

urer is hereby authorized to pay said warrant for the amount stated, and to the order of the person named in said certificate: *Provided*, That no certificate shall be issued in excess of the amount appropriated for said armory. All certificates issued shall be recorded in a book for that purpose.

Attorney
General.

SEC. 9. The Attorney General shall be the legal adviser of the board herein constituted.

Government
of armory.

SEC. 10. The Commander-in-Chief is hereby authorized to make such rules and regulations as he may deem expedient to govern this armory, but such rules and regulations shall conform to this act. When promulgated, they shall have the same force and effect as this act.

Passed by the House February 23, 1909.

Passed by the Senate March 3, 1909.

Approved March 9, 1909.

CHAPTER 69.

[H. B. 310.]

PROVIDING FOR ERECTING A CAPITOL BUILDING.

AN ACT relating to the sale of lands granted for public buildings at the state capitol, providing for the payment of all the claims against the capitol building fund and for the erection and completion of a capitol building, and making an appropriation for the carrying out of the provisions of this act and declaring an emergency.

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

State Capitol
Commission.

SECTION 1. A State Capitol Commission is hereby created, consisting of the Governor, State Auditor, the Commissioner of Public Lands, one member of the Tax Commission to be named by the Governor as *ex-officio* member thereof and three qualified electors of the State of Washington to be appointed by the Governor, to serve until the completion of their duties under this act, unless sooner removed; and in case of any vacancy in said Commission by

reason of the death, resignation or removal of any of the appointive members thereof, the Governor shall appoint a person to fill such vacancy. The members of said commission shall serve without compensation other than their actual expenses incurred in the performance of their duties as members of said commission. The Commissioner of Public Lands shall be the secretary of the commission, but the commission may appoint a suitable person as acting secretary thereof, and fix his compensation: *Provided*, That all records of sales made by the commission shall be filed in the office of the Commissioner of Public Lands, and all other records of said commission shall be filed with the State Auditor. Secretary.

SEC. 2. All lands granted to the state by the Federal Government for the purpose of erecting public buildings at the state capitol shall be known and designated as "Capitol Building Lands." None of such lands, nor the timber or other materials thereon, shall hereafter be sold without the consent of the State Capitol Commission and only in the manner as herein provided. Capitol building lands.

SEC. 3. The State Capitol Commission shall cause said lands to be appraised and prepare an abstract or record of all the capitol building lands with such maps and other data as may be deemed necessary to properly show in detail and by legal subdivision the location thereof, and of the timber and other materials thereon, and the character and value thereof. The commission shall seek proposals by advertising in the public press or otherwise, within or without the state, for the sale of such land in tracts not to exceed 160 acres in extent, and readvertise and re-see other and new proposals or bids as often as said commission shall deem necessary, and may sell any such lands at public auction, with a view of obtaining the full market value of said lands, announcing the times, terms and particulars of sale as is now provided for sale of other state lands: *Provided*, That the commission may sell the timber or other materials separate from the land, and said commission shall fix the time in which such timber or other materials shall be re- Appraisalment and sale of lands.

moved from the land, and may provide that the purchaser of timber or other materials separate from the land shall not be limited as to the time of removal thereof upon payment to the state for the use of such lands upon which such timber or other materials are situated of an annual rental to be fixed by the commission at or before the time of sale.

Rules to govern sales.

SEC. 4. The commission shall make necessary rules under which proposals or bids for the purchase of land, timber or other materials shall be received, and shall fix the terms of the sale thereof: *Provided*, That at least one fifth of the purchase price of each tract of land sold shall be paid at the time of sale, and the balance shall be distributed in such number of equal annual payments, not exceeding ten, as the purchaser may elect, with six per cent interest, payable annually, on the deferred payments; but the purchaser may at any time pay the entire amount then remaining unpaid, with interest to the date of such payment: *And provided further*, That the purchase price of all timber or other materials when sold separate from the land shall be paid in cash at the time of sale: *And Provided further*, That in case of the sale, on deferred payments, of any tract of land, where the timber thereon constitutes its principal source of value, all unpaid installments of the purchase price shall be paid before any timber is removed therefrom.

Payments.

Sales to take place at state capitol.

SEC. 5. All sales shall take place at the state capitol and the proceeds of such sale of lands, or the timber or other materials, shall be paid into the capitol building fund to be used: First: In the payment of all warrants or claims against such fund, and Second: For the construction of a capitol building on the foundation, or first story, now constructed on what is known as the "old capitol site," such capitol to be built according to the plans heretofore prepared and known as the "Flagg plans," with such modifications and improvements therein as may be deemed advisable by the commission: *Provided, however*, That all contracts for the construction of said capitol building shall be let after notice for proposals or bids have been advertised for at least four (4) consecutive weeks in at least three news-

Plans for capitol building.

papers of general circulation throughout the state: *And Provided further*, That said commission shall not award any contract for the construction of said capitol building until sufficient sales have been made to take up all outstanding claims against said capitol building fund, and sufficient sales to cover the amount of contract.

SEC. 6. Upon performance by the purchaser of all such conditions as shall have been fixed by the commission for the sale of any such lands or the timber or other materials thereon, conveyances shall issue therefor in the same manner as now provided by law for the conveyance by the state of other granted lands or the timber or other materials thereon. Conveyances.

SEC. 7. The commission may employ such cruisers, draughtsmen, engineers, architects or other assistants as may be necessary for the best interests of the state in carrying out the provisions of this act, and all expenses incurred by the commission, and all claims against the capitol building fund shall be paid by order of the commission upon vouchers signed by the chairman and secretary thereof, out of the appropriation hereinafter made. Employees.

SEC. 8. All sums of money received from sales made by the commission shall be paid into the capitol building fund in the state treasury, and are hereby appropriated for the purposes of this act. Appropriation from capitol building fund.

SEC. 9. To facilitate the work of the commission there is hereby appropriated out of the general fund of the state twelve thousand (\$12,000) dollars, or so much thereof as may be necessary, which amount so used shall be a charge against the capitol building fund, and shall be returned to the general fund after all other claims against the capitol building fund or incurred under the provisions of this act shall have been paid. Appropriation from general fund. \$12,000.

SEC. 10. An emergency exists and this act shall take effect immediately. Emergency.

Passed by the House February 23, 1909.

Passed by the Senate March 3, 1909.

Approved March 8, 1909.