

ficient width for two or more lanes of moving vehicles in each direction;

(c) Upon a one-way street, or upon any roadway on which traffic is restricted to one direction of movement, where the roadway is free from obstructions and of sufficient width for two or more lanes of moving vehicles.

(2) The operator of a vehicle may overtake and pass another vehicle upon the right only under conditions permitting such movement in safety. In no event shall such movement be made by driving off the pavement or main traveled portion of the roadway.

Passed the Senate February 4, 1959.

Passed the House February 19, 1959.

Approved by the Governor February 26, 1959.



CHAPTER 43.

[ S. B. 148. ]

EXECUTORS AND ADMINISTRATORS.

AN ACT relating to executors and administrators; and amending section 87, chapter 156, Laws of 1917 and RCW 11.36.010.

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

RCW 11.36.010 amended.

SECTION 1. Section 87, chapter 156, Laws of 1917 and RCW 11.36.010 are each amended to read as follows:

Parties disqualified—Result of disqualification after appointment.

The following persons are not qualified to act as executors or administrators: Corporations, minors, persons of unsound mind, or who have been convicted of any felony or of a misdemeanor involving moral turpitude: *Provided*, That trust companies regularly organized under the laws of this state and national banks when authorized so to do may act as administrators or guardians of the estate of minors or other incompetents upon petition of any person

having a preference right to such appointment and may act as executors or guardians when so appointed by will. But no trust company or national bank shall be entitled to qualify as such executor or guardian under any will hereafter drawn by it, or its agents or employees, and no salaried attorney of any such company shall be allowed any attorney fee for probating any such will, or in relation to the administration or settlement of any such estate, and no part of any attorney fee shall inure, directly or indirectly, to the benefit of any trust company or national bank. And when any person to whom letters testamentary or of administration have been issued becomes disqualified to act because of becoming of unsound mind, or being convicted of any crime or misdemeanor involving moral turpitude, the court having jurisdiction shall revoke his or her letters: *Provided*, A nonresident may be appointed to act as executor or administrator: *Provided further*, That such nonresident executor or administrator shall file a bond to be approved by the court and appoint an agent or attorney in the county where such estate is being probated, upon whom service of all papers may be made; such appointment to be in writing and filed by the clerk with other papers of such estate.

Passed the Senate January 30, 1959.

Passed the House February 19, 1959.

Approved by the Governor February 26, 1959.