

STATE OF WASHINGTON FISH AND WILDLIFE COMMISSION

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5)	Petition of The City of Forks, et al., for
6)	Amendment of Department of Fish and Wildlife
7)	Sport Fishing Rules in WAC 232-12-619.
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11)	

Petition and Request for Amendment
of Washington Administrative Rule 232-12-619

COMES NOW, the Petitioners MAYOR NEDRA REED, R. DANIEL LEINAN, in their professional, as well as personal capacity, and the CITY OF FORKS by and through their attorneys, WILLIAM R. FLECK and GREGORY OVERSTREET, with the support of JOHN KELLY personally and on behalf of the KING COUNTY OUTDOOR SPORTS COUNCIL; ROBERT REID personally and on behalf of the COWLITZ PLAN FOR RESTORATION-FISH (CPR-FISH); Professor STEPHEN MATHEWS; DIANE SCHOSTAK on behalf of the FORKS CHAMBER OF COMMERCE; and, RUBY SWAGERTY:

And,

HEREBY request pursuant to both RCW 34.05.330 and 34.05.340 that the Washington State Fish and Wildlife Commission (Commission) amend Washington Administrative Code (WAC) 232-12-619 with specific regard to removing the moratorium on retaining wild steelhead from 1 May 2004 through 31 April 2006 (moratorium), and reinstating the ability to retain wild steelhead on various rivers to include the Bogachiel, Calawah, Dickey, Hoh, Hoko, Pysht, Quillayute, Quinault, and Sol Duc Rivers.

1 The Petitioners file this petition with the Commission in accordance with the Washington
2 Administrative Procedures Act (WAPA), specifically both RCW 34.05.330 and 34.05.340 and provide
3 the following, all of which is incorporated by reference as if fully set forth, to Commission:

- 4 A. OFM Form 01 – Required pursuant to RCW 34.05.330;
- 5 B. Petitioners’ proposed rule amendment;
- 6 C. Statement by Petitioners Claiming “Substantial Difference” between the
7 Commission’s proposed rules and the Commission’s adopted rules pursuant to RCW
8 34.05.340;
- 9 D. Statement by Petitioners regarding other reasons for the Commission’s consideration
10 of the Petitioner’s proposed amendment;
- 11 E. Petitioners Exhibits numbered one through ten;
 - 12 1. Proposed 2004-05 Sports Fishing Rules;
 - 13 2. WDFW Materials re: Quillayute River and also 6 Feb 2004 minutes;
 - 14 3. WDFW Press Release re: 6 Feb 2004 adoption of two-year moratorium;
 - 15 4. Dept. Briefing on Fish & Wildlife Commission Request;
 - 16 5. It is it time for a protest?
 - 17 6. Van Geytenbeek e-mail of 17 Feb 2004;
 - 18 7. Alaska Magazine article;
 - 19 8. Catch and Release Fishing is In-humane;
 - 20 9. 2002-2003 Proposed Sports Fishing Rules;
 - 21 10. WDFW Press Release of 17 Mar 2004 re: Revised start date of moratorium.
- 22 F. Declarations/Statements relied upon by Petitioners with attachments.
 - 23 1. R. Daniel Leinan;
 - 24 2. Nedra Reed;
 - 25 3. John Kelly;

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- 4. Robert Reid;
- 5. Steven Mathews;
- 6. Diane Schostak;
- 7. Ruby Swagerty.

Respectfully submitted on behalf of the petitioners this 9th day of April 2004.

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