SEC. 3. No other evidence shall be required to prove marriage of such husband and wife, or that such person is the lawful father or mother of such child or children, than is or shall be required to prove such facts in a civil action. In all prosecutions under this act any existing provisions of law prohibiting the disclosure of confidential communications between husband and wife shall not apply, and both husband and wife shall be competent witnesses to testify for or against each other to any and all relevant matters, including the fact of such marriage and the parentage of such child or children. Proof of the desertion of such wife, child or children in destitute or necessitous circumstances or of neglect to furnish such wife, child or children necessary and proper food, clothing or shelter is prima facie evidence that such desertion or neglect is wilful.

Passed the House February 26th, 1907.

Passed the Senate March 1st, 1907.

Approved by the Governor March 11th, 1907.

CHAPTER 104.
[H. B. 229.]
AMENDING ACT GRANTING RIGHTS-OF-WAY TO RAILROAD COMPANIES OVER STATE LANDS.

An act amending an act entitled "An act granting rights-of-way to railroad companies over the lands of the State of Washington, and providing for the appraisement and disposition of the lands included within and used for such rights-of-way, and declaring an emergency," approved March 18th, 1901.

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

Section 1. That said section one of an act entitled "An Act granting rights of way to railroad companies over the lands of the State of Washington, and providing for the appraisement of the lands included within and used for such rights of way, and declaring an emergency," approved March 18th, 1901, is hereby amended to read as follows: Section 1. That a right of way through, over and across the public lands of the State of Washington,
except tide lands, harbor areas and shore lands, is hereby
granted to any railroad company duly organized under
the laws of any state or by the Congress of the United
States to any extent not exceeding fifty feet on each side
of the center line of said railroad now constructed or here-
after to be constructed unless a greater width is required
for excavations, embankments, depot, station grounds,
passing tracks or barrow pits, which extra width shall not
in any case exceed two hundred feet on either side of said
center way: Provided, That this act shall not apply to
any lands acquired or used by any of the public institu-
tions of this State. In order to obtain the benefits of this
grant as to any railroad hereafter to be constructed, the
company constructing or proposing to construct such road
shall file with the Board of State Land Commissioners a
map or maps accompanied by the field notes of the survey and location of the line of said railroad,
and shall pay to the State as hereinafter provided the
amount of the appraised value of said lands affected by,
used for or included within said right of way and extra
widths if any are required. In order to obtain the bene-
fits of this grant as to any railroad now constructed, the
company owning such road shall file with the Board of
State Land Commissioners a list of the lands affected by,
used or included within such right of way, and shall pay
to the State as hereinafter provided the amount of the
appraised value of said lands affected by, used for or in-
cluded within said right of way and extra widths.

Passed the House February 13th, 1907.
Passed the Senate March 7th, 1907.
Approved by the Governor March 11th, 1907.