

CHAPTER LXXXIII.

[H. B. No. 293.]

PROVIDING FOR SALE OF GRANTED LANDS FOR THE
PURPOSE OF ERECTING BUILDINGS AT THE STATE
CAPITAL.

AN ACT to provide for the sale of lands granted to the State of Washington for the purpose of erecting public buildings at the state capital and for the preservation of said lands and the proceeds thereof.

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

SECTION 1. All funds arising from the sale of lands granted to the State of Washington for the purpose of erecting public buildings at the state capital shall be held intact for the purpose for which they were granted. Lands when selected and assigned to said grant shall not be transferred to any other grant, nor shall the moneys derived from said lands be applied to any other purpose than for the erection of buildings at the state capital.

State land
commission to
provide for
sale of lands.

SEC. 2. It shall be the duty of the state land commission to provide for the sale and disposition of said lands and to make all such reasonable and necessary rules therefor as shall enable such sale and disposition to be made most advantageously for the purpose of said grant, subject to such regulations as may be provided by law.

Sale at auction.

SEC. 3. The state land commission may from time to time, as they may deem best, direct the sale of said lands at public auction at the court house at the county seat of the county in which the lands offered for sale lie. Not more than ten thousand acres shall be disposed of at any one sale, and each subdivision or lot consisting of one hundred and sixty acres, or approximating thereto, shall be separately offered for sale.

Amount
offered at
one time.

SEC. 4. Notice of every sale at public auction shall be given by publication thereof in the official newspaper of the county where the land lies once a week for five successive weeks, the first publication not to be made more than forty-five days before the date of such sale; said notice to describe the several tracts of land proposed to be sold and

Published
notice.

to state the appraised value thereof. Any such sale may be further advertised by a similar notice similarly published in some newspaper in Spokane, Tacoma, Seattle or Olympia, not the official newspaper of the county where the lands so offered shall lie. Every sale at public auction shall be conducted by such officer of the county in which the land is situated as the state land commission shall appoint for that purpose, who shall make return thereof according to the rules prescribed by said commission.

SEC. 5. The terms of sale shall be as follows: The purchase price shall be divided into ten equal parts or payments. The first payment shall be made at the time of sale. The second payment shall be within three months of the first payment, and thereupon a certificate of purchase shall be issued by the state land commission. The remaining payments shall be due one, two, three, four, five, six, seven and eight years, respectively, from and after the date of the certificate, which certificate shall show the amount of the several payments and the date of the payments as made, and the date of the maturity of the payments to be made. All unpaid payments shall bear interest at the rate of six per cent. per annum payable annually from the date of the certificate until paid. Any or all payments may be made before maturity: *Provided*, All accrued interest on said payments to the time the same are made shall be paid. The contract or certificate of purchase herein provided for shall be in such form as the said land commission shall prescribe, and shall be executed in duplicate, one copy of which shall be returned to the purchaser, and one copy filed in the office of the commissioner of public lands.

SEC. 6. The sale of every tract or parcel of land shall be to the highest bidder therefor, and the state land commission may at any sale reject all bids for any tract of land, and every sale at public auction shall be subject to the approval to [of] said commission: *Provided*, That no lands shall be sold for less than the appraised value thereof.

SEC. 7. All payments on account of such sale shall be to the commissioner of public lands by draft payable to the state treasurer, and no certificate of purchase shall issue till two such payments have been made. And the commis-

Terms of sale.

Land commission to prescribe forms.

Payment for lands.

sioner of public lands shall keep a true record of the same and of all sales made under the provisions of this act.

Sale void,
when.

SEC. 8. On failure to make any of said payments at the time required, the sale shall be void and the moneys heretofore paid to the state shall be forfeited to and belong to the state, and said lands shall again be subject to sale as hereinbefore provided: *Provided*, That for good cause shown the state land commission may extend to a certificate holder the time for making a payment on his certificate not to exceed one year.

Issue of patent.

SEC. 9. When full payment, including interest, shall have been made for any tract or parcel of land sold under the provisions of this act, the certificate therefor may be surrendered to the state land commissioner who shall thereupon certify said land for patent. Patents shall be signed by the governor, attested by the secretary of state, with the seal of the state attached, recorded in the office of the commissioner of public lands in a book kept for that purpose, and may be issued to the purchaser, to his heirs or the assignee of his certificate.

Penalty.

SEC. 10. If any person shall cut down, destroy or injure any tree standing or growing upon any of the lands granted to the State of Washington, for erecting public buildings at the capital of said state before patent shall have been issued by the state therefor as herein provided, or shall take or remove from any such lands any timber or wood, or shall dig, quarry, take or remove any mineral, earth or stone from such lands, such person, upon conviction thereof, shall be punished by imprisonment in the county jail not less than one month nor more than one year; or by fine not less than fifty nor more than one thousand dollars, or both: *Provided*, That nothing in this act shall be so construed so as to prevent any purchaser who shall purchase said land for purposes of a home from cutting such timber as may be necessary for domestic use, or to clear land for actual cultivation.

Approved March 9, 1893.