

Emergency.

SEC. 3. This act is necessary for the immediate support of the state government and its existing public institutions and shall take effect immediately.

Passed the Senate February 2, 1923.

Passed the House February 9, 1923.

Approved by the Governor February 16, 1923.

CHAPTER 13.

[H. B. 37.]

TOWNSHIPS.

AN ACT relating to townships and amending sections 11369, 11375, 11376, 11378, 11404, 11433, 11441, 11445 and 11456 of Remington's Compiled Statutes.

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

Amends Rem.
Comp. Stat.
§ 11369;
Pierce Code
§ 7100-10.

SECTION 1. That Section 11369 of Remington's Compiled Statutes be amended to read as follows:

Section 11369. At the time of dividing any county into organized townships the county commissioners shall make out notices designating a suitable place for holding the first town meeting in each town, which shall be holden on the second Tuesday in January following the election at which township organization was adopted by vote of the county, and the auditor shall deliver such notice to the sheriff of the county, who shall cause the same to be posted in each township not less than ten days before the day set for such town meeting.

First town
meeting.

Amends Rem.
Comp. Stat.
§ 11375;
Pierce's Code
§ 7100-16.

SEC. 2. That Section 11375 of Remington's Compiled Statutes be amended to read as follows:

Section 11375. The citizens of the several towns of this state qualified to vote at town meetings shall annually assemble and hold town meetings in their several towns on the second Tuesday in January, at such place in each town as the electors thereof, at

Annual town
meeting.

their annual town meetings from time to time appoint, and notice of the time and place of holding such meeting shall be given by the town clerk by posting up written or printed notices in three of the most public places in said town, at least ten days prior to said meeting. Every town meeting shall be held at the same place as the last preceding town meeting was held, unless the place of meeting be changed by vote of the town meeting or of the board of supervisors: *Provided*, That before any change of place of holding town meetings is made by the board of supervisors, notice of such contemplated change may be given by any member of the town board to the town clerk, who shall, in his regularly printed or written notices as provided herein, incorporate the notice of the change of place at which said town meeting is to be held.

SEC. 3. That section 11376 of Remington's Compiled Statutes be amended to read as follows:

Amends Rem.
Comp. Stat.
§ 11376;
Pierce's Code
§ 7100-17.

Section 11376. There shall be elected at the annual town meeting in each town, one supervisor and there shall be elected at the annual town meeting in the odd numbered years one town clerk, one treasurer, one assessor, one justice of the peace and one constable to hold office for the term of two years and until their successors are elected and qualified: *Provided*, That at the first annual town meeting of every town hereafter organized there shall be elected three supervisors, one to hold office for the term of one year, one to hold office for the term of two years and one to hold office for the term of three years. The board of supervisors shall have power to employ and appoint and to fix the salary of an overseer of highways for said town or an overseer of highways for each road district in said town. Said overseer or overseers may or may not be a resident of said town or road district.

Election of
officers.

Term of
officers.

Amends Rem.
Comp. Stat.
§ 11378;
Pierce's Code
7100-18.

Powers of
electors at
annual
meeting.

SEC. 4. That section 11378 of Remington's Compiled Statutes be amended to read as follows:

Section 11378. The electors of each town have power, at their annual town meeting:

First. To determine the number of pound-masters, and location of pounds.

Second. To select such town officers as are required to be chosen.

Third. To direct the institution or defense of actions in all controversies where such town is interested.

Fourth. To direct such sums to be raised in such town for prosecuting or defending such actions as they may deem necessary.

Fifth. To make all rules and regulations for ascertaining the sufficiency of fences in such town and for impounding animals.

Sixth. To determine the time and manner in which certain domestic animals may be permitted to go at large.

Seventh. To impose such penalties on persons offending against any rules or regulations established by said town, except such as relate to the keeping and maintaining of fences, as they think proper, not exceeding ten dollars for each offense, unless herein otherwise provided.

Eighth. To apply such penalties, when collected, in such manner as they may deem most conducive to the interests of the town.

Ninth. To vote to raise such sums of money for the repairs and construction of roads and bridges as they deem necessary, and to determine the amount thereof to be assessed by the supervisors as labor tax and the amount thereof to be assessed and collected as other town taxes. Also to vote such sums of money for other necessary town charges as they deem expedient: *Provided*, That they may, at their annual town meeting, direct

such an amount of the poll and road tax of the town to be expended on highways in an adjoining town as they deem conducive to the interests of the town, which labor and tax shall be expended under the direction of the supervisors of the town furnishing same: *And Provided*, That they shall not have power to raise money for the construction, maintenance or repair of bridges, the cost of construction whereof was or will be in excess of three hundred dollars (\$300), but such bridges shall be under the sole jurisdiction and control of the county.

Tenth. To instruct by vote the board to purchase grounds for a town cemetery; to limit the price to be paid therefor, to raise a tax for payment thereon and to establish rules for the care and management of the same.

Eleventh. To make such by-laws and regulations as may be deemed conducive to the peace, good order and welfare of the town; to license, tax, regulate and control hawkers, peddlers, auctioneers, shows, theatricals, circuses, lawful games, merry-go-rounds, ferris-wheels, or other amusement devices or places of amusement.

Twelfth. To vote to levy a tax in such an amount as in their judgment is necessary or advisable, but not to exceed four mills upon all taxable property in such township, for the purpose of creating a fund to be known as river improvement fund.

SEC. 5. That section 11404 of Remington's Compiled Statutes be amended to read as follows:

Section 11404. Town officers, except as otherwise provided, hold their offices for one year and until others are elected or appointed in their places and are qualified. All officers shall qualify and enter upon the duties of their offices at the first regular meeting of the board of supervisors following their election, and such first meeting of the

Amends Rem.
Comp. Stat.
§ 11404;
Pierce's Code
§ 7100-44.

Officers'
term.

board of supervisors shall be held within thirty days after such election.

Amends Rem.
Comp. Stat.
§ 11433;
Pierce's Code
§§ 7100-71.

Finances.

SEC. 6. That section 11433 of Remington's Compiled Statutes be amended to read as follows:

Section 11433. The town treasurer shall from time to time draw from the county treasurer such moneys as have been received by the county treasurer for the use of his town, and on receipt of such moneys shall deliver proper vouchers therefor. Each town treasurer shall be allowed and entitled to retain, as his official compensation, one per centum of all moneys paid out in the redemption of war-rants: *Provided*, That the compensation of said treasurer shall in no case exceed the sum of seventy-five dollars (\$75) in any one year: *Provided further*, That in any town meeting, before the electors commence balloting for officers, they may by resolution, reduce or increase such compensation.

Treasurer's
compensation.

Amends Rem.
Comp. Stat.
§ 11441;
Pierce's Code
§ 7100-79.

Assessors.

SEC. 7. That section 11441 of Remington's Compiled Statutes be amended to read as follows:

Section 11441. Each township assessor elected or appointed under this title shall take an oath and give a bond as now required of county assessors, the amount of said bond to be fixed, and the said bond to be approved, by the board of supervisors; and each township assessor shall, in his town, perform the same duties and exercise the same rights as are now performed and exercised by county assessors in their respective counties under the laws of this state, and shall be subject to the same penalties as county assessors now are. All township assessors of the respective counties shall meet at the office of the county assessor on the second Tuesday of February of each year, and formulate and adopt by a majority vote of those present a plan and policy for the purpose of securing the equitable and uniform listing and valuation of property throughout the county, and it shall be the duty of all

Annual
meeting.

township assessors to make their respective assessments according to the plan and policy adopted at such meeting, and the county assessor shall have supervisory control over said township assessors for the purpose of enforcing the making of assessments according to such plan and policy.

SEC. 8. That Section 11445 of Remington's Compiled Statutes be amended to read as follows:

Section 11445. All taxes shall be levied or voted in specific amounts, and the rates per centum shall be determined from the amount of property, as equalized by the county board of equalization each year, except such general taxes as may be definitely fixed by law. The taxes voted by townships, and not previously returned to the county auditor, and all delinquent poll, road and other taxes to be collected by any town officer, and due and unpaid, shall be certified by the proper authorities to the county auditor on or before the first day of November, in each year. There shall be levied annually on each dollar of taxable property in the township (other than such as by law is otherwise taxed), as assessed and entered on the tax lists for the several purposes enumerated, taxes at the rates specified as follows: For township purposes, such sum as may be voted at any legal town meeting, the rate of which shall not exceed, exclusive of such sums as may be voted at the annual town meeting for road and bridge purposes, two mills in any township having a taxable valuation of one hundred thousand dollars or more, and the amount of which shall not exceed one hundred and fifty dollars in any township having a taxable valuation less than one hundred thousand dollars, and the rate of such tax shall not exceed one-half of one per cent in any township. The rate of tax for road and bridge purposes in any township shall not exceed eight

Amends Rem.
Comp. Stat.
§ 11445;
Pierce's Code
§ 7100-83.

Taxation,
rates, levy,
etc.

Purposes.

mills per dollar: *Provided*, that nothing in this section shall be construed to prevent the township supervisors or corporate authorities of any town from levying any tax which by any special law they may be authorized to levy.

Amends Rem.
Comp. Stat.
§11456;
Pierce's Code
§ 7100-94.

Compensation
of officers.

SEC. 9. That Section 11456 of Remington's Compiled Statutes be amended to read as follows:

Section 11456. The following town officers are entitled to compensation at the following rates for each day necessarily devoted by them to the service of the town, in the duties of their respective offices. The town assessors shall receive for their services three dollars (\$3) per day, while engaged in their respective duties as such assessors. Each road overseer shall receive for his services such salary as shall be fixed by the board of supervisors, while engaged in his duties as such road overseer. The town clerks and supervisors shall receive two dollars per day while engaged in their respective duties. No supervisor shall receive more than seventy-five dollars (\$75) for compensation in any one year, and no clerk shall receive more than one hundred dollars (\$100) for compensation in any one year: *Provided*, that the town clerks shall be paid fees for the following, and not a per diem: For filing any paper required by law to be filed in his office ten cents (10c) each; for posting up notices required by law, twenty-five cents (25c) each; for recording any order or any instrument of writing authorized by law, five cents (5c) for each one hundred words; for copying any record or instrument on file in his office and certifying the same, five cents (5c) for each one hundred words, to be paid for by the person applying for the same: *Provided*, *further*, that in any town meeting, before the electors commence balloting for officers, they may by resolution, reduce or increase the compensation of

Increase or
decrease.

officers, and may fix the compensation of the town clerk at an annual salary not to exceed one hundred dollars, in lieu of the compensation per diem and fix his services other than copying and certifying records or instruments on file in his office for which he is paid by the person applying for the same.

Passed the House January 23, 1923.

Passed the Senate, January 31, 1923.

Approved by the Governor February 19, 1923.

CHAPTER 14.

[S. B. 16.]

NIGHT COURT.

AN ACT creating a Night Court in cities having a population of over three hundred thousand (300,000) in the State of Washington, providing the method of appointment for the Judge thereof and one clerk for the same, their salaries, their term of office and its jurisdiction.

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

SECTION 1. That on and after the passage of this act there shall be created in cities having a population of over three hundred thousand (300,000) in the State of Washington, a Night Court. Created.

SEC. 2. The county commissioners of the county wherein said city is located shall, within ten days after the passage of this act, appoint one of the duly elected and qualified justices of the peace of said city who may act as judge of the night court with the power to appoint one clerk for the same. Judge appointed.

SEC. 3. The powers, duties and jurisdiction of the judge of the night court shall be the same as now provided by law for justices of the peace in cities having a population of three hundred thousand (300,000) or more in the State of Washington. Powers, duties and jurisdiction.