

the fish hatchery fund in the treasury for any purpose contemplated in this act when there is not sufficient cash money on hand in the treasury to pay the same.

Auditing.

SEC. 3. All moneys appropriated in this act shall be disbursed as follows: Vouchers for all expenditures shall be audited and approved by the state fish commission before presentation to the state auditor.

Passed the House February 24, 1899.

Passed the Senate March 8, 1899.

Approved March 13, 1899.

## CHAPTER CXXXIV.

[H. B. No. 243.]

### RELATING TO OYSTER BEDS.

AN ACT amending section 1 of an act entitled "An act relating to beds of natural oysters and declaring an emergency," approved March 7, 1895, being section 3375 of Ballinger's Annotated Codes and Statutes of Washington.

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

SECTION 1. That section 1 of an act entitled "An act relating to beds of natural oysters and declaring an emergency," approved March 7, 1895, being section 3375 of Ballinger's Annotated Codes and Statutes of Washington, be amended to read as follows: Section 1. It shall be unlawful to gather oysters or to remove them from any natural oyster bed or natural oyster bed reserve in any of the rivers, bays or waters of the State of Washington, at any time from the fifteenth day of June to the fifteenth day of March following and inclusive, of each year, except under the supervision of the fish commissioner of the State of Washington or of the United States, for purposes of propagation, experimental or other scientific purposes: *Provided,* That nothing in this section shall be construed to in-

terfere with the provisions of section 3362 of Ballinger's Annotated Codes and Statutes of Washington, being section 1198 of the Code of 1881.

Passed the House March 2, 1899.

Passed the Senate March 8, 1899.

Approved March 13, 1899.

## CHAPTER CXXXV.

[S. B. No. 160.]

### FOR THE PROTECTION OF STURGEON.

AN ACT to protect sturgeon and to regulate the time and manner of fishing for sturgeon in the waters of the Columbia river, prohibiting the use of Chinese hooks in the waters of this state, and providing a penalty.

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

SECTION 1. Hereafter it shall not be lawful for any person or persons to take, capture or kill in the waters of the Columbia river or tributaries thereof any sturgeon between the first day of March and the first day of November in each and every year, under a penalty of twenty dollars for each and every sturgeon so taken, captured or killed, or had unlawfully. Closed season.

SEC. 2. It shall not be lawful at any time to take or kill any young sturgeon under four feet in length, or fish for the same by any device or appliance whatever in the waters of the Columbia river or tributaries thereof, and any person or persons fishing with gill nets, fish-wheels or other fishing apparatus whatever in the waters of the Columbia river or tributaries thereof who, on lifting, drawing, taking up or removing any of said nets, or other fishing apparatus, shall find young sturgeon under four feet in length entangled or caught therein, shall immediately, with care and the least possible injury to the fish, disentangle and let Young sturgeon.