

CHAPTER 264.

[H. B. 445.]

LIEN FOR FURNISHING FERTILIZER, PESTICIDE OR WEED KILLER.

AN ACT relating to statutory liens.

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

Crop lien for furnishing fertilizer, pesticide or weed killer. Authorized—Scope.

SECTION 1. (1) Any person who furnishes commercial fertilizer, and/or pesticide, and/or weed killer to another for use on the lands owned, contracted to be purchased, used or rented by him, may have a lien upon all the crops on which the fertilizer, and/or pesticide, and/or weed killer are used to secure the payment of the purchase price thereof: *Provided*, That if the commercial fertilizer, and/or pesticide, and/or weed killer is furnished to any tenant farmer, the lien shall apply only to the tenant farmer's interest in the crops unless written consent of the owner of the premises is obtained: *Provided further*, That such lien shall be subordinate to any crop lien or crop mortgage which has been filed for record prior to the furnishing of such materials or products.

(2) If the crop, or any part thereof, is sold subsequent to the filing of the lien, or possession delivered to an agent, broker, cooperative agency or other person to be sold or otherwise disposed of and its identity lost, or the crop commingled with other property so that it cannot be segregated, and if the purchaser, agent, broker, cooperative agency or other person is notified of the filing of the lien by being served with a certified copy thereof, the lien shall attach to the proceeds of the sale of the crop or part thereof remaining in the possession of the purchaser, agent, broker, cooperative agency or other person at the time of the notice and to any proceeds of such sale that may thereafter come into the possession

of any of such persons and the lien shall be as effective against such proceeds as against the crop itself.

SEC. 2. Such lien claimant must within thirty days after the commencement of delivery of such materials and products, file for recording with the auditor of the county in which the crops or part thereof are raised, a claim of lien which shall be in substance in accordance with the provisions governing mechanics' liens in chapter 60.04 RCW, and foreclosed in the same manner as such liens, and such lien shall attach as of the date of such filing.

Claim filed,
when—
Foreclosure
procedure.

SEC. 3. An action to foreclose such lien shall be brought within twelve calendar months after filing the claim for lien, and the court shall allow as part of the costs, the money paid for making, filing, or recording the claim and reasonable attorney's fee.

Foreclosure
action, when
—Costs.

Passed the House March 9, 1961.

Passed the Senate March 9, 1961.

Approved by the Governor March 20, 1961.

CHAPTER 265.

[H. B. 472.]

AID TO DEPENDENT CHILDREN.

AN ACT relating to aid to dependent children assistance; and amending section 74.12.010, chapter 26, Laws of 1959 and RCW 74.12.010; and declaring an emergency.

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

SECTION 1. Section 74.12.010, chapter 26, Laws of 1959 and RCW 74.12.010 are each amended to read as follows:

RCW 74.12.010
amended.

For the purposes of the administration of aid to dependent children assistance, the term "dependent child" means any child in need under the age of eighteen years who has been deprived of parental

Aid to depend-
ent children.
Definitions.