

out or circulate for payment of wages of any labor, any order, check, memorandum, token or evidence of indebtedness, payable in whole or in part otherwise than in lawful money of the United States, unless the same is negotiable and redeemable at its face value, without discount, in cash or on demand, at the store or other place of business of such firm, person, or corporation when the same is issued, and the person who, or company which may issue any such order, check, memorandum, token or other evidence of indebtedness shall upon presentation and demand redeem the same in lawful money of the United States. And when any laborer performing work or labor as above shall cease to work whether by discharge or by voluntary withdrawal the wages due shall be forthwith paid either in cash or by order redeemable in cash at its face value on presentment at bank, store, commissary, or other place in the county where the labor was performed: *Provided*, Such order may be given payable in another county when the place of employment is more convenient of access to the employe.

Passed the House February 20, 1905.

Passed the Senate March 3, 1905.

Approved by the Governor March 9, 1905.

Paid in
cash—when.

CHAPTER 113.

(S. B. No. 1)

FIXING AND REGULATING MAXIMUM RAILROAD PASSENGER RATES.

AN ACT regulating and fixing the maximum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed.

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

SECTION 1. No railroad, its agents or employes doing business within this State, shall charge for transporting or carrying passengers from one point within this State to another point within this State at a rate exceeding three (3) cents per mile for each passenger over the age of twelve

Adults 3c
per mile.

years so transported or carried, and one and one-half cents ^{Children} per mile for each passenger of the age of twelve years or _{1 ½ c.} under said age so transported or carried.

SEC. 2. Every railroad company and any agent or em- ^{Violation.} ployee of said railroad company, doing business in the State of Washington, who shall violate or evade any of the provisions of the foregoing section of this act shall for each and every violation thereof be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not less than five hundred dollars nor more than one ^{Penalty.} thousand dollars, or may be imprisoned in the county jail for a period of not less than six months nor more than one year, or both such fine and imprisonment; and on the trial of any person or persons accused under this action of the offense aforesaid, it shall not be a defense to such charge of the violation of the provisions of said section for such person or persons to prove that he, she or they were instructed or ordered to commit the acts charged in the information or indictment by an officer, or agent, or employee of the railroad company, for which he or they were employed at the time the violation charged in the information or indictment occurred, at said trial proof that the person accused in the information or indictment, received money for the railroad company mentioned in the information or indictment, shall be *prima facie* proof of the agency charged in the in- ^{Prima facie} formation or indictment, and the courts shall so instruct _{proof.} the jury in such cases.

SEC. 3. Any railroad company doing business within the State of Washington, who shall violate or evade any of the provisions of the foregoing sections of this act shall for each and every violation thereof forfeit and pay into the treasury of the State of Washington, in addition to the ^{Further pen-} penalty and fine imposed by section two of this act, a further _{alty.} sum of two hundred dollars, one-half thereof for the use and benefit of the person or passenger overcharged and one-half thereof for the use and benefit of the general school fund of the State; and the fine and penalties imposed by this act under section two shall likewise be paid into the general school fund; and the attorney general for the State of Washington, or any county attorney shall institute the necessary criminal and civil proceedings to collect and enforce the

finances, forfeitures, penalties and punishments provided in this act.

Not applica-
ble to certain
lines.

SEC. 4. This act shall not apply to railroads whose lines or route of travel does not exceed one hundred miles in length.

Passed the Senate February 14, 1905.

Passed the House March 6, 1905.

Approved by the Governor March 9, 1905.

CHAPTER 114.

(H. B. No. 325)

AMENDING ACT OF 1901 RELATIVE TO INHERITANCES.

AN ACT to amend sections thirteen and fifteen of an act entitled, "An act relating to the taxation of inheritances and providing for disposition of same," approved March 6, 1901.

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

Court to
appoint
appraisers.

SECTION 1. Section thirteen of said act is hereby amended so as to read as follows: Section 13. The Superior Court, having jurisdiction, shall appoint three suitable, disinterested persons to appraise the estate and effects of deceased persons for inheritance tax purposes, and, unless otherwise provided by order of the court, the appraisers appointed under the probate law to appraise the estate and effects of deceased persons, shall be and constitute the appraisers under the provisions of this act. It shall be the duty of all such appraisers to forthwith give notice to the State Treasurer and other persons known to be interested in the property to be appraised, of the time and place at which they will appraise such property, which time shall not be less than twenty days from the date of such notice. The notice shall be served in the same manner as is prescribed for the commencement of civil actions unless a different one is ordered by the court or judge, and the notice, with the proof of service thereof, shall be returned to the court with the appraisalment. The State Treasurer, or any person interested in the estate appraised, may file exceptions to the appraisalment,

Duty of
appraisers.

Service of
notice.

Exceptions.