

instituted and prosecuted before the superior court of the county in which the judgment was entered or any judge thereof, or before the superior court of any county to the sheriff of which an execution has been issued or in which a transcript of said judgment has been filed in the office of the clerk of said court or before any judge thereof.

Passed the House February 7, 1899.

Passed the Senate March 9, 1899.

Approved March 13, 1899.

CHAPTER XCIV.

[H. B. No. 227.]

EXTENDING RIGHT OF EMINENT DOMAIN TO ELECTRIC RAILWAY COMPANIES.

AN ACT extending the right of eminent domain to electric power and electric railroad companies, and declaring an emergency.

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

SECTION 1. The right of eminent domain is hereby extended to all corporations incorporated or that may hereafter be incorporated under the laws of this state or any state or territory of the United States and doing business in this state for the purpose of transmitting electric power by wire, cable or by any other means; or for operating railways or railroads by electric power: *Provided, however,* That said right of eminent domain shall not be exercised with respect to any residence or business structure or structures, public road or street.

SEC. 2. Every such corporation shall have the right to enter upon any land between the termini of the proposed lines for the purpose of examining, locating and surveying such lines, doing no unnecessary damage thereby.

SEC. 3. Every such corporation shall have the right, subject to the proviso contained in section 1 hereof, to appropriate real estate or other property for right-of-way or for any corporate purposes in the same manner and under the same procedure as now is or may hereafter be provided by law in the case of other corporations authorized by the laws of this state to exercise the right of eminent domain.

SEC. 4. Whereas, there is at present no law upon the subject of this act,

Passed the House February 16, 1899.

Passed the Senate March 9, 1899.

Approved March 13, 1899.

CHAPTER XCV.

[H. B. No. 413.]

CREATING THE COUNTY OF CHELAN.

AN ACT to create the county of Chelan, subject to the requirements of the state constitution and statutes in respect to the establishment of new counties.

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

Boundaries.

SECTION 1. All those portions of the counties of Kittitas and Okanogan described as follows, to-wit: Beginning at the point of intersection of the middle of the main channel of the Columbia river with the fifth standard parallel north, thence running west along said fifth standard parallel north to the point where said fifth standard parallel north intersects the summit of the main divide between the waters flowing northerly and easterly into the Wenatchee and Columbia rivers, and the waters flowing southerly and westerly into the Yakima river, thence in a general northwesterly direction along the summit of said main divide between the waters flowing northerly and easterly into the Wenat-