

for the damages sustained by the said swine, and for keeping same: *Provided*, That if the owner of such swine is unknown, the notice required in this act shall be published for two weeks in a newspaper published in the county."

Passed the Senate February 16, 1899.

Passed the House March 1, 1899.

Approved March 7, 1899.

CHAPTER XL.

[H. B. No. 226.]

VENUE OF ACTIONS IN JUSTICES' COURTS.

AN ACT fixing the venue of actions in justice courts.

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

SECTION 1. All actions commenced before a justice of the peace shall be brought in the justice court of the precinct in which one or more of the defendants reside.

Passed the House February 7, 1899.

Passed the Senate March 1, 1899.

Approved March 7, 1899.

CHAPTER XLI.

[H. B. No. 107.]

INVESTMENT OF THE PERMANENT SCHOOL FUND IN STATE WARRANTS.

AN ACT in regard to the investment of the permanent school fund in state warrants, and declaring an emergency.

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

SECTION 1. It shall be the duty of the treasurer of the State of Washington, whenever he shall have in his hands any money belonging to the permanent school

Permanent school fund to be invested in general fund warrants.

fund of the state in amount equal to or in excess of any warrant hereafter drawn upon the general fund of the state presented to him for payment by the holder thereof, which warrant the treasurer cannot pay upon presentation for want of funds available for the redemption of such warrant at the time of presentation, to give to the holder of such warrant, out of the permanent school fund the amount of the face or par value of such warrant.

State treasurer shall not indorse "Not paid for want of funds."

SEC. 2. It shall be the duty of the holder of any state general fund warrant, upon presenting the same to the treasurer for payment, to accept from the treasurer therefor the amount therein directed to be paid, whenever the treasurer has in his hands money belonging to the permanent school fund in amount equal to or in excess of the face or par value of such general fund warrant, and the treasurer shall not indorse any general fund warrant, "not paid for want of funds" when there shall be in his hands money belonging to the permanent school fund in amount equal to or in excess of any such warrant presented for payment, and from and after the date of such purchase such warrants shall bear interest as though they were stamped "not paid for want of funds."

Indorsement to be made.

SEC. 3. The state treasurer shall stamp or write across the face of each of such warrants the words "purchased by the permanent school fund," and shall keep a record of all such warrants so purchased, and shall report to the state auditor by number, amount and date of purchase all state general fund warrants purchased by him with permanent school funds, and shall be credited therewith and shall safely keep such warrants until they shall be paid out of the general fund in their regular order. When so paid he shall report the payment thereof to the auditor by number, amount and date of payment together with the amount of interest accrued thereon from date of purchase to date of payment at the legal rate, and shall credit the permanent school fund with the principal thereof, and the current common school fund with the interest accrued thereon.

Report to be made.

SEC. 4. An emergency exists and this act shall take ^{Emergency.} effect immediately.

Passed the House February 14, 1899.

Passed the Senate March 4, 1899.

Approved March 7, 1899.

CHAPTER XLII.

[H. B. No. 160.]

SURETY COMPANY AS SURETY ON BONDS REQUIRED BY LAW.

AN ACT to amend an act entitled "An act relative to recognizances, stipulations, bonds and undertakings and to allow certain corporations to be accepted as surety thereon, and to provide for the payment of the charges of such suretyship on the same as part of the lawful expense and costs of the principal or principals on the same, and repealing an act of the Legislature of the State of Washington, entitled 'An act relating to official bonds of state, county, city, town and precinct officers,' approved March 20, 1895, and all other inconsistent acts, and declaring an emergency."

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

SECTION 1. That section two of the act entitled "An act to amend section 2 of an act entitled "An act relating to recognizances, stipulations, bonds and undertakings, and to allow certain corporations to be accepted as surety thereon, and to provide for the payment of the charges of such suretyship on the same as part of the lawful expense and costs of the principal and principals on the same, and repealing an act of the Legislature of the State of Washington entitled 'An act relating to official bonds of state, county, city, town and precinct officers,' approved March 20, 1895, and all other inconsistent acts, and declaring an emergency," approved March 17, 1897, be and the same is hereby amended to read as follows: "Sec. 2. Any receiver, assignee, trustee, guardian, executor, administrator or other fiduciary, required by law or the order of any court or judge to give bond as such, may include, as part of his lawful expenses, such reasonable sum paid

Cost of surety bonds in certain cases to be taxed as costs of the case.