

(Or if vacancy to be filled.)

(Or if vacancy to be filled.)

No.....
2 (or 4) year term.
Vote for One.

No.....
Unexpired term.
Vote for One.

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.....

(Or if short term to be filed
[filled].)

(Or if short term to be filled.)

No.....
Short term.
Vote for One.

No.....
Short term.
Vote for One.

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Passed the Senate December 3, 1925.

Passed the House December 18, 1925.

Approved by the Governor December 23, 1925.

CHAPTER 69.

[S. B. 158.]

DIKING DISTRICT BONDS WHERE LANDS ARE TIDE
LANDS OR UNSURVEYED LANDS.

AN ACT relating to diking districts organized for the reclamation of tide or unsurveyed lands under Chapter CXVII of the Laws of 1895 as amended, authorizing the issuance of bonds by such districts and the platting of lands therein.

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

SECTION 1. Where a diking district shall have been organized under Chapter CXVII of the Laws of 1895 as amended, and the lands of such district shall consist wholly of tide lands as defined by law, or other unsurveyed lands, and the object of such district is to reclaim said lands and place them under cultivation, and such districts shall have adopted a system of dikes for said district, including a pumping plant, if necessary, the board of commissioners of such district may, upon the petition of the

Object of district to reclaim lands.

Petition of owners.

Issuance of bonds.

Commissioners to determine schedule.

10 annual payments.

15 annual payments.

land owners owning a majority of all the lands within the district, in addition to the method now provided by law for the issuance of bonds of diking districts, issue bonds for the total estimated or actual cost of constructing said improvements, including the cost of the establishment of said district and the damages awarded and compensation paid to land owners for right of way, and the expenses and costs of all necessary court proceedings. Where bonds by such districts are issued under the provisions of this act, the board shall determine under which of the three following schedules said bonds shall be payable:

SCHEDULE 1.

If the board shall determine on ten annual payments, commencing one and ending ten years after date of such bonds, the installments thereof shall become due and collectible as follows:

For the first year	5%
For the second year	5%
For the third year	5%
For the fourth year	10%
For the fifth year	10%
For the sixth year	10%
For the seventh year	10%
For the eighth year	15%
For the ninth year	15%
For the tenth year	15%

SCHEDULE 2.

If the board shall determine on fifteen annual payments, commencing in the first year and ending in the fifteenth year, the installments thereof shall become due and collectible as follows:

For the first year	5%
For the second year	5%
For the third year	5%
For the fourth year	5%
For the fifth year	6%
For the sixth year	6%
For the seventh year	6%
For the eighth year	6%
For each succeeding year	8%

SCHEDULE 3.

The board may, however, determine on ten annual installments, the first of such annual installments to be collected at a time to be specified by the board, commencing not later than six years after the date of such bonds, in which event the following schedule shall be adopted for collection thereof:

10 annual payments commencing 6 years after date of bonds.

For the first installment	5%
For the second installment	5%
For the third installment	5%
For the fourth installment	10%
For the fifth installment	10%
For the sixth installment	10%
For the seventh installment	10%
For the eighth installment	15%
For the ninth installment	15%
For the tenth installment	15%

The commissioners may at any time, without petition issue bonds for the purpose of funding any outstanding warrant indebtedness of such district. In case of such an issue all the outstanding warrants of such district to be refunded shall immediately become due and payable upon receipt of the money by the county treasurer, and it shall be the duty of the county treasurer to issue a call for the payment of such warrants and to publish notice thereof in two successive weekly issues of the official county paper of such county. Such warrants so refunded shall cease to draw interest at the end of thirty (30) days after the date of the first publication of said notice. Bonds to refund warrants shall be payable as specified in this section. No bonds shall be sold for less than their par value. Where bonds are authorized to cover the estimated cost of an improvement, any unsold portion of such issue shall, upon the completion of said improvement, be cancelled.

Bonds to fund outstanding warrants.

Notice that warrants are due and payable.

Cessation of interest.

Sale of refunding bonds.

Cancellation of unsold bonds.

SEC. 2. Said bonds shall be numbered from one upwards consecutively and shall be in denominations of not less than one hundred dollars (\$100) nor more

Denominations of bonds.

than one thousand dollars (\$1,000). They shall bear the date of issue and an interest rate not exceeding [exceeding] seven per cent, payable annually or semi-annually, as the commissioners shall direct, with coupons attached for each interest payment, and shall be made payable to bearer. Said bonds and coupons shall be signed by the chairman of the board and attested by the secretary, and the seal of such district shall be affixed to each bond, but not to said coupons. Bonds shall be paid in the order of their numbers, and each bond shall specify its due date.

Date of bonds and interest rate, coupons.

Execution of bonds.

Order of payment.

Levy of assessment to pay bonds.

Assessment in proportion benefits.

Where bonds payable.

Plats of reclaimed land, notice of charges against land.

SEC. 3. Before said bonds shall become due and in time to pay the annual installments thereof the commissioners of said district shall, on or before the first Monday in October in each year, levy an assessment against the property of the district benefited sufficient to pay said installments of interest and/or interest and principal at their maturity, including any default in either principal or interest. Said assessment shall be in proportion to benefits and shall be collected by the county treasurer and kept as a separate fund for the sole purpose of paying the said interest and principal on said bonds, and every bond issue of such district shall constitute an irrevocable pledge of a sufficient amount of determined benefits to pay the principal and interest upon said bonds as the same mature. Said bonds and interest coupons shall be payable at the office of the county treasurer, provided that where an authorized issue exceeds the sum of one hundred thousand dollars (\$100,000) the same may be made payable at the office of the fiscal agency of the state of Washington in New York City.

SEC. 4. Where tide or other unsurveyed lands are reclaimed by a diking district and the owner of said lands shall desire to plat the same into lots, tracts or subdivisions, such plat shall specify and acknowledge the total benefits then a charge against

each lot, tract or subdivision in said plat. Before a plat shall be approved or filed, same shall be submitted to the board of dike commissioners for their consideration. In case the owner and such board can not agree as to the adjudged maximum benefits to be charged as the lien of the district and acknowledged to be such against each lot, tract or subdivision in such plat, any interested party may cause an action to be brought in the superior court of the county to have the just amount determined, and the decree of the court in such cause shall fix the amount of such lien and the same shall be conclusive and binding. In fixing the amount to be charged against the several lots, tracts and subdivisions, the adjudged benefits per acre, allowing credits for the benefits levied and paid at said time, shall be taken as the basis for determining the sum to be charged. The amount of adjudged benefits against property dedicated to the public for roads and highways in such plat shall be charged back against the abutting subdivisions and tracts in a just and equitable manner. All diking district assessments levied against the lands included in the plat shall be paid in full at the time said plat is approved. When approved such plat shall be filed with the county auditor of the county. Thereafter the lands within said plat shall be conveyed, assessed and taxed with reference to said plat.

Consideration of plats by commissioners.

Suit to ascertain charges against land.

Benefits measure of charges.

Charges against public roads.

Payment of assessments against plats.

Filing plats.

SEC. 5. Nothing in this act shall be construed as repealing or modifying any act or statute now in force pertaining to diking districts, but the rights and remedies hereby granted shall be deemed cumulative as to the districts to which this act is limited. This act shall apply to districts heretofore or hereafter organized and to property owners' petitions heretofore or hereafter filed; provided that the decision of the board of dike commissioners of a

Existing statutes not affected, act cumulative.

Application of act.

district to which this act applies to issue bonds of a district under existing law or under this act, shall be conclusive of such election.

Passed the Senate December 8, 1925.

Passed the House December 18, 1925.

Approved by the Governor December 23, 1925.

CHAPTER 70.

[S. B. 80.]

REPORTS OF WAREHOUSEMEN.

AN ACT relating to public and terminal warehouses and amending Section 7002 of Remington's Compiled Statutes.

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

Amends
Pierce's
Code § 2665.

SECTION 1. That section 7002 of Remington's Compiled Statutes be amended to read as follows:

Annual
reports.

Section 7002. On June 30th of each year every warehouseman shall make a report, under oath, to the director of agriculture, on blanks or forms prepared by him, showing the total number of sacks and weight of each kind of grain and other commodities and bales and weight of hay, received and shipped from each warehouse licensed under this act, and also the amount of outstanding storage receipts on said date, and a statement of the amount of grain, hay and other commodities on hand to cover the same. The director of agriculture may also require special reports from such warehouseman at such times as the director of agriculture may deem expedient. The director of agriculture may cause every such warehouse and business thereof and the mode of conducting the same to be inspected whenever proper, and the property, books, records, ac-

Special
Reports.

Inspection
of ware-
house.