

CHAPTER 41.

[ H. B. 53. ]

CIVIL ACTIONS—NO FEE FOR DISMISSAL ON RECORD.

AN ACT relating to the fees of clerks of the superior courts; and amending section 5, chapter 51, Laws of 1951 and RCW 36.18.020.

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

SECTION 1. Section 5, chapter 51, Laws of 1951 and RCW 36.18.020 are each amended to read as follows:

RCW 36.18.020 amended.

Clerks of superior courts shall collect the following fees for their official services: The plaintiff, or other party instituting any civil action or proceeding, or the appellant on appeal from justice court, when the case is entered in the superior court or when the first paper on his part is filed therein, shall pay a fee of five dollars;

Clerk of superior court — Fees.

For defendant, or other adverse party, or any one or more of several defendants or other adverse parties, or interveners, appearing separately from the others, or a respondent on appeal from justice court, shall pay when his or their appearance is entered in the cause, or when his or their first appearance is filed therein, a fee of three dollars;

For preparing and certifying copies, or transcripts of records, with or without seal for the first legal size page, one dollar; for each additional legal size page, fifty cents;

For the certifying of copies furnished or transcripts of records furnished which copies or transcripts are not prepared by the clerk, one dollar for the first legal size or smaller page and twenty-five cents for each additional legal size or smaller page;

For the entry of judgment or dismissal in all civil actions, with or without costs, three dollars shall be paid if no adverse party has appeared; otherwise

six dollars: *Provided*, That no fee shall be assessed if an order of dismissal on the clerk's record be filed as provided by rule of the supreme court;

In probate proceedings, the party instituting such proceedings shall pay, at the time of the filing of the first paper therein, a fee of six dollars; upon the filing of a petition for the sale of real estate, there shall be paid at the time of filing such petition a fee of three dollars; upon the filing of a final account in the settlement of the decedent's estate, there shall be paid a fee of six dollars; for filing any petition to contest a will admitted to probate, there shall be paid a fee of twenty-five dollars;

For filing the transcript of a judgment from any United States court held in this state, or from the superior court of another county or from a justice court, the clerk shall collect three dollars;

For issuing a commission to take a deposition, the clerk shall collect one dollar, which shall be in addition to other fees in civil matters;

For approving a bond in an ordinary civil action or in a probate proceeding there shall be no charge; in all other cases the charge shall be one dollar;

For taking an affidavit, for filing any paper, not related to or a part of any proceeding, civil or criminal, or any probate matter, required or permitted to be filed in his office for which no other charge is provided by law, the clerk shall collect one dollar.

**Note:** See also section 1, chapter 304, Laws of 1961.

Passed the house January 26, 1961.

Passed the Senate February 22, 1961.

Approved by the Governor February 27, 1961.