

CHAPTER CX.

[S. B. No. 35.]

MAKING THE SEA BEACH IN PACIFIC AND CHEHALIS
COUNTIES A PUBLIC HIGHWAY.

AN ACT to make the sea shore or sea beach of the Pacific Ocean in Pacific and Chehalis counties, State of Washington, a public highway forever, to provide for the cancellation of existing contracts of sale and lease of such seashore and sea beach, and declaring an emergency.

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

SECTION 1. That the shore and beach of the Pacific Ocean, including the area or space lying, abutting or fronting on said ocean and between ordinary high tide and extreme low tide (as such shore and beach now are or hereafter may be) from the Columbia river or Cape Disappointment on the south to a point three hundred feet southerly from the south line of the government jetty on Peterson's Point, State of Washington on the north, be and the same are hereby declared a public highway forever, and as such highway shall remain forever open to the use of the public.

Sea beach —
location of and
what portion.

SEC. 2. No part of said shore or beach shall ever be sold, conveyed, leased or otherwise disposed of.

Shall not be
sold or leased.

SEC. 3. No lease or contract of sale now existing on or for any part or parts of said shore or beach shall be renewed or extended, nor shall any sale or conveyance of any part or parts of said shore or beach be made or executed under or by virtue of any such lease or any contract of sale.

Existing
leases not to
be renewed or
extended.

SEC. 4. In any and all cases where any part or parts of said shore or beach has been sold or conveyed, or been contracted to be sold or conveyed, or has been leased by the State of Washington to any person or corporation, any such person, or his heirs, executors, administrators or assigns, or any such corporation or its successors or assigns, may re-convey to the State of Washington such part or parts of said shore or beach so sold or conveyed by the State of Washington,

Where certain
portions have
been conveyed,
parties may
re-convey
to state.

Lease to be
canceled by
Commissioner
Public Lands.

or surrender for cancellation any such contract or lease, and thereupon the Commissioner of Public Lands of the State of Washington is hereby authorized and directed to cancel such contract or lease, and to refund or cause to be refunded any moneys received by the State of Washington on account of such sale, conveyance, contract or lease.

Conflicting
laws hereby
repealed.

SEC. 5. All laws and parts of laws of the State of Washington in conflict with this act are hereby repealed.

Emergency.

SEC. 6. An emergency is hereby declared to exist, and this act shall take effect immediately.

Passed the Senate February 18, 1901.

Passed the House March 13, 1901.

Approved by the Governor March 16, 1901.

CHAPTER CXI.

[S. B. No. 137.]

AMENDING AN ACT RELATIVE TO DIKES.

AN ACT amending section 13 of an act entitled "An act to provide for the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, and to provide the means of payment thereof, and declaring an emergency," approved March 20, 1895.

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

Amendment.

SECTION 1. That section 13 of an act entitled "An act to provide for the appointment and creation of diking districts and the construction and maintenance of a system of dikes, and to provide the means of payment thereof, and declaring an emergency," approved March 20th, 1895, be amended to read as follows :

Benefited
lands formerly
omitted from
assessment —
remedy.

Sec. 13. If the board of diking commissioners shall, at any time, discover that any lands within said district are being benefited by the diking system and the same were by mistake, inadvertence or other cause omitted