

turned in the manner described above, to the state:  
*Provided further*, That in determining the value and nature of such improvements the board is hereby authorized to compel by subpoena the attendance, swear and examine witnesses as to the cost and value of such improvements and the damage and waste as well. Witnesses.

Passed the House February 28, 1901.

Passed the Senate March 12, 1901.

Approved by the Governor March 18, 1901.

## CHAPTER CXLIX.

[H. B. No. 286.]

### PROHIBITING USE OF NICKEL-IN-THE-SLOT MACHINES.

AN ACT to prohibit the maintaining, conducting, operating, playing or using nickel-in-the-slot machines, or other devices of like character, wherein there enters an element of chance.

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

SECTION 1. Any person or persons who shall conduct, maintain or operate either as owner or owners, proprietor or proprietors, lessee or lessees, employe or employes, agent or agents, any nickel-in-the-slot machine, or other device of like character, wherein there enters an element of chance, whether the same be played or operated for money, checks, credits, or any other thing or representative of value, shall be guilty of a misdemeanor, and, upon conviction, shall be punished by a fine of not less than ten dollars nor more than one hundred dollars, and in default of the payment of the fine imposed shall be imprisoned in the county jail one day for each two dollars thereof. Unlawful to conduct or maintain—for what purpose.  
Penalty.

SEC. 2. For the purposes of trial and conviction under this act the possession of any such machine or device or keeping the same in any place accessible to the public shall be *prima facie* evidence against the person in possession thereof of guilt under this act. Possession of prima facie evidence.

**SEC. 3.** Any fine imposed under this act shall be paid into the county treasury of the county wherein such conviction was secured, for the benefit of the school fund.

**SEC. 4.** All acts and parts of acts in conflict herewith are hereby repealed.

Passed the House March 4, 1901.

Passed the Senate March 12, 1901.

Approved by the Governor March 18, 1901.

## CHAPTER CL.

[H. B. No. 349.]

### PROVIDING FOR SALE OF CERTAIN SCHOOL LAND.

AN ACT to provide for the sale of certain school land in section 36, township 10 north, range 38 east, Willamette meridian.

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

**SECTION 1.** That the board of appraisers and the Commissioner of Public Lands are hereby authorized to offer for sale and sell, under the provisions of section 2144 to 2148, inclusive, of Ballinger's Annotated Codes and Statutes of Washington, the following described real estate, to-wit: Beginning at a point one and fifty-hundredths chains west of the N. E. corner of the N. W.  $\frac{1}{4}$  of the S. W.  $\frac{1}{4}$  of section 36, Tp. 10 N., R. 38 E., W. M., running thence south  $48\frac{1}{2}$  degrees east,  $4\frac{2}{10}$  chains; thence south 56 degrees west, 9.93 chains; thence north 34 degrees west, 6 chains; thence north 56 degrees east, 6.05 chains; thence east 3.50 chains to place of beginning: *Provided, however,* That such land shall not be sold for less than ten dollars per acre: *And provided, further,* That said lands shall never be used for any other than cemetery purposes.

Passed the House March 2, 1901.

Passed the Senate March 12, 1901.

Approved by the Governor March 18, 1901.