

## CHAPTER 95.

[S. B. 247.]

## PERMITTING DAMS AND WORKS FOR IRRIGATION AND POWER PURPOSES.

AN ACT relating to the granting to persons, firms and corporations an easement over, upon and across the beds of the rivers of the State of Washington for the construction and maintenance of dams and works incident thereto for irrigation and power purposes.

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

SECTION 1. There is hereby granted to persons, firms and corporations organized among other things, for irrigation and power purposes, the right to construct and maintain dams and works incident thereto over, upon and across the beds of the rivers of the State of Washington in connection with such power and irrigation purposes, and there is hereby granted to such persons, firms and corporations an easement over, upon and across the beds of such rivers for such purposes. Such easement shall be limited however, to so much of the beds of such rivers as may be reasonably convenient and necessary for such uses. All such dams and works shall be completed within five years after the commencement of construction work upon the same. The rights and privileges granted by this act shall inure to the benefit of such persons, firms or corporations from the date of the commencement of construction work upon such dams and works incident thereto, and such construction work shall be diligently prosecuted to completion, and the rights, privileges and easements granted by this act shall continue so long as the same shall be utilized by the grantees for the purposes herein specified, and the failure to maintain and use such dams and works after the same shall have been constructed, for a continuous period of two years, shall operate as a forfeiture of all the rights hereby granted and the same shall revert to the State of Washington: *Provided*, That nothing in this act shall be construed in such a way as to interfere with the use of

Power and  
irrigation  
purpose  
rights.

Continue  
while  
utilized.

Revert  
to state.

said rivers for navigation purposes, and all of such rights, privileges and easements granted hereby shall be subject to the paramount control of such rivers for navigation purposes by the United States: *And, provided further,* That the use and enjoyment of the grants and privileges of this act shall not interfere with the lawful and rightful diversion of the waters of said rivers by other parties under water appropriations in existence at the time any such persons, firms or corporations shall avail themselves of the benefits and privileges of this act, but no such persons, firms or corporations shall have any right to construct any such dams or works over, upon or across the land between ordinary high water and extreme low water of any river of this state without first having acquired the right to do so from the owner or owners of the lands adjoining the land between ordinary high water and extreme low water over or across which said dam or works are constructed.

Procure  
right from  
owner.

Passed by the Senate March 1, 1911.

Passed by the House March 8, 1911.

Approved by the Governor March 17, 1911.

## CHAPTER 96.

[S. B. 232.]

### DEMURRAGE BILL.

AN ACT to amend section 16 of chapter 142 of the Statutes of Washington for the year 1907, entitled, "An act providing for the furnishing of cars to shippers and prescribing the time of loading, transporting and unloading the same, with storage and charges incidental thereto and providing charges and penalties for delay and for the violation of this act and authorizing the railroad commission of Washington to prescribe additional rules and to enforce the same and the provisions of this act," and declaring an emergency.

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

SECTION 1. That section 16 of chapter 142 of the Statutes of Washington for the year 1907, be and the

[Amending  
§ 8706,  
Rem.-Bal.]