

CHAPTER CLXI.

[S. B. No. 236.]

AMENDING ACT RELATIVE TO THE STATE'S GRANTED LANDS.

AN ACT amending section 40 of an act relating to public lands of the state, being chapter 89 of the Laws of 1897, approved March 16, 1897, entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners, as required by articles 15 and 16 of the state constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency." Said section 40 being section 2170, volume 1, of Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency.

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

Amendment. SECTION 1. Section 40 of an act of the Legislature of the State of Washington, approved by the Governor March 16, 1897, relating to public lands of the state, being chapter 89 of the Laws of 1897, entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners, as required by articles 15 and 16 of the state constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency." Said section 40 being section 2170 of volume 1 of Ballinger's Annotated Codes and Statutes of the State of Washington, is hereby amended so that said section shall read as follows:

Sec. 2170. It shall be the duty of the harbor line commission provided for in this act to survey, plat, examine and appraise any tide or shore lands of the first class not heretofore platted and appraised and said commis-

Duty of harbor
line commis-
sion.

sion may establish harbor lines in front of incorporated cities and towns where such harbor lines have not been heretofore established under the provisions of article 15 of the constitution of this state; and whenever all of the owners and other persons having a vested interest in the lands embraced within any such plat or within any portion of such plat embracing all the land in such plat, bounded by water ways heretofore established and the upland and deep water, shall petition the state land commission by filing a petition therefor with the Commissioner of Public Lands, the state land commission is authorized and empowered to replat the lands described in said petition and all unsold land within such replat shall be reappraised in the manner provided for original appraisements of tide lands. All streets, alleys, water ways and other public places embraced within any such plat or portion of plat vacated by the replat hereby authorized shall vest in the owner or owners abutting thereon. If in the preparation of such replat by the state land commission it becomes desirable to appropriate any tide land which has heretofore been sold for use as streets, alleys, water ways or other public places, all persons interested in the title shall join in the dedication of such replat before the same shall be effected. No water ways laid out prior to January 1, 1900, shall be vacated. All plats and replats provided for in this section shall be in triplicate. Within thirty days after the adoption of such replat by the commission one copy shall be filed in the office of the Commissioner of Public Lands; one copy in the office of the auditor of the county wherein such land is situated and one copy in the office of the city engineer of the city or town wherein such land is situated. Any replat of lands heretofore platted shall be in full force and effect and shall constitute the vacation of streets, alleys and waterways and public places heretofore dedicated and shall constitute a dedication of new streets, alleys or public places and waterways appearing upon such replat when a majority of the city council of the city or town wherein such replatted land is situated

Petition — to be filed with Commissioner of Public Lands.

Streets, alleys, etc.

Exception as to waterways.

Plats to be in triplicate.

Replat to be in force.

If not within corporate limits.

shall by resolution approve the same; and if such land is not in any incorporated city or town when a majority of the county commissioners of the county wherein such replatted land is situated shall approve the same.

Existing laws.

Nothing herein contained shall be construed to supersede existing laws relating to the vacation of streets, alleys and public places. This section is intended to afford an additional method of procedure: *Provided*, If any streets heretofore platted are vacated by the replat and any new street or waterway is so laid out as to leave unsold tide land between such new street or waterway and land heretofore sold, the owner of said tide land heretofore sold shall have the preference right, for sixty days after final approval of such replat, to buy the unsold tide land so intervening at the appraised value.

Proviso.

Emergency.

SEC. 2. An emergency exists and this act shall take effect immediately.

Passed the Senate March 9, 1901.

Passed the House March 13, 1901.

Approved by the Governor, March 18, 1901.

CHAPTER CLXII.

[H. B. No. 348.]

ESTABLISHING THE OFFICE OF STATE FIRE MARSHAL.

AN ACT to establish the office of fire marshal and to prescribe the duties and powers of the state fire marshal.

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

Deputy insurance commissioner ex-officio fire marshal.

SECTION 1. The deputy insurance commissioner shall be *ex-officio* fire marshal of this state, and shall receive for his services the compensation hereinafter provided for. All necessary forms, circulars and blanks, together with such reports as may be required by the provisions of this act, shall be furnished at the expense of the state.

SEC. 2. The chief of the fire department of every city having a paid or organized volunteer fire department,