

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

ORDER NO. 906

(SUPERSEDES ORDER NO. 874)

EFFECTIVE March 28, 1963

REGULATIONS PERTAINING TO THE USE OF HERBICIDES IN
GARFIELD COUNTY

I, Joe Dwyer, Director of Agriculture of the State of Washington, by virtue of the authority vested in me under Chapter 17.21 RCW and after due notice and public hearing held at Pomeroy, Washington on October 23, 1962 as provided under Chapter 42.32 and 34.04 RCW, do promulgate the following Order:

Regulation 1. Area Under Order, Restricted Use Herbicides, Definitions and Prohibited Formulations.

Area Under Order: All lands within the boundaries of Garfield County.

Restricted Use Herbicides: All formulations of 2,4-D, 2,4,5-T and M.C.P. are by this Order declared to be restricted use herbicides.

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

Prohibited Formulations: The high volatile liquid forms and dust formulations of any and all herbicides known as 2,4-D, 2,4,5-T and M.C.P. are prohibited within the boundaries of Garfield County.

Regulation 2. Area 1. All lands within the following described area of northern Garfield County: That portion of Sections 3, 9, 10, 15 and 16 lying north of the lower Deadman Road and east of State Highway #295 and that portion of Sections 2 and 11 lying north and west of School House Ridge, Township 13 North, Range 40 East; Sections 23, 24, 25, 26, and 35, Township 14 North, Range 40 East; that portion of Sections 15 through 23, 25 through 30, 35 and 36, Township 14 North, Range 41 East; that portion of Sections 13, 14, 23, 27, 28, 29, and 30 and Sections 24, 25, 26 and 31 through 36, Township 14 North, Range 42 East; Sections 1, 2 and 3, Township 13 North, Range 42 East; excluding therefrom any and all portions of the above defined area that constitutes part of the Deadman Creek Watershed. That portion of Township 14 North, Range 43 East lying north and east of Casey Creek Road; Sections 3 through 10, 14 through 16, 21 through 28, 35, 36, Township 13 North, Range 43 East; Sections 29 through 33, Township 13 North, Range 44 East; Sections 2 through 6 and 11, Township 12 North, Range 44 East.

Area 1. (Restrictions) Area of Restricted Aircraft Application. Aircraft application of restricted use herbicides is prohibited between the dates of March 1 and September 1 of the same year. Between September 1 and March 1 of the following year, formulations of restricted use herbicides, not prohibited by this order, may be applied by aircraft.

Regulation 3. Area 2. The areas within a distance of 1 mile of the city limits of any incorporated city or town in Garfield County.

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Area 2. (Restrictions) Aircraft application of all restricted use herbicides is prohibited within area 2: Provided, That aircraft may apply restricted use herbicides, not prohibited by this order, on all lands in Section 25, Township 12 North, Range 41 East and Sections 29 and 30, Township 12 North, Range 42 East, lying north of the city of Pomeroy.

Regulation 4. Ground Equipment Restrictions in Areas 1 and 2. Ground applications shall be made with a minimum of 8 gallons of water per acre and ground equipment must be equipped with nozzles having a minimum orifice diameter of 0.031 inches. Pressure for ground rigs must not exceed 35 pounds per square inch at the nozzles.

Regulation 5. Aircraft Equipment Restrictions. Aircraft applications shall be made with a minimum of 3 gallons of water per acre and aircraft must be equipped with nozzles having a minimum orifice diameter of 0.125 inches, with core plates removed, and directed downward or backward 90 degrees or more from the direction of flight, in sections 25, 29 and 30 lying north of Pomeroy as described in area 2.


Regulation 6. Restrictions on the Use of Airstrips. The loading and/or mixing of the restricted use herbicides with any other herbicides or chemicals in aircraft for use and application is prohibited on any airstrip, airfield or any location within 1 mile of incorporated towns within the area described in Regulation 1 of this order except that the airfield lying approximately 1 mile north and east of the city center, City of Pomeroy, may be used as long as the traffic pattern of aircraft being used for application of herbicides does not cause the aircraft to fly over the city.

Aircraft carrying the above described herbicides are prohibited from turning or low flying over cities or towns, farmsteads, windbreaks, orchards or cultivated crops belonging to any person 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 regulation. This restriction shall also apply insofar as turning or low flying over the area described in Area 1. This restriction shall not be construed to prevent those applications allowable from September 1 to March 1 of the following year under Regulation 2.

Regulation 7. Disposal of Restricted Use Herbicides and their Containers. Restricted use herbicides or their emptied containers shall not be dumped or abandoned or allowed to remain at any place where plants of value are likely to be injured by vapor or by water flowing through or over the material. Equipment used for restricted use herbicides shall not be stored or allowed to remain at any place where susceptible crops might be affected.

Regulation 8. Wind and Weather Conditions. Spraying of herbicides permitted as set forth in this order by ground or aerial equipment, shall not be allowed when the prevailing wind velocity is over 7 miles per hour in any direction. The foregoing wind conditions under which spraying is allowed shall be ineffective if other weather conditions are such that damage could result to adjacent and nearby towns, susceptible crops and plantings through physical drift or volatilization, even though wind velocity is within the limits allowable for spraying.

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



 JOE DWYER
 Director of Agriculture
 State of Washington

Signed at Olympia, Washington

Date: February 26, 1963

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