

CHAPTER 193.

[H. B. 335.]

NOXIOUS WEEDS.

AN ACT relating to noxious weeds; amending section 2771 and section 2778-3 of Remington's Revised Statutes.

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

SECTION 1. Section 2771 of Remington's Revised Statutes is hereby amended to read as follows:

Section 2771. The boards of county commissioners of the respective counties may create a weed district or districts within their counties and enlarge any district, or reduce any district or create or combine or consolidate the districts, or divide or create new districts, from time to time, in the manner hereinafter provided, for the purpose of destroying, preventing and exterminating, or to prevent the introduction, propagation, cultivation or increase of, any particular weed, weeds or plants, or all weeds or plants, including Scotch broom, which are now or may hereafter be classed by the agricultural experiment station of the State College of Washington as noxious weeds, or plants detrimental to or destructive of crops, fruit, trees, shrubs, valuable plants, forage, or other agricultural plants or produce. Any such district shall include not less than one section of land, and the boundaries thereof shall be along an established road, railroad, scab, uncleared or grazing land, or property line, or established lines, or some natural boundary, and shall include only cultivated or farming lands and shall not include any scab, uncleared or grazing land, except such as shall lie wholly within cultivated or farming lands within the districts, or which lie adjacent to such cultivated or farming lands and which are infested with the particular weed or weeds to be destroyed, prevented

Amends
§ 2771, Rem.
Rev. Stat.
(§ 113-21,
P. C.)
Weed dis-
tricts, estab-
lishment by
commis-
sioners.

Boundaries.

and exterminated by such district: *Provided*, That any quarter section of land, or lesser legal subdivision in single ownership, fifty per cent (50%) of which is cultivated or farming land, shall be considered cultivated and farming land within the meaning of this act.

SEC. 2. Section 2778-3 of Remington's Revised Statutes is hereby amended to read as follows:

Amends
§ 2778-3,
Rem. Rev.
Stat. (§ 113-
31, P. C.)

Section 2778-3. (1) If the weed inspector, or the board of directors, shall find that the rules and regulations of the weed district are not being carried out on any one or more parcels of land within such district, the weed inspector shall give forthwith a notice in writing, on a form to be prescribed by the directors, to the owners, tenants, mortgagees, and occupants, or to the accredited resident agent of any non-resident owner of such lands within the district whereon noxious weeds are standing, being or growing and in danger of going to seed, requiring him to cause the same to be cut down, otherwise destroyed or eradicated on such lands in the manner and within the time specified in the notice, such time, however, not to exceed seven (7) days. It shall be the duty of the county auditor and county treasurer to make available to the weed inspector lists of owners, tenants, and mortgagees of lands within such district;

Delinquent
owners.

Notice.

(2) If a resident agent of any non-resident owner of lands where noxious weeds are found standing, being or growing cannot be found, the local weed inspector shall post said notice in the form provided by the directors in three conspicuous places on said land, and in addition to posting said notice the local weed inspector shall, at the same time mail a copy thereof by registered mail to the owner of such non-resident lands, if his post office address is known or can be ascertained by said inspector from the last tax list in the county treas-

Posting of
notice.

Non-
residents.

urer's office, and it shall be the duty of the treasurer to furnish such lists upon request by the weed inspector. Proof of such serving, posting and mailing of notice by the weed inspector shall be made by affidavit forthwith filed in the office of the county auditor and it shall be the duty of the county auditor to accept and file such affidavits;

Destruction
of weeds by
inspector.

(3) If the weeds are not cut down, otherwise destroyed or eradicated within the time specified in said notice, the local weed inspector shall personally, or with such help as he may require, cause the same to be cut down or otherwise destroyed in the manner specified in said notice.

Passed the House February 19, 1937.

Passed the Senate March 3, 1937.

Approved by the Governor March 17, 1937.

CHAPTER 194.

[H. B. 336.]

WEED EXTERMINATION AREAS.

AN ACT relating to noxious weeds, defining "Weed Extermination Areas," and making an appropriation.

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

SECTION 1. In this act unless the context otherwise requires:

"Weed
district."

(a) "Weed District" means an area of agricultural land, together with permitted inclusions of other types of lands, whose owners have joined together for weed control purposes and having an elective board of directors who are authorized to make and enforce rules and regulations for the district;

"Weed ex-
termination
area."

(b) "Weed Extermination Area" means an area set up by the boards of county commissioners and the director of the state department of agriculture