

Severability.

SEC. 20. The provisions of this act shall be severable and if any of its sections, provisions, exceptions, sentences, clauses, phrases, or parts be held unconstitutional or void, the remainder of this act shall continue in full force and effect.

Short title.

SEC. 21. This act may be known and cited as the unfair cigarette sales act.

Passed the Senate March 1, 1957.

Passed the House March 11, 1957.

Approved by the Governor March 26, 1957.

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CHAPTER 287.

[ Sub. S. B. 361. ]

ELECTRIC UTILITY PROPERTIES—CITIES, TOWNS,  
PUBLIC UTILITY DISTRICTS.

AN ACT relating to cities and towns, and public utility districts; authorizing cities and towns, and public utility districts to jointly own, operate and maintain electric utility properties for the generation and transmission of electric power and energy; to contribute to the cost of acquisition and construction thereof by the contribution of money and property, and to issue revenue bonds therefor.

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

“Electric utility properties” defined.

SECTION 1. As used in this act “electric utility properties” shall mean any and all permits, licenses, property rights, water rights and any and all works, plants, dams, powerhouses, transmission lines, switchyards, substations, property and facilities of every kind and character which may be used, or may be useful, in the generation and transmission of electric power and energy, produced by water power, steam or any other methods.

Cities over 150,000 population, joint undertaking with P. U. D. as to electric utility properties.

SEC. 2. Any city or town with a population over one hundred fifty thousand within the state of Washington owning an electric public utility is authorized to cooperate with any public utility district within

this state in the joint acquisition, purchase, construction, ownership, maintenance and operation, within or without the respective limits of any such city or town or public utility district, of electric utility properties. The respective governing bodies of any such city or town and of any such public utility district desiring to cooperate in the joint ownership, maintenance and operation of electric utility properties pursuant to the authority contained in this act, shall by mutual agreement provide for such joint ownership, maintenance and operation. Such agreement shall prescribe the rights and property interest which the parties thereto shall have in such electric utility properties, which property interest may be either divided or undivided; and shall further provide for the rights of the parties thereto in the ownership and disposition of the power and energy produced by such electric utility properties, and for the operation and management thereof.

Agreements.

SEC. 3. Any city or town and any public utility district cooperating under the provisions of this act may, without an election or other proceedings under any existing law, contribute money and property, both real and personal, to any joint undertaking pursuant hereto, and may issue and sell revenue bonds to pay its respective share of the costs of acquisition and construction of such electric utility properties. Such bonds shall be issued under the provisions of applicable laws authorizing the issuance of revenue bonds for the acquisition and construction of electric public utility properties by cities, towns and public utility districts, as the case may be.

Financing.

SEC. 4. The authority and power granted by this act is an additional grant of power to cities, towns, and public utility districts to acquire and operate electric public utilities, and the provisions hereof shall be construed liberally to effectuate the authority herein conferred, and no restriction or limita-

Authority granted is additional power.

tion prescribed in any other law shall prohibit the cities, towns and public utility districts of this state from exercising the authority herein conferred: *Provided*, That nothing in this act shall authorize any public utility district or city cooperating under the provisions of this act to condemn any property owned or operated by any privately owned utility.

Proviso.

Passed the Senate February 28, 1957.

Passed the House March 10, 1957.

Approved by the Governor March 26, 1957.

CHAPTER 288.

[ Sub. S. B. 365. ]

CITIES AND TOWNS—CONTRACTS TO SUPPLY WATER.

AN ACT relating to the sale of water by any city or town outside its boundaries, permitting sale by firm contract; amending section 1, chapter 150, Laws of 1909 as last amended by section 1, chapter 214, Laws of 1947 and section 1, chapter 252, Laws of 1951 and RCW 80.40.010, 80.40.020, 80.40.030, 80.40.040, 80.40.050 and 80.40.060; amending section 3, chapter 17, Laws of 1933 extraordinary session and RCW 80.40.200; and repealing section 4, chapter 17, Laws of 1933 extraordinary session and RCW 80.40.210.

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

Division and amendment.

SECTION 1. Section 1, chapter 150, Laws of 1909, as last amended by section 1, chapter 214, Laws of 1947, and section 1, chapter 252, Laws of 1951 (heretofore divided and codified as RCW 80.40.010, 80.40.020, 80.40.030, 80.40.040, 80.40.050 and 80.40.060) are divided and amended to read as set forth in sections 2, 3, 4, 5, 6 and 7 of this act.

Vetoed.

SEC. 2. (RCW 80.40.010) A city or town may construct, condemn and purchase, purchase, acquire, add to, maintain, and operate waterworks, within or without its limits, for the purpose of furnishing the city and its inhabitants, and any other persons, firms