

from the state and from the said owner of said described tracts of land as a part of the public roads and highways of said county. Acceptance.

SEC. 3. When both of the conditions provided for in said section 2 of this act have been complied with and a certified copy of the deed of dedication by the owner of the land next north of the foregoing line described in section 2 hereof shall have been furnished to the governor of the state, together with a certificate of the county auditor of Walla Walla county that the records of said county show the grantor in said deed to be the owner of the land dedicated thereby, and also a certified copy of the resolution of the board of county commissioners provided for in section 2 of this act, then the governor shall make and execute a deed of dedication conveying the land described in section 1 of this act to the county of Walla Walla dedicating the same for public road and highway purposes, which deed shall be delivered to the county commissioners of Walla Walla county and be placed of record. Governor to  
make deed.

Passed the House March 3, 1913.

Passed the Senate March 11, 1913.

Approved by the Governor March 21, 1913.

## CHAPTER 142.

[H. B. 501.]

### AMENDING TOWNSHIP LAWS.

AN ACT relating to township organization, amending title 505, sections 37, 73, 75, 83, 87, 91, 143 and 165 of Pierce's Washington Code 1912.

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

SECTION 1. That section 37 of title 505, Pierce's Washington Code 1912 be amended to read as follows: The electors of each town have power, at their annual town meeting:

First. To determine the number of poundmasters, and location of pounds.

[Amends  
Pierce's  
Code, 1912,  
505 § 37;  
Rem.-Bal.,  
§ 9339 1/2 as  
amended by  
§ 1, ch. 34,  
L. '11.]

Pound-  
masters.

Town officers. Second. To select such town officers as are required to be chosen.

Law suits. Third. To direct the institution or defense of actions in all controversies where such town is interested.

Funds for court proceedings. Fourth. To direct such sums to be raised in such town for prosecuting or defending such actions as they may deem necessary.

Fences. Fifth. To make all rules and regulations for ascertaining the sufficiency of fences in such town and for impounding animals.

Estray rules. Sixth. To determine the time and manner in which certain domestic animals may be permitted to go at large.

Define offenses. Seventh. To impose such penalties on persons offending against any rules or regulations established by said town, except such as relate to the keeping and maintaining of fences, as they think proper, not exceeding ten dollars for each offense, unless herein otherwise provided.

Disposition of fines. Eighth. To apply such penalties, when collected, in such manner as they may deem most conducive to the interests of the town.

Roads and bridges. Ninth. To vote to raise such sums of money for the repairs and construction of roads and bridges as they deem necessary, and to determine the amount thereof to be assessed by the supervisors as labor tax and the amount thereof to be assessed and collected as other town taxes. Also to vote such sums of money for other necessary town charges as they deem expedient: *Provided*, That they may, at their annual town meeting, direct such an amount of the poll and road tax of the town to be expended on the highways in an adjoining town as they deem conducive to the interests of the town, which labor and tax shall be expended under the direction of the supervisors of the town furnishing the same.

Libraries. Tenth. To vote by ballot to establish a town library for the use of the people thereof and when established to make all by-laws, rules and regulations necessary for the management thereof; to raise a sum not exceeding three hundred (\$300.00) dollars in any one year for the pro-

viding of books, furnishing a place to keep such library, and pay a librarian for his services; said sum to be expended on the direction of the board.

Eleventh. To instruct by vote the board to purchase grounds for a town cemetery; to limit the price to be paid therefor, to raise a tax for payment thereon and to establish rules for the care and management of the same. Cemeteries.

Twelfth. To authorize the licensing of dogs. Dogs.

Thirteenth. To make such by-laws and regulations as may be deemed conducive to the peace, good order and welfare of the town; to license, tax, regulate and control hawkers, peddlers, auctioneers, shows, theatricals, circuses, lawful games, merry-go-rounds, ferris wheels, or other amusement devices or places of amusement. Licenses.

Fourteenth. To acquire land containing pits of gravel or quarries of stone needed by the town for road construction, proceeding in the same manner that land is condemned for road and other public purposes. Road material.

SEC. 2. That section 73 of title 505, Pierce's Washington Code 1912 be amended to read as follows: Every person elected or appointed to the office of overseer of highways or poundmaster, before he enters on the duties of his office, and within two weeks after he is notified of his election or appointment, shall file in the office of the town clerk a notice signifying his acceptance of such office. A neglect to file such notice shall be deemed a refusal to serve. Every person elected or appointed to the office of overseer of highways, before he enters upon the duties of his office, and within two weeks after he is notified of his election or appointment shall take and subscribe before the town clerk or justice of the peace an oath to support the constitution of the United States and of the State of Washington, and faithfully to discharge the duties of his office to the best of his ability. Such overseer of highways shall also execute and deliver to the supervisors of the town and their successors in office a bond, with one or more sureties, to be approved by the board of supervisors, in an amount determined by said board, conditioned for the faithful discharge of his duties. [Amends Pierce's Code, 1912, 505 § 73; Rem.-Bal., § 9357.] Acceptance of office.

Oath.

Bond.

[Amends  
Pierce's  
Code, 1912,  
505 § 75;  
Rem.-Bal.,  
§ 9358.]

Treasurer's  
bond.

SEC. 3. That section 75 of title 505, Pierce's Washington Code 1912 be amended to read as follows: Every person appointed or elected to the office of treasurer, before he enters upon the duties of his office, shall execute and deliver to the supervisors of the town and their successors in office, a bond, with one or more sureties, to be approved by the board of supervisors, in double the probable amount of money to be in his hands at any one time, which amount shall be determined by said board, conditioned for the faithful execution of his duties as such treasurer.

[Amends  
Pierce's  
Code, 1912,  
505 § 83;  
Rem.-Bal.,  
§ 9362.]

Failure  
deemed  
refusal.

SEC. 4. That section 83 of title 505, Pierce's Washington Code 1912 be amended to read as follows: If any person elected or appointed to the office of treasurer, constable or overseer of highways does not give such bond and take such oath as is required above, within the time limited for that purpose, such neglect shall be deemed a refusal to serve.

[Amends  
Pierce's  
Code, 1912,  
505 § 87;  
Rem.-Bal.,  
§ 9364.]

Officer not to  
be interested  
in contracts.

SEC. 5. That section 87 of title 505, Pierce's Washington Code 1912 be amended to read as follows: No town officer shall become a party to or interested, directly or indirectly, in any contract made by the board of which he may be a member: *Provided*, This shall not be construed to prohibit the employment of a team or teams belonging to a township officer when a required number of teams, owned in the township, are not otherwise obtainable, or the employment of a township officer as a day laborer. Every contract or payment voted for or made contrary to the provisions of this title is void and any violation of this section hereafter committed shall be a malfeasance in office, which will subject the officer so offending to be removed from office.

[Amends  
Pierce's  
Code, 1912,  
505 § 91;  
Rem.-Bal.,  
§ 9366.]

SEC. 6. That section 91 of title 505, Pierce's Washington Code 1912 be amended to read as follows: The board of county commissioners of any county may, for sufficient cause shown to them, accept the resignation of any town officer in any township in their county, and whenever they accept any such resignation, they shall

forthwith appoint another elector of the town to the office, and shall give notice thereof in writing to the person so appointed and to the town clerk; or in the case of a vacancy in the office of town clerk or overseer of highways, to the chairman of the board of supervisors of the town.

County  
commis-  
sioners to fill  
vacancies.

SEC. 7. That section 143 of title 505, Pierce's Washington Code 1912 be amended to read as follows: The town treasurer shall from time to time draw from the county treasurer such moneys as have been received by the county treasurer for the use of his town, and on receipt of such moneys shall deliver proper vouchers therefor. Each town treasurer shall be allowed and entitled to retain, as his official compensation one per centum of all moneys received by him from the county treasurer, and one per centum of all moneys paid out in the redemption of warrants: *Provided, however,* That the compensation of said treasurer shall in no case exceed the sum of one hundred dollars in any one year.

[Amends  
Pierce's  
Code, 1912,  
505 § 143;  
Rem.-Bal.,  
§ 9392.]

Township  
moneys  
withdrawn  
from county.

SEC. 8. That section 165 of title 505, Pierce's Washington Code 1912 be amended to read as follows: All taxes shall be levied or voted in specific amounts, and the rates per centum shall be determined from the amount of property, as equalized by the county board of equalization each year, except such general taxes as may be definitely fixed by law. The taxes voted by townships, and not previously returned to the county auditor, and all delinquent poll, road and other taxes to be collected by any town officer, and due and unpaid, shall be certified by the proper authorities to the county auditor on or before the first day of November in each year. There shall be levied annually on each dollar of taxable property in the state [township] (other than such as by law is otherwise taxed), as assessed and entered on the tax lists for the several purposes enumerated, taxes at the rates specified as follows: For township purposes, such sum as may be voted at any legal town meeting, the rate of which shall not exceed, exclusive of such sums as may be voted at the annual town meeting for road and bridge purposes, two mills in any township

[Amends  
Pierce's  
Code, 1912,  
505 § 165;  
Rem.-Bal.,  
§ 9403.]

Levy of taxes.

Certificate  
of delinquent  
taxes.

Rate of levy.

having a taxable valuation of one hundred thousand dollars or more, and the amount of which shall not exceed one hundred and fifty dollars in any township having a taxable valuation less than one hundred thousand dollars, and the rate of such tax shall not exceed one-half of one per cent in any township. The rate of tax for road and bridge purposes in any township shall not exceed eight mills per dollar: *Provided*, That nothing in this section shall be construed to prevent the township supervisors or corporate authorities of any town from levying any tax which by any special law they may be authorized to levy.

Limit for  
roads and  
bridges.

SEC. 9. Each township treasurer shall annually within thirty days after taking office, designate some bank of the state as a depository of all public funds held and acquired to be kept by him as such treasurer: *Provided*, That the bank designated by the township treasurer shall furnish, if required by the board of supervisors, to the township an indemnity bond equal in amount to the official bond of said treasurer, such designation shall be filed in writing as part of the minutes of the township board.

Township  
depository.

SEC. 10. Whenever any county of this state shall have adopted township organization it shall be the duty of the board of county commissioners of such county to set aside from the levy of the current year the following sums, which shall be paid to the township treasurer in the manner provided by law: To each township for current expenses, one hundred dollars; to each township for township roads and bridges, twenty-five per cent. of the amount levied upon the property of said township for construction and repair of roads and bridges.

County to set  
aside certain  
amounts.

Passed the House March 10, 1913.

Passed the Senate March 12, 1913.

Approved by the Governor March 21, 1913.