

SEC. 15. If any section, clause or provision of this act shall, for any reason, be declared unconstitutional, such judgment shall not affect the validity of the remaining portions of this act not so declared unconstitutional. Partial
invalidity.

Passed the Senate March 5, 1937.

Passed the House March 9, 1937.

Approved by the Governor March 17, 1937, with the exception of section 5, which is vetoed.

CHAPTER 185.

[S. B. 409.]

SALE OF PROPERTY UNSUITABLE FOR HIGHWAY PURPOSES.

AN ACT providing for the sale of certain premises found by the Director of Highways to be unnecessary for public highway purposes and providing for the disposition of funds realized from such sale.

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

SECTION 1. Whenever the director of highways of the State of Washington shall determine that any premises, including improvements thereon, which have been or are in use for any purpose in connection with the administration of the public highways by the department of highways of the State of Washington, and which are owned by the State of Washington, are no longer necessary for said purposes, the same shall be, by and with the consent of the governor, offered for sale by the director of highways of the State of Washington, notwithstanding existing laws regarding the sale of other state property, upon bids to be advertised for and received by the director in the manner governing the letting of contracts for public highway improvements. Sale of
lands.

Bid proposals.

SEC. 2. The director of highways shall be and he hereby is authorized to accept the highest and best bid made for any premises so sold and to request the attorney general to prepare proper instruments to convey the premises so sold: *Provided*, That the director may reject all bids when, in his discretion, the highest bid shall not equal the reasonable fair market value of the real property, plus the value of the improvements thereon, computed on the basis of the reproduction value less depreciation: *And provided further*, That before the director shall accept any bid he shall procure the approval of the Governor of the State of Washington.

Authority for sale.

SEC. 3. The decision of the director of highways as to the necessity of the use of said premises and the necessity for the sale thereof, when approved by the governor, shall be sufficient authority for such sale or sales. Any instruments necessary to convey title pursuant to such sale or sales shall be executed by the governor on behalf of the State of Washington in form approved by the attorney general.

Proceeds of sale credited to motor vehicle fund.

SEC. 4. All amounts received from the sale of any premises by virtue of this act shall be paid to the director of highways of the State of Washington to be by him transmitted to the treasurer of the State of Washington, who shall credit all such sums to the motor vehicle fund of the State of Washington, in which fund the said sums shall be available for any proper primary highway purpose.

Passed the Senate March 4, 1937.

Passed the House March 9, 1937.

Approved by the Governor March 17, 1937.