

dollars (\$18,000.00) to be available to the director of agriculture for administrative expenses under this act, but in no case to exceed the receipts from collections under this act, all fees so collected to remain in the said fund until expended.

This act is necessary for the immediate protection of the horticultural industry and shall take effect immediately. Effective immediately.

Passed the House March 3, 1937.

Passed the Senate March 9, 1937.

Approved by the Governor March 15, 1937.

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## CHAPTER 149.

[H. B. 272.]

### COMMERCIAL FISHING LICENSE FEES.

AN ACT relating to food and shellfish, providing for licenses for taking, canning, receiving, buying, wholesaling and selling food and shellfish and amending section 51 of chapter 31 of the Laws of 1915 as amended by section 1 of chapter 63 of the Laws of 1921, defining license fees and declaring that this act shall take effect March 31st, 1937.

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

SECTION 1. That section 51 of chapter 31 of the Laws of 1915 as amended by section 1, chapter 63 of the Laws of 1921 be amended to read as follows: Amends  
§ 1, Ch. 63,  
Laws 1921.

Section 51. Licenses herein required shall be issued to any qualified person, firm or corporation, by the director of licenses, or his duly authorized deputy, upon the receipt of a lawful application therefor, upon a blank to be furnished for that purpose, accompanied by the receipt of the state treasurer for the required fee, and the director of licenses shall cause to be endorsed on such application the number of the license issued and the date of issue, and transmit the application to the director Licenses.

of fisheries. All applications for licenses shall be filed with the state treasurer accompanied by the proper fees, which shall be respectively as follows:

Fees  
enumerated.

For each brush weir license for the taking of herring, twenty-five dollars (\$25.00);

For each purse seine license, fifty dollars (\$50.00);

For each and every member of a purse seine fishing crew, one dollar (\$1.00);

For each gill net license for the taking of salmon in the Puget Sound, Grays Harbor and Willapa Harbor districts, the net to be not over 750 feet long, seven and fifty one-hundredths dollars (\$7.50), and for each additional lineal foot in length, one cent (1c);

For each gill net license for the taking of salmon, smelt or herring in the Columbia River district, seven and fifty one-hundredths dollars (\$7.50);

For each boat puller license in the Columbia River district for the taking of salmon, smelt or herring, two and fifty one-hundredths dollars (\$2.50):

*Provided, however,* That no such gill net licenses or boat puller licenses shall be issued in the name of or to any applicant unless the said applicant is to be engaged personally in the operation of said gill net or boat used in the operation thereof;

(All gill net licenses issued by the State of Oregon shall be valid in the concurrent waters of the Columbia River in this state. The director of licenses when issuing gill net licenses for the Columbia river district shall furnish to the fisheries department of Oregon the names of all licensees and the numbers of their licenses.)

For each reef net, ten dollars (\$10.00);

For each drag seine license, three cents per lineal foot;

For each set net license, five dollars (\$5.00);

For each dip bag net license for the taking of smelt or herring, one dollar (\$1.00).

(Any person may use a jigger in the taking of smelt or herring for the use of himself and family without any license therefor.)

For each dip bag net license for the taking of salmon on the Columbia River, five dollars (\$5.00);

For each smelt drag bag net on Puget Sound, three cents per lineal foot;

For each license for beam trawl, ten dollars (\$10.00);

For each set line license, one dollar (\$1.00);

(Not more than one hundred hooks shall be attached to any one set line.)

The licenses issued by the director of licenses for the appliances hereinbefore mentioned shall specify the district wherein the license is to be used and no license for one district shall be used in another.

For each license to fish with hook and line for commercial purposes, five dollars (\$5.00);

(A hook and line license as herein provided for, when used in salt water, or in the Columbia River, shall permit of the use of not more than six (6) lines to which may be attached a total of twelve (12) hooks, and all to be operated from a single boat or other floating appliance; when used in fresh water, shall consist of a single hook attached to a single line, held in the hand.)

It shall be unlawful to take or catch any food fish with a gill net or to operate as a boat puller in the Columbia River district, or in the waters in the Columbia River, over which the State of Washington has jurisdiction or concurrent jurisdiction without first obtaining the license as in this section provided.

No license shall be granted to any person, firm or corporation to operate a whip seine in the Columbia River district or in the waters of the Columbia

River, over which the State of Washington has jurisdiction or concurrent jurisdiction.

For each license to take crabs, five dollars (\$5.00);

For each license to take clams and mussels, one dollar (\$1.00);

For each license to take oysters from the state reserves for seed purposes under regulations to be promulgated annually by the director of fisheries, five dollars (\$5.00);

For each codfish canning or curing establishment, five dollars (\$5.00);

For each establishment for the manufacture or preparation of fertilizer, oil, meal, caviar, fish-bait, or other by-product from fish, twenty-five dollars (\$25.00);

For each person, firm or corporation buying, selling or otherwise dealing in halibut as wholesaler or as a broker, five dollars (\$5.00);

For each retail fish and/or shellfish dealer, a license fee of one dollar (\$1.00);

(A retail dealer is hereby defined to be a person who sells fish or shellfish directly to the consumer, whether or not he is the taker or catcher of the fish or shellfish. A license to take fish or shellfish in the State of Washington shall not be deemed to give the right to sell the same at retail without a retail license.)

For each fish broker and each wholesale dealer in fish and/or shellfish, except halibut, ten dollars (\$10.00);

For each person engaged in freezing, salting, smoking, kippering, preserving fish and/or shellfish in ice or otherwise, ten dollars (\$10.00);

For each person engaged as a buyer of food fish and/or shellfish for any person, firm or corporation, one dollar (\$1.00);

(No buyer's license shall be issued except to the person, firm or corporation engaging the services of

said buyer, application for which shall be made upon blanks to be furnished by the director of licenses.)

A person engaged as a buyer of food fish for others is hereby defined to be a person who is engaged as the representative of a person, firm or corporation licensed as a canner, curer, freezer, wholesale fish dealer or broker under the laws of the State of Washington.

Any person, firm or corporation holding a license under this act as a canner, curer, freezer, wholesale dealer, retail dealer, broker, or their buyers, is hereby authorized to purchase fish.

(On the Columbia River, where it forms the boundary between the states of Washington and Oregon, a fisherman, licensed under the laws of the State of Washington, may dispose of his catch to a person, firm or corporation, other than those licensed to buy fish under the laws of the State of Washington: *Provided*, That he reports the number of fish, species stated separately, so disposed of, and pays to the treasurer of the State of Washington the catch and other taxes provided by this act.)

For each person, firm or corporation not licensed by the State of Washington as canners, wholesale dealers, freezers or curers using scows, boats or other water craft in the buying of fish on the Columbia River, for each scow, boat or other water craft, a license fee of fifty dollars (\$50.00);

(Such licensee of said scow, boat or other water craft shall give a bond to the State of Washington in the amount fixed by the director of fisheries conditioned for the payment to the State of Washington of taxes for the fish which he may purchase from the owner, operator or agent of appliances, licensed by the State of Washington.)

For each person, firm or corporation engaged in canning or preserving salmon or other food fish in the State of Washington, twenty-five dollars (\$25.00);

For each person, firm or corporation engaged in canning or preserving shellfish in the State of Washington, fifteen dollars (\$15.00);

(For the purpose of this act a case of fish is defined to consist of forty-eight (48) one-pound cans, bottles, or their equivalent in weight.)

No person, firm or corporation shall engage in business as a canner, wholesale fish dealer or retail fish dealer, or fish broker, or engage in the business of freezing, salting, smoking, kippering, preserving fish in ice or otherwise, without first having procured a license as required by this act.

Effective immediately.

SEC. 2. This act is necessary for the support of the state government and its existing public institutions, and shall take effect March 31st, 1937.

Passed the House March 5, 1937.

Passed the Senate March 11, 1937.

Approved by the Governor March 15, 1937.

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## CHAPTER 150.

[H. B. 273.]

### EXCISE TAX ON PILCHARDS.

AN ACT relating to pilchard, providing for a privilege fee thereon, defining offenses, providing penalties and creating a lien on canneries, packing plants, reduction plants, scow and boats, and declaring that this act shall take effect March 31st, 1937.

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

Tax on pilchards.

SECTION 1. There shall be paid to the state treasurer by every person, firm or corporation operating within the State of Washington as a canner, buyer, freezer, wholesale dealer, or manufacturer or [of] fish by-products for the privilege of operating within the State of Washington as a canner, buyer, freezer, wholesale dealer or manufacturer of fish by-products