

SEC. 16. It shall be the duty of all magistrates within this state, before whom any person or persons shall be committed or held to bail to answer to any crime, to return their proceedings, duly certified, including a copy of all recognizances taken by them, to the clerk of the superior court within ten days after the final hearing and commitment, or holding to bail, as aforesaid; and any justice of the peace who shall fail or neglect to make such return shall not be entitled to receive any fees or costs in such case. Return of proceedings.

SEC. 17. Section 1272 of said code of 1881 is amended to read as follows: Upon complaint made on oath to any justice of the peace against any person as being such vagrant within his local jurisdiction, as defined in the last preceding section, he shall issue a warrant for the arrest of such person, and the complaint, warrant, arrest and examination shall be governed by the provisions of this code relating to the examination and commitment for trial of persons charged with offenses, so far as the same may be applicable. Vagrant.

SEC. 18. The foregoing sections of this act shall be a part of the code of procedure of this state, and shall be embodied therein under appropriate numbers.

Approved February 17, 1891.

CHAPTER XII.

[H. B. No. 26.]

TO PREVENT DRIVING OF STOCK FROM THEIR RANGE.

AN ACT to prevent the driving of stock from their range, and providing penalty for the violation of the same.

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

SECTION 1. That no person shall be permitted to lead, drive, or in any manner remove any horse, mare, colt, jack, jenny, mule, or any head of neat cattle, or hog, sheep, goat, Offense defined.

or any number of these animals, the same being the property of another person, from the range on which they are permitted to run in common, without the consent of the owner thereof first had and obtained: *Provided*, The owner of any such animals, as aforesaid, finding the same running on the herd grounds or on common range with other animals of the same, may be permitted to drive his own animal or animals, together with such other animals as he cannot conveniently separate from his own, to the nearest and most convenient corral, or other place for separating his own from other animals, if he in such case, immediately with all convenient speed, drive all such animals not belonging to himself back to the herd ground or range from which he brought such animals.

Penalty.

SEC. 2. Any person violating the provisions of the foregoing section shall be guilty of a misdemeanor, and on conviction thereof shall be punishable by a fine of not less than twenty nor exceeding five hundred dollars, or imprisonment not exceeding six months nor less than thirty days, or both such fine and imprisonment, discretionary with the court having jurisdiction of the same.

Approved February 19, 1891.

CHAPTER XIII.

[H. B. No. 104.]

PROVIDING EMPLOYMENT FOR CONVICTS.

AN ACT providing employment for the convicts of the State Penitentiary, and making an appropriation therefor.

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

Appropriation.

SECTION 1. That there be and hereby is appropriated out of any funds in the state treasury not otherwise appropriated, the sum of one hundred thousand dollars (\$100,000), in addition to the money already appropriated therefor, or so much thereof as may be required to com-