

## CHAPTER 123.

[S. S. B. 312.]

## RECOVERY OF DAMAGES FOR WRONGFUL DEATH.

AN ACT granting a right to recover damages for the death of a person caused by the wrongful act, neglect or default of another, and repealing section 183 of Remington & Ballinger's Annotated Codes and Statutes of Washington.

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

SECTION 1. When the death of a person is caused by the wrongful act, neglect or default of another his personal representative may maintain an action for damages against the person causing the death; and although the death shall have been caused under such circumstances as amount, in law, to a felony.

Right of  
action for  
wrongful  
death.

SEC. 2. Every such action shall be for the benefit of the wife, husband, child or children of the person whose death shall have been so caused. If there be no wife or husband or child or children, such action may be maintained for the benefit of the parents, sisters or minor brothers, who may be dependent upon the deceased person for support, and who are resident within the United States at the time of his death. In every such action the jury may give such damages as, under all circumstances of the case, may to them seem just.

Beneficiaries.

SEC. 3. Words in this act denoting the singular shall be understood as belonging to a plurality of persons or things. The masculine shall apply also to the feminine, and the word person shall also apply to bodies politic and corporate.

Application  
of terms.

SEC. 4. Section 183 of Remington & Ballinger's Annotated Codes and Statutes of Washington shall be and is hereby repealed: *Provided, however,* That the grant, terms and conditions of said section 183 shall apply to all suits now pending, and all causes of action thereunder for wrongful death accruing within three years immediately prior to the taking effect of this act.

Repealing  
clause.

Reservation  
from repeal.

SEC. 5. This act shall not repeal or supersede chapter 74 of the Laws of 1911 and acts amendatory thereof, or any part thereof.

Passed the Senate February 27, 1917.

Passed the House March 7, 1917.

Approved by the Governor March 14, 1917.

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## CHAPTER 124.

[H. B. 299.]

### POWERS OF THIRD CLASS CITIES AS TO PUBLIC UTILITIES.

AN ACT relating to powers of city councils of cities of the third class, and amending section 16 of chapter 184, Session Laws of 1915 of the State of Washington.

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

SECTION 1. That section 16 of chapter 184, Session Laws of 1915 of the State of Washington be amended to read as follows:

Power to  
acquire and  
operate pub-  
lic utilities.

Section 16. The city council of such city shall have power to contract for supplying the city with water, light, power and heat for municipal purposes; to acquire, construct, repair and manage within or without such city, pumps, aqueducts, reservoirs, plants or other works necessary or proper for irrigation purposes or for supplying water, light, power or heat or any by-product thereof for the use of such city or the inhabitants thereof or any other person within such city, and to dispose of any excess of any such supply to any person within or without such city: *Provided*, That when such works or systems are owned by any city after being placed in operation no taxes shall be imposed for maintenance or operation, but such charges shall be paid from the earnings of such works or systems. Maintenance and operation herein mentioned shall include all necessary repairs, replacements, interest on any debts incurred in acquiring,

Earnings  
to pay  
maintenance  
charges.