

signed by the claimant in the manner required by law)). The total of such voucher claims for any district in any calendar year shall not exceed two percent of the total amount or its equivalent of the expense fund levy of the district for that year.

Sec. 2. Section 1, chapter 41, Laws of 1949 as amended by section 1, chapter 202, Laws of 1951 and RCW 87.76.040 are each amended to read as follows:

To avoid duplication of effort the state association (~~(of irrigation districts)~~) may, in the discretion of its officers, affiliate and cooperate with other (~~(reclamation)~~) organizations and agencies engaged in the furthering of reclamation of lands in the state and make financial contributions to them for such purpose.

Passed the House February 2, 1987.

Passed the Senate April 8, 1987.

Approved by the Governor April 21, 1987.

Filed in Office of Secretary of State April 21, 1987.

CHAPTER 125

[Substitute House Bill No. 232]

WATER RIGHTS—NONRELINQUISHMENT OF WATER RIGHTS UNDER THE FEDERAL CONSERVATION RESERVE PROGRAM

AN ACT Relating to nonrelinquishment of water rights under the federal conservation reserve program; and amending RCW 90.14.140.

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

Sec. 1. Section 14, chapter 233, Laws of 1967 and RCW 90.14.140 are each amended to read as follows:

(1) For the purposes of ~~((this chapter))~~ RCW 90.14.130 through 90.14.180, "sufficient cause" shall be defined as the nonuse of all or a portion of the water by the owner of a water right for a period of five or more consecutive years where such nonuse occurs as a result of:

~~((1))~~ (a) Drought, or other unavailability of water;

~~((2))~~ (b) Active service in the armed forces of the United States during military crisis;

~~((3))~~ (c) Nonvoluntary service in the armed forces of the United States;

~~((4))~~ (d) The operation of legal proceedings;

~~((5))~~ (e) Federal laws imposing land or water use restrictions either directly or through the voluntary enrollment of a landowner in a federal program implementing those laws, or acreage limitations, or production quotas.

(2) Notwithstanding any other provisions of ~~((this chapter))~~ RCW 90.14.130 through 90.14.180, there shall be no relinquishment of any water right:

~~((1))~~ (a) If such right is claimed for power development purposes under chapter 90.16 RCW and annual license fees are paid in accordance with chapter 90.16 RCW, or

~~((2))~~ (b) If such right is used for a standby or reserve water supply to be used in time of drought or other low flow period so long as withdrawal or diversion facilities are maintained in good operating condition for the use of such reserve or standby water supply, or

~~((3))~~ (c) If such right is claimed for a determined future development to take place either within fifteen years of the effective date of this act, or the most recent beneficial use of the water right, whichever date is later, or

~~((4))~~ (d) If such right is claimed for municipal water supply purposes under chapter 90.03 RCW, or

~~((5))~~ (e) If such waters are not subject to appropriation under the applicable provisions of RCW 90.40.030 as now or hereafter amended.

Passed the House February 11, 1987.

Passed the Senate April 8, 1987.

Approved by the Governor April 21, 1987.

Filed in Office of Secretary of State April 21, 1987.

CHAPTER 126

[House Bill No. 1027]

TIMBER ON STATE LANDS—SALE OF DAMAGED TIMBER

AN ACT Relating to the sale of damaged timber from state lands; adding new sections to chapter 79.01 RCW; and declaring an emergency.

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

NEW SECTION. Sec. 1. A new section is added to chapter 79.01 RCW to read as follows:

From time to time timber on state land is damaged by events such as fire, wind storms, and flooding. After such events the timber becomes very susceptible to loss of value and quality due to rot and disease. To obtain maximum value for the state, it is important to sell any damaged timber as fast as possible while providing ample protection for the physical environment and recognizing the sensitivity of removing timber from certain locations.

NEW SECTION. Sec. 2. A new section is added to chapter 79.01 RCW to read as follows:

When the department finds timber on state land that is damaged by fire, wind, flood, or from any other cause, it shall determine if the sale of