

## CHAPTER 223.

[H. B. 263.]

CONSTRUCTION AND MAINTENANCE OF PUBLIC SPUR  
TRACKS BY RAILWAY COMPANIES.

AN ACT to authorize railway companies to construct, maintain and operate public spur tracks and to acquire rights of way therefor.

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

SECTION 1. Any railroad corporation organized under the laws of this State or of any other state, and authorized to do business in this State and owning or operating a railway in this State, may construct, maintain and operate public spur tracks, from its railroad or any branch thereof, to and upon the grounds of any mill, elevator, storehouse, warehouse, dock, wharf, pier, manufacturing establishment, lumber yard, coal dock or other industry or enterprise, with all side tracks, storage tracks, wyes, turnouts, and connections necessary or convenient to the use of the same; and such company may acquire by purchase or condemnation, in the manner provided by the laws of this State for the acquisition of real estate for railway purposes, all necessary rights of way for such spur tracks, side tracks, storage tracks, wyes, turnouts and connections; said spur when constructed to be a public spur for the use of all industries located or thereafter located thereon: *Provided*, That the right to acquire by condemnation herein granted shall not be exercised over unimproved lands for a greater distance than five miles, or over improved lands for a greater distance than one mile, or over lands within the limits of a municipal corporation for a greater distance than one-fourth of a mile: *Provided further*, That this act shall not be construed as limiting the rights granted under the operation of the act of March 28, 1890, relating to the construction of branch lines (Ballinger's Annotated Codes and Statutes, Sec. 4303).

Passed the House March 2d, 1907.

Passed the Senate March 13th, 1907.

Approved by the Governor March 16th, 1907.