

Rent of
armory.

favor of Capt. Henry Roeder for rent of Armory Hall for the use of company "F" of the National Guard of Washington, at New Whatcom, Washington, in full settlement of all claims against the State of Washington.

State Auditor
to draw
warrant.

SEC. 2. That the State Auditor is hereby authorized to draw a warrant upon the State Treasurer against the military fund for the said sum of one hundred and twenty dollars (\$120) in favor of the said Capt. Henry Roeder; and the State Treasurer is hereby directed to pay said warrant out of such funds in the state treasury not otherwise appropriated.

Passed the House March 8, 1901.

Passed the Senate March 14, 1901.

Approved by the Governor March 16, 1901.

CHAPTER CXXVIII.

[H. B. No. 405.]

FOR THE RELIEF IN CERTAIN COUNTIES OF COUNTY OFFICERS, CLERKS AND DEPUTIES.

AN ACT for the relief of county officers, their clerks and deputies, in certain counties of the State of Washington.

Doubtful
section.

WHEREAS, Prior to the 25th day of July, 1895, the judicial interpretation of section 1564 of volume 1 of Ballinger's Annotated Codes and Statutes of Washington was in doubt; and

WHEREAS, Under the provisions of said section certain county officers of the counties of the State of Washington had employed clerks and deputies in their respective offices, for the purpose of assisting in the performance of the duties thereof, said employment being without the consent of the board of county commissioners of such counties; and

Case cited.

WHEREAS, On said July 25th, 1895, the Supreme Court of the State of Washington, in a cause entitled *Asahel Dillon, Respondent, vs. Whatcom County, Appellant*, decided that under the provisions of said section 1564, as

aforesaid, the county commissioners, and not the county officers, were vested with discretionary power to fix the number and compensation of employees in the various counties; and

WHEREAS, Unless relief is extended certain county officers, their deputies and clerks, of the counties of this state, will not receive just and adequate compensation for their services: Now, therefore,

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

SECTION 1. In all counties of this state where prior to July 25th, 1895, the duties of any county office were greater than could be performed by the person elected to fill the same and where said officer employed clerks or deputies, without the consent of the board of county commissioners, for the purpose of transacting the business of such office, said county officers, their clerks or deputies, or assignees of said county officers, their clerks or deputies, may present their claim, within the time provided by this act, for compensation for their unpaid services, to said counties, and if the boards of county commissioners of such counties shall find said claims to be just and reasonable, and if said claims represent the amount due for services actually rendered for the use and benefit of said counties, such claims shall be audited and allowed the same as other claims against counties.

Duties prior to July 25, 1895.

Presentation of claim.

Auditing and allowance of claims.

SEC. 2. No claim within the meaning of this act shall be allowed by any board of county commissioners of the counties of this state unless the same be presented within the six months succeeding the date this act shall take effect.

Claim to be presented within six months.

Passed the House March 9, 1901.

Passed the Senate March 14, 1901.

Approved by the Governor March 16, 1901.