

rants issued by his county under the provisions of chapter 193 of the Laws of 1909: *Provided, however,* That such county auditor shall also certify that the amount claimed by his county as the amount of warrants issued under the provisions of chapter 193 of the Laws of 1909, was for animals killed prior to June 7, 1933;

(2) To any individual who shall file with the state auditor an affidavit of a county auditor that said individual killed a predatory animal and produced proof thereof to the satisfaction of the county auditor or his predecessor as required by chapter 193 of the Laws of 1909, between January 1, 1931 and June 7, 1933.

Passed the House February 25, 1937.

Passed the Senate March 9, 1937.

Approved by the Governor March 17, 1937.

CHAPTER 202.

[H. B. 258.]

STORAGE WAREHOUSES.

AN ACT relating to storage warehouses and warehousemen in any county of this state having a population of thirty thousand or more, defining the same, providing for payment of fees thereby, providing for the regulation and supervision thereof by the department of public service, providing for the enforcement of the provisions of this act and penalties for the violation thereof, and amending sections 1, 6 and 11 and repealing section 5 of chapter 154 of the Session Laws of 1933.

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

SECTION 1. That section 1 of chapter 154 of the Session Laws of 1933 (section 11569-1, Remington's Revised Statutes) be amended to read as follows:

Amends
§ 11569-1,
Rem. Rev.
Stat. (§ 7202-
21, P. C.)

Section 1. The word "person" whenever used in this act shall be held to mean and include an indi-

"Person."

vidual, copartnership, association, joint stock association, corporation, or their lessees, trustees, receivers or trustees, appointed by any court whatsoever, and shall include port commissions and districts.

"Storage warehouse."

The term "storage warehouse" whenever used in this act shall be held to mean and include a building or structure or any part thereof in which goods, wares or merchandise is received for storage for compensation within the corporate limits of any county of this state having a population of thirty thousand or more, except fruit warehouses, fruit packing plants and warehouses used exclusively for the storage of all grains, hay, peas, hops, grain and hay products, malt, peanuts, flax and seeds, and exclusive cold storage warehouses: *Provided*, That nothing contained in this act shall apply to storage furnished by a cooperative marketing association for its members or for other cooperative associations or as an incidental part of its business within the limits permitted by the cooperative marketing act as amended in chapter 16 of the Laws of 1931: *Further provided*, That nothing in this act shall be construed as applying to the business of renting locked boxes by any bank or trust company: *Further provided*, The term "storage warehouse" shall not include any building or structure or part thereof in which freight is handled in transit exclusively, nor include public garages storing automobiles, nor include railroad freight sheds, nor include docks and wharves.

"Dock" or "wharf."

The term "dock" or "wharf," when used in this act, includes any and all structures at which any steamboat, vessel or other water craft lands for the purpose of receiving or discharging freight from or for the public, together with any building or structure used for storing such freight while in transit exclusively for the public for hire.

"While in transit."

The term "while in transit" when used in this act shall be held to mean and include all goods, wares

and merchandise received on any dock or wharf, destined to or consigned from waterborne commerce, it being the intention of the legislature to exempt all goods received on any dock or wharf for shipments from the land via water or received on said dock or wharf by water to be transshipped by land, or water, irrespective of the time of its retention upon said dock or wharf.

The term "storage warehouseman" and "warehouseman" whenever used in this act shall be held to mean any person operating any storage warehouse.

"Storage
warehouse-
man."

The term "department" when used in this act means the department of public service of the State of Washington, or such other board or body as may succeed to the powers and duties now held by said department.

"Depart-
ment."

SEC. 2. That there be substituted for section 5 of chapter 154 of the Laws of 1933 a new section to read as follows:

Lieu § 5, Ch.
154, Laws
1933.

Section 5. The department is hereby vested with power and authority to inspect, investigate and check all of the buildings, records and accounts of any person, firm or corporation operating a building, structure, dock or warehouse in which goods or merchandise are stored, for the purpose of determining whether or not such person, firm or corporation is a storage warehouseman as herein defined; and for this purpose the director of public service is hereby empowered to require the attendance of any person and/or the books, records and accounts of any person, firm or corporation within this state in order to make a determination as to whether or not any such building, structure, dock or wharf is used as a storage warehouse as herein defined.

Inspection
and investi-
gation by
department.

SEC. 3. That section 6 of chapter 154 of the Laws of 1933 be amended to read as follows:

Amends
§ 6, Ch. 154,
Laws 1933.

Section 6. Each person, firm, corporation or asso-

License
required.

ciation of persons operating any storage warehouse or warehouses, subject to the provisions of this act, shall, on or before July 1st, of each year, procure from the director of public service a license for the ensuing year, before transacting business at such storage warehouse or warehouses. Such license shall be posted in a conspicuous place in the office of each

Annual fee.

warehouse. The fee for such license shall be twenty-five dollars (\$25.00) for each person operating a storage warehouse or warehouses, and the director of public service shall transmit such license fees to the state treasurer who shall deposit same in the public service revolving fund. The director of public service may revoke any such license, for cause, upon notice and hearing, and a person, firm, corporation or association of persons, operating any storage warehouse in this state without a license, shall forfeit to the state for each day's operation, fifty dollars (\$50.00), the same to be recovered on action brought by the attorney general in the superior court of Thurston county, Washington: *And further*, Such operation may be enjoined upon complaint of the director of public service.

Revocation
of license.

Conflicting
acts
repealed.

SEC. 4. That section 5 of chapter 154 of the Laws of 1933 and all other laws or parts of laws in conflict herewith be repealed.

Effective
June 30, 1937.

SEC. 5. This act shall take effect from and after the 30th day of June, 1937.

Passed the House March 11, 1937.

Passed the Senate March 8, 1937.

Approved by the Governor March 17, 1937.