



## United States Department of Agriculture

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

### DUTCH ELM DISEASE QUARANTINE (DOMESTIC)

NOTICE OF QUARANTINE NO. 71, WITH REGULATIONS

#### INTRODUCTORY NOTE

This quarantine is established for the purpose of preventing the further spread of the Dutch elm disease (*Ceratostomella ulmi*), which at present is known to exist in parts of New Jersey, New York, and Connecticut.

#### SUMMARY

The area covered by these regulations comprises parts of New Jersey, New York, and Connecticut. For specific area see regulation 3.

These regulations prohibit the interstate movement from the regulated area of any and all parts of elms of all species, whether forest or nursery grown, except that elm lumber or products manufactured from or containing elm wood, if entirely free from bark, are exempt from restriction.

No restrictions are placed on the interstate movement wholly within the regulated area.

Shipments originating outside of the regulated area, if moving through this area, must be billed on through bill of lading.

LEE A. STRONG,

Chief, Bureau of Entomology and Plant Quarantine.

#### NOTICE OF QUARANTINE NO. 71

(Approved Feb. 20, 1935; effective Feb. 25, 1935)

I, H. A. Wallace, Secretary of Agriculture, have determined that it is necessary to quarantine the States of Connecticut, New Jersey, and New York to prevent the spread of the Dutch elm disease (*Ceratostomella ulmi* Buisman (*Graphium ulmi* Schwarz)), a dangerous plant disease not heretofore widely prevalent or distributed within and throughout the United States.

Now, therefore, under authority conferred by section 8 of the Plant Quarantine Act of August 20, 1912 (37 Stat. 315), as amended by the act of Congress approved March 4, 1917 (39 Stat. 1134, 1165), and having duly given the public hearing required thereby, I do quarantine the said States of Connecticut, New Jersey, and New York, effective on and after February 25, 1935. Hereafter, under the authority of said act of August 20, 1912, amended as aforesaid, elm plants or parts thereof of all species of the genus *Ulmus*, irrespective of whether nursery, forest, or privately grown, including (1) trees, plants, leaves, twigs, branches, bark, roots, trunks, cuttings, and scions of such plants; (2) logs or cordwood of such plants; and (3) lumber, crates, boxes, barrels, packing cases, and other containers manufactured in whole or in part from such plants (unless the wood is entirely free from bark) shall not be shipped, offered for shipment to a common carrier, received for transportation or transported by a common carrier, or carried, transported, moved, or allowed to be

moved from any of said quarantined States into or through any other State or Territory or District of the United States in manner or method or under conditions other than those prescribed in the rules and regulations hereinafter made and amendments thereto: *Provided*, That the restrictions of this quarantine and of the rules and regulations supplemental thereto may be limited to the areas in a quarantined State now, or which may hereafter be, designated by the Secretary of Agriculture as regulated areas when, in the judgment of the Secretary of Agriculture, the enforcement of the aforesaid rules and regulations as to such regulated areas shall be adequate to prevent the spread of the Dutch elm disease: *Provided further*, That such limitation shall be conditioned upon the said State providing for and enforcing such control measures with respect to such regulated areas as, in the judgment of the Secretary of Agriculture, shall be deemed adequate to prevent the spread of the Dutch elm disease therefrom to other parts of the State.



Done at the city of Washington this 20th day of February 1935.

Witness my hand and the seal of the United States Department of Agriculture.

H. A. WALLACE,  
Secretary of Agriculture.

## RULES AND REGULATIONS SUPPLEMENTAL TO NOTICE OF QUARANTINE NO. 71

(Approved Feb. 20, 1935; effective Feb. 25, 1935)

### Regulation 1. Definitions

For the purpose of these regulations the following words, names, and terms shall be construed, respectively, to mean:

(a) *Dutch elm disease*.—The plant disease known as the Dutch elm disease (*Ceratostomella ulmi* Buisman (*Graphium ulmi* Schwarz)), in any stage of development.

(b) *Quarantined area*.—Any State quarantined by the Secretary of Agriculture to prevent the spread of the Dutch elm disease.

(c) *Regulated area*.—Any area in a quarantined State which is now, or which may hereafter be, designated as such by the Secretary of Agriculture in accordance with the provisos to Notice of Quarantine No. 71.

(d) *Moved or allowed to be moved interstate*.—Shipped, offered for shipment to a common carrier, received for transportation or transported by a common carrier, or carried, transported, moved, or allowed to be moved from one State or Territory or District of the United States into or through any other State or Territory or District.

### Regulation 2. Limitation of Restrictions to Regulated Areas

Conditioned upon the compliance on the part of the States concerned with the provisos to Notice of Quarantine No. 71, the restrictions provided in these regulations on the interstate movement of the articles enumerated in said notice of quarantine will be limited to such movement from the areas in such State now or hereafter designated by the Secretary of Agriculture as regulated areas.

### Regulation 3. Regulated Areas

In accordance with the provisos to Notice of Quarantine No. 71, the Secretary of Agriculture designates as regulated areas for the purpose of these regulations the counties, townships, towns, and cities listed below, including all cities, towns, boroughs, or other political subdivisions within their limits:

*Connecticut*.—Towns of Darien, Fairfield, Greenwich, New Canaan, Norwalk, Stamford, and Westport, in *Fairfield County*.

*New Jersey*.—Counties of Bergen, Essex, Hudson, Passaic, Somerset, and Union; townships of Princeton and West Windsor, and the city of Princeton, in *Mercer County*; townships of East Brunswick, Lincoln, Milltown, North Brunswick, Piscataway, Raritan, Roosevelt, Sayreville, South Brunswick,

South River, and Woodbridge, boroughs of Dunellen, Highland Park, and Metuchen, and cities of New Brunswick, Perth Amboy, and South Amboy, in *Middlesex County*; townships of Boonton, Chatham, Chester, Danville, Hanover, Jefferson, Mendham, Montville, Morris, Passaic, Pequannock, Randolph, Rockaway, and Roxbury, boroughs of Dover, Florham Park, and Mendham, and cities of Madison and Morristown, in *Morris County*.

*New York*.—Counties of Bronx, Kings, Nassau, New York, Queens, Richmond, and Rockland; towns of Bedford, Cortlandt, East Chester, Greenburg, Harrison, Mamaroneck, Mount Pleasant, Mount Vernon, New Castle, New Rochelle, North Castle, Ossining, Pelham, Poundridge, Rye, Scarsdale, Somers, White Plains, Yonkers, and Yorktown, in *Westchester County*.

#### Regulation 4. Extension or Reduction of Regulated Areas

The regulated areas designated in regulation 3 may be extended or reduced as may be found advisable by the Secretary of Agriculture. Due notice of any extension or reduction and the areas affected thereby will be given in writing to the transportation companies doing business in or through the States in which such areas are located and by publication in one or more newspapers selected by the Secretary of Agriculture within the States in which the areas affected are located.

#### Regulation 5. Control of the Movement of Restricted Plants and Plant Products

Elm plants or parts thereof of all species of the genus *Ulmus*, irrespective of whether nursery, forest, or privately grown, including (1) trees, plants, leaves, twigs, branches, bark, roots, trunks, cuttings, and scions of such plants; (2) logs or cordwood of such plants; and (3) lumber, crates, boxes, barrels, packing cases, and other containers manufactured in whole or in part from such plants, if the wood is not free from bark, shall not be moved or allowed to be moved interstate from any regulated area to or through any point outside thereof.

No restrictions are placed by these regulations on the interstate movement of the articles enumerated therein from points in the quarantined States outside of the areas now, or which may hereafter be, designated by the Secretary of Agriculture as regulated areas.

No restrictions are placed on the interstate movement of the articles enumerated from an area not under regulation through a regulated area when such movement is on a through bill of lading.

No restrictions are placed on the interstate movement of the articles enumerated between points within the regulated area, provided such articles do not pass through any point outside thereof.

#### Regulation 6. Shipments for Experimental or Scientific Purposes

Articles subject to restriction in these regulations may be moved interstate for experimental or scientific purposes on such conditions and under such safeguards as may be prescribed by the Bureau of Entomology and Plant Quarantine. The container of articles so moved shall bear, securely attached to the outside thereof, an identifying tag from the Bureau of Entomology and Plant Quarantine showing compliance with such conditions.

These rules and regulations shall be effective on and after February 25, 1935.

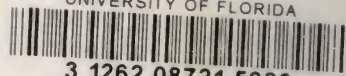
Done at the city of Washington this 20th day of February 1935.

Witness my hand and the seal of the United States Department of Agriculture.

H. A. WALLACE,  
*Secretary of Agriculture.*



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