

## CHAPTER 1

[Senate Bill No. 4025]

## SMITH'S COVE WATERWAY—VACATION, SALE

AN ACT Relating to waterways; and creating new sections.

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

NEW SECTION. Section 1. All of that portion of the Smith's Cove waterway in the city of Seattle, not previously vacated by chapter 59, Laws of 1913, as the same appears upon the plat of said city, is vacated as a waterway of the state of Washington.

NEW SECTION. Sec. 2. Upon vacation of the Smith's Cove waterway under section 1 of this act, the fair market value of those tidelands lying landward of the inner harbor line shall be determined by the department of natural resources at an amount not less than the average of at least two independent appraisals. Such lands shall be offered for sale to the Port of Seattle at fair market value. When the entire sale price is received the deed shall be issued in accordance with RCW 79.01.220 or section 32, chapter \_\_\_, Laws of 1982 ex. sess. (SSB 4824). Proceeds from sale shall first be used to reimburse the resource management cost account for appraisal costs and the remainder shall be deposited in the state general fund.

Passed the Senate March 16, 1982.

Passed the House March 15, 1982.

Approved by the Governor March 25, 1982.

Filed in Office of Secretary of State March 25, 1982.

## CHAPTER 2

[Engrossed Senate Bill No. 3394]

## COGENERATION FACILITIES—TAX CREDITS—CERTIFICATE LIMITATION

AN ACT Relating to cogeneration facilities; amending section 5, chapter 191, Laws of 1979 ex. sess. and RCW 82.35.050; amending section 3, chapter 191, Laws of 1979 ex. sess. and RCW 82.35.030; amending section 4, chapter 191, Laws of 1979 ex. sess. and RCW 82.35.040; providing an expiration date; and declaring an emergency.

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

Section 1. Section 5, chapter 191, Laws of 1979 ex. sess. and RCW 82.35.050 are each amended to read as follows:

When a cogeneration facility is operational and a certificate pertaining thereto has been issued, a credit may be claimed against taxes imposed under chapter 82.04 RCW, if the due date for payment of the taxes is after the effective date of the certificate: PROVIDED, That the date on which