

for hire or not, any game of faro, monte, roulette, rouge et noir, lansquenette, rondo, vingt-un (or twenty-one), poker, draw-poker, brag, bluff, thaw, tan, or any banking or other game played with cards, dice or any other device, or any slot machine, or other gambling device, whether the same be played or operated for money, checks, credits, or any other representative or thing of value, in any house, room, shop, or other building whatsoever, boat, booth, garden or other place, where persons resort for the purpose of playing, dealing or operating any such game, machine or device, shall be guilty of a felony, and upon conviction thereof shall be imprisoned in the penitentiary for the period of not less than one nor more than three years.

Penalty.

Passed the House February 16, 1903.

Passed the Senate March 4, 1903.

Approved by the Governor March 7, 1903.

CHAPTER 52.

[H. B. No. 26.]

AMENDING ACT RELATIVE TO MAINTAINING SLOT-MACHINES.

AN ACT amending section 1 of an act entitled "An act to prohibit the maintaining, conducting, operating, playing or using nickel-in-the-slot machines or other devices of like character, wherein there enters an element of chance," being Chapter CXLIX of the Session Laws of 1901, being section 1964 of Pierce's Washington Code.

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

SECTION 1. That section 1 of an act entitled "An act prohibiting the maintaining, conducting, operating, playing, or using nickel-in-the-slot machines or other devices of like character, wherein there enters an element of chance," being chapter CLXIX. [CXLIX.] of the session laws of 1901, be amended to read as follows: Section 1. Any person or persons who shall conduct, maintain, exhibit in a public place or operate either as owner or owners, proprietor or proprietors, lessee or lessees, employe or em-

ploves, agent or agents any nickel-in-the-slot machine or other device of like character, wherein there enters an element of chance, whether the same be played or operated for money, checks, credits, or any other representative of value, *or for any property or thing of value whatever*, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than ten dollars, nor ^{Penalty.} more than one hundred dollars, and in default of the payment of the fine imposed shall be imprisoned in the county jail one day for each two dollars thereof.

Passed the House February 6, 1903.

Passed the Senate March 4, 1903.

Approved by the Governor March 7, 1903.

CHAPTER 53.

[S. B. No. 159.]

AMENDING ACT RELATIVE TO IRRIGATION.

AN ACT to amend section 26 of an act entitled "An act providing for the use of water for the purpose of irrigation, and providing for the condemnation of the right-of-way for ditches and to carry water for such purposes," approved March 4, 1890.

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

SECTION 1. Section 26 of an act entitled "An act providing for the use of water for the purposes of irrigation, and providing for the condemnation of the right-of-way for ditches to carry water for such purposes," approved March 4, 1890, is hereby amended to read as follows: Section 26. Each county in this State shall be constituted an irrigation district, and for each of said districts a commissioner may be appointed by the county commissioners, whose salary, in each district, shall be fixed each year by the board of county commissioners in each county, which said commissioner shall hold his office from the first Monday in June of each year for a period of one year, and shall be paid out of the county funds in each county, monthly: *Provided*, That when twelve freeholders of any county, who are irrigating lands in said county from any of the natural