

than seventy-five dollars, nor more than five hundred dollars: *Provided*, That nothing in this section shall be so construed as to prevent any such person from discharging ballast from such vessel on the beach at or above ordinary high tide in all waters where the tide ebbs and flows, and that no ballast shall be discharged on any of the flats included within the boundary of any city or townsite or extension thereof: *And provided further*, That in harbors within or in front of any incorporated city, where the waters are less than twenty fathoms deep, a section of said harbor may be set aside and designated by the city council of said city as a ballast ground, where ballast may be discharged under control of a harbor master to be appointed by the council.

SEC. 2. An emergency exists, and this act shall take effect immediately.

Passed the Senate February 11, 1897.

Passed the House February 13, 1897.

Approved by the Governor February 23, 1897.

CHAPTER XIX.

[S. B. No. 6.]

DEFINING THE CRIME OF RAPE.

AN ACT amending section 28 of the Penal Code of the State of Washington, relating to the crime of rape.

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

SECTION 1. That section 28 of the Penal Code of the State of Washington, relating to the crime of rape, be amended to read as follows: Sec. 28. A person shall be deemed guilty of rape who—

1. Shall, by force and against her will, ravish and carnally know any female of the age of eighteen years or more;

2. Shall, by deceit, deception, imposition or fraud induce a female to submit to sexual intercourse;

Age of consent, eighteen years.

3. Shall carnally know any female child under the age of eighteen years.

SEC. 2. Any person convicted of the crime of rape, as defined by section one of this act, shall be punished by imprisonment in the penitentiary for life or any term of years.

Passed the Senate January 28, 1897.

Passed the House February 18, 1897.

Approved by the Governor February 24, 1897.

CHAPTER XX.

[S. B. No. 131.]

RELIEF OF THE MEMBERS OF THE ELECTORAL COLLEGE.

AN ACT for the relief of the members of the electoral college.

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

SECTION 1. That the following sums of money are hereby appropriated out of any funds of the state not otherwise appropriated, for the purpose of paying the mileage and per diem of Nathan T. Caton, Isaac N. Maxwell, John B. Hart and DeWitt C. Newman, members of the electoral college, in meeting at Olympia to cast the vote of the State of Washington for president and vice president of the United States as follows: Nathan T. Caton the sum of one hundred and nine dollars (\$109), Isaac N. Maxwell the sum of sixty-four dollars and forty cents (\$64.40), John B. Hart the sum of twenty-nine dollars and forty cents (\$29.40), and DeWitt C. Newman the sum of one hundred and seventeen dollars and forty cents (\$117.40).

SEC. 2. The state auditor is hereby directed to draw warrants on the general fund in favor of the parties named