

any other means for the utilization of water power, shall have the right to enter upon any land between the termini of the proposed ditches, flumes, pipe lines, tunnels or any other means for the utilization of water power, for the purpose of examining, locating and surveying such ditches, flumes, pipe lines, tunnels or any other means for the utilization of water power, doing no unnecessary damage thereby.

Right to  
appropriate  
real estate.

SEC. 3. Every such corporation shall have the right, subject to the proviso contained in section 1 hereof to appropriate real estate or other property for a right-of-way for such ditches, flumes, pipe lines, tunnels or other means of conveying water, and for any other corporate purposes, in the same manner and under the same procedure as now is or may be hereafter provided by law in the case of other corporations authorized by the laws of the state to exercise the right of eminent domain.

Passed the House March 4, 1901.

Passed the Senate March 13, 1901.

Approved by the Governor, March 18, 1901.

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## CHAPTER CXLIV.

[H. B. No. 404.]

### REQUIRING THE WEIGHING OF CARS LOADED WITH LUMBER.

AN ACT requiring railroad companies to weigh cars loaded with lumber, shingles, and other forest products at some common point or points.

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

Scales.

SECTION 1. All railroad companies operating any railroad or any part thereof within the limits of this state are required to provide scales and weigh at some common point or points within this state all cars loaded with lumber, shingles or any other forest products destined for shipment to any and all points within the limits of the state, and also car load shipments of said commodities to any and all points outside of the limits

of this state. Also that charges for freight on said commodities be based on the weights determined by the weighing stations within the limits of this state. Also that all bills of lading of railroads operating within the limits of this state specify said provision.

Charges based on weights.

Passed the House March 2, 1901.

Passed the Senate March 13, 1901.

Approved by the Governor March 18, 1901.

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## CHAPTER CXLV.

[H. B. No. 380.]

### FOR THE PROTECTION OF TREES AND SHRUBS.

AN ACT to protect from injury and destruction trees and shrubs in highways and other places, and providing a penalty for the violation thereof.

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

SECTION 1. Whoever digs up, cuts down, girdles, defaces, or otherwise injures or mars any tree or shrub on any public highway, bicycle path, park or any public grounds used as a place of public resort, unless the same is deemed an obstruction by the road supervisor or person lawfully in charge of such highway, bicycle path, park or public grounds and removed under his or their direction, shall be deemed guilty of a misdemeanor, and be fined in any sum not less than five dollars nor more than one hundred dollars and the costs of prosecution.

In public highways, parks, etc.

Penalty..

Passed the House March 9, 1901.

Passed the Senate March 13, 1901.

Approved by the Governor March 18, 1901.