

CHAPTER 16.

(H. B. No. 48)

RELATIVE TO COSTS IN CIVIL ACTIONS.

5173 Ballinger.
1110 Pierce.

AN ACT to amend Section 5173 of Ballinger's Annotated Codes and Statutes of Washington, the same being Section 1110 of Pierce's Washington Code, relating to costs in civil actions.

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

Amendment.

SECTION I. That Section 5173 of Ballinger's Annotated Codes and Statutes of Washington, the same being section 1110 of Pierce's Washington Code, relating to costs in civil actions, be and the same is hereby amended so as to read as follows: Section 5173: The prevailing party, in addition to allowance for costs, as provided in the last section, shall also be allowed for all necessary disbursements, including the fees of officers allowed by law, the fees of witnesses, the necessary expenses of taking depositions, by commission or otherwise, and the compensation of referees. The disbursements shall be stated in detail and verified by affidavit, and shall be served on the opposite party or his attorney, and filed with the clerk of the court, within ten days after the judgment; *Provided*, The clerk of the court shall keep a record of all witnesses in attendance upon any civil action, for whom fees are to be claimed, with the number of days in attendance and their mileage, and no fees or mileage for any witness shall be taxed in the cost bill unless they shall have reported their attendance at the close of each day's session to the clerk in attendance at such trial.

Passed the House January 23, 1905.

Passed the Senate February 7, 1905.

Approved by the Governor February 14, 1905.