

watercourse or other easement is not then in use, may make such reasonable, proper and just rules and regulations concerning the use thereof for the purposes aforesaid as may be just and proper and such order shall have the same force and effect and be binding upon the parties to such hearing as though such hearing and order was made affecting a railroad.

Order
binding.

SEC. 5. In case any person, firm or corporation owning and operating any private railroad, skid road, flume, canal, watercourse or other easement over and across lands hereafter acquired from the state obtained subject to the provisions of this act shall fail to comply with any rule, regulation or order made by the railroad commission after an inquiry as provided for in the preceding section, such person, firm or corporation shall be subject to a penalty not exceeding one thousand dollars for each and every violation thereof, and in addition thereto such right of way, railroad, skid road, flume, canal, watercourse or other easement and all improvements and structures on such right of way and connected therewith, shall revert to the State of Washington and may be recovered by it in an action instituted in any court of competent jurisdiction.

Failure
to comply.

Penalty.

Rights
revert to
state.

Passed by the House March 4, 1911.

Passed by the Senate March 9, 1911.

Approved by the Governor March 17, 1911.

CHAPTER 110.

[H. B. 311.]

RELIEF OF C. A. IVES.

AN ACT for the relief of C. A. Ives.

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

SECTION 1. That the commissioner of public lands is authorized and directed to resurvey lots 1 and 2 in section 36, township 15, north, range 3 west W. M., and to correct the application numbered 3207, made by C. A. Ives to

Resurvey.

purchase said lots, and also contract of sale numbered 3666, so as to include only the lands above the line of ordinary low water in the Chehalis river and upon the payment by the said C. A. Ives or his successor of an amount equal to the number of acres so found in said lots above the line of ordinary low water multiplied at the proportionate rate per acre in each lot as required by the original application, the said commissioner of public lands shall cause a deed to be issued therefor to the said C. A. Ives, or his successor, and the acceptance of such deed shall be deemed a relinquishment by such grantee of all claims to any part of said lots lying below the line of ordinary low water as shall be fixed by such survey.

Passed by the House February 25, 1911.

Passed by the Senate March 9, 1911.

Approved by the Governor March 17, 1911.

CHAPTER 111.

[H. B. 184.]

RELATING TO POWERS OF MUNICIPAL CORPORATIONS.

[See §§8005
to 8010,
Rem.-Bal.]

AN ACT relating to the powers of municipal corporations, authorizing such corporations to acquire by purchase, condemnation, or otherwise, water for irrigation and domestic purposes, and the construction of a piping system therefor; to levy and collect special assessments and taxes to pay for the same; providing the modes of payment therefor; making the annual rental for the use of such water a charge and lien against the property furnished; permitting cities and towns owning gas, water or electric plants to dispose of any surplus remaining after the inhabitants thereof have been supplied, and declaring an emergency.

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

SECTION 1. That all cities and towns within the state, other than cities of the first class, situated within the limits of any irrigation project owned and operated by the United States Government, any water users association, private individuals or corporation, where the water used for irri-