

upon such appeal the supreme court shall, without the necessity of a formal cross-appeal, review *de novo* the action of the trial court in requiring such reduction or increase, and there shall be a presumption that the amount of damages awarded by the verdict of the jury was correct and such amount shall prevail, unless the supreme court shall find from the record that the damages awarded in such verdict by the jury were so excessive or so inadequate as unmistakably to indicate that the amount of the verdict must have been the result of passion or prejudice.

Appeal.

Presumption.

SEC. 3. Ajudication of invalidity of any of the sections of this act, or any part of any section, shall not impair or otherwise affect the validity of any other of said sections or remaining part of any section.

Partial invalidity.

Passed the House March 5, 1933.

Passed the Senate March 8, 1933.

Approved by the Governor March 17, 1933.

CHAPTER 139.

[H. B. 374.]

RENTALS FOR STATE LAND.

AN ACT relating to the collection of rentals for the lease of state lands, providing for extension of time for the payment of rental, amending section 67 of chapter 255 of the Laws of 1927 and declaring that this act shall take effect immediately.

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

SECTION 1. That section 67 of chapter 255 of the Laws of 1927 be amended to read as follows:

Amends
§ 67, ch. 255,
Laws of 1927.

Section 67. The commissioner of public lands shall keep a full and complete record of all leases issued under the provisions of the preceding sec-

Record of
leases.

Notice of rental due.

Ejection.

Extension of time.

Effective immediately.

tions and the payments made thereon, and not more than forty nor less than thirty days before the time any rental becomes due the commissioner of public lands shall cause to be mailed to the lessee a notice stating the date upon which his rental falls due and the amount thereof. If such rental be not paid on or before the date the same becomes due, according to the terms of the lease, the commissioner of public lands shall declare a forfeiture, cancel the lease and eject the lessee from the land: *Provided*, That the commissioner of public lands may extend the time for payment of annual rental when, in his judgment, the interests of the state will not be prejudiced thereby.

SEC. 2. This act is necessary for the support of the state government and its existing institutions and shall take effect immediately.

Passed the House March 5, 1933.

Passed the Senate March 8, 1933.

Approved by the Governor March 17, 1933.

CHAPTER 140.

[H. B. 226.]

LATERAL HIGHWAY FUND.

AN ACT reappropriating a certain sum from the lateral highway fund for the construction and maintenance of highways in counties composed entirely of islands and for the construction of lateral highways in all other counties, and declaring that this act shall take effect immediately.

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

Highways.

SECTION 1. For the completion of work already under contract, for new contracts, and for the construction and maintenance of highways in counties composed entirely of islands and for the completion of work already under contract, for new con-