

SEC. 10. That in all other respects such sales shall be governed by the laws of the State of Washington now in force governing the sale of real property belonging to such estates.

SEC. 11. All acts or parts of acts conflicting in any manner with this act are hereby repealed.

Approved March 6, 1891.

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## CHAPTER LXXXVII.

[H. B. No. 195.]

### TO REGULATE SALMON AND STURGEON FISHING.

AN ACT to regulate salmon and sturgeon fishing in the rivers and waters of this state, and over which it has concurrent jurisdiction.

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

SECTION 1. That from and after the first day of January, 1892, it shall be unlawful for any person to fish for or take for sale or profit any salmon, sturgeon or other food fish in any of the rivers or waters of this state, or over which it has concurrent jurisdiction in civil and criminal cases, unless such person be a citizen of the United States, or has declared his intention to become such one year prior thereto, and is and has been for six months immediately prior to the time he engages in such business an actual resident of the state.

Prohibition  
against for-  
eigners and  
non-residents.

SEC. 2. Any person desiring to fish for salmon, sturgeon or other food fish in any such rivers or waters may go before any county clerk of any county of this state and furnish satisfactory evidence of his citizenship, or of the fact that he has declared his intentions to become such one year prior thereto, and file his own affidavit and the affidavit of two other persons to the effect that he is and has been for six months prior thereto an actual *bona fide* resident of this state, and thereupon such recorder or clerk shall issue to him a certificate briefly reciting those facts, and thereafter

Recorders' cer-  
tificate.

in any prosecution against such person for a violation of the provisions of this act such certificate or duly authenticated copies of the record in the office of the clerk or recorder relative thereto, shall be *prima facie* evidence of his citizenship and residence as in this act required. But in all prosecutions under this act the burden of proof shall be on the defendant to establish the facts of his citizenship and residence.

SEC. 3. Any person violating any of the provisions of this act, upon conviction thereof before any justice of the peace, shall be fined not less than five nor less than one hundred dollars.

Fee.

SEC. 4. For taking the affidavits and issuing the certificates herein provided for, the clerk shall collect from the party applying the sum of one dollar, to be paid into the county treasury; and he shall keep in his office a record of all certificates issued pursuant to this act.

Concurrent jurisdiction.

SEC. 5. Nothing in this act shall be construed to prevent citizens of any state having concurrent jurisdiction with this state over or upon any rivers or waters from fishing upon such rivers or waters: *Provided*, That this act shall not apply to Indians.

Approved March 6, 1891.

CHAPTER LXXXVIII.

[H. B. No. 139.]

TO PROVIDE FOR TAKING A CENSUS ON THE COLVILLE INDIAN RESERVATION.

AN ACT to provide for taking a census on the Colville Indian Reservation, and making an appropriation therefor, and declaring an emergency.

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

Enumerators.

SECTION 1. That the governor be and is hereby empowered and directed to appoint two (2) enumerators, at a salary of five dollars (\$5.00) per diem each, and that said