

*vided*, That it shall not be lawful so to ratify or validate the attempted incurring of any indebtedness, which, at the time of the attempted incurring thereof, was in excess of five per centum of the last assessed valuation for state and county purposes previous to the attempted incurring thereof.

SEC. 4. Inasmuch as there is no statute of this state enabling counties therein to validate indebtedness attempted to be incurred on the part of such counties by the board of county commissioners or other officers thereof, in excess of their legal authority, and inasmuch as such legal authority has been so exceeded in good faith in sundry counties in this state, an emergency exists for the immediate operation of this act: therefore, this act shall take effect and be in force from and after its approval by the governor. Emergency.

Approved March 9, 1893.

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## CHAPTER LXXX.

[H. B. No. 347.]

### LEGALIZING THE INCORPORATION OR RE-INCORPORATION OF CITIES AND TOWNS.

AN ACT to legalize and validate the incorporation or re-incorporation of towns and cities incorporated or re-incorporated under an act approved March 24, 1890, entitled "An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency," and to legalize and validate existing contracts and obligations of such towns and cities.

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

SECTION 1. The incorporation of all cities and towns in this state heretofore had or attempted under sections one, two and three of an act entitled "An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency," approved March 24, 1890, and the re-incorporation of all cities and towns in this state heretofore had or attempted

under sections one, four and five of said act, under which attempted incorporation or re-incorporation an organized government has been maintained since the date thereof, is hereby for all purposes declared legal and valid, and such cities and towns are hereby declared duly incorporated. And all contracts and obligations heretofore made, entered into or incurred by any such city or town so incorporated or re-incorporated are hereby declared legal and valid and of full force and effect.

Approved March 9, 1893.

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## CHAPTER LXXXI.

[ H. B. No. 337. ]

### REQUIRING SALARIED COUNTY OFFICERS TO PAY ALL FEES INTO THE COUNTY TREASURY.

AN ACT prescribing that all fees are paid salaried officers by virtue of their office shall be paid into the county treasury, and prescribing a penalty for a failure so to do, and declaring an emergency

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

Time for payment of fees into treasury.

SECTION 1. Every county officer, who, by the laws of this state is allowed a salary, shall, on the first Monday of each month, pay into the county treasury all moneys and sums which have come into his hands for fees and charges in his office, or by virtue of his office, during the preceding month. And no officer is permitted to retain to his own use or profit any sums paid him in his office or by virtue of his office, no matter from what source, but all of such moneys so paid him by virtue of the laws of this state, or of the United States, shall be the property of the county.

SEC. 2. Any county officer who is paid a salary, who shall fail to pay to the county treasury all sums that shall have come into his hands for fees and charges in his office, or by virtue of his office, whether under the laws of this state or of the United States, shall be deemed to be guilty of embezzlement in office, and upon conviction thereof