

CHAPTER 149.

[H. B. 164.]

POWERS OF STATE PARKS COMMITTEE.

AN ACT relating to parks, parkways and state lands, and providing penalties for the act.

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

SECTION 1. The state parks committee shall have the power to appoint and employ an executive secretary who shall have such powers and perform such duties as may be prescribed by the committee.

Appointment
of secretary
of parks
committee.

SEC. 2. The state parks committee shall have power:

Powers of
committee.

(1) To have the care, charge, control and supervision of all parks and parkways heretofore or hereafter acquired or set aside by the state for park or parkway purposes.

(2) To plant trees along public highways in the non-forested or other area of the state, and to care for the same.

(3) To adopt, promulgate, issue and enforce rules and regulations pertaining to the use, care and administration of state parks and parkways. Every such rule and regulation shall become effective ten days after its adoption. The committee shall cause a copy of the rules and regulations to be kept posted in a conspicuous place in every state park to which the same are applicable, but failure to post or keep any rule or regulation posted shall be no defense to any prosecution for the violation thereof.

(4) To permit the use of state parks and parkways by campers and the public generally under such rules and regulations as shall be prescribed as aforesaid.

(4½) To clear, drain, grade, seed and otherwise improve and or beautify any parks and parkways,

and to erect structures, buildings, fireplaces, comfort stations and build and maintain paths, trails and roadways through an or on parks and parkways.

(5) To grant concessions in state parks and parkways, upon such rentals, fees or percentage of income or profits and for such terms, in no event longer than five years, and upon such conditions as shall be approved by the committee. No concession shall be granted which will prevent the public from having free access to the scenic attractions of any park or parkway, but the committee may in its discretion itself impose fees upon campers upon state parks and parkways. All fees received by the committee shall be deposited in the state park and parkway fund.

(6) To employ such assistance as it may deem necessary.

(7) To select and to purchase, lease or in any manner acquire for and in the name of the State of Washington such tracts of land, including shore and tide lands, for parks or parkway purposes as it shall deem proper, subject to the following provisions; (a) No tract, except tracts acquired by donation or bequest, and timbered tracts which abutt upon a public highway, actually constructed or located or projected shall be acquired unless the acquisition thereof be specifically authorized by the Legislature. (b) If the committee cannot acquire any tract which it is authorized to acquire, at a price it deems reasonable, then the committee is hereby vested with power to obtain title thereto, or any part thereof, by condemnation. Such condemnation shall be conducted by the attorney general and the proceedings therefor, in so far as practicable, shall be any which now is or may hereafter be authorized for the condemnation of rights of way for state highways.

(8) To cooperate or to join with the United States, any county or counties, city or cities of this state, in any matter pertaining to the acquisition for park or parkway purposes of any area within this state not within the city limits of any city, and in the care, control or supervision of any park or parkway now or hereafter acquired which shall be so situated, and, when deemed advisable by the committee, to enter into any contract in writing with any such public organization or organizations, its or their officer or officers board or boards, to that end. All parks or parkways, to the acquisition or improvement of which the state shall have contributed or in whose care, control or supervision the state shall participate pursuant to the provisions of this section, shall in so far as practicable be governed by the provisions of this act, including the penal provisions thereof.

(9) To investigate and report to the Governor on or before the first day of January next preceding the regular session of the Legislature regarding any proposed park or parkway, and in such report to make recommendations respecting other regions in the State of Washington desirable for state park or parkway purposes, either on account of their historical interest, their natural beauty or otherwise.

Additional
powers.

SEC. 3. The state parks committee shall also have the power subject to approval of the Legislature to receive in trust any money donated or bequeathed to it, and to carry out the terms, if any, of such donation or bequest, or, in the absence of such terms, to expend the same as it may deem advisable for park or parkway purposes. Money so received shall be deposited in the state treasury.

Withdrawal
of granted
lands from
sale.

SEC. 4. Whereas the value of land with standing timber is increasing from year to year and will continue to increase, and no loss will be caused to

the common school fund or other fund into which the proceeds of the sale of any land held by the state would be paid by postponing the sale of such lands, therefore, the commissioner of public lands may, upon his own motion, and shall, when directed so to do by the state parks committee, withdraw from sale any land held by the state abutting on any public highway and certify to the committee that such lands are withheld from sale pursuant to the terms of this act. Such lands withheld as aforesaid shall not be sold until directed by the Legislature, and shall in the meantime be under the care, charge, control and supervision of the committee.

SEC. 5. The commissioner of public lands may, upon his own motion, and shall, when directed so to do by the state parks committee, withdraw from sale any land held by the state and not acquired directly from the United States with reservations as to the manner of sale thereof and the purposes for which the same may be sold, and certify to said committee that such lands are withheld from sale pursuant to the terms of this act. All such lands shall be under the care, charge, control and supervision of the state parks committee, and any such lands may, after appraisal in such manner as the committee may direct, be exchanged for land of equal value abutting upon a public highway, and to this end the chairman and secretary of the committee are hereby authorized to execute deeds of conveyance in the name of the State of Washington.

Withdrawal
of lands not
acquired
from United
States.

SEC. 6. All state parks and parkways, subject to the provisions of this act, shall be and hereby are set apart and dedicated as public parks and parkways for the benefit and enjoyment of all of the people of this state.

Dedication of
public parks,
etc.

SEC. 7. The members of the state parks committee and such of its employees as the committee

Powers of
committee.

shall designate shall be vested with police powers to enforce the laws of this state.

SEC. 8. Every person who shall—

Violations
and penalty.

(1) Cut, break, injure, destroy, take or remove any tree, shrub, timber, plant or natural object in any park or parkway;

(2) Kill, cause to be killed, or pursue with intent to kill, any bird or animal in any park or parkway;

(3) Take any fish from the waters of any park or parkway, except in conformity with such general rules and regulations as state parks committee may prescribe;

(4) Wilfully mutilate, injure, deface, or destroy any guide post, notice, tablet, fence, enclosure or work for the protection or ornamentation of any park or parkway;

(5) Light any fire upon any park or parkway, except in such places as the state parks committee shall have authorized, or wilfully or carelessly permit any fire which he has lighted or caused to be lighted or which shall be under his charge, to spread or extend to or burn any of the shrubbery, trees, timber, ornaments or improvements upon any park or parkway, or leave any camp fire which he shall have lighted or which shall have been left in his charge, unattended by a competent person, without extinguishing the same;

(6) Place within any park or parkway or affix to any object therein contained, without a written license from the state parks committee, any word, character or device designed to advertise any business, profession, article, thing, exhibition, matter or event;

(7) Violate any rule or regulation adopted, promulgated, or issued by the state parks committee pursuant to the provisions of this act;

Shall be guilty of a misdemeanor.

SEC. 9. The state parks committee shall succeed to all the files and records of the heretofore existing state board of park commissioners.

Records of state board of park commissioners.

SEC. 10. Nothing herein contained shall be construed to repeal, by implication or otherwise, any existing criminal statute of this state.

Scope of act.

SEC. 11. In case any section or portion of this act shall be held to be unconstitutional or invalid, it shall not affect the remainder of the act.

Partial validity.

SEC. 12. For the purpose of carrying out the provisions of this act, there is hereby appropriated from the State Park and Parkways Fund, the sum of fifty thousand (\$50,000.00) dollars (in no case to exceed the amounts placed to the credit of this fund.

Appropriation \$50,000.

Passed the House March 4, 1921.

Passed the Senate March 8, 1921.

Approved by the Governor March 19, 1921.

CHAPTER 150.

[H. B. 180.]

EXTERMINATION OF NOXIOUS WEEDS.

AN ACT relating to noxious weeds, and authorizing the county commissioners to create and administer weed districts and to levy a tax therefor.

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

SECTION 1. For the purpose of preventing, destroying or exterminating any and all weeds or plants including Scotch Broom now classed, or hereafter to be classed by the department of agriculture or the director of Business Control of this state, as noxious weeds or plants detrimental to or de-

Creation of weed districts authorized.