

Chapter 300, by complying with all of the provisions of ~~said~~ Chapter 300.

~~Sec. 2. Limitation of ^{action} ~~act~~.~~ This ~~act~~ shall only apply where the proceedings to obtain ~~such~~ ^{renewal} renewal are taken within six months after passage of this ~~act~~, and ~~provided further, that~~ ~~this act~~ shall not affect any pending litigation nor apply to any corporation whose charter has been declared forfeited by any court of competent jurisdiction in this state.

~~Sec. 3. Meetings for renewal.~~ Any regular or special meeting of the stockholders or members of ~~such~~ ^{their} cooperative association called for the purpose of authorizing the renewal of corporate existence or amending the articles of incorporation, or both, shall be convened and governed by the provisions of Mason's Minnesota Statutes of 1927, Sections 7837 and 7838 as amended by Laws 1937, Chapter 153, notwithstanding any contrary provisions in the articles of incorporation or by laws of ~~such~~ ^{the} corporation, provided, after notice of the meeting, no stockholder or member shall object or dissent to ~~such~~ ^{the} proceedings.

~~Sec. 4. Proceedings to relate back.~~ That ~~when~~ ^{the} ~~such~~ ^{steps} steps are taken to renew the corporate existence of ~~such~~ ^{the} co-operative association, ~~such~~ ^{the} proceedings shall relate back to the date of the expiration of ~~the~~ ^{the} original corporate period, and ~~when~~ ^{the} ~~said~~ ^{period} period is extended, as provided by this ~~act~~, ~~any and all~~ ^{section,} corporate acts and contracts done, performed, made, and entered into after the expiration of ~~the~~ ^{the} original period shall be ~~and each is~~ ^{are} hereby declared to be legal and valid.

~~Approved March 7, 1939.~~

CHAPTER 52—S. F. No. 361

An act to amend Mason's Minnesota Statutes of 1927, Section 9325, relating to granting a new trial in civil actions.

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

Section 1. New trial in civil actions.—Mason's Minnesota Statutes of 1927, Section 9325, is hereby amended to read as follows:

"9325. A verdict, decision, or report may be vacated, and a new trial granted, on motion of an aggrieved party, for any of the following causes materially affecting his rights, ex-

cept that no order shall be issued granting a new trial unless accompanied by a memorandum stating reasons therefor:

(1) Irregularity in the proceedings of the court, referee, jury, or prevailing party, or any order or abuse of discretion, whereby the moving party was deprived of a fair trial;

(2) Misconduct of the jury or prevailing party;

(3) Accident or surprise which could not have been prevented by ordinary prudence;

(4) Material evidence, newly discovered, which with reasonable diligence could not have been found and produced at the trial;

(5) Excessive or insufficient damages, appearing to have been given under the influence of passion or prejudice;

(6) Errors of law occurring at the trial, and either excepted to at the time, or clearly assigned in the notice of motion;

(7) That the verdict, decision, or report, is not justified by the evidence, or is contrary to law; but, unless it be so expressly stated in the order granting a new trial, it shall not be presumed, on appeal, to have been made on the ground that the verdict, decision, or report was not justified by the evidence.

Approved March 7, 1939.

CHAPTER 53—S. F. No. 257

An act authorizing the Governor and the Commissioner of Conservation of the State of Minnesota to convey to the United States certain land in the Village of New London, Kandiyohi County, Minnesota, for a fish hatchery building site, and to grant an easement for the use of water for fish ponds and the right to convey same across certain properties owned by the State of Minnesota in the Village of New London.

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

Section 1. Governor and Commissioner of Conservation to convey lands.—The Governor and Commissioner of Conservation of the State of Minnesota are hereby authorized to convey to the United States in fee the following described lands owned