

sonal injuries to or death of any employee; Provided, Set-off allowed for insurance paid for by employer however, that upon the trial of such action the defendant may set off therein any sum contributed by such employer toward any such insurance, relief benefit, or indemnity that may have been paid to such employee, or in case of his death to his personal representative.

And Provided further, That any insurance, relief benefit, or indemnity furnished by the master and paid for No set-off when paid for by employee by contributions exacted from, or paid by his employee shall not be allowed as set off.

Sec. 4. That no action shall be maintained under this act unless it be shown that there exist beneficiaries as Action to be brought within two years provided in section 1 hereof; nor unless such action be brought within two years from the time the cause of action accrued.

Approved, April 30, 1913.

CHAPTER 46.

(H. B. No. 14.)

AN ACT to amend an act of Congress entitled: "An Act to amend and codify the laws relating to municipal corporations in the District of Alaska."

Be it enacted by the Legislature of the Territory of Alaska:

Section 1. That the Act of Congress approved April 28, 1904, entitled: "An Act to amend and codify the laws relating to municipal corporations in the District of Alaska" be amended as follows:

That section 3 of said act be amended by adding thereto the following:

Vacancies in
Common Council,
how filled

In the event that any member has failed to attend the meetings of the Common Council for a period of ninety continuous days of his term, the Common Council may declare a vacancy therein, and the same shall be filled by the Common Council, the person chosen to fill such vacancy, holding until a successor is elected at the next annual election and qualified: Provided, that a vacancy may also be created by the resignation of any member in writing duly accepted by the council.

Approved, April 29, 1913.

CHAPTER 47.

(H. B. No. 20.)

AN ACT to provide for the incorporation of cities of the second class in the Territory of Alaska.

Be it enacted by the Legislature of the Territory of Alaska:

Fifty inhabitants
necessary
to incorporation

Section 1. That any community in the Territory having fifty or more permanent inhabitants, exclusive of Indians, who are not citizens, may form a municipal corporation of the second class in the manner hereinafter provided:

Petition to U.
S. Commissioner

Sec. 2. A petition praying for such municipal incorporation of the second class shall first be presented to the commissioner, ex-officio probate judge, for the recording district in which such community is situated, which petition shall be signed by at least fifteen adults, bona fide residents of such community, who shall be the owners of substantial property interests in the proposed municipal corporation of the second class, and shall specify the boundaries and the number of inhabitants of the

To be signed by