

Title 220 WAC

FISHERIES, DEPARTMENT OF

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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 Repealed by Order 988, filed 4/28/72.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 Repealed by Order 988, filed 4/28/72.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 Repealed by Order 988, filed 4/28/72.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 Repealed by Order 988, filed 4/28/72.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 Repealed by Order 988, filed 4/28/72.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 Repealed by Order 988, filed 4/28/72.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 Repealed by Order 988, filed 4/28/72.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 Repealed by Order 640, filed 4/30/65.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 Repealed by Order 640, filed 4/30/65.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 Repealed by Order 640, filed 4/30/65.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 Repealed by Order 640, filed 4/30/65.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 Repealed by Order 640, filed 4/30/65.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 Repealed by Order 640, filed 4/30/65.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 Repealed by Order 640, filed 4/30/65.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 Repealed by Order 640, filed 4/30/65.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 220-105

SALMON ANGLING LICENSE REGULATIONS

220-105-010	Salmon angling license. [Order 77-121, § 220-105-010, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-070.
220-105-015	Salmon angling license validation stamp. [Order 77-121, § 220-105-015, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-075.
220-105-020	Validation date. [Order 77-121, § 220-105-020, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-080.
220-105-025	Fresh and saltwater angling. [Order 77-121, § 220-105-025, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-085.
220-105-030	Salmon angling license dealer. [Order 77-121, § 220-105-030, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-090.
220-105-035	Salmon angling license distribution agent. [Order 77-121, § 220-105-035, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-095.

- 220-105-040 Blind person. [Order 77-121, § 220-105-040, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-100.
- 220-105-045 License issuing procedures. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-105-045, filed 2/21/78, effective 4/1/78; Order 77-121, § 220-105-045, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-105.
- 220-105-046 Bond requirements. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-105-046, filed 2/21/78, effective 4/1/78.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-110.
- 220-105-047 Stamp sales reporting and fee remittances. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-105-047, filed 2/21/78, effective 4/1/78.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-115.
- 220-105-050 Free license issuing procedure. [Order 77-121, § 220-105-050, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-120.
- 220-105-055 Duties of a salmon angling license dealer. [Order 77-121, § 220-105-055, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-125.
- 220-105-060 Valid license required. [Order 77-121, § 220-105-060, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-130.
- 220-105-065 Stamp redemption. [Order 77-121, § 220-105-065, filed 10/19/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-55-135.

Chapter 220-12 WAC

FOOD FISH AND SHELLFISH--CLASSIFIED

WAC

- 220-12-010 Food fish--Classification.
- 220-12-020 Shellfish--Classification.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 220-12-001 Food fish and shellfish--Promulgation. [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.] Repealed by 83-24-024 (Order 83-200), filed 11/30/83, effective 1/1/84. Statutory Authority: RCW 75.08.080.
- 220-12-002 Food fish and shellfish--Classification and preamble. [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.] Repealed by 83-24-024 (Order 83-200), filed 11/30/83, effective 1/1/84. Statutory Authority: RCW 75.08.080.

WAC 220-12-010 Food fish--Classification. The following fishes are classified as food fish under RCW 75.08.080 and are subject to the provisions of this title:

- Barracuda
- Pacific barracuda
- Cyprinids
- Carp
- Cods and Hake
- Pacific hake or whiting
- Walleye pollock
- Pacific Tomcod
- Pacific Cod or true cod
- Flounder, sole and halibut
- Butter sole or Bellingham sole
- C-O sole
- Dover sole
- English sole
- Flathead sole
- Pacific halibut
- Petrale sole
- Rex sole
- Rock sole
- Pacific sand dab
- Sand sole
- Slender sole
- Speckled sand dab
- Starry flounder
- Turbot or Arrowtooth flounder
- All other species of sole and flounder
- Giant wrymouth
- Greenling
- Lingcod
- Rock greenling
- Kelp greenling
- All other species of greenling
- Herring and herring-like fishes
- Northern anchovy
- Pacific sand lance or candlefish
- Pacific herring
- Pacific sardine or pilchard
- American shad
- Mackerels, tunas and jacks (carangids)
- Pacific bonito
- Pacific mackerel
- Jack mackerel
- Monterey Spanish mackerel
- Spanish mackerel
- Yellowtail
- Albacore
- Bluefin tuna
- Skipjack tuna
- Yellowfin tuna
- All other species of tunas and mackerels
- Pacific pomfret
- Pacific pompano
- Plainfin midshipman
- Ratfish
- Rattails, all species
- Skates
- Longnose skate
- Big skate
- All other species of skates
- Rockfish
- Bocaccio
- Black rockfish
- Brown rockfish
- Copper rockfish
- Greenstriped rockfish
- Canary rockfish
- Pacific Ocean perch
- Yelloweye or rasphead rockfish
- Rosefish or splitnose rockfish
- Silvergray rockfish
- Quillback rockfish
- Yellowtail rockfish
- Sphyræna argentea*
- Cyprinus carpio*
- Merluccius productus*
- Theragra chalcogrammus*
- Microgadus proximus*
- Gadus macrocephalus*
- Isopsetta isolepis*
- Pleuronichtys coenosus*
- Microstomus pacificus*
- Parophrys vetulus*
- Hippoglossoides elassodon*
- Hippoglossus stenolepis*
- Eopsetta jordani*
- Glyptocephalus zachirus*
- Lepidopsetta bilineata*
- Citharichthys sordidus*
- Psettichthys melanostictus*
- Lyopsetta exilis*
- Citharichthys stigmaeus*
- Platichthys stellatus*
- Atheresthes stomias*
- (Pleuronectiformes)
- Delolepsis gigantea*
- Ophiodon elongatus*
- Hexagrammos superciliosus*
- Hexagrammos decagrammus*
- (Hexagrammidae)
- Engraulis mordax*
- Ammodytes hexapterus*
- Clupea harengus pallasii*
- Sardinops sagax*
- Alosa sapidissima*
- Sarda chiliensis*
- Scomber japonicus*
- Trachurus symmetricus*
- Scomberomorus concolor*
- Scomberomorus maculatus*
- Seriola dorsalis*
- Thunnus alalunga*
- Thunnus thynnus*
- Euthynnus pelamis*
- Thunnus albacares*
- (Scombridae)
- Brama japonica*
- Peprius simillimus*
- Parichthys notatus*
- Hydrolagus collicii*
- (Coryphaenoididae)
- Raja rhina*
- Raja binoculata*
- (Rajidae)
- Sebastes paucispinis*
- Sebastes melanops*
- Sebastes auriculatus*
- Sebastes caurinus*
- Sebastes elongatus*
- Sebastes pinniger*
- Sebastes alutus*
- Sebastes ruberrimus*
- Sebastes diploproa*
- Sebastes brevispinis*
- Sebastes maliger*
- Sebastes flavidus*

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	
Brown Irish lord	<i>Hemilepidotus spinosus</i>
Buffalo sculpin	<i>Enophrys bison</i>
Cabezon	<i>Scorpaenichthys marmoratus</i>
Great sculpin	<i>Myoxocephalus polyacanthocephalus</i>
Pacific Staghorn sculpin	<i>Leptocottus armatus</i>
Red Irish lord	<i>Hemilepidotus hemilepidotus</i>
Seabass and Drums	
White seabass	<i>Cynoscion nobilis</i>
All other seabass and drums	(Sciaenidae and Serranidae)
Sharks	
Sixgill shark	<i>Hexanchus griseus</i>
Southern shark	<i>Galeorhinus zyopterus</i>
Dogfish or spiny dogfish	<i>Squalus acanthias</i>
All other species of sharks	(Squaliformes and Hexanchiformes)
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	<i>Brachyistius frenatus</i>
Redtail surfperch	<i>Amphistichus rhodoterus</i>
Shiner perch	<i>Cymatogaster aggregata</i>
Pile perch	<i>Rhacochilus vacca</i>
Walleye surfperch	<i>Hyperprosopeus argenteum</i>
White seaperch	<i>Phanerodon furcatus</i>
All other species of perch	(Embiotocidae)
Wolf-eel	<i>Anarrhichthys ocellatus</i>

[Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-12-010, filed 11/30/83, effective 1/1/84; 82-07-047 (Order 82-19), § 220-12-010, filed 3/18/82; 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 Shellfish--Classification. The following species are classified as shellfish under RCW 75.08.080 and are subject to the provisions of this title:

Abalone	<i>Haliotis refescens</i>
Red abalone	<i>Haliotis kamtschatkana</i>
Kamschatka	
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>
Manila clam	<i>Venerupis japonica</i>
Piddock	<i>Zirfaea pilsbryi</i>
Razor clam	<i>Siliqua patula</i>
Rock or native little neck clam	<i>Protothaca staminea</i>

Mussel	<i>Mytilus edulis</i>
Blue mussel	<i>Mytilus californianus</i>
California mussel	
Crab	
Dungeness or Pacific	<i>Cancer magister</i>
Red Crab	<i>Cancer productus</i>
Crawfish	
Crawfish	<i>Astacus leniusculus</i>
Crawfish	<i>Astacus trowbridgii</i>
Crawfish	<i>Astacus klamathensis</i>
Octopus	<i>Octopus hongkongensis</i>
Oysters	
Eastern oyster	<i>Crassostrea virginica</i>
Olympia or native oyster	<i>Ostrea lurida</i>
Pacific oyster	<i>Crassostrea gigas</i>
Kumamoto oyster	<i>Crassostrea gigas kumamoto</i>
European oyster	<i>Ostrea edulis</i>
All other oysters	(Ostreidae)
Scallops	
Pacific pink scallop	<i>Chlamys hastata hericia</i>
Sea scallop	<i>Pecten caurinus</i>
Rock scallop	<i>Hinnites multirugosus</i>
Hinds' scallop	<i>Chlamys hindsii</i>
Shrimp	
Dock shrimp	<i>Pandalus danae</i>
Coonstripe shrimp	<i>Pandalus goniurus</i>
Coonstripe shrimp	<i>Pandalus hypsinotus</i>
Ocean Pink shrimp	<i>Pandalus jordani</i>
Pink shrimp	<i>Pandalus borealis</i>
Sidestripe shrimp	<i>Pandalopsis dispar</i>
Spot shrimp	<i>Pandalus platyceros</i>
Pacific Coast squid	<i>Loligo opalescens</i>
Sea cucumber	<i>Stichopus californicus</i> <i>Cucumaria miniata</i>
Sea urchin	
Green urchin	<i>Strongylocentrotus droebachiensis</i>
Red urchin	<i>Strongylocentrotus franciscanus</i>
Purple urchin	<i>Strongylocentrotus purpuratus</i>

[Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-12-020, filed 11/30/83, effective 1/1/84; 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	General definitions—Trawl gear.
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.
220-16-051	Definitions—Commercial jig.
220-16-055	Definitions—Hook and line—Angling.
220-16-065	Definitions—Lampara.
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.
220-16-110	Definitions—Snag net.
220-16-120	Definitions—Trammel net.
220-16-125	Definitions—Troll line.
220-16-126	Troll spread.

- 220-16-140 Definitions—Herring rake.
 220-16-145 Definitions—Bottom fish pot.
 220-16-200 Geographical definitions—District 1.
 220-16-205 Geographical definitions—District 2.
 220-16-210 Geographical definitions—Puget Sound.
 220-16-211 Geographical definitions—Puget Sound tributaries.
 220-16-215 Geographical definitions—Grays Harbor.
 220-16-220 Geographical definitions—Willapa Harbor.
 220-16-225 Geographical definitions—Columbia River.
 220-16-230 Geographical definitions—Outside Initiative 77 line.
 220-16-235 Geographical definitions—Inside Initiative 77 line.
 220-16-240 Geographical definitions—Coastal waters.
 220-16-245 Geographical definitions—River mouths.
 220-16-250 Geographical definitions—Mile measurement.
 220-16-255 Geographical definitions—Razor clam areas.
 220-16-257 Razor clam beds.
 220-16-260 Geographical definitions—Skagit Bay shrimp fishing area.
 220-16-265 Geographical definitions—Lopez Island shrimp fishing area.
 220-16-270 Geographical definitions—Skagit River.
 220-16-275 Geographical definitions—Village point.
 220-16-280 Geographical definitions—Clam and oyster districts.
 220-16-300 General definitions—Personal use.
 220-16-305 General definitions—Commercial purposes.
 220-16-310 General definitions—Net length measurement.
 220-16-315 General definitions—Net mesh measurement.
 220-16-320 General definitions—Fish length measurement.
 220-16-325 General definitions—Dressed fish length measurement.
 220-16-330 General definitions—Dressed fish.
 220-16-335 General definitions—Spawning salmon.
 220-16-340 General definitions—Bottomfish.
 220-16-345 General definitions—Time.
 220-16-350 General definitions—Jack salmon.
 220-16-355 General definitions—Soft-shelled crab.
 220-16-360 General definitions—Bait purposes.
 220-16-370 General definitions—Sac-roe herring purposes.
- 220-16-060 Definitions—Jigger. [Order 810, § 220-16-060, filed 4/17/69. Formerly WAC 220-16-010 (part).] Repealed by 79-03-014 (Order 79-11), filed 2/15/79. Statutory Authority: RCW 75.08.080.
 220-16-070 Definitions—Otter trawl. [Statutory Authority: RCW 75.08.080. 79-05-007 (Order 79-20), § 220-16-070, filed 4/11/79; Order 810, § 220-16-070, filed 4/17/69. Formerly WAC 220-16-010 (part).] Repealed by 82-14-056 (Order 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
 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.
 220-16-130 Definitions—Shrimp trawl. [Statutory Authority: RCW 75.08.080. 80-13-064, (Order 80-123), § 220-16-130, filed 9/17/80; 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).] Repealed by 82-14-056 (Order 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
 220-16-132 Scallop dredge. [Statutory Authority: RCW 75.08.080. 82-03-045 (Order 82-6), § 220-16-132, filed 1/19/82.] Repealed by 82-14-056 (Order 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
 220-16-135 Definitions—Smelt rake. [Order 810, § 220-16-135, filed 4/17/69. Formerly WAC 220-16-010 (part).] Repealed by 83-24-024 (Order 83-200), filed 11/30/83, effective 1/1/84. Statutory Authority: RCW 75.08.080.

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 General definitions—Trawl gear.
 (1) "Otter trawl" shall be defined as a cone or funnel-shaped net which is towed or drawn through the water by one or two vessels. Otter trawl nets may be used both on and off the seabed. Otter trawl nets may be fished with or without trawl doors, and may employ warps or

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.
 220-16-045 Definitions—Hand dip net. [Order 1105, § 220-16-045, filed 12/28/73; Order 810, § 220-16-045, filed 4/17/69. Formerly WAC 220-16-010 (part).] Repealed by 83-24-024 (Order 83-200), filed 11/30/83, effective 1/1/84. Statutory Authority: RCW 75.08.080.
 220-16-050 Definitions—Hand line. [Order 810, § 220-16-050, filed 4/17/69. Formerly WAC 220-16-010 (part).] Repealed by 79-03-014 (Order 79-11), filed 2/15/79. Statutory Authority: RCW 75.08.080.

cables to direct fish. Otter trawl nets are restricted to the following three categories:

(a) "Bottom trawl" means an otter trawl in which the otter boards or the footrope of the net contact the seabed, and includes Danish and Scottish seine gear.

(b) "Roller trawl" or "bobbin trawl" are identical, and mean an otter trawl with footropes equipped with rollers or bobbins made of wood, steel, rubber, plastic, or other hard material which protects the net during fishing on the seabed.

(c) "Pelagic trawl" means an otter trawl in which the otter boards may be in contact with the seabed but the footrope of the net remains above the seabed. Pelagic trawl nets may not have footropes protected at the trawl mouth with rollers, bobbins, or discs.

(2) "Beam trawl" shall be defined as a bag-shaped trawl net not utilizing weighted otter frames or otter doors when operated. The minimum mesh size for beam trawl nets is four and one-half inches in a food fish fishery and one and one-half inches in a shrimp fishery, unless otherwise provided.

(3) "Shrimp trawl" shall be defined as a tapered, funnel-shaped trawl net in which the mesh size is two inches or less in the intermediate and codend sections of the trawl. Otter doors or boards are used to spread the mouth of the net horizontally as it is towed. The mouth of the net is formed on the upper edge by a line to which floats are attached (headrope) and on the lower edge by a line which is usually weighted (footrope). Additional webbing is frequently attached to the codend section to prevent the net from chafing.

(4) "Scallop dredge" shall be defined as trawl gear with interlocking metal ring meshes, which is legal gear for harvest of scallops.

(5) "Codend" shall be defined as the terminal, closed end of a trawl net.

(a) Single-walled codend is a codend constructed of a single wall of webbing knitted with single-ply mesh, or with double-ply mesh (double twine tied into a single knot).

(b) Double-walled codend is a codend constructed of two walls of webbing. The double-walled portion of the codend must be tied knot-to-knot to the trawl net, and may not be longer than twenty-five trawl meshes or twelve feet, whichever is greater. The use of double-walled codends is unlawful in pelagic trawls, roller trawls, and bobbin trawls.

(6) "Chafing gear" shall be defined as webbing or other material attached to the bottom (underside) or around the codend of a trawl net to protect the codend from wear. Chafing gear must not be connected to the terminal (closed) end of the codend.

(7) "Trawl riblines" shall be defined as heavy ropes or lines that run down the sides, top or underside of a trawl net from the mouth of the net to the terminal end of the codend to strengthen the net during fishing.

(8) "Trawl mesh size" shall be defined as the distance between the inside of one knot and the inside of the opposite vertical knot in trawl mesh. Minimum trawl mesh size requirements are met if a wedge of legal size can be passed without undue force through sixteen of twenty

sets of two meshes each of wet mesh in the codend. [Statutory Authority: RCW 75.08.080. 82-14-056 (Order 82-72), § 220-16-015, filed 7/1/82; 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, and constructed according to specifications of the director. [Statutory Authority: RCW 75.08.080. 79-03-014 (Order 79-11), § 220-16-025, filed 2/15/79; 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 and includes hand dip nets and smelt rakes. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-16-028, filed 11/30/83, effective 1/1/84; 79-03-014 (Order 79-11), § 220-16-028, filed 2/15/79; 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 220-16-051 Definitions--Commercial jig. Commercial jig gear shall be defined as a line or lines hand held or attached to poles or machines, and to which may be attached any number of hooks or lures. The gear shall be fished from a single vessel that is not under power. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-16-051, filed 11/30/83, effective 1/1/84; 79-03-014 (Order 79-11), § 220-16-051, filed 2/15/79.]

WAC 220-16-055 Definitions--Hook and line--Angling. "Hook and line" and "angling" shall be identical in meaning and, except as provided in WAC 220-56-115, 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. When fishing for bottomfish, "angling" and "jigging" shall be identical in meaning. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-16-055, filed 6/9/82; Order 810, § 220-16-055, 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 220-16-075 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 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 stationary, buoyed, and anchored ground line with hooks attached. [Statutory Authority: RCW 75.08.080. 82-14-056 (Order 82-72), § 220-16-090, filed 7/1/82; 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 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 vessel that is under power. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-16-125, filed 11/30/83, effective 1/1/84; Order 810, § 220-16-125, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-16-126 Troll spread. "Troll spread" shall be defined as a readily detachable line more than 4 inches in length, which has one or more lures attached to it, and is attached to the main troll line which cannot be removed from the vessel during its operation. [Statutory Authority: RCW 75.08.080. 82-14-056 (Order 82-72), § 220-16-126, filed 7/1/82.]

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--Bottomfish pot. "Bottomfish pot" shall be defined as a portable, enclosed device with one or more gates or entrances and one or

more lines attached to surface floats. Bottomfish pots must have biodegradable escape panels constructed with #21 or smaller untreated cotton twine in such a manner that an opening at least eight inches in diameter results when the twine deteriorates. [Statutory Authority: RCW 75.08.080. 82-14-056 (Order 82-72), § 220-16-145, filed 7/1/82; 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, unless otherwise provided, and all streams tributary thereto, exclusive of the Grays Harbor, Willapa Harbor and Columbia River districts. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-16-240, filed 11/30/83, effective 1/1/84; 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 220-16-257 Razor clam beds. "Razor clam beds" are defined as that portion of Pacific Ocean beaches westerly of a line 500 feet seaward and parallel to the base of the primary dune or cliff or any portion of

Pacific Ocean beaches posted as a razor clam bed and marked with boundary markers. The detached Willapa Harbor Spits that are north of Ledbetter Channel, west of Ellen Sands and south of the Willapa Ship Channel are also defined as "razor clam beds," as are those portions of the mouths of Grays Harbor and Willapa Harbor which contain razor clams. [Statutory Authority: RCW 75.08.080, 82-07-047 (Order 82-19), § 220-16-257, filed 3/18/82; 80-13-064 (Order 80-123), § 220-16-257, filed 9/17/80.]

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 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 except trawl net and Hood Canal shrimp pot 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 pounds on any three consecutive meshes, then measuring the middle mesh of the three while under tension; trawl net mesh - see WAC 220-16-015; Hood Canal shrimp pot net - see WAC 220-52-053. [Statutory Authority: RCW 75.08.080, 83-24-024 (Order 83-200), § 220-16-315, filed 11/30/83, effective 1/1/84; 82-14-056 (Order 82-72), § 220-16-315, filed 7/1/82; 82-03-045 (Order 82-6), § 220-16-315, filed 1/19/82;

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--Bottomfish. The term "bottomfish," unless otherwise provided, is defined as including Pacific cod, Pacific tomcod, Pacific hake, walleye pollock all species of dabs, sole and flounders (except Pacific halibut), lingcod and all other species of greenling, ratfish, sablefish, cabezon, buffalo sculpin, great sculpin, red Irish lord, brown Irish lord, Pacific staghorn sculpin, wolf-eel, giant wry mouth, plainfin midshipman, spiny dogfish, six gill shark, soupfin shark and all other species of shark, and all species of skate, rockfish, rattails and surfperches. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-16-340, filed 11/30/83, effective 1/1/84; 82-07-047 (Order 82-19), § 220-16-340, filed 3/18/82; 79-05-007 (Order 79-20), § 220-16-340, filed 4/11/79; 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	
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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	<i>(Oncorhynchus tshawytscha)</i>
Coho	<i>(Oncorhynchus kisutch)</i>
Chum	<i>(Oncorhynchus keta)</i>
Pink	<i>(Oncorhynchus gorbuscha)</i>
Sockeye	<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 Columbia River, 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 undersized 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 sex 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 fishing gear as follows:

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

(b) Boundary Bay – north of a line from Birch Point to Point Roberts and south of the International boundary in waters 10 fathoms and deeper during times not under IPSFC control.

(c) San Juan Channel – within a 1 mile radius of Point Caution during times not under IPSFC control.

(d) Port Angeles – inside and westerly of a line projected from the east tip of Ediz Hook through buoy C "1" to the mainland.

(e) Port Gardner – within a 2 mile radius of the entrance to Everett breakwater in waters 10 fathoms and deeper.

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

(g) 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.

(h) Port Townsend – westerly of a line from the Coast Guard station in Port Townsend to Walan Point to Kala Point in waters 10 fathoms and deeper.

(i) All tows or sets are limited to 20 minutes exclusive of setting and retrieving time.

(j) All testing is to be accomplished between 8:00 a.m. and 4:00 p.m.

(k) Codends of trawl nets must be left open, all hooks of set line gear must be unbaited, and no lures or baited hooks shall be used with jig or troll gear.

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

(m) 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.

(18) It is unlawful for any person or corporation licensed by the department of fisheries to fail to comply with the directions of authorized department personnel related to the collection of sampling data or material from food fish or shellfish. It is also unlawful for any such person or corporation to fail to relinquish to the department, upon request, any part of a salmon or other food fish containing coded-wire tags, including but not limited to, the snouts of those salmon that are marked by having clipped adipose fins. [Statutory Authority: RCW 75.08.080. 82-15-040 (Order 82-83), § 220-20-010, filed 7/15/82; 82-07-047 (Order 82-19), § 220-20-010, filed 3/18/82; 81-02-053 (Order 81-3), § 220-20-010, filed 1/7/81; 80-10-058 (Order 80-83), § 220-

20-010, filed 8/6/80; 80-07-017 (Order 80-45), § 220-20-010, filed 6/11/80; 79-10-013 (Order 79-75), § 220-20-010, filed 9/7/79; 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 220-20-012 Unlawful sale of food fish and shellfish. In order to prevent the sale of food fish or shellfish taken under personal-use fishing regulations, it shall be unlawful to sell, or offer for sale or purchase, or offer to purchase, any food fish or shellfish unless taken with lawful commercial gear, in an area open to commercial fishing for that species, and the fisherman has in his possession at the time of sale a valid commercial fishing license. [Statutory Authority: RCW 75.08.080. 81-02-053 (Order 81-3), § 220-20-012, filed 1/7/81; 79-11-069 (Order 79-111), § 220-20-012, filed 10/18/79.]

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 or possess for commercial purposes chinook salmon less than 28 inches in length and coho salmon less than 16 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 frozen chinook salmon, dressed heads off shall be 21 1/2 inches minimum and frozen coho salmon dressed heads off shall be 12 inches minimum, measured from the midpoint of the clavicle arch to the fork of the tail.

(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.

(5) 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.

(6) 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 subsection (5) of WAC 220-20-015 shall not apply to salmon possessed pursuant to this subsection.

(7) 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.

(8) 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. [Statutory Authority: RCW 75.08.080. 79-10-013 (Order 79-75), § 220-20-015, filed 9/7/79; 78-05-067 (Order 78-20), § 220-20-015, filed 4/27/78; 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 220-20-016 Sale of commercial caught salmon. It shall be unlawful for any person licensed to take salmon for commercial purposes as required under chapter 75.28 RCW to:

(a) Keep any salmon he takes under such license for personal use; or

(b) Sell any salmon he takes under such license to anyone other than a licensed wholesale dealer located within or outside the state of Washington: *Provided*, That a person who is himself licensed as a wholesale dealer under the provisions of RCW 75.28.300 may sell his catch to individuals or corporations other than licensed wholesale dealers. [Statutory Authority: RCW 75.08.080. 80-01-021 (Order 79-137), § 220-20-016, filed 12/14/79.]

WAC 220-20-019 Requirement to provide sales documents. It is unlawful for any individual, firm, or corporation to fail to show on demand to any authorized employee or enforcement officer of the department of fisheries state of Washington fish receiving tickets or sales documents pursuant to WAC 220-69-240. [Statutory Authority: RCW 75.08.080. 82-17-040 (Order 82-105), § 220-20-019, filed 8/13/82.]

WAC 220-20-020 General provisions—Lawful and unlawful acts—Food fish other than salmon. (1) 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.

(2) 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.

(3) 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.

(4) 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.

(5) 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.

(6) It shall be unlawful to harvest for commercial purposes herring eggs naturally deposited on marine vegetation or other substrate. [Statutory Authority: RCW 75.08.080. 80-09-072 (Order 80-69), § 220-20-020, filed 7/18/80; 79-03-014 (Order 79-11), § 220-20-020, filed 2/15/79; 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 220-20-021 Sale of commercially caught sturgeon. (1) It shall be unlawful for any person licensed to take sturgeon for commercial purposes under chapter 75.28 RCW to:

(a) Keep any sturgeon he takes under such license for personal use; or

(b) Sell any sturgeon he takes under such license to anyone other than a licensed wholesale dealer within or outside the state of Washington, except that a person who is himself licensed as a wholesale dealer under the provisions of RCW 75.28.300 may sell his catch to individuals or corporations other than licensed wholesale dealers; or

(c) Sell, barter, or attempt to sell or barter sturgeon eggs that have been removed from the body cavity of any sturgeon taken under such license prior to the time that the sturgeon is sold under subsection (1)(b) of this section.

(2) It shall be unlawful for any wholesale dealer licensed under RCW 75.28.300 to purchase or attempt to purchase sturgeon eggs from sturgeon taken by any person licensed to take sturgeon for commercial purposes under chapter 75.28 RCW if the sturgeon eggs have been removed from the body cavity of the sturgeon prior to the sale of the sturgeon. [Statutory Authority: RCW 75.08.080. 82-17-040 (Order 82-105), § 220-20-021, filed 8/13/82.]

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, as defined in WAC 220-16-257.

(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 shell has been removed.

(4) It shall be unlawful to use any irritant chemicals when taking or fishing for octopus.

(5) It shall be unlawful to wilfully damage crab or other shellfish. Any crab taken incidentally to a net fishery must be immediately returned to the water with the least possible damage to the crab. [Statutory Authority: 75.08.080. 80-13-064 (Order 80-123), § 220-20-025, filed 9/17/80; 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 220-20-038 Shellfish--Import and transfer.

It shall be unlawful to import, transfer, ship or otherwise cause live shellfish of any kind or form or associated pest, predators or disease organisms, to be introduced into the marine waters of the state of Washington without first obtaining written permission from the director of fisheries or his authorized agent. The permit shall accompany the shellfish during transit and at the point of introduction. It shall be unlawful for the permit holder to fail to comply with all terms, conditions and provisions of the permit or to perform any act in connection with the permit that is not specifically authorized in the permit. [Statutory Authority: RCW 75.08.080. 80-13-064 (Order 80-123), § 220-20-038, filed 9/17/80.]

WAC 220-20-039 Live fish--Import and transfer.

(1) It is unlawful for any person, group, corporation, association, or government entity to import into, transport, or possess within the state of Washington live fish and/or the viable sexual products thereof, except aquarium fish, game fish, indigenous marine baitfish, and mosquito fish (*Gambusia* spp.) when used by agencies authorized by chapter 17.28 RCW without having first obtained a permit to do so from the director of the department of fisheries. The permit shall accompany the fish and/or sexual products at all times within the state

of Washington and shall be presented to department of fisheries employees on demand.

(2) The director may impose conditions in any permit as necessary to insure the protection of food fish within this state from infectious, contagious or communicable diseases and pests. It shall be unlawful to violate the terms and conditions of any permit. In addition to any other penalties provided by law, violation of these rules on the terms and conditions of any permit may result in the suspension and/or revocation of the permit. [Statutory Authority: RCW 75.08.080. 82-17-040 (Order 82-105), § 220-20-039, filed 8/13/82.]

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.
220-22-400	Marine Fish-Shellfish Management and Catch Reporting Areas, Puget Sound.
220-22-410	Marine Fish-Shellfish Management and Catch Reporting Areas, coastal waters.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-22-310	Treaty Indian—Columbia River. [Order 76-35, § 220-22-310, filed 5/11/76.] Repealed by 79-07-045 (Order 79-42), filed 6/22/79. Statutory Authority: RCW 75.08.080.
220-22-320	Treaty Indian coast, Willapa Harbor, Grays Harbor. [Order 76-35, § 220-22-320, filed 5/11/76.] Repealed by 79-07-045 (Order 79-42), filed 6/22/79. Statutory Authority: RCW 75.08.080.
220-22-330	Treaty Indian, Puget Sound. [Statutory Authority: RCW 75.08.080, 78-05-018 (Order 78-16), § 220-22-330, filed 4/13/78; Order 76-35, § 220-20-330 (codified as WAC 220-22-330), filed 5/11/76.] Repealed by 79-07-045 (Order 79-42), filed 6/22/79. Statutory Authority: RCW 75.08.080.

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.

(6) **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.

(7) **Area 1G (The Dalles Pool)** shall include those waters of the Columbia River upstream from a line projected from an Oregon department of fish and 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.

(8) **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. [Statutory Authority: RCW 75.08.080, 79-07-045 (Order 79-42), § 220-22-010, filed 6/22/79; 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] [to] 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 straight line projected from the Point Chehalis light, located 123 feet above mean high water at Westport, through lighted buoy 13 to where it intersects with the shore at Point Brown, southerly of a line projected from a fishing boundary marker at Ocean Shores Marina, 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 a fishing boundary marker at Ocean Shores Marina 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 south-easterly 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 from Needle Point approximately 285° true to the Island Sands light approximately 2 miles south of Riddle Spit light No. 10 and thence true west to the North Beach Peninsula, westerly of a line projected from Needle Point northerly to day beacon No. 14 and thence to Ramsey Point, outside and westerly of a line projected from Stony Point to the Bay Center Channel light (F1 4 seconds, 16 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 straight line projected from the Cape Shoalwater light through buoy 8A, located between buoy 8 and buoy 10, approximately 1,500 yards from Cape Shoalwater light on a line 171° true, 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 and westerly of a line projected from Diamond Point to the Island Sands light, approximately 2 miles south of Riddle Spit light No. 10, and thence due west to the North Beach Peninsula, and northerly of a line projected true east-west through marker 20 between Long Island and the North Beach Peninsula.

(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, 16 feet) to Stony Point and westerly of the Palix River Highway 101 Bridge.

(11) **Area 2M** shall include those waters of Willapa Harbor lying southerly and easterly of a line projected from Needle Point approximately 285° true to the Island Sands light, approximately 2 miles south of Riddle Spit light No. 10, and south to Diamond Point, downstream and westerly of the Highway 101 Bridge over the

Naselle River, and northerly and easterly of a line from Stanley Point to Paradise Point.

(12) **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.

(13) **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.

(14) **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. [Statutory Authority: RCW 75.08.080, 82-13-048 (Order 82-63), § 220-22-020, filed 6/11/82; 81-13-005 (Order 81-37), § 220-22-020, filed 6/8/81; 80-09-072 (Order 80-69), § 220-22-020, filed 7/18/80; 78-07-067 (Order 78-45), § 220-22-020, filed 6/30/78; 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.]

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 220-22-030 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 Bonilla Point light on Vancouver Island to the Tatoosh Island light, thence to the most westerly point on Cape Flattery and westerly of a line projected true north from the fishing boundary marker at the mouth of the Sekiu River.

(2) **Area 5** shall include those waters of Puget Sound easterly of a line projected true north from the 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 northeasterly of the Lawson Reef lighted buoys (RB 1 Qk Fl 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, westerly of a line projected from the Partridge Point light to the Point Wilson light and easterly of a line projected 155° true from Dungeness Spit light to Kulo Kala Point.

(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 6D** shall include those waters of Puget Sound westerly of a line projected 155° true from Dungeness Spit light to Kulo Kala Point.

(8) **Area 7** shall include those waters of Puget Sound southerly of a line projected true west from the Sandy Point light, westerly of a line projected southeasterly from Sandy Point light to the most westerly point of Gooseberry Point, northerly of a line projected from the Trial Island light to vessel traffic lane buoy R to the Smith Island light to the most northeasterly of the Lawson Reef lighted buoys (RB 1 Qk Fl Bell) to Northwest Island to the Initiative 77 marker on Fidalgo Island, and westerly of a line projected from Gooseberry Point on the mainland true south to its intersection with Lummi Island (the Initiative 77 line), thence along the eastern shore-line of Lummi Island to Carter Point, thence to the most northerly tip of Vendovi Island, thence to Clark Point on Guemes Island following the shoreline to Southeast Point on Guemes Island, thence to March Point on Fidalgo Island.

(9) **Area 7A** shall include those waters of Puget Sound northerly of a line projected true west from the Sandy Point light.

(10) **Area 7B** shall include those waters of Puget Sound easterly of a line projected from the most westerly point of Gooseberry Point on the mainland true south to its intersection with Lummi Island (the Initiative 77 line), thence along the eastern shoreline of Lummi Island to Carter Point, thence to the most northerly tip of Vendovi Island, thence to Clark Point on Guemes Island following the shoreline to Southeast Point on Guemes Island, thence to March Point on Fidalgo Island, northerly of the Burlington Northern railroad bridges at the north entrances to Swinomish Channel and westerly of a line projected from William Point light on Samish Island 28° true to the range light near Whiskey Rock on the north shore of Samish Bay.

(11) **Area 7C** shall include those waters of Puget Sound easterly of a line projected from William Point light on Samish Island 28° true to the range light near Whiskey Rock on the north shore of Samish Bay.

(12) **Area 7D** shall include those waters of Puget Sound easterly of a line projected southeasterly from the Sandy Point light to the most westerly point of Gooseberry Point.

(13) **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, westerly of a line projected from the light on East Point 340° true to the light on Camano Island (Saratoga Pass light

#2, Fl Red 4 Sec) southerly of the Burlington Northern railroad bridges at the north entrances to Swinomish Channel and northerly of the state highway 532 bridges between Camano Island and the mainland.

(14) **Area 8A** shall include those waters of Puget Sound easterly of a line projected from the East Point light on Whidbey Island 340° true to the light on Camano Island (Saratoga Pass light #2, Fl Red 4 Sec), northerly of a line projected from the southern tip of Possession Point true east to the mainland and southerly of the State Highway 532 bridges between Camano Island and the mainland.

(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 site of the Hood Canal Floating Bridge, northerly of a line projected true west from the shoreward end of the Port Gamble tribal dock on Point Julia to the mainland in the community of Port Gamble, 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.

(16) **Area 9A** shall include those waters of Puget Sound known as Port Gamble Bay southerly of a line projected true west from the shoreward end of the Port Gamble tribal dock on Point Julia to the mainland in the community of Port Gamble.

(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 233° true from the Golden Tides restaurant near Shilshole Marina through entrance piling No. 8 to the southern shore of the entrance to the Lake Washington Ship Canal, westerly of a line projected 7° true from a point on Duwamish Head through the Duwamish Head light to Pier 91, 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.

(18) **Area 10A** shall include those waters of Puget Sound easterly of a line projected 7° true from a point on Duwamish Head through the Duwamish Head light to Pier 91.

(19) **Area 10B** shall include those waters of Puget Sound easterly of a line projected 233° true from the Golden Tides restaurant near Shilshole Marina through entrance piling No. 8 to the southern shore of the entrance to the Lake Washington Ship Canal, Salmon Bay, the Lake Washington Ship Canal, Lake Union, Portage Bay, Lake Washington northerly of the Evergreen Point Floating Bridge, and waters of the Sammamish River north of State Highway 908 Bridge.

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

(21) **Area 10D** shall include those waters of the Sammamish River south of the State Highway 908 Bridge and Lake Sammamish.

(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, northerly of a line from Browns Point to the Asarco smelter stack on the opposite shore of Commencement Bay, and northerly of the Tacoma Narrows Bridge.

(24) **Area 11A** shall include those waters of Puget Sound southerly of a line from Browns Point to the Asarco smelter stack on the opposite shore of Commencement Bay.

(25) **Area 12** shall include those waters of Puget Sound southerly of the site 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 northerly of a line projected from Pulali Point true east to the mainland.

(27) **Area 12B** shall include those waters of Puget Sound southerly of a line projected from Pulali Point true east to the mainland, northerly of a line projected from Ayock Point true east to the mainland, and westerly of a line projected from the Tskutsko Point light to Misery Point.

(28) **Area 12C** 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 the fishing boundary marker at Union.

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

(30) **Area 13** shall include those waters of Puget Sound southerly of the Tacoma Narrows Bridge and a line projected 93° true from the marker on the Longbranch Peninsula to the point immediately north of Green Point and northerly and easterly of a line projected from the Devil's Head light to Treble Point, thence through lighted buoy No. 3 to the mainland.

(31) **Area 13A** shall include those waters of Puget Sound northerly of a line projected 93° true from the marker on Longbranch Peninsula to the point immediately north of Green Point.

(32) **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 No. 3 to the mainland. [Statutory Authority: RCW 75.08.080, 82-15-040 (Order 82-83), § 220-22-030, filed 7/15/82; 81-18-017 (Order 81-101), § 220-22-030, filed 8/25/81; 80-04-070 (Order 80-17), § 220-22-030, filed 3/26/80; 79-07-045 (Order 79-42), § 220-22-030, filed 6/22/79; 78-05-018 (Order 78-16), § 220-22-030, filed 4/13/78; 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 220-22-400 Marine Fish-Shellfish Management and Catch Reporting Areas, Puget Sound. (1) Area 20A shall include those waters of Puget Sound north of a line projected from Village Point, Lummi Island through the navigation buoy just east of Matia Island thence to the buoy at Clements Reef thence to the easternmost point of Patos Island and from the westernmost point of Patos Island due east to the international boundary; and west of a line from Point Francis through the marker north of Inati Bay, Lummi Island to Lummi Island.

(2) Area 20B shall include those waters of Puget Sound southerly of Area 20A, westerly 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 $122^{\circ} 40' W$ between Sinclair Island and Fidalgo Island and the Deception Pass Bridge; northerly of a line due east from the international boundary to a point 1 nautical mile from Pile Point, San Juan Island, thence southeasterly along a line 1 nautical mile from the southern shores of San Juan Island and Lopez Island to Davidson Rock near Point Colville, then easterly to a point one nautical mile south of the buoy at Lawson Reef and than due east to Whidbey Island.

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

(7) Area 23A shall include those waters of Puget Sound southerly of Area 22A; westerly and northerly of a line described as follows: A line segment from Davidson Rock near Point Colville, Lopez Island to a point 2 nautical miles from the Smith Island light thence continuing westerly and southerly 2 nautical miles from the Smith Island light until the line intersects with a line between Smith Island light and the vessel traffic service buoy north of Dungeness Spit, thence to the vessel traffic service buoy, thence southerly and westerly to a point $1\frac{1}{2}$ nautical miles north of the Ediz Hook light thence north to the international boundary.

(8) Area 23B shall include those waters of Puget Sound southerly of Area 22A; easterly of 23A; and northerly of a line due west from Partridge Point, Whidbey Island to its intersection with Area 23A.

(9) Area 23C shall include those waters of Puget Sound westerly of Area 23A and a line due north from

the Ediz Hook light to the international boundary; and easterly of a line projected due north from the mouth of the Sekiu River.

(10) Area 23D shall include those waters of Puget Sound southerly of Area 23A and easterly of Area 23C and westerly of a line from the Dungeness light to the vessel traffic service buoy north of Dungeness light.

(11) Area 24A shall include those waters of Saratoga Passage and Skagit Bay east of a line between Polnell Point and Rocky Point, Camano Island; south of Area 22B; and east of Area 22A, and north of the Highway 532 Bridge between Camano Island and the mainland.

(12) Area 24B shall include those waters of Port Susan south of Area 24A and north of a line from Camano Head on Camano Island to the north tip of Gedney Island and from the southern tip of Gedney Island east to the mainland.

(13) Area 24C shall include those waters of Saratoga Passage west of Area 24A; north of a line projected due west of Hackney Island; and northwest of a line from Sandy Point, Whidbey Island to Camano Head, Camano Island.

(14) Area 24D shall include Holmes Harbor south of a line projected due west from Hackney Island to Whidbey Island.

(15) Area 25A shall include those waters of Puget Sound south of Areas 23A and 23B; east of Area 23D; north of a line projected from Diamond Point to Cape George, and westerly of a line projected from Point Partridge on Whidbey Island to Point Wilson.

(16) Area 25B shall include those waters of Admiralty Inlet east of Area 25A; northeast of a line projected from Point Hudson to Marrowstone Point; and north of a line projected from Olele Point to Foulweather Bluff continuing to Double Bluff on Whidbey Island.

(17) Area 25C shall include those waters of Hood Canal south of Area 25B and north of the Hood Canal Floating Bridge.

(18) Area 25D shall include those waters of Port Townsend Bay southwest of Area 25B.

(19) Area 25E shall include those waters of Discovery Bay south of Area 25A.

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

(21) Area 26B shall include those waters of Puget Sound south of Area 26A, and east of a line from Point Monroe, Bainbridge Island to the mouth of Miller Bay, and east of 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.

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

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

(24) 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.

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

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

(27) 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.

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

(29) 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.

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

(31) Area 29 shall include those waters of the Strait of Juan de Fuca west of Area 23C and east of a line projected from the Bonilla Point light on Vancouver Island to the Tatoosh Island light, then to the most westerly point of Cape Flattery.

(32) This WAC will not apply to hardshell clams, oysters, or geoducks. [Statutory Authority: RCW 75.08-.080. 83-24-024 (Order 83-200), § 220-22-400, filed 11/30/83, effective 1/1/84; 82-24-080 (Order 82-215), § 220-22-400, filed 12/1/82, effective 1/1/83; 78-05-018 (Order 78-16), § 220-22-400, filed 4/13/78; 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 58A shall include waters north of the United States - Canada boundary and south of Area 57.

(10) Area 58B 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 58A.

(11) 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.

(12) 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.

(13) 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.

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

(15) 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.

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

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

(18) Area 63 shall include waters north of latitude 32° 00' N, and south of Area 62.

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

(20) This WAC will not apply to hardshell clams, oysters, or geoducks. [Statutory Authority: RCW 75.08-.080. 82-14-056 (Order 82-72), § 220-22-410, filed 7/1/82; 80-07-017 (Order 80-45), § 220-22-410, filed 6/11/80; 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, except as provided in WAC 220-24-020.

(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, except as provided in WAC 220-24-020.

(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) 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 except on bait hooks and artificial salmon plugs. Bait hooks must have a natural bait attached as its primary attraction while fishing. Spoons, wobblers, dodgers and flexible plastic lures must have 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. [Statutory Authority: RCW 75.08.080. 78-05-067 (Order 78-20), § 220-24-010, filed 4/27/78; 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; Orders 398 and 256, subsec. 1, filed 3/1/60; Orders 355 and 256, subsec. 2, filed 3/1/60; Order 564, subsec. 3, filed 11/28/62; Order 542, filed 2/15/62; Orders 480 and 256, filed 3/1/60; Order 569, subsec. 4, 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 reicing: *Provided further*, That the waters of the Pacific Ocean shall not be considered a state, territory or foreign country. [Statutory Authority: RCW 75.08.080. 79-07-046 (Order 79-43), § 220-24-020, filed 6/22/79; 78-05-067 (Order 78-20), § 220-24-020, filed 4/27/78; 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; Order 677, subsec. 1, filed 3/31/66; Orders 398 and 256, filed 3/1/60; Order 677, subsec. 2, filed 3/31/66; Orders 357 and 256, filed 3/1/60; Orders 401 and 256, subsec. 3, 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 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. (1) It is unlawful to take, fish for or possess sturgeon taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E with gillnet gear except that it is lawful to retain sturgeon for commercial purposes taken incidental to any lawful commercial salmon fishery in these areas.

(2) It is unlawful to retain any sturgeon not of lawful size, as provided for in WAC 220-20-202(1), and all sturgeon in transit must not have head or tail removed. [Statutory Authority: RCW 75.08.080. 82-19-083 (Order 82-142), § 220-32-022, filed 9/21/82; 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 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) Elokomina River – Waters of Elokomina 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 is unlawful to take, fish for or possess sturgeon taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1A, 1C, 1D, that portion of 1B south of a line projected from Grays Point light east to Harrington Point, and that portion of Area 1E downstream of a line projected due north from the mouth of Oneonta Creek on the Oregon side to a deadline marker on the Washington shore except at those times, with the gear and provisions designated below:

(1) 12:00 noon August 2, 1982, until 12:00 noon January 15, 1983.

(2) Setline gear is limited to 4 lines with not more than 300 hooks per line and bouys must be attached to each end of the setline and marked with the fishing license number.

(3) Minimum hook size is 9/0 and treble hooks are prohibited.

(4) It is unlawful to retain any sturgeon not of lawful size, as provided for in WAC 220-20-020(1), and all sturgeon in transit must not have head or tail removed. [Statutory Authority: RCW 75.08.080. 82-19-083 (Order 82-142), § 220-32-040, filed 9/21/82; 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 Indian subsistence fishing. (1) It is unlawful for any person, including treaty Indian fishermen, to take, fish for, or possess salmon or other food fish for subsistence purposes except in accordance with the provisions of this section.

(2) It is 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:

(a) Such fishing is permitted year-round in the following areas: That area of the mainstem Columbia River from a point at Light #7 on Sheridan Point upstream to a point at the four-second flashing light #67 approximately 1/2 mile downstream of the Dalles Bridge; that area of the mainstem Columbia River from a point 200 feet above the Dalles Dam fishway exit upstream to a point 600 feet downstream of the John Day Dam fishway entrance; that area of the mainstem Columbia River from a point 200 feet above the John Day Dam fishway exit upstream to a point at the downstream end of the wingwall of the McNary Dam boat lock; that area of Columbia River from a point 200 feet above the McNary Dam fishway exit upstream to the Highway 12

bridge; excluding those areas within 1/4 mile radius of the mouth of Wind River, Little White Salmon River (Drano Lake), Klickitat River, and Spring Creek Hatchery fishway entrance.

(b) Lawful fishing gear by treaty Indians in the above-designated area includes dip nets and bag nets of a mesh size not exceeding 5 inches attached to a hoop 24 feet or less in circumference, spear, gaff, club, and foul hook.

(c) It is lawful to use sport angling gear in places and at times allowed under chapter 220-56 WAC series for treaty Indian subsistence purposes.

(d) It is unlawful to use drift gill nets or set gill nets for treaty Indian subsistence fishing in the mainstem of the Columbia River except as authorized by the director of the department of fisheries under the provisions of WAC 220-32-060.

(e) It is unlawful to use gill nets, set nets, hoop nets, dip or bag nets with a mesh size exceeding 5 inches, set lines, or any other type of fishing gear not otherwise specifically authorized except during times and in areas where such gear is authorized for commercial fishing purposes.

(3) In accordance with RCW 75.12.300 and 75.12.310, it is lawful for the following Wanapum Indians to take, fish for, and possess food fish for subsistence purposes in the vicinity of Priest Rapids Dam in specified areas at specified times using specified gear authorized by the director of the department of fisheries. The individuals designated below may be revised from time to time by agreement between the Wanapum Indians and the director of the department of fisheries:

Frank Buck	Jade Buck
Stanley Buck	Robert S. Tomanawash, Sr.
Willie Buck	Lester Umtuch
Harry Buck	Grant Wyena
Ken Buck	Jerry Wyena
Rex Buck, Jr.	Douglas Wyena
Phillip Buck	Jimmy Wyena
Richard Buck	Patrick Wyena

The following provisions apply to this fishery:

(a) It is unlawful to fish at any time, place, or using gear other than that designated by the director of the department of fisheries and authorized by regulation.

(b) It is unlawful for Wanapum Indian fishermen to fail to report, in writing, their total catch to the department of fisheries within five days of the end of fishing activity under subsection (3)(a) of this section.

(c) Should any Wanapum Indian be convicted of violating the provisions of this section, or sell, barter, or attempt to sell or barter any fish taken in this fishery or any treaty Indian fishery, that fishermen will be ineligible to further participate in the Wanapum Indian subsistence fishery unless otherwise determined by the director of the department of fisheries.

(4) It is unlawful to sell, barter, or offer for sale or barter, buy, or for a commercially licensed buyer or wholesale fish dealer to have in possession food fish taken in an Indian subsistence fishery under the provisions of subsections (2) and (3) of this section.

(4) It is unlawful for fishermen participating in an Indian subsistence fishery to fail to submit their catch to department of fisheries employees for the conduct of biological sampling or to fail to allow necessary biological samples to be taken. [Statutory Authority: RCW 75.08.080. 82-17-040 (Order 82-105), § 220-32-055, filed 8/13/82; 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 is unlawful to take, fish for or possess sturgeon taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H except as provided for in this section:

(1) Individuals possessing treaty fishing rights pursuant to the Yakima, Warm Springs, Umatilla, and Nez Perce treaties may fish for sturgeon with setline gear from 12:00 noon August 1, 1982 to 12:00 noon January 15, 1983.

(2) Set line gear is limited to not more than 100 hooks per setline.

(3) Minimum hook size is 9/0 and treble hooks are prohibited. [Statutory Authority: RCW 75.08.080. 82-19-083 (Order 82-142), § 220-32-057, filed 9/21/82; 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 sizes—Gear.
220-36-025	Closed areas—Grays Harbor and tributaries.
220-36-03001	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 those areas where it is open to a commercial net fishery. [Statutory Authority: RCW 75.08.080. 80-09-072 (Order 80-69), § 220-36-020, filed 7/18/80; 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 is 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

6:00 p.m. October 2 to 6:00 p.m. October 7, 1983.

Areas 2B, 2C and 2D -

6:00 p.m. July 5 to 6:00 p.m. August 15, 1983.

6:00 p.m. October 2 to 6:00 p.m. October 7, 1983.

[Statutory Authority: RCW 75.08.080. 83-13-054 (Order 83-53), § 220-36-021, filed 6/15/83; 82-13-048 (Order 82-63), § 220-36-021, filed 6/11/82; 81-13-005 (Order 81-37), § 220-36-021, filed 6/8/81; 80-09-072 (Order 80-69), § 220-36-021, filed 7/18/80; 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 is 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

6:00 p.m. October 2 to 6:00 p.m. October 7, 1983: Open continuously.

Areas 2B, 2C and 2D

6:00 p.m. July 5 to 6:00 p.m. August 15, 1983: Open continuously.

6:00 p.m. October 2 to 6:00 p.m. October 7, 1983: Open continuously.

[Statutory Authority: RCW 75.08.080. 83-13-054 (Order 83-53), § 220-36-022, filed 6/15/83; 82-13-048

(Order 82-63), § 220-36-022, filed 6/11/82; 81-13-005 (Order 81-37), § 220-36-022, filed 6/8/81; 80-09-072 (Order 80-69), § 220-36-022, filed 7/18/80; 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 sizes--Gear. (1) It is 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, 2B, 2C and 2D

For the period October 2 to October 7, 1983: 5-inch minimum and 6-1/2-inch maximum mesh.

(2) It is 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. [Statutory Authority: RCW 75.08.080. 83-13-054 (Order 83-53), § 220-36-024, filed 6/15/83; 82-13-048 (Order 82-63), § 220-36-024, filed 6/11/82; 81-13-005 (Order 81-37), § 220-36-024, filed 6/8/81; 80-09-072 (Order 80-69), § 220-36-024, filed 7/18/80; 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.]

WAC 220-36-025 Closed areas--Grays Harbor and tributaries. (1) It is unlawful to take, fish for, or possess salmon taken for commercial purposes from those waters at the mouth of Grays Harbor lying westerly of a line projected from the Point Chehalis Light at Westport through the Coast Guard tower to the shore at Point Brown and easterly of a line projected from the outermost end of the north jetty to the outermost end of the south jetty.

(2) During the period March 1 through July 31, it is unlawful for any person, including treaty Indian fishermen, to take, fish for, or possess foodfish taken for any purpose from the waters of the Chehalis River or any tributary of the Chehalis River upstream of the Porter Bridge. [Statutory Authority: RCW 75.08.080. 83-10-015 (Order 83-30), § 220-36-025, filed 4/26/83; 78-07-067 (Order 78-45), § 220-36-025, filed 6/30/78; Order 77-14, § 220-36-025, filed 4/15/77; Order 1133, § 220-36-025, filed 7/19/74.]

WAC 220-36-03001 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 220-36-03001(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 in Marine Fish-Shellfish Management and Catch Reporting Area 60B at any time with set line and hand line jig 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. Sturgeon must be of lawful commercial size as provided in WAC 220-20-020.

(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. [Statutory Authority: RCW 75.08.080. 80-09-072 (Order 80-69), § 220-36-03001, filed 7/18/80; 79-05-007 (Order 79-20), § 220-36-03001, filed 4/11/79; 78-07-067 (Order 78-45), § 220-36-03001, filed 6/30/78; Order 77-14, § 220-36-030 (codified as WAC 220-36-03001), filed 4/15/77; Order 76-148, § 220-36-030 (codified as 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 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 is 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 inclusive—6:00 p.m. July 5 to 6:00 p.m. August 20, 6:00 p.m. October 17 to 6:00 p.m. October 18, 6:00 p.m. October 24 to 6:00 p.m. October 25, and 6:00 p.m. November 1 to 11:59 p.m. November 30, 1983.

Area 2G west of a line drawn true north-south through Willapa River Light Number 13—6:00 p.m. September 13 to 6:00 p.m. September 18, 6:00 p.m. September 19 to 6:00 p.m. September 24, 6:00 p.m. September 26 to 6:00 p.m. October 1, 6:00 p.m. October 3 to 6:00 p.m. October 8, 1983.

Area 2H—6:00 p.m. October 17 to 6:00 p.m. October 18, 6:00 p.m. October 24 to 6:00 p.m. October 25, and 6:00 p.m. November 1 to 11:59 p.m. November 30, 1983.

Areas 2J and 2K—6:00 p.m. July 5 to 6:00 p.m. August 20, 6:00 p.m. September 13 to 6:00 p.m. September 14, 6:00 p.m. September 16 to 6:00 p.m. September 17, 6:00 p.m. September 19 to 6:00 p.m. September 20, 6:00 p.m. September 22 to 6:00 p.m. September 23, 6:00 p.m. September 26 to 6:00 p.m. September 27, 6:00 p.m. September 29 to 6:00 p.m. September 30, 6:00 p.m. October 3 to 6:00 p.m. October 4, 6:00 p.m. October 6 to 6:00 p.m. October 7, 6:00 p.m. October 17 to 6:00 p.m. October 18, 6:00 p.m. October 24 to 6:00 p.m. October 25 and 6:00 p.m. November 1 to 11:59 p.m. November 30, 1983.

Area 2M—6:00 p.m. July 5 to 6:00 p.m. July 31, 6:00 p.m. September 13 to 6:00 p.m. September 18, 6:00 p.m. September 19 to 6:00 p.m. September 24, 6:00 p.m. September 26 to 6:00 p.m. October 1, 6:00 p.m. October 3 to 6:00 p.m. October 8, 6:00 p.m. October 17 to 6:00 p.m. October 18, 6:00 p.m. October 24 to 6:00 p.m. October 25, and 6:00 p.m. November 1 to 11:59 p.m. November 30, 1983.

[Statutory Authority: RCW 75.08.080. 83-13-054 (Order 83-53), § 220-40-021, filed 6/15/83; 82-13-048 (Order 82-63), § 220-40-021, filed 6/11/82; 81-13-005 (Order 81-37), § 220-40-021, filed 6/8/81; 80-09-072 (Order 80-69), § 220-40-021, filed 7/18/80; 79-07-046 (Order 79-43), § 220-40-021, filed 6/22/79; 78-09-041 (Order 78-61), § 220-40-021, filed 8/18/78; 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 is 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 inclusive

July 5, 6:00 p.m. to August 20, 1983, 6:00 p.m.—Open continuously.

October 17 to October 25, 1983—6:00 p.m. Monday to 6:00 p.m. Tuesday.

November 1, 6:00 p.m. to 11:59 p.m. November 30, 1983—Open continuously.

Area 2G west of a line drawn true north-south through Willapa River Light Number 13—September 13 to September 18, 1983—6:00 p.m. Tuesday to 6:00 p.m. Sunday.

September 19 to October 8, 1983—6:00 p.m. Monday to 6:00 p.m. Saturday.

Area 2H

October 17 to October 25, 1983—6:00 p.m. Monday to 6:00 p.m. Tuesday.

November 1, 6:00 p.m. to 11:59 p.m. November 30, 1983—Open continuously.

Areas 2J and 2K

July 5, 6:00 p.m. to August 20, 1983, 6:00 p.m.—Open continuously.

September 13 to September 17, 1983—6:00 p.m. Tuesday to 6:00 p.m. Wednesday and 6:00 p.m. Friday to 6:00 p.m. Saturday.

September 19 to October 7, 1983—6:00 p.m. Monday to 6:00 p.m. Tuesday and 6:00 p.m. Thursday to 6:00 p.m. Friday.

October 17 to October 25, 1983—6:00 p.m. Monday to 6:00 p.m. Tuesday.

November 1, 6:00 p.m. to 11:59 p.m. November 30, 1983—Open continuously.

Area 2M

July 5, 6:00 p.m. to 6:00 p.m. July 31, 1983—Open continuously.

September 13 to September 18, 1983—6:00 p.m. Tuesday to 6:00 p.m. Sunday.

September 19 to October 8, 1983—6:00 p.m. Monday to 6:00 p.m. Saturday.

October 17 to October 25, 1983—6:00 p.m. Monday to 6:00 p.m. Tuesday.

November 1, 6:00 p.m. to 11:59 p.m. November 30, 1983—Open continuously.

[Statutory Authority: RCW 75.08.080. 83-13-054 (Order 83-53), § 220-40-022, filed 6/15/83; 82-13-048 (Order 82-63), § 220-40-022, filed 6/11/82; 81-13-005 (Order 81-37), § 220-40-022, filed 6/8/81; 80-09-072 (Order 80-69), § 220-40-022, filed 7/18/80; 79-07-046 (Order 79-43), § 220-40-022, filed 6/22/79; 78-09-041 (Order 78-61), § 220-40-022, filed 8/18/78; 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 is 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, 2H, 2J, 2K, and 2M

For the period September 13 to October 25, 1983: 5-inch minimum to 6-1/2-inch maximum mesh.

For the period 12:01 a.m. November 19 to 11:59 p.m. November 30, 1983: 7-1/2-inch minimum mesh.

(2) It is 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. [Statutory Authority: RCW 75.08.080. 83-13-054 (Order 83-53), § 220-40-024, filed 6/15/83; 82-13-048 (Order 82-63), § 220-40-024, filed 6/11/82; 81-13-005 (Order 81-37), § 220-40-024, filed 6/8/81; 80-09-072 (Order 80-69), § 220-40-024, filed 7/18/80; 79-07-046 (Order 79-43), § 220-40-024, filed 6/22/79; 78-09-041 (Order 78-61), § 220-40-024, filed 8/18/78; 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 7. [Statutory Authority: RCW 75.08.080. 79-07-046 (Order 79-43), § 220-40-025, filed 6/22/79; 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 220-40-030(3).

(2) It shall be lawful to take, fish for and possess sturgeon for commercial purposes in Willapa Harbor Salmon Management and Catch Reporting Areas 2G and 2J, and bottomfish in Marine Fish-Shellfish Management and Catch Reporting Area 60C, at anytime with set line and hand line jig gears.

(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. Sturgeon must be of lawful commercial size as provided in WAC 220-20-020.

(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. [Statutory Authority: RCW 75.08.080. 80-09-072 (Order 80-69), § 220-40-030, filed 7/18/80; 79-05-007 (Order 79-20), § 220-40-030, filed 4/11/79; 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.
220-44-030	Coastal bottomfish gear.
220-44-040	Coastal bottomfishing seasons.
220-44-050	Coastal bottomfish catch limits.

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 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.

(2) 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.

(3) 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 59, 60A, and that portion of Area 58 within the United States 200-mile fishery conservation zone.

(4) 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.

(5) It shall be lawful to take, fish for and possess for commercial purposes sturgeon, shad, candlefish, anchovies and pilchards taken in Marine Fish-Shellfish Management and Catch Reporting Areas 59, 60A, and that portion of Area 58 within the United States 200-mile fishery conservation zone with any lawful commercial fishing gear.

(6) It shall be unlawful except by permit to take and fish for herring for commercial purposes or possess herring taken for commercial purposes from Marine Fish-Shellfish Management and Catch Reporting Areas 59, 60A, and that portion of Area 58 within the United States 200-mile fishery conservation and management zone with any type of 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 and as provided in WAC 220-24-020. [Statutory Authority: RCW 75.08.080. 79-06-085 (Order 79-38), § 220-44-020, filed 6/4/79; 78-10-046 (Order 78-83), § 220-44-020, filed 9/20/78; 78-05-067 and 78-06-002 (Order 78-20), § 220-44-020, filed 4/27/78 and 5/4/78; 78-04-039 (Order 78-11), § 220-44-020, filed 3/20/78; 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.]

WAC 220-44-030 Coastal bottomfish gear. It is unlawful to take, fish for, possess, transport through the waters of the state or land in any Washington state ports, bottomfish taken for commercial purposes in coastal or Pacific Ocean waters with any gear except as provided in this section:

(1) Otter trawl and beam trawl.

(a) It is unlawful to use, operate or carry aboard any fishing vessel otter trawl gear having meshes measuring less than 3 inches.

(b) Effective January 1, 1983, it is unlawful to use or operate any bottom trawl having meshes less than 4.5 inches. A bottom trawl must have a minimum of two continuous riblines sewn to the net and extending from the mouth of the trawl net to the terminal end of the codend if the fishing vessel is simultaneously carrying aboard a net of less than 4.5-inch minimum mesh size.

For all bottom trawls, chafing gear must have a minimum mesh size of 15 inches unless only the bottom one-half (underside) of the codend is covered by chafing gear.

(c) Effective January 1, 1983, it is unlawful to use or operate a roller or bobbin trawl with meshes less than 3.0 inches. It is unlawful to use a double wall codend in any roller or bobbin trawl. Chafing gear covering the upper one-half (top side) of the codend must have a minimum mesh size of 6.0 inches. Rollers, bobbins, or discs used in roller or bobbin trawls must be a minimum of 14 inches in diameter.

(d) Effective January 1, 1983, it is unlawful to use or operate a pelagic trawl with meshes less than 3.0 inches. It is unlawful to use a double wall codend in any pelagic trawl. Chafing gear covering the upper one-half (top side) of the codend must have a minimum mesh size of 6 inches. Footropes of pelagic trawls must be less than 1.75 inches in diameter, including twine necessary for seizing material. Sweeplines, including the bottom leg of the bridle, must be bare.

(2) Set lines. In fishing with set lines within state waters, it is unlawful to use more than three lines and more than 500 hooks per line. It is unlawful for the operator of set lines to leave such gear unattended unless marked as provided in WAC 222-16-090. Set lines must be attended at least once every seven days. Set lines must be marked at the surface at each terminal end with a pole, flag, light, radar reflector, and a buoy displaying clear identification of the owner or operator.

(3) Bottomfish pots. It is unlawful for the operator of bottomfish pots to leave such gear unattended unless marked as provided in WAC 220-16-145. Bottomfish pots must be attended at least once every seven days. Bottomfish pots set individually must be marked at the surface with a pole and a flag, light, or radar reflector, and a buoy displaying clear identification of the owner. Bottomfish pots laid on a groundline must be marked at the surface at each terminal end of the groundline with a pole and a flag, light, and radar reflector, and a buoy displaying clear identification of the owner or operator.

(4) Hand line jig gear. In fishing with hand line jig gear within state waters, it is unlawful to use more than three hooks per license with a maximum of six hooks per

vessel unless otherwise authorized by a permit from the director of the department of fisheries.

(5) Troll lines. It is unlawful to take, fish for or possess salmon while fishing for bottomfish with troll line gear under authority of a bottomfish troll license, except that in any coastal waters it is lawful to retain for commercial purposes any species of bottomfish taken with commercial salmon gear incidental to a lawful salmon fishery.

(6) Shrimp trawls. It is unlawful in any coastal waters, to retain for commercial purposes more than 1,500 pounds per day of any bottomfish species other than Pacific whiting, shortbelly rockfish or arrowtooth flounder taken with shrimp trawl gear incidental to a lawful shrimp fishery.

(7) It is 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. [Statutory Authority: RCW 75.08.080. 82-14-056 (Order 82-72), § 220-44-030, filed 7/1/82; 82-03-045 (Order 82-6), § 220-44-030, filed 1/19/82; 81-02-053 (Order 81-3), § 220-44-030, filed 1/7/81; 79-03-014 (Order 79-11), § 220-44-030, filed 2/15/79; 78-04-039 (Order 78-11), § 220-44-030, filed 3/20/78.]

WAC 220-44-040 Coastal bottomfishing seasons. It is lawful to take, fish for, and possess for commercial purposes bottomfish in coastal waters taken with gear described in WAC 220-44-030 all year in Coastal Marine Fish-Shellfish Management and Catch Reporting Areas 58B, 59, and 60A, unless otherwise provided. [Statutory Authority: RCW 75.08.080. 83-10-016 (Order 83-31), § 220-44-040, filed 4/26/83; 82-14-056 (Order 82-72), § 220-44-040, filed 7/1/82; 81-02-053 (Order 81-3), § 220-44-040, filed 1/7/81; 79-03-014 (Order 79-11), § 220-44-040, filed 2/15/79; 78-04-039 (Order 78-11), § 220-44-040, filed 3/20/78.]

WAC 220-44-050 Coastal bottomfish catch limits. It is unlawful to possess, transport through the waters of the state, or land in any Washington state port bottomfish taken from Coastal Marine Fish-Shellfish Management and Catch Reporting Areas 58B, 59, 60A, 61, 62, or 63 in excess of the amounts or less than the minimum sizes shown below for the species indicated:

(1) Widow rockfish (*Sebastes entomelas*) – 30,000 pounds per vessel trip; no minimum size.

(2) Shortbelly rockfish (*Sebastes jordani*) and Idiot Rockfish (*Sebastes spp.*) – no maximum poundage per vessel trip; no minimum size.

(3) Pacific ocean perch (*Sebastes alutus*) – 5,000 pounds or 10 percent of total weight of fish on board, whichever is greater, per vessel trip; no minimum size.

(4) All other species of rockfish (*Sebastes spp.*) – 40,000 pounds of all other species combined per vessel trip; no minimum size. It is unlawful for any vessel to make more than one landing in excess of 3,000 pounds of other rockfish species in any calendar week, defined as Sunday through the following Saturday.

(5) Sablefish— minimum size 22 inches in length, unless dressed in which case minimum size 16 inches in length from the anterior insertion of the first dorsal fin to the tip of the tail, except that an incidental catch less than the minimum size of 5,000 pounds is allowed. [Statutory Authority: RCW 75.08.080. 83-17-030 (Order 83-88), § 220-44-050, filed 8/10/83; 83-10-016 (Order 83-31), § 220-44-050, filed 4/26/83.]

Chapter 220-47 WAC

PUGET SOUND—SALMON

WAC

220-47-001	General provision.
220-47-121	Treaty Indian vessel and gear identification.
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.
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.
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.
220-47-307	Closed areas—Puget Sound salmon.
220-47-311	Purse seine—Seasons.
220-47-312	Purse seine—Weekly periods.
220-47-313	Purse seine—Daily hours.
220-47-314	Point Roberts.
220-47-319	Special mesh size.
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.
220-47-50101	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.
- 220-47-250 Puget Sound—Salmon preserves. [Order 988, § 220-47-250, filed 4/28/72.] Repealed by 80-10-058 (Order 80-83), filed 8/6/80. Statutory Authority: RCW 75.08.080.
- 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.
- 220-47-317 Carr Inlet. [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.] Repealed by 80-10-058 (Order 80-83), filed 8/6/80. Statutory Authority: RCW 75.08.080.
- 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—Lilip 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.
- 220-47-324 Cherry Point. [Statutory Authority: RCW 75.08.080. 78-05-018 (Order 78-16), § 220-47-324, filed 4/13/78; Order 77-14, § 220-47-324, filed 4/15/77.] Repealed by 80-10-058 (Order 80-83), filed 8/6/80. Statutory Authority: RCW 75.08.080.
- 220-47-415 Gill net—Point Roberts. [Statutory Authority: RCW 75.08.080. 78-05-018 (Order 78-16), § 220-47-415, filed 4/13/78; 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.] Repealed by 80-10-058 (Order 80-83), filed 8/6/80. Statutory Authority: RCW 75.08.080.
- 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.
- 220-47-418 Carr Inlet. [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.] Repealed by 80-10-058 (Order 80-83), filed 8/6/80. Statutory Authority: RCW 75.08.080.
- 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.
- 220-47-426 Cherry Point. [Statutory Authority: RCW 75.08.080. 78-05-018 (Order 78-16), § 220-47-426, filed 4/13/78; Order 77-14, § 220-47-426, filed 4/15/77.] Repealed by 80-10-058 (Order 80-83), filed 8/6/80. Statutory Authority: RCW 75.08.080.
- 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 or 220-28 WAC. [Statutory Authority: RCW 75.08.080. 78-05-018 (Order 78-16), § 220-47-001, filed 4/13/78; Order 77-14A, § 202-47-001 (codified as WAC 220-47-001), filed 4/21/77; Order 77-14, § 220-47-001, filed 4/15/77.]

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, Quinalt, 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:

- (1) 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, Quinalt, 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 nontreaty fishermen. [Order 76-26, § 220-47-121, filed 1:45 p.m., 4/20/76.]

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 south-westerly 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, thence 125 degrees true to the Viacom Cablevision tower on the southern shore of Port Gardner. [Statutory Authority: RCW 75.08.080. 81-18-017 (Order 81-101), § 220-47-264, filed 8/25/81; 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 220-47-307 Closed areas--Puget Sound salmon. It is unlawful to take, fish for, or possess salmon for commercial purposes with any type of gear from the following portions of Puget Sound Salmon Management and Catch Reporting Areas:

Area 7B - that portion of the Fidalgo Bay Salmon Preserve south and east of a line from William Point on Samish Island to Saddlebag Island to the southeastern tip of Guemes Island.

Area 7C - that portion inside a line projected from the mouth of Oyster Creek 237° true to a fishing boundary marker on Samish Island.

Area 8 - Skagit Bay Salmon Preserve.

Area 8A - Port Gardner Salmon Preserve and those waters northerly of a line from Camano Head to Hermosa Point on the north end of Tulalip Bay.

Area 10 - that portion easterly of a line projected from Meadow Point to West Point and that portion of Port Madison northwest of a line from the Agate Pass entrance light to the light on the end of the Indianola dock.

Area 11 - Gig Harbor Salmon Preserve and those waters south of a line from Browns Point to the northernmost point of land on Point Defiance.

Area 12 - Those waters inside and southeasterly of a line projected from Lone Rock to buoy "BBC Comm Fish" approximately 1/2 mile offshore, thence southwesterly approximately 1-1/2 miles to another buoy "BBC Comm Fish," thence approximately 1/2 mile directly to a fishing boundary marker on shore. [Statutory Authority: RCW 75.08.080. 83-14-020 (Order 83-57), § 220-47-307, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-307, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-307, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-307, filed 8/6/80.]

WAC 220-47-311 Purse seine--Seasons. It is 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 4B, 5, 6, 6A, 6B, 6C - closed.

Area 6D - October 2 through November 5.

Areas 7 and 7A - closed.

Area 7B - September 11 through November 5.

Areas 7C and 7D - closed.

Area 8 - October 23 through October 29.

Area 8A - July 24 through October 29.

Areas 9 and 9A - closed.

Areas 10 and 11 - September 11 through October 29.

Areas 10A, 10B, 10C, 10D, 10E and 11A - closed.

Area 12 - July 24 through October 29.

Areas 12A, 12B, 12C, 12D, 13, 13A, 13B and all freshwater areas - closed.

[Statutory Authority: RCW 75.08.080. 83-14-020 (Order 83-57), § 220-47-311, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-311, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-311, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-311, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-311, filed 4/13/78; 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 is 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 Salmon Management and Catch Reporting Areas:

Area 6D – Weeks beginning October 2, 9, 16 and 23: Sunday through Saturday. Week beginning October 30: Sunday through Friday.

Area 7B – Week beginning September 11: Monday through Saturday. Weeks beginning September 18 and 25, and October 2 and 9: Sunday through Saturday. Week beginning October 16: Sunday through Friday. Weeks beginning October 23 and 30: Monday.

Area 8 – Week beginning October 23: Monday.

Area 8A – Week beginning July 24: Tuesday. Week beginning July 31: Tuesday and Wednesday. Weeks beginning September 11, October 16, and October 23: Monday. Week beginning September 18: Monday and Tuesday.

Areas 10 and 11 – Weeks beginning September 11 and 18: Monday and Tuesday. Weeks beginning October 16 and 23: Monday.

Area 12 – Weeks beginning July 24 and July 31: Tuesday. Weeks beginning September 11 and 18 and October 16 and 23: Monday. [Statutory Authority: RCW 75.08.080. 83-14-020 (Order 83-57), § 220-47-312, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-312, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-312, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-312, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-312, filed 4/13/78; 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 is unlawful during any open day to take, fish for or possess salmon taken with purse seine gear in the following Puget Sound Salmon Management and Catch Reporting Areas except during the daily open hours hereinafter designated:

Area 6D from September 25 to November 3 and Area 7B from September 11 to October 20 – 24 hours per day.

Area 6D on November 4 – 12:01 a.m. to 4:00 p.m. Pacific Standard Time.

Area 7B on October 21 – 12:01 a.m. to 4:00 p.m. Pacific Daylight Time.

All other open areas – July 24 through October 29: 5:00 a.m. to 9:00 p.m. Pacific Daylight Time. October 30 through November 5: 5:00 a.m. to 8:00 p.m. Pacific Standard Time. [Statutory Authority: RCW 75.08.080. 83-14-020 (Order 83-57), § 220-47-313, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-313, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-313, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-313, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-313, filed 4/13/78; 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 Point Roberts. (1) During the period September 7 through September 13, that portion of Area 7A westerly of a line projected from the low water range marker in Boundary Bay on the International Boundary across the east tip of Point Roberts to East Point Light on Saturna Island shall be under IPSFC control and not open under the provisions of chapter 220-47 WAC.

(2) During the period September 14 through September 20, that portion of Area 7A lying westerly and northerly of a line projected from Iwersen's Dock on Point Roberts to Georgina Light at Active Pass shall be under IPSFC control and not open under the provisions of chapter 220-47 WAC. [Statutory Authority: RCW 75.08.080. 80-10-058 (Order 80-83), § 220-47-314, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-314, filed 4/13/78; 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 220-47-319 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, 6D, 8, 8A, 9, 9A, 10, 10A, 10B, 10C, 10D, 10E, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, and 13B from the second Monday in September through November 30 unless said purse seine gear is constructed so that the first 100 meshes below the corkline that are within 75 fathoms of the bunt, excluding the bunt, are of a size not less than 5 inches stretch measure. [Statutory Authority: RCW 75.08.080. 80-10-058 (Order 80-83), § 220-47-319, filed 8/6/80; 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 220-47-401 Reef net--Seasons. It is 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:

No open season. [Statutory Authority: RCW 75.08.080. 81-18-017 (Order 81-101), § 220-47-401, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-401, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-401, filed 4/13/78; 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 is unlawful to take, fish for or possess salmon taken with reef net gear except during the weekly open periods hereinafter designated:

No weekly open periods. [Statutory Authority: RCW 75.08.080. 81-18-017 (Order 81-101), § 220-47-402, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-402, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-402, filed 4/13/78; 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 is unlawful during any open day to take, fish for or possess salmon taken with reef net gear except during the daily open hours hereinafter designated:

No open hours. [Statutory Authority: RCW 75.08.080. 81-18-017 (Order 81-101), § 220-47-403, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-403, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-403, filed 4/13/78; 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 is 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 4B, 5, 6, 6A, 6B and 6C – closed.
- Area 6D – October 2 through November 5.
- Areas 7 and 7A – closed.
- Area 7B – July 24 through November 5.
- Area 7C – July 24 through August 6.
- Area 7D – closed.
- Area 8 – October 16 through October 29.
- Area 8A – July 24 through October 29.
- Areas 9 and 9A – closed.
- Area 10 – September 11 through October 29.
- Areas 10A, 10B, 10C, 10D and 10E – closed.
- Area 11 – September 11 through October 29.
- Area 11A – closed.
- Area 12 – July 24 through October 29.
- Areas 12A, 12B, 12C, 12D, 13, 13A, 13B and all freshwater areas – closed.

[Statutory Authority: RCW 75.08.080. 83-14-020 (Order 83-57), § 220-47-411, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-411, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-411, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-411, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-411, filed 4/13/78; 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 is 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:

Area 6D – Weeks beginning October 2, 9, 16 and 23: Sunday through Saturday. Week beginning October 30: Sunday through Friday.

Area 7B – Week beginning July 24: Tuesday and Wednesday nights. Week beginning July 31: Monday, Tuesday and Wednesday nights. Week beginning August 7: Tuesday, Wednesday, and Thursday nights. Weeks beginning September 11, 18, and 25, and October 2 and 9: Sunday through Saturday. Week beginning October 16: Sunday through Friday. Week beginning October 23: Sunday night. Week beginning October 30: Monday night.

Area 7C – Week beginning July 24: Tuesday and Wednesday nights. Week beginning July 31: Monday, Tuesday and Wednesday nights.

Area 8 – Week beginning October 16: Monday night. Week beginning October 23: Sunday night.

Area 8A – Week beginning July 24: Tuesday night. Week beginning July 31: Monday and Tuesday nights. Weeks beginning September 11 and October 23: Sunday night. Week beginning September 18: Monday and Tuesday nights. Week beginning October 16: Monday night.

Areas 10 and 11 – Week beginning September 11: Sunday and Monday nights. Week beginning September 18: Monday and Tuesday nights. Week beginning October 16: Monday night. Week beginning October 23: Sunday night.

Area 12 – Week beginning July 24: Tuesday night. Week beginning July 31: Monday night. Weeks beginning September 11 and October 23: Sunday night. Weeks beginning September 18 and October 16: Monday night. [Statutory Authority: RCW 75.08.080. 83-14-020 (Order 83-57), § 220-47-412, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-412, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-412, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-412, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-412, filed 4/13/78; 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 is unlawful during any open day to take, fish for or possess salmon taken with gill net gear in the following Puget Sound Salmon Management and Catch Reporting Areas except during the daily open hours hereinafter designated:

July 24 through August 13 - 7:00 p.m. to 9:30 a.m. Pacific Daylight Time in all open areas.

August 14 through September 17 - 6:00 p.m. to 9:00 a.m. Pacific Daylight Time in all open areas.

October 2 through November 3 - open 24 hours per day in Area 6D.

November 4 - 12:01 a.m. to 4:00 p.m. Pacific Standard Time in Area 6D.

September 11 through October 20 - open 24 hours per day in Area 7B.

October 21 - 12:01 a.m. to 4:00 p.m. Pacific Daylight Time in Area 7B.

September 18 through October 29 - 5:00 p.m. to 9:00 a.m. Pacific Daylight Time in all other open areas.

October 30 through November 5 - 4:00 p.m. to 8:00 a.m. Pacific Standard Time in all other open areas. [Statutory Authority: RCW 75.08.080. 83-14-020 (Order 83-57), § 220-47-413, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-413, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-413, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-413, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-413, filed 4/13/78; 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 is 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:

July 24 through September 10 - All open areas - 7 inch minimum mesh size.

October 2 through November 5 - Area 6D - 5 inch minimum mesh size.

September 11 through October 22 - Areas 7B and 7C - 5 inch minimum mesh size. October 23 through November 5 - Areas 7B and 7C - 6 inch minimum mesh size.

September 11 through October 15 - All other open areas - 5 inch minimum mesh size.

October 16 through November 5 - All other open areas - 6 inch minimum mesh size. [Statutory Authority: RCW 75.08.080. 83-14-020 (Order 83-57), § 220-47-414, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-414, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-414, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-414, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-414, filed 4/13/78; 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 220-47-50101 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

220-48-001	Puget Sound bottomfish gear.
220-48-005	Puget Sound bottomfish--General provisions.
220-48-011	Beam trawl and otter trawl--Gear.
220-48-015	Beam trawl and bottom trawl--Seasons.
220-48-017	Pelagic trawl--Seasons.
220-48-019	Roller trawl--Seasons.
220-48-025	Set net--Pacific cod--Gear.
220-48-026	Set net--Pacific cod--Seasons.
220-48-027	Set net--Pacific cod--Logbooks.
220-48-028	Set net--Dogfish--Gear.
220-48-029	Set net--Dogfish--Seasons.
220-48-031	Set line--Gear.
220-48-032	Set line--Seasons.
220-48-041	Commercial jig--Gear.
220-48-042	Commercial jig--Seasons.
220-48-046	Commercial jig--Logbooks.
220-48-051	Troll lines--Bottomfish--Gear.
220-48-052	Troll lines--Bottomfish--Seasons.
220-48-056	Troll lines--Bottomfish--Logbooks.

220-48-061 Drag seines—Gear.
 220-48-062 Drag seines—Seasons.
 220-48-071 Bottomfish pots—Gear and seasons.

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—Bottomfish 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.
- 220-48-080 Puget Sound bottomfish gear. [Statutory Authority: RCW 75.08.080. 81-02-053 (Order 81-3), § 220-48-080, filed 1/7/81; 79-03-014 (Order 79-11), § 220-48-080, filed 2/15/79; 78-04-039 (Order 78-11), § 220-48-080, filed 3/20/78; 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.] Repealed by 82-14-056 (Order 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
- 220-48-090 Otter trawl and beam trawl seasons. [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.] Repealed by 82-14-056 (Order 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
- 220-48-09001 Size limit—Dab and sole. [Statutory Authority: RCW 75.08.080. 81-02-053 (Order 81-3), § 220-48-09001, filed 1/7/81.] Repealed by 82-14-056 (Order 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
- 220-48-091 Set net—Pacific cod—Seasons. [Statutory Authority: RCW 75.08.080. 81-02-053 (Order 81-3), § 220-48-091, filed 1/7/81; Order 77-147, § 220-48-091, filed 12/16/77; Order 76-148, § 220-48-091, filed 12/2/76.] Repealed by 82-14-056 (Order 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
- 220-48-092 Set net—Pacific cod—Gear. [Statutory Authority: RCW 75.08.080. 81-02-053 (Order 81-3), § 220-48-092, filed 1/7/81; Order 77-147, § 220-48-092, filed 12/16/77; Order 76-148, § 220-48-092, filed 12/2/76.] Repealed by 82-14-056 (Order 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
- 220-48-095 Set net—Dogfish—Gear. [Order 77-147, § 220-48-095, filed 12/16/77; Order 76-148, § 220-48-095, filed 12/2/76.] Repealed by 82-14-056 (Order 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
- 220-48-096 Set net—Dogfish—Seasons. [Statutory Authority: RCW 75.08.080. 81-02-053 (Order 81-3), § 220-48-096, filed 1/7/81; 78-04-039 (Order 78-11), § 220-48-096, filed 3/20/78; Order 77-147, § 220-48-096, filed 12/16/77; Order 76-148, § 220-48-096, filed 12/2/76.] Repealed by 82-14-056 (Order 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
- 220-48-098 Lingcod—Seasons. [Statutory Authority: RCW 75.08.080. 81-02-053 (Order 81-3), § 220-48-098, filed 1/7/81; 78-04-039 (Order 78-11), § 220-48-098, filed 3/20/78.] Repealed by 82-14-056 (Order

- 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
- 220-48-100 Seasons—Other bottomfish gears. [Statutory Authority: RCW 75.08.080. 81-02-053 (Order 81-3), § 220-48-100, filed 1/7/81; 79-03-014 (Order 79-11), § 220-48-100, filed 2/15/79; 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.] Repealed by 82-14-056 (Order 82-72), filed 7/1/82. Statutory Authority: RCW 75.08.080.
- 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 220-48-001 Puget Sound bottomfish gear. It is unlawful to fish for bottomfish for commercial purposes in Puget Sound with any gear except as follows:

- (1) Beam trawl and otter trawls, which include bottom trawl, roller trawl, and pelagic trawl.
- (2) Set lines.
- (3) Commercial jig.
- (4) Troll lines.
- (5) Drag seines.
- (6) Bottomfish pots.
- (7) Set nets, which include Pacific cod set nets and dogfish set nets.

NOTE: Gear specifications and seasons are provided for in the rest of chapter 220-48 WAC.

[Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-001, filed 11/30/83, effective 1/1/84; 82-14-056 (Order 82-72), § 220-48-001, filed 7/1/82.]

WAC 220-48-005 Puget Sound bottomfish—General provisions. (1) It is unlawful to retain for commercial purposes any English sole less than 12 inches in length taken by any commercial bottomfish gear in all Puget Sound Marine Fish-Shellfish Management and Catch Reporting Areas except Areas 28A, 28B, 28C, and 28D.

(2) It is unlawful to take, fish for, or possess for commercial purposes any starry flounder less than 14 inches in length taken by any commercial bottomfish gear in all Puget Sound Marine Fish-Shellfish Management and Catch Reporting Areas.

(3) It is unlawful to take or possess lingcod taken for commercial purposes with any gear the entire year in Puget Sound Marine Fish-Shellfish Management and Catch Reporting Areas 23D, 24A, 24B, 24C, 24D, 25B, 25C, 25D, 26A, 26B, 26C, 26D, 27A, 27B, 27C, 28A, 28B, 28C, and 28D.

(4) It is unlawful to take or possess lingcod taken for commercial purposes with any gear from December 1 through April 14 in Puget Sound Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, 21A, 21B, 22A, 22B, 23A, 23B, 23C, 25A, 25E and 29.

(5) It is 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. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-005, filed 11/30/83, effective 1/1/84; 82-24-080 (Order 82-215), § 220-48-005, filed 12/1/82, effective 1/1/83; 82-14-056 (Order 82-72), § 220-48-005, filed 7/1/82.]

WAC 220-48-011 Beam trawl and otter trawl—Gear. (1) **Mesh sizes.** It is unlawful to use or operate beam trawls or otter trawls having mesh size in the cod-end section less than 4 1/2 inches in waters of Puget Sound, unless otherwise provided.

(a) It is lawful to use or operate bottom trawl gear having mesh size in the codend section of not less than 3 inches in Marine Fish-Shellfish Catch Reporting Areas 28A, 28B, 28C, and 28D, during December 1 through March 31, and in Area 20A from March 1 through April 15.

(b) It is lawful to use or operate roller trawl gear having mesh size in the codend section of not less than 3 inches in Marine Fish-Shellfish Catch Reporting Area 20A from March 1 through April 15.

(c) It is lawful to use or operate pelagic trawl gear having mesh size of not less than 2 inches while fishing for Pacific whiting during the season provided in WAC 220-48-017(1), and not less than 3 inches while fishing for walleye pollock during the season provided in WAC 220-48-017(2).

(2) **Chafing gear.**

(a) For bottom trawls, chafing gear must have a minimum mesh size of 15 inches unless only the bottom one-half (underside) of the codend is covered by chafing gear.

(b) For roller trawls and pelagic trawls chafing gear covering the upper one-half (top side) of the codend must have a minimum mesh size of 6.0 inches. [Statutory Authority: RCW 75.08.080, 83-24-024 (Order 83-200), § 220-48-011, filed 11/30/83, effective 1/1/84; 82-14-056 (Order 82-72), § 220-48-011, filed 7/1/82.]

WAC 220-48-015 Beam trawl and bottom trawl--Seasons. (1) It is lawful to take, fish for and possess bottomfish taken with bottom trawl and beam trawl gear in Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, 21A, 22A, 22B, 23A, 23B, 23C, 25A, 25B, 25D, and 29 the entire year with the following exceptions:

(a) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 20A east of a line projected from Point Whitehorn to Sandy Point shall be closed the entire year.

(b) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 25A lying southerly and westerly of a line projected from Kiapot Point to Gibson Spit (Sequim Bay) are closed the entire year.

(2) It is lawful to take, fish for and possess bottomfish with bottom trawl and beam trawl gear in Marine Fish-Shellfish Management and Catch Reporting Areas 24A, 24B, 24C, 26A, 26B, and 26D from April 15 through February 14 with the following exceptions:

(a) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 24A west of a line from Strawberry Point on Whidbey Island to Brown Point on Camano Island, are closed except from June 15 through February 14.

(b) Elliot Bay inside a line projected from Four Mile Rock to Alki Point is closed the entire year.

(c) Those waters of Area 26D south of lines projected from Dash Point to Point Piner on Maury Island, and from Point Dalco on Vashon Island true west to the Kitsap Peninsula are closed the entire year.

(d) Those waters provided for in WAC 220-20-020(4).

(e) It is lawful to take, fish for and possess Pacific whiting taken with bottom trawl and beam trawl gear the entire year.

(3) It is unlawful to take, fish for or possess bottomfish taken with bottom trawl and beam trawl gear for

commercial purposes in Marine Fish-Shellfish Management and Catch Reporting Areas 24D (Holmes Harbor), 25C, 27A, 27B, and 27C (Hood Canal) except on Mondays and Tuesdays from December 1 through February 14.

(4) It is unlawful to take, fish for, or possess bottomfish taken with bottom trawl or beam trawl gear in Marine Fish-Shellfish Management and Catch Reporting Area 25E except on Monday through Thursday from December 1 through February 14 with the following exception: Those waters of Area 25E lying southerly of a line projected from Mill Point due east to the opposite shore, are closed the entire year.

(5) It is lawful to take, fish for and possess bottomfish taken with bottom trawl and beam trawl gear in Marine Fish-Shellfish Management and Catch Reporting Areas 28A, 28B, 28C, and 28D from December 1 through April 14, 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 United States Coast Guard 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.

(f) Those waters provided for in WAC 220-20-010(6).

(g) Those waters of Area 28A south of a line due west from the northernmost point of McNeil Island; west of a line running north and south between McNeil and Anderson Islands through Eagle Island; and west of a line projected southerly from Lyle Point on Anderson Island through the quick flashing buoy on Nisqually flats and southerly of a line from Johnson's Point to Devil's Head.

(h) Those waters of Area 28A south of a line projected due west from Johnson Point to Hartstene Island (Dana Passage).

(6) It is unlawful to take, fish for or possess bottomfish taken with bottom trawl or beam trawl gear for commercial purposes in Marine Fish-Shellfish Management and Catch Reporting Areas 21B, 23D, and 26C the entire year. [Statutory Authority: RCW 75.08.080, 83-24-024 (Order 83-200), § 220-48-015, filed 11/30/83, effective 1/1/84; 83-04-025 (Order 83-04), § 220-48-015, filed 1/27/83; 82-24-080 (Order 82-215), § 220-48-015, filed 12/1/82, effective 1/1/83; 82-14-056 (Order 82-72), § 220-48-015, filed 7/1/82.]

WAC 220-48-017 Pelagic trawl--Seasons. It is lawful to take, fish for and possess bottomfish taken with pelagic trawl gear:

(1) All year in Marine Fish-Shellfish Catch Reporting Areas 22B, 24A, 24B, 26A, 26B, and 26D.

(2) March 1 through April 15 in Marine Fish-Shellfish Catch Reporting Area 20A.

(3) In any area at any time so designated by a permit issued by the director of the department of fisheries. [Statutory Authority: RCW 75.08.080. 82-14-056 (Order 82-72), § 220-48-017, filed 7/1/82.]

WAC 220-48-019 Roller trawl--Seasons. It is lawful to use roller trawls in the same areas and during the same seasons as bottom trawl. [Statutory Authority: RCW 75.08.080. 82-14-056 (Order 82-72), § 220-48-019, filed 7/1/82.]

WAC 220-48-025 Set net--Pacific cod--Gear. (1) It is lawful to take, fish for and possess Pacific cod with the following set net gear:

(a) Maximum three nets per vessel, each net having a length not to exceed 600 feet.

(b) Net mesh must not be less than 5 inches.

(c) Net depth must not exceed 29 meshes.

(2) Pacific cod set net tags, issued by the department of fisheries for the current year, must be affixed to buoys on each end of each net. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-025, filed 11/30/83, effective 1/1/84; 82-14-056 (Order 82-72), § 220-48-025, filed 7/1/82.]

WAC 220-48-026 Set net--Pacific cod--Seasons. It is unlawful to take, fish for and possess Pacific cod and other species of bottomfish taken with Pacific cod set net gear for commercial purposes except in that portion of Marine Fish-Shellfish Management and Catch Reporting Area 25C east of a line from Twin Spits to the Port Gamble Mill Stack, and all of Catch Reporting Area 25D from February 1 through April 14. It is unlawful to take or possess halibut, salmon, or shellfish taken with Pacific cod set net gear. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-026, filed 11/30/83, effective 1/1/84; 82-24-080 (Order 82-215), § 220-48-026, filed 12/1/82, effective 1/1/83; 82-14-056 (Order 82-72), § 220-48-026, filed 7/1/82.]

WAC 220-48-027 Set net--Pacific cod--Logbooks. It is unlawful for any operator of Pacific cod set net gear to fail to obtain and accurately maintain the appropriate harvest log available from the department. The harvest log must be kept aboard the vessel while the vessel is engaged in harvest or has commercial caught bottomfish aboard. The vessel operator must submit the log for inspection upon request by authorized department representatives. Vessel operators shall record the vessel registration number, and, for each date and ground fished, the number and length of nets, mesh and thread size of nets, hours fished, and number and estimated weight of each species caught, including discards. The

department's copy of the completed harvest log must be submitted to the department for each calendar month in which fishing activity occurs. Department copies must be received within ten days following any calendar month in which fishing activity occurred and by the tenth day following the termination of commercial fishing activity, whichever occurs first. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-027, filed 11/30/83, effective 1/1/84.]

WAC 220-48-028 Set net--Dogfish--Gear. (1) It is lawful to take, fish for and possess dogfish with set net gear as described below:

(a) Maximum four nets, per vessel each net having a length not to exceed 1,000 feet.

(b) Net depth must not exceed 25 meshes.

(c) Net mesh must not be less than 5 inches.

(d) Net 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.

(e) Dogfish set net tags, issued by the department of fisheries for the current year must be affixed to buoys on each end of each net. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-028, filed 11/30/83, effective 1/1/84; 82-14-056 (Order 82-72), § 220-48-028, filed 7/1/82.]

WAC 220-48-029 Set net--Dogfish--Seasons. It is lawful to take, fish for and possess dogfish and other species of bottomfish, except halibut, salmon and shellfish, taken with dogfish set net gear for commercial purposes in the following Puget Sound Marine Fish-Shellfish Management and Catch Reporting Areas during the seasons designated below:

(1) Areas 20A and 20B - November 1 through June 15.

(2) Area 21A - March 1 through June 15.

(3) Areas 21B, 22A, 22B, 23A, and 23B - Closed all year.

(4) Area 23C - Open all year.

(5) Areas 24A, 24B, and 24D - Open all year.

(6) Area 24C - Open all year, except those waters south of a line projected due east of East Point on Whidbey Island are closed all year.

(7) Areas 25A, 25B and that portion of Area 25C west of a line from Twin Spits to the Port Gamble Millstack - Open all year.

(8) Area 25D and that portion of 25C east of line from Twin Spits to the Port Gamble Millstack - Closed all year.

(9) Area 25E - Closed all year except by permit issued by the director.

(10) Area 26A - Open all year, except those waters southerly and westerly of a line between the ferry dock at Mukilteo and the ferry dock at Clinton are closed all year.

(11) Area 26B - Open all year except those waters provided for in WAC 220-20-020(4) (Shilshole Bay).

(12) Area 26C - Open all year, except those waters north of a line projected true east of Point Bolin are closed all year.

(13) Area 26D - Open all year, except those waters south of lines projected from Dash Point to Point Piner on Maury Island and from Point Dalco true west to the Kitsap Peninsula are closed all year.

(14) Areas 27A, 27B, and 27C - Open all year.

(15) Area 28A - Open all year, except those waters north of a line projected true east of Fox Point on Fox Island, and east of a line projected due north from the northwest tip of Fox Island are closed all year.

(16) Areas 28B, 28C, and 28D - Open all year except those waters provided for in WAC 220-20-010(6) (upper Carr Inlet).

(17) Area 29 - Open all year. [Statutory Authority: RCW 75.08.080. 82-24-080 (Order 82-215), § 220-48-029, filed 12/1/82, effective 1/1/83; 82-14-056 (Order 82-72), § 220-48-029, filed 7/1/82.]

WAC 220-48-031 Set line--Gear. It is unlawful to take, fish for, and possess bottomfish in Puget Sound except with set line gear as described below:

(1) Hook size must not be smaller than 7/0.

(2) Gangions made of single strand monofilament synthetic material are unlawful.

(3) Set lines must be marked at the surface at each terminal end as described in WAC 220-20-010(5). [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-031, filed 11/30/83, effective 1/1/84; 82-14-056 (Order 82-72), § 220-48-031, filed 7/1/82.]

WAC 220-48-032 Set line--Seasons. It is lawful to take, fish for, and possess dogfish and other bottomfish with set lines in all Marine Fish-Shellfish Management and Catch Reporting Areas the entire year except as follows:

(1) That portion of Area 26C north of a line projected due east from Point Bolin on Bainbridge Island is closed all year.

(2) That portion of Area 26D south of lines projected due west of point Dalco on Vashon Island, and from Dash Point to Point Piner on Maury Island, is closed all year.

(3) That portion of Area 28A east of a line projected due north from the northwest tip of Fox Island, and north of a line projected due east from Fox Point on Fox Island is closed all year.

(4) Those waters provided for in WAC 220-20-010(6) and 220-20-020(4). [Statutory Authority: RCW 75.08.080. 82-24-080 (Order 82-215), § 220-48-032, filed 12/1/82, effective 1/1/83; 82-14-056 (Order 82-72), § 220-48-032, filed 7/1/82.]

WAC 220-48-041 Commercial jig--Gear. It is lawful to fish for and possess bottomfish with commercial jig gear. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-041, filed 11/30/83, effective 1/1/84; 82-14-056 (Order 82-72), § 220-48-041, filed 7/1/82.]

WAC 220-48-042 Commercial jig--Seasons. It shall be unlawful to take, fish for, and possess bottomfish for commercial purposes with commercial jig gear except in the following Marine Fish-Shellfish Management and Catch Reporting Areas during the seasons designated below:

(1) Areas 20A, 21A, 21B, 23A, and 23B - Open April 15 through November 30.

(2) Areas 23C and 23D - Open December 1 through April 14.

(3) Area 29 - Open all year. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-042, filed 11/30/83, effective 1/1/84; 82-24-080 (Order 82-215), § 220-48-042, filed 12/1/82, effective 1/1/83; 82-14-056 (Order 82-72), § 220-48-042, filed 7/1/82.]

WAC 220-48-046 Commercial jig--Logbooks. It shall be unlawful for any operator of commercial jig gear to fail to obtain and accurately maintain the appropriate harvest log available from the Washington department of fisheries. The harvest log must be kept aboard the vessel while the vessel is engaged in harvest or has commercial caught bottomfish aboard. The vessel operator must submit the log for inspection upon request by authorized department of fisheries representatives. Each day fished, vessel operators shall record the vessel registration number, and, for each date and ground fished, the number of lures, hours fished, and number and estimated weight of each species caught (including discards). The department's copies of the completed harvest log must be submitted to the department for each calendar month in which fishing activity occurs. Department copies must be received within ten days following any calendar month in which fishing activity occurred and by the tenth day following the termination of commercial fishing activity, whichever occurs first. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-046, filed 11/30/83, effective 1/1/84; 82-24-080 (Order 82-215), § 220-48-046, filed 12/1/82, effective 1/1/83.]

WAC 220-48-051 Troll lines--Bottomfish--Gear. It is lawful to take, fish for, and possess bottomfish with troll line gear as specified below, unless otherwise provided:

(1) No more than two troll lines per vessel.

(2) No more than four spreads per line.

(3) The top spread can not be more than twenty-four feet from the weight on the end of the line. [Statutory Authority: RCW 75.08.080. 82-14-056 (Order 82-72), § 220-48-051, filed 7/1/82.]

WAC 220-48-052 Troll lines--Bottomfish--Seasons. (1) It is unlawful to take, fish for, and possess bottomfish, unless otherwise provided, with troll lines for commercial purposes except in the following Marine Fish-Shellfish Management and Catch Reporting Areas during the seasons designated below:

(a) Areas 20A, 21A, 21B, 23A, and 23B - Open April 15 through November 30.

(b) Area 29 – Open all year.

(2) It is unlawful to take, fish for or possess salmon while fishing for bottomfish with troll line gear under authority of a bottomfish troll license, provided; in any waters of Puget Sound it is lawful to retain for commercial purposes bottomfish taken with commercial salmon gear incidental to a lawful salmon fishery, except lingcod during closures provided in WAC 220-48-005. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-052, filed 11/30/83, effective 1/1/84; 82-24-080 (Order 82-215), § 220-48-052, filed 12/1/82, effective 1/1/83; 82-14-056 (Order 82-72), § 220-48-052, filed 7/1/82.]

WAC 220-48-056 Troll lines--Bottomfish--Logbooks. It shall be unlawful for any operator of bottomfish troll gear to fail to obtain and accurately maintain the appropriate harvest log available from the Washington department of fisheries. The harvesting log must be kept aboard the vessel while the vessel is engaged in harvest or has commercial caught bottomfish aboard. The vessel operator must submit the log for inspection upon request by authorized department of fisheries representatives. Vessel operators shall record the vessel registration, and, for each date and ground fished, the number of lures, hours fished, and number and estimated weight of each species caught (including discards). The department's copies of the completed harvest log must be submitted to the department for each calendar month in which fishing activity occurs. Department copies must be received within ten days following any calendar month in which fishing activity occurred and by the tenth day following the termination of commercial fishing activity, whichever occurs first. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-48-056, filed 11/30/83, effective 1/1/84; 82-24-080 (Order 82-215), § 220-48-056, filed 12/1/82, effective 1/1/83.]

WAC 220-48-061 Drag seines--Gear. It is lawful to take, fish for, and possess bottomfish, unless otherwise provided, with drag seine or beach seine gear as described below:

(1) Seines must not be longer than 350 feet in length.

(2) Net mesh must not be smaller than 1/2 inch stretch measure. [Statutory Authority: RCW 75.08.080. 82-14-056 (Order 82-72), § 220-48-061, filed 7/1/82.]

WAC 220-48-062 Drag seines--Seasons. It is unlawful to take, fish for, and possess bottomfish with drag seine gear for commercial purposes except in the following Marine Fish-Shellfish Management and Catch Reporting Areas during the seasons designated below:

(1) Areas 28A, 28B, 28C, and 28D – Open January 1 through May 14.

(2) All other areas – Open September 1 through May 14. [Statutory Authority: RCW 75.08.080. 82-24-080 (Order 82-215), § 220-48-062, filed 12/1/82, effective 1/1/83; 82-14-056 (Order 82-72), § 220-48-062, filed 7/1/82.]

WAC 220-48-071 Bottomfish pots--Gear and seasons. It shall be unlawful to take, fish for, and possess bottomfish for commercial purposes with bottomfish pot gear as described in WAC 220-16-145, except in the following Puget Sound Marine Fish-Shellfish Management and Catch Reporting Areas during the seasons designated below:

(1) Areas 20A, 21A, 21B, 23A, and 23B – Open April 15 through November 30.

(2) Area 23C – Open December 1 through April 14.

(3) Area 29 – Open all year.

(4) All other areas are closed the entire year, except by permit from the director. [Statutory Authority: RCW 75.08.080. 82-24-080 (Order 82-215), § 220-48-071, filed 12/1/82, effective 1/1/83; 82-14-056 (Order 82-72), § 220-48-071, filed 7/1/82.]

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	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 September 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.

(2) Areas 22A, 22B, 23A, 23B, 23C, and 29 – Open entire year with drag seine, purse seine, lampara, and dip bag net for human consumption or bait only.

(3) Areas 24A, 24B, 24C, 24D, 25A, 25B, 25C, 25D, 25E, 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: *Provided*, That it shall be unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess herring with any net gear which exceeds 200 feet in length, except drag seine gear (350 foot length). [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-49-020, filed 11/30/83, effective 1/1/84; 83-04-025 (Order 83-04), § 220-49-020, filed 1/27/83; 79-03-014 (Order 79-11), § 220-49-020, filed 2/15/79; 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 a.m. to 6:00 p.m. 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.

(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.

(h) Totten Inlet and Squaxin Passage south of a line from Arcadia navigation marker to Potlatch Point on Squaxin Island, and north of a line from Unsal Point on Squaxin Island to Hunter Point.

(i) Port Orchard west of a line projected from Point Bolin to Battle Point and thence to University Point, and east of the power cables at the mouth of Liberty Bay near Lemolo.

(j) Port Madison west of a line projected from the light at Point Monroe to the light at Indianola. [Statutory Authority: RCW 75.08.080. 81-02-053 (Order 81-3), § 220-49-022, filed 1/7/81; 79-03-014 (Order 79-

11), § 220-49-022, filed 2/15/79; Order 76-148, § 220-49-022, filed 12/2/76; Order 1105, § 220-49-022, filed 12/28/73.]

WAC 220-49-023 Reporting. (1) 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.

(2) It shall be unlawful for original buyer of herring from Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, 21A or 21B to process or resell such herring until after the herring have been landed at a shore station. [Statutory Authority: RCW 75.08.080. 83-24-024 (Order 83-200), § 220-49-023, filed 11/30/83, effective 1/1/84; 81-02-053 (Order 81-3), § 220-49-023, filed 1/7/81; 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-roe 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-roe fishery, without displaying a herring buyer's pennant. When the receipt of sac-roe 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 1 to April 14.

(2) Area 22B - December 1 to April 14.

(3) Areas 24A, 24B, 24C, and 24D - July 1 to April 14.

(4) Areas 25A and 25E - November 1 to April 14.

(5) Areas 26C, 27B, 27C, 28B, 28C, and 28D - October 1 to April 14.

(6) Area 28A - September 1 to April 14.

(7) All other areas open the entire year. [Statutory Authority: RCW 75.08.080, 83-24-024 (Order 83-200), § 220-49-056, filed 11/30/83, effective 1/1/84; 83-04-025 (Order 83-04), § 220-49-056, filed 1/27/83; 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

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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) 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.

(7) 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.

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

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

(10) 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.

(11) All clam harvest machines operating on intertidal grounds where less than ten percent 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 twenty-five percent of the average propeller wash velocity at the propeller. The propeller guard must also be positioned to provide an upward deflection to propeller wash.

(12) Clam harvest machines operating in fine substrate material where less than ten percent 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.

(13) Clam harvest machines operating in coarser substrate material where more than ten percent 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.

(14) 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 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.

(15) 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.

(16) 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. [Statutory Authority: RCW 75.08.080. 79-02-053 (Order 79-6), § 220-52-018, filed 1/30/79; 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. It is 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:

(1) 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:

(a) 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.

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

(c) It is unlawful in the commercial harvest of geoducks for through-hull fittings for water discharge hoses connected to the harvest gear to be below the surface of the water. Any through-hull fitting connected to the harvest gear which is above the surface of the water must be visible at all times.

(2) One geoduck validation must be physically present on board the harvest vessel for each and every geoduck personal commercial fishing license in use. It is the responsibility of the holder of the harvest agreement to issue validations only to divers authorized to harvest on the specific tract or tracts. It is the responsibility of the holder of the harvest agreement to ensure that the required number of validation cards are on board the harvesting vessel engaged in geoduck harvesting.

(3) It is unlawful to take, fish for or possess geoduck clams taken from one-half hour before official sunset to official sunrise or to 6:00 a.m. whichever is later. It is unlawful to take, fish for or possess geoduck clams taken on Sunday.

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

(5) It is 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. It is unlawful to take, fish for or possess sea cucumbers during geoduck clam harvesting operations, or possess sea cucumbers on a vessel that has geoducks aboard.

(6) It shall be unlawful for more than six divers to harvest geoducks at any one time on a single geoduck tract. It shall be the responsibility of the holder of the harvest agreement to assure that no more than six divers are harvesting at one time.

(7) 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.

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

(9) It shall be unlawful to take, fish for or possess geoduck clams for commercial purposes except those taken within boundaries of subtidal tracts for which geoduck harvest agreements have been issued by the department of natural resources or from subtidal tracts which were leased from the department of natural resources prior to June 30, 1979 for geoduck harvest.

(10) 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 on subtidal tracts which were leased for geoduck harvest prior to June 30, 1979.

(11) It shall be unlawful to harvest from bottoms which are shallower than 18 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 200 yards seaward from and parallel to said line of ordinary high tide on subtidal tracts for which geoduck harvest agreements have been issued after June 30, 1979. [Statutory Authority: RCW 75.08.080. 81-11-006 (Order 81-31), § 220-52-019, filed 5/11/81; 79-12-039 (Order 79-129), § 220-52-019, filed 11/20/79; 79-02-053 (Order 79-6), § 220-52-019, filed 1/30/79; 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. (1) Numbered validations will be issued only to holders of valid subtidal geoduck harvest agreements issued by the department of natural resources and persons who hold current geoduck tract licenses issued by the department of fisheries. The validation will be issued for each licensed tract.

(2) The number of validations to be issued to each holder of a harvest agreement shall be determined by the director of fisheries based upon the number of individual geoduck tracts for which harvest agreements have been issued by the department of natural resources, 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.

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

(4) 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 holder of the harvest agreement attesting to the loss. Any request to assign or transfer a validation from one holder of a harvest agreement to another must be made in writing. No validation will be assigned or transferred without the written approval of the director of fisheries.

(5) The holder of the harvest agreement 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 holder of the harvest agreement 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 holder of the harvest agreement 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 holder of a harvest agreement who has failed to comply with these regulations.

(6) Applications for geoduck validations must be made on forms provided by the department of fisheries.

(7) At all times when geoduck harvest is occurring, the geoduck personal commercial fishing license and validation card for each and every diver who is harvesting or attempting to harvest geoducks from that tract and evidence of the geoduck tract license for the specific tract must be prominently displayed on board the vessel. [Statutory Authority: RCW 75.08.080. 80-13-064 (Order 80-123), § 220-52-01901, filed 9/17/80; 79-12-039 (Order 79-129), § 220-52-01901, filed 11/20/79; 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 is 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 is 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 is unlawful to have in the water 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: *Provided*, That following the close of a commercial crab season, permission may be granted by the director on a case-by-case basis for fishermen to recover shellfish pots that have become irretrievable due to extreme weather conditions. Fishermen must apply to fisheries patrol for such permission within twenty-four hours of the close of season.

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

(5) It is unlawful for any person to take or fish for crabs for commercial purposes in the Puget Sound licensing district 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. [Statutory Authority: RCW 75.08.080. 83-01-026 (Order 82-221), § 220-52-040, filed 12/8/82; 80-13-064 (Order 80-123), § 220-52-040, filed 9/17/80; 79-02-053 (Order 79-6), § 220-52-040, filed 1/30/79; 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 inside 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 inside diameter.

(c) Escape rings or ports described above must be located in the upper half of the trap. [Statutory Authority: RCW 75.08.080. 79-02-053 (Order 79-6), § 220-52-043, filed 1/30/79; 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.

(1) It is unlawful to take, fish for, land or possess Dungeness crabs for commercial purposes except during the lawful open seasons and areas as follows:

(a) All Puget Sound Marine Fish-Shellfish Areas except 27A, 27B, and 27C, 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.

(b) Coastal, Pacific Ocean, Grays Harbor, Willapa Harbor and Columbia River waters - open December 1 through September 15.

(2) It is unlawful for any person to take or possess for commercial purposes red rock crabs in the Puget Sound licensing district without having first obtained a license, endorsement, and permit to fish for red rock crabs for commercial purposes authorized by the director of the

department of fisheries. The permit must accompany the fisherman at all times while fishing for red rock crabs for commercial purposes and must be made available for inspection by any authorized representative of the department of fisheries. [Statutory Authority: RCW 75.08.080. 83-01-026 (Order 82-221), § 220-52-046, filed 12/8/82; 80-13-064 (Order 80-123), § 220-52-046, filed 9/17/80; 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 is unlawful to land or possess shrimp exceeding an average of 160 whole shrimp per pound in or from the coastal waters of the state of Washington and the adjoining waters of the Pacific Ocean. The count must average no more than 160 shrimp per pound for a minimum of two samples increasing at a rate of one sample per one thousand pounds landed or in possession up to a maximum requirement of twenty samples. Such samples shall consist of at least one pound each of whole unbroken shrimp taken at random from throughout the individual load landed or in possession. This subsection applies only to loads of 3,000 pounds of shrimp or more.

(2) It is unlawful for any person to take or fish for shrimp for commercial purposes in Puget Sound with more than 100 shellfish pots, and it is 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 except:

(a) It is 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.

(b) It is unlawful for any person to take or fish for shrimp for commercial purposes in that portion of Marine Fish-Shellfish Catch Reporting Area 23C inside and westerly of a line projected from the tip of Ediz Hook to the ITT Rayonier Dock with more than 10 shellfish pots.

(3) It is unlawful to operate, set or have in the water 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. [Statutory Authority: RCW 75.08.080. 83-04-025 (Order 83-04), § 220-52-050, filed 1/27/83; 82-03-045 (Order 82-6), § 220-52-050, filed 1/19/82; 80-13-064 (Order 80-123), § 220-52-050, filed 9/17/80; 79-02-053 (Order 79-6), § 220-52-050, filed 1/30/79; 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 is unlawful except during the period May 15 through September 15 of each year to take, fish for, or possess shrimp taken for commercial purposes with shellfish pot gear in the waters of Puget Sound, except 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 are closed except as specifically provided for by emergency regulation.

(2) It is unlawful except during the period April 15 through October 15 of each year to take, fish for, or possess shrimp taken for commercial purposes with beam trawl gear in any Puget Sound Marine Fish-Shellfish Management and Catch Reporting Area described in WAC 220-22-400, except that the following areas are closed: 27A, 27B, 27C, 28A, 28B, 28C, 28D, and all waters not open to beam trawl and bottom trawl as provided for in WAC 220-48-015.

(3) It is 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 is unlawful except during the period April 1 through October 31 of each year to take, fish for, land, or possess shrimp for commercial purposes taken with shrimp trawl or beam trawl gear in or from the coastal waters of the state of Washington or the adjoining waters of the Pacific Ocean.

(5) It is lawful the entire year to take, fish for, land, or possess shrimp for commercial purposes taken with shellfish pot gear in or from the coastal waters of the state of Washington and the adjoining waters of the Pacific Ocean.

(6) It is 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 must have a minimum mesh size of a square or rectangular mesh such that the inside distance between any knot or corner and each adjacent knot or corner is no less than 7/8 of an inch provided that the shortest inside diagonal of each mesh is no less than 1-1/8 inches.

(b) All buoys attached to commercial shrimp gear must be orange in color and consist of a durable material that will remain floating on the surface when five pounds of weight is attached; it is unlawful to use bleach or antifreeze bottles or any other container.

(c) The line attaching the buoy to the shellfish pot must be weighted sufficiently to prevent the line from floating on the surface, if the gear is unattended. [Statutory Authority: RCW 75.08.080. 83-09-014 (Order

83-24), § 220-52-053, filed 4/12/83; 82-03-045 (Order 82-6), § 220-52-053, filed 1/19/82; 79-02-053 (Order 79-6), § 220-52-053, filed 1/30/79; 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 220-52-054 Shrimp fishery--Unlawful gear. (1) It is unlawful to take, fish for, land or possess shrimp for commercial purposes taken in the coastal waters of the state of Washington or the Pacific Ocean with the following types of shrimp trawl gear:

(a) Shrimp trawl gear having a mesh size greater than two inches or smaller than one and one-half inches in the intermediate or codend (stretch measurement including one knot), provided that it is lawful to have net mesh larger than two inches in the wings and/or body of the trawl.

Effective April 1, 1987, shrimp trawl gear having a mesh size smaller than one and three-eighths inches as measured by a twenty-gauge stainless steel tapered gauge of one and three-eighths inches maximum width. At least seventy-five percent of meshes measured randomly throughout the net must fit on the gauge for compliance.

(b) Shrimp trawl gear having a double-layered codend (liner).

(c) Shrimp trawl gear employing an additional layer of webbing (lifting bag) over the codend section which has a mesh size smaller than three inches or a circumference smaller than the shrimp trawl codend at its greatest circumference.

(d) Shrimp trawl gear employing additional layers of protective webbing (chafing gear) over the codend of the shrimp trawl unless such webbing is attached at only one strip around the circumference of the codend, trails freely therefrom and has a minimum mesh size of three inches.

(2) It is unlawful to have aboard a commercial shrimp vessel in the waters of the state of Washington or the Pacific Ocean any shrimp trawl gear described in subsection (1) of this section while any shrimp are on board the vessel. [Statutory Authority: RCW 75.08.080. 82-03-045 (Order 82-6), § 220-52-054, filed 1/19/82; 80-13-064 (Order 80-123), § 220-52-054, filed 9/17/80.]

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 unlawful to operate, set or have in the water any baited or unbaited shellfish pots for the taking

of crawfish for commercial purposes except in the times and areas 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 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.

(9) 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.

(10) 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.

(11) 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. [Statutory Authority: RCW 75.08.080. 80-13-064 (Order 80-123), § 220-52-060, filed 9/17/80; 79-02-053 (Order 79-6), § 220-52-060, filed 1/30/79; 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 possess octopus for commercial purposes taken incidentally to any other lawful bottom fish or shellfish fishery, except that it shall be unlawful for divers to take octopus.

(3) It shall be unlawful to possess any octopus mutilated in the process of its fishing or taking. [Statutory Authority 75.08.080. 80-13-064 (Order 80-123), § 220-52-063, filed 9/17/80; 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 lawful fishery. [Statutory Authority: 75.08.080. 80-13-064 (Order 80-123), § 220-52-066, filed 9/17/80; 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 is lawful at any time to take or fish for scallops for commercial purposes with otter trawl or beam trawl or scallop dredge gear, provided that it is unlawful at any time to take or possess rock scallop of the species *Hinnites multrigonus*.

(2) It is unlawful to take or fish for scallops for commercial purposes in any waters of the state of Washington or the Pacific Ocean with scallop dredges having a ring size less than three inches inside diameter. [Statutory Authority: RCW 75.08.080. 82-03-045 (Order 82-6), § 220-52-069, filed 1/19/82; 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 is 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 is unlawful to harvest sea cucumbers for commercial purposes within one-half mile of the shorelines of San Juan Island and Henry Island.

(3) It is unlawful to take or fish for sea cucumbers for commercial purposes taken from one-half hour before official sunset to official sunrise or 6:00 a.m. whichever is later. It is unlawful to take, fish for or possess sea cucumbers for commercial purposes taken on Sunday.

(4) It is unlawful to take, fish for or possess geoduck clams during commercial sea cucumber harvesting operations, or possess geoduck clams on a vessel that has sea cucumber on board. [Statutory Authority: RCW 75.08-.080, 81-11-006 (Order 81-31), § 220-52-071, filed 5/11/81; 79-02-053 (Order 79-6), § 220-52-071, filed 1/30/79; 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 unlawful to take, fish for or possess for commercial purposes, purple urchins at any time.

(5) It shall be unlawful to take, fish for or possess red sea urchins except between the minimum and maximum sizes, measured caliper measure at the largest diameter of the shell, exclusive of the spines, as follows:

(a) In Coastal Marine Fish-Shellfish Areas 58 and 59 and Puget Sound Marine Fish-Shellfish Areas 23C and 29, minimum 3.75 inches - maximum 5.5 inches.

(b) All other areas, minimum 4.5 inches - maximum 5.5 inches.

(6) 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.)

(7) 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.

(8) It shall be unlawful to harvest sea urchins for commercial purposes from one-half hour after sunset to one-half hour before sunrise.

(9) No processing of sea urchins is permitted aboard the harvest vessel.

(10) 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. [Statutory Authority: RCW 75.08-.080, 83-04-025 (Order 83-04), § 220-52-073, filed 1/27/83; 80-13-064 (Order 80-123), § 220-52-073, filed 9/17/80; 79-02-053 (Order 79-6), § 220-52-073, filed 1/30/79; 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 1 through September 30:

That portion of Puget Sound Marine Fish-Shellfish Area 20B east of a line projected true north from the point of land on Stuart Island that lies at the most northerly end of Johns Pass; easterly of a line projected from the most southerly point of Stuart Island to the most westerly end of Spieden Island; and west of a line projected true north from Green Point on the eastern end of Spieden Island to the International Boundary except for those portions closed in WAC 220-52-073(6).

(2) October 1 of even-numbered years through April 30 of the following year:

That portion of Puget Sound Marine Fish-Shellfish Area 23C lying west of a line projected true north and south from the navigation bell buoy number one in central Clallam Bay and Marine Fish-Shellfish Area 29, except for those portions closed in WAC 220-52-073(6).

(3) October 1 of odd-numbered years through April 30 of the following year:

That portion of Puget Sound Marine Fish-Shellfish Area 23C lying east of a line projected true north and south from the navigation bell buoy number one in central Clallam Bay, except for those portions closed in WAC 220-52-073(6).

(4) Coastal Marine Fish-Shellfish Areas 58 and 59, except those portions closed in WAC 220-52-073, open the entire year. [Statutory Authority: RCW 75.08.080. 83-04-025 (Order 83-04), § 220-52-074, filed 1/27/83; 80-13-064 (Order 80-123), § 220-52-074, filed 9/17/80; 79-02-053 (Order 79-6), § 220-52-074, filed 1/30/79; Order 77-145, § 220-52-074, filed 12/13/77; Order 76-152, § 220-52-074, filed 12/17/76.]

WAC 220-52-075 Shellfish harvest logs. It is unlawful for any vessel operator engaged in commercial crawfish, sea cucumber, sea urchin, scallop, or shrimp fishing or operator of mechanical clam digging device to fail to obtain and accurately maintain the appropriate harvest log available from the Washington department of fisheries. The harvest log must be kept aboard the vessel while the vessel is engaged in harvest or has crawfish, sea cucumbers, sea urchins, shrimp, scallops, or clams aboard. The vessel operator must submit the log book for inspection upon request by authorized department of fisheries representatives. The department's copies of the completed harvest log must be submitted to the department for each calendar month in which fishing activity occurs. State copies must be received within ten days following any calendar month in which fishing activity occurred and by the tenth day following the termination of commercial fishing activity, whichever occurs first. Vessel operators engaged in commercial harvest of:

(1) Shrimp or crawfish with shellfish pot or ring net gear must record the vessel Washington department of fisheries boat registration number, number of pots or ring nets pulled, date pulled, soak time[,] and gear location before leaving the catch area where taken[,] and weights must be recorded upon landing or sale. In addition, vessel operators engaged in commercial harvest of shrimp in Puget Sound Marine Fish-Shellfish Management and Catch Reporting Areas 27A, 27B, or 27C (Hood Canal) must record the total number of pots they have in the water and the total number of buoys attached to those pots, and the department's copy of the completed harvest log must be submitted weekly, post-marked no later than Friday and showing harvest activity for the period Thursday of the week previous to submission through Wednesday of the week the harvest log is submitted.

(2) Shrimp with beam trawl or shrimp trawl gear must record the vessel identity, date, location, duration and estimated weight of shrimp caught for each tow before leaving the catch area where taken.

(3) Sea urchins or sea cucumbers must record the vessel identity, date, location, and [the] approximate number of sea urchins or sea cucumbers before leaving the catch area where taken and the exact weight must be recorded upon landing or sale.

(4) Clams with mechanical digging devices must record the vessel identity, location, and date of harvest before the end of each day's fishing and the weights by clam species must be recorded upon landing or sale.

(5) Scallops with dredge or trawl gear must record the vessel identity, date, location, and duration of harvest and estimated weight of scallops caught for each tow before leaving the catch area where taken. [Statutory Authority: RCW 75.08.080. 83-09-014 (Order 83-24), § 220-52-075, filed 4/12/83; 82-03-045 (Order 82-6), § 220-52-075, filed 1/19/82; 81-11-006 (Order 81-31), § 220-52-075, filed 5/11/81; 80-13-064 (Order 80-123), § 220-52-075, filed 9/17/80; 79-12-039 (Order 79-129), § 220-52-075, filed 11/20/79; 79-02-053 (Order 79-6), § 220-52-075, filed 1/30/79.]

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.

Chapter 220-55 WAC PERSONAL-USE LICENSES

WAC

220-55-010	Razor clam license.
220-55-015	Valid license required.
220-55-020	Information required.
220-55-025	Signature required.
220-55-030	Razor clam license distribution agent.
220-55-035	Razor clam license dealer.
220-55-040	Prepaid license issuing procedures.
220-55-045	Bond requirements.
220-55-050	License sales reporting and fee remittances.
220-55-055	Free license issuing procedure.
220-55-060	License redemption.
220-55-065	Expiration.
220-55-070	Salmon angling license.
220-55-075	Salmon angling license validation stamp.
220-55-080	Validation date.
220-55-085	Fresh and saltwater angling.
220-55-090	Salmon angling license dealer.
220-55-095	Salmon angling license distribution agent.
220-55-100	Blind person.
220-55-105	License issuing procedures.
220-55-110	Salmon stamp bond requirements.
220-55-115	Stamp sales reporting and fee remittances.
220-55-120	Free license issuing procedure.
220-55-125	Duties of a salmon angling license dealer.
220-55-130	Valid license required.
220-55-135	Stamp redemption.

WAC 220-55-010 Razor clam license. A personal-use razor clamming license, hereinafter designated "razor clam license," shall consist of a plastic card printed by the department of fisheries which has been completed with the required information and firmly affixed to a validating overlay sheet provided by the department. The razor clam license shall be provided with an opening for attachment or display on outer clothing and shall be color-coded to designate resident, nonresident, or juvenile-senior citizen. [Statutory Authority: RCW 75.08.080. 79-09-021 (Order 79-58), § 220-55-010, filed 8/10/79.]

WAC 220-55-015 Valid license required. It shall be unlawful for any person to take or possess razor clams without having in his possession a valid razor clam license. A license shall be invalid:

- (a) Unless the license information is complete;
- (b) Unless the licensee or designee as provided in WAC 220-55-025 has signed his name on the license;
- (c) Unless the validation overlay is firmly affixed to the license card;
- (d) If the signature or the date on the license is illegible or altered, or if the license has been mutilated. Note: A lost or mutilated license will not be replaced by the department free of charge. [Statutory Authority: RCW 75.08.080. 79-09-021 (Order 79-58), § 220-55-015, filed 8/10/79.]

WAC 220-55-020 Information required. Each person obtaining a razor clam license shall furnish to the issuing dealer information required to complete the license card, including but not limited to, name, sex, date of birth, and place of residence. [Statutory Authority: RCW 75.08.080. 79-09-021 (Order 79-58), § 220-55-020, filed 8/10/79.]

WAC 220-55-025 Signature required. Each and every person obtaining a razor clam license under chapter 220-55 WAC must be present in order to sign the license card before the validating overlay is fixed in place. A license issued to a juvenile unable to sign his name must be signed by a parent or guardian. [Statutory Authority: RCW 75.08.080. 79-09-021 (Order 79-58), § 220-55-025, filed 8/10/79.]

WAC 220-55-030 Razor clam license distribution agent. A razor clam license distribution agent shall be defined as any person, business, corporation, or governmental agency authorized by the director to distribute razor clam licenses to license dealers. [Statutory Authority: RCW 75.08.080. 79-09-021 (Order 79-58), § 220-55-030, filed 8/10/79.]

WAC 220-55-035 Razor clam license dealer. A razor clam license dealer is defined as any person, business, corporation, or governmental agency authorized by the director to issue razor clam licenses. [Statutory Authority: RCW 75.08.080. 79-09-021 (Order 79-58), § 220-55-035, filed 8/10/79.]

WAC 220-55-040 Prepaid license issuing procedures. Razor clam licenses will be distributed by the department or designated distribution agents to razor clam license dealers. The licenses will be sold to razor clam license dealers on a prepaid basis in multiples of 25. [Statutory Authority: RCW 75.08.080. 79-09-021 (Order 79-58), § 220-55-040, filed 8/10/79.]

WAC 220-55-045 Bond requirements. Persons requesting deputization as a bonded dealer must post a minimum \$2,000.00 surety bond on a bond form provided by the department. The total face value of razor clam licenses issued to bonded dealers at any one time shall not exceed that dealer's bond. Dealers who prepay

licenses are not required to be bonded. [Statutory Authority: RCW 75.08.080. 79-09-021 (Order 79-58), § 220-55-045, filed 8/10/79.]

WAC 220-55-050 License sales reporting and fee remittances. Bonded dealers shall report license sales on forms provided by the department and remit receipts from those sales to the department no later than the tenth day of each month following the close of business for the previous calendar month. [Statutory Authority: RCW 75.08.080. 79-09-021 (Order 79-58), § 220-55-050, filed 8/10/79.]

WAC 220-55-055 Free license issuing procedure. A free razor clam license shall be issued by the license supervisor or a dealer designated by the department of fisheries, to any qualified applicant, upon receipt of the applicant's affidavit on a form provided by the department and payment of the dealer fee. If a license is lost or becomes illegible, a new license must be obtained. [Statutory Authority: RCW 75.08.080. 79-09-021 (Order 79-58), § 220-55-055, filed 8/10/79.]

WAC 220-55-060 License redemption. Nonvalidated licenses may be redeemed at face value by license dealers upon return to the license division of the department of fisheries, Olympia, Washington, not later than July 31 of the year of expiration. [Statutory Authority: RCW 75.08.080. 79-09-021 (Order 79-58), § 220-55-060, filed 8/10/79.]

WAC 220-55-065 Expiration. The expiration date of each resident or nonresident license shall be June 30th next following the date of issuance. In case of a free license, the license shall not expire, except:

- (1) A license issued to a person under 16 years of age shall expire on that person's 16th birthday.
- (2) Any free license issued to a nonresident under the provisions of RCW 75.25.030 shall expire June 30, 1980. [Statutory Authority: RCW 75.08.080. 80-13-064 (Order 80-123), § 220-55-065, filed 9/17/80; 79-09-021 (Order 79-58), § 220-55-065, filed 8/10/79.]

WAC 220-55-070 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-070, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-010.]

WAC 220-55-075 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-075, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-015.]

WAC 220-55-080 Validation date. (1) On the one day license shall be the day the angler uses that license.

(2) On the three day license shall be the first of three consecutive days the angler uses that license. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-080, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-020.]

WAC 220-55-085 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 220-56-105 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-085, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-025.]

WAC 220-55-090 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-090, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-030.]

WAC 220-55-095 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-095, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-035.]

WAC 220-55-100 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-100, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-040.]

WAC 220-55-105 License issuing procedures. Salmon angling license validation stamps will be distributed and sold by the department to deputized distribution agents and to salmon angling license dealers. The stamps will be sold or issued in sheets of twenty-five stamps. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-105, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-045.]

WAC 220-55-110 Salmon stamp bond requirements. Persons requesting deputization as a bonded dealer must post a minimum two thousand dollar surety bond. The total face value of stamps issued to bonded dealers at any one time shall not exceed that dealer's bond. Dealers who prepay stamps are not required to be bonded.

[Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-110, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-046.]

WAC 220-55-115 Stamp sales reporting and fee remittances. Bonded dealers shall report stamp sales on forms provided by the department and remit receipts from those sales to the department no later than the tenth day of each month following the close of business for the previous calendar month. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-115, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-047.]

WAC 220-55-120 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 RCW 75.28-.630. A lost or illegible free license will be replaced by the license supervisor upon request and showing of proof. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-120, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-050.]

WAC 220-55-125 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-125, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-055.]

WAC 220-55-130 Valid license required. It shall be unlawful for any person required to have a license by 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:

(1) Unless the angler has signed his name in ink across the face of the stamp;

(2) Unless the validation date is legibly written in ink on the face of the stamp;

(3) 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.

[Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-130, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-060.]

WAC 220-55-135 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-55-135, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-065.]

Chapter 220-56 WAC

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

PERSONAL USE FISHERY

WAC

220-56-100	Definitions—Personal-use.
220-56-105	River mouth definitions.
220-56-110	Possession of personal-use food fish and shellfish.
220-56-112	Sampling data and tag recovery.
220-56-115	Angling—Lawful and unlawful acts.
220-56-116	Salmon—Lawful gear.
220-56-117	Retention of tagged bottomfish and herring.
220-56-120	Closed areas—Angling.
220-56-125	Unlawful provisions—Shilshole Bay.
220-56-128	Personal-use fishery—Areas and seasons.
220-56-130	Edmonds underwater marine park.
220-56-131	Elliott Bay public fishing pier underwater artificial reef area.
220-56-140	Wastage of food fish or shellfish.
220-56-145	Possession of food fish or shellfish in unlawful condition.
220-56-150	Unlawful to take another's limit.
220-56-155	Total possession limit.
220-56-160	Spearfishing.
220-56-165	Bow and arrow fishing.
220-56-175	Salmon catch record cards.
220-56-180	Bag limit codes.
220-56-185	Marine area codes.
220-56-190	Saltwater seasons and bag limits—Salmon.
220-56-195	Closed areas—Saltwater salmon angling.
220-56-196	Closed areas—Pink salmon angling.
220-56-198	Duwamish Waterway—Unlawful provisions.
220-56-200	Salmon angling unlawful from commercial vessels.
220-56-205	Hook regulations—Freshwater salmon angling.
220-56-210	Fly fishing—Salmon.
220-56-215	Unlawful possession of snagged salmon.
220-56-220	Salmon eggs—Unlawful acts.
220-56-225	Salmon angling hours—Freshwater.
220-56-235	Possession limits—Bottomfish.
220-56-240	Possession limits—Other food fish.
220-56-245	Bag and possession limits—Halibut.
220-56-250	Lingcod—Areas and seasons.
220-56-255	Halibut—Season.
220-56-265	Baitfish—Lawful gear.
220-56-270	Smelt—Areas and seasons.
220-56-275	Smelt—Unlawful acts.
220-56-280	Carp—Lawful gear.
220-56-285	Shad and sturgeon—Areas and seasons.
220-56-290	Sturgeon angling hours.
220-56-295	Sturgeon—Unlawful acts.
220-56-305	Sturgeon—Snake River.
220-56-310	Shellfish—Possession limits.
220-56-315	Crabs, shrimp, crawfish—Gear.
220-56-320	Shellfish gear—Unlawful acts.
220-56-325	Shrimp—Areas and seasons.
220-56-330	Crab—Areas and seasons.
220-56-335	Crab—Unlawful acts.
220-56-340	General provisions—Clams, cockles, mussels—Gear.
220-56-345	Clams, oysters—Culling prohibited.
220-56-350	Hardshells, cockles, mussels—Areas and seasons.
220-56-355	Clams—Unlawful acts.
220-56-360	Razor clams—Areas and seasons.
220-56-365	Razor clams—Unlawful acts.
220-56-370	Razor clams—Disability permits.
220-56-372	Razor clam sanctuaries.
220-56-375	Oysters and scallops—Gear.
220-56-380	Oysters—Areas and seasons.
220-56-382	Oysters and clams on private tidelands—Personal use.
220-56-385	Oysters—Unlawful acts.
220-56-390	Squid, octopus.
220-56-400	Abalone.
220-56-405	Sea urchins.
220-56-410	Sea cucumbers.

220-56-010	Definitions. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-56-010, filed 2/21/78, effective 4/1/78; 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; Subsecs. 1, 2 from Orders 356, 256, filed 3/1/60; Subsecs. 3 and 7 from Order 525, filed 5/3/61; Orders 356, 256, filed 3/1/60; Subsecs. 4 and 5 from Orders 391 and 256, filed 3/1/60; Subsec. 6 from Order 507, filed 4/13/60; Subsec. 8 from Order 630, filed 12/2/64.] See WAC 220-56-013, 220-56-016, and 220-56-019. Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
220-56-013	Definitions—Bag limit code definitions. [Statutory Authority: RCW 75.08.080. 79-07-046 (Order 79-43), § 220-56-013, filed 6/22/79; 78-03-034 (Order 78-8), § 220-56-013, filed 2/21/78, effective 4/1/78; 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.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
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.
220-56-019	Definitions—River mouth definitions. [Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-56-019, filed 1/30/79, effective 4/1/79; 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.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
220-56-020	Definitions—Lawful and unlawful provisions. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-56-020, filed 2/21/78, effective 4/1/78; 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; Subsec. 1 from Order 525, filed 5/3/61; Order 507, filed 4/13/60; Subsecs. 2 and 11 from Order 569, filed 4/11/63; Subsec. 3 from Order 527, filed 5/16/61; Orders 356 and 256, filed 3/1/60; Subsec. 4 from Orders 356 and 256, filed 3/1/60; Subsecs. 6, 7, 8, 9 from Order 525, filed 5/3/61; Orders 356 and 256, filed 3/1/60; Subsec. 7 amended by Order 635, filed 3/31/65; Subsec. 10 from Order 672, filed 12/28/65; Subsec. 11 amended

- by Order 630, filed 12/2/64.] See WAC 220-56-023. Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
- 220-56-021 Definitions—Hook regulations—Fresh water angling. [Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-56-021, filed 1/30/79, effective 4/1/79; 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.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
- 220-56-022 Definitions—Special fishery—Elderly and handicapped persons. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-56-022, filed 2/21/78, effective 4/1/78; 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.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
- 220-56-023 Salmon catch record cards. [Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-56-023, filed 1/30/79, effective 4/1/79; 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.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-175.
- 220-56-030 Definitions—Possession limits—Food fish other than salmon. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-56-030, filed 2/21/78, effective 4/1/78; Order 1186, § 220-56-030, filed 1/13/75; Order 1101, § 220-56-030, filed 11/14/73, eff. 1/1/74; Order 717, § 1, (part), filed 12/21/66; Subsec. 1 from Order 525, filed 5/3/61; Subsec. 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; Subsec. 2(b) amended by Order 630, filed 12/2/64.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
- 220-56-040 Definitions—Shellfish—Possession limits. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-56-040, filed 2/21/78, effective 4/1/78; 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; Subsecs. 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; Subsec. 2 from Order 525, filed 5/3/61; Order 506, filed 3/16/60; Order 569, Subsec. 4, filed 4/11/63; Order 525, filed 5/3/61; Orders 483 and 256, filed 3/1/60.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
- 220-56-050 General provisions. [Statutory Authority: RCW 75.08.080. 79-04-041 (Order 79-17), § 220-56-050, filed 3/23/79; 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.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
- 220-56-060 General provisions—Personal use fishery—Areas and seasons—Salmon. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-56-060, filed 2/21/78, effective 4/1/78; 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, eff. 1/20/69; Order 767, §§ 4, 5, filed 12/22/67; Order 717, § 1, (part), filed 12/21/66; Subsec. 1 from Orders 356 and 256, filed 3/1/60; Subsec. 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; Subsec. 3 from Order 569, filed 4/11/63; Orders 429 and 256, filed 3/1/60; Subsec. 4 from Order 569, filed 4/11/63; Orders 356 and 256, filed 3/1/60; Subsec. 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; Subsec. 6 from Order 630, filed 12/2/64; Subsecs. 7, 14 from Orders 356 and 256, filed 3/1/60; Subsec. 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; Subsec. 9 from Orders 404 and 256, filed 3/1/60; Subsec. 10 from Order 569, filed 4/11/63; Orders 476 and 256, filed 3/1/60; Subsec. 11 from Orders 417 and 256, filed 3/1/60; Subsec. 12 from Order 630, filed 12/2/64; Order 569, filed 4/11/63; Orders 455 and 256, filed 3/1/60; Subsec. 13 from Order 543, filed 3/20/62; Order 507, filed 4/13/60; Orders 452 and 256, filed 3/1/60; Subsec. 15 from Order 569, filed 4/11/63; Orders 356 and 256, filed 3/1/60; Subsec. 16 from Orders 357 and 256, filed 3/1/60; Subsec. 17 from Order 672, filed 12/28/65; Order 543, filed 3/20/62; Orders 400 and 256, filed 3/1/60; Subsec. 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; Subsecs. 19 and 20 from Order 630, filed 12/2/64; Order 507, filed 4/13/60; Orders 452 and 256, filed 3/1/60; Subsec. 21 from Order 672, filed 12/28/65; Order 569, filed 4/11/63; Order 507, filed 4/13/60; Subsec. 22 from Order 672, filed 12/28/65; Order 630, filed 12/2/64; Subsec. 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. Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
- 220-56-063 General provisions—Salt water seasons and bag limits. [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.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
- 220-56-064 Special provisions—Saltwater seasons and bag limits. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-56-064, filed 2/21/78, effective 4/1/78; Order 77-31, § 220-56-064, filed 5/11/77; Order 77-3, § 220-56-064, filed 1/28/77, effective 3/1/77.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-190.
- 220-56-065 Personal-use fishery—Areas and seasons—Other food fish and shellfish. [Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-56-065, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-56-065, filed 2/21/78, effective 4/1/78; Order 77-3, § 220-56-065, filed 1/28/77, effective 3/1/77; Order 910, § 220-56-065, filed 12/28/70.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-128.
- 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.
- 220-56-070 General provisions—Smelt—Areas and seasons. [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.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-270 and 220-56-275.
- 220-56-071 General provisions—Halibut—Season. [Order 1101, § 220-56-071, filed 11/14/73, effective 1/1/74.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-255.
- 220-56-072 General provisions—Shad and sturgeon areas and seasons. [Order 912, § 220-56-072, filed 1/26/71; Order 858, § 220-56-072, filed 1/14/70.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-285 and 220-56-295.
- 220-56-073 General provisions—Sturgeon—Snake River. [Order 867, § 220-56-073, filed 6/16/70.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-305.
- 220-56-074 General provisions—Sturgeon—Area—Bonneville Dam. [Order 76-14, § 220-56-074, filed 3/15/76, effective 5/1/76.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-300.
- 220-56-080 General provisions—Clams—Areas and seasons. [Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-56-080, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-56-080, filed 2/21/78, effective 4/1/78; 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; Subsecs. 1, 3 from Order 605, filed 4/21/64; Subsec. 3 amended by Order 679, filed 4/20/66; Subsec. 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; Subsecs. 4, 6 from Orders 356 and 256, filed 3/1/60; Subsec. 6 amended by Order 672, filed 12/28/65; Subsec. 5 from Order 507, filed 4/13/60; Orders 356 and 256, filed 3/1/60; Subsec. 7 from Order 569, filed 4/11/60.] See WAC 220-56-082, 220-56-084, 220-56-086 and 220-56-088. Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.
- 220-56-082 General provisions—Crab—Areas and seasons. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-56-082, filed 2/21/78, effective 4/1/78; 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).] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-320.
- 220-56-084 General provisions—Shrimp—Areas and seasons. [Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-56-084, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-56-084, filed 2/21/78, effective 4/1/78; 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, filed 1/2/69, effective 2/1/69. Formerly WAC 220-56-080(5).] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-325.
- 220-56-086 General provisions—Oysters—Areas and seasons. [Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-56-086, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-56-086, filed 2/21/78, effective 4/1/78; 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).] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-380.
- 220-56-088 General provisions—Shellfish gear—Unlawful. [Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-56-088, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-56-088, filed 2/21/78, effective 4/1/78; 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).] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-320.
- 220-56-090 General provisions—Sea cucumbers. [Order 990, § 220-56-090, filed 5/11/72.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-410.
- 220-56-092 General provisions—Sea urchins. [Order 990, § 220-56-092, filed 5/11/72.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-56-405.
- 220-56-135 Edmonds and Elliott Bay fishing piers. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-56-135, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-135, filed 2/27/80, effective 4/1/80.] Repealed by 82-07-047

(Order 82-19), filed 3/18/82. Statutory Authority: RCW 75.08.080.

220-56-260 Bottomfish—Lawful gear. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-260, filed 2/27/80, effective 4/1/80.] Repealed by 82-13-040 (Order 82-61), filed 6/9/82. Statutory Authority: RCW 75.08.080.

220-56-300 Sturgeon—Area—Bonneville Dam. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-56-300, filed 6/9/82; 80-03-064 (Order 80-12), § 220-56-300, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-074.] Repealed by 83-07-043 (Order 83-16), filed 3/17/83. Statutory Authority: RCW 75.08.080.

WAC 220-56-100 Definitions--Personal-use. (1) "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.

(2) 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 except that fresh fish as provided in WAC 220-56-180 shall not include frozen.

(6) "Hook and line" or "angling" shall be identical in meaning and, except as provided in WAC 220-56-115, 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. When fishing for bottomfish, "angling" and "jigging" shall be identical in meaning.

(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," unless otherwise provided, is defined as a lure consisting of an animal or part of an animal with one single hook. [Statutory Authority:

RCW 75.08.080. 82-13-040 (Order 82-61), § 220-56-100, filed 6/9/82; 80-03-064 (Order 80-12), § 220-56-100, filed 2/27/80, effective 4/1/80.]

WAC 220-56-105 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.

Cowlitz River - A line projected across the river between two fishing boundary markers set on each bank of the river approximately one-half mile downstream from the lowermost railroad bridge crossing the Cowlitz River.

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.

Humtulsips River - Highway 109 Bridge.

Johns River - Highway 105 Bridge.

Lake Washington Ship Canal - Line 400 feet below the fish ladder at the Chittenden Locks.

Lewis River - A straight line running from a marker on Austin Point south across the Lewis River to a marker on 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 one-half 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 McGlinn 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 – Burlington 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.

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.

Yakima River – Highway 240 Bridge.

[Statutory Authority: RCW 75.08.080, 82-13-040 (Order 82-61), § 220-56-105, filed 6/9/82; 81-05-027 (Order 81-13), § 220-56-105, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-105, filed 2/27/80, effective 4/1/80.]

WAC 220-56-110 Possession of personal-use food fish and shellfish. (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 by 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 an 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. [Statutory Authority: RCW 75.08.080, 80-03-064 (Order 80-12), § 220-56-110, filed 2/27/80, effective 4/1/80.]

WAC 220-56-112 Sampling data and tag recovery. It is unlawful for any person to fail to comply with the directions of authorized department of fisheries personnel related to the collection of sampling data or material from salmon or other food fish. It is also unlawful for any person to fail to relinquish upon request to the department any fish tag or any part of a salmon or other food fish containing coded wire tags, including but not limited to, the snouts of those salmon that are marked by having clipped adipose fins. [Statutory Authority: RCW 75.08.080, 82-07-047 (Order 82-19), § 220-56-112, filed 3/18/82.]

WAC 220-56-115 Angling—Lawful and unlawful acts. (1) It is unlawful for any person to use more than one line with one lure at any one time while angling for food fish for personal use except:

(a) It is lawful to use two natural baits per line while angling in freshwater.

(b) It is lawful to use two lures per line while angling in marine waters for food fish other than salmon.

(c) A second line using baitfish jigger gear is lawful while angling in the Strait of Juan de Fuca east of the mouth of the Sekiu river, Georgia Strait, the San Juan Islands, and Puget Sound.

(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 a 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, except as provided in subsections (3) and (4) of this section.

(3) It shall be lawful, while angling for food fish in saltwater from shore, piers, jetties or docks, for an individual to:

(a) Leave the pole in a pole holder while playing or landing the fish. The pole holder may be affixed to a bench, pier railing, wheelchair or other solid object.

(b) Use a power-operated reel attached to a pole.

All other provisions of this section shall apply.

(4) It shall be unlawful to take, fish for or possess salmon taken for personal use with hand lines (lines not attached to a handheld pole) in those waters west of the mouth of the Sekiu River, Pacific Ocean, Washington waters at the mouth of the Columbia River west of a line projected true north and south through Buoy 10, Grays Harbor, and Willapa Bay.

(5) 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. [Statutory Authority: RCW 75.08.080, 82-13-040 (Order 82-61), § 220-56-115, filed 6/9/82; 82-07-047 (Order 82-19), §

220-56-115, filed 3/18/82; 80-12-040 (Order 80-107), § 220-56-115, filed 8/29/80; 80-03-064 (Order 80-12), § 220-56-115, filed 2/27/80, effective 4/1/80.]

WAC 220-56-116 Salmon--Lawful gear. It is unlawful to use barbed fishing hooks while angling for salmon in all contiguous marine waters easterly of a line projected true north from the mouth of the Sekiu River. (Barbless hooks are hooks on which the barb has been filed off, removed, pinched down, or deleted when manufactured.) [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-116, filed 3/17/83; 82-13-040 (Order 82-61), § 220-56-116, filed 6/9/82.]

WAC 220-56-117 Retention of tagged bottomfish and herring. Nothing in Title 220 WAC shall prohibit the retention and landing of any bottomfish or herring which bears a tag of a governmental agency at the time of capture. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-56-117, filed 3/18/82.]

WAC 220-56-120 Closed areas--Angling. (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.

(2) It shall be unlawful to take, fish for or possess food fish taken by any means in Percival Cove. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-120, filed 2/27/80, effective 4/1/80.]

WAC 220-56-125 Unlawful provisions--Shilshole Bay. (1) It shall be unlawful to use artificial lures to take, fish for or possess food fish in that portion of Shilshole Bay upstream from the Burlington Northern Railroad Bridge to the Chittenden Locks.

(2) It shall be unlawful to take, or fish for food fish, for personal use, from a boat in that portion of Shilshole Bay upstream of the Burlington Northern Railroad Bridge, to the Chittenden Locks. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-125, filed 2/27/80, effective 4/1/80.]

WAC 220-56-128 Personal-use fishery--Areas and seasons. (1) It is unlawful to take, fish for or possess salmon, bottomfish 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 is lawful, unless otherwise provided, to take, fish for or possess salmon, bottomfish, or other food fish in waters outside of or downstream from the following described lines and as provided in WAC 220-56-105:

(a) Hood Canal: A radius of one hundred feet from the confluence of Finch Creek with tidalwater 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.

(d) Shilshole Bay: For salmon, the line shall be the Burlington Northern Railroad Bridge. For bottomfish or other food fish, the line shall be 400 feet below the fish ladder at the Chittenden Locks from October 1 through May 31; and below the Burlington Northern Railroad Bridge all year.

(e) Chinook River: The tide gate at the Highway 101 Bridge.

(3) It is unlawful to take, fish for, or possess food fish for personal use in those waters of the Columbia River between the Vernita Bridge and the Hanford power line crossing (wooden towers at 524, T13N, R27E) from October 16 through May 31.

(4) It is unlawful to take, fish for or possess food fish for personal use in those Columbia River waters between the upstream line of Bonneville Dam to a point 600 feet below the fish ladder at the new Bonneville Dam Powerhouse. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-56-128, filed 3/18/82; 80-03-064 (Order 80-12), § 220-56-128, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-065.]

WAC 220-56-130 Edmonds underwater marine park. (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 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 as described in this subsection, except while fishing from the Edmonds public fishing pier.

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 1350 feet to a marker buoy thence southeasterly to the northeastern end of the city of Edmonds public beach. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-130, filed 2/27/80, effective 4/1/80.]

WAC 220-56-131 Elliott Bay public fishing pier underwater artificial reef area. (1) It is 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 Elliott Bay public fishing pier as described in subsection (2) of this section, except while fishing from the Elliott Bay public fishing pier.

(2) Elliott Bay public fishing pier underwater artificial reef area includes those waters lying inside connecting lines projected from:

(a) The northwesterly white fishing boundary marker on the shore to the most westerly reef marker buoy;

(b) The most westerly reef marker buoy to the most easterly reef marker buoy;

(c) The most easterly reef marker buoy to the southeasterly white fishing boundary marker on the shore; and

(d) Along the shoreline from the southeasterly white fishing boundary marker to the northwesterly white fishing boundary marker. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-56-131, filed 3/18/82; 81-05-027 (Order 81-13), § 220-56-131, filed 2/17/81, effective 4/1/81.]

WAC 220-56-140 Wastage of food fish or shellfish. 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-140, filed 2/27/80, effective 4/1/80.]

WAC 220-56-145 Possession of food fish or shellfish in unlawful condition. (1) It is unlawful to possess in the field for any purpose any salmon in such a condition:

(a) That its size or species cannot be determined.

(b) That its weight or sex cannot be determined if a weight or sex restriction is prescribed for said salmon.

(2) It is unlawful to possess in the field for any purpose any food fish other than salmon in such a condition that its size, weight, or sex cannot be determined, if a size, weight, or sex restriction is prescribed for said food fish.

(3) It is unlawful to possess in the field for any purpose any shellfish in such a condition that its size, weight, or sex cannot be determined, if a size, weight, or sex restriction is prescribed for said shellfish. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-145, filed 3/17/83; 82-13-040 (Order 82-61), § 220-56-145, filed 6/9/82; 80-03-064 (Order 80-12), § 220-56-145, filed 2/27/80, effective 4/1/80.]

WAC 220-56-150 Unlawful to take another's limit. It shall be unlawful for any person to catch, dig or possess the daily personal-use catch or bag limit of another person except razor clams as provided in WAC 220-56-370. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-150, filed 2/27/80, effective 4/1/80.]

WAC 220-56-155 Total possession limit. 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-155, filed 2/27/80, effective 4/1/80.]

WAC 220-56-160 Spearfishing. 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" unless otherwise provided. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-160, filed 2/27/80, effective 4/1/80.]

WAC 220-56-165 Bow and arrow fishing. 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. [Statutory Authority: RCW 75.08.080. 80-07-017 (Order 80-45), § 220-56-165, filed 6/11/80; 80-03-064 (Order 80-12), § 220-56-165, filed 2/27/80, effective 4/1/80.]

WAC 220-56-175 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 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 in ink 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 in ink on the sport salmon catch record card.

(1) 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 ink in the corresponding space the place, date of catch, and species if taken in fresh water, and it shall be unlawful to fail to do so.

(2) 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.

(3) 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.

(4) A sport salmon catch record punch card shall not be transferred, borrowed, altered, or loaned to another person. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-175, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-023.]

WAC 220-56-180 Bag limit codes. (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 these six salmon may be any combination of the following:

Chinook over 24 inches in length

Coho over 20 inches in length

Pink, chum or sockeye over 10 inches in length.

The possession limit at any one time shall not exceed the equivalent of two daily bag limits of fresh salmon. Additional salmon may be possessed in a frozen or processed form.

(2) **Code C:** In waters having this code designation, the bag limit in any one day is six chinook and coho salmon in the aggregate not less than 10 inches in length or more than the following:

24 inches in length for chinook; 20 inches in length for coho.

The possession limit at any one time shall not exceed the equivalent of two daily bag limits of fresh salmon. Additional salmon may be possessed in a frozen or processed form.

(3) **Code F:** In waters having this code designation, the bag limit in any one day is two salmon provided that:

(a) Chinook salmon must be not less than 24 inches in length, coho salmon must be not less than 16 inches, but there is no minimum size on other salmon.

(b) During the period April 15 through June 15 in waters of the Strait of Juan de Fuca between the mouth of the Sekiu River and a line from the most westerly point on Cape Flattery to the Tatoosh Island Light then to Bonilla Point on Vancouver Island, it is unlawful to take and retain chinook salmon greater than 30 inches in length.

(c) The possession limit at any one time shall not exceed the equivalent of two daily bag limits of fresh salmon. Additional salmon may be possessed in a frozen or processed form.

(4) **Code H:** In waters having this code designation, the bag limit in any one day is three salmon provided that:

(a) Chinook salmon must be not less than 22 inches in length, but there is no minimum size for other salmon.

(b) During the period April 15 through June 15 in Punch Card Areas 5, 6, and 7, it is unlawful to retain or possess chinook salmon greater than 30 inches in length.

(c) In contiguous marine waters of Puget Sound east of the mouth of the Sekiu River, no more than two of the three salmon daily bag limit may be chinook, except:

(i) During the period April 1 through June 30, it is unlawful to retain and possess chinook salmon taken from contiguous marine waters south of a line from Apple Cove Point to Edwards Point (Punch Card Areas 10, 11, and 13).

(ii) During the period April 1 through July 31, it is unlawful to retain and possess chinook salmon taken from waters of Carr Inlet northerly of a line from Allen Point to the southernmost point of land on the eastern shore of Glen Cove.

(d) The possession limit at any one time shall not exceed the equivalent of two daily bag limits of fresh salmon. Additional salmon may be possessed in a frozen or processed form.

(5) **Code I:** In waters having this code designation, the bag limit in any one day is eight salmon, not less than 6 inches in length or an aggregate daily catch of eight salmon and other salmonid fish. The aggregate catch may not contain more than 3 fish over 14 inches nor more than 2 fish over 20 inches. The possession limit is the same as the daily catch limit. Salmon angling catch record card is not required, but a gamefish license is required to take, fish for or possess gamefish. [Statutory Authority: RCW 75.08.080, 83-07-043 (Order 83-16), § 220-56-180, filed 3/17/83; 82-13-040 (Order 82-61), § 220-56-180, filed 6/9/82; 82-07-047 (Order 82-19), § 220-56-180, filed 3/18/82; 80-03-064 (Order 80-12), § 220-56-180, filed 2/27/80, effective 4/1/80.]

WAC 220-56-185 Marine area codes. 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:

(1) Area 1 (Ilwaco): West of the Megler-Astoria Bridge - north to Leadbetter Point.

(2) Area 2 (Westport-Ocean Shores): From Leadbetter Point north to the Queets River.

(3) Area 3 (La Push): From the Queets River north to Cape Alava.

(4) Area 4 (Neah Bay): From Cape Alava north and inside Juan de Fuca Strait to the Sekiu River.

(5) Area 5 (Sekiu and Pillar Point): From mouth of Sekiu River east to Low Point, mouth of the Lyre River.

(6) 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.

(7) Area 7 (San Juan Islands): All marine waters north of the Trial Island Line described under Area 6 to the United States-Canadian boundary.

(8) 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.

(9) Area 9 (Admiralty Inlet): All waters inside and south of the Partridge Point-Point Wilson Line and the Mukilteo-Columbia Beach Line to the site of the Hood Canal Bridge and the Apple Cove Point-Edwards Point Line.

(10) Area 10 (Seattle-Bremerton): From the Apple Cove Point-Edwards Point Line to the north tip of Vashon Island (east-west).

(11) Area 11 (Tacoma-Vashon Island): From the north tip of Vashon Island to the Tacoma Narrows Bridge.

(12) (Hood Canal): All waters south of the site of the Hood Canal Bridge.

(13) Area 13 (South Puget Sound): All waters south of the Tacoma Narrows Bridge. [Statutory Authority: RCW 75.08.080, 80-03-064 (Order 80-12), § 220-56-185, filed 2/27/80, effective 4/1/80.]

WAC 220-56-190 Saltwater seasons and bag limits--Salmon. 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 220-56-180:

(1) Puget Sound contiguous marine waters east of the mouth of the Sekiu River - bag limit H - open the entire year, except as provided in WAC 220-56-120, 220-56-128, 220-56-130, and 220-56-195.

(2) Strait of Juan de Fuca from the mouth of the Sekiu River to a line projected from the most westerly point on Cape Flattery to the Tatoosh Island Light then to Bonilla Point on Vancouver Island - open entire year, unless the season in the Pacific Ocean closes a week or

more before Puget Sound coho salmon management needs prevail (the Sunday nearest September 2); in which case, this area will be closed concurrently with the ocean from the time of the ocean closure until the Puget Sound coho management period (the Sunday nearest September 2). Bag and size limits shall conform with Pacific Ocean regulations during those times when salmon angling is permitted in adjacent coastal ocean waters. During those periods when the ocean salmon angling season is closed and the area described in this subsection is open to salmon angling, the bag limit shall conform with regulations of adjacent waters of the Strait of Juan de Fuca (Area 5—Sekiu), but minimum size limits shall remain unchanged from those which were in effect when the ocean season was last open.

(3) Pacific Ocean coastal waters: All waters west of a line from Tatoosh Island Light to Bonilla Point, Pacific Ocean, and Washington waters at the mouth of the Columbia River west of a line projected true north and south through Buoy 10 – bag limit F – open on the Saturday preceding Memorial Day through Labor Day.

(4) Grays Harbor (waters east of a line from the outermost end of the north jetty to the outermost exposed end of the south jetty) – (a) bag limit F – open to salmon angling coincidentally with the season in adjacent waters of the Pacific Ocean, but not to extend beyond August 15, unless otherwise provided, (b) special bag limit – six salmon per day not less than 10 inches in length, not more than two of which may be any combination of the following: Pink, sockeye or chum salmon over 10 inches in length or coho salmon over 20 inches in length. All chinook salmon over 24 inches in length must be released. Open to personal use salmon fishing October 1 through November 30. The possession limit at any one time shall not exceed the equivalent of two daily bag limits of fresh salmon. Additional salmon may be possessed in a frozen or processed form.

(5) Willapa Harbor (waters east of a line from Leadbetter Point to Cape Shoalwater Light and downstream from river mouths as defined in WAC 220-56-105) – bag limit F – open entire year. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-190, filed 3/17/83; 82-13-040 (Order 82-61), § 220-56-190, filed 6/9/82; 82-07-047 (Order 82-19), § 220-56-190, filed 3/18/82; 80-03-064 (Order 80-12), § 220-56-190, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-064.]

WAC 220-56-195 Closed areas—Saltwater salmon angling. The following areas shall be closed to salmon angling during the times indicated:

(1) Skagit Bay: 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, northerly of the state Highway 532 Bridge between Camano Island and the mainland and south of the Burlington Northern Railroad Bridge at the north end of Swinomish Slough shall be closed to salmon angling April 15 through June 30.

(2) Bellingham Bay: Those waters of Portage Bay and Bellingham Bay north of a line from Point Francis to Post Point shall be closed to salmon angling April 15 through June 30. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-195, filed 3/17/83; 82-13-040 (Order 82-61), § 220-56-195, filed 6/9/82; 80-03-064 (Order 80-12), § 220-56-195, filed 2/27/80, effective 4/1/80.]

WAC 220-56-196 Closed areas—Pink salmon angling. It is unlawful to take or possess pink salmon taken for personal use from the following waters:

(1) Those waters of Punch Card Area 7 bounded on the west and south by a line running from Gooseberry Point true south to Lummi Island, along the east shoreline of the island to Carter Point, then to the north tip of Vendovi Island, then to Clark Point on Guemes Island, along the east shoreline to Southeast Point on Guemes Island, then to March Point on Fidalgo Island; and north of the Burlington Northern railroad bridges at the north entrances of Swinomish Channel.

(2) All of Punch Card Areas 8 through 13. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-196, filed 3/17/83.]

WAC 220-56-198 Duwamish Waterway—Unlawful provisions. During the period September 1 through October 15, it is unlawful to take, fish for or possess salmon taken for personal use from the waters of the Duwamish Waterway downstream from the First Avenue South Bridge to an east-west line through SW Hanford Street on Harbor Island and parallel to SW Spokane Street where it crosses Harbor Island using any gear other than that specified in WAC 220-56-205 (freshwater salmon angling gear) or at any time other than that specified in WAC 220-56-225 (freshwater salmon angling hours). [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-198, filed 3/17/83.]

WAC 220-56-200 Salmon angling unlawful from commercial vessels. It shall be unlawful to take, fish for or possess salmon for personal use by angling from any vessel engaged in any type of commercial fishing or having commercially caught food fish aboard. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-200, filed 2/27/80, effective 4/1/80.]

WAC 220-56-205 Hook regulations—Freshwater salmon angling. (1) Nonbuoyant lures are defined as lures that do not have enough buoyancy to float in freshwater. Nonbuoyant lures other than natural bait lures must have no more than one single hook and that hook must not exceed 3/4 inch from point to shank. Nonbuoyant natural bait lures may have up to two single hooks not exceeding 3/4 inch from point to shank.

(2) Buoyant lures are defined as lures that have enough buoyancy to float in freshwater and 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 is unlawful to take, fish for or possess salmon in any freshwater areas of the state with nonbuoyant lures unless they meet the requirements for nonbuoyant lures as defined in subsection (1) of this section. This subsection does not apply to Lake Washington, that portion of the Columbia River below Bonneville Dam, that portion of the Chehalis River below the mouth of the Satsop River or that portion of the Skagit River below the mouth of Gilligan Creek. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-56-205, filed 3/18/82; 81-05-027 (Order 81-13), § 220-56-205, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-205, filed 2/27/80, effective 4/1/80.]

WAC 220-56-210 Fly fishing--Salmon. It is unlawful for any person to fish for or take salmon in or from waters restricted to fly fishing only by use of any metal, plastic, or wooden lure, plug, spinner, or spinner fly, or to use tackle where a weight of any kind is attached externally to either the line or the leader. Fixed spool reels and/or monofilament lines may not be used in fishing those waters restricted to fly fishing only. Under this regulation, monofilament line may be used for backing and leader, provided this backing is attached to not less than twenty-five feet of conventional fly line at the terminal end and the leader is not less than four feet nor more than fifteen feet in length, nor more than twelve pounds in breaking strength. Any type of angling whereby the fly is cast directly from the reel shall be prohibited.

Lawful fly sizes shall not exceed 1/2 inch when measured from the outside of the shank of the hook directly across the gap of the hook to the point.

Thread, feathers, hackle, and yarn are to be used as decorations on the hook, and a minimum of half the shank of the hook is to be covered by this decoration. Metallic colored tape, tinsel, mylar or beadeyes may be used as an integral design of the fly pattern, but not as an additional weight to the fly itself. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-210, filed 2/27/80, effective 4/1/80.]

WAC 220-56-215 Unlawful possession of snagged salmon. It shall be unlawful to possess salmon taken for personal use from freshwater areas that were not hooked inside the mouth or on the head. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-215, filed 2/27/80, effective 4/1/80.]

WAC 220-56-220 Salmon eggs--Unlawful acts. It shall be unlawful 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-220, filed 2/27/80, effective 4/1/80.]

WAC 220-56-225 Salmon angling hours--Freshwater. It is unlawful to take, fish for or possess salmon for personal use in all freshwater areas of the state from one hour after official sunset to one hour before official

sunrise. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-56-225, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-225, filed 2/27/80, effective 4/1/80.]

WAC 220-56-235 Possession limits--Bottomfish. It is unlawful, unless otherwise provided, for any one person to take in any one day more than the following quantities of bottomfish for personal use. The possession limit at any one time shall not exceed the equivalent of two daily bag limits of fresh bottomfish. Additional bottomfish may be possessed in a frozen or processed form.

(1) Coastal (Punch Card Areas 1 through 4):

(a) Lingcod:

(i) 3 fish in Punch Card Areas 1 through 3 and Area 4 west of a line projected from the most westerly point on Cape Flattery to the Tatoosh Island light, thence to Bonilla Point;

(ii) 2 fish in Punch Card Area 4 east of a line projected from the most westerly point on Cape Flattery to the Tatoosh Island Light, thence to Bonilla Point.

(b) Rockfish - 15 fish.

(c) All other species - no limit.

(2) Puget Sound:

(a) East of the mouth of the Sekiu River and west and north of a line from Point Partridge to Point Wilson, west of the 77 line and north of the Trial Island line (Punch Card Areas 5 through 7) - 15 fish in the aggregate of all species of bottomfish, no more than 2 of which may be lingcod and no more than 10 of which may be rockfish.

(b) All contiguous marine waters east and south of a line from Point Partridge to Point Wilson, east of the 77 line and south of the Trial Island line (Punch Card Areas 8 through 13) - 15 fish in the aggregate of all species of bottomfish, no more than 5 of which may be rockfish. During the period April 15, 1983, through June 30, 1983, it is lawful to retain up to a maximum of 2 lingcod in the 15 fish aggregated limit, but it is unlawful to retain or possess lingcod taken from these waters at any other time. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-235, filed 3/17/83; 80-07-017 (Order 80-45), § 220-56-235, filed 6/11/80; 80-03-064 (Order 80-12), § 220-56-235, filed 2/27/80, effective 4/1/80.]

WAC 220-56-240 Possession limits--Other food fish. 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) Sturgeon: 3 fish not less than 36 inches nor more than 72 inches in length.

(2) Smelt: 20 pounds.

(3) Herring: 20 pounds.

(4) All other food fish: No limit. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-240, filed 2/27/80, effective 4/1/80.]

WAC 220-56-245 Bag and possession limits--Halibut. It shall be unlawful, unless otherwise provided, to

take, fish for or possess more than two Pacific halibut in any one day. The possession limit shall not exceed one daily bag limit of fresh halibut. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-245, filed 2/27/80, effective 4/1/80.]

WAC 220-56-250 Lingcod--Areas and seasons. It is unlawful to take, fish for or possess lingcod for personal use except during the seasons and within the areas herein provided:

(1) Coastal area (Salmon Punch Card Areas 1 through 3 and that portion of Area 4 west of a line projected from the most westerly point on Cape Flattery to Tatoosh Island Light, thence to Bonilla Point) - open the entire year.

(2) Salmon Punch Card Areas 5, 6, 7 and that portion of area 4 east of a line projected from the most westerly point on Cape Flattery to Tatoosh Island Light, thence to Bonilla Point - April 15 through November 30.

(3) Salmon Punch Card Areas 8 through 13 - April 15, 1983 through June 30, 1983. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-250, filed 3/17/83; 82-07-047 (Order 82-19), § 220-56-250, filed 3/18/82; 80-07-017 (Order 80-45), § 220-56-250, filed 6/11/80; 80-03-064 (Order 80-12), § 220-56-250, filed 2/27/80, effective 4/1/80.]

WAC 220-56-255 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-255, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-071.]

WAC 220-56-265 Baitfish--Lawful gear. 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. Baitfish jigger gear as defined herein is considered as one lure. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-265, filed 2/27/80, effective 4/1/80.]

WAC 220-56-270 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-270, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-070.]

WAC 220-56-275 Smelt--Unlawful acts. It shall be unlawful for any person taking smelt for personal use to fail to retain the first 20 pounds of smelt caught. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-275, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-070.]

WAC 220-56-280 Carp--Lawful gear. 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-280, filed 2/27/80, effective 4/1/80.]

WAC 220-56-285 Shad and sturgeon--Areas and seasons. It is lawful the entire year to take, fish for and possess sturgeon and shad for personal use by angling, unless otherwise provided, and except in the following closed waters:

(1) Waters lying one mile downstream below any rack, dam or other obstruction concurrent with salmon angling boundaries provided for in chapter 220-57 WAC, except as provided in (2) and (3) of this section.

(2) Waters lying 400 feet downstream below any dam, rack or obstruction in the Snake River.

(3) Columbia River waters between the upstream line of Bonneville Dam and the lowermost Bonneville power-line crossing, approximately 1-1/4 mile downstream from the dam, are closed to the taking, fishing for, or possession of sturgeon, EXCEPT when fishing with hand-casted hook and line gear from the mainland shore in those waters lying downstream of a line running southerly from a fishing boundary marker on the Washington shore (approximately 3/4 mile downstream from the dam) to the downstream end of Cascade Island and thence to the Oregon angling boundary marker on Bradford Island (located approximately 600 feet downstream from the fish ladder entrance). [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-285, filed 3/17/83; 82-13-040 (Order 82-61), § 220-56-285, filed 6/9/82; 81-05-027 (Order 81-13), § 220-56-285, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-285, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-072.]

WAC 220-56-290 Sturgeon angling hours. It is unlawful to take, fish for or possess sturgeon for personal use in all freshwater areas, except the Chehalis River, from one hour after official sunset to one hour before official sunrise. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-56-290, filed 3/18/82; 80-03-064 (Order 80-12), § 220-56-290, filed 2/27/80, effective 4/1/80.]

WAC 220-56-295 Sturgeon--Unlawful acts. (1) It is 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.

(2) It is unlawful to use a gaff in the restraint, handling or landing of any sturgeon which is not of legal size. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-56-295, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-295, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-072.]

WAC 220-56-305 Sturgeon--Snake River. It shall be lawful to take, fish for and possess sturgeon as provided in WAC 220-56-285: *Provided*, That in Washington waters of the Snake river upstream from the powerline crossing below the U.S. 12 Bridge at Clarkston, it shall be unlawful for anglers to retain any sturgeon and those hooked must be immediately released and returned to the water. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-305, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-073.]

WAC 220-56-310 Shellfish--Possession limits. It is lawful unless otherwise provided for any one person to take in any one day or possess for personal use at any one time the following quantities and sizes of shellfish:

(1) Cockles, borers and clams in the shell, except razor clams, geoduck clams and horse clams:

(a) Hood Canal south of a line projected from Tala Point to Foulweather Bluff - 60 clams or 10 pounds in the shell in the aggregate, whichever occurs first.

(b) Puget Sound south and west of the Tacoma Narrows Bridge. This also includes Carr and Case Inlets and Pickering Passage - 40 clams or 7 pounds in the shell in the aggregate, whichever occurs first.

(c) All portions of Puget Sound except those described in (a) and (b) of this subsection - Bag limit January 1 - May 31: 60 clams or 10 pounds in the shell in the aggregate, whichever occurs first. Bag limit June 1 - December 31: 40 clams or 7 pounds in the shell in the aggregate, whichever occurs first.

(d) In Skagit Bay, east of a line projected from Browns Point to Swinomish Slough entrance, diggers may retain up to 20 pounds of eastern softshell clams in the shell in addition to the limit set in (c) of this subsection.

(e) Willapa Bay - clams and borers five pounds in the shell in the aggregate.

(f) 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: 10 pounds in the shell.

(13) Squid: 10 pounds or 5 quarts.

(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 the shell. [Statutory Authority: RCW 75.08.080. 83-04-027 (Order 83-06), § 220-56-310, filed 1/27/83; 82-07-047 (Order 82-19), § 220-56-310, filed 3/18/82; 80-03-064 (Order 80-12), § 220-56-310, filed 2/27/80, effective 4/1/80.]

WAC 220-56-315 Crabs, shrimp, crawfish--Gear.

(1) It is 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.

(2) It is unlawful to use more than two units of gear at any one time except that in Puget Sound waters it is unlawful to use at any one time more than two units of gear for the purpose of taking crabs and two additional units of gear for the purpose of taking shrimp. One unit of gear is equivalent to one ring net or one shellfish pot.

(3) It is unlawful for any person to operate a shellfish pot not attached to a buoy bearing that person's name, except that a second person may assist the pot owner in operation of the gear. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-56-315, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-315, filed 2/27/80, effective 4/1/80.]

WAC 220-56-320 Shellfish gear--Unlawful acts.

(1) It is 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. Unattended shellfish gear left in the waters of Puget Sound must have the line attaching the buoy to the pot weighted sufficiently to prevent the line from floating on the water's surface. The following additional requirements apply to buoys attached to unattended shellfish pots in Puget Sound waters:

(a) All buoys must consist of durable material and remain floating above the water's surface when at least 5 pounds of weight are attached. It is unlawful to use bleach, antifreeze or detergent bottles, paint cans or any other container.

(b) The entire buoy must be fluorescent yellow if attached to shrimp gear.

(c) The buoy must be half fluorescent red and half white if attached to crab gear.

(d) The number of pots attached to each buoy must be marked on the buoy in a manner that is visible and legible at all times.

(2) It is unlawful for any person using shellfish traps for personal-use shellfishing to allow said traps to become uncovered by water.

(3) It is 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.

(4) It is unlawful to take, fish for or possess shrimp taken for personal use with shellfish pot gear in the waters of Hood Canal southerly of the site 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 must 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 inside distance between any knot or corner and each adjacent knot or corner shall be no less than 7/8-inch: *Provided*, That the shortest inside diagonal of each mesh shall be no less than 1-1/8 inches. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-56-320, filed 3/18/82; 81-05-027 (Order 81-13), § 220-56-320, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-320, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-088.]

WAC 220-56-325 Shrimp—Areas and seasons. It shall be unlawful to take, fish for or possess shrimp taken for personal use except from May 15 through September 15: *Provided*, That all waters of Hood Canal southerly of the site 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-325, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-084.]

WAC 220-56-330 Crab—Areas and seasons. It shall be lawful to take, fish for and 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 crab taken for personal use with shellfish pot gear or to have in the water, set or fish any shellfish pot gear for crab in Puget Sound from April 15 through May 25. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-330, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-082.]

WAC 220-56-335 Crab—Unlawful acts. (1) 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.

(2) It shall be unlawful to possess in the field any crab or parts thereof without retaining the back shell. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-335, filed 2/27/80, effective 4/1/80.]

WAC 220-56-340 General provisions—Clams, cockles, mussels—Gear. (1)(a) It is lawful to take, dig for and possess clams (excluding razor clams), cockles, and mussels taken for personal use by hand or with hand-operated forks, picks, mattocks and shovels.

(b) It is lawful to take, dig for and possess razor clams taken for personal use by hand, shovels or with cylindrical cans, tubes or hinged digging devices: *Provided*, That when used for digging razor clams, the opening of these devices be either circular or elliptical; with the circular can/tube having a minimum outside diameter of 4 inches and the elliptical can/tube having a minimum dimension of 4 inches long and 3 inches wide outside diameter. The hinged digging device when opened in a cylindrical position, must have a minimum outside diameter of 4 inches at the bottom.

(2) Any newly-designed or modified digging device intended for the recreational use of razor clams must receive the specific approval of the director of fisheries.

(3) Each digger, including holders of razor clam disability permits, must have his or her limit in a separate container. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-56-340, filed 3/18/82; 81-05-027 (Order 81-13), § 220-56-340, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-340, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-082.]

WAC 220-56-345 Clams, oysters—Culling prohibited. It shall be unlawful for any person to destroy oysters or hardshell 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-345, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-082.]

WAC 220-56-350 Hardshells, cockles, mussels—Areas and seasons. (1) It is 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 is 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) Garrison Bay: All state-owned and federally-owned tidelands south of a boundary marker located approximately 1,010 yards southerly of Bell Point are closed to clam digging the entire year. Those tidelands north of the above-described boundary marker are open to harvest the entire year.

(c) Saltwater State Park—All state-owned tidelands at Saltwater State Park shall be closed to the personal-use harvest of all species of clams from June 16 through December 31.

(d) Twanoh State Park—All state-owned tidelands at Twanoh State Park shall be closed to the personal-use harvest of all species of clams from June 16 through December 31.

(e) Shine Tidelands—A 1.5-acre plot (160'x400') located 1/4 mile north of the west approach to the former Hood Canal Floating Bridge shall be closed to clam digging the entire year.

(f) Fry Cove, Thurston County Parks—A 1-acre gravel plot (290'x140') located 1/4 mile north of Fry Cove on Eld Inlet shall be closed to clam digging the entire year.

(g) Point Whitney—All publicly owned tidelands at Point Whitney lying north of point located at the base of the United States Navy Dock to a point 250 yards west (280°) are closed from July 15 through December 31.

(h) Eagle Creek—All publicly owned tidelands at Eagle Creek lying east of a point located at the mouth of Eagle Creek where it passes beneath Highway 101 to a point 250 yards southwest (228°) are closed from January 1 through June 30.

(2) It shall be lawful to take, dig for and 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. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-350, filed 3/17/83; 81-05-027 (Order 81-13), § 220-56-350, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-350, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-082.]

WAC 220-56-355 Clams—Unlawful acts. (1) It shall be unlawful for any person digging hardshell 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.

(2) 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-355, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-082.]

WAC 220-56-360 Razor clams—Areas and seasons. It is unlawful to take, dig for or possess razor clams taken for personal use from any beaches in Razor Clam Areas 1, 2, and 3, except that from February 15, 1983 through March 15, 1983, it is lawful to dig for and possess razor clams 24 hours per day, and from March 16, 1983 through June 15, 1983 it is lawful to dig for razor clams from 12 midnight to 12 noon daily and it is lawful to possess clams taken during this time period. It is unlawful to dig for razor clams at any time in the Long Beach Razor Clam Sanctuary as defined in WAC 220-56-372. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-360, filed 3/17/83; 83-04-026 (Order 83-05), § 220-56-360, filed 1/27/83; 83-01-025 (Order 82-220), § 220-56-360, filed 12/8/82; 82-07-047 (Order 82-19), § 220-56-360, filed 3/18/82; 80-03-064 (Order 80-12), § 220-56-360, filed 2/27/80, effective 4/1/80.]

WAC 220-56-365 Razor clams—Unlawful acts. It is unlawful to return any razor clams to the beach or

water regardless of size or condition, and all razor clams taken for personal use must be retained by the digger as a part of his possession limit. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-56-365, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-365, filed 2/27/80, effective 4/1/80.]

WAC 220-56-370 Razor clams—Disability permits. It shall be lawful to dig the personal-use daily bag limit of razor clams for another person if that person has in possession a physical disability permit signed by the director and is physically present with the digger on the site where such digging occurs and both the disabled person and the digger are licensed to dig razor clams for personal use under chapter 75.25 RCW. Such permit may be obtained by providing to the director written certification from a licensed physician that said person is physically unable to dig razor clams. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-370, filed 2/27/80, effective 4/1/80.]

WAC 220-56-372 Razor clam sanctuaries. The following areas are hereby set aside for experimental purposes by the department of fisheries razor clam enhancement project. As need arises in the future, specific sections of these areas will be closed to public use.

(1) Long Beach – from a line extending westward from the middle of the Oysterville approach – north for one quarter mile (1,320 feet).

(2) Twin Harbors Beach – from a line extending westward from the middle of the county line approach south for one quarter mile (1,320 feet).

(3) Copalis Beach – from a point beginning three-quarters of a mile north of the Oyehut approach and extending north for one quarter mile (1,320 feet). [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-372, filed 3/17/83; 82-07-047 (Order 82-19), § 220-56-372, filed 3/18/82; 80-13-064 (Order 80-123), § 220-56-372, filed 9/17/80.]

WAC 220-56-375 Oysters and scallops—Gear. 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-375, filed 2/27/80, effective 4/1/80.]

WAC 220-56-380 Oysters—Areas and seasons. (1) It is unlawful to take oysters for any purpose from state oyster reserves without written permission of the director of fisheries.

(2)(a) It is unlawful to take or possess oysters for personal use from all Hood Canal beaches south of a line projected from Misery Point to Quatsop (Black) Point through December 31, 1983.

(b) It is lawful to take and possess oysters for personal use from all other Washington state public beaches, except all federally-owned tidelands at Seal Rock Forest Service campground are closed to personal-use harvest of oysters from July 16 through May 14.

(3) It is unlawful to pick or take oysters for personal use from waters measuring more than two feet in depth at the time of removal.

(4) It shall be lawful for private beach owners to harvest oysters for their own personal use from their own tidelands. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-56-380, filed 6/9/82; 82-07-047 (Order 82-19), § 220-56-380, filed 3/18/82; 81-05-027 (Order 81-13), § 220-56-380, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-380, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-086.]

WAC 220-56-382 Oysters and clams on private tidelands—Personal use. (1) WAC 220-56-340 through 220-56-355, and 220-56-375 through 220-56-385 shall not apply to private tideland owners or lessees of state tidelands taking or possessing oysters, clams, cockles, borers and mussels for personal use from their own tidelands or leased state tidelands.

(2) It shall be unlawful for private tideland owners or lessees of state tidelands to transport or possess oysters, clams, cockles, borers or mussels away from their owned or leased tidelands or adjoining owned or leased uplands in excess of personal use limits as provided in WAC 220-56-310.

(3) This section shall not apply to razor clams. [Statutory Authority: RCW 75.08.080. 80-13-064 (Order 80-123), § 220-56-382, filed 9/17/80.]

WAC 220-56-385 Oysters—Unlawful acts. 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-385, filed 2/27/80, effective 4/1/80.]

WAC 220-56-390 Squid, octopus. It is unlawful to take, fish for or possess squid taken for personal use with more than one line. A maximum of four squid lures may be used. If gear utilizes conventional hooks, it shall not exceed a total of nine points. Herring rakes and hand dip net gear may be used to take squid. Octopus may be taken by hand or by any instrument which will not penetrate or mutilate the body. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-390, filed 3/17/83; 82-07-047 (Order 82-19), § 220-56-390, filed 3/18/82; 80-03-064 (Order 80-12), § 220-56-390, filed 2/27/80, effective 4/1/80.]

WAC 220-56-400 Abalone. It shall be unlawful to possess in the field any abalone taken for personal use which has the shell removed. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-400, filed 2/27/80, effective 4/1/80.]

WAC 220-56-405 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-405, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-090.]

WAC 220-56-410 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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-56-410, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-090.]

Chapter 220-57 WAC

FRESH WATER ANGLING—OPEN AREAS AND SEASONS

WAC

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- 220-57-380 Quilcene (Big Quilcene) River.
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- 220-57-405 Samish River.
- 220-57-410 Sammamish River (Slough).
- 220-57-415 Satsop River.
- 220-57-420 Sekiu River.
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- 220-57-430 Skokomish River.
- 220-57-435 Skykomish River.
- 220-57-440 Smith Creek (Pacific County).
- 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.
- 220-57-470 Tahuya River.
- 220-57-473 Tilton 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.
- 220-57-510 Willapa River.
- 220-57-515 Wind River.
- 220-57-520 Wishkah River.
- 220-57-525 Wynoochee River.
- 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.
- 220-57-010 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.
- 220-57-011 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.
- 220-57-012 Personal use fishery—Copolis 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.
- 220-57-013 Personal use fishery—Coveeman 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.
- 220-57-014 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.
- 220-57-015 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.
- 220-57-016 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.
- 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.
- 220-57-018 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.
- 220-57-019 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.
- 220-57-020 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.
- 220-57-021 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.
- 220-57-022 Personal use fishery—Dewatto Creek. [Order 910, § 220-57-022, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-195.

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.
- 220-57-003 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.
- 220-57-004 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.
- 220-57-005 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.
- 220-57-006 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.
- 220-57-007 Personal use fishery—Capitol Lake. [Order 910, § 220-57-007, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-030.
- 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.

- 220-57-023 Personal use fishery—Dickey River. [Order 910, § 220-57-023, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-200.
- 220-57-024 Personal use fishery—Dosewallips River. [Order 910, § 220-57-024, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-205.
- 220-57-025 Personal use fishery—Drano Lake. [Order 1101, § 220-57-025, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-025, filed 12/22/72; Order 910, § 220-57-025, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-060.
- 220-57-026 Personal use fishery—Duckabush River. [Order 910, § 220-57-026, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-210.
- 220-57-027 Personal use fishery—Dungeness River. [Order 1101, § 220-57-027, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-027, filed 12/22/72; Order 910, § 220-57-027, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-215.
- 220-57-028 Personal use fishery—Duwamish River. [Order 1039, § 220-57-028, filed 12/22/72; Order 910, § 220-57-028, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-220.
- 220-57-029 Personal use fishery—East Twin River. [Order 910, § 220-57-029, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-225.
- 220-57-030 Personal use fishery—Elk River. [Order 910, § 220-57-030, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-230.
- 220-57-031 Personal use fishery—Elokomin River. [Order 1101, § 220-57-031, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-031, filed 12/22/72; Order 910, § 220-57-031, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-235.
- 220-57-032 Personal use fishery—Elwha River. [Order 1101, § 220-57-032, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-032, filed 12/22/72; Order 910, § 220-57-032, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-240.
- 220-57-033 Personal use fishery—Flowing Lake (Snohomish County). [Order 1101, § 220-57-033, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-033, filed 12/22/72; Order 910, § 220-57-033, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-075.
- 220-57-034 Personal use fishery—Goodwin, Lake (Snohomish County). [Order 1186, § 220-57-034, filed 1/13/75; Order 1101, § 220-57-034, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-034, filed 12/22/72; Order 910, § 220-57-034, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-080.
- 220-57-035 Personal use fishery—Grande Ronde River. [Order 910, § 220-57-035, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-245.
- 220-57-036 Personal use fishery—Grays River. [Order 1101, § 220-57-036, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-036, filed 12/22/72; Order 910, § 220-57-036, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-250.
- 220-57-037 Personal use fishery—Green River (Cowlitz County). [Order 1186, § 220-57-037, filed 1/13/75; Order 1101, § 220-57-037, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-037, filed 12/22/72; Order 910, § 220-57-037, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-255.
- 220-57-038 Personal use fishery—Green River (King County). [Order 1186, § 220-57-038, filed 1/13/75; Order 1101, § 220-57-038, filed 11/14/73, effective 1/1/74; Order 910, § 220-57-038, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-260.
- 220-57-039 Personal use fishery—Hamma Hamma River. [Order 910, § 220-57-039, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-265.
- 220-57-040 Personal use fishery—Hoh River. [Order 910, § 220-57-040, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-270.
- 220-57-041 Personal use fishery—Hoko River. [Order 910, § 220-57-041, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-275.
- 220-57-042 Personal use fishery—Hoquiam River. [Order 1101, § 220-57-042, filed 11/14/73, effective 1/1/74; Order 910, § 220-57-042, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-280.
- 220-57-043 Personal use fishery—Humptulips River. [Order 1039, § 220-57-043, filed 12/22/72; Order 910, § 220-57-043, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-285.
- 220-57-044 Personal use fishery—Icicle River. [Order 1186, § 220-57-044, filed 1/13/75; Order 910, § 220-57-044, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-290.
- 220-57-045 Personal use fishery—Joe Creek (Grays Harbor County). [Order 1101, § 220-57-045, filed 11/14/73, effective 1/1/74; Order 910, § 220-57-045, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-295.
- 220-57-046 Personal use fishery—Johns River. [Order 910, § 220-57-046, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-300.
- 220-57-047 Personal use fishery—Kalaloch Creek. [Order 910, § 220-57-047, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-305.
- 220-57-048 Personal use fishery—Kalama River. [Order 1186, § 220-57-048, filed 1/13/75; Order 1101, § 220-57-048, filed 11/14/73, effective 1/1/74; Order 1039, § 220-57-048, filed 12/22/72; Order 978, § 220-57-048, filed 12/10/71; Order 910, § 220-57-048, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-310.
- 220-57-049 Personal use fishery—Klickitat River. [Order 1039, § 220-57-049, filed 12/22/72; Order 910, § 220-57-049, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-315.
- 220-57-050 Personal use fishery—Lewis River. [Order 1186, § 220-57-050, filed 1/13/75; Order 1039, § 220-57-050, filed 12/22/72; Order 910, § 220-57-050, filed 12/28/70.] Repealed by Order 76-14, filed 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57-319 and 220-57-320.
- 220-57-051 Personal use fishery—Lower Goose Lake (Grant County). [Order 1101, § 220-57-051, filed 11/14/73, effective 1/1/74; Order 910, § 220-57-051, filed 12/28/70.] Repealed by Order 76-14, filed

- 3/15/76, effective 5/1/76. Later promulgation, see WAC 220-57A-100.
- 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.
- 220-57-320 Lewis River (North Fork). [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-57-320, filed 2/21/78, effective 4/1/78; 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).] Repealed by 83-10-023 (Order 83-34), filed 4/28/83. Statutory Authority: RCW 75.08.080.
- 220-57-360 Ozette River. [Order 76-14, § 220-57-360, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-063.] Repealed by 80-03-064 (Order 80-12), filed 2/27/80, effective 4/1/80. Statutory Authority: RCW 75.08.080.

WAC 220-57-001 Freshwater seasons and bag limits. It shall be unlawful to take, fish for or possess salmon taken 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 220-56-180. [Statutory Authority: RCW 75.08-.080. 82-07-047 (Order 82-19), § 220-57-001, filed 3/18/82; 78-03-034 (Order 78-8), § 220-57-001, filed 2/21/78, effective 4/1/78; 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 A - July 1 through October 31: Downstream from the lime quarry road to Highway 101 Bridge (a distance of approximately 2 stream miles). [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-57-120, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-120, filed 2/27/80, effective 4/1/80; 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. Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-57-125, filed 2/27/80, effective 4/1/80; 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 October 31: Downstream from the Highway 101 Bridge. Coho salmon greater than 20 inches in length must be immediately released if taken on or after October 1. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-130, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-130, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-130, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-130, filed 1/30/79, effective 4/1/79; 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 October 31: Downstream from the Highway 101 Bridge. Coho salmon greater than 20 inches in length must be immediately released if taken on or after October 1. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-135, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-135, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-135, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-135, filed 1/30/79, effective 4/1/79; 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 220-57-137 Carbon River. Bag limit A - October 1 through November 30: Downstream from old bridge abutments near the east end of Bridge Street in Orting to confluence with Puyallup River. Chinook salmon over 28 inches must be released. Closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-

61), § 220-57-137, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-137, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-137, filed 1/30/79, effective 4/1/79.]

WAC 220-57-138 Chambers Creek. Bag limit A - October 1 through November 15: Downstream from a set of markers 400 feet below the Boise-Cascade Dam (immediately upstream from the Boise-Cascade West Tacoma Mill). [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-138, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57-138, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-138, filed 2/17/81, effective 4/1/81.]

WAC 220-57-140 Chehalis River. (1) Bag limit C - December 1 through September 14: Downstream from the Porter Bridge to the Union Pacific Railroad Bridge in Aberdeen.

(2) Bag limit A - September 15 through November 30: Downstream from the Porter Bridge to the Union Pacific Railroad Bridge in Aberdeen, except that all chinook salmon over 24 inches must be released. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-140, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-140, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-140, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-140, filed 2/27/80, effective 4/1/80; 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. Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-57-145, filed 1/30/79, effective 4/1/79; 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: Downstream from the confluence of Boulder Creek, located approximately one mile upstream of the uppermost Highway 12 Bridge. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-150, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-150, filed 2/17/81, effective 4/1/81; 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). (1) Bag limit C - July 1 through October 8: Downstream from the mouth of the Snahapish River.

(2) Bag limit A - October 9 through October 31: Downstream from the mouth of the Snahapish River. Coho salmon over 20 inches must be released. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-155, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-155, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-155, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-155, filed 1/30/79,

effective 4/1/79; 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 C - June 1 through December 31: Downstream from Chief Joseph Dam to the Richland - Pasco Highway 12 Bridge except those waters between the Vernita Bridge and the old Hanford townsite wooden powerline towers are open only during the period July 1 through October 15, and except for the special season and bag limited provided for in subsection (2) of this section. The following are closed waters:

(a) Chief Joseph Dam - waters between the upstream line of Chief Joseph Dam to a line perpendicular to the thread of the stream from a point 400 feet downstream from the west end of the tailrace deck.

(b) Wells Dam - waters between the upstream line of Wells Dam and a point 400 feet below the spawning channel discharge stream.

(c) Rocky Reach, Rock Island and Wanapum Dams - waters between the upstream lines of these dams and points 1,000 feet downstream.

(d) Priest Rapids Dam - waters between the upstream line of Priest Rapids Dam and a point 1,500 feet downstream.

(e) Jackson (Moran) Creek - waters within 500 feet of the mouth.

(2) Bag limit A - April 1 through July 31: East bank only in that portion of the Columbia River from WDF boundary marker located approximately 1/2 mile upstream from Spring Creek (Ringold hatchery rearing pond outlet) downstream to a WDF boundary marker located approximately 1/4 mile downstream of Ringold wasteway outlet.

(3) Waters downstream from the Richland-Pasco Highway 12 Bridge to Hood River Bridge: Closed entire year. The following waters are closed to fishing for food fish at all times:

(a) McNary Dam - waters between the upstream line of McNary Dam and a line across the river from the red and white marker on the Oregon shore to the downstream end of the wingwall of the boat lock near the Washington shore.

(b) John Day Dam - waters between the upstream line of John Day Dam and markers approximately 3,000 feet downstream, except that fishing is permitted from the Washington shore to within 400 feet of the fishway entrance.

(c) The Dalles Dam - waters between the upstream line of the Dalles Dam and the upstream side of the Interstate 197 Bridge, except that fishing is permitted from the Washington shore to within 400 feet of the fishway entrance.

(4) Bag limit A - September 1 through March 15: That portion downstream from Hood River Bridge to the Interstate 5 Bridge at Vancouver, except waters of Camas Slough are open under this bag limit from August 1 through March 15 between the upper Highway 14 Bridge on Lady Island to a line projected true north

from the lower end of Lady Island and hook regulations and shad and sturgeon seasonal restrictions in Camas Slough are identical with regulations and restrictions in adjacent mainstem Columbia River waters. The following are closed waters:

(a) Spring Creek - waters within 1/4 mile of the U.S. Fish and Wildlife Service Hatchery grounds between posted boundary markers located 1/4 mile on either side of the fish ladder entrance.

(b) Bonneville Dam - waters between the upstream line of Bonneville Dam and a point 600 feet below the fish ladder at the new Bonneville Dam powerhouse.

(5) Bag limit C - June 1 through July 25: Waters downstream from the Interstate 5 Bridge to the Megler-Astoria Bridge.

(6) Bag limit A - August 16 through March 15: Waters downstream from the Interstate 5 bridge to the Megler-Astoria Bridge. During the month of September, it is unlawful to take, fish for, or possess salmon for personal use in that portion of the Columbia River north of a line projected from Abernathy Point to a boundary marker east of the mouth of Abernathy Creek.

(7) Bag limit A - August 16 through March 15: Waters downstream from the Megler-Astoria Bridge to a line projected true north and south through Buoy 10, except that during the period August 16 through September 30 when size and bag limit regulations shall conform with the most recent ocean fishing regulations for adjacent waters of punch card area 1. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-160, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57-160, filed 6/9/82; 82-07-047 (Order 82-19), § 220-57-160, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-160, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-160, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-160, filed 1/30/79, effective 4/1/79; 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 A - July 1 through November 30: Downstream from the Carlisle Bridge. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-57-165, filed 2/27/80, effective 4/1/80; 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. (1) Special bag limit - April 1 through July 31: Downstream from the cross river cable below the Cowlitz Salmon Hatchery Barrier Dam to the mouth. Bag limit is six salmon per

day not less than 10 inches in length, only three of which may exceed 24 inches in length.

(2) That portion of the Cowlitz River downstream from the mouth of Mill Creek is open to salmon angling 24 hours per day during the period April 1 to July 31.

(3) Bag limit A - August 1 through March 31: Downstream from markers 400 feet below the barrier dam except, during the period October 1 through December 31, chinook salmon over 28 inches in length taken upstream of the Interstate 5 Bridge must be released.

(4) Salmon angling from boats is prohibited the entire year in designated open waters between the barrier dam and the mouth of Mill Creek.

(5) Bag limit C - Open the entire year: From the confluence of the Muddy Fork and Ohanapecosh rivers downstream to Riffe (Davisson) Lake. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-175, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57-175, filed 6/9/82; 82-07-047 (Order 82-19), § 220-57-175, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-175, filed 2/27/80, effective 4/1/80; 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 C - July 1 through November 30. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-180, filed 6/9/82; Order 76-14, § 220-57-180, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-015.]

WAC 220-57-181 Dakota Creek. Bag limit A - October 1 through December 31: Downstream from the Giles Road Bridge. Chinook salmon greater than 24 inches must be released. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-181, filed 3/17/83.]

WAC 220-57-185 Deep Creek (Clallam County). Bag limit C - July 1 through November 30. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-185, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-185, filed 2/17/81, effective 4/1/81; 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 A - July 1 through November 30: Upstream from Interstate 5 Bridge except closed from a point 400 feet below the lower fish ladder at Tumwater Falls upstream to the Old Highway 99 Bridge immediately upstream from Tumwater Falls. Female chinook salmon must be released. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-190, filed 6/9/82; 80-03-064 (Order 80-12), § 220-57-190, filed 2/27/80, effective 4/1/80; 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 C - July 1 through November 30. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-195, filed 6/9/82; 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 October 31: Downstream of the mouth of East Fork of the Dickey River to the National Park Boundary. [Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-57-200, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-200, filed 2/21/78, effective 4/1/78; 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 A - October 15 through January 31: Downstream from the Highway 101 Bridge. Closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-205, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-205, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-205, filed 1/30/79, effective 4/1/79; 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 A - October 15 through January 31: Downstream from the Highway 101 Bridge. Closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-210, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-210, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-210, filed 1/30/79, effective 4/1/79; 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 A - October 15 through December 31: Downstream from the siphon hole intake, consisting of a metal pipe with concrete headlands, located approximately 1/2 mile upstream of the Dungeness River Hatchery. Chinook salmon over 28 inches must be released. Closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-215, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57-215, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-215, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-215, filed 1/30/79, effective 4/1/79; 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. Bag limit A - July 1 through November 30: Upstream from the First Avenue South Bridge to the Highway 405 Bridge. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-220, filed 3/17/83; 82-07-047

(Order 82-19), § 220-57-220, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-220, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-220, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-220, filed 1/30/79, effective 4/1/79; 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. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-225, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-225, filed 2/17/81, effective 4/1/81; 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 September 30: Downstream from the confluence of the West Fork and the Middle Fork to the Highway 105 Bridge.

(2) Bag limit A - October 1 through November 30: Downstream from the confluence of the west fork and the middle fork to the Highway 105 Bridge, except that all chinook salmon over 24 inches must be released. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-230, filed 3/17/83; 81-05-027 (Order 81-13), § 220-57-230, filed 2/17/81, effective 4/1/81; 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 Elochoman River. (1) Bag limit A - September 1 through December 31: Downstream from mouth of the west fork, except closed from a point 100 feet above the upper hatchery rack to the Elochoman Salmon Hatchery Bridge located approximately 400 feet below the upper hatchery rack and closed from the department of fisheries temporary rack downstream to Foster (Risk) Road Bridge while this rack is installed in the river. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-235, filed 3/17/83; 81-05-027 (Order 81-13), § 220-57-235, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-235, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-235, filed 1/30/79, effective 4/1/79; 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. Closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-240, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-240, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-240, filed 1/30/79, effective 4/1/79; 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. West Fork Grays River closed to salmon angling. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-57-250, filed 2/27/80, effective 4/1/80; 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). Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-57-255, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-255, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-255, filed 2/27/80, effective 4/1/80; 78-03-034 (Order 78-8), § 220-57-255, filed 2/21/78, effective 4/1/78; 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 A - July 1 through October 15: Downstream from the Porter Bridge (Auburn Eighth Street NE Bridge) to Highway 405 Bridge.

(2) Bag limit A - October 16 through November 30: Downstream from the downstream side of the Highway 18 Bridge to the Highway 405 Bridge. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-260, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-260, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-260, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-260, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-260, filed 1/30/79, effective 4/1/79; 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 A - October 15 through January 31: Downstream from the Highway 101 Bridge. Closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-265, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-265, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-265, filed 1/30/79, effective 4/1/79; 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) Special bag limit - Saturday preceding Memorial Day through October 31: Downstream from the Highway 101 Bridge the bag limit is six salmon not less than 10 inches in length, only

one of which may exceed 24 inches in length except coho salmon greater than 20 inches in length must be released.

(2) Bag limit C - Saturday preceding Memorial Day through October 31: Upstream from the Highway 101 Bridge to the confluence of the South Fork Hoh. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-270, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-270, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-270, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-270, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-270, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-270, filed 2/21/78, effective 4/1/78; 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: Downstream from the Ozette Highway Bridge. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-275, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-275, filed 2/17/81, effective 4/1/81; 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 A - July 1 through November 30 - main Hoquiam River and west fork of Hoquiam River downstream from the bridge on the Dekay Road. Chinook salmon over 24 inches in length must be released.

(2) Bag limit A - October 1 through November 30: East fork of Hoquiam River downstream from the game department access area below Berryman Creek, except that all chinook salmon over 24 inches must be released. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-280, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-280, filed 3/18/82; 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 C - July 1 through January 31: Downstream from confluence of East and West forks to Highway 101 Bridge.

(2) Bag limit A - July 1 through January 31: Downstream from the Highway 101 Bridge to Highway 109 Bridge. Chinook salmon over 24 inches in length must be released. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-285, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57-285, filed 6/9/82; 82-07-047 (Order 82-19), § 220-57-285, filed 3/18/82; 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. Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-290, filed

3/17/83; 80-03-064 (Order 80-12), § 220-57-290, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-290, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-290, filed 2/21/78, effective 4/1/78; 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 September 30: Downstream from old M&B Logging Camp Bridge at upper boundary of Johns River Habitat Management Area to Highway 105 Bridge.

(2) Bag limit A - October 1 through November 30: Downstream from old M&B Logging Camp Bridge at upper boundary of Johns River Habitat Management Area to Highway 105 Bridge, except that all chinook salmon over 24 inches must be released. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-300, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-300, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-300, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-300, filed 2/27/80, effective 4/1/80; 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 October 31. [Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-57-305, filed 1/30/79, effective 4/1/79; 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 - Saturday preceding Memorial Day 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 - Saturday preceding Memorial Day through November 30: Downstream from the mouth of Summers Creek to the markers at the Kalama Falls (Upper) Salmon Hatchery.

(3) Bag limit A - open the entire year: Downstream from a point 1,000 feet below the fishway at the 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 open for fly fishing only.

October 1 through December 31: Chinook salmon over 28 inches caught in the area downstream from a point 1,000 feet below the fishway at the upper salmon hatchery to the natural gas pipeline must be released.

(4) During the time the department of fisheries temporary rack is installed just below the Modrow Bridge, that portion of the river from a point 200 feet above the temporary rack downstream to a set of markers 1,500 feet below the temporary rack is closed to salmon angling. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-57-310, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-310, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-310, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-310, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-310, filed 2/21/78, effective 4/1/78; 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 - April 1 through January 31: Downstream from the Fisher Hill Bridge approximately 1-1/2 miles above the mouth, except open to salmon angling only from 12:00 noon Thursdays to 12:00 noon Mondays from April 1 through May 31.

(2) Bag limit C - Saturday preceding Memorial Day through November 30 - Downstream from fishing boundary markers at the downstream end of the Klickitat River Salmon Hatchery grounds to a point 400 feet above the No. 5 fishway. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-315, filed 3/17/83; 82-14-090 (Order 82-75), § 220-57-315, filed 7/7/82; 82-07-047 (Order 82-19), § 220-57-315, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-315, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-315, filed 2/27/80, effective 4/1/80; 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 December 31: Downstream from Lucia Falls to the LaCenter Bridge. From October 1 through November 30 chinook salmon over 28 inches must be released.

(3) North fork:

(a) Bag limit A - January 1 through September 30: Downstream from overhead power lines below Ariel Dam except as provided in subsection (3)(b).

(b) Bag limit A - open entire year: Downstream from the mouth of Colvin Creek (approximately 1/4 mile upstream of the salmon hatchery) to the mouth of the east

fork, except that during the period September 1 through November 30, it is unlawful to take, fish for or possess salmon taken for personal use from waters shoreward of the cable, buoy, and corkline located at the mouth of the Lewis River Salmon Hatchery fishway. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-319, filed 3/17/83; 81-05-027 (Order 81-13), § 220-57-319, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-319, filed 2/27/80, effective 4/1/80; 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 220-57-325 Lyre River. Bag limit C - July 1 through November 30. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-325, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-325, filed 2/17/81, effective 4/1/81; Order 76-14, § 220-57-325, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-052.]

WAC 220-57-326 McAllister Creek. Bag limit A - October 1 through November 30: Downstream from the downstream side of the Olympia-Steilacoom Road Bridge. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-326, filed 6/9/82.]

WAC 220-57-327 McLane Creek. Bag limit C - July 1 through October 31: Open from a line 100 feet upstream and parallel to the south bridge of Highway 101 at Mud Bay to a line 50 feet north of and parallel to the Mud Bay Road Bridge, except waters within 400 feet of the outfall of the Allison Springs chinook rearing pond are closed to salmon angling. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-327, filed 3/17/83.]

WAC 220-57-330 Morse Creek (Clallam County). Bag limit C - October 1 through November 30. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-330, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57-330, filed 6/9/82; 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. Bag limit A - July 1 through January 31: Downstream from the Big Hill Bridge to Highway 101 Bridge. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-57-335, filed 2/27/80, effective 4/1/80; 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: Downstream from the department of natural resources bridge on the Middle Nemah A Line Road.

(2) North Nemah - bag limit A - July 1 through November 30: Downstream from lower bridge on dead end Lower Nemah Road to the mouth. 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. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-340, filed 3/17/83; 80-03-064 (Order 80-12), § 220-57-340, filed 2/27/80, effective 4/1/80; 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 A - July 1 through January 31: Downstream from military tank-crossing bridge located one mile upstream from the mouth of Muck Creek. Closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-345, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-345, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-345, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-345, filed 1/30/79, effective 4/1/79; 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 A - July 15 through December 31: Downstream from the confluence of north and south forks to Lummi Indian Reservation boundary.

(2) Bag limit C - September 1 through October 31: (North fork) downstream from Maple Creek to mouth of north fork.

(3) The entire Nooksack River is closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-350, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57-350, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-350, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-350, filed 1/30/79, effective 4/1/79; 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 220-57-365 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 A - July 1 through November 30: Downstream from the mouth of the Carbon River to the 11th Street Bridge. Closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-370, filed 6/9/82; 81-05-

027 (Order 81-13), § 220-57-370, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-370, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-370, filed 1/30/79, effective 4/1/79; 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: Downstream from the confluence of Green Creek. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-375, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-375, filed 2/17/81, effective 4/1/81; 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 A - October 1 through January 31: Downstream from Highway 101 Bridge. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-57-380, filed 3/18/82; 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 - Saturday preceding Memorial Day through November 30: Outside the boundary of Olympic National Park. During the period October 1 through November 30, coho salmon over 20 inches in length must be released. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-57-385, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-385, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-385, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-385, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-385, filed 2/21/78, effective 4/1/78; 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 C - July 1 through October 31: Downstream from the bridge connecting Graves Creek and North Shore roads. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-390, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-390, filed 3/18/82; 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 October 31: Downstream from the Q 1800 Road Bridge; outside the boundaries of the Quinault Indian Reservation and

Olympic National Park. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-57-400, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-400, filed 1/30/79, effective 4/1/79; 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 A - October 15 through November 30: Downstream from Interstate 5 Bridge to markers located approximately one-quarter mile downstream from Samish Island Bridge. Chinook salmon over 24 inches in length must be released. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-57-405, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-405, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-405, filed 2/27/80, effective 4/1/80; 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 A - October 15 through December 31: Upstream of the Kenmore Highway Bridge. All sockeye salmon must be released. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-410, filed 6/9/82; 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. (1) Bag limit C - July 1 through September 30: Downstream from the bridge at Schafer State Park on east fork.

(2) Bag limit A - October 1 through January 31: Downstream from the bridge at Schafer State Park on east fork. Chinook salmon over 24 inches in length must be released. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-415, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-415, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-415, filed 2/27/80, effective 4/1/80; 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: Downstream from the confluence of the north and south forks. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-420, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-420, filed 2/17/81, effective 4/1/81; 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 A - July 1 through December 31: Downstream from the mouth of the Cascade River to Gilligan Creek. Chinook salmon over 24 inches in length must be released.

(2) Special bag limit - Downstream from Gilligan Creek bag limit A from July 1 through December 31 EXCEPT the six salmon daily bag limit may include no more than one chinook salmon greater than 24 inches in length.

(3) The entire Skagit River is closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-57-425, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-425, filed 2/17/81, effective 4/1/81; 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 220-57-427 Skamokawa Creek. Bag limit A - August 16 through December 31: Downstream from mouth of first west fork downstream to Highway 4 Bridge. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-57-427, filed 3/18/82.]

WAC 220-57-430 Skokomish River. Bag limit A - July 1 through January 31: Downstream from the mouth of Vance Creek. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-430, filed 6/9/82; 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 A - July 1 through December 31: Downstream from the confluence of north and south forks. Closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-435, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-435, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-435, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-435, filed 1/30/79, effective 4/1/79; 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 C - July 1 through October 31: Downstream from Highway 101 Bridge to marker approximately one mile upstream from the mouth. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-57-440, filed 2/27/80, effective 4/1/80; 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 A - July 1 through December 31: Downstream from confluence of Skykomish and Snoqualmie rivers. Closed to the

taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-450, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-450, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-450, filed 2/27/80, effective 4/1/80; 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 A - July 1 through December 31. Closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-455, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-455, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-455, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-455, filed 1/30/79, effective 4/1/79; 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. Bag limit A - Saturday preceding Memorial Day through October 31: Downstream from Concrete pump station at Soleduck Hatchery. During the period October 1 through October 31, coho salmon over 20 inches in length must be released. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-460, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-460, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-460, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-460, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-460, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-460, filed 2/21/78, effective 4/1/78; 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 A - July 1 through January 31: Downstream from confluence of north and south forks. Closed to the taking of pink salmon in odd-numbered years. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-465, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-465, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-465, filed 1/30/79, effective 4/1/79; 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 C - July 1 through November 30. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-470, filed 6/9/82; Order 76-14, § 220-57-470, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-091.]

WAC 220-57-473 Tilton River. Bag limit A - Saturday preceding Memorial Day through November 30.

[Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-57-473, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-473, filed 1/30/79, effective 4/1/79.]

WAC 220-57-475 Tolt River. Bag limit C - July 1 through November 30: Downstream from the forks. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-475, filed 6/9/82; 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. Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-57-480, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-480, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-480, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-480, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-480, filed 2/21/78, effective 4/1/78; 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. Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-485, filed 3/17/83; 80-03-064 (Order 80-12), § 220-57-485, filed 2/27/80, effective 4/1/80; 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 C - July 1 through November 30. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-490, filed 6/9/82; 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 the former steel bridge site at the Washougal Mercantile. From October 1 through October 15 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. Persons wishing to participate in this fishery must have proof of their age 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. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-495, filed 3/17/83; 80-03-064 (Order 80-12), § 220-57-495, filed 2/27/80, effective 4/1/80; 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. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57-500, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-500, filed 2/17/81, effective 4/1/81; 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 - September 1 through December 31: Downstream from a set of markers approximately 1/2 mile north of Highway 14 Bridge. (Little) White Salmon River (Drano Lake): Bag limit A - September 1 through December 31: Downstream from markers on point of land downstream and across from federal salmon hatchery. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-57-505, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-505, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-505, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-505, filed 1/30/79, effective 4/1/79; 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.

(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. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-57-510, filed 2/27/80, effective 4/1/80; 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. Bag limit A - September 1 through October 31: Downstream from the Burlington Northern Railroad Bridge to the mouth. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-515, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-515, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-515, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-515, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-515, filed 2/21/78, effective 4/1/78; 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. (1) Bag limit C – July 1 through September 30: Downstream from the mouth of the West Fork.

(2) Bag limit A – October 1 through November 30: Downstream from the mouth of the west fork, except that all chinook salmon over 24 inches must be released. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-520, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-520, filed 3/18/82; 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 – October 1 through November 30: Downstream from the mouth of Schafer Creek. Chinook salmon over 24 inches in length must be released. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57-525, filed 3/17/83; 82-14-090 (Order 82-75), § 220-57-525, filed 7/7/82; 82-07-047 (Order 82-19), § 220-57-525, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-525, filed 2/27/80, effective 4/1/80; 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-012	Baker Lake (Whatcom County).
220-57A-015	Banks Lake (Grant County).
220-57A-017	Big Lake (Skagit 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-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-082	(Upper) Goose Lake (Grant 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-112	McMurray Lake (Skagit 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-152	Shannon Reservoir (Skagit 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).

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-57A-060	Drano Lake. [Order 76-14, § 220-57A-060, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-025.] Repealed by 79-02-052 (Order 79-7), filed 1/30/79, effective 4/1/79. Statutory Authority: RCW 75.08.080.
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WAC 220-57A-005 American Lake (Pierce County). Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-57A-005, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-005, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-005, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57A-005, filed 2/21/78, effective 4/1/78; 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). Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-57A-010, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-010, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-010, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57A-010, filed 2/21/78, effective 4/1/78; 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-012 Baker Lake (Whatcom County). Bag limit I – April 17 through October 31. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-012, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57A-012, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57A-012, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-012, filed 2/27/80, effective 4/1/80.]

WAC 220-57A-015 Banks Lake (Grant County). Special bag limit: 13 salmon not less than 6 inches in length and other salmonid fish in the aggregate, not more than 5 of which may be trout and char in any combination – open entire year. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-015, filed 3/17/83; Order 76-14, § 220-57A-015, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-108.]

WAC 220-57A-017 Big Lake (Skagit County). Bag limit I – open entire year. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-57A-017, filed 2/27/80, effective 4/1/80.]

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 A - 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 shall be defined as those waters of Capitol Lake lying westerly of a set of markers on the western shoreline of the south basin of Capitol Lake. Percival Cove is closed to food fish angling the entire year. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57A-030, filed 6/9/82; 78-03-034 (Order 78-8), § 220-57A-030, filed 2/21/78, effective 4/1/78; Order 77-3, § 220-57A-025, 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. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-040, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57A-040, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57A-040, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-040, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-040, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57A-040, filed 2/21/78, effective 4/1/78; 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-065 Duck Lake (Grays Harbor County). Bag limit I - open entire year. [Statutory Authority: RCW 75.08.080. 82-07-047 (Order 82-19), § 220-57A-065, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57A-065, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-065, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-065, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57A-065, filed 2/21/78, effective 4/1/78; 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 to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-070, filed 3/17/83; 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). Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-57A-080, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-080, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-080, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57A-080, filed 2/21/78, effective 4/1/78; 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-082 (Upper) Goose Lake (Grant County). Bag limit of five salmon and other salmonid fish and the salmon may not be less than 6 inches in length. Open entire year. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-082, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57A-082, filed 3/18/82.]

WAC 220-57A-085 Green Lake (King County). Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-085, filed 3/17/83; 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). Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-57A-090, filed 2/17/81, effective 4/1/81; 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). Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-57A-095, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-095, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-095, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57A-095, filed 2/21/78, effective 4/1/78; 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 to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-105, filed 3/17/83; 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-112 McMurray Lake (Skagit County). Bag limit I - April 17 through September 5. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-112, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57A-112, filed 3/18/82.]

WAC 220-57A-115 Meridian Lake (King County). Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-57A-115, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-115, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-115, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57A-115, filed 2/21/78, effective 4/1/78; 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 I - April 17 through November 30. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-120, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57A-120, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57A-120, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-120, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-120, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57A-120, filed

2/21/78, effective 4/1/78; Order 76-14, § 220-57A-120, filed 3/15/76, effective 5/1/76.]

WAC 220-57A-125 Ozette Lake. Bag limit C - July 1 through October 31. [Statutory Authority: RCW 75.08.080. 78-03-034 (Order 78-8), § 220-57A-125, filed 2/21/78, effective 4/1/78; 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 the entire year. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-57A-135, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-135, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-135, filed 1/30/79, effective 4/1/79; 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 A - August 16 through December 31: Waters within 1/4 mile of the mouth of Issaquah Creek are closed to salmon angling at all times. Closed to the taking of sockeye salmon. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57A-145, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57A-145, filed 2/17/81, effective 4/1/81; 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 to salmon angling entire year. [Statutory Authority: RCW 75.08.080. 80-03-064 (Order 80-12), § 220-57A-150, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-150, filed 1/30/79, effective 4/1/79; 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-152 Shannon Reservoir (Skagit County). Bag limit I - April 17 through October 31. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-152, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57A-152, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57A-152, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-152, filed 2/27/80, effective 4/1/80.]

WAC 220-57A-155 Shoecraft Lake (Snohomish County). Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-57A-155, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-155, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-155, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57A-155, filed 2/21/78, effective 4/1/78; 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). Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-57A-160, filed 2/17/81, effective 4/1/81; 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 to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-165, filed 3/17/83; 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 A - August 16 through December 31.

(2) Waters south of the Evergreen Point Floating Bridge - bag limit A - October 15 through December 31.

NOTE: Waters within a 1,000-foot radius of the mouth of the Cedar River are closed to salmon angling at all times.

(3) It is unlawful to take, fish for or possess sockeye salmon in Lake Washington the entire year. [Statutory Authority: RCW 75.08.080. 82-13-040 (Order 82-61), § 220-57A-175, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57A-175, filed 2/17/81, effective 4/1/81; 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 A - August 16 through December 31: West of University Bridge, to eastern end of the north wingwall of the Chittenden 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 Chittenden 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. [Statutory Authority:

RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-180, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57A-180, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57A-180, filed 2/17/81, effective 4/1/81; 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). Closed to salmon angling the entire year. [Statutory Authority: RCW 75.08.080. 81-05-027 (Order 81-13), § 220-57A-185, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-185, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-185, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57A-185, filed 2/21/78, effective 4/1/78; 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. [Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-57A-190, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57A-190, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57A-190, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57A-190, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57A-190, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57A-190, filed 2/21/78, effective 4/1/78; 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 Washington state nontreaty fish receiving tickets.
220-69-234	Description of treaty Indian fish receiving ticket.
220-69-23402	Description of aquaculture production report.
220-69-235	Description of oyster production report.
220-69-23501	Description of hardshell clam and mussel 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 nontreaty fish receiving tickets.
220-69-254	Required information on treaty Indian fish receiving tickets.
220-69-25402	Required information on aquaculture production report.
220-69-255	Required information on oyster production report.
220-69-25501	Required information on hardshell clam and mussel production report.
220-69-260	Distribution of copies of cannery and troll fish receiving ticket.

- 220-69-262 Distribution of copies of marine and utility fish receiving ticket.
- 220-69-264 Distribution of copies of treaty Indian fish receiving tickets.
- 220-69-26401 Distribution of copies of shellfish receiving ticket.
- 220-69-26402 Distribution of copies of aquaculture production report.
- 220-69-265 Distribution of copies of oyster production report.
- 220-69-26501 Distribution of copies of hardshell clam and mussel 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.
- 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.
- 220-69-231 Description of troll fish receiving ticket. [Statutory Authority: RCW 78.08.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-231, filed 2/17/78; Order 77-14, § 220-69-231, filed 4/15/77; Order 76-153, § 220-69-231, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-232 Description of marine fish receiving ticket. [Statutory Authority: RCW 75.08.080. 80-05-093 (Order 80-27), § 220-69-232, filed 5/2/80. Statutory Authority: RCW 78.08.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-232, filed 2/17/78; Order 76-153, § 220-69-232, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-233 Description of utility fish receiving ticket. [Statutory Authority: RCW 75.08.080. 80-05-093 (Order 80-27), § 220-69-233, filed 5/2/80. Statutory Authority: RCW 78.08.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-233, filed 2/17/78; Order 76-153, § 220-69-233, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-23401 Description of shellfish receiving ticket. [Statutory Authority: RCW 75.08.080. 81-14-039 (Order 81-44), § 220-69-23401, filed 6/29/81; 80-05-093 (Order 80-27), § 220-69-23401, filed 5/2/80.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-251 Required information on troll fish receiving tickets. [Order 76-153, § 220-69-251, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-252 Required information on marine fish receiving tickets. [Order 76-153, § 220-69-252, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-253 Required information on utility fish receiving tickets. [Order 76-153, § 220-69-253, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-25401 Required information on shellfish receiving ticket. [Statutory Authority: RCW 75.08.080. 80-05-093 (Order 80-27), § 220-69-25401, filed 5/2/80.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 220-69-261 Distribution of copies of troll fish receiving tickets. [Statutory Authority: RCW 75.08.080. 80-05-093 (Order 80-27), § 220-69-261, filed 5/2/80; Order 76-153, § 220-69-261, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.
- 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.

220-69-263 Distribution of copies of utility fish receiving ticket. [Order 76-153, § 220-69-263, filed 12/17/76.] Repealed by 83-24-049 (Order 83-203), filed 12/2/83. Statutory Authority: RCW 75.08.080.

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 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. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-215, filed 12/2/83; 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 means:

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 means the original purchaser or receiver of food fish, shellfish, or parts thereof.

(3) **BUYER** as referred to in this chapter means the person who originally receives food fish, shellfish, or parts thereof on behalf of a dealer whose name appears on the buyer's license.

(4) **FISHERMAN** as referred to in this chapter means the person who catches or delivers food fish, shellfish, or parts thereof.

(5) **ORIGINAL RECEIVER OR RECEIVER** as referred to in this chapter means the first person in possession of food fish or shellfish in the state of Washington who is a licensed wholesale dealer or fish handler or who is acting

in that capacity, after the food fish or shellfish have been caught or harvested by a commercial fisherman.

(6) **IPSFC** as referred to in this chapter means:

International Pacific Salmon Fisheries
Commission
P.O. Box 30
New Westminster, British Columbia CANADA

(7) **TREATY** as referred to in this chapter means 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.

(8) **NONTREATY** as used in this chapter means all entities not qualified by definition as treaty.

(9) **TREATY INDIAN** as referred to in this chapter means an individual treaty Indian fisherman. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-220, filed 12/2/83. Statutory Authority: RCW 78.08.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-220, filed 2/17/78; Order 76-153, § 220-69-220, filed 12/17/76.]

WAC 220-69-230 Description of Washington state nontreaty fish receiving tickets. (1) There is hereby created the following nontreaty fish receiving ticket forms to be prepared, printed, and distributed upon request, by the department of fisheries: Cannery, troll, marine, utility, and shellfish. These forms shall contain space for the following information:

- (a) Fisherman: Name of licensed deliverer.
- (b) Address: Address of licensed deliverer.
- (c) Boat name: Name or Coast Guard number of landing vessel.
- (d) WDF boat registration: Washington department of fisheries boat registration number.
- (e) Gear: Code number or name of specific type of gear used.
- (f) Fisherman's signature: Signature of licensed deliverer.
- (g) Date: Date of landing.
- (h) Dealer: Name of dealer, and department of fisheries' number assigned to dealer.
- (i) Buyer: Name of buyer, and department of fisheries' number assigned to buyer.
- (j) Receiver's signature: Signature of original 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 if salmon are caught. Marine fish/shellfish catch area code if marine fish are caught or shellfish are caught or harvested.
- (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 value: Summary information for species landed.

(q) Work area for dealer's use: Used at dealer's discretion.

(r) Total amount: Total value of landing.

(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.

(c) Any imports of fresh salmon into the state of Washington.

(3) 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.

(c) Any imports of fresh salmon into the state of Washington.

(4) The marine fish receiving ticket shall be used for:

(a) Nontreaty deliveries of marine fish or bottomfish that do not include salmon.

(b) Any imports of fresh marine fish or bottomfish.

(5) 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.

(b) Any imports of fresh fish or shellfish that do not include salmon.

(6) The shellfish receiving ticket shall be used for:

(a) Any nontreaty deliveries of shellfish.

(b) Any imports of fresh shellfish.

(c) Any incidental catch of bottomfish made while fishing for shellfish. The species name, total pounds, and price per pounds must be entered for each species of bottomfish caught. [Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-230, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-230, filed 5/2/80. Statutory Authority: RCW 78.08.080 [75.08.080], 78-03-031 (Order 78-7), § 220-69-230, filed 2/17/78; Order 76-153, § 220-69-230, 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 deliverer.

(c) Identification card number: Treaty Indian identification number.

(d) Signature: Signature of deliverer.

(e) Date: Date of landing.

(f) Dealer: Name of dealer, and department of fisheries' number assigned to dealer.

(g) Buyer: Name of buyer, and department of fisheries' number assigned to buyer.

(h) Gear: Code name or number of specific gear type used.

(i) Receiver's signature: Signature of original receiver.

(j) 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.

(k) 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.

(l) Physical gear used: Circle physical gear actually used.

(m) Tally space for dealer's use: Used at dealer's discretion.

(n) Species and description: Species name of fish landed.

(o) Number of fish, pounds, and value: Information for each species landed.

(p) Subtotal: Total price of catch landed.

(q) Tribal tax: Tribal tax collected.

(r) Total: Total price paid seller or deliverer.

(2) The treaty Indian fish receiving ticket shall be used for any deliveries of fish caught by treaty Indians exercising a treaty fishing right in established treaty waters. [Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-234, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-234, filed 5/2/80. Statutory Authority: RCW 78.08.080 [75.08.080], 78-03-031 (Order 78-7), § 220-69-234, filed 2/17/78; Order 76-153, § 220-69-234, filed 12/17/76.]

WAC 220-69-23402 Description of aquaculture production report. (1) There is hereby created an aquaculture production report form to be prepared, printed and distributed on request by the department of fisheries which shall contain space for the following information:

(a) Firm name: Name of aquaculture firm

(b) Firm address: Address of aquaculture firm

(c) Site address: Address of aquaculture site

(d) Aquaculture dealer number: Department of fisheries assigned dealer number

(e) Report for month of: Month and year covered by the report

(f) Number of employees: Number of employees employed by the firm during reporting month

(g) Species: Species grown at aquaculture site

(h) Species code: Department of fisheries assigned species code

(i) Number produced: Number of each species produced monthly

(j) Pounds produced: Pounds of each species produced monthly

(k) Price: Price per pound received

(l) Value: Value of monthly production

(m) Signature: Signature of firm executive or authorized representative

(2) The aquaculture production report shall be used for monthly reporting of aquaculture production as specified in WAC 220-69-241(3). [Statutory Authority: RCW 75.08.080, 81-03-032 (Order 81-6), § 220-69-23402, filed 1/13/81.]

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 on

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) Number of employees: Number of employees employed by the firm.
 - (e) Report for month of: Month and year covered by the report.
 - (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). [Statutory Authority: RCW 78.08.080 [75.08-.080], 78-03-031 (Order 78-7), § 220-69-235, filed 2/17/78; Order 76-153, § 220-69-235, filed 12/17/76.]

WAC 220-69-23501 Description of hardshell clam and mussel production report. (1) There is hereby created a hardshell clam and mussel production report form to be prepared, printed and distributed on request by the department of fisheries which shall contain space for the following information:

- (a) Firm name: Name of licensee or firm
- (b) Firm address: Address of licensee or firm
- (c) Clam farm registration number: Department of fisheries assigned registration number
- (d) Report for month of: Month and year covered by the report
- (e) Number of employees: Number of employees employed by the firm during reporting month
- (f) Tract location: Geographical location of clam farm
- (g) Area code: Department of fisheries assigned geographical area code
- (h) Species: Species of clam or mussel
- (i) Species code: Department of fisheries assigned species code
- (j) Pounds: Pounds of clams or mussels harvested
- (k) Price: Price per pound received
- (l) Value: Value of monthly harvest
- (m) Signature: Signature of licensee or authorized representative

(2) The hardshell clam production report shall be used for monthly reporting of hardshell clam or mussel production as specified in WAC 220-69-241(4). [Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-23501, filed 12/2/83; 81-03-032 (Order 81-6), § 220-69-23501, filed 1/13/81.]

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 on 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) Angler's driver's license number, or, in the case the angler does not have a driver's license, the first five letters of the anglers last name and the initial for the angler's first and middle name. If the last name is less than five letters, enter the entire last name followed by the first and middle initial. If no middle name, leave blank the initial space.
 - (e) Home phone.
 - (f) 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. [Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-237, filed 12/2/83; 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 originally receiving or purchasing fresh or iced food fish or shellfish or parts thereof, or frozen food fish or shellfish or parts thereof that have not been previously landed in another state, territory, or country from fishermen, firms, or individuals, regardless of whether or not the receiver or purchaser holds a license as required under Title 75 RCW, must immediately, completely, accurately, and legibly prepare the appropriate state of Washington fish receiving ticket regarding each and every purchase or receipt of such commodities. Any employee of a licensed wholesale dealer who has authorization to receive or purchase fish or shellfish for that dealer on the premises of the primary business address or any of its branch plant locations shall be authorized to initiate and sign fish receiving tickets on behalf of his employer. The business or firm shall be responsible for the accuracy and legibility of all such documents initiated in its name. Each delivery must 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 possessing a valid Washington wholesale dealer's license except that a wholesale dealer purchasing fish from a commercial

fisherman or shellfish grower shall complete the appropriate fish receiving ticket regardless of whether the commercial fisherman or shellfish grower possesses a wholesale dealer's license. It is the purchaser's responsibility to obtain the name, address, and Washington wholesale dealer's license number, together with such sales receipt documents or information as may be required, to show the deliverer's name, quantity of fish, and date of the transaction and retain these with the food fish or shellfish.

(2) State of Washington fish receiving tickets are 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 is 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 must 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 is 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 must then be weighed and the weight immediately entered in the appropriate space on the ticket. A separate state of Washington fish receiving ticket must 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 must report each calendar day's receipts by noon of the following day to the Department of Fisheries, Olympia, Washington; telephone (206) 753-6637.

(6) It is unlawful for any person receiving or purchasing geoducks from fishermen, firms, or individuals, regardless of whether or not the purchaser or receiver holds a license as required under Title 75 RCW, to fail to accurately and legibly complete the fish receiving ticket initiated on the harvest tract immediately upon

the actual landing of geoducks from the harvesting vessel onto the shore. This fish receiving ticket shall accompany the harvested geoducks from the department of natural resources harvest tract to the point of landing.

(7) It is unlawful for the original receiver of Pacific whiting to fail to enter an estimated weight of Pacific whiting on the fish receiving ticket immediately upon completion of the landing. The exact weights of whiting, by grade, and all incidental species in the landing must be entered on the fish receiving ticket within twenty-four hours of the landing. [Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-240, filed 12/2/83; 82-17-040 (Order 82-105), § 220-69-240, filed 8/13/82; 81-11-006 (Order 81-31), § 220-69-240, filed 5/11/81; 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.

(1) 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, is required to:

(a) 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

(b) 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, or

(2) In the commercial geoduck fishery, a vessel operator so designated by the geoduck tract holder must be present at all times on each vessel commercially harvesting geoducks or having commercially harvested geoducks aboard. For each day's harvest of geoducks from each tract, the designated operator must legibly and accurately enter the following information on a fish receiving ticket before leaving the department of natural resources geoduck harvest tract:

(a) Enter in the "dealer's use" column the number of cages of geoducks harvested.

(b) Write across the top of the fish receiving ticket directly below the tear strip, the harvest vessel name, its Washington department of fisheries identification number and the date.

(c) Sign the fish receiving ticket as the fisherman.

(3) Food fish growers who sell their product as a wholesale dealer or make a direct sale out of state may, upon written approval from the department of fisheries, completely, accurately and legibly prepare a monthly state of Washington aquaculture production report for each and every month irrespective of whether aquaculture harvest was done during that month, or

(4) Clam farm licensees harvesting hardshell clams or mussels may, upon written approval from the department of fisheries, completely, accurately and legibly

prepare a monthly state of Washington hardshell clam and mussel production report for each and every month irrespective of whether hardshell clams or mussels were harvested that month. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-241, filed 12/2/83; 81-11-006 (Order 81-31), § 220-69-241, filed 5/11/81; 81-03-032 (Order 81-6), § 220-69-241, filed 1/13/81; Order 76-153, § 220-69-241, filed 12/17/76.]

WAC 220-69-242 Duties of commercial oyster purchasers, receivers, and shuckers. Every person 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. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-242, filed 12/2/83; Order 76-153, § 220-69-242, filed 12/17/76.]

WAC 220-69-245 Duties of sport salmon catch record issuers. Any person 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. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-245, filed 12/2/83; Order 76-153, § 220-69-245, filed 12/17/76.]

WAC 220-69-250 Required information on nontreaty fish receiving tickets. Entries (a) through (m) and entry (p) of subsection (1) of WAC 220-69-230 shall be required on each completed nontreaty 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 (e) 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. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-250, filed 12/2/83; Order 76-153, § 220-69-250, filed 12/17/76.]

WAC 220-69-254 Required information on treaty Indian fish receiving tickets. Entries (a) through (l) and entries (n) and (o) 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 (c) 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. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-254, filed 12/2/83. Statutory Authority: RCW 78.08.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-254, filed 2/17/78; Order 76-153, § 220-69-254, filed 12/17/76.]

WAC 220-69-25402 Required information on aquaculture production report. Entries (a) through (g), (i) through (k) and entry (m) of subsection (1) of WAC 220-69-23402 shall be required on each completed aquaculture production report. [Statutory Authority: RCW 75.08.080. 81-03-032 (Order 81-6), § 220-69-25402, filed 1/13/81.]

WAC 220-69-255 Required information on oyster production report. Entries (a) through (e) and entries (k), (l) and (n) of subsection (1) of WAC 220-69-235 shall be required on each completed oyster production report. [Statutory Authority: RCW 78.08.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-255, filed 2/17/78; Order 76-153, § 220-69-255, filed 12/17/76.]

WAC 220-69-25501 Required information on hardshell clam and mussel production report. Entries (a) through (h) and entries (j), (k) and (m) of subsection (1) of WAC 220-69-23501 shall be required on each completed hardshell clam and mussel production report. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-25501, filed 12/2/83; 81-03-032 (Order 81-6), § 220-69-25501, filed 1/13/81.]

WAC 220-69-260 Distribution of copies of cannery and troll fish receiving ticket. State of Washington cannery and troll fish receiving tickets shall be made out in quintuplicate (five copies) at the time of landing. Upon

completion of the fish receiving ticket the copies shall be distributed as follows:

(1) The dealer copy #1 (white) shall be retained by 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, 4A, 4B, 5, 6, 6A, 6B, 6C, 6D, 7, 7A, 7B, 7C, 57, 58 and 59 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 receiver for their use.

(5) Fisherman copy (gold) shall be retained by the deliverer for their use. [Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-260, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-260, filed 5/2/80; Order 76-153, § 220-69-260, filed 12/17/76.]

WAC 220-69-262 Distribution of copies of marine and utility fish receiving ticket. State of Washington marine and utility fish receiving tickets shall be made out in quadruplicate (four copies) at the time of landing. Upon completion of the fish receiving ticket, the copies shall be distributed as follows:

(1) The dealer copy #1 (white) shall be retained by receiver for their use.

(2) The state copy (green) shall be mailed each day to the department of fisheries except for tickets recording landings of Pacific whiting as specified in WAC 220-69-240(7), which must be mailed within twenty-four hours of completion.

(3) The dealer copy #2 (yellow) shall be retained by receiver for their use.

(4) The fisherman copy (gold) shall be retained by the deliverer for their use. [Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-262, filed 12/2/83; Order 76-153, § 220-69-262, 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 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, 4A, 4B, 5, 6, 6A, 6B, 6C, 6D, 7, 7A, 7B, 7C, 57, 58 and 59 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 deliverer for their use. [Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-264, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-264, filed 5/2/80; Order 76-153, § 220-69-264, filed 12/17/76.]

WAC 220-69-26401 Distribution of copies of shellfish receiving ticket. State of Washington shellfish receiving tickets shall be made out in quintuplicate (five copies) at the time of landing. Upon completion of the shellfish receiving ticket, the copies shall be distributed as follows:

(1) The dealer copy #1 (white) shall be retained by receiver of their use.

(2) The state copy #1 (green) shall be mailed each day to the department of fisheries.

(3) The state copy #2 (pink) shall be mailed each day to the department of fisheries.

(4) The dealer copy #2 shall be retained by the receiver for their use.

(5) The fisherman copy (gold) shall be retained by the deliverer for their use. [Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-26401, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-26401, filed 5/2/80.]

WAC 220-69-26402 Distribution of copies of aquaculture production report. State of Washington aquaculture production reports must be made out in duplicate (two copies). The dealer's copy must be retained by the aquaculture firm for their use and the state copy must be mailed to the department of fisheries within fifteen days after the end of the month for which the aquaculture production report is prepared. [Statutory Authority: RCW 75.08.080, 81-03-032 (Order 81-6), § 220-69-26402, filed 1/13/81.]

WAC 220-69-265 Distribution of copies of oyster production report. State of Washington oyster production reports must be made out in duplicate (two copies). The dealer's copy (white) must be retained by the purchaser or receiver for their use, and the state copy (green) must be mailed to the department of fisheries within fifteen days after the end of the month for which the oyster production report is prepared. [Statutory Authority: RCW 75.08.080, 81-03-032 (Order 81-6), § 220-69-265, filed 1/13/81; Order 76-153, § 220-69-265, filed 12/17/76.]

WAC 220-69-26501 Distribution of copies of hard-shell clam and mussel production report. State of

Washington hardshell clam and mussel production reports must be made out in duplicate (two copies). The dealer's copy must be retained by the licensee for his use and the state copy must be mailed to the department of fisheries within fifteen days after the end of the month for which the hardshell clam or mussel production report is prepared. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-26501, filed 12/2/83; 81-03-032 (Order 81-6), § 220-69-26501, filed 1/13/81.]

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 receiver 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 deliverer's absence. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-270, filed 12/2/83; 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 for any receiver acting as or intending to act as an original receiver. The receiver'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 or a branch plant license, a buyer's plate will be issued by the department of fisheries for any buyer acting or intending to act on the behalf of an original receiver. 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. [Statutory Authority: RCW 75.08.080. 80-05-093 (Order 80-27), § 220-69-271, filed 5/2/80. Statutory Authority: RCW 78.08.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-271, filed 2/17/78; 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 except that the fisherman's signature is required. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-272, filed 12/2/83; 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, and a dealer plate or buyer plate to identify the 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.

(c) Fishermen selling on a single-delivery vessel delivery permit.

(d) Clam and oyster farmers.

(e) For nontreaty fishermen, 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. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-273, filed 12/2/83; Order 76-153, § 220-69-273, filed 12/17/76.]

WAC 220-69-274 Signatures. The 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. Where the fisherman is unable to deliver the catch, an agent of the fisherman is authorized to sign the fish receiving ticket if the person has first obtained an additional operator's license for the fishing vessel operated by the fisherman. Should the receiver receive the food fish, shellfish, or parts thereof, by other than direct delivery, the receiver shall affix his or her signature to the fish receiving ticket, and the fish receiving ticket shall be completed and submitted without the deliverer's signature together with a statement as to the reasons the signature was not obtained, and the receiver shall assume complete responsibility for the correctness of all entries. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-274, filed 12/2/83; Order 76-153, § 220-69-274, filed 12/17/76.]

WAC 220-69-280 Fish receiving ticket accountability. Only Series G, Series H, Series J or Series K 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. [Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-280, filed 12/2/83; 82-17-040 (Order 82-105), § 220-69-280, filed 8/13/82; 80-05-093 (Order 80-27), § 220-69-280, filed 5/2/80. Statutory Authority: RCW 78.08-.080 [75.08.080]. 78-03-031 (Order 78-7), § 220-69-280, filed 2/17/78; 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, cannery, custom cannery, 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 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 220-74 WAC SURPLUS SALMON EGGS

WAC	
220-74-010	Purpose.
220-74-015	Surplus salmon eggs.
220-74-020	Priorities.
220-74-022	Certain sales disallowed.
220-74-025	Purchases.

WAC 220-74-010 Purpose. The purpose of this chapter shall be to establish an orderly means for the department to dispose of surplus live salmon eggs in a manner that provides optimum benefits to the citizens of the state.

All surplus salmon eggs sold pursuant to chapter 220-74 WAC shall be used in accordance with the provisions of WAC 220-20-040 through 220-20-045. [Statutory Authority: RCW 75.08.080, 78-09-071 (Order 78-66), § 220-74-010, filed 8/25/78.]

WAC 220-74-015 Surplus salmon eggs. It is the duty of the department to preserve, protect, perpetuate and manage the food fish in the waters of the state so that the taking or other disposition of such food fish shall be at times and in a manner as will not impair the supply thereof. In a manner consistent with this conservation purpose, it is also the department's duty to seek to maintain the economic well-being and stability of the commercial fishing industry of the state. It is also the duty of the department to authorize the harvesting of salmon surplus to natural or artificial spawning requirements for the economic well-being of the citizens of the state. [Statutory Authority: RCW 75.08.080, 78-09-071 (Order 78-66), § 220-74-015, filed 8/25/78.]

WAC 220-74-020 Priorities. (1) It is the duty of the department to assure that egg requirements for state hatcheries and natural spawning escapements are satisfied. Once these requirements have been met, eggs surplus to these requirements will be provided to voluntary cooperative salmon culture programs under the supervision of the department, to qualified transferees and to qualified exchangees. Once these requirements are satisfied, the eggs may be made available for sale under chapter 220-74 WAC.

Qualified transferees are governmental hatcheries in Washington and Oregon or hatcheries of federally approved tribes in Washington to whom eggs are moved, not sold, under the Interlocal Cooperation Act, chapter 39.34 RCW, for release or experiments designed to benefit the citizens of the state and private or other governmental laboratories to whom eggs are moved, not sold, for experiments designed to benefit the citizens of the state. Qualified exchangees are governmental entities who are provided eggs by the department and from whom the department obtains eggs on a mutually agreeable basis and for the benefit of the citizens of the state.

(2) To encourage the use of surplus live salmon eggs available for sale for the optimum benefit of the citizens of the state, the following priorities will be followed, within practical limitations, in distributing surplus live salmon eggs resulting from returns to artificial production facilities:

(a) Sales to in-state aquaculturists when the eggs would be hatched, the resulting fry reared, by a person or corporation engaged in the fish industry in this state.

(b) Sales to private Oregon sea ranchers where fish are to be released for migration from Oregon sites to the Pacific Ocean and thus subject to the public capture fisheries of the state of Washington.

(c) Sales to the hatcheries located in California and Alaska where the fish are to be released at sites located in those states for migration to the Pacific Ocean for harvest by public capture fisheries and thus subjected to public capture by fishermen of the state of Washington.

(d) Sales to other state, federal and private aquaculture programs which neither qualify as qualified transferees or exchangees nor meet the requirements of the first three priorities.

(e) Sales to foreign governmental entities which are not qualified transferees or exchangees and to other foreign entities (corporations). [Statutory Authority: RCW 75.08.080, 79-10-013 (Order 79-75), § 220-74-020, filed 9/7/79; 78-09-071 (Order 78-66), § 220-74-020, filed 8/25/78.]

WAC 220-74-022 Certain sales disallowed. (1) Sales of surplus eggs as described in WAC 220-74-020 shall not be allowed where the person or corporation seeking to buy said eggs has not paid all fees and taxes due and owing to the state of Washington, department of fisheries, including but not limited to, license fees and privilege and tax fees due and owing as provided in chapter 75.32 RCW.

(2) Notwithstanding the provisions of chapter 220-74 WAC, the department reserves the right to refuse to sell surplus salmon eggs to any purchaser for good cause. [Statutory Authority: RCW 75.08.080, 79-10-013 (Order 79-75), § 220-74-022, filed 9/7/79.]

WAC 220-74-025 Purchases. Purchases of surplus salmon eggs will occur within the following framework:

(1) The price of eggs sold during a spawning season will be determined by the director after reviewing the results of an annual assessment of existing marketing conditions. The price will be the same for all purchases.

(2) Within Priority 1, requests for available eggs will be satisfied in accordance with the earliest date of receipt of the application for a salmon aquaculture permit by the department (WAC 220-76-010): *Provided*, That a firm request for eggs is received prior to September 1. All firm requests for eggs received after September 1 will be satisfied in order of their receipt on an eggs-available basis.

(3) Within Priority 1, up to one million eggs will be offered to the first qualified applicant before selling eggs to the next applicant. If eggs are still available after each applicant has had an opportunity to buy one million eggs, the procedure will be repeated until all requests within this priority have been satisfied.

(4) Within Priorities 2 and 3, requests for eggs will be satisfied in accordance with the firm requests that have the greatest likelihood of contributing to the public capture fisheries of the state of Washington.

(5) Within Priorities 4 and 5, requests for eggs will be satisfied in accordance with the earliest firm requests for eggs received. [Statutory Authority: RCW 75.08.080, 78-09-071 (Order 78-66), § 220-74-025, filed 8/25/78.]

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	Purpose.
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 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 LICENSE MORATORIUM
ADVISORY REVIEW BOARD REGULATIONS**

WAC	
220-85-015	License moratorium review boards.
220-85-030	Moratorium advisory review boards—Secretarial and investigative assistance, place of hearings.
220-85-040	Moratorium advisory review boards—Director's action on license applications—Reasons stated in writing.
220-85-050	Moratorium advisory review boards—Who may appeal.
220-85-060	Moratorium advisory review boards—Proceedings to be informal—Rules of evidence inapplicable—Record to be kept.
220-85-070	Moratorium advisory review boards—Appeals—Requirements—Form for appeal.
220-85-080	Moratorium advisory review boards—Appeals—Time for scheduling hearings—Conduct of hearings.
220-85-090	Moratorium advisory review boards—Decisions by advisory review board—Form and content.

- 220-85-100 Moratorium advisory review boards—Decision on appeal by director.
- 220-85-110 Moratorium advisory review boards—Appeals—Information procedures optional.
- 220-85-115 Rules of practice and procedure.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 220-85-010 Salmon moratorium advisory review board—Appointment, composition, tenure, and compensation. [Order 1193, § 220-85-010, filed 3/4/75.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.
- 220-85-020 Salmon moratorium advisory review board—Designation of board, list furnished by industry. [Order 1193, § 220-85-020, filed 3/4/75.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.
- 220-85-210 Salmon charter boat moratorium advisory review board—Appointment, composition, tenure, and compensation. [Statutory Authority: RCW 75.08.080. 78-09-072 (Order DE 78-67), § 220-85-210, filed 8/25/78.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.
- 220-85-220 Salmon charter boat moratorium advisory review board—Designation of board, list furnished by industry. [Statutory Authority: RCW 75.08.080. 78-09-072 (Order DE 78-67), § 220-85-220, filed 8/25/78.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.
- 220-85-230 Salmon charter boat moratorium advisory review board—Secretarial and investigative assistance, place of hearings. [Statutory Authority: RCW 75.08.080. 78-09-072 (Order DE 78-67), § 220-85-230, filed 8/25/78.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.
- 220-85-240 Salmon charter boat moratorium advisory review board—Director's action on salmon license applications—Reasons stated in writing. [Statutory Authority: RCW 75.08.080. 78-09-072 (Order DE 78-67), § 220-85-240, filed 8/25/78.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.
- 220-85-250 Salmon charter boat moratorium advisory review board—Who may appeal. [Statutory Authority: RCW 75.08.080. 78-09-072 (Order DE 78-67), § 220-85-250, filed 8/25/78.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.
- 220-85-260 Salmon charter boat moratorium advisory review board—Proceedings to be informal—Rules of evidence inapplicable—Record to be kept. [Statutory Authority: RCW 75.08.080. 78-09-072 (Order DE 78-67), § 220-85-260, filed 8/25/78.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.
- 220-85-270 Salmon charter boat moratorium advisory review board—Appeals—Requirements—Form for appeal. [Statutory Authority: RCW 75.08.080. 78-09-072 (Order DE 78-67), § 220-85-270, filed 8/25/78.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.
- 220-85-280 Salmon charter boat moratorium advisory review board—Appeals—Time for scheduling hearings—Conduct of hearings. [Statutory Authority: RCW 75.08.080. 78-09-072 (Order DE 78-67), § 220-85-280, filed 8/25/78.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.
- 220-85-290 Salmon charter boat moratorium advisory review board—Decisions by advisory review board—Form and content. [Statutory Authority: RCW 75.08.080. 78-09-072 (Order DE 78-67), § 220-85-290, filed

8/25/78.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.

220-85-300 Salmon charter boat moratorium advisory review board—Decision on appeal by director. [Statutory Authority: RCW 75.08.080. 78-09-072 (Order DE 78-67), § 220-85-300, filed 8/25/78.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.

220-85-310 Salmon charter boat moratorium advisory review board—Appeals—Information procedures optional. [Statutory Authority: RCW 75.08.080. 78-09-072 (Order DE 78-67), § 220-85-310, filed 8/25/78.] Repealed by 81-01-042 (Order 80-194), filed 12/11/80. Statutory Authority: RCW 75.08.080.

WAC 220-85-015 License moratorium review boards. The director shall appoint advisory boards of review as necessary to hear appeals pursuant to the commercial salmon license moratorium (RCW 75.28.455 through 75.28.480), the salmon charter boat license moratorium (RCW 75.30.010 through 75.30.060) and the Puget Sound commercial crab license moratorium (RCW 75.28.274 through 75.28.277). [Statutory Authority: RCW 75.08.080. 81-01-042 (Order 80-194), § 220-85-015, filed 12/11/80.]

WAC 220-85-030 Moratorium advisory review boards—Secretarial and investigative assistance, place of hearings. The department shall provide 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. [Statutory Authority: RCW 75.08.080. 81-01-042 (Order 80-194), § 220-85-030, filed 12/11/80; Order 1193, § 220-85-030, filed 3/4/75.]

WAC 220-85-040 Moratorium advisory review boards—Director's action on license applications—Reasons stated in writing. Whenever the director shall reject or deny an application for a commercial salmon fishing license, vessel delivery permit, salmon charter boat license or Puget Sound crab license endorsement, his decision shall be in writing and give the reason(s) therefor. [Statutory Authority: RCW 75.08.080. 81-01-042 (Order 80-194), § 220-85-040, filed 12/11/80; Order 1193, § 220-85-040, filed 3/4/75.]

WAC 220-85-050 Moratorium advisory review boards—Who may appeal. Any person aggrieved by a decision of the department pursuant to RCW 75.28.274, 75.28.275, 75.28.455 through 75.28.475 or 75.30.020 may voluntarily request that a board of review be impaneled to hear his case. [Statutory Authority: RCW 75.08.080. 81-01-042 (Order 80-194), § 220-85-050, filed 12/11/80; Order 1193, § 220-85-050, filed 3/4/75.]

WAC 220-85-060 Moratorium advisory review boards—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. [Statutory Authority: RCW 75.08.080, 81-01-042 (Order 80-194), § 220-85-060, filed 12/11/80; Order 1193, § 220-85-060, filed 3/4/75.]

WAC 220-85-070 Moratorium advisory review boards--Appeals--Requirements--Form for appeal. (1) Appeals by an aggrieved person pursuant to RCW 75.28.274, 75.28.275, 75.28.475, 75.28.480 or 75.30.020 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) Appeals must be postmarked within thirty days of the date of denial, or received in person at the department of fisheries not more than thirty days from the date of denial. The director may waive the thirty day requirement for good cause.

(3) 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. [Statutory Authority: RCW 75.08.080, 81-01-042 (Order 80-194), § 220-85-070, filed 12/11/80; Order 1193, § 220-85-070, filed 3/4/75.]

WAC 220-85-080 Moratorium advisory review boards--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 to take place within thirty days from the time of receipt of said written request or as soon thereafter as a board may be convened.

(1) The department shall inform all parties as to the date, time and place of hearing at least seven 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 the board shall:

(a) Have authority to continue or adjourn the proceedings as circumstances may require,

(b) Permit oral or written argument. [Statutory Authority: RCW 75.08.080, 81-01-042 (Order 80-194), § 220-85-080, filed 12/11/80; Order 1193, § 220-85-080, filed 3/4/75.]

WAC 220-85-090 Moratorium advisory review boards--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 days from the conclusion of the

hearing. [Statutory Authority: RCW 75.08.080, 81-01-042 (Order 80-194), § 220-85-090, filed 12/11/80; Order 1193, § 220-85-090, filed 3/4/75.]

WAC 220-85-100 Moratorium advisory review boards--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 days from the date he receives the findings and decision of the board. [Statutory Authority: RCW 75.08.080, 81-01-042 (Order 80-194), § 220-85-100, filed 12/11/80; Order 1193, § 220-85-100, filed 3/4/75.]

WAC 220-85-110 Moratorium advisory review boards--Appeals--Information procedures optional. Pursuant to the provisions of RCW 75.28.277, 75.28.480 or 75.30.060, an aggrieved person may proceed under chapter 34.04 RCW (Administrative Procedure 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. [Statutory Authority: RCW 75.08.080, 81-01-042 (Order 80-194), § 220-85-110, filed 12/11/80; Order 1193, § 220-85-110, filed 3/4/75.]

WAC 220-85-115 Rules of practice and procedure. The department of fisheries hereby adopts chapter 220-85 WAC as its rules of practice and procedure governing the appeals of commercial salmon and commercial Puget Sound crab license holders and salmon charter boat license holders pursuant to Title 75 RCW. Chapter 1-08 WAC, Uniform Procedural Rules, shall not apply to license appeal procedures before department of fisheries advisory review boards. [Statutory Authority: RCW 75.08.080, 81-01-042 (Order 80-194), § 220-85-115, filed 12/11/80.]

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

220-95-011	Application to sell.
220-95-012	Marginal production.
220-95-016	Ranking of applications.
220-95-021	Program options.
220-95-026	Surveys—Vessels—License—Permit values.
220-95-031	Use restrictions and penalties.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-95-010	Application to sell—Qualification. [Statutory Authority: RCW 75.08.080. 81-09-018 (Order 81-22), § 220-95-010, filed 4/10/81; 79-11-069 (Order 79-111), § 220-95-010, filed 10/18/79; 79-03-025 (Order 79-13), § 220-95-010, filed 2/22/79; Order 76-26, § 220-95-010, filed 1:45 p.m., 4/20/76.] Repealed by 82-19-082 (Order 82-141), filed 9/21/82. Statutory Authority: RCW 75.08.080.
220-95-015	Survey—Vessel—Gear—License—Permit. [Statutory Authority: RCW 75.08.080. 79-10-013 (Order 79-75), § 220-95-015, filed 9/7/79; 79-03-025 (Order 79-13), § 220-95-015, filed 2/22/79; Order 76-98, § 220-95-015, filed 9/22/76; Order 76-26, § 220-95-015, filed 1:45 p.m., 4/20/76.] Repealed by 82-19-082 (Order 82-141), filed 9/21/82. Statutory Authority: RCW 75.08.080.
220-95-017	Bonus payments. [Statutory Authority: RCW 75.08.080. 81-09-018 (Order 81-22), § 220-95-017, filed 4/10/81.] Repealed by 82-19-082 (Order 82-141), filed 9/21/82. Statutory Authority: RCW 75.08.080.
220-95-020	Offer to sell. [Statutory Authority: RCW 75.08.080. 79-10-013 (Order 79-75), § 220-95-020, filed 9/7/79; Order 76-26, § 220-95-020, filed 1:45 p.m.,

220-95-025	4/20/76.] Repealed by 82-19-082 (Order 82-141), filed 9/21/82. Statutory Authority: RCW 75.08.080. Survey (owner's expense)—Recomputed offer to sell. [Order 76-98, § 220-95-025, filed 9/22/76; Order 76-26, § 220-95-025, filed 1:45 p.m., 4/20/76.] Repealed by 79-10-013 (Order 79-75), filed 9/7/79. Statutory Authority: RCW 75.08.080. Later promulgation, see WAC 220-95-015, 220-95-020, and 220-95-030.
220-95-030	Offer to sell—Forms. [Statutory Authority: RCW 75.08.080. 79-10-013 (Order 79-75), § 220-95-030, filed 9/7/79; Order 76-26, § 220-95-030, filed 1:45 p.m., 4/20/76.] Repealed by 82-19-082 (Order 82-141), filed 9/21/82. Statutory Authority: RCW 75.08.080.
220-95-035	Advisory board. [Order 76-26, § 220-95-035, filed 1:45 p.m., 4/20/76.] Repealed by 79-10-013 (Order 79-75), filed 9/7/79. Statutory Authority: RCW 75.08.080.
220-95-040	Protection—Undisclosed liens, claims, etc. [Order 76-26, § 220-95-040, filed 1:45 p.m., 4/20/76.] Repealed by 82-19-082 (Order 82-141), filed 9/21/82. Statutory Authority: RCW 75.08.080.
220-95-045	Selling of vessels, equipment, gear—Conditions. [Order 76-26, § 220-95-045, filed 1:45 p.m., 4/20/76.] Repealed by 82-19-082 (Order 82-141), filed 9/21/82. Statutory Authority: RCW 75.08.080.
220-95-050	Use of buy-back vessels. [Statutory Authority: RCW 75.08.080. 79-10-013 (Order 79-75), § 220-95-050, filed 9/7/79; Order 76-45, § 220-95-050, filed 6/10/76; Order 76-26, § 220-95-050, filed 1:45 p.m., 4/20/76.] Repealed by 82-19-082 (Order 82-141), filed 9/21/82. Statutory Authority: RCW 75.08.080.
220-95-055	Violations—Conditions—Penalties. [Order 76-26, § 220-95-055, filed 1:45 p.m., 4/20/76.] Repealed by 82-19-082 (Order 82-141), filed 9/21/82. Statutory Authority: RCW 75.08.080.

WAC 220-95-011 Application to sell. A person desiring to sell a license or vessel restriction to the department of fisheries shall submit an application to the department. The application must be notarized, received during an open-application period established by the department, submitted on a departmental form and from an individual listed as a vessel owner on a license who has not accepted retraining benefits under a buy-back program administered by the department. The applicant must provide his name, address, phone number, and date of birth together with a description of the vessel, a list of licenses, and license numbers held at the time of application and a statement of whether the applicant is offering the license(s) only or the license(s) and vessel restriction pursuant to WAC 220-95-021. [Statutory Authority: RCW 75.08.080. 82-19-082 (Order 82-141), § 220-95-011, filed 9/21/82.]

WAC 220-95-012 Marginal production. (1) In order to sell license, gear and vessel to the program, a commercial salmon fisherman must document, in the form of Washington state fish receiving tickets, a cumulative average catch in the top 95 percent of their respective fleet's average annual production during the base period 1973-1977. Commercial salmon fishermen landing catches in the bottom five percent of their fleet's average annual production for the same base period will be eligible to sell only licenses to the program.

(2) In order to sell license, gear and vessel to the program, a salmon charter license holder must document, in

the form of income tax records, a level of income derived from charter fishing generated by the license for sale of at least \$4,000 in Washington state in any one of the years 1978, 1979, and 1980. Charter salmon license holders with an income of less than \$4,000 for 1978, 1979, or 1980 are eligible to sell only licenses to the program. [Statutory Authority: RCW 75.08.080. 81-09-018 (Order 81-22), § 220-95-012, filed 4/10/81.]

WAC 220-95-016 Ranking of applications. (1) The department shall separate applicants into one of the following license categories:

- (a) Troll and vessel delivery permit;
- (b) Purse seine;
- (c) Puget Sound gill net;
- (d) Willapa and Grays Harbor gill net;
- (e) Charter;
- (f) Reef net.

(2) The department shall establish priority rankings within each category. The department shall use license and catch records maintained by the department and may, for charters, use other license and catch records as the director finds appropriate to establish the rankings. Within a category, the department shall rank applicants beginning with applicants who have held a license the greatest cumulative number of years. For applicants other than charters with the same number of years, the department shall rank applicants beginning with the largest average poundage catch within the state for the years 1973-1977. For charters with the same number of years, the department shall rank applicants beginning with the highest average income generated by the license for sale in 1978, 1979, and 1980. The department shall accept only federal income tax records to document income.

(3) A marginal fisherman is a fisherman having an average catch for 1973-1977 ranked in the bottom five percent of all catches in that respective license category or a charter boat owner who cannot document at least four thousand dollars of income derived in Washington state from charter fishing generated by the license for sale in 1978, 1979, or 1980. The department shall accept only federal income tax records to document required income. [Statutory Authority: RCW 75.08.080. 82-19-082 (Order 82-141), § 220-95-016, filed 9/21/82.]

WAC 220-95-021 Program options. (1) The department may purchase either an applicant's license(s) or an applicant's license(s) and a restriction on the vessel prohibiting the vessel's use as a commercial or charter salmon fishing vessel or salmon delivery vessel.

(2) The department may purchase license(s) or vessel restriction if the applicant's vessel is currently licensed to fish for or deliver salmon within the state and the applicant is qualified pursuant to RCW 75.28.510.

(3) Each vessel use restriction shall be purchased for thirty percent of the fair market value of the vessel. Purchase offers will be made in order of priority ranking established for each category of applicants pursuant to WAC 220-95-016.

(4) The department shall not purchase vessel use restrictions from marginal applicants as defined in WAC 220-95-016.

(5) License and vessel values shall be established as provided in WAC 220-95-026. After the value of the vessel has been established and the applicant has provided paid receipts for the first two surveys, the department may communicate a purchase offer to the applicant. If the applicant accepts the offer, the applicant shall sign and return the offer within ten calendar days of the date of the offer.

(6) The department may not purchase more than one vessel restriction or license from an applicant until all applicants have had an opportunity to sell.

(7) A person who previously sold either a vessel or license to the program may sell only other licenses and restrictions on other vessels owned at the time the person first sold to the program. [Statutory Authority: RCW 75.08.080. 82-19-082 (Order 82-141), § 220-95-021, filed 9/21/82.]

WAC 220-95-026 Surveys--Vessels--License--Permit values. (1) The department shall conduct a yearly market survey in consultation with the advisory board established pursuant to RCW 75.28.530 in order to determine the fair market value of licenses in each license category.

(2) The department shall establish fair market value for vessels using the following method:

(a) Each vessel shall be surveyed by two marine surveyors chosen by the applicant from a list provided by the department.

(b) A third survey shall be done if the value of the lower survey is less than fifty thousand dollars and the difference between the surveys is more than twenty percent of the lower survey, or the value of the lower survey is more than fifty thousand dollars and the difference between the surveys is more than ten percent of the lower survey value. The department shall randomly select the third surveyor from the same list supplied to the applicant. The department shall not conduct a third survey until the applicant provides the department with paid receipts for the first two surveys.

(c) The applicant and program manager or their representatives shall be in attendance during each survey.

(d) Each surveyor shall send copies of the survey to the applicant and to the department.

(e) The cost of the first two surveys shall be borne by the applicant. The department shall reimburse this cost if the applicant accepts the purchase offer. The cost of the third survey shall be borne by the department.

(f) The fair market value of the vessel shall be computed by the department averaging the two closest survey values.

(g) The department shall maintain confidentiality of the surveys prior to completion of the purchase by the department. [Statutory Authority: RCW 75.08.080. 82-19-082 (Order 82-141), § 220-95-026, filed 9/21/82.]

WAC 220-95-031 Use restrictions and penalties.

(1) For a period of ten years from the date of the purchase of the vessel's restriction by the department it shall be unlawful to:

(a) Use the vessel as a commercial or charter salmon fishing vessel or as a salmon delivery vessel other than as a vessel used for angling or other personal use in waters within the state of Washington, including the concurrent waters of the Columbia River.

(b) Use the vessel as a commercial or charter salmon fishing vessel or as a salmon delivery vessel other than as a vessel used for angling or other personal use in waters outside the three mile limit off the Washington coast in an area from the southern jetty at the mouth of the Columbia River north to the United States/Canadian border.

(c) Use the vessel as a commercial or charter salmon fishing vessel or as a salmon delivery vessel with the intent to deliver fish in another state, in waters outside the three mile limit off the Washington coast in an area from the southern jetty at the mouth of the Columbia River north to the United States/Canadian border.

(2) Failure to comply with the provisions of subsection (1) of this section will cause the state substantial damage and the amount of damage will be difficult to ascertain precisely. The vessel owner will pay to the department of fisheries as liquidated damages, in addition to all other sums payable hereunder, two hundred dollars for each day or portion thereof on which the vessel is used by any person or entity in violation of the provisions of subsection (1) of this section.

(3) The department shall have relief by injunction to prevent the operation of the vessel for the purposes prohibited in subsection (1) of this section, together with any other relief provided by law. If the vessel is used for any purpose in violation of subsection (1) of this section, in addition to any other penalties provided by law, said vessel's fish, equipment, gear and personal property on board will be subject to immediate confiscation by, and forfeiture to, the state without notice to any owner or user of the vessel. If catches of the vessel prohibited by subsection (1) of this section have been sold or transferred, the owner or user of the vessel is liable to the department in the amount thereof and all Washington state commercial fishing licenses and/or permits issued to the owner or user shall be immediately revoked without notice by the department.

(4) The vessel owner and any subsequent transferee assigns to the department any and all rights to enforce the provisions of subsection (1) of this section. At any time the department may inspect the vessel for the limited purpose of ascertaining whether the vessel is being used for any purpose or use in violation of subsection (1) of this section. If any subsequent transferee is a treaty Indian, the department will require proof of treaty status prior to approving a transfer of vessel ownership or use. Nonapplicability of use restrictions to treaty Indians will not affect imposition of use restrictions to non-Indian transferees, owners or users of any vessel. [Statutory Authority: RCW 75.08.080, 82-19-082 (Order 82-141), § 220-95-031, filed 9/21/82.]

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.
220-100-045	Agency policy, implementation of SEPA.
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.
220-100-110	Adoption by reference—Substantial compliance—Exclusive provisions.
220-100-120	Use of final declaration of nonsignificance for hydraulic project approvals.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-100-100	Filing of agency action—Publication—Form—Time limitation for commencing challenge to action. [Order 76-40, § 220-100-100, filed 5/25/76.] Repealed by 78-05-029 (Order 78-17), filed 4/17/78. Statutory Authority: RCW 75.08.080.
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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 Environmental Policy Act, chapter 43.21C RCW, hereinafter SEPA, and the guidelines as adopted by the department of ecology (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. [Statutory Authority:

RCW 75.08.080. 78-05-029 (Order 78-17), § 220-100-020, filed 4/17/78; 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 procedural 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 and 197-10-175, 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, [the] 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. [Statutory Authority: RCW 75.08.080. 78-05-029 (Order 78-17), § 220-100-040, filed 4/17/78; Order 76-40, § 220-100-040, filed 5/25/76.]

WAC 220-100-045 Agency policy, implementation of SEPA. (1) If any activity as defined by this chapter is identified as adversely impacting the environment, then the department shall further require identification of reasonable alternatives to the activity, as well as measures which can compensate for or mitigate environmental impacts.

(2) Before authorizing activities which have identified adverse environmental effects, the department shall impose conditions to prevent the identified adverse effect as is consistent with its authority to preserve, protect, perpetuate and manage the fishery resource as further defined in Title 75 RCW. Additional conditions may be imposed by other state or federal agencies to prevent

adverse effects the regulation of which falls within these agency's jurisdiction.

(3) 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. [Statutory Authority: RCW 75.08.080. 78-05-029 (Order 78-17), § 220-100-045, filed 4/17/78.]

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. [Statutory Authority: RCW 75.08.080. 78-05-029 (Order 78-17), § 220-100-050, filed 4/17/78; 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 performance bond in an amount specified by the department may be required of the applicant to insure payment of department expenses in preparing in whole or part a draft or final EIS.

Private applicants shall be encouraged to cooperate in the impact statement preparation process. [Statutory Authority: RCW 75.08.080. 78-05-029 (Order 78-17), § 220-100-060, filed 4/17/78; 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. [Statutory Authority: RCW 75.08.080. 78-05-029 (Order 78-17), § 220-100-080, filed 4/17/78; 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, predraft 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 220-100-110 Adoption by reference--Substantial compliance--Exclusive provisions. Except as modified by this chapter, the department adopts the SEPA guidelines as adopted by the department of ecology (chapter 197-10 WAC) and as modified or amended from time to time. Substantial compliance with these guidelines shall constitute compliance with this chapter. Those sections designated as exclusive in WAC 197-10-805(3) shall require absolute compliance by the department. [Statutory Authority: RCW 75.08.080. 78-05-029 (Order 78-17), § 220-100-110, filed 4/17/78; Order 76-40, § 220-100-110, filed 5/25/76.]

WAC 220-100-120 Use of final declaration of non-significance for hydraulic project approvals. When the hydraulic project approval is the only license required by an applicant, and the departments of fisheries and game are the only agencies of jurisdiction, written agreement may be obtained with the department of game to omit the proposed declaration of nonsignificance and issue a final declaration of nonsignificance. [Statutory Authority: RCW 75.08.080. 78-05-029 (Order 78-17), § 220-100-120, filed 4/17/78.]

Chapter 220-110 WAC HYDRAULIC CODE RULES

WAC	
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WAC 220-110-010 Purpose. This chapter establishes regulations for hydraulic construction or other work that will use, divert, obstruct, or change the natural flow or bed of any river or stream, or that will utilize any of the waters of the state, or materials from the stream beds and require approval under RCW 75.20-100, and establishes procedures for obtaining a hydraulic project approval. This chapter incorporates criteria the departments have developed for the protection of fish life which are presently used for project review and conditioning hydraulic project approvals. It is not intended by adoption of the following regulations to apply automatically the criteria described to each hydraulic project approval but rather to provide fair notice to the public of the criteria and guidelines generally utilized to administer RCW 75.20.100. This chapter shall be administered jointly by the department of fisheries and the department of game as required under RCW 75.20.100. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-010, filed 4/13/83.]

WAC 220-110-020 Definitions. As used in this chapter, unless the context clearly requires otherwise:

- (1) "Beach area" means the beds between the ordinary high water line and extreme low tide.
- (2) "Bed" means lands within or below the ordinary high water line.
- (3) "Bed materials" means natural-occurring material found in the beds of waters of the state.
- (4) "Cofferdam" means a temporary enclosure used to keep water from a work area.
- (5) "Departments" means the department of fisheries and the department of game.
- (6) "Dredging" means removal of bed material.
- (7) "Equipment" means any device powered by internal combustion, hydraulics, or electricity, and the lines, cables, arms, or extensions associated with the device.
- (8) "Extreme low tide" means the lowest level reached by a receding tide.
- (9) "Filter blanket" means a layer or combination of layers of pervious materials (mineral or man-made) designed and installed in such a manner as to provide drainage, yet prevent the movement of soil particles due to flowing water.

(10) "Freshwater area" means those state waters and associated beds below the ordinary high water line that are upstream of river mouths.

(11) "General provisions" means those provisions that are contained in every hydraulic project approval.

(12) "Hydraulic project" means construction or other work that will use, divert, obstruct, or change the natural flow or bed of any river or stream, or that will utilize any of the waters of the state, or materials from the stream beds.

(13) "Hydraulic project application" means a form provided by and submitted to the departments accompanied by plans and specifications of the hydraulic project.

(14) "Hydraulic project approval" (HPA) means a written approval signed by the director of the department of fisheries and the director of the department of game, or employees so designated and authorized. The approval will provide conditions for protection of fish life.

(15) "Mean lower low water" or "MLLW" means the 0.0 tidal elevation. It is determined by averaging each days' lowest tide at a particular location over a period of 18.6 years. It is the datum base for tide levels and vertical references in the saltwater area.

(16) "Ordinary high water line" means the mark on the shores of all waters that will be found by examining the bed and banks and ascertaining where the presence and action of waters are so common and usual and so long continued in ordinary years, as to mark upon the soil a character distinct from that of the abutting upland, in respect to vegetation: *Provided*, That in any area where the ordinary high water line cannot be found the ordinary high water line adjoining saltwater shall be the line of mean higher high water and the ordinary high water line adjoining freshwater shall be the line of mean high water.

(17) "River or stream" means waters in which fish may spawn, reside, or through which they may pass. This includes watercourses which exist on an intermittent basis or which fluctuate in level during the year and applies to the entire bed of such watercourse whether or not the water is at peak level. This also includes any natural watercourses which have been altered by man. This definition is not meant to include irrigation ditches, canals, storm water run-off devices, or other entirely artificial watercourses except where they exist in a natural watercourse which has been altered by man.

(18) "Saltwater area" means those state waters and associated beds below the ordinary high water line and downstream of river mouths.

(19) "Special provisions" means those conditions that are a part of the hydraulic project approval, but are site or project specific, and are used to supplement or amend the technical provisions.

(20) "Technical provisions" means those conditions that are a part of the hydraulic project approval and apply to most projects of that nature.

(21) "Watercourse" means any portion of a channel, bed, bank, or bottom within the ordinary high water line

of waters of the state. This definition is not meant to include irrigation ditches, canals, storm water run-off devices, or other entirely artificial watercourses, except where they exist in a natural watercourse which has been altered by man.

(22) "Waters of the state" means all waters within the territorial limits of the state.

(23) "Wetted perimeter" means the areas of a watercourse covered with water, flowing or nonflowing. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-020, filed 4/13/83.]

WAC 220-110-030 Hydraulic project approvals. (1)

A person, firm, corporation, state, local, or other government agency shall secure a hydraulic project approval before conducting a hydraulic project.

(2) Failure to secure a hydraulic project approval from the departments or carry out any of the requirements or conditions as are made a part of such approval is unlawful.

(3) A person, firm, corporation, state, local, or government agency seeking hydraulic project approval shall submit to the departments full plans and specifications of the proposed hydraulic project. Where a minor portion of the total project is to be conducted below the ordinary high water mark, partial plans and specifications of the total project shall suffice provided that chapter 43.21C RCW, State Environmental Policy Act, is complied with, and the departments are able to make an analysis adequate for the protection of fish life.

(4) Receipt of any one of the following documents at the addresses listed below constitutes application for a hydraulic project approval:

Department of Fisheries
Habitat Management Division
115 General Administration Bldg.
Olympia, WA 98504

Department of Game
Habitat Management Division
600 North Capitol Way
Olympia, WA 98504

(a) A completed hydraulic project application submitted to the departments;

(b) A completed forest practice application submitted to the department of natural resources, if the hydraulic project is a part of a forest practice as defined in WAC 222-16-010(19); or

(c) In saltwater areas, for projects investigated by the department of fisheries, a Section 10 or 404 Public Notice circulated by the Army Corps of Engineers.

(5) The processing time for an application is within thirty days of receipt of the application unless extended due to:

(a) Receipt of an incomplete application;

(b) The site is physically inaccessible;

(c) Mutual agreement between the applicant and departments;

(d) Lack of completion of State Environmental Policy Act requirements; or

(e) The applicant remains unavailable or unable to arrange for a timely field evaluation of the proposed project. The applicant shall be notified in writing if the application cannot be processed within thirty days, and the reason(s) therefore stated.

(6) Oral applications may be accepted in lieu of written applications for emergency work to repair structures, moving obstructions, restoring banks, or protecting property that is subject to imminent danger by weather or flow conditions.

(7) The departments may accept written or oral requests for time extensions, renewals, or alterations of an existing approval.

(8) Each approval is specific to a watercourse, stating the exact location of the project site, and consists of general, technical, and special provisions.

(9) The hydraulic project approval or exact copy, except oral approvals, shall be on the project site when work is being conducted and shall be immediately available for inspection.

(10) Unless specifically authorized, approvals are valid for a maximum period of twelve months. Renewals are normally issued upon verbal or written request, provided that the project scope or biological conditions have not changed.

(11) A hydraulic project approval will be denied when, in the judgment of these departments, the project is directly or indirectly harmful to fish life unless adequate protection, mitigation, or restoration can be assured by conditioning the approval or altering the proposal. If a hydraulic project approval is denied the applicant will be notified in writing of the reason(s) for denial.

(12) Hydraulic project approvals may have specific time limitations on project activities to protect fish life.

(13) Hydraulic project approvals do not exempt the applicant from obtaining the appropriate permits and following the rules or regulations of other local, state, and federal agencies.

(14) Administration of this chapter shall be conducted in compliance with the State Environmental Policy Act, chapter 43.21C RCW, chapter 197-10, 220-100 or 232-18 WAC.

(15) Placing rock, concrete, tires, or other materials on the beds in the saltwater area for the purpose of improving fish habitat requires a permit under WAC 220-20-040 for artificial reef construction.

(16) Hydraulic clam harvesters shall be governed by the provisions of WAC 220-52-018 and shall obtain and comply with the provisions of the department of fisheries' permit to operate a clam harvesting machine.

(17) The hydraulic code does not apply to the actual exercise of water rights (e.g. the amount of diversion or stream flow) which matters are generally regulated by the Washington department of ecology. However, construction of structures or placement of devices or other work within waters of the state which will use, divert, obstruct or change the natural flow or bed of any river or stream, or that will utilize any of the waters of the state in order to take water allowed by a water right require hydraulic project approval.

(18) Each approval shall contain the following general provisions:

(a) This approval is to be available on the job site at all times and its provisions followed by the permittee and operator performing the work.

(b) The person(s) to whom this approval is issued may be held liable for any loss or damage to fish life or habitat which results from failure to comply with the provisions of this approval.

(c) Failure to comply with the provisions of this approval is a gross misdemeanor, possibly punishable by fine and/or imprisonment.

(d) The departments reserve the right subject to the holders opportunity to a hearing to contest agency actions as provided by the Administrative Procedure Act, chapter 34.04 RCW, to make additional restrictions or conditions or revoke the approval when new information shows such action is necessary by the departments for the protection of fish life.

(e) These departments cannot be held liable for any property damage which might occur as a result of this project, except where damages are proximately caused by actions of the departments.

(f) This approval pertains only to the provisions of the fisheries and game codes. Additional authorization from other public agencies may be necessary for this project.

(19) Cleaning, adjusting, operation and maintenance of existing irrigation diversion structures by use of hand-held tools may be accomplished without first securing a written hydraulic project approval. For these purposes, this subsection shall serve as the hydraulic project approval. This does not include the use of equipment as defined in WAC 220-110-020(7). If adverse impacts to fish life occur, the project shall immediately cease, and an application for approval shall be made in accordance with WAC 220-110-030 (1), (2), (3), (4). [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-030, filed 4/13/83.]

WAC 220-110-040 Freshwater technical provisions. WAC 220-110-050 through 220-110-220 set forth technical provisions that typically apply to freshwater hydraulic projects. Certain technical provisions may be required depending upon the individual proposal and site specific characteristics. Additional special provisions may be included. Those provisions where applicable shall be contained in the hydraulic project approval, as necessary to protect fish life. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-040, filed 4/13/83.]

WAC 220-110-050 Bank protection. The following technical provisions may apply to bank protection projects:

(1) Bank protection work shall be confined to damaged banks.

(2) Watercourse encroachment shall be held to a minimum.

(3) Bank protection material shall not appreciably reduce normal watercourse capacity or configuration.

(4) The toe shall be designed to protect the integrity of bank protection material.

(5) Bank sloping shall be accomplished in a manner that will prevent the release of overburden material into the water.

(6) Bank protection material shall be clean, angular rock or other material of a sufficient size to prevent its being washed away by water action. River gravels shall not be used as exterior armor.

(7) Bank protection and filter blanket material shall be placed from the bank or a barge. Dumping onto the bank face shall be permitted only if the toe is established and the material can be confined to the bank face.

(8) Filter blanket material shall be placed prior to placement of bank protection material.

(9) Alteration or disturbance of the bank and bank vegetation shall be held to a minimum.

(10) Overburden material resulting from this project shall be deposited so as not to reenter the water.

(11) Bulkheads shall be constructed in the dry.

(12) Bulkhead faces shall be constructed of material not readily subject to erosion. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-050, filed 4/13/83.]

WAC 220-110-060 Bridge, pier, and piling construction. The following technical provisions may apply to bridge, pier, and piling construction projects:

(1) Excavation for the footings, piers, or abutments shall be isolated from the wetted perimeter by a dike, cofferdam, or similar mechanism.

(2) Wastewater discharged to receiving waters shall not adversely impact fish life.

(3) Structures containing concrete or wood preservatives shall be cured or dried prior to water encroachment.

(4) Abutments, piers, piling, sills, etc., shall not restrict the flow so as to cause any appreciable increase in backwater elevation or scour and shall be aligned to cause the least effect on the hydraulics of the body of water.

(5) Riprap materials used for structure protection shall be clean and of sufficient size to prevent their being washed away.

(6) Backfilling and armoring around each structure shall take place prior to removal of cofferdams.

(7) The bridge shall be constructed high enough to pass the fifty-year flood level. Exception shall be granted if applicant provides design criteria to support a more appropriate level.

(8) Alteration or disturbance of bank or bank vegetation shall be held to a minimum, and all disturbed areas shall be protected from erosion and revegetated.

(9) Anchoring systems for floating structures shall be designed and deployed in a manner that will not damage the beds as a result of structure or anchor movement. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-060, filed 4/13/83.]

WAC 220-110-070 Bridge construction--Stringer type. The following technical provisions may apply to bridge construction--Stringer type projects:

(1) Unless construction is separated from state waters by use of a cofferdam or similar mechanism, excavation

for and placement of the foundation and superstructure shall be outside the ordinary high water line.

(2) At least one end of the bridge or stringer shall be securely anchored.

(3) The stringers or structure shall be placed by floating equipment or by working from outside the ordinary high water line and in a manner as to not damage the beds or banks.

(4) Alteration or disturbance of bank or bank vegetation shall be held to a minimum and all disturbed areas shall be revegetated or otherwise protected from erosion.

(5) Removal of existing or temporary structures shall be accomplished so that the structure and associated material does not enter the watercourse and placed so it will not re-enter the watercourse.

(6) The bridge shall be constructed high enough to pass the fifty-year flood level. Exception shall be granted if applicant provides design criteria to support a more appropriate level. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-070, filed 4/13/83.]

WAC 220-110-080 Channel change--Temporary and permanent. The following technical provisions may apply to channel change--Temporary and permanent projects:

(1) Permanent new channels shall be similar in length, width, depth, gradient, and meander configuration as the old channel.

(2) The new channel shall provide fish habitat similar to that which previously existed in the old channel.

(3) During construction, the new channel shall be isolated from the flowing stream by plugs at the upstream and downstream ends of the new channel.

(4) Diversion of flow into a new channel shall be accomplished by: (a) First removing the downstream plug; (b) removing the upstream plug; and (c) closing the upstream end of the old channel.

(5) Filling of the old channel shall begin from the upstream closure and the fill material compacted. Water discharging from the fill shall not adversely impact fish life.

(6) Before water is diverted into a permanent new channel, the banks shall be armored to prevent erosion.

(7) The angle of the structure used to divert the water into the new channel shall allow a smooth transition of water flow.

(8) After completion of the permanent new channel and filling of the old channel, all unprotected banks shall be revegetated or otherwise protected to prevent erosion.

(9) The applicant shall have fish capture and transportation equipment ready and on the job site. Captured fish shall be immediately and safely transferred to free flowing water. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-080, filed 4/13/83.]

WAC 220-110-090 Channel realignment. The following technical provisions may apply to channel realignment projects:

(1) The realigned channel shall provide fish habitat similar to that which previously existed.

(2) All material removal from the new channel shall take place before any filling operations within the existing channel. Material removal shall proceed from mid-stream toward the bank and be completed prior to filling.

(3) Excavation and filling may take place simultaneously if excavated materials are to be used in the filling operation.

(4) Prior to filling, an armored dike or other approved mechanism shall be constructed to divert the flowing stream and isolate the fill area.

(5) Filling shall begin at the upstream end and proceed downstream.

(6) Water discharging from the fill area shall not adversely impact fish life.

(7) The applicant shall have fish capture and transportation equipment ready and on the job site. Captured fish shall immediately be transferred safely to free flowing water. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-090, filed 4/13/83.]

WAC 220-110-100 Conduit crossing. The following technical provisions may apply to conduit crossing projects:

(1) Conduit alignment shall be as nearly perpendicular to the watercourse as possible.

(2) The conduit shall be installed at sufficient depth so that subsequent disturbance of the bed of the watercourse is avoided.

(3) Boring or jacking:

(a) Pits shall be isolated from surface water flow.

(b) All drainage water removed from the boring or jacking pit shall not adversely impact fish life.

(4) Trench excavation:

(a) Trenches shall be excavated in the dry or shall be isolated from the flowing watercourse by the installation of a cofferdam, culvert, flume, or other approved method.

(b) Plowing, placement, and covering shall occur in a single pass of the equipment.

(c) Disturbance of the bed as a result of the plowing operation shall be held to a minimum.

(5) Trenches shall be backfilled with approved materials and the bed shall be returned to preproject condition.

(6) Excess spoils shall be disposed of so as not to re-enter the watercourse.

(7) The conduit approach trench shall be isolated from the watercourse until laying of the conduit across the watercourse takes place.

(8) Alteration or disturbance of banks or bank vegetation shall be held to a minimum and all denuded areas shall be revegetated or otherwise protected from erosion. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-100, filed 4/13/83.]

WAC 220-110-110 Culvert installation. The following technical provisions may apply to culvert installation projects:

(1) Culverts shall be installed so that spawning habitat is maintained.

(2) Culverts shall be designed and constructed so as not to impede fish passage.

(3) The culvert shall be of a sufficient size to pass the fifty-year flood level. Exception shall be granted if applicant provides design criteria to support a more appropriate level.

(4) Disturbance of the bed of a watercourse shall be held to a minimum and affected bed areas shall be restored to preproject condition following installation of the culvert.

(5) Fill associated with the culvert installation shall be protected from erosion.

(6) Culverts shall be designed and constructed to avoid inlet and outlet scouring.

(7) When a multiple barrel culvert is utilized the structure shall be designed and constructed to ensure fish passage during low-flow periods. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-110, filed 4/13/83.]

WAC 220-110-120 Temporary bypass culvert or flume. The following technical provisions may apply to temporary bypass culvert or flume projects:

(1) The temporary bypass culvert or flume shall be in place prior to initiation of other work in the wetted perimeter.

(2) A sandbag revetment or similar device shall be installed at the inlet to divert the entire flow through the culvert or flume.

(3) A sandbag revetment or similar device shall be installed at the downstream end of the culvert or flume to prevent backwater from entering the work area.

(4) Culvert or flume shall be of sufficient size to pass flows and debris occurring during the project.

(5) Prior to releasing the water flow to the project area, all bank protection or armoring shall be completed.

(6) Upon completion of the project, all material used in the temporary bypass shall be removed from the site and the site returned to preproject conditions. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-120, filed 4/13/83.]

WAC 220-110-130 Dredging. The following technical provisions may apply to dredging projects:

(1) Dredging shall not be conducted in fish spawning areas.

(2) During the dredging of a lake or pond, a boom or similar device shall be installed to contain floatable materials.

(3) Dredged bed materials shall be disposed of at department of natural resources open water disposal sites or upland sites approved by the departments.

(4) Dredging shall be conducted with dredge types that cause the lowest mortality on fish life.

(5) Dredging shall stop when distressed or dead fish are observed in the work area. The departments shall be notified immediately.

(6) If a hydraulic dredge is used, it shall be operated with the intake on or below the surface of the material being removed. Reverse purging of the intake line shall be held to a minimum.

(7) If a dragline or clamshell is used, it shall be operated to minimize turbidity. During excavation, each pass with the clamshell or dragline bucket shall be complete. Dredged material shall not be stockpiled in the water.

(8) Upon completion of the dredging the watercourse bed shall not contain pits, potholes, or large depressions. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-130, filed 4/13/83.]

WAC 220-110-140 Gravel removal. The following technical provisions may apply to gravel removal projects:

(1) Preproject and postproject monitoring of gravel recruitment and other related physical parameters is required for commercial and large scale flood control projects.

(2) An excavation line shall be established. "Excavation line" means a line on the dry bed, parallel to the water's edge; two feet vertically above the existing water level, and changes with water level fluctuations.

(3) Bed material shall not be removed from the water side of the excavation line.

(4) Excavation shall begin at the excavation line and proceed toward the bank, perpendicular to the alignment of the watercourse.

(5) The maximum distance of excavation toward the bank from the excavation line shall be approximately equal throughout the excavation zone. "Excavation zone" means the area between the excavation line and the bank.

(6) The excavation zone shall be identified by boundary markers.

(7) A minimum two percent gradient upward from the excavation line shall be maintained in the excavation zone.

(8) At the end of each days' operation the excavation zone shall not contain pits or potholes.

(9) Excavated materials shall not be stockpiled or spoiled within the ordinary high water line.

(10) Equipment shall not enter the wetted perimeter of the watercourse.

(11) Debris in the excavation zone shall be disposed of so as not to reenter the watercourse.

(12) Gravel washing or crushing operations shall not take place below the ordinary high water line. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-140, filed 4/13/83.]

WAC 220-110-150 Log and log jam removal. The following technical provisions may apply to log and log jam projects:

(1) Logs or log jams shall be removed by yarding from the bank.

(2) Where logs are to be yarded up a bank, skid logs or similar methods shall be used to prevent bank damage.

(3) Upon completion of the yarding operation skid logs shall be removed and the bank restored to preproject condition.

(4) Material associated with the log or debris jam shall be removed and disposed of so as not to reenter the watercourse.

(5) Logs embedded in a bank or bed shall be cut off at the bank or bed line.

(6) Log or debris jam removal shall be accomplished in a manner which prevents the release of logs or debris downstream.

(7) Depressions created in gravel bars shall be filled, smoothed over, and sloped toward the water. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-150, filed 4/13/83.]

WAC 220-110-160 Logging. The following technical provisions may apply to logging projects:

(1) Trees shall not be felled into or across a watercourse.

(2) Logs transported across a watercourse shall be suspended so no portion of the logs or limbs can enter the watercourse or damage the bed and banks.

(3) Debris resulting from the project shall be removed from the bed during the operation and before removal of equipment from the site. Debris removal shall be accomplished so the watercourse, bed or banks are not disturbed. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-160, filed 4/13/83.]

WAC 220-110-170 Outfall structures. The following technical provisions may apply to outfall structure projects:

(1) The outfall structure shall be designed and constructed to prevent the entry of fish.

(2) The watercourse bank and bed at the point of discharge shall be armored to prevent scouring.

(3) Excavation for placement of the structure or armoring materials shall be isolated from the wetted perimeter.

(4) Alteration or disturbance of banks or bank vegetation shall be held to a minimum, and all disturbed areas shall be revegetated or otherwise protected from erosion.

(5) Structures containing concrete or wood preservatives shall be cured prior to water encroachment. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-170, filed 4/13/83.]

WAC 220-110-180 Pond construction. The following technical provisions may apply to pond construction projects:

(1) Ponds shall not be constructed within the watercourse.

(2) Ponds shall be designed and constructed to prevent the entry of fish.

(3) Flow from the pond to the watercourse shall be by gravity. Pond return flow shall be located near the inlet.

(4) Initial filling of the pond shall occur during a high flow period. Fifty percent of the flow shall be maintained within the watercourse during initial filling of the pond.

(5) The work area shall be isolated from the watercourse during construction of the pond, the diversion system, and the return flow system.

(6) Prior to the initial filling, all disturbed banks shall be revegetated or otherwise protected to prevent erosion.

(7) Ponds shall be designed and constructed so the outflow temperature is not harmful to fish life. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-180, filed 4/13/83.]

WAC 220-110-190 Water diversions—General fish screening criteria. The following technical provisions may apply to water diversions where fish screens are required. General fish screening criteria are applicable to rotary drum screens, traveling screens, belt screens and stationary flat plat screens.

Screens shall be designed, constructed and located as follows:

(1) Structure placement—flowing waters (rivers and creeks):

(a) Where physically practical, the screen shall be constructed at the diversion entrance parallel to the flow with the screen face continuous with the adjacent bankline. The bankline shall be altered, if necessary, to prevent eddies and maintain parallel velocities past the screen; or

(b) Where site or hydraulic conditions make installation of fish screens at the diversion entrance physically impractical, screens may be located in the conduit or diversion canal at a more suitable location. Such screens shall be provided with bypass systems to efficiently collect juvenile fish and safely transport them back to the flowing water body. Such screens shall also be constructed at an angle not to exceed 45° (degrees) from the approaching flow with the downstream end of the screen terminating at the bypass system entrance.

(2) Structure placement—nonflowing waters (lakes and reservoirs):

In nonflowing waters, diversion structures and associated fish screens will be constructed offshore to minimize fish contact.

(3) Approach velocity (local velocity component perpendicular to the screen face) shall not exceed:

(a) 0.5 feet/second for chinook and coho salmon fry and all fingerling salmon (fingerling minimum length: 60 mm); or

(b) 0.2 feet/second for pink, chum and sockeye salmon and gamefish fry;

(c) When screens are not readily accessible for cleaning, the screens shall be designed with an approach velocity of 0.05 feet/second.

(4) Wetted screen area, excluding area blocked to flow by structural components, required at ordinary low water shall be calculated by dividing maximum diverted flow by the allowable approach velocity.

(5) In flowing water, the velocity component parallel and adjacent to the screen face shall be at least two times the approach velocity. Screen faces shall be placed flush with adjacent screen bay piers or walls.

(6) Screen openings shall not exceed 1/4 (0.25) inch measured horizontally. Where fish less than 60 mm in length are present the screen openings shall not exceed 1/8 (0.125) inch.

(7) The long axis of slot or rectangular screen openings shall be vertical.

(8) Screens may be constructed of any rigid material, woven or perforated, that physically excludes fish provided that structural integrity and cleaning effectiveness are not impaired.

(9) Screens shall be removed only by written permission of the departments.

(10) Alteration or disturbance of banks or bank vegetation shall be held to a minimum, and all disturbed slopes shall be revegetated or otherwise protected from erosion. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-190, filed 4/13/83.]

WAC 220-110-200 Mineral prospecting (panning). The following technical provisions may apply to mineral prospecting (panning) projects:

(1) For mineral prospecting as provided in subsection (2) of this section, a copy of the Gold and Fish Pamphlet shall be on the project site at all times, and shall serve as the hydraulic project approval.

(2) The equipment authorized in this section is gold pans, mini-rocker boxes, and nonmotorized sluice boxes not larger than 12" x 36" including attachments. Sluice boxes shall not exceed twenty-five percent of the width of the wetted perimeter.

(3) All work shall be performed by hand or hand-held tools.

(4) Graveled spawning areas shall not be disturbed.

(5) Streambanks shall not be excavated.

(6) Materials too large to be moved by hand shall not be disturbed.

(7) The flowing stream shall not be dammed or diverted.

(8) Pits, furrows, and potholes shall be filled and leveled prior to leaving the project site.

(9) Issuance of an approval does not authorize entry onto private property or removal of minerals from an existing mining claim. It is the applicant's responsibility to determine if a claim has been issued. The department of natural resources should be contacted regarding this. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-200, filed 4/13/83.]

WAC 220-110-210 Mineral prospecting (sluicing). The following technical provisions may apply to mineral prospecting (sluicing) projects:

(1) The equipment authorized by this section is: (a) One nonmotorized sluice box not larger than 18" x 60" or 7.5 square feet; (b) one nonmotorized sluice box not larger than 24" x 96" or 16 square feet. Neither sluice box shall exceed twenty-five percent of the width of the wetted perimeter.

(2) All excavations shall be performed by hand or hand-held tools.

(3) Graveled spawning areas shall not be disturbed.

(4) Streambanks shall not be excavated.

(5) The flowing stream shall not be dammed or diverted.

(6) Materials too large to be moved by hand shall not be disturbed.

(7) Pits, furrows, and potholes shall be filled and leveled prior to leaving the project site.

(8) Issuance of an approval does not authorize entry onto private property or removal of minerals from an existing mining claim. It is the applicant's responsibility to determine if a claim has been issued. The department of natural resources should be contacted regarding this.

(9) The Gold and Fish Pamphlet shall be on the project site. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-210, filed 4/13/83.]

WAC 220-110-220 Mineral prospecting (motorized). The following technical provisions may apply to mineral prospecting (motorized) projects:

(1) The equipment authorized by this section is: (a) One suction dredge having a maximum nozzle intake diameter of 2-1/2", 4", 6", or 8"; or (b) one motorized sluice box not larger than 18" x 60" and/or 7.5 square feet; or (c) one motorized sluice box not larger than 24" x 96" or 16 square feet. The total width of the equipment shall not exceed twenty-five percent of the wetted perimeter.

(2) Hydraulic (jet or nozzle) outside of the wetted perimeter is prohibited.

(3) Stream banks shall not be excavated.

(4) Graveled spawning areas shall not be disturbed.

(5) Pits, furrows, and potholes shall be filled and leveled prior to leaving the project site.

(6) The flowing stream shall not be dammed or diverted.

(7) Motorized, tracked, or wheeled vehicles shall not enter the wetted perimeter of the stream.

(8) Motorized tools shall not be used to move materials too large to be moved by hand such as boulders, logs, stumps, etc.

(9) Stable woody debris jams shall not be disturbed.

(10) Petroleum products shall not be allowed to enter the water.

(11) This section shall include lessor activities such as sluicing or panning provided provisions and timing are followed and a copy of the Gold and Fish Pamphlet is on the project site.

(12) Issuance of an approval does not authorize entry onto private property or removal of minerals from an existing mining claim. It is the applicant's responsibility to determine if a claim has been issued. The department of natural resources should be contacted regarding this. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-220, filed 4/13/83.]

WAC 220-110-230 Saltwater technical provisions. WAC 220-110-240 through 220-110-330 set forth technical provisions that typically apply, and additional definitions applicable to saltwater hydraulic projects. Certain technical provisions may be required depending upon the individual proposal and site specific characteristics. Additional special provisions may be included. Those provisions where applicable shall be contained in the hydraulic project approval, as necessary to protect fish life. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-230, filed 4/13/83.]

WAC 220-110-240 Tidal reference areas. Tidal reference areas are defined as follows:

(1) Tidal Reference Area 1 (Shelton): All saltwater area in Oakland Bay and Hammersley Inlet westerly of a line projected from Hungerford Point to Arcadia.

(2) Tidal Reference Area 2 (Olympia): All saltwater area between a line projected from Hungerford Point to Arcadia and a line projected from Johnson Point to Devil's Head. This includes Totten, Eld, Budd, Case and Henderson Inlets, and Pickering Passage.

(3) Tidal Reference Area 3 (South Puget Sound): All saltwater area easterly and northerly of a line projected from Johnson Point to Devil's Head and southerly of the Tacoma Narrows Bridge.

(4) Tidal Reference Area 4 (Tacoma): All saltwater area northerly of the Tacoma Narrows Bridge and southerly of a line projected true west and true east across Puget Sound from the northern tip of Vashon Island.

(5) Tidal Reference Area 5 (Seattle): All saltwater area northerly of a line projected true west and true east across Puget Sound from the northern tip of Vashon Island and southerly of a line projected true east from Point Jefferson at 47° 15' N. latitude across Puget Sound. This area includes Port Orchard, Port Madison, and Dyes and Sinclair Inlets.

(6) Tidal Reference Area 6 (Edmonds): All saltwater area northerly of a line projected true east from Point Jefferson at 47° 15' N. latitude across Puget Sound and southerly of a line projected true east from Possession Point to Chenault Beach and from Foulweather Bluff to Double Bluff.

(7) Tidal Reference Area 7 (Everett): All saltwater area northerly of a line projected true east from Possession Point to Chenault Beach, easterly of a line projected 5° true from East Point to Lowell Point, and southerly of the Stanwood to Camano Island Highway. This area includes Port Gardner, Port Susan, and parts of Possession Sound and Saratoga Passage.

(8) Tidal Reference Area 8 (Yokeko Point): All saltwater area westerly and northerly of a line projected 5° true from East Point to Lowell Point, north of the Stanwood to Camano Island Highway, and easterly and southerly of Deception Pass Bridge and the Swinomish Channel Bridge on State Highway 536. This area includes Holmes Harbor, Saratoga Passage, Skagit Bay, Similk Bay, and most of the Swinomish Channel.

(9) Tidal Reference Area 9 (Blaine): All saltwater area in Skagit County and Whatcom County that lies northerly of the Swinomish Channel Bridge on State Highway 536 and westerly and northerly of Deception Pass Bridge.

(10) Tidal Reference Area 10 (Port Townsend): All saltwater area of Puget Sound as defined in WAC 220-16-210 except Hood Canal south of a line projected from Tala Point to Foulweather Bluff, and except all waters defined in Tidal Reference Areas 1 through 9. Area 10 includes waters of the San Juan Islands, Admiralty Inlet, the Strait of Juan de Fuca, and associated bays and inlets.

(11) Tidal Reference Area 11 (Union): All saltwater area of Hood Canal southerly and easterly of a line projected from Lilliwaup Bay to Dewatto Bay.

(12) Tidal Reference Area 12 (Seabeck): All saltwater area of Hood Canal northerly of a line projected from Lilliwaup Bay to Dewatto Bay and southerly of a line projected true east from Hazel Point. This area includes Dabob Bay and Quilcene Bay.

(13) Tidal Reference Area 13 (Bangor): All saltwater area of Hood Canal northerly of a line projected true east from Hazel Point and south of a line projected from Tala Point to Foulweather Bluff. This area includes Port Gamble.

(14) Tidal Reference Area 14 (Ocean Beaches): All saltwater area between Cape Flattery and the Oregon border at the mouth of the Columbia River, excluding Grays Harbor and Willapa Bay.

(15) Tidal Reference Area 15 (Westport): All saltwater area in Grays Harbor easterly of a line projected from the outermost end of the north jetty to the outermost end of the south jetty, and westerly of 123° 59' W. longitude.

(16) Tidal Reference Area 16 (Aberdeen): All saltwater area in Grays Harbor easterly of 123° 59' W. longitude and westerly of the Union Pacific railroad bridge across the Chehalis River.

(17) Tidal Reference Area 17 (Willapa Bay): All saltwater area in Willapa Bay easterly of a line projected from Leadbetter Point to Cape Shoalwater Light. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-240, filed 4/13/83.]

WAC 220-110-250 Surf smelt spawning beds. Surf smelt spawning beds are defined as follows:

(1) All beds within Tidal Reference Area 2 between +9.0 feet and +14.0 feet above MLLW in:

(a) Totten Inlet westerly and southerly of a line projected from Windy Point to Gallagher Cove, except Skookum Inlet westerly of a line projected true north

from the entrance to Wildcat Cove, and except that part of Oyster Bay westerly of a line projected true south from the Olympia Oyster Company plant;

(b) Eld Inlet from Flapjack Point southerly to Rocky Point, and from Cooper Point south to the line of 47° 3' 36" N. latitude;

(c) Budd Inlet from Cooper Point south to 47° 4' 6" N. latitude, and from Dofflemyer Point south to 47° 3' 48" N. latitude;

(d) Henderson Inlet from Johnson Point southerly to 47° 7' N. latitude; and

(e) Case Inlet (North Bay) from the mouth of Sherwood Creek north to a point 1/4 mile north of the City of Tacoma's Lake Cushman Transmission Line.

(2) All beds within Tidal Reference Area 4 between +7.0 feet and +11.5 feet above MLLW in Quatermaster Harbor north of a line projected true west from the northern tip of Dockton.

(3) All beds within Tidal Reference Area 5 between +7.0 feet and +11.0 feet above MLLW in:

(a) Sinclair Inlet from the west city limits of Port Orchard west to 122° 40' W. longitude;

(b) Liberty Bay northerly of a line projected from Bolin Point westerly to the southern property line of the United States Naval facility; and

(c) Dyes Inlet from Silverdale south to Chico.

(4) All beds within Tidal Reference Area 7 between +7.0 feet and +11.0 feet above MLLW in Port Susan from the entrance to Triangle Cove south to Camano Country Club.

(5) All beds within Tidal Reference Area 8 between +7.0 feet and +11.0 feet above MLLW in:

(a) Saratoga Passage from Onamac Point northerly to Rocky Point, then easterly to Brown Point in Skagit Bay;

(b) Skagit Bay from the mouth of Dugualla Bay southeasterly for about 2 miles to 48° 19' 54" N. latitude;

(c) Saratoga Passage from Muellers Park in Penn Cove easterly and southerly to a point on Whidbey Island determined by projecting a line true west from Onamac Point;

(d) Penn Cove from San de Fuca to Penn Cove Park;

(e) Oak Harbor from the boat ramp to Blowers Bluff; and

(f) Crescent Harbor adjacent to the United States Naval Air Station property.

(6) All beds within Tidal Reference Area 9 between +6.0 feet and +8.5 feet above MLLW in:

(a) Fidalgo Bay along the north side of Weaverling Spit; and

(b) Fidalgo Bay from the tip of Crandall Spit northerly and easterly to the east side of March Point.

(7) All beds within Tidal Reference Area 10 between +5.5 feet and +8.0 feet above MLLW in:

(a) Kilisut Harbor (Scow Bay) south of a line projected true west from the mouth of Mystery Bay;

(b) Dungeness Harbor from "Gun Club Spit" at Old Town westerly to the boundary of the Dungeness Wildlife Refuge at the base of Dungeness Spit;

(c) The Strait of Juan de Fuca from 300 yards east of the mouth of East Twin River westerly to 300 yards west of the mouth of West Twin River; and

(d) The Strait of Juan de Fuca at the mouth of Deep Creek and easterly for 1,400 yards.

(8) All beds within Tidal Reference Area 11 between +7.0 feet and +11.5 feet above MLLW in Hood Canal east of a line projected true south from the west side of the Tahuya River and west of a line projected from Rose Point to the mouth of Little Mission Creek.

(9) All beach area within Tidal Reference Area 14 below +9.0 feet above MLLW from Cape Johnson south to the Quinault Indian Reservation. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-250, filed 4/13/83.]

WAC 220-110-260 Pacific herring spawning beds. Pacific herring spawning beds are defined as follows:

(1) All beds within Tidal Reference Area 2 between +3.0 feet (above MLLW) and -15.0 feet (below MLLW):

(a) In and at the mouth of Wildcat Harbor (Skookum Inlet);

(b) In Totten Inlet at the west and east entrances to Gallagher Cove between 47° 8' 45" and 47° 9' 18" N. latitude;

(c) In Squaxin Passage south of a line projected true east from the northern tip of Steamboat Island to Hope Island and northerly and westerly of Hunter Point, and in addition, all beds in this described area between -15 feet and -60 feet; and

(d) Along the west side of Squaxin Island from Unsal Point north to 47° 10' 36" N. latitude.

(2) All beds within Tidal Reference Area 3 between +3.0 feet (above MLLW) and -15.0 feet (below MLLW) in the south part of Mayo Cove between 47° 15' 24" and 47° 15' 48" N. latitude.

(3) All beds within Tidal Reference Area 4 between +3.0 feet (above MLLW) and -25.0 feet (below MLLW) beginning near Tahlequah on Vashon Island at 122° 30' W. longitude and extending continuously throughout Quartermaster Harbor to Piner Point on Maury Island, then northeasterly along the east side of Maury Island to 47° 22' 36" N. latitude.

(4) All beds within Tidal Reference Area 5 between +3.0 feet (above MLLW) and -30.0 feet (below MLLW):

(a) In Port Orchard from University Point northerly to Keyport;

(b) In Port Orchard from Battle Point northeasterly to Arrow Point;

(c) In Port Orchard from the north entrance to Manzanita Bay northerly to Seabold;

(d) In Port Orchard from Lemolo southeasterly to Point Bolin, then north to 47° 42' 21" N. latitude in Agate Passage;

(e) In Agate Passage and Port Madison from Agate Pass Bridge northerly to Agate Point, then southerly and

easterly to the western tip of Point Monroe, and including the southern extension of Port Madison within these boundaries; and

(f) In Agate Passage and Port Madison from Agate Pass Bridge northerly to and including lower Miller Bay, then easterly to Indianola.

(5) All beds within Tidal Reference Area 7 between elevations 0.0 feet (MLLW) and -20 feet (below MLLW):

(a) Throughout Tulalip Bay and north to a point about 2,800 feet northwest of Hermosa Point;

(b) At Spee-Bi-Dah for a distance of about 1,000 feet between latitudes 48° 04' 52" and 48° 05' 35";

(c) Beginning about 1,500 feet south of Tulare Beach northward to a point 2,500 feet northwest of Kayak Point.

(6) All beds within Tidal Reference Area 8 between +3.0 (above MLLW) and -15.0 feet (below MLLW):

(a) In Holmes Harbor south of a line projected from Dines Point 125° true across Holmes Harbor;

(b) At the entrance to Holmes Harbor northerly of Rocky Point in the vicinity of Baby Island;

(c) In northern Skagit Bay, from Hunot Point, Fidalgo Island, south to the dredged entrance to Swinomish Channel, and from Ala Spit, Whidbey Island south through Dugualla Bay to 48° 20' 30" N. latitude; and

(d) On the east side of Similk Bay from 48° 26' N. latitude north to 48° 26' 54" N. latitude in Turners Bay.

(7) All beds within Tidal Reference Area 9 between +3.0 (above MLLW) and -15.0 feet (below MLLW):

(a) In Fidalgo Bay and easterly to the east side of March Point;

(b) In Padilla Bay north of a line projected true east through Saddlebag Island, south of William Point, and east of a line projected from Saddlebag Island to William Point;

(c) On the east side of Samish Bay from 48° 35' 30" N. latitude northwesterly to Wildcat Cove;

(d) Along Lummi Island from Village Point northerly to Point Migley, then southeasterly along the west side of Hale Passage to 48° 41' N. latitude;

(e) Surrounding Portage Island and including Portage Bay, and extending northerly up the east side of Hale Passage to Gooseberry Point;

(f) On the east side of the Strait of Georgia beginning southeast of Sandy Point at 48° 46' 15" N. latitude and extending northerly to Point Whitehorn, then northeasterly to 48° 54' 45" N. latitude in Birch Bay;

(g) Beginning at 122° 47' 6" W. longitude on the north side of Birch Bay and extending northerly to Semiahmoo Bay at the United States-Canadian border;

(h) In Drayton Harbor; and

(i) Bordering all of Point Roberts from the Canadian border in the Strait of Georgia to the Canada border in Boundary Bay.

(8) All beds within Tidal Reference Area 10 between +3.0 (above MLLW) and -15.0 feet (below MLLW):

(a) In East Sound (Fishing Bay and Ship Bay) north of a line projected true east from Judd Cove;

(b) In East Sound from Dolphin Bay northwesterly for 0.5 miles;

(c) On the north side of West Sound from Indian Point northerly and easterly around Massacre Bay to the northern entrance to White Beach Bay;

(d) On the west side of West Sound from 48° 37' N. latitude southerly to Caldwell Point, then westerly about 1/2 mile along the north side of Pole Pass to the Beacon;

(e) In Blind Bay, Shaw Island;

(f) In Shoal Bay, Lopez Island;

(g) In Hunter Bay and Mud Bay, Lopez Island;

(h) In Westcott Bay, Garrison Bay, and Horseshoe Bay, San Juan Island;

(i) Off the mouth of Mitchell Bay and northerly to Hanbury Point, and Mosquito Pass northerly to and adjacent to White Point, San Juan Island;

(j) On the east side of Sequim Bay from Goose Point northerly to Kiapot Point, and on the west side of Sequim Bay from Schoolhouse Point northerly to 48° 3' 24" N. latitude near Pitship Point, and in addition all beds in this described area between -15.0 feet and -40.0 feet;

(k) On the east side of Discovery Bay from 48° N. latitude near Fairmont northerly to 48° 3' 24" N. latitude, and on the west side of Discovery Bay from 48° N. latitude near Maynard northerly to Carr Point, additionally all beds between -15.0 feet and -40.0 feet in this described area;

(l) On the west side of Port Townsend from Glen Cove southerly to the mouth of Chimacum Creek and on the east side of Port Townsend from Crane Point northerly outside the entrance to Kilisut Harbor to 48° 5' 36" N. latitude; and

(m) In Kilisut Harbor (Scow Bay) south of 48° 5' 9" N. latitude, and in addition all beds in this described area between -15.0 feet and -30.0 feet.

(9) All beds within Tidal Reference Area 11 between +3.0 (above MLLW) and -15.0 feet (below MLLW) east of 122° 59' 36" W. longitude and west of 122° 51' 18" W. longitude.

(10) All beds within Tidal Reference Area 12 between +3.0 (above MLLW) and -15.0 feet (below MLLW):

(a) In Quilcene Bay north of 47° 47' 6" N. latitude;

(b) On the west side of Dabob Bay from Whitney Point south to 47° 43' 42" N. latitude in Right Smart Cove near Wawa Point;

(c) On the west side of Hood Canal from 47° 40' 18" N. latitude south to Quatsap Point (including Pleasant Harbor), then west to a line projected true south from the mouth of the Duckabush River; and

(d) On the east side of Hood Canal in Stavis Bay, Seabeck Bay, and on the north side of Misery Point.

(11) All beds within Tidal Reference Area 13 between +3.0 and -15.0 feet on the east side of Hood Canal from Lofall northeasterly to Sheltered Bay and including Port Gamble Bay.

(12) All beds within Tidal Reference Area 17 between +3.0 and -5.0 feet:

(a) On the west side of Willapa Bay from the Nahcotta Dock north to 46° 38' N. latitude; and

(b) Between the mouths of Cedar River and North River. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-260, filed 4/13/83.]

WAC 220-110-270 Common technical provisions. Technical provisions that commonly apply to projects in the saltwater area are as follows:

(1) Use of equipment on the beach area shall be held to a minimum and confined to specific access and work corridors.

(2) Beach area material shall not be utilized for project fills.

(3) Fresh concrete shall be cured or covered to prevent leaching, prior to water contact.

(4) Beach area depressions created during project activities shall be reshaped to preproject beach level upon project completion. Hydraulic clam harvesters shall comply with those conditions specified in WAC 220-52-018.

(5) Debris or deleterious material resulting from construction shall be removed from the beach area and prevented from entering state waters.

(6) Project activities shall be conducted to minimize siltation on beach areas.

(7) Materials treated with creosote or other preservatives shall be dry before use in the water. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-270, filed 4/13/83.]

WAC 220-110-280 Bulkheads and associated fills. The following technical provisions commonly apply to bulkhead and associated fill projects.

(1) The construction of sloping or vertical bulkheads and the placement of associated fill is restricted to the tidal elevations and time periods provided for in this section.

(2) The lowest tidal elevations for the toe of sloping or vertical bulkheads is as follows:

Tidal Reference Area No.	Name	Vertical or Sloping bulkheads adjacent to smelt spawning beds	All other beach areas	
			Vertical bulkhead	Sloping bulkhead
1	Shelton	N/A ¹	+11.5 ft	+8.0 ft
2	Olympia	+14.0 ft	+11.6	+8.3
3	South Puget Sound	N/A	+10.7	+7.7
4	Tacoma	+11.5	+9.4	+6.9
5	Seattle	+11.0	+9.0	+6.6
6	Edmonds	N/A	+8.9	+6.6
7	Everett	+11.0	+8.8	+6.5
8	Yoke Point	+11.0	+8.7	+6.5
9	Blaine	+8.5	+7.5	+6.1
10	Port Townsend	+8.0	+6.5	+5.1
11	Union	+11.5	+9.4	+6.9
12	Seabeck	N/A	+9.2	+6.8
13	Bangor	N/A	+8.7	+6.5
14	Ocean Beaches	+9.0	+7.8	+7.8
15	Westport	N/A	+8.3	+4.8
16	Aberdeen	N/A	+9.4	+5.4
17	Willapa Bay	N/A	+9.1	+5.2

¹Not applicable because there are no known surf smelt spawning beds.

(3) The faces of bulkheads shall be constructed of permanent material not readily subject to erosion.

(4) Sloping bulkheads shall have a slope not steeper than 1.5 feet horizontal to 1 foot vertical.

(5) Bulkheads shall be constructed only during periods of low tide.

(6) Bulkhead forms shall be constructed so that leaching of concrete is minimized. Exposed concrete shall be covered or cured prior to water contact.

(7) Bulkhead construction is restricted to the following time periods:

(a) Tidal Reference Area 1: June 16 through March 14.

(b) Tidal Reference Area 2: June 16 through March 14 except June 16 through July 20 only adjacent to smelt spawning beds.

(c) Tidal Reference Area 3: June 16 through March 14.

(d) Tidal Reference Area 4: June 16 through March 14, except March 1 through March 14 and June 16 through September 30 adjacent to smelt spawning beds.

(e) Tidal Reference Area 5: June 16 through March 14, except:

(i) March 1 through March 14 and June 16 through August 30 adjacent to Liberty Bay smelt spawning beds; and

(ii) June 16 through October 15 adjacent to smelt spawning beds within Sinclair Inlet and Dyes Inlet.

(f) Tidal Reference Area 6: June 16 through March 14.

(g) Tidal Reference Area 7: June 16 through March 14, except October 16 through March 14 adjacent to smelt spawning beds.

(h) Tidal Reference Area 8: June 16 through March 14, except October 16 through March 14 adjacent to smelt spawning beds.

(i) Tidal Reference Area 9: June 16 through March 14, except June 16 through September 30 adjacent to smelt spawning beds.

(j) Tidal Reference Area 10: June 16 through March 14, except:

(i) June 16 through September 10 and November 10 through March 14 adjacent to smelt spawning beds within Kilisut Harbor;

(ii) June 16 through October 15 and January 15 through March 14 adjacent to smelt spawning beds within Dungeness Harbor; and

(iii) September 1 through May 1 adjacent to Smelt spawning beds at Twin Rivers and Deep Creek.

(k) Tidal Reference Area 11: June 16 through March 14, except June 16 through September 10 and February 1 through March 15 adjacent to smelt spawning beds in southern Hood Canal.

(l) Tidal Reference Area 12: June 16 through March 14.

(m) Tidal Reference Area 13: June 16 through March 14.

(n) Tidal Reference Area 14 through 17: January 1 through December 31. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-280, filed 4/13/83.]

WAC 220-110-290 Boat launches. The following technical provisions commonly apply to boat launch projects.

(1) Railway-type boat launches on smelt and herring spawning beds shall be designed to cause minimal interference with tidal currents and littoral drift.

(2) The construction of concrete boat launch ramps or the placement of other material for solid boat launch ramps is prohibited on smelt and herring spawning beds.

(3) The slope of boat launch sides shall be no steeper than 1.5 feet horizontal to 1 foot vertical. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-290, filed 4/13/83.]

WAC 220-110-300 Piers, pilings, docks, and floats. The following technical provisions commonly apply to pier, piling, dock, and float projects.

(1) Pile driving in or adjacent to surf smelt and herring spawning beds is permitted only as follows:

Tidal Reference Area	Permitted Times	
	Smelt spawning beds	Herring spawning beds
1	January 1-December 31	January 1-December 31
2	April 1-July 20	April 1-December 31
3	January 1-December 31	January 1-December 31
4	March 1-October 1	April 1-January 10
5	March 1-September 1 in Liberty Bay March 15-October 15 in Sinclair-Dyes Inlet	March 20-January 20 in Port Orchard April 10-February 20 in Port Madison
6	January 1-December 31	January 1-December 31
7	October 15-May 15	February 15-April 15
8	October 15-May 15	April 10-February 10
9	March 15-October 1	June 1-January 31 at Point Roberts June 15-February 10 Blaine-Birch Bay; Point Whitehorn to Sandy Point; and Hale Passage and Portage Bay April 10-February 20 in Samish Bay April 10-February 10 in Padilla Bay, Fidalgo Bay
10	January 15-October 15 in Dungeness Harbor November 10-September 10 in Kilisut Harbor September 1-May 1 at Twin Rivers and Deep Creek	April 15-February 1 West Sound, East Sound, Orcas Island March 15-January 15 Hunter Bay, Lopez Island April 10-January 10 Mosquito Pass, San Juan Islands April 10-February 1, Discovery Bay March 1-January 31 Sequim Bay March 20-January 31 Port Townsend, Kilisut Harbor
11	December 1-September 10	March-January 15
12	January 1-December 31	April 15-February 10

Tidal Reference Area	Permitted Times	
	Smelt spawning beds	Herring spawning beds
13	January 1–December 31	April 1–January 31
14	September 1–April 1	January 1–December 31
15	January 1–December 31	January 1–December 31
16	January 1–December 31	January 1–December 31
17	January 1–December 31	March 15–January 15

(2) In addition to those limitations listed in WAC 220-110-300(1) pile driving may be further restricted to protect juvenile salmonids or other species of fish.

(3) Floats and rafts shall be located and anchored to prevent grounding on smelt and herring spawning beds during periods of low tides.

(4) Anchoring systems for floating structures shall be designed and deployed so that beds are not damaged. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-300, filed 4/13/83.]

WAC 220-110-310 Utility lines. The following technical provisions commonly apply to utility line projects.

(1) Digging trenches in the beach area for the installation of cables, sewer lines, and other utilities is restricted to the same time periods provided for driving piles (WAC 220-110-300) and dredging (WAC 220-110-320).

(2) Excavation of trenches in beach areas shall be conducted in the dry during low tide periods.

(3) Trenches in the beach area shall be backfilled expeditiously and all disturbed areas restored to preproject conditions. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-310, filed 4/13/83.]

WAC 220-110-320 Dredging. The following technical provisions commonly apply to dredging projects.

(1) Dredging in Tidal Reference Areas 1 through 13 is limited to the period June 16 through March 15.

(2) Dredging in Tidal Reference Area 14 is permitted year-round.

(3) Dredging in Tidal Reference Area 15 in water shallower than the minus fifteen (-15.0) foot contour (MLLW = 0.0) is limited to the period May 1 through February 28.

(4) Dredging in Tidal Reference Area 16 in water shallower than the minus fifteen (-15.0) foot contour (MLLW = 0.0) is limited to the period June 16 through February 15.

(5) Dredging in Tidal Reference Area 17 in water shallower than the minus fifteen (-15.0) foot contour (MLLW = 0.0) is limited to the period May 1 through February 15.

(6) Floatable materials such as debris and piling shall not be disposed of in the water.

(7) Dredging shall stop if distressed or dead fish are observed in the work area, and the departments shall be notified immediately.

(8) A hydraulic dredge shall not be operated with the intake above the surface of the material being removed. The intake may be raised not over 3 feet above the bed for brief periods of purging or flushing the intake system. This provision does not apply to hopper dredges.

(9) Dredged bed materials shall be disposed of at department of natural resources deep water disposal sites or approved upland sites.

(10) Dredging shall be conducted to a depth not greater than the channel depth at the seaward end.

(11) Dredging is prohibited on herring spawning beds.

(12) Dredging shall be conducted with dredge types that cause the least adverse impact on fish and shellfish and their habitat. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-320, filed 4/13/83.]

WAC 220-110-330 Marinas. The following policies and technical provisions commonly apply to marina projects.

(1) Open-type construction, utilizing floating breakwaters and open pile work, shall be used whenever practicable.

(2) Physical modeling, numerical models, or other information that demonstrates adequate water exchange and circulation may be required.

(3) All navigation channels and breaches shall be maintained at or below marina depth to provide adequate fish passage.

(4) Isolated breakwaters beyond the line of extreme low tide shall be constructed of permanent material. No slope restrictions apply.

(5) The following provisions apply to marina construction shoreward of the existing ordinary high water line:

(a) A single entrance may be required.

(b) The entire inner shoreline shall be in conformance with bulkheading provisions in WAC 220-110-280. Between the bulkhead toe and the 0-tide level the beach face shall be sloped a minimum of 1.5 feet horizontal to 1 foot vertical.

(6) The following provisions apply to marina construction waterward of the ordinary high water line:

(a) The beach area inside the marina may be protected in accordance with bulkheading provisions in WAC 220-110-280. Between the elevation of the toe of the bulkhead and the 0-tide level the beach face shall not exceed a slope of 1.5 feet horizontal to 1 foot vertical.

(b) For a single entrance or breach marina, the breakwater structure shall not exceed a 1.5 feet horizontal to 1 foot vertical slope inside and outside the marina.

(c) The following provisions apply when a marina includes breaches that form shore breakwaters (jetties) and detached breakwaters:

(i) The toe of the shore breakwaters (jetties) may extend seaward to the 0-foot tide level, but shall not extend seaward more than 250 feet from MHHW.

(ii) The shore breakwaters shall have a minimum slope of 1.5 feet horizontal to 1 foot vertical throughout.

(iii) The breaches between the shore breakwaters and the detached breakwaters shall be not less than 20 feet in width measured at the toe of the slope. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-330, filed 4/13/83.]

WAC 220-110-340 Informal appeal of adverse administrative decisions. Any person who, upon proper application, is denied a requested hydraulic project approval or contests a condition placed in a granted approval, may contact the field investigator from the departments of game and/or fisheries assigned to the project to discuss the denial or provisions. If the result of this contact with the field investigator does not satisfy the applicant, then that person may contact the field investigator's supervisors up through the chain of command to the directors. If the applicant is not satisfied by the results of this informal appeal process, then that person may make a formal appeal. We encourage the applicant to exhaust this informal appeal process prior to initiating a formal appeal. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-340, filed 4/13/83.]

WAC 220-110-350 Formal appeal of adverse administrative decisions. Any person who, upon proper application, is denied a requested hydraulic project approval or contests a condition placed in a granted approval, is entitled to an opportunity for hearing, pursuant to the Administrative Procedure Act, chapter 34.04 RCW. To obtain a hearing, a written request must be filed with either the Department of Fisheries' Habitat Management Division, Room 115, General Administration Building, Olympia, WA 98504, or the Department of Game's Habitat Management Division, 600 North Capitol Way, Olympia, WA 98504. Requests must be received within thirty days from the date of denial of a hydraulic approval or issuance of an approval with conditions sought to be contested. Hearings are conducted pursuant to the Uniform Procedure Rules, chapter 1-08 WAC, unless modified in writing or by agreement of the parties. Ordinarily, it is expected an aggrieved party seeking administrative review will waive the notice of hearing requirements provided by RCW 34.04.090(1) in order to provide an expeditious decision. An administrative law judge will be used to hear all evidence, with proposed findings of fact, conclusions of law, proposed order, and exceptions and replies thereto, and written argument, if any, prepared and presented to the directors of the departments, together with a tape of the contested case hearing, for final decision. All final decisions are appealable as provided by the Administrative Procedure Act, chapter 34.04 RCW. Administrative law judges will be provided by the office of administrative hearings. [Statutory Authority: RCW 75.20.100, 75.08.080 and chapter 34.04 RCW. 83-09-019 (Order 83-25), § 220-110-350, filed 4/13/83.]