

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
DIVISION OF HORTICULTURE
Olympia

STATE OF WASHINGTON
FILED

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ORDER No. 556

Supersedes Order No. 423

Barberry and Black Stem Rust Quarantine Order No. 29

Effective on and after September 1, 1949.

Section 1. Establishing Quarantine

WHEREAS, The fact has been determined and notice is hereby given that the common barberry, (*Berberis Vulgaris*) and its horticultural varieties as well as certain other species of *Berberis*, *Mahonia*, and *Mahoberberis* are the alternate host plants of disease known as Black Stem Rust, caused by an organism *Puccinia graminis*, which attacks wheat, oats, barley and rye, and many cultivated and wild grasses, often resulting in material financial loss to growers of these crops in Washington, and

WHEREAS, The spread of this plant disease throughout the state of Washington would entail great loss to the agricultural interests of this state,

NOW, THEREFORE, I, Sverre N. Omdahl, Director of Agriculture of the State of Washington, under authority vested in me by Chapter 292 of the Session Laws of 1927, in order to prevent the spread of Black Stem Rust caused by an organism *Puccinia graminis*, do hereby proclaim and establish a quarantine effective throughout the state of Washington prohibiting the maintenance, propagation, sale or movement throughout the state of Washington, of species and varieties of *Berberis*, *Mahonia* and *Mahoberberis* determined to be alternate hosts of this disease, including any plants, cuttings, stalks, scions, buds, fruits, seeds or parts of these plants capable of propagation.

Section 2. Destroy all rust-susceptible barberry bushes.

It shall be the duty of all firms, corporations, private individuals, and other persons owning or controlling lands, or places in this state, and all public authorities having jurisdiction over streets, highways, parks, public lands, irrigation canals, diking districts, and other public places, to forthwith destroy all rust-susceptible barberry bushes from said premises and to keep the same free from such plants.

Section 3. No restrictions placed on the growing or intrastate movement of rust-resistant barberry, Mahonia, and Mahoberberis plants or seeds.

No restrictions are placed by these regulations on the growing or intrastate movement of rust-resistant Barberry, Mahonia, and Mahoberberis, plants or seeds; however these shall consist only of those species and horticultural varieties designated as rust-resistant by the Chief of the Bureau of Entomology and Plant Quarantine of the United States Department of Agriculture in section 301.38-5 of Federal Quarantine No. 38.

Cuttings (without roots) of Mahonia shipped for decorative purposes and not for propagation do not come under these restrictions.

Section 4. All packages to be plainly labelled or stamped.

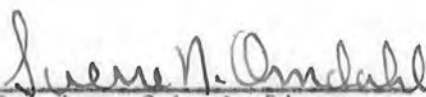
All intrastate and interstate shipments and/or individual packages of *Berberis*, *Mahonia* or *Mahoberberis* plants, seeds, or parts thereof capable of propagation must be plainly labelled or stamped on the outside of the package as to botanical species or horticultural variety and must be plainly marked with the name and address of the consignee and consignor. In addition, when required by Federal Quarantine No. 38, revised, each shipment and/or individual package containing *Berberis*, *Mahonia* or *Mahoberberis* plants or seeds shall have securely attached to the outside thereof, a valid shipping permit issued by the United States Department of Agriculture authorizing the interstate movement of regulated products.

Any and all employees and designated agents of the Horticultural Division of the State Department of Agriculture, are hereby empowered and instructed to intercept, condemn, and destroy, or return to shipper at his expense, Berberis, Mahonia and Mahoherberis plants or seeds moved in violation of and not marked in accordance with the above regulations. All authorized persons mentioned above also are empowered and instructed to enforce all other provisions of this order.

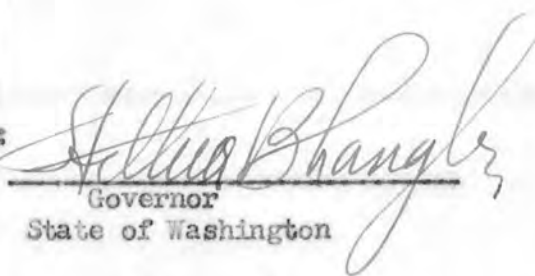
Articles subject to destruction in these regulations may be moved interstate and intrastate by the United States Department of Agriculture for experimental or scientific purposes, on such conditions and under such safeguards as may be prescribed by the Bureau of Entomology and Plant Quarantine. The container of articles so moved shall have securely attached to the outside thereof an identifying tag from the Bureau of Entomology and Plant Quarantine, showing compliance with such conditions.

All previous quarantines or regulations that may be found in conflict with the provisions of this quarantine are hereby rescinded.

This order shall take effect and be in full force on and after the first day of September, 1949.


Director of Agriculture

Approved:


Governor
State of Washington

Dated at Olympia, Washington, this 29 day of August, 1949.