

Repealing  
clause.

SEC. 13. That sections 8389 and 8406 of Rem. & Bal. Code are hereby repealed: *Provided*, that those who were shown to be entitled to licenses as applicants of June 1909 under the supreme court decision *In re Christensen* reported in 59 Washington, be issued license to practice.

Passed the House February 17, 1919.

Passed the Senate March 10, 1919.

Approved by the Governor March 15, 1919.

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## CHAPTER 135.

[S. B. 19.]

### AMENDMENT OF METROPOLITAN PARK DISTRICTS ACT.

AN ACT relating to Metropolitan Park Districts and amending Sections 5838 and 5848 of Remington & Ballinger's Annotated Codes and Statutes of Washington.

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

SECTION 1. That section 5838 of said Remington & Ballinger's Code be so amended as to read as follows:

Board of  
park com-  
missioners.

Section 5838. When the said Metropolitan Park District shall be created as hereinbefore provided for, it shall at once be and become a separate and distinct corporation, the officers of which shall be a board of park commissioners consisting of five members, and said board of park commissioners shall annually elect one of their number as president and another of their number as clerk of said board. Such corporation is hereby given the right of eminent domain, and may purchase, acquire and condemn lands lying within or without the boundaries of said park district, for public parks, parkways, boulevards, aviation landings and playgrounds, and may condemn such lands to widen,

Power to  
purchase and  
condemn  
lands.

alter and extend streets, avenues, boulevards, parkways, aviation landings and playgrounds, to enlarge and extend existing parks, and to acquire lands for the establishment of new parks, boulevards, parkways, aviation landings and playgrounds. Said park commissioners shall have authority to pass orders, providing for all condemnations which they may desire to institute for the purpose of this act, and to bring actions in the proper courts for the condemnation of lands, to employ counsel, and to regulate, manage and control the parks, parkways, boulevards, streets, avenues, aviation landings and playgrounds under its control, and to provide for park policemen, for a secretary of the board of park commissioners and for all necessary employees, and to fix their salaries and duties: *Provided, however,* that all employees of such metropolitan park district, except the attorney for such park district, shall be under civil service, and the said park commissioners shall constitute a civil service board to pass upon the qualifications of applicants for positions. Said board of park commissioners, as such civil service commission, shall adopt rules for the employment of necessary employees, shall provide for examinations at such times and upon such subjects as they may deem necessary, and the employment of such park employees shall be wholly upon the merit system. No park employee shall be discharged except for incompetency, inability to perform duties, offensive partisanship or such other reasons as may be deemed sufficient by such board, and then only after a full and fair hearing upon written charges filed with such board: *Provided, however,* that when the necessity for further continuing any park employee shall cease, such park commissioners shall have power to discharge such employee. It being the true intent and meaning of this act to place the sole

Employees.

acquisition, management, improvement and control of all parks, boulevards and parkways belonging to, or under the control of, said city, whether within or without the limits of said city, in such board of park commissioners, and to create a metropolitan park district pursuant to this act, in which said district said sole acquisition, management, improvement and control, shall immediately vest: *Provided, however,* that all such parks, boulevards, parkways aviation landings and playgrounds shall be subject to the police regulations of any city within which they may lie.

SEC. 2. That section 5848 of said Remington & Ballinger's Code be so amended as to read as follows:

Section 5848. Said park commissioners shall have power to improve, acquire, extend and maintain, open and lay out, parks, parkways, boulevards, avenues, aviation landings and playgrounds, within or without said park district, and to authorize, conduct and manage the letting of boats, or other amusement apparatus, the operation of bath houses, the purchase and sale of foodstuffs or other merchandise, the giving of vocal or instrumental concerts or other entertainments, the establishment and maintenance of aviation landings and playgrounds, and generally the management and conduct of such forms of recreation or business as they shall judge desirable or beneficial for the public, or for the production of revenue for expenditure for park purposes; and may pay out moneys for the maintenance and improvement of any such parks, parkways, boulevards, avenues, aviation landings and playgrounds as now exists, or may hereafter be acquired, within or without the limits of said city, and for the purchase of lands within or without the limits of said city, whenever they shall deem such

Powers of  
board  
enumerated.

purchase to be for the benefit of the public and for the interests of said park district, and for the maintenance and improvement of the same, and for all expenses incidental to their office and duties.

Passed the Senate February 11, 1919.

Passed the House March 12, 1919.

Approved by the Governor March 17, 1919.

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## CHAPTER 136.

[S. B. 257.]

### PROPOSED CONSTITUTIONAL AMENDMENT AS TO POWER OF EMINENT DOMAIN.

AN ACT providing for the amendment of section 16 of article 1 of the constitution of the State of Washington, relating to Eminent Domain.

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

SECTION 1. That at the general election to be held in this state on the Tuesday next succeeding the first Monday in November, 1920, there shall be submitted to the qualified electors of the state, for their adoption and approval or rejection, an amendment to section 16 of article 1 of the Constitution of the State of Washington, so that the same shall when amended, read as follows:

Section 16. Private property shall not be taken for private use, except for private ways of necessity, and for drains, flumes, or ditches on or across the lands of others for agricultural, domestic, or sanitary purposes. No private property shall be taken or damaged for public or private use without just compensation having been first made, or paid into court for the owner, and no right-of-way shall