

SEC. 2. This act is necessary for the immediate Emergency.
preservation of the public safety, the support of the
state government and its existing institutions, and
shall take effect immediately.

Passed the House, February 25, 1921.

Passed the Senate, March 8, 1921.

Approved by the Governor March 16, 1921.

CHAPTER 99.

[H. B. 111.]

NEWSPAPER PUBLICATION OF LEGAL AND OFFICIAL NOTICES.

AN ACT relating to and regulating the publication of legal and
other official notices and fixing the fees therefor.

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

SECTION 1. No newspaper shall be considered a "Legal news-
paper" de-
fined.
legal newspaper for the publication of any adver-
tisement, notice, summons, report, proceeding or
other official document now or hereafter required by
law to be published unless such newspaper shall
have been published in the English language con-
tinually (legal holidays and Sundays excepted) as
a daily or weekly newspaper, as the case may be,
in the city or town where the same is published at
the time of the publication of such official document,
for at least six months prior to the date of such
publication, and shall be printed either in whole or
in part in an office maintained at the place of pub-
lication: *Provided*, That in case of the consolidation
of two or more newspapers such consolidated news-
paper shall be considered a legal newspaper if
either or any of the papers so consolidated would
be a legal newspaper at the date of such legal pub-
lication, had not such consolidation taken place:

Provided, further, That nothing in this section shall be construed to invalidate any publication in a foreign language prior to the taking effect of this act.

Affidavit of publication to state what.

SEC. 2. All legal and other official notices shall be published in a legal newspaper as defined in the preceding section and the affidavit of publication shall state that such newspaper is a legal newspaper and shall be *prima facie* evidence of that fact.

Scope of act.

SEC. 3. The provisions of the two preceding sections shall not apply in counties where no newspaper has been published for a period of one year prior to the publication of such legal or other official notices.

Basis for publication charges.

SEC. 4. In all cases where publication of legal notices of any kind is required or allowed by law, the person or officer desiring such publication shall be required to pay on a basis of one dollar and forty cents per folio of one hundred words for the first insertion and eighty cents per folio of one hundred words for each subsequent insertion, or its equivalent in number of words: *Provided,* That any newspaper having a circulation of over 20,000 copies each issue may charge such additional rate as it may deem necessary and just and any person or officer authorizing the publication of any legal notice in such newspaper may legally pay such rate as is charged by such newspaper, and: *Provided, further,* That this section shall not apply to the amount to be charged for the publication of any legal notice or advertisement for any school district, village, town, city, county, state, municipal or quasi-municipal corporation or the United States government.

Selection of legal newspaper.

SEC. 5. Any summons, citation, notice of sheriff's sale, or legal advertisement of any description, the publication of which is now or may be hereafter required by law, may be published in any daily or weekly legal newspaper of general circulation pub-

lished in the county where the action, suit or other proceeding is pending, or is to be commenced or had, or in which such notice, summons, citation, or other legal advertisement is required to be given: *Provided, however,* That if there be more than one legal newspaper in which any such legal notice, summons, citation or legal advertisement might lawfully be published, then the plaintiff or moving party in the action, suit or proceeding shall have the exclusive right to designate in which of such qualified newspaper such legal notice, summons, citation, notice of sheriff's sale or other legal advertisement shall be published.

SEC. 6. Where any law or ordinance of any incorporated city or town in this state provides for the publication of any form of notice or advertisement for consecutive days in a daily newspaper, the publication of such notice on legal holidays and Sundays may be omitted without in any manner affecting the legality of such notice or advertisement: *Provided,* That the publication of the required number of notices is complied with.

Omission of legal holidays and Sundays.

SEC. 7. The affidavit of publication of all notices required by law to be published shall state the full amount of the fee charged for such publication and that the fee has been paid in full.

Affidavit of publication to state fee charged and paid.

Passed the House, March 1, 1921.

Passed the Senate, March 8, 1921.

Approved by the Governor March 16, 1921.