

CHAPTER 163.

[S. B. 56.]

RELATING TO SALES OF REAL PROPERTY FOR TAXES.

AN ACT relating to the foreclosure and sale of real property for delinquent taxes and amending section 18, chapter 141, of the Session Laws of 1899.

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

SECTION 1. That section 18 of chapter 141, Session Laws of 1899, is hereby amended to read as follows: Sec. 18. The court shall examine each application for judgment foreclosing tax lien, and if defense (specifying in writing the particular cause of objection) be offered by any person interested in any of said lands or lots to the entry of judgment against the same, the court shall hear and determine the matter in a summary manner, without other pleadings, and shall pronounce judgment as the right of the case may be; or said court may, in its discretion, continue such individual cases, wherein defense is offered, to such time as it may be necessary, in order to secure substantial justice to the contestants therein; but in all other cases said court shall proceed to determine the matter in a summary manner as above specified. In all judicial proceedings of any kind for the collection of taxes, assessments, and penalties, interest and costs thereon, all amendments which by law can be made in any personal action pending in such court, and no assessments of property or charge for any of said taxes shall be considered illegal on account of any irregularity in the tax lists or assessment rolls or on account of the assessment rolls or tax list not having been made, completed or returned within the time required by law, or on account of the property having been charged or listed in the assessment or tax lists without name or any other name than that of the owner, and no error or informality in the proceedings of any of the officers connected with the assessment, levying or collection of the taxes, shall vitiate or in any manner affect the tax or the

[Am'd. §18,
ch. 141, p.
299, L. '99;
§8697
Pierce;
§103, ch. 71,
p. 184, L. '97,
§1756, Bal.]

Hearings.

Amendments.

Irregularities
not to
affect.

assessment thereof, and any irregularities or informality in the assessment rolls or tax lists or in any of the proceedings connected with the assessment or levy of such taxes or any omission or defective act of any officer or officers connected with the assessment or levying of such taxes, may be, in the discretion of the court, corrected, supplied and made to conform to the law by the court. The court shall give judgment for such taxes, assessments, penalties, interest and cost as shall appear to be due upon the several lots or tracts described in said notice of application for judgment or complaint, and such judgment shall be a several judgment against each tract or lot or part of a tract or lot for each kind of tax or assessment included therein, including all penalties, interest and costs, and the court shall order and direct the clerk to make out and enter an order for the sale of such real property against which judgment is made, or vacate and set aside the certificate of delinquency or make such other order or judgment as in the law or equity may be just. Said order shall be signed by the judge of the superior court and attested by the clerk thereof, and a certified copy of said order, together with the list of the property therein ordered sold, shall be delivered to the county treasurer, and shall be full and sufficient authority for him to proceed to sell said property or so much of each tract or lot as may be necessary for said sum as set forth in said order and to take such further steps in the matter as are provided by law: *Provided, however,* That before such sale shall be held, the county treasurer shall notify the record owner of such real estate of the pending sale, or in case of unknown owner shall post a notice of same in some public place at the county court house. The county treasurer shall immediately after receiving the order and judgment of the court proceed to sell said property as provided in this act. All sales shall be made on Saturday between the hours of nine o'clock in the morning and four o'clock in the afternoon, and shall continue from day to day (Sundays excepted) during the same hours until all lots or tracts are sold, after first giving notice of the time and place where

Several
judgment.

Notice of
sale.

Sales, when
made.

such sale is to take place for ten days successively by posting notice thereof in three public places in such county, one of which shall be in the office of said treasurer. Said notice shall be substantially in the following form:

TAX JUDGMENT SALE.

Form of notice.

Public notice is hereby given that pursuant to real estate tax judgment of the superior court of the county of, in the State of Washington, and an order of sale duly issued by said court, entered the day of,, in proceedings for foreclosure of tax liens upon real estate, as per provisions of law, I shall on the day of,, at . . . o'clock, at the front door of the court house in the city of, and county of, State of Washington, sell the following described lands or lots, or so much of each of them as shall be sufficient to satisfy the full amount of taxes, assessments, penalties, interest, and costs adjudged to be due thereon as follows, to-wit: (Description of property).

In witness whereof, I have hereunto affixed my hand and seal this day of,

Treasurer of county,
State of Washington.

Portion of land taken.

The person at such sale offering to pay the amount on each tract or lot for the least quantity thereof shall be the purchaser of such quantity, which shall be taken from the easterly side of such tract or lot, and the remainder thereof shall be discharged from the lien, except when said easterly side of such tract or lot abuts upon or is the natural outlet to the public highway; in which event, such quantity shall be taken from the northerly and southerly side of such tract or lot at the option of the purchaser at such sale: *Provided*, That no county officer shall directly or indirectly be a purchaser of such property at such sale. In determining such piece or parcel or such tract or lot, a line is to be drawn northerly and southerly,

or easterly and westerly as the case may be, parallel to the boundary of the tract or lot on the side from which the portion is sold under this proceeding and far enough therefrom to make the requisite quantity. The treasurer may include in one notice any number of separate tracts or lots. The county treasurer shall execute to the purchaser of any piece or parcel of land a tax deed. The deed so made by the county treasurer, under the official seal of his office, shall be recorded in the same manner as other conveyances of real estate, and shall vest in the grantee, his heirs and assigns the title to the property therein described, without further acknowledgment or evidence of such conveyance, and shall be substantially in the following form:

State of Washington, county of..... ss.

This indenture, made this.....day of....., between....., as treasurer of..... county, State of Washington, party of the first part, and....., party of the second part:

Witnesseth, That, whereas, at a public sale of real estate held on the.....day of..... pursuant to a real estate tax judgment entered in the superior court in the county of..... on the.....day of....., in proceedings to foreclose tax liens upon real estate and an order of sale duly issued by said court,..... duly purchased in compliance with the Laws of the State of Washington, the following described real estate, to-wit: (Here place description of real estate conveyed) and that said.....has complied with the Laws of the State of Washington necessary to entitle (him, her or them) to a deed for said real estate.

Now, therefore, know ye, That, I....., county treasurer of said county of....., State of Washington, in consideration of the premises and by virtue of the statutes of the State of Washington, in such cases provided, do hereby grant and convey unto....., his heirs and assigns, forever, the said real estate hereinbefore described.

Given under my hand and seal of office this day of, A. D.

County Treasurer.

Passed by the Senate February 10, 1909.

Passed by the House March 10, 1909.

Approved March 17, 1909.

CHAPTER 164.

[S. B. 289.]

INSURANCE CODE COMMISSION.

AN ACT providing for the appointment of a commission for the purpose of preparing a code of insurance laws of the State of Washington and making appropriation to pay traveling expenses.

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

Governor to appoint.

SECTION 1. The Governor shall appoint, within sixty days from the taking effect of this act, five citizens of the State of Washington, to be known as the Washington Insurance Code Commission. Said Commissioners shall be selected as far as practicable from men representing various kinds and interests of insurance.

Code of laws.

SEC. 2. It shall be the duty of said Commissioners to prepare and present to the next legislature of the State of Washington, a proposed act or acts covering all such subjects relating to insurance of various kinds. Said Commissioners shall receive no salary or other compensation other than actual traveling expenses, to be paid by the State Treasurer upon vouchers properly drawn and certified as in other cases.

Appropriation \$500.00.

SEC. 3. There is hereby appropriated out of the general fund the sum of five hundred-(\$500.00) dollars to pay the traveling expenses of said Commissioners.

Passed by the Senate March 6, 1909.

Passed by the House March 10, 1909.

Approved March 17, 1909.