

such state or territory, and upon the payment of the fee <sup>Fee.</sup> hereinafter provided.

Passed the Senate January 30, 1897.

Passed the House February 10, 1897.

Approved by the Governor February 16, 1897.

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## CHAPTER XIV.

[S. B. No. 121.]

### AMENDING AN ACT RELATING TO NEW TRIALS.

AN ACT amending section one of an act entitled "An act relating to new trials, and amending section 282 of the Code of Washington of 1881, and repealing sections 279 and 280 of said code of 1881," approved February 26, 1891, relating to new trials.

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

SECTION 1. That section one of an act entitled "An act relating to new trials, and amending section 282 of the Code of Washington of 1881, and repealing sections 279 and 280 of said code of 1881," approved February 26, 1891, relating to new trials, be and the same is hereby amended so as to read as follows: Section 1. The party moving for a new trial must, within two days after the verdict of a jury, if the action was tried by a jury, or two days after notice in writing of the decision of the court or referee, if the action was tried without a jury, file with the clerk, and serve upon the adverse party, his motion for a new trial, designating the grounds upon which it will be made. If the motion is made upon affidavits, the moving party must, within two days after serving the motion, or such further time as the court in which the action is pending, or the judge thereof may allow, file such affidavits with the clerk, and serve a copy thereof upon the adverse party, who shall have two days to file counter affidavits, or

Time of  
motion for.

When made  
upon affi-  
davits.

such further time as the court may allow, a copy of which must be served upon the moving party.

Passed the Senate January 30, 1897.

Passed the House February 10, 1897.

Approved by the Governor February 16, 1897.

## CHAPTER XV.

[H. B. No. 184.]

### AMENDING AN ACT REGULATING THE MANUFACTURE OF DAIRY PRODUCTS.

AN ACT relating to dairy products, amending sections 2 and 3 of an act approved March 11, 1895, entitled "An act regulating the manufacture of dairy products, to prevent deception or fraud in the sale of the same or imitations thereof, providing for the appointment of a dairy commissioner and defining his duties, creating a state board of dairy commissioners and defining their duties, imposing certain duties upon chemists of state institutions, providing penalties for violations of this law, making an appropriation, and declaring an emergency."

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

SECTION 1. Section 2 of said act is hereby amended to read as follows: Sec. 2. In all prosecutions or other proceedings under this or any other law of this state, relating to the sale or furnishing of milk, if it shall be proven that the milk sold or offered for sale, or furnished or delivered, or had in possession with intent to sell or offer for sale, or to furnish or deliver as aforesaid, as pure, wholesome or unskimmed milk, contain less than three per centum of pure butter fat, or less than eight per centum of milk solids other than fat, when subjected to chemical analysis or other satisfactory test, or it had been diluted, or any part of its cream abstracted, or that it, or any part of it, was drawn from cows known by the person complained of to have been within fifteen days before, or four days after parturition, or to have any disease, or ulcers, or other running sores, then, and in either case, the said

In prosecutions for sale of unmerchandise, adulterated, impure or unwholesome milk—

Matters to be proved.