

Destroyed  
vehicle fuel.

paid or accrued on all motor vehicle fuel which, after shipment or receipt, shall be destroyed by fire, lightning, flood, wind storm, or explosion, but such destruction must be proved to the complete satisfaction of the director of licenses.

Passed the House March 11, 1937.

Passed the Senate March 9, 1937.

Approved by the Governor March 19, 1937.

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## CHAPTER 220.

[H. B. 663.]

### ALIENS.

AN ACT relating to the rights and disabilities of aliens with respect to land, and amending chapter 50, Laws of 1921, as amended by chapter 70, Laws of 1923 (sections 10581, 10582 and 10588, Remington's Revised Statutes.)

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

SECTION 1. Chapter 50, Laws of 1921 (section 10581, Remington's Revised Statutes), is hereby amended to read as follows:

Section 1. In this act, unless the context otherwise requires:

(a) "Alien" does not include an alien who has in good faith declared his intention to become a citizen of the United States, but does include all other aliens and all corporations and other organized groups of persons, a majority of whose capital stock is owned or controlled by aliens or a majority of whose members are aliens and does include all persons who are non-citizens of the United States and who are ineligible to citizenship by naturalization;

(b) "Land" does not include lands containing valuable deposits of minerals, metals, iron, coal or fire clay or the necessary land for mills and machinery to be used in the development thereof and

Amends  
§ 10581, Rem.  
Rev. Stat.  
(§ 135 P. C.).

"Alien."

"Land."

the manufacture of the products therefrom, but does include every other kind of land and every interest therein and right to the control, possession, use, enjoyment, rents, issues or profits thereof except a mortgage and except a right to the possession, use or enjoyment of land for a period of not more than ten years for a purpose for which an alien is accorded the use of land by a treaty between the United States and the country whereof he is a citizen;

(c) "Land" also includes any share or interest in a corporation or other organized group of persons deemed an alien in this act which has title to land either heretofore or hereafter acquired; "Land."

(d) To "own" means to have the legal or equitable title to or the right to any benefit of; "Own."

(e) "Title" includes every kind of legal or equitable title; "Title."

(f) Ownership of or title to land acquired by inheritance or in good faith either under mortgage or in the ordinary course of justice in the collection of debts, or acquired by a female citizen afterwards expatriated by marriage to an alien, is excluded; Exclusions.

(g) "Inheritance" includes devise; "Inheritance."

(h) "Mortgage" includes every kind of lien upon land; "Mortgage."

(i) A mortgage of land under which an alien is entitled before default to any control, possession, use or enjoyment of the land, is an absolute conveyance; and Absolute conveyance.

(j) "Person" includes an individual, partnership, corporation or any other organized group of persons. "Person."

SEC. 2. Chapter 50, Laws of 1921 as amended by chapter 70, Laws of 1923 (section 10582, Remington's Revised Statutes), is hereby amended by adding a section to be known as section 2c, to read as follows:

Adds  
§ 10582, Rem.  
Rev. Stat.  
(§ 135-21  
P. C.)

Leasehold or other interest less than fee, escheated to state.

Section 2c. Any leasehold or other interest in land less than the fee, including cropping contracts, which are hereby declared to constitute an interest in land less than a fee, hereafter acquired in violation of this act by an alien, shall escheat to the State of Washington as of the date of such acquisition in violation of the provisions of this act.

SEC. 3. Chapter 50, Laws of 1921 as amended by chapter 70, Laws of 1923, is hereby amended by adding a section to be known as section 2d to read as follows:

Vetoed.

Section 2d. Wherever it shall be proved that an alien works upon, cultivates, manages, controls, supervises or otherwise directs operations, plants, cultivates or harvests crops on any land or handles, sells or disposes of the crops of any land, such alien shall be presumed to own such land.

Amends § 10588, Rem. Rev. Stat. (§ 136-6 P. C.)

SEC. 4. Section 8 of chapter 50, Laws of 1921 (section 10588, Remington's Revised Statutes), is hereby amended to read as follows:

Attorney general and prosecuting attorneys to enforce act.

Section 8. It shall be the duty of the attorney general and of the prosecuting attorneys of the several counties to enforce this act, and of the attorney general to direct and control its enforcement. The governor is hereby authorized to appoint an investigator to assist in the enforcement of this act and other laws of this state relating to the same subject. Such investigator may be carried on the payroll of any department the governor may designate.

Investigator appointed by Governor.

Effective immediately.

SEC. 5. This act is necessary for the immediate preservation of public peace, health and safety and for the support of the state government and its existing institutions, and shall take effect immediately.

Passed the House March 5, 1937.

Passed the Senate March 10, 1937.

Approved by the Governor March 19, 1937, with the exception of section 3, which is vetoed.