

Commissioner of Horticulture to revoke licenses.

SEC. 12. The Commissioner of Horticulture shall revoke any license issued under the provisions of this act whenever the person, firm or corporation holding the same shall be convicted of any violation of this act.

Repeal.

SEC. 13. That an act entitled "An Act to regulate the sale of farm, dairy, orchard or garden produce on commission," approved March 21st, 1895, be and the same is hereby repealed.

Passed the Senate February 11th, 1907.

Passed the House February 27th, 1907.

Approved by the Governor March 12th, 1907.

CHAPTER 140.

[H. B. 102.]

FEES OF CORPORATIONS.

AN ACT fixing the fees to be paid to the secretary of state by corporations doing business in this state, and providing penalties for failure to pay the same.

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

Filing articles of incorporation.

SECTION 1. Every corporation incorporated under the laws of this State, or of any state or territory in the United States or of any foreign state or country, required by law to file articles of incorporation in the office of the Secretary of State, shall pay to the Secretary of State a filing fee of twenty-five dollars.

Filing amendatory articles.

SEC. 2. Every corporation, foreign or domestic, desiring to file in the office of the Secretary of State articles amendatory or supplemental, or certificates of increase or decrease of capital stock, shall pay to the Secretary of State a fee of ten dollars.

Appointment of agent.

SEC. 3. Every foreign corporation filing in the office of the Secretary of State a certificate of the appointment of an agent residing in this State, or a certificate of the

revocation of such appointment of the resident agent, shall pay to the Secretary of State a fee of five dollars.

SEC. 4. The fee for furnishing a certified copy of Articles of Incorporation, or Articles amendatory or supplemental, or certificates of increase or decrease of capital stock, or certificate of appointment of resident agent, or certificate of revocation of appointment of resident agent, shall be five dollars. Certified copies.

SEC. 5. There shall be no charge for recording any of the documents mentioned in this act or for making or certifying to copies of same other than the fees in this act prescribed, unless the document to be recorded or the copy to be certified shall exceed twenty folios, in which case there shall be a further charge of fifteen cents per folio for all such excess. Recording fees.

SEC. 6. Every corporation incorporated under the laws of this State, and every foreign corporation having its articles of incorporation on file in the office of the Secretary of State shall, on or before the first day of July of each and every year, pay to the Secretary of State, for the use of the State, the following license fees: Every corporation having a capital stock, fifteen dollars. Every corporation failing to pay the said annual license fee, on or before the first day of July of each and every year, and desiring to pay the same thereafter, and before the first day of January next following, shall pay to the Secretary of State, for the use of the State, in addition to the said license fee, the following further fee, as a penalty for such failure: The sum of two dollars and fifty cents: *Provided, however,* That building and loan companies paying special fees provided for in this act under which same are incorporated shall not be required to pay the regular fee provided herein. License fee.
Penalty for failure to pay.

SEC. 7. No corporation shall be permitted to commence or maintain any suit, action or proceeding in any court of this State, without alleging and proving that it has paid its annual license fee last due. A certificate of the payment of such annual license fee, or any duplicate of such certificate under the seal of the Secretary of State, shall be Corporation failing to pay license may not maintain suit.

prima facie evidence of such payment; and the Secretary of State is hereby required to issue such duplicate certificates, upon request, at a charge of 25 cents for each thereof. The State Board of Tax Commissioners may institute suits to enforce the payment of any license fee, due from any corporation, under this or any other law. Failure upon the part of any corporation to pay its annual license fee for a period of one year, from and after the date when such payment first became due, shall be *prima facie* evidence of the insolvency of such corporation, and the fact of such insolvency may be shown by the State or by any private person or corporation: *Provided*, That as to corporations now delinquent in the payment of their annual license fees for a period of one or more years, such presumption of insolvency shall not exist until after one year from the date of the passage of this act and the continuation of such delinquency. It shall be the duty of the Secretary of State to strike from the records of his office the names of all incorporations which have neglected for a period of two years to pay their annual license fees; and any corporation thereafter organized may take and shall have the exclusive right to use the corporate name of any corporation so stricken from the records: *Provided*, That no corporate name shall be so stricken from the records for a period of one year from the date of the passage of this act.

Tax Commission to sue for license fees.

Names to be stricken.

Fee for certifying to corporation laws.

SEC. 8. The fee for furnishing and certifying to a printed compilation of the corporation laws of this State shall be five dollars.

Act not applicable to certain corporations.

SEC. 9. This act shall not apply to domestic corporations organized for religious, social, charitable or educational purposes, or to foreign corporations organized for like purposes, when not engaged in this State in the loaning of money or the conducting of any other business pursuits for profit.

Fees shall be paid in advance.

SEC. 10. All fees provided for in this act are due in advance and shall be paid to the Secretary of State before the services desired are performed.

SEC. 11. All fees received by the Secretary of State under the provisions of this act shall be by him paid into the State treasury as provided by law. Payment into treasury.

Passed the House February 18th, 1907.

Passed the Senate March 6th, 1907.

Approved by the Governor March 12, 1907.

CHAPTER 141.

[H. B. 131.]

COMMISSION TO REVISE AND RECODIFY THE CODE OF PUBLIC INSTRUCTION.

AN ACT creating a commission to revise and recodify the Code of Public Instruction of the State of Washington, defining its powers and duties, and making an appropriation for the payment of its actual and necessary expenses.

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

SECTION 1. There is hereby created a State Board of Commissioners whose duty it shall be to recodify, re-arrange and bring into harmony all laws and parts of laws pertaining to the public school system of the State of Washington, the State educational institutions of said State, the making of reports by the executive heads of private institutions of learning, and suggesting such amendments to existing laws as it may deem proper and for the best interests of the educational system or systems of this State. Commission created.

SEC. 2. The Superintendent of Public Instruction shall be *ex-officio* chairman of said Commission, and the Attorney General shall be a member thereof *ex-officio*; and the Governor shall appoint, on or before the first day of August, 1907, three members to serve for a period of eighteen months, one of whom shall be a county superintendent of common schools at the time of his appointment, one a member of a city board of education of a school district containing a city of 10,000 or more inhabitants, and one shall at the time of his appointment be a principal of Personnel of Commission.