

the superintendent deems necessary to maintain said fund in a condition adequate to carry out the purposes of this chapter.

- Passed the Senate March 21, 1979.
- Passed the House April 10, 1979.
- Approved by the Governor April 19, 1979.
- Filed in Office of Secretary of State April 19, 1979.

CHAPTER 21

[Substitute Senate Bill No. 2158]

CONSERVATION RIGHTS—CONVEYANCES

AN ACT Relating to conveyances of conservation rights; adding a new section to chapter 64.04 RCW; and declaring an emergency.

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

NEW SECTION. Section 1. There is added to chapter 64.04 RCW a new section to read as follows:

A development right, easement, covenant, restriction, or other right, or any interest less than the fee simple, to protect, preserve, maintain, improve, restore, limit the future use of, or conserve for open space purposes, any land or improvement on the land, whether the right or interest be appurtenant or in gross, may be held or acquired by any state agency, county, city, town, or metropolitan municipal corporation, or nonprofit nature conservancy corporation. Any such right or interest shall constitute and be classified as real property. All instruments for the conveyance thereof shall be substantially in the form required by law for the conveyance of any land or other real property.

As used in this section, "nonprofit nature conservancy corporation" means an organization which qualifies as being tax exempt under 26 U.S.C. section 501(c)(3) (of the United States Internal Revenue Code of 1954, as amended) as it existed on June 25, 1976, and which has as one of its principal purposes the conducting or facilitating of scientific research; the conserving of natural resources, including but not limited to biological resources, for the general public; or the conserving of natural areas including but not limited to wildlife or plant habitat.

NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

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