

CHAPTER 108.

[S. B. 220.]

GAME AND GAME FISH.

AN ACT relating to and providing for the protection and disposition of wild animals, providing for the licensing and regulation of hunting and fishing, fixing certain seasons when hunting is prohibited, amending Sections 10, 11, 42, 43, 44, 45, 47, 48, 50, 52, 52-a, 52-b, 92, of Chapter 178 of the Laws of the Extraordinary Session of 1925 and adding thereto seven new sections to be known as Sections 106-a, 106-b, 106-c, 106-d, 106-e, 106-f, 106-g and repealing Sections 46 and 49 of said Chapter 178.

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

SECTION 1. That section 10 of chapter 178 of the Laws of the Extraordinary Session of 1925 be amended to read as follows:

Amends
§ 10, ch. 178,
Ex. Laws
1925.

Section 10. The supervisor of game and game fish shall have jurisdiction to enforce the provisions of this act and all laws relating to game animals, fur-bearing animals, game birds, non-game birds and game fish.

Supervisor
of game and
game fish
to enforce.

SEC. 2. That section 11 of chapter 178 of the Laws of the Extraordinary Session of 1925 be amended to read as follows:

Amends
§ 11, ch. 178,
Ex. Laws
1925.

Section 11. A county game commission consisting of three residents of each county in the state is hereby created.

County
game
commission.

The county game commission shall be appointed by the supervisor of game and game fish to hold office at his pleasure.

Term of
office.

The game commissioners for each county shall appoint a county game warden and may also employ a sufficient number of deputy county game wardens, special deputy county game wardens and office assistants necessary to carry out the purpose of this act. The salaries and terms of service of the county game wardens, deputy game wardens and office as-

County
game
warden.

Deputy.

Salaries
and term.

sistants shall be fixed by the game commission of each county, which salaries shall not be fixed by said commission in excess of the available funds. Special deputy county game wardens shall receive no salary, but shall have the same authority as other deputy county game wardens.

This section shall be construed as a re-enactment of existing laws and all county game commissioners holding office at the time of taking effect of this act shall continue in office until removed by the supervisor of game and game fish.

Such appointment shall be in writing and a copy thereof mailed to the county auditor and by him indexed in the miscellaneous records. Each appointee, if he accept the appointment, shall within thirty days qualify by subscribing an oath, which oath shall be filed with the county auditor and indexed as aforesaid.

Written appointment.

SEC. 3. That section 42 of chapter 178 of the Laws of the Extraordinary Session of 1925 be amended to read as follows:

Amends
§ 42, ch. 178,
Ex. Laws
1925.

Section 42. Any citizen of the United States, or person who has in good faith declared his intention of becoming a citizen of the United States, and who has been an actual resident of this state for six months may, by paying to a county auditor the sum of seven dollars and fifty cents (\$7.50), obtain a state hunting and fishing license which shall entitle the holder thereof to hunt and fish in any county of the state until the first day of January next following the date of its issuance, when it would otherwise be lawful to hunt or fish within said county.

Resident
state hunting
and fishing
license, fee.

SEC. 4. That section 43 of chapter 178 of the Laws of the Extraordinary Session of 1925 be amended to read as follows:

Amends
§ 43, ch. 178,
Ex. Laws
1925.

Section 43. Any citizen of the United States, or person who has in good faith declared his intention of becoming a citizen of the United States, and who

Resident
county game
license, fee.

has been an actual resident of this state for six months may, by paying to a county auditor the sum of one dollar and fifty cents (\$1.50), obtain a hunting and fishing license which shall entitle the holder thereof to hunt game birds and game animals and fish within the county for which such license is issued until the first day of January next following the date of issuance, at any time when it is otherwise lawful to hunt or fish in such county.

Amends
§ 44, ch. 178,
Ex. Laws
1925;
§ 8, ch. 258,
Laws 1927.

SEC. 5. That section 44 of chapter 178, of the Laws of the Extraordinary Session of 1925, as amended by section 8 of chapter 258 of the Laws of 1927, be amended to read as follows:

Non-resident
state license,
fee.

Section 44. Any citizen of the United States, or person who has in good faith declared his intention of becoming a citizen of the United States, and who is a non-resident of the State of Washington, or who has been a resident of this state for less than six months, may, by paying to a county auditor the sum of twenty-five dollars (\$25.00), obtain a hunting and fishing license which shall entitle the holder thereof to hunt game birds and game animals and fish in any county of the state up to and including the first day of January next following the date of its issuance, when it would otherwise be lawful to hunt or fish in said county: *Provided*, That an applicant for such license who is a resident of any of the states bordering on the State of Washington shall secure such license for the same amount that a resident of the State of Washington may secure a similar license in the state of which the applicant is a resident.

Amends
§ 45, ch. 178,
Ex. Laws
1925.

SEC. 6. That section 45 of chapter 178 of the Laws of the Extraordinary Session of 1925 be amended to read as follows:

Non-resident
county game
license, fee.

Section 45. Any citizen of the United States or person who has in good faith declared his intention of becoming a citizen of the United States, and who is a non-resident of this state, or who has been a

resident of this state for less than six months, may, by paying to a county auditor the sum of three dollars (\$3.00), obtain a county fishing license which shall entitle the holder thereof to fish in any lawful manner within the county for which the license is issued until the first day of January next following the date of its issuance, whenever it is lawful to fish in such county.

SEC. 7. That section 47 of chapter 178 of the Laws of the Extraordinary Session of 1925 be amended to read as follows:

Amends
§ 47, ch. 178,
Ex. Laws
1925.

Section 47. Any alien by paying to any county auditor the sum of twenty-five dollars (\$25.00), and exhibiting his permit to carry firearms issued in the manner provided by law, may obtain a state hunting and fishing license which shall entitle the holder thereof to hunt game birds and game animals and fish in any county of the state until the first day of January next following the date of its issuance, when it would otherwise be lawful to hunt or fish in such county.

Alien state
game
license, fee.

SEC. 8. That section 48 of chapter 178 of the Laws of the Extraordinary Session of 1925 be amended to read as follows:

Amends
§ 48, ch. 178,
Ex. Laws
1925.

Section 48. Any alien, by paying to a county auditor the sum of five dollars (\$5.00) may obtain a county fishing license which shall entitle the holder thereof to fish in any lawful manner within the county for which the license is issued until the first day of January next following the date of its issuance, whenever it is lawful to fish in such county.

Alien county
fish license,
fee.

SEC. 9. That section 50 of chapter 178 of the Laws of the Extraordinary Session of 1925, be amended to read as follows:

Amends
§ 50, ch. 178,
Ex. Laws
1925.

Section 50. Any citizen of the United States or person who has in good faith declared his intention of becoming a citizen of the United States and who

Non-resi-
dent county
game license.

is a non-resident of the State of Washington or who has been a resident of this state for less than six months may, by paying to a county auditor the sum of fifteen dollars (\$15.00), obtain a state hunting license which shall entitle the holder thereof to hunt game birds in any county of the state when it would otherwise be lawful to hunt in said county.

Amends
§ 52, ch. 178,
Ex. Laws
1925.

SEC. 10. That section 52 of chapter 178 of the Laws of the Extraordinary Session of 1925 be amended to read as follows:

Professional
guide
license, fee.

Section 52. Any person over sixteen years of age who is a citizen, by paying to the county auditor of the county in which he desires to act as professional guide the sum of ten dollars (\$10.00), may obtain a license to be known as a "professional guide's license" which shall entitle the holder thereof to act as professional guide for hire to any person in hunting, trapping or fishing within the county where such license is issued until the first day of January next following the date of its issuance.

Amends
§ 52a, ch.
178, Ex.
Laws 1925.

SEC. 11. That section 52-a of chapter 178 of the Laws of the Extraordinary Session of 1925 be amended to read as follows:

License for
taxidermy,
fee.

Section 52-a. Any person may, by paying annually to the county auditor the sum of five dollars (\$5.00), obtain a license authorizing him to practice taxidermy in any county of the state until the first day of January next following the date of its issuance.

Amends
§ 52-b, ch.
178, Ex.
Laws 1925.

SEC. 12. That section 52-b of chapter 178 of the Laws of the Extraordinary Session of 1925 be amended to read as follows:

Sale of raw
furs, license,
fee.

Section 52-b. Any person may, by paying annually to the county auditor the sum of ten dollars (\$10.00), obtain a license which shall entitle the holder thereof to purchase, receive or resell raw furs for profit in any county of the state until the

first day of January next following the date of its issuance.

SEC. 13. That section 92 of chapter 178 of the Laws of the Extraordinary Session of 1925 be amended to read as follows:

Amends
§ 92, ch. 178,
Ex. Laws
1925.

Section 92. The county game commission is hereby authorized to remove or to kill or cause to be removed or to be killed any game animals, game fish or game bird that in their judgment is destroying or injuring property.

Predatory
game, de-
struction.

SEC. 14. That chapter 178 of the Laws of the Extraordinary Session of 1925 be amended by adding thereto new sections to follow consecutively after section 106 (as amended by section 14 of chapter 221 of the Laws of 1929) to be known as sections 106-a, 106-b, 106-c, 106-d, 106-e, 106-f, 106-g, to read as follows:

Adds new
sections to
ch. 178, Ex.
Laws 1925.

Section 106-a. A verified application for such license, made in triplicate, shall be filed by such applicant with the supervisor of game and game fish, particularly describing the lands, and/or private waters which the applicant desires to use under such game farmer's license, setting forth the title or leasehold of the applicant, and the number of acres covered by the application, the number of acres enclosed by fence, the approximate acreage of both land and waters, separately, suitable for such purpose, together with a suitable map or diagram of the same showing the conditions thereof, specifying the kinds of fur bearing animals, game birds or other birds, and/or fish which the applicant desires to keep, raise and propagate, stating the number and kind of each thereof already in his possession, if any, and that he obtained the same in lawful manner.

Game farm
license,
application.

Section 106-b. If the applicant is a corporation, the application shall be made in the name of the corporation by the president or authorized managing officer thereof, and shall set forth the names and

Corporation
applicant.

addresses of all the officers, directors, and stockholders of the corporation, stating the number and par value of the shares of stock owned by each. If the applicant is a partnership or an unincorporated association, the application shall be made by an authorized partner, member or managing officer, and shall set forth the names and addresses of all the members of the partnership or association and their respective financial interests and other rights of ownership and control therein.

License
issued.

Section 106-c. If upon examination it shall appear that the applicant is the owner or lessee of such lands and of such waters and the riparian [riparian] rights therein, as the case may be, and intends to establish, in good faith, and operate and maintain a farm or ranch for the raising of such fur bearing animals in accordance with this act, and after complying with all the provisions of this act, the supervisor of game and game fish shall issue a license to the applicant, describing the lands and waters and certifying that the licensee is lawfully entitled to use the same for breeding, propagating, trapping and dealing in the kind or kinds of fur bearing animals and game birds and/or game fish therein specified.

Ownership
of game.

Section 106-d. When such license has been granted, the licensee shall become the owner of all protected fur bearing animals or kinds specified in the license lawfully held in captivity on such land or waters, as provided by this act, or native thereto, and of all their offspring remaining thereon; *Provided, however,* That the ownership of muskrats, and/or beaver native to said land, shall be acquired only under the provisions of the succeeding section, and that until the title to the same shall have been so acquired, the ownership of said muskrats and beaver shall be and remain in the State of Washington as protected fur-bearing animals.

Muskrat
and beaver
farm.

Section 106-e. Upon the filing with the supervisor of an application for a license for a muskrat

and/or beaver farm or ranch, the supervisor shall appoint a qualified game warden, the county game commission of the county in which said farm or ranch is located shall appoint one person, and these two shall select a third person to act as a board to go upon the land or waters embraced within the license and expeditiously determine as nearly as possible the number of muskrats and/or beaver therein at the time of the granting of the license, and the necessary reasonable expenses of the members of such board, in making such examination shall be paid by the licensee. The said board shall immediately report their findings to the supervisor and the county game commission, and the said licensee. Within ten days after the service of such findings upon the said licensee, the licensee shall pay to the county game commission of the county in which such farm or ranch is located, one dollar (\$1.00) for each muskrat and twenty-five dollars (\$25.00) for each beaver so found on said lands or waters, fifty per cent (50%) of which shall go to the state game fund and fifty per cent (50%) to the county in which animals are taken, and when such payment has been made the said licensee shall thereby become the owner of all the muskrats and/or beaver on said lands or waters and all of their offspring and the same shall be subject to the same conditions as though originally raised in captivity.

Section 106-f. On or before the 31st day of March of each year such licensee shall make a report, verified by affidavit in duplicate to the supervisor of game and game fish, covering the period from the 1st day of January to the 31st day of December of the previous year, upon blanks furnished by the said supervisor, stating the number of the license and the total number of fur-bearing animals sold for breeding purposes, the number of pelts sold, (which pelts shall be stamped by game warden before sale),

the said farm or ranch operated under such license, together with number of each kind on hand at the expiration of such yearly statement.

Section 106-g. The supervisor and any game warden expressly authorized by the supervisor or any member of the county game commission of the county wherein said farm or ranch is located, or any other officer so authorized by said county game commission, shall have authority at all reasonable times, with or without a warrant, to enter, inspect and search the premises of any licensee under this act as described in the said license for the purpose of investigating and determining the number, kind and condition of fur-bearing animals or their pelts, skins, carcasses or other parts or products; *Provided*, That such inspection or search is not made at such time or in such a manner as to interfere with or disturb the breeding of any such animals or the young of the same so kept, raised or propagated under such license on such premises.

Inspection
and search
of farm
by officials.

SEC. 15. Sections 46 and 49 of chapter 178 of the Laws of the Extraordinary Session of 1925 are hereby repealed.

Repeals
§§ 46 and
49, ch. 178,
Ex. Laws
1925.

Passed the Senate March 11, 1931.

Passed the House March 10, 1931.

Approved by the Governor March 20, 1931.