

CHAPTER 128.

[H. B. 281.]

RELATING TO EMINENT DOMAIN PROCEEDINGS IN CITIES
AND TOWNS.

AN ACT relating to eminent domain proceedings in cities and towns, and amending Sections 9215 and 9216 of Remington's Compiled Statutes of Washington.

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

SECTION 1. That Section 9215 of Remington's Compiled Statutes of Washington be, and the same is hereby, amended to read as follows:

Section 9215. Every city and town and each unclassified city and town within the state of Washington is hereby authorized and empowered to condemn land and property, including state, county and school lands and property for streets, avenues, alleys, highways, bridges, approaches, culverts, drains, ditches, public squares, public markets, city and town halls, jails and other public buildings, and for the opening and widening, widening and extending, altering and straightening of any street, avenue, alley or highway, and to damage any land or other property for any such purpose or for the purpose of making changes in the grade of any street, avenue, alley or highway, or for the construction of slopes or retaining walls for cuts and fills upon real property abutting on any street, avenue, alley or highway now ordered to be, or such as shall hereafter be ordered to be opened, extended, altered, straightened or graded, or for the purpose of draining swamps, marshes, tide lands, tide flats or ponds, or filling the same, within the limits of such city, and to condemn land or property, or to damage the same, either within or without the limits of such city for public parks, drives and boulevards, hospitals, pesthouses,

Amends
§ 7545,
Pierce's
Code.

Power of
eminent
domain
granted to
all cities
and towns.

Vetoed.

What
includes.

drains and sewers, garbage crematories and destructors and dumping grounds for the destruction, deposit or burial of dead animals, manure, dung, rubbish, and other offal, and for aqueducts, reservoirs, pumping stations and other structures for conveying into and through such city a supply of fresh water, and for the purpose of protecting such supply of water from pollution, and to condemn land and other property and damage the same for such and for any other public use after just compensation having been first made or paid into court for the owner in the manner prescribed by this act; and each city of the first class is hereby further authorized and empowered to condemn land and property for public parks and public playgrounds.

Vetoed.

Public parks and playgrounds.

SEC. 2. That Section 9216 of Remington's Compiled Statutes of Washington be, and the same is hereby, amended to read as follows:

Amends § 7546, Pierce's Code.

Section 9216. When the corporate authorities of any such city shall desire to condemn land or other property, or damage the same, for any purpose authorized by this act, such city shall provide therefor by ordinance, and unless such ordinance shall provide that such improvement shall be paid for wholly or in part by special assessment upon property benefited, compensation therefor shall be made from any general funds of such city applicable thereto. If such ordinance shall provide that such improvement shall be paid for wholly or in part by special assessment upon property benefited, the proceedings for the making of such special assessment shall be as hereinafter prescribed, in this act: *Provided*, That no special assessment shall be levied under authority of this act except when made for the purpose of streets, avenues, alleys, or highways or alterations thereof or changes of the grade therein or other improvements in or adjoining the same, or for bridges, approaches, culverts, sewers, drains,

Compensation provided.

Special assessment of property benefited.

Purpose for which assessment levied.

Public parks
playgrounds
included.

Excess
width of
street pay-
able from
general
fund.

ditches, public squares, public playgrounds, public parks, drives or boulevards or for the purpose of draining swamps, marshes, tide flats, tide lands or ponds or for filling the same: *And It Is Further Provided*, That when a street, avenue, highway or boulevard is established or widened to a width greater than one hundred and fifty feet the excess over and above the one hundred and fifty feet shall be paid out of the general fund of such city without any deduction for benefits of such excess.

Passed the House January 1, 1926.

Passed the Senate January 6, 1926.

Approved by the Governor, with the exception of Section 1, which is vetoed, January 14, 1926.

CHAPTER 129.

[S. B. 55.]

REAL ESTATE BROKERS.

AN ACT defining the term "real estate broker," providing for the regulation, supervision and licensing of real estate brokers, providing for the enforcement of this act and penalties for its violation; establishing the office of real estate director, defining his powers and duties and providing for the maintenance of his office from fees collected and not otherwise.

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

Real estate
director.

SECTION 1. The office of real estate director is hereby created. The director of licenses of the state of Washington shall be real estate director with no additional compensation.

Duties.

SEC. 2. It shall be the duty of the real estate director hereinafter referred to as the "director" to enforce all laws, rules and regulations relating to the licensing of real estate brokers. Subject to the provisions of this act, he shall have full powers to regulate and control the issuing, suspension and re-

Powers.