

## CHAPTER CXXVIII.

[ H. B. No. 280. ]

AUTHORIZING MUNICIPAL OWNERSHIP OF CERTAIN  
PUBLIC UTILITIES.

AN ACT amending section one of an act entitled "An act authorizing cities and towns to construct, condemn and purchase, purchase, acquire, add to, maintain, conduct and operate waterways, systems of sewerage, works for lighting, heating, fuel and power purposes, cable, electric and other railways, with all land and property required thereof, providing for payment therefor, repealing an act entitled an act relating to and authorizing cities and towns to purchase, construct and maintain waterworks, systems of sewerage, gas and electric light plants, and to issue bonds to pay therefor and declaring an emergency; approved February 10, 1893, and declaring an emergency; approved March 17, 1897, being section 1 of chapter 112 of the Session Laws of the State of Washington for 1897.

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

Amendment.

SECTION 1. That section 1 of an act entitled an act authorizing cities and towns to construct, condemn and purchase, purchase, acquire, add to, maintain, conduct and operate waterways, systems of sewerage, works for lighting, heating, fuel and power purposes, cable, electric and other railways, with all land and property required therefor, providing for payment therefor, repealing an act entitled "An act relating to and authorizing cities and towns to purchase, construct and maintain waterworks, systems of sewerage, gas and electric light plants and issue bonds to pay therefor and declaring an emergency, approved February 10, 1893 and declaring an emergency," approved March 17th, 1897, being section 1, chapter 112, of the Session Laws of the State of Washington for 1897, be and the same is hereby amended to read as follows: Section 1. That any incorporated city or town within the state be and is hereby authorized to construct, condemn and purchase, purchase, acquire, and to maintain, conduct and operate water works within or without its limits for the purpose of furnishing such city or town and the

Conferring  
powers upon  
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inhabitants thereof, and any other persons with an ample supply of water for all uses and purposes, public and private, including water power or other power derived therefrom, with full power to regulate and control the use, distribution and price thereof; and to construct and maintain systems of sewerage, with full jurisdiction and authority to manage, regulate and control the same, within and without the limits of the corporation; and to construct, condemn and purchase, purchase, acquire, add to, maintain and operate works, plants and facilities for the purpose of furnishing such city or town and the inhabitants thereof and any other persons with gas, electricity and other means, power and facilities for lighting, heating, fuel and power purposes, public and private, with full authority to regulate and control the use, distribution and price thereof; and to authorize the construction of such plant or plants by others for the same purposes, and purchase such power from others, when delivered within such city, for its own use and for the purpose of selling to its inhabitants and other persons doing business within such city, and to regulate and control the use and price of electrical power so supplied, and to construct, condemn and purchase, purchase, acquire, add to, maintain and operate cable, electric or other railways within the corporate limits of such city or town, for the transportation of freight and passengers, with full authority to regulate and control the use and operation thereof, and to fix, alter, regulate and control the fares and rates to be charged thereon, and for the purpose aforesaid, it shall be lawful for any city or town in said state to take and appropriate water from any public or navigable lake or water course within the state, and by means of aqueducts or pipe lines conduct the same to said city or town; and such city or town is hereby authorized and empowered to erect and build dams or other works across or at the outlet of any lake or watercourse in said state for the purpose of storing and retaining water therein up to and above high water mark; and for all the purposes of erecting such aque-

ducts, pipe lines, dams, water works or other necessary structures and storing and retaining water as above provided, such city or town shall have the right to occupy and use the beds and shores up to high water mark of any such water course or lake: *Provided*, That no such dam or other structure shall impede, obstruct or in any way interfere with public navigation, or other public uses of such lake or water course: *Provided*, That should private property be necessary for any such purposes or for storing water above high water mark, such city or town may condemn and purchase or purchase and acquire such private property.

Passed the House February 27, 1899.

Passed the Senate March 9, 1899.

Approved March 14, 1899.

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## CHAPTER CXXIX.

(H. B. No. 335.)

### RELATING TO PUBLIC LANDS.

AN ACT to amend section 12 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners as required by articles 15 and 16 of the state constitution, which shall be generally known as the board of state land commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897.

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

Amendment.

SECTION 1. That section 12 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line com-