

canal, as the case may be, across, along or upon any river, stream of water, watercourses, plank road, turnpike or canal, which the route of such railway or canal shall intersect or touch; but such corporation shall restore the river, stream, watercourse, plank road or turnpike thus intersected or touched to its former state as near as may be, and pay any damages caused by such construction: *Provided*, That the construction of any railway or canal by such corporation along, across or upon any of the navigable rivers or waters of this state shall be in such manner as to not interfere with, impede or obstruct the navigation thereof; and all rights, privileges and powers of every description by law conferred upon road or railroad companies are hereby given and granted to canal companies so far as the same may be applicable, and all power and authority possessed by the public or municipal corporations of the state or their local authorities, with reference to road or railroad companies, may be exercised by them with reference to canal companies.

Passed the house March 5, 1895.

Passed the senate March 14, 1895.

Approved March 19, 1895.

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## CHAPTER LXXXI.

[H. B. No. 554.]

### RELATING TO SALMON FISHING IN THE COLUMBIA RIVER.

AN ACT to amend section 274, chapter XI, Penal Code of Washington, relative to the protection of food fishes, and declaring an emergency.

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

SECTION 1. That section 274, chapter XI, Penal Code of Washington, be and the same is hereby amended to read as follows: Section 274. It shall not be lawful to take or fish for salmon in the Columbia river or its tributaries, by

any means whatever, in any year hereafter, between the first day of March and the tenth day of April, or between the tenth day of August and the tenth day of September; and any such person or persons fishing for or catching salmon in violation of this section, or catching salmon by leaving or having any fishing gear in the water in a condition to take fish, or purchasing salmon so unlawfully caught, or having in his or their possession any such salmon, shall be deemed guilty of a misdemeanor, and upon conviction thereof be fined in a sum not less than fifty dollars nor more than two hundred and fifty dollars; and it shall be unlawful for any person or persons to receive or have in his possession, or to offer for sale or transportation, or to transport, during the close season in the spring, namely, from March first to April tenth, and from August tenth to September tenth, any of the following varieties or kinds of fresh fish: Chinook salmon, silver salmon, steel head or blue back; and any person or persons violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and be fined in a sum not less than sixty dollars nor more than two hundred and fifty dollars.

SEC. 2. All laws and parts of laws in conflict with this act are hereby repealed.

SEC. 3. Whereas, the fishing season will begin April tenth, an emergency is declared to exist. This act shall take effect and be in force from and after its passage and approval by the governor.

Passed the house March 12, 1895.

Passed the senate March 14, 1895.

Approved March 19, 1895.