


Order No. 829 superseded by Order No. 873.

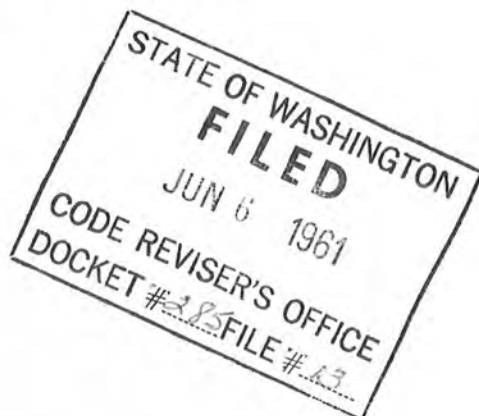
See File 13, Docket 428, filed 12/4/61.

ORDER NUMBER 829 previously in effect, pursuant to a law repealed by the 1961 Legislature and pertaining to the use of agricultural pesticides, sprays and chemically treated materials in Walla Walla county is hereby adopted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.



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Emergency

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

ORDER NO. 829

Supersedes Order No. 777

Effective March 13, 1961

A Regulation Relating to the Use of Chemicals and
Chemically Treated Materials in Walla Walla County

I, Joe Dwyer, Director of Agriculture, State of Washington, after public notice and hearing held at Walla Walla, Washington on October 25, 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. 777 to read as follows:

Regulation 1. Area Under Order

Those portions of Township 6 North, Range 33 East, Township 6 North, Range 34 East, Township 6 North, Range 35 East, Township 6 North, Range 36 East, Township 6 North, Range 37 East, Township 6 North, Range 38 East, lying in Walla Walla County, Washington; all of Township 7 North, Range 38 East, Township 7 North, Range 37 East, Township 7 North, Range 36 East, Township 7 North, Range 35 East, and Sections 1, 2 and 9 through 36, Township 7 North, Range 34 East, Sections 13 through 36, Township 7 North, Range 33 East, Township 8 North, Range 35 East, Township 8 North, Range 36 East, Township 8 North, Range 37 East and Township 8 North, Range 38 East, in Walla Walla County.

Regulation 2. Types of Herbicides and Carriers 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, sodium or solubilized acid formulations or those ester formulations labeled as low volatile under the Federal Insecticide, Fungicide and Rodenticide Act is prohibited in the area described under Regulation 1 of this order, excluding therefrom that area referred to in Regulation 4 of this order.

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).

The use of oil type carriers is prohibited in the area under order at all times except:

1. Oil type emulsifiers and oil type spreader sticker may be used when not in excess of one (1) pint per acre.
2. For use as a defoliant in combination with any chemical other than those referred to in the above paragraphs.

Regulation 3. Aircraft Application Prohibited

Aircraft applications 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 is prohibited in the following described area of Walla Walla County, Sections 11, 12, 13, 14, 22, 23, 24, 25, 26, 27, 34, 35, 36, Township 7 North, Range 35 East, Sections 1, 2, 3, 10, 11, 12 and those portions of Sections 13, 14 and 15 lying in Walla Walla County, Township 6 North, Range 35 East. Sections 7, 8, 9, 10, 11, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 26, 27, 28, 29, 30, 31, 32, 33, 34 and 35, Township 7 North, Range 36 East, Sections 2 through 9 and those portions of Sections 16, 17 and 18 lying in Walla Walla County, Township 6 North, Range 36 East, Section 18, Township 7 North, Range 37 East.

Regulation 4. Area of Restricted Use

The application of the herbicides known as 2,4-D, 2,4,5-T and M.C.P. shall be restricted to the amine, sodium or solubilized acid formulations within a distance of two (2) air line miles from the center of the town of Dixie, located within the area described in Regulation 1 of this order.

Aircraft application of the materials or chemicals referred to above shall be made with not less than 3 gallons of water per acre including diluent.

Ground equipment within this area shall use a total per acre application of not less than 5 gallons of water per acre including diluent, a pressure not to exceed 35 pounds per square inch at the nozzle and with a wind velocity of not over 5 miles per hour.

Applications of the above chemicals shall be made only under those weather conditions and/or any other circumstances that may preclude damage, either through physical drift of the herbicides or through volatilization, to adjacent crops or valuable plantings.

Regulation 5. Ground Equipment

Ground equipment when used in the area described in Regulation 3 of this order shall use a total per acre application of not less than 5 gallons, including diluent, and at a pressure not to exceed 35 pounds per square inch at the nozzle and with a wind velocity of not over 5 miles per hour, and using precautions in regard to weather conditions and in relation to adjacent crops, lands or valuable plantings.

Regulation 6. Aircraft

Aircraft carrying herbicides as described in preceding paragraphs are prohibited from turning and/or low flying over farmsteads, windbreaks, orchards or cultivated crops belonging to any persons other than the owner of the property being treated, except by permission of the person whose farmstead, windbreak, orchard or cultivated crop is involved, within the area under order (Regulation 1).

Regulation 7.

The loading and/or mixing of the herbicides known as 2,4-D, 2,4,5-T and M.C.P. of the amine, sodium salt, dust or ester type, 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 the area in

Regulation 3 except that the municipal airport located northeast of Walla Walla shall not be subject to this provision.

Injurious herbicides or emptied containers thereof shall not be dumped or abandoned nor shall they be stored or allowed to remain in any place where plants of value are likely to be injured by the vapor or by water flowing through or over the material, or where contaminated soil is likely to be transported or used in proximity to susceptible crops, and equipment used for injurious herbicides shall be cleaned so that no injurious residue remains 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.

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 9, 1961