

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.

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## 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-

plete the purchase of the necessary machinery and fixtures for the manufacture of grain bags and bagging at the state penitentiary, the payment of freights thereon, the cost of the proper setting up thereof, and the erection of the buildings requisite for the proper housing and working of the same, and purchase of material, and employment of all skilled labor required. Purposes.

SEC. 2. In the erection of the buildings hereby authorized to be constructed, the penitentiary commissioners shall be governed by so much of the act of the territorial legislature entitled "An act to provide for the further construction of penitentiary buildings at Walla Walla, for the purchase of necessary plant for the manufacture of grain sacks thereat, for heating and lighting the same, for the maintenance of prisoners therein confined, to cover deficiencies for past expenditures made on account of the same, and appropriating money therefor," approved February 1st, 1888, as relates to the construction of buildings. Duties of penitentiary commissioners.

SEC. 3. The state auditor is hereby directed to audit the accounts of the expenditures by the penitentiary commissioners for the purchase and setting up of machinery, freights, and the erection of the buildings, and purchase of material, and employment of all skilled labor required; and is hereby authorized to issue his warrants therefor upon the state treasurer, who is hereby directed to pay the same. All bills against the state, hereby authorized, shall be approved by the board of penitentiary commissioners, signed by the president and countersigned by the secretary.

Approved February 19, 1891.