

State of Washington

Department of Agriculture
(agency name)

Administrative Order No. 2007

(1) I, C. Alan Pettibone, director of Department of Agriculture

do promulgate and adopt at Olympia, Washington (place)
the annexed rules relating to:

- Chapter 16-212 WAC GRAIN, HAY, BEANS AND PEAS - INSPECTION FEES
Chapter 16-224 WAC DESIGNATIONS OF WAREHOUSE STATIONS
Chapter 16-225 WAC FIELD-STORED HAY

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. WSR 89-08-019
filed with the code reviser on March 29, 1989. These rules shall take effect:
[X] thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).
[] at a later date, such date being

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

I, find that an emergency exists and that this order 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 public interest. A statement of the facts constituting the emergency is:

These rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04.026 that "every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules" fill in statement (a), (b), or (c) as appropriate:

- [X] (a) This rule is promulgated pursuant to RCW 22.09 and is intended to administratively implement that statute.
[] (b) This rule is promulgated pursuant to RCW which directs that the

(agency)
has authority to implement the provisions of
(name of act or RCW citation)

- [] (c) This rule is promulgated under the general rule-making authority of the
(agency)

as authorized in RCW

(4) The undersigned hereby declares that the agency has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

(5) This order, after being first recorded in the order register of this agency, is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

STATE OF WASHINGTON
APPROVED AND ADOPTED May 24 1989
FILED
MAY 24 1989

By C. Alan Pettibone
Director
Title

CODE REVISER'S OFFICE
WSR 89-11-092

NEW SECTION

WAC 16-212-087 COVERED COMMODITIES. Commodities covered under chapter 22.09 RCW in respect to storage and/or merchandising shall include wheat, barley, oats, field corn, popcorn, rye, triticale, grain sorghum, soybeans, sunflowers, flax, buckwheat, rapeseed, safflower, millet, mustard, dry peas, dry beans, lentils, malt, and the by-products resulting from conditioning the above commodities.

AMENDATORY SECTION (Amending Order 1802, filed 7/19/83)

WAC 16-212-110 BONDS. (1) A bond of not less than fifty thousand dollars nor more than seven hundred fifty thousand dollars shall be required for each warehouseman and dealer licensed pursuant to chapter 22.09 RCW, the Washington Warehouse Act. The bond amount shall be computed at the rate of eighteen cents per bushel of licensed storage capacity or six percent of gross sales of agricultural commodities, whichever is higher.

(2) For purposes of this section, gross sales include only sales of agricultural commodities purchased from producers covered under the act during the preceding fiscal year of that dealer.

(3) Grain dealers who purchase less than one hundred thousand dollars annually from producers may petition the director for exemption from the bond requirements. A grain dealer who is granted exemption must:

(a) Pay for the commodity at time of taking possession by:

(i) Coin or currency.

(ii) Cashier's check.

(iii) Certified check.

(iv) Bank draft.

(b) Dealers must make and keep a copy of the contract, scale ticket and check or draft. All documents must be complete and show the actual date of the transaction. If paid for in coin or currency, a receipt must be issued and signed and dated by the producer.

AMENDATORY SECTION (Amending Order 1802, filed 7/19/83)

WAC 16-212-230 CERTIFICATES OF DEPOSIT, LETTERS OF CREDIT, LIFE INSURANCE. A certificate of deposit, irrevocable letter of credit or assignment on a life insurance policy issued to the department in lieu of a bond shall not be released, canceled or discharged until three years after cancellation of the license unless the department determines that no outstanding claims exist for the subject period.

AMENDATORY SECTION (Amending Order 1820, filed 4/26/84)

WAC 16-224-010 COMBINING CERTAIN WAREHOUSES INTO STATIONS. The department of agriculture will allow the following warehouses to combine certain warehouses into stations as follows:

(1) ((AEM--Feed--&--Grain,--Inc.,--is--combining--Prosser,--and--Hogue Ranch--into--one--station---Prosser-722.

(2)) Almira Farmers Warehouse Company is combining North Almira, South Almira, Highland, Govan, Almira, Hanson, Marlin, and Hartline into one station - Almira 179.

((3)) (2) Almota Elevator Company is combining Port Almota, Union Center, and Mockonema into one station - Port Almota ((187)) 185.

((4)) (3) Auvil-Warner Company, Inc., is combining Belmont, ((Sokuk;)) and Warner Siding into one station - Belmont 245.

((5)) (4) BNP Lentil Company is combining Farmington, ((Oakesdale;)) Pigeon Hollow Farm, and ((Garfield)) Belmont into one station - Farmington 43.

((6)) (5) Berger & ((Plate;--Inc.)) Company, A ConAgra Company, is combining ((Tekoa;--Pima;--and--Garfield)) Basin City, Merrills Corner, Toppenish, Othello, and Royal City into one station - ((Tekoa 47)) Basin City 23.

(6) CENEX LTD, dba Full Circle is combining Wheeler, Warden, Quincy, Bruce, Trinidad, and Glade into one station - Wheeler 887; and is combining Othello and Venner into one station - Othello 820.

(7) ((CENEX--is--combining--Othello,--Etopia,--and--Venner--into--one station---Othello-820.

(8)) Central Washington Grain Growers, Inc., is combining Almira, Hanson, Hartline, Coulee City, Grand Coulee, Withrow, Supplee, Waterville, Farmer, Douglas, Alstown, Mansfield, Brewster, ((and)) Wenatchee, and Krupp into one station - Waterville 852.

((9)) (8) Cheney Grain Growers, Inc., is combining Cheney and Rodna into one station - Cheney 330.

((10)) (9) Columbia Bean & Produce Company, Inc., is combining Wheeler, Block 89, Royal Slope, Homestead, Quincy, Bruce, ((Toppenish)) Sunnyside, Basin City, and Mattawa into one station - Wheeler 282.

(10) Columbia County Grain Growers, Inc., is combining Dayton, Turner, Whetstone, Huntsville, Longs Siding, Alto Siding, Starbuck, Powers, Relief, Delaney, and Lyons Ferry into one station - Dayton 898.

(11) Columbia Producers, Inc., is combining Warden((7)) and Royal City((7--Whiting-Farm;--and--Howard-Kisler-Farm)) into one station - Warden 19.

(12) Connell Grain Growers, Inc., is combining Frischnecht, Connell, Mesa, Eltopia, Sulphur, Hatton, Burbank, and Kahlotus into one station - Connell 770.

(13) Davenport Union Warehouse Company is combining Davenport, Mondovi, Omans, Hunters, and Ritzville into one station - Davenport 289.

((13--Edwall-Grain-Growers,--Inc.,--is--combining--Edwall,--Sanby, Waukon,--Sprague,--and--Edens--into--one--station---Edwall-4.

(14)--Empire--Seed--Company--is--combining--Othello,--Royal--Camp,--and--Royal--City--into--one--station---Othello-256.

(15)) (14) Eppich Grain ((Inc;)) Company is combining Royal Slope ((and)) Basin City, and Othello into one station - ((Royal Slope)) Basin City 28.

((16)) (15) Fairfield Grain Growers, Inc., is combining Fairfield, ((and)) Waverly, and Warner Siding into one station - Fairfield 525.

((17)) (16) Fuhrman's Feed & Farm Supply Company is combining Kettle Falls, Colville, Chewelah, and Nelson Barn into one station - Kettle Falls 46.

((18--Full-Circle,--Inc.,--is--combining--Wheeler,--Warden,--Quincy, Bruce,--Royal--City,--and--Trinidad--into--one--station---Wheeler-887.

- (19)) (17) The Garfield Union Warehouse Company is combining Garfield, Grinnell, Walters, Crabtree, Elberton, and Eden into one station - Garfield 24.
- ((20)) (18) Graingrowers Warehouse Company is combining Wilbur and Ritzville into one station - Wilbur 384.
- (19) Inland Empire Milling Company is combining Pine City, St. John, and Pleasant Valley into one station - St. John 706.
- ((21)) (20) Inland Empire Pea Growers Association, Inc., is combining Oakesdale, Garfield, Latah, Spangle, Waverly, West Fairfield, Fairfield, ((and)) Spokane, and Spangle Creek into one station - Spokane 220.
- ((22)) (21) Johnson Union Warehouse Company, Inc., is combining ((Johnston)) Johnson, Colton, and Chambers into one station - ((Johnston)) Johnson 645.
- ((23) ~~Kittitas--Farm--Storage--Company--is--combining--Kittitas, Ellensburg, and Thrall into one station--Kittitas-250.~~
- (24)) (22) Lacrosse Grain Growers, Inc., is combining Lacrosse, Pampa, Gordon, Hooper, Schreck, Hay, and Dusty into one station - Lacrosse 131.
- ((25)) (23) Lamont Grain Growers, Inc., is combining Lamont and Revere into one station - Lamont 476.
- ((26) ~~Lentils, Inc., is combining Warner Siding and Oakesdale into one station--Warner Siding-32.~~
- (27)) (24) Logan Feed, Inc., is combining Wapato, Harrah, and Toppenish into one station - Toppenish 104.
- ((28)) (25) M & E Seed & Grain Co. is combining Prosser, Mabton, and D & E Feed into one station - Prosser 744.
- (26) Oakesdale Grain Growers, Inc., is combining Oakesdale, Seabury, Fairbanks, Warner, Farmington, and Seltice into one station - Oakesdale 71.
- ((29)) (27) Odessa Trading Company is combining Odessa, Ruff, Batum, Moody, Schmierer, and Warden into one station - Odessa 342.
- ((30)) (28) Odessa Union Warehouse Co-op is combining Odessa, Irby, Lamona, Lauer, Reiman, Jantz, Schoonover, Packard, Harrington, Mohler, Downs, Davenport, Egypt, Rocklyn, and Ephrata into one station - Odessa 305.
- ((31)) (29) Pendleton Grain Growers, Inc., is combining Prosser ((7)) and Whitstran ((7--and--Wyeoff-Farms)) into one station - Prosser 648.
- ((32) ~~The Pillsbury Company is combining--Basin--City,--Merrills Corner, and Toppenish into one station--Basin-City-23.~~
- (33)) (30) Perfection Seed, Inc., is combining Walla Walla and Martin's Elevator into one station - Walla Walla 705.
- (31) Pomeroy Grain Growers, Inc., is combining Pomeroy, Zumwalt, Dodge, and Central Ferry into one station - Pomeroy 400.
- ((34)) (32) Pomeroy Warehouse & Feed Company, is combining Pomeroy, Gould City, and Central Ferry into one station - Pomeroy 853.
- ((35)) (33) Prairie Grain ((Company)), Inc., is combining ((Vista)) Tilma, Seltice, and ((Pasco)) Garfield into one station - ((Vista-688)) Tilma 689.
- ((36)) (34) Quincy Farm Chemicals, Inc., is combining Quincy, and Royal Slope into one station - Quincy 29.
- ((37)) (35) RR Warehouse, Inc., is combining Ritzville, Spokane, Moses Lake, Pasco, and Eltopia into one station - Ritzville 794.
- (36) Reardan Grain Growers, Inc., is combining Reardan, Gravelle, Eleanor, Hite, and Espanola ((7--and--Spokane)) into one station - Reardan 455.
- ((38)) (37) Ritzville Warehouse Company, Inc., is combining Ritzville, Tokio, Ralston, Marcellus, Bengé, Maier, and Keystone into one station - Ritzville 295.
- (38) River Grain Inc., is combining Vista, Pasco, and Eltopia into one station - Vista 688.
- (39) Rockford Grain Growers, Inc., is combining Mead, Rockford, Freeman, Mt. Hope, Worley, ((and)) Setters, and Spangle into one station - Rockford ((196)) 1.

(40) Rosalia Producers, Inc., is combining Rosalia, Plaza, Spring Valley, McCoy, Balder, Spangle, Squaw Canyon, Pine City, and Central Ferry into one station - Rosalia 415.

(41) St. John Grain Growers, Inc., is combining St. John, Ewan, Willada, Juno, Sunset, and Pleasant Valley into one station - St. John 534.

(42) Spokane Seed Company is combining Spokane, Colfax, Plaza, ((and)) Setters, and Cashup into one station - Spokane 452.

(43) ((Sunnyside-Grain-Inc., is combining Sunnyside, Habton, and Ashue Siding into one station - Sunnyside-2.)) Stateline Processors Inc., is combining Tilma, ID, Tilma, WA, Tekoa, Tensed, ID, and Farmington into one station - Tekoa 138.

(44) Touchet Valley Grain Growers, Inc., is combining Waitsburg, Coppei, Bolles, McKay, Menoken, Whetstone, Prescott, Harsha, and Jensen Corner into one station - Waitsburg 780.

(45) Union Elevator & Warehouse Company, Inc., is combining Lind, Pizarro, Schrag, Paha, Pence, Bauer, R. H. Phillips, ((and)) Beatrice, and Moses Lake into one station - Lind 474.

((45)) (46) Uniontown Co-operative Association is combining Uniontown, and Leon ((and Wilbur-Guleh)) into one station - Uniontown 430.

((46)) (47) United Grain Growers, Inc., is combining Harrington, Mohler, Downs, Bluestem, Canby, Edwall, Waukon, Edens, Sprague, Wilbur, Sherman, Wheatridge, Govan, Creston, ((Richardson Farm)) and ((Phillips--Ranch)) Baldwin Farms into one station - Harrington 807.

((47)) (48) Wallace Grain & Pea Company is combining Palouse and Steptoe into one station - Palouse 195.

(49) Walla Walla Grain Growers, Inc., is combining Walla Walla, Baker-Langdon, Dixie, Port Kelly, Sapolil, Tracy, Valley Grove, Spring Valley, Reser, Miller, Gardena, Clyde, Eureka, Pleasant View, Sheffler, Smith Springs, Rulo, Dry Creek, Ennis, Paddock, and Wallula into one station - Walla Walla 462.

((48)) (50) Washtucna Grain Growers, Inc., is combining Washtucna, Sperry, Fletcher, and Sand Hills into one station - Washtucna 653.

((49)) (51) Wheat Growers of Endicott, Inc., is combining Endicott, Thera, and Winona into one station - Endicott 524.

((50)) (52) Whitman County Growers, Inc., is combining Cashup, Glenwood, Manning, Mockonema, Steptoe, Thornton, Colfax, Albion, Ewartsville, Fallon, Parvin, Whelan, Pullman, ((Kitz Miller)) and ((Gravel)) Rock Pit into one station - Colfax 74.

((51)) (53) Wilbur - Ellis Company is combining Conway and Burlington into one station - Conway 896.

(54) Wilson Creek Union Grain & Trading Company is combining Stratford, Wye Station, and Wilson Creek into one station - Wilson Creek 354.

(55) Wolfkill Feed & Fertilizer Corp. is combining Moses Lake and Mattawa into one station - Moses Lake 14.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 16-225-001 PROMULGATION.
- WAC 16-225-010 LICENSE FEE.
- WAC 16-225-020 BOND.
- WAC 16-225-030 STORAGE REQUIREMENTS.
- WAC 16-225-040 WAREHOUSE RECEIPTS.
- WAC 16-225-050 REPORTS.