

Punishment. than two (2) days nor more than six (6) months and there may be imposed in addition thereto a fine of not more than Five Hundred Dollars (\$500.00).

Statute repealed.

SEC. 15. Section 28 of chapter 158, Laws of 1939 (section 6600-128 of Remington's Revised Statutes) is hereby repealed.

Passed the Senate March 8, 1941.

Passed the House March 12, 1941.

Approved by the Governor March 21, 1941.

CHAPTER 123.

[S. B. 284.]

COOPERATIVE MANAGEMENT OF FOREST LANDS.

AN ACT relating to the cooperative management of State Forest Board lands and state granted lands with national forest and private timber lands in a sustained yield management unit, amending chapter 130 of the Laws of 1939, and adding thereto two new sections.

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

Amendments.

SECTION 1. That section 1 of chapter 130 of the Laws of 1939 be amended to read as follows:

State may enter into co-operative agreement with others.

Section 1. The State Forest Board with regard to State Forest Board lands, and the Commissioner of Public Lands with regard to state granted lands, are hereby authorized to enter into cooperative agreements with the United States of America, Indian tribes, and private owners of timber land providing for co-ordinated forest management, including time, rate and method of cutting timber and method of silvicultural practice on a sustained yield unit. Wherever applicable in this act, it shall be understood that the State Forest Board shall have complete authority over State Forest Board lands and the Commissioner of Public Lands complete authority over state granted land.

SEC. 2. That chapter 130 of the Laws of 1939 be amended by adding thereto a new section to be known as section 3-A to read as follows:

Amendment
by addition.

Section 3-A. The private contracting party or parties shall enjoy the right of easement over State Forest Board lands and state granted lands included under said cooperative agreement for railway, road and other uses necessary to the carrying out of the agreement. This easement shall be only for the life of the cooperative agreement and shall be granted without charge with the provision that payment shall be made for all merchantable timber cut, removed or damaged in the use of such easement, payment to be based on the contract stumpage price for timber of like value and species and to be made within thirty (30) days from date of cutting, removal and/or damage of such timber and appraisal thereof by the Commissioner of Public Lands and the State Forest Board.

Contracting
party to have
easement.

Term of
easement.

SEC. 3. That chapter 130 of the Laws of 1939 be amended by adding thereto a new section to be known as section 6-A to read as follows:

Amendment
by addition.

Section 6-A. No transfer or assignment by the purchaser shall be valid unless the transferee or assignee is acceptable to the Commissioner of Public Lands and the State Forest Board and the transfer or assignment approved by them in writing.

Not to assign
without
approval.

SEC. 4. That section 7 of chapter 130 of the Laws of 1939 be amended to read as follows:

Amend-
ments.

Section 7. The purchaser shall, at the time of executing the contract, deliver a performance bond or sureties acceptable in regard to terms and amount to the Commissioner of Public Lands and the State Forest Board, but such performance bond or sureties shall not exceed ten (10) per cent of the estimated value of the timber purchased computed at the stumpage price and at no time shall exceed a total of fifty thousand dollars (\$50,000.00). The pur-

Purchaser
to deliver
performance
bond.

Maximum
amount.

Cancellation upon failure to comply.

chaser shall also be required to make a cash deposit equal to twenty per cent (20%) of the estimated value of the timber purchased, computed at the stumpage bid. Upon failure of the purchaser to comply with the terms of the contract, the performance bond or sureties may be forfeited to the state upon order of the Forest Board or the Commissioner of Public Lands.

Timber cut not to exceed deposit.

At no time shall the amount due the state for timber actually cut and removed exceed the amount of the deposit as hereinabove set forth. The amount of the deposit shall be returned to the purchaser upon completion and full compliance with the contract by the purchaser, or it may, at the discretion of the purchaser, be applied on final payment on the contract.

Passed the Senate March 3, 1941.

Passed the House March 12, 1941.

Approved by the Governor March 21, 1941.

CHAPTER 124.

[S. B. 288.]

CREDITS ON INHERITANCE TAXES FOR GIFT TAXES.

AN ACT relating to revenue and taxation; providing for credits on inheritance taxes where gift taxes have been paid; providing for exemptions; providing for application of section 1 to pending cases; providing for the amendment of chapter 180 of the Laws of 1935, as amended, by adding thereto new sections to be known as section 104 (a) and section 106 (a); declaring an emergency and that this act shall take effect immediately.

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

Amendment by addition.

SECTION 1. Chapter 180 of the Laws of 1935, as amended, is amended by adding a new section to be known as section 104 (a) to read as follows:

Section 104. (a) Nothing in this act shall be construed as imposing a tax upon any transfer, as de-