

## CHAPTER CLXXIX.

[S. B. No. 289.]

## AMENDING ACT OF 1890, RELATING TO SALE OF TIDE LANDS.

AN ACT to amend sections 6 and 7 of an act entitled "An act for the appraising and disposing of the tide and shore lands belonging to the State of Washington," approved March 26, 1890, and declaring an emergency.

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

SECTION 1. That section six of an act entitled "An act for the appraising and disposing of the tide and shore lands belonging to the State of Washington," approved March 26, 1890, be and the same is hereby amended to read as follows: Sec. 6. Said board or any other board or commission upon which the duties of this board may devolve by operation of law or otherwise, in whole or in part, shall prepare plats showing all shore and tide lands surveyed and appraised by them in their respective counties, on which shall be marked the location of all such lands, extending the lines of the United States survey over the same. Said board, or substitute therefor, in preparing plats of tide lands of the first class shall, after the establishment of harbor lines, lay out thereon such streets, avenues, boulevards and thoroughfares as in their judgment may be conducive to the public interests. Within ten days after this act goes into effect, the said board, or substitute therefor, shall begin, and shall complete as rapidly as possible, a plat or plats of said streets, avenues, boulevards, and thoroughfares, showing thereon the location, width and name of each of said public ways; said plat or plats shall be so prepared that the location on the ground of the said highways and thoroughfares as laid out and platted may be ascertained and determined from the data contained in said plat or plats. Upon the completion of said plat or plats, the same shall be submitted to the city council of the city in front of which such lands lie, whereupon, within thirty days, the said city council shall examine the same and determine whether said plat or plats are fair and satis-

Board, general  
duty of.

Streets.

City council.

factory to such city; if the said system of streets upon said plat or plats is found to be satisfactorily laid out, the said plat or plats shall be approved by ordinance as provided by charter of such city, but if the same are not found satisfactory and are not approved, the objections of the said city shall be stated thereto in writing, signed by the mayor, and return[ed] with said plat or plats to said board. If, during said thirty days, said city and board cannot agree, the said plat or plats and the written objections thereto shall be transmitted to the governor of this state, whereupon the governor shall examine into the difference between said city and board, and determine the matter fairly; but his decision upon such difference shall be final, and from which there shall be no further appeal. If no objections are made to any plat or plats, or upon the settlement of same when made by the governor, it shall be the duty of the said board or substitute therefor to complete said maps in accordance with the approved plats at once, and without any change therein. The tide and shore lands embraced within the limit of the streets and alleys, avenues, boulevards and thoroughfare heretofore platted, or that may be so hereafter platted by any such board or boards, shall be forever reserved from sale, and no part of the same shall be included in or affected by the preference purchase rights conferred by this act, and no such preference right or rights shall be allowed to or exercised by any applicant claiming a preference right of purchasing tide lands of the first class until after said board shall have filed according to law its plat or plats of any tide and shore lands. It is further hereby provided that the portion of such tide and shore lands embraced within the limits of any highways and thoroughfares laid out and designated on such plat or plats that may have been heretofore or that may be hereafter filed by any such board, shall, from the time of the filing of such plat or plats, be deemed to be and shall be forever dedicated to the public use as such public thoroughfares and highways: *Provided*, That such platting of such highways shall leave the preference rights of purchase conferred by law unrestricted, except as regards the portion of such tide lands embraced within the limits of such high-

Ordinance.

Rejection.

Governor  
to adjust  
and approve.All streets  
reserved.

ways and thoroughfares. Said board shall prepare and keep in a well bound book a record of their proceedings, including a list of said shore and tide lands, and their appraisal of the same.

Condemnation for streets, when made.

SEC. 2. That section seven of said act be amended to read as follows: Sec. 7. If it shall be found necessary to include any improvement made on any such tide land in aid of trade or commerce, in laying out any such street, the same shall be taken in accordance with the laws of this state relating to the condemnation of private property for public use, but this shall not prevent the location of such streets and the filing of such plats prior to condemnation, but it shall not be held to authorize the city to take possession of such improvement until paid for in condemnation proceedings. When said board shall have discharged their duties as aforesaid they shall deposit one copy of the plat and record as aforesaid with the county auditor in their respective counties, who shall file and safely keep the same in his office and they shall deliver one copy of the plat and record to the commissioner of public lands: *Provided*, That as soon as the tide and shore lands lying within or in front of the corporate limits of any incorporated city or town, and within two miles thereof on either side, shall have been surveyed, appraised and platted by the board of appraisers of the county in which such lands are situated, such board of appraisers shall file as above provided the plats and records relating to such tide and shore lands.

Condemnation proceedings, when taken.

SEC. 3. If any city shall not institute condemnation proceedings as provided for in this act within one year after the said board has completed its duties as herein provided, then the said city, if it desires to take possession of any improvement as aforesaid upon which any street is located, or if it desires to appropriate tide lands upon which there are any such improvements, shall not be entitled to appropriate such tide lands as aforesaid or any part thereof except it shall, in condemnation proceedings, pay for all improvements which may, after the expiration of one year, be placed thereon in aid of trade or commerce, as well as those already existing thereon.

SEC. 4. Whereas, existing laws do not adequately provide for the platting of tide lands, an emergency is hereby declared to exist, and this bill shall take effect thirty days from and after its passage and approval.

Passed the senate March 9, 1895.

Passed the house March 13, 1895.

Approved March 26, 1895.

## CHAPTER CLXXX.

[H. B. No. 393.]

### APPROPRIATION FOR THE UNIVERSITY.

AN ACT making an appropriation for the erection of certain necessary buildings and for carrying out certain necessary work for the University of Washington, and providing for reimbursing the state by the sale of certain university lands.

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

SECTION 1. For the erection of a power house, the completion of the heating, ventilating and water plant, the furnishing of the new main building and gymnasium now under construction, the erection of a residence for the president, the preparation of the new grounds and for other necessary improvements for the university of Washington, there is hereby appropriated out of any moneys in the state treasury not otherwise appropriated the sum of fifty thousand dollars (\$50,000).

SEC. 2. The money hereby appropriated shall be returned to the state treasury for [from] the proceeds of the first sales of any lands belonging to the University of Washington.

Passed the house March 11, 1895.

Passed the senate March 13, 1895.

Approved March 26, 1895.