

oath to the commissioner of public lands and to the auditor of the county wherein such lands are situated and also upon filing under oath a certificate of abandonment of such tract or tracts, parcel or parcels of land, in the office of each of said officials, such party shall then be entitled to again make purchase as hereinbefore provided; or if said land be used by the purchasers or any successors in interest of such purchaser in whole or in part for other than the purposes specified in this act, then upon application by any citizen to the state land commissioner such sale may be canceled, and the said land shall revert to the state and shall be subject to sale as herein provided, but not to such defaulting purchaser or such defaulting successor in interest.

SEC. 10. The provisions of this act shall not apply to such lands as have already been surveyed, appraised and platted.

SEC. 11. Whereas, planters of oysters not being adequately protected in the possession of their property, and it being the desire of certain oyster planters to engage in the planting of eastern oysters, and the season for ordering a supply of eastern oysters for spring planting being already at hand, an emergency is declared, and this act shall be in full force and effect upon its passage and approval by the governor.

Passed the house February 13, 1895.

Passed the senate February 27, 1895.

Approved March 2, 1895.

CHAPTER XXV.

[H. B. No. 399.]

RELATING TO THE SALE OF OYSTER LANDS.

AN ACT relating to the purchase and sale of oyster lands, and declaring an emergency.

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

SECTION 1. That all persons having the qualifications provided by law to enable them to purchase tide lands ^{Right to purchase.}

within the State of Washington, and who, prior to March 26, 1890, in good faith entered upon tide lands not in front of any incorporated city or town, nor within two miles thereof on either side, and planted and cultivated thereon artificial oyster beds, and who continued to occupy and work the same continuously and in good faith to March 26, 1890, and ever since said date, and who are now in possession of and working said oyster beds in good faith, shall be permitted to purchase the same for the purpose of cultivating oysters thereon, and for no other purpose, whether said tracts were originally covered by alleged natural oyster beds or not; and where, notwithstanding such prior occupancy and cultivation, any such tract or tracts so occupied prior to March 26, 1890, shall since such date have been reserved from sale or lease as natural oyster beds, the person or persons or their assigns who planted, occupied and cultivated such artificial beds may, by complying with the provisions of law touching the sale of artificial oyster beds and paying the value thereof fixed by the State of Washington, be and they are hereby entitled to receive a deed, subject to all the provisions of this act, to such tract or tracts not exceeding in area of forty acres to any one person, as they so in good faith improved as such artificial oyster beds prior to March 26, 1890.

Conditional
reversion
to state.

SEC. 2. It shall be expressly provided in the deed of conveyance of any such oyster bed and the tide land covered thereby, that said land, at the time of conveyance, is not in front of any incorporated city or town, nor within two miles thereof on either side, and that the said land is not now used for purposes of trade or commerce; that if at any time after the granting of said deed the land described therein shall cease to be used for the purposes of an artificial oyster bed, it shall thereupon revert to, and become the property of, the State of Washington, and that the same is conveyed to the grantee only for the purposes of cultivating oysters thereon, and the State of Washington hereby reserves the right to enter upon and take the possession of said tract or tracts if at any time the same is used for any other purpose than the cultivation of oysters; and the State of Washington reserves the further right to

enter upon and take possession of any tide lands sold under the provisions of this act, at any time when it desires, upon paying to the then owner or occupant the original purchase price of the lands together with the value of the improvements erected thereon, the then value of his artificial oyster beds and improvements erected thereon in connection with the carrying on of the raising and propagation of oysters by artificial cultivation.

SEC. 3. And there being great doubt and uncertainty in the question of obtaining title to oyster beds on tide lands, an emergency is hereby declared to exist, and this act shall take effect and be in force from and after its approval by the governor.

Passed the house February 18, 1895.

Passed the senate February 27, 1895.

Approved March 4, 1895.

CHAPTER XXVI.

[H. B. No. 215.]

REQUIRING PHYSICIANS TO REPORT DEATHS.

AN ACT relating to vital statistics and amending section 2609 of volume 1 of Hill's Annotated Statutes and Codes of Washington.

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

SECTION 1. Section 2609 of volume 1 of Hill's Annotated Statutes and Codes of Washington is hereby amended to read as follows: Sec. 2609. It shall be the duty of all physicians in this state to register their names and post-office address with the county auditor of the county where they reside; and every physician shall, under penalty of ten dollars, to be recovered in any court of competent jurisdiction in the state, at suit of any member of any state or local board of health, report to the county auditor on or before the 15th day of every month, all births and deaths which may come under his or her supervision during the