

CHAPTER 66.

[House Bill No. 241.]

LIVESTOCK—BRANDS—CASTRATION OF BULLS
RUNNING AT LARGE.

AN ACT relating to livestock; amending sections 2 and 9, chapter 54, Laws of 1959 and RCW 16.57.020 and 16.57.090; amending section 1, page 453, Laws of 1890 and RCW 16.20.010; and amending section 8, chapter 54, Laws of 1959 as amended by section 1, chapter 148, Laws of 1961 and RCW 16.57.080.

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

SECTION 1. Section 2, chapter 54, Laws of 1959 and RCW 16.57.020 are each amended to read as follows:

RCW 16.57.020
amended.

The director shall be the recorder of livestock brands and such brands shall not be recorded elsewhere in this state. Any person desiring to register a livestock brand shall apply on a form prescribed by the director. Such application shall be accompanied by a facsimile of the brand applied for and a eight dollar recording fee. The director shall, upon his satisfaction that the application meets the requirements of this chapter and/or rules and regulations adopted hereunder, record such brand.

Livestock. Re-
cording brands
—Fees.

SEC. 2. Section 9, chapter 54, Laws of 1959 and RCW 16.57.090 are each amended to read as follows:

RCW 16.57.090
amended.

A brand is the personal property of the owner of record. Any instrument affecting the title of such brand shall be acknowledged in the presence of the recorded owner and a notary public. The director shall record such instrument upon presentation and payment of a three dollar recording fee. Such recording shall be constructive notice to all the world of the existence and conditions affecting the title to such brand. A copy of all records concerning the brand, certified by the director, shall be received in

Brand is per-
sonal property
—Instruments
affecting title,
recording,
effect—Non-
liability of
director for
agents.

evidence to all intent and purposes as the original instrument. The director shall not be personally liable for failure of his agents to properly record such instrument.

RCW 16.57.080 amended.

SEC. 3. Section 8, chapter 54, Laws of 1959 as amended by section 1, chapter 148, Laws of 1961 and RCW 16.57.080 are each amended to read as follows:

Livestock. Brands. Renewal—Fee—Effect of failure.

The director shall, on or before the first day of September 1960, and every five years thereafter, notify by letter the owners of brands then of record, that on the payment of five dollars and application of renewal, the director shall issue a renewal receipt granting the brand owner exclusive ownership and use of such brand for another five year period. Failure of the registered owner to pay the renewal fee within six months shall cause the director to notify the registered owner by certified mail at his last known address. The failure of the registered owner to pay the renewal fee within three months after notification by certified mail shall cause such owner's brand to become a part of the public domain: *Provided*, That for a period of three years following such reversion to the public domain, the brand shall not be reissued to any person other than the registered owner.

RCW 16.20.010 amended.

SEC. 4. Section 1, page 453, Laws of 1890 and RCW 16.20.010 are each amended to read as follows:

Castration of bulls at large.

It shall be lawful for any person having cows or heifers running at large in this state to take up or capture and castrate, at the risk of the owner, at any time between the first day of March and the fifteenth day of May, any bull above the age of ten months found running at large out of the enclosed grounds of the owner or keeper, and if the said animal shall die, as a result of such castration, the owner shall have no recourse against the person who shall have taken up or captured and castrated, or caused to be castrated,

the said animal: *Provided*, Such act of castration shall have been skillfully done by a person accustomed to doing the same: *And provided further*, That if the person so taking up or capturing such bull, or causing him to be so taken up or captured, shall know the owner or keeper of such animal, and shall know that said animal is being kept for breeding purposes, it shall be his duty forthwith to notify such owner or keeper of the taking up of said animal, and if such owner or keeper shall not within two days after being so notified pay for the keeping of said animal at the rate of fifty cents per day, and take and safely keep said animal thereafter within his own enclosures, then it shall be lawful for the taker-up of said animal to castrate the same, and the owner thereof shall pay for such act of castration the sum of one dollar and fifty cents, if done skillfully, as hereinbefore required, and shall also pay for the keeping of said animal as above provided, and the amount for which he may be liable therefor may be recovered in an action at law in any court having jurisdiction thereof: *And provided further*, That if said animal should be found running at large a third time within the same year, and within the prohibited dates hereinbefore mentioned, it shall be lawful for any person to capture and castrate him without giving any notice to the owner or keeper whatever.

Passed the House March 10, 1965.

Passed the Senate March 9, 1965.

Approved by the Governor March 20, 1965.