

(\$100,000.00) fully paid and a surplus of not less than twenty-five thousand dollars (\$25,000.00), nor shall such company make insurance in more than one of said classes unless it shall have additional capital of not less than fifty thousand dollars (\$50,000.00): *Provided, however,* that the requirement of a surplus as provided in this section shall only apply to domestic insurance companies organizing and commencing to transact the business of making insurance and that such companies may use such surplus in establishing the company in business without impairment of the company.

Mutual and fraternal companies exempt.

(8) The provisions of this section shall not apply to life or fire insurance companies operating on the mutual, or assessment or the fraternal plan.

Emergency.

SEC. 2. This act is necessary for the immediate preservation of the public peace, health and safety and shall take effect immediately.

Passed the Senate February 17, 1919.

Passed the House February 24, 1919.

Approved by the Governor February 27, 1919.

CHAPTER 48.

[S. B. 82.]

EMINENT DOMAIN FOR AERIAL TRANSPORTATION PURPOSES.

AN ACT relating to facilities for aerial transportation, authorizing cities and counties to acquire, maintain and operate lands and other property therefor, and declaring the same to be a county and city purpose and a public use.

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

Cities and counties vested with power.

SECTION 1. That all cities and counties are authorized and empowered by and through their appropriate corporate authorities to acquire, maintain and operate sites and other facilities for landings,

terminals, housing, repair and care of airplanes and seaplanes for the aerial transportation of persons, property or mail; and to acquire by purchase, condemnation or lease all lands and personal property necessary therefor; and the same is hereby declared to be a city and county purpose and a public use. Cities and counties are hereby empowered to acquire lands and other property for said purpose by the exercise of the power of eminent domain under the same procedure as is or shall be provided by law for the condemnation and appropriation of private property for any of their respective corporate uses.

Passed the Senate February 7, 1919.

Passed the House February 21, 1919.

Approved by the Governor February 28, 1919.

CHAPTER 49.

[S. B. 94.]

ROAD SUPERVISORS FOR COUNTIES.

AN ACT relating to the appointment and compensation of road supervisors, and amending section 5578 of Remington & Balinger's Annotated Codes and Statutes of Washington.

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

SECTION 1. That section 5578 of Rem. & Bal. Code be amended to read as follows:

Section 5578. The board of county commissioners may appoint from among the qualified electors in each county for such time as they may determine, with per diem compensation, to be fixed by the board, for time and labor actually performed, a sufficient number of road supervisors, to be determined by the board, who shall enter into bonds satisfactory to the commissioners: *Provided, however,* that in counties wherein any road district has a good roads association, the membership of which shall own not less

Appoint-
ment and
compensa-
tion.