RCW 80.36.040  Use of road, street, and railroad right-of-way—
When consent of city necessary. Any telecommunications company, or
the lessees thereof, doing business in this state, shall have the
right to construct and maintain all necessary telecommunications lines
for public traffic along and upon any public road, street or highway,
along or across the right-of-way of any railroad corporation, and may
erect poles, posts, piers or abutments for supporting the insulators,
wires and any other necessary fixture of their lines, in such manner
and at such points as not to incommode the public use of the railroad
or highway, or interrupt the navigation of the waters: PROVIDED, That
when the right-of-way of such corporation has not been acquired by or
through any grant or donation from the United States, or this state,
or any county, city or town therein, then the right to construct and
maintain such lines shall be secured only by the exercise of right of
eminent domain, as provided by law: PROVIDED FURTHER, That where the
right-of-way as herein contemplated is within the corporate limits of
any incorporated city, the consent of the city council thereof shall
be first obtained before such telecommunications lines can be erected
thereon.  [1985 c 450 § 18; 1961 c 14 § 80.36.040. Prior: 1890 p 292 §
5; RRS § 11352.]