

CHAPTER 173.

[H. B. 195.]

RELATING TO JUDGMENTS AGAINST SURETIES.

AN ACT relating to the rendition of judgments against sureties on cost bonds filed in any court.

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

SECTION 1. Whenever any bond or undertaking for the payment of any costs to any party shall be filed in any action or other legal proceeding in any court in this state and judgment should be rendered for any such costs against the principal on any such bonds or against the party primarily liable therefor in whose behalf any such bond or undertaking has been filed, such judgment for costs shall be rendered against the principal on such bond or the party primarily liable therefor and at the same time also against his surety or sureties on any or all such bonds or undertakings filed in any such action or other legal proceeding.

Entry
against
surety.

Passed by the House February 16, 1909.

Passed by the Senate March 9, 1909.

Approved March 17, 1909.

CHAPTER 174.

[H. B. 53.]

REGULATING MARRIAGES.

AN ACT regulating marriages and the issuance of marriage licenses, prohibiting marriages in certain cases, providing penalties for the violation of the provisions of this act and repealing all acts or parts of acts in conflict herewith.

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

SECTION 1. No woman under the age of forty-five years, or man of any age, except he marry a woman over the age of forty-five years, either of whom is a common drunkard, habitual criminal, epileptic, imbecile, feeble

Prohibited
class.

minded person, idiot or insane person, or person who has theretofore been afflicted with hereditary insanity, or is afflicted with pulmonary tuberculosis in its advanced stages, or any contagious venereal disease, shall hereafter intermarry or marry any other person within this state.

Direction to
clergyman.

SEC. 2. No clergyman, or other officer authorized by law to solemnize marriages within this state shall hereafter perform a marriage ceremony uniting persons in matrimony either of whom is an epileptic, imbecile, feeble minded person, common drunkard, insane person, habitual criminal, or person afflicted with pulmonary tuberculosis in its advanced stages, or any contagious venereal disease unless the female party to such marriage is over the age of forty-five years.

Medical
certificate.

SEC. 3. The county auditor, before a marriage license is issued, shall require each applicant therefor to file in his office upon blanks to be provided by the county for that purpose, an affidavit of at least one duly licensed physician other than the persons seeking the license, showing that the contracting parties are not feeble minded, imbeciles, epileptics, insane persons, common drunkards, or persons afflicted with pulmonary tuberculosis in its advanced stages: *Provided*, That in addition, the affidavit as to the male contracting party shall show that such male is not afflicted with any contagious venereal disease. He shall also require an affidavit of some disinterested credible person showing that said persons are not habitual criminals; the female is over the age of eighteen years and the male is over the age of twenty-one years, unless the consent in writing is obtained of the father, mother, or other guardian of the person for whom the license is required in cases where the female is under the age of eighteen years and the male is under the age of twenty-one years: *Provided*, That no consent shall be given, nor license issued, unless such female be over the age of fifteen years. Said affidavit may be subscribed and sworn to before any person authorized to administer oaths.

Venereal
disease.

Consent of
parent.

Female must
be fifteen.

False
swearing.

Anyone knowingly swearing falsely to the statements contained in the affidavits mentioned in this act shall be

deemed guilty of perjury and punished as provided by the laws of the State of Washington.

SEC. 4. Any person violating any of the provisions of this act shall, upon conviction thereof, be punished by ^{Penalty.} a fine of not more than one thousand dollars (\$1,000), or by imprisonment in the state penitentiary for a period of not more than three years, or by both such fine and imprisonment.

SEC. 5. All acts or parts of acts in conflict herewith ^{Repeal.} be, and the same are hereby repealed.

Passed by the House February 18, 1909.

Passed by the Senate March 3, 1909.

Approved March 17, 1909.

CHAPTER 175.

[H. B. 113.]

RELATING TO EXHIBITIONS OF FARM PRODUCTS.

AN ACT to encourage the exhibiting of poultry, livestock or agricultural products, and to provide funds therefor.

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

Section 1. That any corporation organized for the purpose of holding poultry, livestock, or agricultural produce exhibits, may apply to the board of county commissioners of such county for a grant to pay expenses and premiums awarded. ^{County may pay expenses.}

SEC. 2. To enable the said board of county commissioners to give said grant, they are hereby authorized to appropriate any sum not exceeding two hundred and fifty dollars (\$250.00) annually out of the general fund: ^{Limit.} *Provided*, That the board of county commissioners shall be *ex-officio* members of such corporation in all counties where appropriations are made under the provisions of this act.

SEC. 3. The said board of county commissioners may not later than July 31st annually cause to be paid to the