

CHAPTER 278.

[H. B. 334.]

RELOCATION OF STATE HIGHWAY NO. 5.

AN ACT relating to the reconstruction and relocation of a portion of Primary State Highway No. 5 to be inundated as a result of the construction of the Second Nisqually Power Development Project by the City of Tacoma; authorizing the Director of Highways to make an agreement with said city as to the relocation and reconstruction of said highway and as to the state's participation therein and payment of a portion thereof; providing for disposition of funds realized thereby; and declaring an emergency.

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

SECTION 1. The relocation and reconstruction of inundated portions of Primary State Highway No. 5 is a necessary part of and involved in the construction of the Second Nisqually Power Development Project by the City of Tacoma and it is to the best interest of the State of Washington that said portions of said highway be relocated and reconstructed according to present accepted standards of the Department of Highways.

Relocation
necessary.

SEC. 2. The Director of Highways is hereby authorized and empowered to enter into any agreement with the City of Tacoma which to him may seem necessary to accomplish a relocation and reconstruction of Primary State Highway No. 5 according to standards of location and construction which he, the said Director, may prescribe. Such agreement may include but need not be limited to the following: (1) Stipulations as to the amount and the manner of compensation to be made to the state by the City of Tacoma; (2) Stipulations as to the amount and manner of the state's participation in or payment for the contemplated reconstruction; and (3) Stipulations determining the character of instruments by which rights in real property, particularly rights of

Director
to make
agreement.

Provisions.

way, shall be conveyed by the state to the city and by the city to the state.

M. V. Fund
to receive
revenue and
pay cost.

SEC. 3. Any monies which may be realized by the State of Washington as a result of any such agreement authorized by section 1 hereof shall be deposited in the Treasury of the State of Washington to the credit of the Motor Vehicle Fund and shall be available for primary state highway purposes. Any monies to be paid to the City of Tacoma under any such agreement as a participation by the state in the cost of said reconstruction shall be made from any unexpended monies appropriated from the Motor Vehicle Fund for state highway purposes.

Effective
immediately.

SEC. 4. This act is necessary for the immediate preservation of the public peace, health and safety and for the support of the state government and its existing public institutions and shall take effect immediately.

Passed the House March 4, 1943.

Passed the Senate March 9, 1943.

Approved by the Governor March 22, 1943.