

the same force and effect as if said title still remained under said registry system.

Passed the House March 3, 1917.

Passed the Senate March 6, 1917.

Approved by the Governor March 10, 1917.

CHAPTER 63.

[S. H. B. 182.]

FILLING LOWLANDS IN SECOND AND THIRD CLASS CITIES.

AN ACT relating to the filling of lowlands within cities of the second and third class, providing for the creation of assessment districts therefor, and the levying and collection of special assessments on the property benefited, amending sections 7971 and 7975 of Remington and Ballinger's Annotated Codes and Statutes of Washington, validating certain proceedings for the creation of assessment districts.

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

SECTION 1. That section 7971 of Rem. & Bal. Code be amended to read as follows:

Section 7971. Whenever the city council of any city dependent on account of the public health, sanitation, the general welfare, or other cause, to fill or raise the grade or elevation of any marsh-lands, swamp-lands, tide-lands, shorelands, or lands commonly known as tide flats, or any other lowlands situated within the limits of such city, and to clear and prepare said lands for such filling, such city council shall have power so to do and the expense thereof, including the cost of making compensation for property taken or damaged, and all other costs and expense incidental to such improvement, shall be assessed to the property benefited, except such amount of such expense as the city council, in its discretion, may direct to be paid out of the current or general expense fund: *Provided*, That if in the judgment of the city council the special benefits for any such improvement shall extend beyond the boundaries of the filled area, the council may create an enlarged district which shall include, as near as may be, all the

Special
assessments
authorized.

Enlarged
districts
beyond
filled areas.

property, whether actually filled or not, which will be specially benefited by such improvement, and in such case the council shall specify and describe the boundaries of such enlarged district in the ordinance providing for such improvement, and shall specify that such portion of the total cost and expense of such improvement as may not be borne by the current or general expense fund, shall be distributed and assessed against all the property of such enlarged district. Any proceedings for the creation of any such enlarged district heretofore established, or attempted to be established, are hereby validated. Proceedings for the filling and of changing the grade and elevation of any such lands may be had in the manner provided in this chapter.

Validation
of prior
proceedings.

SEC. 2. That section 7975 of Rem. & Bal. Code be amended to read as follows:

Section 7975. When such plans and specifications shall have been prepared and such estimate of the cost and expense of making such improvement shall be made and adopted by the council as set out in the preceding section, and when an estimate has been made of the compensation to be paid for property damaged or taken, either before or after such compensation shall be ascertained in the said superior court as hereinbefore provided, the city council through the proper officer or officers, of such city, shall cause an assessment roll to be prepared containing a list of all of the property within such improvement district which it is proposed to assess for such improvement, together with the names of the owners, if known, and if unknown the property shall be assessed to an unknown owner, and opposite each description shall be set the amount assessed to such description. When so ordered by the council, the entire amount of compensation paid or to be paid for property damaged or taken, including all of the costs and expenses incidental to the condemnation proceedings and together with the entire cost and expense of making the improvement, may be assessed against the property within the district subject to assessment, but the

Assessment
roll.

Assessment
of land
actually
filled.

Assessment
of other land
on special
benefits.

Deductions
for prior
filling.

Installment
payments.

council may order any portion of such costs paid out of the current or general expense fund of the city, in their discretion. The several parcels of land located within said improvement district to be assessed for such improvement which are actually filled shall be assessed according to and in proportion to surface area, a square foot of surface to be the unit of assessment, and the several parcels of land in any enlarged district not actually filled shall be assessed in accordance with special benefits: *Provided*, That where any parcel of land was partially filled by the owner prior to the initiation of the improvement an equitable deduction for such partial filling may be allowed. The cost and expense incidental to the filling of the streets, alleys and public places within such assessment district shall be borne by the private property within such district subject to assessment when so ordered by the council. When the assessment shall be payable in installments, the assessment-roll when equalized, as hereinafter provided, shall show the number of installments and the amounts thereof. The assessment herein provided may be made payable in any number of equal annual installments not exceeding ten (10) in number.

Passed the House March 2, 1917.

Passed the Senate March 6, 1917.

Approved by the Governor March 10, 1917.

CHAPTER 64.

[S. H. B. 38.]

CHANGING NAME OF STATE INSTITUTION FOR FEEBLE MINDED.

AN ACT changing the name of "The State Institution for Feeble Minded" to "The State Custodial School."

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

Name
changed to
State Custodial
School.

SECTION 1. That the name of the state institution established by chapter 70 of the Laws of 1905 be, and the