

empted does not exceed the areas above specified. To be exempt the grounds must be used wholly for church purposes.

Nonliability for breach of preexisting contract.

SEC. 4. Nothing herein shall be construed to render any person or corporation liable for breach of preexisting contracts by reason of compliance by such person or corporation with this act.

Passed the House February 10, 1961.

Passed the Senate March 5, 1961.

Approved by the Governor March 15, 1961.

CHAPTER 104.

[H. B. 24.]

SALE OF PERSONAL PROPERTY BY SHERIFF.

AN ACT relating to public sale of personal property in possession of county sheriffs.

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

Sale of personal property in possession of sheriff. Authorized, when.

SECTION 1. Whenever any personal property, other than vehicles governed by 46.52 RCW, shall come into the possession of the sheriff of any county in connection with the official performance of his duties and said personal property shall remain unclaimed or not taken away for a period of six months from date of written notice to the owner thereof, if known, and in all other cases for a period of six months from the time said property came into the possession of the sheriff's office, unless said property has been held as evidence in any court, then, in that event, after six months from date when said case has been finally disposed of and said property released as evidence by order of the court, said county sheriff may at any time thereafter sell said personal property at public auction to the highest and best bidder for cash in the manner hereinafter provided.

SEC. 2. Before said personal property shall be sold, if the name and address of the owner thereof be known, at least ten days' notice of such sale shall be given him either personally or by leaving a written notice at his residence or place of doing business with some person of suitable age and discretion then resident or employed therein; or if the name or residence of the owner be not known, a notice of such sale fixing the time and place thereof which shall be at a suitable place, which will be noted in the advertisement for sale, and containing a description of the property to be sold shall be published at least once in an official newspaper in said county at least ten days prior to the date fixed for said sale. The notice shall be signed by the sheriff or his deputy. If the owner fails to reclaim said property prior to the time fixed for the sale in such notice, the sheriff or his deputy shall conduct said sale and sell the property described in the notice at public auction to the highest and best bidder for cash, and upon payment of the amount of such bid shall deliver the said property to such bidder.

Notice of sale
—Publication
of—Sale.

SEC. 3. The moneys arising from sales under the provisions of this act shall be first applied to the payment of the costs and expenses of the sale and then to the payment of lawful charges and expenses for the keeping of said personal property and the balance, if any, shall be paid into the county current expense fund.

Disposition
of proceeds.

SEC. 4. If the owner of said personal property so sold, or his legal representative, shall, at any time within three years after such money shall have been deposited in the county current expense fund, furnish satisfactory evidence to the county treasurer of said county of the ownership of said personal property he or they shall be entitled to receive from said county current expense fund the amount so deposited therein.

Recovery of
money, when
and how.

Uniform disposition of unclaimed property act inapplicable.

SEC. 5. The provisions of chapter 63.28 RCW shall not apply to personal property in the possession of the office of county sheriff.

Passed the House March 6, 1961.

Passed the Senate March 5, 1961.

Approved by the Governor March 15, 1961.

CHAPTER 105.

[H. B. 75.]

IRRIGATION DISTRICT ELECTIONS.

AN ACT relating to irrigation district elections; providing ballots; prescribing a method of nominating candidates for director positions in certain situations; making it unnecessary for elections of directors to be held under some circumstances; providing for absentee voting and for the procedure to be followed in connection therewith; amending section 2, chapter 171, Laws of 1941 and RCW 87.01.110; and adding 4 new sections to chapter 87.01 RCW.

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

RCW 87.01.110 amended.

SECTION 1. Section 2, chapter 171, Laws of 1941 and RCW 87.01.110 are each amended to read as follows:

Ballots—Declaration of candidacy—Petition of nomination—When election unnecessary.

Voting in an irrigation district shall be by ballot. Ballots shall be of uniform size and quality, provided by the district, and for the election of directors shall contain only the names of the candidates who have filed with the secretary of the district a declaration in writing of their candidacy, or a petition of nomination as hereinafter provided, not less than fifteen days before the day of the election. Ballots shall contain space for sticker voting or for the writing in of the name of an undeclared candidate. A person filing a declaration of candidacy, or petition of nomination as hereinafter provided, shall designate therein the position for which he