

of such city as may be provided by ordinance thereof. A suitable place for holding court by such additional Municipal Judge shall be provided and maintained by the city. The salary of such additional Municipal Judge shall be fixed by ordinance and paid wholly by the city in equal monthly installments in addition to his salary as Justice of the Peace.

City to provide court room.

This amendment is intended to authorize cities of the first class to expedite the handling of traffic offense cases under the laws thereof, and the Mayor of any such city, in making appointments of Municipal Judge, shall designate which of the Municipal Judges shall be primarily responsible for the handling of city traffic cases, the trial of which in such cities shall, so far as practicable, be segregated from other municipal court trials.

Purpose to expedite traffic cases.

Passed the House February 5, 1941.

Passed the Senate March 12, 1941.

Approved by the Governor March 19, 1941.

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## CHAPTER 86.

[H. B. 148.]

### COSTS ON APPEAL.

AN ACT relating to costs on appeal and amending section 29 of chapter LXI (61), Laws of 1893 (section 1744 of Remington's Revised Statutes; section 7329, Pierce's Code).

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

SECTION 1. That section 29 of chapter LXI (61), Laws of 1893 (section 1744 of Remington's Revised Statutes; section 7329, Pierce's Code), be amended to read as follows:

Amendments.

Section 29. Costs shall be allowed in the Supreme Court, irrespective of any costs to be taxed in the case in the court below, to the prevailing party

Costs in the Supreme Court to prevailing party.

Costs  
enumerated.

in the Supreme Court, on any appeal in any civil action or proceeding or any applications for any original writs, other than writs of habeas corpus as follows: The fees of the Clerk of the Supreme Court paid by the prevailing party, the fees of the Clerk of the Court below for preparing, certifying and sending up the records on appeal, or any supplementary record, paid by the prevailing party, and twenty-five dollars attorneys' fees, besides his necessary disbursements for the printing of briefs, and any sum actually paid or incurred by the prevailing party as stenographer's fees, not exceeding ten cents a folio, for making a transcript of the evidence or any part thereof included in the bill of exceptions or statement of facts; but when the judgment of the court below shall be affirmed in part and reversed in part, or affirmed as to some of the parties and reversed as to others, or modified, the costs shall be in the discretion of the court, and when the judgment is reversed and a new trial ordered, the Court may in its discretion direct that costs of the prevailing party shall abide the result of the action. When in the opinion of the Supreme Court a brief of the prevailing party shall be unnecessarily long, or improper in substance, the court may in its discretion order the disallowance as costs of any part or the whole of the disbursements for printing the same.

Exceptions.

Passed the House February 6, 1941.

Passed the Senate March 12, 1941.

Approved by the Governor March 19, 1941.