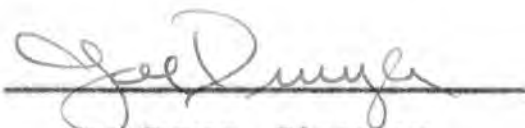


Order 827 superseded by Order No. 877

See File 13, Docket 433, filed 12/8/6

ORDER NUMBER 827 previously in effect, pursuant to a law repealed by the 1961 Legislature and pertaining to the use of agricultural pesticides, sprays and chemically treated materials in Okanogan and Douglas counties is hereby adopted as an emergency order pursuant to those laws which shall become effective June 8, 1961; specifically Chapter 249, Laws of 1961 and which replace the laws under which this order previously existed. This is necessary for the immediate preservation of the economic health and general welfare. It is necessary that the order become effective immediately to provide the transition of the old and new laws in that Chapter 249 does not allow time for the usual hearing procedures for this order to become effective prior to the dates that the agricultural sprays will be applied.

I hereby certify that the attached order is a true and correct copy of that order adopted by the Department of Agriculture.


Joe Dwyer, Director

Dated this 8th day of June 1961.

STATE OF WASHINGTON
FILED
JUN 6 1961
CODE REVISER'S OFFICE
DOCKET #283 FILE #13

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

ORDER NO. 827

Supersedes Order No. 807

Effective March 10, 1961

A Regulation Relating to the Use of Chemicals and Chemically
Treated Materials in Okanogan and Douglas Counties

I, Joe Dwyer, Director of Agriculture, State of Washington, after public notice and hearing held at Okanogan, Washington on November 22, 1960, by virtue of authority vested in me under Chapter 61, Session Laws of 1951, as amended by Chapter 261, Session Laws of 1953, Revised Code of Washington Chapter 17.20, do hereby amend Order No. 807 to read as follows:

Regulation 1. Area Under Order

Sections 17, 18, 19, 20, 29, 30, 31 and 32, Township 34 North, Range 27 East, Sections 5, 6, 7 and 8, Township 33 North, Range 27 East, Sections 13 through 36, Township 34 North, Range 26 East, all of Township 33 North, Range 26 East, Sections 4, 5, 6, 7, 8 and 9, Township 32 North, Range 26 East, Sections 1, 2, 3, 10, 11, 12, 13, 14, 15 and 24 through 36, Township 33 North, Range 25 East, all of Townships 32 North and 31 North, Range 25 East, and that portion of Township 30 North, Range 25 East lying in Okanogan County, Sections 1, 2, 11, 12, 13, 14, 23, 24, 25, 26, 35 and 36, Township 32 North, Range 24 East, Sections 1, 2, 11, 13, 14 and 23 through 36, Township 31 North, Range 24 East, and that portion of Township 30 North, Range 24 East, lying in Okanogan County.

Sections 25, 26, 27, 28, 32, 33, 34, 35 and those portions of Sections 22, 23, 24, 29 and 31, Township 30 North, Range 24 East, that portion of Township 29 North, Range 24 East, lying north and west of the Central Ferry Road. Sections 28, 29, 30, 33 and those portions of Sections 19, 20, 21, 22, 27 and 34, Township 30 North, Range 25 East, Sections 4, 16, 22 and those portions of 3, 9, 15 and 23, Township 29 North, Range 25 East, including only those lands lying in Douglas County.

Regulation 2. Type of Herbicides Prohibited

The use or application of the herbicides known as 2,4-D, 2,4,5-T and M.C.P. or any formulations thereof with any other herbicides, chemicals, oils, salts or water on any crops, shrubs or lands except the amine salt formulations, is prohibited in the area described in Regulation 1.

Dust formulations of any and all of the materials or chemicals referred to in the above paragraphs are prohibited in the entire area under order (Regulation 1).

Regulation 3. Application

Aircraft application of the materials or chemicals referred to in the above paragraphs shall be made with not less than one gallon per acre including diluent and with due regard to relationship to susceptible crops and to weather conditions. Aircraft carrying herbicides or prior to thoroughly cleaning equipment following use of these chemicals are prohibited from turning and/or low flying over cities and towns, farmsteads, windbreaks or cultivated row crops belonging to any person other than the

owner of the property being treated, except by permission from the person whose farmsteads, windbreaks, cultivated crops or other valuable vegetation are involved within the area under regulation.

Regulation 4. Ground Equipment

Ground equipment when used within the area described in Regulation 1 shall use a total per acre application of not less than 7 1/2 gallons including diluent, a pressure of not to exceed 35 pounds per square inch at the nozzle and shall not operate when the wind velocity is over 10 miles per hour and shall use precautions in regard to other weather conditions and relationship to susceptible crops.

Regulation 5. Restrict Area for Loading

The loading and/or mixing of the herbicides known as 2,4-D, 2,4,5-T and M.C.P. or any formulation thereof with any other herbicides, chemicals, oils, salts or water in aircraft for use and application is prohibited on any air strip, air field or any location within one mile of any city or town within the area under regulation.

Regulation 6. Procedures for Empty Containers

Injurious herbicides or emptied containers thereof shall not be dumped or abandoned or stored or allowed to remain at any place where plants of value are likely to be injured by the vapor or by water flowing through or over the material. Equipment used for injurious herbicides shall be cleaned so that no injurious residues remain before being used for any purpose whereby such residue might come in contact with susceptible crops or before being stored in any place where susceptible crops might be affected.

Regulation 7.

No herbicides shall be used under circumstances where injury is likely to result to plants of value on property other than the property to be treated, either through drift of the herbicide during the application or through subsequent movement of vapor or contaminated dust in the wind, nor at any time when the form of the herbicide, method of application, condition of surrounding crops, weather conditions or other circumstances, present exceptional risk of injury to crops.

This order will remain in effect until superseded or amended.

/s/ JOE DWYER
Joe Dwyer
Director of Agriculture
State of Washington

Dated at Olympia, Washington

February 8, 1961