

CHAPTER 95.

[S. B. 30.]

FORMATION AND ALTERATION OF SCHOOL DISTRICTS.

AN ACT relating to the formation and the alteration of boundaries of school districts, and amending certain Sections of Chapter 97 of the Laws of 1909.

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

Statute amended.

SECTION 1. That section 5 of Article I of (Sub) chapter 3 of Title III of chapter 97 of the Laws of 1909, pages 267-268, (section 4725 of Remington's Compiled Statutes; section 4917 of Pierce's 1919 Code) be amended to read as follows:

Hearing for formation of new district.

Section 5. At the hearing for the formation of a new school district, the county superintendent shall, in case the petition is granted, hear testimony offered by any person or school district interested therein, for the purpose of finding and determining the amount and value of all school property of whatever nature involved in the proposed action, the nature and amount and value of all bonded, warrant and other indebtedness of the original school district or districts out of whose territory such new district is formed, including all legal uncompleted obligations then existing, and in so doing shall consider the amount of such outstanding indebtedness incurred for current expenses, the amount incurred for permanent improvements, and the location of such improvements, and shall make an equitable adjustment of all property, debts and liabilities among the districts involved.

Adjustment of property, etc., among the districts.

Decision of County Superintendent.

Appeal therefrom.

He shall make a full record of all such findings and terms of adjustment and the decision of said county superintendent shall be final unless appealed from to the superior court of the county in which the district is situated, in the manner provided by law.

SEC. 2. That section 6 of Article I of (Sub) chapter 3 of Title III of chapter 97 of the Laws of 1909, page 268, (section 4726 of Remington's Compiled Statutes; section 4918 of Pierce's 1919 Code) be amended to read as follows:

Statute amended.

Section 6. When a new school district is formed in the manner provided by this article it shall be the duty of the county commissioners to provide by appropriate levies on the property of such new district, in the manner provided by law, for the payment of such indebtedness as may be imposed upon it by the decision of the county superintendent, or in case of appeal, by the superior court.

Levy of tax to pay indebtedness.

SEC. 3. That section 2 of Article II of (sub) chapter 3 of Title III of chapter 97 of the Laws of 1909, pages 268-269, (section 4728 of Remington's Compiled Statutes; section 4920 of Pierce's 1919 Code) be amended to read as follows:

Statute amended.

Section 2. At the hearing for the alteration of any school district the county superintendent shall, in case the petition is granted, hear testimony offered by any person or school district, for the purpose of finding and determining the value and amount of any school property of whatever nature involved in the proposed action, the nature and amount and value of all bonded, warrant and other indebtedness of each school district affected by the action, including all legal uncompleted obligations then existing, and in so doing shall consider the amount of such outstanding indebtedness incurred for current expenses, the amount incurred for permanent improvements and the location of such improvements, and shall make an equitable adjustment of all property, debts and liabilities among the districts involved.

Hearing for alteration of boundaries.

Adjustment of property and liabilities.

He shall make a full report of all such findings and terms of adjustment and the decision of said county superintendent shall be final unless appealed

Report of terms of adjustment.

Appeal.

from to the superior court of the county in which the district is situated, in the manner provided by law.

Statute amended.

SEC. 4. That section 3 of Article II of (Sub) chapter 3 of Title III of chapter 97 of the Laws of 1909, page 269, (section 4729 of Remington's Compiled Statutes; section 4921 of Pierce's 1919 Code) be amended to read as follows:

Levy to pay indebtedness.

Section 3. In case of the alteration of any school district, in the manner provided by this article, it shall be the duty of the board of county commissioners to provide by appropriate levies on the property of such district, in the manner provided by law, for the payment of such indebtedness as may be imposed upon it by the decision of the county superintendent, or in case of appeal, by the superior court.

Statute amended.

SEC. 5. That section 3 of Article III of (Sub) chapter 3 of Title III of chapter 97 of the Laws of 1909, page 270, (section 4732 of Remington's Compiled Statutes; section 4924 of Pierce's 1919 Code) be amended to read as follows:

Hearing as to adjustment of property and liabilities among the districts.

Section 3. At such hearing the county superintendent shall hear testimony offered by any person or school district interested therein pertaining to the value and amount of any school property, of whatever nature, including current funds and taxes, involved in the proposed action, the assessed value of all taxable property in said districts, the nature, amount and value of all bonded, warrant and other indebtedness of each school district affected by the action, including all legal uncompleted obligations then existing; and whenever the territory so added to the school district embracing such incorporated city, shall include a part only of the school districts from which such territory shall be taken, he shall consider the amount of outstanding indebtedness, of each of said school districts, incurred for current

expenses, the amount incurred for permanent improvements and the location of such improvements, for the purpose of making such equitable adjustment of all property, debts and liabilities among the districts involved. He shall make a full report of his findings and terms of adjustment, and the decision of said county superintendent shall be final unless appealed from to the superior court of the county in which the district is situated, in the manner provided by law.

Appeal to
superior
court.

Passed the Senate January 12, 1927.

Passed the House January 26, 1927.

Approved by the Governor February 8, 1927.

CHAPTER 96.

[S. B. 34.]

DEPOSITIONS.

AN ACT relating to the taking of depositions and amending Section 410 of the Code of Washington Territory of 1881.

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

SECTION 1. That section 410 of the Code of Washington Territory of 1881 (section 1232 of Remington's Compiled Statutes; section 7728 of Pierce's 1919 Code), be amended to read as follows:

§ 410, Code
of 1881;
§ 1232, Rem.
Stats.;
§ 7728,
Pierce's 1919
Code.

Section 410. Either party may commence taking testimony by depositions at any time after the court has acquired jurisdiction over the action, suit or proceeding, and the persons of the parties thereto against whom the depositions are to be introduced.

Time for
taking testi-
mony by
depositions.

Passed the Senate January 12, 1927.

Passed the House January 31, 1927.

Approved by the Governor February 8, 1927.