

CHAPTER 151.

[House Bill No. 61.]

MINING CLAIMS—LOCATION.

AN ACT relating to mining; amending section 2, chapter 45, Laws of 1899 as last amended by section 1, chapter 64, Laws of 1963, and RCW 78.08.060; and amending section 1, chapter 114, Laws of 1959 as amended by section 2, chapter 64, Laws of 1963, and RCW 78.08.072.

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

RCW 78.08.060 amended.

SECTION 1. Section 2, chapter 45, Laws of 1899 as last amended by section 1, chapter 64, Laws of 1963, and RCW 78.08.060 are each amended to read as follows:

Mining claims, location of. Staking of claim—Requirements—Rights of person diligently engaged in search.

(1) Before filing such notice for record, the discoverer shall locate his claim by posting at the discovery at the time of discovery a notice containing the name of the lode, the name of the locator or locators, and the date of discovery, and marking the surface boundaries of the claim by placing substantial posts or stone monuments bearing the name of the lode and date of location; one post or monument must appear at each corner of such claim; such posts or monuments must be not less than three feet high; if posts are used they shall be not less than four inches in diameter and shall be set in the ground in a substantial manner. If any such claim be located on ground that is covered wholly or in part with brush or trees, such brush shall be cut and trees be marked or blazed along the lines of such claim to indicate the location of such lines.

(2) Prior to valid discovery the actual possession and right of possession of one diligently engaged in the search for minerals shall be exclusive as regards prospecting during continuance of such possession and diligent search. As used in this section, "diligently engaged" shall mean performing not

less than one hundred dollars worth of annual assessment work on or for the benefit of the claim in such year or years it is required under federal law, or any larger amount that may be designated now or later by the federal government for annual assessment work.

SEC. 2. Section 1, chapter 114, Laws of 1959 as amended by section 2, chapter 64, Laws of 1963, and RCW 78.08.072 are each amended to read as follows:

RCW 78.08.072 amended.

Any geological, geochemical, or geophysical survey which reasonably involves a direct expenditure on or for the benefit of each claim of not less than the one hundred dollars worth of annual assessment work required under federal statute or regulations shall hold such claim for not more than two consecutive years or more than a total of five years: *Provided*, That a written report of such survey shall be filed with the county auditor at the time annual assessment work is recorded as required under federal statute, and said written report shall set forth fully:

Holding claim by geological, etc., survey—
Report of survey.

- (1) The location of the survey performed in relation to the point of discovery or location notice and boundaries of the claim.
- (2) The nature, extent, and cost of the survey.
- (3) The date the survey was commenced and the date completed.
- (4) The basic findings therefrom.
- (5) The name, address, and professional background of the person or persons performing or conducting the survey.

Passed the House March 5, 1965.

Passed the Senate March 9, 1965.

Approved by the Governor March 23, 1965.