SESSION LAWS, 1891.

SEC. 10. That in all other respects such sales shall be governed by the laws of the State of Washington now in force governing the sale of real property belonging to such estates.

SEC. 11. All acts or parts of acts conflicting in any manner with this act are hereby repealed.

Approved March 6, 1891.

CHAPTER LXXXVII.

[H. B. No. 195.]

TO REGULATE SALMON AND STURGEON FISHING.

AN ACT to regulate salmon and sturgeon fishing in the rivers and waters of this state, and over which it has concurrent jurisdiction.

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

SECTION 1. That from and after the first day of January, 1892, it shall be unlawful for any person to fish for or take for sale or profit any salmon, sturgeon or other food fish in any of the rivers or waters of this state, or over which it has concurrent jurisdiction in civil and criminal cases, unless such person be a citizen of the United States, or has declared his intention to become such one year prior thereto, and is and has been for six months immediately prior to the time he engages in such business an actual resident of the state.

SEC. 2. Any person desiring to fish for salmon, sturgeon or other food fish in any such rivers or waters may go before any county clerk of any county of this state and furnish satisfactory evidence of his citizenship, or of the fact that he has declared his intentions to become such one year prior thereto, and file his own affidavit and the affidavit of two other persons to the effect that he is and has been for six months prior thereto an actual bona fide resident of this state, and thereupon such recorder or clerk shall issue to him a certificate briefly reciting those facts, and thereafter
in any prosecution against such person for a violation of
the provisions of this act such certificate or duly authenti-
cated copies of the record in the office of the clerk or re-
corder relative thereto, shall be \textit{prima facie} evidence of
his citizenship and residence as in this act required. But
in all prosecutions under this act the burden of proof shall
be on the defendant to establish the facts of his citizenship
and residence.

\textbf{Sec. 3.} Any person violating any of the provisions of
this act, upon conviction thereof before any justice of the
peace, shall be fined not less than five nor less than one
hundred dollars.

\textbf{Sec. 4.} For taking the affidavits and issuing the certifi-
cates herein provided for, the clerk shall collect from the
party applying the sum of one dollar, to be paid into the
county treasury; and he shall keep in his office a record
of all certificates issued pursuant to this act.

\textbf{Sec. 5.} Nothing in this act shall be construed to pre-
vent citizens of any state having concurrent jurisdiction
with this state over or upon any rivers or waters from fish-
ing upon such rivers or waters: \textit{Provided}, That this act
shall not apply to Indians.

Approved March 6, 1891.

\begin{center}
\textbf{CHAPTER LXXXVIII.}
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[H. B. No. 139.]
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\textbf{TO PROVIDE FOR TAKING A CENSUS ON THE COLVILLE INDIAN RESERVATION.}
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\textbf{AN ACT} to provide for taking a census on the Colville Indian Res-
ervation, and making an appropriation therefor, and declaring
an emergency.
\end{center}

\begin{center}
\textbf{Be it enacted by the Legislature of the State of Washington:}
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\textbf{SECTION 1.} That the governor be and is hereby empow-
ered and directed to appoint two (2) enumerators, at a
salary of five dollars ($5.00) per diem each, and that said