

CHAPTER 155.

[S. B. 301.]

APPROPRIATION FOR THE EXTERMINATION OF SEALS
AND SEA LIONS.

AN ACT making an appropriation for the destruction of seals and sea lions on the Columbia river.

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

SECTION 1. There is hereby appropriated out of the general fund in the state treasury, not otherwise appropriated, the sum of one thousand dollars to be expended under the supervision of the state fish commissioner for the destruction of seals and sea lions in the Columbia river and in the vicinity of the mouth thereof.

Appropriation \$1,000.

Passed by the Senate March 10, 1909.

Passed by the House March 11, 1909.

Approved March 17, 1909.

CHAPTER 156.

[S. B. 299.]

GIVING CITIES THE RIGHT TO OWN CEMETERIES.

AN ACT authorizing cities to acquire, hold, and improve land for cemetery purposes, to sell lots therein and to provide, receive and invest funds, the income therefrom to be used in the betterment, care and improvement of such cemeteries.

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

SECTION 1. That any city may acquire, hold and improve land for cemetery purposes and may sell lots therein and may provide by ordinance that a certain specified percentage of the moneys for any lots sold may be set aside and invested, and the income from said investment be used in the care of said lots, and may take and hold any property, real and personal, bequeathed or given upon trust, and apply the income thereof for the improvement or embellishment of such cemeteries or the erection or preservation of any buildings or structures, fences or walks erected

Cemeteries may be owned and regulated by cities.

or to be erected upon the cemeteries of such city, or for the repair, preservation, erection or renewal of any tomb, monument, grave-stone, fence, railing or other erection at or around any cemetery lot or plat, or for planting and cultivating trees, shrubs, flowers or plants in or around such lot or plat or for improving or embellishing such cemetery in any other manner or form consistent with the design and purpose of such city, according to the terms of such grant, devise or bequest.

SEC. 2. It shall be the duty of the cemetery board or other body or commission having in charge the care and operation of cemeteries to invest all sums set aside from the sale of lots, and all sums of money received, and to care for the income of all money and property held in trust for the purposes designated herein: *Provided, however,* That all investments shall be made in municipal, county, school or state bonds, or in first mortgages on good and improved real estate.

Cemetery board, duty.

SEC. 3. That all investments shall be approved by the council or legislative body of the city.

Investments.

SEC. 4. That all moneys received or obtained in the manner herein provided shall be deposited with the city treasurer of said city, and shall be kept separate and apart in a fund known as the cemetery improvement fund, and shall be paid out by the said treasurer only upon warrants drawn by the order of the cemetery board and indorsed by the mayor and attested by the city comptroller of said city, or other authorized officer.

Separate fund.

SEC. 5. That accurate books of account shall be kept of all transactions pertaining to said fund, which books shall be open to the public for inspection and shall be audited by the auditing committee of said city.

Records.

SEC. 6. That the said city shall, by ordinance, make all necessary rules and regulations concerning the control and management of said fund to properly safeguard the same, but shall in no wise be liable for any of said funds except a misappropriation thereof, and shall not have power to bind the city or said fund for any further liabil-

Management of funds.

ity than whatever net interest may be actually realized from such investments, and shall not be liable to any particular person for more than the proportionate part of such net earnings.

Passed by the Senate March 6, 1909.

Passed by the House March 11, 1909.

Approved March 17, 1909.

CHAPTER 157.

[S. B. 325.]

REPEALING CERTAIN ACTS.

AN ACT repealing chapter 1 of the Session Laws of 1893, entitled "An act regulating and fixing railroad freight rates in the State of Washington," repealing chapter 85 of the Laws of 1893, entitled "An act regulating and fixing maximum railroad freight rates in the State of Washington, and providing a penalty for the violation thereof," repealing chapter 68 of the Laws of 1897, entitled "An act regulating common carriers, fixing maximum railroad freight rates in the State of Washington, forbidding discrimination by railroad common carriers in the matter of such rates and of facilities for shipment, and providing for due enforcement and observance of the rates so fixed, and of the regulations and prohibitions before referred to, and providing a method of determining the reasonableness of such rates and regulations, and making an appropriation therefor," repealing chapter 113 of the Laws of 1905, entitled "An act regulating and fixing the maximum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed."

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

SECTION 1. That chapter 1 of the Session Laws of 1893, entitled "An act regulating and fixing railroad freight rates in the State of Washington," chapter 85 of the Laws of 1893, entitled "An act regulating and fixing maximum railroad freight rates in the State of Washington, and providing a penalty for the violation thereof," chapter 68 of the Laws of 1897, entitled "An act regulating common carriers, fixing maximum railroad freight rates in the State of Washington, forbidding discrimina-

Ch. 1, p. 3, L.
'93; Ch. 85,
p. 210, L.
'93; Ch. 68,
p. 113, L.
'97; §§ 4313-
4331 Bal., §§
7782-7800
Pierce, and
C. 113, p.
220, L. '05,
repealed.