

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. 1269  
Emergency rules   
relating to (Name of rules or description of subject matter)

Fruit Trees--Registration and Certification (Amending Order No. 951  
WAC 16-350-045, pertaining to fees.)

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

pursuant to Notice No. \_\_\_\_\_ ① filed with the code reviser  
on \_\_\_\_\_ ② were regularly adopted as permanent rules of this  
(date)  
agency at \_\_\_\_\_ on \_\_\_\_\_ 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

(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  
Olympia, Washington on 5/24/72 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 twenty-fourth day of May 1972.

STATE OF WASH. TON  
**FILED**  
MAY 24 1972  
CODE REVISER'S OFFICE  
D. KET # 4111 FILE # 35

Department of Agriculture  
(AGENCY)  
*Ivan C. Packard*  
By IVAN C. PACKARD  
Assistant Director of Agriculture  
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.

Chapter 16-350  
Fruit Trees--Registration and Certification


STATE OF WASHINGTON  
DEPARTMENT OF AGRICULTURE  
OLYMPIA  
EMERGENCY ORDER NO. 1269  
(Amending Order No. 951)  
FRUIT TREES--REGISTRATION AND CERTIFICATION  
Effective May 24, 1972

NEW  
WAC 16-350-002 PROMULGATION. I, Cameron S. Adams, acting director of agriculture of the state of Washington, by virtue of the authority vested in me under Chapter 15.14 RCW and Chapter 34.04 RCW, do hereby adopt this emergency order amending WAC 16-350-045 of Order No. 951 pertaining to fruit trees--registration and certification.

This order is necessary to avoid duplication of fees.

AMD  
WAC 16-350-045 APPLICATION AND FEES. (1) Application.  
(a) The applicant nurseryman shall furnish to the department all information pertinent to the operation of this program and shall give his consent to the department to take propagating wood from any tree for testing purposes.  
(b) Trees registered and used under the provisions of the Washington state nursery improvement program shall be deemed usable as registered scion trees and seed trees if they meet the requirements outlined in this program.  
(c) Application for inspection and indexing of registered scion and seed trees and for inspection of nursery stock for certification must be filed with the department by June 1 of each year accompanied by a \$100.00 application fee, plus \$1.00 for each seed tree entered in the program.  
(2) Fees. The application fee will apply toward the 1% annual assessment on the gross sale price of the wholesale market value for all fruit trees, fruit tree seedlings and fruit tree rootstock sold within the state or shipped from the state of Washington by any licensed nursery dealer during any license period, as set forth in Chapter 15.13.130 RCW: PROVIDED, That no refund of the application will be allowed.

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

  
IVAN C. PACKARD  
Assistant Director of Agriculture  
State of Washington

Signed at Olympia, Washington

Date: May 24, 1972