

FROM: Department of Agriculture
(Name of Agency)

TO: CODE REVISER
LEGISLATIVE BLDG (Southwest Corner, Ground Floor)
Olympia 98501

The enclosed Permanent rules , being order No. 1336
Emergency rules
relating to (Name of rules or description of subject matter)

the use of herbicides in Lincoln County.

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. 4413 ① filed with the code reviser
on 12/13/73 ② were regularly adopted as permanent rules of this
(date)
agency at Director's Office on 2/5/74 and are herewith
(place) (date)
filed in the office of the code reviser pursuant to chapter 34.04
RCW. The effective date of such rules shall be 3/7/74 ③

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding that the immediate adoption of
these rules is necessary for the preservation of the public
health, safety, or general welfare and that observance of the
requirements of notice and opportunity to present views on
the proposed action would be contrary to the public interest,
were regularly adopted as emergency rules of this agency at
_____ on _____ and are herewith filed in
(place) (date)
the office of the code reviser pursuant to chapter 34.04 RCW.

The undersigned hereby certifies that the requirements of chapter
34.04 RCW and of the Open Public Meetings Act of 1971, chapter
42.30 RCW (1971 ex.s. c 250) have been fulfilled.

Dated this 5th day of February 19 74.

STATE OF WASHINGTON
FILED
FEB 5 1974
CODE REVISER'S OFFICE
DOCKET # 6998 FILE # 27

Department of Agriculture
(AGENCY)
[Signature]
By
Supervisor, Grain & Chemical Division
Title

① NOTICE NUMBER AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY RE-
VISER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE NO. OF LAST NOTICE)
② STAMPED DATE AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY REVIS-
ER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE DATE OF LAST NOTICE)
③ UNLESS A LATER DATE IS SPECIFIED IN THIS ORDER OR IS PRESCRIBED
IN ANOTHER STATUTE, RULES ARE EFFECTIVE 30 DAYS AFTER FILING:
RCW 34.04.040. LEAVE THIS SPACE BLANK EXCEPT IN SUCH SPECIAL CASES.

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

ORDER NO. 1336
(Supersedes Order No. 1293)
EFFECTIVE MARCH 7, 1974

REGULATIONS PERTAINING TO THE USE OF HERBICIDES IN
LINCOLN COUNTY

I, Stewart Bledsoe, director of agriculture of the state of Washington, by virtue of the authority vested in me under chapters 17.21 and 15.58 RCW, after due notice as provided under chapters 34.04 and 42.32 RCW and a public hearing held in Wilbur, Washington on January 4, 1974, do hereby promulgate the following regulations relating to the use of growth regulating herbicides.

REGULATION 1. AREA UNDER ORDER, RESTRICTED USE HERBICIDES, PROHIBITED FORMULATIONS AND DEFINITIONS.

AREA UNDER ORDER: All lands lying within the borders of Lincoln County.

RESTRICTED USE HERBICIDES: All formulations of Dicamba (Banvel) and all formulations of phenoxy hormone-type herbicides, including 2,4-D, 2,4,5-T and MCPA are by this order declared to be restricted use herbicides.

PROHIBITED FORMULATIONS: The use of dust formulations of restricted use herbicides are prohibited in the entire area under order. The use of all oil-type carriers, emulsifiers, and spreader stickers are also prohibited: PROVIDED, That oil-type emulsifiers and spreader stickers may be used when not in excess of one pint per acre; and on and after November 1 to and including May 15 of the following year, oil-type carriers may be used for brush control.

DEFINITION: VOLATILE ESTERS. High volatile and low volatile esters are those formulations labeled as high volatile and low volatile in Interpretation 17, Revision 1 of Title 7 under the Federal Insecticide, Fungicide and Rodenticide Act.

REGULATION 2. AREA 3. (Outlying area - southwest of Almira and Odessa). An area west of a line starting at the Grant-Lincoln County line and State Highway 2; thence northeasterly two miles more or less to the intersection of County Road No. 9115 and Almira; thence southerly seven miles more or less along County Road No. 9115 to County Road No. 1536; thence east along County Road No. 1536 six miles more or less to State Highway 21; thence southerly along State Highway 21 twenty-two miles more or less to Odessa; thence south along State Highway 21 five miles more or less to the Lincoln-Adams County line.

AREA 3. (Restrictions). The use or application of high volatile formulations of restricted use herbicides shall be suspended on and after April 16. The use or application of low volatile formulations of restricted use herbicides shall be prohibited on and after May 16 to and including October 31 of each year.

On and after May 16 to and including October 31 of each

year ground applications shall be made using nozzles having a minimum orifice diameter of 0.031 inches (approximately 8 gallons per acre).

On and after May 16 to and including October 31, aircraft applications shall be made with a 1-gallon alternative (see Order 1347, Regulation 9).

REGULATION 3. AREA 4. (All remaining lands in Lincoln County).

AREA 4. (Restrictions). The use or application of high volatile formulations of restricted use herbicides shall be suspended on and after April 16.

On and after May 16 to and including October 31, aircraft applications shall be made with a 1-gallon alternative (see Order 1347, Regulation 9).

REGULATION 4. The distribution, use and application of restricted use herbicides in counties east of the crest of the Cascade Mountains shall comply with the applicable restrictions in Order 1347 and Order 1346, WAC 16-222-160(1)(n) and (9) and WAC 16-222-190.

I hereby certify that the foregoing is a true and correct copy of the regulations promulgated by the Department of Agriculture.

Stewart Bledsoe

STEWART BLEDSOE

Director of Agriculture
State of Washington

Signed at Olympia, Washington

Date: 2/5/74