

unconstitutional, such decision shall not affect the validity of the remaining portions of this act.

SEC. 30. Chapter 41, Laws of 1909, chapter 81, Laws of 1913, chapter 150, Laws of 1923, and chapter 180, Laws of 1933, are hereby repealed. Repealing clause.

Passed the House March 4, 1949.

Passed the Senate March 4, 1949.

Approved by the Governor March 19, 1949.

CHAPTER 203.

[H. B. 395.]

LEASING AGRICULTURAL SCHOOL AND GRANTED LANDS ON SHARE CROP BASIS.

AN ACT relating to leasing of agricultural school and granted lands; providing for leasing the same on a share crop basis, and prescribing the duties of the Commissioner of Public Lands and certain other persons in connection therewith.

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

SECTION 1. The Commissioner of Public Lands may lease agricultural school and granted lands on a share crop basis. Share crop leases shall be on such terms and conditions and for such length of time, not to exceed five years, as the Commissioner may prescribe. Upon receipt of a written application to lease agricultural school and granted lands, the Commissioner shall make such investigations as he shall deem necessary and if he finds that such a lease would be advantageous to the state, he may proceed with the leasing of such land on said basis. Share crop leases.

SEC. 2. If the Commissioner of Public Lands determines to make a lease of agricultural school and granted lands on a share crop basis, he shall fix the terms thereof and publish a notice of leasing in a newspaper of general circulation in the county in which such lands are situated. Such notice shall be Terms and conditions.
Notice of leasing to be published.

Contents of notice.

advertised for a period of two consecutive weeks and shall contain the legal description of the lands for which application to lease has been made, shall set forth the terms of the lease and fix the time and place at which the leasing shall be held.

List of lands to be leased.

SEC. 3. The Commissioner of Public Lands shall certify to the County Auditor of the county in which the land is located a list of the lands to be leased. Upon receipt of any certified list of lands to be offered for leasing under the provisions of this act, the County Auditor shall post said list for a period of thirty days prior to the date of leasing in some conspicuous place in his office and elsewhere in the county as the Commissioner of Public Lands may direct, and on the day and at the place fixed by the Commissioner, shall offer the lands described in the list for lease to the highest bidder.

County Auditor shall post list and offer lands for lease to highest bidder.

Notice of harvest.

SEC. 4. When wheat, barley, rye, corn, other grain or peas are harvested, the lessee shall give written notice to the Commissioner that the crop is being harvested, and shall also give to the Commissioner the name and address of the warehouse or elevator to which such grain or peas are sold or in which such grain or peas will be stored. The lessee shall also serve on the owner of such warehouse or elevator a written copy of so much of the lease as shall show the percentage of division of the proceeds of such crop as between lessee and lessor. The owner of such warehouse or elevator shall make out two warehouse receipts, one receipt showing the percentage of grain or peas belonging to the state and the other showing the percentage of grain or peas belonging to the lessee, and the respective amounts thereof, and shall deliver to the Commissioner the receipt for the state's percentage of such grain or peas within ten days after he has received such instructions.

Copy of lease to be served on warehouseman.

Duties of warehouseman.

SEC. 5. The Commissioner shall sell the grain or peas covered by the warehouse receipt within sixty days after receiving such receipt, or may comply with the provisions of any Federal act or the regulation of any Federal agency with relation to the storage or disposition of said grain or peas.

Sale of grain
and peas.

SEC. 6. The lessee under any lease issued under the provisions of this act shall notify the Commissioner of Public Lands as soon as an estimated yield of the crop can be obtained, such estimate to be immediately submitted to the Commissioner, who is hereby authorized to insure the crop from loss by fire or hail. The cost of such insurance shall be paid by the state and lessee on the same basis as the crop returns to which each is entitled.

Crop
insurance.

SEC. 7. This act shall not repeal the provisions of the general leasing statutes of the State of Washington and all of the general provisions of such statutes with reference to filing of applications, deposits required therewith, forfeiture of deposits, cancellation of leases for non-compliance and general procedures shall apply to all leases issued under the provisions of this act.

Effect of act.

Passed the House February 23, 1949.

Passed the Senate March 5, 1949.

Approved by the Governor March 19, 1949.