

tions of state highway is not reduced below the amount separately set out in this act opposite said designated section. Every such transfer shall be made by resolution of said board which shall include a statement of the reason therefor.

Emergency.

SEC. 3. This act is necessary for the immediate preservation of the public peace, health and safety, and for the support of the state government and its existing institutions, and shall take effect immediately.

Passed the House March 2, 1917.

Passed the Senate March 5, 1917.

Approved by the Governor March 10, 1917.

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## CHAPTER 76.

[S. B. 60.]

### STATE AND FEDERAL CO-OPERATION IN CONSTRUCTION OF RURAL POST ROADS.

AN ACT relating to public highways, rural post roads, assenting to the provisions of an act of Congress entitled "An act to provide that the United States shall aid the states in the construction of rural post roads, and for other purposes," approved July 11, 1916; authorizing and directing the state highway commissioner, the state highway board and the state treasurer to perform certain duties in connection therewith; providing for the apportionment of certain funds therefor; and declaring an emergency.

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

State's assent to federal aid road act.

SECTION 1. The State of Washington hereby assents to the purposes, provisions, terms and conditions of the grant of money provided in an act of Congress entitled "An act to provide that the United States shall aid the states in the construction of rural post roads, and for other purposes," approved July 11, 1916.

State highway department to enter into agreement with United States.

SEC. 2. The state highway commissioner and the state highway board, constituting the state highway department as provided by law, are hereby authorized and directed to act for and on behalf of the State of Washing-

ton, and of any civil subdivision of the state, in all things pertaining to the selection, construction and maintenance of roads under the provisions of said act of Congress approved July 11, 1916; and to enter into such agreements with the United States secretary of agriculture as may from time to time be desirable or necessary to secure the money or aid for any section of road selected by law for improvement through an appropriation for the biennium in which said improvement is to be made. Said rural post road money to be added to and expended in connection with the appropriation aforesaid: And to apply thereto, as may be required, co-operative expenditures from the public highway fund, which may have been appropriated by the state legislature and from any road fund, including the permanent highway fund of any civil subdivision of the state set aside by the local authority of any such civil subdivision and is available for the construction and maintenance of any section of state highway selected as aforesaid for such aid and improvement.

In all matters relating to the co-operative construction of any such rural post road the state highway commissioner and the state highway board shall act in the manner provided by state law for the construction of state highways from the public highway fund, so far as the same may be consistent with such rural post road act and the rules and regulations made by the secretary of agriculture pursuant to said act, to which the procedure shall be adapted as may be necessary.

Procedure under co-operative construction.

SEC. 3. For the construction or improvement and the maintenance of rural post roads which are a part of the public highway system, the good faith of the State of Washington is hereby pledged to make available funds sufficient to equal the sums appropriated to the state by or under the United States government during each of the five years for which federal funds are appropriated by section three (3) of the said act, and to maintain, or cause

Pledge of state to equal federal appropriation for rural post roads.

to be maintained the roads constructed or improved with the aid of funds so appropriated, and to make adequate provisions for carrying out such maintenance.

SEC. 4. The good faith of the State of Washington is further pledged to make available funds at least sufficient, when combined with funds made or to be made available by the several counties, to equal the sum apportioned to the state by the secretary of agriculture under the rules and regulations approved by him for carrying out the provisions of section eight (8) of said act of Congress: *Provided*, That funds made so available shall be spent only upon the highways comprising the system of state roads, and the good faith of the State of Washington is further pledged to maintain such roads and to make adequate provisions for carrying out such maintenance.

SEC. 5. In all matters relating to the co-operative construction or improvement of any road or highway for which federal aid is secured under the provisions of said act of Congress, the state highway department shall act in the manner provided by state laws relating to state highway construction from the public highway fund, so far as the same may be consistent with the provisions of said act of Congress and the rules and regulations made by the secretary of agriculture pursuant to said act, to which the procedure shall be adapted as may be necessary.

SEC. 6. The state treasurer is hereby authorized and directed to receive and have the custody of such funds or warrants drawn by the secretary of agriculture as are made available for payment by the secretary of the treasury under the provisions of such rural post road act, accounting for the same as a trust fund, and disbursing the same only under such terms and conditions as may be prescribed by the secretary of agriculture or by the secretary of the treasury.

SEC. 7. This act is necessary for the immediate preservation of the public safety and the support of the state

Mode of  
co-operation  
between  
state and  
federal  
authorities.

State  
treasurer  
custodian  
of federal  
road fund.

Emergency.

government and its existing public institutions, and shall take effect immediately.

Passed the Senate February 27, 1917.

Passed the House March 5, 1917.

Approved by the Governor March 10, 1917.

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## CHAPTER 77.

[S. B. 278.]

### EXPENDITURE OF COUNTY FUNDS ON STATE ROADS.

AN ACT relating to public highways, providing for the expending of certain funds of counties on such highways, and amending section 5878-6 of Remington & Ballinger's Annotated Codes and Statutes of Washington.

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

SECTION 1. That section 5878-6 of Rem. & Bal. Code be amended to read as follows:

Section 5878-6. Nothing in this act shall be construed to prevent the authorities of any county or road district from expending the road funds of such county or road district or funds obtained from the sale of bonds upon primary or secondary highways either for construction, maintenance or right-of-way, and they are hereby empowered so to do, the only exception being that when any section of the primary highway has been constructed by the state any expenditures made upon said portion of said primary highway shall be under the direction of the state highway commissioner: *Provided*, That the county commissioners may, when the estimated cost of such expenditure exceeds the sum of twenty-five thousand dollars (\$25,000.00), place the construction or improvement of such highway under the supervision and control of the state highway commissioner, who shall take full charge of the same, the actual expenses of said highway commissioner in the supervision of said construction to become a part of the expenses of the county in constructing said

County and district expenditures on state roads.

Expenditure under state supervision.