

in the state penitentiary for a period of time not to exceed five years, or shall be punished by a fine of not less than five hundred dollars nor more than five thousand dollars, or by both such fine and imprisonment at the discretion of the court.

Appropriation, \$25,000.

SEC. 4. The amount paid by any county for scalps under this act shall be credited to it by the State Auditor upon receipt by the State Auditor of a sworn statement from the county auditor as to the amount of warrants issued under the provisions of this act in said county, which statement shall be rendered to the State Auditor by each county quarterly, and the State Auditor shall make a charge against the general fund of the state for any such credits: *Provided*, That the credits herein provided for shall not exceed twenty-five thousand dollars (\$25,000.00) for each biennial period.

Passed by the House March 9, 1909.

Passed by the Senate March 11, 1909.

Approved March 18, 1909.

CHAPTER 194.

[S. B. 257.]

RELATING TO ASSESSMENT OF BENEFITS TO ROADS IN DRAINAGE DISTRICTS.

AN ACT relating to the assessments of benefits resulting to public or county roads by reason of the construction and maintenance of dikes or drains under the diking and drainage laws of this state, and providing a method of payment of such benefits, and declaring an emergency.

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

Benefit to road assessed to road district.

SEC. 1. Whenever, upon the trial to fix and assess the benefits and damages resulting from the construction of any diking or drainage system under the laws of this state, the jury shall find by its verdict that any public or county road will be benefited from the construction of such improvement, the clerk of the court in which such trial is

had shall, upon the entry of the judgment upon such verdict, certify to the board of county commissioners of the county in which such road is situated the amount of benefits to such road so found and adjudged. The said county commissioners shall, upon the receipt of such certified statement, allow the same as for other road work and shall order the amount thereof to be paid out of the road and bridge fund of the road district in which the road so benefited is situated, and shall direct the auditor of said county to issue a warrant for the amount of such benefits against the road and bridge fund of such road district in favor of the county treasurer of said county. The said county treasurer shall, upon the payment of said warrant, place the proceeds therefrom to the credit of the drainage or diking district from which such benefits resulted.

SEC. 2. Any additional assessments for the construction of any diking or drainage system, and also all assessments for the maintenance of same shall be based upon the benefits so found and adjudged, and the proportion of benefits resulting to such public or county road therefrom, on such basis, shall be allowed and paid for by such county in the same manner as in the case of the original construction.

Additional
assessments.

SEC. 3. An emergency exists and this act shall take effect immediately. Emergency.

Passed by the Senate February 27, 1909.

Passed by the House March 10, 1909.

Approved March 18, 1909.