

upon all or any of such land, for such work or labor, and every landlord shall have a lien upon the crops grown or Landlord's lien. growing upon the demised lands of any year for the rents accrued or accruing for such year, whether the same is paid wholly or in part in money or specific articles of property, or products of the premises, or labor, and also for the faithful performance of the lease; and the lien created by the provisions of this act shall be a preferred lien and shall be prior to all other liens.

Approved March 3, 1891.

CHAPTER LXXVI.

[S. B. No. 66.]

AUTHORIZING COUNTY COMMISSIONERS TO SELL PROPERTY.

AN ACT authorizing and empowering boards of county commissioners to sell and convey property belonging to their respective counties, and declaring an emergency.

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

SECTION 1. Whenever it shall appear to the board of county commissioners of any county in this state that it is for the best interests of such county and the people thereof, that any part or parcel, or portion of such part or parcel, of the property, whether real, personal or mixed, belonging to said county should be sold, it shall be the duty of such board and they are hereby authorized and empowered to sell and convey such property, under the limitations and restrictions and in the manner hereinafter provided.

SEC. 2. The board of county commissioners so desiring to sell shall first give notice of their intention to make such sale, by publication at least once a week for the term of four weeks in three different newspapers of such county, if there are three published in such county, and also place a notice in a conspicuous place in the court house for the same length of time. Such notice so published shall par-

ticularly designate and describe the property or portion thereof which it is proposed to sell, and shall contain full notice that the board of county commissioners will meet on a certain day and hour of such day at their usual place of meeting to hear and determine the advisability of making such sale: *Provided*, That such meeting shall be held at a time not more than one week after the expiration of the time hereinbefore designated for the publication of the notice of such meeting. The board shall at such meeting hear evidence and take testimony, should any be offered, as to the propriety and advisability of making such proposed sale, and any tax-payer in the county, either in person or by counsel, shall have the right to be heard for or against such proposition: *Provided*, That the board may limit the number to be heard to not less than three on either side, for or against the proposed sale.

Tax-payers
shall be heard

SEC. 3. The board shall within three days after such meeting make their findings as to the propriety and advisability of making such sale and their determination thereon, which said finding and determination shall be spread upon their minutes and be made matter of record.

SEC. 4. If the findings and determination of the board shall be against such sale all proceedings in that regard shall then and there terminate without further action or order; but if the board shall find and determine in favor of such sale they shall then enter an order on their minutes directing the auditor of the county to give notice that such sale will be made, and the auditor shall give such notice in the manner prescribed in section 2 of this act: *Provided*, That such sale shall not be made in less than thirty nor more than forty-five days from the date of the first publication of notice thereof; and such notice shall designate the hour and day when such sale shall take place. And the sale shall be made by the sheriff by public auction and at the door of the court house of the county, to the highest and best bidder. Such sale may be postponed by the board of commissioners, but in no case for longer than thirty days.

Auditor's no-
tice of sale.

SEC. 5. If the property to be sold be personal or mixed or both the sale thereof shall be for cash; in case such property be real, then the sale thereof shall be on such

terms as the board may designate: *Provided*, That any and all deferred payments shall be secured by such good and sufficient means as may to the board seem necessary; but no conveyance of the property so sold shall be made until full payment be made therefor.

SEC. 6. The county treasurer shall attend at such sale and receive all proceeds of the same, and on full and entire payment he shall make, execute and deliver to the purchaser of the property so sold a deed for the same, which deed shall fully set out all the proceedings had in relation to the said sale of the property therein described, and shall be attested by the county auditor, and when so executed and delivered it shall vest all the title which the county had in the property so sold in the grantee. Duty of county treasurer.

SEC. 7. The provisions of this act shall be held to apply to all property now owned by any county in this state and to all property hereafter acquired by any county.

SEC. 8. All acts and parts of acts in conflict with this act are hereby repealed.

SEC. 9. Whereas, there is no act or acts of the legislature of this state now in existence clearly giving to boards of county commissioners the powers and duties hereinbefore given and conferred, and certain counties now own property which, in the opinion of the board of commissioners of such counties, should be sold; therefore, an emergency Emergency. is declared to exist, and this act shall take effect and be in force from and after its passage and approval by the governor.

Approved March 4, 1891.