

shall append thereto, as far as practicable in tabular form, a statement exhibiting the number of the convicts in prison on the last day of such September, and at what age convicted, specifying separately the number born in the United States, foreigners, and of what country, and the nativity of their parents, the number that cannot read, that can read only, read and write, well educated, classically educated, temperate, intemperate, healthy, diseased, whether employed at the time of the commission of the crime, counties where convicted, occupation, sentence, how many times recommit-

Proviso, as  
consent of  
Warden.

ted and social state: *Provided*, that at no time shall such chaplain visit any portion of the State Penitentiary or any convict therein without the consent of the warden; and *provided further*, that all reports of such chaplain shall be made to the warden.

Salary and  
office of

SEC. 3. He shall receive for his services a yearly salary of twelve hundred dollars (\$1,200) which shall be paid in the same manner as that of other State officers. He shall be supplied with an office in the State Penitentiary, which shall be furnished with fuel and light.

Passed the House February 2, 1905.

Passed the Senate February 17, 1905.

Approved by the Governor February 27, 1905.

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## CHAPTER 39.

(H. B. No. 71)

### AMENDING BALLINGER'S CODES RELATIVE TO ELECTIONS.

AN ACT to amend Sections 1362 and 1394 of Ballinger's Annotated Codes and Statutes of the State of Washington relating to elections.

1362-94 Bal-  
linger.

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

Amendment  
Duty of  
County Com-  
missioners.

SECTION 1. That Section 1362 of Ballinger's Annotated Codes and Statutes of the State of Washington relating to elections, be amended to read as follows: Section 1362. Except as in this chapter otherwise provided, it shall be the duty of the clerk of the Board of County Commissioners of each County to provide ballot boxes, or pouches, printed bal-

lots, and duplicate poll books for every election for public officers in which election, or any of the electors within the County, participate, and to cause to be printed on the ballot the name of every candidate whose name has been certified to or filed with the County Auditor in the manner provided for in this chapter. Ballots other than those printed by the respective clerks of Boards of County Commissioners, according to the provisions of this chapter, shall not be cast or counted in any election. Nothing in this chapter contained shall prevent any voter from writing or pasting on his ballot the names of any person for whom he desires to vote for any office, and such vote shall be counted, the same as if printed upon the ballot and marked by the voter, and any voter may take with him into the polling place any printed or written memorandum or paper to assist him in marking or preparing his ballot, except as hereinafter otherwise provided.

SEC. 2. That Section 1394 of Ballinger's Annotated Code and Statutes of the State of Washington relating to elections, be amended to read as follows, to-wit: Section 1394. If any person shall take the oath as tendered to him by the Inspector or Judges and no evidence is offered to traverse the same, by the officer or party challenging, and shall otherwise comply with the requirements of law regulating the balloting, he shall be admitted to vote; but before the ballot of the voter shall be deposited he shall be required to sign the registration book in the column headed "Identification," provided for that purpose, and on the same line as, and opposite to the original signature of the voter offering to vote, which original signature shall be so concealed as not to be seen by the voter offering to vote; and in case such voter is incapable of writing his name, he shall, at the left hand side of the column, make a cross or other mark usually employed by such voter for indicating his signature, and some person who is personally known to the Inspector and who personally knows the voter, shall sign the registration book in his behalf as identifying witness. If such voter offering to vote shall refuse to take the oath or affirmation so tendered him or to write his signature as required, his vote shall be rejected.

Passed the House February 6, 1905.

Passed the Senate February 23, 1905.

Approved by the Governor February 27, 1905.