

Emergency. SEC. 3. An emergency exists and this act shall take effect immediately.

Passed by the House March 5, 1909.

Passed by the Senate March 9, 1909.

Approved March 17, 1909.

CHAPTER 181.

[H. B. 14.]

PROPOSED AMENDMENTS TO THE CONSTITUTION.

AN ACT providing for the amendment of section 10, article 3, of the constitution of the State of Washington, relating to the executive department of the State of Washington, and providing for the succession to the office of Governor.

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

Election. SECTION 1. That at the general election to be held in this state on the Tuesday next succeeding the first Monday in November, 1910, there shall be submitted to the qualified electors of the State of Washington, a proposed amendment to section 10, article 3, of the Constitution of the State of Washington, so that the same shall read, when so amended, as follows:

Succession of officers. Sec. 10. In case of the removal, resignation, death or disability of the Governor, the duties of the office shall devolve upon the Lieutenant Governor; and in case of a vacancy in both the offices of Governor and Lieutenant Governor, the duties of the Governor shall devolve upon the Secretary of State. In addition to the line of succession to the office and duties of Governor as hereinabove indicated, if the necessity shall arise, in order to fill the vacancy in the office of Governor, the following state officers shall succeed to the duties of Governor and in the order named, viz.: Treasurer, Auditor, Attorney General, Superintendent of Public Instruction and Commissioner of Public Lands. In case of the death, disability, failure or refusal of the person regularly elected to the office of Governor to qualify at the time provided by law, the duties of the office shall devolve upon the person reg-

ularly elected to and qualified for the office of Lieutenant Governor, who shall act as Governor until the disability be removed, or a Governor be elected; and in case of the death, disability, failure or refusal of both the Governor and the Lieutenant Governor elect to qualify, the duties of the Governor shall devolve upon the Secretary of State; and in addition to the line of succession to the office and duties of Governor as hereinabove indicated, if there shall be the failure or refusal of any officer named above to qualify, and if the necessity shall arise by reason thereof, then in that event in order to fill the vacancy in the office of Governor, the following state officers shall succeed to the duties of Governor in the order named, viz.: Treasurer, Auditor, Attorney General, Superintendent of Public Instruction and Commissioner of Public Lands. Any person succeeding to the office of Governor as in this section provided, shall perform the duties of such office only until the disability be removed, or a Governor be elected and qualified; and if a vacancy occur more than thirty days before the next general election occurring within two years after the commencement of the term, a person shall be elected at such election to fill the office of Governor for the remainder of the unexpired term.

SEC. 2. The Secretary of State shall cause the amendment proposed in section one (1) of this act to be published for three months next preceding the said election therein described in some weekly newspaper in every county wherein a newspaper is published throughout the state. Notice of.

SEC. 3. There shall be printed on all ballots provided for the said election the words "For the proposed amendment to section ten (10) of article three (3) of the constitution, relating to the succession to the office of Governor;" "Against the proposed amendment to section ten (10) of article three of the constitution, relating to the succession to the office of Governor." Ballots.

SEC. 4. If it shall appear from the ballots cast at the said election that a majority of the qualified electors voting upon the question of the adoption of the said amendment have voted in favor of the same, the Governor Result.

shall make proclamation of the same in the manner provided by law and the said amendment shall be held to have been adopted and to have been a part of the constitution from the time of such proclamation.

Passed by the House February 25, 1909.

Passed by the Senate March 8, 1909.

Approved March 17, 1909.

CHAPTER 182.

[H. B. 193.]

PROHIBITING THE TAKING OF GAME BIRDS FROM CERTAIN COUNTIES.

AN Act to prohibit the taking away, shipment, or transportation of certain game birds from the islands of the State of Washington comprising the present counties of San Juan and Island, and fixing a penalty for the violation thereof.

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

San Juan and Island counties.

SECTION 1. Any person, persons or corporation who shall take away, ship or transport from the islands comprised within the limits of the boundaries of either San Juan or Island counties in the State of Washington, any quail or bob white, or any Chinese, English, golden, Reeves, Mongolian, silver, black neck, or Japanese pheasants shall be guilty of a misdemeanor, and upon conviction of any violation of the provisions of this act, shall be punished by a fine of not less than ten dollars (\$10.00) or more than one hundred dollars (\$100.00) for each offense, or imprisonment in the county jail for a period of not less than thirty days, nor more than six months, or by both fine and imprisonment in the discretion of the court.

Penalty.

Offenses.

SEC. 2. Each bird so shipped, taken away, or transported from said islands as aforesaid shall constitute a separate offense under this act.

Application of act.

SEC. 3. The provisions of this act shall not apply to any person, or persons or corporation who may be engaged, or shall hereafter be engaged in the business of