

guilty of a felony, and on conviction thereof shall be punished by imprisonment in the state penitentiary for any term not exceeding five years.

Passed the House February 16, 1901.

Passed the Senate February 26, 1901.

Approved by the Governor, February 28, 1901.

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## CHAPTER XXVI.

[H. B. No. 87.]

### GIVING SUPERIOR COURT JURISDICTION TO ENFORCE ATTENDANCE OF WITNESSES.

AN ACT giving the Superior Court jurisdiction to enforce the attendance of witnesses before notaries public, justices of the peace, and other officers authorized to take depositions; providing for punishment of witnesses failing to obey the order of the court.

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

SECTION 1. That the Superior Court shall have power to compel the attendance of witnesses, within this state, before notaries public, justices of the peace or any other person authorized by the laws of this state to take depositions in causes pending in any court of the state, or in any court of any other state, or in any court of the United States, or in any court of a foreign country.

Superior court may compel attendance.

SEC. 2. The officer before whom the deposition is to be taken in case of the refusal of any witness to attend or testify shall report to the Superior Court in and for the county in which the witness resides, or is found, by petition, that due notice has been given of the time and place of taking the depositions and that the witness have been summoned in the same manner that witnesses are now summoned to appear and testify in the Superior Court of this state; and the fees and mileage of the witness has been paid, or tendered to the witness, for his attendance and testimony, and that the witness has failed and refused to attend or testify before such

Refusals reported.

officer, in the cause mentioned in the notice and the subpoena; and ask an order of the court compelling the witness to attend and testify before such officer.

SEC. 3. The court upon the petition of the officers, and the payment of the regular docket fee of four dollars (\$4) shall enter an order directing the witness to appear before the officer making the report, at a time and place to be fixed by the court in such order, and then and there give his testimony in such cause. A copy of which order shall be served upon the witness in the same manner that summons and complaints are now served; and on failure or refusal of the witness to obey such order such witness shall be dealt with as for contempt.

Copy of order served on witness.

Passed the House February 15, 1901.

Passed the Senate February 26, 1901.

Approved by the Governor, February 28, 1901.

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## CHAPTER XXVII.

[H. B. No. 91.]

### RESERVING CERTAIN STATE LANDS FROM SALE.

AN ACT to reserve certain state lands from sale or lease, and declaring an emergency.

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

SECTION 1. That all of the southeast quarter of the southeast quarter, the west half of the southeast quarter and lots 2 and 3, all in section 24, in township 22, north of range 26, east of Willamette Meridian, in Douglas county, State of Washington, is hereby reserved from sale or lease, and the same shall not be sold or leased until directed by the Legislature of the State of Washington.

Emergency.

SEC. 2. An emergency exists and this act shall take effect immediately.

Passed the House February 7, 1901.

Passed the Senate February 26, 1901.

Approved by the Governor, February 28, 1901.