

of an irrigation district held under said chapter 120, or any amendment thereto.

Passed the House February 27, 1931.

Passed the Senate March 4, 1931.

Approved by the Governor March 18, 1931.

CHAPTER 44.

[H. B. 139.]

COMMISSION MERCHANTS.

AN ACT relating to commission merchants and amending Section 2 of Chapter 194 of the Laws of the Extraordinary Session of 1925, approved January 18, 1926.

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

SECTION 1. That section 2 of chapter 194 of the Laws of the Extraordinary Session of 1925, approved January 18, 1926, be amended to read as follows:

Amends
§ 2, ch. 194,
Ex. Laws
1925.

Section 2. It shall be unlawful for any person, firm or corporation to act as a commission merchant without first obtaining a license as in this act provided. Applications for licenses under this act shall be in writing, signed and sworn to by the applicant and shall state the name of the city or town where the business of commission merchant is to be conducted, giving the street and number of building if practicable, and the character of products which will be handled by the applicant; and if made by an individual, his full name; and if made by a copartnership, the full names of each of the partners composing the copartnership, together with the firm or trade name under which the business is to be conducted; and if made by a corporation, shall state whether a domestic or foreign corporation, the amount of its capital stock as provided in its articles of incorporation, and the amount of its capital stock fully paid in. All applications for licenses

License.

Applications.

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Filed. hereunder shall be filed with the director of agriculture and shall be accompanied by a good and sufficient bond in the penal sum of five thousand dollars (\$5,000.00) and upon a form to be approved by the attorney general, and shall be executed by the applicant as principal and by a surety company authorized to do business in the State of Washington as surety. Said bond shall be for the benefit of all consignors having any cause of action against the commission merchant, and shall be conditioned for the faithful performance by the applicant of all duties as such commission merchant: *Provided*, That the liability of the surety upon the bond required to be given by such commission merchant as provided in this section shall be limited to the amount specified in the bond, and in case of recoveries had by two or more persons for violation of the conditions of such bond in excess of the amount of the bond, such recovery shall be prorated and the total recovery as against the surety shall not exceed the amount of the bond: *Provided*, That any live stock marketing agencies, operating on a commission basis under the act of the congress of the United States of August 15, 1921, known as the "Packers and Stockyards Act," and any amendments thereof, and rules, regulations and orders made by the secretary of agriculture of the United States thereunder shall not be required to furnish the bond provided for in this act.

Bond.

Conditions.

Recovery on bond.

Bond waived.

License issued. Upon receipt by the department of agriculture of such application the director of agriculture shall cause to be prepared and issued to the applicant a license as commission merchant under this act, which license shall be signed by the director of agriculture and attested by the secretary under the seal of the department of agriculture.

Passed the House March 5, 1931.

Passed the Senate March 4, 1931.

Approved by the Governor March 18, 1931.