

CHAPTER 194.

[H. B. 388.]

SALE OF INTOXICATING LIQUORS.

AN ACT relating to the sale of intoxicating liquors, fixing a state license fee, and providing a punishment for the violation thereof.

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

SECTION 1. Every person, firm, or corporation selling any spirituous, fermented, malt or other intoxicating liquor, at any place within this State or upon any steamboat, steamship or other vessel plying upon the waters of the State or between places within the State or upon any dining car, buffet car, or other public conveyance in the State, shall pay for the privilege of so doing an annual State license fee of twenty-five (\$25) dollars, in addition to the license fee fixed by any city, town, or county where such liquor is sold which sum shall be in addition to the amount now required to be paid to the State on account of any lyicense for such purpose.

SEC. 2. For the purposes of this act every person, firm, association or corporation having a government liquor license or a special tax stamp issued by the national government for the sale of any spirituous, fermented, malt or other intoxicating liquors at wholesale, retail or otherwise, shall be deemed a seller thereof and shall be required to pay the annual license fee provided for in this act, and the license therefor issued under the provisions hereof shall be posted by the owner in a conspicuous place and at the side of the said government license or special tax stamp.

SEC. 3. Any person, firm or corporation desiring to sell any spirituous, fermented, malt or other intoxicating liquor, at any place in this State or upon any steamboat, steamship or other vessel plying upon any waters in this State or between any places therein, or upon any railroad train, dining car, buffet car, or other public conveyance, shall apply to the State Treasurer, describing the premises upon which or giving the name of such steamboat, steam-

Treasurer
shall issue
license.

ship or other vessel, or a description of the railway cars or other public conveyance, upon which such liquor is to be sold, and upon the payment of such license fee of twenty-five (\$25) dollars, the State Treasurer shall issue a license therefor, which shall describe such premises or steamboat, vessel or other public conveyance. Any railroad or other transportation company operating any dining cars, buffet cars, or other public conveyance, upon which such intoxicating liquor is sold, shall be required to take out a license fee for each of such cars kept constantly in the State: *Provided*, That where any such cars are run or operated through or into the State and are not kept constantly therein, such person, firm or corporation shall take out such number of licenses as is equal to the average number of such cars kept continuously within the State.

Penalty for
selling
without
license.

SEC. 4. It shall be unlawful for any person, firm or corporation to sell any spirituous, fermented, malt or other intoxicating liquor, in this State without first paying the annual license fee provided for in this act, in addition to any license provided by ordinance or law, and any person violating any of the provisions of this act shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less than one hundred (\$100) nor more than five hundred (\$500) dollars, or by imprisonment in the county jail for not less than thirty (30) days nor more than six (6) months, or by both such fine and imprisonment.

Construction of act.

SEC. 5. Nothing in this act shall be construed as limiting or abridging the power of any city, town or county within this State, to regulate, license, or prohibit the sale of intoxicating liquors within such city, town or county; but all powers now possessed or enjoyed by cities, towns and counties, under existing law, shall be reserved to them.

Passed the House March 9th, 1907.

Passed the Senate March 13th, 1907.

Approved by the Governor March 15th. 1907.