

diers' home, school for defective youth, and penitentiary in any one year, the trustees, managers, directors, superintendents or commissioners of said institutions may, on written advice and consent of the governor, state auditor, secretary of state, treasurer and attorney general, incur such liability for maintenance only, as circumstances may require.

SEC. 5. An act entitled "An act to prevent the making of deficiencies in the public institutions and departments in the State of Washington, and providing for an emergency board," approved March 8, 1893, is hereby repealed.

SEC. 6. An emergency exists for the immediate operation of this act: therefore, this act shall take effect and be in force from and after its passage and approval by the governor.

Passed the senate February 26, 1895.

Passed the house March 2, 1895.

Approved March 7, 1895.

CHAPTER XXXVI.

[H. B. No. 25.]

RELATING TO VERDICTS IN CIVIL CASES.

AN ACT providing for the finding and return of verdicts in civil cases by ten or more jurors.

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

SECTION 1. That in all trials by juries of twelve in the superior court, except criminal trials, when ten of the jurors agree upon a verdict, the verdict so agreed upon shall be signed by the foreman, and the verdict shall stand as the verdict of the whole jury, and have all the force and effect of a verdict agreed to by twelve jurors.

SEC. 2. That when the verdict is returned into court either party may poll the jury, and if ten of the jurors answer that it is the verdict said verdict shall stand. In

case ten of the jurors do not answer in the affirmative the jury shall be returned to the jury room for further deliberation.

SEC. 3. All acts and parts of acts in conflict with this act are hereby repealed.

Passed the house February 7, 1895.

Passed the senate March 6, 1895.

Approved March 8, 1895.

CHAPTER XXXVII.

[H. B. No. 57.]

AMENDMENT TO THE CONSTITUTION.

AN ACT to provide for voting on a constitutional amendment at the general election to be held in November, 1896, relative to the qualifications of electors.

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

Qualification
of voters.

SECTION 1. That at the general election to be held in November, 1896, there shall be submitted to the qualified electors of the State of Washington the following amendment to section 1, article 6 of the constitution of the State of Washington:

Section 1. All male persons of the age of twenty-one years or over, possessing the following qualifications, shall be entitled to vote at all elections: They shall be citizens of the United States; they shall have lived in the state one year, and in the county ninety days, and in the city, town, ward or precinct thirty days immediately preceding the election at which they offer to vote; they shall be able to read and speak the English language: *Provided*, That Indians not taxed shall never be allowed the elective franchise: *And further provided*, That this amendment shall not effect [affect] the right of franchise of any person who is now a qualified elector of this state. The legislature shall enact laws defining the manner of ascertaining the qualifications of voters as to their ability to read and speak