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Passed the Senate March 16, 1977.

Passed the House May 16, 1977.

Approved by the Governor May 24, 1977.

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CHAPTER 57

[Engrossed Senate Bill No. 2324]

MATERIALMEN'S LIEN—SERVICE OF NOTICE OF CLAIM

AN ACT Relating to materialmen's liens; amending section 1, chapter 45, Laws of 1909 as last amended by section 1, chapter 84, Laws of 1969 ex. sess. and RCW 60.04.020; and prescribing an effective date.

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

Section 1. Section 1, chapter 45, Laws of 1909 as last amended by section 1, chapter 84, Laws of 1969 ex. sess. and RCW 60.04.020 are each amended to read as follows:

Every person, firm or corporation furnishing materials or supplies or renting, leasing or otherwise supplying equipment, to be used in the construction, alteration or repair of any mining claim, building, wharf, bridge, ditch, dyke, flume, tunnel, well, fence, machinery, railroad, street railway, wagon road, aqueduct to create hydraulic power, or any other building, or any other structure, or mining claim or stone quarry, shall give to the owner or reputed owner of the property on, upon or about which such materials or supplies or equipment is and/or were used, a notice in writing, which notice shall cover the material, supplies or equipment furnished or leased during the sixty days preceding the giving of such notice as well as all subsequent materials, supplies or equipment furnished or leased, stating in substance and effect that such person, firm or corporation is and/or has furnished materials and supplies, or equipment for use thereon, with the name of the contractor or agent ordering the same, and that a lien may be claimed for all materials and supplies, or equipment furnished by such person, firm or corporation for use thereon, which notice shall be given by (1) mailing the same by registered or certified mail in an envelope addressed to the owner or reputed owner at his place of residence or reputed residence, or (2) by serving the same personally upon the owner or reputed owner and obtaining evidence of such service in the form of a receipt or other acknowledgment signed by such owner or reputed owner : PROVIDED, HOWEVER, That with respect to materials or supplies or equipment used in construction, alteration or repair of any single family residence or garage such notice must be given not later than ten days after the date of the first delivery of such materials or supplies or equipment. No materialmen's lien shall be enforced unless the provisions of this section have been complied with: PROVIDED, That in the event the notice required by this section is not given within the time specified by this section, any lien or claim of lien shall be enforceable only for materials and supplies or equipment delivered subsequent to such notice being given to the owner or reputed owner, and such lien or claim of lien shall be secondary to any lien or claim of lien

established where such notice was given within the time limits prescribed by this section.

NEW SECTION. Sec. 2. This 1977 amendatory act shall take effect January 1, 1978.

Passed the Senate March 16, 1977.

Passed the House May 16, 1977.

Approved by the Governor May 24, 1977.

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CHAPTER 58

[Senate Bill No. 2341]

SPECIAL HUNTING SEASONS—DRAWING FOR PERMITS

AN ACT Relating to the power and duties of the game commission; and amending section 77.12.150, chapter 36, Laws of 1955 as amended by section 1, chapter 102, Laws of 1975 1st ex. sess. and RCW 77.12.150.

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

Section 1. Section 77.12.150, chapter 36, Laws of 1955 as amended by section 1, chapter 102, Laws of 1975 1st ex. sess. and RCW 77.12.150 are each amended to read as follows:

The director, with the approval of the commission, may entirely close, or shorten any season for game animals, fur-bearing animals, game birds, or game fish within the respective game areas, and after a season has been closed or shortened, reopen it, and also fix daily, weekly, or season bag limits on game animals, fur-bearing animals, game birds, or game fish within any game area.

Whenever the director finds that game animals have increased in numbers in any locality of the state to such an extent that they are damaging public or private property, or over-grazing their range, the commission may establish a special hunting season, designate the area and the number and sex of the animals that may be killed by a licensed hunter therein, promulgate necessary rules and regulations, and determine by lot the number of hunters that may hunt within such area and the conditions and requirements incident thereto. The drawing shall take place at ~~((the city hall of the town nearest the area to be opened))~~ a time and place previously determined by the director. Notice of the establishing of such special hunting season and of the drawing shall be given in the manner provided for the publishing of orders opening or closing seasons.

The exercise of power herein granted to close or reopen regular or special seasons, or fix bag limits, shall be by a written order signed by the director promulgated in accordance with chapter 34.04 RCW.

Passed the Senate March 17, 1977.

Passed the House May 16, 1977.

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