

ington of 1931 and all other acts and parts of acts in conflict with the provisions of this act are hereby repealed.

SEC. 26. This act is necessary for the immediate preservation of the public peace, health and safety, support of the state government and its existing public institutions and shall take effect April 1, 1933: *Provided*, That distributors shall not be required to qualify under this act until July 1, 1933.

Effective
April 1, 1933.

SEC. 27. For the purpose of carrying out the provisions of this act, the state treasurer is herewith directed to have audited by the director of efficiency and turn over to the director of licenses, all files, records and documents of every nature and description now held by him by virtue of his duties and powers with relation to gasoline refunds.

Auditing
and disposal
of treasurer's
files.

Passed the House February 23, 1933.

Passed the Senate February 22, 1933.

Approved by the Governor March 4, 1933.

CHAPTER 59.

[H. B. 424.]

ADDITIONAL JUDGES FOR KING COUNTY.

AN ACT relating to the superior court of the State of Washington in class A counties; providing for additional judges therein and for their appointment and election, and for their compensation by an increase in court filing fees, and declaring an emergency.

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

SECTION 1. In every civil action hereafter commenced in the superior court of this state in and for the counties to which this act is applicable, there shall be paid to the clerk of the court, in addition to any other fees now required by law, by the plain-

Additional court costs.

tiff or person instituting the action, when the case is entered in the court, or when the first paper on his part is filed therein, a fee of two dollars (\$2.00), and by the defendant, or other adverse party, and by an intervenor or by groups of two or more defendants, or other adverse parties or intervenors appearing separately from the others, when his or their first appearance is entered in the case, or when his or their first paper is filed therein, a fee of two dollars (\$2.00). Such fees shall be costs in the case and taxable as such. The clerk shall pay the same into the county treasury, where they shall go into the judges' special salary fund, which is hereby created, and be expended only in the manner hereinafter provided.

Judges' special salary fund.

Additional judges:

SEC. 2. The governor shall, upon the taking effect of this act, appoint four additional judges for the counties to which this act is applicable, who shall hold their office from the time of their appointment until their successors are elected and qualified, which said successors shall be elected at the general election to be held in November, 1934, to serve until the second Monday in January, 1937: *Provided*, That the successors so elected shall not be entitled to qualify until the second Monday in January, 1935; and, commencing with the second Monday in January, 1937, the succeeding terms of judges under this act shall be four years.

Appointment.

Term.

Successors.

Salary.

SEC. 3. The judges so appointed or elected shall receive a salary solely from the judges' special salary fund created in section 1 of this act in an amount equal to the salary of superior judges in such counties, payable, as nearly as may be, at the times and in the manner in which superior judges' salaries are payable; and said judges shall be obliged to look solely to said fund for their compensation; and in the event the sums realized under the provisions of section 1 of this act shall at any

time be insufficient for the full payment of the salaries of all the judges holding office under this act, the available funds shall be divided between them on a pro rata basis; but in the event of such deficiency in the said fund, the right of each of said judges to his full salary shall be deemed cumulative, with respect to moneys thereafter paid into said fund, up to but not beyond the date of his retirement from office.

SEC. 4. Whenever the amount in said fund shall, in the opinion of the governor, be sufficient to pay the full salary of a judge or judges in addition to those hereinbefore in this act provided for, and, in his opinion, more judges are necessary, he may appoint such additional judge or judges as in his opinion the fund is adequate for, who shall hold office from the time of his or their appointment until his or their successors are elected and qualified, which election shall be at the next succeeding general election, and the judge or judges so elected shall serve until the second Monday in January of the year in which the terms of superior court judges in such counties elected for full four-year terms expire; and after the appointment or election of an additional judge or judges as in this section provided, the said fund created in section 1 hereof shall be applied, in the manner provided in section 3 hereof, to payment of all salaries of all judges holding office under this act.

Additional
judges.

SEC. 5. For the purpose of any election provided for in this act and of chapter 155 of the Laws of 1927 relating to the nomination and election of judges, there shall be definitely numbered positions for the judgeships provided for in this act, which numbers shall run from fourteen (14) upward, and said judgeships shall be thereby distinguished as the judgeships which are created by this act and which are compensable only as in this act provided.

Ch. 155, Laws
of 1927.

Distin-
guished.

Scope of
Act.

SEC. 6. This act shall apply only to Class A counties in this state.

Effective
immediately.

SEC. 7. This act is necessary for the immediate support of the state government and the existing public institutions of the state, and shall take effect immediately.

Passed the House February 24, 1933.

Passed the Senate March 1, 1933.

Approved by the Governor March 4, 1933.

CHAPTER 60.

[S. S. B. 41.]

TAKING CLAMS OR MUSSELS ON PUGET SOUND.

AN ACT relating to fisheries, providing for the regulation of the taking of clams or mussels, amending sections 1 and 2, chapter 74, Laws of 1931, and declaring an emergency.

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

SECTION 1. That sections 1 and 2, chapter 74 of the Laws of 1931, which amended section 24 of chapter 169 of the Laws of 1917, be amended to read as follows:

Clams,
mussels.

Section 1. It shall be unlawful for any person to take or dig clams or mussels from any of the tidelands abutting on Puget Sound or from the waters of Puget Sound below the line of high tide, or have them in his possession, if the same have been taken for the purpose of canning or selling, between the first day of May and the thirty-first day of August, both dates inclusive of each year, or to take or dig clams or mussels at any time except with fork, pick or shovel, operated by hand: *Provided*, That nothing in this section shall prevent the taking of not to exceed twenty (20) pounds in weight, including