

CHAPTER 146.

[H. B. 377.]

HIGHWAYS—SALE OF UNUSED PORTIONS.

AN ACT relating to state highways; providing that the Director of Highways may issue permits and sell or lease to cities and counties any real property no longer necessary for state highway purposes; amending section 28, chapter 53, Laws of 1937 (section 6400-28, Remington's Revised Statutes, also Pierce's Perpetual Code 623-7); and declaring an emergency.

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

Amend-
ments.

SECTION 1. Section 28, chapter 53, Laws of 1937 (section 6400-28, Remington's Revised Statutes, also Pierce's Perpetual Code 623-7), is amended to read as follows:

Sale of
unused state
highways.

Section 28. Whenever any primary state highway or secondary state highway is relocated across any lands and by reason thereof the existing state highway across said lands will be useless to the state and will be abandoned, the Director of Highways may, if the owner of any lands embraced within the relocated state highway is also the owner of the abutting lands on one or both sides of the useless state highway right of way, agree with such owner, as the consideration or as a part of the consideration for the conveyance to the state of the lands required for the relocated state highway right of way, to cause to be made to such owner a deed of conveyance of the useless state highway right of way or part thereof. Whenever the Director of Highways shall make such an agreement with any property owner and shall certify to the Governor that he has made such an agreement and give a description of the useless right of way agreed to be conveyed to such owner, the Governor may execute and the Secretary of State shall attest and deliver to such owner a deed of conveyance on behalf of the state to such useless state highway right of way or part thereof.

Whenever state owned lands under the jurisdiction of the Department of Highways shall, in the judgment of the Director of Highways, be no longer required for state highway purposes the Director of Highways may negotiate with any city or county of the state for the sale thereof, when, in his judgment, such sale is consistent with the public interest, and shall certify to the Governor that an agreement for such sale has been made and give a description of said lands together with the terms of such agreement, and the Governor may execute and the Secretary of State shall attest and deliver to such city or county a deed of conveyance on behalf of the state to such lands or portions thereof. Upon the application by any city or county for the use of any state owned lands under the jurisdiction of the Department of Highways the Director may, when in his judgment such use is consistent with the public interest, negotiate for and issue such permits, leases or licenses as may be required for the authorization of such use upon such terms and conditions as he may prescribe. No such permit, lease or license shall extend for a period in excess of four (4) years from the date thereof. Any monies received by the State of Washington pursuant to the provisions of this act shall be deposited in the Motor Vehicle Fund.

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SEC. 2. This act is necessary for the support of the state government and its existing institutions and shall take effect immediately.

Effective
immediately.

Passed the House March 1, 1945.

Passed the Senate March 7, 1945.

Approved by the Governor March 15, 1945.