

INSURANCE PREMIUMS.

CHAPTER 109.

[S. B. 167.]

PAYMENT OF INSURANCE PREMIUMS.

AN ACT to Amend Sections 3137 and 3142 of the Revised Codes of 1899, Relating to Insurance Premiums to be Paid, Conditions of Policy, Assessments and Liability of Policy Holders.

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

§ 1. AMENDMENT.] That section 3137, be, and the same is, hereby amended so as to read as follows:

§ 3137. CASH PREMIUM OR NOTE GIVEN FOR INSURANCE. CONDITIONS OF POLICY.] Every person insuring grain against loss or damage by hail, shall, except when a cash premium is paid, execute and deliver to such company his promissory note, bearing even date with the policy issued to him therefor, which note shall be secured by real or chattel mortgage security on property located in the county where the insured resides, of double the value of such note, which note or cash shall not be a limit to the liability of the person so insured. In case of insurance against loss or damage by hail, the directors of such company may issue policies, signed by the president and secretary, agreeing in the name of the company to pay all losses or damages by hail, or such pro rata share of such loss or damage as can be paid out of the highest limit of the liabilities of the members, which liabilities shall be established by the by-laws of such company before the issuing of any policy of insurance against loss or damage by hail, which limit shall not be less than that prescribed by law.

§ 3142. ASSESSMENTS. BASIS OF. WHEN MADE.] Whenever the amount of any loss shall have been ascertained, if it exceed the amount of the cash funds of the company applicable to the payment of such loss, the president shall convene the directors of the company, who shall make an assessment sufficient at least to pay such loss, from all members of the company, in proportion to the amount of insurance carried. In case that any assessment so made shall not be collected at the time same is due and that the amount collected is insufficient to pay the losses or expenses of the company, then a second assessment shall be made in the manner above provided, upon the policy holders who have paid their assessment for an amount that shall be sufficient to pay all losses and expense in full. Such assessments shall be made from time to time in the manner herein provided until a sufficient amount is collected to

pay all losses and expenses in full. In case any such delinquent assessment is collected after other assessments have been made and collected, then such assessment so collected shall be applied towards repaying the policy holders who have paid more than their just share in proportion to the amount of insurance carried by each. No assessment for loss or damage shall be made prior to the first day of September of the year the loss occurred.

Approved March 13, 1901.

JUDGMENTS.

CHAPTER 110.

[S. B. 199.]

METHOD OF REMOVING LIENS AND JUDGMENTS.

AN ACT Providing for the Removal of Judgments, and for Continuing the Lien Thereof, and Prescribing the Method of Renewing the same Without Suit for an Additional Term of Ten Years and Allowing an Execution Thereon After Renewal.

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

§ 1. JUDGMENTS. REMOVAL OF. CONTINUING LIEN.] That any judgment directing in whole or in part the payment of money which has been heretofore, or may hereafter, be duly entered and docketed in the book in the office of the clerk of any district court of this state, whether said judgment was originally rendered by the court in whose clerk's office the same is entered, or whether entered upon a transcript of judgment from any other county in the state, pursuant to sections 5490 and 5491, Revised Codes of 1899, or upon a certified transcript of the docket entry of a judgment or decree of any district court or circuit court of the United States, within the state of North Dakota, pursuant to sections 5492 and 5493, Revised Codes of 1899, or entered upon a certified transcript of the judgment of a justice of the peace, pursuant to section 5498, Revised Codes of 1899, or entered pursuant to any other provision of law, may be renewed, and the lien thereof continued for a further period of ten years from and after the filing of the affidavit for renewal, as hereinafter provided.

§ 2. AFFIDAVIT. WHO MAY MAKE. WHEN.] Any judgment creditor, his personal representative, agent, assignee or attorney may at any time within the ninety days next preceding the expiration of