

CHAPTER 157.

[s. B. 114.]

STATE CONTROL OF POWDER FOR LAND CLEARING AND
ROAD CONSTRUCTION.

AN ACT providing for the purchase and sale of powder and other explosives, prescribing the power and duties of certain officers in relation thereto, creating a "Powder Revolving Fund" in the state treasury, regulating expenditures therefrom, providing penalties for violations of this act, and making appropriations.

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

SECTION 1. It shall be the duty of the state board of control, within thirty days after this act takes effect, to make an investigation of the practicability of purchasing manufactured powder and other explosives for the purposes of sale by the state for land clearing purposes in the manner hereinafter provided. If the state board of control shall determine from such investigation that all the powder required to carry out the provisions of this act can be acquired by contract from manufacturers at a reasonable price as to justify the purchase thereof, it shall be the duty of the state board of control from time to time to advertise for bids for the quantities needed for the purposes of carrying out the provisions of this act, in the manner required by law for the purchase of supplies by the state board of control, and to enter into contracts for the purchase of the same with the lowest and best responsible bidders therefor.

State purchase of powder and explosives.

SEC. 2. The explosives purchased under the provisions of this act, at any time within five years from the date of approval thereof, shall be sold for cash for actual use within this state for land clearing and road building purposes, at prices equalling

Resale price.

the actual cost of purchase plus the actual cost of delivery at the warehouse where sold.

SEC. 3. The county commissioners may establish a warehouse for the storage and distribution of explosives purchased under the provisions of this act, in each county in the state when petitioned so to do. Whenever a warehouse shall be established in any county, the board of county commissioners of such county shall provide and maintain, at the expense of the county, a suitable building for use as such warehouse. The state board of control shall, from time to time, employ or contract with persons, firms or corporations, to transport explosives from the point of delivery to this state to such warehouse. The county auditor of the county in which any such warehouse is established shall keep a record of all purchases and sales and make monthly report to the board of county commissioners. The county commissioners shall have the power to appoint a warehouse superintendent who shall have charge of the county powder warehouse, and the sale of powder to the county. The said warehouse superintendent shall furnish a sufficient bond to insure the safe handling of the funds; the amount of the bond together with his salary shall be fixed by the county commissioners. The county auditor shall provide vouchers for the sales of powder and the uses thereof, and it shall be the duty of the warehouse superintendent to have each purchaser sign a voucher for each amount purchased and the use thereof, and he shall report all sales with the voucher and purchase price to the auditor each day for the preceding day's sale: *Provided, however,* That if in the judgment of the county commissioners the county's use of powder shall not justify them in hiring the warehouse superintendent, the county auditor may deputize the county

County
warehouses
for ex-
plosives.

agriculturalist or county engineer to act as warehouse superintendent.

SEC. 4. The board of county commissioners shall be entitled to obtain explosives by requisition filed with the state board of control at such times and in such amounts as shall be reasonably necessary to supply the demands of the consumers in their locality (and shall be liable upon their bond to account for the proceeds of the sale of the same).

Requisitions
on state
board of
control.

SEC. 5. The county auditor shall, on or before the tenth day of each calendar month, report to, and settle his accounts with the board of control for all sales of explosives made by him for the preceding month.

Settlements.

SEC. 6. All proceeds from the sale of explosives shall be turned into the state treasury and credited to a special fund to be known as the "Powder Revolving Fund," except that from and after the expiration of five years from the date of approval of this act, two per cent of the actual purchase price of the explosives sold shall be credited to the general fund until such time as the state is reimbursed for the amounts hereinafter appropriated from the general fund. The powder revolving fund shall be used exclusively for the purchase and distribution of explosives as provided in this act, and for the cost of distribution of explosives, including transportation.

"Powder
Revolving
Fund"
created.

SEC. 7. It shall be unlawful for any person to sell explosives purchased under the provisions of this act for any sum in excess of the selling price thereof as fixed by the state board of control, and it shall be unlawful for any person knowingly to sell explosives purchased under the provisions of this act, or to purchase the same except for actual use in this state for land clearing purposes. Any person found guilty of violating the provisions of this section shall be guilty of a gross misdemeanor.

Violations
of selling
price and
use condi-
tions.

Penalty.

Appropriations,
\$75,000.00,
\$500,000.00.

SEC. 8. For the purpose of creating the "Powder Revolving Fund" there is hereby appropriated out of the general fund in the state treasury the sum of seventy-five thousand dollars (\$75,000.00). For the purposes of carrying out the provisions of this act there is hereby appropriated out of the "Powder Revolving Fund" the sum of five hundred thousand dollars (\$500,000.00), or so much thereof as may be necessary: *Provided*, That no warrant shall be drawn upon the "Powder Revolving Fund" in excess of the amount in the state treasury to the credit of said fund.

Passed the Senate February 10, 1919.

Passed the House March 11, 1919.

Approved by the Governor March 18, 1919.

CHAPTER 158.

[H. B. 200]

STATE RECLAMATION ACT.

AN ACT providing for the development of the agricultural resources of the state and the reclamation of arid, swamp, overflow, and logged-off lands, establishing a state reclamation revolving fund, and providing for tax levies to produce revenues therefor, creating a state reclamation board and defining its powers and duties, conferring certain powers upon districts organized for the reclamation of lands, and making appropriations.

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

SECTION 1. This act shall be known and cited as the "State Reclamation Act".

SEC. 2. The object of this act is to provide for the reclamation and development of such of the arid, swamp, overflow, and logged-off lands in the State of Washington as shall be determined to be suitable and economically available for reclama-

Designation
of act.