

the county, its successors or assigns, or any applicant for a lease or contract from the county for the purpose of prospecting for or mining valuable minerals, or operation contract, or lease, for mining coal, or lease for extracting petroleum or natural gas, shall have the right to institute such legal proceedings in the Superior Court of the county wherein the land is situated, as may be necessary to determine the damages which said owner of said land may suffer: *Provided further*, That any of such reserved minerals or other resources not exceeding two hundred dollars (\$200) in value may be sold, when said Board deems it advisable, either with or without such publication of notice of sale, and in such manner as the Board may determine will be most beneficial to the county.

Limitation.

Passed the Senate February 26, 1945.

Passed the House March 5, 1945.

Approved by the Governor March 15, 1945.

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CHAPTER 173.

[ S. B. 229. ]

DIVISION OF PROGRESS AND INDUSTRY DEVELOPMENT.

AN ACT relating to state government; creating the Division of Progress and Industry Development in the Department of Conservation and Development; providing and making an appropriation for the support thereof; abolishing the Washington State Progress Commission and the Washington State Planning Council; and declaring an emergency.

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

SECTION 1. In addition to the divisions of the Department of Conservation and Development of the State of Washington now established by law there is hereby established in the said Department the Division of Progress and Industry Development.

Division of  
Progress and  
Industry  
Development.

SEC. 2. The Director of Conservation and Development shall have the power and it shall be his duty through and by means of the Division of Progress and Industry Development to exercise all the powers and perform all the duties now vested in and required to be performed by the Washington State Progress Commission and the Washington State Planning Council and to exercise such other powers and perform such other duties as may be provided by law.

Duties of  
Director of  
Conservation  
and Develop-  
ment.

SEC. 3. The Director of Conservation and Development shall have power to appoint and depute a competent assistant director to be known as the Supervisor of Progress and Industry Development, who shall have charge and supervision of the Division of Progress and Industry Development and who, with the approval of the director, shall have power to appoint and employ such technical, clerical and other assistants as may be necessary to carry on the work of the division.

Assistant  
director.

SEC. 4. The Washington State Progress Commission and the Washington State Planning Council are hereby abolished, but the abolishment of said council and said commission shall not in any way affect the character or scope of the powers or duties conferred upon said commission and said council, which are hereby transferred to the Director of Conservation and Development, nor shall the abolishment of said commission and council affect the validity of any act done or performed by said commission or council or any agent thereof prior to the effective date of this act.

Progress  
Commission  
and  
Planning  
Council  
abolished.

SEC. 5. It shall be the duty of the responsible officials of the Washington State Progress Commission and the Washington State Planning Council to deliver, transfer and surrender to the Director of Conservation and Development all books, papers, documents, records, data, files, all other equipment

and property, together with all pending business in any way belonging or pertaining to said commission and said council immediately upon the going into effect of this act.

Pending matters.

SEC. 6. All matters pending before or under consideration by the Washington State Progress Commission or the Washington State Planning Council and not completed at the time of taking effect of this act may be completed by the Director of Conservation and Development, who shall have complete power to promulgate any and all orders, rules and regulations necessary for the conduct of the Division of Progress and Industry Development.

Appropriations.

SEC. 7. Any and all sums of money appropriated or re-appropriated to or for the use of the Washington State Progress Commission or the Washington State Planning Council are hereby declared to be appropriated or re-appropriated, as the case may be, to and for the use of the Director of Conservation and Development to be disbursed by proper state officials as though the appropriation or re-appropriation, as the case may be, were made directly for the use of the Director of Conservation and Development in the first instance.

Effective immediately.

SEC. 8. This act is necessary for the immediate support of the State Government and its existing public institutions and shall take effect immediately.

Passed the Senate February 25, 1945.

Passed the House March 5, 1945.

Approved by the Governor March 15, 1945.