CHAPTER 237.
[S. B. 92.]

INDEMNITY BONDS OF SHERIFFS.

An Act relating to sheriffs' indemnity bonds; and amending
section 1 of chapter 33 of the Laws of 1935 (section 4172,
Remington's Revised Statutes).

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

Section 1. That section 1 of chapter 33 of the
Laws of 1935 (section 4172 of Remington's Revised
Statutes) be amended to read as follows:

No Sheriff, Deputy Sheriff or Coroner
shall be liable for any damages for neglecting or
refusing to serve any civil process unless his legal
fees are first tendered him; and if any property levied
upon by virtue of any writ of attachment or execu-
tion or other order issued to the Sheriff out of any
court in this state is claimed by any other person
than the defendant, and such person or his agent or
attorney makes affidavit of his title thereto or his
right to possession thereof, stating the value thereof
and the ground of such right of title, the Sheriff
may release such levy, unless the plaintiff on de-
mand indemnifies the Sheriff against such claim by
an undertaking executed by a sufficient surety, and
no claim to such property by any other person than
the defendant shall be valid against the Sheriff, un-
less so made; and notwithstanding such claim when
so made, he shall retain such property under levy a
reasonable time to demand such indemnity. Any
Sheriff, or other levying officer may require an in-
demnifying bond of the plaintiff in all cases where he
has to take possession of personal property.

Passed the Senate February 10, 1941.
Passed the House March 11, 1941.
Approved by the Governor March 25, 1941.