

CHAPTER 19.

[H. B. 6.]

PUBLIC LANDS.

AN ACT relating to the disposition of state lands and valuable materials thereon, and amending Section 7870 Remington's Compiled Statutes.

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

SECTION 1. That section 7870 Remington's Compiled Statutes be amended to read as follows:

Section 7870. When the board of state land commissioners shall have decided to sell any lot, block, tract or tracts of granted lands, or timber, fallen timber, stone, gravel or other valuable materials thereon, it shall be the duty of the commissioner of public lands to forthwith fix the date of sale and give notice thereof by advertisement published once a week for five weeks next before the time he shall name in said notice, in at least one newspaper of general circulation published in the county in which the lands are situated, which notice shall specify the place, time and terms of sale, describing with particularity each parcel of land to be sold and stating the appraised value thereof, and by causing to be posted in a conspicuous place in the office of the auditor of the county wherein such lands are situated a copy of said notice. And the commissioner of public lands shall cause all such lands or materials thereon to be sold and arrange such date of sale so that it will fall on the first Tuesday of the month, except where such Tuesday would fall on a legal holiday, in which case no sales shall be made until the following month. The commissioner of public lands shall cause to be printed in pamphlet form a list of all school, granted or other public lands or materials thereon, or tide or shore lands of the first or second class, or detached tide-lands, or har-

Amends Rem. Comp. Stat. § 7870: Pierce's Code § 6366.

Sale of granted lands, timber, stone, gravel, valuable material.

Date of sale.

Notice published.

Time of sale.

Lists.

bor area leases or mineral lands required by law to be sold at public auction and the appraised value, where the law provides for appraisement, that are to be sold in the several counties of the state, said lists to be issued each month, at least four weeks prior to the date of sale of such lands or materials enumerated thereon, such lands and materials to be listed under the name of the county wherein located, in alphabetical order, giving the appraised values, character of same and such other information as may be of interest to prospective buyers. Said commissioner of public lands shall cause to be distributed to the auditor of each county in the state a sufficient number of such lists to supply the demands made upon them respectively, as reported by such auditors, not exceeding one hundred copies in any one county. And said county auditors shall keep the lists so furnished in a conspicuous place or receptacle on the counter of the public office of their respective departments, and when requested so to do shall mail copies of such lists to residents of their counties. The commissioner of public lands shall retain for free distribution in his office five hundred copies of said lists, as above set forth, such lists to be kept in a conspicuous place or receptacle on the counter of the general office of the commissioner of public lands; and when requested so to do, the commissioner shall mail copies of said lists each month as issued to any applicant therefor. Proof of publication shall be made by affidavit of the publisher or person in charge of the newspaper publishing the notice of sale and by certificate of the auditor showing the posting of the notice of sale as aforesaid and the receipt of the lists as aforesaid, which shall forthwith be sent to and filed with the commissioner of public lands. The board of state land commissioners is hereby authorized to expend any sum of money; not exceeding fifteen dollars; in additional

Lists
distributed.

Proof of
publication
of notice of
sale.

Additional
advertising.

Time and
place of sale.

Sold to
highest
bidder.

Memorandum
of purchase.

advertising of such sale as the said board shall determine to be for the best interests of the state. Such sale shall take place on the day advertised, between the hours of 10 o'clock in the forenoon and 4 o'clock in the afternoon, in front of the court house, or of the building in which the superior court is held, in the counties in which there is no court house, when any such lot, block, tract or tracts of granted lands, or timber, fallen timber, stone, gravel or other valuable material thereon is situate or lies wholly within such county, when, however, any lot, block, tract or tracts of granted lands or timber, fallen timber, stone, gravel or other valuable materials thereon to be sold shall be situate or lie in more than one county of the State of Washington, such sale shall be advertised in each county wherein any of such land or materials lie or is situate as in this chapter provided, but such sale shall take place on the day advertised between the hours of 10 o'clock in the forenoon and 4 o'clock in the afternoon, in front of the court house, or of the building in which the superior court is held, in the counties in which there is no court house, in which the greater part of such land lies or is situate as shown by the official plat thereof on file in the office of the commissioner of public lands of the State of Washington, and shall be sold at public auction to the highest bidder, on the terms prescribed by law and as specified in the notice hereinbefore provided; and no land shall be sold for less than its appraised value. Such sale shall be conducted under the direction of the board, or the commissioner of public lands; by the county auditor of the county in which the lands are situate; and such auditor shall at once deliver to the purchaser under his hand and seal, a memorandum of his purchase, containing a description of the land purchased, the price bid and the terms of sale, upon the delivery to such auditor, by the purchaser, either in cash or by

certified check, or draft drawn upon some bank doing business in this state, or by postal order, of an amount equal to one-tenth of the price of the land by him purchased, payable to the order of the commissioner of public lands; and such auditor shall at once send to the commissioner of public lands such cash or certified check, draft or postal order and a copy of the memorandum delivered to the purchaser, together with such additional report of his doings and proceedings with reference to such sale as may be required by the commissioner of public lands or the board of state land commissioners. If any land so offered for sale be not sold the same may again be advertised for sale, as provided in this act, whenever in the opinion of the board it shall be expedient so to do; and such land shall again be advertised for sale as provided in this act, whenever any person shall apply to said board in writing to have such land sold and shall agree to pay, at least the appraised price thereof and shall deposit with the commissioner of public lands at the time of making such application, a sufficient sum of money to pay the cost of advertising for such sale, as provided in making original application.

Payment.

Report of
auditor.

Re-advertised.

Passed the House January 24, 1923.

Passed the Senate February 7, 1923.

Approved by the Governor February 21, 1923.