

CHAPTER XXXII.

[H. B. No. 106.]

RELATING TO WILLS.

AN ACT relating to wills and the custody, control and delivery thereof, and defining the crime of suppressing, secreting or destroying any last will and testament, and providing for the punishment thereof.

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

SECTION 1. Any last will and testament in writing, being enclosed in a sealed envelope or wrapper, and having indorsed thereon the name of the testator or testatrix, and his or her place of residence, and the day when and the person by whom it is delivered, may be deposited by the person making the same, or by any person for him, in the office of the clerk of the superior court, in the county where the maker resides, and such clerk of court shall receive and safely keep the same in a place to be provided therefor and to be marked and designated as the "Files of Wills," and shall give a certificate of deposit thereof to the person so depositing the same, and said will shall be surrendered and redelivered to the maker, or to such person as may be designated by the written order of the maker upon a surrender of such certificate. Deposit of will.

SEC. 2. Such will when so deposited shall, during the life time of the testator or testatrix, be delivered only to himself or herself, or to some person by the maker authorized by order in writing, duly signed, executed and acknowledged before a notary public or other qualified officer in the same manner as is required by the laws of this state in the execution of instruments for the conveyance of real property, and upon the surrender of such certificate; and after the death of the maker said will shall be opened in public before witnesses by the judge of said court and may be retained therein for probate if necessary.

SEC. 3. Any person having the custody or control of any will, shall, within thirty days after he shall have received knowledge of the death of the testator or testa-

trix, deliver said will into the superior court which has jurisdiction, or to the person named in said will as executor; and any person who shall willfully fail or neglect to deliver any such will in accordance with the provisions of this section, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding one thousand dollars or by imprisonment in the county jail for a period not exceeding six months or by both such fine and imprisonment.

Penalty.

SEC. 4. Any person who shall willfully secrete or destroy any last will and testament of a person then deceased, shall be deemed guilty of a felony, and upon conviction thereof shall be punished by imprisonment at hard labor in the penitentiary of this state for a term of not less than one year, nor more than five years, or by fine of not less than one thousand dollars, or more than five thousand dollars, or by both such fine and imprisonment.

Approved February 27, 1893.

CHAPTER XXXIII.

[H. B. No. 66.]

ESTABLISHING STATE NORMAL SCHOOL AT WHATCOM.

AN ACT to establish a state normal school in the county of Whatcom.

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

SECTION 1. There shall be established in Whatcom county a school, to be called the Washington state normal school, for the training and education of teachers in the art of instructing and governing in the public schools of this state.

Commission.

SEC. 2. The governor, and two others to be appointed by the governor, shall constitute a commission to examine and locate said school site, in said county of Whatcom, as said commission may designate, said appointees to be residents and citizens of the State of Washington.