

## CHAPTER 230.

[ H. B. 48. ]

## MARRIAGE.

AN ACT relating to marriage; amending section 2380, Code of 1881 and RCW 26.04.010; amending section 3, chapter 204, Laws of 1939, and RCW 26.04.150; amending section 1, chapter 107, Laws of 1953, and RCW 26.04.180; and amending section 2391, Code of 1881 as last amended by section 3, chapter 149, Laws of 1959 and RCW 26.04.210.

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

SECTION 1. Section 2380, Code of 1881 and RCW 26.04.010 are each amended to read as follows:

RCW 26.04.110 amended.

Marriage is a civil contract which may be entered into by males of the age of twenty-one years, and females of the age of eighteen years, who are otherwise capable: *Provided*, That every marriage entered into in which either party shall not have attained the age of seventeen years shall be void except where this section has been waived by a superior court judge of the county in which the female resides on a showing of necessity.

Marriage, who may contract.

Proviso.

SEC. 2. Section 3, chapter 204, Laws of 1939 and RCW 26.04.150 are each amended to read as follows:

RCW 26.04.150 amended.

Any person may secure by mail from the county auditor of the county in the state of Washington where he intends to be married, an application, and execute and acknowledge said application before a notary public.

License application by mail.

SEC. 3. Section 1, chapter 107, Laws of 1953, and RCW 26.04.180 are each amended to read as follows:

RCW 26.04.180 amended.

The county auditor shall issue no license until the third full day following the filing of the application, exclusive of the date of filing. A marriage license issued pursuant to the provisions of this chapter shall become void if the marriage is not solemn-

Issuance of license, when—Void, when.

nized within thirty days of the date of the issuance of the license.

RCW 26.04.210 amended.

SEC. 4. Section 2391, Code of 1881 as last amended by section 3, chapter 149, Laws of 1959 and RCW 26.04.210 are each amended to read as follows:

Marriage. Affidavits required for issuance of license.

The county auditor, before a marriage license is issued, upon the payment of a license fee of two dollars, shall require each applicant therefor to make and file in his office upon blanks to be provided by the county for that purpose, an affidavit showing that such applicant is not feeble-minded, an imbecile, insane, a common drunkard, or afflicted with pulmonary tuberculosis in its advanced stages: *Provided*, That in addition, the affidavit of the male applicant for such marriage license shall show that such male is not afflicted with any contagious venereal disease. He shall also require an affidavit of some disinterested credible person showing that neither of said persons is an habitual criminal, and that the female is over the age of eighteen years and the male is over the age of twenty-one years: *Provided*, That if the consent inwriting is obtained of the father, mother, or legal guardian of the person for whom the license is required, the license may be granted in cases where the female has attained the age of seventeen years or the male has attained the age of seventeen years. Such affidavit may be subscribed and sworn to before any person authorized to administer oaths. Anyone knowingly swearing falsely to any of the statements contained in the affidavits mentioned in this section shall be deemed guilty of perjury and punished as provided by the laws of the state of Washington.

Proviso.

Proviso.

Passed the House March 14, 1963.

Passed the Senate March 14, 1963.

Approved by the Governor March 26, 1963.