

rights-of-way, and the same approved by said state board of control; and upon the board of control certifying to the governor that the provisions of this section have been complied with, the governor shall execute deeds for said rights-of-way as provided in section 1 of this act, conveying an easement for right-of-way purposes for such length of time as the same shall be used for such purposes.

Emergency.

SEC. 3. An emergency exists and this act shall take effect immediately.

Passed the House February 9, 1911.

Passed the Senate February 25, 1911.

Approved by the Governor March 1, 1911.

CHAPTER 28.

[H. B. 123.]

CREATING AND ORGANIZING PEND OREILLE COUNTY.

AN ACT relating to the creation and organization of the county of Pend Oreille, subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties.

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

SECTION 1. All that portion of Stevens county bounded and described as follows, to-wit:

Boundaries.

Beginning at the southeast corner of section 36 in township 30 north, range 42 east of the Willamette meridian, which is a point on the boundary line between Stevens and Spokane counties; thence running north, along the east line of said township 30 north, range 42 east of the Willamette meridian, to the northeast corner of section 1, in said township 30; thence west to the southwest corner of section 34 in township 31, north, range 42 east of Willamette meridian; thence north, along the west line of sections 34, 27 and 22 of said township 31, north, range 42 E. W. M.; thence north on a line from said northwest corner of section 22 in said township 31 to a point on the north line of said

township 31, midway between the northeast corner and the northwest corner of said township 31, which line will be the west line of sections 15, 10 and 3 of said township 31, when the same are surveyed; thence to the center point on the south line of township 32, north range 42, east of Willamette meridian; thence north on the north and south center line of said township 32, which line will be the west line of sections 34, 27, 22, 15, 10 and 3 of said township 32 when the same shall be surveyed, to the north line of said township 32; thence to the center point on the south line of township 33, north, range 42 east of Willamette meridian; thence north, on the north and south center line of township 33, north of range 42, east of Willamette meridian, which line will be the west line of sections 34, 27, 22, 15, 10 and 3 of said township 33, when the same shall be surveyed, to the north line of said township 33; thence to the center point on the south line of township 34 north range 42 east of Willamette meridian; thence north on the north and south center line of said township 34, which line will be the west line of sections 34, 27, 22, 15, 10 and 3 of said township 34 when the same shall be surveyed, to the north line of said township; thence to the center point on the south line of township 35 north, range 42 east of Willamette meridian; thence north, on the north and south center line of township 35 north, range 42 east Willamette meridian, which line will be the west line of sections 34, 27, 22, 15, 10 and 3 of said township 35 when the same shall be surveyed to the north line of said township 35; thence to the southwest corner of section 34 in township 36 north, range 42 east of Willamette meridian; thence north, along the west line of sections 34, 27, 22, 15, 10 and 3 to the northwest corner of section 3 of said township 36; thence west along the south line of township 37 north, range 42, and township 37 north, range 41, east of the Willamette meridian, to the center point on the south line of said township 37 north, range 41 east of the Willamette meridian, which point will be the southwest corner of section 34 in said township 37 north, range 41 east of the

Boundary
lines.

Boundary
lines
Pend Oreille
county.

Willamette meridian, when the same shall be surveyed; thence north along the north and south center line of said township 37 north, range 41 east of the Willamette meridian, which line will be the west line of sections 34, 27, 22, 15, 10 and 3 of said township when the same shall be surveyed, to the north line of said township 37; thence east, along the south line of township 38 north, range 41 east of the Willamette meridian, to the southeast corner of said township 38 north, range 41 east of the Willamette meridian; thence to the southwest corner of section 31 in township 38 north, range 42 east of Willamette meridian; thence north, along the west line of said township 38, to the northwest corner of said township 38; thence east along the north line of said township 38, to the center point on the south line of township 39, north range 42 east of Willamette meridian, which point will be the southwest corner of section 34 of said township 39 when the same shall be surveyed; thence north along the north and south center line of said township 39, which line will be the west line of sections 34, 27, 22, 15, 10 and 3 of said township 39, when the same shall be surveyed, to the north line of said township 39; thence east along the south line of township 40, north, range 42, east of Willamette meridian to the southeast corner of said township 40; thence north, along the east line of said township 40, to the international boundary line; thence east along said international boundary line, to the intersection of the state line between the states of Washington and Idaho with said international boundary line; thence south along said state line, to the southeast corner of section 31, township 30 north, range 46 east of Willamette meridian, being a point on the boundary line between the counties of Stevens and Spokane in said State of Washington; thence west along said boundary line between said counties of Stevens and Spokane, to said southeast corner of section 36, township 30 north, range 42 east of Willamette meridian, the place of beginning, is hereby detached from Stevens county and created into a new county, to be known and designated as Pend Oreille county,

by which name it shall have corporate succession and possess corporate powers, and be subject to the corporate liabilities conferred by law upon counties of the State of Washington.

SEC. 2. Pend Oreille county shall be liable for and shall pay to Stevens county its proportion of the indebtedness of Stevens county, existing at the time of the adoption of this act, and be entitled to its proportion of or allowance for its proportion of the value of the property owned by Stevens county at that time. Upon the organization of Pend Oreille county and the appointment and induction into office of its auditor, such auditor shall give notice to the auditor of Stevens county that at some certain date not less than ten (10) days after the giving of such notice, he will meet with the auditor of Stevens county at the county seat of Stevens county, to settle the accounts between the two counties. In the accounting between the auditors, Pend Oreille county shall be held liable for a proportion of the indebtedness of Stevens county, based upon the proportion which the assessed valuation of the property lying within Pend Oreille county bears to the assessed valuation of the property lying within the whole of Stevens county prior to the creation of Pend Oreille county, as determined by the assessment rolls for the year 1910: *Provided, however,* That neither county shall be charged with any part of any debt or liability incurred in the purchase of any county property or in the purchase or construction of any county buildings or in the construction of roads or bridges which shall be and remain after the division is made, within the limits of the other county.

In the event of disagreement between the auditors of the two counties, or in the event of the failure or refusal of either of the auditors to act, an action may be brought by either county in the superior court of the State of Washington for Spokane county to determine the account; such action to be governed by the rules of law affecting other civil actions.

Liabie for
proportion
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edness.

Proportion
by assessed
valuation.

Action may
be brought.

Stevens
county
pay taxes
collected.

SEC. 3. The taxes levied before the creation of Pend Oreille county shall be collected by the officers of Stevens county, but Pend Oreille county shall be entitled to receive and Stevens county will pay to Pend Oreille county, the amount of real property taxes theretofore imposed and not collected upon the real property falling within the boundaries of Pend Oreille county. Stevens county shall have and retain all the personal property taxes on the tax rolls, without regard to which county such property may be in after division, as compensation for the cost of collection of all the taxes.

County seat.

SEC. 4. The location of the county seat of Pend Oreille county shall be determined by the electors of such county at the general election of 1912. Any city or town within Pend Oreille may become a contestant for the county seat of such county, that shall have filed or caused to be filed with the county auditor of such county, not less than thirty (30) days prior to the time when he is required by law to have prepared the ballots for the general election, a petition, signed by not less than one hundred (100) electors of said county, praying that the name of such town or city be placed upon the ballot and voted for as the location for the county seat, at such election. The county auditor, in preparing the ballots, shall place thereon, under some appropriate head, in alphabetical order, the names of the cities or town[s] that shall have filed such petitions, with a square opposite each name, in which the electors shall indicate by a cross made therein, their choice for the county seat, and the city or town receiving a majority of the votes cast at such election, shall be and remain the county seat of Pend Oreille county, until removed, as provided by law. Until the location of the county seat is determined, as herein provided, the seat of county government shall be at Newport, from which place the business of the county shall be carried on until the location of the county seat.

Voting.

19th class.

SEC. 5. Until otherwise classified said county of Pend Oreille is hereby designated as belonging to the nineteenth class.

SEC. 6. The governor shall immediately upon the taking effect of this act, appoint three residents of the proposed county of Pend Oreille, who shall be and constitute the first board of county commissioners of the said county of Pend Oreille and they shall hold office until the second Monday in January, 1913, and until their successors are elected and qualified, and shall meet at the county seat of said Pend Oreille county within ten days after this act shall take effect, and shall qualify as such county commissioners by filing their oath of office with the judge of the superior court, who shall approve their bonds in the manner provided by law.

Governor
appoint com-
missioners.

SEC. 7. Such commissioners shall divide their county into precincts, townships, and districts, as provided by the laws then existing, making only such changes as are rendered necessary by the altered condition of the boundaries occasioned by the segregation from the original county.

Commis-
sioners'
duties.

SEC. 8. In all townships, precincts, school and road districts which retain their own boundaries the present officers thereof shall retain their respective offices in and for such new county until their respective term of office shall expire, or until their successors are elected and qualified, and shall give bonds to Pend Oreille county in the same amount and in the same manner as had previously been given to the original county.

Present
officers
retained.

SEC. 9. Except as provided in the preceding section such commissioners shall be authorized and required to appoint all of the county officers of the county organized under the provisions of this act and of which they are commissioners, and the officers so appointed shall commence to hold their office immediately upon their appointment and qualification according to law, and shall hold their offices until the second Monday in January, 1913, or until their successors are elected and qualified.

Appoint
county
officers.

SEC. 10. Until otherwise provided by law, said county shall be and is hereby attached to the district composed of Stevens county for judicial purposes.

Judicial
disposition.

Commis-
sioners dis-
tricts.

SEC. 11. The board of county commissioners at a regular meeting held within one year from the time they shall qualify as commissioners of the county of Pend Oreille, by an order duly entered in the minutes of their proceedings, shall divide Pend Oreille county into three commissioners districts in the manner provided by law, and shall designate the boundaries thereof, and at the next general election in said county there shall be elected three commissioners, one for each of said districts; the commissioner from district number one to be elected for four years, and the commissioners for districts number two and three for two years.

Senatorial
district.

SEC. 12. For the purpose of representation in the legislature until otherwise provided by law, the county of Pend Oreille shall be included in the second senatorial district, and shall constitute the sixtieth representative district; and shall be entitled to one representative.

Officers
until or-
ganized.

SEC. 13. Until the county of Pend Oreille is organized by the appointment and qualification of its officers, the jurisdiction of the present officers of Stevens county shall remain in full force and effect in those portions of the territory constituting the said county of Pend Oreille.

Pertaining
to records.

SEC. 14. Within such time as they shall be transcribed after this act shall have become effective, the county auditor of Stevens county shall certify from the records of said county all records and all papers and documents on file in anywise affecting the title of any estate or property, real or personal, situated within the county of Pend Oreille, and the county commissioners of Pend Oreille county, shall provide at the expense of the county, proper and suitable record books, to which the said records shall be transcribed, and shall transcribe said records as hereinafter provided, in legible writing, and said record books and papers shall be delivered to the auditor of Pend Oreille county, and said records and documents so transcribed shall be accepted and received as evidence in all courts and places as if the same had originally been recorded or filed in the office of the auditor of Pend Oreille county.

SEC. 15. All actions and proceedings which shall be pending in the superior court of Stevens county at the time of taking effect of this act, affecting the title or possession of real estate in Pend Oreille county, or in which all the parties are residents of Pend Oreille county, shall be transferred to the superior court of Pend Oreille county, and all further proceedings had therein shall be in Pend Oreille county, the same as if originally commenced in that county. All other proceedings civil or criminal now pending in the superior court of Stevens county shall be prosecuted to the termination thereof in said county and court.

Pending
actions.

SEC. 16. All pleadings, process, documents and files in the office of the county clerk of Stevens county affecting pending suits and proceedings shall be transferred as provided in the preceding section, and all records therein transcribed as hereinafter provided, and certified by the county clerk of Stevens county, and transmitted to the county clerk of Pend Oreille county after said clerk shall have entered upon the duties of said office.

Records
certified.

SEC. 17. All records, documents, and papers of record, on file in the office of the county clerk, county auditor and all other officers of Stevens county, in anywise affecting the title or possession of real estate or other property in Pend Oreille county and required to be transcribed shall be transcribed and transmitted to the county clerk, county auditor, or other officer of Pend Oreille county by such person or persons as may be employed by the county of Pend Oreille for such purpose under the certificate of the county clerk, county auditor, and other officers of Stevens county, and the said record and documents when so transcribed and transferred shall be received as evidence in all courts and places as originally recorded and filed in the county of Pend Oreille.

Affecting
title.

Records as
evidence.

SEC. 18. All records of Stevens county required by this act to be transcribed shall be transcribed by a person to be employed by the county commissioners of Pend Oreille county, as follows, to wit: Said transcribing shall be done

Transcribing. by a person or persons under contract, who shall receive said contract after bids for said work shall have been advertised and the contract given to the best bidder, all records so transcribed shall be certified by the officer of the respective offices from which said records shall be transcribed, under the seal of his office, in the manner following, to wit: Each book of transcribed records shall be certified to be a correct transcript of the records of Stevens county, contained therein, and each officer so certifying shall finally certify to the completeness of all records as transcribed from his office. All expense incurred by the county of Stevens in comparing and certifying the records required to be transcribed under the provisions of this act shall be borne by the county of Pend Oreille. All original volumes of all records of the assessment rolls of Stevens county which include only property in the territory comprising the new county of Pend Oreille shall be transmitted to the county of Pend Oreille.

Expense.

Passed the House February 10, 1911.

Passed the Senate February 20, 1911.

Approved by the Governor March 1, 1911.

CHAPTER 29.

[H. B. 155.]

RELATING TO CRIMINAL ACTIONS AGAINST CORPORATIONS.

AN ACT relating to procedure in criminal actions against corporations.

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

SECTION 1. Whenever an indictment or information shall be filed in any superior court against a corporation charging it with the commission of a crime, a summons shall be issued by the clerk of such court, signed by one of the judges thereof, commanding the sheriff forthwith to notify the accused thereof, and commanding it to appear before

Corporation
charged
with crime.