

CHAPTER 119.

[H. B. 134.]

FOR RELIEF OF HARRY LAWRENCE.

AN ACT for the relief of Harry Lawrence, Jefferson county, State of Washington, and making an appropriation therefor.

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

Appropriation \$1,085.

SECTION 1. That the sum of ten hundred and eighty-five dollars (\$1,085) be and is hereby appropriated out of the state treasury from any funds not otherwise appropriated, to pay Henry Lawrence for the value of improvements on the southwest quarter of the southwest quarter and lots 3, 4 and 5 of section 16, township 28, north, range 1 east, in the county of Jefferson, State of Washington, heretofore sold by the State of Washington to one H. B. McElroy under application No. 2683, the value of which was never refunded by the State of Washington to the said Henry Lawrence.

Passed by the House March 5, 1909.

Passed by the Senate March 9, 1909.

Approved March 13, 1909.

CHAPTER 120.

[H. B. 241.]

AMENDING ACT RELATING TO CITIES OF THE SECOND CLASS.

AN ACT to amend sections 3, 42, 43, and 47 of an act entitled, An act relating to cities of the second class and providing for the government of such cities, and repealing sections 24 to 91 inclusive, of an act entitled, An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency, approved March 27, 1890, and declaring an emergency, approved March 18, 1907, and declaring an emergency.

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

SECTION 1. That section 42 of and act entitled, An act relating to cities of the second class and providing for

the government of such cities, and repealing sections 24 to 91 inclusive, of an act entitled, An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency, approved March 27, 1890, and declaring an emergency, approved March 18, 1907, is hereby amended so as to read as follows: Sec. 42. Where any local assessment is made or to be made upon the "immediate payment plan" the city council may provide for the issuance of local improvement fund warrants against the local improvement district fund to be created. The local assessment roll in any improvement district may be made up and the assessment levied and equalized at any time after the contract for the improvement shall have been let and a bond given for its faithful performance and the making up of such assessment roll and the equalization thereof need not await the completion of the work. When the improvement shall be made on the basis of the "bond installment plan" the city council shall either in the original resolution of intention or in the ordinance creating the improvement district or subsequently designate the number of annual installments, not exceeding, however, ten annual installments, into which it is proposed to divide the assessment in such local improvement district, and in such case the assessment roll as prepared and as finally equalized shall contain appropriate columns for the division of the assessment against each parcel of land into such number of installments as may have been previously prescribed by the city council. Assessments made on the "immediate payment plan" shall begin to bear interest from such time as may be prescribed by the city council, such rate of interest to be eight per cent per annum prior to delinquency. Where the assessment is made on the "bond installment plan" each of the installments, including the first, shall bear interest before delinquency from and after the date of the equalization of the assessment roll at the same rate as the special fund bonds against the particular improvement district, provided that such rate of interest before delinquency shall not exceed eight per cent. per

[Am'd. § 42,
ch. 241, p.
650, L. '07.]

Local
improvement
warrants.

"Bond
installment
plan."

"Immediate
payment
plan."

Rates of
interest.

annum. All local assessments after delinquency, whether upon the "immediate payment plan" or the "bond installment plan," shall bear interest at the same rate as is now or may hereafter be provided by law in cases of delinquency of the general, county, and state taxes. Special improvement fund warrants or special improvement fund bonds may be issued when authorized by the council either before or after the equalization of the assessment roll. The local improvement fund warrants or bonds in any local improvement district shall be collected and paid in their numerical order. In making up the assessment roll and in levying and equalizing the assessment for any local improvement district, it shall be proper to include therein the estimated cost and expense of the necessary engineering and surveying for such improvement; also the cost of ascertaining the ownership of lots and lands included within the district; the cost of advertising and publishing as well as the interest accrued or to accrue upon special fund warrants or bonds in connection with such improvement.

[Am'd. § 43,
ch. 241, p.
650, L. '07.]

Bonds.

SEC. 2. That section 43 of said act is amended so as to read as follows: Sec. 43. Whenever any local improvement shall be made upon the basis of the "bond installment plan," the city council shall provide for the issuance of "installment local improvement bonds" to cover the entire amount of the assessment against abutting or contiguous property in such local improvement district. Said bonds shall be of such denominations, numbers and for such amounts and shall bear such a rate of interest per annum not exceeding eight per cent per annum, as the council may prescribe. The bonds herein provided for shall be signed by the mayor and city clerk and shall bear the seal of the city and each bond shall contain a coupon for each installment of interest maturing thereon, to be surrendered and cancelled by the holder when the same is paid. When sufficient funds have accumulated in any local improvement district fund referred to in this section, to take up or redeem any bond or coupon next entitled to redemption and then due, the city treas-

urer, who shall be custodian of all local improvement funds, shall publish a call for such coupon or bond, and from and after the date of such publication, interest on such coupon or bond shall cease. The city council shall have the power to pass any and all ordinances necessary to put this section into effect.

Payment
of bonds.

SEC. 3. That section 47 of said act is amended so as to read as follows: Sec. 47. Whenever any local improvement assessment, whether for street, sewer, drainage, filling or for any other purpose whatsoever, shall remain delinquent and unpaid for a period of sixty days after the date of delinquency, it shall be the duty of the city treasurer of such city to certify and transmit to the county treasurer of the county a list of all such delinquent local assessments, with a description of the parcel or parcels of land to which the same are chargeable and the amount, with interest, chargeable to each parcel, together with the number of the improvement district and such other information as the council by ordinance may direct. Upon receiving such list it shall be the duty of the county treasurer of the county to enter said delinquent local assessments against the respective parcels of land upon the current tax rolls of the county for the general county and state tax, in a separate column in said rolls to be provided and known as the "local improvement column." All such delinquent local assessments so certified, including assessments heretofore certified shall bear interest from the time of filing the list with the county treasurer at the rate of fifteen per cent per annum. It shall be the duty of the city treasurer of such city, as soon as this act takes effect, to certify to the county treasurer as herein provided, all delinquent local improvement assessments of said city which shall then have been delinquent for a period of sixty days or more. In certifying delinquent assessments to the county treasurer under this section the city treasurer shall compute and combine in one sum, against each parcel of land, the original assessment, accumulated interest and penalties, if any.

[Am'd. § 47,
ch. 241, p.
653, L. '07.]

Delinquent
assessments
filed with
county
treasurer.

Delinquent
assessments
extended on
tax rolls.

[Am'd. § 3,
ch. 241, p.
624, L. '07.]

Terms
of office.

SEC. 4. That section 3 of said act is hereby amended so as to read as follows: Sec. 3. The term of office of mayor in cities of the second class shall be for the period of two years and until his successor is elected and qualified. Members of the city council shall hold office for the term of two years: *Provided*, That whenever at the city election in any such city next ensuing after this act shall go into effect, more than six councilmen are to be elected, then only six of such councilmen shall hold office for the term of two years and the balance shall hold office for the term of one year, so that thereafter, as far as practicable, there shall be six members of the city council to elect at each ensuing city election. Whenever, at the election next ensuing after the passage of this act, more than six councilmen are to be elected in any such city, the members of the city council so elected shall after their election determine by lot among themselves, which shall serve for the long term and which shall serve for the short term.

Emergency.

SEC. 5. An emergency exists and this act shall take effect immediately.

Passed by the House February 18, 1909.

Passed by the Senate March 9, 1909.

Approved March 13, 1909.

CHAPTER 121.

[H. B. 207.]

PERMITTING CITIES OF THE SECOND CLASS TO FURNISH LIGHT.

AN ACT authorizing cities of the second class to provide for the lighting of the public streets and public places within such cities, and to install lighting fixtures, apparatus and appliances at the expense of the property benefited and to levy local assessments to pay for the cost of such installation, and declaring an emergency.

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

SECTION 1. In each city of the second class within this state, the city council thereof shall have power to