

prisoned in the Washington state penitentiary or Washington state reformatory in accordance with the sentence of the court by which they were tried. The prisoners so confined shall be subject in all respects to discipline and treatment as though committed under the laws of this state.

SEC. 2. The director of the department of public institutions is authorized to enter into contracts with the proper officers or agencies of the United States and of other states and territories of the United States relative to the *per diem* rate to be paid the state of Washington for the conditions of the keep of each prisoner.

Contracts
relative to
per diem
rate.

SEC. 3. The director of the department of public institutions shall not enter into any contract for the care or commitment of any prisoner of the federal government or any other state unless there is vacant space and unused facilities in the Washington state penitentiary or reformatory.

Director may
not contract
except for
use of unused
facilities.

Passed the House February 23, 1951.

Passed the Senate March 6, 1951.

Approved by the Governor March 15, 1951.

CHAPTER 136.

[H. B. 384.]

ENABLING SALE OF SPANAWAY PARK TO THE STATE AND CREATION OF SPANAWAY STATE PARK.

AN Act authorizing the Metropolitan Park District of Tacoma to sell to the state parks and recreation commission the property known as Spanaway Park, and authorizing said commission to thereafter develop the same as Spanaway State Park.

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

SECTION 1. The board of park commissioners of the Metropolitan Park District of Tacoma is author-

Conveyance
to state
authorized.

Spanaway
Park.

Legal
description.

ized and empowered to convey to the state, for park and recreational purposes, for such consideration as may be determined by the board of park commissioners of the Metropolitan Park District of Tacoma and the state parks and recreation commission of the state, with the approval of the governor, the property generally known as Spanaway Park situated in Pierce County, Washington, and more particularly described as follows:

All that part of the following described property lying west of state road No. 5, known as Pacific Avenue: All of the donation land claim of Henry de la Bushalier and wife, situate in Pierce County, being claim No. 49 and being parts of sections twenty and twenty-one, in township nineteen north of range three east of the Willamette Meridian, bounded and described as follows: Beginning at a point two chains and fifty-two links north from the southeast corner of said section twenty, and running thence west seven chains and nineteen links; thence north five degrees west, six chains and eighty links; thence north fifty-one degrees west, one chain and fifty links; thence north eighty-five degrees west, two chains and fifty links; thence north forty-four degrees west, one chain; thence north twenty degrees east, two chains; thence north 18 degrees west 17 chains 50 links; thence north 25 degrees east two chains; thence north twenty degrees west, seven chains; thence north three chains; thence north twenty-seven degrees east three chains; thence north, sixty-five degrees east, three chains; thence north fifty-three degrees east, two chains; thence north five chains; thence north forty-five degrees west, three chains; thence south sixty degrees west, one chain; thence south ten degrees west, five chains and fifty links; thence north six chains and fifty links; thence east fifty-two chains; thence south thirty-two chains and fifty links; thence east thirty

chains; thence south twenty chains; thence west sixty-three chains and thirty-one links to the place of beginning, containing three hundred and thirteen and seventy one-hundredths (313.70) acres. *Except* therefrom the following: Beginning at the southwest corner of said donation claim and running thence east along the south boundary of said claim 1193.9 feet to the center line of the former track of the Tacoma & Columbia River Railroad; thence north $5^{\circ} 42'$ east along the center line of track, 1320 feet; thence west parallel to the south boundary of said claim 1826 feet, more or less, to the government meander line of Spanaway Lake, thence southerly along said meander line to the place of beginning.

Also all those certain lots or parcels of land situate in the county of Pierce and state of Washington, particularly described as follows: Lots numbered four and five of section twenty-one; and lots numbered one, nine and ten of section twenty of township nineteen north of range three east of the Willamette Meridian; except of so much of said lot ten as described as follows: Beginning at a point eight hundred and ninety-five feet south and seventeen hundred and forty-six feet west of the northeast corner of said section twenty, said point being defined by a stone monument having a cross cut in the top thereof, buried about six inches below the surface of the ground; running thence south eighty-eight degrees three minutes west, one hundred (100) feet to a point defined, being a stone marked and buried in a manner similar to the one above mentioned; thence south eighty-eight degrees and three minutes west, three hundred (300) feet; thence south to the south boundary of lot ten in section twenty above named; thence east to the southeast corner of said lot ten; thence north along the eastern boundary of said lot ten to a point on the western bank of and forty (40) feet distant from the western shore of the

Other
parcels.

creek flowing through said lot ten and forming the outlet of Spanaway Lake; thence northwesterly along a line on the western side of, parallel to and forty (40) feet distant from the western shore of said creek, to a point north 88 degrees 3 minutes east from the place of beginning; thence south 88 degrees and 3 minutes west to the place of beginning; Also shore lands of second class abutting upon the above described property conveyed to the Metropolitan Park District of Tacoma, by deed recorded in book 519 of deeds at page 528.

Subject
to easements.

Subject to rights-of-way of record, subject to easements to Pacific Telephone and Telegraph Company, and subject to roads heretofore granted to Pierce County, Washington, under auditor's fee No. 1543468.

Acceptance
by
commission.

SEC. 2. The state parks and recreation commission may accept for the state the lands described in section 1, and upon acquisition may survey, plan and develop the same as a state park, which shall be called Spanaway State Park.

Passed the House February 21, 1951.

Passed the Senate March 5, 1951.

Approved by the Governor March 15, 1951.