

*further*, That the jurisdiction of the council or other legislative authority to proceed with any such improvement initiated by resolution shall be divested by a protest filed with the council prior to the awarding of the contract for such improvement signed by the owners of property within the proposed district subject to at least sixty per cent (60%) of the cost of such improvement as shown and determined by the preliminary estimates and assessment roll of the proposed improvement district. In the absence of fraud or gross mistake, such certificate of such board, officer or other authority shall be final and conclusive.

Jurisdiction  
divested by  
protest.

In computing the valuation of such property any nonassessable property owned by the United States, state, county, city, town, school district or other public corporation, shall be valued at the same rate as assessed property similarly situated.

Valuation  
computed.

Passed the House March 9, 1931.

Passed the Senate March 10, 1931.

Approved by the Governor March 19, 1931.

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## CHAPTER 86.

[ H. B. 377. ]

### OYSTER RESERVE LANDS FOR KITSAP COUNTY AIRPORT.

AN ACT relating to certain vacated oyster reserve located in front of Sections 32 and 33, Township 24, North, Range 1 East W. M.; authorizing the use thereof by and conveying to the county of Kitsap or the United States of America for an aviation field.

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

SECTION 1. That tracts 1 and 2 of vacated state oyster reserve, plat No. 87, located in front of sections 32 and 33, township 24 north, range 1 east W. M., be and the same are hereby reserved from sale; and upon the expiration of existing leases upon

Description.

Reserved  
from sale.

said tracts the county of Kitsap and/or the United States of America shall be authorized to enter into and upon the same and to do and perform any and all work thereon by them deemed necessary or advisable to make the same suitable and usable as a landing field and terminal for air craft.

Improvement  
by Kitsap  
county or  
U. S.

SEC. 2. Whenever the county of Kitsap and/or the United States of America shall have improved said tracts and made the same suitable and usable as a landing field and terminal for air craft, the commissioner of public lands shall in the manner provided by law in other cases of state land, certify to the governor for a deed covering said tracts to the county of Kitsap: *Provided*, That if the county commissioners of Kitsap county shall, prior to the time such certificate is made, by resolution request that such deed be issued to the United States of America instead of to the county of Kitsap, the commissioner of public lands shall certify to the governor for the issuance of a deed for such tracts to the United States of America.

Resolution  
requesting  
deed.

Deed  
executed.

SEC. 3. Upon receiving the certificate from the commissioner of public lands provided for in section 2 hereof, the governor is authorized and directed to execute, and the secretary of state to attest, a deed granting and conveying said tracts of land to the county of Kitsap or the United States of America, as the case may be.

Conditions of  
conveyance.

SEC. 4. Said tracts of land shall be granted and conveyed upon the condition and with the reservation, which shall be expressed in the deed, that the same are not to be sold or conveyed to any person, firm or corporation or municipal corporation, and are to be held, used and operated solely as a landing field and terminal for air craft; and that upon the use of the same or any part thereof for any other purpose, the whole thereof shall revert to and belong

to the State of Washington, without suit, action or proceedings whatsoever.

Passed the House March 6, 1931.

Passed the Senate March 10, 1931.

Approved by the Governor March 19, 1931.

## CHAPTER 87.

[ H. B. 281. ]

### DEPOSITARIES FOR PUBLIC FUNDS.

AN ACT relating to depositaries for public funds, including funds of the state, counties, cities and towns; and requiring of such depositaries a surety bond, or in lieu thereof the deposit of certain securities, and amending Sections 5549, 5551, 5563, 5569 and 5572 of Remington's Compiled Statutes.

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

SECTION 1. That section 5549 of Remington's Compiled Statutes be amended to read as follows:

Section 5549. Every state depository, before it shall be entitled to receive any state moneys, shall file with the state treasurer a good and sufficient bond of a surety company authorized to do business in this state, to be approved by said finance committee as security and pledge for the payment on demand to him or his order, free of exchange, at any place in this state designated by him, of all such moneys deposited with it, and of interest thereon at the rate fixed by said finance committee, which bond shall be at least equal to the amount of the moneys to be received by said depository of said state, and shall, before deposit, be approved by said finance committee. The finance committee may require the state auditor or the supervisor of banking to thoroughly investigate and report to it concerning the condition of any bank which makes application to become a state depository, and may also as often as it deems necessary require such investigation and report con-

Amends  
§ 5549, Rem.  
Comp. Stat.

State funds.

Surety bond  
required.

Interest  
rate.

Investiga-  
tion.