

## CHAPTER 24.

[H. B. 81.]

## ESTABLISHMENT OF WATER DISTRICTS.

AN ACT relating to the establishment of water districts, amending sections 2 and 3 of chapter 161 of the Laws of 1913, declaring this act necessary for the immediate preservation of the public health, and providing that it shall take effect immediately.

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

SECTION 1. That section 2 of chapter 161 of the Laws of 1913 be amended to read as follows:

Amends  
Laws 1913,  
p. 533, § 2,  
by adding  
proviso.

“Section 2. At any general election, or at any special election which may be called for that purpose, the board of county commissioners of any county in this state shall on petition of at least twenty-five per cent of the qualified electors residing within the district described in said petition, submit to the voters residing within said district the proposition of creating a water district which shall be co-extensive with the territory described in said petition, and the board of county commissioners shall submit such proposition at a special election to be called therefor when such petition so requests. *Provided*, That if a protest signed by twenty-five per cent of the qualified electors of any incorporated city or town included within the boundaries of the proposed district, showing that such city or town has sufficient water supply, shall be filed with the county auditor at any time within thirty days from the date of filing such petition for the formation of the district, and if after a hearing on said petition, at which all interested parties may have an opportunity to be heard, the commissioners shall find such city or town has an adequate water supply and does not desire to be included in the district petitioned for, such city or town shall be excluded from said proposed district.”

Creation of  
water  
districts.

Submission  
to vote.

Protest of  
cities and  
towns.

SEC. 2. That section 3 of chapter 161 of the Laws of 1913 be amended to read as follows:

Amends  
Laws 1913,  
p. 533, § 3.

“Sec. 3. The petition presented to the board of county commissioners shall set forth the territorial extent of

Petition to be  
checked.

Protest to  
be checked.

the proposed water district, particularly describing the same, and shall be filed with the county auditor who shall within sixty days examine the signatures thereto and certify to the sufficiency or insufficiency thereof, and for such purpose the county auditor shall have access to all registration books in possession of the officers of any incorporated city or town in such proposed district. If any protest signed by twenty-five per cent of the qualified electors of any city or town shall be filed with the county auditor within thirty days after the filing of the petition for the formation of the district, the auditor shall likewise examine the signatures thereof and certify the sufficiency or insufficiency thereof to the board of county commissioners with the petition. No person having signed such petition or such protest shall be allowed to withdraw his name therefrom after the filing of the same with the county auditor. If such petition shall be found to contain a sufficient number of signatures, the county auditor shall transmit the same together with his certificate of sufficiency attached thereto, to the board of county commissioners and likewise if said protest shall be found to contain a sufficient number of signatures, shall transmit the same together with his certificate of sufficiency to said board, and the board of county commissioners shall at their first meeting thereafter if such petition so requires, by resolution call a special election to be held not less than sixty days from the date of such certificate and shall cause to be published a notice of such election at least once a week for four consecutive weeks in a newspaper of general circulation in the county in which said proposed water district is located, which notice shall state the hours during which such polls will be open, the boundaries of the proposed water districts exclusive of the territory excluded by reason of such protest or protests if any, and the object of such election and said notice shall also be posted for ten days in ten public places in such proposed water district. The same notice shall be given if such proposition be submitted at a general election; *Provided*, In submitting said proposition to the voters

Withdrawal  
of names.

Calling  
special  
election.

Notice.

Ballots.

for their approval or rejection, said proposition shall be expressed on the ballots in the following terms:

“ Water district. Yes.”

“ Water district. No.”

giving in each instance the name to such district as may be decided on by the board of county commissioners.

There shall be not less than one polling place in each ward in each incorporated city or town, and one polling place in each precinct outside such cities or towns. Polling places.

In case any petition shall have been filed with the county auditor of any county prior to the taking effect of this act and no election shall have been called thereon, no election shall be called until the expiration of sixty days from the time of taking effect of this act, and in case within thirty days from the taking effect of this act a protest signed by the requisite number of qualified electors of any city or town shall be filed with the county auditor, the same shall be examined and if found sufficient shall be certified to the board of county commissioners, and such cities or towns shall be excluded from the proposed district.” Stay of pending proceedings.

SEC. 3. This act is necessary for the immediate preservation of the public health and shall take effect immediately. Emergency.

Passed the House February 11, 1915.

Passed the Senate February 24, 1915.

Approved by the Governor March 1, 1915.

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## CHAPTER 25.

[H. B. 130.]

### AUTHORITY TO DAM MILL OR McALLISTER CREEK.

AN ACT authorizing the construction of a dam for diking and drainage purposes across Mill or McAllister creek in Thurston county, providing for a hearing thereon and for compensation to persons injured thereby.

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

SECTION 1. A dam to prevent the overflow of lands above the same by tides and to permit the drainage of such lands is hereby authorized to be constructed across Mill or Dam authorized.