

Codes of Washington, be and the same hereby is amended so as to read as follows: Section 1. Whenever a vacancy occurs in a board of county commissioners in any county in this state, either by death, resignation, failure to qualify or otherwise, then at the first regular meeting of the board of county commissioners thereafter, the remaining county commissioners and the judge of the superior court of the county shall appoint some qualified elector to fill the vacancy: *Provided*, That in any county in which there shall be more than one judge of the superior court, the eldest thereof shall perform the duties herein required.

SEC. 2. An emergency is declared to exist, and there-^{Emergency.}fore this act will take effect upon its approval by the governor.

Approved February 27, 1893.

CHAPTER XXX.

[H. B. No. 171.]

PAYMENT OF EXPENSES AND SALARIES OF SUPREME AND SUPERIOR COURT JUDGES.

AN ACT to amend section 2 of an act entitled "An act providing for the payment of certain expenses of and the manner in which the salaries of the judges of the supreme and superior courts shall be paid, and declaring an emergency to exist," approved January 27, 1890, and declaring an emergency to exist for the passage of this amendatory act.

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

SECTION 1. Section 2 of an act of the legislature of the State of Washington, entitled "An act providing for the payment of certain expenses of and the manner in which the salaries of the judges of the supreme and superior courts shall be paid, and declaring an emergency to exist," approved January 27, 1890, is hereby amended to read as follows:

SEC. 2. The county auditor of each county shall draw his warrant on the treasurer of such county on the first

Monday of each month for the amount of salary due for the previous month from such county to the judge of the superior court thereof, and said warrant shall be paid by said treasurer out of the salary fund of said county.

Emergency.

SEC. 3. Whereas, the act of which this act is amendatory, unjustly discriminates against the judges of the superior courts of this state as to the manner of the payment of their salaries, and has the effect of practically depriving said judges of a part of their salaries in many of the counties; therefore, an emergency for the immediate passage of this act is declared to exist, and the same shall take effect and be in force from and after its passage and approval by the governor.

Approved February 27, 1893.

CHAPTER XXXI.

[H. B. No. 62.]

DAMAGES DONE BY DOMESTIC ANIMALS.

AN ACT for the detention of domestic animals doing damages, and giving a lien for damages upon such animals.

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

SECTION 1. Any person suffering damage done by any horses, mares, mules, asses, cattle, goats, sheep, swine or any such animals, which shall trespass upon any cultivated land, enclosed by lawful fence, may retain and keep in custody such offending animals until the owner of such animals shall pay such damage and costs, or until good and sufficient security be given for the same.

Notice of restraint.

SEC. 2. Whenever any animals are restrained as provided in section 1 of this act, the person restraining such animals shall within twenty-four hours thereafter notify in writing the owner, or person in whose custody the same was at the time the trespass was committed, of the seizure of such animals, and the probable amount of the damages

Damages.