

CHAPTER 217.

[H. B. 391.]

LIENS FOR LABOR AND MATERIAL.

AN ACT relating to liens for labor and material and amending sections 5 and 6, chapter XXIV (24), Laws of 1893 (secs. 1134 and 1135, Rem. Rev. Stat.).

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

SECTION 1. Section 5, chapter XXIV (24), Laws of 1893 (sec. 1134, Rem. Rev. Stat.), is amended to read as follows: Amendment.

Section 5a. No lien created by this act shall exist, and no action to enforce the same shall be maintained, unless within ninety days from the date of the cessation of the performance of such labor or of the furnishing of such materials, a claim for such lien shall be filed for record as hereinafter provided, in the office of the County Auditor of the county in which the property, or some part thereof to be affected thereby, is situated. Such claim shall state, as nearly as may be, the time of the commencement and cessation of performing the labor, or furnishing the material, the name of the person who performed the labor, or furnished the material, the name of the person by whom the laborer was employed (if known) or to whom the material was furnished, a description of the property to be charged with the lien sufficient for identification, the name of the owner, or reputed owner if known, and if not known, that fact shall be mentioned, the amount for which the lien is claimed, and shall be signed by the claimant, or by some person in his behalf, and be verified by the oath of the claimant, or some person in his behalf, to the effect that the affiant believes the claim to be just; in case the claim shall have been assigned the name of the assignee shall be stated; and such claim of lien may be amended in case of action brought to foreclose the same, by order of the Court, Time of filing lien.

Contents of claim.

as pleadings may be, in so far as the interests of third parties shall not be affected by such amendment. A claim for lien substantially in the following form shall be sufficient:

Form of claim for lien.

....., claimant, vs.....
Notice is hereby given that on theday (date of commencement of performing labor or furnishing material)..... at the request ofcommenced to perform labor (or to furnish material to be used) upon..... (here describe property subject to the lien) of which property the owner, or reputed owner, is (or if the owner or reputed owner is not known, insert the word "unknown"), the performance of which labor (or the furnishing of which material) ceased on the day of; that said labor performed (or material furnished) was of the value of dollars, for which labor (or material) the undersigned claims a lien upon the property herein described for the sum of dollars. (In case the claim has been assigned, add the words "and is assignee of said claim," or claims, if several are united.)

....., Claimant.
STATE OF WASHINGTON, COUNTY OF, ss.
....., being sworn, says: I am the claimant (or attorney of the claimant) above named; I have heard the foregoing claim read and know the contents thereof, and believe the same to be just.

Subscribed and sworn to before me this day of

Joinder of claimants.

Any number of claimants may join in the same claim for the purpose of filing the same and enforcing their liens, but in such case the amount claimed by each original lienor, respectively, shall be stated: *Provided*, It shall not be necessary to insert in the notice of claim of lien provided for by this act any

itemized statement or bill of particulars of such claim.

Section 5b. Owner may record a notice to lien claimants. The owner may within ten (10) days after there has been a cessation of the performance of such labor or the furnishing of such materials thereon for a period of thirty (30) days, file for record in the office of the County Auditor, in the county where the property is situated, a notice setting forth the date on which cessation of the performance of such labor or the furnishing of such materials occurred together with his name, address and the nature of his title, a legal description of the property and a statement that a copy of this notice was delivered or mailed to the general contractor, if any. The notice must be verified by the owner or by some person in his behalf. Where the ownership of the property is in several persons any one or more of the several owners may execute and file such notice, but the notice must state the names, addresses and nature of title of all of such owners. Such notice shall be conclusive evidence of the cessation of the performance of such labor or the furnishing of such materials on or before the date of cessation as stated in said notice, unless controverted by claimant's claim of lien which must be recorded within sixty (60) days from the date of recording of such notice by the owner. This provision shall not extend the time for filing lien claims as provided by section 5a.

Notice to lien claimants.

Time of filing for record.

Contents of notice.

Ownership of property in two or more persons.

Notice is conclusive evidence of cessation of performance.

Section 5c. Where such labor is performed or such materials are furnished in the construction of two (2) or more separate residential units the time for filing claims of lien against each separate residential unit shall commence to run upon the cessation of the performance of such labor or the furnishing of such materials on each such residential unit as provided in this act. A separate residential unit is

Time of filing claim when two or more separate residential units.

"Residential unit" defined.

defined as consisting of one residential structure together with any garages or other outbuildings appurtenant thereto.

Amendment.

SEC. 2. Section 6, chapter XXIV (24), Laws of 1893 (sec. 1135, Rem. Rev. Stat.), is amended to read as follows:

Duties of County Auditor.

Section 6. The County Auditor must record the claims and notices mentioned in this act in a book to be kept by him for that purpose, which record must be indexed as deeds and other conveyances are required by law to be indexed.

Passed the House March 3, 1949.

Passed the Senate March 9, 1949.

Approved by the Governor March 19, 1949.

CHAPTER 218.

[H. B. 651.]

INHERITANCE TAX.

AN ACT relating to revenue and taxation; relating to inheritance taxation, amending section 1, chapter 55, Laws of 1901, as last amended by section 1, chapter 184, Laws of 1945.

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

Amendment.

SECTION 1. Section 1, chapter 55, Laws of 1901, as last amended by section 1, chapter 184, Laws of 1945, is amended to read as follows:

Property inherited subject to tax.

Section 1. All property within the jurisdiction of this state, and any interest therein, whether belonging to the inhabitants of this state or not, and whether tangible or intangible, which shall pass by will or by the statutes of inheritance of this or any other state or by deed, grant, sale, contract or gift made in contemplation of the death of the grantor, or donor, or by deed, grant or sale, contract or gift made or intended to take effect in possession or in