

propriated, the sum of five hundred twenty-five and eight hundredths (\$525.08) dollars for the relief of the Chicago, Milwaukee and Puget Sound Railway Company (formerly called Chicago, Milwaukee and St. Paul Railway Company of Washington) for money paid the State of Washington for rights-of-way across lands of said state, which rights-of-way were surrendered and rights-of-way upon new locations were purchased from the state; and the State Auditor is authorized to draw a warrant on the State Treasurer for said amount and said State Treasurer shall pay the same out of any money in the state treasury not otherwise appropriated: *Provided*, That before said warrant is drawn, said railway company shall execute and deliver to the Commissioner of Public Lands such release or reconveyance of the said surrendered rights-of-way as said Commissioner of Public Lands shall deem proper.

Appropriation \$525.08.

Payment.

Passed by the Senate February 16, 1909.

Passed by the House March 10, 1909.

Approved March 13, 1909.

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## CHAPTER 128.

[S. B. 193.]

### PERMITTING CITIES TO CREATE ACCIDENT FUNDS.

AN ACT authorizing cities of the second, third and fourth classes to create an accident fund from which to pay judgments for personal injuries, and declaring an emergency.

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

SECTION 1. Any city of the second, third or fourth class in the State of Washington is hereby authorized to create a fund to be known as the accident fund.

Accident fund.

SEC. 2. When a judgment obtained against any such city on account of personal injuries suffered by any person has been duly certified to the clerk of said city, as now provided by law, the clerk shall draw warrants upon the accident fund for the full amount of said judgment, interest and costs as shown by said transcript of judgment.

Judgments paid from.

**Tax.** SEC. 3. At the first meeting of the city council after the drawing of said warrants the city council of said city shall estimate the amount necessary to pay said warrants, with accrued interest thereon, and shall levy a special tax sufficient to pay said amount, not exceeding three mills on the dollar. If a levy of three mills is not sufficient to pay said warrants and interest thereon, then an additional levy not exceeding three mills shall be made from year to year until said warrants and interest are fully paid.

**Surplus.** SEC. 4. After the payment of said warrants and interest in full, if any money remains in said accident fund, the same shall be paid into the current expense fund of said city: *Provided*, That no other judgment for personal injuries is then due and remaining unpaid against such city, in which event the remaining money in said fund shall be applied to the payment of such judgment.

**Denomination of warrants.** SEC. 5. The warrants provided for herein shall be issued in denominations not less than one hundred dollars nor more than five hundred dollars; shall be signed by the mayor of said city and attested by the clerk, shall draw interest at the rate of six per cent. per annum, shall be numbered consecutively and shall be paid in the order of their issue.

**Manner of collecting tax.** SEC. 6. The special tax herein provided for shall be assessed and collected in the manner provided by law for the collection of general taxes in such city.

**Emergency.** SEC. 7. Whereas, an emergency exists, this act shall take effect immediately.

Passed by the Senate March 2, 1909.

Passed by the House March 10, 1909.

Approved March 13, 1909.