

of 1881; sections 1 and 2, p. 120, Laws of 1885, relating to divorces; sections 10 and 11, p. 62, Laws of 1885, relating to prosecuting attorneys; sections 10 and 11, p. 94, Laws of 1879, relating to prosecuting attorneys; chapter XXVI, Laws of 1891; chapter 109, Laws of 1921; chapter 112, Laws of 1933; chapter 170, Laws of 1943; and chapter 161, Laws of 1947.

Repealing  
clause

Passed the House March 8, 1949.

Passed the Senate March 7, 1949.

Approved by the Governor March 19, 1949.

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## CHAPTER 216.

[ H. B. 305. ]

### FOREST PRODUCTS—LOG BRANDS.

AN ACT relating to forest products; regulating the use of brands thereon; providing for the renewal, abandonment and cancellation of registered brand, and amending chapter 154, Laws Ex. Sess. 1925, by adding a new section thereto to be known as section 17.

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

SECTION 1. Chapter 154, Laws Ex. Sess. 1925, is amended by adding a new section thereto to be known as section 17, to read as follows:

Amendment.

Section 17. The Secretary of State shall on or before September 30, 1949, and each five (5)-year period thereafter, notify by registered letter the owner or owners of all log marks or brands then of record in the State of Washington, to renew the same. A fee of five dollars (\$5) shall be charged for new brands or marks, assignment of brands or marks and renewing marks or brands. Upon receipt of said fee, the Secretary of State shall give a renewal certificate, which shall give the holder and owner thereof the exclusive right to continue the use of said mark or brand within the State of Washington. If any owner or owners of a mark or brand

Renewal of  
log marks  
and brands.

Fee.

Renewal  
certificate.

Forfeiture  
for failure  
to renew.

which is on record shall fail or refuse to pay such renewing fee within three (3) months after the notification as herein provided, such brand shall become forfeited and no longer be carried on said records.

Failure to  
renew  
deemed to  
be an aban-  
donment.

On and after January 1, 1950, no person, firm, association or corporation shall claim or own any log mark or brand which has not been renewed in accordance with the provisions of this section, and any failure to renew the log mark or brand as required by such provisions shall be deemed the abandonment of the same, and any other person, firm, association or corporation shall be at liberty to adopt or use such mark or brand so abandoned: *Provided, however,* That no person, firm, association or corporation shall be at liberty to claim or use such abandoned mark or brand until after the same shall have been recorded in his or its own name, in the manner provided in this act: *Provided, however,* That no abandoned or cancelled brand may be re-issued for a period of one (1) year after such abandonment or cancellation, except to the previous owner or his assignee: *Provided further,* That in case of a dispute as to the right of any person, firm, association or corporation to the use of such mark or brand, the Secretary of State shall determine which of said applicants is entitled to the use thereof.

Others may  
adopt aban-  
doned mark  
or brand.

Re-issuance  
of abandoned  
brand.

Disputes as  
to use of  
brands.

Passed the House March 8, 1949.

Passed the Senate March 6, 1949.

Approved by the Governor March 19, 1949.