

Proceedings to
condemn land.

follows: Corporations for manufacturing, mining, milling, wharfing and docking, mechanical, banking, mercantile, improvement and building purposes, or for the building, equipping and managing water flumes for the transportation of wood and lumber, or for the purpose of building, equipping and running railroads, or constructing canals, or engaging in any other species of trade or business, may be formed according to the provisions of this chapter; such corporations and the members thereof being subject to all the conditions and liabilities herein imposed, and to none others: *Provided*, That no such corporation shall commence business or institute proceedings to condemn land for corporate purposes until the whole amount of its capital stock has been subscribed: *And provided further*, That the provisions of the foregoing proviso shall not apply to corporations engaged exclusively in loaning money on real estate.

Approved March 7, 1891.

CHAPTER CXVII.

[H. B. No. 227.]

TO AMEND AN ACT TO PROVIDE FOR PROSECUTIONS BY INFORMATION.

AN ACT to amend section one of an act entitled "An act to provide for prosecuting public offenses on information," approved January 29, 1890.

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

SECTION 1. That section one of an act entitled "An act to provide for prosecuting public offenses on information," be and the same is hereby amended to read as follows: "All public offenses may be prosecuted in the superior courts by information in the following cases: 1. Whenever any person is in custody or on bail on charge of felony or misdemeanor, and the court is in session and the grand jury is not in session or has been discharged. 2. Whenever

an indictment presented by a grand jury has been quashed, and the grand jury returning the same is not in session or has been discharged. 3. When a cause has been appealed to the supreme court and reversed on account of any defect in the indictment. 4. Whenever a public offense has been committed, and the party charged with the offense is not already under indictment therefor, and the court is in session and the grand jury is not in session or has been discharged. 5. Whenever the court is in session, or not in session, and any person has been committed by any committing magistrate for any felony or misdemeanor not within the exclusive jurisdiction of a justice's peace court.

Approved March 7, 1891.

CHAPTER CXVIII.

[H. B. No. 306.]

TO APPROPRIATE MONEY FOR ARTESIAN WELLS.

"AN ACT to appropriate money for the prosecution of the artesian well authorized and commenced under an act passed by the legislature of the Territory of Washington," and approved on the 2d day of February, A. D. 1888.

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

SECTION 1. The sum of twenty-five hundred dollars (\$2,500) is hereby appropriated out of any moneys in the treasury of the State of Washington not otherwise appropriated, for the further prosecution of the artesian well heretofore authorized and commenced under and by virtue of an act passed by the legislature of the Territory of Washington, and approved on the 2d day of February, A. D. 1888, and entitled "An act appropriating one thousand dollars for the purpose of sinking an artesian well in Yakima county, upon condition that the county commissioners of said county appropriate a like sum, and providing for the disbursement thereof."

SEC. 2. The auditor of the State of Washington shall