

## CHAPTER 124.

(S. Sub. E. No. 212)

REQUIRING CERTAIN WEIGHTS TO BE INCLUDED IN  
WEIGHT OF CARS LOADED WITH LUMBER.

AN ACT requiring railroad companies and other common carriers to include in the weight of cars used for the shipment of lumber and other manufactured lumber products the weight of the standards, supports, strips, railings, chains and other appliances necessary to the safe carriage of such lumber and other manufactured lumber products, fixing the weight of such appliances and the manner of adjusting freight charges on such shipments, and providing penalties for its violation, and punitive damages.

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

SECTION 1. The standards, supports, stays, railings and other equipments, appliances and contrivances necessary to effectually and suitably equip and supply every and all flat cars, and cars belonging to any and every railroad company, or other person engaged in the business of carrying for hire in this State, and which may be furnished on which to load any lumber or other manufactured lumber products, shall constitute and be held and considered part and parcel of said cars, and the weight of same shall be added to the weight of the cars, and shall be deducted from the weight of the cargo of lumber or manufactured lumber products shipped, so that the freight charges shall be charged by the carriers only on the cargo carried.

SEC. 2. For the purpose of this act, the weight of such standards, supports, stays, railings, equipments, chains, appliances, contrivances, etc., provided for in the first section of this act, shall be, and the same is hereby fixed at 1000 pounds, and in estimating and adjusting the freight charges on all lumber and manufactured lumber products carried on cars by a railroad company or other common carrier in this State, 1000 pounds per car shall in each case be deducted by such railroad company or other common carrier from the net weight of the lumber and manufactured lumber products so carried upon such car, and freight shall be charged on the balance only.

1000 lbs. to  
be deducted.

SEC. 3. Any railroad company or other common carrier, <sup>Violation—</sup> and any officer, agent or employee of any railroad company, <sup>penalty.</sup> or other common carrier, and any and every person violating any of the provisions of this act, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than \$25, nor more than \$100, for each unlawful act, and the knowledge and acts of agents or persons employed by corporations in and about the matters covered by or referred to in the provisions of this act, shall be held to be the knowledge and acts of such corporations as well as of such agents and employees.

SEC. 4. If any freight charges are collected contrary to <sup>Suits to re-</sup> any of the provisions of this act by any common carrier <sup>cover charges</sup> operating in this State, they may be recovered from such common carrier in a suit at law by the person, firm or corporation from whom they were so collected, together with a sum equal to treble the amount thereof as punitive damages. <sup>paid.</sup>

Passed the Senate March 3, 1905.

Passed the House March 9, 1905.

Approved by the Governor March 9, 1905.

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## CHAPTER 125.

(S. B. No. 176)

### AMENDING ACT OF 1895 FOR INCORPORATION OF ASSOCIATIONS FOR SOCIAL, CHARITABLE AND EDUCATIONAL PURPOSES.

AN ACT to amend section 5 of an act entitled, "An act to provide for the incorporation of associations for social, charitable and educational purposes," approved March 21, 1895.

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

SECTION 1. That section 5 of the act approved March 21, 1895, entitled "An act to provide for the incorporation of associations for social, charitable and educational purposes," be and the same is hereby amended to read as follows: