

Title 220 WAC

FISHERIES, DEPARTMENT OF

Chapters

- 220-12 Food fish and shellfish--Classified.
- 220-16 Definitions.
- 220-20 General provisions.
- 220-22 Management and catch reporting areas.
- 220-24 Pacific Ocean waters.
- 220-28 Emergency regulations.
- 220-32 Columbia River.
- 220-36 Grays Harbor.
- 220-40 Willapa Harbor.
- 220-44 Coastal waters.
- 220-47 Puget Sound--Salmon.
- 220-48 Puget Sound--Fish other than salmon.
- 220-49 Puget Sound commercial bait fish.
- 220-52 Shellfish.
- 220-56 Personal use fishery.
- 220-57 Fresh water angling--Open areas and seasons.
- 220-57A Fresh water lakes.
- 220-60 Oysters and clams--Sales from state reserves.
- 220-69 Fish receiving tickets--Weight delivery sheets.
- 220-72 Oyster diseases and pests.
- 220-76 Aquaculture.
- 220-80 Public records.
- 220-85 Commercial salmon license moratorium advisory review board regulations.
- 220-90 Commercial herring fishing license hardship validation review board regulations.
- 220-95 Commercial fishing gear reduction program.
- 220-100 State Environmental Policy Act rules.
- 220-105 Salmon angling license regulations.

DISPOSITION OF CHAPTERS FORMERLY CODIFIED IN THIS TITLE

Chapter 220-64 SEALS AND SEA LIONS

- 220-64-001 Promulgation. [Order 236 (part), filed 3/1/60.] Repealed by Order 988, filed 4/28/72.
- 220-64-010 Taking or killing lawful. [Order 236, § 1, filed 3/1/60.] Repealed by Order 988, filed 4/28/72.
- 220-64-020 Fetuses and the unborn excluded. [Order 236, § 5, filed 3/1/60.] Repealed by Order 988, filed 4/28/72.
- 220-64-030 Amount of bounty. [Order 236, § 2, filed 3/1/60.] Repealed by Order 988, filed 4/28/72.
- 220-64-040 Application for bounty--Proof of kill. [Order 236, §§ 3, 4 and 6, filed 3/1/60.] Repealed by Order 988, filed 4/28/72.
- 220-64-050 Bounty payments only for Washington kills. [Order 236, § 7, filed 3/1/60.] Repealed by Order 988, filed 4/28/72.
- 220-64-060 Disposal of evidence by director. [Order 236, § 8, filed 3/1/60.] Repealed by Order 988, filed 4/28/72.

Chapter 220-68

FISH RECEIVING TICKET BOOKS

- 220-68-001 Promulgation. [Order 282, Promulgation, filed 3/1/60.] Repealed by Order 640, filed 4/30/65. Later promulgation, see chapter 220-69 WAC.
- 220-68-010 Tickets--Issuance, applicability, licenses, taxes and reports. [Order 282, § 1, subsections 1-7, filed 3/1/60.] Repealed by Order 640, filed 4/30/65. Later promulgation, see chapter 220-69 WAC.
- 220-68-020 Ticket data--Signatures. [Order 282, § 2, subsections 1-11, filed 3/1/60.] Repealed by Order 640, filed 4/30/65. Later promulgation, see chapter 220-69 WAC.
- 220-68-030 Ticket copies--Fisherman to furnish data. [Order 282, § 3, subsections 1-3, filed 3/1/60.] Repealed by Order 640, filed 4/30/65. Later promulgation, see chapter 220-69 WAC.
- 220-68-040 Duties of receivers and purchasers. [Order 282, § 4, filed 3/1/60.] Repealed by Order 640, filed 4/30/65. Later promulgation, see chapter 220-69 WAC.
- 220-68-050 Ticket books. [Order 282, § 5, filed 3/1/60.] Repealed by Order 640, filed 4/30/65. Later promulgation, see chapter 220-69 WAC.
- 220-68-060 Misrepresentations--Forms. [Order 282, § 6, filed 3/1/60.] Repealed by Order 640, filed 4/30/65. Later promulgation, see chapter 220-69 WAC.
- 220-68-070 Fishermen's cooperatives. [Order 282, § 7, filed 3/1/60.] Repealed by Order 640, filed 4/30/65. Later promulgation, see chapter 220-69 WAC.

Chapter 220-12 WAC

FOOD FISH AND SHELLFISH--CLASSIFIED

WAC

- 220-12-001 Food fish and shellfish--Promulgation.
- 220-12-002 Food fish and shellfish--Classification and preamble.
- 220-12-010 Food fish and shellfish--Classification--Food fish.
- 220-12-020 Food fish and shellfish--Shellfish.

WAC 220-12-001 Food fish and shellfish--Promulgation. In order to protect, preserve, perpetuate and manage the fishery resources of the State of Washington the following rules, regulations and controls are hereby promulgated; and

Now, Therefore, I, Thor C. Tollefson, the Director of Fisheries of the State of Washington, by virtue of authority in me vested by section 6, chapter 112, Laws of 1949, RCW 75.08.080, do hereby make, adopt and promulgate the following rules and regulations and controls governing the taking and possession of food fish and shellfish: [Order 807, § 220-12-001, filed 1/2/69, effective 2/1/69; Order 677, Promulgation, filed 3/31/66; Order 256, Promulgation, filed 3/1/60.]

WAC 220-12-002 Food fish and shellfish--Classification and preamble. Whereas, it appears from a

Careful investigation of the habits supply and economic uses of salmon and other food fish of the State of Washington and waters of the Pacific Ocean that in order to conserve the supply of such fish and shellfish which constitute a large part of the wealth of the State of Washington, it is necessary that the following fishes and shellfishes be classified as food fish and shellfish, and

Now, Therefore, be it resolved that I, Thor C. Tollefson, the Director of Fisheries of the State of Washington, by virtue of authority in me vested by section 6, chapter 112, Laws of 1949, RCW 75.08.080(10) do hereby declare that the fishes and shellfishes enumerated below are classified and considered to be food fishes and shellfishes of the State of Washington: [Order 807, § 220-12-002, filed 1/2/69, effective 2/1/69; Order 677, Preamble, filed 3/31/66; Order 256, Preamble, filed 3/1/60.]

WAC 220-12-010 Food fish and shellfish— Classification—Food fish.

Barracuda	
Pacific barracuda	<i>Sphyræna argentea</i>
Cyprinids	
Carp	<i>Cyprinus carpio</i>
Cods and Hake	
Pacific hake	<i>Merluccius productus</i>
Pollock or Walleye pollock	<i>Theragra chalcogrammus</i>
Pacific Tomcod	<i>Microgadus proximus</i>
Pacific Cod or true cod	<i>Gadus macrocephalis</i>
Flounder, sole and halibut	
Butter sole or Bellingham sole	<i>Isopsetta isolepis</i>
C-O sole	<i>Pleuronichtys coenosus</i>
Dover sole	<i>Microstomus pacificus</i>
English sole	<i>Parophrys vetulus</i>
Flathead sole	<i>Hippoglossoides elassodon</i>
Pacific halibut	<i>Hippoglossus stenolepis</i>
Petræ sole	<i>Eopsetta jordani</i>
Rex sole	<i>Glyptocephalus zachirus</i>
Rock sole	<i>Lepidopsetta bilineata</i>
Pacific sand dab	<i>Citharichthys sordidus</i>
Sand sole	<i>Psettichthys melanostictus</i>
Slender sole	<i>Lyopsetta exilis</i>
Starry flounder	<i>Platichthys stellatus</i>
Turbot or Arrowtooth flounder	<i>Atheresthes stomias</i>
All other species of sole and flounder	(Pleuronectiformes)
Greenling	
Lingcod	<i>Ophiodon elongatus</i>
Rock greenling	<i>Hexagrammos superciliosus</i>
Kelp greenling	<i>Hexagrammos decagrammus</i>
All other species of greenling	(Hexagrammidae)
Herring and herring-like fishes	
Northern anchovy	<i>Engraulis mordax</i>
Pacific sand lance or candlefish	<i>Ammodytes hexapterus</i>
Pacific herring	<i>Clupea harengus pallasii</i>
Pacific sardine or pilchard	<i>Sardinops sagax</i>
American shad	<i>Alosa sapidissima</i>
Mackerels, tunas and jacks (carangids)	
Pacific bonito	<i>Sarda chiliensis</i>
Pacific mackerel	<i>Scomber japonicus</i>
Jack mackerel	<i>Trachurus symmetricus</i>
Monterey Spanish mackerel	<i>Scomberomorus concolor</i>
Spanish mackerel	<i>Scomberomorus maculatus</i>
Yellowtail	<i>Seriola dorsalis</i>
Albacore	<i>Thunnus alalunga</i>
Bluefin tuna	<i>Thunnus thynnus</i>
Skipjack tuna	<i>Euthynnus pelamis</i>
Yellowfin tuna	<i>Thunnus albacares</i>

All other species of tunas and mackerels	(Scombridae)
Ratfish	<i>Hydrolagus collicii</i>
Skates	
Longnose skate	<i>Raja rhina</i>
Big skate	<i>Raja binoculata</i>
All other species of skates	(Rajidae)
Rockfish	
Bocaccio	<i>Sebastes paucispinis</i>
Black rockfish	<i>Sebastes melanops</i>
Brown rockfish	<i>Sebastes auriculatus</i>
Copper rockfish	<i>Sebastes caurinus</i>
Greenstriped rockfish	<i>Sebastes elongatus</i>
Orange or canary rockfish	<i>Sebastes pinniger</i>
Pacific Ocean perch	<i>Sebastes alutus</i>
Red snapper or rasperhead rockfish	<i>Sebastes ruberrimus</i>
Rosefish or splitnose rockfish	<i>Sebastes diploproa</i>
Silvergray rockfish	<i>Sebastes brevispinis</i>
Yellow backed or Quillback rockfish	<i>Sebastes maliger</i>
Yellowtail rockfish	<i>Sebastes flavidus</i>
All other species of rockfish	(Scorpaenidae)
Sablefish	<i>Anoplopoma fimbria</i>
Salmon	
Chinook or King salmon	<i>Oncorhynchus tshawytscha</i>
Chum or dog salmon	<i>Oncorhynchus keta</i>
Pink or humpback	<i>Oncorhynchus gorbuscha</i>
Coho or silver	<i>Oncorhynchus kisutch</i>
Sockeye or blue back	<i>Oncorhynchus nerka</i>
Masu	<i>Oncorhynchus masu</i>
Sculpins	
Cabezon	<i>Scorpaenichthys marmoratus</i>
Seabass and Drums	
White seabass	<i>Cynoscion nobilis</i>
All other seabass and drums	(Sciaenidae and Serranidae)
Sharks	
Mud shark or sixgill shark	<i>Hexanchus griseus</i>
Soupin shark	<i>Galeorhinus zyopterus</i>
Dogfish or spiny dogfish	<i>Squalus acanthias</i>
Smelts	
Eulachon or Columbia River smelt	<i>Thaleichthys pacificus</i>
Longfin smelt	<i>Spirinchus dilatatus</i>
Surf smelt	<i>Hypomesus pretiosus</i>
All other species of smelt	(Osmeridae)
Sturgeons	
Green sturgeon	<i>Acipenser medirostris</i>
White sturgeon	<i>Acipenser transmontanus</i>
Surfperches	
Blue perch or striped seaperch	<i>Embiotoca lateralis</i>
Kelp perch or brown perch	<i>Brachyistius frenatus</i>
Pogie or redbait surfperch	<i>Amphistichus rhodoterus</i>
Shiner perch	<i>Cymatogaster aggregata</i>
Silver perch or pile perch	<i>Rhacochilus vacca</i>
Walleye surfperch	<i>Hyperprosopon argenteum</i>
White seaperch	<i>Phanerodon furcatus</i>
All other species of perch	(Embiotocidae)

[Order 1057, § 220-12-010, filed 5/22/73; Order 807, § 220-12-010, filed 1/2/69, effective 2/1/69; Order 677, Food fish classification, filed 3/31/66; Order 256, Food fish classification, filed 3/1/60.]

WAC 220-12-020 Food fish and shellfish— Shellfish.

Abalone	
Red abalone	<i>Haliotis refescens</i>
Kamschatka	<i>Haliotis kamtschatkana</i>
Clams	
Bent nose clam	<i>Macoma secta</i>
Butter clam	<i>Saxidomus giganteus</i>
Common cockle	<i>Clinocardium nuttalli</i>
Geoduck	<i>Panope generosa</i>
Horse clam	<i>Schizothaerus nuttalli</i>
	<i>Schizothaerus capax</i>

Mud or soft shell clam	<i>Mya arenaria</i>	220-16-110	Definitions—Snag net.
Manila clam	<i>Venerupis japonica</i>	220-16-120	Definitions—Trammel net.
Piddock	<i>Zirfaea pilsbryi</i>	220-16-125	Definitions—Troll line.
Razor clam	<i>Siliqua patula</i>	220-16-130	Definitions—Shrimp trawl.
Rock or native little neck clam	<i>Protothaca staminea</i>	220-16-135	Definitions—Smelt rake.
Mussel		220-16-140	Definitions—Herring rake.
Blue mussel	<i>Mytilus edulis</i>	220-16-145	Definitions—Bottom fish pot.
California mussel	<i>Mytilus californianus</i>	220-16-200	Geographical definitions—District 1.
Crab		220-16-205	Geographical definitions—District 2.
Dungeness or Pacific	<i>Cancer magister</i>	220-16-210	Geographical definitions—Puget Sound.
Red Crab	<i>Cancer productus</i>	220-16-211	Geographical definitions—Puget Sound tributaries.
Crawfish		220-16-215	Geographical definitions—Grays Harbor.
Crawfish	<i>Astacus leniusculus</i>	220-16-220	Geographical definitions—Willapa Harbor.
Crawfish	<i>Astacus trowbridgii</i>	220-16-225	Geographical definitions—Columbia River.
Crawfish	<i>Astacus klamathensis</i>	220-16-230	Geographical definitions—Outside Initiative 77 line.
Octopus	<i>Octopus hongkongensis</i>		Geographical definitions—Inside Initiative 77 line.
Oysters		220-16-235	Geographical definitions—Coastal waters.
Eastern oyster	<i>Crassostrea virginica</i>	220-16-240	Geographical definitions—River mouths.
Olympia or native oyster	<i>Ostrea lurida</i>	220-16-245	Geographical definitions—Mile measurement.
Pacific oyster	<i>Crassostrea gigas</i>	220-16-250	Geographical definitions—Razor clam areas.
Kumamoto oyster	<i>Crassostrea gigas kumamoto</i>	220-16-255	Geographical definitions—Skagit Bay shrimp fishing area.
European oyster	<i>Ostrea edulis</i>	220-16-260	Geographical definitions—Lopez Island shrimp fishing area.
All other oysters	(Ostreidae)	220-16-265	Geographical definitions—Skagit River.
Scallops			Geographical definitions—Village point.
Pacific pink scallop	<i>Chlamys hastata hericia</i>		Geographical definitions—Clam and oyster districts.
Sea scallop	<i>Pecten caurinus</i>	220-16-270	General definitions—Personal use.
Rock scallop	<i>Hinnites multirugosus</i>	220-16-275	General definitions—Commercial purposes.
Hinds' scallop	<i>Chlamys hindsii</i>	220-16-280	General definitions—Net length measurement.
Shrimp			General definitions—Net mesh measurement.
Dock shrimp	<i>Pandalus danae</i>	220-16-300	General definitions—Fish length measurement.
Coonstripe shrimp	<i>Pandalus goniurus</i>	220-16-305	General definitions—Dressed fish length measurement.
Coonstripe shrimp	<i>Pandalus hypsinotus</i>	220-16-310	General definitions—Dressed fish.
Ocean Pink shrimp	<i>Pandalus jordani</i>	220-16-315	General definitions—Spawning salmon.
Pink shrimp	<i>Pandalus borealis</i>	220-16-320	General definitions—Bottomfish.
Sidestripe shrimp	<i>Pandalopsis dispar</i>	220-16-325	General definitions—Time.
Spot shrimp	<i>Pandalus platyceros</i>		General definitions—Jack salmon.
Pacific Coast squid	<i>Loligo opalescens</i>	220-16-330	General definitions—Soft-shelled crab.
Sea cucumber	<i>Stichopus californicus</i>	220-16-335	General definitions—Bait purposes.
Sea urchin		220-16-340	General definitions—Sac-roe herring purposes.
Green urchin	<i>Strongylocentrotus droebachiensis</i>	220-16-350	
Red urchin	<i>Strongylocentrotus franciscanus</i>	220-16-355	
Purple urchin	<i>Strongylocentrotus purpuratus</i>	220-16-360	
		220-16-370	

[Order 1186, § 220-12-020, filed 1/13/75; Order 990, § 220-12-020, filed 5/11/72; Order 807, § 220-12-020, filed 1/2/69, effective 2/1/69; Order 677, Shellfish Classification, filed 3/31/66; Order 256, Shellfish Classification, filed 3/1/60; Abalone and Octopus from Order 483 and 256, filed 3/1/60.]

Chapter 220-16 WAC DEFINITIONS

WAC

220-16-010	Definitions—Fishing gear.
220-16-015	Definitions—Beam trawl.
220-16-025	Definitions—Brush weir.
220-16-028	Definitions—Dip bag net.
220-16-035	Definitions—Drag seine.
220-16-040	Definitions—Gill net—Drift net.
220-16-045	Definitions—Hand dip net.
220-16-050	Definitions—Hand line.
220-16-055	Definitions—Hook and line—Angling.
220-16-060	Definitions—Jigger.
220-16-065	Definitions—Lampara.
220-16-070	Definitions—Otter trawl.
220-16-075	Definitions—Purse seine.
220-16-080	Definitions—Reef net.
220-16-085	Definitions—Ring net.
220-16-090	Definitions—Set line.
220-16-095	Definitions—Set net.
220-16-100	Definitions—Shellfish pot.
220-16-105	Definitions—Snag line.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-16-018	Definitions—Bottom sink set net. [Order 810, § 220-16-018, filed 4/17/69. Formerly WAC 220-16-010 (part).] Repealed by Order 1193, filed 3/4/75.
220-16-020	Definitions—Geographical districts. [Order 726, § 1 (part), filed 4/26/67; subsecs. 1-3, 5-9, 11 from Orders 355 and 256, filed 3/1/60; subsection 4 from Order 544, filed 4/3/62; Orders 355 and 256, filed 3/1/60; subsection 10 from Order 507, filed 4/13/60; Orders 355 and 256, filed 3/1/60; subsections 12-14 from Orders 414 and 256, filed 3/1/60; subsection 15 from Order 507, filed 4/13/60; subsection 16 from Order 547, filed 7/5/62; Order 256, filed 3/1/60.] Repealed by filing of later enactment. See WAC 220-16-200 through 220-16-275.
220-16-030	Definitions—General definitions. [Order 726, § 1, (part), filed 4/24/67; subsecs. 1, 2, 5, 7, 9, 10 from Orders 355 and 256, filed 3/1/65; subsections 3, 8, 12 from Orders 452 and 256, filed 3/1/60; subsection 4 from Order 635, filed 3/31/65; Order 568, filed 3/26/63; Orders 452 and 256, filed 3/1/60; subsection 6 from Orders 385 and 256, filed 3/1/60.] Repealed by filing of later enactment. See WAC 220-16-300 through 220-16-355.
220-16-115	Definitions—Suspension set net. [Order 810, § 220-16-115, filed 4/17/69. Formerly WAC 220-16-010 (part).] Repealed by Order 1193, filed 3/4/75.

WAC 220-16-010 Definitions—Fishing gear. It shall be unlawful to operate in any area of the State of

Washington or any area over which the State of Washington has concurrent jurisdiction any of the types of fishing gear defined hereinafter in this section for any purpose or by any means whatsoever except at the times, places and in the manners and for the species, quantities, sizes and sexes of food fish and shellfish or fish for food fish and shellfish with any type of fishing appliance not defined hereinafter in this section. [Order 810, § 220-16-010, filed 4/17/69; Subsecs. 2, 7 rescinded by Order 758, § 1, filed 10/16/67; subsection 14 amended by Order 758, § 2, filed 10/16/67; subsections 1-28 amended by Order 726, filed 4/24/67; subsections 1-4, 6, 7, 10, 12, 15-21, 23-25 from Order 256, filed 3/1/60; Subsec. 15 amended by Order 677, filed 3/31/66; subsection 25 amended by Order 672, filed 12/28/65; Subsecs. 5 and 9 from Order 569, filed 4/11/63; Orders 313 and 256, filed 3/1/60; subsection 9 amended by Order 635, filed 3/31/65; subsection 8 from Orders 406 and 256, filed 3/1/60; subsection 11 from Order 525, filed 5/3/61; Order 256, filed 3/1/60; subsection 13 from Orders 285 and 256, filed 3/1/60; subsection 14 from Order 591, filed 10/28/63; Orders 480 and 256, filed 3/1/60; subsection 22 from Order 543, filed 3/20/62; Order 256, filed 3/1/60; subsection 26 from Orders 480 and 256, filed 3/1/60; subsections 27, 28 from Order 525, filed 5/3/61.]

WAC 220-16-015 Definitions—Beam trawl. "Beam trawl" shall be defined as a bag-shaped trawl net not utilizing weighted otter frames or otter doors when operated; with minimum mesh size 4-1/2 inches in a food fish fishery or 1-1/2 inches in the shrimp fishery. [Order 810, § 220-16-015, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-025 Definitions—Brush weir. "Brush weir" shall be defined as a stationary impounding net constructed on piling, with one lead and not to exceed two hearts, lined on the inside with brush and constructed according to specifications of the Director. [Order 810, § 220-16-025, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-028 Definitions—Dip Bag Net. "Dip Bag Net" shall be defined as a section of netting distended by a rigid frame, operated by a process commonly recognized as dipping. The maximum width of the frame in the Pacific Ocean commercial smelt fishery shall be 72 inches. [Order 1105, § 220-16-028, filed 12/28/73; Order 810, § 220-16-028, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-035 Definitions—Drag seine. "Drag seine" shall be defined as fishing gear consisting of a lead line, cork line, auxiliary lines and a mesh net webbing fashioned in such a manner that it can be used to encircle fish in waters adjacent to any beach, with the catch landed directly on the beach. It shall include gear commonly known as "beach seine" and "smelt drag bag net". [Order 810, § 220-16-035, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-040 Definitions—Gill net—Drift net. "Gill net" or "drift net" gear shall be defined as a gill net of single web construction, not anchored, tied, staked, placed, or weighted in such a manner that it cannot drift; provided, that in the Columbia River it shall be lawful to fish with gill nets of two or more web construction, commonly known as trammel nets. [Order 810, § 220-16-040, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-045 Definitions—Hand Dip Net. "Hand Dip Net" shall be defined as a section of netting distended by a rigid frame, operated by a process commonly recognized as dipping. The maximum width of the frame in the Pacific Ocean commercial smelt fishery shall be 72 inches. [Order 1105, § 220-16-045, filed 12/28/73; Order 810, § 220-16-045, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-050 Definitions—Hand line. "Hand line" shall be defined, when relating to its use for commercial purposes, as one (1) line to which may be attached not more than three (3) hooks. [Order 810, § 220-16-050, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-055 Definitions—Hook and line—Angling. "Hook and line" and "angling" shall be identical in meaning and shall be defined as the use of not more than one (1) line with one (1) lure in the act of fishing for personal use and not for sale or barter, to be attached to a pole held in hand while landing fish, or the use of a hand operated line without rod or reel, to which may be attached not more than one (1) lure. [Order 810, § 220-16-055, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-060 Definitions—Jigger. "Jigger" shall be defined as an artificial metal lure to which may be attached not to exceed three (3) hooks. [Order 810, § 220-16-060, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-065 Definitions—Lampara. Lampara gear shall be defined as fishing gear having no purse line or rings, but employing a lead line, cork line, special tag or auxiliary lines attached to the lead line and webbing in such a manner that the fish are encircled in open water. This gear is not lawful for the taking of salmon. [Order 76-148, § 220-16-065, filed 12/2/76; Order 817, § 220-16-065, filed 5/29/69; Order 810, § 220-16-065, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-070 Definitions—Otter trawl. "Otter trawl" gear shall be defined as a tapered, funnel-shaped net consisting of a forward, intermediate and codend section with floats along the upper edge of the mouth (headrope) and a weighted line (footrope) forming the lower edge thereof. Otter doors or boards are used to spread the mouth of the net horizontally as it is towed. Roller and bobbin gear on a rope attached to the

footrope are used as aids to fishing rocky grounds. Telemetry gear consists of a precision net-depth indicating device attached to the door or footrope of the net giving a continuous indication of the position of the net in relation to the bottom or surface. Double layer codends shall be tied together in such a manner that the knots and meshes coincide the full length of the double layer. Meshes of hog-ring and rope-type chafing gear shall measure not less than seven inches. Chafing gear made of hides or canvas shall be of a size not greater than one half the circumference of the codend. [Order 810, § 220-16-070, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-075 Definitions—Purse seine. "Purse seine" shall be defined as including all types of fishing gear consisting of a lead line, cork line, auxiliary lines, purse line and purse rings and of mesh net webbing fashioned in such a manner that it is used to encircle fish, and in addition prevent their escape under the bottom or lead line of the net by drawing in the bottom of the net by means of the purse line so that it forms a closed bag. [Order 810, § 220-16-075, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-080 Definitions—Reef net. "Reef net" shall be defined as a non self-fishing open bunt square or rectangular section of mesh netting suspended between two anchored boats fashioned in such a manner that to impound salmon passing over the net, the net be raised to the surface. The lead or leads of any "reef net" must be floating at all times, except under stress of tidal conditions, and shall not be fixed to any piling whatsoever, nor shall the lead or leads be constructed of any kind of mesh webbing. In the construction of any "reef net" no principle of a fyke net or fish trap may be employed. [Order 810, § 220-16-080, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-085 Definitions—Ring net. "Ring net" shall be defined as a circular or hoop shaped net distended by a rigid frame measuring not to exceed ten (10) feet in diameter, and with a recovery or buoy line attached. [Order 810, § 220-16-085, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-090 Definitions—Set line. "Set line" shall be defined as a line with baited hooks attached thereto, laid on the bottom or held in suspension, either anchored or tied to shore, and attached to a marker buoy to which shall be affixed the license number under which the gear is operated. [Order 810, § 220-16-090, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-095 Definitions—Set net. "Set net" shall be defined as a gill net which is anchored, tied, staked, laid in part on shore or whose lead line is so heavily weighted that it cannot drift. [Order 810, § 220-16-095, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-100 Definitions—Shellfish pot. "Shellfish pot" shall be defined as a movable trap with one or more throats or tunnels used for the purpose of taking any species of shellfish or mollusk. [Order 1179, § 220-16-100, filed 11/19/74; Order 810, § 220-16-100, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-105 Definitions—Snag line. "Snag line" shall be defined as a line with one or more unbaited hooks attached thereto used to the purpose of snagging any species of food fish. [Order 810, § 220-16-105, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-110 Definitions—Snag net. "Snag net" shall be defined as a single web gill net, constructed of webbing having mesh of not less than fourteen (14) inches stretch measure and used for the purpose of clearing snags or similar obstructions from gill net drifts and operated in an area where a gill net fishery is from time to time lawful. [Order 810, § 220-16-110, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-120 Definitions—Trammel net. "Trammel net" shall be defined as a gill net that is hung with two or more mesh webs substantially parallel to each other, suspended from a single common cork line and having either one or several lead lines. [Order 810, § 220-16-120, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-125 Definitions—Troll line. "Troll line" when relating to its use for commercial purposes shall be defined as a fishing line used to drag a lure or lures behind a moving vessel and shall permit the use by any one vessel of not more than six (6) lines. [Order 810, § 220-16-125, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-130 Definitions—Shrimp trawl. "Shrimp trawl" shall be defined as a trawl net having floats along the upper edge of the mouth (headrope) and a weighted line (footrope) forming the lower edge thereof. Otter doors or boards are used to spread the mouth of the net horizontally as it is towed. Mesh size shall be no more than two inches nor less than one and one-half inches from the inside of one knot to the outside of the opposite vertical knot in the wings, body, intermediate and cod end. Double layer cod ends (liners) shall not be permitted. The net may include panel inserts at the mouth, and trash exits in the top or bottom. The maximum distance between the otter doors and the wings of the net shall not exceed 10 fathoms. [Order 77-145, § 220-16-130, filed 12/13/77; Order 945, § 220-16-130, filed 8/16/71; Order 810, § 220-16-130, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-135 Definitions—Smelt rake. "Smelt rake" shall be defined as a dip net, so constructed that it may be fished with a raking motion along the beach to catch the fish. This rake normally is constructed with one side of the opening flat. [Order 810, § 220-

16-135, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-140 Definitions—Herring rake. "Herring rake" shall be defined as a long-handled, streamlined board, oar-like in shape, with a lower portion of the leading edge studded with sharp-pointed nails upon which the fish are impaled when the rake is forced through the water edgewise. [Order 810, § 220-16-140, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-145 Definitions—Bottom fish pot. "Bottom fish pot" shall be defined as a portable trap with one or more gates or entrance ways, with line or lines attached to a surface buoy to which shall be affixed the license number under which the gear is operated and used for the purpose of taking any species of bottomfish. A section of one vertical wall must be constructed of cotton fiber or one of the walls of synthetic fiber must be attached to the frame with cotton hangings to permit escapement of fish if the bottomfish pot is lost. [Order 866, § 220-16-145, filed 6/12/70.]

WAC 220-16-200 Geographical definitions—District 1. The term "District 1" shall be construed to include the Strait of Juan de Fuca, and the waters of the Pacific Ocean over which the State of Washington has jurisdiction, exclusive of bays, inlets, canals, coves, sounds and estuaries. [Order 817, § 220-16-200, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-205 Geographical definitions—District 2. The term "District 2" shall be construed to include all lands and waters over which the State of Washington has jurisdiction, excepting District 1. [Order 817, § 220-16-205, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-210 Geographical definitions—Puget Sound. The term "Puget Sound" shall be construed to include all the waters of Puget Sound outside the mouth of any river or stream including the Strait of Juan de Fuca, Georgia Strait, and all bays and inlets thereof. [Order 817, § 220-16-210, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-211 Geographical definitions—Puget Sound Tributaries. The term "Puget Sound Tributaries" shall be construed to include the waters of all fresh water rivers and streams tributary to Puget Sound as defined in WAC 220-15-210 and including all tributaries flowing into said rivers and streams. [Order 920, § 220-16-211, filed 5/13/71.]

WAC 220-16-215 Geographical definitions—Grays Harbor. The term "Grays Harbor" shall be construed to include all the waters of Grays Harbor outside the mouth of any tributary river or stream inside and easterly of a line projected from the outermost end of the north jetty to the outermost end of the south jetty. [Order 817, § 220-16-215, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-220 Geographical definitions—Willapa Harbor. The term "Willapa Harbor" shall be construed to include all the waters of Willapa Harbor outside the mouth of any tributary river or stream inside and easterly of a line projected from Leadbetter Point to Cape Shoalwater Light. [Order 817, § 220-16-220, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-225 Geographical definitions—Columbia River. The term "Columbia River" shall be construed to include all the waters of the Columbia River, including sloughs tributary thereto, upstream and easterly of a line projected from the inshore end of the north jetty to the knuckle of the south jetty at the entrance to the river. [Order 817, § 220-16-225, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-230 Geographical definitions—Outside Initiative 77 line. The term "Outside Initiative 77 line" shall be construed to include all waters of Puget Sound lying westerly and northerly of the Initiative 77 line described in chapter 75.12, RCW. [Order 817, § 220-16-230, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-235 Geographical definitions—Inside Initiative 77 line. The term "Inside Initiative 77 line" shall be construed to include all waters of Puget Sound lying southerly and easterly of the Initiative 77 line described in chapter 75.12, RCW. [Order 817, § 220-16-235, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-240 Geographical definitions—Coastal Waters. The term "Coastal Waters" shall be construed to include those waters of the Pacific Ocean lying within the jurisdiction of the State of Washington and all streams tributary thereto, exclusive of the Grays Harbor, Willapa Harbor and Columbia River districts. [Order 817, § 220-16-240, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-245 Geographical definitions—River mouths. Unless otherwise defined, any reference to the mouths of rivers or streams shall be construed to include those waters of any river or stream, including sloughs and tributaries, upstream and inside of a line projected between the outermost uplands at the mouth. The term "outermost upland" shall be construed to mean those lands not covered by water during an ordinary high tide. [Order 817, § 220-16-245, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-250 Geographical definitions—Mile measurement. Any reference to the term "mile" shall mean a nautical mile. [Order 817, § 220-16-250, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-255 Geographical definitions—Razor clam areas. "Razor Clam Area 1" shall include the tidelands and waters of the Pacific Ocean and Willapa Harbor between Cape Disappointment and Cape Shoalwater; "Razor Clam Area 2" shall include

the tidelands and waters of the Pacific Ocean and Grays Harbor between Cape Shoalwater and Point Brown; "Razor Clam Area 3" shall include the tidelands and waters of the Pacific Ocean between Point Brown and Cape Flattery. [Order 817, § 220-16-255, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-260 Geographical definitions—Skagit Bay Shrimp Fishing Area. "Skagit Bay Shrimp Fishing Area" shall include those waters of Puget Sound lying within the following lines. A line commencing at West Point on Whidbey Island projected True north to Fidalgo Island, and a line projected from Point Demock on Camano Island to Point Polnell on Whidbey Island. [Order 817, § 220-16-260, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-265 Geographical definitions—Lopez Island Shrimp Fishing Area. "Lopez Island Shrimp Fish Area" shall include those waters of Puget Sound lying inside and southerly of a line projected from Spencer Spit on Lopez Island to Fauntleroy Point on Decatur Island and a line projected from Decatur Light across Lopez Pass to the nearest point of Lopez Island. [Order 817, § 220-16-265, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-270 Geographical definitions—Skagit River. The term "Skagit River" shall be construed to mean those waters of the Skagit River upstream and inside of a line projected from white monument on the easterly point of Ika Island, across the Skagit River, to the terminus of the jetty with McGlenn Island. [Order 817, § 220-16-270, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-275 Geographical definitions—Village Point. The term "Village Point", used in describing the Lummi Island Reef Net Fishing Area, shall be construed to mean a point of location on Village Point, Lummi Island, at the mean high tide on a true bearing 43 degrees 53 minutes a distance of 457 feet to the center of the chimney of a wood frame house on the east side of the county road. Said chimney and house being described as "Village Point Chimney" on page 612 of United States Coast and Geodetic Survey list of geographic positions No. G-5455, Rosario Strait. [Order 817, § 220-16-275, filed 5/29/69. Formerly WAC 220-16-020 (part).]

WAC 220-16-280 Geographical definitions—Clam and oyster districts. The following clam and oyster districts are defined pursuant to RCW 75.28.280 and RCW 75.28.281. (1) Northern Puget Sound district shall include all waters and tidelands of Puget Sound northerly and westerly of lines drawn from Olele Point to the southern tip of Double Bluff on Whidbey Island and from Possession Point true east to the mainland.

(2) Southern Puget Sound district shall include all waters and tidelands of Puget Sound southerly of lines drawn from Olele Point to the southern tip of Double Bluff on Whidbey Island, thence following the shoreline

to Possession Point and thence from Possession Point true east to the mainland.

(3) Grays Harbor District shall include all waters and tidelands of Grays Harbor inside and easterly of a line projected from the outermost end of the north jetty to the outermost end of the south jetty.

(4) Willapa Harbor district shall include all waters and tidelands of Willapa Harbor inside and easterly of a line projected from Leadbetter Point to Cape Shoalwater. [Order 857, § 220-16-280, filed 12/11/69.]

WAC 220-16-300 General definitions—Personal use. The taking or possession of food fish or shellfish for personal use is defined as the taking or fishing for food fish and shellfish or parts thereof by angling or by such other means, with such gear and for such limits as the director may authorize for personal use, or possessing the same for the use of the person fishing for, taking or possessing the same, and not for sale or barter. [Order 817, § 220-16-300, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-305 General definitions—Commercial purposes. The taking, fishing for, possession, processing, or otherwise dealing in or disposing of food fish and shellfish for commercial purposes is defined as the taking or fishing for food fish with any gear unlawful for fishing for personal use, or taking or possessing food fish and shellfish in excess of the limits permitted for personal use, or taking, fishing for, handling, processing, or otherwise disposing of or dealing in food fish with the intent of disposing of such food fish, shellfish or parts thereof for profit or by sale, barter, trade or in commercial channels. [Order 817, § 220-16-305, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-310 General definitions—Net length measurement. The length of any net is defined as its measurement along the cork line. [Order 817, § 220-16-310, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-315 General definitions—Net mesh measurement. The size of a mesh of any net shall be defined as the distance between the inside of one knot to the outside of the opposite vertical knot of one mesh when the mesh is stretched vertically, while wet, by using a tension of ten (10) pounds on any three (3) consecutive meshes, then measuring the middle mesh of the three while under tension; provided that when measuring mesh used in otter trawl nets the size of a mesh shall be defined as the distance between the inside of one knot to the inside of the opposite vertical knot. [Order 1105, § 220-16-315, filed 12/28/73; Order 817, § 220-16-315, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-320 General definitions—Fish length measurement. The length of a fish, unless otherwise provided, is defined as the shortest distance between the extreme tip of the tail and extreme tip of the snout or jaw, whichever extends the farthest, measured while the fish is lying in a prone and normal position. [Order

817, § 220-16-320, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-325 General definitions—Dressed fish length measurement. The length of any dressed fish, unless otherwise provided, is defined as the shortest distance between the posterior end of the gill opening and the fork of the tail. [Order 817, § 220-16-325, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-330 General definitions—Dressed fish. A dressed fish is defined as one from which the viscera or the viscera and head has been removed. [Order 817, § 220-16-330, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-335 General definitions—Spawning salmon. The term "spawning male salmon" is one from which the milt flows freely. The term "spawning female salmon" is one from which the eggs flow freely or has matured to the point that the eggs may be extruded by pressure applied to the abdomen of the salmon. [Order 866, § 220-16-335, filed 6/12/70; Order 817, § 220-16-335, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-340 General definitions—Bottom fish. The term "Bottom fish", unless otherwise provided, is defined as including Pacific cod, Pacific tomcod, Pacific hake, walleye pollock, Pacific halibut and all other species of flounders, dabs and sole, lingcod and all other species of greenling, ratfish, sablefish, cabezon, spiny dogfish, six gill shark, soupfin shark, and all species of skate, rockfish and sea perches. [Order 77-147, § 220-16-340, filed 12/16/77; Order 817, § 220-16-340, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-345 General definitions—Time. All times referred to in any order or regulation shall be Pacific Standard time, except that during the period from the last Sunday in February to the last Sunday in October all times referred to shall be Pacific Daylight Time. [Order 1193, § 220-16-345, filed 3/4/75; Order 817, § 220-16-345, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-350 General definitions—Jack salmon. A jack salmon is defined as any salmon which has matured and begun its spawning migration one or more years before the normal term of maturity of other members of its species, and which has visibly developed eggs or milt. [Order 817, § 220-16-350, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-355 General definitions—Soft-shelled crab. A soft-shelled crab is defined as a crab whose shell, including shell covering of the legs, is not fully hardened and said shell is flexible and depresses to digital pressure. [Order 817, § 220-16-355, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-16-360 General definitions—Bait purposes. The taking or possession of food fish for bait is

defined as capturing food fish which will be used to entice or lure other fish or shellfish to a hook, lure, trap or other fishing gear for the purpose of capture for sport or commercial use and shall not include food fish or shellfish taken for feeding to zoo or domestic animals. [Order 1105, § 220-16-360, filed 12/28/73.]

WAC 220-16-370 General definitions—Sac-roe herring purposes. Taking or possessing herring for sac-roe purposes is defined as capturing herring which will have the roe (eggs) removed for separate processing or resale. Sac-roe is *not* equivalent to human consumption even though the carcasses may subsequently be used for food. [Order 76-148, § 220-16-370, filed 12/2/76.]

Chapter 220-20 WAC GENERAL PROVISIONS

WAC	
220-20-010	General provisions—Lawful and unlawful acts—Salmon, other food fish and shellfish.
220-20-015	Lawful and unlawful acts—Salmon.
220-20-020	General provisions—Lawful and unlawful acts—Food fish other than salmon.
220-20-025	General provisions—Shellfish.
220-20-030	General provisions—Off-reservation treaty Indian ceremonial fishing.
220-20-040	General provisions—Rearing and planting food fish.
220-20-045	Scientific permits.

WAC 220-20-010 General provisions—Lawful and unlawful acts—Salmon, other food fish and shellfish. (1) It shall be unlawful to take, fish for, possess or transport for any purpose food fish, shellfish or parts thereof, in or from any of the waters or land over which the state of Washington has jurisdiction, or from the waters of the Pacific Ocean, except at the times, places and in the manners and for the species, quantities, sizes or sexes provided for in the regulations of the Department of Fisheries.

(2) It shall be unlawful for any person, corporation, business, or company to have in possession or under control or custody any salmon or other food fish or shellfish within the land or water boundaries of the state of Washington, except in those areas which are open to commercial fishing or wherein the possession, control or custody of salmon or other food fish or shellfish for commercial purposes is made lawful under a statute of the state of Washington or the rules and regulations of the Director of Fisheries, unless otherwise provided.

(3) It shall be lawful to take, fish for, possess, process and otherwise deal in food fish and fish offal or scrap for any purpose, provided; that it shall be unlawful to use any of the following listed species for purposes other than human consumption or fishing bait:

Pacific halibut	(<i>Hippoglossus stenolepis</i>)
Pacific herring	(<i>Clupea harengus pallasii</i>)
(except when lawfully taken from Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, 21A, and 21B as prescribed in WAC 220-49-020)	

Salmon	
Chinook or King	(<i>Oncorhynchus tshawytscha</i>)
Chum or Dog	(<i>Oncorhynchus keta</i>)
Pink or Humpback	(<i>Oncorhynchus gorbuscha</i>)
Coho or Silver	(<i>Oncorhynchus nerka</i>)
Masu	(<i>Oncorhynchus masu</i>)

(4) It shall be unlawful for any person to take, fish for or possess food fish or shellfish smaller than the lawful commercial sizes while aboard any craft engaged in commercial fishing or having commercially caught fish aboard.

(5) It shall be unlawful for the owner or operator of any commercial food fish or shellfish gear to leave such gear unattended in waters of the state or offshore waters unless said gear is marked with a buoy to which shall be affixed in a visible and legible manner the Department of Fisheries approved and registered buoy brand provided that;

(a) Buoys affixed to unattended gear must be visible on the surface of the water except during strong tidal flow or extreme weather conditions.

(b) Effective January 1, 1975, when two or more shellfish pots are attached to a common ground line the number of pots so attached must be clearly labeled on the required buoy.

(c) It shall be unlawful at any time to leave a gill net unattended in the commercial salmon fishery.

(6) It shall be unlawful to place any commercial food fish or shellfish gear in any waters closed to commercial fishing, provided; that this provision shall not apply to reef nets or brush weirs or to gear being tested under supervision of the Department of Fisheries, provided further that it shall be unlawful to take, fish for or possess food fish with any type of commercial fishing gear in the waters of Carr Inlet north of north latitude 47° 20' from August 15 through November 30 except as provided in chapter 220-47 WAC.

(7) It shall be unlawful for the owner or operator of any fishing gear to refuse to submit such gear to inspection in any manner specified by authorized representatives of the Department of Fisheries.

(8) It shall be unlawful for any person taking or possessing food fish or shellfish taken from any of the waters or beaches of the state of Washington or the Pacific Ocean for any purpose to fail to submit such food fish or shellfish for inspection by authorized representatives of the Department of Fisheries.

(9) It shall be unlawful for any person licensed under the Fisheries Code of Washington to fail to make any report or return required of him by the Department of Fisheries relative to the taking, selling, possessing, transporting, processing, freezing and storing of food fish or shellfish whether taken within the jurisdiction of the state of Washington or beyond or on Indian reservations or usual and accustomed Indian fishing grounds.

(10) It shall be unlawful to take, fish for or possess or to injure, kill or molest fish in any fishway, fish ladder, fish screen, holding pond, rearing pond, or other fish protective device, or to interfere in any manner with the proper operation of such fish protective devices.

(11) It shall be unlawful to club, gaff, shoot, snag, snare, dip net, harass, spear, stone or otherwise molest, injure, kill or destroy any food fish or shellfish or parts thereof, or for any person to attempt to commit such acts, or to have any fish, shellfish or parts thereof so taken in possession, provided; that it shall be lawful to use a dip net, gaff or club in the landing of food fish taken by personal-use angling.

(12) It shall be unlawful to take or possess for any purpose any food fish or shellfish smaller than the lawful minimum size limits. Any such fish either snagged, hooked, netted or gilled must be immediately returned to the water with the least possible injury to the fish or shellfish and it shall be unlawful to allow undersize salmon entangled in commercial nets to pass through a power block or onto a power reel or drum.

(13) It shall be unlawful to possess aboard any vessel engaged in commercial fishing or having commercially caught fish aboard any salmon or other food fish or shellfish in such condition that its species, length, weight or sex cannot be determined if a species, length, weight, or size limit is prescribed for said species.

(14) It shall be unlawful in any area to use, operate or carry aboard a commercial fishing vessel a licensed net or combination of such nets, whether fished singly or separately, in excess of the maximum lawful size or length prescribed for a single net in that area, except as otherwise provided for in the rules and regulations of the Department of Fisheries.

(15) It shall be unlawful for any permit holder to fail to comply with all provisions of any special permit or letter of approval issued to him under the authority of the Director of Fisheries, or to perform any act not specifically authorized in said document or in the regulations of the Director of Fisheries.

(16) It shall be unlawful to use, place or cause to be placed in the waters or on the beaches or tidelands of the state any substance or chemical used for control of predators or pests affecting food fish or shellfish or other aquatic marine organisms, without first having obtained a special permit to do so from the Director of Fisheries.

(17) It shall be lawful to test commercial net fishing gear, excluding gill nets, as follows:

(a) Bellingham Bay – inside of a line from Governor's Point to the north tip of Eliza Island to Point Francis in waters 10 fathoms and deeper.

(b) Central Puget Sound – between lines from Meadow Point to Point Monroe and Skipp Point to West Point in waters 50 fathoms and deeper.

(c) East Pass – between lines from Point Robinson true east to the mainland and from Dash Point to Point Piner in waters 50 fathoms and deeper.

(d) All tows or sets are limited to one hour exclusive of setting and retrieving time.

(e) All testing is to be accomplished between 8:00 AM and 4:00 PM.

(f) Codends of trawl nets must be left open.

(g) Any and all incidentally caught fish must be returned to the waters, and no fish are to be brought aboard the vessel at any time during a gear test operation.

(h) It shall be unlawful for any person conducting such gear testing operations to fail to notify the Fisheries Patrol office in Olympia prior to testing. [Order 77-14, § 220-20-010, filed 4/15/77; Order 76-148, § 220-20-010, filed 12/2/76; Order 1193, § 220-20-010, filed 3/4/75; Order 1179, § 220-20-010, filed 11/19/74; Order 1106, § 220-20-010, filed 1/10/74; Order 1057, § 220-20-010, filed 5/22/73; Order 945, § 220-20-010, filed 8/16/71; Order 920, § 220-20-010, filed 5/13/71; Order 817, § 220-20-010, filed 5/29/69; Order 810, § 220-20-010, filed 4/17/69; Order 771-A, § 220-20-010, filed 3/29/68; Order 767, § 1, filed 12/22/67; Order 758, § 3, filed 10/16/67; Order 726, §§ 2, 3, filed 4/24/67; Order 721, § 1, filed 3/9/67; Subsections 1, 2 from Orders 405 and 256, filed 3/1/60; Subsection 3 from Order 677, filed 3/31/66; Subsection 16 from Order 525, filed 5/3/61; Orders 355 and 256, filed 3/1/60; Subsection 4 from Order 591, filed 10/28/63; Orders 479 and 256, filed 3/1/60; Subsection 5 from Orders 383 and 256, filed 3/1/60; Subsections 6, 26, 35 from Order 568, filed 3/26/63; Order 543, filed 3/20/62; Order 507, filed 4/13/60; Order 256, filed 3/1/60; Subsections 7-11, 13-15, 17, 18, 22 from Orders 355 and 256, filed 3/1/60; Subsection 12 from Orders 407 and 256, filed 3/1/60; Subsections 19, 27 from Orders 480 and 256, filed 3/1/60; Subsection 20 from Order 677, filed 3/31/66; Orders 483 and 256, filed 3/1/60; Subsection 23 from Order 677, filed 3/31/66; Order 605, filed 4/21/64; Order 568, filed 3/26/63; Order 543, filed 3/20/62; Order 507, filed 4/13/60; Order 256, filed 3/1/60; Subsection 24 from Order 605, filed 4/21/64; Orders 407 and 256, filed 3/1/60; Subsection 25 from Orders 449 and 256, filed 3/1/60; Subsections 28-33 from Orders 456 and 256, filed 3/1/60; Subsection 34 from Orders 486 and 256, filed 3/1/60; Subsection 36 from Order 591, filed 10/28/63; Subsections 37 and 38 from Order 677, filed 3/31/66; Subsection 39 from Order 672, filed 12/28/65.]

WAC 220-20-015 Lawful and unlawful acts—Salmon. (1) It shall be unlawful to take, fish for or possess salmon taken for commercial purposes within a distance of three miles from any river or stream flowing into Puget Sound, unless otherwise provided.

(2) It shall be unlawful to operate in any river, stream or channel any gill net gear longer than three-fourths the width of the stream; this provision shall supersede all other regulations in conflict with it.

(3) It shall be unlawful to operate any snag net without permit from the Department of Fisheries.

(4) It shall be unlawful to take, fish for, possess or offer for sale any species of spawning salmon.

(5) It shall be unlawful to take, fish for or possess for commercial purposes chinook salmon less than 28 inches in length or 8 pounds dressed weight and coho salmon less than 20 inches in length except as follows:

(a) In the Puget Sound commercial salmon net fishery the minimum size limit for coho salmon shall be 16 inches in length; provided there shall be no minimum size limit on salmon taken with gill net gear. The minimum size limit for chinook caught with purse seine and reef net is 28 inches.

(b) In the Grays Harbor and Willapa Harbor gill net fisheries there shall be no minimum size limit for chinook and coho salmon.

(c) In the Columbia River commercial salmon gill net fishery, there shall be no minimum size limit on salmon.

(d) In the Pacific Ocean commercial salmon troll fishery there shall be no minimum size limit on coho salmon during the period June 15 through July 31; and during the period August 1 through October 31 the minimum size limit on coho salmon shall be 16 inches in length.

(e) In the Puget Sound commercial salmon gill net fishery there shall be no minimum size limit on salmon taken from U.S. Convention waters during the time IPSFC has control of those waters.

(6) It shall be unlawful to set, maintain, own or operate any reef net gear at any location which places the stern ends of either or both reef net boats of said gear less than a distance of 800 feet in front of or behind the head buoys of any row or reef net gear, within the boundaries of the Lummi Island Reef Net Fisheries Area, as described in RCW 75.12.140.

(7) It shall be lawful to possess salmon for any purpose which were lawfully obtained from state and federal government fish hatcheries and facilities. Subsections (3) and (12) of WAC 220-20-010 and subsections (5) and (6) of WAC 220-20-015 shall not apply to salmon possessed pursuant to this subsection.

(8) It shall be unlawful to take or fish for food fish from a commercial salmon trolling vessel with gear other than lawful troll line gear while said vessel is engaged in commercial fishing or has commercially caught fish aboard.

(9) It shall be unlawful to angle for salmon for personal use from any vessel that is engaged in commercial salmon trolling or has commercially caught salmon aboard. [Order 77-66, § 220-20-015, filed 8/5/77; Order 77-14, § 220-20-015, filed 4/15/77; Order 76-24A, § 220-20-015, filed 4/20/76; Order 1251, § 220-20-015, filed 8/18/75; Order 1210, § 220-20-015, filed 5/26/75; Order 1143, § 220-20-015, filed 8/8/74; Order 1116, § 220-20-015, filed 4/30/74; Order 1049, § 220-20-015, filed 4/11/73; Order 984, § 220-20-015, filed 2/17/72; Order 925, § 220-20-015, filed 6/3/71; Order 920, § 220-20-015, filed 5/13/71; Order 810, § 220-20-015, filed 4/17/69.]

WAC 220-20-020 General provisions—Lawful and unlawful acts—Food fish other than salmon. (1) It shall be unlawful to use, operate or carry aboard any fishing vessel, bottomfish otter trawl gear having meshes measuring less than 3 inches, except that:

It shall be lawful to use otter trawl nets having a minimum mesh size of 2 inches for Pacific hake in Puget Sound Marine Fish-Shellfish Areas 24A, 24B, 26A, 26B, 26C, and 26D, and having a minimum mesh size of 2-1/2 inches for Pacific hake in the Pacific Ocean and coastal waters.

(2) It shall be unlawful to take, fish for or possess for commercial purposes any round, undressed sturgeon less than 48 inches or greater than 72 inches in length or any

dressed sturgeon less than 33 inches or greater than 53 inches in length.

(3) It shall be unlawful to take, fish for or possess for commercial purposes or possess aboard a commercial fishing vessel for any purpose any species of halibut (*Hippoglossus*) unless permitted by the current regulations of the International Pacific Halibut Commission.

(4) It shall be unlawful to take, fish for or possess sturgeon in any of the waters of Puget Sound or tributaries thereof for commercial purposes with any type of commercial gear, and any sturgeon taken with any type of commercial gear incidental to a lawful fishery shall immediately be returned to the water unharmed.

(5) It shall be unlawful to take or fish for food fish for commercial purposes with any type of commercial gear in the waters of Shilshole Bay inland and inside a line projected in a southwesterly direction from Meadow Point to West Point.

(6) It shall be unlawful to take, fish for, or possess for commercial purposes any starry flounder less than 14 inches in length taken by any commercial gear, in all Puget Sound Marine Fish-Shellfish Areas.

(7) It shall be unlawful to harvest for commercial purposes herring eggs naturally deposited on marine vegetation or other substrate. [Order 77-147, § 220-20-020, filed 12/16/77; Order 77-14, § 220-20-020, filed 4/15/77; Order 76-148, § 220-20-020, filed 12/2/76; Order 76-26, § 220-20-020, filed 4/20/76; Order 1193-A, § 220-20-020, filed 3/5/75; Order 1193, § 220-20-020, filed 3/4/75; Order 1143, § 220-20-020, filed 8/8/74; Order 1105, § 220-20-020, filed 12/28/73; Order 1057, § 220-20-020, filed 5/22/73; Order 1045, § 220-20-020, filed 3/8/73; Order 988, § 220-20-020, filed 4/28/72; Order 920, § 220-20-020, filed 5/13/71; Order 862, § 220-20-020, filed 4/16/70; Order 817, § 220-20-020, filed 5/29/69; Order 810, § 220-20-020, filed 4/17/69.]

WAC 220-20-025 General provisions—Shellfish.

(1) It shall be unlawful to drive or operate any motor-propelled vehicle, land any airplane or ride or lead any horse on the razor clam beds of the state of Washington.

(2) It shall be unlawful to possess any soft-shelled crab for any purpose.

(3) It shall be unlawful to possess in the field any crab from which the back shall [shell] has been removed.

(4) It shall be unlawful to use any irritant chemicals when taking or fishing for octopus. [Order 1179, § 220-20-025, filed 11/19/74; Order 990, § 220-20-025, filed 5/11/72; Order 810, § 220-20-025, filed 4/17/69.]

WAC 220-20-030 General provisions—Off-reservation treaty Indian ceremonial fishing.

It shall be unlawful for any Indian or group of Indians to conduct ceremonial fishing in waters of the state outside of an Indian reservation without first obtaining written approval from the Director of Fisheries. Approval for such fishing may be obtained subject to the following provisions:

(1) Two-week prior written request in advance of ceremonial fishing. Request to be signed by an authorized representative of the tribal council.

(2) Name, place, and time of ceremony for which fish will be used.

(3) Name of individuals who will be fishing.

(4) Exact location of fishing. Fishing for ceremonial purposes will be permitted only in those areas in which the state recognizes a legal off-reservation net fishery.

(5) Exact beginning and ending dates of ceremonial fishing.

(6) Type of gear to be used in ceremonial fishing.

(7) Estimated number of pounds needed for ceremonial.

(8) Gear shall be attended at all times while fishing for ceremonial purposes.

(9) Fish taken for ceremonial purposes shall not be sold, bartered, or in possession of a commercially licensed buyer.

(10) A record of the numbers of fish taken by ceremonial fishing will be made available to the Department of Fisheries.

(11) Provisions for ceremonial fishing will apply prior to and subsequent to regular fishing seasons.

(12) Before ceremonial fishing is granted to any tribe, it will be necessary for the Department of Fisheries to have a meeting with tribal officers so that the Director of Fisheries might determine the ceremonial occasions involved and whether there is a suitable area for such fishing. [Order 866, § 220-20-030, filed 6/12/70.]

WAC 220-20-040 General provisions—Rearing and planting food fish.

(1) It shall be unlawful for any person, group, corporation, association, or governmental entity to plant or release any food fish into the waters of the state of Washington without first obtaining a permit from the Department of Fisheries. No permit shall be issued unless the following time periods are observed, and the following information provided the department prior to planting.

(a) Thirty days prior to obtaining food fish or food fish eggs, fry, or fingerlings, or importing the same with the eventual intent to plant in the waters of the state of Washington, the person, group, corporation, association, or governmental entity so intending to plant shall provide the department information as to the source of the food fish or food fish eggs, fry, or fingerlings, species, race, and time and place for the proposed release or other disposition and the size of the food fish to be planted.

(b) Thereafter, the department shall examine the provided information and determine if a permit for the planting of the food fish should be issued. If a proposed plant presents an important conflict or competition to the established stocks in the waters to be planted, conflicts with the department's overall management plan for the waters to be planted, would cause a significant decrease in the abundance of stocks already present, or would significantly inhibit the ability to harvest existing stocks, a permit for planting shall not be issued.

(c) Thirty days prior to planting, and within ten days of the actual plant, the food fish to be released must be made available to the department for inspection for disease. If the department's representative so inspecting is not satisfied the food fish are disease-free, or otherwise

in a condition specified in paragraph (b) of this regulation, the food fish shall not be released in the waters of the state, and any prior departmental approval for such planting is automatically withdrawn. The department will consider a certification by department-approved pathologists that the food fish to be released are disease-free in lieu of actual department inspection.

(d) Any person, group, corporation, association or governmental entity intending to release food fish in the waters of the state, shall report immediately to the department the outbreak of any disease among the food fish, food fish eggs, fry or fingerlings intended to be released. If such outbreak presents a threat to such fishery resource of the state, the department may immediately order such action necessary to protect the state's fisheries, including quarantine or destruction of stocks, sterilization of closures and facilities, cessation of activities, and disposal of the infected fish in a manner satisfactory to the department.

(e) No food fish covered by a permit issued under this regulation shall be branded, tattooed, tagged, fin-clipped or otherwise marked for identification without prior approval by the department.

(f) No facilities shall be constructed or operated for the purpose of food fish propagations or rearing without first obtaining a permit from the department. No permit shall be issued unless the following information is provided the department prior to beginning construction of such facility:

(i) The person, group, corporation, association, or governmental entity so intended to construct such facility shall provide the department information as to the species to be produced in the facility or otherwise affected by the facility, and a general plan of times and places for the proposed releases or other disposition and the size, age, and maturity of the food fish to be released. Functional plans for construction of such facility shall also be provided to the department.

(ii) Thereafter, the department shall examine the provided information and determine if the permit for construction of the facility shall be issued. If the proposed planting, release, or operational scheme presents an important conflict or competition to established stocks of food fish, conflicts with the department's overall management plan for the waters or areas to be planted, would cause a significant decrease in the abundance of stocks already present, or will significantly inhibit the ability to harvest existing stocks, a permit for construction will not be issued.

(iii) A permit for construction or operation of a propagation facility will be revoked if any food fish are planted, released, or otherwise disposed of by any person, group, corporation, association or governmental entity which is the holder of a construction or operation permit under this paragraph if the holder does not, prior to planting or releasing, provide the department with the additional information and secure the additional permits required by this regulation.

(g) An advisory committee of potentially affected groups will be established to provide technical input. [Order 76-96, § 220-20-040, filed 9/23/76.]

WAC 220-20-045 Scientific permits. (1) It shall be unlawful for any person, group, corporation, association, or governmental entity to conduct any scientific study involving the handling, collection, or release of food fish or shellfish on the beaches or in the waters of the state of Washington without first obtaining a permit from the department of Fisheries, and it shall be unlawful to fail to comply with any of the provisions of the permit.

(a) A request for such a permit must be received 30 days prior to the date such study, collection, release, or research is started.

(b) Each request for a permit must be accompanied by the following information:

(i) A study title.

(ii) An introduction describing the management problems to be addressed and why resolution is necessary.

(iii) An objective(s) for the proposed project including defining an identifiable end point or conclusion toward which efforts are to be directed.

(iv) A justification which identifies the user(s) of the information and indicates how the findings will be used.

(v) A procedure which explains the approach or plan of action and which provides the organizational framework and logical sequence of events that will lead to the attainment of the study objectives.

(vi) A location of the study area.

(vii) An identification of supervisory and technical personnel responsible for the study.

(c) A final report must be submitted to the department upon completion of the study, research, collection, or release, and interim reports will be required.

(d) Permits will normally be granted for requests which increase the data base, increase or maximize the fishery resource, avoid damage to the various resources and do not unnecessarily duplicate previous research.

(e) Continuing studies or research or other scientific projects may be extended annually by concurrence of the director.

(f) An advisory committee of potentially affected groups will be established to provide technical input. [Order 76-96, § 220-20-045, filed 9/23/76.]

Chapter 220-22 WAC

MANAGEMENT AND CATCH REPORTING AREAS

WAC

220-22-010	Columbia River salmon management and catch reporting areas.
220-22-020	Coast, Willapa Harbor, Grays Harbor salmon management and catch reporting areas.
220-22-030	Puget Sound salmon management and catch reporting areas.
220-22-310	Treaty Indian—Columbia River.
220-22-320	Treaty Indian coast, Willapa Harbor, Grays Harbor.
220-22-330	Treaty Indian, Puget Sound.
220-22-400	Marine fish-shellfish management and catch reporting areas, Puget Sound.
220-22-410	Marine fish-shellfish management and catch reporting areas, coastal waters.

WAC 220-22-010 Columbia River salmon management and catch reporting areas. (1) **Area 1A** shall include those waters of the Columbia River easterly of a line projected from the inshore end of the north jetty in

the State of Washington to the knuckle of the south jetty in the State of Oregon, and westerly of a line projected from Grays Point in Washington to Tongue Point in Oregon.

(2) **Area 1B** shall include those waters of the Columbia River easterly of a line projected from Grays Point in the State of Washington to Tongue Point in the State of Oregon, westerly of a line projected true north from the water storage tank at the Beaver Munitions Storage Terminal in Oregon, including all waters of Grays Bay, those waters of Deep River downstream of the Highway 4 Bridge, all waters of Seal Slough, those waters of Grays River downstream of a line projected between fishing boundary markers on both banks at the Leo Reisticka farm, and those waters of Elokomin Slough and Elokomin River downstream of the Highway 4 Bridge.

(3) **Area 1C** shall include those waters of the Columbia River easterly of a line projected true north from the water storage tank at the Beaver Munitions Storage Terminal in the State of Oregon, and downstream of a line projected true west from the east or upstream bank of the Lewis River mouth in Washington.

(4) **Area 1D** shall include those waters of the Columbia River upstream of a line projected true west from the east or upstream bank of the Lewis River mouth in Washington state and westerly of a line projected true north from Rooster Rock in Oregon, and those waters of Camas Slough downstream of the westernmost powerline crossing at the Crown Zellerbach mill.

(5) **Area 1E** shall include those waters of the Columbia River easterly of a line projected true north from Rooster Rock in the State of Oregon, and downstream of a line projected between fishing boundary markers located 4 miles downstream from Bonneville Dam. [Order 77-14, § 220-22-010, filed 4/15/77; Order 76-35, § 220-22-010, filed 5/11/76.]

WAC 220-22-020 Coast, Willapa Harbor, Grays Harbor salmon management and catch reporting areas.

(1) **Area 1** shall include those waters of District 1 and the Oregon coast westerly of a line projected from the inshore end of the north Columbia River jetty in the State of Washington to the knuckle of the south Columbia River jetty in the State of Oregon, northerly of a line projected true west from Tillamook Head in Oregon and southerly of a line projected true west from Leadbetter Point in Washington.

(2) **Area 2** shall include those waters of District 1 northerly of a line projected true west from Leadbetter Point and southerly of a line projected true west from the Queets River mouth.

(3) **Area 2A** shall include those waters of Grays Harbor and the Chehalis River estuary upstream from the Union Pacific Railroad Bridge at Aberdeen to a line projected from the Standard Oil Dock at a right angle to the thread of the stream to a fishing boundary marker set on the opposite shore.

(4) **Area 2B** shall include those waters of Grays Harbor lying easterly of a line projected from the Point Chehalis Light, located 123 feet above mean high water

at Westport, to lighted buoy 13 to the KDUX radio tower at Ocean Shores, southerly of a line projected from the KDUX radio tower to a fishing boundary marker on Sand Island and thence to the tripod station at Brackenridge Bluff, westerly of a line projected from the tripod station at Brackenridge Bluff southward and extending through channel marker 8 in the south channel at the mouth of Johns River to the mainland, and northerly of the Bay City Bridge.

(5) **Area 2C** shall include those waters of Grays Harbor northerly of a line projected from the KDUX radio tower at Ocean Shores to a fishing boundary marker on Sand Island to the tripod station at Brackenridge Bluff and westerly of a line starting at a monument located at the point of Holman Bluff near the mouth of Grass Creek and projected to a monument set on Point New, exclusive of those waters within 1/4 mile of a monument set on the beach near the mouth of Chenois Creek and those waters northerly of a line starting at a monument located near the beach in front of the Giles Hogan residence located west of the mouth of the Humptulips River, thence projected in a southeasterly direction to a monument set on the most southerly tip of the grass spit at the mouth of the Humptulips River, thence projected in an easterly direction to a point on Chenois Bluff at 47° 0' 32" N latitude, 124° 1' W longitude.

(6) **Area 2D** shall include those waters of Grays Harbor and the Chehalis River estuary easterly of a line projected from the tripod station at Brackenridge Bluff southward and through channel marker 8 at the mouth of Johns River in the south channel to the mainland and westerly of the Union Pacific Railroad Bridge in Aberdeen and westerly (downstream) of the Highway 105 bridge on Johns River.

(7) **Area 2G** shall include those waters of Willapa Harbor northerly of a line projected true east-west through Riddle Spit Light No. 10, outside and westerly of a line projected from Stony Point to the Bay Center Channel Light (F1 4 seconds, 18 feet) to the northern tip of Goose Point, downstream and westerly of a line projected from the outermost tip of Johnson Point to a fishing boundary marker on the Willapa River's south bank, outside and southerly of a line commencing at a boundary marker on the west shore of the North River projected 82 degrees true through channel marker No. 16 to a boundary marker on the east shore, outside and southerly of a line projected from the Cedar River's meander corner between Section 31, Township 15N, and Section 6, Township 14N, Range 10W, W.M., to the meander corner between Sections 36, Township 15N, and Section 1, Township 14N, Range 11W, W.M., and inside and easterly of a line projected 169° true from the Cape Shoalwater Light to Leadbetter Point.

(8) **Area 2H** shall include those waters of Willapa Harbor and the Willapa River estuary lying upstream from a line projected from the outermost tip of Johnson Point to a fishing boundary marker on the river's south bank and downstream from a line projected true north across the river from a fishing boundary marker on the section line between Section 27 and 28, Township 14N, Range 9W.

(9) **Area 2J** shall include those waters of Willapa Harbor lying southerly of a line projected true east-west through Riddle Spit Light No. 10, northerly of a line projected true east-west through Marker 19 between Long Island and the North Beach Peninsula, downstream and westerly of the Highway 101 Bridge over the Naselle River, westerly of a line projected from Needle Point northerly to day beacon No. 14 to Ramsey Point, and northerly of a line projected true east from a fishing boundary marker at the south entrance to Baldwin Slough on Long Island to a fishing boundary marker on the shore of Stanley Peninsula on the mainland.

(10) **Area 2K** shall include those waters of Willapa Harbor easterly of a line projected from the northern tip of Goose Point to the Bay Center Channel Light (F1 4 seconds, 18 feet) to Stony Point and westerly of the Palix River Highway 101 Bridge.

(11) **Area 3** shall include those waters of District 1 northerly of a line projected true west from the Queets River mouth and southerly of a line projected true west from Cape Alava.

(12) **Area 4** shall include those waters of District 1 northerly of a line projected true west from Cape Alava, westerly of lines projected from the northern tip of Portage Head to the southern tip of Waatch Point and from the Tatoosh Island Light to Bonilla Point and southerly of a line projected true west from the intersection of the Bonilla-Tatoosh line with the U.S.-Canada International Boundary Line.

(13) **Area 4A** shall include those waters easterly and inside of a line projected from the northern tip of Portage Head to the southern tip of Waatch Point, outside and westerly of the mouth of any river or stream flowing to the sea. [Order 77-71, § 220-22-020, filed 8/18/77; Order 77-14, § 220-22-020, filed 4/15/77; Order 76-35, § 220-22-020, filed 5/11/76.]

WAC 220-22-030 Puget Sound salmon management and catch reporting areas. (1) **Area 4B** shall include those waters of Puget Sound easterly of a line projected from the Tatoosh Island Light to the Bonilla Point Light on Vancouver Island and westerly of a line projected true north from a fishing boundary marker at the mouth of the Sekiu River, exclusive of the Strait of Juan de Fuca Salmon Preserve and the Makah Indian Reservation.

(2) **Area 5** shall include those waters of Puget Sound easterly of a line projected true north from a fishing boundary marker at the mouth of the Sekiu River and westerly of a line projected true north from Low Point, exclusive of the Strait of Juan de Fuca Salmon Preserve.

(3) **Area 6** shall include those waters of Puget Sound easterly of a line projected from the Angeles Point Monument to the William Head Light on Vancouver Island, northerly of a line projected from the Angeles Point Monument to the Partridge Point Light, westerly of a line projected from the Partridge Point Light to the Smith Island Light, and southerly of a line projected from the Smith Island Light to vessel traffic lane buoy R to the Trial Island Light, exclusive of the Strait of Juan de Fuca Salmon Preserve.

(4) **Area 6A** shall include those waters of Puget Sound easterly of a line projected from the Partridge Point Light to the Smith Island Light to the most easterly of the Lawson Reef lighted buoys (RB 1 Qk F1 Bell) to Northwest Island to the Initiative 77 marker on Fidalgo Island and westerly of a line projected from Reservation Head on Fidalgo Island to West Point on Whidbey Island.

(5) **Area 6B** shall include those waters of Puget Sound southerly of a line projected from the Angeles Point Monument to the Partridge Point Light and westerly of a line projected from the Partridge Point Light to the Point Wilson Light, exclusive of the Washington Harbor, Discovery Bay, and Strait of Juan de Fuca Salmon Preserves.

(6) **Area 6C** shall include those waters of Puget Sound easterly of a line projected true north from Low Point and westerly of a line projected from the Angeles Point Monument to the William Head Light on Vancouver Island, exclusive of the Strait of Juan de Fuca.

(7) **Area 7** shall include those waters of Puget Sound westerly of the Initiative 77 line from its intersection with the north shore of Fidalgo Island to its intersection with the mainland near Gooseberry Point, southerly of a line projected true west from the Sandy Point Light, and northerly of a line projected from the Trial Island Light to vessel traffic lane buoy R to the Smith Island Light to the most easterly of the Lawson Reef lighted buoys (RB 1 Qk F1 Bell) to Northwest Island to the Initiative 77 marker on Fidalgo Island, exclusive of the San Juan Islands Salmon Preserve and the Lummi Indian Reservation.

(8) **Area 7A** shall include those waters of Puget Sound northerly of a line projected true west from the Sandy Point Light, exclusive of the Drayton Harbor Salmon Preserve and the Lummi Indian Reservation.

(9) **Area 7B** shall include those waters of Puget Sound easterly of the Initiative 77 line from its intersection with the north shore of Fidalgo Island to its intersection with the mainland near Gooseberry Point, exclusive of the Samish Bay Salmon Preserve, the Fidalgo Bay Salmon Preserve, and the Lummi Indian Reservation.

(10) **Area 7C** shall include those waters of the Samish Bay Salmon Preserve westerly of a line approximately 237° true from the mouth of Oyster Creek to a fishing boundary marker on Samish Island.

(11) **Area 8** shall include those waters of Puget Sound easterly of a line projected from West Point on Whidbey Island to Reservation Head on Fidalgo Island and northerly of a line projected from Polnell Point to Rocky Point, exclusive of the Skagit Bay Salmon Preserve and the Swinomish Indian Reservation.

(12) **Area 8A** shall include those waters of Puget Sound easterly of a line projected from the Sandy Point Light on Whidbey Island to Camano Head on Camano Island and southerly of a line projected from Polnell Point to Rocky Point.

(13) **Area 8B** shall include those waters of Puget Sound easterly of a line projected from Camano Head to the Sandy Point Light, northerly of a line projected from the outermost end of the Columbia Beach Ferry Dock to the Elliot Point Light and easterly of a line from the

Elliot Point Light to the northwest tip of Gedney Island to a fishing boundary marker located approximately one and one-half miles northwest of Hermosa Point, exclusive of the Port Susan Salmon Preserve and the Tulalip Indian Reservation.

(14) **Area 8C** shall include those waters of Puget Sound easterly of a line projected from the Elliot Point Light to the northwest tip of Gedney Island to a fishing boundary marker located approximately one and one-half miles northwest of Hermosa Point, exclusive of the Port Gardner Salmon Preserve and the Tulalip Indian Reservation.

(15) **Area 9** shall include those waters of Puget Sound southerly and easterly of a line projected from the Partridge Point Light to the Point Wilson Light, northerly of the Hood Canal Floating Bridge, southerly of a line projected from the southern tip of Possession Point true east to the mainland and northerly of a line projected from the Apple Cove Point Light to Edwards Point, exclusive of the Point No Point Salmon Preserve and the Port Gamble Indian Reservation.

(16) **Area 9A** shall include those waters of Puget Sound northerly of a line projected from the southern tip of Possession Point true east to the mainland and southerly of a line projected from the Elliot Point Light to the outermost end of the Columbia Beach Ferry Dock.

(17) **Area 10** shall include those waters of Puget Sound southerly of a line projected from the Apple Cove Point Light to Edwards Point, westerly of a line projected from Meadow Point to the West Point Light to the Alki Point Light, northerly of a true east-west line passing through the Point Vashon Light, easterly of a line projected from Orchard Point to Beans Points on Bainbridge Island, and northerly and easterly of a line projected true west from Agate Point on Bainbridge Island to the mainland, exclusive of the Port Madison Indian Reservation.

(18) **Area 10A** shall include those waters of Puget Sound easterly of a line projected from the West Point Light to the Alki Point Light and westerly of a line projected from Duwamish Head to the red light atop the Seattle Space Needle, exclusive of the Seattle-Winslow and Seattle-Bremerton ferry lanes.

(19) **Area 11** shall include those waters of Puget Sound southerly of a true east-west line passing through the Point Vashon Light, northerly of the Tacoma Narrows Bridge and northerly of a line projected from Dash Point to vessel traffic lane buoy TC to the Ruston Smelter stack.

(20) **Area 11A** shall include those waters of Puget Sound southerly of a line projected from Dash Point to vessel traffic lane buoy TC to the Ruston Smelter stack and westerly of a line projected from the northwest corner of the Continental Grain Company grain elevators to the neon Standard Oil Company sign at the Tyece Marina, exclusive of the Puyallup Indian Reservation.

(21) **Area 12** shall include those waters of Puget Sound southerly of the Hood Canal Floating Bridge and northerly and easterly of a line projected from the Tskutsko Point Light to Misery Point.

(22) **Area 12A** shall include those waters of Puget Sound westerly of a line, projected from the southwestern tip of Fisherman's Point to Whitney Point.

(23) **Area 12D** shall include those waters of Puget Sound southerly of a line projected from Ayock Point true east to the mainland and northerly and westerly of a line projected from Ayres Point to a fishing boundary marker at Union, exclusive of the Skokomish Indian Reservation.

(24) **Area 13A** shall include those waters of Puget Sound northerly of a line projected from Green Point to Penrose Point and southerly of the Burley Lagoon Bridge.

(25) **Area 13B** shall include those waters of Puget Sound westerly of a line projected from the Devil's Head Light to Treble Point thence through lighted buoy 3 to the mainland, exclusive of the Squaxin Island Indian Reservation. [Order 77-66, § 220-22-030, filed 8/5/77; Order 77-14, § 220-22-030, filed 4/15/77; Order 76-35, § 220-22-030, filed 5/11/76.]

WAC 220-22-310 Treaty Indian—Columbia River. (1) **Area 1F** (Bonneville Pool) shall include those waters of the Columbia River upstream from the Bridge of the Gods, located approximately 2.3 miles above Bonneville Dam, and downstream of a line projected from the west end of the Port of The Dalles Dock across the Columbia River to a Washington Department of Fisheries' boundary marker on the Washington shore.

(2) **Area 1G** (The Dalles Pool) shall include those waters of the Columbia River upstream from a line projected from an Oregon Department of Fish & Wildlife deadline marker on the Oregon shore to the 5-mile-lock light (6 seconds red) on an island near the Oregon shore, to an island near the Washington shore to a Washington Department of Fisheries' fishing boundary marker on the Washington shore at the southwest corner of Horsethief Lake, SP&S Railroad fill and downstream of a line projected across the thread of the Columbia River at the grain elevator at Rufus, Oregon, to a deadline marker on the Washington shore.

(3) **Area 1H** (John Day Pool) shall include those waters of the Columbia River upstream from a line projected across the thread of the Columbia River from a fishing boundary marker approximately 1/2-mile above the John Day River, Oregon, to a fishing boundary marker on the Washington shore and downstream of a line projected across the thread of the Columbia River from the upstream bank of the Umatilla River. [Order 76-35, § 220-22-310, filed 5/11/76.]

WAC 220-22-320 Treaty Indian coast, Willapa Harbor, Grays Harbor. (1) **Area 2** shall include those waters of District 1 northerly of a line projected true west from the Point Chehalis Light and southerly of a line projected true west from the Queets River mouth and those waters of Grays Harbor westerly of a line projected from the Point Chehalis Light, located 123 feet above mean high water at Westport, to lighted buoy 13 to the KDUX radio tower at Ocean Shores.

(2) **Area 2A** shall include those waters of Grays Harbor and the Chehalis River estuary upstream from the

Union Pacific Railroad Bridge at Aberdeen to a line projected from the Standard Oil Dock at a right angle to the thread of the stream to a fishing boundary marker set on the opposite shore.

(3) **Area 2B** shall include those waters of Grays Harbor lying easterly of a line projected from the Point Chehalis Light, located 123 feet above mean high water at Westport, to lighted buoy 13 to the KDUX radio tower at Ocean Shores, southerly of a line projected from the KDUX radio tower to a fishing boundary marker on Sand Island and thence to the tripod station at Beckenridge Bluff, and westerly of a line projected from the tripod station at Beckenridge Bluff southward and extending through channel marker 8 in the south channel at the mouth of Johns River to the mainland.

(4) **Area 2C** shall include those waters of Grays Harbor northerly of a line projected from the KDUX radio tower at Ocean Shores to a fishing boundary marker on Sand Island to the tripod station at Beckenridge Bluff.

(5) **Area 2D** shall include those waters of Grays Harbor and the Chehalis River estuary easterly of a line projected from the tripod station at Beckenridge Bluff southward and through channel marker 8 at the mouth of Johns River in the south channel to the mainland and westerly of the Union Pacific Railroad Bridge in Aberdeen.

(6) **Area 3** shall include those waters of District 1 northerly of a line projected true west from the Queets River mouth and southerly of a line projected true west from Cape Alava.

(7) **Area 4** shall include those waters of District 1 northerly of a line projected true west from Cape Alava, westerly of lines projected from the northern tip of Portage Head to the southern tip of Waatch Point and from the Tatoosh Island Light to the Bonilla Point Light and southerly of a line projected true west from the intersection of the Bonilla-Tatoosh line with the U.S.-Canada International Boundary Line.

(8) **Area 4A** shall include those waters easterly and inside of a line projected from the northern tip of Portage Head to the southern tip of Waatch Point, and outside and westerly of the mouth of any river or stream flowing to the sea. [Order 76-35, § 220-22-320, filed 5/11/76.]

WAC 220-22-330 Treaty Indian, Puget Sound. (1) **Area 4B** shall include those waters of Puget Sound easterly of a line projected from the Tatoosh Island Light to the Bonilla Point Light on Vancouver Island and westerly of a line projected true north from a fishing boundary marker at the mouth of the Sekiu River, exclusive of Makah Indian Reservation.

(2) **Area 5** shall include those waters of Puget Sound easterly of a line projected true north from a fishing boundary marker at the mouth of the Sekiu River and westerly of a line projected true north from Low Point.

(3) **Area 6** shall include those waters of Puget Sound easterly of a line projected from the Angeles Point Monument to the William Head Light on Vancouver Island, northerly of a line projected from the Angeles Point Monument to the Partridge Point Light, westerly

of a line projected from the Partridge Point Light to the Smith Island Light, and southerly of a line projected from the Smith Island Light to vessel traffic lane buoy R to the Trial Island Light.

(4) **Area 6A** shall include those waters of Puget Sound easterly of a line projected from the Partridge Point Light to the Smith Island Light to the most easterly of the Lawson Reef lighted buoys (RB 1 Qk F1 Bell) to Northwest Island to the Initiative 77 marker on Fidalgo Island, and westerly of a line projected from Reservation Head on Fidalgo Island to West Point on Whidbey Island.

(5) **Area 6B** shall include those waters of Puget Sound southerly of a line projected from the Angeles Point Monument to the Partridge Point Light and westerly of a line projected from the Partridge Point Light to the Point Wilson Light.

(6) **Area 6C** shall include those waters of Puget Sound easterly of a line projected true north from Low Point and westerly of a line projected from the Angeles Point Monument to the William Head Light on Vancouver Island.

(7) **Area 7** shall include those waters of Puget Sound westerly of the Initiative 77 line from its intersection with the north shore of Fidalgo Island to its intersection with the mainland near Gooseberry Point, southerly of a line projected true west from the Sandy Point Light, and northerly of a line projected from the Trial Island Light to vessel traffic lane buoy R to the Smith Island Light to the most easterly of the Lawson Reef lighted buoys (RB 1 Qk F1 Bell) to Northwest Island to the Initiative 77 marker on Fidalgo Island, exclusive of the Lummi Indian Reservation.

(8) **Area 7A** shall include those waters of Puget Sound northerly of a line projected true west from the Sandy Point Light, exclusive of the Lummi Indian Reservation.

(9) **Area 7B** shall include those waters of Puget Sound easterly of the Initiative 77 line from its intersection with the north shore of Fidalgo Island to its intersection with the mainland near Gooseberry Point, exclusive of the Samish Bay Salmon Preserve and the Lummi Indian Reservation.

(10) **Area 7C** shall include all waters of the Samish Bay Salmon Preserve.

(11) **Area 8** shall include those waters of Puget Sound easterly of a line projected from West Point on Whidbey Island to Reservation Head on Fidalgo Island, northerly of a line projected from Polnell Point to Rocky Point, and northerly of the State Highway 532 bridges between Camano Island and the mainland, exclusive of the Swinomish Indian Reservation.

(12) **Area 8A** shall include those waters of Puget Sound northerly of a line projected from the Sandy Point Light on Whidbey Island to Camano Head on Camano Island and southerly of a line projected from Polnell Point to Rocky Point.

(13) **Area 8B** shall include those waters of Puget Sound easterly of a line projected from Camano Head to the Sandy Point Light, northerly of a line projected from the outermost end of the Columbia Beach Ferry Dock to the Elliot Point Light, easterly of a line projected from

the Elliot Point Light to the northwest tip of Gedney Island to a fishing boundary marker located approximately one and one-half miles northwest of Hermosa Point, and southerly of the State Highway 532 bridges between Camano Island and the mainland, exclusive of the Tulalip Indian Reservation.

(14) **Area 8C** shall include those waters of Puget Sound easterly of a line projected from the Elliot Point Light to the northwest tip of Gedney Island to a fishing boundary marker located approximately one and one-half miles northwest of Hermosa Point, exclusive of the Tulalip Indian Reservation.

(15) **Area 9** shall include those waters of Puget Sound southerly and easterly of a line projected from the Partridge Point Light to the Point Wilson Light, northerly of the Hood Canal Floating Bridge, southerly of a line projected from the southern tip of Possession Point true east to the mainland and northerly of a line projected from the Apple Cove Point Light to Edwards Point, exclusive of the Port Gamble Indian Reservation.

(16) **Area 9A** shall include those waters of Puget Sound northerly of a line projected from the southern tip of Possession Point true east to the mainland and southerly of a line projected from the Elliot Point Light to the outermost end of the Columbia Beach Ferry Dock.

(17) **Area 10** shall include those waters of Puget Sound southerly of a line projected from the Apple Cove Point Light to Edwards Point, westerly of a line projected from Meadow Point to the West Point Light to the Alki Point Light, northerly of a true east-west line passing through the Point Vashon Light, easterly of a line projected from Orchard Point to Beans Point on Bainbridge Island, and northerly and easterly of a line projected true west from Agate Point on Bainbridge Island to the mainland, exclusive of the Port Madison Indian Reservation.

(18) **Area 10A** shall include those waters of Puget Sound easterly of a line projected from the West Point Light to the Alki Point Light.

(19) **Area 10B** shall include those waters of Puget Sound easterly of line projected from Meadow Point to the West Point Light and westerly of the Burlington Northern Railroad bridge immediately west of the Hiram M. Chittenden Locks.

(20) **Area 10C** shall include those waters of Puget Sound, Salmon Bay, Lake Union, Lake Washington, Lake Sammamish, and interconnecting waters easterly of the Burlington Northern Railroad bridge located west of the Hiram M. Chittenden Locks and northerly of the Evergreen Point Floating Bridge.

(21) **Area 10D** shall include those waters of Lake Washington southerly of the Evergreen Point Floating Bridge.

(22) **Area 10E** shall include those waters of Puget Sound westerly of a line projected from Orchard Point to Beans Point on Bainbridge Island and southerly and westerly of a line projected true west from Agate Point on Bainbridge Island to the mainland.

(23) **Area 11** shall include those waters of Puget Sound southerly of a true east-west line passing through the Point Vashon Light and northerly of the Tacoma

Narrows Bridge and a line projected from Dash Point to vessel traffic lane buoy TC to the Ruston Smelter stack.

(24) **Area 11A** shall include those waters of Puget Sound southerly of a line projected from Dash Point to vessel traffic lane buoy TC to the Ruston Smelter stack, exclusive of the Puyallup Indian Reservation.

(25) **Area 12** shall include those waters of Puget Sound southerly of the Hood Canal Floating Bridge and northerly and easterly of a line projected from the Tskutsko Point Light to Misery Point.

(26) **Area 12A** shall include those waters of Puget Sound westerly of a line projected from the southwestern tip of Fisherman's Point to Whitney Point.

(27) **Area 12B** shall include those waters of Puget Sound northerly of a line projected from Pulali Point true east to the mainland and easterly of a line projected from the southwestern tip of Fisherman's Point to Whitney Point.

(28) **Area 12C** shall include those waters of Puget Sound southerly of a line projected from Pulali Point true east to the mainland, and northerly of a line projected from Ayock Point true east to the mainland, and easterly of a line projected from the Tsutsko Point Light to Misery Point.

(29) **Area 12D** shall include those waters of Puget Sound southerly of a line projected from Ayock Point true east to the mainland and northerly and westerly of a line projected from Ayres Point to a fishing boundary marker at Union, exclusive of the Skokomish Indian Reservation.

(30) **Area 12E** shall include those waters of Puget Sound easterly of a line projected from Ayres Point to a fishing boundary marker at Union.

(31) **Area 13** shall include those waters of Puget Sound southerly of the Tacoma Narrows Bridge and a line projected from Green Point to Penrose Point and northerly and easterly of a line projected from the Devil's Head Light to Treble Point thence through lighted buoy 3 to the mainland.

(32) **Area 13A** shall include those waters of Puget Sound northerly of a line projected from Green Point to Penrose Point.

(33) **Area 13B** shall include those waters of Puget Sound westerly of a line projected from the Devil's Head Light to Treble Point thence through lighted buoy 3 to the mainland, exclusive of the Squaxin Indian Reservation. [Order 76-35, § 220-20-330 (codified as WAC 220-22-330), filed 5/11/76.]

WAC 220-22-400 Marine fish-shellfish management and catch reporting areas, Puget Sound. (1) Area 20A shall include those waters of Puget Sound westerly of a line from the Mobil Oil dock near Neptune Beach to the southern lighted buoy at Alden Bank, and northerly of a line projected from the southern lighted buoy at Alden Bank to the light at Rosenfeld Rocks.

(2) Area 20B shall include those waters of Puget Sound southerly of Area 20A and a line from the southern lighted buoy at Alden Bank to Point Migley on Lummi Island, easterly of a line from Lummi Island through Lummi Rocks to the northernmost tip of

Sinclair Island, and northerly of a line from the northernmost tip of Sinclair Island to Lawrence Point on Orcas Island and a line which runs from Steep Point on Orcas Island to Limestone Point on San Juan Island and then to Green Point on the eastern tip of Speiden Island and from the western tip of Speiden Island true west to the International Boundary.

(3) Area 21A shall include those waters of Puget Sound southerly and easterly of Areas 20A and 20B, and westerly of a line from William Point to Governor's Point, and northerly of a line from William Point to the southernmost tip of Vendovi Island to the Sinclair Island light.

(4) Area 21B shall include those waters of Puget Sound easterly of and adjacent to Area 21A.

(5) Area 22A shall include those waters of Puget Sound south of Area 20B, westerly of 122° 40' W between Sinclair Island and Fidalgo Island and the Initiative 77 Line at Deception Pass; and northerly of a line projected from Point Partridge on Whidbey Island to Race Rocks light.

(6) Area 22B shall include those waters of Puget Sound south of Area 21A, east of 22A, north of the railroad bridges at Swinomish Channel.

(7) Area 23 shall include those waters of Puget Sound westerly of a line projected from Dungeness Spit to Iceberg Point on Lopez Island, southerly of Area 22A, and easterly of a line projected from Cape Flattery to Bonilla Point on Vancouver Island.

(8) Area 24A shall include those waters of Puget Sound south of Area 22B, easterly of Area 22A and Whidbey Island, and northerly of a line projected from Sandy Point on Whidbey Island to Camano Head on Camano Island.

(9) Area 24B shall include those waters of Port Susan north of a line from Camano Head on Camano Island through the buoy at Tulalip Bay to the mainland.

(10) Area 25A shall include those waters of Puget Sound east of Area 23, south of Area 22A, and westerly of a line projected from Point Partridge on Whidbey Island to Point Wilson.

(11) Area 25B shall include those waters of Puget Sound easterly and southerly of Area 25A, and north of the Hood Canal Floating Bridge, and a line projected from Foulweather Bluff to Double Bluff on Whidbey Island.

(12) Area 26A shall include those waters of Puget Sound south of Areas 24A, 24B, and 25B and northerly of a line from Apple Cove Point to Point Edwards.

(13) Area 26B shall include those waters of Puget Sound south of Area 26A, east of the Agate Pass Bridge and a line from Beans Point on Bainbridge Island to Orchard Point, and northerly of a line from the ferry dock at Point Southworth to Brace Point.

(14) Area 26C shall include those waters of Puget Sound westerly and adjacent to Area 26B.

(15) Area 26D shall include those waters of Puget Sound southerly of Area 26B and northerly of the Tacoma Narrows Bridge.

(16) Area 27A shall include those waters of Hood Canal southerly of the Hood Canal Floating Bridge and northerly of a line from Misery Point to Quatsap Point.

(17) Area 27B shall include those waters of Hood Canal south of Area 27A and north of a line from Lilliwaup Creek to Dewatto.

(18) Area 27C shall include those waters of Hood Canal south of Area 27B.

(19) Area 28A shall include those waters of Puget Sound southerly and westerly of the Tacoma Narrows Bridge, south of a line projected from Penrose Point to Green Point in Carr Inlet, south of a line projected from Point Wilson to Whiteman Cove in Case Inlet, and east of a line projected from Brisco Point to Dofflemeyer Point.

(20) Area 28B shall include all waters of Carr Inlet north of a line projected from Penrose Point to Green Point.

(21) Area 28C shall include those waters of Case Inlet and Pickering Passage north of a line projected from Wilson Point to Whiteman Cove, and north of the highway bridge from the west side of Hartstene Island.

(22) Area 28D shall include those waters west of Area 28A and south of Area 28C.

(23) This WAC will not apply to hardshell clams, oysters, or geoducks. [Order 76-148, § 220-22-400, filed 12/2/76.]

WAC 220-22-410 Marine fish-shellfish management and catch reporting areas, coastal waters. (1) Area 50 shall include waters of the Bering Sea north of the Aleutian Islands.

(2) Area 51 shall include waters south of the Aleutian Islands and west of longitude 159° W.

(3) Area 52 shall include waters west of longitude 154° W and east of Area 51.

(4) Area 53 shall include waters west of longitude 147° W and east of Area 52.

(5) Area 54 shall include waters west of longitude 137° W and east of Area 53.

(6) Area 55 shall include waters north of latitude 54° 40' N and east of Area 54.

(7) Area 56 shall include waters north of latitude 50° 30' N and south of Area 55.

(8) Area 57 shall include waters north of latitude 48° 26' N and south of Area 56.

(9) Area 58 shall include waters west of a line projected 220° True southwest from the equidistant point between the United States and Canada along the Cape Flattery to Bonilla Point line, north of a line projected true west from Point Grenville and south of Area 57.

(10) Area 59 shall include waters east of the 220° True line, west of a line from Cape Flattery to Bonilla Point, and north of a line true west from Point Grenville.

(11) Area 60A shall include waters north of a line projected true west from the Washington-Oregon boundary in the Columbia River, and south of Areas 58 and 59, exclusive of the Columbia River estuary, Grays Harbor and Willapa Bay.

(12) Area 60B shall include the waters of Grays Harbor east of a line projected from the outermost end of the north jetty to the outermost end of the south jetty.

(13) Area 60C shall include the saltwater areas of Willapa Bay east of a line from Leadbetter Point to Cape Shoalwater light.

(14) Area 60D shall include waters of the Columbia River east of a line projected from the inshore end of the north jetty in the state of Washington to the knuckle of the south jetty in the state of Oregon, and west of the Megler-Astoria Bridge.

(15) Area 61 shall include waters north of latitude 42° 00' N, and south of Area 60A, exclusive of the Columbia River estuary.

(16) Area 62 shall include waters north of latitude 38° 00' N, and south of Area 61.

(17) Area 62 shall include waters north of latitude 32° 00' N, and south of Area 62.

(18) Area 64 shall include all waters south of Area 63.

(19) This WAC will not apply to hardshell clams, oysters, or geoducks. [Order 76-148, § 220-22-410, filed 12/2/76.]

Chapter 220-24 WAC PACIFIC OCEAN WATERS

WAC

220-24-010	Unlawful acts.
220-24-020	Lawful acts.
220-24-030	Closed areas.

WAC 220-24-010 Unlawful acts. (1) It shall be unlawful for any person to possess in or transport through the waters of District No. 1 for commercial purposes any chinook salmon taken from said waters, or from the waters of the Pacific Ocean and District No. 2 during the period November 1 through April 30 of the following year and during the period June 16 through June 30.

(2) It shall be unlawful for any person to possess or transport through the waters of District No. 1 for commercial purposes any silver salmon taken from said waters, or from the waters of the Pacific Ocean and District No. 2 from November 1 through June 30 of the year following.

(3) It shall be unlawful for any person engaged in the business of canning, packing, processing, freezing, salting, smoking, kippering, preserving in ice, or otherwise involved in dealing in or curing any food fish or shellfish, or in the wholesale selling of food fish or shellfish for commercial purposes, to have in his possession within the boundaries of the state of Washington any fresh chinook salmon during the period November 1 through April 30, of the following year and during the period June 16 through June 30; provided, that the provisions of this subsection shall not apply to chinook salmon lawfully taken from the concurrent waters of the Columbia River, or as otherwise provided.

(4) It shall be unlawful for any fisherman to participate in the salmon troll fishery commencing July 1 without first having obtained a vessel certification from the Department of Fisheries. Certifications must be obtained on or after June 30.

(5) During the period May 1 through June 14, it shall be unlawful to take, fish for or possess salmon with troll gear for commercial purposes except with single, barbless hooks. For the purpose of this regulation, a single, barbless hook is defined as a hook with one primary

point and no secondary points or barbs curving or projected in any opposite direction. [Order 76-24A, § 220-24-010, filed 4/23/76; Order 76-24, § 220-24-010, filed 4/20/76; Subsec. 3 rescinded by Order 758, § 1, filed 10/16/67; Order 726, filed 4/24/67; Subsec. 1 from Orders 398 and 256, filed 3/1/60; Subsec. 2 from Orders 355 and 256, filed 3/1/60; Subsec. 3 from Order 564, filed 11/28/62; Order 542, filed 2/15/62; Orders 480 and 256, filed 3/1/60; Subsec. 4 from Order 569, filed 4/11/63; Order 525, filed 5/3/61; Orders 403 and 256, filed 3/1/60.]

WAC 220-24-020 Lawful acts. (1) It shall be lawful to take, fish for or possess salmon other than Coho taken for commercial purposes with "troll line" gear in waters of District No. 1 west of a line projected true north from Cape Flattery during the period May 1 through June 14 except as provided in WAC 220-44-020.

(2) It shall be lawful to take, fish for or possess salmon taken for commercial purposes with "troll line" gear in the waters of District No. 1 west of a line projected true north from Cape Flattery during the period July 1 through September 15 except as provided in WAC 220-44-020.

(3) It shall be lawful to take, fish for or possess salmon taken for commercial purposes with "troll line" gear in the waters of District No. 1 south of a line projected true west from Point Grenville during the period July 1 through October 31.

(4) It shall be lawful for a common or contract carrier to transport during seasons in which the taking, catching, or possession of chinook or silver salmon is unlawful in the state of Washington or in waters over which the State of Washington has jurisdiction, an original package or packages containing either silver or chinook salmon which original package or packages both originate from and are destined for some other state, territory or foreign country; provided, that for the purpose of this regulation the term "original package" shall mean a package from which fish cannot be extracted without an opening or breaking thereof and which is accompanied by documentary proof that the original point of shipment and the point of destination are another state, territory or foreign country; provided further, that it shall be unlawful for any such carrier to open or break any such original package while the same is in his possession, except for the purpose of re-icing; provided further, that the waters of the Pacific Ocean shall not be considered a state, territory or foreign country. [Order 76-24, § 220-24-020, filed 4/20/76; Order 1221, § 220-24-020, filed 7/1/75; Order 1116, § 220-24-020, filed 4/30/74; Order 726, § 4 (part), filed 4/24/67; Subsec. 1 from Order 677, filed 3/31/66; Orders 398 and 256, filed 3/1/60; Subsec. 2 from Order 677, filed 3/31/66; Orders 357 and 256, filed 3/1/60; Subsec. 3 from Orders 401 and 256, filed 3/1/60.]

WAC 220-24-030 Closed areas. (1) It shall be unlawful to take fish for or possess salmon, for commercial purposes, with troll line gear within a 3 nautical mile

radius of the following river mouths during the times specified

- (a) Quillayute River – May 1 to June 15
- (b) Hoh River – May 1 to September 15
- (c) Queets River – May 1 to September 15 [Order 77-31, § 220-24-030, filed 5/11/77.]

Chapter 220-28 WAC EMERGENCY REGULATIONS

WAC

220-28-010 Emergency regulations.

WAC 220-28-010 Emergency regulations. It shall be unlawful to take, fish for or possess food fish or shellfish taken contrary to the provisions of any special season or emergency closed period prescribed in this chapter. [Order 810, § 220-28-010, filed 4/17/69; Order 568, filed 4/25/63; Orders 386 and 256, filed 3/1/60.]

Reviser's note: Omission from compilation of emergency regulations: The department of fisheries frequently promulgates regulations of an emergency nature and of limited duration, relating to seasons, closures, gear, and other special matters concerning the industry. Such regulations are filed and may be inspected at the office of the Code Reviser, Legislative Building, Olympia, but because of their transitory nature they are (on authority of RCW 34.04.050(3)) omitted from this compilation. Copies thereof may be procured from the Director of Fisheries, General Administration Building, Olympia, Washington 98504.

Chapter 220-32 WAC COLUMBIA RIVER

WAC

220-32-016	Columbia River—Shad Area 1.
220-32-017	Columbia River—Shad Area 2.
220-32-020	Lawful gear—Salmon.
220-32-021	Lawful gear—Smelt.
220-32-022	Lawful gear—Sturgeon.
220-32-023	Columbia River—Gill net construction—Shad.
220-32-024	Areas and lawful gear—Carp.
220-32-025	Lawful gear size.
220-32-030	Salmon seasons—Areas.
220-32-031	Weekly open fishing periods—Areas.
220-32-032	Lawful salmon gear—Mesh.
220-32-033	Columbia River—Closed area salmon—Gill nets.
220-32-034	Columbia River—Closed area salmon—Troll line.
220-32-036	Closed areas salmon—River mouths.
220-32-040	Season and areas—Sturgeon.
220-32-041	Seasons and areas—Shad.
220-32-042	Columbia River—Weekly closures—Smelt.
220-32-043	Columbia River—Season—Carp.
220-32-044	Area and gear—Herring, anchovies and pilchards.
220-32-050	Indian fishery—Area and qualification.
220-32-051	Seasons—Salmon.
220-32-052	Weekly open fishing periods—Salmon.
220-32-053	Lawful salmon gear—Mesh.
220-32-054	Open area salmon—Lone pine.
220-32-055	Off-reservation treaty Indian subsistence fishing.
220-32-056	Season and gear—Shad.
220-32-057	Season—Sturgeon.
220-32-058	Closed areas salmon—River mouths.
220-32-059	Unlawful provision—Salmon.
220-32-060	Columbia River—Columbia river off-reservation treaty Indian ceremonial fishing.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-32-010	Columbia River—Area 1. [Order 915, § 220-32-010, filed 3/4/71; Order 860, § 220-32-010, filed 3/3/70; Order 719, § 1, (part), filed 1/30/67; Orders 416 and 256, §§ 1, 2, 3, 4, filed 3/1/60; Orders 417 and 256, § 5, filed 3/1/60; Order 674, §§ 6, 7, filed 2/1/66.] Repealed by Order 76-35, filed 5/11/76.
220-32-011	Columbia River—Area 1-A. [Order 915, § 220-32-011, filed 3/4/71.] Repealed by Order 76-35, filed 5/11/76.
220-32-012	Columbia River—Area 2. [Order 915, § 220-32-012, filed 3/4/71.] Repealed by Order 76-35, filed 5/11/76.
220-32-013	Columbia River—Area 3. [Order 1221, § 220-32-013, filed 7/1/75; Order 915, § 220-32-013, filed 3/4/71.] Repealed by Order 76-35, filed 5/11/76.
220-32-014	Columbia River—Area 4. [Order 915, § 220-32-014, filed 3/4/71.] Repealed by Order 76-35, filed 5/11/76.
220-32-015	Columbia River—Area 4-A. [Order 915, § 220-32-015, filed 3/4/71.] Repealed by Order 76-35, filed 5/11/76.
220-32-035	Columbia River—Emergency. [Order 860, § 220-32-035, filed 3/3/70; Order 719, § 1 (part), filed 1/30/67; Order 525, filed 5/3/61; Orders 483 and 256, filed 3/1/60.] Repealed by Order 1106, filed 1/10/74.

WAC 220-32-016 Columbia River—Shad Area 1. "Columbia River Shad Fishing Area No. 1" shall include those waters of the Columbia River upstream and easterly of a line projected from flashing red light No. 2 on the Oregon shore east to a dolphin at the downstream end of St. Helen's Bar Island and thence in an easterly direction to flashing green light No. 79 on the Washington shore; and include those waters of the Columbia River downstream and westerly of a line projected from flashing red light No. 52 on the Oregon shore near the downstream end of Gary Island, diagonally north to a white, equal-interval light on the Washington shore. [Order 915, § 220-32-016, filed 3/4/71.]

WAC 220-32-017 Columbia River—Shad Area 2. "Columbia River Shad Fishing Area No. 2" shall include those waters of the Columbia River upstream and easterly of a line projected from the flashing red light No. 52 on the Oregon shore near the downstream end of Gary Island, diagonally north to a white equal-interval light on the Washington shore; and include those waters of the Columbia River downstream and westerly of a line projected across the Columbia River at a point 5-miles below Bonneville Dam; and exclude the waters of Camas Slough upstream from a line projected true north from the most western tip of Lady Island to the mainland. [Order 915, § 220-32-017, filed 3/4/71.]

WAC 220-32-020 Lawful gear—Salmon. It shall be lawful to take, fish for or possess salmon taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E with gill nets and hand dip nets. [Order 77-14, § 220-32-020, filed 4/15/77; Order 915, § 220-32-020, filed 3/4/71; Order 808, § 220-32-020, filed 2/3/69; Subsection 5, Order 768, § 1, filed 2/1/68; Order 719, filed 1/30/67; Subsections 1, 2, 6, 7, 8, 9 from Orders

416, 256, filed 3/1/60; Subsections 3, 4 from Orders 417, 256, filed 3/1/60; Subsection 5 amended by Order 674, filed 2/1/66; Subsection 9 amended by Order 635, filed 3/31/65.]

WAC 220-32-021 Lawful gear—Smelt. It shall be lawful in the main Columbia River to take, fish for and possess smelt taken for commercial purposes with gill nets, hand dip nets and with any trawl net that is constructed with mesh not exceeding 2 inches stretch measure and the ground line or foot rope of the trawl net does not exceed 25 feet in length.

(1) It shall be lawful to take, fish for and possess smelt taken for commercial purposes with hand dip nets in tributaries flowing in the Columbia River downstream from a point 5 miles below Bonneville Dam.

(2) It shall be unlawful to take, fish for or possess smelt in Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E with gill net gear containing mesh larger than 2 inches stretch measure. [Order 77-14, § 220-32-021, filed 4/15/77; Order 983, § 220-32-021, filed 2/17/72; Order 915, § 220-32-021, filed 3/4/71.]

WAC 220-32-022 Lawful gear—Sturgeon. It shall be lawful to take, fish for and possess sturgeon taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E with gill nets and set lines. [Order 77-14, § 220-32-022, filed 4/15/77; Order 915, § 220-32-022, filed 3/4/71.]

WAC 220-32-023 Gill net construction—Shad. It shall be lawful as provided under WAC 220-32-041 to take, fish for or possess shad taken for commercial purposes with floating gill nets not more than 1,500 feet in length and having a single web which does not exceed a breaking strength of a 10-pound pull (mesh twine restricted to 69 denier or less) and containing mesh of a size not less than 5-3/8 inches nor more than 6-1/4 inches stretch measure. The net webbing shall be suspended between a single cork line and a single lead line and operated without the aid of added lines, strings, backwalls, trammels or aprons. Riplines are permitted but must be not less than 10 fathoms apart (60 feet). [Order 76-26, § 220-32-023, filed 1:45 p.m., 4/20/76; Order 915, § 220-32-023, filed 3/4/71.]

WAC 220-32-024 Areas and lawful gear—Carp. It shall be lawful to take, fish for and possess carp taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E, with gill nets, set lines, dip nets, drag seines, roundhaul or lampara nets and trawl nets; provided, it shall be unlawful to fish for carp with drag seine, roundhaul or lampara and trawl nets without first having obtained and in possession a written permit so to do from the Director of Fisheries.

(1) It shall be lawful to take, fish for and possess carp taken for commercial purposes in the tributaries flowing into the Columbia River only with the written permission of the Director of Fisheries. [Order 77-14, § 220-

32-024, filed 4/15/77; Order 983, § 220-32-024, filed 2/17/72; Order 915, § 220-32-024, filed 3/4/71.]

WAC 220-32-025 Lawful gear size. It shall be unlawful to operate any gill net in Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E which exceeds 1,500 feet in length.

(1) It shall be unlawful to fish for commercial purposes in the Columbia River with any hand dip net which measures more than thirty-six (36) inches across the bag frame. [Order 77-14, § 220-32-025, filed 4/15/77; Order 915, § 220-32-025, filed 3/4/71.]

WAC 220-32-030 Salmon seasons—Areas. It shall be lawful to take, fish for and possess salmon taken with gill net gear for commercial purposes in the following designated Columbia River Fishing Areas during the season provided for hereinafter in each respective fishing area:

Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E – no open season. [Order 77-14, § 220-32-030, filed 4/15/77; Order 1043, § 220-32-030, filed 2/22/73; Order 915, § 220-32-030, filed 3/4/71; Order 860, § 220-32-030, filed 3/3/70; Subsections 1, and 2 amended by Order 768, § 2, filed 2/1/68; Order 719, § 1 (part), filed 1/30/67; Subsections 1 and 2 from Order 633, filed 2/15/65; Order 600, filed 1/30/64; Order 566, filed 2/8/63; Order 542, filed 2/15/61; Order 524, filed 2/6/61; Orders 504 and 256, filed 3/1/60; Subsection 3 from Order 677, filed 3/31/66; Order 547, filed 7/5/62; Orders 495 and 256, filed 3/1/60; Subsection 4 from Order 524, filed 2/6/61; Orders 504 and 256, filed 3/1/60; Subsections 5, 9, 10 from Orders 416 and 256, filed 3/1/60; Subsection 10 amended by Order 638, filed 4/28/65; Subsection 6 from Order 633, filed 2/15/65; Orders 504 and 256, filed 3/1/60; Subsection 7 from Order 633, filed 2/15/65; Order 566, filed 2/8/63; Order 256, filed 3/1/60; Subsection 8 from Orders 447 and 256, filed 3/1/60; Subsection 11 from Order 525, filed 5/3/61; Orders 447 and 256, filed 3/1/60; Subsection 12 from Order 677, filed 3/31/66.]

WAC 220-32-031 Weekly open fishing periods—Areas. It shall be unlawful during any open season to take, fish for or possess salmon taken with gill net gear except during the weekly open period hereinafter designated in the following Columbia River Fishing Areas:

Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E – no open season. [Order 77-14, § 220-32-031, filed 4/15/77; Order 1043, § 220-32-031, filed 2/22/73; Order 915, § 220-32-031, filed 3/4/71.]

WAC 220-32-032 Lawful salmon gear—Mesh. It shall be unlawful during the period February 24 through March 10 in Columbia River Salmon Management and Catch Reporting Areas 1-A, 1B, 1C, 1D, and 1E to take, fish for or possess salmon for commercial purposes with gill net gear containing mesh of a size smaller than 7-1/4 inches stretch measure. [Order 77-14, § 220-32-

032, filed 4/15/77; Order 1043, § 220-32-032, filed 2/22/73; Order 915, § 220-32-032, filed 3/4/71.]

WAC 220-32-033 Columbia River—Closed area salmon—Gill nets. It shall be unlawful to take, fish for or possess salmon taken for commercial purposes with gill net gear in those waters at the mouth of the Columbia River lying westerly or seaward of a line projected from the inshore end of the north jetty in the State of Washington to the knuckle of the south jetty in the State of Oregon. [Order 915, § 220-32-033, filed 3/4/71.]

WAC 220-32-034 Columbia River—Closed area salmon—Troll line. It shall be unlawful to take, fish for or possess salmon taken for commercial purposes with troll line gear in the waters of the Columbia River lying easterly and upstream of a line projected from the inshore end of the north jetty in the State of Washington to the knuckle of the south jetty in the State of Oregon. [Order 915, § 220-32-034, filed 3/4/71.]

WAC 220-32-036 Closed areas salmon—River mouths. It shall be unlawful to take, fish for or possess salmon taken for commercial purposes in or from closed waters of the Columbia River as follows:

(1) All tributaries flowing into the Columbia River.

(2) Waters lying within one-quarter mile from shore between points one mile below and one-half mile above the mouths of the Cowlitz, Kalama and Lewis Rivers; provided, that during the period September 1 through September 30, the following closures shall apply at the mouths of the Kalama and Lewis Rivers:

Kalama River mouth – waters within points from one-half mile upstream to one mile downstream from the mouth of the Kalama River and extending completely across the Columbia River, excepting those waters west of a line projected from Coffin Rock Light No. 42 in Oregon to the Kalama Range Light No. 47A on the Washington shore.

Lewis River mouth – waters near the mouth of the Lewis River lying easterly of lines projected from flashing green light "79" to Warrior Rock Light thence to a fishing boundary marker on Bachelor Island 162 degrees true from Warrior Rock Light.

(3) Elokomin River – Waters of Elokomin Slough and the Columbia River lying inside, northerly and easterly of a straight line, from group flashing white light "35" located on Price Island to flashing green light "39" located on Hunting Island, except the closure from October 1 to the end of the late fall season shall include only those waters northerly and easterly of a straight line from light "37" (white flashing 4-seconds) on the Washington shore to light "39" on Hunting Island.

(4) Abernathy Creek – During the period September 1 through September 30 those waters of the Columbia River and the mouth of Abernathy Creek from a point one-half mile upstream to 1,300 yards downstream from Abernathy Creek at the flashing white 4-second light No. 81 and extending to midstream of the Columbia River.

(5) Grays Bay – During the first weekly fishing period in September those waters of the Columbia River and Grays Bay shall be closed lying northerly of a line projected from Knappton Point Light (flashing white 4-second) easterly to Grays Bay Light (flashing red 4-second) thence to Harrington Point Range Light (fixed red), and those waters lying southerly and downstream from markers on both banks of Grays River at the "Devils Elbow" and downstream from markers on both banks of Deep River near its mouth.

(6) The waters of the Columbia River Slough lying upstream from a line projected true north from the most western tip of Lady Island to the mainland.

(7) Sandy River – those waters of the Columbia River lying within one-quarter mile from shore between a point one mile below and a point at the upper easterly bank at the mouth of the Sandy River. [Order 77-14, § 220-32-036, filed 4/15/77; Order 983, § 220-32-036, filed 2/17/72; Order 915, § 220-32-036, filed 3/4/71.]

WAC 220-32-040 Season and areas—Sturgeon. It shall be lawful to take, fish for and possess sturgeon taken for commercial purposes in Columbia River Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E during any season and in any waters therein open to commercial salmon fishing. [Order 77-14, § 220-32-040, filed 4/15/77; Order 915, § 220-32-040, filed 3/4/71; Order 860, § 220-32-040, filed 3/3/70; Subsection 3 amended by Order 758, § 3, filed 2/1/68; Order 719, § 1 (part), filed 1/30/67; Subsection 1 from Orders 420 and 256, filed 3/1/60; Subsection 2 from Orders 417 and 256, filed 3/1/60; Subsection 3 from Order 674, filed 2/1/66; Order 633, filed 2/15/65; Order 600, filed 1/30/64; Order 566, filed 3/8/63; Order 542, filed 2/15/62; Order 524, filed 2/6/61; Orders 504 and 256, filed 3/1/60; Subsections 4 and 6 from Orders 416 and 256, filed 3/1/60; Subsection 5 from Orders 447 and 256, filed 3/1/60; Subsection 7 from Order 544, filed 4/3/62; Subsection 8 from Order 674, filed 2/1/66; Subsection 9 from Order 675, filed 2/11/66.]

WAC 220-32-041 Seasons and areas—Shad. (1) It shall be lawful to take, fish for and possess shad taken for commercial purposes in Columbia River and Catch Reporting Areas 1-A, 1B, 1C, 1D, and 1E during any season and in any waters therein open to commercial salmon fishing.

(2) It shall be lawful to take, fish for and possess shad taken for commercial purposes with gill nets as defined in WAC 220-32-023 in Columbia River Shad Fishing Area 2 from 4:00 a.m. June 14 to 10:00 p.m. June 18 and 4:00 p.m. June 21 to 10:00 p.m. June 22, 1976, with daily open periods from 4:00 a.m. to 10:00 p.m. each open day. It shall be unlawful to retain or possess salmon taken incidental to this lawful shad fishery.

(3) It shall be lawful to take, fish for and possess shad taken for commercial purposes with gill nets as defined in WAC 220-32-023 with the exception that the web must not exceed a breaking strength of 30 pounds in Columbia River and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E from 6:00 p.m. June 1 to 12:00 noon July 17, 1976, except that it shall be unlawful during weekly

closed periods from 12:00 noon Saturday until 6:00 p.m. Sunday and from 12:00 noon July 3 until 6:00 p.m. July 5 it shall also be closed. It shall be unlawful to retain or possess salmon taken incidental to this lawful shad fishery. [Order 77-14, § 220-32-041, filed 4/15/77; Order 76-26, § 220-32-041, filed 1:45 p.m., 4/20/76; Order 1043, § 220-32-041, filed 2/22/73; Order 915, § 220-32-041, filed 3/4/71.]

WAC 220-32-042 Columbia River—Weekly closures—Smelt. It shall be lawful to take or possess smelt taken for commercial purposes in the main Columbia River except during weekly closed periods extending from 12:00 midnight Wednesday to 12:00 noon Saturday.

It shall be lawful to take, fish for or possess smelt taken for commercial purposes with hand dip nets in tributaries of the Columbia River except during weekly closed periods extending from 8 a.m. Thursday to 8 a.m. Saturday; provided, it shall be unlawful to fish for smelt for commercial purposes in the Cowlitz River upstream from a monument located at Peterson's Eddy, also known as Miller's Eddy or within one mile of any dam or other obstruction. [Order 915, § 220-32-042, filed 3/4/71.]

WAC 220-32-043 Columbia River—Season—Carp. It shall be lawful to take, fish for or possess carp taken for commercial purposes in the Columbia River or its tributaries during any season open to commercial salmon fishing. [Order 915, § 220-32-043, filed 3/4/71.]

WAC 220-32-044 Area and gear—Herring, anchovies and pilchards. It shall be lawful at any time to take, fish for and possess herring, anchovies and pilchards for commercial purposes taken with purse seine, lampara or roundhaul gear not exceeding 1400 feet in length nor containing meshes of less than one-half inch stretch measure in Marine Fish-Shellfish Management and Catch Reporting Area 60D. All species of fish other than herring, anchovies, and pilchards taken in operation with such gear must be immediately with care, returned to the water. [Order 77-14, § 220-32-044, filed 4/15/77; Order 76-26, § 220-32-044, filed 1:45 p.m., 4/20/76; Order 1105, § 220-32-044, filed 12/28/73; Order 915, § 220-32-044, filed 3/4/71.]

WAC 220-32-050 Indian fishery—Area and qualification. It shall be unlawful to take, fish for or possess food fish for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H except that it shall be lawful for individuals possessing treaty fishing rights pursuant to the Yakima Treaty (12 Stat. 951), the Warm Springs Treaty (12 Stat. 963), the Umatilla Treaty (12 Stat. 945), and the Nez Perce Treaty (12 Stat. 957), while having on their person their Federal Tribal Identification card to take, fish for and possess food fish for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H in accordance with the following regulations. [Order 77-14, § 220-32-

050, filed 4/15/77; Order 915, § 220-32-050, filed 3/4/71; Order 860, § 220-32-050, filed 3/3/70.]

WAC 220-32-051 Seasons—Salmon. It shall be lawful to take, fish for and possess salmon for commercial purposes taken with drift gill nets and set nets not exceeding 300 feet in length, and with dip nets and hoop nets in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H during the following season:

No open season.

[Order 77-14, § 220-32-051, filed 4/15/77; Order 1043, § 220-32-051, filed 2/22/73; Order 915, § 220-32-051, filed 3/4/71.]

WAC 220-32-052 Weekly open fishing periods—Salmon. It shall be unlawful during any open season in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H to take, fish for or possess salmon for commercial purposes except during the weekly open period hereinafter designated:

No open season.

[Order 77-14, § 220-32-052, filed 4/15/77; Order 1043, § 220-32-052, filed 2/22/73; Order 915, § 220-32-052, filed 3/4/71.]

WAC 220-32-053 Lawful salmon gear—Mesh. It shall be unlawful to take, fish for or possess salmon taken for commercial purposes with any net in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H containing gill net mesh larger than 4-1/2 inches stretch measure during the period 12 Noon June 28 to 12 Noon July 2; and containing mesh smaller than 7-1/4 inches stretch measure during the period 12 Noon August 9 to 12 Noon August 20. [Order 77-14, § 220-32-053, filed 4/15/77; Order 915, § 220-32-053, filed 3/4/71.]

WAC 220-32-054 Open area salmon—Lone Pine. It shall be lawful to take, fish for and possess salmon taken for commercial purposes with dip nets, bag nets, and hoop nets at the Lone Pine Indian Fishing site located immediately above The Dalles Interstate Bridge during the times it is lawful to take salmon commercially in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H. [Order 77-14, § 220-32-054, filed 4/15/77; Order 915, § 220-32-054, filed 3/4/71.]

WAC 220-32-055 Off-reservation treaty Indian subsistence fishing. It shall be lawful for individuals possessing treaty fishing rights pursuant to the Yakima Treaty, the Warm Springs Treaty, the Umatilla Treaty, and the Nez Perce Treaty to fish for food fish for subsistence family-use purposes subject to the following provisions:

(1) Such fishing shall be permitted year-round in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H.

(2) Lawful fishing gear by treaty Indians in the above-designated area includes dip nets, bag set nets, spear, gaff, club, foul hook, and angling.

(3) It shall be unlawful to allow fish taken for subsistence family-use purposes in the aforementioned areas, to be sold or bartered or in possession of a commercially licensed buyer.

(4) Personal-use fishing in other areas of the state must conform to regulations promulgated under chapter 220-56 WAC series (sport fishing regulation). [Order 77-14, § 220-32-055, filed 4/15/77; Order 866, § 220-32-055, filed 6/12/70.]

WAC 220-32-056 Season and gear—Shad. It shall be lawful to take, fish for and possess shad taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H with single-wall floater gill net and set net gear containing mesh of a size not less than 5-3/8 inches or larger than 6-1/4 inches stretch measure and said mesh webbing shall be of a breaking strength not greater than a 10-pound pull from 12 Noon July 4 to 12 Noon July 11. It shall be unlawful to sell any salmon taken during this lawful shad fishery. [Order 77-14, § 220-32-056, filed 4/15/77; Order 76-26, § 220-32-056, filed 1:45 p.m., 4/20/76; Order 915, § 220-32-056, filed 3/4/71.]

WAC 220-32-057 Season—Sturgeon. It shall be lawful to take, fish for and possess sturgeon taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H during any season said area is open to commercial salmon fishing. [Order 77-14, § 220-32-057, filed 4/15/77; Order 1043, § 220-32-057, filed 2/22/73; Order 915, § 220-32-057, filed 3/4/71.]

WAC 220-32-058 Closed areas salmon—River mouths. It shall be unlawful to take, fish for or possess salmon taken for commercial purposes in or from the following designated closed waters adjacent to the mouths of streams tributary to Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H during the time periods specified.

(1) Those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline to one mile downstream from the western shoreline of the mouths of Hood River, Deschutes River, and Umatilla River are closed the entire year.

(2) Those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline to three-quarters mile downstream from the western shoreline of the mouth of the Little White Salmon River are closed the entire year.

(3) Those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline to one mile downstream from the western shoreline of the mouths of Herman Creek and the Big White Salmon River are closed from August 1 to November 1 of each year.

(4) Those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the

eastern shoreline to one- and one-half miles downstream from the western shoreline of the mouths of the Klickitat River and Wind River are closed the entire year.

(5) Those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline to one- and one-half miles downstream from the western shoreline of the mouth of Spring Creek are closed from August 1 to November 1 of each year. [Order 77-14, § 220-32-058, filed 4/15/77; Order 915, § 220-32-058, filed 3/4/71.]

WAC 220-32-059 Unlawful provision—Salmon. It shall be unlawful to take, fish for or possess salmon taken for commercial purposes in or from the waters of the Klickitat River between the swinging bridge, approximately one- and one-half miles upstream, and a monument located in Section 25, Township 3N, Range 12E, a distance of 25 feet downstream from the entrance to the upper Klickitat Falls Fishway (No. 5), except during the lawful seasons, times, and manners as provided for such fishing in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H under WAC 220-32-051 and 220-32-052. [Order 77-14, § 220-32-059, filed 4/15/77; Order 915, § 220-32-059, filed 3/4/71.]

WAC 220-32-060 Columbia River—Columbia River off-reservation treaty Indian ceremonial fishing.

(1) It shall be unlawful for any Indian or group of Indians to conduct ceremonial fishing on the Washington side of the Columbia River or in Washington Columbia River tributaries outside of an Indian reservation without first providing at least one week advance written notification to the Director of the Washington State Department of Fisheries, including all of the following information:

(a) Name, place, and time of ceremony for which fish will be used.

(b) Name of individuals and helpers who will be fishing and transporting fish. Only these individuals will be allowed to fish on the occasion covered by the notice.

(c) Exact location(s) of fishing and the amount of gear to be used at each location.

(d) Exact beginning and ending dates of ceremonial fishing.

(e) Type of gear to be used in ceremonial fishing.

(f) Estimated number of pounds of fish needed for ceremonial fishing.

(g) If fish are to be stored prior to a ceremony, the location of storage must be identified. If they are not to be stored, it must be so indicated.

(h) The signature of the designated tribal official certified to the Washington Department of Fisheries in advance.

(2) It shall be unlawful to:

(a) Fish for ceremonial purposes with commercial fishing gear except in those areas where such fishing gear is authorized for commercial fishing.

(b) Engage in ceremonial fishing during any portion of a week within a commercial fishing season which is closed to commercial fishing.

(c) Sell or barter, offer for sale or barter, buy, or for a commercial licensed fish buyer or wholesale fish dealer to have in his possession fish taken for ceremonial purposes.

(d) Engage in ceremonial fishing unless done in compliance with all provisions contained in the advance notice to the Department of Fisheries of the State of Washington.

(3) Any individual engaged in ceremonial fishing must have in his possession a signed copy or duplicate copy of the written tribal notification to the Director of the Washington State Department of Fisheries that such fishing is to be conducted.

(4) All fishing gear shall be marked and identified at all times while fishing for ceremonial purposes.

(5) A record of the numbers of fish taken for ceremonial purposes will be made and sent promptly to the Director of the Washington State Department of Fisheries upon conclusion of each ceremonial fishing activity. [Order 1043, § 220-32-060, filed 2/22/73.]

**Chapter 220-36 WAC
GRAYS HARBOR**

WAC

- 220-36-020 Salmon fishing areas—Seasons and lawful gear—Salmon.
- 220-36-021 Salmon fishing areas—Gill net—Seasons.
- 220-36-022 Salmon fishing areas—Weekly periods.
- 220-36-024 Salmon fishing areas—Mesh size[s]—Gear.
- 220-36-025 Salmon fishing areas—Closed areas.
- 220-36-03001 Salmon fishing areas—Seasons and lawful gear—Other varieties.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 220-36-010 Salmon fishing areas. [Order 1049, § 220-36-010, filed 4/11/73; Order 925, § 220-36-010, filed 6/3/71; Order 726, § 4 (part), filed 4/24/67; subsection 2 amended by Order 638, filed 4/28/65; subsection 1 from Orders 336 and 256, filed 3/1/60; subsection 2 from Orders 465 and 256, filed 3/1/60.] Repealed by Order 76-35, filed 5/11/76.
- 220-36-030 Emergencies. [From Order 525, filed 5/3/61; Order 507, filed 4/13/60; Orders 483 and 256, filed 3/1/60.] Repealed by deletion, Order 726, filed 4/24/67.
- 220-36-040 Seasons and lawful gear—Other varieties. [Subsections 1 and 2 from Order 525, filed 5/3/61; Orders 336 and 256, filed 3/1/60; subsections 3-6 from Orders 336 and 256, filed 3/1/60; subsection 7 from Order 605, filed 4/21/64; Orders 336 and 256, filed 3/1/60.] Repealed and reenacted by Order 726, filed 4/24/67, as WAC 220-36-030.

WAC 220-36-020 Salmon fishing areas—Seasons and lawful gear—Salmon. It shall be unlawful to take, fish for or possess salmon taken with troll line gear for commercial purposes in Grays Harbor fishing areas except during the time period and in these areas where it is open to a commercial net fishery. [Order 1221, § 220-36-020, filed 7/1/75; Order 1116, § 220-36-020, filed 4/30/74; Order 1049, § 220-36-020, filed 4/11/73; Order 995, § 220-36-020, filed 6/8/72; Order 925, § 220-36-020, filed 6/3/71; Order 864, § 220-36-020, filed 5/12/70; Order 813, § 220-36-020, filed 5/5/69; Order 772-A, § 220-36-020, filed 4/15/68; subsections

1, 2 and 3 from Order 679, filed 4/20/66; subsection 4 from Order 679, filed 3/31/66; Order 638, filed 4/28/65; Order 605, filed 4/21/64; Order 569, filed 4/11/63; Order 544, filed 4/3/62; Order 525, filed 5/3/61; Order 507, filed 4/13/60.]

WAC 220-36-021 Salmon fishing areas—Gill net—Seasons. It shall be unlawful to take, fish for or possess salmon for commercial purposes with gill net gear in the following Grays Harbor Fishing Areas except during the seasons provided for hereinafter in each respective fishing area:

Area 2A

September 18 to October 16, 1977, and November 6 to 12:00 midnight December 12, 1977.

Areas 2B, 2C and 2D –

6:00 p.m. September 18 to 12:00 midnight December 12, 1977.

[Order 77-71, § 220-36-021, filed 8/18/77; Order 77-44, § 220-36-021, filed 6/3/77; Order 76-73, § 220-36-021, filed 8/16/76; Order 1221, § 220-36-021, filed 7/1/75; Order 1133, § 220-36-021, filed 7/19/74.]

WAC 220-36-022 Salmon fishing areas—Weekly periods. It shall be unlawful to take, fish for or possess salmon taken with gill net gear except during the weekly open periods hereinafter designated in the following Grays Harbor Fishing Areas:

Area 2A

September 18 to October 16, 1977: 6:00 p.m. Sunday to 6:00 p.m. Thursday. November 6 to 12:00 midnight December 12, 1977: 6:00 p.m. Sunday to 6:00 p.m. Thursday.

Areas 2B and 2C

September 18 to October 16, 1977: 6:00 p.m. Sunday to 6:00 p.m. Monday, and 6:00 p.m. Wednesday to 6:00 p.m. Thursday. October 16 to November 6, 1977: 6:00 p.m. Sunday to 6:00 p.m. Monday. November 6 to 12:00 midnight December 12, 1977: 6:00 p.m. Sunday to 6:00 p.m. Thursday.

Area 2D

September 18 to October 16, 1977: 6:00 p.m. Sunday to 6:00 p.m. Thursday. October 16 to November 6, 1977: 6:00 p.m. Sunday to 6:00 p.m. Monday. November 6 to 12:00 midnight December 12, 1977: 6:00 p.m. Sunday to 6:00 p.m. Thursday.

[Order 77-71, § 220-36-022, filed 8/18/77; Order 77-44, § 220-36-022, filed 6/3/77; Order 76-73, § 220-36-022, filed 8/16/76; Order 1221, § 220-36-022, filed 7/1/75; Order 1133, § 220-36-022, filed 7/19/74.]

WAC 220-36-024 Salmon fishing areas—Mesh size[s]—Gear. (1) It shall be unlawful to take, fish for or possess salmon with gill net gear containing mesh

smaller than the minimum sizes or larger than the maximum size stretch measure as hereinafter designated in the following Grays Harbor Fishing Areas:

Areas 2A and 2D

For the period September 18 to October 16, 1977: 5-inch minimum and 7-inch maximum mesh.

For the period 12:01 a.m. November 20 to December 12, 1977: 7-1/2-inch minimum mesh.

Areas 2B and 2C

For the period 12:01 a.m. November 20 to December 12, 1977: 7-1/2-inch minimum mesh.

(2) Except as provided for in subsection (1) of this section, it shall be unlawful to fish in Grays Harbor with gill net gear containing meshes less than 5 inches stretch measure or longer than 1,500 feet in length. [Order 77-71, § 220-36-024, filed 8/18/77; Order 76-73, § 220-36-024, filed 8/16/76; Order 1221, § 220-36-024, filed 7/1/75; Order 1133, § 220-36-024, filed 7/19/74.]

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules, and deems ineffectual changes not filed by the agency in this manner. The bracketed material in the above section does not appear to conform to the statutory requirement.

WAC 220-36-025 Salmon fishing areas—Closed areas. It shall be unlawful to take, fish for or possess salmon taken for commercial purposes in or from those Washington waters at the mouth of Grays Harbor lying westerly of a line projected from the Point Chehalis Light located 123 feet above mean high water at Westport to lighted buoy 13, to KDUX radio tower at Ocean Shores and those waters lying easterly of a line projected from the outermost end of the north jetty to the outermost end of the south jetty. [Order 77-14, § 220-36-025, filed 4/15/77; Order 1133, § 220-36-025, filed 7/19/74.]

WAC 220-36-03001 Salmon fishing areas—Seasons and lawful gear—Other varieties. (1) It shall be lawful to take and fish for any other species of food fish, except sturgeon and salmon, with purse seine or lampara gear not exceeding 900 feet in length and having meshes of not less than one-half inch stretch measure, and with drag seine gear not exceeding 700 feet in length and having meshes of not less than 4-1/2 inches stretch measure, except as provided in WAC 220-36-030(6) (WAC 220-36-03001(6)).

(2) It shall be lawful to take, fish for and possess sturgeon in Grays Harbor Salmon Management and Catch Reporting Areas 2B, 2C, and 2D and bottomfish or perch in Marine Fish-Shellfish Area 60B at any time with set line and hand line gear.

(3) It shall be lawful to retain for commercial purposes sturgeon and species of bottom fish defined as such in WAC 220-16-340 taken incidental to any lawful commercial salmon fishery in Grays Harbor Salmon Management and Catch Reporting Areas 2A, 2B, 2C, and 2D.

(4) It shall be lawful to take, fish for and possess smelt taken for commercial purposes in all waters of Grays Harbor except during weekly closed periods extending from 8:00 a.m. Thursday to 8:00 p.m. Saturday.

(5) It shall be lawful to take, fish for and possess herring, anchovies, or pilchards taken for commercial purposes with dip bag net gear at any time in the waters of Marine Fish-Shellfish Management and Catch Reporting Area 60B.

(6)(a) June 1 through October 31 – It shall be lawful to fish for, take and possess herring, anchovies, or pilchards with purse seine or lampara in the waters of Grays Harbor, provided such gear shall not exceed 1,400 feet in length or contain meshes of less than 1/2-inch stretch measure. All species of fish other than herring, pilchard, and anchovy taken in operation of such purse seine or lampara gear must be immediately, with care, returned to the water.

(b) March 1 through April 15 – Closed to all commercial herring, anchovy, or pilchard fishing except dip bag net.

(7) It shall be lawful to take, fish for and possess herring, candlefish, pilchards, or anchovies taken for commercial purposes with a herring weir from April 1 through September 30 in the waters of Marine Fish-Shellfish Management and Catch Reporting Area 60B, provided that the lead shall not exceed 300 feet in length or extend into any navigation channel or customary gill net drifting lane. It shall be unlawful for any person to install or operate a herring weir without obtaining written permission from the director of fisheries. [Order 77-14, § 220-36-030 (codified WAC 220-36-03001), filed 4/15/77; Order 76-148, § 220-36-030 (codified WAC 220-36-03001), filed 12/2/76; Order 1049, § 220-36-030, filed 4/11/73; Order 925, § 220-36-030, filed 6/3/71; Order 864, § 220-36-030, filed 5/12/70; Order 726, § 4 (part), filed 4/24/67; subsections 1 and 2 from Order 525, filed 5/3/61; subsection 7 from Order 605, filed 4/21/64; Orders 336 and 256, filed 3/1/60.]

Chapter 220-40 WAC WILLAPA HARBOR

WAC

220-40-020	Willapa Harbor—Seasons and lawful gear—Salmon.
220-40-021	Willapa Harbor—Gill net—Seasons.
220-40-022	Willapa Harbor—Weekly periods.
220-40-024	Willapa Harbor—Mesh sizes—Gear.
220-40-025	Willapa Harbor—Closed area.
220-40-030	Seasons and lawful gear—Other varieties.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-40-010	Willapa Harbor—Areas. [Order 1221, § 220-40-010, filed 7/1/75; Order 1133, § 220-40-010, filed 7/19/74; Order 995, § 220-40-010, filed 8/6/72; Order 925, § 220-40-010, filed 6/3/71; Order 864, § 220-40-010, filed 5/12/70; Order 813, § 220-40-010, filed 5/5/69; Order 726, § 4 (part), filed 4/24/67; subsections 1 and 2 from Order 679, filed 4/20/66; subsections 2d and 2e from Order 544, filed 4/3/62; subsections 1, 1a, 2, 2a, 2b, from Orders 341 and 256, filed 3/1/60; subsections 1b, 1c, 1d, from Orders 476 and 256, filed 3/1/60; subsections 2c, 2f from Orders
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448 and 256, filed 3/1/60; Orders 448 and 256, filed 3/1/60; Order 256, filed 3/1/60.] Repealed by Order 76-35, filed 5/11/76.

220-40-040 Willapa Harbor—Emergencies. [Order 525, filed 5/3/61; Orders 507 and 256, filed 3/1/60.] Repealed by deletion by Order 726, filed 4/24/67.

WAC 220-40-020 Willapa Harbor—Seasons and lawful gear—Salmon. It shall be unlawful to take, fish for or possess salmon taken with troll line gear for commercial purposes in Willapa Harbor fishing areas except during the time period and in those areas where it is open to a commercial net fishery. [Order 1221, § 220-40-020, filed 7/1/75; Order 1116, § 220-40-020, filed 4/30/74; Order 1049, § 220-40-020, filed 4/11/73; Order 995, § 220-40-020, filed 6/8/72; Order 925, § 220-40-020, filed 6/3/71; Order 864, § 220-40-020, filed 5/12/70; Order 813, § 220-40-020, filed 5/5/69; Order 772-B, filed 4/15/68; Order 726, § 4 (part), filed 4/24/67; subsections 1 and 5 from Orders 341 and 256, filed 3/1/60; subsection 2 from Order 677, filed 3/31/66; Order 569, filed 4/11/63; subsection 6 from Order 679, filed 4/20/66; Orders 341 and 256, filed 3/1/60; subsections 3 and 4 from Order 525, filed 5/3/61; Orders 341 and 256, filed 3/1/60.]

WAC 220-40-021 Willapa Harbor—Gill net—Seasons. It shall be unlawful to take, fish for or possess salmon for commercial purposes with gill net gear in the following Willapa Harbor Fishing Areas, except during the seasons provided for hereinafter in each respective fishing area:

Area 2G, 6:00 p.m. August 21 to 12:00 midnight November 30, 1977.

Area 2H—6:00 p.m. September 11 to 6:00 p.m. October 9, and 6:00 p.m. November 2 to 12:00 midnight November 30, 1977.

Areas 2J and 2K—6:00 p.m. August 21 to 12:00 midnight November 30, 1977.

[Order 77-71, § 220-40-021, filed 8/18/77; Order 77-44, § 220-40-021, filed 6/3/77; Order 76-73, § 220-40-021, filed 8/16/76; Order 1221, § 220-40-021, filed 7/1/75; Order 1133, § 220-40-021, filed 7/19/74.]

WAC 220-40-022 Willapa Harbor—Weekly periods. It shall be unlawful to take, fish for or possess salmon taken with gill net gear, except during the weekly open periods hereafter designated in the following Willapa Harbor Fishing Areas:

Area 2G

August 21 to September 11, 1977—6:00 p.m. Sunday to 6:00 p.m. Monday, and 6:00 p.m. Wednesday to 6:00 p.m. Thursday.
September 11 to October 9, 1977—6:00 p.m. Sunday to 6:00 p.m. Thursday.
October 9 to November 2, 1977—6:00 p.m. Sunday to 6:00 p.m. Monday.
November 2 to 12:00 midnight November 30, 1977—Open continuously.

Area 2H

September 11 to October 9, 1977—6:00 p.m. Sunday to 6:00 p.m. Thursday.

November 2 to 12:00 midnight November 30, 1977—Open continuously.

Areas 2J and 2K

August 21 to October 9, 1977—6:00 p.m. Sunday to 6:00 p.m. Monday, and 6:00 p.m. Wednesday to 6:00 p.m. Thursday.

October 9 to November 2, 1977—6:00 p.m. Sunday to 6:00 p.m. Monday.

November 2 to 12:00 midnight November 30, 1977—Open continuously.

[Order 77-71, § 220-40-022, filed 8/18/77; Order 77-44, § 220-40-022, filed 6/3/77; Order 76-73, § 220-40-022, filed 8/16/76; Order 1221, § 220-40-022, filed 7/1/75; Order 1133, § 220-40-022, filed 7/19/74.]

WAC 220-40-024 Willapa Harbor—Mesh sizes—Gear. (1) It shall be unlawful to take, fish for or possess salmon with gill net gear containing mesh smaller than the minimum or larger than the maximum size stretch measure as hereinafter designated in the following Willapa Harbor Fishing Areas:

Areas 2G and 2H

For the period September 11 to October 9, 1977: 5-inch minimum to 7-inch maximum mesh.

For the period 12:01 a.m. November 20 to November 30, 1977: 7-1/2-inch minimum mesh.

Areas 2J and 2K

For the period 12:01 a.m. November 20 to November 30, 1977: 7-1/2-inch minimum mesh.

(2) Except as provided in subsection (1) of this section, it shall be unlawful to fish in Willapa Harbor with gill net gear containing meshes less than 5 inches stretch measure or longer than 1,500 feet in length. [Order 77-71, § 220-40-024, filed 8/18/77; Order 76-73, § 220-40-024, filed 8/16/76; Order 1221, § 220-40-024, filed 7/1/75; Order 1133, § 220-40-024, filed 7/19/74.]

WAC 220-40-025 Willapa Harbor—Closed area. It shall be unlawful to take, fish for or possess salmon with gill net gear in that portion of Willapa Harbor Area 2J between Long Island and the North Beach Peninsula, south of a line drawn true east and west through Marker Piling 18 after 6:00 p.m. October 8. [Order 77-44, § 220-40-025, filed 6/3/77; Order 76-73, § 220-40-025, filed 8/16/76; Order 1221, § 220-40-025, filed 7/1/75; Order 1133, § 220-40-025, filed 7/19/74.]

WAC 220-40-030 Seasons and lawful gear—Other varieties. (1) It shall be lawful to take and fish for any other species of food fish, except sturgeon and salmon, with purse seine or lampara gear not exceeding 900 feet in length and having meshes of not less than one-half inch stretch measure, and with drag seine gear not exceeding 700 feet in length and having meshes of not less than 4-1/2 inches stretch measure, except as provided in WAC 220-40-30(3) [WAC 220-40-030(3)].

(2) It shall be lawful to take, fish for and possess sturgeon for commercial purposes taken with set line and hand line gear in Willapa Harbor Salmon Management and Catch Reporting Areas 2G and 2J.

(3)(a) June 1 through October 31 – It shall be lawful to fish for, take and possess herring, anchovy, candlefish, or pilchards with purse seine or lampara in the waters of Willapa Bay, provided such gear shall not exceed 1,400 feet in length or contain meshes less than one-half inch stretch measure. All species of fish other than herring, anchovy, and pilchard taken in operation with such purse seine or lampara gear must be immediately, with care, returned to the water.

(b) February 1 through March 15 – Closed to all commercial herring, anchovy, or pilchard fishing except dip bag net.

(c) It shall be lawful to fish for, take and possess herring, anchovy, candlefish, or pilchards with dip bag net gear at any time in the waters of Willapa Bay.

(4) It shall be lawful to retain for commercial purposes sturgeon and species of bottomfish defined as such in WAC 220-16-340 taken incidental to any lawful commercial salmon fishery in Willapa Harbor Management and Catch Reporting Areas 2G, 2H, 2J, and 2K.

(5) It shall be lawful to take, fish for and possess smelt taken with hand dip nets in any of the waters of Willapa Harbor except during weekly closed periods extending from 8:00 a.m. Thursday to 8:00 p.m. Saturday.

(6) It shall be lawful to take bottom fish with drag seine in Marine Fish-Shellfish Management and Catch Reporting Area 60C from March 1 through June 30. [Order 77-14, § 220-40-030, filed 4/15/77; Order 76-148, § 220-40-030, filed 12/2/76; Order 76-26, § 220-40-030, filed 1:45 p.m., 4/20/76; Order 925, § 220-40-030, filed 6/3/71; Order 864, § 220-40-030, filed 5/12/70; Order 726, § 4 (part), filed 4/24/67; subsections 1, 2, 3 from Order 679, filed 4/20/66; Order 638, filed 4/28/65; Order 605, filed 4/21/64; Order 569, filed 4/11/63; Order 544, filed 4/3/62; Order 525, filed 5/3/61; Order 507, filed 4/13/60; Orders 483 and 256, filed 2/1/60; subsection 4 from Order 544, filed 4/3/62; Order 525, filed 5/3/61; Orders 448 and 256, filed 3/1/60; subsection 5 from Order 544, filed 4/3/62; Orders 448 and 256, filed 3/1/60; subsections 6, 8, 9 from Order 525, filed 5/3/61; Orders 341 and 256, filed 3/1/60; subsection 7 from Orders 346 and 256, filed 3/1/60.]

Chapter 220-44 WAC COASTAL WATERS

WAC
220-44-020 Seasons.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-44-010 Coastal waters—Areas. [Order 726, § 4 (part), filed 4/24/67; Subsections 1 and 3 from Orders 355 and 256, filed 3/1/60; Subsection 2 from Order 605, filed

4/21/64; Orders 355 and 256, filed 3/1/60.] Repealed by Order 76-35, filed 5/11/76.

220-44-025 Coastal waters—Special closures. [Order 813, § 220-44-025, filed 5/5/69.] Repealed by Order 1116, filed 4/30/74.

220-44-027 Coastal waters—Quillayute River—Indian fishery. [Order 1049, § 220-44-027, filed 4/11/73; Order 995, § 220-44-027, filed 6/8/72; Order 925, § 220-44-027, filed 6/3/71; Order 866, § 220-44-027, filed 6/12/70.] Repealed by Order 77-14, filed 4/15/77.

220-44-029 Coastal waters—Hoh River—Indian fishery. [Order 1049, § 220-44-029, filed 4/11/73; Order 925, § 220-44-029, filed 6/3/71; Order 866, § 220-44-029, filed 6/12/70.] Repealed by Order 77-14, filed 4/15/77.

WAC 220-44-020 Seasons. (1) It shall be lawful to possess for commercial purposes sockeye salmon taken lawfully by treaty Indians from the Quinault and Ozette Rivers.

(2) It shall be unlawful to take, fish for or possess salmon taken for commercial purposes in that portion of Coastal Salmon Management and Catch Reporting Area 4 north of Point of the Arches and inside the 3-mile limit during weekly closed periods extending from 11:59 p.m. Friday to 12:01 a.m. Monday.

(3) It shall be unlawful to take, fish for or possess salmon taken for commercial purposes with purse seine, drag seine, or gill net gear from Coastal Salmon Management and Catch Reporting Areas 1, 2, 3 and 4 except as provided in subsection (1).

(4) It shall be unlawful to take, fish for or possess smelt taken for commercial purposes with purse seine, drag seine, or gill net gear from Marine Fish-Shellfish Management and Catch Reporting Areas 57, 58, 59, and 60A, except as provided in subsections (1) and (4).

(5) It shall be lawful to take, fish for and possess smelt taken for commercial purposes by hand net gear in Marine Fish-Shellfish Management and Catch Reporting Areas 59 and 60A except during weekly closed periods extending from 8:00 a.m. Friday to 8:00 a.m. Sunday.

(6) It shall be lawful to take, fish for and possess for commercial purposes any species of food fish except salmon and smelt taken in Marine Fish-Shellfish Management and Catch Reporting Areas 58, 59, and 60A with any lawful commercial fishing gear.

(7) It shall be unlawful to transport through Coastal Salmon Management and Catch Reporting Areas 1, 2, 3, and 4 or to land in the State of Washington, any salmon taken for commercial purposes contrary to the provisions of chapter 220-47 WAC relative to seasons and species. [Order 77-14, § 220-44-020, filed 4/15/77; Order 1221, § 220-44-020, filed 7/1/75; Order 813, § 220-44-020, filed 5/5/69; Order 726, § 4 (part), filed 4/24/67; Subsection 1 from Order 547, filed 7/5/62; Orders 384 and 256, filed 3/1/60; Subsection 2 from Orders 448 and 256, filed 3/1/60; Subsection 3 from Orders 397 and 256, filed 3/1/60; Subsections 4 and 5 from Orders 355 and 256, filed 3/1/60; Subsection 6 from Orders 406 and 256, filed 3/1/60.]

Chapter 220-47 WAC
PUGET SOUND—SALMON

WAC

- 220-47-001 General provision.
220-47-121 Treaty Indian vessel and gear identification.
220-47-250 Puget Sound—Salmon preserves.
220-47-251 Puget Sound—Salmon preserve—Discovery Bay.
220-47-252 Puget Sound—Salmon preserve—Drayton Harbor.
220-47-253 Puget Sound—Salmon preserve—Elliott Bay.
220-47-254 Puget Sound—Salmon preserve—Fidalgo Bay.
220-47-255 Puget Sound—Salmon preserve—Hood Canal.
220-47-256 Puget Sound—Salmon preserve—Kitsap.
220-47-257 Puget Sound—Salmon preserve—Ballard.
220-47-258 Puget Sound—Salmon preserve—South Puget Sound—Salmon preserve.
220-47-259 Puget Sound—Salmon preserve—Point No Point.
220-47-260 Puget Sound—Salmon preserve—Commencement Bay.
220-47-261 Puget Sound—Salmon preserve—Samish Bay.
220-47-262 Puget Sound—Salmon preserve—San Juan Island—Salmon preserve.
220-47-263 Puget Sound—Salmon preserve—Skagit Bay.
220-47-264 Puget Sound—Salmon preserve—Port Gardner.
220-47-265 Puget Sound—Salmon preserve—Port Susan.
220-47-266 Puget Sound—Salmon preserve—Strait of Juan De Fuca.
220-47-267 Puget Sound—Salmon preserve—Washington Harbor.
220-47-268 Puget Sound—Salmon preserve—Gig Harbor.
220-47-301 Puget Sound—Lawful gear—Purse seine.
220-47-302 Puget Sound—Lawful gear—Gill net.
220-47-303 Puget Sound—Lawful gear—Reef nets.
220-47-304 Puget Sound—Lawful gear—Troll line.
220-47-311 Purse seine—Seasons.
220-47-312 Purse seine—Weekly periods.
220-47-313 Purse seine—Daily hours.
220-47-314 Purse seine—Point Roberts.
220-47-317 Carr Inlet.
220-47-319 Special mesh size.
220-47-324 Cherry Point.
220-47-401 Reef net—Seasons.
220-47-402 Reef net—Weekly periods.
220-47-403 Reef net—Daily hours.
220-47-411 Gill net—Seasons.
220-47-412 Gill net—Weekly periods.
220-47-413 Gill net—Daily hours.
220-47-414 Gill net—Mesh sizes.
220-47-415 Gill net—Point Roberts.
220-47-418 Carr Inlet.
220-47-426 Cherry Point.
220-47-50101 Troll line seasons—Salmon.
220-47-50201 Troll line weekly periods.
220-47-503 Troll line closed areas.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 220-47-010 Puget Sound—Salmon fishing areas. [Order 920, § 220-47-010, filed 5/13/71; Order 771-B, § 220-47-010, filed 3/29/68.] Repealed by Order 988, filed 4/28/72.
220-47-020 Puget Sound—Salmon preserves. [Order 920, § 220-47-020, filed 5/13/71; Order 771-B, § 220-47-020, filed 3/29/68.] Repealed by Order 988, filed 4/28/72.
220-47-030 Puget Sound—Salmon—Lawful gear. [Order 771-B, § 220-47-030, filed 3/29/68.] Repealed by Order 988, filed 4/28/72.
220-47-040 Puget Sound—Salmon—Purse seine. [Order 920, § 220-47-040, filed 5/13/71; Order 862, § 220-47-040, filed 4/16/70; Order 810, § 220-47-040, filed 4/17/69; Order 771-B, § 220-47-040, filed 3/29/68.] Repealed by Order 988, filed 4/28/72.
220-47-050 Puget Sound—Salmon—Reef net. [Order 920, § 220-47-050, filed 5/13/71; Order 862, § 220-47-050,

- filed 4/16/70; Order 810, § 220-47-050, filed 4/17/69; Order 771-B, § 220-47-050, filed 3/29/68.] Repealed by Order 988, filed 4/28/72.
220-47-060 Puget Sound—Salmon—Gill net. [Order 920, § 220-47-060, filed 5/13/71; Order 862, § 220-47-060, filed 4/16/70; Order 810, § 220-47-060, filed 4/17/69; Order 771-B, § 220-47-060, filed 3/29/68.] Repealed by Order 988, filed 4/28/72.
220-47-070 Puget Sound—Troll line seasons—Closed periods. [Order 866, § 220-47-070, filed 6/12/70; Order 810, § 220-47-070, filed 4/17/69; Order 771-B, § 220-47-070, filed 3/29/68.] Repealed by Order 988, filed 4/28/72.
220-47-100 Puget Sound—Off reservation Indian fishery—Squaxin. [Order 1057, § 220-47-100, filed 5/22/73; Order 988, § 220-47-100, filed 4/28/72; Order 920, § 220-47-100, filed 5/13/71; Order 866, § 220-47-100, filed 6/12/70; Order 810, § 220-47-100, filed 4/17/69.] Repealed by Order 77-14, filed 4/15/77.
220-47-105 Puget Sound—Off reservation Indian fishery—Makah. [Order 1057, § 220-47-105, filed 5/22/73; Order 988, § 220-47-105, filed 4/28/72; Order 920, § 220-47-105, filed 5/13/71; Order 866, § 220-47-105, filed 6/12/70.] Repealed by Order 77-14, filed 4/15/77.
220-47-110 Puget Sound—Nisqually River—Indian fishery. [Order 1057, § 220-47-110, filed 5/22/73; Order 1013, § 220-47-110, filed 8/17/72; Order 920, § 220-47-110, filed 5/13/71; Order 866, § 220-47-110, filed 6/12/70.] Repealed by Order 77-14, filed 4/15/77.
220-47-115 Puget Sound—Puyallup River—Indian fishery. [Order 1057, § 220-47-115, filed 5/22/73; Order 1013, § 220-47-115, filed 8/17/72; Order 920, § 220-47-115, filed 5/13/71; Order 875, § 220-47-115, filed 8/13/70.] Repealed by Order 77-14, filed 4/15/77.
220-47-120 Puget Sound—Tulalip—Indian fishery. [Order 1057, § 220-47-120, filed 5/22/73; Order 988, § 220-47-120, filed 4/28/72.] Repealed by Order 77-14, filed 4/15/77.
220-47-201 Puget Sound—Salmon fishing—Area 1. [Order 988, § 220-47-201, filed 4/28/72.] Repealed by Order 76-35, filed 5/11/76.
220-47-202 Puget Sound—Salmon fishing—Area 2. [Order 988, § 220-47-202, filed 4/28/72.] Repealed by Order 76-35, filed 5/11/76.
220-47-203 Puget Sound—Salmon fishing—Area 3. [Order 1210, § 220-47-203, filed 5/26/75; Order 988, § 220-47-203, filed 4/28/72.] Repealed by Order 76-35, filed 5/11/76.
220-47-204 Puget Sound—Salmon fishing—Area 4. [Order 988, § 220-47-204, filed 4/28/72.] Repealed by Order 76-35, filed 5/11/76.
220-47-205 Puget Sound—Salmon fishing—Area 4-A. [Order 988, § 220-47-205, filed 4/28/72.] Repealed by Order 76-35, filed 5/11/76.
220-47-206 Puget Sound—Salmon fishing—Area 5. [Order 1066, § 220-47-206, filed 7/19/73; Order 988, § 220-47-206, filed 4/28/72.] Repealed by Order 76-35, filed 5/11/76.
220-47-207 Puget Sound—Salmon fishing—Area 6. [Order 988, § 220-47-207, filed 4/28/72.] Repealed by Order 76-35, filed 5/11/76.
220-47-208 Puget Sound—Salmon fishing—Area 7. [Order 988, § 220-47-208, filed 4/28/72.] Repealed by Order 76-35, filed 5/11/76.
220-47-209 Puget Sound—Salmon fishing—Area 8. [Order 1210, § 220-47-209, filed 5/26/75; Order 988, § 220-47-209, filed 4/28/72.] Repealed by Order 76-35, filed 5/11/76.
220-47-210 Puget Sound—Salmon fishing—Area 9. [Order 988, § 220-47-210, filed 4/28/72.] Repealed by Order 76-35, filed 5/11/76.
220-47-211 Puget Sound—Salmon fishing—Area 10. [Order 1066, § 220-47-211, filed 7/19/73; Order 988, § 220-47-211, filed 4/28/72.] Repealed by Order 76-35, filed 5/11/76.

- 220-47-315 Puget Sound—Purse seine—West Beach. [Order 1210, § 220-47-315, filed 5/26/75; Order 1125, § 220-47-315, filed 6/6/74; Order 1057, § 220-47-315, filed 5/22/73; Order 988, § 220-47-315, filed 4/28/72.] Repealed by Order 76-41, filed 6/4/76.
- 220-47-316 Puget Sound—Purse seine—East Pass. [Order 988, § 220-47-316, filed 4/28/72.] Repealed by Order 77-14, filed 4/15/77.
- 220-47-318 Puget Sound—Discovery Bay. [Order 988, § 220-47-318, filed 4/28/72.] Repealed by Order 1057, filed 5/22/73.
- 220-47-320 Puget Sound—Purse seine—Liplip Point—Point Wells. [Order 1057, § 220-47-320, filed 5/22/73; Order 988, § 220-47-320, filed 4/28/72.] Repealed by Order 77-14, filed 4/15/77.
- 220-47-321 Puget Sound—Purse seine—Port Susan. [Order 1066, § 220-47-321, filed 7/19/73.] Repealed by Order 77-14, filed 4/15/77.
- 220-47-322 Puget Sound—Purse seine—Samish Bay. [Order 1251, § 220-47-322, filed 8/18/75; Order 1066, § 220-47-322, filed 7/19/73.] Repealed by Order 77-14, filed 4/15/77.
- 220-47-323 Puget Sound—Purse seine—Point No Point. [Order 1066, § 220-47-323, filed 7/19/73.] Repealed by Order 77-14, filed 4/15/77.
- 220-47-416 Puget Sound—Gill net—West Beach. [Order 1210, § 220-47-416, filed 5/26/75; Order 1125, § 220-47-416, filed 6/6/74; Order 1057, § 220-47-416, filed 5/22/73; Order 988, § 220-47-416, filed 4/28/72.] Repealed by Order 76-41, filed 6/4/76.
- 220-47-417 Puget Sound—Gill net—East Pass. [Order 988, § 220-47-417, filed 4/28/72.] Repealed by Order 77-14, filed 4/15/77.
- 220-47-419 Puget Sound—Discovery Bay. [Order 988, § 220-47-419, filed 4/28/72.] Repealed by Order 1057, filed 5/22/73.
- 220-47-420 Puget Sound—Gill net—Liplip Point—Point Wells. [Order 1057, § 220-47-420, filed 5/22/73; Order 988, § 220-47-420, filed 4/28/72.] Repealed by Order 77-14, filed 4/15/77.
- 220-47-421 Puget Sound—Admiralty Inlet. [Order 988, § 220-47-421, filed 4/28/72.] Repealed by Order 1066, filed 7/19/73.
- 220-47-422 Puget Sound—Saratoga Passage. [Order 988, § 220-47-422, filed 4/28/72.] Repealed by Order 1057, filed 5/22/73.
- 220-47-423 Puget Sound—Gill net—Samish Bay. [Order 1057, § 220-47-423, filed 5/22/73; Order 988, § 220-47-423, filed 4/28/72.] Repealed by Order 77-14, filed 4/15/77.
- 220-47-424 Puget Sound—Gill net—Point No Point. [Order 1066, § 220-47-424, filed 7/19/73.] Repealed by Order 77-14, filed 4/15/77.
- 220-47-425 Puget Sound—Gill net—Port Susan. [Order 1066, § 220-47-425, filed 7/19/73.] Repealed by Order 77-14, filed 4/15/77.
- 220-47-501 Puget Sound—Troll lines—Seasons. [Order 988, § 220-47-501, filed 4/28/72.] Repealed by Order 1116, filed 4/30/74. Later promulgation, see WAC 220-47-50101.
- 220-47-502 Puget Sound—Weekly periods. [Order 988, § 220-47-502, filed 4/28/72.] Repealed by Order 1116, filed 4/30/74. Later promulgation, see WAC 220-47-50201.

WAC 220-47-001 General provision. It shall be unlawful to take, fish for or possess salmon for commercial purposes in any Puget Sound Salmon Management and Catch Reporting Area unless taken lawfully by specific regulations in chapter 220-47 WAC or WAC 220-28-100. [Order 77-14A, § 202-47-001 (codified WAC 220-47-001), filed 4/21/77; Order 77-14, § 220-47-001, filed 4/15/77.]

[Title 220 WAC—p 30]

WAC 220-47-121 Treaty Indian vessel and gear identification. It shall be unlawful for any person exercising his or her treaty Indian fishing rights at usual and accustomed grounds and stations within the Point No Point, Makah, Quinault, Medicine Creek, and Point Elliott treaty areas to take, fish for, or possess food fish until such boat or gear has been specifically registered with, and its use in such fishery or area specifically authorized by the tribal authorities of the user's tribe, and notice of such registration and authorization has been given by the tribal authorities to the Washington Department of Fisheries.

(a) The Department of Fisheries shall also be immediately notified of the cancellation or suspension of any such registration or authorization.

(b) The registration and notice shall contain at least the following information:

- (a) Name and address of owner and operator.
- (2) Type and name, if any, of the vessel.
- (3) Tribal identification number.
- (4) Type of gear.

(c) No boat or unattended gear shall be used in the exercise of Indian treaty rights with respect to any fishery in the Point No Point, Makah, Quinault, Medicine Creek, or Point Elliott treaty areas unless there is affixed to it an identification tag.

(d) The required boat identification tag, as agreed with the tribes through the Northwest Indian Fisheries Commission and the Department, shall consist of a red plaque approximately 2-1/2 inches by 12 inches with embossed numbers as follows: The first digit shall indicate the treaty area, the second digit the tribe within the treaty area, and the last five digits the fisherman's Bureau of Indian Affairs' Tribal Identification Number.

(e) The required unattended gear tag shall consist of a metal tag approximately 3/4 inch by 4 inches, embossed with the same numbering system as described in paragraph (d) of this subsection.

(f) Use of any such vessel or gear in violation of this subsection may be subject to the provisions of State law or regulation applicable to non-treaty fishermen. [Order 76-26, § 220-47-121, filed 1:45 p.m., 4/20/76.]

WAC 220-47-250 Puget Sound—Salmon preserves. It shall be unlawful to take, fish for or possess salmon for commercial purposes taken in any of the salmon preserves described in this section unless otherwise provided in chapter 220-47 WAC. [Order 988, § 220-47-250, filed 4/28/72.]

WAC 220-47-251 Puget Sound—Salmon preserve—Discovery Bay. "Discovery Bay Salmon Preserve" shall include all the waters of Discovery Bay and tributaries thereto lying inside and southerly of a line projected true east from Carr Point. [Order 988, § 220-47-251, filed 4/28/72.]

WAC 220-47-252 Puget Sound—Salmon preserve—Drayton Harbor. "Drayton Harbor Salmon Preserve" shall include all the waters of Drayton Harbor and tributaries thereto lying inside and easterly of a line

projected from Semiahmoo Spit to the Blaine Boathaven Dock. [Order 988, § 220-47-252, filed 4/28/72.]

WAC 220-47-253 Puget Sound—Salmon preserve—Elliott Bay. "Elliott Bay Salmon Preserve" shall include those waters of Elliott Bay and tributaries thereto lying inside and easterly of a line projected from Four-Mile Rock to Alki Point Light. [Order 988, § 220-47-253, filed 4/28/72.]

WAC 220-47-254 Puget Sound—Salmon preserve—Fidalgo Bay. "Fidalgo Bay Salmon Preserve" shall include all the waters of Padilla Bay, Fidalgo Bay, Swinomish Slough and Telegraph Slough northerly of the Great Northern Railroad crossings, and inside and easterly of the following lines: A line projected from the northern terminus of Commercial Street in Anacortes true north to Guemes Island; and a line projected from Clark Point to William Point Light on Samish Island. [Order 988, § 220-47-254, filed 4/28/72.]

WAC 220-47-255 Puget Sound—Salmon preserve—Hood Canal. "Hood Canal Salmon Preserve" shall include all the waters of Hood Canal, Quilcene Bay, Dabob Bay and tributaries thereto lying inside and southerly of the Hood Canal Floating Bridge where it spans Hood Canal. [Order 988, § 220-47-255, filed 4/28/72.]

WAC 220-47-256 Puget Sound—Salmon preserve—Kitsap. "Kitsap Salmon Preserve" shall include those waters of Puget Sound and tributaries thereto lying inside and westerly of the following lines: A line projected from Orchard Point across Rich Passage to Bean Point on Bainbridge Island; and a line projected true west to the mainland from Agate Point on Bainbridge Island. [Order 988, § 220-47-256, filed 4/28/72.]

WAC 220-47-257 Puget Sound—Salmon preserve—Ballard. "Ballard Salmon Preserve" shall include those waters of Puget Sound within a radius of three miles of the west entrance to the Ballard Locks, and Lake Union, Lake Washington, Lake Sammamish and all tributaries thereto. [Order 988, § 220-47-257, filed 4/28/72.]

WAC 220-47-258 Puget Sound—Salmon preserve—South Puget Sound. "South Puget Sound Salmon Preserve" shall include those waters of Puget Sound and tributaries thereto lying inside, southerly and westerly of the following lines: A line projected 225 degrees true from a monument located at the east entrance of Wollochet Bay to Fox Island; and a line projected from Point Gibson on Fox Island true east to the mainland. [Order 988, § 220-47-258, filed 4/28/72.]

WAC 220-47-259 Puget Sound—Salmon preserve—Point No Point. "Point No Point Salmon Preserve" shall include those waters of Puget Sound lying within the following lines: a line projected from Point No Point Light true north 1,000 feet, thence true west 1,000 feet and thence true south to the mainland. [Order

1057, § 220-47-259, filed 5/22/73; Order 988, § 220-47-259, filed 4/28/72.]

WAC 220-47-260 Puget Sound—Salmon preserve—Commencement Bay. "Commencement Bay Salmon Preserve" shall include those waters of Puget Sound, Commencement Bay and tributaries thereto lying inside the following lines: A line projected from Browns Point Light 348 degrees true to Piner Point on Maury Island; and a line projected from Point Defiance Light 49 degrees true to Point Dalco on Vashon Island. [Order 988, § 220-47-260, filed 4/28/72.]

WAC 220-47-261 Puget Sound—Salmon preserve—Samish Bay. "Samish Bay Salmon Preserve" shall include those waters of Samish Bay and tributaries thereto lying inside and easterly of a line projected from William Point on Samish Island 28 degrees true to Whiskey Rock at the north shore of Samish Bay. [Order 988, § 220-47-261, filed 4/28/72.]

WAC 220-47-262 Puget Sound—Salmon preserve—San Juan Island. "San Juan Island Salmon Preserve" shall include those waters of Puget Sound lying inside the following lines: A line projected from Decatur Island Light across Lopez Pass to Lopez Island, a line projected from Fauntleroy Point on Decatur Island through Lawson Rock to Blakely Island; a line projected from Deer Point on Orcas Island across Spindle Rock to Blakely Island; a line projected from the most southwesterly point of Orcas Island, located in Section 13, Township 36 North, Range 3 West, W.M., to Neck Point on Shaw Island; and a line projected from Flat Point on Lopez Island to the most westerly point on Canoe Island, thence true north to the shoreline of Shaw Island. [Order 988, § 220-47-262, filed 4/28/72.]

WAC 220-47-263 Puget Sound—Salmon preserve—Skagit Bay. "Skagit Bay Salmon Preserve" shall include those waters of Skagit Bay and tributaries thereto lying inside and easterly of a line projected from Brown Point on Camano Island to a white monument on the easterly point of Ika Island, thence across the Skagit River to the terminus of the jetty with McGlenn Island. [Order 988, § 220-47-263, filed 4/28/72.]

WAC 220-47-264 Puget Sound—Salmon preserve—Port Gardner. "Port Gardner Salmon Preserve" shall include those waters of Port Gardner Bay and tributaries thereto lying inside and easterly of a line projected from Hermosa Point to Nun Buoy No. 2 off the entrance to Tulalip Bay, thence through the southeasterly point of Gedney Island to a point on the southern shore of Port Gardner 2,800 yards east of Point Elliott Light at latitude 47 degrees 57 minutes and 26 seconds N., longitude 122 degrees 16 minutes and 21 seconds W., as shown on U.S.C.G.S. Chart No. 6448. [Order 988, § 220-47-264, filed 4/28/72.]

WAC 220-47-265 Puget Sound—Salmon preserve—Port Susan. "Port Susan Salmon Preserve" shall include those waters of Port Susan and tributaries

thereto lying inside and northerly of a line projected true west from Kayak Point to Camano Island. [Order 988, § 220-47-265, filed 4/28/72.]

WAC 220-47-266 Puget Sound—Salmon preserve—Strait of Juan de Fuca. "The Strait of Juan de Fuca Salmon Preserve" shall include those waters and tributaries thereto lying both inside and outside the Initiative 77 line and within three miles off shore between a line projected 30 degrees true from a point three miles west of the Sekiu River mouth to a line projected 45 degrees true from a point three miles east of the Dungeness River mouth. [Order 988, § 220-47-266, filed 4/28/72.]

WAC 220-47-267 Puget Sound—Salmon preserve—Washington Harbor. "Washington Harbor Salmon Preserve" shall include all the waters of Washington Harbor and tributaries thereto. [Order 988, § 220-47-267, filed 4/28/72.]

WAC 220-47-268 Puget Sound—Salmon preserve—Gig Harbor. "Gig Harbor Salmon Preserve" shall include those waters of Gig Harbor and tributaries thereto lying inside and northerly of a line projected from the flashing red Gig Harbor Light true west across the entrance to Gig Harbor. [Order 988, § 220-47-268, filed 4/28/72.]

WAC 220-47-301 Puget Sound—Lawful gear—Purse seine. Lawful PURSE SEINE salmon nets in Puget Sound shall not exceed 1,800 feet in length along the cork line while wet and purse seine and lead combined shall not exceed 2,200 feet. Neither shall contain meshes of a size less than 4 inches, nor shall the meshes of the seine and lead be lashed together to form one continuous piece of webbed gear. It shall be unlawful to take or fish for salmon with purse seine gear in Puget Sound which contains mesh webbing constructed of a twine size smaller than 210/30d nylon, 12 thread cotton or the equivalent diameter in any other material. It shall be lawful as part of the purse seine to have a bunt 10 fathoms long and 200 meshes deep which may contain mesh of a size not less than 3-1/2 inches. It shall be unlawful for any purse seine vessel to carry an extra lead or portion thereof unless stowed below decks during the fishing operation, nor may an extra lead or portion thereof be carried aboard its skiff. [Order 988, § 220-47-301, filed 4/28/72.]

WAC 220-47-302 Puget Sound—Lawful gear—Gill net. Lawful GILL NET salmon nets in Puget Sound shall not exceed 1,800 feet in length nor contain meshes of a size less than 5 inches. The nets shall be operated substantially in a straight line. Circle setting with a gill net or setting a gill net other than substantially in a straight line shall be unlawful. [Order 988, § 220-47-302, filed 4/28/72.]

WAC 220-47-303 Puget Sound—Lawful gear—Reef nets. Lawful REEF NET salmon nets in Puget Sound shall not exceed 300 meshes on any side

nor contain meshes of a size less than 3-1/2 inches nor utilize more than two leads. Each of said leads shall not exceed 200 feet in length measured from the bows of the reef net boats to the nearest end of the head buoys. The use of any false, detached or auxiliary lead shall be unlawful. [Order 988, § 220-47-303, filed 4/28/72.]

WAC 220-47-304 Puget Sound—Lawful gear—Troll line. Lawful TROLL LINE salmon gear in Puget Sound shall be limited to not more than 6 lines. [Order 988, § 220-47-304, filed 4/28/72.]

WAC 220-47-311 Purse seine—Seasons. It shall be unlawful to take, fish for or possess salmon taken with purse seine gear for commercial purposes except in the following designated Puget Sound Salmon Management and Catch Reporting Areas during the seasons provided for hereinafter in each respective Management and Catch Reporting Area:

Areas 6B, 7B, 7C, 8, 8B, 8C, 9, 10, and 11—September 12 to November 19, 1977.

Areas 7 and 7A – September 25 to November 26, 1977.

Areas 10A, 11A, and 13A—September 12 to November 12, 1977. [Order 77-66, § 220-47-311, filed 8/5/77; Order 77-14, § 220-47-311, filed 4/15/77; Order 76-41, § 220-47-311, filed 6/4/76; Order 1251, § 220-47-311, filed 8/18/75; Order 1210, § 220-47-311, filed 5/26/75; Order 1143, § 220-47-311, filed 8/8/74; Order 1125, § 220-47-311, filed 6/6/74; Order 1066, § 220-47-311, filed 7/19/73; Order 1057, § 220-47-311, filed 5/22/73; Order 988, § 220-47-311, filed 4/28/72.]

WAC 220-47-312 Purse seine—Weekly periods. It shall be unlawful during any open season to take, fish for or possess salmon taken with purse seine gear except during the weekly open periods hereinafter designated in the following Puget Sound Management and Catch Reporting Areas:

Areas 6B, 8, 8B, 8C, 9, 10, and 11—Monday through Tuesday, except for the week of September 12, Tuesday and Wednesday.

Areas 7 and 7A – Monday through Wednesday.

Areas 7B and 7C —

September 12 to October 29, Monday through Thursday, except for the week of September 12, Tuesday through Thursday.

October 30 to November 19, Monday and Tuesday.

Areas 10A, 11A, and 13A—Monday through Thursday, except for the week of September 12, Tuesday through Thursday. [Order 77-66, § 220-47-312, filed 8/5/77; Order 77-14, § 220-47-312, filed 4/15/77; Order 76-41, § 220-47-312, filed 6/4/76; Order 1251, § 220-47-312, filed 8/18/75; Order 1210, § 220-47-312, filed 5/26/75; Order 1143, § 220-47-312, filed 8/8/74; Order 1125, § 220-47-312, filed 6/6/74; Order 1066, § 220-47-312, filed 7/19/73; Order 1057, § 220-47-312, filed 5/22/73; Order 988, § 220-47-312, filed 4/28/72.]

WAC 220-47-313 Purse seine—Daily hours. It shall be unlawful during any open day to take, fish for or possess salmon taken with purse seine gear during the daily closed hours hereinafter designated:

Areas 7B and 7C—September 11 to October 22, 9:00 p.m. to 5:00 a.m.

Areas 7 and 7A—September 25 to October 22, 9:00 p.m. to 5:00 a.m.

All other open areas: September 11 to October 8, 7:00 p.m. to 6:00 a.m.

All open areas:

October 9 to October 22, 9:00 p.m. to 5:00 a.m.

October 23 to November 26, 8:00 p.m. to 4:00 a.m.

[Order 77-66, § 220-47-313, filed 8/5/77; Order 76-41, § 220-47-313, filed 6/4/76; Order 1210, § 220-47-313, filed 5/26/75; Order 1143, § 220-47-313, filed 8/8/74; Order 1125, § 220-47-313, filed 6/6/74; Order 1066, § 220-47-313, filed 7/19/73; Order 1057, § 220-47-313, filed 5/22/73; Order 988, § 220-47-313, filed 4/28/72.]

WAC 220-47-314 Purse seine—Point Roberts. During the period May 15 through June 25 it shall be unlawful to take, fish for or possess salmon taken with purse seine gear in that portion of Area 7A lying westerly and northerly of a line projected from the most easterly point of Point Roberts, locally known as Lilly Point, to Georgina Light at Active Pass from 9:00 PM Monday to 9:00 PM Friday each week. [Order 77-14, § 220-47-314, filed 4/15/77; Order 76-41, § 220-47-314, filed 6/4/76; Order 1210, § 220-47-314, filed 5/26/75; Order 1125, § 220-47-314, filed 6/6/74; Order 1057, § 220-47-314, filed 5/22/73; Order 988, § 220-47-314, filed 4/28/72.]

WAC 220-47-317 Carr Inlet. (1) It shall be unlawful to take, fish for or possess salmon in Salmon Management and Catch Reporting Area 13A except under conditions established by the Director of Fisheries. [Order 77-14, § 220-47-317, filed 4/15/77; Order 1143, § 220-47-317, filed 8/8/74; Order 1125, § 220-47-317, filed 6/6/74; Order 1057, § 220-47-317, filed 5/22/73; Order 1000, § 220-47-317, filed 6/28/72; Order 988, § 220-47-317, filed 4/28/72.]

WAC 220-47-319 Special mesh size. It shall be unlawful to take, fish for or possess salmon taken with purse seine gear in Puget Sound Salmon Management and Catch Reporting Areas 6B, 8A, 8B, 8C, 9, 9A, 10, 10A, 10B, 10C, 10D, 10E, 11, 11A, 12, 12A, 12B, 12C, 12D, 12E, 13, 13A, 13B during the period September 10 through November 30 unless said purse seine gear is constructed so that the first 100 meshes below the corkline are of a size not less than 5 inches stretch measure throughout the entire length of the seine with the exception of the bunt. [Order 77-14, § 220-47-319, filed 4/15/77; Order 1066, § 220-47-319, filed 7/19/73; Order 988, § 220-47-319, filed 4/28/72.]

WAC 220-47-324 Cherry Point. It shall be unlawful to take, fish for or possess salmon taken with purse seine gear in that portion of Area 7A lying inshore and easterly of a line projected from the outermost end of the INTALCO dock to the outermost end of the ARCO dock from June 5 through June 25. [Order 77-14, § 220-47-324, filed 4/15/77.]

WAC 220-47-401 Reef net—Seasons. It shall be unlawful to take, fish for or possess salmon taken with reef net gear for commercial purposes except in the following designated Puget Sound Salmon Management and Catch Reporting Areas, during the seasons provided for hereinafter in each respective area:

Areas 7 and 7A – September 25 to November 26. [Order 77-66, § 220-47-401, filed 8/5/77; Order 77-14, § 220-47-401, filed 4/15/77; Order 76-41, § 220-47-401, filed 6/4/76; Order 1210, § 220-47-401, filed 5/26/75; Order 1143, § 220-47-401, filed 8/8/74; Order 1125, § 220-47-401, filed 6/6/74; Order 1066, § 220-47-401, filed 7/19/73; Order 1057, § 220-47-401, filed 5/22/73; Order 988, § 220-47-401, filed 4/28/72.]

WAC 220-47-402 Reef net—Weekly periods. It shall be unlawful to take, fish for or possess salmon taken with reef net gear except during the weekly open periods hereinafter designated:

Areas 7 and 7A – Sunday through Tuesday. [Order 77-66, § 220-47-402, filed 8/5/77; Order 77-14, § 220-47-402, filed 4/15/77; Order 76-41, § 220-47-402, filed 6/4/76; Order 1210, § 220-47-402, filed 5/26/75; Order 1143, § 220-47-402, filed 8/8/74; Order 1125, § 220-47-402, filed 6/6/74; Order 1066, § 220-47-402, filed 7/19/73; Order 1057, § 220-47-402, filed 5/22/73; Order 988, § 220-47-402, filed 4/28/72.]

WAC 220-47-403 Reef net—Daily hours. It shall be unlawful during any open day to take, fish for or possess salmon taken with reef net gear during the daily closed hours hereinafter designated:

September 25 to October 22 — 9:00 p.m. to 5:00 a.m.

October 23 to November 26 — 8:00 p.m. to 4:00 a.m.

[Order 77-66, § 220-47-403, filed 8/5/77; Order 76-41, § 220-47-403, filed 6/4/76; Order 1210, § 220-47-403, filed 5/26/75; Order 1143, § 220-47-403, filed 8/8/74; Order 1125, § 220-47-403, filed 6/6/74; Order 1066, § 220-47-403, filed 7/19/73; Order 1057, § 220-47-403, filed 5/22/73; Order 988, § 220-47-403, filed 4/28/72.]

WAC 220-47-411 Gill net—Seasons. It shall be unlawful to take, fish for or possess salmon taken with gill net gear for commercial purposes except in the following designated Puget Sound Salmon Management and Catch Reporting Areas during the seasons provided for hereinafter in each respective fishing area:

Areas 6B, 8B, 8C, 9, 10, and 11 — September 11 to November 19.

Areas 7 and 7A — September 25 to November 26.

Areas 7B, 7C, and 8 — July 24 to November 19.

Areas 10A and 13A — August 14 to November 12.

Area 11A — September 11 to November 12. [Order 77-66, § 220-47-411, filed 8/5/77; Order 77-14, § 220-47-411, filed 4/15/77; Order 76-41, § 220-47-411, filed 6/4/76; Order 1251, § 220-47-411, filed 8/18/75; Order 1210, § 220-47-411, filed 5/26/75; Order 1143, § 220-47-411, filed 8/8/74; Order 1125, § 220-47-411, filed 6/6/74; Order 1066, § 220-47-411, filed 7/19/73; Order 1057, § 220-47-411, filed 5/22/73; Order 988, § 220-47-411, filed 4/28/72.]

WAC 220-47-412 Gill net—Weekly periods. It shall be unlawful during any open season to take, fish for or possess salmon taken with gill net gear except during the weekly open periods hereinafter designated in the following Puget Sound Salmon Management and Catch Reporting Areas:

Areas 6B, 8, 8B, 8C, 9, 10, and 11

Open Monday and Tuesday nights during the following periods:
September 12 to September 17
September 18 to September 24
October 2 to October 8
October 16 to October 22
October 30 to November 5
November 13 to November 19

Open Sunday and Monday nights during the following periods:
September 25 to October 1
October 23 to October 29
November 6 to November 12

Areas 7 and 7A —

Open Sunday through Tuesday nights during the following periods:
September 25 to October 1
October 9 to October 15
October 23 to October 29
November 6 to November 12
November 20 to November 26

Open Monday through Wednesday nights during the following periods:
October 2 to October 8
October 16 to October 22
October 30 to November 5
November 13 to November 19

Areas 7B and 7C

Open Monday through Wednesday during the week of September 11 to September 17.

Open Sunday through Wednesday during the following periods:
September 25 to October 1
October 9 to October 15
October 23 to October 29

Open Monday through Thursday during the following periods:
September 18 to September 24
October 2 to October 8
October 16 to October 22

Open Sunday and Monday nights November 6 to November 12.

Open Monday and Tuesday nights during the following periods:
October 30 to November 5
November 13 to November 19

Areas 10A, 13A, and 13B

Open Sunday and Monday nights during the following periods:
August 14 to August 20
August 28 to September 3

Open Monday and Tuesday nights August 21 to August 27.

Areas 10A, 11A, and 13A

Open Monday through Wednesday nights September 11 to September 17.

Open Sunday through Wednesday nights during the following periods:
September 25 to October 1
October 9 to October 15
October 23 to October 29
November 6 to November 12

Open Monday through Thursday nights during the following periods:
September 18 to September 24
October 2 to October 8
October 16 to October 22
October 30 to November 5.

[Order 77-66, § 220-47-412, filed 8/5/77; Order 77-14, § 220-47-412, filed 4/15/77; Order 76-41, § 220-47-412, filed 6/4/76; Order 1251, § 220-47-412, filed 8/18/75; Order 1213, § 220-47-412, filed 6/3/75; Order 1210, § 220-47-412, filed 5/26/75; Order 1143, § 220-47-412, filed 8/8/74; Order 1125, § 220-47-412, filed 6/6/74; Order 1066, § 220-47-412, filed 7/19/73; Order 1057, § 220-47-412, filed 5/22/73; Order 988, § 220-47-412, filed 4/28/72.]

WAC 220-47-413 Gill net—Daily hours. It shall be unlawful during any open day to take, fish for or possess salmon taken with gill net gear during the daily closed hours hereinafter designated in the following Puget Sound salmon Management and Catch Reporting Areas:

Areas 7, 7A, 7B, and 7C

August 14 to September 10: 9:00 a.m. to 6:00 p.m.
September 11 to October 22: 9:00 a.m. to 5:00 p.m.
October 23 to November 26: 8:00 a.m. to 4:00 p.m.

All other open areas

August 14 to September 10: 9:00 a.m. to 6:00 p.m.
September 11 to October 8: 7:00 a.m. to 6:00 p.m.
October 9 to October 22: 9:00 a.m. to 5:00 p.m.

October 23 to November 26: 8:00 a.m. to 4:00 p.m.

[Order 77-66, § 220-47-413, filed 8/5/77; Order 76-41, § 220-47-413, filed 6/4/76; Order 1210, § 220-47-413, filed 5/26/75; Order 1143, § 220-47-413, filed 8/8/74; Order 1125, § 220-47-413, filed 6/6/74; Order 1066, § 220-47-413, filed 7/19/73; Order 1057, § 220-47-413, filed 5/22/73; Order 988, § 220-47-413, filed 4/28/72.]

WAC 220-47-414 Gill net—Mesh sizes. It shall be unlawful to take, fish for or possess salmon taken with gill net gear containing mesh smaller than the minimum size stretch measure as hereinafter designated in the following Puget Sound Salmon Management and Catch Reporting Areas during the periods specified:

All open areas — November 19 to November 26 — 7-1/2-inch minimum. [Order 77-66, § 220-47-414, filed 8/5/77; Order 77-14, § 220-47-414, filed 4/15/77; Order 76-41, § 220-47-414, filed 6/4/76; Order 1210, § 220-47-414, filed 5/26/75; Order 1143, § 220-47-414, filed 8/8/74; Order 1125, § 220-47-414, filed 6/6/74; Order 1066, § 220-47-414, filed 7/19/73; Order 1057, § 220-47-414, filed 5/22/73; Order 988, § 220-47-414, filed 4/28/72.]

WAC 220-47-415 Gill net—Point Roberts. During the period May 1 through June 25 it shall be unlawful to take, fish for or possess salmon taken with gill net gear in that portion of Area 7A lying westerly and northerly of a line projected from the most easterly point of Point Roberts, locally known as Lilly Point, to Georgina Light at Active Pass from 9:00 AM Monday to 9:00 AM Friday of each week. [Order 77-14, § 220-47-415, filed 4/15/77; Order 76-41, § 220-47-415, filed 6/4/76; Order 1210, § 220-47-415, filed 5/26/75; Order 1125, § 220-47-415, filed 6/6/74; Order 1057, § 220-47-415, filed 5/22/73; Order 988, § 220-47-415, filed 4/28/72.]

WAC 220-47-418 Carr Inlet. It shall be unlawful to take, fish for or possess salmon in Salmon Management and Catch Reporting Area 13A except under conditions established by the Director of Fisheries. [Order 77-14, § 220-47-418, filed 4/15/77; Order 1143, § 220-47-418, filed 8/8/74; Order 1057, § 220-47-418, filed 5/22/73; Order 1000, § 220-47-418, filed 6/28/72; Order 988, § 220-47-418, filed 4/28/72.]

WAC 220-47-426 Cherry Point. It shall be unlawful to take, fish for or possess salmon taken with gill net gear in that portion of Area 7A lying inshore and easterly of a line projected from the outermost end of the INTALCO dock to the outermost end of the ARCO dock from June 5 to June 25. [Order 77-14, § 220-47-426, filed 5/14/77.]

WAC 220-47-50101 Troll line seasons—Salmon. July 18 to August 21. [Order 76-41, § 220-47-501 (codified WAC 220-47-50101), filed 6/4/76; Order 1221, § 220-47-501 (codified § 220-47-50101), filed 7/1/75. Formerly WAC 220-47-501.]

WAC 220-47-50201 Troll line weekly periods. It shall be unlawful to take, fish for or possess salmon for commercial purposes with troll gear except from Monday through Friday of each week on those days when it is open to a commercial salmon purse seine net fishery. [Order 76-41, § 220-47-502 (codified WAC 220-47-50201), filed 6/4/76; Order 1221, § 220-47-502 (codified § 220-47-50201), filed 7/1/75. Formerly WAC 220-47-502.]

WAC 220-47-503 Troll line closed areas. It shall be unlawful to take, fish for or possess salmon taken with troll line gear for commercial purposes in all Puget Sound salmon fishing areas except Areas 4B, 5, and 6C. [Order 76-41, § 220-47-503, filed 6/4/76; Order 1221, § 220-47-503, filed 7/1/75; Order 1116, § 220-47-503, filed 4/30/74; Order 988, § 220-47-503, filed 4/28/72.]

Chapter 220-48 WAC

PUGET SOUND—FISH OTHER THAN SALMON

WAC

220-48-080	Puget Sound bottomfish gear.
220-48-090	Otter trawl and beam trawl seasons.
220-48-091	Set net—Pacific cod—Seasons.
220-48-092	Set net—Pacific cod—Gear.
220-48-095	Set net—Dogfish—Gear.
220-48-096	Set net—Dogfish—Seasons.
220-48-100	Seasons—Other bottomfish gears.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-48-010	Puget Sound—Salmon fishing areas. [Order 721, § 3 (part), filed 3/9/67; subsection 1 from Orders 421 and 256, filed 3/1/60; subsections 2, 11 from Orders 448 and 256, filed 3/1/60; subsections 3, 7, 9 from Orders 380 and 256, filed 3/1/60; subsection 4 from Order 543, filed 3/20/62; Orders 380 and 256, filed 3/1/60; subsection (5) from Order 543, filed 3/20/62; subsection 6 from Orders 422 and 256, filed 3/1/60; subsection 8 from Order 507, filed 4/13/60; Orders 380 and 256, filed 3/1/60; subsection 10 from Orders 452 and 256, filed 3/1/60.] Rescinded by Order 771-B, filed 3/29/68. Later promulgation, see WAC 220-47-010.
220-48-020	Puget Sound—Salmon preserves. [Order 721, § 3 (part), filed 3/9/67; subsections 1-4, 6-10, 12, 15, 17 from Orders 380 and 256, filed 3/1/60; subsection 5 from Order 568, filed 3/26/63; Orders 380 and 256, filed 3/1/60; subsection 11 from Order 677, filed 3/31/66; Order 525, filed 5/3/61; Orders 380 and 256, filed 3/1/60; subsection 13 from Orders 452 and 256, filed 3/1/60; subsections 14, 18 from Orders 421 and 256, filed 3/1/60; subsection 16 from Order 605, filed 4/21/64; Orders 421 and 256, filed 3/1/60; subsection 19 from Order 677, filed 3/31/66.] Rescinded by Order 771-B, filed 3/29/68. Later promulgation, see WAC 220-47-020.
220-48-030	Puget Sound—Salmon, lawful gear. [Order 721, § 3 (part), filed 3/9/67; subsections 1-4 from Order 677, filed 3/31/66; Order 635, filed 3/31/66; Orders 317 and 256, filed 3/1/60; subsection 2 from Order 569, filed 4/11/63; Orders 421 and 256, filed 3/1/60; subsection 3 from Order 525, filed 5/3/61; Orders 317 and 256, filed 3/1/60.] Rescinded by Order 771-B, filed 3/29/68. Later promulgation, see WAC 220-47-030.
220-48-040	Puget Sound—Salmon—Purse seine and reef net seasons. [Order 721, § 3 (part), filed 3/9/67; subsections 1-6 from Order 677, filed 3/31/66; Order 635,

- filed 3/31/65; Order 603, filed 3/25/64; Order 568 (part), filed 3/26/63; Order 543 (part), filed 3/20/62; Order 525, filed 5/3/61; Order 507, filed 4/13/60; Order 256, filed 3/1/60; subsection 7 from Order 570, filed 5/17/63; subsection 8 from Order 677, filed 3/31/66; Order 635, filed 3/31/65; subsection 9 from Order 638, filed 4/28/66.] Rescinded by Order 771-B, filed 3/29/68. Later promulgation, see WAC 220-47-040 and 220-47-050.
- 220-48-045 Puget Sound—Emergencies. [Order 570, filed 5/17/63.] Repealed by Order 721, § 2 (part), filed 3/9/67.
- 220-48-050 Puget Sound—Salmon—Gill net seasons. [Order 725, § 1, filed 4/11/67; Order 722, § 1, filed 3/14/67; Order 721, § 3 (part), filed 3/9/67; subsections 1-7 from Order 677, filed 3/31/66; Order 635, filed 3/31/65; 603, filed 3/25/64; Order 568 (part), filed 3/26/63; Order 543, filed 3/20/62; Order 525, filed 5/3/61; Order 507, filed 4/13/60; Order 256, filed 3/1/60; subsections 8 and 9 from Order 568, filed 3/26/63; Order 543, filed 3/20/62; Order 525, filed 5/3/61; Order 507, filed 4/13/60; Order 25, filed 3/1/60; subsection 10 from Order 677, filed 3/31/66.] Rescinded by Order 771-B, filed 3/29/68. Later promulgation, see WAC 220-47-060.
- 220-48-055 Puget Sound—Emergencies. [Order 568, filed 3/26/63.] Repealed by Order 721, § 2 (part), filed 3/9/67.
- 220-48-060 Puget Sound—Salmon—Troll line seasons. [Order 721, § 3 (part), filed 3/9/67; subsections 1-3 from Order 568, filed 3/26/63; Orders 483 and 256, filed 3/1/60.] Rescinded by Order 771-B, filed 3/29/68. Later promulgation, see WAC 220-47-070.
- 220-48-065 Puget Sound—Emergencies. [Order 525, § 15, filed 5/3/61; Order 507, § 12, filed 4/13/60; Orders 483 and 256, filed 3/1/60.] Repealed by Order 721, § 2 (part), filed 3/9/67.
- 220-48-070 Puget Sound—Bottom fish areas. [Order 758, § 4 (part), filed 10/16/67; Orders 344 and 256, filed 3/1/60.] Repealed by Order 76-148, filed 12/2/76.
- 220-48-110 Puget Sound—Herring and candlefish—Areas. [Order 758, § 4 (part), filed 10/16/67; subsections 1-5 from Orders 479 and 256, filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-120 Puget Sound—Herring and candlefish—Lawful gear. [Order 866, § 220-48-120, filed 6/12/70; Order 758, § 4 (part), filed 10/16/67; Orders 437 and 256, subsections 1, 3-9, filed 3/1/60; Orders 479 and 256, subsection 2, filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-130 Puget Sound—Unlawful herring/candlefish fishery. [Order 817, § 220-48-130, filed 5/29/69; Order 758, § 4 (part), filed 10/16/67; subsections 1-5 from Orders 437 and 256, filed 3/1/60; subsection 6 from Orders 505 and 256, filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-140 Puget Sound—Herring/candlefish—Seasons. [Order 758, § 4 (part), filed 10/16/67; subsections 1, 2, 5, 6 from Orders 437 and 256, filed 3/1/60; subsection 3 from Order 591, filed 10/28/63; Orders 505 and 256, filed 3/1/60; subsection 4 from Order 605, filed 4/21/64; Orders 505 and 256, filed 3/1/60; subsection 6 from Order 605, filed 4/21/64; Orders 437 and 256, filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-150 Puget Sound—Perch fishery. [Order 758, § 4 (part), filed 10/16/67; Order 256, § 56, filed 3/16/60; Order 517, filed 9/21/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-170 Puget Sound—Anchovy, pilchard—Areas. [Subsections 1-3 from Order 256, § 58, filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-180 Puget Sound—Anchovy, pilchard—Lawful gear. [Subsections 1-6 from Order 256, § 59, filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-190 Puget Sound—Anchovy, pilchard—Unlawful acts. [Subsections 1, 2 from Order 256, § 60, filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-200 Puget Sound—Anchovy, pilchard—Lawful acts—Seasons. [Subsections 1-3 from Order 256, § 61; filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-210 Puget Sound—Smelt fishery—Areas. [Subsections 1-13 from Order 256, § 62, filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-220 Puget Sound—Smelt fishery—Lawful gear. [Subsections 1-6 from Order 256, § 63, filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-230 Puget Sound—Smelt fishery—Seasons, time and gear. [Subsections 1-3 from Order 483; Order 256, filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.
- 220-48-240 Puget Sound—Smelt fishery—Unlawful acts. [Order 817, § 220-48-240, filed 5/29/69; Order 591, filed 11/27/63; Order 507, filed 4/13/60; Order 256, filed 3/1/60.] Repealed by Order 1105, filed 12/28/73.

WAC 220-48-080 Puget Sound bottomfish gear. (1)

It shall be unlawful to fish for bottomfish for commercial purposes in Puget Sound with any gear except as follows:

- (a) Otter trawl and beam trawl.
- (b) Set lines having not more than 500 hooks per line.
- (c) Hand lines and jigger gear having not more than three hooks.
- (d) Troll lines.
- (e) Drag seines not longer than 350 feet in length or containing meshes less than 1/2-inch stretch measure.
- (f) Bottomfish pots.
- (g) Set nets.

(2) In fishing with hand line or jigger gear, it shall be unlawful to use more than two lines at any one time. In fishing with set lines, it shall be unlawful to use more than three lines.

(3) It shall be unlawful for the operator of set nets and set lines to leave such gear unattended unless marked as provided in WAC 220-20-010(5), and set nets shall be so marked at both ends of the net. Set nets shall have tags, issued by the Department of Fisheries, affixed to both buoys of each set net.

(4) It shall be unlawful to return any dogfish or ratfish to the water of that portion of Puget Sound Marine Fish-Shellfish Area 25A (Discovery Bay) southerly of a line projected from Diamond Point to Cape George, which were taken by commercial bottomfish gear.

(5) It shall be unlawful to take, fish for or possess any species of shellfish taken with lawful bottomfish gear except as provided in WAC 220-52-053, 220-52-063, 220-52-066, 220-52-069, and 220-52-071.

(6) It shall be unlawful to take or fish for bottomfish with troll line gear capable of taking salmon in any waters of Puget Sound during such times that it is unlawful to take or fish for salmon for commercial purposes with troll line gear, provided; it shall be lawful to retain for commercial purposes any species of bottomfish taken with commercial salmon gear incidental to a lawful salmon fishery.

(7) It shall be unlawful to use or operate otter trawl or beam trawl gear having mesh size in the codend section less than 4-1/2 inches in the waters of Puget Sound, unless otherwise provided.

(8) Subsection (7) above shall be in effect for Marine fish-shellfish Areas 27A, 27B, and 27C, December 1, 1977, and in effect for all other Marine Fish-Shellfish Areas in Puget Sound January 1, 1979.

(9) It shall be lawful to use or operate otter trawl gear having mesh size in the codend section of not less than 3 inches in Marine Fish-Shellfish Areas 28A, 28B, 28C, and 28D, during the season provided in WAC 220-48-090(4). [Order 77-147, § 220-48-080, filed 12/16/77; Order 77-14, § 220-48-080, filed 4/15/77; Order 76-148, § 220-48-080, filed 12/2/76; 76-26, § 220-48-080, filed 1:45 P.M., 4/20/76; Order 1193-A, § 220-48-080, filed 3/5/75; Order 1193, § 220-48-080, filed 3/4/75; Order 1105, § 220-48-080, filed 12/28/73; Order 945, § 220-48-080, filed 8/16/71; Order 892, § 220-48-080, filed 9/22/70; Order 817, § 220-48-080, filed 5/29/69; Order 770-A, § 220-48-080, filed 2/15/68; Order 758, § 4 (part), filed 10/16/67; subsections 1a-1e, 2-7 from Orders 344 and 256, filed 3/1/60; subsection 1f from Orders 444 and 256, filed 3/1/60; subsection 8 from Orders 396 and 256, filed 3/1/60.]

WAC 220-48-090 Otter trawl and beam trawl seasons. (1) It shall be lawful to take, fish for and possess bottomfish taken with otter trawl and beam trawl gear in Areas 20A, 20B, 21A, 22A, 23, 25A, and 25B the entire year with the following exceptions:

(a) Those waters of Areas 20A and 21A east of a line projected from Point Whitehorn to Sandy Point shall be closed the entire year.

(b) Washington Harbor (Sequim Bay) and that portion of Discovery Bay lying southerly of a line projected from Mill Point true east to the opposite shore shall be closed the entire year.

(c) It shall be unlawful to take, fish for or possess bottomfish taken with otter trawl and beam trawl gear in that portion of Area 25A lying southerly of a line projected from Diamond Point to Cape George during the period February 15 through November 30 each year.

(2) It shall be lawful to take, fish for and possess bottomfish with otter trawl and beam trawl gear in Areas 22B, 24A, 24B, 26A, 26B, and 26D from April 15 through February 15 with the following exceptions:

(a) Those waters of Area 24A east of a line from Polnell Point on Whidbey Island to Rocky Point on Camano Island, and west of a line from Strawberry Point on Whidbey Island to Brown Point on Camano Island shall be closed except from June 15 through February 15.

(b) Holmes Harbor south of a line projected true west from Hackney Island to Whidbey Island shall be closed, except from January 3 through February 15.

(c) Elliott Bay inside a line projected from Four Mile Rock to Alki Point shall be closed the entire year.

(d) Those waters of Area 26D inside lines projected from Dash Point to Point Piner on Maury Island, and from Point Dalco on Vashon Island to Point Defiance,

and those waters south of a line true west from Point Defiance to the Kitsap Peninsula shall be closed the entire year.

(e) Those waters provided for in WAC 220-20-020(5).

(f) It shall be lawful to take, fish for and possess Pacific hake taken with otter trawl and beam trawl gear the entire year.

(3) It shall be unlawful to take, fish for or possess bottomfish taken with otter trawl and beam trawl gear for commercial purposes in Areas 27A, 27B, and 27C except on Mondays and Thursdays from December 1 through February 28.

(4) It shall be lawful to take, fish for and possess bottomfish taken with otter trawl and beam trawl gear in Areas 28A, 28B, 28C and 28D from December 1 through March 31, with the exception of the following closed waters:

(a) Those waters of Hale Passage and the Narrows east and north of lines projected from Fox Point on Fox Island true east to the mainland, and from the northwest point on Fox Island true north to the mainland.

(b) Budd Inlet south of the northern boundary of the restricted berthage area shown on U.S.C.G.S. Chart No. 6460.

(c) Eld Inlet south and west of a line projected true south from Flapjack Point.

(d) Totten Inlet south and west of lines projected true north and true east from the outermost point on the west side of Gallagher Cove.

(e) Henderson Inlet south of a line projected true east from Dickerson Point; the waters inside Hartstene Island between lines projected from Unsal Point to Brisco Point and Salmon Point true east to Hartstene Island; and all of Hammersley Inlet.

(5) It shall be unlawful to take, fish for or possess bottomfish taken with otter trawl or beam trawl gear for commercial purposes in Areas 21B and 26C the entire year. [Order 77-147, § 220-48-090, filed 12/16/77; Order 77-14, § 220-48-090, filed 4/15/77; Order 76-148, § 220-48-090, filed 12/2/76; Order 1193, § 220-48-090, filed 3/4/75; Order 817, § 220-48-090, filed 5/29/69; Order 770-A, § 220-48-090, filed 2/15/68; Order 758, § 4 (part), filed 10/16/67; subsections 1-4 from Order 344, filed 3/1/60; subsection 5 from Order 355, filed 3/1/60; subsection 6 from Orders 370 and 256, filed 3/1/60.]

WAC 220-48-091 Set net—Pacific cod—Seasons. It shall be lawful to take, fish for or possess Pacific cod and other species of bottomfish, except halibut, salmon and shellfish, taken with set net gear for commercial purposes in the following Puget Sound Marine Fish-Shellfish Areas during the seasons provided for hereinafter in each respective area:

Areas 20A, 20B, and 21A – March 1 through April 15

Areas 23, 25A, and 25B – January 15 through April 15. [Order 77-147, § 220-48-091, filed 12/16/77; Order 76-148, § 220-48-091, filed 12/2/76.]

WAC 220-48-092 Set net—Pacific cod—Gear. It shall be lawful to take, fish for or possess Pacific cod with set net gear as described below:

(1) Lawful Pacific cod set net gear to be utilized per vessel shall be defined as follows:

(a) Three nets, each net having a length not to exceed 600 feet provided that fishermen holding multiple Puget Sound set net licenses in 1975 may utilize up to five nets through the 1978 set net season for Pacific cod.

(b) Mesh shall be not less than 5 inches.

(c) Depth shall not exceed 25 meshes. [Order 77-147, § 220-48-092, filed 12/16/77; Order 76-148, § 220-48-092, filed 12/2/76.]

WAC 220-48-095 Set net—Dogfish—Gear. It shall be lawful to take, fish for or possess dogfish with set net gear as described below:

Lawful dogfish set net gear to be utilized per vessel shall be defined as follows:

(1) Four nets, each net having a length of not to exceed 1,000 feet.

(2) Depth shall not exceed 25 meshes.

(3) Mesh shall be not less than 5 inches.

(4) Web material must be no finer than 210/30 denier nylon which is regular seine thread size number 12, or 0.048 inches in diameter. [Order 77-147, § 220-48-095, filed 12/16/77; Order 76-148, § 220-48-095, filed 12/2/76.]

WAC 220-48-096 Set net—Dogfish—Seasons. It shall be lawful to take, fish for or possess dogfish and other species of bottomfish, except halibut, salmon and shellfish, taken with set net gear for commercial purposes in the following Puget Sound Marine Fish-Shellfish Areas during the seasons provided hereinafter in each respective area:

Areas 20A and 20B – November 1 through June 15

Areas 21A – March 1 through April 15

Areas 21B, 22A and 22B are closed the entire year.

All other Puget Sound Marine Fish-Shellfish Areas are open the entire year. [Order 77-147, § 220-48-096, filed 12/16/77; Order 76-148, § 220-48-096, filed 12/2/76.]

WAC 220-48-100 Seasons—Other bottomfish gears. (1) It shall be lawful to take, fish for and possess bottomfish taken with set line and bottomfish pot gear in the following Puget Sound Marine Fish-Shellfish Areas during seasons provided for hereinafter in each respective area.

Areas 27A, 27B, and 27C – April 1 through November 30.

All other areas – the entire year.

(2) It shall be lawful to take, fish for and possess bottomfish taken with troll lines, hand lines, and jigger gear in the following Puget Sound Marine Fish-Shellfish Areas during seasons provided for hereinafter in each respective area:

Area 23 – the entire year.

All other Puget Sound Marine Fish-Shellfish Areas – April 1 through November 30.

(3) It shall be lawful to take, fish for and possess bottomfish with drag seine gear for commercial purposes in the following Puget Sound Marine Fish-Shellfish Areas during the seasons hereinafter designated in each respective area:

Areas 28A, 28B, 28C and 28D – January 1 through May 14

All other areas – September 15 through May 14. [Order 77-147, § 220-48-100, filed 12/16/77; Order 76-148, § 220-48-100, filed 12/2/76; Order 1193, § 220-48-100, filed 3/4/75; Order 758, § 4 (part), filed 10/16/67; subsection 1 from Order 543, filed 3/20/62; Orders 398 and 256, filed 3/1/60; subsection 2 from Order 371, filed 3/1/60; subsection 3 from Orders 350 and 256, filed 3/1/60.]

Chapter 220-49 WAC

PUGET SOUND COMMERCIAL BAIT FISH

WAC

- 220-49-011 Herring, candlefish, anchovy and pilchard fishing—Lawful gear—Drag seine.
- 220-49-012 Herring, candlefish, anchovy and pilchard fishing—Purse seine.
- 220-49-013 Herring, candlefish, anchovy and pilchard fishing—Dip bag net.
- 220-49-014 Lampara.
- 220-49-015 Herring, candlefish, anchovy and pilchard fishing—Brush weir.
- 220-49-016 Herring, candlefish, anchovy and pilchard fishing—Gill net.
- 220-49-017 Herring, candlefish, anchovy and pilchard fishing—Otter trawl.
- 220-49-020 Seasons—Lawful gear—Purposes.
- 220-49-021 Herring, candlefish, anchovy and pilchard fishing—Weekly periods.
- 220-49-022 Herring, candlefish, anchovy and pilchard fishing—Special provisions—Closed areas.
- 220-49-023 Quotas and reporting.
- 220-49-024 Herring, candlefish, anchovy and pilchard fishing—Live boxes—Identification.
- 220-49-025 Herring, candlefish, anchovy, and pilchard fishing—Identification—Herring fishing vessel.
- 220-49-026 Herring, candlefish, anchovy, and pilchard fishing—Identification—Herring buyer.
- 220-49-055 Smelt fishing—Lawful gear.
- 220-49-056 Smelt fishing—Seasons.
- 220-49-057 Smelt fishing—Weekly periods.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 220-49-001 Herring, candlefish, anchovy and pilchard fishing—Area 1. [Order 1105, § 220-49-001, filed 12/28/73.] Repealed by Order 76-148, filed 12/2/76.
- 220-49-002 Herring, candlefish, anchovy and pilchard fishing—Area 2. [Order 1105, § 220-49-002, filed 12/28/73.] Repealed by Order 76-148, filed 12/2/76.
- 220-49-003 Herring, candlefish, anchovy and pilchard fishing—Area 3. [Order 1105, § 220-49-003, filed 12/28/73.] Repealed by Order 76-148, filed 12/2/76.
- 220-49-004 Herring, candlefish, anchovy and pilchard fishing—Area 4. [Order 1105, § 220-49-004, filed 12/28/73.] Repealed by Order 76-148, filed 12/2/76.
- 220-49-040 Smelt fishing—Area 1. [Order 1105, § 220-49-040, filed 12/28/73.] Repealed by Order 76-158, filed 12/29/76.
- 220-49-041 Smelt fishing—Area 2. [Order 1105, § 220-49-041, filed 12/28/73.] Repealed by Order 76-158, filed 12/29/76.

- 220-49-042 Smelt fishing—Area 3. [Order 1105, § 220-49-042, filed 12/28/73.] Repealed by Order 76-158, filed 12/29/76.
- 220-49-043 Smelt fishing—Area 4. [Order 1105, § 220-49-043, filed 12/28/73.] Repealed by Order 76-158, filed 12/29/76.
- 220-49-044 Smelt fishing—Area 5. [Order 1105, § 220-49-044, filed 12/28/73.] Repealed by Order 76-158, filed 12/29/76.
- 220-49-045 Smelt fishing—Area 6. [Order 1105, § 220-49-045, filed 12/28/73.] Repealed by Order 76-158, filed 12/29/76.
- 220-49-046 Smelt fishing—Area 7. [Order 1105, § 220-49-046, filed 12/28/73.] Repealed by Order 76-158, filed 12/29/76.
- 220-49-047 Smelt fishing—Area 8. [Order 1105, § 220-49-047, filed 12/28/73.] Repealed by Order 76-158, filed 12/29/76.
- 220-49-048 Smelt fishing—Area 9. [Order 1105, § 220-49-048, filed 12/28/73.] Repealed by Order 76-158, filed 12/29/76.
- 220-49-049 Smelt fishing—Area 10. [Order 1105, § 220-49-049, filed 12/28/73.] Repealed by Order 76-158, filed 12/29/76.
- 220-49-060 Perch fishing—Season. [Order 1105, § 220-49-060, filed 12/28/73.] Repealed by Order 77-147, filed 12/16/77.
- 220-49-061 Perch fishing—Lawful gear. [Order 1105, § 220-49-061, filed 12/28/73.] Repealed by Order 77-147, filed 12/16/77.
- 220-49-062 Perch fishing—Incidental catch. [Order 1105, § 220-49-062, filed 12/28/73.] Repealed by Order 77-147, filed 12/16/77.

WAC 220-49-011 Herring, candlefish, anchovy and pilchard fishing—Lawful gear—Drag seine. Lawful DRAG SEINE gear in the Puget Sound Herring, Candlefish, Anchovy and Pilchard fishery shall not exceed 350 feet in length or contain meshes less than 1/2 inch stretch measure. [Order 1105, § 220-49-011, filed 12/28/73.]

WAC 220-49-012 Herring, candlefish, anchovy and pilchard fishing—Purse seine. Lawful purse seine gear in the Puget Sound herring, candlefish, anchovy, and pilchard fishery shall not exceed 600 feet in length or contain meshes less than 1/2-inch stretch measure, except that in Areas 20A, 20B, 21A, and 21B, lawful purse seine gear shall not exceed 1,650 feet in length. [Order 76-148, § 220-49-012, filed 12/2/76; Order 1105, § 220-49-012, filed 12/28/73.]

WAC 220-49-013 Herring, candlefish, anchovy and pilchard fishing—Dip bag net. Lawful DIP BAG NET gear in the Puget Sound Herring, Candlefish, Anchovy and Pilchard fishery shall not exceed 18 feet square or 18 feet in diameter. [Order 1105, § 220-49-013, filed 12/28/73.]

WAC 220-49-014 Lampara. Lawful lampara gear in the Puget Sound herring, candlefish, anchovy and pilchard fishery shall not exceed 200 feet in length or contain meshes less than 1/2-inch stretch measure. [Order 77-14, § 220-49-014, filed 4/15/77; Order 1105, § 220-49-014, filed 12/28/73.]

WAC 220-49-015 Herring, candlefish, anchovy and pilchard fishing—Brush weir. Lawful BRUSH WEIR gear in the Puget Sound Herring, Candlefish, Anchovy

and Pilchard fishery shall be constructed according to written specifications approved in advance by the Director of Fisheries. Such specifications shall include conditions under which such gear may be operated. [Order 1105, § 220-49-015, filed 12/28/73.]

WAC 220-49-016 Herring, candlefish, anchovy and pilchard fishing—Gill net. Lawful gill net gear in the Puget Sound herring, candlefish, anchovy and pilchard fishery shall not exceed 720 feet (120 fathoms) in length or contain meshes less than 2-1/4 inch stretch measure. [Order 76-148, § 220-49-016, filed 12/2/76; Order 1105, § 220-49-016, filed 12/28/73.]

WAC 220-49-017 Herring, candlefish, anchovy and pilchard fishing—Otter trawl. Lawful OTTER TRAWL gear in the Puget Sound herring, candlefish, anchovy and pilchard fishery may contain meshes of any size. [Order 1105, § 220-49-017, filed 12/28/73.]

WAC 220-49-020 Seasons—Lawful gear—Purposes. It shall be unlawful to take, fish for or possess for commercial purposes herring, candlefish, anchovy or pilchards in Puget Sound except during lawful seasons, with lawful gear and for such purposes as provided for hereinafter in each respective fishing area:

(1) Areas 20A, 20B, 21A, and 21B.

(a) Closed March 1 through April 15 to all commercial fishing gear.

(b) Open April 16 through May 31, with purse seine, lampara, dip bag net, and gill net, except as provided in WAC 220-49-021.

(c) Open June 1 through August 31 with drag seine, purse seine, lampara, and dip bag net for bait and human consumption only.

(d) Open September 1 through February 28 with drag seine, purse seine, lampara, and dip bag net for any purposes except sac-roe.

(2) Areas 22A, 22B, and 23 – Open entire year with drag seine, purse seine, lampara, and dip bag net for human consumption or bait only.

(3) Areas 24A, 24B, 25A, 25B, 26A, 26B, 26C, 26D, 27A, 27B, 27C, 28A, 28B, 28C, and 28D – Open entire year, with drag seine, lampara, or dip bag net, for human consumption or bait only. [Order 76-148, § 220-49-020, filed 12/2/76; Order 1105, § 220-49-020, filed 12/28/73.]

WAC 220-49-021 Herring, candlefish, anchovy and pilchard fishing—Weekly periods. It shall be unlawful to take, fish for or possess herring, candlefish, anchovy or pilchards in Areas 20A, 20B, 21A, and 21B from April 15 to May 31, except during weekly periods and daily hours hereinafter designated:

(1) Weekly periods: Monday, Tuesday, and Thursday.

(2) Daily hours: 8:00 AM to 6:00 PM on open days. [Order 76-148, § 220-49-021, filed 12/2/76; Order 1193, § 220-49-021, filed 3/4/75; Order 1105, § 220-49-021, filed 12/28/73.]

WAC 220-49-022 Herring, candlefish, anchovy and pilchard fishing—Special provisions—Closed areas.

It shall be unlawful to take, fish for or possess herring, candlefish, anchovy, or pilchards for commercial purposes except with dip bag net gear from the following areas during the following closed seasons:

(1) Areas closed entire year:

(a) Waldron Island – Cowlitz Bay inside of a line from Sandy Point to Point Disney, and the small bay on the east side of the island.

(b) Stuart Island – Reid Harbor.

(c) Swinomish Channel – Waters between the highway bridge at LaConner and a line drawn across the channel at a right angle to the thread of the channel at the northeast end of the LaConner boat basin.

(2) Areas closed February 1 to April 30:

(a) Orcas Island – East Sound north of a line running due west from Cascade Bay, and West Sound.

(b) San Juan Island – Roche Harbor, Wescott Bay, and Mosquito Pass.

(c) Lopez Island – Mud Bay and Hunter Bay.

(d) Homes Harbor.

(e) Skagit Bay east of Deception Pass bridge and north of a line from Strawberry Point to Point Brown.

(f) Hood Canal south of a line true east from Hazel Point and north of a line from Triton Head to Tekiu Point (including Dabob Bay and Quilcene Bay).

(g) Quartermaster Harbor.

(h) Gig Harbor.

(i) Wollochet Bay.

(j) Totten Inlet.

(3) Areas closed February 1 through March 30:

(a) Discovery Bay.

(b) Sequim Bay.

(c) Port Townsend.

(d) Kilisut Harbor.

(e) Port Gamble.

(f) Hood Canal east of a line from Ayres Point to Union.

(g) Padilla Bay south of a line from the lighted buoy at Capsante Bluff, Anacortes, to the Southeast Point of Guemes Island to William Point. [Order 76-148, § 220-49-022, filed 12/2/76; Order 1105, § 220-49-022, filed 12/28/73.]

WAC 220-49-023 Quotas and reporting. (1) It shall be unlawful to take, fish for or have in possession for commercial purposes herring, candlefish, anchovy, or pilchards in Areas 20A and 20B from September 1 through February 28 after a quota of 2,500 tons has been taken.

(2) It shall be unlawful to take, fish for or have in possession for commercial purposes herring, candlefish, anchovy or pilchards in Areas 21A and 21B from September 1 through February 29 after a quota of 2,500 tons has been taken.

(3) It shall be unlawful for the original receiver of herring taken from Puget Sound Herring Fishing Areas 20A, 20B, 21A, and 21B during the period April 16 through May 31 to fail to report each calendar day's receipts by noon of the following day to the Washington Department of Fisheries, Olympia, Washington; telephone (206) 753-6637.

(4) It shall be unlawful for original buyer of herring to process or resell such herring until after the herring have been landed at a shore station. [Order 77-147, § 220-49-023, filed 12/16/77; Order 77-14, § 220-49-023, filed 4/15/77; Order 76-148, § 220-49-023, filed 12/2/76; Order 1193, § 220-49-023, filed 3/4/75; Order 1105, § 220-49-023, filed 12/28/73.]

WAC 220-49-024 Herring, candlefish, anchovy and pilchard fishing—Live boxes—Identification. All herring, candlefish, anchovy and pilchard live boxes or other devices for holding live bait shall have attached thereto the name and boat license numbers of the owner in plainly legible letters not less than 3 inches in height, clearly visible above the waterline. In the case of licensed dealers and boathouse operators the owner's name or corporation name and dealer's license number shall be displayed as described above. It shall be unlawful to fail to identify live boxes as prescribed in this section. [Order 1105, § 220-49-024, filed 12/28/73.]

WAC 220-49-025 Herring, candlefish, anchovy, and pilchard fishing—Identification—Herring fishing vessel. It shall be unlawful for any person to operate a fishing vessel engaged in a lawful herring sac-roë fishery without displaying a herring validation pennant above the deckhouse and readily visible from both sides of the vessel. Said pennant shall be furnished to any person who has in his possession a validated commercial herring license as provided for in RCW 75.28.410 and 75.28.420, by the Washington State Department of Fisheries. [Order 76-148, § 220-49-025, filed 12/2/76; Order 76-26, § 220-49-025, filed 1:45 P.M., 4/20/76.]

WAC 220-49-026 Herring, candlefish, anchovy, and pilchard fishing—Identification—Herring buyer. It shall be unlawful for any wholesale dealer or fish buyer, who is the original receiver, to purchase any herring, taken during a lawful herring sac-roë fishery, without displaying a herring buyer's pennant. When the receipt of sac-roë herring takes place on a vessel, tender, or barge, the "buyer's pennant" must be displayed above the house and readily visible from both sides of the vessel. When herring are received at a shore station, the "buyer's pennant" must be displayed in a prominent place in the buying station. Said pennant shall be furnished by the Washington State Department of Fisheries. [Order 76-148, § 220-49-026, filed 12/2/76; Order 76-26, § 220-49-026, filed 1:45 P.M., 4/20/76.]

WAC 220-49-055 Smelt fishing—Lawful gear. It shall be unlawful to take, fish for or possess smelt for commercial purposes in Puget Sound except with such lawful gear as follows:

(1) HAND DIP NET gear in the Puget Sound smelt fishery shall not exceed 36 inches across the frame.

(2) DRAG SEINE gear in the Puget Sound smelt fishery shall not exceed 350 feet in length or contain meshes less than 1/2 inch stretch measure.

(3) PURSE SEINE gear in the Puget Sound smelt fishery shall not exceed 350 feet in length or contain meshes less than 1/2 inch stretch measure.

(4) GILL NET gear in the Puget Sound smelt fishery shall not exceed 350 feet in length or contain meshes less than 1-1/4 inch stretch measure. [Order 1105, § 220-49-055, filed 12/28/73.]

WAC 220-49-056 Smelt fishing—Seasons. It shall be unlawful during any open season to take, fish for or possess smelt for commercial purposes in Puget Sound except during the following seasons:

- (1) Area 21A – July 25 to April 30.
- (2) Area 22B – December 1 to April 30.
- (3) Areas 24A and 24B – July 1 to April 30.
- (4) Area 25A – October 15 to April 30.
- (5) Areas 26C, 27B, 27C, 28C, and 28D – October 1 to April 30.
- (6) Areas 28A and 28B – September 1 to April 30.
- (7) All other areas open the entire year. [Order 76-148, § 220-49-056, filed 12/2/76; Order 76-26, § 220-49-056, filed 1:45 P.M., 4/20/76; Order 1105, § 220-49-056, filed 12/28/73.]

WAC 220-49-057 Smelt fishing—Weekly periods. It shall be unlawful during any open season to take or fish for smelt for commercial purposes in Puget Sound except from 8:00 a.m. Sunday to 8:00 a.m. Friday and it shall be unlawful to possess smelt taken during such closed period. [Order 1105, § 220-49-057, filed 12/28/73.]

Chapter 220-52 WAC SHELLFISH

WAC

220-52-010	Clams—Unlawful acts.
220-52-015	Clams—Lawful acts.
220-52-018	Clams—Gear.
220-52-019	Geoduck clams—Gear.
220-52-01901	Validations.
220-52-020	Clams—Puget Sound—Seasons and areas.
220-52-030	Clams—Coastal—Seasons and areas.
220-52-040	Crab fishery—Lawful and unlawful.
220-52-043	Crab fishery—Gear.
220-52-046	Crab fishery—Seasons and areas.
220-52-050	Shrimp fishery—Lawful and unlawful.
220-52-053	Shrimp fishery—Seasons—Areas and gear.
220-52-060	Crawfish fishery.
220-52-063	Octopus fishery.
220-52-066	Squid fishery.
220-52-069	Scallop fishery.
220-52-071	Sea cucumbers.
220-52-073	Sea urchins.
220-52-074	Sea urchins—Areas and seasons.

WAC 220-52-010 Clams—Unlawful acts. (1) It shall be unlawful to take, dig for or possess geoduck clams for commercial purposes provided that it shall be lawful to take, dig for and possess geoduck clams for commercial purposes as provided in WAC 220-52-019.

(2) It shall be unlawful to take, dig for or possess clams taken for commercial purposes within the boundaries of any state park located on tidewater.

(3) It shall be unlawful to take oysters or clams for commercial purposes from tidelands reserved for public use.

(4) It shall be unlawful to take from any building, scow, boat, live-box, container, trap, net or vehicle any caught or impounded shellfish with intent to deprive the rightful owner of such shellfish.

(5) All geoduck and mechanical clam harvester vessels shall be issued an identification number. This number will be placed in a visible location on each side of the vessel and on the top of the cabin or deck awning to be visible from the air. A sign board or banner arranged so the numbers can be seen at all times from directly overhead may be substituted if the vessel does not have a fixed roof. The numbers shall be black on a white background and shall be not less than 18 inches high and of proportionate width.

(6) It shall be unlawful for a commercial clam digger to harvest clams from intertidal ground without having on his person a signed authorization from the licensed clam farmer for whom he is harvesting. The digger will also be required to have suitable personal identification with him when engaged in clam harvesting. The authorization from the licensed clam farmer must be legible, dated and must contain the date on which the authorization expires, provided that in no instance may the authorization go beyond the end of any calendar year. The authorization must additionally contain the name of each bay or area where the licensed clam farmer has owned or leased ground from which the named clam digger is authorized to harvest. [Order 77-145, § 220-52-010, filed 12/13/77; Order 1258, § 220-52-010, filed 8/25/75; Order 857, § 220-52-010, filed 12/11/69; Order 807, § 220-52-010, filed 1/2/69, effective 2/1/69; subsections 1, 3-5, Orders 414, 256, filed 3/1/60; subsection 2, Orders 443, 256, filed 3/1/60.]

WAC 220-52-015 Clams—Lawful acts. It shall be lawful to take oysters or clams for commercial purposes from the state oyster reserves only upon permission of the director of fisheries. [Order 807, § 220-52-015, filed 1/2/69, effective 2/1/69; Orders 414, 256, filed 3/1/60.]

WAC 220-52-018 Clams—Gear. It shall be unlawful to take, dig for or possess clams or mussels taken for commercial purposes from any of the tidelands in the state of Washington except with a pick, mattock, fork or shovel operated by hand; provided, that permits for the use of mechanical clam digging devices may be obtained from the director of fisheries subject to the following conditions:

(1) Any or all types of mechanical devices used in the taking or harvesting of shellfish must be approved by the director of fisheries.

(2) A separate permit shall be required for each and every device and the permit shall be attached to the specific unit at all times.

(3) All types of clams to be taken for commercial use must be of legal size and in season during the proposed operations unless otherwise provided in specially authorized permits for the transplanting of seed to growing areas or for research purposes.

(4) The holder of a permit to take shellfish from tidelands by mechanical means shall limit operations to privately owned or leased land.

(5) The taking of clams from bottoms under navigable water below the level of mean lower low water by any mechanical device shall be prohibited except as authorized by the director of fisheries. Within the enclosed bays and channels of Puget Sound, Strait of Juan de Fuca, Grays Harbor and Willapa Harbor, the operators of all mechanical devices shall confine their operations to bottoms leased from the Washington Department of Natural Resources, subject to the approval of the director of fisheries. The harvesting of shellfish from bottoms of the Pacific Ocean westward from the western shores of the state shall not be carried out in waters less than two fathoms deep at mean lower low water. In said waters more than two fathoms deep the director of fisheries may reserve all or certain areas thereof and prevent the taking of shellfish in any quantity from such reserves established on the ocean bottoms.

(6) The operator shall keep an accurate log of operations indicating location, time of digging, species and quantities of clams, and other pertinent data in regard to production and operations as requested by the department of fisheries. This log shall be available to agents of the department of fisheries at all times.

(7) Noncompliance with any part of these regulations or with special requirements of individual permits will result in immediate cancellation of and/or subsequent nonrenewal of all permits held by the operator.

(8) Applications must be made on the forms provided by the department of fisheries and permits must be in the possession of the operator before digging commences.

(9) All permits to take or harvest shellfish by mechanical means shall expire on December 31 of the year of issue.

(10) All mechanical clam harvesting machines must have approved instrumentation that will provide deck readout of water pressure.

(11) Effective July 1, 1977, all mechanical clam harvest machines must have approved instrumentation that will provide deck readout of:

- (a) Depth of cut.
- (b) Harvest head angle with bottom.

(12) All clam harvest machines operating on intertidal grounds where less than 10% of the substrate material is above 500 microns in size must be equipped with a propeller guard suitable for reducing the average propeller wash velocity at the end of the guard to approximately 25% of the average propeller wash velocity at the propeller. The propeller guard must also be positioned to provide an upward deflection to propeller wash.

(13) Clam harvest machines operating in fine substrate material where less than 10% of the substrate material is above 500 microns in size, shall have a maximum harvest head width of 3 feet (overall) and the maximum pump volume as specified by the department of fisheries commensurate with the basic hydraulic relationship of 828 gpm at 30 pounds per square inch, pressure to be measured at the pump discharge.

(14) Clam harvest machines operating in coarser substrate material where more than 10% of the substrate material is above 500 microns in size, shall have a maximum harvest head width of 4 feet (overall) and a maximum pump volume as specified by the department of fisheries commensurate with a basic hydraulic relationship of 1,252 gpm at 45 pounds per square inch, pressure to be measured at the pump discharge.

(15) All clam harvest machine operators must submit accurate performance data showing revolutions per minute, gallons per minute, and output pressure for the water pump on their machine. In addition, they shall furnish the number and sizes of the hydraulic jets on the machines. If needed, the operator shall thereafter modify the machine (install a sealed pressure relief valve) as specified by the department of fisheries to conform with values set forth in either WAC 220-52-018(12) or WAC 220-52-018(13). Thereafter, it shall be illegal to make unauthorized changes to the clam harvester water pump or the hydraulic jets. Exact description of the pump volume, maximum pressure and number and size of the hydraulic jet for each harvester machine shall be included in the department of fisheries' clam harvest permit. All existing clam harvest machines must complete the needed steps to comply with the provisions of this regulation no later than July 1, 1976.

(16) All clam harvest machines shall be equipped with a 3/4-inch pipe thread tap and valve that will allow rapid coupling of a pressure gauge for periodic testing by enforcement personnel.

(17) Each mechanical clam harvester must have controls so arranged and situated near the operator which will allow the operator to immediately cut off the flow of water to the jet manifold without affecting the capability of the vessel to maneuver. [Order 76-152, § 220-52-018, filed 12/17/76; Order 1258, § 220-52-018, filed 8/25/75; Order 807, § 220-52-018, filed 1/2/69, effective 2/1/69. Formerly WAC 220-52-010(2).]

WAC 220-52-019 Geoduck clams—Gear. (1) It shall be unlawful to take, fish for or possess geoduck clams taken for commercial purposes from any of the tidelands of the state of Washington; provided, that pursuant to RCW 75.24.100, validations for the use of hand-held manually operated water jet or suction devices for harvesting geoduck clams for commercial purposes may be obtained from the director of fisheries subject to the following conditions:

(a) All harvesting methods and types of water jet and suction devices used in the taking or harvesting of geoduck clams must be approved by the director of fisheries prior to their use, except that water jet devices meeting the following requirements are approved for use:

(i) The water jet must have an automatic spring-triggered shutoff valve or a manual valve capable of being operated from full flow to completely off within one-half turn.

(ii) The device shall consist of not more than one jet, the nozzle of which shall not exceed 5/8 inch inside diameter.

(2) One geoduck validation must be physically present on board the harvest vessel for each and every geoduck

harvest nozzle license in use. It is the responsibility of the lease holder to issue validations only to divers authorized to harvest on the lessee's tract or tracts. It is the responsibility of the lease holder to ensure that the required number of validations are on board the harvesting vessel engaged in geoduck harvesting.

(3) It shall be unlawful for any commercial geoduck harvester engaged in the geoduck fishery to fail to maintain an accurate log and is the obligation of each commercial geoduck harvester to obtain the appropriate log from the Washington Department of Fisheries. The number of geoducks must be recorded at the end of each day's fishing, weights must be recorded upon landing or sale of the geoducks. The geoduck harvest log must be kept aboard the vessel while the vessel is engaged in geoduck harvest or has geoducks aboard. The department's copy of the completed geoduck log must be submitted to the department at the end of each calendar month and at termination of commercial geoduck fishing, whichever occurs first.

(4) A separate license is required for each and every harvest head in actual operation.

(5) It shall be lawful to harvest geoducks only from one-half hour before sunrise to one-half hour after sunset.

(6) It shall be unlawful to harvest geoduck clams with any instrument that penetrates the skin, neck or body of the geoduck.

(7) It shall be unlawful to retain any shellfish other than geoduck clams during geoduck harvesting operations unless the operator is licensed for the taking of clams other than geoduck clams as provided for in RCW 75.24.100.

(8) It shall be unlawful for a geoduck lease holder to operate more than six geoduck harvest nozzles at any one time on a single geoduck tract at any given time. It shall be the responsibility of the lease holder to assure that no more than six nozzles are used.

(9) At all times when geoduck harvest is occurring, copies of the official geoduck tract map and complete tract boundary identification documents or photographs as issued by the department of natural resources for the specific tract must be on board the vessel.

(10) No processing of geoducks is permitted on board the harvest vessel.

(11) It shall be unlawful to take, fish for or possess geoduck clams except within boundaries of subtidal tracts leased from the department of natural resources for geoduck harvest. It shall be unlawful to harvest from bottoms which are shallower than 10 feet below mean lower low water (0.0 feet), or which lie in areas bounded by the line of ordinary high tide (mean high tide), and a line 1/4-mile seaward from and parallel to said line of ordinary high tide. [Order 77-65, § 220-52-019, filed 8/5/77 and 8/25/77; Order 76-152, § 220-52-019, filed 12/17/76; Order 76-26, § 220-52-019, filed 1:45 p.m., 4/20/76; Order 1258, § 220-52-019, filed 8/25/75; Order 857, § 220-52-019, filed 12/11/69.]

WAC 220-52-01901 Validations. (a) Numbered validations will be issued only to holders of valid subtidal

geoduck leases from the department of natural resources, and the validation will contain the identification of each tract held by the lease holder.

(b) The number of validations to be issued to each lease holder shall be determined by the director of fisheries based upon the number of individual geoduck tracts under lease, their total acreage, past geoduck production, present number of nozzle licenses held for the operation, and other factors as deemed appropriate by the director of fisheries.

(c) The number of geoduck validations held by the lease holder may be adjusted from time to time as deemed necessary by the director of fisheries and when changes in leases occur.

(d) The geoduck validation will expire at the end of each calendar year, provided that the director may issue temporary validations for restricted time periods. In the event a validation is lost, a new validation will be issued upon receipt of a signed affidavit from the lease holder attesting to the loss. Any request to assign or transfer a validation from one lease holder to another must be made in writing. No validation will be assigned or transferred without the written approval of the director of fisheries.

(e) The lease holder is held responsible for notifying each diver to whom he provides a validation of all the laws and regulations of the state of Washington Department of Fisheries pertaining to commercial geoduck harvest. The lease holder and/or diver may be held criminally or civilly liable for violation of the applicable rules and regulations of the department of fisheries. Any violations by either the lease holder and/or the diver can result in suspension and a cancellation of the validation subject to the holder's right to opportunity for a hearing as specified in chapter 34.04 RCW. The director of fisheries may refuse to issue a validation to any lease holder who has failed to comply with these regulations.

(f) Applications for geoduck validations must be made on forms provided by the department of fisheries. [Order 77-65, § 220-52-01901, filed 8/5/77 and 8/25/77.]

WAC 220-52-020 Clams—Puget Sound—Seasons and areas. (1) It shall be lawful to take, dig for or possess clams, cockles, borers, and mussels, not including geoduck clams, taken for commercial purposes from the tidelands of licensed clam farms in Puget Sound during the following seasons:

(a) Those tidelands lying west of the tip of Dungeness Spit from November 1 through March 31.

(b) Elsewhere on Puget Sound the entire year.

(2) It shall be unlawful to take, dig for or possess clams, cockles, borers and mussels taken for commercial purposes from the tidelands of the state of Washington except from licensed clam farms. [Order 807, § 220-52-020, filed 1/2/69, effective 2/1/69; subsections 1 and 2 from Order 679, filed 4/20/66; subsections 1, 1a, 2 from Orders 351 and 256, filed 3/1/60; subsection 1b from Order 605, filed 4/21/64; Orders 443 and 256, filed 3/1/60.]

WAC 220-52-030 Clams—Coastal—Seasons and areas. (1) It shall be lawful to take, dig for or possess clams, cockles, borers and mussels taken for commercial purposes, not including razor clams, from the tidelands of licensed clam farms in Grays Harbor and Willapa Harbor the entire year.

(2) It shall be lawful to take, dig for or possess razor clams taken for commercial purposes the entire year from that portion of Razor Clam Area No. 1, the detached Willapa Harbor spits lying north of the Leadbetter Channel, west of Ellen Sands and south of the Willapa Bay Ship Channel.

(3) It shall be unlawful to take, dig for or possess razor clams taken for commercial purposes from Razor Clam Areas 2 and 3.

(4) It shall be unlawful to take, dig for or possess razor clams taken for commercial purposes from that portion of Razor Clam Area No. 1 lying southerly of the Willapa Bay Leadbetter Channel.

(5) It shall be lawful to possess razor clams for commercial purposes for use within the state of Washington that are lawfully taken from within the boundaries of the Quinault Indian Reservation. [Order 807, § 220-52-030, filed 1/2/69, effective 2/1/69; Order 770 B, § 220-52-030, filed 2/15/68; Order 718, § 1, filed 1/26/67; subsection 1 from Order 679, filed 4/20/66; Orders 443 and 256, filed 3/1/60; subsection 2 from Order 673, filed 1/24/66; Order 631, filed 1/13/65; Order 599, filed 1/29/64; Order 566, filed 2/8/63; Order 540, filed 1/15/62; Order 524, filed 2/6/61; Order 510, filed 7/8/60; Order 508, filed 4/29/60; Order 506, filed 3/16/60; Orders 482 and 256, filed 3/1/60; subsection 3 from Order 673, filed 1/24/66; Order 599, filed 1/29/64; Orders 499 and 256, filed 3/1/60; subsection 4 from Order 599, filed 1/29/64; Order 567, filed 2/15/63; Order 524, filed 2/6/61; Order 506, filed 3/16/60; Orders 482 and 256, filed 3/1/60; subsection 5 from Order 673, filed 1/24/66.]

WAC 220-52-040 Crab fishery—Lawful and unlawful. (1) It shall be unlawful for any vessel geared or equipped with commercial net fishing gear to have aboard any quantity of crab while fishing with said gear or having commercially caught food fish or other species of shellfish aboard.

(2) Unless otherwise provided, it shall be unlawful to set, maintain, or operate any baited or unbaited shellfish pots or ring nets for taking crabs, for commercial purposes, in any area at any time when it is unlawful to take or fish for crabs for commercial purposes therein.

(3) It shall be unlawful for any person to take, or possess for commercial purposes female crabs, or crabs measuring less than 6-1/4 inches, caliper measurement, across the back immediately in front of the tips.

(4) It shall be unlawful for any person to take or fish for crabs for commercial purposes in Puget Sound with more than 100 shellfish pots or ring nets in the aggregate, and it shall be unlawful for any group of persons using the same vessel to take or fish for crabs for commercial purposes in Puget Sound with more than 100 shellfish pots or ring nets in the aggregate, provided it

shall be unlawful for any person, or group of persons using the same vessel, to take or fish for crabs for commercial purposes with more than 20 shellfish pots or ring nets in the aggregate within the waters of Dungeness Bay lying west of a line projected from the new Dungeness Light southward to the outermost end of the abandoned dock at the Three Crabs Restaurant on the southern shore of Dungeness Bay.

(5) Effective October 1, 1977, it shall be unlawful for any commercial crab fisherman engaged in the Puget Sound commercial crab fishery to fail to maintain an accurate fishing log, and it is the obligation of each Puget Sound commercial crab vessel operator to obtain the appropriate log from the Washington Department of Fisheries. The crab fishing log must be kept aboard the vessel while the vessel is engaged in crab fishing or has crab aboard. The department's copy of the crab log must be submitted to the department at the end of each calendar month and at the termination of commercial crab fishing, or at the end of the commercial crab fishing season, whichever comes first. [Order 77-145, § 220-52-040, filed 12/13/77; Order 76-152, § 220-52-040, filed 12/17/76; Order 76-26, § 220-52-040, filed 1:45 p.m., 4/20/76; Order 1045, § 220-52-040, filed 3/8/73; Order 807, § 220-52-040, filed 1/2/69, effective 2/1/69; subsections 1, 5, 6, from Orders 409 and 256, filed 3/1/60; subsection 2 from Orders 500 and 256, filed 3/1/60; subsection 3 from Order 528, filed 6/1/61; Order 525, filed 5/3/61; Order 507, filed 4/8/60; Orders 409 and 256, filed 3/1/60; subsection 4 from Order 528, filed 6/1/61; Order 525, filed 5/3/61; Orders 409 and 256, filed 3/1/60; subsection 7 from Orders 414 and 256, filed 3/1/60; subsection 8 from Orders 410 and 256, filed 3/1/60; subsection 9 from Order 409, filed 9/14/56.]

WAC 220-52-043 Crab fishery—Gear. (1) It shall be unlawful to take or fish for crabs for commercial purposes except with shellfish pots and ring nets.

(2) It shall be unlawful to use or operate any shellfish pot gear in the commercial crab fishery unless such gear meets the following requirements:

(a) Effective October 1, 1975 through September 30, 1979 shellfish pot gear must have one or more escape rings or ports, not less than 4-1/8 inches in diameter.

(b) Effective October 1, 1979 shellfish pot gear must have not less than two escape rings or ports not less than 4-1/4 inches in diameter.

(c) Escape rings or ports described above must be located in the upper half of the trap. [Order 77-145, § 220-52-043, filed 12/13/77; Order 1179, § 220-52-043, filed 11/19/74; Order 807, § 220-52-043, filed 1/2/69, effective 2/1/69. Formerly WAC 220-52-040(1).]

WAC 220-52-046 Crab fishery—Seasons and areas. It shall be unlawful to take, fish for or possess crabs for commercial purposes except during the lawful open seasons and areas as follows:

(1) Puget Sound Marine Fish-Shellfish Areas 27A, 27B, and 27C closed the entire year.

(2) All other Puget Sound Marine Fish-Shellfish Areas open October 1 through April 15, provided that it shall be unlawful to set any crab gear prior to 9:00 a.m. on the opening day of the season.

(3) Coastal, Grays Harbor, Willapa Harbor and Columbia River - January 1 through September 15.

(4) It shall be unlawful except from January 1 through September 15 to land or possess in the state of Washington, or to transport through state waters, any crabs taken for commercial purposes in the waters of the Pacific Ocean.

(5) It shall be unlawful to possess in the Columbia River district any crabs for commercial purposes taken in the waters of the Pacific Ocean and all coastal, Grays Harbor, Willapa Harbor, and Puget Sound fishing areas except during the lawful seasons for those areas. [Order 76-152, § 220-52-046, filed 12/17/76; Order 1179, § 220-52-046, filed 11/19/74; Order 1112, § 220-52-046, filed 4/15/74; Order 1057, § 220-52-046, filed 5/22/73; Order 920, § 220-52-046, filed 5/13/71; Order 807, § 220-52-046, filed 1/2/69, effective 2/1/69. Formerly WAC 220-52-040(2), (3), (4) and (9).]

WAC 220-52-050 Shrimp fishery—Lawful and unlawful. (1) It shall be unlawful for any commercial shrimp fisherman to possess any quantity of shrimp exceeding 10 percent by weight or number which is undersized or unmarketable. Unmarketable or undersized shrimp shall be defined as including any size or species of shrimp unacceptable to the market for human consumption.

(2) It shall be unlawful for any commercial shrimp vessel operators engaged in the shrimp fishery to fail to maintain an accurate fishing log and it is the obligation of each commercial shrimp vessel operator to obtain the appropriate log from the Washington Department of Fisheries. The shrimp fishery log must be kept aboard the vessel while the vessel is engaged in shrimp fishing or has shrimp aboard. The department's copy of the shrimp log must be submitted to the department at the end of each calendar month and at termination of commercial shrimp fishing or the end of the commercial shrimp fishing season, whichever comes first.

(3) It shall be unlawful for any commercial shrimp vessel operator to fail to show the shrimp log to agents of the department of fisheries upon request.

(4) It shall be unlawful for any person to take or fish for shrimp for commercial purposes in Puget Sound with more than 100 shellfish pots, and it shall be unlawful for any group of persons using the same vessel to take or fish for shrimp for commercial purposes in Puget Sound with more than 100 shellfish pots; provided, it shall be unlawful for any person, or for any group of persons using the same vessel, to take or fish for shrimp for commercial purposes with more than 75 shellfish pots in Puget Sound Marine Fish-Shellfish Area 28B as described in WAC 220-22-400.

(5) It shall be unlawful to operate or set any baited or unbaited shellfish pots for taking of shrimp for commercial purposes in any area or at any time that it is unlawful to take or fish for shrimp for commercial purposes therein. [Order 76-152, § 220-52-050, filed

12/17/76; Order 76-26, § 220-52-050, filed 1:45 p.m., 4/20/76; Order 1242, § 220-52-050, filed 8/7/75, effective 9/16/75; Order 1179, § 220-52-050, filed 11/19/74; Order 1112, § 220-52-050, filed 4/15/74; Order 945, § 220-52-050, filed 8/16/71; Order 807, § 220-52-050, filed 1/2/69, effective 2/1/69; subsections 1, 5, 6 from Orders 414 and 256, filed 3/1/60; subsection 2 from Orders 420 and 256, filed 3/1/60; subsection 3 from Order 525, filed 5/3/61; Orders 414 and 256, filed 3/1/60; subsection 7 from Order 525, filed 5/3/61.]

WAC 220-52-053 Shrimp fishery—Seasons—Areas and gear. (1) It shall be lawful during the period May 15 through September 15 of each year to take, fish for and possess shrimp taken for commercial purposes with shellfish pot gear in the waters of Puget Sound: *Provided*, That all waters of Hood Canal southerly of the Hood Canal floating bridge and Carr Inlet inside and northerly of a line projected from Penrose Point to Green Point shall remain closed except as specifically provided for by emergency regulation.

(2) It shall be lawful during the period April 15 through October 15 of each year to take, fish for and possess shrimp taken for commercial purposes with beam trawl gear in any Puget Sound marine fish-shellfish area described in WAC 220-22-400 except in Puget Sound marine fish-shellfish areas 27A, 27B, 27C, 28A, 28B, 28C, 28D, and other waters when closed to otter and beam trawling as provided in WAC 220-48-090.

(3) It shall be unlawful at any time to take or fish for shrimp for commercial purposes with otter trawl gear in the waters of Puget Sound.

(4) It shall be lawful the entire year to take, fish for and possess shrimp for commercial purposes with shrimp trawl, beam trawl or shellfish pot gear in or from the coastal waters of the state of Washington and the adjoining waters of the Pacific Ocean.

(5) It shall be unlawful to possess for commercial purposes in the state of Washington any fresh shrimp taken from the waters of the Pacific Ocean off the Oregon coast from October 16 through March 31 of the following year.

(6) Effective with the beginning of the 1979 Hood Canal shrimp season, it shall be unlawful to take, fish for, or possess shrimp taken for commercial purposes with shellfish pot gear in the waters of Hood Canal southerly of the Hood Canal floating bridge unless such gear meets the following requirements:

(a) The top, bottom and at least one-half of the area of the sides of the shellfish pots shall have the minimum mesh size defined below.

(b) The minimum mesh size for shrimp pots is defined as a square or rectangular mesh such that the distance between the inside of one knot or corner to the inside of the next adjacent knot or corner shall be no less than 7/8 of an inch provided that the shortest inside diagonal of each mesh shall be no less than 1-1/8 inches.

(7) It shall be unlawful to take, fish for, or possess shrimp taken for commercial purposes in the waters of

Hood Canal southerly of the Hood Canal floating bridge that are less than two hundred feet in depth. [Order 77-145, § 220-52-053, filed 12/13/77; Order 76-148, § 220-52-053, filed 12/2/76; Order 1242, § 220-52-053, filed 8/7/75, effective 9/16/75; Order 1049, § 220-52-053, filed 4/11/73; Order 1047, § 220-52-053, filed 3/28/73; Order 1045, § 220-52-053, filed 3/8/73; Order 945, § 220-52-053, filed 8/16/71; Order 807, § 220-52-053, filed 1/2/69, effective 2/1/69. Formerly WAC 220-52-050 (1), (2), (3), (4) and (7).]

WAC 220-52-060 Crawfish fishery. (1) It shall be unlawful to take, fish for or possess crawfish for commercial purposes from waters of the state of Washington without first obtaining and having in possession a commercial crawfish permit from the director of fisheries and it shall be unlawful to fail to comply with any of the provisions of a commercial crawfish permit and with the following regulations.

(2) It shall be lawful to take, fish for and possess crawfish for commercial purposes only in those waters specified and with no more than the number of shellfish pots specified in the commercial crawfish permit issued by the director of fisheries.

(3) It shall be unlawful to take, fish for or possess crawfish for commercial purposes with gear other than shellfish pots.

(4) It shall be unlawful to take, fish for or possess crawfish for commercial purposes from the waters of the state of Washington except from the first Monday in May through October 31; provided that it shall be lawful to take, fish for and possess crawfish for commercial purposes in Washington waters of the Columbia River downstream from the mouth of the Walla Walla River from April 1 through October 31.

(5) It shall be unlawful to take, fish for or possess crawfish for commercial purposes less than 3-1/4 inches in length from the tip of the rostrum (nose) to the tip of the tail and all undersize crawfish and female crawfish with eggs or young attached to the abdomen must be immediately returned unharmed to the waters from which taken: It shall be unlawful for crawfish fishermen to fail to sort and return illegal crawfish to the waters from which taken immediately after the crawfish are removed from the shellfish pot and prior to lifting additional pots from the water.

(6) It shall be unlawful for crawfish fishermen to discard into any water of the state any crawfish bait.

(7) It shall be unlawful to plant or place in the waters of the state any crawfish imported from any other state or country without prior written approval of the director of fisheries.

(8) It shall be unlawful for any crawfish fisherman to fail to submit a crawfish catch log as specified in the provisions of the commercial crawfish permit issued by the director of fisheries.

(9) It shall be unlawful to engage in culture of crawfish for commercial purposes without having obtained a Crawfish Culture Permit from the director of fisheries, and it shall be unlawful to fail to comply with any provisions of the Crawfish Culture Permit.

(10) Commercial crawfish harvest permits will be issued only in those "waters" where fishing will not conflict with high-density residential or recreational areas provided that no permit will be issued in areas where developed parks encompass more than one-half of the water shoreline. In areas where developed parks encompass less than one-half of the water shoreline, fishing will not be permitted within 1/4 mile of the park shoreline.

(11) Commercial crawfish harvest permits will be issued to restrict the number of crawfish pots per fisherman per lake, reservoir, pond, river, slough, or stream as follows:

- (a) Under 10 acres – no commercial harvest.
- (b) Between 10 and 25 acres – 50 pots.
- (c) Between 25 and 400 acres – 100 pots.
- (d) Over 400 acres – 200 pots.

Provided that permits issued and number of pots allowed for individual fishermen will not exceed a maximum total of 400 pots per individual fisherman.

(12) The department of fisheries shall fix the maximum number of pots to be permitted in any given body of water. Once the permitted maximum number of pots for any given body of water has been reached, no further permits will be issued. Permits will be issued on a first-come, first-serve basis consistent with all other regulations concerning issuance of commercial crawfish harvest permits. [Order 76-26, § 220-52-060, filed 1:45 p.m., 4/20/76; Order 945, § 220-52-060, filed 8/16/71; Order 807, § 220-52-060, filed 1/2/69, effective 2/1/69; subsections 1-7, Orders 414 and 256, filed 3/1/60.]

WAC 220-52-063 Octopus fishery. (1) It shall be lawful at any time to take or fish for octopus for commercial purposes with shellfish pot or ring net gear in any of the waters of the state of Washington.

(2) It shall be lawful to take or fish for octopus for commercial purposes with otter trawl or beam trawl gear in such areas and during such times as it may be lawful to take or fish for bottom fish.

(3) It shall be unlawful to possess any octopus mutilated in the process of its fishing or taking. [Order 807, § 220-52-063, filed 1/2/69, effective 2/1/69. Formerly WAC 220-52-060(2), (3) and (4).]

WAC 220-52-066 Squid fishery. (1) It shall be lawful at any time to take or fish for squid for commercial purposes with drag seine gear not exceeding 350 feet in length and having meshes of not less than 1-1/4 inches stretch measure, or with dip bag net and shellfish pot gear.

(2) It shall be lawful to retain for commercial purposes squid or inkfish taken incidental to any other types of fish. [Order 807, § 220-52-066, filed 1/2/69, effective 2/1/69. Formerly WAC 220-52-060(5) and (6).]

WAC 220-52-069 Scallop fishery. (1) It shall be lawful at any time to take or fish for scallops for commercial purposes with otter trawl or beam trawl gear, provided that it shall be unlawful at any time to take or possess rock scallop of the species *Hinnites multriugosus*.

[Order 807, § 220-52-069, filed 1/2/69, effective 2/1/69. Formerly WAC 220-52-060(7).]

WAC 220-52-071 Sea cucumbers. (1) It shall be lawful to take, fish for and possess sea cucumbers for commercial purposes with dip bag net gear the entire year and with trawl gear in areas open to bottom fish trawling except as provided in subsection (2).

(2) It shall be unlawful to harvest sea cucumbers for commercial purposes within one-half mile of the shorelines of San Juan Island and Henry Island.

(3) It shall be unlawful for any commercial sea cucumber harvester engaged in the commercial sea cucumber fishery to fail to maintain an accurate fishing log and is the obligation of each commercial sea cucumber harvester to obtain the appropriate log from the department of fisheries. The approximate number of sea cucumbers shall be entered in the log before leaving the sea cucumber bed where taken, and exact weight must be recorded upon landing or sale. The sea cucumber harvest log must be kept aboard the vessel while the vessel is engaged in sea cucumber harvest or has sea cucumbers aboard. The department's copy of the completed sea cucumber harvest log must be submitted to the department at the end of each calendar month or at termination of commercial sea cucumber fishing, whichever comes first.

(4) It shall be unlawful to harvest sea cucumbers for commercial purposes from one-half hour after sunset to one-half hour before sunrise. [Order 77-145, § 220-52-071, filed 12/13/77; Order 77-65, § 220-52-071, filed 8/5/77; Order 1105, § 220-52-071, filed 12/28/73; Order 990, § 220-52-071, filed 5/11/72.]

WAC 220-52-073 Sea urchins. (1) It shall be unlawful to take, fish for or possess sea urchins for commercial purposes except using dip bag net gear.

(2) It shall be unlawful to take, fish for or possess sea urchins for commercial purposes except by divers using hand-operated equipment that does not penetrate the shell.

(3) It shall be unlawful to take sea urchins for commercial purposes in waters shallower than 10 feet below mean lower low water.

(4) It shall be lawful to utilize sea urchins as prescribed in this section for purposes other than human consumption or bait.

(5) It shall be unlawful to take, fish for or possess for commercial purposes, purple urchins at any time.

(6) It shall be unlawful to take, fish for or possess red sea urchins smaller than the minimum size of 3.75 inches or larger than the maximum size of 5.5 inches measured at the largest diameter of the shell, caliper measurement, exclusive of the spines.

(7) It shall be unlawful to take, fish for or possess sea urchins for commercial purposes at any time in the following areas:

(a) San Juan Channel and Upright Channel within the following lines: North of a line from Cattle Point on San Juan Island to Davis Point on Lopez Island; south of a line projected from Flat Point true west to Shaw

Island; west of a line from Neck Point on Shaw Island to Steep Point on Orcas Island and south of a line from Steep Point to Limestone Point on San Juan Island.

(b) Within one-quarter mile north and one-half mile south of Eagle Point on San Juan Island.

(c) Within one-quarter mile in any direction of Green Point on the East end of Spieden Island.

(d) Within one-quarter mile of Gull Reef located between Johns Island and Spieden Island.

(e) Within one-half mile of Portage Head in marine fish-shellfish area 59.

(f) Within one-quarter mile of Tatoosh Island.

(g) Within one-quarter mile in any direction of Lime Kiln Light on the west shore of San Juan Island.

(h) The area that lies southerly of a line projected true west from a point one-fourth mile north of Pile Point on the west shore of San Juan Island and northerly of a line projected true west from the boundary marker located approximately one-half mile southerly of the east headland of False Bay on San Juan Island.

(i) Within one-quarter mile in any direction of the boundary marker located on the west shore of San Juan Island at a latitude of 48° 29.8' north and longitude of 123° 07.6' west. (Located approximately 1.5 miles south of Lime Kiln Light; locally known as Edwards Reef.)

(8) It shall be unlawful for any commercial sea urchin harvester engaged in the commercial sea urchin fishery to fail to maintain an accurate fishing log and is the obligation of each commercial sea urchin harvester to obtain the appropriate log from the Washington department of fisheries. The approximate number of sea urchins shall be entered in the log before leaving the sea urchin bed where taken, and exact weight must be recorded upon landing or sale. The sea urchin harvest log must be kept aboard the vessel while the vessel is engaged in sea urchin harvest or has sea urchins aboard. The department's copy of the completed sea urchin harvest log must be submitted to the department at the end of each calendar month and at termination of commercial sea urchin fishing, or at the end of the sea urchin season whichever comes first.

(9) It shall be unlawful to take, fish for or possess sea urchins for commercial purposes without having a number, which has been assigned by the department of fisheries, placed in a visible location on each side of each vessel and on the top in a manner to be clearly visible from the side or from the air. The letters and numbers shall be black on white and shall be not less than 18 inches high and of proportionate width.

(10) It shall be unlawful to harvest sea urchins for commercial purposes from one-half hour after sunset to one-half hour before sunrise.

(11) No processing of sea urchins is permitted aboard the harvest vessel.

(12) It shall be unlawful to take, fish for, or possess sea urchins for commercial purposes except for use as human food unless a written permit is obtained from the director of fisheries. [Order 77-145, § 220-52-073, filed 12/13/77; Order 76-152, § 220-52-073, filed 12/17/76; Order 1105, § 220-52-073, filed 12/28/73; Order 990, § 220-52-073, filed 5/11/72.]

WAC 220-52-074 Sea urchin—Areas and seasons. It shall be unlawful to take, fish for or possess sea urchins for commercial purposes except during the following times and in the following areas:

(1) September 15 through March 1:

(a) That portion of Puget Sound marine fish-shellfish area 20B located within one-quarter nautical mile of the shoreline of Stuart and Satellite Islands.

(b) That portion of Puget Sound marine fish-shellfish area 22A that lies southerly of a line from Lime Kiln light on the west shore of San Juan Island and northerly of a line projected true west from a point one-fourth mile north of Pile Point on the west shore of San Juan Island except for those areas closed in WAC 220-52-073(7).

(2) September 1 through April 30:

(a) That portion of Puget Sound marine fish-shellfish area 23 that lies east of a line projected true north from the state highway 112 bridge over the West Twin River.

(3) Coastal marine fish-shellfish areas 58 and 59, except those portions closed in WAC 220-52-073, open the entire year. [Order 77-145, § 220-52-074, filed 12/13/77; Order 76-152, § 220-52-074, filed 12/17/76.]

Chapter 220-56 WAC

PERSONAL USE FISHERY

WAC

220-56-010	Definitions.
220-56-013	Definitions—Bag limit code definitions.
220-56-019	Definitions—River mouth definitions.
220-56-020	Definitions—Lawful and unlawful provisions.
220-56-021	Definitions—Hook regulations—Fresh water angling.
220-56-022	Definitions—Special fishery—Elderly and handicapped persons.
220-56-023	Salmon catch record cards.
220-56-030	Definitions—Possession limits—Food fish other than salmon.
220-56-040	Definitions—Shellfish—Possession limits.
220-56-050	General provisions.
220-56-060	General provisions—Personal use fishery—Areas and seasons—Salmon.
220-56-063	General provisions—Saltwater seasons and bag limits.
220-56-064	Special provisions—Saltwater seasons and bag limits.
220-56-065	Personal-use fishery—Areas and seasons—Other food fish and shellfish.
220-56-070	General provisions—Smelt—Areas and seasons.
220-56-071	General provisions—Halibut—Season.
220-56-072	General provisions—Shad and sturgeon areas and seasons.
220-56-073	General provisions—Sturgeon—Snake River.
220-56-074	General provisions—Sturgeon—Area—Bonneville Dam.
220-56-080	General provisions—Clams—Areas and seasons.
220-56-082	General provisions—Crab—Areas and seasons.
220-56-084	General provisions—Shrimp—Areas and seasons.
220-56-086	General provisions—Oysters—Areas and seasons.
220-56-088	General provisions—Shellfish gear—Unlawful.
220-56-090	General provisions—Sea cucumbers.
220-56-092	General provisions—Sea urchins.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-56-016	Definitions—Season code definitions. [Order 806, § 220-56-016, filed 12/20/68, effective 1/20/68; Formerly (10) of WAC 220-56-010.] Repealed by Order 77-71, filed 8/18/77.
220-56-066	Personal use fishery—Fresh water seasons and bag limits. [Order 866, § 220-56-066, filed 6/12/70; Order 858, § 220-56-066, filed 1/14/70; Order 806, § 220-56-066, filed 12/20/68, effective 1/20/69; Formerly (3) of WAC 220-56-060.] Repealed by Order 77-71, filed 8/18/77. See WAC 220-57-001 through 220-57-105.

WAC 220-56-010 Definitions. "Personal-use possession" and "daily bag limits" are defined as the numbers or pounds of food fish or shellfish which may be taken in a single day or held in possession at one time, unless otherwise provided.

A "single hook" is defined as a hook having a single point or barb; a "double hook" as a hook having two points or barbs on a common shank; and a "treble hook" as a hook having three points or barbs on a common shank.

(3) A "lure" is defined as any object made of animal, vegetable or mineral materials which has attached thereto one or more hooks and is used as bait while angling for food fish.

(4) The term "processed fish" is defined as salmon or other food fish which has been processed by heat for human consumption as kippered, smoked, or canned fish and is exclusive of iced, frozen, or salted fish.

(5) The term "fresh fish" is defined as salmon or other food fish which has not been processed by heat for human consumption and is inclusive of iced, frozen, or salted fish.

(6) "Hook and line" or "angling" shall be identical in meaning and, except for the provision noted below, shall be defined as the use of not more than one line with one lure in the act of fishing for personal use and not for sale or barter, to be attached to a pole held in hand while landing fish, or the use of a hand-operated line without rod or reel, to which may be attached not more than one lure. NOTE: In freshwater, or from shore, piers and jetties in saltwater, angling shall also be defined as the use of not more than one line with not more than two natural baits, with one single hook per natural bait.

(7) The term "snag or snagging" is defined as any method of taking or attempting to take food fish with one or more hooks in such a manner that the fish does not take the hook or hooks voluntarily in its mouth.

(8) The term "underwater spearfishing" is defined as any method of taking or attempting to take food fish by using any object or objects to impale or hook fish while the fisherman is swimming or floating in the water.

(9) The term "bow and arrow fishing" is defined as any method of taking, or attempting to take, food fish by the use of an arrow equipped with a barbed head and a line attached, and propelled by a bow, as in the sport of archery, while the fisherman is above the surface of the water.

(10) The term "natural bait" is defined as a lure consisting of an animal or part of an animal with one single hook.

(11) The term "Marine Area Code Numbers" is defined as the catch area for the Salmon Catch Record Card. The following is a list of the catch areas:

(a) Area 1 (Ilwaco): west of the Megler-Astoria Bridge – north to Leadbetter Point.

(b) Area 2 (Westport-Ocean Shores): from Leadbetter Point north to the Queets River.

(c) Area 3 (La Push): from the Queets River north to Cape Alava.

(d) Area 4 (Neah Bay): from Cape Alava north and inside Juan de Fuca Strait to the Sekiu River.

(e) Area 5 (Sekiu and Pillar Point): from mouth of Sekiu River east to Low Point, mouth of the Lyre River.

(f) Area 6 (East Juan de Fuca Strait): from Low Point east to the Partridge Point-Point Wilson line north to the line from Trial Island (near Victoria, B.C.) – Navigation Buoy BW "R" – Smith Island-Point Colville-Langley Point and west of the 77 Line fronting Deception Pass.

(g) Area 7 (San Juan Islands): all marine waters north of the Trial Island Line described under Area 6 to the United States-Canadian boundary.

(h) Area 8 (Deception Pass, Hope and Camano Islands): the 77 Line east through Deception Pass, including all waters east of Whidbey Island to Mukilteo-Columbia Beach Line.

(i) Area 9 (Admiralty Inlet): all waters inside and south of the Partridge Point-Point Wilson Line and the Mukilteo-Columbia Beach Line to Hood Canal Bridge and the Apple Cove Point-Edwards Point Line.

(j) Area 10 (Seattle-Bremerton): from the Apple Cove Point-Edwards Point Line to the north tip of Vashon Island (east-west).

(k) Area 11 (Tacoma-Vashon Island): from the north tip of Vashon Island to the Tacoma Narrows Bridge.

(l) Area 12 (Hood Canal): all waters south of the Hood Canal Bridge.

(m) Area 13 (South Puget Sound): all waters south of the Tacoma Narrows Bridge. [Order 77-3, § 220-56-010, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-56-010, filed 3/15/76, effective 5/1/76; Order 858, § 220-56-010, filed 1/14/70; Order 806, § 220-56-010, filed 12/20/68, effective 1/20/69; Order 767, § 2, filed 12/22/67; Order 717, § 1 (part), filed 12/21/66; subsections 1, 2 from Orders 356, 256, filed 3/1/60; subsections 3 and 7 from Order 525, filed 5/3/61; Orders 356, 256, filed 3/1/60; subsections 4 and 5 from Orders 391 and 256, filed 3/1/60; subsection 6 from Order 507, filed 4/13/60; subsection 8 from Order 630, filed 12/2/64.] See WAC 220-56-013, 220-56-016, and 220-56-019.

WAC 220-56-013 Definitions—Bag limit code definitions. (1) **Code A:** In waters having this code designation, the bag limit in any one day is six salmon not less than 10 inches in length, not more than two of which may exceed 24 inches in length. The possession limit is the same as the daily bag limit.

(2) **Code B:** In waters having this code designation, the bag limit in any one day is six salmon not less than 10 inches in length, not more than two of which may

exceed 20 inches in length. The possession limit is the same as the daily bag limit.

(3) **Code C:** In waters having this code designation, the bag limit in any one day is six salmon not less than 10 inches or more than 24 inches in length. The possession limit is the same as the daily bag limit.

(4) **Code D:** In waters having this code designation, the bag limit in any one day is six salmon not less than 10 inches or more than 20 inches in length. The possession limit is the same as the daily bag limit.

(5) **Code E:** In waters having this code designation, the bag limit in any one day is three salmon. Chinook salmon must be not less than 24 inches in length and other salmon must be not less than 16 inches in length. The possession limit at any one time shall not exceed the equivalent of two daily bag limits in any form.

(6) **Code H:** In waters having this code designation, the bag limit in any one day is three salmon. Chinook salmon must be not less than 20 inches in length but there is no minimum size limit for other salmon. The possession limit at any one time shall not exceed the equivalent of two daily bag limits in any form.

(7) **Code I:** In waters having this code designation, the bag limit in any one day is 12 salmon, not less than 6 inches in length or an aggregate daily catch of 12 salmon and other fish not exceeding 6 pounds and 1 fish. The possession limit shall be the same as the daily catch limit. Salmon angling catch record card is not required. [Order 77-3, § 220-56-013, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-56-013, filed 4/5/76; Order 76-14, § 220-56-013, filed 3/15/76 and 3/24/76, effective 5/1/76; Order 1116, § 220-56-013, filed 4/30/74; Order 1101, § 220-56-013, filed 11/14/73, effective 1/1/74; Order 1039, § 220-56-013, filed 12/22/72; Order 910, § 220-56-013, filed 12/28/70; Order 806, § 220-56-013, filed 12/20/68, effective 1/20/69. Formerly (9) of WAC 220-56-010.]

WAC 220-56-019 Definitions—River mouth definitions. When pertaining to food fish angling, unless otherwise defined, any reference to the mouths of rivers or streams shall be construed to include those waters of any river or stream including sloughs and tributaries upstream and inside of a line projected between the outermost uplands at the mouth. The term "outermost upland" shall be construed to mean those lands not covered by water during an ordinary high tide. The following river mouths are hereby otherwise defined:

Abernathy Creek – Highway 4 Bridge.

Bear River – Highway 101 Bridge.

Bone River – Highway 101 Bridge.

Chehalis River – U.P. Railway Bridge in Aberdeen.

Chinook River – The tide gates at the Highway 101 Bridge.

Columbia River – Line from inshore end of the north jetty to the knuckle of the south jetty.

Cowlitz River – A line running true north and south through Red Day Beacon No. 6.

Duwamish River – First Avenue South Bridge.

Elk River – Highway 105 Bridge.

Entiat River – Highway 97 Bridge.

Germany Creek – Highway 4 Bridge.
 Hoquiam River – Highway 101 Bridge.
 Humptulips River – Highway 109 Bridge.
 Johns River – Highway 105 Bridge.
 Lake Washington Ship Canal – Line 400 feet below the fish ladder at the Chittendon Locks.
 Lewis River – A straight line running from Austin Point through the Warrior Rock Range Front south across the Lewis River to the opposite shore.
 Methow River – Highway 97 Bridge.
 Mill Creek – Highway 4 Bridge.
 Naselle River – Highway 101 Bridge.
 North Nemah River – Line from markers approximately 1/2 mile below the Highway 101 Bridge.
 Niawiakum River – Highway 101 Bridge.
 North River – Highway 105 Bridge.
 Palix River – Highway 101 Bridge.
 Puyallup River – 11th Street Bridge.
 Samish River – The Samish Island Bridge (Bayview-Edison Road).
 Sammamish River – Kenmore Highway Bridge.
 Skagit River (North Fork) – A line projected from the white monument on the easterly end of Ika Island to the terminus of the jetty with McGlenn Island.
 Skagit River (South Fork) – A line projected from the flashing red four-second navigational light true north to its intersection with the old jetty shown on U.S.C.G.S. chart No. 6450.
 Skamokawa Creek – Highway 4 Bridge.
 Snohomish River – Great Northern Railway Bridges crossing main river and sloughs.
 South Nemah River – Lynn Point 117 degrees true to the opposite shore.
 Tucannon River – State Highway 261 Bridge.
 Washougal River – A straight line from the Crown Zellerbach pumphouse southeasterly across the Washougal River to the east end of the Highway 14 Bridge near the upper end of Lady Island.
 Wenatchee River – lower most Burlington Northern Railroad bridge immediately downstream from Highway 97.
 White Salmon River – Highway 14 Bridge.
 Little White Salmon River – At boundary markers on river bank downstream from the federal salmon hatchery.
 Willapa River – Highway 101 Bridge.
 Wind River – Highway 14 Bridge.
 Yakima River – Highway 240 Bridge.

[Order 76-14, § 220-56-019, filed 4/5/76; Order 76-14, § 220-56-019, filed 3/15/76, effective 5/1/76; Order 1186, § 220-56-019, filed 1/13/75; Order 978, § 220-56-019, filed 12/10/71; Order 910, § 220-56-019, filed 12/28/70; Order 867, § 220-56-019, filed 6/16/70; Order 858, § 220-56-019, filed 1/14/70; Order 806, § 220-56-019, filed 12/20/68, effective 1/20/69. Formerly (11) of WAC 220-56-010.]

WAC 220-56-020 Definitions—Lawful and unlawful provisions. (1) It shall be unlawful for any one person to use more than one line with one lure at any one time while angling for food fish for personal use; provided, that it shall be lawful to use two natural baits per line when angling for food fish in saltwater from shore, jetties, or docks and except as provided in subsection (2) and WAC 220-56-021.

(2) It shall be unlawful for any person to take, fish for or possess food fish for personal use by any means other than angling with one line attached to a pole held in hand while landing the fish or with a hand-operated line without rod or reel not utilizing power to retract the line in either case; provided, that while angling for food fish in the Strait of Juan de Fuca east of the mouth of the Sekiu River, Georgia Strait, the San Juan Islands and Puget Sound it shall be lawful to use:

- (a) Two lines with one lure per line.
- (b) One line with two lures per line.

(3) It shall be lawful to take, fish for and possess herring, candlefish, pilchards, anchovies and smelt taken for personal use with rake, hand dip net gear not exceeding 36 inches across the bag frame and jigger gear having not more than three treble or nine single hooks. Bait fish jigger gear as defined herein is considered as one lure.

(4) It shall be lawful to take, fish for and possess bottomfish taken for personal use with jigger gear having not more than three hooks.

(5) It shall be lawful to take, fish for and possess in any quantity carp taken for personal use by angling or spearing or with bow and arrow.

(6) It shall be lawful to take, dig for and possess clams, cockles, and mussels taken for personal use by hand or with hand-operated forks, picks, mattocks and shovels, and with cylindrical cans or tubes; provided, it shall be unlawful to maim, injure or attempt to capture a geoduck by thrusting any instrument through its siphon or to possess only the siphon or neck portion of a geoduck.

(7) It shall be lawful to take, fish for and possess crabs, shrimp, and crawfish taken for personal use by hand or with hand dip nets, ring nets, shellfish pots and any hand-operated instrument that will not penetrate the shell; provided, it shall be unlawful to use more than two ring nets, two shellfish pots or one ring net and one shellfish pot at any one time.

(8) It shall be lawful to take, fish for and possess oysters and scallops taken for personal use by hand or with any hand-operated instrument.

(9) It shall be lawful to take, fish for and possess squid taken for personal use by hand or with hand dip net gear, and octopus may be taken by hand or any instrument which will not penetrate or mutilate the body.

(10) It shall be unlawful to take, fish for or possess salmon for personal use by angling from a boat or any other floating device in that portion of the Cowlitz River from a point 400 feet below the Cowlitz Salmon Hatchery Barrier Dam to the mouth of Mill Creek.

(11) It shall be lawful to take, fish for and possess food fish except salmon or crabs, taken for personal use in saltwater with underwater spearfishing gear commonly used in the sport of "skin diving"; provided, that it

shall be unlawful to take, fish for or possess lingcod taken with underwater spearfishing gear from the waters of Puget Sound and Hood Canal lying southerly of lines drawn from Olele Point to Bush Point and from Possession Point true east to the mainland from December 1 through March 31.

(12) It shall be lawful to take, fish for and possess food fish, except salmon, shad, sturgeon, and shellfish, for personal use in marine waters by bow and arrow fishing, unless otherwise restricted.

(13) It shall be unlawful to take, fish for or possess salmon or sturgeon taken for personal use in all freshwater areas with the exception of the Columbia River, Chehalis River, Snake River, Willapa River and the Duwamish River downstream of the First Avenue South Bridge from one hour after official sunset to one hour before official sunrise.

(14) It shall be unlawful to possess in the field for any purpose any salmon and other food fish in such a condition that its size or weight cannot be determined, if a size or weight limit is prescribed for said species.

(15) It shall be unlawful for any person while angling for food fish to fail to keep his angling gear under his direct and immediate physical control.

(16) Oysters taken for personal use from the waters or beaches of the State of Washington must be shucked before removing oysters from the intertidal zone and the shells replaced on the tidelands at the approximate tide level from which originally taken and it shall be unlawful for any person to fail to do so.

(17) It shall be unlawful for any person to take, fish for or possess for personal use any female Dungeness crabs, and it shall be unlawful to take, fish for or possess any male Dungeness crabs which measure less than 6 inches horizontally across the back (caliper measurement) immediately in front of the points.

(18) It shall be unlawful to possess in the field any crab or parts thereof without retaining the back shell.

(19) It is unlawful for any person to possess more than his lawful limit of oysters.

(20) It shall be unlawful for any person using shellfish traps for personal-use shellfishing to allow said traps to become uncovered by water.

(21) It shall be unlawful for any person digging hard-shell clams for personal use to fail to fill in holes created during the digging operation. Beach terrain must be returned to approximately its original condition by clam diggers before leaving the scene. Broken clams must be retained as part of the bag limit. [Order 77-3, § 220-56-020, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-56-020, filed 3/15/76, effective 5/1/76; Order 1186, § 220-56-020, filed 1/13/75; Order 1101, § 220-56-020, filed 11/14/73, effective 1/1/74; Order 1039, § 220-56-020, filed 12/22/72; Order 978, § 220-56-020, filed 12/10/71 and 12/17/71; Order 910, § 220-56-020, filed 12/28/70; Order 866, § 220-56-020, filed 6/12/70; Order 858, § 220-56-020, filed 1/14/70; Order 806, § 220-56-020, filed 12/20/68, effective 1/20/69; Order 720, § 1, filed 2/1/67; Order 717, § 1 (part), filed 12/21/66; subsection 1 from Order 525, filed 5/3/61; Order 507, filed 4/13/60; subsections 2 and 11 from Order 569, filed 4/11/63; subsection 3

from Order 527, filed 5/16/61; Orders 356 and 256, filed 3/1/60; subsection 4 from Orders 356 and 256, filed 3/1/60; subsections 6, 7, 8, 9 from Order 525, filed 5/3/61; Orders 356 and 256, filed 3/1/60; subsection 7 amended by Order 635, filed 3/31/65; subsection 10 from Order 672, filed 12/28/65; subsection 11 amended by Order 630, filed 12/2/64.] See WAC 220-56-023.

WAC 220-56-021 Definitions—Hook regulations—Fresh water angling. (1) Nonbuoyant lures: Lures that do not have enough buoyancy to float in freshwater must have no more than one single hook and that hook must not exceed 3/4 inch from point to shank.

(2) Buoyant lures: Lures that have enough buoyancy to float in freshwater may have any number of hooks.

(3) No leads, weights or sinkers may be attached below the lure or less than 12 inches above the lure.

(4) It shall be unlawful to take, fish for or possess salmon in the areas listed below with nonbuoyant lures unless they meet the requirements for nonbuoyant lures as defined in subsection (1):

Columbia River – From marker one mile upstream from mouth of Spring Creek at Ringold Pond downstream to the Richland-Pasco Highway 410 Bridge; and, during the period September 1 through October 15, those north bank Columbia River waters below Spring Creek National Fish Hatchery, from boundary marker at Broughton Mill east to the Federal fishery marker located downriver from the Spring Creek fishway.

Coweman River

Cowlitz River upstream from the mouth of Toutle River

Dungeness River

Elokomin River

Grays River

Icicle River (May 30 through June 30)

Kalama River upstream from Interstate 5 Bridge

Klickitat River

Lewis River (North Fork)

Lewis River (East Fork) upstream from Interstate 5 Bridge

North Nemah River

Salmon Creek (Clark County)

Samish River

Sammamish River (Slough)

Satsop River upstream from the mouth of Cook Creek

Stillaguamish River

Toutle River

Washougal River

White Salmon River (September 1 through October 15)

Wind River

[Order 77-3, § 220-56-021, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-56-021, filed 3/15/76, effective 5/1/76; Order 1186, § 220-56-021, filed 1/13/75; Order 1101, § 220-56-021, filed 11/14/73, effective 1/1/74; Order 978, § 220-56-021, filed 12/10/71; Order 910, § 220-56-021, filed 12/28/70.]

WAC 220-56-022 Definitions—Special fishery—Elderly and handicapped persons. (1) Budd Inlet

at Olympia: Waters of Budd Inlet at Olympia south of the Fourth Avenue Bridge are closed to food fish angling at all times, except from the Special Fishing Float. All anglers must possess an identification card from the Olympia Parks and Recreation Department. Youths 12 years of age or younger when accompanied by a responsible adult, persons 65 years of age or older, blind people and other physically or mentally handicapped people (as judged eligible by Olympia Parks and Recreation Department) may angle for food fish from the Special Fishing Float immediately below Capitol Lake Dam the entire year.

(2) Daily bag limit: B - female chinook must be released.

(3) Gear and hook restrictions as defined in WAC 220-56-021 for freshwater areas shall apply for this special fishery. [Order 77-3, § 220-56-022, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-56-022, filed 4/5/76; Order 76-14, § 220-56-022, filed 3/15/76 and 3/24/76, effective 5/1/76; Order 910, § 220-56-022, filed 12/18/70.]

WAC 220-56-023 Salmon catch record cards. It shall be unlawful for any person to take and possess salmon for personal use without first having obtained and in his possession a sport salmon catch record card except as described in WAC 220-69-237.

Any salmon angler, when obtaining a sport salmon catch record card shall completely, accurately, and legibly complete all information on the sport salmon catch record stub prior to detaching the sport salmon catch record punch card from the stub, and enter his name and address on the sport salmon catch record card.

(a) Immediately upon catching and possessing a salmon, the person catching the salmon shall remove from the punch card one punch for each such salmon and shall enter in the corresponding space the place, date of catch, and species, and it shall be unlawful to fail to do so.

(b) Every person possessing a sport salmon catch record punch card shall by January 31 of the year following the date of issuance return such card to the Department of Fisheries.

(c) Any person possessing a sport salmon catch record punch card shall upon demand of any law enforcement officer or authorized Fisheries Department employee exhibit said card to such officer or employee for inspection.

(d) A sport salmon catch record punch card shall not be transferred, borrowed, altered, or loaned to another person. [Order 77-121, § 220-56-023, filed 10/19/77; Order 76-153, § 220-56-023, filed 12/17/76; Order 910, § 220-56-023, filed 12/28/70; Order 806, § 220-56-023, filed 12/20/68, effective 1/20/69; Formerly (12) of WAC 220-56-020.]

WAC 220-56-030 Definitions—Possession limits—Food fish other than salmon. It shall be lawful, unless otherwise provided, for any one person to take in any one day or possess at any one time in the State of Washington the following quantities and sizes of food fish for personal use:

- 1. Lingcod ————— 3 fish.

- 2. Halibut ————— 2 fish.
- 3. Sturgeon ————— 3 fish not less than 36 inches nor more than 72 inches in length.
- 4. All species of rockfish (Sebastodes), true cod, sablefish (Black Cod) and greenling ————— 15 fish in the aggregate of all species.
- 5. Smelt, herring, candlefish, anchovies and pilchards ————— 20 pounds in the aggregate of all species.
- 6. All other food fish — No limit.

[Order 1186, § 220-56-030, filed 1/13/75; Order 1101, § 220-56-030, filed 11/14/73, effective 1/1/74; Order 717, § 1, (part), filed 12/21/66; subsection 1 from Order 525, filed 5/3/61; subsection 2 from Order 672, filed 12/28/65; Order 569, filed 4/11/63; Order 544, filed 4/13/62; Order 525, filed 5/3/61; Orders 457 and 256, filed 3/1/60; subsection 2(b) amended by Order 630, filed 12/2/64.]

WAC 220-56-040 Definitions—Shellfish—Possession limits. It shall be unlawful for any person to take in any one day or possess for personal use at any one time more than the following quantities and sizes of shellfish:

- (1) Cockles, borers and clams in the shell, except razor clams, geoduck clams and horse clams.
- (a) All areas except Willapa Bay, seven pounds in the aggregate not to exceed a count of forty clams.
- (b) Willapa Bay - clams and borers five pounds in the aggregate.
- (c) Willapa Bay - twenty-four cockles.
- (2) Razor clams: 15 clams.
- (3) Geoduck clams: 3 clams.
- (4) Horse clams: first 7 clams taken.
- (5) Oysters: 18 oysters.
- (6) Rock scallops: 12 scallops.
- (7) Sea scallops: 12 scallops (over 4 inches).
- (8) Common or pink scallops: 20 pounds or 10 quarts in the shell.
- (9) Shrimp: 10 pounds or 10 quarts in the shell.
- (10) Octopus: 2 octopus.
- (11) Abalone (Kamschatka): 5 abalone, minimum size limit 3-1/2 inches measured in horizontal line across the longest portion of the shell.
- (12) Crawfish: no limit.
- (13) Squid: no limit.
- (14) Sea cucumbers: 25 sea cucumbers.
- (15) Red sea urchins: 18 sea urchins.
- (16) Purple sea urchins: 18 sea urchins.
- (17) Green sea urchins: 36 sea urchins.
- (18) Dungeness crabs: 6 male crabs.
- (19) Red crabs: 18 crabs.
- (20) Blue mussels and sea mussels: 10 pounds in shell.

[Order 77-3, § 220-56-040, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-56-040(8), filed 4/5/76;

Order 76-14, § 220-56-040, filed 3/15/76, effective 5/1/76; Order 1186, § 220-56-040, filed 1/13/75; Order 1039, § 220-56-040, filed 12/22/72; Order 990, § 220-56-040, filed 5/11/72; Order 910, § 220-56-040, filed 12/28/70; Order 767, § 3, filed 12/22/67; Order 717, § 1 (part), filed 12/21/66; subsections 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13 from Order 525, filed 5/3/61; Orders 483 and 256, filed 3/1/60; subsection 2 from Order 525, filed 5/3/61; Order 506, filed 3/16/60; Order 569, subsection 4, filed 4/11/63; Order 525, filed 5/3/61; Orders 483 and 256, filed 3/1/60.]

WAC 220-56-050 General provisions. (1) The personal use possession limit of food fish shall include all fresh, frozen, canned and other processed fish in the immediate possession of an individual, together with fish held for him by a custom canner or processor, and fish consigned for him for processing, preserving, storing or transporting to a place other than where such food fish were taken.

(2) The possession limit for processed food fish shall not exceed the equivalent catch or possession limits of fresh fish.

(3) It shall be unlawful for any custom canner, or any person operating as a canner or processor of personal-use catches of food fish to accept, process or hold in the name of any individual more than his lawful possession limit.

(4) Custom cannery or processors of personal-use food fish or shellfish, resort operators and others who hold fish on their premises for sport fishermen, shall maintain accurate written accounts of such fish. These records shall be made available for inspection by the Department of Fisheries, and shall contain the name, signature and permanent address of the taker, the date and area of catch; the number, weight, species and date submitted for processing or holding and the final quantities processed by numbers of units.

(5) It shall be unlawful for any commercial fish dealer, cold storage plant operator, restaurant or hotel to store or have in possession any food fish or shellfish taken by any person for personal use, unless it is identified by tags attached bearing the names and addresses of the persons taking such food fish or shellfish.

(6) It shall be unlawful for any person taking food fish or shellfish for personal use to intermingle his catch or part of his catch with that of any duly licensed person taking food fish or shellfish for commercial purposes.

(7) Any species or quantity of food fish or shellfish taken for commercial purposes, when possessed by any person taking food fish or shellfish for personal use, or otherwise engaging in a personal-use fishery, shall be considered a part of the personal-use possession limit of the latter.

(8) It shall be unlawful for any person to catch, dig or possess the daily personal-use catch or bag limit of another person.

(9) It shall be unlawful to take, fish for or possess food fish or shellfish taken for personal use with the intent of wasting or destroying such food fish or shellfish, or to remove eggs from any salmon for the purpose of

using or preserving them for bait without retaining the carcass of the fish from which they were removed.

(10) It shall be unlawful to return any razor clams to the ocean beaches in a mutilated condition, and all razor clams taken for personal use shall be retained by the digger as a part of his possession limit; provided, it shall be unlawful for any person to destroy oysters or hard-shell clams taken from their natural beds by sorting and culling them on land or shore and leaving the culled oysters or hardshell clams there to die; but in all cases the culled oysters or hardshell clams must be returned to their beds.

(11) It shall be unlawful to possess in the field or transport for personal use any sturgeon from which either the head or tail or both have been removed.

(12) It shall be unlawful for any person taking smelt for personal use to fail to retain the first twenty pounds of smelt caught.

(13) The lawful total cumulative number of salmon or amounts of other food fish and shellfish possessed when taken from more than one area shall not exceed the daily catch or possession limit for a single area. [Order 1106, § 220-56-050, filed 1/10/74; Order 717, § 1, (part), filed 12/21/66; subsections 1, 3, 4-9 from Orders 356 and 256, filed 3/1/60; subsection 2 from Orders 391 and 256, filed 3/1/60; subsection 5 from Order 569, filed 4/11/63; Orders 356 and 256, filed 3/1/60; subsection 10 from Order 630, filed 12/2/64; Orders 429 and 256, filed 3/1/60; subsection 11 from Orders 453 and 256, filed 3/1/60; subsection 12 from Order 525, filed 5/3/61.]

WAC 220-56-060 General provisions—Personal use fishery—Areas and seasons—Salmon.

(1) It shall be unlawful to take, fish for or possess salmon and other food fish taken for personal use in those waters lying within one mile below any fish rack, fishway, dam or other artificial or natural obstruction, either temporary or permanent, unless otherwise provided.

(2) It shall be lawful to take, fish for or possess salmon and other food fish in waters outside of or downstream from the following described lines and as provided in WAC 220-56-019:

(a) Hood Canal: a radius of one hundred feet from the confluence of Finch Creek with tidewater adjacent to the Hood Canal Salmon Hatchery.

(b) Sinclair Inlet: a line fifty yards from the pierhead line of the Puget Sound Naval Shipyard at Bremerton.

(c) Budd Inlet: the Fourth Avenue Bridge at Olympia except as provided in WAC 220-56-022.

(d) Shilshole Bay: a line 400 feet below the fish ladder at the Chittendon Locks.

(e) Chinook River: the tide gate at the Highway 101 Bridge. [Order 978, § 220-56-060, filed 12/10/71; Order 910, § 220-56-060, filed 12/28/70; Order 867, § 220-56-060, filed 6/16/70; Order 858, § 220-56-060, filed 1/14/70; Order 806, § 220-56-060, filed 12/20/68, effective 1/20/69; Order 767, §§ 4, 5, filed 12/22/67; Order 717, § 1, (part), filed 12/21/66; subsection 1 from Orders 356 and 256, filed 3/1/60; subsection 2 from Order 672, (part), filed 12/28/65; Order 635, (part), filed 3/31/65; Order 630, filed 12/2/64;

Order 569, filed 4/11/63; Order 543, filed 3/20/62; Order 525, filed 5/3/61; Order 511, filed 6/27/60; Order 507, filed 4/13/60; Orders 356 and 256, filed 3/1/60; subsection 3 from Order 569, filed 4/11/63; Orders 429 and 256, filed 3/1/60; subsection 4 from Order 569, filed 4/11/63; Orders 356 and 256, filed 3/1/60; subsection 5 from Order 672, (part), filed 12/28/65; Order 630, (part), filed 12/2/64; Order 569, filed 4/11/63; Order 525, filed 5/3/61; Orders 391, 384, 383, and 256, filed 3/1/60; subsection 6 from Order 630, filed 12/2/64; subsections 7, 14 from Orders 356 and 256, filed 3/1/60; subsection 8 from Order 672, (part), filed 12/28/65; Order 630, (part), filed 12/2/64; Order 543, filed 3/20/62; Order 507, filed 4/13/60; Orders 404 and 256, filed 3/1/60; subsection 9 from Orders 404 and 256, filed 3/1/60; subsection 10 from Order 569, filed 4/11/63; Orders 476 and 256, filed 3/1/60; subsection 11 from Orders 417 and 256, filed 3/1/60; subsection 12 from Order 630, filed 12/2/64; Order 569, filed 4/11/63; Orders 455 and 256, filed 3/1/60; subsection 13 from Order 543, filed 3/20/62; Order 507, filed 4/13/60; Orders 452 and 256, filed 3/1/60; subsection 15 from Order 569, filed 4/11/63; Orders 356 and 256, filed 3/1/60; subsection 16 from Orders 357 and 256, filed 3/1/60; subsection 17 from Order 672, filed 12/28/65; Order 543, filed 3/20/62; Orders 400 and 256, filed 3/1/60; subsection 18 from Order 544, filed 4/3/62; Order 525, filed 5/3/61; Order 507, filed 4/13/60; Orders 502 and 256, filed 3/1/60; subsections 19 and 20 from Order 630, filed 12/2/64; Order 507, filed 4/13/60; Orders 452 and 256, filed 3/1/60; subsection 21 from Order 672, filed 12/28/65; Order 569, filed 4/11/63; Order 507, filed 4/13/60; subsection 22 from Order 672, filed 12/28/65; Order 630, filed 12/2/64; subsection 23 from Order 525, filed 5/3/61; Order 507, filed 4/13/60.] Later promulgation, see WAC 220-56-063 and 220-56-066.

WAC 220-56-063 General provisions—Salt water seasons and bag limits. It shall be unlawful to take, fish for or possess salmon taken by angling for personal use except from the following areas, during the seasons, in the quantities, sizes and for the species designated in this section and as defined in the bag limit codes in WAC 220-56-170:

(1) Puget Sound (including Hood Canal), Gulf of Georgia, San Juan Islands and Strait of Juan de Fuca east of the mouth of the Sekiu River, excluding those waters of Commencement Bay and Nisqually Reach, bag limit H – open entire year except for special provisions in WAC 220-56-064.

(2) Commencement Bay: Bag limit H – open entire year – in those marine waters of Commencement Bay south of a line projected from Browns Point to the smelter stack at Ruston, chinook salmon over 28 inches taken from August 1 to September 15 must be released.

(3) Nisqually Reach: Bag limit H – open entire year – in those marine waters lying south and east of lines projected from the old Atlas Powder Dock to the DuPont wharf, from the Nisqually Flats black can buoy to the southern tip of Ketron Island, and from the southern tip of Ketron Island east to the mainland shore, chinook

salmon over 28 inches taken during the months of July, August and September must be released.

(4) Strait of Juan de Fuca from the Sekiu River to Koitlah Point, bag limit F – open entire year.

(5) Pacific Ocean coastal waters: All waters west of Koitlah Point at Neah Bay, Pacific Ocean, and Washington waters of the Columbia River downstream from the Megler–Astoria Bridge, bag limit F – open on the Saturday nearest to May 1 through October 31.

(6) Grays Harbor (waters east of a line from the outermost end of the north jetty to the outermost exposed end of the south jetty), bag limit F – September 15 through August 15.

(7) Willapa Harbor (waters east of a line from Leadbetter Point to Cape Shoalwater Light and downstream from river mouths as defined in WAC 220-57A-050), bag limit F – open entire year. [Order 77-31, § 220-56-063, filed 5/11/77; Order 77-3, § 220-56-063, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-56-063, filed 3/15/76 and 3/24/76, effective 5/1/76; Order 1221, § 220-56-063, filed 7/1/75; Order 1193, § 220-56-063, filed 3/4/75; Order 1186, § 220-56-063, filed 1/13/75; Order 1143, § 220-56-063, filed 8/8/74; Order 1116, § 220-56-063, filed 4/30/74; Order 1101, § 220-56-063, filed 11/14/73, effective 1/1/74; Order 982, § 220-56-063, filed 2/16/72; Order 978, § 220-56-063, filed 12/10/71; Order 910, § 220-56-063, filed 12/28/70; Order 806, § 220-56-063, filed 12/20/68, effective 1/20/69. Formerly (2) of WAC 220-56-060.]

WAC 220-56-064 Special provisions—Saltwater seasons and bag limits. (1) It shall be unlawful to take, fish for or possess pink salmon from Puget Sound Punch Card Areas 8, 9, 10, 11, 12, 13, that portion of Area 6 southerly of a line from Angeles Point to Point Partridge, and that portion of Area 7 easterly of the Initiative 77 Line from its intersection with the north shore of Fidalgo Island to its intersection with the mainland near Gooseberry Point.

(2) It shall be unlawful to take, fish for or possess salmon from those waters lying easterly of a line projected from West Point on Whidbey Island to Reservation Head on Fidalgo Island, northerly of a line projected from Polnell Point to Rocky Point, and northerly of the State Highway 532 Bridge between Camano Island and the mainland from April 16 through June 15.

(3) It shall be unlawful to take fish for or possess salmon for personal use by angling within a 3 nautical mile radius of the following river mouths during the times specified

(a) Quillayute River – May 1 to June 15

(b) Hoh River – May 1 to September 15

(c) Queets River – May 1 to September 15. [Order 77-31, § 220-56-064, filed 5/11/77; Order 77-3, § 220-56-064, filed 1/28/77, effective 3/1/77.]

WAC 220-56-065 Personal-use fishery—Areas and seasons—Other food fish and shellfish. (1) It shall be unlawful to take, fish for or possess food fish and shellfish by any means from within the boundaries of the City of Edmonds underwater marine park located inside the following lines:

That portion of Edmonds Tidelands fronting on Government Lot 2, Section 23, Township 27 North, Range 3 East, W.M., described as extending between the mean high tide and the Outer Harbor Line, and lying between the northeasterly line of Main Street and its westerly projection and a line parallel with and 250 feet northerly of (measured at right angles) the northeasterly line of aforesaid Main Street.

(2) It shall be unlawful to take, fish for, or possess food fish or shellfish taken by any means from within the boundaries of the underwater artificial reef surrounding the Edmonds Public Fishing Pier to be constructed in 1977 as described below, except while fishing from the Edmonds Public Fishing Pier.

(a) Underwater artificial reef area: Those waters lying northerly and easterly of the north breakwater of the Port of Edmonds Marina inside of a line from a boundary marker on the north breakwater, northwesterly 275 feet to a marker buoy thence northeasterly 1,050 feet to a marker buoy thence southeasterly to the northeastern end of the City of Edmonds public beach.

(b) Daily bag limit: Pier anglers' daily bag limits for all food fish and shellfish are those posted on the sign at the entrance to the Edmonds Public Fishing Pier due to possible frequent change by emergency regulation action.

(c) Lawful gear and practices: Lawful gear and practices for pier anglers are the same as those stated for other anglers in the current Washington sport fishing regulation pamphlet unless otherwise restricted and posted on the sign at the entrance to the Edmonds Public Fishing Pier.

(3) It shall be unlawful to take, fish for or possess food fish taken by any means in Percival Cove. [Order 77-3, § 220-56-065, filed 1/28/77, effective 3/1/77; Order 910, § 220-56-065, filed 12/28/70.]

WAC 220-56-070 General provisions—Smelt—Areas and seasons. Smelt fishing is permitted the entire year on Pacific Ocean beaches and in all rivers. Puget Sound and the Strait of Juan de Fuca are open the entire year except they are closed weekly from 8:00 a.m. Wednesday to 8:00 a.m. Friday for all types of gear except jigger gear. [Order 76-14, § 220-56-070, filed 3/15/76, effective 5/1/76; Order 1186, § 220-56-070, filed 1/13/75; Order 910, § 220-56-070, filed 12/28/70; Order 806, § 220-56-070, filed 12/20/68, effective 1/20/69; Order 717, § 1 (part), filed 12/21/66; subsection 1 from Order 591, filed 10/28/63; Orders 447 and 256, filed 3/1/60; subsection 2 from Orders 378 and 256, filed 3/1/60.]

WAC 220-56-071 General provisions—Halibut—Season. It shall be unlawful to take, fish for or possess halibut for personal use by angling except from March 1 through October 31. [Order 1101, § 220-56-071, filed 11/14/73, effective 1/1/74.]

WAC 220-56-072 General provisions—Shad and sturgeon areas and seasons. It shall be lawful to take, fish for and possess sturgeon and shad for personal use by angling in those waters lying within one mile below

any rack, dam or other obstruction concurrent with salmon angling boundaries provided for in chapter 220-57 WAC. [Order 912, § 220-56-072, filed 1/26/71; Order 858, § 220-56-072, filed 1/14/70.]

WAC 220-56-073 General provisions—Sturgeon—Snake River. It shall be lawful to take, fish for or possess sturgeon as provided in WAC 220-56-072, provided; that in Washington waters of the Snake River upstream from the power line crossing below the U.S. 12 Bridge at Clarkston, it shall be unlawful for anglers to retain any sturgeon and when hooked must be immediately released and returned to the water. [Order 867, § 220-56-073, filed 6/16/70.]

WAC 220-56-074 General provisions—Sturgeon—Area—Bonneville Dam. It shall be lawful to take, fish for and possess sturgeon by angling from within 600 feet of the spillway at Bonneville Dam on the Washington Shore provided it shall be unlawful to use powered drone boats within the area lying upstream from the downstream power line crossing between the Washington Shore and Bradford Island, Thence on a direct line through the most westerly steel mooring dolphin in the navigation channel to the Oregon shore. [Order 76-14, § 220-56-074, filed 3/15/76, effective 5/1/76.]

WAC 220-56-080 General provisions—Clams—Areas and seasons. (1) It shall be lawful to take, dig for and possess clams, cockles, borers and mussels taken for personal use on Puget Sound the entire year; provided, that it shall be unlawful to take, dig for or possess such shellfish taken for personal use:

(a) west of the tip of Dungeness Spit from April 1 through October 31.

(b) from State-owned tidelands along the east shore of Garrison Bay between Bell Point and a boundary marker approximately 1,010 yards southerly of Bell Point except from August 1 through December 31. Those tidelands south of the above-described boundary marker to the head of the bay and tidelands around Guss Island are closed to clam digging the entire year.

(c) from State-owned tidelands at Kopachuck State Park inside a marked 70 square yard area north of the park midpoint.

(d) from that portion of the Sequim Bay State Park public beach from the launch ramp southeast to the park boundary from January 1, 1977 through March 3, 1978.

(2) It shall be unlawful to take, dig for or possess razor clams taken for personal use from Pacific Ocean beaches in Razor Clam Areas 1, 2 and 3, provided, that:

(a) From January 1 through March 15, it is lawful to dig 24 hours per day.

(b) From March 16 through June 30, it is unlawful to dig except from 12 midnight to 12 noon daily.

(c) It is unlawful to dig during the months of July, August and September.

(d) From October 1 through December 31, it is lawful to dig 24 hours per day.

(3) It shall be lawful to take, dig for or possess clams, cockles, borers, and mussels, not including razor clams,

taken for personal use in Grays Harbor and Willapa Harbor the entire year; and from the Pacific Ocean beaches from November 1 through March 31. [Order 77-3, § 220-56-080, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-56-080, filed 3/15/76, effective 5/1/76; Order 1186, § 220-56-080, filed 1/13/75; Order 1101, § 220-56-080, filed 11/14/73, effective 1/1/74; Order 990, § 220-56-080, filed 5/11/72; Order 807, § 220-56-080, filed 1/2/69, effective 2/1/69; Order 717, § 1 (part), filed 12/21/66; subsections 1, 3 from Order 605, filed 4/21/64; subsection 3 amended by Order 679, filed 4/20/66; subsection 2 from Order 631, filed 1/13/65; Order 599, filed 1/29/64; Order 540, filed 1/15/62; Order 524, filed 2/6/61; subsections 4, 6 from Orders 356 and 256, filed 3/1/60; subsection 6 amended by Order 672, filed 12/28/65; subsection 5 from Order 507, filed 4/13/60; Orders 356 and 256, filed 3/1/60; subsection 7 from Order 569, filed 4/11/60.] See WAC 220-56-082, 220-56-084, 220-56-086 and 220-56-088.

WAC 220-56-082 General provisions—Crab—Areas and seasons. (1) It shall be lawful to take, fish for or possess male crabs taken for personal use in any area the entire year: *Provided*, That it shall be unlawful to take, fish for, or possess Dungeness crab taken for personal use with shellfish pot gear in the Puget Sound from April 15 through May 25. [Order 76-14, § 220-56-082, filed 3/15/76, effective 5/1/76; Order 807, § 220-56-082, filed 1/2/69, effective 2/1/69. Formerly WAC 220-56-080(4).]

WAC 220-56-084 General provisions—Shrimp—Areas and seasons. (1) It shall be unlawful to take, fish for or possess shrimp taken for personal use except from May 15 through September 15. [Order 76-14, § 220-56-084, filed 3/15/76, effective 5/1/76; Order 1101, § 220-56-084, filed 11/14/73, effective 1/1/74; Order 807, § 220-56-084, filed 1/2/69, effective 2/1/69. Formerly WAC 220-56-080(5).]

WAC 220-56-086 General provisions—Oysters—Areas and seasons. (1) It shall be lawful to take, fish for or possess oysters taken for personal use from public tidelands the entire year; provided that:

(a) It shall be unlawful to take oysters for any purpose from State oyster reserves without written permission of the Director of Fisheries.

(b) It shall be unlawful to take, fish for and possess oysters from the Point Whitney public beach, Seal Rock Forest Camp public beach, Dosewallips State Park public beach, and the Hoodspout Salmon Hatchery public beach from July 15 to September 15. [Order 77-3, § 220-56-086, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-56-086, filed 3/15/76, effective 5/1/76; Order 1101, § 220-56-086, filed 11/14/73, effective 1/1/74; Order 807, § 220-56-086, filed 1/2/69, effective 2/1/69. Formerly WAC 220-56-080(6).]

WAC 220-56-088 General provisions—Shellfish gear—Unlawful. (1) It shall be unlawful for the owner or operator of any personal-use shellfish gear to leave

such gear unattended in the waters of the state unless said gear is marked with a buoy to which shall be affixed in a visible and legible manner the name and address of the operator.

(2) Effective January 1, 1977 it shall be unlawful to take, fish for, or possess crab taken with shellfish pot gear that are equipped with tunnel triggers or other devices which prevent free exit of crabs under the legal limit unless such gear is equipped with not less than one escape ring not less than 4 1/8 inches inside diameter located in the upper half of the crab pot. [Order 76-14, § 220-56-088, filed 3/15/76, effective 5/1/76; Order 807, § 220-56-088, filed 1/2/69, effective 2/1/69. Formerly 220-56-080(7).]

WAC 220-56-090 General provisions—Sea cucumbers. It shall be lawful to take, fish for and possess sea cucumbers for personal use with any hand-operated instrument which does not penetrate the animal. [Order 990, § 220-56-090, filed 5/11/72.]

WAC 220-56-092 General provisions—Sea urchins. It shall be lawful to take, fish for and possess sea urchins for personal use with any hand-operated instrument which does not penetrate the shell. [Order 990, § 220-56-092, filed 5/11/72.]

Chapter 220-57 WAC

FRESH WATER ANGLING—OPEN AREAS AND SEASONS

WAC

220-57-001	Freshwater seasons and bag limits.
220-57-120	Bear River.
220-57-125	Big Beef Creek.
220-57-130	Bogachiel River.
220-57-135	Calawah River.
220-57-140	Chehalis River.
220-57-145	Cispus River.
220-57-150	Clallam River.
220-57-155	Clearwater River (Jefferson County).
220-57-160	Columbia River.
220-57-165	Copalis River.
220-57-170	Coweeman River.
220-57-175	Cowlitz River.
220-57-180	Curley Creek (Kitsap County).
220-57-185	Deep Creek (Clallam County).
220-57-190	Deschutes River.
220-57-195	Dewatto Creek.
220-57-200	Dickey River.
220-57-205	Dosewallips River.
220-57-210	Duckabush River.
220-57-215	Dungeness River.
220-57-220	Duwamish River.
220-57-225	East Twin River.
220-57-230	Elk River.
220-57-235	Elokomin River.
220-57-240	Elwha River.
220-57-245	Grande Ronde River.
220-57-250	Grays River.
220-57-255	Green River (Cowlitz County).
220-57-260	Green River (King County).
220-57-265	Hamma Hamma River.
220-57-270	Hoh River.
220-57-275	Hoko River.
220-57-280	Hoquiam River.
220-57-285	Humtulsips River.
220-57-290	Icicle River.
220-57-295	Joe Creek (Grays Harbor County).

220-57-300	Johns River.		
220-57-305	Kalaloch Creek.		
220-57-310	Kalama River.	220-57-008	Personal use fishery—Chehalis River. [Order 1221, § 220-57-008, filed 7/1/75; Order 910, § 220-57-008, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-140.
220-57-315	Klickitat River.		
220-57-319	Lewis River.		
220-57-320	Lewis River (North Fork).		
220-57-325	Lyre River.		
220-57-330	Morse Creek (Clallam County).	220-57-009	Personal use fishery—Clallam River. [Order 910, § 220-57-009, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-150.
220-57-335	Naselle River.		
220-57-340	Nemah River.		
220-57-345	Nisqually River.		
220-57-350	Nooksack River.	220-57-010	Personal use fishery—Clearwater River (Jefferson County). [Order 910, § 220-57-010, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-155.
220-57-355	North River.		
220-57-360	Ozette River.		
220-57-365	Palix River.		
220-57-370	Puyallup River.	220-57-011	Personal use fishery—Columbia River. [Order 1186, § 220-57-011, filed 1/13/75; Order 1116, § 220-57-011, filed 4/30/74; Order 1101, § 220-57-011, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-011, filed 12/22/72; Order 910, § 220-57-011, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-160.
220-57-375	Pysht River.		
220-57-380	Quilcene (Big Quilcene) River.		
220-57-385	Quillayute River.		
220-57-390	Quinault River.		
220-57-395	Salmon Creek (Clark County).		
220-57-400	Salmon River (Jefferson County).		
220-57-405	Samish River.		
220-57-410	Sammamish River (Slough).	220-57-012	Personal use fishery—Copalis River. [Order 1101, § 220-57-012, filed 11/14/73, effective 1/1/74; Order 978, § 220-57-012, filed 12/10/71; Order 910, § 220-57-012, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-165.
220-57-415	Satsop River.		
220-57-420	Sekiu River.		
220-57-425	Skagit River.		
220-57-430	Skokomish River.		
220-57-435	Skykomish River.		
220-57-440	Smith Creek (Pacific County).	220-57-013	Personal use fishery—Coweeman River. [Order 1039, § 220-57-013, filed 12/22/72; Order 910, § 220-57-013, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-170.
220-57-445	Snake River.		
220-57-450	Snohomish River.		
220-57-455	Snoqualmie River.		
220-57-460	Soleduck River.		
220-57-465	Stillaguamish River.	220-57-014	Personal use fishery—Cowlitz River. [Order 1186, § 220-57-014, filed 1/13/75; Order 1101, § 220-57-014, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-014, filed 12/22/72; Order 978, § 220-57-014, filed 12/10/71; Order 910, § 220-57-014, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-175.
220-57-470	Tahuya River.		
220-57-475	Tolt River.		
220-57-480	Toutle River.		
220-57-485	Tucannon River.		
220-57-490	Union River.		
220-57-495	Washougal River.		
220-57-500	West Twin River.		
220-57-505	White Salmon River.	220-57-015	Personal use fishery—Curley Creek (Kitsap County). [Order 910, § 220-57-015, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-180.
220-57-510	Willapa River.		
220-57-515	Wind River.		
220-57-520	Wishkah River.		
220-57-525	Wynoochee River.	220-57-016	Personal use fishery—Cushman, Lake (Mason County). [Order 1186, § 220-57-016, filed 1/13/75; Order 1101, § 220-57-016, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-016, filed 12/22/72; Order 910, § 220-57-016, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-040.
DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER			
220-57-002	Personal use fishery—Armstrong, Lake (Snohomish County). [Order 1193, § 220-57-002, filed 3/4/75; Order 1186, § 220-57-002, filed 1/13/75; Order 1101, § 220-57-002, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-002, filed 12/22/72; Order 910, § 220-57-002, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-010.	220-57-017	Personal use fishery—Davisson Lake (Lewis County). [Order 910, § 220-57-017, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-045.
220-57-003	Personal use fishery—Big Beef Creek. [Order 910, § 220-57-003, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-125.	220-57-018	Personal use fishery—Deep Creek (Clallam County). [Order 910, § 220-57-018, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-185.
220-57-004	Personal use fishery—Bogachiel River. [Order 910, § 220-57-004, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-130.	220-57-019	Personal use fishery—Deep Lake (Grant County). [Order 1101, § 220-57-019, filed 11/14/73, effective 1/1/74; Order 910, § 220-57-019, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-050.
220-57-005	Personal use fishery—Bosworth, Lake. [Order 1101, § 220-57-005, filed 11/14/73, effective 1/1/74; Order 910, § 220-57-005, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-020.	220-57-020	Personal use fishery—Deep Lake (King County). [Order 1101, § 220-57-020, filed 11/14/73, effective 1/1/74; Order 910, § 220-57-020, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-055.
220-57-006	Personal use fishery—Calawah River. [Order 910, § 220-57-006, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-135.	220-57-021	Personal use fishery—Deschutes River. [Order 910, § 220-57-021, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-190.
220-57-007	Personal use fishery—Capitol Lake. [Order 910, § 220-57-007, filed 12/28/70.] Repealed by Order 76-	220-57-022	Personal use fishery—Dewatto Creek. [Order 910, § 220-57-022, filed 12/28/70.] Repealed by Order 76-

- 220-57-052 Personal use fishery—Lyre River. [Order 910, § 220-57-052, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-325.
- 220-57-053 Personal use fishery—Martha Lake (Snohomish County, Alderwood Manor). [Order 1193, § 220-57-053, filed 3/4/75; Order 1186, § 220-57-053, filed 1/13/75; Order 1101, § 220-57-053, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-053, filed 12/22/72; Order 910, § 220-57-053, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-105.
- 220-57-054 Personal use fishery—Mayfield, Lake (Lewis County). [Order 910, § 220-57-054, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-110.
- 220-57-055 Personal use fishery—Meridian, Lake (King County). [Order 1186, § 220-57-055, filed 1/13/75; Order 1101, § 220-57-055, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-055, filed 12/22/72; Order 910, § 220-57-055, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-115.
- 220-57-056 Personal use fishery—Morse Creek (Clallam County). [Order 1101, § 220-57-056, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-056, filed 12/22/72; Order 910, § 220-57-056, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-330.
- 220-57-057 Personal use fishery—Naselle River. [Order 1101, § 220-57-057, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-057, filed 12/22/72; Order 910, § 220-57-057, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-335.
- 220-57-058 Personal use fishery—Nemah River. [Order 1101, § 220-57-058, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-058, filed 12/22/72; Order 978, § 220-57-058, filed 12/10/71; Order 910, § 220-57-058, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-340.
- 220-57-059 Personal use fishery—Nisqually River. [Order 1101, § 220-57-059, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-059, filed 12/22/72; Order 910, § 220-57-059, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-345.
- 220-57-060 Personal use fishery—Nooksack River. [Order 1186, § 220-57-060, filed 1/13/75; Order 910, § 220-57-060, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-350.
- 220-57-061 Personal use fishery—North River. [Order 910, § 220-57-061, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-355.
- 220-57-062 Personal use fishery—Ozette Lake. [Order 910, § 220-57-062, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-125.
- 220-57-063 Personal use fishery—Ozette River. [Order 910, § 220-57-063, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-360.
- 220-57-064 Personal use fishery—Palix River. [Order 910, § 220-57-064, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-365.
- 220-57-065 Personal use fishery—Park Lake (Grant County). [Order 1101, § 220-57-065, filed 11/14/73, effective 1/1/74; Order 910, § 220-57-065, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-130.
- 220-57-066 Personal use fishery—Puyallup River. [Order 1186, § 220-57-066, filed 1/13/75; Order 1101, § 220-57-066, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-066, filed 12/22/72; Order 910, § 220-57-066, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-370.
- 220-57-067 Personal use fishery—Pysht River. [Order 910, § 220-57-067, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-375.
- 220-57-068 Personal use fishery—Queets River. [Order 910, § 220-57-068, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76.
- 220-57-069 Personal use fishery—Quilcene River. [Order 1039, § 220-57-069, filed 12/22/72; Order 910, § 220-57-069, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-380.
- 220-57-070 Personal use fishery—Quillayute River. [Order 1186, § 220-57-070, filed 1/13/75; Order 910, § 220-57-070, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-385.
- 220-57-071 Personal use fishery—Quinault River. [Order 910, § 220-57-071, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-390.
- 220-57-072 Personal use fishery—Roesiger, Lake. [Order 1186, § 220-57-072, filed 1/13/75; Order 1101, § 220-57-072, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-072, filed 12/22/72; Order 910, § 220-57-072, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-135.
- 220-57-073 Personal use fishery—Salmon Creek (Clark County). [Order 910, § 220-57-073, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-395.
- 220-57-074 Personal use fishery—Salmon River. [Order 910, § 220-57-074, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-400.
- 220-57-075 Personal use fishery—Samish River. [Order 1039, § 220-57-075, filed 12/22/72; Order 910, § 220-57-075, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-405.
- 220-57-076 Personal use fishery—Sammamish, Lake. [Order 910, § 220-57-076, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-145.
- 220-57-077 Personal use fishery—Sammamish River. [Order 910, § 220-57-077, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-410.
- 220-57-078 Personal use fishery—Satsop River. [Order 978, § 220-57-078, filed 12/10/71; Order 910, § 220-57-078, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-415.
- 220-57-079 Personal use fishery—Sekiu River. [Order 910, § 220-57-079, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-420.
- 220-57-080 Personal use fishery—Serene, Lake. [Order 1193, § 220-57-080, filed 3/4/75; Order 1186, § 220-57-080, filed 1/13/75; Order 1101, § 220-57-080, filed 11/14/73, effective 1/1/74; Order 910, § 220-57-080, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-150.
- 220-57-081 Personal use fishery—Skagit River. [Order 1186, § 220-57-081, filed 1/13/75; Order 1039, § 220-57-081, filed 12/22/72; Order 978, § 220-57-081, filed 12/10/71; Order 910, § 220-57-081, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-425.
- 220-57-082 Personal use fishery—Skokomish River. [Order 1101, § 220-57-082, filed 11/14/73, effective 1/1/74;

- Order 910, § 220-57-082, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-430.
- 220-57-083 Personal use fishery—Skykomish River. [Order 1039, § 220-57-083, filed 12/22/72; Order 910, § 220-57-083, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-435.
- 220-57-084 Personal use fishery—Smith Creek (Pacific County). [Order 1101, § 220-57-084, filed 11/14/73, effective 1/1/74; Order 910, § 220-57-084, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-440.
- 220-57-085 Personal use fishery—Snake River. [Order 910, § 220-57-085, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-445.
- 220-57-086 Personal use fishery—Snohomish River. [Order 1186, § 220-57-086, filed 1/13/75; Order 910, § 220-57-086, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-450.
- 220-57-087 Personal use fishery—Snoqualmie River. [Order 910, § 220-57-087, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-455.
- 220-57-088 Personal use fishery—Soleduck River. [Order 1186, § 220-57-088, filed 1/13/75; Order 1101, § 220-57-088, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-088, filed 12/22/72; Order 910, § 220-57-088, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-460.
- 220-57-089 Personal use fishery—Stillaguamish River. [Order 1186, § 220-57-089, filed 1/13/75; Order 1101, § 220-57-089, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-089, filed 12/22/72; Order 910, § 220-57-089, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-465.
- 220-57-090 Personal use fishery—Storm Lake (Snohomish County). [Order 1101, § 220-57-090, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-090, filed 12/22/72; Order 910, § 220-57-090, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-170.
- 220-57-091 Personal use fishery—Tahuya River. [Order 910, § 220-57-091, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-470.
- 220-57-092 Personal use fishery—Tolt River. [Order 910, § 220-57-092, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-475.
- 220-57-093 Personal use fishery—Toutle River. [Order 1186, § 220-57-093, filed 1/13/75; Order 1101, § 220-57-093, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-093, filed 12/22/72; Order 978, § 220-57-093, filed 12/10/71; Order 910, § 220-57-093, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-480.
- 220-57-094 Personal use fishery—Tucannon River. [Order 910, § 220-57-094, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-485.
- 220-57-095 Personal use fishery—Union River. [Order 910, § 220-57-095, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-490.
- 220-57-096 Personal use fishery—Washington, Lake. [Order 1039, § 220-57-096, filed 12/22/72; Order 978, § 220-57-096, filed 12/10/71; Order 910, § 220-57-096, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-175.
- 220-57-097 Personal use fishery—Washington Ship Canal, Lake (Including Lake Union). [Order 1039, § 220-57-097, filed 12/22/72; Order 910, § 220-57-097, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-180.
- 220-57-098 Personal use fishery—Washougal River. [Order 1186, § 220-57-098, filed 1/13/75; Order 1039, § 220-57-098, filed 12/22/72; Order 910, § 220-57-098, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-495.
- 220-57-099 Personal use fishery—West Twin River. [Order 910, § 220-57-099, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-500.
- 220-57-100 Personal use fishery—White Salmon River. [Order 910, § 220-57-100, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-505.
- 220-57-101 Personal use fishery—Lake Wilderness (King County). [Order 1186, § 220-57-101, filed 1/13/75; Order 1101, § 220-57-101, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-101, filed 12/22/72; Order 910, § 220-57-101, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-185.
- 220-57-102 Personal use fishery—Willapa River. [Order 1186, § 220-57-102, filed 1/13/75; Order 1101, § 220-57-102, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-102, filed 12/22/72; Order 910, § 220-57-102, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-510.
- 220-57-103 Personal use fishery—Wind River. [Order 1039, § 220-57-103, filed 12/22/72; Order 910, § 220-57-103, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-515.
- 220-57-104 Personal use fishery—Wishkah River. [Order 1221, § 220-57-104, filed 7/1/75; Order 1186, § 220-57-104, filed 1/13/75; Order 1101, § 220-57-104, filed 11/14/73, effective 1/1/74; Order 910, § 220-57-104, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-520.
- 220-57-105 Personal use fishery—Wynoochee River. [Order 1101, § 220-57-105, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-105, filed 12/22/72; Order 910, § 220-57-105, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-525.
- 220-57-106 Personal use fishery—Bear River. [Order 1039, § 220-57-106, filed 12/22/72.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-120.
- 220-57-107 Personal use fishery—American Lake (Pierce County). [Order 1186, § 220-57-107, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-005.
- 220-57-108 Personal use fishery—Banks Lake (Grant County). [Order 1186, § 220-57-108, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-015.
- 220-57-109 Personal use fishery—Campbell Lake (Skagit County). [Order 1186, § 220-57-109, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-025.
- 220-57-110 Personal use fishery—Chelan, Lake (Chelan County). [Order 1186, § 220-57-110, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-035.
- 220-57-111 Personal use fishery—Cispus River. [Order 1186, § 220-57-111, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-145.

- 220-57-112 Personal use fishery—Duck Lake (Grays Harbor County). [Order 1186, § 220-57-112, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-065.
- 220-57-113 Personal use fishery—Green Lake (King County). [Order 1186, § 220-57-113, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-085.
- 220-57-114 Personal use fishery—Hewitt Lake (Thurston County). [Order 1186, § 220-57-114, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-090.
- 220-57-115 Personal use fishery—East Medical Lake (Spokane County). [Order 1186, § 220-57-115, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-070.
- 220-57-116 Personal use fishery—Roosevelt Lake (Ferry County). [Order 1186, § 220-57-116, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-140.
- 220-57-117 Personal use fishery—Shoecraft Lake (Snohomish County). [Order 1193, § 220-57-117, filed 3/4/75; Order 1186, § 220-57-117, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-155.
- 220-57-118 Personal use fishery—Sprague Lake (Lincoln County). [Order 1186, § 220-57-118, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-160.
- 220-57-119 Personal use fishery—Wynoochee Reservoir (Grays Harbor County). [Order 1186, § 220-57-119, filed 1/13/75.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-190.

WAC 220-57-001 Freshwater seasons and bag limits. It shall be unlawful to take, fish for or possess salmon taken by angling for personal use, except from the following areas during the seasons, in the quantities, sizes, and for the species designated as follows in chapters 220-57 and 220-57A WAC and for the bag limits as defined in WAC 220-56-013.

(1) It shall be unlawful to take, fish for or possess by angling for personal use, any pink salmon from any Puget Sound tributary as defined in WAC 220-16-211. [Order 77-3, § 220-57-001, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-001, filed 3/15/76, effective 5/1/76; Order 910, § 220-57-001, filed 12/28/70.]

WAC 220-57-120 Bear River. Bag limit C – July 1–October 31: downstream from the old stringer bridge at the lime quarry to Highway 101 Bridge. [Order 77-3, § 220-57-120, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-120, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-106.]

WAC 220-57-125 Big Beef Creek. Bag limit D – July 1 through November 30. [Order 76-14, § 220-57-125, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-003.]

WAC 220-57-130 Bogachiel River. Bag limit A – July 1 through November 30: downstream from the Highway 101 Bridge. From November 1 through November 30, chinook salmon over 28 inches must be released. [Order 77-3, § 220-57-130, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-130, filed

3/15/76, effective 5/1/76. Formerly WAC 220-57-004.]

WAC 220-57-135 Calawah River. Bag limit A – July 1 through November 30: downstream from the Highway 101 Bridge. From November 1 through November 30, all chinook salmon over 28 inches must be released. [Order 77-3, § 220-57-135, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-135, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-006.]

WAC 220-57-140 Chehalis River. Bag limit A – open entire year: downstream from markers approximately 1/2-mile upstream from the Porter Bridge to the Union Pacific Railroad Bridge in Aberdeen. All chinook salmon over 28 inches caught upstream from the mouth of the Satsop River must be released. From August 15 through September 15, all chinook salmon over 28 inches caught downstream from the mouth of the Satsop River must be released. [Order 77-3, § 220-57-140, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-140, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-008.]

WAC 220-57-145 Cispus River. Bag limit I – September 1 through December 31 – downstream from Yellowjacket Creek. [Order 76-14, § 220-57-145, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-111.]

WAC 220-57-150 Clallam River. Bag limit C – July 1 through November 30. [Order 76-14, § 220-57-150, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-009.]

WAC 220-57-155 Clearwater River (Jefferson County). Bag limit C – October 1 through November 30: downstream from the mouth of the Snahapish River. [Order 77-3, § 220-57-155, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-155, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-010.]

WAC 220-57-160 Columbia River. (1) Bag limit A – open entire year: downstream from Chief Joseph Dam to the Richland-Pasco Highway 12 Bridge with the exception of the following closed waters:

(a) Wells Dam – waters between the upstream line of Wells Dam to a point 400 feet below the spawning channel discharge stream.

(b) Rocky Reach, Rock Island and Wanapum Dams – waters between the upstream line of these dams to a point 1,000 feet downstream.

(c) Priest Rapids Dam – waters between the upstream line of Priest Rapids Dam and a point 1,500 feet downstream.

(d) Jackson (Moran) Creek – waters within 500 feet of the mouth.

(2) Bag limit A – open August 8 through December 31: downstream from the Richland-Pasco Highway 12 Bridge to Bonneville Dam, with the exception of the following closed waters:

(a) McNary Dam – waters between the upstream line of McNary Dam downstream to a line across the river from the red and white marker on the Oregon shore on a line that intersects the downstream end of the wingwall of the boat lock near the Washington shore.

(b) John Day Dam – from the upstream line of John Day Dam to markers approximately 3,000 feet downstream, except that fishing is permitted up to 400 feet below the fishway entrance from the Washington shore.

(c) The Dalles Dam – from the upstream line of The Dalles Dam to the upstream side of the Interstate Bridge at The Dalles, except that fishing is permitted up to 400 feet below the fishway entrance from the Washington shore.

(d) Spring Creek – waters within 1/4 mile of the U.S. Fish & Wildlife Service Hatchery grounds between posted boundary markers located 1/4 mile on either side of the fish ladder entrance.

(3) Bag limit A – open August 1 through March 31: that portion downstream from Bonneville Dam to the Megler–Astoria Bridge, with the exception of the following closed waters:

(a) Waters between the upstream line of Bonneville Dam and the downstream power line crossing between the Washington shore and Bradford Island, thence on a direct line through the westernmost steel mooring dolphin in the navigation channel to the Oregon shore provided that it shall be lawful to fish from the Washington shore to within 600 feet of the spillway dam, with bait-lure presentation restricted to rod-and-reel casting only. All other modes of terminal gear transport to set baits are prohibited. [Order 77-3, § 220-57-160, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-160, filed 3/15/76 and 3/24/76, effective 5/1/76. Formerly WAC 220-57-011.]

WAC 220-57-165 Copalis River. Bag limit C – July 1 through November 30: downstream from the Carlisle Bridge. [Order 77-3, § 220-57-165, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-165, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-012.]

WAC 220-57-170 Coweeman River. Bag limit C – September 1 through December 31 – downstream from the mouth of Mulholland Creek. [Order 76-14, § 220-57-170, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-013.]

WAC 220-57-175 Cowlitz River. Open entire year: downstream from markers 400 feet below the Cowlitz Salmon Hatchery Barrier Dam to the mouth. Daily bag and possession limits are as follows:

(a) January 1 through July 31 – the daily bag and possession limit shall be 12 salmon not less than 10 inches, not more than three of which may exceed 24 inches in length.

(b) August 1 through December 31 – the daily bag and possession limit shall be 12 salmon not less than 10 inches, not more than two of which may exceed 24 inches in length.

During the period October 1 through December 31, chinook salmon over 28 inches must be released. [Order 77-3, § 220-57-175, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-175, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-014.]

WAC 220-57-180 Curley Creek (Kitsap County). Bag limit D – July 1 through November 30. [Order 76-14, § 220-57-180, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-015.]

WAC 220-57-185 Deep Creek (Clallam County). Bag limit C – July 1 through November 30. [Order 76-14, § 220-57-185, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-018.]

WAC 220-57-190 Deschutes River. Bag limit B – July 1 through November 30: upstream from Old Highway 99 bridge located immediately upstream from Tumwater Falls. Female chinook salmon must be released. [Order 77-3, § 220-57-190, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-190, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-021.]

WAC 220-57-195 Dewatto Creek. Bag limit D – July 1 through November 30. [Order 76-14, § 220-57-195, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-022.]

WAC 220-57-200 Dickey River. Bag limit C – July 1 through November 30. [Order 76-14, § 220-57-200, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-023.]

WAC 220-57-205 Dosewallips River. Bag limit B – October 15 through January 31 – downstream from the Highway 101 Bridge. [Order 76-14, § 220-57-205, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-024.]

WAC 220-57-210 Duckabush River. Bag limit B – October 15 through January 31 – downstream from the Highway 101 Bridge. [Order 76-14, § 220-57-210, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-026.]

WAC 220-57-215 Dungeness River. Bag limit B – October 15 through December 31: downstream from markers at former Taylor Bridge site approximately one mile below the State salmon hatchery rack. Chinook salmon over 28 inches must be released. [Order 77-3, § 220-57-215, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-215, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-027.]

WAC 220-57-220 Duwamish River. (1) Bag limit B – May 30 through November 30: upstream from the First Avenue South Bridge to the Highway 405 Bridge.

(2) Bag limit H – open the entire year: downstream from the First Avenue South Bridge. [Order 77-3, § 220-57-220, filed 1/28/77, effective 3/1/77; Order 76-

14, § 220-57-220, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-028.]

WAC 220-57-225 East Twin River. Bag limit C – July 1 through November 30. [Order 76-14, § 220-57-225, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-029.]

WAC 220-57-230 Elk River. (1) Bag limit C – July 1 through January 31: downstream from the confluence of the West Fork and the Middle Fork to the Highway 105 Bridge.

(2) Bag limit F – September 15 through August 15: downstream from the Highway 105 Bridge. [Order 77-3, § 220-57-230, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-230, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-030.]

WAC 220-57-235 Elokomín River. Bag limit A – September 1 through December 31 – downstream from the Elokomín Salmon Hatchery Bridge located 400 feet below the upper hatchery rack. Closed from the temporary Department of Fisheries rack downstream to Risk Road Bridge while this rack is installed in river. Chinook salmon over 28 inches must be released. [Order 76-14, § 220-57-235, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-031.]

WAC 220-57-240 Elwha River. Bag limit A – October 15 through December 31: chinook salmon over 28 inches must be released. [Order 77-3, § 220-57-240, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-240, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-032.]

WAC 220-57-245 Grande Ronde River. Closed the entire year. [Order 77-3, § 220-57-245, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-245, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-035.]

WAC 220-57-250 Grays River. Bag limit A – September 1 through December 31 – open from mouth to 7000-line bridge. Chinook salmon over 28 inches must be released. [Order 76-14, § 220-57-250, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-036.]

WAC 220-57-255 Green River (Cowlitz County). (1) Bag limit A – September 1 through November 30 – upstream from salmon hatchery intake. Chinook salmon over 28 inches must be released.

(2) Bag limit A – September 1 through December 31 – downstream from salmon hatchery intake to the mouth is open to the taking of salmon with lawful fly fishing tackle only. Legal flies are limited to single-hook artificial flies measuring no more than 1/2 inch between shank and point. Chinook salmon over 28 inches must be released. [Order 76-14, § 220-57-255, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-037.]

WAC 220-57-260 Green River (King County). (1) Bag limit B – May 30 through July 31: downstream

from markers 400 feet below City of Tacoma headworks dam to Highway 405 Bridge.

(2) Bag limit B – August 1 through October 31: downstream from the East Valley Highway Bridge (State Highway 167) to Highway 405 Bridge.

(3) Bag limit B – November 1 through November 30: downstream from the Porter Bridge (Auburn Eighth Street NW Bridge) to Highway 405 Bridge. [Order 77-3, § 220-57-260, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-260, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-038.]

WAC 220-57-265 Hamma Hamma River. Bag limit B – October 15 through January 31 – downstream from the Highway 101 Bridge. [Order 76-14, § 220-57-265, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-039.]

WAC 220-57-270 Hoh River. (1) Bag limit C – May 1 through November 30: upstream from Winfield Creek.

(2) Bag limit C – May 1 through September 15: downstream from Winfield Creek.

(3) Bag limit A – September 16 through November 30: downstream from Winfield Creek. [Order 77-3, § 220-57-270, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-270, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-040.]

WAC 220-57-275 Hoko River. Bag limit C – July 1 through November 30. [Order 76-14, § 220-57-275, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-041.]

WAC 220-57-280 Hoquiam River. (1) Bag limit C – July 1 through November 30 – in main Hoquiam River and tributaries.

(2) Bag limit A – November 16 through January 31 – in east fork of Hoquiam River – downstream from the Game Department access area below Berryman Creek. [Order 76-14, § 220-57-280, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-042.]

WAC 220-57-285 Humptulips River. (1) Bag limit A – July 1 through January 31: downstream from confluence of East and West Forks to Highway 109 Bridge. All chinook salmon over 28 inches taken upstream from the power line crossing near Walker Road must be released.

(2) Bag limit F – September 15 through August 15: downstream from Highway 109 Bridge. [Order 77-3, § 220-57-285, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-285, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-043.]

WAC 220-57-290 Icicle River. Bag limit A – May 30 through June 30: downstream from a point 400 feet below the Leavenworth National Fish Hatchery rack to mouth of Icicle River. [Order 77-3, § 220-57-290, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-290, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-044.]

WAC 220-57-295 Joe Creek (Grays Harbor County). Bag limit C – July 1 through October 31: downstream from the Burlington Northern Railroad Bridge located just above the Ocean Beach Road. [Order 77-3, § 220-57-295, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-295, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-045.]

WAC 220-57-300 Johns River. (1) Bag limit C – July 1 through January 31: downstream from old M&B Logging Camp Bridge at upper boundary of Johns River Game Range to Highway 105 Bridge.

(2) Bag limit F – September 15 through August 15: downstream from Highway 105 Bridge. [Order 77-3, § 220-57-300, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-300, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-046.]

WAC 220-57-305 Kalaloch Creek. Bag limit C – July 1 through November 30. [Order 76-14, § 220-57-305, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-047.]

WAC 220-57-310 Kalama River. (1) Bag limit A – May 30 through November 30: from Summers Creek upstream to the 6420 Road (approximately one mile above the gate at the end of the county road) is open to the taking of salmon with lawful fly fishing tackle only. Legal flies are limited to single-hook artificial flies measuring not more than 1/2 inches between shank and point.

(2) Bag limit A – May 30 through November 30: downstream from the mouth of Summers Creek to the markers at the Kalama Falls (Upper) Salmon Hatchery.

(3) Bag limit A – May 30 through November 30: downstream from markers at Kalama Falls (Upper) Salmon Hatchery with the following exception: during the period September 1 through October 31, that portion of the Kalama River from markers at the Lower Kalama Hatchery pumphouse (intake) downstream to the natural gas pipeline crossing at Mahaffey's Campground will be closed to salmon angling.

September 1 through December 31: chinook salmon over 28 inches caught in the area downstream from markers at Kalama Falls Hatchery to the Modrow Bridge must be released. [Order 77-3, § 220-57-310, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-310, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-048.]

WAC 220-57-315 Klickitat River. (1) Bag limit A – open the entire year – downstream from the Fisher Hill Bridge approximately 1-1/2 miles above the mouth.

(2) Bag limit C – July 1 through October 31 – downstream from the Lydel Bridge to the Fisher Hill Bridge approximately 1-1/2 miles above the mouth. [Order 76-14, § 220-57-315, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-049.]

WAC 220-57-319 Lewis River. (1) Mainstem – bag limit A – open entire year: downstream from East Fork to mouth.

(2) East Fork:

(a) Bag limit A – open entire year: downstream from the LaCenter Bridge.

(b) Bag limit A – July 1 through November 30: downstream from Lucia Falls to the LaCenter Bridge. Chinook salmon over 28 inches must be released. [Order 77-3, § 220-57-319, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-319, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-050(part).]

WAC 220-57-320 Lewis River (North Fork). (1) Bag limit A – January 1 through September 30: downstream from Merwin Powerhouse Bridge.

(2) Bag limit A – open entire year: from markers approximately 700 feet upstream from the salmon hatchery building, downstream to the East Fork. [Order 77-3, § 220-57-320, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-320, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-050(part).]

WAC 220-57-325 Lyre River. Bag limit C – July 1 through November 30. [Order 76-14, § 220-57-325, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-052.]

WAC 220-57-330 Morse Creek (Clallam County). Bag limit D – October 1 – December 31. [Order 76-14, § 220-57-330, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-056.]

WAC 220-57-335 Naselle River. (1) Bag limit A – July 1 through January 31 – downstream from the Big Hill Bridge to Highway 101 Bridge. Chinook salmon over 28 inches must be released. [Order 76-14, § 220-57-335, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-057.]

WAC 220-57-340 Nemah River. (1) Middle Nemah, Bag limit C – July 1 through October 31.

(2) North Nemah – bag limit A – July 1 through November 30: downstream from bridge on dead end Lower Nemah Road to markers 1/2 mile downstream from the Highway 101 Bridge. Chinook salmon over 28 inches must be released.

(3) South Nemah – bag limit C – July 1 through October 31: downstream from the confluence of the Middle Nemah to its mouth. [Order 77-3, § 220-57-340, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-340, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-058.]

WAC 220-57-345 Nisqually River. Bag limit B – July 1 through January 31 – downstream from military tank-crossing bridge located one mile upstream from the mouth of Muck Creek. Chinook salmon over 28 inches must be released. [Order 76-14, § 220-57-345, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-059.]

WAC 220-57-350 Nooksack River. (1) Bag limit B – July 1 through March 31: downstream from the confluence of North and South Forks to Lummi Indian Reservation boundary.

(2) Bag limit D – September 1 through October 31: (North Fork) downstream from Maple Creek to mouth of North Fork. [Order 77-3, § 220-57-350, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-350, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-060.]

WAC 220-57-355 North River. Bag limit A – July 1 through January 31 – downstream from the mouth of Salmon Creek. [Order 76-14, § 220-57-355, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-061.]

WAC 220-57-360 Ozette River. Bag limit C – July 1 through October 31. [Order 76-14, § 220-57-360, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-063.]

WAC 220-57-365 Palix River. Bag limit A – July 1 through January 31 – downstream from the confluence of the south and middle forks to the Highway 101 Bridge. [Order 76-14, § 220-57-365, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-064.]

WAC 220-57-370 Puyallup River. Bag limit B – July 1 through November 30: downstream from the mouth of the Carbon River to the 11th Street Bridge. Chinook salmon over 28 inches must be released. [Order 77-3, § 220-57-370, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-370, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-066.]

WAC 220-57-375 Pysht River. Bag limit C – July 1 through November 30. [Order 76-14, § 220-57-375, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-067.]

WAC 220-57-380 Quilcene (Big Quilcene) River. Bag limit B – October 15 through January 31: downstream from deadline posted by Game Department below Rainbow Forest Park. Closed from Highway 101 to Quilcene Hatchery rack. [Order 77-3, § 220-57-380, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-380, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-069.]

WAC 220-57-385 Quillayute River. Bag limit A – open entire year: outside the boundaries of the Quillayute Indian Reservation. [Order 77-3, § 220-57-385, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-385, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-070.]

WAC 220-57-390 Quinault River. Bag limit A – July 1 through November 30 – outside the boundaries of the Quinault Indian Reservation. [Order 76-14, § 220-57-390, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-071.]

WAC 220-57-395 Salmon Creek (Clark County). Bag limit C – July 1 through October 31 – downstream from the Interstate 5 freeway bridge. [Order 76-14, §

220-57-395, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-073.]

WAC 220-57-400 Salmon River (Jefferson County). Bag limit C – October 1 through November 30: upstream from Quinault Indian Reservation boundary. [Order 77-3, § 220-57-400, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-400, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-074.]

WAC 220-57-405 Samish River. Bag limit B – October 15 through November 30: downstream from Highway 99 Bridge to a line running north across the river from the Gun Club Dock located approximately 200 yards downstream from Samish Island Bridge. [Order 77-3, § 220-57-405, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-405, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-075.]

WAC 220-57-410 Sammamish River (Slough). Bag limit B – October 15 through December 31: upstream of the Kenmore Highway Bridge. All sockeye salmon must be released. [Order 77-3, § 220-57-410, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-410, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-077.]

WAC 220-57-415 Satsop River. Bag limit A – July 1 through January 31: downstream from the bridge at Schafer State Park on East Fork. Chinook salmon over 28 inches in length must be released. [Order 77-3, § 220-57-415, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-415, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-078.]

WAC 220-57-420 Sekiu River. Bag limit C – July 1 through November 30. [Order 76-14, § 220-57-420, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-079.]

WAC 220-57-425 Skagit River. (1) Bag limit B – July 1 through December 31: downstream from the mouth of the Cascade River to Gilligan Creek. Chinook over 28 inches and all pink salmon must be released.

(2) Bag limit B – June 16 through April 15 downstream from Gilligan Creek. [Order 77-3, § 220-57-425, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-425, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-081.]

WAC 220-57-430 Skokomish River. Bag limit B – July 1 through January 31: downstream from the mouth of Vance Creek. [Order 77-3, § 220-57-430, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-430, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-082.]

WAC 220-57-435 Skykomish River. Bag limit B – September 1 through December 31: downstream from the confluence of North and South Forks. Chinook salmon over 28 inches must be released. [Order 77-3, § 220-57-435, filed 1/28/77, effective 3/1/77; Order 76-

14, § 220-57-435, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-083.]

WAC 220-57-440 Smith Creek (Pacific County).

(1) Bag limit A – July 1 through October 31 – from mouth to a marker located approximately one mile upstream.

(2) Bag limit D – July 1 through October 31 – downstream from Highway 101 Bridge to marker approximately one mile upstream from the mouth. [Order 76-14, § 220-57-440, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-084.]

WAC 220-57-445 Snake River. Closed the entire year. [Order 77-3, § 220-57-445, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-445, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-085.]

WAC 220-57-450 Snohomish River. Bag limit B – July 1 through December 31: downstream from confluence of Skykomish and Snoqualmie Rivers. Chinook salmon over 28 inches must be released. [Order 77-3, § 220-57-450, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-450, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-086.]

WAC 220-57-455 Snoqualmie River. Bag limit B – July 1 through November 30: chinook salmon over 28 inches must be released. [Order 77-3, § 220-57-455, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-455, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-087.]

WAC 220-57-460 Soleduck River. (1) Bag limit A – January 1 through October 31: downstream from lowest Highway 101 Bridge near Forks.

(2) Bag limit A – May 1 through October 31: downstream from the mouth of Spring Creek at Soleduck Hatchery to Highway 101 Bridge near Forks. [Order 77-3, § 220-57-460, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-460, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-088.]

WAC 220-57-465 Stillaguamish River. Bag limit B – July 1 through January 31 – downstream from confluence of North and South forks. Chinook salmon over 28 inches must be released. [Order 76-14, § 220-57-465, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-089.]

WAC 220-57-470 Tahuya River. Bag limit D – July 1 through November 30. [Order 76-14, § 220-57-470, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-091.]

WAC 220-57-475 Tolt River. Bag limit D – July 1 through November 30 – downstream from the forks. [Order 76-14, § 220-57-475, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-092.]

WAC 220-57-480 Toutle River. (1) Bag limit A – open entire year: downstream from mouth of North Fork.

October 1 through December 31 – chinook salmon over 28 inches must be released.

(2) North Fork – bag limit A – June 1 through December 31: downstream from Weyerhaeuser Railroad Bridge above Green River mouth to the South Fork. During the period October 1 through December 31, chinook salmon over 28 inches must be released.

September 1 through October 31 – taking of salmon from the area between the Weyerhaeuser Railroad Bridge and the Cook Road Bridge is open to the taking of salmon with lawful fly fishing tackle only. Legal flies are limited to single-hook artificial flies measuring no more than 1/2 inch between shank and point. [Order 77-3, § 220-57-480, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-480, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-093.]

WAC 220-57-485 Tucannon River. Bag limit C – from the third Sunday in May through June 30: downstream from the U.S. Forest Service Bridge at Wooten Forest Camp. It is unlawful to use any type of gaff hook or similar device to aid in the taking of salmon in the Tucannon. [Order 77-3, § 220-57-485, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-485, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-094.]

WAC 220-57-490 Union River. Bag limit D – July 1 through November 30. [Order 76-14, § 220-57-490, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-095.]

WAC 220-57-495 Washougal River. (1) Bag limit A – January 1 through October 15: downstream from Steel Bridge. Chinook salmon over 28 inches must be released.

(2) Bag limit A – October 16 through December 31: downstream from bridge at Salmon Falls to mouth. Chinook salmon over 28 inches must be released.

(3) "Washougal River – Special Fishing Area": Waters from markers 50 feet upstream from the Fisheries Department salmon hatchery rack, upstream to the barrier dam are open to salmon fishing from September 18 through December 31. This special fishery shall be limited to persons who are 65 years of age or older, blind, or otherwise disabled. Persons wishing to participate in this fishery must have proof of their age or disablement in their possession while fishing. Daily bag limit: six salmon 10 inches or more in length. Possession limit: two daily bag limits in any form. The first six salmon caught, regardless of where they are hooked (inside or outside their mouth), must be retained. In this special fishing area, legal fishing gear shall be limited to one hand-held rod to which may be attached not more than one hook (or one lure with one hook attached). This one hook shall not have more than three points, and the maximum distance between shank and points is not to exceed 1/2 inch. [Order 77-3, § 220-47-495 (codified WAC 220-57-495), filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-495, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-098.]

WAC 220-57-500 West Twin River. Bag limit C – July 1 through November 30. [Order 76-14, § 220-57-500, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-099.]

WAC 220-57-505 White Salmon River. Bag limit A – open entire year – downstream from points 1,200 feet north of Highway 14 Bridge. [Order 76-14, § 220-57-505, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-100.]

WAC 220-57-510 Willapa River. (1) Bag limit A – July 1 through January 31 – downstream from Highway 6 Bridge, approximately 2 miles below the mouth of Trap Creek, to the Highway 101 Bridge. Chinook salmon over 28 inches must be released.

(2) Bag limit A – October 15 through January 31 – downstream from mouth of Forks Creek to the Highway 6 Bridge approximately 2 miles below the mouth of Trap Creek. Chinook salmon over 28 inches must be released. [Order 76-14, § 220-57-510, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-102.]

WAC 220-57-515 Wind River. (1) Bag limit A – January 1 through June 30: downstream from markers 400 feet below Wind River Fishway No. 1 (Shipper Falls) to the mouth.

(2) Bag limit A – May 30 through October 31: beginning 1-1/2 River Miles upstream from the High Bridge to the south boundary of Section 36, Township 4 North, Range 7-1/2 East as posted (about 2-1/2 miles). Fly fishing only. Legal angling tackle is limited to single-hook artificial flies measuring no more than 1/2 inch between the shank and point. [Order 77-3, § 220-57-515, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-515, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-103.]

WAC 220-57-520 Wishkah River. Bag limit A – July 1 through January 31 – downstream from the mouth of the West Fork. [Order 76-14, § 220-57-520, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-104.]

WAC 220-57-525 Wynoochee River. Bag limit A – July 1 through January 31 – downstream from the mouth of Schafer Creek. Chinook salmon over 28 inches must be released. [Order 76-14, § 220-57-525, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-105.]

Chapter 220-57A WAC FRESH WATER LAKES

WAC

220-57A-005	American Lake (Pierce County).
220-57A-010	Armstrong Lake (Snohomish County).
220-57A-015	Banks Lake (Grant County).
220-57A-020	Bosworth Lake.
220-57A-025	Campbell Lake (Skagit County).
220-57A-030	Capitol Lake.
220-57A-035	Chelan Lake (Chelan County).
220-57A-040	Cushman Lake (Mason County).

220-57A-045	Davisson Lake (Riffe) (Lewis County).
220-57A-050	Deep Lake (Grant County).
220-57A-055	Deep Lake (King County).
220-57A-060	Drano Lake.
220-57A-065	Duck Lake (Grays Harbor County).
220-57A-070	East Medical Lake (Spokane County).
220-57A-075	Flowing Lake (Snohomish County).
220-57A-080	Goodwin Lake (Snohomish County).
220-57A-085	Green Lake (King County).
220-57A-090	Hewitt Lake (Thurston County).
220-57A-095	Hicks Lake (Thurston County).
220-57A-100	Lower Goose Lake (Grant County).
220-57A-105	Martha Lake (Snohomish County).
220-57A-110	Mayfield Lake (Lewis County).
220-57A-115	Meridian Lake (King County).
220-57A-120	Merwin Lake (Reservoir).
220-57A-125	Ozette Lake.
220-57A-130	Park Lake (Grant County).
220-57A-135	Roesiger Lake.
220-57A-140	Roosevelt Lake (Ferry County).
220-57A-145	Sammamish Lake.
220-57A-150	Serene Lake (Snohomish County).
220-57A-155	Shoecraft Lake (Snohomish County).
220-57A-160	Sprague Lake (Lincoln County).
220-57A-165	St. Clair (Thurston County).
220-57A-170	Storm Lake (Snohomish County).
220-57A-175	Lake Washington.
220-57A-180	Washington Ship Canal, Lake (including Lake Union).
220-57A-185	Wilderness Lake (King County).
220-57A-190	Wynoochee Reservoir (Grays Harbor County).

WAC 220-57A-005 American Lake (Pierce County). Bag limit I – April 17 through October 31. [Order 77-3, § 220-57A-005, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-005, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-107.]

WAC 220-57A-010 Armstrong Lake (Snohomish County). Bag limit I – April 17 through September 5. [Order 77-3, § 220-57A-010, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-010, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-002.]

WAC 220-57A-015 Banks Lake (Grant County). Bag limit I – open entire year. [Order 76-14, § 220-57A-015, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-108.]

WAC 220-57A-020 Bosworth Lake. Closed to salmon angling the entire year. [Order 76-14, § 220-57A-020, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-005.]

WAC 220-57A-025 Campbell Lake (Skagit County). Closed the entire year. [Order 77-3, § 220-57A-025, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-025, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-109.]

WAC 220-57A-030 Capitol Lake. Bag limit B – July 1 through November 30: downstream from the Interstate 5 Bridge to the shear boom at the north end of the lake. Female chinook salmon must be released. Percival Cove is closed to food fish angling the entire year. [Order 77-3, § 220-57A-030, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-030, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-007.]

WAC 220-57A-035 Chelan Lake (Chelan County). Bag limit I – open entire year. [Order 76-14, § 220-57A-035, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-110.]

WAC 220-57A-040 Cushman Lake (Mason County). Bag limit I – April 17 through October 31. [Order 77-3, § 220-57A-040, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-040, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-016.]

WAC 220-57A-045 Davisson Lake (Riffe) (Lewis County). Bag limit I – open entire year. [Order 77-3, § 220-57A-045, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-045, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-017.]

WAC 220-57A-050 Deep Lake (Grant County). Closed to salmon angling entire year. [Order 76-14, § 220-57A-050, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-019.]

WAC 220-57A-055 Deep Lake (King County). Closed to salmon angling entire year. [Order 76-14, § 220-57A-055, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-020.]

WAC 220-57A-060 Drano Lake. Bag limit A – open entire year – chinook salmon over 28 inches must be released. [Order 76-14, § 220-57A-060, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-025.]

WAC 220-57A-065 Duck Lake (Grays Harbor County). Bag limit I – April 17 through October 31. [Order 77-3, § 220-57A-065, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-065, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-112.]

WAC 220-57A-070 East Medical Lake (Spokane County). Closed the entire year. [Order 77-3, § 220-57A-070, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-070, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-115.]

WAC 220-57A-075 Flowing Lake (Snohomish County). Closed to salmon angling entire year. [Order 76-14, § 220-57A-075, filed 4/5/76; Order 76-14, § 220-57A-075, filed 3/15/76 and 3/24/76, effective 5/1/76. Formerly WAC 220-57-033.]

WAC 220-57A-080 Goodwin Lake (Snohomish County). Bag limit I – April 17 through October 31. [Order 77-3, § 220-57A-080, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-080, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-034.]

WAC 220-57A-085 Green Lake (King County). Closed the entire year. [Order 77-3, § 220-57A-085, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-085, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-113.]

WAC 220-57A-090 Hewitt Lake (Thurston County). Bag limit I – open entire year. [Order 76-14, § 220-57A-090, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-114.]

WAC 220-57A-095 Hicks Lake (Thurston County). Bag limit I – April 17 through October 31. [Order 77-3, § 220-57A-095, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-095, filed 3/15/76, effective 5/1/76.]

WAC 220-57A-100 Lower Goose Lake (Grant County). Closed to salmon angling entire year. [Order 76-14, § 220-57A-100, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-051.]

WAC 220-57A-105 Martha Lake (Snohomish County). Closed the entire year. [Order 77-3, § 220-57A-105, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-105, filed 4/5/76; Order 76-14, § 220-57A-105, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-053.]

WAC 220-57A-110 Mayfield Lake (Lewis County). Bag limit I – open entire year. [Order 76-14, § 220-57A-110, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-054.]

WAC 220-57A-115 Meridian Lake (King County). Bag limit I – April 17 through October 31. [Order 77-3, § 220-57A-115, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-115, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-055.]

WAC 220-57A-120 Merwin Lake (Reservoir). Bag limit A – September 1 through November 30 – entire lake, Rock Creek, Canyon Creek and those water of Speelyai Creek downstream from the water intake barrier at hatchery. [Order 76-14, § 220-57A-120, filed 3/15/76, effective 5/1/76.]

WAC 220-57A-125 Ozette Lake. Bag limit C – April 15 through October 31. [Order 77-3, § 220-57A-125, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-125, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-062.]

WAC 220-57A-130 Park Lake (Grant County). Closed to salmon angling entire year. [Order 76-14, § 220-57A-130, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-065.]

WAC 220-57A-135 Roesiger Lake. Closed to salmon angling entire year. [Order 76-14, § 220-57A-135, filed 3/24/76; Order 76-14, § 220-57A-135, filed 3/15/76 and 3/24/76, effective 5/1/76. Formerly WAC 220-57-072.]

WAC 220-57A-140 Roosevelt Lake (Ferry County). Bag limit I – open entire year. [Order 76-14, § 220-57A-140, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-116.]

WAC 220-57A-145 Sammamish Lake. Bag limit B – open entire year: waters within 1/4 mile of the mouth of Issaquah Creek are closed to salmon angling at all times. [Order 77-3, § 220-57A-145, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-145, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-076.]

WAC 220-57A-150 Serene Lake (Snohomish County). Closed the entire year. [Order 77-3, § 220-57A-150, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-150, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-080.]

WAC 220-57A-155 Shoecraft Lake (Snohomish County). Bag limit I – April 17 through September 5. [Order 77-3, § 220-57A-155, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-155, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-117.]

WAC 220-57A-160 Sprague Lake (Lincoln County). Bag limit I – open entire year. [Order 76-14, § 220-57A-160, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-118.]

WAC 220-57A-165 St. Clair (Thurston County). Closed the entire year. [Order 77-3, § 220-57A-165, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-165, filed 3/15/76, effective 5/1/76.]

WAC 220-57A-170 Storm Lake (Snohomish County). Closed to salmon angling entire year. [Order 76-14, § 220-57A-170, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-090.]

WAC 220-57A-175 Lake Washington. (1) Waters north of the Evergreen Point Floating Bridge – bag limit B – August 16 through May 31.

(2) Waters south of the Evergreen Point Floating Bridge – bag limit B – December 1 through May 31.

(3) It shall be unlawful to take, fish for or possess sockeye salmon the entire year. [Order 77-3, § 220-57A-175, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-175, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-096.]

WAC 220-57A-180 Washington Ship Canal, Lake (including Lake Union). (1) Bag limit B – August 16 through May 31: west of University Bridge, to eastern end of the north wingwall of the Chittendon Locks. Waters between the University Bridge and the concrete abutment ends east of the Montlake Bridge and waters between the eastern end of the north wingwall of the Chittendon Locks and the Railroad Bridge west of the Locks are closed to salmon angling at all times.

(2) It shall be unlawful to take, fish for or possess sockeye salmon the entire year. [Order 77-3, § 220-57A-180, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-180, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-097.]

WAC 220-57A-185 Wilderness Lake (King County). Bag limit I – April 17 through September 5. [Order 77-

3, § 220-57A-185, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-185, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-101.]

WAC 220-57A-190 Wynoochee Reservoir (Grays Harbor County). Bag limit I – April 17 through October 31. [Order 77-3, § 220-57A-190, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57A-190, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-190.]

Chapter 220-60 WAC

OYSTERS AND CLAMS—SALES FROM STATE RESERVES

WAC

220-60-010	Publishing notice of sale.
220-60-020	State supervision of harvesting.
220-60-030	Director to designate place of taking.
220-60-040	Loads to be measured.
220-60-050	Payment.
220-60-060	Oyster growers' associations.
220-60-070	Purchasers' licenses.
220-60-080	Director may limit use of licenses.
220-60-090	Director to establish sale prices.
220-60-110	Other unlawful conduct.
220-60-120	Director's agent may issue instructions.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-60-001	Promulgation. [Order 248, Promulgation, filed 3/1/60.] Repealed by Order 1179, filed 11/19/74.
220-60-100	No resales or processing by purchaser within twenty days. [Order 248, § 10, filed 3/1/60.] Repealed by Order 1179, filed 11/19/74.

WAC 220-60-010 Publishing notice of sale. Sales of oysters and/or clams from the oyster reserves of the state shall take place after notice of such sales has been published in The Daily Olympian at Olympia, Washington, and one newspaper of general circulation in the area in which such sales shall take place. [Order 248, § 1, filed 3/1/60.]

WAC 220-60-020 State supervision of harvesting. All harvesting of oysters shall take place under the supervision of the Director or his authorized agent, and such harvesting shall be accomplished only at such times and in such areas as may be specified in writing by such authorized agent of the Director, or by the Director. [Order 1179, § 220-60-020, filed 11/19/74; Order 248, § 2, filed 3/1/60.]

WAC 220-60-030 Director to designate place of taking. It shall be the responsibility of any person or persons purchasing oysters or clams from any of the state oyster reserves to take such shellfish only from such state oyster reserves as may be designated by the director or his authorized agent. [Order 248, § 3, filed 3/1/60.]

WAC 220-60-040 Loads to be measured. Before each scow, or dredge, or other conveyance, containing oysters or clams leaves any state oyster reserve, the person in charge of such scow or dredge shall contact the

nearest authorized agent of the director for measuring the load. Such load shall not be removed from the reserve without permission of the director or his authorized agent. Invoices will be issued in triplicate, showing the number of bushels and/or pounds in each such load. One copy of such invoice shall be given to the buyer, one copy shall be forwarded to the central office of the department, and the third copy shall be retained by the authorized agent of the director. [Order 248, § 4, filed 3/1/60.]

WAC 220-60-050 Payment. All purchasers of oysters or clams from any of the State Oyster Reserves shall make remittance for purchases by bank draft or check payable to the Treasurer of the State of Washington, and shall render such payment to the authorized agent of the Director by Friday of each week for invoices of the previous week. [Order 1179, § 220-60-050, filed 11/19/74; Order 248, § 5, filed 3/1/60.]

WAC 220-60-060 Oyster growers' associations. Any organized oyster growers' association may at its discretion appoint a qualified representative to be present at any or all times during purchases of oysters and/or clams from state oyster reserves. Such representative shall have access to the department's boat and all records pertaining to such sales. Any expenses of such representative shall not be borne by the department of fisheries. [Order 248, § 6, filed 3/1/60.]

WAC 220-60-070 Purchasers' licenses. All purchasers of oysters or clams from any of the state oyster reserves shall, in advance of the removal of any oysters and/or clams from any such reserve, obtain from the department an oyster reserve license as required by section 71, chapter 112, Laws of 1949, RCW 75.28.290. [Order 248, § 7, filed 3/1/60.]

WAC 220-60-080 Director may limit use of licenses. Nothing in this order shall prevent the director or his authorized agent from limiting the number of bushels of oysters or pounds of clams which may be sold to any one oyster reserve licensee. The department of fisheries reserves the right to limit the number of dredges operated by any one licensee. [Order 248, § 8, filed 3/1/60.]

WAC 220-60-090 Director to establish sale prices. All oysters removed from the reserves for commercial purposes or for transplantation shall be sold by the department at the price established by the director at the time such sale is announced. [Order 248, § 9, filed 3/1/60.]

WAC 220-60-110 Other unlawful conduct. It shall be unlawful to violate any of the provisions of this order or to commit any direct or indirect subterfuge that would defeat the purposes thereof. [Order 248, § 11, filed 3/1/60.]

WAC 220-60-120 Director's agent may issue instructions. It shall be the duty of the authorized agent of the director, in connection with the sales of oysters and/or clams from any of the state oyster reserves, to

issue from time to time to any of the various purchasers of such oysters or clams, any verbal or written instructions which may in his discretion be necessary to carry out the provisions of this order; and it shall be unlawful for any such purchaser or his representative, employee, or agent, to refuse to comply with such verbal or written instructions. [Order 248, § 12, filed 3/1/60.]

Chapter 220-69 WAC

FISH RECEIVING TICKETS—WEIGHT DELIVERY SHEETS

WAC

220-69-210	Purpose.
220-69-215	Compliance and misrepresentation.
220-69-220	Definition of terms.
220-69-230	Description of cannery fish receiving ticket.
220-69-231	Description of troll fish receiving ticket.
220-69-232	Description of marine fish receiving ticket.
220-69-233	Description of utility fish receiving ticket.
220-69-234	Description of treaty Indian fish receiving ticket.
220-69-235	Description of oyster production report.
220-69-237	Description of sport salmon catch record.
220-69-240	Duties of commercial purchasers and receivers.
220-69-241	Duties of commercial fisherman and growers.
220-69-242	Duties of commercial oyster purchasers, receivers, and shuckers.
220-69-245	Duties of sport salmon catch record issuers.
220-69-250	Required information on cannery fish receiving tickets.
220-69-251	Required information on troll fish receiving tickets.
220-69-252	Required information on marine fish receiving tickets.
220-69-253	Required information on utility fish receiving tickets.
220-69-254	Required information on treaty Indian fish receiving tickets.
220-69-255	Required information on oyster production report.
220-69-260	Distribution of copies of cannery fish receiving ticket.
220-69-261	Distribution of copies of troll fish receiving tickets.
220-69-262	Distribution of copies of marine fish receiving ticket.
220-69-263	Distribution of copies of utility fish receiving ticket.
220-69-264	Distribution of copies of treaty Indian fish receiving tickets.
220-69-265	Distribution of copies of oyster production report.
220-69-270	License cards.
220-69-271	Dealer and buyer plates.
220-69-272	Treaty Indian identification cards.
220-69-273	Imprinters.
220-69-274	Signatures.
220-69-280	Fish receiving ticket accountability.
220-69-290	Annual production report.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-69-001	Promulgation. [Order 640, filed 4/30/65.] Repealed by Order 76-25, filed 1:50 p.m., 4/20/76, effective 7/1/76.
220-69-005	Definitions. [Order 1298, § 220-69-005, filed 9/25/75.] Repealed by Order 76-153, filed 12/17/76.
220-69-010	Nontreaty salmon fish receiving ticket. [Order 76-25, § 220-69-010, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 1298, § 220-69-010, filed 9/25/75; Order 995, § 220-69-010, filed 6/8/72; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.
220-69-011	Nontreaty shellfish and food fish other than salmon fish receiving ticket. [Order 76-25, § 220-69-011, filed 1:50 p.m., 4/20/76, effective 7/1/76.] Repealed by Order 76-153, filed 12/17/76.
220-69-012	Treaty Indian fish receiving ticket. [Order 76-25, § 220-69-012, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 1298, § 220-69-012, filed 9/25/75.] Repealed by Order 76-153, filed 12/17/76.

- 220-69-020 Weight delivery sheets—Form—Contents. [Order 640, filed 4/30/65.] Repealed by Order 76-25, filed 1:50 p.m., 4/20/76, effective 7/1/76.
- 220-69-030 Duties of receivers and purchasers. [Order 76-25, § 220-69-030, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 1298, § 220-69-030, filed 9/25/75; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-040 Fish receiving tickets—Duties of fishermen and growers. [Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-050 Oyster purchasers, receivers, shuckers—Duties. [Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-060 Additional requirements. [Order 76-25, § 220-69-060, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-070 Weight delivery sheets—Rules for use of. [Order 640, filed 4/30/65.] Repealed by Order 76-25, filed 1:50 p.m., 4/20/76, effective 7/1/76.
- 220-69-080 Fish receiving tickets—Signatures. [Order 920, § 220-69-080, filed 5/13/71; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-081 License cards. [Order 76-25, § 220-69-081, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 920, § 220-69-081, filed 5/13/71.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-082 Mechanical imprinter. [Order 76-25, § 220-69-082, filed 1:50 p.m., 4/20/76, effective 7/1/76.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-083 Treaty identification cards. [Order 76-25, § 220-69-083, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 1298, § 220-69-083, filed 9/25/75.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-085 Dealer's plate. [Order 76-25, § 220-69-085, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 920, § 220-69-085, filed 5/13/71.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-090 Nontreaty fish receiving tickets—Disposition. [Order 76-25, § 220-69-090, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 1298, § 220-69-090, filed 9/25/75; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-091 Treaty Indian fish receiving tickets copies disposition. [Order 1298, § 220-69-091, filed 9/25/75.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-095 Imprinters—Control. [Order 76-25, § 220-69-095, filed 1:50 p.m., 4/20/76, effective 7/1/76.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-100 Voided, unused, tickets. [Order 76-25, § 220-69-100, filed 1:50 p.m., 4/20/76, effective 7/1/76; Order 640, filed 4/30/65.] Repealed by Order 76-153, filed 12/17/76.
- 220-69-110 Compliance required—Misrepresentations—Forms. [Order 640, filed 4/30/65.] Repealed by Order 77-31, filed 5/11/77.

WAC 220-69-210 Purpose. The purpose of this chapter shall be to:

- (1) Describe the use of all Fisheries' catch reporting forms.
- (2) Describe the duties of fisherman, sellers, deliverers, growers, purchasers, and receivers regarding catch reporting.
- (3) Describe the required information on each catch reporting form.
- (4) Describe the distribution of each copy of each catch reporting form.
- (5) Describe the use of mechanical imprinters, imprinter cards, and imprinter plates.
- (6) Describe the accountability methods for all catch reporting forms.

(7) Ensure compliance with all orders of this chapter. [Order 76-153, § 220-69-210, filed 12/17/76.]

WAC 220-69-215 Compliance and misrepresentation. It shall be unlawful for any person, partnership, association, corporation, or similar entity dealing with or possessing food fish, shellfish, or parts thereof:

(1) To fail to completely and accurately carry out the provisions of this chapter.

(2) To misrepresent, falsify, or omit any required entry made upon official State of Washington Fish Receiving Ticket, Sport Salmon Catch Record, or Production Report, or to enter information that is so illegible as to be misinterpreted.

(3) To utilize any forms other than official State of Washington Fish Receiving Tickets, Sport Salmon Catch Record, or Production Report as described in this chapter for catch reporting. [Order 76-153, § 220-69-215, filed 12/17/76.]

WAC 220-69-220 Definition of terms. (1) DEPARTMENT OF FISHERIES as referred to in this chapter shall mean:

Department of Fisheries
Data Processing Section
Room 115 General Administration Building
Olympia, Washington 98504
Telephone (206) 753-2540 or (206) 753-6580

(2) DEALER as referred to in this chapter shall mean the purchaser or receiver of food fish, shellfish, or parts thereof.

(3) FISHERMAN as referred to in this chapter shall mean the person who catches or delivers of food fish, shellfish, or parts thereof.

(4) IPSFC as referred to in this chapter shall mean:
International Pacific Salmon Fisheries Commission
P.O. Box 30
New Westminster, British Columbia CANADA

(5) TREATY as referred to in this chapter shall mean any person, group, or activity thereof made unique by virtue of descendancy from Indian tribes signatory to treaties made with the United States Government in the mid-1850's where such treaties reserved certain rights in what is now the State of Washington or waters bordering that state.

(6) NONTREATY as used in this chapter shall mean all entities not qualified by definition as treaty. [Order 76-153, § 220-69-220, filed 12/17/76.]

WAC 220-69-230 Description of cannery fish receiving ticket. (1) There is hereby created a Cannery Fish Receiving Ticket form to be prepared, printed, and distributed upon request, by the Department of Fisheries, which shall contain space for the following information:

- (a) Fisherman or Owner: Name of seller or deliverer.
- (b) Address: Address of seller or deliverer.
- (c) Boat Name: Name or Coast Guard number of landing vessel.
- (d) Plate Number: Washington Department of Fisheries Boat Plate Number, or Vessel Delivery Permit number.

(e) Gear: Code number or name of specific type of gear used.

(f) Fisherman's Signature: Signature of seller or deliverer.

(g) Date: Date of landing.

(h) Dealer: Name of dealer, or Department of Fisheries' number assigned to dealer.

(i) Buyer: Name of buyer, or Department of Fisheries' number assigned to buyer.

(j) Dealer's Signature: Signature of purchaser or receiver.

(k) Number of Days Fished: Days spent catching fish.

(l) Fish Caught Inside or Outside 3-Mile Limit: Check one box.

(m) Catch Area: Salmon catch area code.

(n) Tally Space for Dealer's Use: Used at dealer's discretion.

(o) Species Code: Department of Fisheries' assigned species code.

(p) Number of Fish, Species Description Pounds, and Price: Summary information for species landed.

(q) Work Area for Dealer's Use: Used at dealer's discretion.

(r) Total Amount: Total value of landing.

(s) 1% Tax: 1% tax collected.

(t) 2% Tax: 2% tax collected.

(u) Amount Paid: Value paid to seller.

(2) The Cannery Fish Receiving Ticket shall be used for:

(a) Deliveries of nontreaty salmon caught in inland waters.

(b) Any other delivery of nontreaty salmon where the catch may be easily recorded. [Order 76-153, § 220-69-230, filed 12/17/76.]

WAC 220-69-231 Description of troll fish receiving ticket. (1) There is hereby created a Troll Fish Receiving Ticket form to be prepared, printed, and distributed upon request, by the Department of Fisheries, which shall contain space for the following information:

(a) Fisherman or Owner: Name of seller or deliverer.

(b) Address: Address of seller or deliverer.

(c) Boat Name: Name or Coast Guard number of landing vessel.

(d) Plate Number: Washington Department of Fisheries' Boat Plate Number, or Vessel Delivery Permit number.

(e) Gear: Code number or name of specific type of gear used.

(f) Fisherman's Signature: Signature of seller or deliverer.

(g) Date: Date of landing.

(h) Dealer: Name of dealer, or Department of Fisheries' number assigned to dealer.

(i) Buyer: Name of buyer, or Department of Fisheries' number assigned to buyer.

(j) Dealer's Signature: Signature of purchaser or receiver.

(k) Number of Days Fished: Days spent catching fish.

(l) Fish Caught Inside or Outside 3-mile Limit: Check one box.

(m) Catch Area: Salmon Management and Catch Reporting Areas.

(n) Tally Space for Dealer's Use: Used at dealer's discretion.

(o) Grade and Species Code: Department of Fisheries' assigned grades and species codes.

(p) Number of Fish, Species Distribution, Pounds, and Price: Information for each species landed.

(q) Total Amount: Total value of landing.

(r) 1% Tax: 1% tax collected.

(s) 2% Tax: 2% tax collected.

(t) Amount Paid: Value paid to seller.

(2) The Troll Fish Receiving Ticket shall be used for:

(a) Deliveries of nontreaty coastal salmon and incidental catch.

(b) Any other nontreaty deliveries where the species delivered may be easily recorded. [Order 77-14, § 220-69-231, filed 4/15/77; Order 76-153, § 220-69-231, filed 12/17/76.]

WAC 220-69-232 Description of marine fish receiving ticket. (1) There is hereby created a Marine Fish Receiving Ticket form to be prepared, printed, and distributed upon request, by the Department of Fisheries, which shall contain space for the following information:

(a) Fisherman or Owner: Name of seller or deliverer.

(b) Address: Address of seller or deliverer.

(c) Boat Name: Name or Coast Guard number of landing vessel.

(d) Plate Number: Washington Department of Fisheries Boat Plate Number, or Vessel Delivery Permit number.

(e) Gear: Code number or name of specific type of gear used.

(f) Fisherman's Signature: Signature of seller or deliverer.

(g) Date: Date of landing.

(h) Dealer: Name of dealer, or Department of Fisheries' number assigned to dealer.

(i) Buyer: Name of buyer, or Department of Fisheries' number assigned to buyer.

(j) Dealer's Signature: Signature of purchaser or receiver.

(k) Number of Days Fished: Days spent catching fish.

(l) Fish Caught Inside or Outside 3-Mile Limit: Check one box.

(m) Catch Area: Marine fish/shellfish catch area code.

(n) Physical gear used: Circle the physical gear actually used to catch the fish.

(o) Tally Space for Dealer's Use: Used at dealer's discretion.

(p) Species Code: Department of Fisheries' species code.

(q) Species Description, Pounds of Fish, and Price: Information for each species landed.

(r) Total Amount: Total value of landing.

(s) 1% Tax: 1% tax collected.

(t) 2% Tax: 2% tax collected.

(u) Amount Paid: Value paid to seller.

(2) The Marine Fish Receiving Ticket shall be used for:

(a) Nontreaty deliveries of marine fish or bottomfish that do not include salmon. [Order 76-153, § 220-69-232, filed 12/17/76.]

WAC 220-69-233 Description of utility fish receiving ticket. (1) There is hereby created a Utility Fish Receiving Ticket form to be prepared, printed, and distributed upon request, by the Department of Fisheries, which shall contain space for the following information:

- (a) Fisherman or Owner: Name of seller or deliverer.
 - (b) Address: Address of seller or deliverer.
 - (c) Boat Name: Name or Coast Guard number of landing vessel.
 - (d) Plate Number: Washington Department of Fisheries Boat Plate Number, or Vessel Delivery Permit number.
 - (e) Gear: Code number or name of specific type of gear used.
 - (f) Fisherman's Signature: Signature of seller or deliverer.
 - (g) Date: Date of landing.
 - (h) Dealer: Name of dealer, or Department of Fisheries' number assigned to dealer.
 - (i) Buyer: Name of buyer, or Department of Fisheries' number assigned to buyer.
 - (j) Dealer's Signature: Signature of purchaser or receiver.
 - (k) Number of Days Fished: Days spent catching fish.
 - (l) Fish Caught Inside or Outside 3-Mile Limit: Check one box.
 - (m) Catch Area: Marine fish/shellfish catch area code.
 - (n) Tally Space for Dealer's Use: Used at dealer's discretion.
 - (o) Species Code: Department of Fisheries species code.
 - (p) Number of Fish, Species Description, Pounds, and Price: Information for each species landed.
 - (q) Total Amount: Total value of landing.
 - (r) 1% Tax: 1% tax collected.
 - (s) 2% Tax: 2% tax collected.
 - (t) Amount Paid: Value paid to seller.
- (2) The Utility Fish Receiving Ticket shall be used for:

(a) Any nontreaty deliveries that do not include salmon, where other fish receiving tickets are not appropriate. [Order 76-153, § 220-69-233, filed 12/17/76.]

WAC 220-69-234 Description of treaty Indian fish receiving ticket. (1) There is hereby created a Treaty Indian Fish Receiving Ticket form to be prepared, printed, and distributed upon request, by the Department of Fisheries, which shall contain space for the following information:

- (a) Tribal Name: Name of tribe.
- (b) Fisherman: Name of seller or deliverer.
- (c) Identification Card Number: Treaty Indian identification number.
- (d) Signature: Signature of seller or deliverer.
- (e) Date: Date of landing.
- (f) Dealer: Name of dealer, or Department of Fisheries' number assigned to dealer.

(g) Buyer: Name of buyer, or Department of Fisheries' number assigned to buyer.

(h) On-Reservation Catch Area: River name for river catch, salmon catch area for saltwater salmon catch, marine fish/shellfish catch area for nonsalmon saltwater catch.

(i) Off-Reservation Catch Area: River name for river catch, salmon catch area for saltwater salmon catch, marine fish/shellfish catch area for nonsalmon saltwater catch.

(j) Gear Type: Numerical gear code.

(k) Number of Nets: Number of nets used.

(l) Species and Description: Species name of fish landed.

(m) Number of Fish, Pounds, and Price: Information for each species landed.

(n) Subtotal: Total price of catch landed.

(o) Tribal Tax: Tribal tax collected.

(p) Total: Total price paid seller or deliverer.

(2) The Treaty Indian Fish Receiving Ticket shall be used for:

(a) Any deliveries of fish caught by treaty Indians exercising a treaty fishing right in established treaty waters. [Order 76-153, § 220-69-234, filed 12/17/76.]

WAC 220-69-235 Description of oyster production report. (1) There is hereby created an Oyster Production Report form to be prepared, printed, and distributed upon request, by the Department of Fisheries, which shall contain space for the following information:

- (a) Dealer's Name: Name of purchaser or receiver.
 - (b) Address: Address of purchaser or receiver.
 - (c) Plant Location: City where plant is located.
 - (d) Report for Month of: Month and year covered by the report.
 - (e) Summary Line: Showing district, dealer, port, year, month, day, ticket number, and gear.
 - (f) Received From: Name of grower, seller, or deliverer.
 - (g) Location of Beds: Geographical location of oyster beds.
 - (h) Area Code: Department of Fisheries' geographical area code.
 - (i) Species: Species of oyster.
 - (j) Species Code: Department of Fisheries' species code.
 - (k) Pounds, Bushels, or Gallons: Quantity of oysters received.
 - (l) Price: Price per unit received.
 - (m) Amount: Total price.
 - (n) Signature: Signature of purchaser or receiver.
- (2) The Oyster Production Report shall be used for monthly reporting of oysters received, purchased, shucked, or shipped as specified in WAC 220-69-242(2). [Order 76-153, § 220-69-235, filed 12/17/76.]

WAC 220-69-237 Description of sport salmon catch record. (1) There is hereby created a Sport Salmon Catch Record form to be prepared, printed, and distributed upon request, by the Department of Fisheries,

(2) The Sport Salmon Catch Record stub shall contain space for the following information:

- (a) Name of angler.
 - (b) Home Address.
 - (c) City, State, Zip Code.
 - (d) Home Phone.
 - (e) Date of Issue.
- (3) The Sport Salmon Catch Record card shall contain space for the following information:
- (a) Name of angler.
 - (b) Home Address.
 - (c) City, State, Zip Code.
 - (d) Space for the license validation stamp.
 - (e) Month of catch.
 - (f) Day of catch.
 - (g) Marine Code or Stream: Location of catch.
 - (h) Species: Species code for salmon.
 - (i) Total Days Fished: Length of time spent fishing.
 - (j) Method fish were caught (charter boat, private boat, rental boat, from shore). [Order 77-121, § 220-69-237, filed 10/19/77; Order 76-153, § 220-69-237, filed 12/17/76.]

WAC 220-69-240 Duties of commercial purchasers and receivers. (1) Every person, partnership, association, corporation, or similar entity receiving or purchasing fresh, iced, or frozen food fish or shellfish, or any parts thereof, from fishermen, firms, or individuals, regardless of whether or not the receiver or purchaser holds a license as required under Title 75 RCW, shall immediately, completely, accurately, and legibly prepare the appropriate State of Washington Fish Receiving Ticket regarding each and every purchase or receipt of such commodities. Each delivery shall be recorded on a separate State of Washington Fish Receiving Ticket: *Provided*, That provisions of this section do not apply to purchases or receipts made by individuals or consumers at retail: *Provided further*, That the provisions of this section do not apply to fresh, iced, or frozen food fish or shellfish, or parts thereof purchased from any person, partnership, association, corporation, or similar entity, possessing a valid Washington wholesale dealer's license. It shall be the purchaser's responsibility to obtain the name, address, and Washington wholesale dealer's license number, and retain these, together with such sales receipt documents or information as may be required, to show the seller's name, quantity of fish, and date of the transaction.

(2) State of Washington Fish Receiving Tickets shall be required for:

(a) Fresh food fish or shellfish previously landed in another state, territory, or country and shipped or transported into the State of Washington.

(b) Any frozen food fish or shellfish received in the State of Washington which were not previously landed in another state, territory, or country.

(3) Fishermen, fishermen-wholesalers, and wholesalers shall determine the weight of baitfish contained in an average and normal brail and multiply the number of such brailers of baitfish by this weight factor and report such baitfish in both dozens and total weight: *Provided*, That it shall be lawful for such fishermen, fishermen-wholesalers, and wholesalers, when receiving herring, candlefish, anchovy, or pilchards for bait purposes, to

delay completing that portion of the fish receiving ticket which indicates number of herring received, only if the herring, candlefish, anchovy, or pilchards are sold individually or counted as dozens. Such counts shall be entered on the fish tickets immediately. An estimate of herring, candlefish, anchovy, or pilchards caught but not sold due to mortality must be included on the fish ticket as "Loss Estimate".

(4) It shall be lawful for an original receiver, when receiving purse seine-caught herring taken from Areas 20A, 20B, 21A, and 21B during the period April 15 through May 31, to delay completing that portion of the fish receiving ticket which indicates the weight of herring received only until the herring are off-loaded from the original receiver's vessel. The herring shall then be weighed and the weight shall be immediately entered in the appropriate space on the ticket. A separate State of Washington fish receiving ticket shall be initiated at the time of each individual receipt of herring from the purse seine catching vessel.

(5) The original receiver of herring taken from Puget Sound Marine Fish-Shellfish Catch Areas 20A, 20B, 21A, and 21B, during the period April 16 through May 31 shall report each calendar day's receipts by noon of the following day to the Department of Fisheries, Olympia, Washington; telephone (206) 753-6637. [Order 77-14, § 220-69-240, filed 4/15/77; Order 76-153, § 220-69-240, filed 12/17/76.]

WAC 220-69-241 Duties of commercial fisherman and growers. Every fisherman, or food fish or shellfish grower, selling his food fish or shellfish to the consumer, restaurant, boathouse, or other retail outlet, and every fisherman, or food fish or shellfish grower, who places, or attempts to place, into inter-state commerce any food fish or shellfish previously landed in this state, or caught, or harvested from the territorial waters of this state, shall be required to either:

(1) Immediately, completely, accurately, and legibly prepare the appropriate State of Washington fish receiving ticket in his own name for each retail sale or out-of-state shipment so made, or

(2) At the close of each day's business, completely, accurately, and legibly prepare the appropriate State of Washington fish receiving ticket in his own name for the total day's activities. [Order 76-153, § 220-69-241, filed 12/17/76.]

WAC 220-69-242 Duties of commercial oyster purchasers, receivers, and shuckers. Every person, partnership, association, corporation, or similar entity, receiving, purchasing, or shucking oysters for resale, or any grower shipping oysters out of the state, shall keep complete and accurate records showing the grower from whom the oysters were received, the quantity received, the quantity of oysters shucked or opened, and the location from which the oysters were harvested, and shall either:

(1) Completely, accurately, and legibly prepare the appropriate State of Washington fish receiving ticket for each and every day's activities, or

(2) Upon written approval from the Department of Fisheries, completely, accurately, and legibly prepare a monthly State of Washington Oyster Production Report for each and every month irrespective of whether oysters were received, harvested, shucked, or shipped during that month. [Order 76-153, § 220-69-242, filed 12/17/76.]

WAC 220-69-245 Duties of sport salmon catch record issuers. Any person, partnership, association, corporation, or similar entity issuing Sport Salmon Catch Records shall be subject to the following orders:

(1) Sport Salmon Catch Records shall be issued in numerical sequence starting with the lowest numbered record book in possession of the issuer.

(2) Sport Salmon Catch Record books shall not be transferred from one issuer to another without written permission of the Department of Fisheries.

(3) Any issuer terminating business shall return all Sport Salmon Card Records to the Department of Fisheries within 30 days after terminating business.

(4) All Sport Salmon Catch Records that are void, lost, destroyed, or otherwise missing, shall be accounted for in writing to the Department of Fisheries.

(5) All Sport Salmon Catch Record books in which all punch cards have been issued shall be returned to the Department of Fisheries within 30 days of the date of issuance of the last punch card in each book.

(6) All Sport Salmon Catch Record books, whether used or unused, shall be returned to the Department of Fisheries by January 31 of the year following the year of issuance. [Order 76-153, § 220-69-245, filed 12/17/76.]

WAC 220-69-250 Required information on cannery fish receiving tickets. Entries (a) through (m) and entry (p) of subsection (1) of WAC 220-69-230 shall be required on each completed Cannery Fish Receiving Ticket.

Provided, That a valid license card or duplicate license card issued by the Department of Fisheries shall be used in conjunction with an approved mechanical imprinter in lieu of entries (a) through (f) of subsection (1) of WAC 220-69-230 except as provided in WAC 220-69-273.

Provided further, That a valid dealer or buyer card issued by the Department of Fisheries shall be used in conjunction with an approved mechanical imprinter in lieu of entries (h) through (j) of subsection (1) of WAC 220-69-230 except as provided in WAC 220-69-273. [Order 76-153, § 220-69-250, filed 12/17/76.]

WAC 220-69-251 Required information on troll fish receiving tickets. Entries (a) through (m) and entry (p) of subsection (1) of WAC 220-69-231 shall be required on each completed Troll Fish Receiving Ticket.

Provided, That a valid license card or duplicate license card issued by the Department of Fisheries shall be used in conjunction with an approved mechanical imprinter in lieu of entries (a) through (f) of subsection (1) of WAC 220-69-231 except as provided in WAC 220-69-273.

Provided further, That a valid dealer or buyer card issued by the Department of Fisheries shall be used in

conjunction with an approved mechanical imprinter in lieu of entries (h) through (j) of subsection (1) of WAC 220-69-231 except as provided in WAC 220-69-273. [Order 76-153, § 220-69-251, filed 12/17/76.]

WAC 220-69-252 Required information on marine fish receiving tickets. Entries (a) through (n) and entry (q) of subsection (1) of WAC 220-69-232 shall be required on each completed Marine Fish Receiving Ticket.

Provided, That a valid license card or duplicate license card issued by the Department of Fisheries shall be used in conjunction with an approved mechanical imprinter in lieu of entries (a) through (f) of subsection (1) of WAC 220-69-232 except as provided in WAC 220-69-273.

Provided further, That a valid dealer or buyer card issued by the Department of Fisheries shall be used in conjunction with an approved mechanical imprinter in lieu of entries (h) through (j) of subsection (1) of WAC 220-69-232 except as provided in WAC 220-69-273. [Order 76-153, § 220-69-252, filed 12/17/76.]

WAC 220-69-253 Required information on utility fish receiving tickets. Entries (a) through (m) and entry (p) of subsection (1) of WAC 220-69-233 shall be required on each completed Utility Fish Receiving Ticket.

Provided, That a valid license card or duplicate license card issued by the Department of Fisheries shall be used in conjunction with an approved mechanical imprinter in lieu of entries (a) through (f) of subsection (1) of WAC 220-69-233 except as provided in WAC 220-69-273.

Provided further, That a valid dealer or buyer card issued by the Department of Fisheries shall be used in conjunction with an approved mechanical imprinter in lieu of entries (h) through (j) of subsection (1) of WAC 220-69-233. [Order 76-153, § 220-69-253, filed 12/17/76.]

WAC 220-69-254 Required information on treaty Indian fish receiving tickets. Entries (a) through (j) and entries (l) and (m) of subsection (1) of WAC 220-69-234 shall be required on each completed Treaty Indian Fish Receiving Ticket.

Provided, That a valid treaty Indian identification card may be used in lieu of entries (a) through (d) of subsection (1) of WAC 220-69-234.

Provided further, That a valid dealer or buyer card issued by the Department of Fisheries may be used in lieu of entries (f) and (g) of subsection (1) of WAC 220-69-234. [Order 76-153, § 220-69-254, filed 12/17/76.]

WAC 220-69-255 Required information on oyster production report. Entries (a) through (d) and entries (f), (g), (i), (k), and (l) through (n) of subsection (1) of WAC 220-69-235 shall be required on each completed Oyster Production Report. [Order 76-153, § 220-69-255, filed 12/17/76.]

WAC 220-69-260 Distribution of copies of cannery fish receiving ticket. State of Washington Cannery Fish Receiving Tickets shall be made out in quintuplicate (five copies) at the time of landing. Upon completion of

the Cannery Fish Receiving Ticket the copies shall be distributed as follows:

(1) The Dealer Copy #1 (white) shall be retained by purchaser or receiver for their use.

(2) The State Copy (green) shall be mailed each day to the Department of Fisheries.

(3) The IPSFC Copy (pink) shall be mailed each day to the IPSFC, P.O. Box 30, New Westminster, B.C. *Provided*, That in the event the Fish Receiving Ticket does not contain any pink or sockeye salmon caught in Catch Areas 3, 4, 4B, 5, 6, 6A, 7, 7A, 7B, 57, or 58, the Fish Receiving Ticket shall be mailed each day to the Department of Fisheries with the State copy.

(4) Dealer Copy #2 (yellow) shall be retained by purchaser or receiver for their use.

(5) Fisherman Copy (gold) shall be retained by the seller or deliverer for their use. [Order 76-153, § 220-69-260, filed 12/17/76.]

WAC 220-69-261 Distribution of copies of troll fish receiving tickets. State of Washington Troll Fish Receiving Tickets shall be made out in quintuplicate (five copies) at the time of landing. Upon completion of the Troll Fish Receiving Ticket, the copies shall be distributed as follows:

(1) The Dealer Copy #1 (white) shall be retained by purchaser or receiver for their use.

(2) The State Copy (green) shall be mailed each day to the Department of Fisheries.

(3) The IPSFC Copy (pink) shall be mailed each day to the IPSFC, P.O. Box 30, New Westminster, B.C. *Provided*, That in the event the Fish Receiving Ticket does not contain any pink or sockeye salmon caught in Catch Areas 3, 4, 4B, 5, 6, 6A, 7, 7A, 7B, 57, or 58, the Fish Receiving Ticket shall be mailed each day to the Department of Fisheries with the State copy.

(4) The Dealer Copy #2 (yellow) shall be retained by purchaser or receiver for their use.

(5) The Fisherman Copy (gold) shall be retained by the seller or deliverer for their use. [Order 76-153, § 220-69-261, filed 12/17/76.]

WAC 220-69-262 Distribution of copies of marine fish receiving ticket. State of Washington Marine Fish Receiving Tickets shall be made out in quadruplicate (four copies) at the time of landing. Upon completion of the Marine Fish Receiving Ticket, the copies shall be distributed as follows:

(1) The Dealer Copy #1 (white) shall be retained by purchaser or receiver for their use.

(2) The State Copy (green) shall be mailed each day to the Department of Fisheries.

(3) The Dealer Copy #2 (yellow) shall be retained by purchaser or receiver for their use.

(4) The Fisherman Copy (gold) shall be retained by the seller or deliverer for their use. [Order 76-153, § 220-69-262, filed 12/17/76.]

WAC 220-69-263 Distribution of copies of utility fish receiving ticket. State of Washington Utility Fish Receiving Tickets shall be made out in quadruplicate (four copies) at the time of landing. Upon completion of

the Utility Fish Receiving Ticket, the copies shall be distributed as follows:

(1) The Dealer Copy #1 (white) shall be retained by purchaser or receiver for their use.

(2) The State Copy (green) shall be mailed each day to the Department of Fisheries.

(3) The Dealer Copy #2 (yellow) shall be retained by purchaser or receiver for their use.

(4) The Fisherman Copy (gold) shall be retained by the seller or deliverer for their use. [Order 76-153, § 220-69-263, filed 12/17/76.]

WAC 220-69-264 Distribution of copies of treaty Indian fish receiving tickets. State of Washington Treaty Indian Fish Receiving Tickets shall be made out in quintuplicate (five copies) at the time of landing. Upon completion of the Treaty Indian Fish Receiving Ticket, the copies shall be distributed as follows:

(1) The Dealer Copy #1 (white) shall be retained by purchaser or receiver for their use.

(2) The State Copy (green) shall be mailed each day to the Department of Fisheries.

(3) The IPSFC Copy (pink) shall be mailed each day to the IPSFC, P.O. Box 30, New Westminster, B.C. *Provided*, That in the event the Fish Receiving Ticket does not contain any pink or sockeye salmon caught in Catch Areas 3, 4, 4B, 5, 6, 6A, 7, 7A, 7B, 57, or 58, the Fish Receiving Ticket shall be mailed each day to the Department of Fisheries with the State copy.

(4) The Tribal Copy (yellow) shall be mailed each day to the Department of Fisheries. *Provided*, That upon written agreement received by the Department of Fisheries from a specific tribe and buyer indicating the desire to transmit the tribe's copy directly to the fisherman's tribe, then that one copy may be so disposed.

(5) The Fisherman Copy (gold) shall be retained by the seller or deliverer for their use. [Order 76-153, § 220-69-264, filed 12/17/76.]

WAC 220-69-265 Distribution of copies of oyster production report. State of Washington Oyster Production Reports shall be made out in duplicate (two copies). The dealer's copy (white) shall be retained by the purchaser or receiver for their use, and the State copy (green) shall be mailed to the Department of Fisheries. [Order 76-153, § 220-69-265, filed 12/17/76.]

WAC 220-69-270 License cards. (1) Upon lawful application, a commercial fishing license or permit in the form of a license card will be issued by the Department of Fisheries. The license card will be designed for use with an approved mechanical imprinting device. The license card will contain the boat owner's name; boat name or number, length, and gear type; boat operator's name, description, and address; license expiration date; gear code; license number; and Department of Fisheries' boat plate number.

(2) It shall be unlawful for any person to use or possess a license card other than the fisherman to whom the card is issued, or the buyer to whom the fish are being offered for receipt.

(3) Upon written request to the Department of Fisheries by any person holding a valid license card, a duplicate license card will be issued. The duplicate license card will contain the names of the boat owner and operator, boat name or number, gear code, license number, and Department of Fisheries' boat plate number. The duplicate license card shall be retained by the buyer for preparing the appropriate State of Washington fish receiving ticket in the seller or deliverer's absence. [Order 76-153, § 220-69-270, filed 12/17/76.]

WAC 220-69-271 Dealer and buyer plates. (1) Upon lawful application for a wholesale dealer's license, a dealer's plate will be issued by the Department of Fisheries. The dealer's plate will be designed for use with an approved mechanical imprinting device and shall contain the dealer's name, dealer's license number, year for which the license is valid, and Department of Fisheries' dealer number.

(2) Upon lawful application for a wholesale buyer's license, a buyer's plate will be issued by the Department of Fisheries. The buyer's plate will be designed for use with an approved mechanical imprinting device and shall contain the dealer's name, dealer's license number, year for which the license is valid, Department of Fisheries' dealer number, buyer name, and Department of Fisheries' buyer number. [Order 76-153, § 220-69-271, filed 12/17/76.]

WAC 220-69-272 Treaty Indian identification cards. Treaty Indians delivering fish caught in treaty waters while exercising a treaty fishing right may use a Treaty Indian Identification Card, properly embossed with the tribe number and treaty Indian identification number, in lieu of hand-written fisherman information. [Order 76-153, § 220-69-272, filed 12/17/76.]

WAC 220-69-273 Imprinters. (1) Use of a mechanical imprinter approved by the Department of Fisheries, in conjunction with a license card, duplicate license card, or Treaty Indian Identification Card to identify the deliverer or seller, and a dealer plate or buyer plate to identify the purchaser or receiver on all State of Washington fish receiving tickets is hereby made mandatory.

Provided, That license card information may be recorded manually on the State of Washington fish receiving tickets in the following exceptions:

(a) Oregon licensed fishermen delivering fish caught in the Columbia River.

(b) Purchases made from out-of-state firms.

(d) Fishermen selling on a single-delivery vessel delivery permit.

(d) Clam and oyster farmers.

(e) Any instance where a commercial gear license is not required and license card has not been issued.

(f) Upon written approval from the Department of Fisheries, license card and dealer or buyer plate information may be recorded manually by a dealer or buyer having a minimal number of transactions.

(2) Any purchaser or receiver terminating business shall notify the Department of Fisheries in writing and

shall return to the Department of Fisheries any and all mechanical imprinters leased from the Department of Fisheries. [Order 76-153, § 220-69-273, filed 12/17/76.]

WAC 220-69-274 Signatures. The seller or deliverer of food fish, shellfish, or parts thereof, shall sign the complete fish receiving ticket, which signature shall be deemed certification of the correctness of all entries thereon: *Provided*, That should the purchaser or receiver receive the food fish, shellfish, or parts thereof, by other than direct delivery, the fish receiving ticket shall be completed and submitted without the seller's or deliverer's signature together with a statement as to the reasons the signature was not obtained, and the purchaser or receiver shall assume complete responsibility for the correctness of all entries: *Provided further*, That a license card or duplicate license card as provided for in WAC 220-69-270, when used with an approved mechanical imprinter shall meet the signature requirement of this section and shall be deemed as certification of the correctness of all entries. [Order 76-153, § 220-69-274, filed 12/17/76.]

WAC 220-69-280 Fish receiving ticket accountability. Only Series G State of Washington fish receiving tickets shall be used, and shall be subject to the following orders:

(1) Official State of Washington fish receiving tickets may be ordered free of charge from the Department of Fisheries.

(2) Fish receiving ticket books shall be used in numerical sequence, starting with the lowest numbered ticket book issued to the purchaser or receiver.

(3) Fish receiving tickets or ticket books shall not be transferred from one purchaser or receiver to another purchaser or receiver without written permission from the Department of Fisheries.

(4) Any purchaser or receiver terminating business shall notify the Department of Fisheries in writing and shall return all unused fish receiving tickets and ticket books to the Department of Fisheries within 30 days after termination of business.

(5) All fish receiving tickets that are incorrectly made out, voided, or otherwise unused, shall be submitted to the Department of Fisheries accompanying, and in sequence with, other fish receiving tickets.

(6) All fish receiving tickets that are lost, destroyed, or otherwise missing, shall be accounted for in writing to the Department of Fisheries. [Order 76-153, § 220-69-280, filed 12/17/76.]

WAC 220-69-290 Annual production report. There is hereby created a State of Washington Annual Production Report form to be prepared, printed, and distributed annually by the Department of Fisheries to all wholesale dealers, canners, custom canners, and by-product manufacturers. The Annual Production Report shall be completed and returned to the Department of Fisheries not later than January 31 for the preceding year of business activities. [Order 76-153, § 220-69-290, filed 12/17/76.]

Chapter 220-72 WAC
OYSTER DISEASES AND PESTS

WAC	
220-72-002	Promulgation.
220-72-013	Restricted shellfish areas—Drayton Harbor.
220-72-016	Restricted shellfish areas—Samish Bay.
220-72-019	Restricted shellfish areas—Padilla Bay.
220-72-022	Restricted shellfish areas—Similk Bay.
220-72-025	Restricted shellfish areas—Liberty Bay.
220-72-028	Restricted shellfish areas—Dyes Inlet.
220-72-031	Restricted shellfish areas—Case Inlet—Rocky Bay and North Bay.
220-72-034	Restricted shellfish areas—Hammersley Inlet—Oakland Bay.
220-72-037	Restricted shellfish areas—Totten Inlet—Oyster Bay.
220-72-040	Restricted shellfish areas—Eld Inlet—Mud Bay.
220-72-043	Restricted shellfish areas—Nisqually Flats.
220-72-046	Restricted shellfish areas—Hood Canal—Quilcene Bay.
220-72-049	Restricted shellfish areas—Hood Canal—Lynch Cove.
220-72-052	Restricted shellfish areas—Hood Canal—Hamma Hamma Flats.
220-72-055	Restricted shellfish areas—Henderson Inlet—South Bay.
220-72-058	Restricted shellfish areas—Willapa Bay—Middle Sands.
220-72-061	Restricted shellfish areas—Willapa Bay—Nemah.
220-72-064	Restricted shellfish areas—Willapa Bay—Bay Center.
220-72-067	Restricted shellfish areas—Willapa Bay—Cedar River.
220-72-070	Unrestricted shellfish areas.
220-72-073	Unlawful acts—Oyster transfer.
220-72-076	Unlawful acts—Permit display.
220-72-079	Unlawful acts—Compliance.
220-72-082	Imports—Inspection.
220-72-085	Imports—Written permission.
220-72-088	Imports—Certification.
220-72-091	Imports—Importation period.
220-72-094	Imports—Shipping season.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-72-001	Promulgation. [Order 413, Promulgation, filed 3/1/60.] Repealed by Order 847, filed 9/24/69 and 5/27/70.
220-72-010	Restricted and unrestricted areas—Unlawful acts. [Order 413, § 1(1)-(3), filed 3/1/60.] Repealed by Order 847, filed 9/24/69 and 5/27/70.
220-72-020	Imports. [Order 413, § 2(1)-(5), filed 3/1/60.] Repealed by Order 847, filed 9/24/69 and 5/27/70.

WAC 220-72-002 Promulgation. In order to suppress and prevent the spread of infectious, contagious, communicable diseases and pests affecting oysters, the following regulations are adopted [WAC 220-72-013 through 220-72-094]. [Order 847, § 220-72-002, filed 9/24/69.]

WAC 220-72-013 Restricted shellfish areas—Drayton Harbor. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound inside and southerly of a line projected from the end of Semiahmoo Spit to where the International Boundary line intersects the mainland. [Order 847, § 220-72-013, filed 9/24/69.]

WAC 220-72-016 Restricted shellfish areas—Samish Bay. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound inside and easterly of a line starting at the most westerly tip of the point at the south entrance of Chuckanut Bay and projected in a southerly direction to William Point on Samish Island. [Order 847, § 220-72-016, filed 9/24/69.]

WAC 220-72-019 Restricted shellfish areas—Padilla Bay. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound and Padilla Bay easterly and southerly of a line starting at William Point on Samish Island and projected southerly to March Point on Fidalgo Island. [Order 847, § 220-72-019, filed 9/24/69.]

WAC 220-72-022 Restricted shellfish areas—Similk Bay. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Skagit Bay and Similk Bay northerly of a line projected across said area and following latitude 48 degrees 20 minutes north. [Order 847, § 220-72-022, filed 9/24/69.]

WAC 220-72-025 Restricted shellfish areas—Liberty Bay. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound and Liberty Bay inside, westerly and northerly of a line projected true south from Tower Point. [Order 847, § 220-72-025, filed 9/24/69.]

WAC 220-72-028 Restricted shellfish areas—Dyes Inlet. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound and Dyes Inlet inside and northerly of a line starting at the mouth of Baker's Creek, and projected true west. [Order 847, § 220-72-028, filed 9/24/69.]

WAC 220-72-031 Restricted shellfish areas—Case Inlet—Rocky Bay and North Bay. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound and Case Inlet northerly of a line projected true west from the westerly tip of Windy Bluff across Case Inlet through the northerly tip of Reach Island to the west shore of Case Inlet. [Order 847, § 220-72-031, filed 9/24/69.]

WAC 220-72-034 Restricted shellfish areas—Hammersley Inlet—Oakland Bay. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound inside, westerly and northerly of a line starting at Munson Point and projected in a southerly direction to Eagle Point. [Order 847, § 220-72-034, filed 9/24/69.]

WAC 220-72-037 Restricted shellfish areas—Totten Inlet—Oyster Bay. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound and Totten

Inlet lying inside and southerly of a line starting at the most northeasterly tip of Kamilche Point, at the southerly entrance of Skookum Inlet, and projected true southeast to the mainland. [Order 847, § 220-72-037, filed 9/24/69.]

WAC 220-72-040 Restricted shellfish areas—Eld Inlet—Mud Bay. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound and Eld Inlet lying inside, southerly and westerly of a line starting at Flapjack Point and projected true south to the mainland. [Order 847, § 220-72-040, filed 9/24/69.]

WAC 220-72-043 Restricted shellfish areas—Nisqually Flats. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound lying southerly of a line starting at the end of the DuPont Dock and projected true west to the mainland. [Order 847, § 220-72-043, filed 9/24/69.]

WAC 220-72-046 Restricted shellfish areas—Hood Canal—Quilcene Bay. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands and northerly of a line starting at the old trestle, located immediately south of the Quilcene Boat Harbor, and projected southeasterly to the most southerly tip of Bolton Peninsula. [Order 847, § 220-72-046, filed 9/24/69.]

WAC 220-72-049 Restricted shellfish areas—Hood Canal—Lynch Cove. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound and Lynch Cove inside of the following described lines: Starting at a white monument set on the beach at the southerly side of the mouth of the Union River and projected in a southwesterly direction to where such line intersects a line projected true south from Johnson's Point. [Order 847, § 220-72-049, filed 9/24/69.]

WAC 220-72-052 Restricted shellfish areas—Hood Canal—Hamma Hamma Flats. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Hood Canal inside and westerly of lines drawn from:

- Point No. 1 at 47° 33' 15" N. Lat.
123° 01' 42" W. Long. thence to
- Point No. 2 at 47° 32' 54" N. Lat.
123° 01' 06" W. Long. thence to
- Point No. 3 at 47° 32' 54" N. Lat.
123° 01' 48" W. Long. thence to
- Point No. 4 at 47° 32' 21" N. Lat.
123° 01' 54" W. Long.

[Order 847, § 220-72-052, filed 9/24/69.]

WAC 220-72-055 Restricted shellfish areas—Henderson Inlet—South Bay. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands inside and southerly of a line commencing at a point on the west shore of

Henderson Inlet where the south line of Section 17, Twp 19 N R 1 WWM intersects the shoreline, thence projected true east across Henderson Inlet to the east shoreline. [Order 847, § 220-72-055, filed 9/24/69.]

WAC 220-72-058 Restricted shellfish areas—Willapa Bay—Middle Sands. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Willapa Bay lying inside of lines drawn from:

- Point No. 1 at 46° 30' 00" N. Lat.
124° 01' 20" W. Long. thence to
- Point No. 2 at 46° 30' 00" N. Lat.
124° 00' 50" W. Long. thence to
- Point No. 3 at 46° 27' 50" N. Lat.
124° 00' 50" W. Long. thence to
- Point No. 4 at 46° 28' 20" N. Lat.
124° 01' 15" W. Long. and thence to
point of beginning.

[Order 847, § 220-72-058, filed 9/24/69.]

WAC 220-72-061 Restricted shellfish areas—Willapa Bay—Nemah. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Willapa Bay inside lines drawn from:

- Point No. 1 at 46° 33' 00" N. Lat.
123° 56' 47" W. Long. thence to
- Point No. 2 at 46° 32' 23" N. Lat.
123° 55' 44" W. Long. thence to
- Point No. 3 at 46° 30' 55" N. Lat.
123° 56' 00" W. Long. thence to
- Point No. 4 at 46° 30' 43" N. Lat.
123° 56' 36" W. Long. thence to
- Point No. 5 at 46° 30' 50" N. Lat.
123° 57' 20" W. Long. thence to
- Point No. 6 at 46° 31' 34" N. Lat.
123° 57' 41" W. Long. thence to
- Point No. 7 at 46° 32' 37" N. Lat.
123° 57' 25" W. Long. and thence to
point of beginning.

[Order 847, § 220-72-061, filed 9/24/69.]

WAC 220-72-064 Restricted shellfish areas—Willapa Bay—Bay Center. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Willapa Bay lying inside lines drawn from:

- Point No. 1 at 46° 38' 48" N. Lat.
123° 57' 30" W. Long. thence to
- Point No. 2 at 46° 38' 40" N. Lat.
123° 57' 25" W. Long. thence to
- Point No. 3 at 46° 38' 30" N. Lat.
123° 58' 10" W. Long. thence to
- Point No. 4 at 46° 38' 45" N. Lat.
123° 58' 15" W. Long. and thence to
point of beginning.

[Order 847, § 220-72-064, filed 9/24/69.]

WAC 220-72-067 Restricted shellfish areas—Willapa Bay—Cedar River. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Willapa Bay lying inside lines drawn from:

- Point No. 1 at 46° 42' 23" N. Lat.
123° 57' 53" W. Long. thence to
- Point No. 2 at 46° 42' 55" N. Lat.
123° 59' 25" W. Long. thence to
- Point No. 3 at 46° 43' 25" N. Lat.
123° 59' 25" W. Long. thence to
- Point No. 4 at 46° 44' 10" N. Lat.
123° 58' 35" W. Long. thence to
- Point No. 5 at 46° 44' 12" N. Lat.
123° 58' 10" W. Long. thence to
- Point No. 6 at 46° 44' 00" N. Lat.
123° 57' 55" W. Long. thence to
- Point No. 7 at 46° 43' 27" N. Lat.
123° 57' 52" W. Long. thence to
- Point No. 8 at 46° 42' 55" N. Lat.
123° 57' 35" W. Long. and thence to
point of beginning.

[Order 847, § 220-72-067, filed 9/24/69.]

WAC 220-72-070 Unrestricted shellfish areas. All waters, tidelands and oyster handling facilities operated in conjunction with said waters and tidelands of Puget Sound, Grays Harbor and Willapa Bay lying outside the restricted shellfish areas as defined in chapter 220-72 WAC are hereby designated as unrestricted shellfish areas. [Order 847, § 220-72-070, filed 9/24/69.]

WAC 220-72-073 Unlawful acts—Oyster transfer. It shall be unlawful without first obtaining written permission from the Director of Fisheries or his authorized agent to move or transfer any oysters, oyster seed, oyster cultch, oyster shell, oystering equipment, boats, scows, other material or any marine organisms adversely affecting oysters between unrestricted shellfish areas, between restricted shellfish areas, from a restricted shellfish area into an unrestricted area and from an unrestricted shellfish area into a restricted shellfish area. The Director of Fisheries or his authorized agent may require such written permit be obtained by any person, firm or corporation to move or transfer oysters, oyster seed, oyster cultch, oyster shell, oystering equipment, boats, scows, other material or any marine organisms adversely affecting oysters within an unrestricted shellfish area or within a restricted shellfish area. [Order 847, § 220-72-073, filed 9/24/69.]

WAC 220-72-076 Unlawful acts—Permit display. It shall be unlawful to execute any transfer of oysters, oyster seed, oyster cultch, oyster shell, or any marine organisms adversely affecting oysters under a permit required by this Order unless such permit is affixed to or otherwise accompanies the conveyance affecting the physical transfer of such oysters, oyster shell or marine organisms harmful to oysters. [Order 847, § 220-72-076, filed 9/24/69.]

WAC 220-72-079 Unlawful acts—Compliance. It shall be unlawful for any person to refuse to take such action if the Director or any of his authorized agents consider it necessary for the controlling or eradication of diseases and pests of any restricted or unrestricted shellfish areas. [Order 847, § 220-72-079, filed 9/24/69.]

WAC 220-72-082 Imports—Inspection. It shall be unlawful to import into the State of Washington any oysters, oyster shell or oyster seed for the purpose of planting which have not been inspected at the source of supply by the Department of Fisheries at a time, place and manner specified by an authorized representative of the Department, and which are not accompanied by an inspection certificate declaring that oysters, oyster shell or oyster seed are free of drills and other pests. [Order 847, § 220-72-082, filed 9/24/69.]

WAC 220-72-085 Imports—Written permission. It shall be unlawful to import into the State of Washington any oysters, oyster shell or oyster seed for the purpose of planting without written permission from the Department of Fisheries. This permission must be applied for at least 30 days prior to the start of any seed oyster packing. The application shall state the maximum quantity to be imported, the general area where they can be inspected, the name of the exporter, and the approximate time the shipment will be made. [Order 1045, § 220-72-085, filed 3/8/73; Order 847, § 220-72-085, filed 9/24/69.]

WAC 220-72-088 Imports—Certification. Prior to issuance of the inspection certificate, the Washington State Department of Fisheries must be furnished certification from suitable, State Prefectural, Central, or other government authority attesting to the origin of the seed oysters being considered for import to the State of Washington. [Order 1045, § 220-72-088, filed 3/8/73; Order 847, § 220-72-088, filed 9/24/69.]

WAC 220-72-091 Imports—Importation period. It shall be unlawful to import oyster seed from Japan that is packed prior to or after the oyster seed packing season established by the Director of Fisheries or his authorized representative. Subsequent to consultation with known Washington State seed oyster importers, the Director of Fisheries shall no later than January 15 of each year set the opening date for the seed oyster packing season in Japan. Minimum packing time shall be ten (10) days. The on-site inspector will determine maximum length of the packing season, provided that all packing terminates no later than March 31. In the event an importer requires inspection of seed packed prior to or after the established packing season, he will be required to pay all costs of that inspection. [Order 1045, § 220-72-091, filed 3/8/73; Order 847, § 220-72-091, filed 9/24/69.]

WAC 220-72-094 Imports—Shipping season. It shall be unlawful to import oyster seed from Japan prior to the starting date of the shipping season established by the Director of Fisheries, or later than April 30, of each

year, provided that after April 15 the seed shall be held only on holding racks approved by the Department of Fisheries to provide extra protection to insure it will remain free from contamination by oyster pests. [Order 1045, § 220-72-094, filed 3/8/73; Order 847, § 220-72-094, filed 9/24/69.]

Chapter 220-76 WAC AQUACULTURE

WAC

220-76-001	Aquaculture.
220-76-010	Aquaculture—Permits.
220-76-015	Aquaculture—Seed stock—Importation.
220-76-016	Aquaculture—Salmon eggs—Resale.
220-76-020	Aquaculture—Inspection—Facilities and records.
220-76-025	Aquaculture—Sale of products—Invoices.
220-76-030	Aquaculture—Disease—Control.

WAC 220-76-001 Aquaculture. It shall be unlawful for any person, firm, or corporation to cultivate food fish, shellfish, or other aquatic animals for commercial purposes except as follows in chapter 220-76 WAC. [Order 980, § 220-76-001, filed 2/3/72.]

WAC 220-76-010 Aquaculture—Permits. (1) It shall be unlawful for any person, firm, or corporation to engage in cultivation of food fish, shellfish, or other aquatic animals for commercial purposes without first having obtained from the Director of Fisheries an aquaculture permit, and it shall be unlawful for any person, firm, or corporation to fail to comply with the provisions of said aquaculture permit.

(2) Aquaculture permits are nontransferable. In the event there is a change of ownership of a fish farm established under chapter 220-76 WAC and RCW 75.16-.100, the aquaculture permit issued to the previous owner shall be invalid.

(3) Applications for aquaculture permits shall be submitted on forms supplied by the department setting forth the following:

(a) Name and address of owner and operator.

(b) Location of project, including legal description and location map.

(c) Proposed layout of facilities, equipment, operation plans and procedures including disease control, and such other pertinent data as may be required. [Order 980, § 220-76-010, filed 2/3/72.]

WAC 220-76-015 Aquaculture—Seed stock—Importation. It shall be unlawful for the operator of a fish farm to import into the State of Washington any food fish, shellfish, or aquatic animal, eggs, fry or fingerlings without prior written approval of the Director of Fisheries. [Order 980, § 220-76-015, filed 2/3/72.]

WAC 220-76-016 Aquaculture—Salmon eggs—Resale. It shall be unlawful for any person, corporation or other entity to sell, offer for sale, trade, or barter, salmon eggs previously purchased from the Department of Fisheries without prior written approval

of the Director. [Order 980, § 220-76-016, filed 2/3/72.]

WAC 220-76-020 Aquaculture—Inspection—Facilities and records. Fish farm facilities, fish cultural activities, and fish cultural and disease control records shall be open to inspection by authorized department personnel at any reasonable time, and the Director may revoke the aquaculture permit of any person, firm, or corporation who refuses to submit such facilities and records for inspection to authorized department personnel. [Order 980, § 220-76-020, filed 2/3/72.]

WAC 220-76-025 Aquaculture—Sale of products—Invoices. Any sale of food fish, shellfish, aquatic animals, or eggs thereof made by a licensed aquaculture fish farmer shall be accompanied by an invoice. This invoice shall show the fish farmer's name, his address, date of sale, number of each species, weights, and sizes sold, and name and address of purchaser. Said invoice shall be retained by the purchaser during the time such species are in his possession or under his control. [Order 980, § 220-76-025, filed 2/3/72.]

WAC 220-76-030 Aquaculture—Disease—Control. Outbreaks of disease affecting food fish, shellfish, and aquatic animals in fish farm facilities shall be reported immediately to the Department. If such outbreaks represent a serious threat to fisheries resources of the state, the Director may immediately order such actions as deemed necessary to protect the fisheries resource of the state such as, but not limited to, quarantining, destruction of stock, sterilization of facilities and disposal of mortalities. [Order 980, § 220-76-030, filed 2/3/72.]

Chapter 220-80 WAC PUBLIC RECORDS

WAC

220-80-010	Purpose.
220-80-020	Definitions.
220-80-030	Description of organization of the department of fisheries.
220-80-040	Operations and procedures.
220-80-050	Public records available.
220-80-060	Public records officer.
220-80-070	Office hours.
220-80-080	Requests for public records.
220-80-090	Copying.
220-80-100	Exemptions.
220-80-110	Review of denials of public records requests.
220-80-120	Protection of public records.
220-80-130	Records index.
220-80-140	Address for request.
220-80-150	Use of record request form.

WAC 220-80-010 Purpose. The purpose of this chapter shall be to ensure compliance by the Department of Fisheries with the provisions of chapter 1, Laws of 1973 (Initiative 276), Disclosure-Campaign-Finances-Lobbying-Records; and in particular with sections 25-32 of that act, dealing with public records. [Order 1104, § 220-80-010, filed 11/26/73.]

WAC 220-80-020 Definitions. (1) Public Records. "Public record" includes any writing containing information relating to the conduct of governmental or the performance of any governmental or proprietary function prepared, owned, used or retained by any state or local agency regardless of physical form or characteristics.

(2) Writing. "Writing" means handwriting, typewriting, printing, photostating, photographing, and every other means of recording any form of communication or representation including letters, words, pictures, sounds, or symbols, or combination thereof, and all papers, maps, magnetic or paper tapes, photographic films and prints, magnetic or punched cards, discs, drums and other documents.

(3) Department of Fisheries. The Department of Fisheries is the agency delegated by the Legislature to preserve, protect, perpetuate and manage the food fish and shellfish in the waters of the State and the offshore waters thereof. The Department of Fisheries shall hereinafter be referred to as the "department". Where appropriate, the term "department" also refers to the staff and employees of the Department of Fisheries. [Order 1104, § 220-80-020, filed 11/26/73.]

WAC 220-80-030 Description of organization of the Department of Fisheries. (1) Department. The department is a line staff agency. The administrative office of the department and its staff are located at Room 115, General Administration Building, Olympia, Washington 98504. [Order 1104, § 220-80-030, filed 11/26/73.]

WAC 220-80-040 Operations and procedures. The Department is operated with a Director as its head assisted by a Deputy Director. The Department is divided into four operational programs. Each program is supervised by an Assistant Director.

The Department handles numerous functions affecting the public, as described in RCW 75.08.012 and 75.08.080.

To accomplish these goals the Director formulates regulations as provided for by the Administrative Practices [Procedure] Act (chapter 34.04 RCW). [Order 77-14, § 220-80-040, filed 4/15/77; Order 1104, § 220-80-040, filed 11/26/73.]

WAC 220-80-050 Public records available. All public records of the department, as defined in WAC 220-80-020, are deemed to be available for public inspection and copying pursuant to these rules, except as otherwise provided by section 31, chapter 1, Laws of 1973 and WAC 220-80-100. [Order 1104, § 220-80-050, filed 11/26/73.]

WAC 220-80-060 Public Records Officer. The department's public records shall be the responsibility of the Public Records Officer designated by the department. The person so designated shall be located in the Administrative Office of the department. The Public Records Officer shall be responsible for the following:

The implementation of the department's rules and regulations regarding release of public records, coordinating the staff of the department in this regard, and generally ensuring compliance by the staff with the public records disclosure requirements of chapter 1, Laws of 1973. [Order 1104, § 220-80-060, filed 11/26/73.]

WAC 220-80-070 Office hours. Public records shall be available for inspection and copying during the customary office hours of the department. For the purposes of this chapter, the customary office hours shall be from 8:00 a.m. to noon and from 12:30 p.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. [Order 1104, § 220-80-070, filed 11/26/73.]

WAC 220-80-080 Requests for public records. In accordance with requirements of chapter 1, Laws of 1973 that agencies prevent unreasonable invasions of privacy, protect public records from damage or disorganization, and prevent excessive interference with essential functions of the agency, public records may be inspected or copied or copies of such records may be obtained by members of the public, upon compliance with the following procedures:

(1) A request shall be made in writing upon a form prescribed by the department which shall be available at its administrative office. The form shall be presented to the public records officer or to any member of the department's administrative office staff if the public records officer is not available, at the administrative office of the department during customary office hours as described in WAC 220-80-070. The request shall include the following information:

- (a) The name of the person requesting the record;
- (b) The time of day and calendar date on which the request was made;
- (c) The nature and purpose of the request;
- (d) A reference to the requested record as it is described within the current index maintained by the records officer; or an appropriate description of the record requested, if the requested matter is not identifiable by reference to the department's current index;

(2) It shall be the obligation of the public records officer or staff member to whom the request is referred to assist the member of the public in appropriately identifying the public record requested. [Order 1104, § 220-80-080, filed 11/26/73.]

WAC 220-80-090 Copying. No fee shall be charged for the inspection of public records. The department shall charge a fee per page of copy for providing copies of public records as follows:

Loose leaf material up to 11" x 18" (Xerox copy)	\$0.10 per sheet
Bound material (Xerox copy)	0.15 per sheet
Blueprints and material over 11" x 18" (Bruning)	1.00 per sheet
Microfilm or microfiche (paper copies)	0.10 per sheet

These charges are the approximate amounts necessary to reimburse the department for its actual costs. [Order 1104, § 220-80-090, filed 11/26/73.]

WAC 220-80-100 Exemptions. (1) The department reserves the right to determine that a public record requested in accordance with the procedures outlined in WAC 220-80-080 is exempt under the provisions of section 31, chapter 1, Laws of 1973.

(2) The following records are exempt:

(a) Personal information in files maintained for the department's members of the extent that disclosure would violate their rights to privacy.

(b) Specific intelligence information and specific investigative files compiled by the department, the nondisclosure of which is essential to effective law enforcement or for the protection of any person's right to privacy.

(c) Information revealing the identity of persons who file complaints with the department, except as the complainant may authorize.

(d) Test questions, scoring keys, and other examination data.

(e) Except as provided by chapter 8.26 RCW, the contents of real estate appraisals, made for or by any agency relative to the acquisition of property, until the project is abandoned or until such time as all of the property has been acquired; but in no event shall disclosure be denied for more than three years after the appraisal.

(f) Preliminary drafts, notes, recommendations, and intra-agency memorandums in which opinions are expressed or policies not be exempt when publicly cited by an agency in connection with any agency action.

(g) Records which are relevant to a controversy to which the department is, or could reasonably expect to be, a party, but which records would not be available to another party under the rules of pretrial discovery for causes pending in the superior courts.

(h) Lists or records of purchasers of licenses issued by the department; *Provided*, That such may be made available for bona fide noncommercial purposes if the person requesting such lists or records provides a sworn affidavit containing an outline of the usage of such list, the identity of the sponsor, and an affirmation that such lists or records will be adequately safeguarded so as to prevent their use for any commercial purpose.

(i) All catch, tax or fiscal records where release of such information will conflict with any individual or company's right to privacy.

(j) Valuable formulae, designs, drawings and research data obtained by department within five years of the request for disclosure when disclosure would produce private gain and public loss.

(k) Any other information which is exempt from public inspection under any provision of Initiative 276 or any other applicable law.

(3) In addition, pursuant to section 26, chapter 1, Laws of 1973, the department reserves the right to delete identifying details when it makes available or publishes any public record when there is reason to believe that disclosure of such details would be an invasion of

personal privacy protected by chapter 1, Laws of 1973. The public records officer will fully justify such deletion in writing.

(4) All denials of requests for public records must be accompanied by a written statement specifying the reason for the denial, including the specific exemption authorizing the withholding of the record and a brief explanation of how the exemption applies to the record withheld. [Order 1104, § 220-80-100, filed 11/26/73.]

WAC 220-80-110 Review of denials of public records requests.

(1) Any person who objects to the denial of a request for a public record may petition for prompt review of such decision by tendering a written request for review. The written request shall specifically refer to the written statement by the public records officer or other staff member which constituted or accompanied the denial.

(2) Immediately after receiving a written request for review of a decision denying a public record, the public records officer or other staff member denying the request shall refer it to the director of the department. The Director or his designee shall consider the matter and either affirm or reverse such denial. The request shall be returned with a final decision within two business days following the original denial.

(3) Administrative remedies shall not be considered exhausted until the department has returned the petition with a decision or until the close of the second business day following denial of inspection, whichever occurs first. [Order 1104, § 220-80-110, filed 11/26/73.]

WAC 220-80-120 Protection of public records. In order to provide full and orderly public access to official public records, protect said records from damage or disorganization, and to prevent excessive interference with other essential functions of the department, the following rules are established:

(1) All requests for access shall be in writing on the form provided for in WAC 220-80-150.

(2) All requests must be approved by the records officer or designee.

(3) Times for inspection of public records shall be the times shown in WAC 220-80-070.

(4) If inspection of the records requested would interfere with other essential functions of the department, the records officer may delay such inspection up to two working days from the time of request.

(5) The records officer or designated representative may, if deemed advisable, remain in attendance at any time records are being inspected.

(6) No public record shall be allowed to be removed from a department office by anyone other than an officially authorized person. [Order 1104, § 220-80-120, filed 11/26/73.]

WAC 220-80-130 Records index. (1) Index. The department has available for review a current index which provides identifying information as to the following records issued, adopted or promulgated since June 30, 1972:

(a) final opinions, including concurring and dissenting opinions, as well as orders, made in the adjudication of cases;

(b) those statements of policy and interpretations of policy, statute and the Constitution which have been adopted by the agency;

(c) administrative staff manuals and instructions to staff that affect a member of the public;

(d) planning policies and goals, and interim and final planning decisions;

(e) factual staff reports and studies, factual consultants' reports and studies, scientific reports and studies, and any other factual information derived from tests, studies, reports or surveys, whether conducted by public employees or others; and

(f) correspondence, and materials referred to therein, by and with the agency relating to any regulatory, supervisory or enforcement responsibilities of the agency, whereby the agency determines, or opines upon, or is asked to determine or opine upon, the rights of the state, the public, a subdivision of state government, or of any private party.

(2) Availability. The current index promulgated by the department shall be available to all persons under the same rules and on the same conditions as are applied to public records available for inspection. [Order 1104, § 220-80-130, filed 11/26/73.]

WAC 220-80-140 Address for request. All communications with the department including, but not limited to the submission of materials pertaining to its operations and/or the administration or enforcement of chapter 1, Laws of 1973 and these rules, requests for copies of the department's decisions and other matters, shall be addressed as follows: Department of Fisheries, c/o Public Records Officer, Room 115, General Administration Building, Olympia, Washington 98504. [Order 1104, § 220-80-140, filed 11/26/73.]

WAC 220-80-150 Use of record request form. All persons requesting inspection and/or copying or copies of department records must use the form supplied by the department entitled "Request for Public Record". [Order 1104, § 220-80-150, filed 11/26/73.]

Chapter 220-85 WAC

COMMERCIAL SALMON LICENSE MORATORIUM ADVISORY REVIEW BOARD REGULATIONS

WAC

220-85-010	Salmon moratorium advisory review board—Appointment, composition, tenure, and compensation.
220-85-020	Salmon moratorium advisory review board—Designation of board, list furnished by industry.
220-85-030	Salmon moratorium advisory review board—Secretarial and investigative assistance, place of hearings.
220-85-040	Salmon moratorium advisory review board—Director's action on salmon license applications—Reasons stated in writing.
220-85-050	Salmon moratorium advisory review board—Who may appeal.

[Title 220 WAC—p 84]

220-85-060	Salmon moratorium advisory review board—Proceedings to be informal—Rules of evidence inapplicable—Record to be kept.
220-85-070	Salmon moratorium advisory review board—Appeals—Requirements—Form for appeal.
220-85-080	Salmon moratorium advisory review board—Appeals—Time for scheduling hearings—Conduct of hearings.
220-85-090	Salmon moratorium advisory review board—Decisions by advisory review board—Form and content.
220-85-100	Salmon moratorium advisory review board—Decision on appeal by director.
220-85-110	Salmon moratorium advisory review board—Appeals—Information procedures optional.

WAC 220-85-010 Salmon moratorium advisory review board—Appointment, composition, tenure, and compensation. The Director shall appoint three-man advisory boards of review to hear cases as provided in RCW 75.28.480. Members shall be from the commercial salmon fishing industry, shall serve without pay, and shall serve at the discretion of the Director. Such members shall be reimbursed for subsistence and travel expenses pursuant to RCW 43.03.050 and 43.03.060 for each day or major portion thereof spent in the performance of their duty. [Order 1193, § 220-85-010, filed 3/4/75.]

WAC 220-85-020 Salmon moratorium advisory review board—Designation of board, list furnished by industry. The Director shall appoint and designate such advisory review boards as may be necessary from lists of persons furnished by commercial fishery organizations or any person from the commercial salmon fishing industry he deems qualified to serve on such a board. [Order 1193, § 220-85-020, filed 3/4/75.]

WAC 220-85-030 Salmon moratorium advisory review board—Secretarial and investigative assistance, place of hearings. The Department shall provide the advisory review boards with such secretarial or investigative help as may be necessary to conduct the hearings and to report its decision to the Director. The Department shall furnish and/or arrange accommodations for the boards to conduct their hearings. [Order 1193, § 220-85-030, filed 3/4/75.]

WAC 220-85-040 Salmon moratorium advisory review board—Director's action on salmon license applications—Reasons stated in writing. Whenever the Director shall reject or deny an application for a commercial salmon fishing license or vessel delivery permit, his decision shall be in writing and give the reason(s) therefor. [Order 1193, § 220-85-040, filed 3/4/75.]

WAC 220-85-050 Salmon moratorium advisory review board—Who may appeal. Any person aggrieved by a decision of the Department pursuant to RCW 75.28.455 through 75.28.475 may voluntarily request that a board of review be impaneled to hear his case. [Order 1193, § 220-85-050, filed 3/4/75.]

WAC 220-85-060 Salmon moratorium advisory review board—Proceedings to be informal—Rules of

evidence inapplicable—Record to be kept. The hearing before the advisory review board shall be informal and the rules of evidence shall not be applicable to the proceedings. A record of the proceedings shall be kept as provided by chapter 34.04 RCW. [Order 1193, § 220-85-060, filed 3/4/75.]

WAC 220-85-070 Salmon moratorium advisory review board—Appeals—Requirements—Form for appeal. (1) Appeals by an aggrieved person pursuant to RCW 75.28.475 and 75.28.480 from determinations of the Department shall be in writing and should include:

- (a) a concise statement of why the appeal is made,
- (b) the basis upon which the aggrieved person believes a different decision should be made,
- (c) a statement of any other relevant facts.

(2) The appeal may be in any written form; however, the Department will furnish or make available upon request a form that can be used for making appeals pursuant to the provisions of these regulations. [Order 1193, § 220-85-070, filed 3/4/75.]

WAC 220-85-080 Salmon moratorium advisory review board—Appeals—Time for scheduling hearings—Conduct of hearings. Upon receipt of a written request for a hearing before an advisory review board, the Department shall set the time, place, and date of hearing not later than twenty (20) days from the time of receipt of said written request.

(1) The Department shall inform all parties as to the date, time and place of hearing at least seven (7) days prior to the hearing, except that the board can by agreement or for good cause shown shorten the notice requirement.

(2) The hearing before the advisory review board shall be informal and it shall:

- (a) have authority to continue or adjourn the proceedings as circumstances may require,
- (b) permit oral or written argument. [Order 1193, § 220-85-080, filed 3/4/75.]

WAC 220-85-090 Salmon moratorium advisory review board—Decisions by advisory review board—Form and content. (1) The advisory review board shall inform in writing both the Director and the initiating party of whether or not the board agrees or disagrees with the Department's decision, and shall state the reasons for such agreement or disagreement.

(2) The decision of the advisory review board shall, except where there may be extenuating circumstances, be made within five (5) days from the conclusion of the hearing. [Order 1193, § 220-85-090, filed 3/4/75.]

WAC 220-85-100 Salmon moratorium advisory review board—Decision on appeal by director. (1) Upon receipt of the advisory review board's findings, the Director, at his discretion, may either uphold or reverse the Department's action.

(2) The decision of the Director shall, except when there may be extenuating circumstances, be in writing and mailed to the appealing party within five (5) days

from the date he receives the findings and decision of the board. [Order 1193, § 220-85-100, filed 3/4/75.]

WAC 220-85-110 Salmon moratorium advisory review board—Appeals—Information procedures optional. Pursuant to the provisions of RCW 75.28.480, an aggrieved person rather than proceeding under the informal procedure provided for in WAC 220-85-010 through 220-85-100 can proceed under chapter 34.04 RCW (Administrative Procedures Act) and the procedural rules for appeal and hearing thereunder applicable to all State agencies as provided for in WAC 1-08-010 through 1-08-590 will govern proceedings initiated thereunder. [Order 1193, § 220-85-110, filed 3/4/75.]

Chapter 220-90 WAC COMMERCIAL HERRING FISHING LICENSE HARDSHIP VALIDATION REVIEW BOARD REGULATIONS

WAC

220-90-010 Herring hardship validations, qualifications and conditions.

220-90-015 Resort or marina—Owner or operator.

WAC 220-90-010 Herring hardship validations, qualifications and conditions. The Director of Fisheries may validate an individual or operator to fish for herring under the following provisions:

(1) Submit proof of investment made in boat and herring fishing equipment prior to April 26, 1973 to the Department of Fisheries.

(a) Fish caught shall be utilized for bait only.

(b) No such fishing in Puget Sound Marine Fish-Shellfish Areas 20A, 20B, 21A, and 21B from April 16 to May 31.

(c) Validation will be revoked if the conditions are violated. [Order 76-148, § 220-90-010, filed 12/2/76; Order 1193, § 220-90-010, filed 3/4/75.]

WAC 220-90-015 Resort or marina—Owner or operator. The Director of Fisheries may validate an individual or operator to fish for herring under the following provisions:

(1) Submit proof in the form of a notarized affidavit to the Department of Fisheries that live, fresh, or frozen herring (dependent on need) cannot be purchased from a minimum of three commercial sources at a fair market price.

(a) Validations will be for the calendar year only. Renewal is dependent upon submission of a new affidavit.

(b) No such fishing in Puget Sound Marine Fish-Shellfish Areas 20A, 20B, 21A, and 21B from April 16 to May 31.

(c) Herring caught under this provision must be sold retail for bait by, and at, said resort or marina.

(d) Validations under this provision will be non-transferrable.

(e) Validations will be revoked if the above conditions are violated. [Order 76-148, § 220-90-015, filed 12/2/76; Order 1193, § 220-90-015, filed 3/4/75.]

Chapter 220-95 WAC
COMMERCIAL FISHING GEAR REDUCTION
PROGRAM

WAC

220-95-010	Application to sell—Qualification.
220-95-015	Survey—Vessel—Gear—License—Permit.
220-95-020	Offer to sell.
220-95-025	Survey (owner's expense)—Recomputed offer to sell.
220-95-030	Offer to sell—Forms.
220-95-035	Advisory Board.
220-95-040	Protection—Undisclosed liens, claims, etc.
220-95-045	Selling of vessels, equipment, gear—Conditions.
220-95-050	Use of buy-back vessels.
220-95-055	Violations—Conditions—Penalties.

WAC 220-95-010 Application to sell—Qualification. (1) All persons desiring to offer to sell qualified commercial salmon fishing vessels, equipment, gear, nets, and/or licenses and permits to the Washington State Department of Fisheries Gear Reduction Program shall complete, and submit, a notarized Application for Survey of Commercial Salmon Fishing Vessel on a form supplied by the Department. Said application shall be submitted to the Program's Manager and shall contain at least the following information in full:

- (a) Applicant's name, address, phone number, and date of birth.
- (b) Description of the vessel, equipment, gear and of the title to same.
- (c) Description of all current appropriate Washington commercial fishing licenses and delivery permits issued to the applicant and to the vessel.
- (d) List of all claims against the vessel.
- (e) Description of the vessel's insurance coverage.

(2) No vessel may be offered for sale to, or purchased by, the Department unless it is currently licensed to fish or deliver fish within the case area and unless the vessel is qualified pursuant to the terms of RCW 75.28.510. [Order 76-26, § 220-95-010, filed 1:45 p.m., 4/20/76.]

WAC 220-95-015 Survey—Vessel—Gear—License—Permit. (1) Each vessel and appurtenant equipment and gear other than gill nets for which an Application for Survey of Commercial Salmon Fishing Vessel is properly received shall be independently surveyed by two qualified marine surveyors appointed by the Department to determine the current fair market value. The owner of each vessel, or his representative, shall be in attendance during each survey. The results of the surveys shall be confidential and shall at all times remain the property of the Department; except that vessel surveys may be viewed by the vessel owner at the time the computed price is communicated to the applicant in writing but no copies of such surveys shall be made.

(2) The owner of each qualified vessel utilizing gill net gear may offer to sell no more than two gill nets together with the vessel provided that such nets shall each be suitable for use in a fishery for a different species of salmon, shall be no less than 100, nor more than 300, fathoms in length, and shall be suitable for immediate

use in a gill net fishery. The owner of each gill net offered for sale shall complete and submit to the Program's Manager a notarized description of each net on a form supplied by the Department.

(3) If the difference between the values received by the Program's Manager from the two surveyors is more than 20% of the lesser of the two surveyed values, the vessel and appurtenant equipment and gear other than gill nets shall be promptly surveyed by a third qualified marine surveyor appointed by the Department to determine current fair market value. The owner of each vessel, or his representative, shall be in attendance during such third survey. The results of the third survey shall be confidential and shall at all times remain the property of the Department; except that such third survey may be viewed by the vessel owner at the time the recomputed price is communicated to the applicant in writing but no copies of such surveys shall be made.

(4) Each license or delivery permit shall be valued by the Department at the original cost of each such license or permit. [Order 76-98, § 220-95-015, filed 9/22/76; Order 76-26, § 220-95-015, filed 1:45 p.m., 4/20/76.]

WAC 220-95-020 Offer to sell. (1) After completion of all required surveys and documents, the Manager shall compute the average of the two surveys, or the average of the two surveys which are closest in amount to each other if three surveys have been performed, plus the price of any gill nets, if any, plus the price of the licenses and delivery permits. The Manager may communicate this computed price in writing to the applicant and may inform the applicant that the Department will accept an offer to sell the vessel, equipment, gear, nets, licenses, and permits at the computed price.

(2) The Department, through the Program's Manager, shall not accept any offer to sell at a price other than the computed price and shall not accept any offer to sell at the computed price which is made later than 10 days after the date on which the computed price is communicated in writing to the applicant. [Order 76-26, § 220-95-020, filed 1:45 p.m., 4/20/76.]

WAC 220-95-025 Survey (owner's expense)—Recomputed offer to sell. (1) If any applicant is not satisfied with the amount of the computed price, he may then have his vessel and appurtenant equipment and gear other than gill nets surveyed for current fair market value at his own expense. If the applicant so chooses, he may transmit this survey report to the Program's Manager by mail, provided that no such survey report shall be accepted by the Department later than 30 days after the date on which the computed price was communicated in writing to the applicant. Upon receipt of the applicant's survey report, the Manager may appoint an additional qualified marine surveyor to determine current fair market value, provided that no additional survey will be made if three surveys have already been performed by surveyors appointed by the State. The owner of each vessel, or his representative, shall be in attendance during such additional survey. The results of the additional survey shall be confidential and shall at all times remain the property of the Department; except

that such additional survey may be viewed by the vessel owner at the time the recomputed price is communicated to the applicant in writing but no copies of such surveys shall be made. The Manager shall recompute the price as follows:

(a) If there have been three surveys, the Manager shall determine the average of the two surveyed values which are closest in amount to each other, plus the price of any gill nets, if any, plus the price of the licenses and delivery permits.

(b) If there have been four surveys, the Manager shall determine which one of the four is most removed from the average of the two intermediate values. The Manager shall then determine the average of the remaining three values, plus the price of any gill nets, if any, plus the price of the licenses and delivery permits.

(2) The Manager may communicate this recomputed price in writing to the applicant and may inform the applicant that the Department will accept an offer to sell the vessel, equipment, gear, nets, licenses, and permits at the recomputed price.

(3) If a recomputed price is communicated in writing to the applicant, the Department, through the Program's Manager, shall not accept any offer to sell which is made later than 10 days after the date on which the recomputed price was communicated in writing to the applicant. [Order 76-98, § 220-95-025, filed 9/22/76; Order 76-26, § 220-95-025, filed 1:45 p.m., 4/20/76.]

WAC 220-95-030 Offer to sell—Forms. All offers to sell, whether for the computed price or for the recomputed price, shall be made on forms supplied by the Department and subject to the terms and conditions in said forms. [Order 76-26, § 220-95-030, filed 1:45 p.m., 4/20/76.]

WAC 220-95-035 Advisory Board. The Advisory Board appointed by the Director shall review all survey reports in cases in which an applicant has submitted a survey report at his own expense and shall immediately inform the Director if any of the procedures contained in these regulations are not being followed. [Order 76-26, § 220-95-035, filed 1:45 p.m., 4/20/76.]

WAC 220-95-040 Protection—Undisclosed liens, claims, etc. The Department can withhold up to 25% of the buy-back price from the buy-back seller until the Department has disposed of the vessel in order to protect the Department from undisclosed liens, claims, etc. [Order 76-26, § 220-95-040, filed 1:45 p.m., 4/20/76.]

WAC 220-95-045 Selling of vessels, equipment, gear—Conditions. (1) The Department shall sell the vessels, equipment, and gear in any manner as instructed by the Director of the Department of Fisheries and/or the Program Manager.

(2) The Department may reject any bid or offer for any reason whatsoever and may specify a minimum price for any vessel or item of equipment or gear below which a sale shall not be made.

(3) Any successful bidder or purchaser must execute any and all documents and/or agreements as directed by the Department.

(4) All funds received by the Department for the sale of any vessel, or item of equipment or gear, or pursuant to the provisions of WAC 220-90-050(b) and 220-90-055(a), shall be deposited in a fund within the Department and used for the purchase of additional vessels, equipment, and gear pursuant to the provisions of RCW 75.28.535.

(5) The successful bidder or purchaser must deposit 25% of the sale price at the time of purchase in order for an offer to be accepted by the Department. The successful bidder or purchaser must remit the balance of the purchase price and complete his purchase within six (6) days or said purchase will be void at the Department's option without notice and the purchaser will forfeit the deposit.

(6) All purchases must be for cash or certified check or cashier's check only. The Department will not finance any vessel purchased by any successful bidder or purchaser.

(7) Principals only may bid or offer to buy any vessel to be sold by the Department. [Order 76-26, § 220-95-045, filed 1:45 p.m., 4/20/76.]

WAC 220-95-050 Use of buy-back vessels. (1) Vessels sold by the department shall not be used in waters within the State of Washington or concurrent waters of the Columbia River as a fishing vessel or a fish delivery vessel other than as a vessel used for angling or other personal use.

(2) No subsequent sale, charter, rental, transfer, etc., shall operate to obviate the prohibition contained in paragraph (1).

(3) The prohibition against any subsequent utilization of the vessels within the State of Washington or concurrent waters of the Columbia River as fishing vessels or fish delivery vessels other than for angling or other personal use applies to all persons whether Washington residents of other jurisdictions, and whether treaty Indians, non-treaty Indians or non-Indians. [Order 76-45, § 220-95-050, filed 6/10/76; Order 76-26, § 220-95-050, filed 1:45 p.m., 4/20/76.]

WAC 220-95-055 Violations—Conditions—Penalties. (1) If any vessel sold by the Department is utilized for any purpose or use in violation of the Act or the regulations promulgated pursuant thereto, said vessel together with all equipment, gear, and personal property on board will be subject to immediate confiscation by, and forfeiture to, the State of Washington without notice to any owner or user of said vessel.

(2) If any vessel sold by the Department is utilized for any purpose or use in violation of the Act or the regulations promulgated pursuant thereto, all fish obtained by said vessel shall be confiscated by the Department without notice. If prior catches of the vessel have been sold or transferred, the owner or user of said vessel shall be liable to the Department in the amount thereof.

(3) If any vessel sold by the Department is utilized for any purpose or use in violation of the Act or the regulations promulgated pursuant thereto, all commercial licenses fishing and/or permits issued to such owner or user shall be immediately revoked without notice by the Department.

(4) Any purchaser and/or any subsequent transferee hereby assigns to the Department any and all rights to enforce any covenant or provision in the purchase agreement.

(5) At any time the Department may inspect any vessel sold by the Department for the limited purpose of ascertaining whether said vessel is being used for any purpose or use in violation of the Act or the regulations promulgated pursuant thereto. [Order 76-26, § 220-95-055, filed 1:45 p.m., 4/20/76.]

Chapter 220-100 WAC

STATE ENVIRONMENTAL POLICY ACT RULES

WAC

220-100-010	Definitions.
220-100-020	Impact of guidelines on the Department.
220-100-030	Purpose.
220-100-040	Scope and coverage of this chapter.
220-100-050	Additional elements of the environment.
220-100-060	Summary of information which may be required of a private applicant.
220-100-070	Designation of responsible official.
220-100-080	SEPA public information center.
220-100-090	Department responsibilities when a consulted agency.
220-100-100	Filing of agency action—Publication— Form—Time limitation for commencing challenge to action.
220-100-110	Adoption by reference—Substantial compliance—Exclusive provisions.

WAC 220-100-010 Definitions. The definitions of the words and terms of WAC 197-10-040 shall be made a part of this chapter along with the following additions: (1) Department - Department means Washington Department of Fisheries unless otherwise indicated.

(2) Aide to the responsible official - Aide to responsible official hereinafter designated R. O. Aide means the designee of the responsible official who under normal operations will be the Chief, Natural Production Division. When significant Department involvements converge at a higher level than the Chief, Natural Production Division, consideration shall be given to having the Department's Steering Committee, comprised of the Deputy Director and assistant program directors assume the responsibility of the aide to the responsible official. The R. O. Aide shall carry out duties and functions as directed by the responsible official for purposes of assuring Department of Fisheries' compliance with State Environmental Policy Act guidelines, hereinafter SEPA guidelines. The R. O. Aide may delegate duties and functions assigned under this chapter; the R. O. Aide alone is wholly responsible for proper accomplishment of such duties and functions. [Order 76-40, § 220-100-010, filed 5/25/76.]

WAC 220-100-020 Impact of guidelines on the Department. (1) These guidelines are required by the state-

[Title 220 WAC—p 88]

wide Environmental Policy Act, chapter 43.21C RCW, hereinafter SEPA, and the guidelines as adopted by the Council on Environmental Policy (chapter 197-10 WAC).

(2) The Department fully endorses the intent and purpose of SEPA and will make every effort to implement and fulfill the requirements of the guidelines. The capacity of the Department to provide full service to the public and other agencies is limited by funds and manpower. The Department will make every effort to implement the SEPA guidelines in the best manner possible with the resources available. [Order 76-40, § 220-100-020, filed 5/25/76.]

WAC 220-100-030 Purpose. (1) The purpose of this chapter is to implement chapter 197-10 WAC SEPA guidelines, as applicable to the Department of Fisheries.

(2) These guidelines are developed to implement SEPA "in a manner which reduces duplicative and wasteful practices[,] establishes effective and uniform procedures, encourages public involvement, and promotes certainty with respect to the requirements of the Act."

(3) These guidelines are not intended to cover compliance by Department of Fisheries with respect to the National Environmental Policy Act of 1969 (NEPA). In those situations where the Department of Fisheries is required by Federal law or regulations to perform some element of compliance with NEPA, compliance will be governed by the applicable Federal statute and regulations and not by the SEPA guidelines. [Order 76-40, § 220-100-030, filed 5/25/76.]

WAC 220-100-040 Scope and coverage of this chapter. (1) It is the intent of the Department of Fisheries that compliance with the guidelines of this chapter shall constitute complete compliance with SEPA for all actions as defined in WAC 197-10-040(2).

(2) This chapter applies to all "actions" as defined in WAC 197-10-040(2) and applies to all activities of the Department of Fisheries. Furthermore, although these guidelines do not apply to actions of the Department exempted under WAC 197-10-170, the Department accepts the responsibility of attempting to follow the intent of SEPA, chapter 43.21C RCW in its decision-making process for exempt actions.

(3) To the fullest extent possible, Department of Fisheries shall integrate procedures required by this chapter with existing planning and licensing procedures. These procedures should be initiated early, and undertaken in conjunction with other governmental operations to avoid lengthy time delays and unnecessary duplication of effort.

(4) Decision making occurring within Department of Fisheries on all activities which may adversely impact the environment shall include identification and consideration of all reasonable alternatives and compensatory or mitigative measures as specified in this chapter.

(5) As part of all authorizations made by the Department of Fisheries, such conditions shall be imposed as

may be warranted to prevent or mitigate adverse environmental effects detrimental to the preservation, perpetuation, protection, utilization, and enhancement of the fishery resources regulated by the Department, as further defined in Title 75 RCW.

(6) When the Department concludes, by application of these guidelines, that an activity which it is considering for authorization will cause serious, substantial, or long-term adverse environmental effects detrimental to the preservation, perpetuation, protection, utilization, and enhancement of the fishery resources regulated by the Department, as further defined in Title 75 RCW, which effects cannot be avoided or mitigated, the Department shall not authorize that activity. [Order 76-40, § 220-100-040, filed 5/25/76.]

WAC 220-100-050 Additional elements of the environment. The following shall be additional to the list of the elements of the environment as prescribed by WAC 197-10-444: **Economics** (a) Short- and long-term economic gains and losses; (b) short- and long-term beneficial cost ratios; (c) diversification of economic gains or losses. [Order 76-40, § 220-100-050, filed 5/25/76.]

WAC 220-100-060 Summary of information which may be required of a private applicant. (WAC 197-10-100(4) Draft and Final EIS Preparation) At the option of the Department, either a draft or final EIS, or parts thereof, may be prepared by the applicant or applicant's consultant under the direction of the responsible official at applicant's cost. Costs would include payment for agency consultation, time, and cost of any materials prepared by the agencies for inclusion into the EIS. Applicant may hire a special consultant from a list provided by the Department and EIS prepared by said consultant under the direction of the responsible official. The applicant may request the agency to prepare the EIS at the applicant's cost. A situation may arise in which the Department, because of its commitments, is unable to prepare the draft and/or final EIS. In this case the applicant shall be provided a letter outlining the situation and will be provided the option of posting a bond from which a mutually accepted independent outside party prepares the document. The outside party is then paid from the posted bond and the applicant is provided an itemized accounting and the remaining balance of the bond.

Private applicants shall be encouraged to cooperate in the impact statement preparation process. [Order 76-40, § 220-100-060, filed 5/25/76.]

WAC 220-100-070 Designation of responsible official. The ultimately responsible official is the Director of the Department of Fisheries. Normally the operational responsibility shall be delegated by the Director to the level of Chief, Natural Production and will be designated as the aide to the responsible official. When significant Department involvements converge at a level higher than the Chief, Natural Production, consideration shall be given to establishing the aide to the responsible official as the Department's Steering Committee comprised

of the Deputy Director and assistant program directors. [Order 76-40, § 220-100-070, filed 5/25/76.]

WAC 220-100-080 SEPA public information center. The Department establishes and designates the office of Natural Production, Olympia headquarters, as its SEPA public information center, 3939 Cleveland, Tumwater, Washington. [Order 76-40, § 220-100-080, filed 5/25/76.]

WAC 220-100-090 Department responsibilities when a consulted agency. All consultation requests from other agencies or private applicants prior to threshold investigations, pre-draft consultation, or draft EIS's will go to the responsible official's aide or the aide's designee. The R. O. Aide or designee will determine if the Department is a consulted agency with jurisdiction or a consulted agency with expertise and will respond, if appropriate within 35 days to the lead agency as per WAC 197-10-510 or 197-10-520. [Order 76-40, § 220-100-090, filed 5/25/76.]

WAC 220-100-100 Filing of agency action—Publication—Form—Time limitation for commencing challenge to action. The R. O. Aide shall file for the Department any nonexempt agency actions, as defined by WAC 197-10-040(2). The method of filing, publication form of notice, publication and appeals from such action shall be as directed by the terms of RCW 43-.21C.080. [Order 76-40, § 220-100-100, filed 5/25/76.]

WAC 220-100-110 Adoption by reference—Substantial compliance—Exclusive provisions. Except as modified by this chapter, the Department adopts the SEPA guidelines as adopted by the Council on Environmental Policy (chapter 197-10 WAC). Substantial compliance with these guidelines shall constitute compliance with this chapter. Those sections designated as exclusive in WAC 197-108-05(3) shall require absolute compliance by the Department. [Order 76-40, § 220-100-110, filed 5/25/76.]

Chapter 220-105 WAC

SALMON ANGLING LICENSE REGULATIONS

WAC

220-105-010	Salmon angling license.
220-105-015	Salmon angling license validation stamp.
220-105-020	Validation date.
220-105-025	Fresh and saltwater angling.
220-105-030	Salmon angling license dealer.
220-105-035	Salmon angling license distribution agent.
220-105-040	Blind person.
220-105-045	License issuing procedures.
220-105-050	Free license issuing procedure.
220-105-055	Duties of a salmon angling license dealer.
220-105-060	Valid license required.
220-105-065	Stamp redemption.

WAC 220-105-010 Salmon angling license. An anadromous salmon angling license, hereinafter designated "Salmon Angling License", shall consist of the

appropriate salmon angling license validation stamp affixed to a sport salmon catch record card as defined in WAC 220-69-237. [Order 77-121, § 220-105-010, filed 10/19/77.]

WAC 220-105-015 Salmon angling license validation stamp. A salmon angling license validation stamp shall be a stamp printed by the department of fisheries to be affixed to a sport salmon catch record card for validation purposes. [Order 77-121, § 220-105-015, filed 10/19/77.]

WAC 220-105-020 Validation date. (a) On the one day license shall be the day the angler uses that license.

(b) On the three day license shall be the first of three consecutive days the angler uses that license. [Order 77-121, § 220-105-020, filed 10/19/77.]

WAC 220-105-025 Fresh and saltwater angling. For the purpose of distinguishing between fresh and saltwater salmon angling license requirements, all waters of the rivers and streams flowing directly into saltwater below and seaward of the river mouths as defined in WAC 220-56-019 shall be defined as saltwater; and the waters above described river mouths shall be defined as freshwater, provided the boundary on the Columbia River shall be the Megler-Astoria Bridge. [Order 77-121, § 220-105-025, filed 10/19/77.]

WAC 220-105-030 Salmon angling license dealer. A salmon angling license dealer is defined as any person, business, corporation, or governmental agency deputized by the director to issue anadromous salmon angling licenses. [Order 77-121, § 220-105-030, filed 10/19/77.]

WAC 220-105-035 Salmon angling license distribution agent. A salmon angling license distribution agent shall be defined as any person, business, corporation, or governmental agency authorized by the director to distribute the salmon angling license validation stamps. [Order 77-121, § 220-105-035, filed 10/19/77.]

WAC 220-105-040 Blind person. For the purpose of a free salmon angling license, a blind person shall be defined as a person who has no vision or whose vision, with corrective glasses, is so defective as to prevent the performance of ordinary activities for which eyesight is essential. [Order 77-121, § 220-105-040, filed 10/19/77.]

WAC 220-105-045 License issuing procedures. Salmon license validation stamps will be sold by the department and by authorized distribution agents to the salmon angling license dealers. The stamps will be sold only in sheets of 25 stamps. [Order 77-121, § 220-105-045, filed 10/19/77.]

WAC 220-105-050 Free license issuing procedure. A free salmon angling license shall be issued by the License Supervisor of the Department of Fisheries, Olympia, Washington, to any qualified applicant, upon receipt of the applicant's affidavit as provided for in subparagraph (4), section 13, chapter 327, Laws of 1977

ex. sess. [RCW 75.28.630]. A lost or illegible free license will be replaced by the license supervisor upon request and showing of proof. [Order 77-121, § 220-105-050, filed 10/19/77.]

WAC 220-105-055 Duties of a salmon angling license dealer. A salmon angling license dealer shall, at the time of sale of a one day and three day salmon angling license validation stamp, write the validate date in ink on the face of the one and three day stamp, and it shall be unlawful for him to fail to do so. [Order 77-121, § 220-105-055, filed 10/19/77.]

WAC 220-105-060 Valid license required. It shall be unlawful for any person required to have a license by section 10 of chapter 327, Laws of 1977 ex. sess. [RCW 75.28.600], to take fish for or possess salmon without having in his possession a valid salmon angling license. A license shall be invalid:

(a) unless the angler has signed his name in ink across the face of the stamp;

(b) unless the validation date is legibly written in ink on the face of the stamp;

(c) if the signature or the date on the stamp is illegible or altered, or if the stamp has been mutilated. Note: A lost or mutilated license or stamp will not be replaced by the department. [Order 77-121, § 220-105-060, filed 10/19/77.]

WAC 220-105-065 Stamp redemption. Nonvalidated stamps may be redeemed at face value by license dealers from salmon angling distribution agents or the department of fisheries not later than January 31 following the year of issue. [Order 77-121, § 220-105-065, filed 10/19/77.]