

CHAPTER 30.

[Senate Bill No. 24.]

RELATING TO LIENS.

AN ACT relating to materialmen's liens, and the enforcement thereof, and declaring an emergency.

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

[Vetoed.]

*SECTION 1. [Vetoed.] Every person furnishing material or supplies to be used in the construction, alteration or repair on any mining claim, building, wharf, steamer, vessel, boat, bridge, ditch, dyke, flume, tunnel, well, fence, machinery, railroad, street railway, wagon road, aqueduct to create hydraulic power, or any other building, or any other structure, or mining claim, or stone quarry, shall, at or before the time such material or supplies are delivered to any person or contractor, deliver or mail to the owner, agent of the owner, if the owner be a non-resident of the State of Washington and have an agent therein, or reputed owner of the property on, upon, or about which said material or supplies are to be used, a notice, in writing, stating in substance and effect, that materials and supplies have been delivered or ordered, as the case may be, for use therein or thereon, and a lien may be claimed therefor.

[Vetoed.]

*SEC. 2. [Vetoed.] It shall not be necessary, under the terms of this act, for the person furnishing materials, or supplies, to give the owner a notice each time a delivery is made, but the notice provided for in section 1 of this act shall be given at or before the time of the first delivery.

[Vetoed.]

*SEC. 3. [Vetoed.] The notice provided for in section 1 of this act shall be delivered or mailed to the owner, agent of the owner, if said owner be a non-resident of this state and have an agent therein, or reputed owner of the property on, upon, or about which said materials or supplies are to be used, at his last known postoffice address: *Provided, however,* That if the address of the owner, agent

*Sections 1, 2, 3 and 4 disapproved by the Governor August 28, 1909.

of the owner, or reputed owner is not known, or cannot, by the exercise of reasonable diligence be ascertained, then the notice shall be mailed to the owner, agent of the owner, or reputed owner, directed to a postoffice nearest the place where the materials and supplies are to be used.

*SEC. 4. [Vetoed.] No lien shall be enforced unless [Vetoed.] the provisions of this act have been substantially complied with.

SEC. 5. Chapter 45, found on pages 71 and 72 of Laws 1909, be and the same is hereby repealed. Ch. 45, p. 71, L. '09, Reg. Ses., repealed.

SEC. 6. An emergency exists, and this act shall take Emergency. effect immediately.

Passed by the Senate July 2, 1909.

Passed by the House August 13, 1909.

Approved by the Governor, as to sections five and six, (the balance are vetoed) August 28, 1909.