

in exchange for the bill or bills of lading hereinabove mentioned shall cause such trust receipt to be attached to the cancelled warehouse receipt for which such trust receipt has been issued by him and in case such trust receipt shall have been issued for more than one warehouse receipt then such trust receipt shall be attached to one of such warehouse receipts and a notation made upon the other warehouse receipts for which such trust receipt may have been issued giving the number of the warehouse receipt to which such surrendered trust receipt has been attached.

Passed the House February 26, 1923.

Passed the Senate March 5, 1923.

Approved by the Governor March 19, 1923.

CHAPTER 147.

[H. B. 207.]

COUNTY ROADS BY SPECIAL ASSESSMENT.

AN ACT relating to the improvement of roads at the expense of the property benefited, amending Sections 6603 and 6607 of Remington's Compiled Statutes, and further amending said statutes by adding thereto a new section to be known as Section 6646-1 and fixing the time when this act shall take effect.

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

SECTION 1. That Section 6603 of Remington's Compiled Statutes be amended to read as follows:

Section 6603. Applications for such improvement shall be made to the commissioners of the county, signed by the owners of at least fifty-one per cent (51%) of the lineal frontage of the lots or lands abutting upon the proposed improvement: *Provided*, that such petitioners shall appear by the assessment rolls of the county to own property which will be particularly benefited, representing in value not less than ten thousand dollars for each mile of the im-

Amends Rem.
Comp. Stat.
§ 6603;
Pierce's Code
§ 6087.

Application.

provement petitioned for, and the petitioners must represent property within the improvement boundary equivalent to not less than five thousand dollars for each mile of the proposed improvement.

Amends Rem.
Comp. Stat.
§ 6607;
Pierce's Code
§ 6091.

SEC. 2. That Section 6607 of Remington's Compiled Statutes be amended to read as follows:

Appraisers.

Section 6607. Immediately upon the filing of the engineer's report, the county commissioners shall appoint three disinterested appraisers, residing within the county, but not within the territory particularly benefited by the proposed improvement, whose duty it shall be to at once proceed to assess the benefits of such proposed improvement to the corporations, companies, persons and property particularly benefited thereby, and estimate the damages to property over or through which the road shall be established or relocated, and award the same to the owners thereof. Before entering upon their duties

Oath.

the appraisers shall severally take and subscribe to an oath to impartially and to the best of their knowledge and ability, perform the duties required of them, and file said oath with the clerk of the board of county commissioners. Said clerk shall thereupon and forthwith deliver into the hands of the appraisers the engineer's report upon the proposed improvement, and all maps, charts and schedules pertaining thereto, taking a receipt from said appraisers therefor. The appraisers shall thereupon proceed to actually view in person all lands as shall appear from the engineer's report to lie within the improvement boundary, and obtain from the duplicate assessment roll of the county the total assessed valuation at the time of all property within the limits of any road district or township through or into which the proposed improvement is located. They shall then prepare a schedule, which shall set forth:

View.

Schedule.

(1) The benefits assessed to the county for such improvement shall be twenty-five per cent (25%) of the whole estimated cost thereof. Benefits to county.

(2) The benefits assessed to each road district or township through or into which the improvement is located, which assessment shall be equal upon all the assessed property in the road district or township according to the value thereof as shall appear upon the duplicate assessment roll of the county at the time, and which benefits shall be one-fourth ($\frac{1}{4}$) of the whole estimated cost of the improvement within the boundary of the road district. Benefits to road district.

(3) The benefits assessed to the lots and lands lying within the proposed improvement boundary, listing each tract of land assessed, giving the number of acres thereof, the owner as shall appear of record, the estimated valuation of each tract exclusive of improvement, and the benefit assessed thereto, and the total amount of benefits assessed to lots and lands shall be fifty per cent (50%) of the whole estimated cost of the proposed improvement: *Provided*, that the lots or tracts of land within the improvement boundary whose natural outlet will not be in whole or in part over said road when improved, shall not be separately assessed under the provisions of this clause. *Provided, further*, in counties having township organization the benefits assessed shall be as follows: Benefits to private lands.

(a) The benefits assessed to the county for such improvement, shall be one-half ($\frac{1}{2}$) of the whole estimated cost thereof; Township organization.

(b) The benefits assessed to each township through or into which the improvement is located, which assessment shall be equal upon all assessed property in the township according to the value thereof as shall appear upon the duplicate assessment roll of the county at the time and which benefit Benefits assessed to township.

shall be twenty-five per cent of the whole estimated cost of the improvement within the boundary of the township.

Benefits
assessed to
private lands.

(c) The benefits assessed to the lots and lands lying within the proposed improvement boundary, listing each tract of land assessed, giving the number of acres thereof, the owner as shall appear on the record, the estimated value of each tract exclusive of improvements, and the benefits assessed thereto, the total amount of benefits assessed to lots and lands shall be twenty-five per cent (25%) of the whole estimated cost of the improvement: *Provided*, that the lots and tracts of land within the improvement boundary whose natural outlet will not be in whole or in part over said road when improved, shall not be separately assessed under the provisions of this clause.

Lands taken
or damaged.

(4) A list of each tract or lot or portion thereof taken and damaged by the establishment or relocation of the road proposed to be improved and the lands contiguous or lying near thereto on which is located material necessary or available to be used in the construction of the proposed improvement, and of materials available for construction on contiguous or near lying lands, which list shall recite the number of acres of each of such lands so to be taken or damaged, and the amount of such contiguous or near lying materials estimated to be required, the owner thereof as shall appear of record, the estimated value thereof including improvements thereon, and the damages resulting therefrom, and the award made therefor.

Amends Rem.
Comp. Stat.
§ 6646-1;
Pierce's Code
§ 6125-1.

SEC. 3. That Chapter XIX, Title XLI of Remington's Compiled Statutes be amended by adding thereto a new section to be known as Section 6646-1 to read as follows:

Benefits
75% local.

Section 6646-1. (a) In cases where a road improvement under this act is desired but the proposed

improvement is of such a local nature that at least 75% of its benefit will accrue to the lands in the immediate vicinity thereof, such improvement may be ordered and constructed and the costs thereof paid and the assessment therefor levied and collected as set forth in this chapter, (same being Sec. 6598 to 6646 inclusive of Remington's Compiled Statutes of Washington) under certain modifications of the procedure, rights and liabilities therein set forth, such changed and special procedure, rights and liabilities, being as follows:

See Rem.
Comp. Stat.
§ 6598 to 6646;
Pierce's Code
§ 6082 to 6125.

(b) The "improvement boundary" of such special district need not include all lands lying within two miles from the proposed road improvement as required by Sec. 6599, but shall include such lands within such distance or a lesser distance therefrom as are especially benefited thereby. Otherwise it shall be as defined in said section.

Improvement
boundary.

See Rem.
Comp. Stat.
§ 6599;
Pierce's Code
§ 6083.

(c) Application for such improvement shall be made to the commissioners of the county signed by the owners of at least fifty-one per cent (51%) of the lineal frontage of the lots or lands abutting upon the proposed improvement. The improvement boundary shall be recited in the said petition and the subscribers of said petition shall further appear by the assessment rolls of the county to own land within said improvement boundary of the total assessed valuation of half or more than half of the assessed valuation of all lands lying within said improvement boundary. Other than as herein stated the provisions of Section 6603 shall be applicable to such petition.

Application.

See Rem.
Comp. Stat.
§ 6603;
Pierce's Code
§ 6087.

(d) The petition shall recite that the subscribers thereto agree that the special benefits accruing to the lands within the improvement boundary will be at least 75% of the benefits accruing therefrom and that there may be assessed against the lands within

Petition.

said improvement boundary at least 75% of the cost of such proposed improvement and as much more thereof as may be found equitable to be assessed thereto.

(e) In case of such special improvement the appraisers in assessing the benefits for the same as specified in Section 6607, shall apportion at least 75% of the costs of the proposed improvement, and such greater proportion thereof as they shall find equitable against the lands lying within the proposed improvement boundary; the remainder of said costs shall be apportioned equally against the road district or the townships traversed by said improvement and the county. Otherwise said assessment shall be as prescribed by said Section 6607.

(f) If bonds are issued for payment of such special improvement the interest and principal thereof shall be payable only out of the improvement fund, and no advances to pay the same shall be made out of the general road and bridge fund of the county, or out of the county current expense fund or out of any other county funds.

(g) In case of such special improvement being constructed, all the lands included within the improvement boundary shall be and remain liable for the costs of the improvement until the same are fully paid; if upon the foreclosure of the assessment upon any property the same shall not sell for enough to pay the assessment against it, or if any property assessed was not subject to assessment, or if any assessment made shall have been eliminated by foreclosure of a tax lien or made void in any other manner, or if by inadvertence or for any cause the assessment levied shall be found to be insufficient to meet the entire cost of construction, the board of county commissioners shall cause a supplemental assessment to be made on the property benefited by the improvement and against the county, and the road

See Rem.
Comp. Stat.
§ 6607;
Pierce's Code
§ 6091.

Benefits
assessed.

See Rem.
Comp. Stat.
§ 6607;
Pierce's Code
§ 6091.

Bonds.

Assessments,
foreclosure.

district or townships chargeable therewith in the manner provided for the original assessment, and in the same proportion as said assessment to cover the deficiency so caused in the original assessment.

SEC. 4. This Act is necessary for the immediate preservation of the public peace, health and safety, and the support of the state government and its existing public institutions and shall take effect immediately: *Provided*, that this Act shall not apply to any improvement heretofore initiated and in regard to which a hearing has been held as provided in Section 6605, and the improvement has been heretofore ordered, and all such improvements shall proceed as though this Act had not been passed.

Emergency.

See Rem.
Comp. Stat.
§ 6605;
Pierce's Code
§ 6089.

Passed the House February 26, 1923.

Passed the Senate March 3, 1923.

Approved by the Governor March 19, 1923.

CHAPTER 148.

[H. B. 143.]

INSPECTION OF HAY AND GRAIN.

AN ACT relating to appropriations and making an appropriation for the director of agriculture for supplies, material and services in the division of agriculture for the inspection of hay, grain and other commodities, and making a further appropriation to the director of business control for the purpose of industrial aid to the adult blind, amending chapter 3 of Title LXVII of Remington's Compiled Statutes, and providing that this act shall take effect immediately.

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

SECTION 1. That there is hereby appropriated from the general fund in the state treasury the sum of nineteen thousand nine hundred forty-eight dollars and nineteen cents (\$19,948.19) to be expended by the director of agriculture, through and by means

Appropriation
\$19,948.19.