

right-of-way for pipe lines, for frontage on lakes or for other requirements of the hospital for the insane at Medical Lake.

Emergency. SEC. 3. The hospital for the insane at Medical Lake is uninhabited for want of water; therefore, an emergency exists, and this act shall be in force from and after its passage and approval by the governor.

Approved March 7, 1891.

CHAPTER CXV.

[S. B. No. 222.]

IN RELATION TO SUMMARY PROCEEDINGS TO OBTAIN POSSESSION OF REAL PROPERTY IN CERTAIN CASES.

AN ACT in relation to summary proceedings for obtaining possession of real property in certain cases, and declaring an emergency.

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

SECTION 1. That any person who shall, without the permission of the owner and without having any color of title thereto, enter upon the lands of another, and shall refuse to remove therefrom after three days' notice, shall be deemed guilty of unlawful detainer and may be removed from such lands.

Complaint. SEC. 2. The complaint in all cases under the provisions of the act shall be upon oath, and then [there] shall be embodied therein or amended thereto an abstract of the plaintiff's title, and the defendant shall, in his answer, state whether he makes any claim of title to the lands described in the complaint, and if he makes no claim to the legal title but does claim a right to the possession of such lands, he shall state upon what grounds he claims a right to such possession.

Answer.

SEC. 3. It shall not be necessary for the plaintiff, in proceedings under this act, to allege or prove that the said lands were, at any time, actually occupied prior to the de-

defendant's entry thereupon, but it shall be sufficient to allege that he is the legal owner and entitled to the immediate possession thereof: *Provided*, That if the defendant shall, by his answer, deny such ownership and shall state facts showing that he has a lawful claim to the possession thereof, the cause shall thereupon be entered for trial upon the docket of the court in all respects as if the action were brought under the provisions of chapter XLVI of the code of eighteen hundred and eighty-one.

Allegation of ownership sufficient.

SEC. 4. All persons in actual possession of any portion of the several subdivisions of any section of land, according to the government surveys thereof, may be made defendants in one action: *Provided*, That they may, in their discretion, make separate answers to the complaint, and if separate issues are joined thereupon, the same shall nevertheless be tried as one action, but the verdict, if tried by jury, shall find separately upon the issues so joined, and judgment shall be rendered according thereto.

Defendants.

Separate issues joined.

SEC. 5. There being no law now in force adequately providing for the removal of persons unlawfully entering upon the unoccupied lands of another, an emergency is declared to exist, and this act shall take effect from and after its approval by the governor.

Emergency.

Approved March 7, 1891.

CHAPTER CXVI.

[S. B. No. 206.]

TO AMEND AN ACT RELATING TO CORPORATIONS.

AN ACT to amend section 2421 of chapter CLXXXV of the Code of 1881, relating to corporations, as amended by an act approved February 3, 1886.

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

SECTION 1. That section 2421 of chapter CLXXXV of the code of 1881, relating to corporations, as amended by an act approved February 3, 1886, be amended to read as