

CHAPTER XV.

[H. B. No. 108.]

TO PROTECT SEA GULLS.

AN ACT for the protection of sea gulls.

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

SECTION 1. It shall be unlawful for any person in this Offense defined. state, or upon or about any of the waters or shores of this state, to take, injure or kill, or endeavor to take, injure or kill, any sea gull of any kind or species.

SEC. 2. Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by fine of not less Penalty. than five nor more than twenty-five dollars, and in default of payment of the fine imposed shall be imprisoned in the county jail for the period of one day for each two dollars of the fine so imposed.

SEC. 3. Police justices or other magistrates of incorpo- Jurisdiction. rated cities or towns, and justices of the peace (not excluding the jurisdiction of other courts), shall have jurisdiction over all proceedings under this act.

Approved February 21, 1891.

CHAPTER XVI.

[H. B. No. 134.]

TRADE MARKS.

AN ACT in relation to trade marks.

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

SECTION 1. Any person may adopt, for the exclusive Exclusive right. use of said person, any mark, vignette, monogram, or other device, with any label attached thereto, not already in the rightful use of any other person in this state, to be known as a trade mark.

How obtained.

SEC. 2. Such trade mark shall be adopted by such person, or the agent of any such person desiring to adopt such trade mark, by filing in the office of the secretary of state of the State of Washington a description and fac simile of such trade mark, with a statement of the character of the goods, wares and merchandise, article or articles, to which said trade mark is to be applied, and the name, residence and place of business of the persons adopting such trade mark.

Register.

SEC. 3. It shall be the duty of the secretary of state to keep a book, to be known as the register of trade marks, which said book shall contain a description and fac simile of such trade mark, with a statement of the character of goods, wares and merchandise, article or articles to which the same is to be applied, and the name, residence and place of business of the person adopting such trade mark; and for the filing and recording of the same the secretary of state shall collect, before the same is filed and recorded, from the person offering the same to be filed, the sum of two dollars (\$2.00).

Fee.

SEC. 4. Such person shall be deemed to be the owner of such trade mark after the same has been filed and recorded in the office of the secretary of state as aforesaid.

Penalty.

SEC. 5. Any person using the trade mark so adopted by any other person, or any imitation of such trade mark, or who counterfeits the same, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not more than five hundred dollars (\$500).

SEC. 6. Whenever the word person is used in the foregoing act, it shall be deemed and construed to include a copartnership or corporation.

Approved February 21, 1891.