

deposits and demand deposits, the rate of interest paid and by whom deposited.

§ 6. It shall be the duty of the county treasurer in each county to compile the reports filed by all depositaries in which public funds of said county are deposited and therefrom make a report showing the amount deposited in each of such depositaries, the rate of interest paid by each such depository on time deposits and demand deposits separately and a statement of any offers made to him for the deposit of public funds by any bank. He shall also compile the reports of all depositaries who have deposits of funds of any of the public corporations within such county and therefrom make a report showing the amount of school district, township, city and village deposits in each such depository, the rate of interest paid on time deposits and demand deposits. Before the last day of February, May, August and November of each year he shall publish a statement in the official paper of his county, setting forth the facts as above provided as of the first day of each of these months.

§ 7. Any treasurer of any public corporation in this state who shall deposit public funds in any state or national bank in excess of the bond furnished by such bank, or shall deposit in any state or national bank funds in excess of \$500.00 without a bond, and any treasurer of a public corporation or the officials of any state or national bank who fails to make the reports required herein, and any county treasurer who fails to publish the statements as required by this act, shall be guilty of a misdemeanor.

§ 8. Emergency: This is hereby declared to be an emergency measure, and shall be in full force upon its passage and approval.

Approved March 8, 1921.

DIVORCE

CHAPTER 57.

(S. B. No. 24.—Church.)

DIVORCE.

An Act to Amend and Re-enact Section 4400 of the Compiled Laws of North Dakota, 1913, Relating to Affirmative Proof Required in Divorce Actions.

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

§ 1. AMENDMENT.] Section 4400 of the Compiled Laws of North Dakota is hereby amended and re-enacted so as to read as follows:

§ 400. **AFFIRMATIVE PROOF REQUIRED.]** No divorce can be granted, except at regular term time in the county in which the action is brought or to which the place of trial is changed by order of the court, or upon the default of the defendant, or upon the uncorroborated statement, admission or testimony of the parties, or upon any statement or finding of fact made by a referee, but the court must in addition thereto require proof of the facts alleged. And all divorce actions must be filed in the office of the Clerk of Court of the proper county and by the clerk placed upon the court calendar upon receiving the regular filing fees as though issue had been joined therein.

Approved March 9, 1921.

DRAINS

CHAPTER 58.

(H. B. No. 67.—Johnson of Sargent.)

DRAINS, HOW ESTABLISHED, COMMISSIONERS.

An Act to Amend and Re-enact Sections 2462, 2463, 2466, 2487, 2488, 2489, 2490, Compiled Laws of 1913, Relating to Drains.

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

§ 1. That Section 2462 of the Compiled Laws of 1913 is hereby amended and re-enacted to read as follows:

§ 2462. **BOARD OF DRAIN COMMISSIONERS, HOW APPOINTED.]** The board of county commissioners of any organized county in this State shall have power and is authorized at any meeting of the board by a majority vote of all the members, upon its own motion or on the petition of any person interested, to appoint three freeholders of the county as a board of drain commissioners of such county, one of whom shall hold office for one year, one for two years and one for three years, and thereafter each of said drainage commissioners shall hold office for three years, and until his successor is appointed and qualified. The board of county commissioners may remove any or all of such drain commissioners, and in case of a vacancy may fill the same by appointment. The board of county commissioners shall provide an office for said board of drain commissioners at the county seat suitable for its use and the keeping of its records, and shall provide suitable record books for its use.

§ 2. Section 2463 of the Compiled Laws of North Dakota of 1913 is hereby amended and re-enacted to read as follows: