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DOCKET # 332 FILE # 13

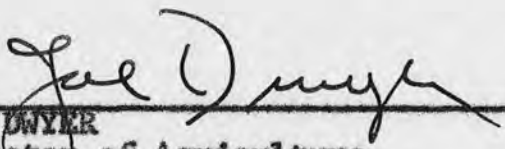
I hereby certify that the adoption of Emergency Order No. 861 is necessary for the immediate preservation of the public health, safety and welfare.

It is necessary that this regulation become effective immediately so that the Department of Agriculture may enforce these regulations relating to the standards for peaches and container marking requirements since the harvest season for peaches has presently commenced.

This emergency regulation shall be effective only until August 23, 1961.

I hereby certify that the foregoing is a true and correct copy of the emergency regulation adopted by the Department of Agriculture.

DATED THIS 2nd day of August, 1961.



JOE DWYER
Director of Agriculture
State of Washington

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

EMERGENCY ORDER NO. 861

(Superseding Order No. 814)

EFFECTIVE August 2, 1961

STATE OF WASHINGTON
FILED

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CODE REVISER'S OFFICE

DOCKET # 861 FILE # 13

WASHINGTON STANDARDS FOR PEACHES

Emergency 436
I, Joe Dwyer, Director of Agriculture of the State of Washington, by virtue of the authority vested in me under Chapter 15.16, Revised Code of Washington, after due notice and public hearing held at Ellensburg, Washington on May 25, 1961 (Pursuant to RCW 43.32.010 and 34.04.020), do hereby establish the Washington Standards for Peaches and the container marking requirements.

Regulation 1. GRADES

Section 1. Washington No. 1 (or U. S. No. 1) shall consist of peaches of one variety which are mature (1a), but not soft or overripe (1b), well formed (2), and which are free from decay, growth cracks, cuts which are not healed, worms, worm holes, and free from damage (4), caused by bruises, dirt or other foreign material, bacterial spot (4a), scab (4b), scale (4c), hail injury (4d), leaf or limb rubs (4e), split pits (4f), other disease, insects or mechanical or other means (4).

Section 2. In order to allow for variations incident to proper grading and handling, not more than 10 percent, by count, of the peaches in any lot may fail to meet the requirements of this grade, but not more than one-half of this amount, or five percent, shall be allowed for defects causing serious damage (5), and not more than one-fifth of this amount, or one percent, shall be allowed for decay at shipping point: Provided, That an additional tolerance of two percent shall be allowed for soft, overripe, or decayed peaches enroute or at destination.

Section 3. Washington No. 2 shall consist of peaches of one variety which are mature (1a), but not soft or overripe (1b), not badly misshapen (6), and which are free from decay, worms, worm holes and free from serious damage (5) caused by bruises, dirt, or other foreign material, bacterial spot (5a), scab (5b), scale (5c), growth cracks (5d), hail injury (5e), leaf or limb rubs (5f), split pits (5g), stem pulls (5h), punctures (5i), other disease, insects, or mechanical or other means (5).

Section 4. In order to allow for variations incident to proper grading and handling, not more than ten percent, by count, of the peaches in any lot may fail to meet the requirements of this grade, but not more than one-tenth of this amount, or one percent, shall be allowed for decay at shipping point: Provided, That an additional tolerance of two percent shall be allowed for soft, overripe, or decayed peaches enroute or at destination.

Section 5. Culls shall consist of peaches which are immature or soft or seriously damaged by bruises, bacterial spot, scab, scale, growth cracks, hail injury, leaf or limb rubs, split pits, or other disease, insects or mechanical or other means.

Regulation 2. APPLICATION OF TOLERANCES TO INDIVIDUAL PACKAGES

Section 1. The contents of individual packages in the lot, based on sample inspection, are subject to the following limitation, provided the averages for the entire lot are within the tolerances specified for the grade:

Section 2. For packages which contain more than ten pounds, and a tolerance of ten percent or more is provided, individual packages in any lot shall have not more than one and one-half times the tolerance specified. For packages which contain more than ten pounds and a tolerance of less than ten percent is provided, individual packages in any lot shall have not more than double the tolerance specified, except that at least one

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peach which is seriously damaged by insects or affected by decay may be permitted in any package.

Section 3. For packages which contain ten pounds or less, individual packages in any lot are not restricted as to the percentage of defects and sizes: Provided, That not more than one peach which is seriously damaged by insects or affected by decay may be permitted in any package.

Regulation 3. MARKETING REQUIREMENTS

Section 1. All containers shall be conspicuously and legibly stamped with the name and address of the grower, shipper or packer, the fruit variety, grade, net weight and numerical count or minimum diameter.

Section 2. When the numerical count is not shown the minimum diameter shall be plainly stamped or otherwise marked on the container in terms of whole inches, whole and half inches, whole and quarter inches, or whole and eighth inches, as 2 inches minimum, 2-1/4 inches minimum, 1-7/8 inches minimum, in accordance with the facts. The minimum and maximum diameters may both be stated as 1-7/8 to 2 inches, or 2 to 2-1/4 inches, in accordance with the facts.

Section 3. In order to allow for variations incident to proper sizing, not more than five percent, by count, of the peaches in any lot may be below the specified minimum size and not more than ten percent may be above any specified maximum size.

Section 4. The grade for Washington No. 1 (or U. S. No. 1), or Washington No. 2 shall be stamped in letters at least 1/2 inch high.

Regulation 4. CULL PEACH REQUIREMENTS

Section 1. Cull peaches must be packed in one bushel baskets, ring faced with the peaches in the ring representative of the size, and quality of the peaches in the baskets and the baskets lidded, and the words "CULL PEACHES" must appear on the top and side of the basket in which they are shipped and upon labels upon the basket in clear and legible letters at least two and one-half (2-1/2) inches high, and the name and address of the grower, shipper, or packer, the variety, minimum diameter and net weight must be legibly stamped upon the lid or appear upon the labels in letters at least one-half inch high. Every bill of lading, invoice, memorandum and other documents referring to said peaches shall designate them as cull peaches.

Regulation 5. DEFINITIONS (As used in these Standards)

"Diameter" means the shortest distance measured through the center of the peach at right angles to a line running from the stem to the blossom end.

(1a) "Mature" means that the peach has reached the stage of growth which will insure a proper completion of the ripening process.

(1b) "Soft or overripe" means that the peach has very little resistance to pressure. Such peaches are dead ripe.

(2) "Well formed" means that the shape of the peach may be slightly irregular, but not to the extent that its appearance is materially affected.

(3) "Leaf or limb rub injury" means that the scarring is not smooth, not light colored, or aggregates more than 1/4 inch in diameter.

(4) "Damage" means any injury or defect which materially affects the appearance or the edible or shipping quality of the peach. Any one of the following defects, or any combination thereof, the seriousness of which exceeds the maximum allowed for any one defect, shall be considered as damage:

(4a) Bacterial spot, when cracked, or when aggregating more than 3/8 inch in diameter;

(4b) Scab spots, when cracked, or when aggregating more than 3/8 inch in diameter;

(4c) Scale, when concentrated, or when scattered and aggregating more than 1/4 inch in diameter;

(4d) Hail injury which is unhealed, or deep, or when aggregating more than 1/4 inch in diameter

(4e) Leaf or limb rubs, when not smooth, or when not light colored, or when aggregating more than 1/2 inch in diameter

(4f) Split pit, when causing any unhealed crack, or when causing any crack which is readily apparent, or thwn affecting shape to the extent that the fruit is not well formed.

(5) "Serious damage" means any injury or defect which seriously affects the appearance, or the edible or shipping quality of the peach. Any one of the following defects, or any combination thereof, the seriousness of which exceeds the maximum allowed for any one defect, shall be considered as serious damage:

(5a) Bacterial spot, when any cracks are not well healed, or when aggregating more than 3/4 inch in diameter;

(5b) Scab spots, when cracked, or when healed and aggregating more than one inch in diameter;

(5c) Scale, when aggregating more than 1/2 inch in diameter;

(5d) Growth cracks, when unhealed, or more than 1/2 inch in length;

(5e) Hail injury, when unhealed, or shallow hail injury when aggregating more than 3/4 inch in diameter, or deep hail injury which seriously deforms the fruit or which aggregates more than 1/2 inch in diameter;

(5f) Leaf or limb rubs, when smooth and light colored and aggregating more than 1-1/2 inches in diameter, or dark or slightly rough and barklike scars aggregating more than 3/4 inch in diameter;

(5g) Split pit, when causing any unhealed crack, or when healed and aggregating more than 1/2 inch in length including any part of the crack which may be covered by the stem;


(5h) Stem pulls larger than 3/8 inch in diameter;

(5i) Punctures not on the shoulder area or punctures on the shoulder area larger than 3/16 of an inch in diameter.

(6) "Badly misshapen" means that the peach is so decidedly deformed that its appearance is seriously affected.

Revised Code of Washington (RCW 15.16.490) provides: Violations of RCW 15.16.450 thru RCW 15.16.480 relating to peaches and their grades shall be a misdemeanor.

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



JOE DWYER
Director of Agriculture
State of Washington

Signed at Olympia, Washington

August 2, 1961

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