

## CHAPTER 140.

[H. B. 384.]

## WASTE FOREST MATERIAL.

AN ACT relating to waste forest material, disposal and burning thereof, and the issuance of permits and certificates in connection therewith, and amending section 2 of chapter 223 of the Laws of 1927, as amended by section 2 of chapter 207 of the Laws of 1929 (section 5792-1 of Remington's Revised Statutes).

*Be it enacted by the Legislature of the State of Washington:*

SECTION 1. That section 2 of chapter 223 of the Laws of 1927, as amended by section 2 of chapter 207 of the Laws of 1929 (section 5792-1 of Remington's Revised Statutes), be amended to read as follows:

Amend-  
ments.

Section 2. Whenever any fire hazard shall exist, or shall have been created by any logging or clearing operations, and whether the State Supervisor of Forestry shall have declared the same to be a fire hazard or not, and an effort shall have been made to remove or abate such fire hazard, an application may be made to the Supervisor of Forestry for a certificate of clearance.

May present  
application  
for clearance.

As soon as practicable after the receipt of such written request said State Supervisor shall cause the burned over area to be carefully inspected, and if it is found that the said waste and debris has been properly disposed of or the fire hazard abated, the said Supervisor shall issue a certificate of clearance in duplicate, one copy to be delivered to the applicant, and one copy to be retained in the records of his office. Each such certificate of clearance shall describe the slashing, chopping or other area on which the waste or other debris or fire hazard has been satisfactorily disposed of with reasonable accuracy, by subdivision, section, township and range, shall give the approximate acreage of the area to

Supervisor  
to inspect  
and issue  
certificate.

Certificate  
contents.

Certificate contents.

which the certificate applies, shall name the person, firm or corporation which created such slashing, chopping, waste material or fire hazard, if known, and name the person, firm or corporation by whom such burning was done, shall give the date on which such area was inspected and the name of the person making the inspection, and shall certify that in the opinion of the said inspector such waste forest material or debris has been properly disposed of and the fire hazard abated. Such certificate of clearance may be issued for any fraction or part of the area inspected when the inspector finds that only such fraction or part meets the requirements of satisfactory and legal disposition of such waste material or debris and of the abatement of such fire hazard.

May cover partial area.

May issue certificate where burning may destroy.

Whenever the State Supervisor of Forestry shall determine that the burning of any area will result in the destruction of seed trees and second growth and will be detrimental to the growth of a new forest crop, and that burning such area will create a greater fire hazard than already exists, he may issue a certificate of clearance for such areas: *Provided*, That the owner of any said areas shall supply adequate fire protection.

Proviso.

Presumption of certificate.

All such certificates of clearance shall be conclusive evidence of the satisfactory and legal disposition and abatement of the waste material and debris and the fire hazard created thereby to the extent in such certificate set forth; but any such certificate may be cancelled or set aside by the State Supervisor of Forestry for fraud or collusion in the procuring for issuance thereof.

Passed the House February 28, 1941.

Passed the Senate March 10, 1941.

Approved by the Governor March 21, 1941.