lawfully be imposed upon and accepted by such corporation; such corporation may from time to time withdraw the said securities from said state treasurer, or any part thereof, upon depositing with him other securities of equal amount and value and of the kinds specified in section 3258, and until otherwise ordered by a court of competent jurisdiction, the said state treasurer shall pay over to such corporation, the interest dividends which he shall collect upon such securities, and any such corporation having a larger deposit with the state treasurer than fifty thousand dollars shall be

allowed at any time to withdraw its deposits in excess of said sum; provided its whole deposit shall at no time be less than one-sixth of its capital stock.

Approved March 10, 1903.

VALUATION.

CHAPTER 203.

[S. B. No. 178—Little.]

DEFINING "VALUATION."

AN ACT Defining the Word "Valuation" When Used as a Basis on Which Salaries Are Paid, and Fixing the Time Salaries Shall Begin When Based on Valuation.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. DEFINED.] Whenever the word "valuation" is used in any law, as a basis on which the salary of a county officer is fixed, it shall mean the valuation of the county as fixed by the state board of equalization for the preceding year, and all salaries based on such valuation shall begin January 1.

§ 2. EMERGENCY.] An emergency exists in this, that there is much confusion and uncertainty respecting the various laws fixing salaries of county officers, therefore this act shall take effect and be in force from and after its passage and approval.

Approved March 10, 1903.