

## CHAPTER 216.

[H. B. 397.]

## IRRIGATION DISTRICTS.

AN ACT relating to the organization and government of irrigation districts authorizing the secretary to keep funds in bank, amending section 7453 of Remington's Revised Statutes of the State of Washington.

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

Amends  
§ 7453, Rem.  
Rev. Stat.  
(§ 3231, P. C.)

SECTION 1. That section 7453 of Remington's Revised Statutes of the State of Washington, be amended to read as follows:

County  
treasurer  
ex-officio  
treasurer of  
district.

Section 7453. The county treasurer of the county in which is located the office of any irrigation district shall be and is hereby constituted ex-officio district treasurer of said district, and any county treasurer collecting or handling funds of the district shall be liable upon his official bond and to criminal prosecution for malfeasance and misfeasance, or failure to perform any duty herein prescribed as county treasurer or district treasurer, as is provided by law in other cases as county treasurer. It shall be the duty of the county treasurer of each county, in which lands of the district are located, to collect and receipt for all assessments and taxes levied as in this chapter provided. There shall be deposited with the county treasurer of the county in which the office of the board of directors is located, all sums collected for the defraying of expenses of the district, whether said sums are collected by assessments or special assessments, and they shall be placed with the said county treasurer in the expense fund of the district. The said county treasurer shall also keep such other funds as may be required by law governing irrigation districts and shall place therein monies collected for said funds. The county treasurer shall

pay out the monies received or deposited with him or any portion thereof, upon warrants issued by the county auditor against the proper funds of the district, except the sums to be paid out of the bond fund upon the coupons or bonds presented to the treasurer. All warrants hereafter issued shall be paid in the order of their issuance. The said treasurer shall report, in writing, on the first Monday in each month to the board of directors of the district, the amount of money held by him, the amount in each fund, the amount of receipts for the month preceding in each fund, and said report shall be filed with the secretary of the board. The secretary shall also report to the board, in writing at the regular meeting in each month, the amount deposited with the county treasurer belonging to the district during the preceding month. The amount of receipts for the month preceding and the amount and items of expenditures during the preceding month, and said report shall be filed in the office of the board.

Any claim against the district shall be presented to the district board for allowance or rejection. Upon allowance, such claim shall be attached to a voucher verified by the claimant or his agent and approved by the president and countersigned by the secretary of the board and directed to the county auditor for the issuance of a warrant against the proper fund of the district, in payment of said claim.

Claims.  
how paid.

Notwithstanding the provisions of any other statute of the State of Washington, to the contrary, it shall be lawful for the board of directors of an irrigation district to provide by resolution that the secretary of the district may deposit the following temporary funds in a local bank in the name of the district, district funds to be known as "General Fund" in which shall be deposited all monies received from the sale of land except such portion thereof as may be obligated for bond redemption and for the pay-

Deposit of  
temporary  
funds in  
local bank.

General  
fund.

ment thereon, rentals, crops, domestic light and/or water tolls and/or other tolls, and such miscellaneous collections as may from time to time be received. This fund shall be transmitted to the county treasurer or disbursed in such manner as the board of directors may designate. Also a fund to be known as "Fiscal Fund" in which shall be deposited all collections made by the district as fiscal agent of the United States. Remittances shall be made from this fund to the United States according to contract between the district and the United States or to such officer as the United States shall designate. The secretary may also deposit in a local bank a "Revolving Fund" in such amount as the board of directors shall by resolution determine, acquired by the issue of coupon warrants as provided by statute, or it can be acquired by transfer of funds by warrant drawn upon the expense fund of the district to the Revolving Fund. This fund may be disbursed by check signed by the secretary or such other person or persons as the board of directors may designate in the payment of labor and such other current expenses as the board of directors may deem necessary. This fund shall be reimbursed by sending the cancelled checks or copy of pay rolls to the county auditor with a claim voucher specifying the district fund upon which warrants for such reimbursements shall be drawn. The warrants for such reimbursements shall be made out by the county auditor to the "Secretary's Revolving Fund."

Fiscal fund.

Revolving fund.

The secretary or other person designated by the board of directors shall issue receipt for all monies received and to be deposited in any of said funds and the secretary of the district and any other employee of the district handling such funds shall furnish a surety bond to be approved by the board of directors and the attorney for said district, in such amount as the board of directors may designate and

premium on such bond shall be paid by the district. The secretary or other employee shall be accountable on such bond for the safe-keeping of said funds.

Upon depositing any district funds the secretary shall demand and the depository bank shall furnish to the secretary, a surety bond, to be approved by the board of directors and the attorney for said district, in a sufficient amount to equal the maximum deposit of the secretary with such depository, conditioned for the prompt and faithful payment of said deposits upon demand, said surety bond shall not be cancelled during the time for which it has been written by the surety company: *Provided*, That the depository may deposit with the secretary of the district, or in some bank to the credit of the district in lieu of the surety bond herein provided for, securities to be approved by the board of directors, of a market value in an amount not less than the amount of the maximum funds deposited: *Provided, further*, That all depositories which have qualified for insured deposits under the Federal Deposit Insurance Act (12 United States Code, Annotated, page 264) or any acts amendatory, supplemental, or substituted therefor, shall not be required to furnish bonds or securities, except for so much of said fund deposited not insured under the Federal Deposit Insurance Act.

Passed the House February 22, 1937.

Passed the Senate March 8, 1937.

Approved by the Governor March 19, 1937.