

CHAPTER XLII.

[S. B. No. 103.]

FIXING THE SALARY OF THE WARDEN AND CLERK OF
THE PENITENTIARY.

AN ACT to amend sections 12 and 13 of an act entitled "An act to define, regulate and govern the state penitentiary, and declaring an emergency," approved March 9, 1891.

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

SECTION 1. That section 12 of an act entitled "An act to define, regulate and govern the state penitentiary, and declaring an emergency," approved March 9, 1891, be and the same is amended to read as follows: Sec. 12.

The warden shall receive a salary of fourteen hundred dollars per annum. Salary of warden, \$1,400.

SEC. 2. That section 13 of said act be amended to read as follows: Sec. 13. The clerk shall receive a salary of ten hundred dollars per annum. Salary of clerk, \$1,000.

SEC. 3. An emergency exists, and this act shall take effect immediately.

Passed the Senate February 1, 1897.

Passed the House February 18, 1897.

Approved by the Governor March 6, 1897.

CHAPTER XLIII.

[S. B. No. 22.]

RELATING TO EMPLOYEES' LIENS.

AN ACT providing for a lien for employes.

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

SECTION 1. Every person performing labor for any person, company or corporation, in the operation of any railway, canal or transportation company, or any water, mining or manufacturing company, saw mill, lumber or Laborers' lien on all property, franchises and earnings of certain kinds of business.

timber company, shall have a prior lien on the franchise, earnings, and on all the real and personal property of said person, company or corporation, which is used in the operation of its business, to the extent of the moneys due him from such person, company or corporation, operating said franchise or business, for labor performed within six months next preceding the filing of his claim therefor, as hereinafter provided; and no mortgage, deed of trust or conveyance shall defeat or take precedence over said lien.

Such lien prior to mortgage or trust deed.

Notice of claim of lien.

SEC. 2. No person shall be entitled to the lien given by the preceding section, unless he shall, within ninety days after he has ceased to perform labor for such person, company or corporation, filed for record with the county auditor of the county in which said labor was performed, or in which is located the principal office of such person, company or corporation in this state, a notice of claim, containing a statement of his demand, after deducting all just credits and offsets, the name of the person, company or corporation, and the name of the person or persons employing claimant, if known, with the statement of the terms and conditions of his contract, if any, and the time he commenced the employment, and the date of his last service, and shall serve a copy thereof on said person, company or corporation within thirty days after the same is so filed for record.

Service of notice.

SEC. 3. Service of notice, as herein required, may be made in the same manner as summons in civil actions.

Foreclosure of lien.

SEC. 4. Any such lien may be enforced within the same time and in the same manner as mechanics' liens are foreclosed.

How claims are to be paid by receiver or assignee.

SEC. 5. Whenever a receiver or assignee is appointed for any person, company or corporation, the court shall require such receiver or assignee to pay all claims for which a lien could be filed under this act, before the payment of any other debts or claims, other than operating expenses.

Passed the Senate February 4, 1897.

Passed the House March 3, 1897.

Approved by the Governor March 6, 1897.