

are financially able to contribute to the support of the applicant in whole or in part, the determination of which shall be made by the officer administering old age assistance.

SEC. 4. This act is necessary for the immediate support of the state government and its existing public institutions and shall take effect immediately.

Effective immediately.

SEC. 5. If any section or provision of this act be held invalid by a court of competent jurisdiction, the same shall not affect the validity of the act as a whole or any part thereof other than the portion so held to be invalid.

Partial invalidity.

Passed the Senate February 24, 1939.

Passed the House February 23, 1939.

Approved by the Governor February 25, 1939.

CHAPTER 26.

[H. B. 8.]

RESIGNATION OR REMOVAL OF EXECUTOR OR ADMINISTRATOR.

AN ACT providing for notice of resignation or removal of executor or administrator and amending section 121 of chapter 156 of the Laws of 1917.

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

SECTION 1. Section 121 of chapter 156 of the Laws of 1917 (section 1491 of Remington's Revised Statutes; section 9842 of Pierce's Code) is hereby amended to read as follows:

Amends
§ 1491 Rem.
Rev. Stat.;
§ 9842 P. C.

Section 121. In case of resignation or removal for any cause of any executor or administrator, and the appointment of another or others, after notice has been given by publication as required by law, by such executor or administrator first appointed, to persons to file their claims against the estate, it shall

Resignation
or removal.

Notice.

be the duty of the judge of the court to cause notice of such resignation or removal and such new appointment to be published two successive weeks in the same newspaper in which the original notice was published, if the publication of such paper is at the time continued, and if not, then in some other newspaper published in the county, or if there be no newspaper published in such county, then in a newspaper published in the state and of general circulation in the county, but the time between the resignation or removal and such publication shall be added to the time within which claims shall be filed as fixed by the published notice to creditors unless such time shall have expired before such resignation or removal.

Passed the House February 2, 1939.

Passed the Senate February 22, 1939.

Approved by the Governor February 27, 1939.

CHAPTER 27.

[H. B. 10.]

EXECUTORS' AND ADMINISTRATORS' BONDS.

AN ACT relating to bonds of executors and administrators and amending section 67 of chapter 156 of the Laws of 1917, and providing for the issuance of letters testamentary or of administration without bond in certain instances.

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

SECTION 1. Section 67 of chapter 156 of the Laws of 1917 (section 1437 of Remington's Revised Statutes; section 9953 of Pierce's Code), is hereby amended to read as follows:

Section 67. Every person to whom letters testamentary or of administration are directed to issue must, before receiving them, execute a bond to the State of Washington, except as hereinafter provided,

Amends
§ 1437 Rem.
Rev. Stat.;
§ 9953 P. C.

Bond
required.