



AGENDA

N.C. WILDLIFE RESOURCES COMMISSION

November 8, 2012, 9:00 a.m.

1751 Varsity Drive

NCWRC Conference Room, 5th Floor

Raleigh, North Carolina

This meeting is being recorded as a public record and is audio streaming live at www.ncwildlife.org. As a courtesy to others please turn off all cell phones and pagers during the meeting.

CALL TO ORDER – *Chairman David Hoyle, Jr.*

PLEDGE OF ALLEGIANCE

INVOCATION - *Commissioner Berkley Skinner*

RECOGNITION OF VISITORS

MANDATORY ETHICS INQUIRY - North Carolina General Statute 138A-15(e) mandates that the Commission Chair shall remind all Commissioners of their duty to avoid conflicts of interest and appearances of conflict under this Chapter, and that the chair also inquire as to whether there is any known conflict of interest or appearance of conflict with respect to any matters coming before the Commission at this time. It is the duty of each Commissioner who is aware of such personal conflict of interest or of an appearance of a conflict, to notify the Chair of the same. *Chairman David Hoyle, Jr.*

APPROVAL OF MINUTES - Take action on the August 30, 2012 Wildlife Resources Commission meeting minutes as written in the exhibit and distributed to members (**EXHIBIT A**)

ADMINISTRATION

Financial Status Report - Receive a financial status report on the Wildlife Operating Fund and Wildlife Endowment Fund - *Tommy Clark, Budget Officer* - (**EXHIBIT B**)

SPECIAL RECOGNITION – Present award to *Bennett Wynne, Fisheries Biologist*, named the 2012 Southeastern Association of Fish and Wildlife Agencies’ Fisheries Biologist of the Year – *Bob Curry, Inland Fisheries Division Chief*

Break for Photographs

COMMITTEE REPORTS

Land Use and Access Committee Report – *Jim Cogdell, Chairman*

Big Game Committee Report – *John Litton Clark, Chairman*

Committee of the Whole Report – *David Hoyle, Jr., Chairman*

AGENCY SPOTLIGHT – Receive an update on the multifaceted boating law enforcement efforts in District 7 – *Master Officer Ron Robertson, Wildlife Enforcement*

INLAND FISHERIES

Fisheries Update - Receive a staff update on activities of the Division of Inland Fisheries – *Bob Curry*

Summary of Public Comments- Receive summary of public comments on proposed changes to inland fishing regulations received from state-wide public hearings held in September 2012, the WRC internet portal and correspondence – *Bob Curry* (**EXHIBIT C**)

2013 – 2014 Fishing Regulation Proposals – Review and consider for adoption changes in the 2013 - 2014 inland fishing regulations – *Bob Curry* (**EXHIBIT D**)

DIVISION OF WILDLIFE MANAGEMENT

Wildlife Management Update – Receive an update on the activities of the Division of Wildlife Management – *Dr. David Cobb, Wildlife Management Division Chief*

Summary of Public Comments – Receive summary of public comments on proposed changes to hunting, trapping, game lands, captive cervid, coyote and feral swine regulations received from state-wide public hearings held in September 2012, the WRC internet portal and correspondence – *David Cobb (EXHIBIT E)*

2013 – 2014 Hunting and Trapping Regulation Proposals – Review and consider for adoption proposed rule changes in hunting, trapping, game lands, captive cervid, coyote and feral swine regulations for 2013 - 2014 – *David Cobb (EXHIBIT F)*

PROPERTY MATTERS

Easement Request, Bladen County – Consider a request by the Department of Transportation for an easement at the Tar Heel Boating Access Area in Bladen County – *Isaac Harrold, Public Lands Section Manager (EXHIBIT G)*

Land Acquisitions – Consider approval for staff to begin working with the State Property Office and funding partners to develop acquisition plans for the following properties – *Isaac Harrold (EXHIBITS H-1, H-2, H-3, H-4, H-5)*

- Summit Boating Access Area, Lake Gaston – Halifax County **(H-1)**
- Watauga River, Blowing Rock – Watauga County **(H-2)**
- Pinch Gut Phase IV Tract – Brunswick County **(H-3)**
- Capel Tract – Montgomery County **(H-4)**
- Browns Island Tract II – Carteret County **(H-5)**

Braun Tract Donation, Ashe County – Consider final approval to accept donation of the Braun Tract in Ashe County – *Isaac Harrold (EXHIBIT I)*

ADOPTION OF THE 2013 WRC MEETING SCHEDULE – Consider adoption of the 2013 schedule of Wildlife Resources Commission meetings – *Gordon Myers, Executive Director (EXHIBIT J)*

COMMENTS BY CHAIRMAN – *David W. Hoyle, Jr.*

COMMENTS BY EXECUTIVE DIRECTOR – *Gordon Myers*

ADJOURN



MINUTES
August 30, 2012
N. C. Wildlife Resources Commission Meeting
Raleigh, North Carolina

The August 30, 2012 N. C. Wildlife Resources Commission meeting was called to order by *Commission Chairman* David Hoyle, Jr. at 9:00 a.m. in the Commission Room at Wildlife Resources Commission Headquarters in Raleigh. Hoyle reminded everyone that the meeting audio is being streamed live and will be available on the Wildlife Resources Commission website.

Commissioner Steve Windham led the Pledge of Allegiance.

Commissioner Wes Seegars gave the invocation.

WELCOME AND MANDATORY ETHICS INQUIRY

Chairman Hoyle announced that the Chairman Hoyle advised the Commission of the mandatory ethics inquiry as presented in the agenda. Commissioner James Cogdell recused himself from discussion and action pertaining to **Exhibit M-5, Texas Plantation, LLC in Tyrrell County**, noting a potential conflict of interest.

Chairman Hoyle welcomed the Commissioners and visitors, Commissioners-Elect Garry Spence and Ray Clifton, Jr. and their family members, and former Commissioner and Superior Court Judge Doug Parsons. Hoyle thanked Judge Parsons for attending to conduct the swearing in of the new Commissioners.

COMMISSIONER ATTENDANCE

David Hoyle, Jr.
Wes Seegars
Mark Craig
Durwood Laughinghouse
Joe Barker
Dell Murphy, Jr.
Ray Clifton

Ray White
Tom Berry
Jim Cogdell
John Coley IV
Nat Harris
Steve Windham

Berkley Skinner
Mitch St. Clair
John Litton Clark
Hayden Rogers
Dalton Ruffin
Garry Spence

VISITORS

Hal Atkinson, Camp-Younts Foundation
Sarah McRae – US Fish and Wildlife Service
Ken Bridle – Nongame Wildlife Advisory Committee
Doug Parsons – Superior Court Judge Dist. 4-A
Laura Gaddy – Natural Heritage Program
Joe McClees- NC Sporting Dogs Assn.
Fred Harris – NC Wildlife Federation
Logan Williams – NC DOT
Karen Kendig – NCDOT
Steve Hall – Natural Heritage Program
William Newton- NC Bowhunters Assn.
Diane Newton – NC Bowhunters Assn.
Derb Carter - SELC

J. Frances Powell
Edmund Le Grand
Undine Le Grand
Kim Tavasso
Debra Tavasso
Dr. Harry Le Grand
Mark Cohen
Eric Galant
Justin Jacobs
Harold Dorsett
Tim Clifton
Jo Clifton

SWEARING IN OF COMMISSION APPOINTEES GARRY SPENCE AND VERNON RAY CLIFTON, JR.

Chairman Hoyle introduced *District 4-A Superior Court Judge* Doug Parsons, former District 4 Commissioner, who conducted the swearing in for Commissioner at Large Garry Spence, appointed by President Pro Tempore Phil Berger; and District 4 Commissioner Vernon Ray Clifton, Jr., appointed by Governor Bev Perdue. The new Commissioners were given Holy Bibles that were used for their Oaths of Office. Chairman Hoyle thanked Judge Parsons and asked him to remain for a special presentation.

PRESENTATION OF 2012 THOMAS L. QUAY AWARD

Executive Director Gordon Myers introduced Dr. Harry Le Grand, Jr., the 2012 winner of the Thomas L. Quay Wildlife Diversity Award, noting his contributions to biodiversity in his 28 years with the North Carolina Natural Heritage Program. Dr. Le Grand is a member of the Nongame Wildlife Advisory Committee. He helps maintain rare listings for the state and implements conservation planning for wildlife preserves. An expert on butterflies and dragonflies, Dr. Le Grand has written Butterflies of North Carolina and Dragonflies and Damselflies of North Carolina. Director Gordon Myers read a resolution in Le Grand's honor, unanimously adopted, and presented him with a plaque and framed wildlife print. Dr. Le Grand thanked everyone for the honor, remarking that he was a student of Dr. Quay. Dr. Le Grand thanked so many of his family and colleagues who attended the meeting to help celebrate his award. He also thanked the Nongame Wildlife Advisory Committee for their recommendation of him as the 2012 honoree. **The Resolution** honoring Dr. Le Grand as 2012 winner of the Thomas L. Quay Wildlife Diversity Award is hereby incorporated into the minutes of this meeting.

WILDLIFE RESOURCES COMMISSION SPECIAL PRESENTATION

Executive Director Myers recognized former Commissioner and Superior Court Judge Douglas Parsons for his years of service to the North Carolina Wildlife Resources Commission. Myers read a resolution in Parsons' honor, which was unanimously adopted and presented to Judge Parsons along with a framed wildlife print. **The Resolution Honoring Douglas Parsons** is hereby incorporated into the official record of this meeting.

PRESENTATION OF THE INTERNATIONAL HUNTER EDUCATION ASSOCIATION HALL OF FAME AWARD

Travis Casper, *Hunter Education Coordinator, Enforcement Division*, presented **Exhibit A**, recognition of Mr. Kim Tavasso, *Volunteer Hunter Education Instructor*. Tavasso was the recipient of the Hall of Fame Award given at the June 2012 annual meeting of the International Hunter Education Association in Kansas City, Missouri. Mr. Tavasso was not able to attend that meeting to receive his award. Mr. Tavasso stated that he was honored and grateful to receive the award. **Exhibit A** is hereby incorporated into the official record of this meeting.

The Commission meeting recessed at 9:25 for 15 minutes so that photographs could be taken.

MINUTES

On a motion by Dalton Ruffin and second by Steve Windham, the Commission approved the July 12, 2012 Wildlife Resources Commission minutes, presented in **Exhibit B**. The Minutes are hereby incorporated into the official record of this meeting.

NOTICE OF COMMISSIONER APPOINTMENTS

Chairman David Hoyle received into the minutes **Exhibits C-1 and C-2**, Notice of Appointment by *President Pro Tempore* Phil Berger of J. Garry Spence for a term ending June 30, 2013 and Notice of Appointment by Governor Bev Perdue of V. Ray Clifton, Jr. as District 4 Commissioner for a term ending June 30, 2013. **Exhibits C-1 and C-2** are hereby incorporated into the official record of this meeting.

EVALUATIONS OF STATEMENTS OF ECONOMIC INTEREST

Pursuant to NCGS §138A-15(c), any actual or potential conflict of interest by a public servant sitting on a board and cited by the Ethics Commission under NCGS 138A-24(e) is required to be read into the minutes of the applicable board. Consequently, pertinent portions of the evaluations of the 2012 Statements of Economic Interest by Teresa H. Pell, *State Ethics Commission SEI Unit Attorney*, were read into the minutes by Chairman David Hoyle, Jr. for Commissioners J. Garry Spence and V. Ray Clifton, Jr. **The Evaluations of 2012 Statements of Economic Interest**, in their entirety, are incorporated by reference into the official record of this meeting.

ADMINISTRATION

Tommy Clark, *Budget Officer*, gave a **Financial Status Report** as of June 30, 2012, presented in **Exhibit D**. The Operating Fund balance is \$22,177,706.67 The Endowment Fund balance is \$91,086,888.60. Clark then presented a financial status report on the annual interest allocation for the Endowment Fund as of June 30, 2012, presented in **Exhibit E**. On a motion by Dalton Ruffin and second by Wes Seegars the Commission approved the allocation of \$3,972,911.55 to the Sportsmen Funds. The Commission approved \$258,514.49 to be allocated to the Magazine Fund, which represents 100 percent of the interest derived from sales of lifetime magazine subscriptions. **Exhibit D, Financial Status Report and E, 2012-2013 Allocation of Endowment Fund Interest**, are hereby incorporated into the official record of this meeting.

COMMITTEE REPORTS

Big Game Committee Report – John Litton Clark, *Chairman*, reported that the Big Game Committee met on August 29, 2012. The Committee received an update from staff about the severe outbreak of hemorrhagic disease in deer. Also discussed was an *ad hoc* committee being formed to review the Chronic Wasting Disease Response Plan and a plan for increased surveillance. The committee will report to the entire Commission in July 2013. Another major topic of discussion was bear management. Many stakeholders attended and participated in discussion or bear management plans across the state.

Land Use and Access Committee Report – Jim Cogdell, *Chairman*, reported that the Land Use and Access Committee met on August 29, 2012. The Committee received information about the process for consideration of land acquisitions, including funding sources, net dollar costs to the agency, and potential operating expenses. The committee discussed upcoming exhibits pertaining to easements and rights of way.

Migratory Birds and Waterfowl Committee Report – Berkley Skinner, *Chairman*, reported that the Migratory Birds and Waterfowl Committee met on August 29, 2012 and discussed the exhibit regarding 2012-2013 waterfowl seasons.

Executive Committee Report – Chairman David Hoyle, Jr. reported that the Executive Committee met on August 29, 2012. Agency staff presented a financial overview and report about new provisions in the State budget.

CHECK PRESENTATION

Land Acquisition – Halifax County - Chairman Hoyle called on Commissioner Tom Berry. Berry presented checks totaling \$21,000.00, given by Commissioner Jim Cogdell, the NC Chapter of the National Wild Turkey Federation, and the NC Wildlife Habitat Foundation for the acquisition of the Whitaker Tract in Halifax County.

AGENCY SPOTLIGHT

North Carolina Wildlife Enforcement Officers and the “New” Black Market – Wildlife Enforcement Officers *Sergeant* Mark Cable and *Master Officer* Robert Wayne presented an update about the “new” black market - theft and sale of North Carolina reptiles and amphibians. They showed a film about thefts of spotted and box turtles, canebrake and pygmy rattlesnakes, cottonmouth moccasins, frogs and skinks, among other species, from eastern counties for sale on the black market, similar to the drug trade. Collectors of the black market reptiles and amphibians in the US and in other countries purchase them for the pet trade, food, jewelry, and medicinal use. Increased enforcement and prosecution for the illegal take of native species that may be threatened or endangered adds another important dimension to the responsibilities of NC Wildlife Enforcement Officers.

INLAND FISHERIES UPDATE

Bob Curry, *Inland Fisheries Division Chief*, presented an update about activities of the Inland Fisheries Division. He announced that fish stocking has resumed. A rock arch fish passageway on the Cape Fear River is being constructed. The NC State Fair and Mountain State Fair will highlight the 75th anniversary of Wildlife and Sport Fish Restoration and feature some of its funded activities. Curry announced that September 22 is National Hunting and Fishing Day. Three lifetime licenses will be given away in drawings at the Centennial Campus for Wildlife Education and one will be given away at the Pechmann Center. Curry announced that the joint Marine Resources Subcommittee will meet on November 29. The committee will be presented with projects for consideration using monies from the sale of Coastal Recreational and Fishing Licenses (CRFL funds.)

CAPE FEAR SHINER AUGMENTATION PLAN

On a motion by Durwood Laughinghouse and second by Berkley Skinner, the Commission voted to endorse a cooperative project with the US Fish and Wildlife Service, presented in **Exhibit F** and recommended for approval by the Habitat, Nongame and Endangered Species Committee, for a draft augmentation plan for the Cape Fear Shiner in the Rocky River in Chatham County. The cooperative project will begin with an outreach and communications plan to allow for local input before fish may be relocated from downstream to upstream of the Woody Mill Dam where the fish are scarce. **Exhibit F** is hereby incorporated into the official record of this meeting.

COASTAL HABITAT PROTECTION PLAN 2011-2012 ANNUAL REPORT

The Commission received in **Exhibit G** an update of activities and accomplishments by the NCWRC in implementing the goals and actions of the Coastal Habitat Protection Plan (CHPP) during 2011-2012. **Exhibit G** is hereby incorporated into the official record of this meeting.

PROPERTY MATTERS

Dominion-Roanoke-Gaston Conservation Easements in Halifax, Warren and Northampton Counties – John Barbour, *State Property Office Liaison*, presented in **Exhibit H** the staff recommendation to approve easements for property designated for riparian habitat enhancement on portions of Lake Gaston and Roanoke Rapids Lake as part of the Dominion FERC Settlement Agreement. Wes Seegars made a motion to approve the easements. Seconded by Nat Harris, the motion carried. **Exhibit H** is hereby incorporated into the official record of this meeting.

Reconsideration of Proposed Memorandum of Understanding, Edgecombe County – Isaac Harrold, *Public Lands Section Manager*, presented **Exhibit I**, a proposed MOU that was tabled for further discussion at the May 3, 2012 WRC meeting. The MOU would allow the Pamlico-Tar River Foundation to construct a camping platform adjacent to the river on Tar River Game Land in Edgecombe County. Joe Barker made a motion to approve the MOU. Seconded by Wes Seegars, the motion carried. **Exhibit I** is hereby incorporated into the official record of this meeting.

Easement Request, Montgomery County – Upon a motion by Jim Cogdell and second by Durwood Laughinghouse, the Commission approved the staff recommendation presented in **Exhibit J** to formalize and record a prescriptive easement at the Troy Boating Access Area in Montgomery County. **Exhibit J** is hereby incorporated into the official record of this meeting.

Easement Request, Gates County – Isaac Harrold presented **Exhibit K**, a request from Century Link for an easement across a portion of Chowan Swamp Game Land in Gates County for the purpose of providing telephone service to adjacent property. Jim Cogdell made a motion to approve the request. The motion was seconded by Tom Berry and carried. **Exhibit K** is hereby incorporated into the official record of this meeting.

Easement Request, Beaufort County – Isaac Harrold presented **Exhibit L**, a request from Tideland EMC for a utility easement across a portion of Goose Creek Game Land in Beaufort County, for the purpose of providing electrical service to an adjacent subdivision. Jim Cogdell made a motion to approve the request. The motion was seconded by Nat Harris and carried. **Exhibit L** is hereby incorporated into the official record of this meeting.

Land Acquisitions – Isaac Harrold presented **Exhibits M-1, M-2, M-3, M-4, M-5, M-6, M-7, M-8**, the request for approval for staff to begin working with the State Property Office and funding partners to develop acquisition plans for the following properties:

- Braun Tract – Ashe County (M-1)
- Carter Sisters Tract – Scotland County (M-2)
- Faircloth Tracts – Bladen County (M-3)
- McFadden Tract – Bladen County (M-4)
- Texas Plantation LLC Tract – Tyrrell County (M-5)
- Riverstone LLC Tract – Columbus County (M-6)
- Hiwassee River near Hayesville – clay County (M-7)
- Little Tennessee River near Franklin – Macon County (M-8)

Jim Cogdell recused himself from discussion and action on **Texas Plantation LLC Tract (M-5)**, citing potential conflict of interest. On a motion by Ray White and second by Nat Harris with Jim Cogdell recused, the Commission approved the request presented in **Exhibit M-5**.

On a motion by Hayden Rogers and second by Joe Barker, the entire Commission approved exhibits **M-1, M-2, M-3, M-4, M-6, M-7, and M-8**.

Exhibits M-1, M-2, M-3, M-4, M-5, M-6, M-7, and M-8 are hereby incorporated into the official record of this meeting.

WILDLIFE MANAGEMENT UPDATE

Dr. David Cobb, *Wildlife Management Division Chief*, provided an update about the activities of the Division of Wildlife Management. He provided CDs with information about the public hearings schedule, grouse and quail hunt surveys, and comments about captive cervid facilities, as well as news releases and a copy of the Upland Gazette. Cobb noted that dove season begins on September 1. Cobb mentioned that prior to the District 7 public hearing on September 20, discussion will be held at 6:30 pm pertinent to the outbreak of hemorrhagic disease in the deer population. He announced that a poster in the lobby shows highlights of an alligator location project done in collaboration with NC State University.

FIELD TRIAL SCHEDULE

On a motion by Dalton Ruffin and second by Joe Barker, the Commission approved **Exhibit N**, the 2012-2013 North Carolina Field Trial Association Running Schedule. It is hereby incorporated into the official record of this meeting.

NORTH CAROLINA FIELD TRIAL ASSOCIATION
RUNNING SCHEDULE
2012-2013

| <u>Date</u> | <u>Club</u> | <u>Location</u> |
|--------------------|--|------------------|
| October 6,7 | Duplin County Field Club | Warsaw |
| October 18-21 | Richmond County Field Trial Club | Hoffman |
| Oct. 26-28 | Catawba Classic | Hoffman |
| Nov 1-4 | Tar Heel Open All Age Championship | Hoffman |
| November 5-11 | Central Carolina Field Trial Club | Hoffman |
| Nov 30, Dec 1,2 | Carolina Amateur Field Trial Club | Hoffman |
| December 6-9 | Cool Spring FTC | Statesville |
| December 7-9 | Hoffman Amateur Field Trial Club | Hoffman |
| December 13-16 | Region 111 Amateur Championship | Hoffman |
| Dec 27-31 | NC Shooting Dog Championship | Hoffman |
| January 4-6 | Pinehurst FTC | Hoffman |
| January 4-8 | NC Pointing Dog Association | Carrington Tract |
| January 6-7 | Aurora | Pactolus |
| January 12-14 | Tarheel Brittany | Hoffman |
| January 17-19 | Southeastern Brittany | Hoffman |
| Jan 22 - 25 | Atlantic Coast Shooting Dog Championship | Hoffman |
| Jan 29-31, Feb 1,2 | US Quail Futurity | Hoffman |
| Feb 8-10 | NC Amateur All Age | Hoffman |
| February 15 -17 | Lean Breed | Hoffman |
| February 23 -25 | Spring Valley | Hoffman |
| March 1-3 | Cool Spring FTC | Hoffman |
| March 8-10 | NCFTA Open All Age | Hoffman |
| March 12-15 | NC Open Quail Championship | Hoffman |
| March 16-19 | Southern Pines Classic | Hoffman |
| March 21-24 | Cool Spring FTC | Statesville |

2012-2013 WATERFOWL SEASONS

The Commission received a summary concerning trends in duck breeding populations, 1955-2012, from Dr. David Cobb in **Exhibit O-1**.

Exhibit O-2 is an overview of U.S. Fish and Wildlife Service frameworks for 2012-2013 late hunting seasons for certain migratory game birds.

Exhibit O-3 is a summary of comments received online about 2012-2013 seasons.

On a motion by Wes Seegars and second by Berkley Skinner, the Commission adopted bag limits, shooting hours, and season dates for waterfowl seasons occurring after September 30, presented in **Exhibit O-4**:

Note: Possession limits are twice the daily bag for all seasons unless otherwise noted.

HOURS: One-half hour before sunrise to sunset.

Youth Waterfowl Days: February 2 and February 9, 2013 (youth must be age 15 or younger and accompanied by a properly licensed adult. The adult cannot duck hunt but may participate in other seasons that are open on the special youth day.)
Species include ducks, geese, brant, mergansers, coots and tundra swans. The youth must have a valid permit to harvest a Canada goose (NE Hunt Zone only) or a tundra swan.

GENERAL DUCK SEASON (includes coots and mergansers)

Season Length: 60 hunting days; plus 2 Youth Waterfowl Hunting Days

Season Dates: October 3-6
November 10 – December 1
December 15 – January 26
(Black duck and mottled duck season closed until November 17.)

Bag Limits:

a) Conventional bag: 6 ducks with no more than 4 scoters, 4 mallards with no more than 2 hen mallards, 3 wood ducks, 2 redheads, 4 scaup, 2 pintails, 1 black or mottled duck (season closed until November 17), 1 canvasback, or 1 fulvous whistling duck. The season on harlequin ducks is closed. (Possession limits are twice the daily bag unless otherwise noted.)

b) Other bag limits:

- 25 light geese (includes snow and blue geese and Ross' geese), no possession limit
- 2 brant
- 5 mergansers (2 hooded mergansers)
- 7 sea ducks (**In special sea duck area only**). In other areas, sea ducks are part of the regular duck bag limit. Includes scoters, eiders and long-tailed ducks. No more than 4 scoters per day may be taken in either season.
- 15 coots
- 5 dark geese (includes Canada geese and white-fronted geese) in the Resident Hunt Zone, 5 in the Southern James Bay Zone and 1 in the Northeast Hunt Zone.

SPECIAL SEA DUCK SEASON (IN SPECIAL SEA DUCK AREAS ONLY)

Season Length: 106 hunting days

Season Dates: October 1 – January 31

Bag Limit: 7 sea ducks (in special sea duck areas only). In other areas, sea ducks are part of the regular duck bag limit. No more than 4 scoters per day may be taken in either season.

GOOSE SEASONS

DARK GEESE (includes Canada geese and white-fronted geese):

RESIDENT (RP) ZONE

Season Length: 78 hunting days

Season Dates: October 3– October 13
November 10 – December 1
December 15 – February 9

Bag Limit: 5 geese per day

SOUTHERN JAMES BAY (SJB) ZONE

Season Length: 69 hunting days

Season Dates: October 3 – October 31
November 10 - December 31

Bag Limit: 5 geese per day

NORTHEAST HUNT ZONE

Season Length: 7 hunting days

Season Dates: January 19 – January 26

Bag Limit: 1 goose per day (with valid permit)
(unlimited permits available – tagging not required)

LIGHT GEESE (*includes snow, blue and Ross' geese*):

Season Length: 107 hunting Days

Season Dates: October 17 – October 20
November 10 – March 9

Bag Limit: 25 birds daily (no possession limit)

Expanded hunting methods: allow use of electronic calls and unplugged guns from
February 11 – March 9

ATLANTIC BRANT:

Season Length: 50 hunting days

Season Dates: November 17 - December 1
December 15 - January 26

Bag Limit: 2 birds daily

TUNDRA SWAN:

Season Length: 71 hunting days

Season Dates: November 10 - January 31

Bag Limit: One per season (with valid permit)

EXTENDED FALCONRY (migratory game birds):

DOVE

| | |
|-----------------------------|-------------------|
| <u>Season Dates:</u> | Oct. 13 - Nov. 17 |
| <u>Daily Bag:</u> | 3 |
| <u>Possession:</u> | 6 |

KING, CLAPPER, SORA AND VIRGINIA RAILS

| | |
|-----------------------------|-------------------|
| <u>Season Dates:</u> | Nov. 17 – Dec. 22 |
| <u>Daily Bag:</u> | 3 |
| <u>Possession:</u> | 6 |

GALLINULE AND MOORHENS

| | |
|-----------------------------|-------------------|
| <u>Season Dates:</u> | Nov. 17 - Dec. 22 |
| <u>Daily Bag:</u> | 3 |
| <u>Possession:</u> | 6 |

WOODCOCK

| | |
|-----------------------------|---|
| <u>Season Dates:</u> | Nov. 5 – Dec. 8 and Feb. 1 – Feb. 28 |
| <u>Daily Bag:</u> | 3 |
| <u>Possession:</u> | 6 |

DUCKS, MERGANSERS AND COOTS (the take of harlequin ducks is prohibited)

| | |
|-----------------------------|---|
| <u>Season Dates:</u> | Oct. 22 – Nov. 3 and Jan. 28 – February 16 |
| <u>Daily Bag:</u> | 3 |
| <u>Possession:</u> | 6 |

| | |
|------------------------------|---|
| <u>Season Length:</u> | 106 total hawking days (includes 60 days of gun season plus 16 days of special teal season) |
|------------------------------|---|

Falconers may also hunt during the applicable gun seasons. Daily bag and possession limits of 3 and 6, respectively, apply while hunting during the gun season.

Falconry hours for all species are from ½ hour before sunrise until sunset.

Falconry is not allowed on Sunday.

Daily bag and possession limits are for all species singly or in the aggregate. For example, if the applicable season(s) are open, a daily bag may consist of 3 doves; or 1 dove, 1 duck and 1 woodcock for a total of 3 migratory game birds.

Exhibits O-1, O-2, O-3, and O-4 are hereby incorporated into the official record of this meeting.

ADOPTION OF A SEASON TO ALLOW THE TAKE OF MIGRANT PEREGRINE FALCONS

On a motion by Berkley Skinner and second by Mark Craig the Commission adopted the proposal presented in **Exhibit P** to establish a 2012 season for the take of two live migrant juvenile peregrine falcons for use in falconry, with the following stipulations:

- Total allowable take is 2 birds during the period from September 20, 2012 through October 20, 2012.
- All birds taken must be juveniles.
- Take would be allowed only by permit from the WRC and only east of US Highway 17.
- No banded birds may be taken. Any banded birds captured must be immediately released at the site of capture.
- Permits will be issued through our special hunts permitting system (random).
- One permit will be issued to N.C. residents only. A second permit will be available to either a resident or nonresident falconer.
- An individual issued a permit must have the proper state and federal falconry licenses/permits.
- Each person receiving a permit must complete a post-season survey provided by DWM staff and submit that survey no later than December 15, 2012.

Exhibit P is hereby incorporated into the official record of this meeting.

SWINE TRAPPING PERMANENT RULES PUBLIC COMMENTS AND ADOPTION

Dr. Cobb presented **Exhibit Q**, the staff recommendation to adopt permanent rules under 15A NCAC 10B .0303 – Open Seasons and 15A NCAC 10B .0304 – Bag Limits, to allow feral swine trapping with no closed season and no bag limits. Dr. Cobb reported that the Commission received one public comment, a letter from the Animal Welfare Institute and members in North Carolina, opposing the adoption of the two permanent rules. Upon a motion by Durwood Laughinghouse and second by Nat Harris the Commission adopted permanent amendments to the rules presented in **Exhibit Q**. **Exhibit Q** is hereby incorporated into the official record of this meeting.

COMMENTS BY THE CHAIRMAN

Chairman David Hoyle, Jr. thanked officers Cagle and Wayne for the interesting spotlight about the reptile and amphibian black market. He announced that a letter of appreciation was received from the organizers of the Cape Fear Youth Day, in which they personally thanked employees of the NCWRC. Hoyle requested that the letter be entered into the Minutes of the meeting. The letter is hereby incorporated into the Minutes of this meeting as an attachment (attachment A).

COMMENTS BY THE EXECUTIVE DIRECTOR

Executive Director Gordon Myers reminded the Commissioners of the upcoming public hearings in September. He asked the Commissioners to notify him if they are interested in coordinating a site visit or visit with a constituent on any of the public hearing dates. Myers stated that planning is underway for the Strategic Recruitment and Retention Initiative. He recognized Jenny Harris, Travis Casper, and Deet James for their efforts in planning the event which will be held in Wallace, October 23-25, 2012. Myers noted that the Boating Access Program is being awarded as the best program of its type in the nation. He also congratulated Officer Anthony Sharum for winning the Governor's Award. Myers then told the assembly that he has been advised by legal counsel that some of the agency's temporary rules will be challenged, and he asked that any correspondence about the challenges be referred to Norman Young, Agency Counsel.

ADJOURNMENT

There being no further business the meeting was adjourned by Chairman Hoyle at 11:10 a.m.

All exhibits are incorporated into the official record of this meeting by reference and are filed with the minutes.

David Hoyle, Jr., Chairman

Date

Gordon Myers, Executive Director

Date

GERALD W. HAYES, JR.
HEATHER HAYES WILLIAMS
DOUGLAS E. TURNER, JR.
PARRISH HAYES DAUGHTRY



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August 29, 2012

Colonel Dale Caveny
North Carolina Wildlife Resources Commission
Mail Service Center 1717
Raleigh, NC 27699-1717

Re: Letter of Appreciation to the NCWRC

Dear Colonel Caveny:

The Cape Fear Youth Day was once again a record breaking success. We increased the attendance of children to 280 kids! With the parents and volunteers added in we fed over 600 people on Saturday August 18, 2012. Those 600 men, women and children in Harnett County were able to interact with eight of your wildlife officers in a non-enforcement environment.

I want to thank the North Carolina Wildlife Resource Commission for the outstanding work of your Wildlife Resource Officers in making our event a success. These officers have become the heart and soul of our youth day event. Mr. and Mrs. Bobby Wellons of Harnett County have graciously allowed us the use their farm and facilities to provide the youth in our area an opportunity to learn about and experience outdoor sports.

On behalf of all of our volunteers, we would like to personally thank the following:

Captain Brent Spivey
Lt. Matt Long
Sgt. Andy Waldrop
Officer Ron Ellington
Sg. C.P White
Officer Aric Clark
Officer Trainee Kyle Young
Hunter Education Specialist Kevin Crabtree.

In addition, we would also like to thank the North Carolina Wildlife Resource Commission for the use of many of their assets including the Mobile Aquarium, Sensory Safari Trailer, BB Wagon, archery equipment, shotguns and other learning tools offered by the WRC. These

HAYES, WILLIAMS, TURNER & DAUGHTRY P.A.
ATTORNEYS AT LAW

ATTACHMENT A

activities along with wagon rides, hayrides, falconry exhibits, pointing dog demonstrations, retriever demonstrations, and an afternoon of fishing introduced the world of nature in a positive way to our local children. It is our hope that these various activities will spark an interest in and lead to a lifetime of enjoyment in outdoor sports. After a hotdog lunch was provided to all in attendance, we ended our program with several drawings that included a NC Lifetime Hunting License to one lucky child.

On behalf of the children, their parents, and our volunteers a heartfelt thank you is well deserved. I hope that by this letter these officers will know our appreciation for their dedication and professionalism that added so much to our Youth Day.

Sincerely,

Doug Turner

Cc: All NCWRC Commissioners (email)
Robert P. Wellons (email)

NORTH CAROLINA WILDLIFE RESOURCES COMMISSION

YEAR-TO-DATE REVENUES AND EXPENSES

| | <u>September 2011</u> | <u>September 2012</u> |
|------------------------------|--------------------------------|--------------------------------|
| Balance July 1 | \$ 20,845,004.99 | \$ 22,177,706.67 |
| Plus: Receipts to Date | <u>18,372,819.42</u> | <u>19,969,033.67</u> |
| Balance and Receipts to Date | 39,217,824.41 | 42,146,740.34 |
| Less: Disbursements To Date | <u>16,509,742.67</u> | <u>15,768,791.12</u> |
| Balance September 30 | <u>\$ 22,708,081.74</u> | <u>\$ 26,377,949.22</u> |

EXHIBIT B
November 8, 2012

Summary and Analysis of Expenditure By Purpose - Code 14350, 24350, 24351, and 24352

| | September 2011 | | | September 2012 | | |
|---------------------------|--------------------------------|-------------------------|-------------------------|--------------------------------|-------------------------|-------------------------|
| | Authorized Budget 2011-2012 | Expenditures | % of Budget Expended | Authorized Budget 2012-2013 | Expenditures | % of Budget Expended |
| 2100 Administration | \$ 8,207,251.00 | \$ 2,155,172.06 | 26.26% | \$ 10,036,476.00 | \$ 2,238,396.91 | 22.30% |
| 2120 Enforcement | 21,255,081.00 | 4,893,211.44 | 23.02% | 20,682,608.00 | 5,237,001.04 | 25.32% |
| 2130 Education | 4,545,218.00 | 999,915.85 | 22.00% | 4,287,055.00 | 792,223.43 | 18.48% |
| 2140 Inland Fisheries | 7,718,976.00 | 2,259,479.29 | 29.27% | 13,439,738.00 | 2,046,116.49 | 15.22% |
| 2150 Management | 15,295,856.00 | 3,330,384.08 | 21.77% | 20,474,188.00 | 3,330,090.55 | 16.26% |
| 2160 Engineering Services | 7,383,284.00 | 2,601,099.67 | 35.23% | 7,571,039.00 | 1,886,112.15 | 24.91% |
| 2170 W/Life Fund Receipts | 2,333,978.00 | 270,480.28 | 11.59% | 2,283,488.00 | 238,850.55 | 10.46% |
| TOTAL | \$ 66,739,644.00 | \$ 16,509,742.67 | 24.74% | \$ 78,774,592.00 | \$ 15,768,791.12 | 20.02% |

NORTH CAROLINA WILDLIFE RESOURCES COMMISSION

ENDOWMENT FUND YEAR-TO-DATE

| | <u>September 2011</u> | <u>September 2012</u> |
|-----------------------------|--------------------------------|--------------------------------|
| Balance September 1 | \$ 84,313,692.70 | \$ 92,332,108.80 |
| Plus: Revenues from Sales | 287,394.18 | 261,128.09 |
| Return on Investment | 784,142.89 | 426,768.14 |
| | <hr/> | <hr/> |
| | 85,385,229.77 | 93,020,005.03 |
| Less: Transfers Out | <hr/> | <hr/> |
| | - | - |
| Balance September 31 | <u>\$ 85,385,229.77</u> | <u>\$ 93,020,005.03</u> |
| Market Value | \$ 93,627,215.15 | \$ 104,052,014.51 |

Endowment Fund Interest

| <u>Sources of Interest Available</u> | <u>Expendable</u> | <u>Non Expendable</u> | <u>Transferred to Operations</u> | <u>Transferred to Capital Projects</u> |
|--------------------------------------|--------------------------------|--------------------------------|----------------------------------|--|
| ADULT Licenses | \$ 11,520,950.58 | \$ - | \$ - | \$ - |
| INFANT Licenses | - | 9,653,056.80 | | |
| YOUTH Licenses | - | 816,015.07 | | |
| Magazine Subscriptions | 353,694.05 | - | - | |
| Contributions - General | 479,880.44 | - | | |
| Contributions - Diversity | 49.75 | | | |
| TOTAL | <u>\$ 12,354,574.82</u> | <u>\$ 10,469,071.87</u> | <u>\$ -</u> | <u>\$ -</u> |

2012-13 Budgeted Obligated

| | |
|---|-------------------------------|
| Allocation of Endowment Interest - Sportsman Fund | 3,972,912.00 |
| Allocation of Endowment Interest - Magazine Fund | 258,514.00 |
| | <hr/> |
| | <u>\$ 4,231,426.00</u> |

2012-13 Transferred To Date

| | |
|---------------------|--------------------|
| To Sportsman Fund | - |
| To Magazine Fund | - |
| To Capital Projects | - |
| | <hr/> |
| | <u>\$ -</u> |

EXHIBIT C

November 8, 2012

Summary of Public Comments on Proposed Changes to Fishing Regulations for 2013-2014

| Proposal | Proposed Text | Position Count | Comment Types |
|----------|---|---------------------------|---|
| F1 | Designate approximately 1.0 mile of the South Fork New River in Ashe County as Public Mountain Trout Waters and classify as Delayed Harvest Trout Waters. | 14 :Agree 0 :Disagree | 11 :Online 3 :Comment Card 0 :Letter/Email |
| F2 | Designate approximately 0.4 mile of Big Elkin Creek in Surry County as Public Mountain Trout Waters and classify as Hatchery Supported Trout Waters. | 13 :Agree 0 :Disagree | 9 :Online 4 :Comment Card 0 :Letter/Email |
| F3 | Designate 1.0 mile of the South Fork New River in Watauga County as Public Mountain Trout Waters and classify as Hatchery Supported Trout Waters. | 16 :Agree 0 :Disagree | 13 :Online 3 :Comment Card 0 :Letter/Email |
| F4 | Reclassify 2.2 miles of Fires Creek in Clay County from Wild Trout Waters to Delayed Harvest Trout Waters. | 27 :Agree 7 :Disagree | 13 :Online 21 :Comment Card 0 :Letter/Email |
| F5 | Reclassify 2.8 miles of Big Snowbird Creek in Graham County from Hatchery Supported Trout Waters to Delayed Harvest Trout Waters. | 91 :Agree 13 :Disagree | 79 :Online 22 :Comment Card 3 :Letter/Email |
| F6 | Reclassify the tributaries to the following Hatchery Supported Trout Waters on Commission game lands from Hatchery Supported Trout Waters to Wild Trout Waters unless otherwise classified: Elk River in Avery County; Corner Rock Creek and Bent Creek in Buncombe County; Carroll Creek and Linville River in Burke County; Hyatt Creek and Junaluska Creek in Cherokee County; Santeetlah Creek, (Big) Snowbird Creek, and Panther Creek in Graham County; Cold Springs Creek in Haywood County; Burningtown Creek and Cullasaja River in Macon County; Shut-in Creek, Roaring Fork, and Spillcorn Creek in Madison County; Little Buck Creek in McDowell County; Connelly Creek in Swain County; and West Fork French Broad River in Transylvania County. | 14 :Agree 4 :Disagree | 12 :Online 6 :Comment Card 0 :Letter/Email |
| F7 | Reclassify 1.5 miles of North Fork New River in Watauga County from Hatchery Supported Trout Waters to Wild Trout Waters. | 12 :Agree 6 :Disagree | 15 :Online 3 :Comment Card 0 :Letter/Email |
| F8 | Reclassify 1.0 mile of Maine Branch in Watauga County from Hatchery Supported Trout Waters to Wild Trout Waters. | 9 :Agree 1 :Disagree | 7 :Online 3 :Comment Card 0 :Letter/Email |
| F9 | Reclassify 6.0 miles of Howard Creek in Watauga County from Hatchery Supported Trout Waters to Wild Trout Waters. | 10 :Agree 3 :Disagree | 10 :Online 3 :Comment Card 0 :Letter/Email |
| F10 | Reclassify the portion of the upper Nantahala River and its tributaries on Commission game lands from Wild Trout Waters to Wild Trout/Natural Bait Waters. | 15 :Agree 8 :Disagree | 10 :Online 11 :Comment Card 2 :Letter/Email |
| F11 | Modify the lower boundary of Hatchery Supported Trout Waters on Richland Creek in Haywood County, adding 0.3 mile to Public Mountain Trout Waters. | 9 :Agree 0 :Disagree | 7 :Online 2 :Comment Card 0 :Letter/Email |
| F12 | Modify the upper boundary of Hatchery Supported Trout Waters on Cane Creek in Henderson County, adding 0.3 mile to Public Mountain Trout Waters. | 11 :Agree 0 :Disagree | 8 :Online 3 :Comment Card 0 :Letter/Email |
| F13 | Modify the upper boundary of Hatchery Supported Trout Waters on Brush Creek in Alleghany County, removing approximately 2.0 miles of Public Mountain Trout Waters. | 7 :Agree 2 :Disagree | 6 :Online 3 :Comment Card 0 :Letter/Email |
| F14 | Modify the upper boundary of Hatchery Supported Trout Waters on Buffalo Creek in Ashe County, removing approximately 2.0 miles of Public Mountain Trout Waters. | 8 :Agree 4 :Disagree | 9 :Online 3 :Comment Card 0 :Letter/Email |
| F15 | Modify the upper boundary of Hatchery Supported Trout Waters on Clear Creek in Henderson County, removing 0.3 mile from Public Mountain Trout Waters. | 12 :Agree 0 :Disagree | 8 :Online 4 :Comment Card 0 :Letter/Email |
| F16 | Modify the upper boundary of Hatchery Supported Trout Waters on South Fork Reddies River in Wilkes County, removing 3.0 miles from Public Mountain Trout Waters. | 8 :Agree 3 :Disagree | 6 :Online 5 :Comment Card 0 :Letter/Email |
| F17 | Modify the upper boundary of Hatchery Supported Trout Waters on South Prong Lewis Fork in Wilkes County, removing 2.0 miles from Public Mountain Trout Waters. | 7 :Agree 2 :Disagree | 5 :Online 4 :Comment Card 0 :Letter/Email |

| Proposal | Proposed Text | Position Count | Comment Types |
|----------|---|--------------------------|--|
| F18 | Modify the upper boundary of Hatchery Supported Trout Waters on Fall Creek in Wilkes County, removing 4.0 miles from Public Mountain Trout Waters. | 7 :Agree 3 :Disagree | 6 :Online 4 :Comment Card 0 :Letter/Email |
| F19 | Modify the Hatchery Supported Trout Waters section of the Green River in Henderson County by removing 2.1 miles from Public Mountain Trout Waters, allowing 2.4 miles on Commission game lands to default to Wild Trout Waters, and maintaining a popular 0.3-mile section below Lake Summit as Hatchery Supported Trout Waters. | 9 :Agree 1 :Disagree | 9 :Online 1 :Comment Card 0 :Letter/Email |
| F20 | Modify the lower boundary of Wild Trout Waters on Watauga River in Watauga County, removing approximately 0.3 mile from Public Mountain Trout Waters. | 6 :Agree 3 :Disagree | 8 :Online 1 :Comment Card 0 :Letter/Email |
| F21 | Remove 4.0 miles of Pine Swamp Creek in Ashe County from Public Mountain Trout Waters. | 5 :Agree 1 :Disagree | 5 :Online 1 :Comment Card 0 :Letter/Email |
| F22 | Remove 3.0 miles of Mill Creek in Ashe County from Public Mountain Trout Waters. | 7 :Agree 0 :Disagree | 6 :Online 1 :Comment Card 0 :Letter/Email |
| F23 | Remove 6.8 miles of Yellow Creek in Graham County on private lands from Public Mountain Trout Waters. The remaining 0.8 mile on Commission game lands will default to Wild Trout Waters. | 8 :Agree 5 :Disagree | 7 :Online 6 :Comment Card 0 :Letter/Email |
| F24 | Remove 5.2 miles of Mountain Creek in Graham County on private lands from Public Mountain Trout Waters. The remaining 0.4 mile on Commission game lands will default to Wild Trout Waters. | 10 :Agree 1 :Disagree | 7 :Online 4 :Comment Card 0 :Letter/Email |
| F25 | Remove approximately 0.1 mile of Shoal Creek in Jackson County from Public Mountain Trout Waters. | 6 :Agree 0 :Disagree | 5 :Online 1 :Comment Card 0 :Letter/Email |
| F26 | Remove 3.3 miles of the West Fork Tuckasegee River in Jackson County from Public Mountain Trout Waters. | 8 :Agree 2 :Disagree | 9 :Online 1 :Comment Card 0 :Letter/Email |
| F27 | Clarify in the NC Administrative Code that East Prong Roaring River in Alleghany County should not be listed as Public Mountain Trout Waters. | 5 :Agree 1 :Disagree | 4 :Online 2 :Comment Card 0 :Letter/Email |
| F28 | Clarify in the NC Administrative Code that Little Buffalo Creek in Graham County should not be listed as Hatchery Supported Trout Waters. | 11 :Agree 0 :Disagree | 8 :Online 3 :Comment Card 0 :Letter/Email |
| F29 | Clarify in the NC Administrative Code the boundaries for Hatchery Supported Trout Waters and Delayed Harvest Trout Waters on East Prong Roaring River in Wilkes County. | 9 :Agree 0 :Disagree | 7 :Online 2 :Comment Card 0 :Letter/Email |
| F30 | Clarify the general statewide limits for black bass in the NC Administrative Code by incorporating the statewide exception listed in 15A NCAC 10C .305(b)(7) which allows the possession of two fish smaller than the minimum size limit into the general size and creel limits listed in 15A NCAC 10C .0305(a). | 12 :Agree 4 :Disagree | 14 :Online 2 :Comment Card 0 :Letter/Email |
| F31 | Establish an exception to the general statewide limits for black bass in Santeetlah Reservoir by removing the daily creel limit for black bass less than 14 inches. The creel limit for black bass greater than 14 inches will remain five fish in combination. | 14 :Agree 1 :Disagree | 10 :Online 5 :Comment Card 0 :Letter/Email |
| F32 | Establish the general statewide limits for black bass (a five-fish daily creel limit with a minimum size limit of 14 inches allowing two fish to be retained in the daily creel limit that are less than 14 inches) in these waters: Lake Luke Marion in Moore County; Reedy Creek Park lakes in Mecklenburg County; Lake Rim in Cumberland County; Tar River downstream of Tar River Reservoir Dam, Neuse River downstream of Falls Lake Dam, Haw River downstream of Jordan Lake Dam, Deep River downstream of Lockville Dam, Cape Fear River, Waccamaw River downstream of Lake Waccamaw Dam, the entire Lumber River including Drowning Creek, and all their tributaries; South Yadkin River downstream of Coolee Dam; and the Yadkin-Pee Dee River from Idols Dam to the South Carolina State line including High Rock Lake, Tuckertown Lake, Badin Lake, Falls Lake, Lake Tillery and Blewett Falls Lake. | 11 :Agree 0 :Disagree | 8 :Online 3 :Comment Card 0 :Letter/Email |
| F33 | Clarify the general statewide limits for striped bass and hybrid striped bass in the NC Administrative Code by incorporating the statewide exception listed in 15A NCAC 10C .0305(b)(10) which allows the possession of two fish smaller than the minimum size limit into the general size and creel limits listed in 15A NCAC 10C .0305(a). | 11 :Agree 1 :Disagree | 10 :Online 2 :Comment Card 0 :Letter/Email |

| Proposal | Proposed Text | Position Count | Comment Types |
|----------|--|--------------------------|--|
| F34 | Modify an exception to the general statewide limits for striped bass and hybrid striped bass by decreasing the minimum size limit from 26 to 24 inches in John H. Kerr Reservoir and in the North Carolina portion of the Dan River upstream from the Bannister River to the dam at Union Street in Danville, VA from October 1 through May 31. The creel limit will remain two striped bass or hybrid striped bass in combination from October 1 through May 31. From June 1 through September 30 the daily creel limit of four striped bass or hybrid striped bass in combination and no minimum size limit will not change. The upstream boundary for this regulation on the Dan River will be redefined from the Brantly Steam Plant Dam to the dam at Union Street in Danville, VA. | 19 :Agree 1 :Disagree | 17 :Online 3 :Comment Card 0 :Letter/Email |
| F35 | Establish an exception to the general statewide limits for walleye by establishing an 18-inch minimum size limit in John H. Kerr Reservoir, Lake Gaston, and Roanoke Rapids Lake and decreasing the daily creel limit from eight to five fish. | 7 :Agree 3 :Disagree | 8 :Online 2 :Comment Card 0 :Letter/Email |
| F36 | Establish an exception to the general statewide daily creel limit for American shad and hickory shad by reducing the possession limit of American shad in the inland fishing waters of the Cape Fear River and its tributaries to five fish per day within the 10-fish daily creel for American shad and hickory shad in combination. | 6 :Agree 1 :Disagree | 4 :Online 3 :Comment Card 0 :Letter/Email |
| F37 | Remove from the NC Administrative Code the exception to the general statewide limits for crappie and sunfish that stipulates federal regulations apply on Lake Mattamuskeet. | 7 :Agree 0 :Disagree | 5 :Online 2 :Comment Card 0 :Letter/Email |
| F38 | Add bighead and silver carp to the list of species which are unlawful to transport, purchase, possess, sell or stock into public or private waters. | 16 :Agree 0 :Disagree | 10 :Online 6 :Comment Card 0 :Letter/Email |
| F39 | Clarify that river herring (alewife or blueback herring) greater than six inches may not be possessed while boating on or fishing in inland fishing waters of coastal rivers and their tributaries including Roanoke River downstream of Roanoke Rapids Dam, Tar River downstream of Rocky Mount Mill Dam, Neuse River downstream of Milburnie Dam, Cape Fear River downstream of Buckhorn Dam, Pee Dee River downstream of Blewett Falls Dam, the entire Lumber River including Drowning Creek, and in all other inland fishing waters east of Interstate 95. | 9 :Agree 1 :Disagree | 7 :Online 3 :Comment Card 0 :Letter/Email |
| F40 | Remove the prohibition on the possession of live river herring (alewife and blueback herring) on Lake Rhodhiss and Lake James. | 10 :Agree 0 :Disagree | 8 :Online 2 :Comment Card 0 :Letter/Email |
| F41 | Allow the use of set hooks in impounded waters of power reservoirs and municipally-owned water supply reservoirs which are designated as Public Mountain Trout Waters. | 14 :Agree 6 :Disagree | 17 :Online 3 :Comment Card 0 :Letter/Email |
| O | Propose a Regulation (Fishing) | | 9 :Online 11 :Comment Card 8 :Letter/Email |
| O | Propose a Regulation (General) | | 15 :Online 3 :Comment Card 1 :Letter/Email |

Letters and Petitions Received During the Public Comment Period for the
2013-2014 Regulatory Cycle
Division of Inland Fisheries

In addition to the individual comments tallied, the Commission received the following letters representing an organization*:

- 1) Supports the proposed re-classification of a section of Big Snowbird Creek from hatchery-supported to delayed harvest (F5)
Graham County Travel and Tourism, signed by Cheri Brantley, Director
- 2) Supports the proposed re-classification of a section of Big Snowbird Creek from hatchery-supported to delayed harvest (F5)
Graham County Rural Development Authority, signed by Randy Jordan, Chairman
- 3) Supports the proposed re-classification of a section of Big Snowbird Creek from hatchery-supported to delayed harvest (F5)
The Wilderness Society, signed by Brent Martin, Southern Appalachian Regional Director
- 4) Opposed to the proposed re-classification of a section of Big Snowbird Creek from hatchery-supported to delayed harvest (F5)**
Graham County Board of Commissioners, signed on Sept. 17, 2012 by Robert Edwards, Chairman
- 5) Supports increased delayed-harvest opportunities at Big Snowbird Creek and Fires Creek (F4 and F5)
Trout Unlimited Chapter 692, signed by Alan Sirmans, Secretary
- 6) Supports the proposed re-classification of a section of Fires Creek from wild trout waters to delayed harvest (F4)
Clay County Economic Development Commission, by Brian Trout, Economic Development Director
- 7) Supports several proposals to improve fishing opportunities (F4, F5, F6, F23, F28, F30, F31)
National Forests in North Carolina, signed by Kristin Bail, Forest Supervisor
- 8) Opposed to re-classification of a portion of the Nantahala River and its tributaries (F10)
National Forests in North Carolina, signed by Kristin Bail, Forest Supervisor

In addition to the individual comments tallied, the Commission received the following petitions:

- 1) Supports statewide limits for black bass [five fish daily creel with a minimum size limit of 14 inches allowing two fish less than 14 inches] (F32)
10 signatures

- 2) Supports the proposed re-classification of a section of Big Snowbird Creek from hatchery-supported to delayed harvest (F5)
206 signatures

- 3) Opposed to the proposed re-classification of a section of Big Snowbird Creek from hatchery-supported to delayed harvest (F5)
219 signatures

*Complete letters on the CD distributed to Commissioners on Nov. 8, 2012. Hard copies available upon request.

** A prior letter from the Graham County Board of Commissioners dated July 16, 2012 declared support for proposal F5

EXHIBIT D

November 8, 2012

PROPOSED CHANGES IN FISHING REGULATIONS FOR 2013-2014 AND RULE TEXT FOR COMMISSION ACTION

- F1) South Fork New River (Ashe County) – Designate approximately 1.0 mile of the South Fork New River in Ashe County as Public Mountain Trout Waters and classify as Delayed Harvest Trout Waters.
*Adopt amendments to the following rule:
15A NCAC 10C .0205 Public Mountain (pages 7 and 18)*
- F2) Big Elkin Creek (Surry County) – Designate approximately 0.4 mile of Big Elkin Creek in Surry County as Public Mountain Trout Waters and classify as Hatchery Supported Trout Waters.
*Adopt amendments to the following rule:
15A NCAC 10C .0205 Public Mountain (page 12)*
- F3) South Fork New River (Watauga County) – Designate 1.0 mile of the South Fork New River in Watauga County as Public Mountain Trout Waters and classify as Hatchery Supported Trout Waters.
*Adopt amendments to the following rule:
15A NCAC 10C .0205 Public Mountain (page 13)*
- F4) Fires Creek (Clay County) – Reclassify 2.2 miles of Fires Creek in Clay County from Wild Trout Waters to Delayed Harvest Trout Waters.
*Adopt amendments to the following rule:
15A NCAC 10C .0205 Public Mountain (pages 9 and 18)*
- F5) Big Snowbird Creek (Graham County) – Reclassify 2.8 miles of Big Snowbird Creek in Graham County from Hatchery Supported Trout Waters to Delayed Harvest Trout Waters.
*Adopt amendments to the following rule:
15A NCAC 10C .0205 Public Mountain (pages 10 and 18)*
- F6) Reclassify the tributaries of 19 Hatchery Supported Trout Waters on Commission game lands from Hatchery Supported Trout Waters to Wild Trout Waters unless otherwise classified. The Hatchery Supported Waters are: Elk River in Avery County; Corner Rock Creek and Bent Creek in Buncombe County; Carroll Creek and Linville River in Burke County; Hyatt Creek and Junaluska Creek in Cherokee County; Santeetlah Creek, (Big) Snowbird Creek, and Panther Creek in Graham County; Cold Springs Creek in Haywood County; Burningtown Creek and Cullasaja River in Macon County; Shut-in Creek, Roaring Fork, and Spillcorn Creek in Madison County; Little Buck Creek in McDowell County; Connelly Creek in Swain County; and West Fork French Broad River in Transylvania County.
*Adopt amendments to the following rule:
15A NCAC 10C .0205 Public Mountain (pages 8-13)*

- F7) North Fork New River (Watauga County) – Reclassify 1.5 miles of North Fork New River in Watauga County from Hatchery Supported Trout Waters to Wild Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (pages 13 and 16)
- F8) Maine Branch (Watauga County) – Reclassify 1.0 mile of Maine Branch in Watauga County from Hatchery Supported Trout Waters to Wild Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (pages 13 and 16)
- F9) Howard Creek (Watauga County) – Reclassify 6.0 miles of Howard Creek in Watauga County from Hatchery Supported Trout Waters to Wild Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (pages 13 and 16)
- F10) ~~Nantahala River (Macon County) – Reclassify the portion of the upper Nantahala River and its tributaries on Commission game lands from Wild Trout Waters to Wild Trout/Natural Bait Waters.~~
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 19)
- F11) Richland Creek (Haywood County) – Modify the lower boundary of Hatchery Supported Trout Waters on Richland Creek in Haywood County, adding 0.3 mile to Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 10)
- F12) Cane Creek (Henderson County) – Modify the upper boundary of Hatchery Supported Trout Waters on Cane Creek in Henderson County, adding 0.3 mile to Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 10)
- F13) Brush Creek (Alleghany County) – Modify the upper boundary of Hatchery Supported Trout Waters on Brush Creek, Alleghany County, removing approximately 2.0 miles of Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 7)
- F14) Buffalo Creek (Ashe County) – Modify the upper boundary of Hatchery Supported Trout Waters on Buffalo Creek, Ashe County, removing approximately 2.0 miles of Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 7)
- F15) Clear Creek (Henderson County) – Modify the upper boundary of Hatchery Supported Trout Waters on Clear Creek in Henderson County, removing 0.3 miles from Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 10)

- F16) South Fork Reddies River (Wilkes County) – Modify the upper boundary of Hatchery Supported Trout Waters on South Fork Reddies River in Wilkes County, removing 3.0 miles from Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 14)
- F17) South Prong Lewis Fork (Wilkes County) – Modify the upper boundary of Hatchery Supported Trout Waters on South Prong Lewis Fork in Wilkes County, removing 2.0 miles from Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 14)
- F18) Fall Creek (Wilkes County) – Modify the upper boundary of Hatchery Supported Trout Waters on Fall Creek in Wilkes County, removing 4.0 miles from Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 14)
- F19) Green River (Henderson County) – Modify the Hatchery Supported Trout Waters section of the Green River in Henderson County by removing 2.1 miles from Public Mountain Trout Waters, allowing 2.4 miles on Commission game lands to default to Wild Trout Waters, and maintaining a popular 0.3-mile section below Lake Summit as Hatchery Supported Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 10)
- F20) Watauga River (Watauga County) – Modify the lower boundary of Wild Trout Waters on Watauga River in Watauga County, removing approximately 0.3 miles from Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 16)
- F21) Pine Swamp Creek (Ashe County) – Remove 4.0 miles of Pine Swamp Creek in Ashe County from Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 8)
- F22) Mill Creek (Ashe County) – Remove 3.0 miles of Mill Creek in Ashe County from Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 8)
- F23) Yellow Creek (Graham County) – Remove 5.0 miles of Yellow Creek in Graham County on private lands from Public Mountain Trout Waters. The upper 0.8 miles on Commission game lands will default to Wild Trout Waters, and the lower 1.8 miles on private land will remain Hatchery Supported Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 9)

- F24) Mountain Creek (Graham County) – Remove 5.2 miles of Mountain Creek in Graham County on private lands from Public Mountain Trout Waters. The remaining 0.4 mile on Commission game lands will default to Wild Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 10)
- F25) Shoal Creek (Jackson County) – Remove approximately 0.1 mile of Shoal Creek in Jackson County from Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (pages 15 and 19)
- F26) West Fork Tuckasegee River (Jackson County) – Remove 3.3 miles of the West Fork Tuckasegee River in Jackson County from Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (pages 15 and 19)
- F27) East Prong Roaring River (Alleghany County) – Clarify that East Prong Roaring River in Alleghany County should not be listed as Public Mountain Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 7)
- F28) Little Buffalo Creek (Graham County) – Clarify that Little Buffalo Creek in Graham County should not be listed as Hatchery Supported Trout Waters.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 9)
- F29) East Prong Roaring River (Wilkes County) – Clarify the boundaries for Hatchery Supported Trout Waters and Delayed Harvest Trout Waters on East Prong Roaring River in Wilkes County.
Adopt amendments to the following rule:
 15A NCAC 10C .0205 Public Mountain (page 13)
- F30) Clarify the general statewide limits for black bass in the NCAC by incorporating the statewide exception listed in 15A NCAC 10C .0305(b)(7) which allows the possession of two fish smaller than the minimum size limit into the general size and creel limits listed in 15A NCAC 10C .0305(a).
Adopt amendments to the following rule:
 15A NCAC 10C .0305 Open Seasons: Size and Creel Limits (pages 23 and 24)
- F31) Santeetlah Reservoir – Establish an exception to the general statewide limits for black bass in Santeetlah Reservoir by removing the daily creel limit for black bass less than 14 inches minimum size limit. The creel limit for black bass greater than 14 inches will remain five fish in combination.
Adopt amendments to the following rule:
 15A NCAC 10C .0305 Open Seasons: Size and Creel Limits (pages 23 and 26)

- F32) Establish the general statewide limits for black bass (a five-fish daily creel limit with a minimum size limit of 14 inches allowing two fish to be retained in the daily creel limit that are less than 14 inches) in these waters: Lake Luke Marion in Moore County; Reedy Creek Park lakes in Mecklenburg County; Lake Rim in Cumberland County; Tar River downstream of Tar River Reservoir Dam, Neuse River downstream of Falls Lake Dam, Haw River downstream of Jordan Lake Dam, Deep River downstream of Lockville Dam, Cape Fear River, Waccamaw River downstream of Lake Waccamaw Dam, the entire Lumber River including Drowning Creek, and all their tributaries; South Yadkin River downstream of Cooleemee Dam; and the Yadkin-Pee Dee River from Idols Dam to the South Carolina State line including High Rock Lake, Tuckertown Lake, Badin Lake, Falls Lake, Lake Tillery and Blewett Falls Lake.
Adopt amendments to the following rule:
15A NCAC 10C .0305 Open Seasons: Size and Creel Limits (page 24)
- F33) Clarify the general statewide limits for striped bass and hybrid striped bass in the NCAC by incorporating the statewide exception listed in 15A NCAC 10C .0305(b)(10) which allows the possession of two fish smaller than the minimum size limit into the general size and creel limits listed in 15A NCAC 10C .0305(a).
Adopt amendments to the following rule:
15A NCAC 10C .0305 Open Seasons: Size and Creel Limits (pages 23 and 25)
- F34) John H. Kerr Reservoir and Dan River – Modify an exception to the general statewide limits for striped bass and hybrid striped bass by decreasing the minimum size limit for striped bass from 26 to 24 inches in John H. Kerr Reservoir and in the Dan River upstream from the Bannister River to the Brantly Steam Station from October 1 through May 31. The creel limit will remain two striped bass or hybrid striped bass in combination from October 1 through May 31. From June 1 through September 30 the daily creel limit of four striped bass or hybrid striped bass in combination and no minimum size limit will not change. The upstream boundary for this regulation on the Dan River will be redefined from the Brantly Steam Plant Dam to the dam at Union Street in Danville, VA.
Adopt amendments to the following rule:
15A NCAC 10C .0305 Open Seasons: Size and Creel Limits (page 23)
- F35) John H. Kerr Reservoir, Lake Gaston, and Roanoke Rapids Lake – Establish an exception to the general statewide limits for walleye by establishing an 18-inch minimum size limit for walleye in John H. Kerr Reservoir, Lake Gaston, and Roanoke Rapids Lake and decreasing the daily creel limit from eight to five fish.
Adopt amendments to the following rule:
15A NCAC 10C .0305 Open Seasons: Size and Creel Limits (pages 23 and 26)
- F36) Cape Fear River – Establish an exception to the general statewide daily creel limit for American shad and hickory shad by reducing the possession limit of American shad in the inland fishing waters of the Cape Fear River and its tributaries to five fish per day within the 10-fish daily creel for American shad and hickory shad in combination.
Adopt amendments to the following rule:
15A NCAC 10C .0305 Open Seasons: Size and Creel Limits (page 25)

- F37) Lake Mattamuskeet – Remove from the NCAC the exception to the general statewide limits for crappie and sunfish that stipulates federal regulations apply on Lake Mattamuskeet.
Adopt amendments to the following rule:
15A NCAC 10C .0305 Open Seasons: Size and Creel Limits (pages 23 and 24)
- F38) Add bighead and silver carp to the list of species which are unlawful to transport, purchase, possess, sell or stock into public or private waters.
Adopt amendments to the following rule:
15A NCAC 10C .0211 Possession of Certain Fishes (page 22)
- F39) Clarify that river herring (alewife or blueback herring) greater than six inches may not be possessed while boating on or fishing in inland fishing waters of coastal rivers and their tributaries including Roanoke River downstream of Roanoke Rapids Dam, Tar River downstream of Rocky Mount Mill dam, Neuse River downstream of Milburnie Dam, Cape Fear River downstream of Buckhorn Dam, Pee Dee River downstream of Blewett Falls Dam, the entire Lumber River including Drowning Creek, and in all other inland fishing waters east of I-95.
Adopt amendments to the following rules:
15A NCAC 10C .0401 Manner of Taking Nongame Fishes: Purchase and Sale (page 27)
15A NCAC 10C .0402 Taking Nongame Fishes for Bait or Personal Consumption (page 28)
- F40) Remove the prohibition of possession of live river herring on Lake Rhodhiss and Lake James.
Adopt amendments to the following rule:
15A NCAC 10C .0402 Taking Nongame Fishes for Bait or Personal Consumption (page 28)
- F41) Allow the use of set hooks in impounded waters of power reservoirs and municipally-owned water supply reservoirs which are designated as Public Mountain Trout Waters.
Adopt amendments to the following rule:
15A NCAC 10C .0206 Trotlines and Set-Hooks (page 21)

1 **15A NCAC 10C .0205 PUBLIC MOUNTAIN TROUT WATERS**

2 (a) Designation of Public Mountain Trout Waters. For the purposes of this Rule, artificial lure is defined as a
3 fishing lure that neither contains nor has been treated by any substance that attracts fish by the sense of taste or
4 smell. Natural bait is defined as any living or dead organism (plant or animal), or parts thereof, or prepared
5 substances designed to attract fish by the sense of taste or smell. The waters listed herein or in 15A NCAC 10D
6 .0104 are designated as Public Mountain Trout Waters and further classified as Wild Trout Waters or Hatchery
7 Supported Waters. For specific classifications, see Subparagraphs (1) through (6) of this Paragraph. These waters
8 are posted and lists thereof are filed with the clerks of superior court of the counties in which they are located:

- 9 (1) Hatchery Supported Trout Waters. The listed waters in the counties in Subparagraphs (a)(1)(A)
10 through (Y) are classified as Hatchery Supported Public Mountain Trout Waters. Where specific
11 watercourses or impoundments are listed, indentation indicates that the watercourse or
12 impoundment listed is tributary to the next preceding watercourse or impoundment listed and not
13 so indented. This classification applies to the entire watercourse or impoundment listed except as
14 otherwise indicated in parentheses following the listing. Other clarifying information may also be
15 included parenthetically. The tributaries of listed watercourses or impoundments are not included
16 in the classification unless specifically set out therein.

17 (A) Alleghany County:

18 New River (not trout water)

19 Little River (Whitehead to McCann Dam) [Delayed Harvest Regulations apply
20 to portion between Whitehead and a point 275 yards downstream of the
21 intersection of SR 1128 and SR 1129 as marked by a sign on each bank. See
22 Subparagraph (a)(5) of this Rule.]

23 Brush Creek (NC 21 bridge to confluence with Little River, except where
24 posted against trespass)

25 Big Pine Creek

26 (Big) Glade Creek

27 Bledsoe Creek

28 Pine Swamp Creek

29 South Fork New River (not trout water)

30 Prather Creek

31 Cranberry Creek

32 Piney Fork

33 Meadow Fork

34 ~~Yadkin River (not trout water)~~

35 ~~Roaring River (not trout water)~~

36 ~~East Prong Roaring River (that portion on Stone Mountain State Park) [Delayed~~
37 ~~Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]~~

38 (B) Ashe County:

39 New River (not trout waters)

40 North Fork New River (Watauga County line to Sharp Dam)

41 Helton Creek (Virginia State line to New River) [Delayed Harvest
42 Regulations apply. See Subparagraph (a)(5) of this Rule.]

43 Big Horse Creek (Mud Creek at SR 1363 to confluence with North Fork
44 New River) [Delayed Harvest Regulations apply to portion between SR
45 1324 bridge and North Fork New River. See Subparagraph (a)(5) of this
46 Rule.]

47 Buffalo Creek (SR 1133 bridge headwaters to junction of NC 194-88
48 bridge and SR 1134)

49 Big Laurel Creek

50 Three Top Creek (portion not on game lands)

51 South Fork New River (Todd Island Park not trout waters) [Delayed Harvest
52 Regulations apply. See Subparagraph (a)(5) of this Rule]

53 Cranberry Creek (Alleghany County line to South Fork New River)

54 Nathans Creek

55 Peak Creek (headwaters to Trout Lake, except Blue Ridge Parkway waters)

- 1 Trout Lake [Delayed Harvest Regulations apply. See Subparagraph (a)(5)
2 of this Rule.]
3 Roan Creek
4 Beaver Creek
5 ~~Pine Swamp Creek (all forks)~~
6 Old Fields Creek
7 ~~Mill Creek (except where posted against trespass)~~
- 8 (C) Avery County:
9 Nolichucky River (not trout waters)
10 North Toe River – upper (Watauga Street to Roby Shoemaker Wetlands and
11 Family Recreational Park, except where posted against trespass)
12 North Toe River – lower (SR 1164 to Mitchell County line, except where posted
13 against trespass)
14 Squirrel Creek
15 Elk River (SR 1305 crossing immediately upstream of Big Falls to the
16 Tennessee State ~~line, including portions of tributaries on game lands~~)
17 Wildcat Lake
18 Catawba River (not trout water)
19 Johns River (not trout water)
20 Wilson Creek [not Hatchery Supported trout water, see Subparagraph (a)(2)
21 of this Rule.]
22 Lost Cove Creek [not Hatchery Supported trout water, see
23 Subparagraph (a)(4) of this Rule.]
24 Buck Timber Creek [not Hatchery Supported trout water, see Subparagraph
25 (a)(2) of this Rule.]
26 Cary Flat Branch [not Hatchery Supported trout water, see Subparagraph (a)(2)
27 of this Rule.]
28 Boyde Coffey Lake
29 Linville River [Land Harbor line (below dam) to Blue Ridge Parkway boundary line,
30 except where posted against trespass]
31 Milltimber Creek
- 32 (D) Buncombe County:
33 French Broad River (not trout water)
34 Ivy Creek (Ivy River) (Dillingham Creek to US 19-23 bridge)
35 Dillingham Creek (Corner Rock Creek to Ivy Creek)
36 Stony Creek
37 ~~Corner Rock Creek (Little Andy Creek to confluence with including~~
38 ~~tributaries, except Walker Branch)~~
39 Reems Creek (Sugar Camp Fork to US 19-23 bridge, except where posted against
40 trespass)
41 Swannanoa River (SR 2702 bridge near Ridgecrest to Wood Avenue Bridge,
42 intersection of NC 81W and US 74A in Asheville, except where posted against
43 trespass)
44 Bent Creek (headwaters to N.C. Arboretum boundary ~~line, including~~
45 ~~portions of tributaries on game lands~~)
46 Lake Powhatan
47 Rich Branch (downstream from confluence with Rocky Branch)
48 Cane Creek (headwaters to SR 3138 bridge)
- 49 (E) Burke County:
50 Catawba River (Muddy Creek to the City of Morganton water intake dam) [Special
51 Regulations apply. See Subparagraph (a)(7) of this Rule.]
52 South Fork Catawba River (not trout water)
53 Henry Fork (lower South Mountains State Park line downstream to SR 1919
54 at Ivy Creek)

- 1 Jacob Fork (Shinny Creek to lower South Mountain State Park
2 boundary) [Delayed Harvest Regulations apply. See Subparagraph
3 (a)(5) of this Rule.]
4 Johns River (not trout water)
5 Parks Creek (portion not on game lands not trout water)
6 Carroll Creek (game lands portion above SR 1405 ~~including tributaries~~)
7 Linville River (portion within Linville Gorge Wilderness ~~Area~~ Area, ~~including~~
8 ~~tributaries~~, and portion below Lake James powerhouse from upstream bridge on
9 SR 1223 to Muddy Creek)
- 10 (F) Caldwell County:
11 Catawba River (not trout water)
12 Johns River (not trout water)
13 Wilson Creek (game lands portion downstream of Lost Cove Creek to
14 Brown Mountain Beach dam, except where posted against trespass)
15 [Delayed Harvest Regulations apply to game lands portion between Lost
16 Cove Creek and Phillips Branch. See Subparagraph (a)(5) of this Rule.]
17 Estes Mill Creek (not trout water)
18 Mulberry Creek (portion not on game lands not trout water)
19 Boone Fork [not Hatchery Supported trout water. See Subparagraph (a)(2)
20 of this Rule.]
21 Boone Fork Pond
22 Yadkin River (Happy Valley Ruritan Community Park to SR 1515)
23 Buffalo Creek (mouth of Joes Creek to McCloud Branch)
24 Joes Creek (first falls upstream of SR 1574 to confluence with Buffalo
25 Creek)
- 26 (G) Cherokee County:
27 Hiwassee River (not trout water)
28 Shuler Creek (Joe Brown Highway (SR 1325) bridge to Tennessee line)
29 Davis Creek (confluence of Bald and Dockery creeks to Hanging Dog Creek)
30 Valley River (headwaters to US 19 business bridge in Murphy)
31 Hyatt Creek (~~Big Dam Branch to Valley River~~ including portions of
32 ~~tributaries on game lands~~)
33 Junaluska Creek (Ashturn Creek to Valley ~~River~~ River, ~~including~~
34 ~~portions of tributaries on game lands~~)
- 35 (H) Clay County:
36 Hiwassee River (not trout water)
37 Fires Creek (USFS Road 340A to the foot bridge in the US Forest Service Fires
38 Creek Picnic Area) [Delayed Harvest Regulations apply. See Subparagraph
39 (a)(5) of this Rule.]
40 Fires Creek (foot bridge in the US Forest Service Fires Creek Picnic Area to SR
41 1300)
42 Tusquitee Creek (headwaters to lower SR 1300 bridge)
43 Nantahala River (not trout water)
44 Buck Creek (game land portion downstream of US 64 bridge)
- 45 (I) Graham County:
46 Little Tennessee River (not trout water)
47 Calderwood Reservoir (Cheoah Dam to Tennessee State line)
48 Cheoah River (not trout water)
49 ~~Yellow Creek~~ Yellow Creek (Lake Santeelah hydropower pipeline to
50 Cheoah River)
51 Santeelah Reservoir (not trout water)
52 West Buffalo Creek
53 ~~Little Buffalo Creek~~
54 Santeelah Creek (Johns Branch to Lake Santeelah ~~mouth~~ ~~including~~
55 ~~portions of tributaries within this section located on game lands,~~
56 ~~excluding Johns Branch and Little Santeelah Creek)~~

- 1 (Big) Snowbird Creek (USFS foot bridge at the old railroad junction to
2 USFS Road 2579) [Delayed Harvest Regulations Apply. See
3 Subparagraph (a)(5) of this Rule]
4 ~~(Big) Snowbird Creek (USFS Road 2579 old railroad junction to SR~~
5 ~~1127 bridge, including portions of tributaries on game lands)~~
6 ~~Mountain Creek (game lands boundary to SR 1138 bridge)~~
7 Tulula Creek (headwaters to lower bridge on SR 1275)
8 Cheoah Reservoir
9 Fontana Reservoir (not trout water)
10 Stecoah Creek
11 Panther Creek (confluence of Stand Creek and Rock Creek to Lake
12 Fontana including portions of tributaries on game lands)
- (J) Haywood County:
13 Pigeon River (Stamey Cove Branch to upstream US 19-23 bridge)
14 Cold Springs Creek (Fall Branch to Pigeon River including portions of tributaries
15 on game lands)
16 Jonathan Creek (upstream SR 1302 bridge to Pigeon River, except where posted
17 against trespass)
18 Richland Creek (Russ Avenue (US 276) bridge to US 19 US 23-74 bridge)
19 West Fork Pigeon River (Tom Creek to the first game land boundary upstream
20 of Lake Logan) [Delayed Harvest Regulations apply to the portion from Queen
21 Creek to the first game land boundary upstream of Lake Logan. See
22 Subparagraph (a)(5) of this Rule.]
- (K) Henderson County:
23 (Rocky) Broad River (Rocky River Lane to Rutherford County line)
24 ~~Green River—upper (mouth of Joe Creek to mouth of Bobs Creek)~~
25 ~~Green River—lower (Lake Summit Dam—powerhouse to game land boundary—26~~
26 ~~bridge)~~
27 (Big) Hungry River
28 French Broad River (not trout water)
29 Cane Creek (railroad bridge upstream of SR 1551 bridge to US 25 bridge)
30 Mud Creek (not trout water)
31 Clear Creek (Laurel Fork SR 1591 bridge at Jack Mountain Lane to SR 1582)
32 Mills River (not trout water)
33 North Fork Mills River (game lands portion below the Hendersonville watershed
34 dam). [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this
35 Rule.]
- (L) Jackson County:
36 Tuckasegee River (confluence with West Fork Tuckasegee River to SR 1534 bridge
37 at Wilnot) [Delayed Harvest Regulations apply to that portion between the
38 downstream NC 107 bridge and the falls located 275 yards upstreams of US 23-441
39 bridge as marked by a sign on each bank. See Subparagraph (a)(5) of this Rule.]
40 Scott Creek (entire stream, except where posted against trespass)
41 Dark Ridge Creek (Jones Creek to Scotts Creek)
42 Savannah Creek (Headwaters to Bradley's Packing House on NC 116)
43 Greens Creek (Greens Creek Baptist Church on SR 1730 to Savannah Creek)
44 Cullowhee Creek (Tilley Creek to Tuckasegee River)
45 Cedar Cliff Lake
46 Bear Creek Lake
47 Wolf Creek [not Hatchery Supported trout water, see Subparagraph (a)(2) of this
48 Rule.]
49 Wolf Creek Lake
50 Balsam Lake
51 Tanasee Creek [not Hatchery Supported trout water, see Subparagraph (a)(2) of this
52 Rule.]
53 Tanasee Creek Lake

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- (M) Macon County:
 - Little Tennessee River (not trout water)
 - Nantahala River (Nantahala Dam to Swain County line) [Delayed Harvest Regulations apply to the portion from Whiteoak Creek to the Nantahala hydropower discharge canal. See Subparagraph (a)(5) of this Rule.]
 - Queens Creek Lake
 - Burningtown Creek (Left Prong to Little Tennessee River)~~including portions of tributaries on game lands~~
 - Cullasaja River (Sequoyah Sequoyah Dam to US 64 bridge near junction of SR 1672)~~1672, including portions of tributaries on game lands, excluding those portions of Buck Creek and Turtle Pond Creek on game lands. [Wild Trout Regulations apply. See Subparagraphs (a)(2) and (a)(6) of this Rule.]~~
 - Skitty Creek
 - Cliffside Lake
 - Cartoogetchaye Creek (downstream US 64 bridge to Little Tennessee River)
- (N) Madison County:
 - French Broad River (not trout water)
 - ~~Shut-In Shut-in Creek (including portions of tributaries on game lands)~~
 - West Fork Shut-in Creek (lower game land boundary to confluence with East Fork Shut-in Creek)
 - Spring Creek = upper (junction of NC 209 and NC 63 to US Forest Service road 223)
 - Spring Creek = -lower (NC 209 bridge at Hot Springs city limits to iron bridge at end of Andrews Avenue) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Meadow Fork Creek
 - Roaring Fork (Fall Branch to Meadow Fork ~~including portions of tributaries on game lands~~)
 - Max Patch Pond
 - Big Laurel Creek (Mars Hill Watershed boundary to the SR 1318 bridge, also known as Big Laurel Road bridge, downstream of Bearpen Branch)
 - Big Laurel Creek (NC 208 bridge to US 25-70 bridge) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Spillcorn Creek (~~entire stream, excluding tributaries~~)
 - Shelton Laurel Creek (confluence of Big Creek and Mill Creek to NC 208 bridge at Belva)
 - Shelton Laurel Creek (NC 208 bridge at Belva to the confluence with Big Laurel Creek) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Puncheon Fork (Hampton Creek to Big Laurel Creek)
 - Big Pine Creek (SR 1151 bridge to French Broad River)
 - Ivy Creek (not trout waters)
 - Little Ivy Creek (confluence of Middle Fork and Paint Fork at Beech Glen to confluence with Ivy Creek at Forks of Ivy)
- (O) McDowell County:
 - Catawba River – upper (Catawba Falls Campground to Old Fort Recreation Park)
 - Catawba River – lower (portion adjacent to Marion Greenway) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Buck Creek (portion not on game lands, not trout water)
 - Little Buck Creek (game land portion ~~including portions of tributaries on game lands~~)
 - Curtis Creek (game lands portion downstream of US Forest Service boundary at Deep Branch) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - North Fork Catawba River (headwaters to SR 1569 bridge)
 - Armstrong Creek (Cato Holler line downstream to upper Greenlee line)

- 1 Mill Creek (upper railroad bridge to I 40 bridge, except where posted against
2 trespass) [Delayed Harvest Regulations apply to that portion between US 70
3 bridge and I 40 bridge. See Subparagraph (a)(5) of this Rule.]
- 4 (P) Mitchell County:
5 Nolichucky River (not trout water)
6 Big Rock Creek (headwaters to NC 226 bridge at SR 1307 intersection)
7 Little Rock Creek (Green Creek Bridge to Big Rock Creek, except where
8 posted against trespass)
9 Cane Creek (SR 1219 to SR 1189 bridge) [Delayed Harvest Regulations apply
10 to that portion from NC 226 bridge to SR 1189 bridge. See Subparagraph (a)(5)
11 of this Rule.]
12 Grassy Creek (East Fork Grassy Creek to mouth)
13 East Fork Grassy Creek
14 North Toe River (Avery County line to SR 1121 bridge)
15 North Toe River (US 19E bridge to NC 226 bridge) [Delayed Harvest
16 Regulations apply. See Subparagraph (a)(5) of this Rule.]
- 17 (Q) Polk County:
18 Broad River (not trout water)
19 North Pacolet River (Joels Creek to NC 108 bridge)
20 Green River (Fishtop Falls Access Area to the natural gas pipeline crossing)
21 [Delayed Harvest Regulations apply to the portion from Fishtop Falls Access
22 Area to Cove Creek. See Subparagraph (a)(5) of this Rule.]
- 23 (R) Rutherford County:
24 (Rocky) Broad River (Henderson County line to US 64/74 bridge, except where
25 posted against trespass)
- 26 (S) Stokes County:
27 Dan River (Virginia State line downstream to a point 200 yards below the end of SR
28 1421)
- 29 (T) Surry County:
30 Yadkin River (not trout water)
31 Big Elkin Creek (Dam 440 yards upstream of NC 268 bridge to a point 265
32 yards downstream of NC 268 bridge as marked by a sign on each bank)
33 Ararat River (SR 1727 bridge downstream to the NC 103 bridge)
34 Araat River (NC 103 bridge to US 52 bridge) [Delayed Harvest Regulations
35 apply. See Subparagraph (a)(5) of this Rule.]
36 Stewarts Creek (not trout water)
37 Pauls Creek (Virginia State line to 0.3 mile below SR 1625 bridge -
38 lower Caudle property line)
39 Fisher River (Cooper Creek) (Virginia State line to Interstate 77)
40 Little Fisher River (Virginia State line to NC 89 bridge)
41 Mitchell River (0.6 mile upstream of the end of SR 1333 to the SR 1330 bridge
42 below Kapps Mill Dam) [Delayed Harvest Regulations apply. See
43 Subparagraph (a)(5) of this Rule.]
- 44 (U) Swain County:
45 Little Tennessee River (not trout water)
46 Calderwood Reservoir (Cheoah Dam to Tennessee State line)
47 Cheoah Reservoir
48 Fontana Reservoir (not trout water)
49 Alarka Creek (game lands boundary to Fontana Reservoir)
50 Nantahala River (Macon County line to existing Fontana Reservoir water
51 level)
52 Tuckasegee River (not trout water)
53 Deep Creek (Great Smoky Mountains National Park boundary line to
54 Tuckasegee River)
55 Connelly Creek (Camp Branch to Tuckasegee River~~including portions of~~
56 ~~tributaries on game lands~~)

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- (V) Transylvania County:
 - French Broad River (confluence of North Fork French Broad River and West Fork French Broad River to the Island Ford Road (SR 1110) Access Area)
 - Davidson River (Avery Creek to lower US Forest Service boundary line)
 - East Fork French Broad River (Glady Fork to French Broad River) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Little River (confluence of Lake Dense outflow to 100 yards downstream of Hooker Falls) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Middle Fork French Broad River
 - West Fork French Broad River (Camp Cove Branch to confluence with North Fork French Broad SR 1312 and SR 1309 intersection to junction of west and north forks, including portions of tributaries within this section located on game lands)
- (W) Watauga County:
 - New River (not trout waters)
 - ~~North Fork New River (from confluence with Maine and Mine branches to Ashe County line)~~
 - ~~Maine Branch (headwaters to North Fork New River)~~
 - South New Fork New River (not trout water) (canoe launch 70 yards upstream of US 421 bridge to lower boundary of Brookshire Park)
 - Meat Camp Creek
 - Norris Fork Creek
 - ~~Howard Creek (downstream from lower falls)~~
 - Middle Fork New River (Lake Chetola Dam to South Fork New River)
 - Yadkin River (not trout water)
 - Stony Fork (headwaters to Wilkes County line)
 - Elk Creek (SR 1510 bridge at Triplett to Wilkes County line, except where posted against trespass)
 - Watauga River (adjacent to the intersection of SR 1557 and SR 1558 to NC 105 bridge and SR 1114 bridge to NC 194 bridge at Valle Crucis). [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Beech Creek
 - Buckeye Creek Reservoir
 - Buckeye Creek (Buckeye Creek Reservoir dam to Grassy Gap Creek)
 - Coffee Lake [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Beaverdam Creek (confluence of Beaverdam Creek and Little Beaverdam Creek to an unnamed tributary adjacent to the intersection of SR 1201 and SR 1203)
 - Laurel Creek
 - Cove Creek (SR 1233 bridge at Zionville to SR 1233 bridge at Amantha)
 - Dutch Creek (second bridge on SR 1134 to mouth)
- (X) Wilkes County:
 - Yadkin River (not trout water)
 - Roaring River (not trout water)
 - ~~East Prong Roaring River (from Bullhead Creek downstream to Brewer's Mill on SR 1943) to Stone Mountain State Park lower boundary) [Delayed Harvest Regulations apply. apply to portion on Stone Mountain State Park. See Subparagraph (a)(5) of this Rule.]~~
 - East Prong Roaring River (Stone Mountain State Park lower boundary to Brewer's Mill on SR 1943)
 - Stone Mountain Creek [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Middle Prong Roaring River (headwaters to second bridge on SR 1736)
 - Bell Branch Pond
 - Boundary Line Pond

- 1 West Prong Roaring River (not trout waters)
2 Pike Creek
3 Pike Creek Pond
4 Cub Creek (0.5 miles upstream of SR 2460 bridge to SR 1001 bridge)
5 Reddies River (Town of North Wilkesboro water intake dam to confluence with
6 Yadkin River) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of
7 this Rule.]
8 Middle Fork Reddies River (Clear Prong) (headwaters to bridge on SR
9 1580)
10 South Fork Reddies River (~~SR 1355 bridge headwaters~~ to confluence
11 with Middle Fork Reddies River)
12 North Fork Reddies River (Vannoy Creek) (headwaters to Union
13 School bridge on SR 1559)
14 Darnell Creek (North Prong Reddies River) (downstream ford on
15 SR 1569 to confluence with North Fork Reddies River)
16 Lewis Fork Creek (not trout water)
17 South Prong Lewis Fork (~~Fall Creek to SR 1155 bridge headwaters to Lewis~~
18 ~~Fork Baptist Church~~)
19 Fall Creek (SR 1300 bridge to confluence with South Prong Lewis Fork
20 except portions posted against trespass)
21 Elk Creek – upper (Watauga County line to lower boundary of ~~Reynolds-Blue~~
22 ~~Ridge development~~) Blue Ridge Mountain Club [Delayed Harvest Regulations
23 apply. See Subparagraph (a)(5) of this Rule.]
24 Elk Creek – lower (portion on Leatherwood Mountains development) [Delayed
25 Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
26 (Y) Yancey County:
27 Nolichucky River (not trout water)
28 Cane River [Bee Branch (SR 1110) to Bowlens Creek]
29 Bald Mountain Creek (except portions posted against trespass)
30 Indian Creek (not trout water)
31 Price Creek (junction of SR 1120 and SR 1121 to Indian Creek)
32 North Toe River (not trout water)
33 South Toe River (Clear Creek to lower boundary line of Yancey County
34 recreation park except where posted against trespass)
35 (2) Wild Trout Waters. All waters designated as Public Mountain Trout Waters on the game lands
36 listed in Subparagraph (b)(2) of 15A NCAC 10D .0104, are classified as Wild Trout Waters unless
37 classified otherwise in Subparagraph (a)(1) of this Rule. The trout waters listed in this
38 Subparagraph are also classified as Wild Trout Waters.
39 (A) Alleghany County:
40 Big Sandy Creek (portion on Stone Mountain State Park)
41 Stone Mountain Creek (that portion on Stone Mountain State Park)
42 (B) Ashe County:
43 Big Horse Creek (Virginia State Line to Mud Creek at SR 1363) [Catch and
44 Release/Artificial Lures Only Regulations apply. See Subparagraph (a)(3) of this Rule.]
45 Unnamed tributary of Three Top Creek (portion located on Three Top Mountain Game
46 Land) [Catch and Release/Artificial Lures Only Regulations apply. See Subparagraph
47 (a)(3) of this Rule.]
48 (C) Avery County:
49 Birchfield Creek (entire stream)
50 Cow Camp Creek (entire stream)
51 Cranberry Creek (headwaters to US 19E/NC 194 bridge)
52 Elk River (portion on Lees-McRae College property, excluding the millpond) [Catch and
53 Release/Artificial Flies Only Regulations apply. See Subparagraph (a)(4) of this
54 Rule.]
55 Gragg Prong (entire stream)
56 Horse Creek (entire stream)

- 1 Jones Creek (entire stream)
2 Kentucky Creek (entire stream)
3 North Harper Creek (entire stream)
4 Plumtree Creek (entire stream)
5 Roaring Creek (entire stream)
6 Rockhouse Creek (entire stream)
7 Shawneehaw Creek (portion adjacent to Banner Elk Greenway)
8 South Harper Creek (entire stream)
9 Webb Prong (entire stream)
10 Wilson Creek [Catch and Release/Artificial Lures Only Regulations apply. See
11 Subparagraph (a)(3) of this Rule.]
- (D) Buncombe County:
12 Carter Creek (game land portion) [Catch and Release/Artificial Lures only Regulations
13 apply. See Subparagraph (a)(3) of this Rule.]
- (E) Burke County:
14 All waters located on South Mountain State Park, except the main stream of Jacob Fork
15 Between the mouth of Shinnycreek and the lower park boundary where Delayed Harvest
16 Regulations apply, and Henry Fork and tributaries where Catch and Release/Artificial
17 Lures Only Regulations apply. See Subparagraphs (a)(3) and (a)(5) of this Rule.
18 Nettle Branch (game land portion)
- (F) Caldwell County:
19 Buffalo Creek (Watauga County line to Long Ridge Branch including tributaries on game
20 lands)
21 Joes Creek (Watauga County line to first falls upstream of the end of SR 1574)
22 Rockhouse Creek (entire stream)
- (G) Cherokee County:
23 Bald Creek (game land portions, including tributaries) [Wild Trout/Natural Bait Waters
24 Regulations apply. See Subparagraph (a)(6) of this Rule.]
25 Dockery Creek (game land portions, including tributaries) [Wild Trout/Natural Bait
26 Waters Regulations apply. See Subparagraph (a)(6) of this Rule.]
27 North Shoal Creek (game land portions, including tributaries) [Wild Trout/Natural Bait
28 Waters Regulations apply. See Subparagraph (a)(6) of this Rule.]
- (H) Graham County:
29 Franks Creek (entire stream) [Wild Trout/Natural Bait Waters Regulations apply. See
30 Subparagraph (a)(6) of this Rule.]
31 Little Buffalo Creek (entire stream)
32 South Fork Squally Creek (entire stream)
33 Squally Creek (entire stream)
- (I) Haywood County
34 Hemphill Creek [Wild Trout/Natural Bait Waters Regulations apply. See Subparagraph
35 (a)(6) of the Rule.]
36 Hurricane Creek (including portions of tributaries on game lands) [Wild Trout/Natural
37 Bait Waters Regulations apply. See Subparagraph (a)(6) of this Rule.]
- (J) Jackson County:
38 Buff Creek (entire stream) [Wild Trout/Natural Bait Waters Regulations apply. See
39 Subparagraph (a)(6) of this Rule.]
40 Gage Creek (entire stream)
41 North Fork Scott Creek (entire stream)
42 ~~Shoal Creek (Glenville Reservoir pipeline to mouth) [Wild Trout/Natural Bait Waters
43 Regulations apply. See Subparagraph (a)(6) of this Rule.]~~
44 Tanasee Creek (entire stream)
45 ~~West Fork Tuckasegee River (Shoal Creek to existing water level of Little Glenville
46 Lake) [Wild Trout/Natural Bait Waters Regulations apply. See Subparagraph (a)(6) of
47 this Rule.]~~
48 Whitewater River (downstream from Silver Run Creek to South Carolina State line)
49 Wolf Creek (entire stream, except Balsam Lake and Wolf Creek Lake)

- 1 (K) Madison County:
2 Big Creek (headwaters to the lower game land boundary, including tributaries) [Wild
3 Trout/Natural Bait Waters Regulations apply. See Subparagraph (a)(6) of this Rule.]
- 4 (L) Mitchell County:
5 Green Creek (headwaters to Green Creek Bridge, except where posted against trespass)
6 Little Rock Creek (headwaters to Green Creek Bridge, including all tributaries, except
7 where posted against trespass)
8 Wiles Creek (game land boundary to mouth)
- 9 (M) Transylvania County:
10 All waters located on Gorges State Park
11 Whitewater River (downstream from Silver Run Creek to South Carolina State line)
- 12 (N) Watauga County:
13 Dugger Creek (portions on ~~Reynolds Blue Ridge development, Blue Ridge Mountain~~
14 ~~Club, including tributaries. Anglers must check in at the development security office on~~
15 ~~Triplett Road prior to fishing tributaries~~) [Catch and Release/Artificial Lure Only Trout
16 Waters Regulations apply. See Subparagraph (a)(3) of this Rule.]
17 Dutch Creek (headwaters to second bridge on SR 1134)
18 Howard Howards-Creek (entire stream headwaters to lower falls)
19 Laurel Creek (portions on ~~Reynolds Blue Ridge Blue Ridge Mountain Club and Powder~~
20 ~~Horn Mountain developments, including tributaries. Anglers fishing the upper section of~~
21 ~~Laurel Creek must check in at the Reynolds Blue Ridge security office on Triplett Road~~
22 ~~prior to fishing. Anglers fishing the lower section of Laurel Creek must access the creek~~
23 ~~from the parking area on Powder Horn Mountain property adjacent to Laurel Creek on~~
24 ~~Triplett Road.) Development, including tributaries) [Catch and Release/Artificial Lure~~
25 ~~Only Trout Waters Regulations apply. See subparagraph (a)(3) of this Rule.]~~
26 Maine Branch (headwaters to North Fork New River)
27 North Fork New River (from confluence with Maine and Mine branches to Ashe County
28 line)
29 Pond Creek (headwaters to Locust Ridge Road bridge, excluding the pond adjacent to
30 Coffee Lake) [Catch and Release/Artificial Lure Only Trout Waters Regulations Apply.
31 See Subparagraph (a)(3) of this Rule.]
32 Watauga River (Avery County line to SR 1580 bridge steel bridge at Riverside Farm
33 Road)
34 Winkler Creek (lower bridge on SR 1549 to confluence with South Fork New River)
- 35 (O) Wilkes County:
36 Big Sandy Creek (portion on Stone Mountain State Park)
37 Dugger Creek (portions on ~~Reynolds Blue Ridge development, Blue Ridge Mountain~~
38 ~~Club, including tributaries. Anglers must check in at the development security office on~~
39 ~~Triplett Road prior to fishing tributaries~~) [Catch and Release/Artificial Lure Only Trout
40 Waters Regulations apply. See Subparagraph (a)(3) of this Rule.]
41 Garden Creek (portion on Stone Mountain State Park)
42 Harris Creek and tributaries (portions on Stone Mountain State Park) [Catch and Release
43 Artificial Lures Only Regulations apply. See Subparagraph (a)(4) of this Rule.]
44 Widow Creek (portion on Stone Mountain State Park)
- 45 (P) Yancey County:
46 Cattail Creek (Bridge at Mountain Farm Community Road (Private) to NC 197 bridge)
47 Lickskillet Creek (entire stream)
48 Middle Creek (game land boundary to mouth)
- 49 (3) Catch and Release/Artificial Lures Only Trout Waters. Those portions of designated wild trout
50 waters as listed in this Subparagraph, including tributaries except as noted, are further classified as
51 Catch and Release/Artificial Lures Only waters. Only artificial lures having one single hook may
52 be used. No trout may be harvested or be in possession while fishing these streams:
- 53 (A) Ashe County:
54 Big Horse Creek (Virginia State line to Mud Creek at SR 1363 excluding tributaries)
55 Unnamed tributary of Three Top Creek (portion located on Three Top Mountain Game
56 Lands)

- 1 (B) Avery County:
- 2 Wilson Creek (game land portion)
- 3 (C) Buncombe County:
- 4 Carter Creek (game land portion)
- 5 (D) Burke County:
- 6 Henry Fork (portion on South Mountains State Park)
- 7 (E) Jackson County:
- 8 Flat Creek
- 9 Tuckasegee River (upstream of Clarke property)
- 10 (F) McDowell County:
- 11 Newberry Creek (game land portion)
- 12 (G) Watauga County:
- 13 Dugger Creek (portions on ~~Reynolds Blue Ridge development~~, Blue Ridge Mountain
- 14 Club, including ~~tributaries. Anglers must check in at the development security office on~~
- 15 ~~Triplett Road prior to fishing~~) tributaries)
- 16 Laurel Creek (portions on ~~Reynolds Blue Ridge~~ Blue Ridge Mountain Club and Powder
- 17 Horn Mountain ~~developments, including tributaries. Anglers fishing the upper section of~~
- 18 ~~Laurel Creek must check in at the development security office on Triplett Road prior to~~
- 19 ~~fishing. Anglers fishing the lower section of Laurel Creek must access the creek from the~~
- 20 ~~parking area on Powder Horn Mountain property adjacent to Laurel Creek on Triplett~~
- 21 ~~Road~~) Development, including tributaries)
- 22 Pond Creek (headwaters to Locust Ridge bridge, excluding the pond adjacent to Coffee
- 23 Lake)
- 24 (H) Wilkes County:
- 25 Dugger Creek (portions on ~~Reynolds Blue Ridge development~~, Blue Ridge Mountain
- 26 Club, including ~~tributaries. Anglers must check in at the development security office on~~
- 27 ~~Triplett Road prior to fishing~~) tributaries)
- 28 Harris Creek (portion on Stone Mountain State Park)
- 29 (4) Catch and Release/Artificial Flies Only Trout Waters. Those portions of designated wild trout
- 30 waters as listed in this Subparagraph, including tributaries except as noted, are further classified as
- 31 Catch and Release/Artificial Flies Only waters. Only artificial flies having one single hook may
- 32 be used. No trout may be harvested or be in possession while fishing these streams:
- 33 (A) Avery County:
- 34 Elk River (portion on Lees-McRae College property, excluding the millpond)
- 35 Lost Cove Creek (game land portion, excluding Gragg Prong and Rockhouse Creek)
- 36 (B) Transylvania County:
- 37 Davidson River (headwaters to Avery Creek, excluding Avery Creek, Looking Glass
- 38 Creek and Grogan Creek)
- 39 (C) Yancey County:
- 40 South Toe River (headwaters to Upper Creek, including tributaries)
- 41 Upper Creek (entire stream)
- 42 (5) Delayed Harvest Trout Waters. Those portions of designated Hatchery Supported Trout Waters as
- 43 listed in this Subparagraph, excluding tributaries except as noted, are further classified as Delayed
- 44 Harvest Waters. Between 1 October and one-half hour after sunset on the Friday before the first
- 45 Saturday of the following June, inclusive, it is unlawful to possess natural bait, use more than a
- 46 single hook on an artificial lure, or harvest or possess trout while fishing these waters. These
- 47 waters are closed to fishing between one-half hour after sunset on the Friday before the first
- 48 Saturday in June and 6:00 a.m. on the first Saturday in June. At 6:00 a.m. on the first Saturday in
- 49 June these waters are open for fishing under Hatchery Supported Waters rules for youth anglers
- 50 only. Youth is defined as a person under 16 years of age. At 12:00 p.m. on the first Saturday in
- 51 June these streams open for fishing under Hatchery Supported Waters rules for all anglers:
- 52 (A) Alleghany County:
- 53 Little River (Whitehead to a point 275 yards downstream of the intersection of SR 1128
- 54 and SR 1129 as marked by a sign on each bank)
- 55 (B) Ashe County:
- 56 Trout Lake

1 Helton Creek (Virginia state line to New River)
2 South Fork New River (Todd Island Park)
3 Big Horse Creek (SR 1324 bridge to North Fork New River)
4 (C) Burke County:
5 Jacob Fork (Shinny Creek to lower South Mountains State Park boundary)
6 (D) Caldwell County:
7 Wilson Creek (game lands portion downstream of Lost Cove Creek to Phillips Branch)
8 (E) Clay County:
9 Fires Creek (USFS Road 340A to the foot bridge in the US Forest Service Fires Creek
10 Picnic Area)
11 (F) Graham County:
12 (Big)Snowbird Creek (USFS foot bridge at the old railroad junction to USFS Road 2579)
13 ~~(E)~~(G) Haywood County:
14 West Fork Pigeon River (Queen Creek to the first game land boundary upstream of Lake
15 Logan)
16 ~~(F)~~(H) Henderson County:
17 North Fork Mills River (game land portion below the Hendersonville watershed dam)
18 ~~(G)~~(I) Jackson County:
19 Tuckasegee River (downstream NC 107 bridge falls located 275 yards upstream of the
20 US 23-441 bridge as marked by a sign on each bank)
21 ~~(H)~~(J) Macon County:
22 Nantahala River (Whiteoak Creek to the Nantahala hydropower discharge canal)
23 ~~(I)~~(K) Madison County:
24 Big Laurel Creek (NC 208 bridge to the US 25-70 bridge)
25 Shelton Laurel Creek (NC 208 bridge at Belva to the confluence with Big Laurel Creek)
26 Spring Creek (NC 209 bridge at Hot Springs city limits to iron bridge at end of Andrews
27 Avenue)
28 ~~(J)~~(L) McDowell County:
29 Catawba River (portion adjacent to Marion Greenway)
30 Curtis Creek (game lands portion downstream of U.S. Forest Service boundary at Deep
31 Branch)
32 Mill Creek (US_70 bridge to I 40 bridge)
33 ~~(K)~~(M) Mitchell County:
34 Cane Creek (NC 226 bridge to SR 1189 bridge)
35 North Toe River (US 19E bridge to NC 226 bridge)
36 ~~(L)~~(N) Polk County:
37 Green River (Fishtop Falls Access Area to confluence with Cove Creek)
38 ~~(M)~~(O) Surry County:
39 Mitchell River (0.6 mile upstream of the end of SR 1333 to the SR 1330 bridge below
40 Kapps Mill Dam)
41 Ararat River (NC 103 bridge to US 52 bridge)
42 ~~(N)~~(P) Transylvania County:
43 East Fork French Broad River (Glady Fork to French Broad River)
44 Little River (confluence of Lake Dense to 100 yards downstream of Hooker Falls)
45 ~~(O)~~(Q) Watauga County:
46 Watauga River (adjacent to intersection of SR 1557 and SR 1558 to NC 105 bridge and
47 SR 1114 bridge to NC 194 bridge at Valle Crucis)
48 Coffee Lake
49 ~~(P)~~(R) Wilkes County:
50 East Prong Roaring River (from Bullhead Creek downstream to the Stone Mountain State
51 Park lower boundary)
52 Stone Mountain Creek (from falls at Allegheny County line to confluence with East
53 Prong
54 Roaring River and Bullhead Creek in Stone Mountain State Park)
55 Reddies River (Town of North Wilkesboro water intake dam to confluence with Yadkin
56 River)

- 1 Elk Creek – upper (Watauga County line to lower boundary of ~~Reynolds Blue Ridge~~
2 ~~development)~~ Blue Ridge Mountain Club)
3 Elk Creek – lower (portion on Leatherwood Mountains development)
- 4 (6) Wild Trout/Natural Bait Waters. Those portions of designated Wild Trout Waters as listed in this
5 Subparagraph, including tributaries except as noted, are further classified as Wild Trout/Natural
6 Bait Waters. All artificial lures and natural baits, except live fish, are allowed provided they are
7 fished using only one single hook. The creel limit, size limit, and open season are the same as
8 other Wild Trout Waters [see 15A NCAC 10C .0305(a)]:
9 (A) Cherokee County:
10 Bald Creek (game land portions)
11 Dockery Creek (game land portions)
12 North Shoal Creek (game land portions)
- 13 (B) Graham County:
14 Deep Creek
15 Long Creek (game land portion)
16 Franks Creek
- 17 (C) Haywood County:
18 Hemphill Creek (including tributaries)
19 Hurricane Creek (including portions of tributaries on game lands)
- 20 (D) Jackson County:
21 Buff Creek
22 Chattooga River (SR 1100 bridge to South Carolina state line)
23 (lower) Fowler Creek (game land portion)
24 Scotsman Creek (game land portion)
25 ~~Shoal Creek (Glenville Reservoir pipeline to mouth)~~
26 ~~West Fork Tuckasegee River (Shoal Creek to existing water level of Little Glenville~~
27 ~~Lake)~~
- 28 (E) Macon County:
29 Chattooga River (SR 1100 bridge to South Carolina state line)
30 Jarrett Creek (game land portion)
31 Kimsey Creek
32 [Nantahala River (game land portion upstream of U.S. 64)]
33 Overflow Creek (game land portion)
34 Park Creek
35 Tellico Creek (game land portion)
36 Turtle Pond Creek (game land portion)
- 37 (F) Madison County:
38 Big Creek (headwaters to the lower game land boundary, including tributaries)
- 39 (G) Transylvania County:
40 North Fork French Broad River (game land portions downstream of SR 1326)
41 Thompson River (SR 1152 to South Carolina state line, except where posted against
42 trespass,
43 including portions of tributaries within this section located on game lands)
- 44 (7) Special Regulation Trout Waters. Those portions of Designated Public Mountain Trout Waters as
45 listed in this Subparagraph, excluding tributaries as noted, are further classified as Special
46 Regulation Trout Waters. Regulations specific to each water are defined below:
47 Burke County
48 Catawba River (Muddy Creek to City of Morganton water intake dam).
49 Regulation: The daily creel limit is 7 trout and only one of which may be greater than 14
50 inches in length. There are no bait restrictions and no closed season.
- 51 (b) Fishing in Trout Waters
- 52 (1) Hatchery Supported Trout Waters. It is unlawful to take fish of any kind by any manner from
53 designated public mountain trout waters during the closed seasons for trout fishing. The seasons,
54 size limits, creel limits and possession limits apply in all waters, whether designated or not, as
55 public mountain trout waters. Except in power reservoirs and city water supply reservoirs so
56 designated, it is unlawful to fish in designated public mountain trout waters with more than one

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line. Night fishing is not allowed in most hatchery supported trout waters on game lands [see 15A NCAC 10D .0104(b)(1)].

(2) Wild Trout Waters. Except as otherwise provided in Subparagraphs (a)(3), (a)(4), and (a)(6) of this Rule, the following rules apply to fishing in wild trout waters.

- (A) Open Season. There is a year round open season for the licensed taking of trout.
- (B) Creel Limit. The daily creel limit is four trout.
- (C) Size Limit. The minimum size limit is seven inches.
- (D) Manner of Taking. Only artificial lures having only one single hook may be used. No person shall possess natural bait while fishing wild trout waters except those waters listed in 15A NCAC 10C .0205(a)(6).
- (E) Night Fishing. Fishing on wild trout waters is not allowed between one-half hour after sunset and one-half hour before sunrise.

*History Note: Authority G.S. 113-272; 113-292;
Eff. February 1, 1976;
Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; July 1, 1995; July 1, 1994; July 1, 1993;
October 1, 1992;
Temporary Amendment Eff. July 1, 1999;
Amended Eff. July 1, 2000;
Temporary Amendment Eff. July 1, 2001;
Temporary Amendment Eff. July 1, 2002;
Amended Eff. August 1, 2002 (approved by RRC on 6/21/01 and 04/18/02);
Temporary Amendment Eff. June 1, 2003;
Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July 17
2003);
Amended Eff. August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May 1,
2007; May 1, 2006; June 1, 2005.
Amended Eff. August 1, 2013*

1 **15A NCAC 10C .0206 TROTLINES AND SET-HOOKS**

2 Trotlines and set-hooks may be set in the inland waters of North Carolina, provided no live bait is used. ~~used; except~~
3 ~~that no trotlines or set hooks may be set in designated public mountain trout waters or in any of the impounded~~
4 ~~waters on the Sandhills Game Land.~~ Trotlines and set-hooks may not be set in any of the impounded waters on the
5 Sandhills Game Land. Trotlines and set-hooks may not be set in any designated public mountain trout waters except
6 impounded waters of power reservoirs and municipally-owned water supply reservoirs open to the public for fishing.

7 In Lake Waccamaw, trotlines or set-hooks may be set only from October 1 through April 30. For the purposes of
8 this Rule, a set-hook is defined as any hook and line that is attached at one end only to a stationary or floating object
9 and that is not under immediate control and attendance of the person using the device. Each trotline, set hook, and
10 jug hook shall bear legible and indelible identification of the user's name and address. For purposes of this Rule, a
11 "jug-hook" is a single hook and line attached to a float. Each trotline shall be conspicuously marked at each end and
12 each set-hook conspicuously marked at one end with a flag, float, or other prominent object so that its location is
13 readily discernable by boat operators and swimmers. Trotlines shall be set parallel to the nearest shore in all inland
14 fishing waters unless otherwise prohibited. The number of jug-hooks that may be fished is limited to 70 per boat.
15 All trotlines, throwlines, set-hooks, and jug-hooks shall be fished at least once daily and all fish removed at that
16 time. Untended trotlines, set-hooks, and jug-hooks may be removed from the water by wildlife enforcement officers
17 when located in areas of multiple water use. For purposes of this Rule, a trotline or set-hook is considered
18 "untended" when no bait is present on the device. It is unlawful to use metal cans or glass jugs as floats.

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20 *History Note:* Authority G.S. 113-134; 113-272; 113-292;
21 Eff. February 1, 1976;
22 Amended Eff. July 1, 1993; May 1, 1992; July 1, 1989; January 1, 1982;
23 Temporary Amendment Eff. July 1, 2002;
24 Amended Eff. May 1, 2008; June 1, 2005; August 1, 2002.
25 Amended Eff. August 1, 2013
26

1 **15A NCAC 10C .0211 POSSESSION OF CERTAIN FISHES**

2 (a) It is unlawful to transport, purchase, possess, or sell any live individuals of piranha, "walking catfish" (*Clarias*
3 *batrachus*), snakehead fish (from the Family Channidae, formerly Ophiocephalidae), black carp (*Mylopharyngodon*
4 *piceus*), bighead carp (*Hypophthalmichthys nobilis*), silver carp (*Hypophthalmichthys molitrix*) rudd (*Scardinius*
5 *erythrothalamus*), round goby (*Neogobius melanostomus*), tubenose goby (*Proterorhinus marmoratus*), ruffe
6 (*Gymnocephalus cernuus*), Japanese mysterysnail (*Cipangopaludina japonica*), Chinese mysterysnail
7 (*Cipangopaludina chinensis malleata*), red-rim melania (*Melanoides tuberculatus*), virile crayfish (*Orconectes*
8 (*Gremicambarus*) *virilis*), rusty crayfish (*Orconectes* (*Procericambarus*) *rusticus*), Australian red claw crayfish or
9 "red claw" (*Cherax quadricarinatus*, or other species of "giant" crayfish species in the genus *Cherax*), white amur or
10 "grass carp" (*Ctenopharyngodon idella*), swamp or "rice" eel (*Monopterus albus*), red shiner (*Cyprinella lutrensis*),
11 or zebra mussel (*Dreissena polymorpha*) or quagga mussel (*Dreissena rostriformis bugensis*) or any mussel in the
12 family Dreissenidae, or to stock any of them in the public or private waters of North Carolina.

13 (b) A person may buy, possess or stock triploid grass carp only for the purpose of controlling aquatic vegetation
14 under a permit issued by the Executive Director when the director determines that conditions of such possession or
15 stocking provide minimal probability of escape and threat to sensitive aquatic habitat and that the carp is certified to
16 be sterile by genetic testing at a federal, state, or university laboratory.

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18 *History Note:* Authority G.S. 113-134; 113-274(c)(1c); 113-292;
19 Eff. February 1, 1976;
20 Amended Eff. September 1, 1984;
21 Temporary Amendment Eff. July 1, 2001;
22 Amended Eff. July 18, 2002;
23 Temporary Amendment Eff. September 1, 2002;
24 Amended Eff. August 1, 2011; June 1, 2009, June 1, 2005; August 1, 2004.
25 Amended Eff. August 1, 2013
26

1 **15A NCAC 10C .0305 OPEN SEASONS: CREEL AND SIZE LIMITS**

2 (a) Generally. Subject to the exceptions listed in Paragraph (b) of this Rule, the open seasons and creel and size
 3 limits are as indicated in the following table:

| 4 | 5 | 6 | 7 | 8 |
|----|----|----|----|----|
| 9 | 10 | 11 | 12 | 13 |
| 14 | 15 | 16 | 17 | 18 |
| 19 | 20 | 21 | 22 | 23 |
| 24 | 25 | 26 | 27 | 28 |
| 29 | 30 | 31 | 32 | 33 |
| 34 | 35 | 36 | 37 | 38 |
| 39 | 40 | 41 | 42 | 43 |
| 44 | 45 | 46 | 47 | 48 |
| 49 | 50 | 51 | 52 | 53 |
| 54 | 55 | | | |

54 (b) Exceptions

- 55 (1) In the Dan River upstream from its confluence with Bannister River to the ~~Brantly Steam Plant Dam~~ dam at Union Street in Danville, VA and in John H. Kerr Reservoir the creel limit on striped bass and Morone hybrids is two in the aggregate and the minimum size limit is ~~24~~ 26 inches from October 1 through May 31. From June 1 through September 30 the daily creel limit on striped bass and Morone hybrids is four in aggregate with no minimum size limit.

- 1 (2) In the Cape Fear River upstream of Buckhorn Dam and the Deep and Haw rivers to the first
2 impoundment and in B. Everett Jordan Reservoir, Lake Rhodhiss, Lake Hickory, and Lookout
3 Shoals Reservoir, the creel limit on striped bass and Morone hybrids is four in the aggregate and
4 the minimum size limit is 20 inches. In Lake Gaston and Roanoke Rapids Reservoir the creel
5 limit on striped bass and Morone hybrids is four in aggregate with a minimum size limit of 20
6 inches from October 1 through May 31 and no minimum size limit from June 1 through
7 September 30. In Lake Norman the creel limit on striped bass and Morone hybrids is four in
8 aggregate with a minimum size limit of 16 inches from October 1 through May 31 and no
9 minimum size limit from June 1 through September 30.
- 10 (3) In designated public mountain trout waters the season for taking all species of fish is the same as
11 the trout fishing season. There is no closed season on taking trout from Linville River within
12 Linville Gorge Wilderness Area (including tributaries), Catawba River from Muddy Creek to the
13 City of Morganton water intake dam, and the impounded waters of power reservoirs and
14 municipally-owned water supply reservoirs open to the public for fishing.
- 15 ~~(4) On Mattamuskeet Lake, federal regulations apply.~~
- 16 ~~(5)~~(4) In the inland fishing waters of Neuse, Pungo and Tar Pamlico rivers and their tributaries extending
17 upstream to the first impoundment of the main course on the river or its tributaries, and in all other
18 inland fishing waters east of Interstate 95, subject to the exceptions listed in this Paragraph, the
19 daily creel limit for striped bass and their hybrids is two fish in aggregate. The minimum length
20 limit is 18 inches and no striped bass or striped bass hybrids between the lengths of 22 inches and
21 27 inches may be possessed. In these waters, the season for taking and possessing striped bass is
22 closed from May 1 through September 30. In the inland fishing waters of the Cape Fear River and
23 its tributaries, the season for taking and possessing striped bass is closed year-round. In the Pee
24 Dee River and its tributaries from the South Carolina line upstream to Blewett Falls Dam, the
25 season for taking and possessing striped bass and their hybrids is open year-round, the daily creel
26 limit is three fish in aggregate and the minimum length limit is 18 inches.
- 27 ~~(6)~~(5) In the inland and joint fishing waters [as identified in 15A NCAC 10C .0107(1)(e)] of the
28 Roanoke River Striped Bass Management Area, which includes the Roanoke, Cashie, Middle and
29 Eastmost rivers and their tributaries, the open season for taking and possessing striped bass and
30 their hybrids is March 1 through April 30 from the joint-coastal fishing waters boundary at
31 Albemarle Sound upstream to Roanoke Rapids Lake dam. During the open season the daily creel
32 limit for striped bass and their hybrids is two fish in aggregate, the minimum size limit is 18
33 inches. No fish between 22 inches and 27 inches in length shall be retained in the daily creel limit.
34 Only one fish larger than 27 inches may be retained in the daily creel limit.
- 35 ~~(7)~~(6) ~~The maximum combined number of black bass of all species that may be retained per day is five~~
36 ~~fish, no more than two of which may be smaller than the applicable minimum size limit. The~~
37 ~~minimum size limit for all species of black bass is 14 inches, with no exception in: in Lake Luke~~
38 ~~Marion in Moore County, Reedy Creek Park lakes in Mecklenburg County, Lake Rim in~~
39 ~~Cumberland County, Lake Raleigh in Wake County, County; Sutton Lake in New Hanover~~
40 ~~County; Lake Mattamuskeet and associated canals in Hyde County; Pungo Lake in Washington~~
41 ~~and Hyde counties; New Lake in Hyde County; and the Currituck, Roanoke, Croatan and~~
42 ~~Albemarle sounds and all their tributaries including but not limited to Roanoke River downstream~~
43 ~~of Roanoke Rapids Dam, Chowan River, Yeopim River, Pasquotank River, Perquimans River,~~
44 ~~North River, Northwest River, Scuppernong River and Alligator River (including the~~
45 ~~Alligator/Pungo Canal east of the NC Hwy 264/45 bridge). Tar River downstream of Tar River~~
46 ~~Reservoir Dam, Neuse River downstream of Falls Lake Dam, Haw River downstream of Jordan~~
47 ~~Lake Dam, Deep River downstream of Lockville Dam, Cape Fear River, Waccamaw River~~
48 ~~downstream of Lake Waccamaw Dam, the entire Lumber River including Drowning Creek, in all~~
49 ~~their tributaries, and in all other public fishing waters east of Interstate 95 (except Tar River~~
50 ~~Reservoir in Nash County), South Yadkin River downstream of Cooleemee Dam, Yadkin-Pee Dee~~
51 ~~River from Idols Dam to the South Carolina State line including High Rock Lake, Tuckertown~~
52 ~~Lake, Badin Lake, Falls Lake, Lake Tillery and Blewett Falls Lake. In Cane Creek Lake in Union~~
53 ~~County, and Buckhorn Reservoir in Wilson and Nash counties the minimum size limit for~~
54 ~~largemouth bass is 16 inches, with no exception. In Lake Phelps and Shearon Harris Reservoir no~~
55 ~~black bass between 16 and 20 inches shall be possessed. In Randleman Reservoir only one~~
56 ~~largemouth bass greater than 20 inches may be possessed.~~

- 1 ~~(8)~~(7) A minimum size limit of 15 inches applies to walleye taken from Lake James and its tributaries,
2 and the daily creel limit for walleye is four fish in Linville River upstream from the NC 126 bridge
3 above Lake James.
- 4 ~~(9)~~(8) The minimum size limit for all black bass, with no exception, is 18 inches in Lake Thom-A-Lex in
5 Davidson County.
- 6 ~~(10)~~ ~~In all impounded inland waters and their tributaries, except those waters described in Exceptions~~
7 ~~(1) and (4), the daily creel limit of striped bass and their hybrids may include not more than two~~
8 ~~fish of smaller size than the minimum size limit.~~
- 9 ~~(11)~~(9) A daily creel limit of 20 fish and a minimum size limit of 10 inches apply to crappie in B. Everett
10 Jordan Reservoir and in the Roanoke River and its tributaries downstream of Roanoke Rapids dam
11 and in the Cashie, Middle, and Eastmost rivers and their tributaries. A daily creel limit of 20 fish
12 and a minimum size limit of eight inches apply to crappie in the following waters: all public
13 waters west of Interstate 77, South Yadkin River downstream of Cooleemee Dam, Yadkin-Pee
14 Dee River from Idols Dam to the South Carolina State line including High Rock Lake,
15 Tuckertown Lake, Badin Lake, Falls Lake, Lake Tillery, and Blewett Falls Lake, Lake Norman,
16 Lake Hyco, Lake Ramseur, Cane Creek Lake, Tar River downstream of Tar River Reservoir Dam,
17 Neuse River downstream of Falls Lake Dam, Haw River downstream of Jordan Lake Dam, Deep
18 River downstream of Lockville Dam, Cape Fear River, Waccamaw River downstream of Lake
19 Waccamaw Dam, the entire Lumber River including Drowning Creek, in all their tributaries, and
20 in all other public fishing waters east of Interstate 95, except Tar River Reservoir in Nash County,
21 Sutton Lake in New Hanover County, and Roanoke River and tributaries below Roanoke Rapids
22 dam, as listed above. In Buckhorn Reservoir in Wilson and Nash counties a daily creel limit of 20
23 fish applies to crappie.
- 24 ~~(12)~~(10) In designated inland fishing waters of Roanoke Sound, Croatan Sound, Albemarle Sound, Chowan
25 River, Currituck Sound, Alligator River, Scuppernong River, and their tributaries (excluding the
26 Roanoke River and Cashie River and their tributaries), striped bass fishing season, size limits and
27 creel limits are the same as those established by rules or proclamations of the Marine Fisheries
28 Commission in adjacent joint or coastal fishing waters.
- 29 ~~(13)~~(11) The Executive Director may, by proclamation, suspend or extend the hook-and-line season for
30 striped bass in the inland and joint waters of coastal rivers and their tributaries. It is unlawful to
31 violate the provisions of any proclamation issued under this authority.
- 32 ~~(14)~~(12) In Roanoke River downstream of Roanoke Rapids Dam, Tar River downstream of Tar River
33 Reservoir Dam, Neuse River downstream of Falls Lake Dam, Haw River downstream of Jordan
34 Lake Dam, Deep River downstream of Lockville Dam, Cape Fear River, Waccamaw River
35 downstream of Lake Waccamaw Dam, the entire Lumber River including Drowning Creek, in all
36 their tributaries, and in all other public fishing waters east of Interstate 95, except Tar River
37 Reservoir in Nash County, the daily creel limit for sunfish is 30 in aggregate, no more than 12 of
38 which shall be redbreast sunfish.
- 39 ~~(15)~~(13) In Sutton Lake, no largemouth bass shall be possessed from December 1 through March 31.
- 40 ~~(16)~~(14) The season for taking American and hickory shad with bow nets is March 1 through April 30.
- 41 ~~(17)~~(15) In inland fishing waters, sea trout (spotted or speckled), flounder, and red drum recreational
42 seasons, size limits and creel limits are the same as those established by Marine Fisheries
43 Commission rule or proclamations issued by the Fisheries Director in adjacent joint or coastal
44 fishing waters.
- 45 ~~(18)~~(16) In the Alleghany County portion of New River downstream of Fields Dam (Grayson County,
46 Virginia) no black bass between 14 and 20 inches in length shall be possessed and only one black
47 bass greater than 20 inches may be possessed in the daily creel limit. No minimum size limit
48 applies to black bass less than 14 inches in length in this section of New River.
- 49 ~~(19)~~(17) In the inland waters of Roanoke River, Neuse River, and their tributaries, the daily creel limit for
50 American and hickory shad is 10 in aggregate, only one of which may be an American shad. In
51 the inland waters of the Cape Fear River and its tributaries, the daily creel limit for American and
52 hickory shad is 10 in aggregate, only five of which may be American shad. In Roanoke Rapids
53 Reservoir, Lake Gaston and John H. Kerr Reservoir, no American shad may be possessed.
- 54 ~~(20)~~(18) In all public fishing waters east of Interstate 77, the minimum length for Roanoke and rock bass is
55 8 inches and the daily creel limit is two fish in aggregate.

1 ~~(21)~~(19) In Lake Cammack in Alamance County and Lake Holt in Granville County the daily creel limit for
2 largemouth bass is 10 fish and no more than two fish greater than 14 inches may be possessed.

3 (20) In John H. Kerr Reservoir, Lake Gaston, and Roanoke Rapids Lake, the minimum size limit for
4 walleye is 18 inches and the daily creel limit is five fish.

5 (21) In Lake Santeetlah in Graham County, there is no daily creel limit for black bass less than 14
6 inches and no more than five black bass greater than 14 inches may be possessed.

7
8 *History Note: Authority G.S. 113-134; 113-292; 113-304; 113-305;*
9 *Eff. February 1, 1976;*
10 *Temporary Amendment Eff. May 10, 1990, for a period of 180 days to expire on November 1,*
11 *1990;*
12 *Temporary Amendment Eff. May 22, 1990, for a period of 168 days to expire on November 1,*
13 *1990;*
14 *Temporary Amendment Eff. May 1, 1991, for a period of 180 days to expire on November 1, 1991;*
15 *Amended Eff. July 1, 1994; July 1, 1993; October 1, 1992;*
16 *Temporary Amendment Eff. December 1, 1994 for a period of 180 days or until the permanent*
17 *rule becomes effective, whichever is sooner;*
18 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; July 1, 1995;*
19 *Temporary Amendment Eff. November 1, 1998;*
20 *Amended Eff. April 1, 1999;*
21 *Temporary Amendment Eff. July 1, 1999;*
22 *Amended Eff. July 1, 2000;*
23 *Temporary Amendment Eff. July 1, 2001;*
24 *Temporary Amendment Eff. March 8, 2002 [This rule replaces the rule proposed for permanent*
25 *amendment effective July 1, 2002 and approved by RRC in May 2001];*
26 *Amended Eff. August 1, 2002 (approved by RRC in April 2002);*
27 *Temporary Amendment Eff. June 1, 2003;*
28 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July*
29 *17, 2003);*
30 *Amended Eff. August 1, 2012; March 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; July*
31 *1, 2008; May 1, 2008; May 1, 2007; May 1, 2006; June 1, 2005.*
32 *Amended Eff. August 1, 2013*
33

1 **15A NCAC 10C .0401 MANNER OF TAKING NONGAME FISHES: PURCHASE AND SALE**

2 (a) Except as permitted by the rules in this Section, it is unlawful to take nongame fishes from the inland fishing
3 waters of North Carolina in any manner other than with hook and line or grabbling. Nongame fishes may be taken
4 by hook and line or grabbling at any time without restriction as to size limits or creel limits, with the following
5 exceptions:

- 6 (1) Blue crabs shall have a minimum carapace width of five inches (point to point) and it is unlawful
7 to possess more than 50 crabs per person per day or to exceed 100 crabs per vessel per day.
8 (2) While boating on or fishing in the following inland fishing waters, no ~~no~~ person shall take or
9 ~~possess river herring (alewife and blueback) that are greater than six inches in total length from the~~
10 ~~inland fishing waters of or possess such herring regardless of origin:~~ coastal rivers and their
11 tributaries including Roanoke River downstream of Roanoke Rapids Dam, Tar River downstream
12 of Rocky Mount Mill Dam, Neuse River downstream of Milburnie Dam, Cape Fear River
13 downstream of Buckhorn Dam, Pee Dee River downstream of Blewett Falls Dam, the entire
14 Lumber River including Drowning Creek, in all their tributaries, and in all other inland fishing
15 waters east of Interstate 95.
16 (3) Grass carp shall not be taken or possessed on Lake James, Lookout Shoals Lake, Lake Norman,
17 Mountain Island Reservoir and Lake Wylie, except that one fish per day may be taken by bow and
18 arrow.
19 (4) No trotlines or set-hooks shall be used in the impounded waters located on the Sandhills Game
20 Land or in designated public mountain trout waters.
21 (5) In Lake Waccamaw, trotlines or set-hooks may be used only from October 1 through April 30.
22 (6) In inland fishing waters, gray trout (weakfish) recreational seasons, size limits and creel limits are
23 the same as those established by Marine Fisheries Commission rule or proclamations issued by the
24 Fisheries Director in adjacent joint or coastal fishing waters.

25 (b) The season for taking nongame fishes by other hook and line methods in designated public mountain trout
26 waters is the same as the trout fishing season.

27 (c) Nongame fishes, except alewife and blueback herring, excluding those less than six inches in length collected
28 from Kerr Reservoir (Granville, Vance, and Warren counties), blue crab, and bowfin, taken by hook and line,
29 grabbling or by licensed special devices may be sold. Eels less than six inches in length may not be taken from
30 inland waters for any purpose.

31 (d) Freshwater mussels, including the Asiatic clam (*Corbicula fluminea*), may only be taken from impounded
32 waters, except mussels shall not be taken in Lake Waccamaw and in University Lake in Orange County. It is
33 unlawful to possess more than 200 freshwater mussels.

34 (e) In waters that are stocked and managed for catfish and located on game lands, on Commission-owned property,
35 or on the property of a cooperator, including waters within the Community Fishing Program, it is unlawful to take
36 channel, white, or blue catfish (forked tail catfish) by means other than hook and line; the daily creel limit for forked
37 tail catfish is six fish in aggregate. Waters to which this creel limit applies shall be posted, as specified in 15A
38 NCAC 10E .0103.

39 (f) In Lake Norman and Badin Lake, the daily creel limit for blue catfish greater than 32 inches is one fish.

40
41 *History Note: Authority G.S. 113-134; 113-272; 113-292;*
42 *Eff. February 1, 1976;*
43 *Amended Eff. July 1, 1994; July 1, 1993; May 1, 1992;*
44 *Temporary Amendment Eff. December 1, 1994;*
45 *Amended Eff. July 1, 1998; July 1, 1996; July 1, 1995;*
46 *Temporary Amendment Eff. July 1, 1999;*
47 *Amended Eff. July 1, 2000;*
48 *Temporary Amendment Eff. July 1, 2002; July 1, 2001;*
49 *Amended Eff. August 1, 2002 (approved by RRC on 06/21/01 and 04/18/02);*
50 *Temporary Amendment Eff. June 1, 2003;*
51 *Amended Eff. May 1, 2004 (this amendment replaces the amendment approved by RRC on July 17,*
52 *2003);*
53 *Amended Eff. August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May 1,*
54 *2007; May 1, 2006; June 1, 2005.*
55 *Amended Eff. August 1, 2013*
56

1 **15A NCAC 10C .0402 TAKING NONGAME FISHES FOR BAIT or personal consumption**

2 (a) It is unlawful to take nongame fish for bait or personal consumption in the inland waters of North Carolina using
3 equipment other than:

- 4 (1) a net of dip net design not greater than six feet across;
5 (2) a seine of not greater than 12 feet in length (except in Lake Waccamaw where there is no length
6 limitation) and with a bar mesh measure of not more than one-fourth inch;
7 (3) a cast net;
8 (4) minnow traps not exceeding 12 inches in diameter and 24 inches in length, with funnel openings
9 not exceeding one inch in diameter, and which are under the immediate control and attendance of
10 the individual operating them;
11 (5) a hand-held line with a single bait attached;
12 (6) a single, multiple-bait line for taking crabs not to exceed 100 feet in length, marked on each end
13 with a solid float no less than five inches in diameter, bearing legible and indelible identification
14 of the user's name and address, and under the immediate control and attendance of the person
15 using the device; with a limit of one line per person and no more than one line per vessel; or
16 (7) a collapsible crab trap with the largest open dimension not greater than 18 inches and which by
17 design is collapsed at all times when in the water, except when it is being retrieved or lowered to
18 the bottom, with a limit of one trap per person.

19 (b) It is unlawful to sell nongame fishes or aquatic animals taken under this Rule.

20 (c) Game fishes and their young taken while netting for bait shall be returned unharmed to the water.

21 (d) No person shall take or possess during one day more than 200 nongame fish in aggregate for bait or personal
22 consumption subject to the following restrictions:

- 23 (1) No more than 50 eels, none of which may be less than six inches in length, shall be taken or
24 possessed from inland fishing waters;
25 (2) While boating on or fishing in the following inland fishing waters, no river ~~No~~ herring (alewife
26 and blueback) that are greater than six inches in total length shall be taken and no such river
27 herring shall be possessed regardless of origin: ~~taken or possessed from the inland fishing waters~~
28 ~~of~~ coastal rivers and their tributaries including Roanoke River downstream of Roanoke Rapids
29 Dam, Tar River downstream of Rocky Mount Mill Dam, Neuse River downstream of Milburnie
30 Dam, Cape Fear River downstream of Buckhorn Dam, Pee Dee River downstream of Blewett
31 Falls Dam, the entire Lumber River including Drowning Creek, and in all other inland fishing
32 waters east of Interstate 95; and
33 (3) No more than 50 crabs per person per day or 100 per vessel per day with a minimum carapace
34 width of five inches (point to point.)

35 (e) Any fishes taken for bait purposes are included within the daily possession limit for that species, if one is
36 specified.

37 (f) It is unlawful to take nongame fish for bait or any other fish bait from designated public mountain trout waters
38 and:

- 39 (1) Chatham County
40 Deep River
41 Rocky River
42 Bear Creek
43 (2) Lee County
44 Deep River
45 (3) Moore County
46 Deep River
47 (4) Randolph County
48 Deep River below the Coleridge Dam
49 Fork Creek

50 (g) In the waters of the Little Tennessee ~~River, River and the Catawba River upstream of Rhodhiss Dam,~~ including
51 all the tributaries and impoundments thereof, and on adjacent shorelines, docks, access ramps and bridge crossings,
52 it is unlawful to transport, possess or release live alewife or live blueback herring.

53
54 *History Note: Authority G.S. 113-134; 113-135; 113-135.1; 113-272; 113-272.3; 113-292;*

55 *Eff. February 1, 1976;*

56 *Amended Eff. July 1, 2000; July 1, 1998; July 1, 1993; July 1, 1992; May 1, 1992; July 1, 1989;*

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Temporary Amendment Eff. July 1, 2001;
Amended Eff. July 18, 2002;
Temporary Amendment Eff. June 1, 2003;
Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July
17, 2003);
Amended Eff. August 1, 2010; May 1, 2008; May 1, 2007; May 1, 2006.
Amended Eff. August 1, 2013

EXHIBIT E

November 8, 2012

Summary of Public Comments on Proposed Changes to Wildlife Management Regulations for 2013-2014

| Proposal | Proposed Text | Position Count | Comment Types |
|----------|---|----------------------------|--|
| H1 | Move the portions of Avery and Yancey counties that are currently in the introductory either-sex deer season (one day) into the conservative either-sex deer season (six days) for all private lands. Keep game land either-sex season as introductory (one day). | 21 :Agree 5 :Disagree | 24 :Online 2 :Comment Card 0 :Letter/Email |
| H2 | Remove restrictions on carrying firearms during the deer archery season and pistols during the muzzleloader season in order to comply with state law. Allow hunting with muzzleloading pistols. | 151 :Agree 14 :Disagree | 135 :Online 28 :Comment Card 2 :Letter/Email |
| H3 | Allow an adult to accompany more than one youth during the one-day Spring Youth Only Wild Turkey Season. | 82 :Agree 36 :Disagree | 84 :Online 32 :Comment Card 2 :Letter/Email |
| H4 | Create a one week Spring Youth Only Wild Turkey Season from the first Saturday in April through the following Friday. The bag limit for this season would be one bird. | 74 :Agree 58 :Disagree | 90 :Online 40 :Comment Card 2 :Letter/Email |
| H5 | Open four additional counties to fox squirrel hunting: Stokes, Surry, Watauga, and Wilkes. | 41 :Agree 2 :Disagree | 37 :Online 6 :Comment Card 0 :Letter/Email |
| H6 | Remove barriers in the current N.C. Administrative Code in order to allow alligators to be hunted if the Commission develops a specific season proposal which would have to go through a future rule-making cycle and be presented at future public hearings. | 46 :Agree 3 :Disagree | 41 :Online 8 :Comment Card 0 :Letter/Email |
| H7 | Allow hunters to carry firearms while dog training. | 62 :Agree 24 :Disagree | 65 :Online 20 :Comment Card 1 :Letter/Email |
| H8 | Increase fees for the use of the J. Robert Gordon Field Trial facilities located on the Sandhills Game Land from the current \$25 to \$75 for use of the club house only and \$100 to \$200 for the use of the club house and field trial grounds. | 18 :Agree 2 :Disagree | 17 :Online 3 :Comment Card 0 :Letter/Email |
| H9 | Allow open carry of firearms anytime on state-owned game lands and conservation areas. | 129 :Agree 10 :Disagree | 121 :Online 17 :Comment Card 1 :Letter/Email |
| H10 | Allow hunting by special permit on game lands when the seasons for game animals (bear, fox, rabbit, squirrel, deer, bobcat, opossum and raccoon) and game birds (all migratory game birds and upland game birds) are closed. | 88 :Agree 15 :Disagree | 89 :Online 13 :Comment Card 1 :Letter/Email |
| H11 | Limit hunting on game lands with weapons legal for open seasons for game animals or game birds. | 55 :Agree 40 :Disagree | 86 :Online 8 :Comment Card 1 :Letter/Email |
| H12 | Allow trapping on Sherwood and Harmon Den Bear Sanctuaries, part of the Pisgah Game Land in Haywood County. | 25 :Agree 7 :Disagree | 24 :Online 7 :Comment Card 1 :Letter/Email |
| H13 | Allow waterfowl hunting on the Monday after Christmas and the Monday after New Year's Day when these holidays fall on a Sunday. | 46 :Agree 4 :Disagree | 44 :Online 5 :Comment Card 1 :Letter/Email |
| H14 | Allow a youth/adult dove hunt by permit on opening day of dove season on Needmore Game Land on posted dove fields only. | 16 :Agree 3 :Disagree | 16 :Online 3 :Comment Card 0 :Letter/Email |
| H15 | Prohibit horseback riding on Perkins Game Land in Davie County. | 25 :Agree 14 :Disagree | 29 :Online 10 :Comment Card 0 :Letter/Email |
| H16 | Clarify existing regulations that allow muzzleloader and archery deer hunting on the J. Robert Gordon Field Trial Grounds at the Sandhills Game Land. | 15 :Agree 0 :Disagree | 14 :Online 1 :Comment Card 0 :Letter/Email |

| Proposal | Proposed Text | Position Count | Comment Types |
|----------|--|----------------------------|---|
| H17 | Allow waterfowl hunting on the J. Robert Gordon Field Trial Grounds at the Sandhills Game Land during all open days of the waterfowl season. | 16 :Agree 0 :Disagree | 15 :Online 1 :Comment Card 0 :Letter/Email |
| H18 | Open spring camping season on the game lands on March 31. | 61 :Agree 7 :Disagree | 65 :Online 2 :Comment Card 1 :Letter/Email |
| H19 | Reduce requirements for obtaining a permit in cases of depredation (causing damage) and allow for better use of wildlife taken under depredation permits by making the following changes: 1) remove the requirement that an animal cause at least \$50.00 in damage before the property owner can receive a depredation permit and allow for a permit to be written for any amount of damage; 2) remove the requirement that cities, towns and villages attempt using the Urban Archery Season for deer overabundance before receiving a depredation permit; 3) allow the take of alligators with depredation permits, subject to Executive Director approval; 4) allow the take of feral swine with depredation permits; and 5) allow any animal taken under a depredation permit to be retained for food if so written on the permit. | 75 :Agree 44 :Disagree | 88 :Online 27 :Comment Card 4 :Letter/Email |
| H20 | Reduce restrictions for taking wildlife in the act of depredation (causing damage) without a permit and allow for better use of animals taken while causing damage by making the following changes: 1) remove the limit on the number of deer taken without a permit that can be retained for food. Deer may only be taken without a permit while in the act of damaging property; 2) allow feral swine taken without a permit to be retained for food; 3) allow the use of artificial lights in taking wildlife in the act of depredation without a permit, and 4) reduce the number of species of wildlife taken without a permit that require reporting to the Commission to just two: bears and alligators. | 61 :Agree 68 :Disagree | 86 :Online 36 :Comment Card 7 :Letter/Email |
| H21 | Reduce restrictions on keeping wildlife killed accidentally or found dead by making the following changes: 1) allow a person to request authorization to keep a deer or turkey found dead of natural causes or due to a vehicle collision; 2) allow a person to keep raptors and nongame migratory game birds found dead if the person holds a federal permit; and 3) allow possession of any other species of wildlife found dead without Commission authorization, except for bears and protected species which may not be possessed at all. | 82 :Agree 6 :Disagree | 78 :Online 10 :Comment Card 0 :Letter/Email |
| H22 | For regulatory purposes, divide captive cervids (deer, elk, etc.) into two categories: 1) a Category 1 cervid which is any white-tailed deer, white-tailed deer hybrid, Sika deer, red deer, elk, elk hybrid, moose or any other species of cervid in which the scientific community has documented Chronic Wasting Disease (CWD) and 2) a Category 2 cervid which is any species of cervid in which the scientific community has not documented CWD. Prohibit importation from any U.S. or Mexican state or territory, Canadian province or other country of origin which has documented CWD in a wild or captive cervid herd. Establish these importation criteria for Category 1 cervids: the individual U.S. or Mexican state or territory, Canadian province or other country of origin for a Category 1 captive cervid coming into North Carolina must require facility owners to: 1) report all cervid deaths within the facility and submit all animals over the age of 12 months for CWD testing; 2) place at least two tags on each animal in the facility; and 3) record all acquisitions and dispositions to the herd. Allow importation of a Category 2 cervid from any state/province/country without restrictions, except importation of any cervid is prohibited from any state/province/country with CWD. Category 2 cervids that are co-mingled, or have been co-mingled in the past five years, with Category 1 cervids will be held to the same importation standards as Category 1 cervids. | 40 :Agree 120 :Disagree | 121 :Online 13 :Comment Card 26 :Letter/Email |
| H23 | Allow new captive cervid licenses. Require these new facilities to have an interior or exterior electric fence with strand placements at 12, 20, 28, 36 and 48 inches above ground placed two feet away from the eight-foot fence that surrounds the pen. Strands at 20 and 36 inches would be non-electrified grounding strands. Prohibit any person with a captivity license from requesting an additional license or obtaining a new license if one was revoked in the previous two years. | 28 :Agree 125 :Disagree | 116 :Online 11 :Comment Card 26 :Letter/Email |
| H24 | Increase the age for the requirement for CWD testing of deceased captive cervids from six months to 12 months. | 26 :Agree 118 :Disagree | 107 :Online 11 :Comment Card 26 :Letter/Email |

| Proposal | Proposed Text | Position Count | Comment Types |
|----------|---|----------------------------|---|
| H25 | Reduce the species of captive cervids that must be tested for CWD upon death from all captive cervids to only Category 1 cervids. | 24 :Agree 117 :Disagree | 105 :Online 10 :Comment Card 26 :Letter/Email |
| H26 | Allow for pen expansion for all captive cervid licensees if the expanded pen is double-fenced with an eight-foot high fence and an interior or exterior electric fence with strand placements at 12, 20, 28, 36 and 48 inches above ground. Strands at 20 and 36 inches would be non-electrified grounding strands. | 30 :Agree 119 :Disagree | 112 :Online 11 :Comment Card 26 :Letter/Email |
| H27 | Allow transportation of captive cervids from any N.C. Certified herd to any other captive cervid herd up to the licensed pen capacity for the receiving herd. | 21 :Agree 129 :Disagree | 113 :Online 11 :Comment Card 26 :Letter/Email |
| O | Propose a Regulation (Hunting) | | 60 :Online 50 :Comment Card 9 :Letter/Email |
| O | Propose a Regulation (General) | | 15 :Online 3 :Comment Card 1 :Letter/Email |

**Summary of Public Comments on Proposed Changes to Wildlife Management Regulations for 2013-2014
by District**

| Proposal | District 1 | District 2 | District 3 | District 4 | District 5 | District 6 | District 7 | District 8 | District 9 | Out of State |
|-------------|--|--|--|--|---|--|---|--|--|--|
| H25 | Position Count: 0 : Agree 1 : Disagree Comment Types: 1 : Comment Card 0 : Letter/Email 0 : Online | Position Count: 2 : Agree 8 : Disagree Comment Types: 0 : Comment Card 2 : Letter/Email 8 : Online | Position Count: 0 : Agree 25 : Disagree Comment Types: 1 : Comment Card 8 : Letter/Email 16 : Online | Position Count: 0 : Agree 19 : Disagree Comment Types: 5 : Comment Card 1 : Letter/Email 13 : Online | Position Count: 0 : Agree 28 : Disagree Comment Types: 0 : Comment Card 12 : Letter/Email 16 : Online | Position Count: 10 : Agree 5 : Disagree Comment Types: 0 : Comment Card 1 : Letter/Email 14 : Online | Position Count: 2 : Agree 10 : Disagree Comment Types: 2 : Comment Card 1 : Letter/Email 9 : Online | Position Count: 1 : Agree 7 : Disagree Comment Types: 0 : Comment Card 1 : Letter/Email 7 : Online | Position Count: 9 : Agree 14 : Disagree Comment Types: 1 : Comment Card 0 : Letter/Email 22 : Online | Position Count: 0 : Agree 0 : Disagree Comment Types: 0 : Comment Card 0 : Letter/Email 0 : Online |
| H26 | Position Count: 0 : Agree 1 : Disagree Comment Types: 1 : Comment Card 0 : Letter/Email 0 : Online | Position Count: 2 : Agree 8 : Disagree Comment Types: 0 : Comment Card 2 : Letter/Email 8 : Online | Position Count: 3 : Agree 24 : Disagree Comment Types: 1 : Comment Card 8 : Letter/Email 18 : Online | Position Count: 3 : Agree 17 : Disagree Comment Types: 5 : Comment Card 1 : Letter/Email 14 : Online | Position Count: 1 : Agree 30 : Disagree Comment Types: 1 : Comment Card 12 : Letter/Email 18 : Online | Position Count: 10 : Agree 7 : Disagree Comment Types: 0 : Comment Card 1 : Letter/Email 16 : Online | Position Count: 2 : Agree 10 : Disagree Comment Types: 2 : Comment Card 1 : Letter/Email 9 : Online | Position Count: 1 : Agree 8 : Disagree Comment Types: 0 : Comment Card 1 : Letter/Email 8 : Online | Position Count: 8 : Agree 14 : Disagree Comment Types: 1 : Comment Card 0 : Letter/Email 21 : Online | Position Count: 0 : Agree 0 : Disagree Comment Types: 0 : Comment Card 0 : Letter/Email 0 : Online |
| H27 | Position Count: 0 : Agree 1 : Disagree Comment Types: 1 : Comment Card 0 : Letter/Email 0 : Online | Position Count: 1 : Agree 8 : Disagree Comment Types: 0 : Comment Card 2 : Letter/Email 7 : Online | Position Count: 1 : Agree 26 : Disagree Comment Types: 1 : Comment Card 8 : Letter/Email 18 : Online | Position Count: 0 : Agree 21 : Disagree Comment Types: 5 : Comment Card 1 : Letter/Email 15 : Online | Position Count: 0 : Agree 31 : Disagree Comment Types: 0 : Comment Card 12 : Letter/Email 19 : Online | Position Count: 7 : Agree 9 : Disagree Comment Types: 0 : Comment Card 1 : Letter/Email 15 : Online | Position Count: 3 : Agree 9 : Disagree Comment Types: 2 : Comment Card 1 : Letter/Email 9 : Online | Position Count: 0 : Agree 8 : Disagree Comment Types: 0 : Comment Card 1 : Letter/Email 7 : Online | Position Count: 9 : Agree 16 : Disagree Comment Types: 2 : Comment Card 0 : Letter/Email 23 : Online | Position Count: 0 : Agree 0 : Disagree Comment Types: 0 : Comment Card 0 : Letter/Email 0 : Online |
| O (Hunting) | Position Count: 8 : Other Comment Types: 5 : Comment Card 0 : Letter/Email 3 : Online | Position Count: 12 : Other Comment Types: 4 : Comment Card 3 : Letter/Email 5 : Online | Position Count: 16 : Other Comment Types: 6 : Comment Card 2 : Letter/Email 8 : Online | Position Count: 14 : Other Comment Types: 4 : Comment Card 4 : Letter/Email 6 : Online | Position Count: 7 : Other Comment Types: 2 : Comment Card 0 : Letter/Email 5 : Online | Position Count: 8 : Other Comment Types: 1 : Comment Card 0 : Letter/Email 7 : Online | Position Count: 8 : Other Comment Types: 6 : Comment Card 0 : Letter/Email 2 : Online | Position Count: 12 : Other Comment Types: 4 : Comment Card 0 : Letter/Email 8 : Online | Position Count: 31 : Other Comment Types: 18 : Comment Card 0 : Letter/Email 13 : Online | Position Count: 3 : Other Comment Types: 0 : Comment Card 0 : Letter/Email 3 : Online |
| O (General) | Position Count: 1 : Other Comment Types: 0 : Comment Card 0 : Letter/Email 1 : Online | Position Count: 0 : Other Comment Types: 0 : Comment Card 0 : Letter/Email 0 : Online | Position Count: 6 : Other Comment Types: 0 : Comment Card 0 : Letter/Email 6 : Online | Position Count: 1 : Other Comment Types: 0 : Comment Card 0 : Letter/Email 1 : Online | Position Count: 4 : Other Comment Types: 0 : Comment Card 0 : Letter/Email 4 : Online | Position Count: 0 : Other Comment Types: 0 : Comment Card 0 : Letter/Email 0 : Online | Position Count: 0 : Other Comment Types: 0 : Comment Card 0 : Letter/Email 0 : Online | Position Count: 1 : Other Comment Types: 0 : Comment Card 1 : Letter/Email 0 : Online | Position Count: 6 : Other Comment Types: 3 : Comment Card 0 : Letter/Email 3 : Online | Position Count: 0 : Other Comment Types: 0 : Comment Card 0 : Letter/Email 0 : Online |

Letter and Petitions Received During the Public Comment Period for the
2013-2014 Regulatory Cycle
Division of Wildlife Management

In addition to the individual comments tallied, the Commission received the following letters representing an organization*:

- 1) Opposed to expanding the captive cervid program in North Carolina (H22, H23, H24, H25, H26, H27)
Quality Deer Management Association, signed by Kip Adams, Director of Education and Outreach
- 2) Opposed to issuing new licenses to hold captive cervids (H22)
The Humane Society, signed by Kim Alboum, N.C. State Director
- 3) Supports any amendments to Wildlife Commission rules that help the farming community address the problem of wildlife depredating crops (H19 and H20)
N.C. Soybean Producers Association, signed by Charles Hall, CEO
- 4) Opposed to eliminating the \$50.00 threshold in damage for depredation permits (H19)
Bear Education and Resources, signed by Cynthia Strain, Chair
- 5) Opposed to eliminating the \$50.00 threshold in damage for depredation permits and requests a requirement that landowners retrieve carcasses of depredating animals (H19 and H20)
N.C. Bowhunters Association, signed by Ramon Bell, President
- 6) Opposed to allowing open carry of firearms on game lands owned by the U.S. Forest Service (H2, H7, H9)
National Forests in North Carolina, signed by Kristin Bail, Forest Supervisor
- 7) Supports limiting hunting on game lands with weapons legal for the open game bird or game animal (H11)
National Forests in North Carolina, signed by Kristin Bail, Forest Supervisor

In addition to the individual comments tallied, the Commission received the following petitions:

- 1) Request a change in antlered deer bag limit from two to one in the counties in the Central, Northwestern and Western deer seasons and from four to two in the counties in the Eastern deer season.
6 signatures

- 2) Request a change in antlered deer bag limit from two to one in the counties in the Central, Northwestern and Western deer seasons and from four to two in the counties in the Eastern deer season. If this change is not made, requests that any buck taken by a hunter after the first buck has a minimum outside spread of 14 inches.
244 signatures

*Complete letters on the CD distributed to Commissioners on Nov. 8, 2012. Hard copies available upon request.

EXHIBIT F

November 8, 2012

PROPOSED CHANGES IN WILDLIFE MANAGEMENT REGULATIONS FOR 2013-2014 AND RULE TEXT FOR COMMISSION ACTION

- H1) Move the portions of Avery and Yancey counties that are currently in the Introductory Either-Sex deer season (one day) into the Conservative Either-Sex deer season (six days) for all private lands. Keep game land either-sex season as Introductory (one day).
Adopt amendments to the following rule:
15A NCAC 10B .0203 Deer (White-tailed) (page 10)
- H2) Remove restrictions on carrying firearms during the deer bow-and-arrow season and pistols during the muzzleloader season in accordance with state law. Allow hunting with muzzleloading pistols.
Adopt amendments to the following rule:
15A NCAC 10B .0203 Deer (White-tailed) (pages 10-12)
- H3) Allow an adult to accompany more than one youth during the one-day Spring Youth Only Wild Turkey Season.
Adopt amendments to the following rule:
15A NCAC 10B .0209 Wild Turkey (page 13)
- H4) Create a one week Spring Youth Only Wild Turkey Season from the first Saturday in April through the following Friday. The bag limit for this entire week will be one bird.
Adopt amendments to the following rule:
15A NCAC 10B .0209 Wild Turkey (page 13)
- H5) Open four additional counties to fox squirrel hunting: Stokes, Surry, Watauga, and Wilkes.
Adopt amendments to the following rule:
15A NCAC 10B .0206 Squirrels (page 14)
- H6) Remove rule-based barriers for the take of the American alligator.
Adopt amendments to the following rules:
15A NCAC 10B .0119 Wildlife Collectors (page 15)
15A NCAC 10I .0102 Protection of Endangered/Threatened/Special Concern species (page 16)
- H7) Allow hunters to carry firearms while dog training.
Adopt amendments to the following rule:
15A NCAC 10B .0114 Dog Training and Field Trials (page 18)

- H8) Increase user fees for the use of the field trial facilities located on the Sandhills Game Lands from the current \$25.00 to \$75.00 for use of the club house only and \$100 to \$200 for the use of the club house and field trial grounds.
Adopt amendments to the following rule:
 15A NCAC 10D .0102 General Regulations Regarding Use (page 20)
- H9) Allow open carry of firearms anytime on state-owned game lands and conservation areas.
Adopt amendments to the following rules:
 15A NCAC 10D .0102 General Regulations Regarding Use (pages 19&20)
 15A NCAC 10D .0103 Hunting on Game Lands (pages 25&28)
 15A NCAC 10J .0102 General Regulation Regarding Use of Conservation Areas (page 39)
- H10) Allow hunting by special permit on game lands when the seasons for game animals (bear, fox, rabbit, squirrel, deer, bobcat, opossum and raccoon) and game birds (all migratory game birds and upland game birds) are closed.
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (page 24)
- H11) Limit hunting on game lands with weapons legal for open game animal or game bird seasons.
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (page 24)
- H12) Allow trapping on Sherwood and Harmon Den Bear Sanctuaries
Adopt amendments to the following rule:
 15A NCAC 10D .0102 General Regulations Regarding Use (page 21)
- H13) Allow waterfowl hunting to take place the Monday after Christmas and the Monday after New Year's Day when these two holidays fall on a Sunday.
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (page 37)
- H14) Allow a youth/adult dove hunt on opening day of dove season on Needmore Game Lands. This hunt would be on posted dove fields by permit only.
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (page 31)
- H15) Prohibit equestrian use **November 1 through January 1** on Perkins Game Land in Davie County. **[This change is at the landowner's request]**
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (page 32)
- H16) Clarify existing regulations that allow muzzleloader and archery deer hunting on the J. Robert Gordon Field Trial Grounds.
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (pages 33&34)

H17) Allow waterfowl hunting on the J. Robert Gordon Field Trial Grounds during all open days of the waterfowl season.

Adopt amendments to the following rule:

15A NCAC 10D .0103 Hunting on Game Lands (page 34)

H18) Open spring camping season on the game lands on March 31.

Adopt amendments to the following rule:

15A NCAC 10D .0103 Hunting on Game Lands (pages 25-35)

H19) Reduce requirements for obtaining a permit in cases of depredation and allow for better use of wildlife taken under depredation permits by making the following changes:

- remove the requirement that an animal cause at least \$50.00 in damage before the property owner can receive a depredation permit and allow a permit to be written for any amount of damage;
- remove the requirement that municipalities attempt using the Urban Archery season for deer overabundance before receiving a depredation permit;
- allow the take of alligators with depredation permits, subject to Executive Director approval;
- allow the take of feral swine with depredation permits; and
- allow any animal taken under a depredation permit to be retained for consumption if so written on the permit.

Adopt amendments to the following rule:

15A NCAC 10B .0106 Wildlife Taken for Depredation (pages 41-44)

H20) Reduce restrictions for taking wildlife in the act of depredation without a permit and allow for better use of animals taken while causing damage by making the following changes:

- remove the limit on the number of deer taken without a permit that can be retained for consumption. Deer may only be taken without a permit while in the act of damaging property;
- allow feral swine taken without a permit to be retained for consumption;
- ~~allow the use of artificial lights in taking wildlife in the act of depredation without a permit;~~ and
- reduce the number of species of wildlife taken without a permit that require reporting to the Commission to two: bears and alligators.

Adopt amendments to the following rule:

15A NCAC 10B .0106 Wildlife Taken for Depredation (pages 41-44)

- H21) Reduce restrictions on keeping wildlife killed accidentally or found dead by making the following changes:
- allow a person to request authorization to keep a deer or turkey found dead of natural causes or due to a vehicle collision;
 - allow a person to keep dead raptors and nongame migratory birds if the person holds a federal permit; and
 - allow possession of any other species of wildlife found dead without Commission authorization, except bears and protected species which may not be possessed at all.
- Adopt amendments to the following rule:*
15A NCAC 10B .0106 Wildlife Taken for Depredation (pages 42&43)
Adopt the following rule:
15A NCAC 10B .0127 Possession of Wildlife Killed Accidentally or Found Dead (page 45)

- H22) For regulatory purposes, divide captive cervids into two categories:
- a Category 1 cervid — any white-tailed deer, white-tailed deer hybrid, Sika deer, red deer, elk, elk hybrid, moose or any other species of cervid in which the scientific community has documented Chronic Wasting Disease (CWD) and
 - a Category 2 cervid — any species of cervid in which the scientific community has not documented CWD.

Prohibit importation from any U.S. or Mexican state or territory, Canadian province or other country of origin which has documented CWD in a wild or captive cervid herd. Establish these importation criteria for Category 1 cervids: the individual U.S. or Mexican state or territory, Canadian province or other country of origin for a captive cervid coming into North Carolina must require facility owners to:

- report all cervid deaths within the facility and submit all animals over the age of 12 months for CWD testing;
- place at least two tags on each animal in the facility; and
- record all acquisitions and dispositions to the herd.

Allow importation of a Category 2 cervid from any state/province/country without restrictions, except importation is prohibited from any state/province/country with CWD for Category 2 and Category 1 cervids. Category 2 cervids that are co-mingled, or have been in the past five years, with Category 1 cervids will be held to the same importation standards as Category 1 cervids.

Adopt amendments to the following rules:
15A NCAC 10B .0101 Importation of Wild Animals and Birds (page 46)
15A NCAC 10H .0304 Captive Cervid Herd Certification Program (page 47)

- H23) Allow new captive cervid licenses. Require these new facilities to have two fences: an eight-foot high fence and an electric fence, placed either internally or externally, two feet away from the eight-foot fence with strand placements at: 12, 20, 28, 36 and 48 inches above the ground. The strands at 20 and 36 inches would be non-electrified grounding strands. Prohibit any person with a captivity license from requesting an additional license or obtaining a new license if one was revoked in the previous two years.

Adopt amendments to the following rules:
15A NCAC 10H .0301 General Requirements (page 49)
15A NCAC 10H .0302 Minimum Standards (page 56)

- H24) Increase the age for the requirement for CWD testing of deceased captive cervids from six months to 12 months.
Adopt amendments to the following rule:
15A NCAC 10H .0301 General Requirements (page 51)
- H25) Reduce the species of captive cervids that must be tested for CWD upon death from all captive cervids to only Category 1 cervids.
Adopt amendments to the following rule:
15A NCAC 10H .0301 General Requirements (page 51)
- H26) Allow for pen expansion for all captive cervid licensees if the entire expanded pen has two fences: an eight-foot high fence and an electric fence, placed either internally or externally, two feet away from the eight-foot high fence with strand placements at: 12, 20, 28, 36 and 48 inches above ground. The strands at 20 and 36 inches would be non-electrified grounding strands.
Adopt amendments to the following rules:
15A NCAC 10H .0301 General Requirements (page 52)
15A NCAC 10H .0302 Minimum Standards (page 56)
15A NCAC 10H .0304 Captive Cervid Herd Certification Program (page 47)
- H27) Allow transportation of captive cervids from any N.C. Certified herd to any other captive cervid herd up to the licensed pen capacity for the receiving herd.
Adopt amendments to the following rule:
15A NCAC 10H .0301 General Requirements (page 53)

Summary of Proposed Changes to Captive Cervid Program

Importation Permit

| Current Restrictions (from 10B .0101 and 10H .0304) | Proposed Restrictions (from 10B .0101 and 10H .0304) |
|--|---|
| <ol style="list-style-type: none"> 1) Only licensees with Certified herds may import. 2) May only import from a herd that has not had CWD detected in the past 5 years. 3) May only import from a herd which has been managed with standards more stringent than or equivalent to N.C. rules. | <ol style="list-style-type: none"> 1) Only licensees with Certified herds may import. 2) May not import from any state, province, or other country that has CWD. 3) Category 1 cervids may only be imported from a state, province, country that has a monitoring/certification program which requires, for Category 1 cervids: <ul style="list-style-type: none"> • submission for CWD testing all deceased animals over the age of 12 months; • tags, tattoos or otherwise permanently marking all animals over the age of 12 months; and • records kept of all acquisitions and all dispositions in the facility. 4) Category 1 cervids may only be imported from a herd successfully participating in that state’s monitoring/certification program. 5) Category 2 cervids may be imported from any CWD-free state with no restrictions, unless that cervid comes from a facility that also contains Category 1 cervids, or has been in a facility with Category 1 cervids in the past five years. If a Category 2 cervid comes from a “mixed” herd it is subject to the same importation requirements as a Category 1 cervid. |

Testing

| Current Requirement (from 10H .0301) | Proposed Requirement (from 10H .0301) |
|--|--|
| Mandatory testing of any captive cervid aged six months or older at time of death. | Mandatory testing of any Category 1 cervid aged 12 months or older at time of death. |

Licenses

| Current Restrictions (from 10H .0301) | Proposed Restrictions (from 10H .0301) |
|--|--|
| No new licenses issued. | <ol style="list-style-type: none"> 1) No captivity license for cervids will be issued to someone who already holds a captivity license for cervids. 2) No captivity license for cervids will be issued to individuals who had a captivity license for cervids revoked within the previous two years. |

Fencing

| Current Requirement (from 10H .0302) | Proposed Requirements (from 10H .0302) |
|---|---|
| Each facility must be contained by a fence of sufficient strength and design to contain the animal under any circumstances, at least eight feet high, and dog-proof to a height of at least six feet. | <ol style="list-style-type: none"> 1) Facilities licensed prior to January 1, 2013 must be contained by a fence of sufficient strength and design to contain the animal under any circumstances, at least eight feet high, and dog-proof to a height of at least six feet. 2) Facilities licensed after January 1, 2013, must be contained by: <ul style="list-style-type: none"> • a fence of sufficient strength and design to contain the animal under any circumstances, at least eight feet high, and dog-proof to a height of at least six feet AND • an electric fence, placed either internally or externally, two feet away from the eight-foot high fence with strand placements at: 12, 20, 28, 36 and 48 inches above ground. The strands at 20 and 36 inches would be non-electrified grounding strands. 3) Facilities licensed after January 1, 2013, may not contain any wild cervids prior to stocking with captive cervids. Licensees shall ensure all enclosures are devoid of wild deer or elk before stocking with captive cervids. |

Pen Expansion

| Current Restrictions (from 10H .0301 and 10H .0304) | Proposed Restrictions (from 10H .0301 and 10H .0304) |
|--|---|
| Only licensees with Certified herds may request in their renewal applications to expand pen size or the number of pens on the licensed facility to increase the holding capacity of that facility. | Any licensee may expand a pen or add a new pen but must adhere to the fencing standards set forth for new facilities in 10H .0302. For expanded pens, these standards apply to the entire pen, not just the expanded portion. |

Transportation Permit

| Current Restrictions (from 10H .0301 and 10H .0304) | Proposed Restrictions (from 10H .0301 and 10H .0304) |
|---|---|
| Transportation allowed for: <ul style="list-style-type: none"> • export out of state, • to a slaughterhouse for slaughter, • to a veterinary medical facility for treatment provided that the animal for which the permit is issued does not exhibit clinical symptoms of CWD, and • from a N.C. Certified Herd to another N.C. Certified Herd. | Transportation allowed for: <ul style="list-style-type: none"> • export out of state, • to a slaughterhouse for slaughter, • to a veterinary medical facility for treatment provided that the animal for which the permit is issued does not exhibit clinical symptoms of CWD, and • from a N.C. Certified Herd to another N.C. captive cervid licensed facility. The receiving facility may not receive more animals than allowed under their licensed pen size. |

1 **15A NCAC 10B .0203 DEER (WHITE-TAILED)**

2 (a) Open Seasons (All Lawful Weapons) for hunting deer:

3 (1) Deer With Visible Antlers. Deer with antlers or spikes protruding through the skin, as
4 distinguished from knobs or buttons covered by skin or velvet, may be taken during the following
5 seasons:

6 (A) Saturday on or nearest October 15 through January 1 in all of Beaufort, Bertie, Bladen,
7 Brunswick, Camden, Carteret, Chowan, Columbus*, Cumberland, Craven, Currituck,
8 Dare, Duplin, Edgecombe, Franklin, Gates, Greene, Halifax, Harnett, Hertford, Hoke,
9 Hyde, Johnston, Jones, Lenoir, Martin, Moore, Nash, New Hanover, Northampton,
10 Onslow, Pamlico, Pasquotank, Pender, Perquimans, Pitt, Richmond**, Robeson,
11 Sampson, Scotland**, Tyrrell, Vance, Wake, Warren, Washington, Wayne, and Wilson
12 counties.

13 *Unlawful to hunt or kill deer in Lake Waccamaw or within 50 yards of its shoreline.

14 **Refer to 15A NCAC 10D .0103(h) for seasons on Nicholson Creek, Rockfish Creek
15 and Sandhills Game Lands.

16 (B) Saturday before Thanksgiving through January 1 in all Alexander, Alleghany, Ashe,
17 Catawba, Davie, Forsyth, Gaston, Iredell, Lincoln, Stokes, Surry, Watauga, Wilkes*, and
18 Yadkin counties.

19 *Refer to 15A NCAC 10D .0103(h) for seasons on Buffalo Cove game land.

20 (C) Monday of Thanksgiving week through the third Saturday after Thanksgiving Day in all
21 of Avery, Buncombe, Burke, Caldwell, Cherokee, Clay, Graham, Haywood, Henderson,
22 Jackson, Macon, Madison, McDowell, Mitchell, Polk, Swain, Transylvania, and Yancey
23 counties.

24 (D) Two Saturdays before Thanksgiving through January 1 in all of Alamance, Anson,
25 Cabarrus, Caswell, Chatham, Davidson, Durham, Granville, Guilford, Lee, Mecklenburg,
26 Montgomery, Orange, Person, Randolph, Rockingham, Rowan, Stanly, and Union
27 counties.

28 (E) Saturday on or nearest September 10 through January 1 in those parts of Camden, Gates
29 and Pasquotank counties known as the Dismal Swamp National Wildlife Refuge, in those
30 parts of Hyde, Tyrrell and Washington counties known as the Pocosin Lakes National
31 Wildlife Refuge, in those parts of Anson and Richmond counties known as the Pee Dee
32 National Wildlife Refuge, and in that part of Currituck County known as the Mackay
33 Island National Wildlife Refuge.

34 (F) Monday of Thanksgiving week through the fifth Saturday after Thanksgiving Day in all
35 of Cleveland and Rutherford counties, except for South Mountain Game Land.

36 (2) Deer of Either Sex. Except on Game Lands, deer of either sex may be taken during the open
37 seasons and in the counties and portions of counties listed in this Subparagraph: (Refer to 15A
38 NCAC 10D .0103 for either sex seasons on Game Lands):

39 (A) The open either-sex deer hunting dates established by the U.S. Fish and Wildlife Service
40 during the period from the Saturday on or nearest September 10 through January 1 in
41 those parts of Camden, Gates and Pasquotank counties known as the Dismal Swamp
42 National Wildlife Refuge, in those parts of Hyde, Tyrrell and Washington counties
43 known as the Pocosin Lakes National Wildlife Refuge, in those parts of Anson and
44 Richmond counties known as the Pee Dee National Wildlife Refuge, and in those parts of
45 Currituck County known as the Currituck National Wildlife Refuge and the Mackay
46 Island National Wildlife Refuge.

47 (B) The open either-sex deer hunting dates established by the appropriate military commands
48 during the period from Saturday on or nearest October 15 through January 1 in that part
49 of Brunswick County known as the Sunny Point Military Ocean Terminal, in that part of
50 Craven County known and marked as Cherry Point Marine Base, in that part of Onslow
51 County known and marked as the Camp Lejeune Marine Base, on Fort Bragg Military
52 Reservation, and on Camp Mackall Military Reservation.

53 (C) Youth either sex deer hunts. First Saturday in October for youth either sex deer hunting
54 by permit only on a portion of Belews Creek Steam Station in Stokes County designated
55 by agents of the Commission and the third Saturday in October for youth either-sex deer
56 hunting by permit only on Mountain Island State Forest in Lincoln and Gaston counties;

1 and the second Saturday in November for youth either-sex deer hunting by permit only
2 on apportion of Warrior Creek located on W. Kerr Scott Reservoir, Wilkes County
3 designated by agents of the Commission.

- 4 (D) The last open day of the Deer with Visible Antlers season described in Subparagraph
5 (a)(1) of this Rule in all of ~~Buncombe, *Haywood, Buncombe*, Haywood~~, Henderson,
6 Madison and Transylvania ~~counties. **counties** and the following parts of counties:~~

7 ~~Avery: That part south of the Blue Ridge Parkway; and~~

8 ~~Yancey: That part south of US 19 and US 19E.~~

9 *except for that part east of NC 191, south of the French Broad and Swannanoa Rivers,
10 west of US 25, and north of NC 280

11 **see 15A NCAC 10D .0103 for deer of either sex seasons on game lands that differ
12 from the days identified in this Subparagraph

- 13 (E) The last six open days of the Deer With Visible Antlers season described in
14 Subparagraph (a)(1) of this Rule in all of ~~Avery, Burke, Caldwell, McDowell, Mitchell~~
15 ~~and Yancey counties. the following parts of counties:~~

16 ~~Avery: That part north of the Blue Ridge Parkway;~~

17 ~~Yancey: That part north of US 19 and US 19E.~~

- 18 (F) The first six open days and the last six open days of the Deer with Visible Antlers season
19 described in Subparagraph (a)(1) of this Rule in all of Cleveland, Polk and Rutherford
20 counties.

- 21 (G) All the open days of the Deer With Visible Antlers season described in Subparagraph
22 (a)(1) of this Rule in and east of Ashe, Watauga, Wilkes, Alexander, Catawba, Lincoln
23 and Gaston counties and in the following parts of counties:

24 Buncombe: That part east of NC 191, south of the French Broad and Swannanoa Rivers,
25 west of US 25, and north of NC 280; and

26 Henderson. That part east of NC 191 and north and west of NC 280.

27 (b) Open Seasons (Bow and Arrow) for hunting deer:

- 28 (1) Authorization. Subject to the restrictions set out in Subparagraph (2) of this Paragraph and the bag
29 limits set out in Paragraph (e) of this Rule, deer of either sex may be taken with bow and arrow
30 during the following seasons:

- 31 (A) Saturday on or nearest September 10 to the third Friday thereafter in the counties and
32 parts of counties having the open season for Deer With Visible Antlers specified by Part
33 (A) of Subparagraph (a)(1) of this Rule, except on Nicholson Creek, Rockfish Creek, and
34 Sandhills Game Lands.

- 35 (B) Saturday on or nearest September 10 to the third Friday before Thanksgiving in the
36 counties and parts of counties having the open seasons for Deer with Visible Antlers
37 specified by Part (B) of Subparagraph (b)(1) of this Rule except for that portion of
38 Buffalo Cove Game Land in Wilkes County.

- 39 (C) Monday on or nearest September 10 to the third Saturday thereafter, and Monday on or
40 nearest October 15 to the Saturday before Thanksgiving in the counties and parts of
41 counties having the open seasons for Deer With Visible Antlers specified by Part (C) of
42 Subparagraph (a)(1) of this Rule and in Cleveland and Rutherford counties.

- 43 (D) Saturday on or nearest September 10 to the fourth Friday before Thanksgiving in the
44 counties and parts of counties having the open season for Deer With Visible Antlers
45 specified by Part (D) of Subparagraph (b)(1) of this Rule, and on Nicholson Creek,
46 Rockfish Creek and Sandhills Game Lands.

47 (2) Restrictions

- 48 (A) Dogs may not be used for hunting deer during the bow and arrow season, except a single
49 dog on a leash may be used to retrieve a wounded deer in accordance with G.S. 113-
50 291.1(k).

- 51 ~~(B) It is unlawful to carry any type of firearm while hunting with a bow during the bow and~~
52 ~~arrow deer hunting season, except:~~

53 ~~(i) if the firearm is a handgun carried by an individual with a valid concealed~~
54 ~~handgun permit. The individual carrying a handgun must adhere to the~~
55 ~~requirements set forth in North Carolina G.S. 14 415.11, even if the state issuing~~
56 ~~the concealed handgun permit is not North Carolina; or~~

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~~(ii) — the firearm is a .22-caliber rimfire pistol carried for the purpose of dispatching a wounded deer in accordance with G.S. 113-291.1(k).~~

~~(C)(B)~~ Only archery equipment bows and arrows of the types authorized in 15A NCAC 10B .0116 for taking deer may be used during the bow and arrow deer hunting season.

(c) Open Seasons (Muzzle-Loading Firearms, Rifles, Shotguns and Bow and Arrow) for hunting deer:

(1) Authorization. Subject to the restrictions set out in Subparagraph (2) of this Paragraph, deer may be taken only with muzzle-loading firearms and bow and arrow during the following seasons:

(A) The Saturday on or nearest October 1 to the Friday of the second week thereafter in the counties and parts of counties having the open seasons for Deer With Visible Antlers specified by Part (A) of Subparagraph (a)(1) of this Rule, except on Nicholson Creek, Rockfish Creek and Sandhills Game Lands.

(B) The third Saturday preceding Thanksgiving until the Friday of the second week thereafter in the counties* and parts of counties having the open seasons for Deer With Visible Antlers specified by Part (B) of Subparagraph (a)(1) of this Rule.
*Refer to 15A NCAC 10D .0103(h) for seasons on Buffalo Cove game land.

(C) Monday on or nearest October 1 to the Saturday of the second week thereafter in Cleveland and Rutherford counties and in the counties and parts of counties having the open seasons for Deer With Visible Antlers specified by Part C of Subparagraph (a)(1) of this Rule.

(D) The fourth Saturday preceding Thanksgiving until the Friday of the second week thereafter in the counties and parts of counties having the open season for Deer With Visible Antlers specified by Part (D) of Subparagraph (a)(1) of this Rule, and on Nicholson Creek, Rockfish Creek and Sandhills Game Lands.

(2) Restrictions

(A) Deer of either sex may be taken during muzzle-loading firearms and bow and arrow season in and east of the following counties: Polk, Rutherford, McDowell, Burke, Caldwell, Watauga, and Ashe. Deer of either sex may be taken on the last day of this season muzzle loading firearms and bow and arrow season in all other counties.

(B) Dogs shall not be used for hunting deer during the muzzle-loading firearms and bow and arrow seasons, except a single dog on a leash may be used to retrieve a wounded deer in accordance with G.S. 113-291.1(k).

~~(C) — Pistols shall not be carried while hunting deer during the muzzle-loading firearms and bow and arrow seasons, except:~~

~~(i) — a handgun may be carried by an individual with a valid concealed handgun permit. The individual carrying a handgun must adhere to the requirements set forth in North Carolina G.S. 14-415.11, even if the state issuing the concealed handgun permit is not North Carolina; and~~

~~(ii) — a .22-caliber rimfire pistol may be carried for the purpose of dispatching a wounded deer in accordance with G.S. 113-291.1(k).~~

(d) Open Season (Urban Season) for hunting deer:

(1) Authorization. Subject to the restrictions set out in Subparagraph (3) of this Paragraph and the bag limits set out in Paragraph (e) of this Rule, deer of either sex may be taken with bow and arrow in participating cities in the state, as defined in G.S. 160A-1(2), from the second Saturday following January 1 to the fifth Saturday thereafter. Deer shall not be taken on any game land or part thereof that occurs within a city boundary.

(2) Participation. Cities that intend to participate in the urban season must send a letter to that effect no later than April 1 of the year prior to the start of the urban season to the Executive Director or his designee. Cities must also submit a map of the city's boundaries within which the urban season shall apply.

(3) Restrictions:

(A) Dogs shall not be used for hunting deer during the urban season, except a single dog on a leash may be used to retrieve a wounded deer in accordance with G.S. 113-291.1(k).

~~(B) — It is unlawful to carry any type of firearm while hunting with a bow during the urban season, except:~~

~~(i) — if the firearm is a handgun carried by an individual with a valid concealed handgun permit. The individual carrying a handgun must adhere to the~~

1 requirements set forth in North Carolina G.S. 14-415.11, even if the state issuing
2 the concealed handgun permit is not North Carolina; or
3 (ii) ~~the firearm is a .22-caliber rimfire pistol carried for the purpose of dispatching a~~
4 ~~wounded deer in accordance with G.S. 113-291.1(k).~~

5 ~~(C)(B)~~ Only archery equipment bows and arrows of the types authorized in 15A NCAC 10B
6 .0116 for taking deer shall be used during the urban season.

7 (e) Bag limits. In and east of Vance, Franklin, Wake, Harnett, Moore and Richmond counties, the possession limit
8 is six deer, up to four of which may be deer with visible antlers. In all other counties of the state the possession limit
9 is six deer, up to two of which may be deer with visible antlers. The season limit in all counties of the state is six
10 deer. In addition to the bag limits described above, a hunter may obtain multiple bonus antlerless deer harvest report
11 cards from the Wildlife Resources Commission or any Wildlife Service Agent to allow the harvest of two additional
12 antlerless deer per card on lands others than lands enrolled in the Commission's game land program during any open
13 deer season in all counties and parts of counties of the State identified in Part (G) of Subparagraph (a)(2) of this
14 Rule. Antlerless deer harvested and reported on the bonus antlerless harvest report card shall not count as part of the
15 possession and season limit. Hunters may also use the bonus antlerless harvest report cards for deer harvested
16 during the season described in Paragraph (d) of this Rule within the boundaries of participating municipalities,
17 except on state-owned game lands. Antlerless deer include males with knobs or buttons covered by skin or velvet as
18 distinguished from spikes protruding through the skin. The bag limits described above do not apply to deer
19 harvested in areas covered in the Deer Management Assistance Program (DMAP) as described in G.S. 113-291.2(e)
20 for those individuals using Commission-issued DMAP tags and reporting harvest as described on the DMAP
21 license. Season bag limits shall be set by the number of DMAP tags issued and in the hunters' possession. All deer
22 harvested under this program, regardless of the date of harvest, shall be tagged with these DMAP tags and reported
23 as instructed on the DMAP license. The hunter does not have to validate the Big Game Harvest Report Card
24 provided with the hunting license for deer tagged with the DMAP tags. Any deer harvested on lands enrolled in the
25 DMAP and not tagged with DMAP tags may only be harvested during the regularly established deer seasons subject
26 to all the restrictions of those seasons, including bag limits, and reported using the big game harvest report card or
27 the bonus antlerless harvest report card.
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29 *History Note: Authority G.S. 113-134; 113-270.3; 113-276.1; 113-291.1; 113-291.2;*
30 *Eff. February 1, 1976;*
31 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996, July 1, 1995; December 1, 1994; July 1,*
32 *1994; July 1, 1993;*
33 *Temporary Amendment Eff. July 1, 1999;*
34 *Amended Eff. July 1, 2000;*
35 *Temporary Amendment Eff. July 1, 2002; July 1, 2001;*
36 *Amended Eff. August 1, 2002 (Approved by RRC on 06/21/01 and 04/18/02);*
37 *Temporary Amendment Eff. June 1, 2003;*
38 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July*
39 *17, 2003);*
40 *Amended Eff. August 1, 2012; August 1, 2011; July 10, 2010; June 1, 2008; May 1, 2007; May 1,*
41 *2006; June 1, 2005.*
42 *Amended Eff. August 1, 2013*

1 **15A NCAC 10B .0209 WILD TURKEY**

2 (a) Open Seasons:

- 3 (1) Spring Wild Turkey Season shall be from the second Saturday in April through the Saturday of the
4 fourth week thereafter on bearded or male turkeys only in all counties statewide.
- 5 (2) Spring Youth Only Wild Turkey Season: the Spring Youth Only Wild Turkey Season shall be ~~for~~
6 ~~one day on~~ from the first Saturday in April until the Friday thereafter on bearded or male wild
7 turkeys only. The bag limit during the Spring Youth Only Wild Turkey season is one bird. For
8 purposes of this Subparagraph a youth hunter shall be less than 16 years of age. Each youth
9 hunting during this season shall be accompanied by a properly licensed adult at least 21 years of
10 age. ~~An adult may accompany only one youth during any particular hunt and only one weapon is~~
11 ~~allowed per youth hunter.~~ The adult must remain in close enough proximity to monitor the
12 activities of, and communicate with, the youths at all times.

13 (b) Bag Limits: The daily bag limit shall be one bird and the annual bag limit shall be two birds. Possession limit
14 is two birds.

15 (c) Dogs: The use of dogs for hunting wild turkeys is prohibited.

16 (d) Kill Reports. The kill shall be validated at the site of kill and the kill reported as provided by 15A NCAC 10B
17 .0113.

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19 *History Note: Authority G.S. 113-134; 113-270.3; 113-276.1; 113-291.2; 113-291.5;*
20 *Eff. February 1, 1976;*
21 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; July 1, 1995; July 1, 1994; July 1, 1993;*
22 *July 1, 1992;*
23 *Temporary Amendment Eff. July 1, 1999;*
24 *Amended Eff. July 1, 2000;*
25 *Temporary Amendment Eff. July 1, 2001;*
26 *Temporary Amendment Eff. July 1, 2002;*
27 *Amended Eff. August 1, 2002 (approved by RRC on 06/21/01 and 04/18/02);*
28 *Temporary Amendment Eff. June 1, 2003;*
29 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July*
30 *17, 2003);*
31 *Amended Eff. May 1, 2009; May 1, 2007; November 1, 2005.*
32 *Amended Eff. January 1, 2013*

1 **15A NCAC 10B .0206 SQUIRRELS**

2 (a) Open Seasons:

- 3 (1) Gray and red squirrels may be taken by hunting on the Monday on or closest to October 15 to the
4 last day of February.
- 5 (2) Fox squirrels may be taken by hunting on the Monday on or nearest October 15 to December 31 in
6 the counties of Alleghany, Anson, Ashe, Bladen, Brunswick, Cumberland, Duplin, Edgecombe,
7 Greene, Harnett, Hoke, Johnston, Jones, Lenoir, Moore, New Hanover, Onslow, Pender, Pitt,
8 Richmond, Sampson, ~~Scotland~~ Scotland, Stokes, Surry, Watauga, Wayne and Wilkes. ~~and~~
9 ~~Wayne.~~

10 (b) Bag Limits:

- 11 (1) The daily bag limit for gray and red squirrels is eight and there are no season and no possession
12 limits.
- 13 (2) In those counties listed in Subparagraph (a)(2) of this Rule, the daily bag limit for fox squirrels is
14 one; the possession limit is two, and the season limit is 10.

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16 *History Note*

Authority G.S. 113-134; 113-291.2;

Eff. February 1, 1976;

*Amended Eff. August 1, 2010; May 1, 2009; May 1, 2008; May 1, 2006; July 1, 1995; July 1,
1987; July 1, 1986; July 1, 1985.*

Amended Eff. August 1, 2013

1 **15A NCAC 10B .0119 WILDLIFE COLLECTORS**

2 (a) Collection Licenses. The Executive Director is authorized to license qualified individuals to take or collect any
3 species of wildlife resources except that endangered, threatened and special concern species may not be taken or
4 collected except under a special permit issued by the Executive Director for research ~~purposes.~~ purposes, unless
5 there is an open season for the species. If an open season exists for the species then the appropriate hunting, fishing
6 or trapping license can serve as the authorization for take. This Rule shall not prohibit an individual from killing an
7 endangered, threatened, or special concern species in defense of his own life or the lives of others without a permit.
8 Individuals who annually collect less than five reptiles or less than 25 amphibians that are not on the endangered,
9 threatened or special concern lists are exempted from this license requirement. Such license shall be issued upon
10 payment of a fee in accordance with the General Statutes, except that licenses shall be issued to representatives of
11 educational or scientific institutions or of governmental agencies without charge. Such license shall be used in lieu
12 of any other hunting or trapping license required by law and shall authorize possession and transportation of the
13 wildlife incidental to the authorized taking, except that it shall not authorize the taking, possession or transportation
14 of any species of wildlife in violation of federal laws or regulations.

15 (b) Limits on collection. Individuals shall collect no more than 10 turtles from the family Chelydridae (snapping
16 turtles) per day and no more than 100 per calendar year. Individuals shall collect no more than 10 turtles from the
17 family Kinosternidae (mud and musk turtles) per day and no more than 100 per calendar year.

18 (c) Qualifications of Licensees. In addition to representatives of educational and scientific institutions and
19 governmental agencies the collection license may be issued to any individual for any purpose when such is not
20 deemed inimical to the efficient conservation of the species to be collected or to some other wildlife species that
21 may be dependent thereon.

22 (d) Methods of Taking. The manner of taking wildlife resources under a collection license may be specified by the
23 Executive Director pursuant to G.S. 113-272.4(d) and need not be restricted to the usual methods of hunting or
24 trapping.

25 (e) Term of License. The Executive Director may, pursuant to G.S. 113-272.4(c), impose time limits and other
26 restrictions on the duration of any collection license, but unless so restricted the license shall be valid from January 1
27 through December 31 of the applicable year.

28 (f) Report of Collecting Activity. Each individual licensed under this Rule shall submit a written report to the
29 Executive Director within 15 days following the date of expiration of the license. The report shall be on a form
30 supplied by the Wildlife Resources Commission and shall show the numbers of each species taken under the license
31 and the use or disposition thereof. The Executive Director may require additional information for statistical
32 purposes such as the dates and places of the taking and the sex, size, weight, condition, and approximate age of each
33 specimen taken. Such additional information may be required on the form of report or by a separate writing
34 accompanying the form.

35 (g) Other Requirements and Restrictions. The Executive Director may, pursuant to G.S. 113-272.4(d), impose such
36 other requirements and restrictions on persons licensed under this Rule as he may deem to be necessary to the
37 efficient administration of the wildlife conservation laws and regulations.

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39 *History Note: Authority G.S. 113-134; 113-272.4;*

40 *Eff. January 1, 1981;*

41 *Amended Eff. May 1, 2009; May 1, 2008; April 1, 2001; February 1, 1994; November 1, 1990;*

42 *September 1, 1989.*

43 *Amended Eff. January 1, 2013*

1 **15A NCAC 10I .0102 PROTECTION OF ENDANGERED/THREATENED/SPECIAL CONCERN**

2 (a) No Open Season. There ~~shall be is~~ no open season for taking any of the species listed as endangered in Rule
3 .0103, or threatened in Rule .0104 of this ~~Section. Section, except for the American alligator (*Alligator*
4 *mississippiensis*) as set forth in the rules of this Chapter.~~ Unless otherwise provided in North Carolina General
5 Statutes or the rules of this Chapter, there is no open season for taking any of the species listed as special concern in
6 Rule .0105 of this Section. Except as provided in Paragraphs (b), (c) and (e) of this Rule, it is unlawful to take or
7 possess any of such species at any time.

8 (b) Permits. The executive director may issue permits to take or possess an endangered, threatened, or special
9 concern species:

- 10 (1) To an individual or institution with experience and training in handling, and caring for the wildlife
11 and in conducting a scientific study, for the purpose of scientific investigation relevant to
12 perpetuation or restoration of said species or as a part of a scientifically valid study or restoration
13 effort;
- 14 (2) To a public or private educator or exhibitor who demonstrates that he or she has lawfully obtained
15 the specimen or specimens in his or her possession, possesses the requisite equipment and
16 expertise to care for such specimen or specimens and abides by the caging requirements for the
17 species set forth in 15A NCAC 10H .0302;
- 18 (3) To a person who lawfully possessed any such species for more than 90 days immediately prior to
19 the date that such species was listed and who abides by the caging requirements for the species set
20 forth in 15A NCAC 10H .0302, provided however, that no permit shall be issued more than ninety
21 days after the effective date of the initial listing for that species; and
- 22 (4) To a person with demonstrable depredation from a Special Concern ~~species. Species, or the~~
23 American alligator (*Alligator mississippiensis*).

24 (c) Taking Without a Permit:

- 25 (1) An individual may take an endangered, threatened, or special concern species in defense of his
26 own life or the lives of others; or
- 27 (2) A state or federal conservation officer or employee who is designated by his agency to do so may,
28 when acting in the course of his official duties, take, possess, and transport endangered,
29 threatened, or special concern species if the action is necessary to:
- 30 (A) aid a sick, injured, diseased or orphaned specimen;
- 31 (B) dispose of a dead specimen;
- 32 (C) salvage a dead specimen which may be useful for scientific study; or
- 33 (D) remove specimens which constitute a demonstrable but nonimmediate threat to human
34 safety, provided the taking is done in a humane and noninjurious manner. The taking
35 may involve injuring or killing endangered, threatened, or special concern species only if
36 it is not reasonably possible to eliminate the threat by live-capturing and releasing the
37 specimen unharmed, in a habitat that is suitable for the survival of that species.

38 (d) Reporting. Any taking or possession of an endangered, threatened, or special concern species under Paragraphs
39 (b) and (c) of this Rule is subject to applicable reporting requirements of federal law and regulations and the
40 reporting requirements of the permit issued by the Executive Director or of 15A NCAC 10B .0106(e).

41 (e) Exceptions.

- 42 (1) Notwithstanding any other provisions of this Rule, processed meat and other parts of American
43 alligators, which have been lawfully taken in a state in which there is an open season for
44 harvesting alligators, may be possessed, bought and sold when such products are marketed in
45 packages or containers which are labeled to indicate the state in which they were taken and the
46 identity, address, and lawful authority of the processor or distributor;
- 47 (2) Raptors listed as special concern species in Rule .0105 of this Section may be taken from the wild
48 for falconry purposes and for falconry propagation, provided that a valid North Carolina
49 endangered species permit has been obtained as required in Paragraph (b) of this Rule;
- 50 (3) Captive-bred raptors listed as special concern species may be bought, sold, bartered or traded as
51 provided in 50 C.F.R. 21.30 when marked as required under those regulations; and
- 52 (4) Importation, possession, sales, transportation and exportation of species listed as special concern
53 species in Rule .0105 of this Section is allowed under permit by retail and wholesale
54 establishments whose primary function is providing scientific supplies for research provided that:
- 55 (A) the specimens were lawfully obtained from captive or wild populations outside of North
56 Carolina;

- 1 (B) they are possessed in indoor facilities;
2 (C) all transportation of specimens provides safeguards adequate to prevent accidental
3 escape; and
4 (D) importation, possession and sale or transfer is permitted only as listed in Parts (e)(4)(A)
5 and (B) of this Rule.
6 (f) A written application to the Commission is required for a permit to authorize importation, and possession for the
7 purpose of retail or wholesale sale. The application shall identify the source of the specimens, and provide
8 documentation of lawful acquisition. Applications for permits shall include plans for holding, transportation,
9 advertisement, and sale in such detail as to allow a determination of the safeguards provided against accidental
10 escape and sales to unauthorized individuals.
11 (g) Purchase, importation, and possession of special concern species within North Carolina is allowed under permit
12 to state and federal governmental agencies, corporate research entities, and research institutions provided that:
13 (1) sales are permitted to out of state consumers;
14 (2) they must be possessed in indoor facilities and that all transportation of specimens provides
15 safeguards adequate to prevent accidental escape;
16 (3) the agency's or institution's Animal Use and Care Committee has approved the research protocol
17 for this species; and
18 (4) no specimens may be stocked or released in the public or private waters or lands of North Carolina
19 and may not be transferred to any private individual.
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21 *History Note: Authority G.S. 113-134; 113-291.2; 113-291.3; 113-292; 113-333;*
22 *Eff. June 11, 1977;*
23 *Amended Eff. January 1, 2012; May 1, 2009; April 1, 2003; April 1, 2001; April 1, 1997;*
24 *February 1, 1994; September 1, 1989; March 1, 1981; March 17, 1978.*
25 *Amended Eff. January 1, 2013*

1 **15A NCAC 10B .0114 DOG TRAINING AND FIELD TRIALS**

2 (a) Except as provided in Paragraphs (b) and (c) of this Rule, each person engaged in training or running a dog or
3 dogs and each active participant in a field trial shall have obtained a North Carolina hunting license. The term
4 "active participant" as used herein includes each person who owns or handles dogs, carries a firearm, or is a member
5 of an organized group engaged in the conduct of a field trial, but does not include a person who is observing a field
6 trial incidentally or who has stopped to witness a part of it.

7 (b) A person serving as judge of a commission-sanctioned field trial and any nonresident participating therein may
8 do so without having a North Carolina license, provided the nonresident has in his possession a valid hunting license
9 issued by the state of his residence. A "commission-sanctioned" field trial is one which, pursuant to a written
10 request from the sponsoring organization, has been authorized in writing and scheduled for occurrence by an
11 authorized representative of the Wildlife Resources Commission.

12 (c) Persons without license may participate in commission-sanctioned field trials for beagles conducted without
13 firearms on private field trial areas which are fenced in accordance with G.S. 113-276(k).

14 (d) Except as allowed by rules pertaining to authorized field trials, ~~and handguns carried by individuals with valid~~
15 ~~concealed handgun permits,~~ it is unlawful to carry ~~firearms,~~ axes, saws or climbing irons while training or running
16 dogs during closed season on game animals.

17 (e) ~~Except as authorized in this Paragraph, no firearms, except handguns carried by individuals with valid concealed~~
18 ~~handgun permits, or other hunting weapons may shall be possessed or used during any field trial for foxhounds or~~
19 ~~any field trial conducted during the closed hunting season for any other species of wildlife serving as the quarry or~~
20 ~~prey.~~—On a commission-sanctioned field trial for retrievers or bird dogs, shotguns containing live ammunition or
21 firearms using only blank ammunition may be used only when the application for and the authorization of the field
22 trial so provide. No wild waterfowl, quail or pheasant shall be used in field trials when shotguns with live
23 ammunition are permitted. All waterfowl, quail and pheasants so used shall be obtained from a licensed game bird
24 propagator. Each specimen of waterfowl so obtained shall be marked by one of the methods provided by 50 C.F.R.
25 21.13. Each pheasant or quail so obtained shall be banded by the propagator prior to delivery with a leg band that is
26 imprinted with the number of his or her propagation license. The purchaser of the birds shall obtain a copy of the
27 receipt from the propagator showing the date and the number and species of birds purchased. The copy of the
28 receipt shall be available for inspection by any authorized agent of the Wildlife Resources Commission during the
29 time and at the place where the trial is being held.

30 (f) Applications for authorization of a field trial shall be submitted in writing to a Wildlife Enforcement Officer at
31 least 30 days prior to the scheduled event.

32 (g) Pursuant to G.S. 113-291.1(d), hunters may train dogs using shotguns with shot of number 4 size or smaller
33 during the closed season using domestically raised waterfowl and domestically raised game birds. Only nontoxic
34 shot shall be used when training dogs using domestically raised waterfowl. All domestically raised waterfowl shall
35 be individually tagged on one leg with a seamless band stamped with the number of the propagation license for the
36 facility from which the domestically raised waterfowl originated. All other domestically raised game birds shall be
37 individually tagged on one leg with a band indicating the propagation license number for the facility from which the
38 birds originated.

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40 *History Note: Authority G.S. 113-134; 113-273; 113-276; 113-291.1; 113-291.5; 50 C.F.R. 21.13;*
41 *Eff. February 1, 1976;*
42 *Amended Eff. January 1, 2012; May 1, 2006; July 1, 1995; July 1, 1994; July 1, 1991; May 1,*
43 *1990.*
44 *Amended Eff. January 1, 2013*

1 **15A NCAC 10D .0102 GENERAL REGULATIONS REGARDING USE**

2 (a) Trespass. Entry on game lands for purposes other than hunting, trapping or fishing shall be as authorized by the
3 landowner. The Wildlife Resources Commission has identified the following areas on game lands that have
4 additional restrictions on entry or usage:

- 5 (1) Archery Zone. On portions of game lands posted as "Archery Zones" hunting is limited to bow
6 and arrow hunting and falconry only. On these areas, deer of either sex may be taken on all open
7 days of any applicable deer season.
- 8 (2) Safety Zone. On portions of game lands posted as "Safety Zones" hunting is prohibited. No
9 person shall hunt or discharge a firearm or bow and arrow within, into, or across a posted safety
10 zone on any game land. Falconry is exempt from this provision.
- 11 (3) Restricted Firearms Zone. On portions of game lands posted as "Restricted Firearms Zones" the
12 use of centerfire rifles is prohibited.
- 13 (4) Restricted Zone. Portions of game lands posted as "Restricted Zones" are closed to all use by the
14 general public, and entry upon such an area for any purpose is prohibited without first having
15 obtained written approval of such entry or use from an authorized agent of the Wildlife Resources
16 Commission. Entry shall be authorized only when such entry will not compromise the primary
17 purpose for establishing the Restricted Zone and the person or persons requesting entry can
18 demonstrate a valid need or such person is a contractor or agent of the Commission conducting
19 official business. "Valid need" includes issues of access to private property, scientific
20 investigations, surveys, or other access to conduct activities in the public interest.
- 21 (5) Temporary Restricted Zone. Portions of game lands posted as "Temporary Restricted Zones" are
22 closed to all use by the general public, and entry upon such an area for any purpose is prohibited
23 without first having obtained written approval of such entry or use from an authorized agent of the
24 Wildlife Resources Commission. An area of a game land shall be declared a Temporary
25 Restricted Zone when there is a danger to the health or welfare of the public due to topographical
26 features or activities occurring on the area.
- 27 (6) Establishment of Archery, Restricted Firearms, and Restricted Zones. The Commission shall
28 conduct a public input meeting in the area where the game land is located before establishing any
29 archery, restricted firearms or restricted zone. After the input meeting the public comments shall
30 be presented to an official Commission meeting for final determination.
- 31 (7) Scouting-only Zone. On portions of the game lands posted as "Scouting-only Zones" the
32 discharge of firearms or bow and arrow is prohibited.

33 (b) Littering. No person shall deposit any litter, trash, garbage, or other refuse at any place on any game land
34 except in receptacles provided for disposal of such refuse at designated camping and target-shooting areas. No
35 garbage dumps or sanitary landfills shall be established on any game land by any person, firm, corporation, county
36 or municipality, except as permitted by the landowner.

37 (c) Use of weapons. No person shall discharge:

- 38 (1) any firearm for purposes other than hunting, trapping, or self-defense, except on designated
39 shooting areas;
- 40 (2) any weapon within 150 yards of any game land building or designated game land camping area,
41 except where posted otherwise;
- 42 (3) any weapon within 150 yards of any residence located on or adjacent to game lands, except on
43 Butner-Falls of Neuse and Jordan game lands; and
- 44 (4) any firearm within 150 yards of any residence located on or adjacent to Butner-Falls of Neuse and
45 Jordan Game Lands.

46 ~~Possession of Hunting Devices. Firearms and archery equipment may only be possessed on a game land during the~~
47 ~~open hunting seasons or hunting days for game birds or game animals, other than fox or coyote. Firearms and~~
48 ~~archery equipment may also be possessed if:~~

- 49 (1) ~~the device is cased or not immediately available for use;~~
- 50 (2) ~~the device is used by persons participating in field trials on field trial areas;~~
- 51 (3) ~~the device is used by persons on target shooting areas designated by the landowner;~~
- 52 (4) ~~the device is possessed in designated camping areas for defense of persons and property;~~
- 53 (5) ~~the device is a .22 caliber pistol with a barrel not greater than seven and one half inches in length~~
54 ~~and shooting only short, long, or long rifle ammunition carried as a side arm on game lands at any~~
55 ~~time other than by deer hunters during the special bow and arrow and muzzle loading firearms~~

- 1 deer hunting season, except under conditions authorized in G.S. 113-291.1(k), and by individuals
2 training dogs during closed season without field trial authorization; or
3 (6) ~~the device is a handgun carried by an individual with a valid concealed handgun permit. The~~
4 ~~individual carrying a handgun must adhere to the requirements set forth in G.S. 14-415.11, even if~~
5 ~~the state issuing the concealed handgun permit is not North Carolina. The permission to carry a~~
6 ~~handgun does not apply on the following game lands: Bladen Lakes State Forest, Buckhorn,~~
7 ~~Butner Falls of Neuse, Chatham, DuPont State Forest, Harris, Hyco, Jordan, Kerr Scott, Lee,~~
8 ~~Mayo, Pee Dee River north of U.S. 74, Sutton Lake, Vance and that portion of R. Wayne Bailey-~~
9 ~~Caswell that is located north of U.S. 158 and east of N.C. 119.~~

10 This Paragraph does not prevent possession or use of a bow and arrow as a licensed special fishing device in those
11 waters where such use is authorized. Furthermore, only shotguns with any size shot, archery equipment as defined
12 in 15A NCAC 10B .0116, and handguns carried by individuals with valid concealed handgun permits may be
13 possessed during the big game season for turkey. No person shall hunt with or have in possession any shotgun shell
14 containing lead or toxic shot while hunting on any posted waterfowl impoundment on any game land, ~~or while~~
15 ~~hunting waterfowl on Butner Falls of Neuse Game Land or New Hope Game Land,~~ except shotgun shells containing
16 lead buckshot may be used while deer hunting. Every individual carrying a concealed handgun must adhere to the
17 requirements set forth in G.S. 14-415.11, even if the state issuing the concealed handgun permit is not North
18 Carolina. On Buckhorn, Butner-Falls of Neuse, Chatham, Harris, Hyco, Jordan, Kerr Scott, Lee, Mayo, Sutton
19 Lake, and Vance game lands and Pee Dee River Game Land north of U.S 74, and that portion of R. Wayne Bailey-
20 Caswell Game Land that is located north of U.S. 158 and east of N.C. 119 no person shall possess a firearm during
21 closed hunting seasons or closed hunting days for game birds or game animals, except under the following
22 conditions:

- 23 (1) the firearm is a .22 caliber pistol with a barrel not greater than seven and one-half inches in length
24 and shooting only short, long, or long rifle ammunition carried as a side arm;
25 (2) the firearm is cased or not immediately available for use;
26 (3) the firearm is used by persons participating in field trials on field trial areas; or
27 (4) the firearm is possessed in designated camping areas for defense of persons and property.

28 (d) Game Lands License: Hunting and Trapping

- 29 (1) Requirement. Except as provided in Subparagraph (2) of this Paragraph, any person entering upon
30 any game land for the purpose of hunting, trapping, or participating in dog training or field trial
31 activities shall have in his possession a game lands license in addition to the appropriate hunting
32 or trapping licenses. A field trial participant is defined as a Judge, Handler, Scout or Owner.
33 (2) Exceptions
34 (A) A person under 16 years of age may hunt on game lands on the license of his parent or
35 legal guardian.
36 (B) The resident and nonresident sportsman's licenses include game lands use privileges.
37 (C) Judges and nonresidents participating in field trials under the circumstances set forth in
38 Paragraph (e) of this Rule may do so without the game lands license.
39 (D) On the game lands described in Rule .0103(e)(1) of this Section, the game lands license is
40 required only for hunting doves; all other activities are subject to the control of the
41 landowners.

42 (e) Field Trials and Training Dogs. A person serving as judge of a field trial which, pursuant to a written request
43 from the sponsoring organization, has been authorized in writing and scheduled for occurrence on a game land by an
44 authorized representative of the Wildlife Resources Commission, and any nonresident Handler, Scout or Owner
45 participating therein may participate without procuring a game lands license, provided such nonresident has in his
46 possession a valid hunting license issued by the state of his residence. Any individual or organization sponsoring a
47 field trial on the Sandhills Field Trial grounds or the Laurinburg Fox Trial facility shall file with the commission's
48 agent an application to use the area and facility accompanied by the facility use fee computed at the rate of two
49 hundred dollars (\$200.00) ~~one hundred dollars (\$100.00)~~ for each scheduled day of the trial. The total facility use
50 fee shall cover the period from 12:00 noon of the day preceding the first scheduled day of the trial to 10:00 a.m. of
51 the day following the last scheduled day of the trial. The facility use fee shall be paid for all intermediate days on
52 which for any reason trials are not run but the building or facilities are used or occupied. A fee of seventy-five
53 dollars (\$75.00) ~~twenty five dollars (\$25.00)~~ per day shall be charged to sporting, educational, or scouting groups
54 for scheduled events utilizing the club house only. No person or group of persons or any other entity shall enter or
55 use in any manner any of the physical facilities located on the Laurinburg Fox Trial or the Sandhills Field Trial
56 grounds without first having obtained written approval of such entry or use from an authorized agent of the Wildlife

1 Resources Commission, and no such entry or use of any such facility shall exceed the scope of or continue beyond
2 the approval so obtained. The Sandhills Field Trial facilities shall be used only for field trials scheduled with the
3 approval of the Wildlife Resources Commission. No more than 16 days of field trials may be scheduled for
4 occurrence on the Sandhills facilities during any calendar month, and no more than four days may be scheduled
5 during any calendar week; provided, that a field trial requiring more than four days may be scheduled during one
6 week upon reduction of the maximum number of days allowable during some other week so that the monthly
7 maximum of 16 days is not exceeded. Before October 1 of each year, the North Carolina Field Trial Association or
8 other organization desiring use of the Sandhills facilities between October 22 and November 18 and between
9 December 3 and March 31 shall submit its proposed schedule of such use to the Wildlife Resources Commission for
10 its consideration and approval. The use of the Sandhills Field Trial facilities at any time by individuals for training
11 dogs is prohibited; elsewhere on the Sandhills Game Lands dogs may be trained only on Mondays, Wednesdays and
12 Saturdays from October 1 through April 1. Dogs may not be trained or permitted to run unleashed from April 1
13 through August 15 on any game land located west of I-95, except when participating in field trials sanctioned by the
14 Wildlife Resources Commission. Dogs may not be trained or permitted to run unleashed from March 15 through
15 June 15 on any game land located east of I-95, except when participating in field trials sanctioned by the Wildlife
16 Resources Commission. Additionally, on game lands located west of I-95 where special hunts are scheduled for
17 sportsmen participating in the Disabled Sportsman Program, dogs may not be trained or allowed to run unleashed
18 during legal big game hunting hours on the dates of the special hunts. A field trial shall be authorized when such
19 field trial does not conflict with other planned activities on the Game Land or field trial facilities and the applying
20 organization can demonstrate their experience and expertise in conducting genuine field trial activities. Entry to
21 physical facilities, other than by field trial organizations under permit, shall be granted when they do not conflict
22 with other planned activities previously approved by the Commission and they do not conflict with the primary
23 goals of the agency.

24 (f) Trapping. Subject to the restrictions contained in 15A NCAC 10B .0110, .0302 and .0303, trapping of
25 furbearing animals is permitted on game lands during the applicable open seasons, except that trapping is prohibited:

- 26 (1) on the field trial course of the Sandhills Game Land;
- 27 ~~(2) on the Harmon Den and Sherwood bear sanctuaries in Haywood County;~~
- 28 ~~(3)(2)~~ in posted "safety zones" located on any game land;
- 29 ~~(4)(3)~~ by the use of bait on the National Forest Lands bounded by the Blue Ridge Parkway on the south,
30 US 276 on the north and east, and NC 215 on the west;
- 31 ~~(5)(4)~~ on the John's River Waterfowl Refuge in Burke County; and
- 32 ~~(6)(5)~~ on the Dupont State Forest Game Lands.

33 On those areas of state-owned land known collectively as the Roanoke River Wetlands controlled trapping is
34 allowed under a permit system.

35 ~~(g) Use of Weapons. In addition to zone restrictions described in Paragraph (a) no person shall discharge a weapon
36 within 150 yards of any Game Lands building or designated Game Lands camping area, except where posted
37 otherwise, or within 150 yards of any residence located on or adjacent to game lands, except no person shall
38 discharge a firearm within 150 yards of any residence located on or adjacent to Butner Falls of Neuse and Jordan
39 Game Lands.~~

40 ~~(h)(g)~~ Vehicular Traffic. No person shall drive a motorized vehicle on any game land except on those roads
41 constructed, maintained and opened for vehicular travel and those trails posted for vehicular travel, unless such
42 person:

- 43 (1) is driving in the vehicle gallery of a scheduled bird dog field trial held on the Sandhills Game
44 Land; or
- 45 (2) is a disabled sportsman as defined in Paragraph (k) of this Rule or holds a Disabled Access
46 Program Permit as described in Paragraph (n) of this Rule and is abiding by the rules described in
47 Paragraph (n).

48 ~~(i)(h)~~ Camping. No person shall camp on any game land except on an area designated by the landowner for
49 camping.

50 ~~(j)(i)~~ Swimming. Swimming is prohibited in the lakes located on the Sandhills Game Land.

51 ~~(k)(j)~~ Disabled Sportsman Program. In order to qualify for permit hunts for disabled sportsmen offered by the
52 Commission and use of designated blinds during those hunts an individual shall possess a Disabled Veteran
53 Sportsman license, a Totally Disabled Sportsman license or a disabled sportsman hunt certification issued by the
54 Commission. In order to qualify for the certification, the applicant shall provide medical certification of one or
55 more of the following disabilities:

- 56 (1) missing 50 percent or more of one or more limbs, whether by amputation or natural causes;

- 1 (2) paralysis of one or more limbs;
- 2 (3) dysfunction of one or more limbs rendering the person unable to perform the task of grasping and
- 3 lifting with the hands and arms or unable to walk without mechanical assistance, other than a cane;
- 4 (4) disease or injury or defect confining the person to a wheelchair, walker, or crutches; or
- 5 (5) deafness.

6 On game lands where the privileges described in Paragraph (n) of this Rule apply, participants in the program may
7 operate electric wheel chairs, all terrain vehicles or other passenger vehicles:

- 8 (1) on ungated or open-gated roads normally closed to vehicular traffic; and
- 9 (2) on any Commission-maintained road open for vehicular travel and those trails posted for vehicular
10 travel.

11 Each program participant may be accompanied by one ~~able-bodied~~ companion provided such companion has in his
12 possession the companion card issued by the Commission. Hunters who qualify under the Disabled Sportsman
13 Program and their ~~able-bodied~~ companions may access special hunting blinds for people with disabilities during
14 regularly scheduled, non-permit hunting days on a first come basis, except for those blinds located on the Restricted
15 Area of Caswell Game Land.

16 ~~(k)~~ Release of Animals and Fish. It is unlawful to release pen-raised animals or birds, wild animals or birds,
17 domesticated animals, except hunting dogs and raptors where otherwise permitted for hunting or training purposes,
18 or feral animals, or hatchery-raised fish on game lands without prior written authorization. It is unlawful to move
19 wild fish from one stream to another on game lands without prior written authorization. Written authorization shall
20 be given when release of such animals is determined by a North Carolina Wildlife Resources Commission biologist
21 not to be harmful to native wildlife in the area and such releases are in the public interest or advance the programs
22 and goals of the Wildlife Resources Commission.

23 ~~(m)~~ (l) Non-Highway Licensed Vehicles. It is unlawful to operate motorized land vehicles not licensed for highway
24 use on Game Lands except for designated areas on National Forests. Disabled persons as defined in Paragraph (k)
25 of this Rule and people who have obtained a Disabled Access Program permit are exempt from the previous
26 sentence but must comply with the terms of their permit. Furthermore, disabled persons, as defined under the
27 federal Americans with Disabilities Act, may use wheelchairs or other mobility devices designed for indoor
28 pedestrian use on any area where foot travel is allowed.

29 ~~(n)~~ (m) Disabled Access Program. Permits issued under this program shall be based upon medical evidence
30 submitted by the person verifying that a handicap exists that limits physical mobility to the extent that normal
31 utilization of the game lands is not possible without vehicular assistance. Persons meeting this requirement may
32 operate electric wheel chairs, all terrain vehicles, and other passenger vehicles on any Commission-maintained road
33 open for vehicular travel and those trails posted for vehicular travel and ungated or open-gated roads otherwise
34 closed to vehicular traffic on game lands owned by the Wildlife Resources Commission and on game lands whose
35 owners have agreed to such use. Those game lands, or parts thereof, where this Paragraph applies are designated in
36 the game land rules and map book. This Paragraph does not permit vehicular access on fields, openings, roads,
37 paths, or trails planted to wildlife food or cover. One ~~able-bodied~~ companion, who is identified by a companion
38 card issued to each qualified disabled person, may accompany a disabled person to provide assistance, provided the
39 companion is at all times in visual or verbal contact with the disabled person. The companion may participate in all
40 lawful activities while assisting a disabled person, provided license requirements are met. Any vehicle used by a
41 qualified disabled person for access to game lands under this provision shall prominently display the vehicular
42 access permit issued by the Wildlife Resources Commission in the passenger area of the vehicle. It is unlawful for
43 anyone other than disabled persons as defined in Paragraph (k) of this Rule and those holding a Disabled Access
44 Permit to hunt, during waterfowl season, within 100 yards of a waterfowl blind designated by the Wildlife
45 Resources Commission as a Disabled Sportsman's hunting blind.

46 ~~(o)~~ (n) Public nudity. Public nudity, including nude sunbathing, is prohibited on any Game Land, including land or
47 water. For the purposes of this Section, "public nudity" means a person's intentional failure to cover with a fully
48 opaque covering the person's genitals, pubic area, anal area, or female breasts below a point from the top of the
49 areola while in a public place.

50 ~~(p)~~ (o) Definitions: For the purpose of this Subchapter "Permanent Hunting Blind" is defined as any structure that is
51 used for hunter concealment, constructed from man made or natural materials, and that is not disassembled and
52 removed at the end of each day's hunt.

53 ~~(q)~~ (p) Shooting Ranges. On state-owned game lands, no person shall use designated shooting ranges for any
54 purpose other than for firearm or bow and arrow marksmanship, development of shooting skills or for other safe
55 uses of firearms and archery equipment. All other uses, including camping, building fires, operating concessions or
56 other activities not directly involved with recreational or competitive shooting are prohibited, except that activities

1 which have been approved by the Commission and for which a permit has been issued may be conducted, provided
2 that the permit authorizing such activity is available for inspection by wildlife enforcement officers at the time the
3 activity is taking place. No person, when using any shooting range, shall deposit any debris or refuse on the grounds
4 of the range. This includes any items used as targets, except that clay targets broken on the range, by the shooter,
5 may be left on the grounds where they fall. No person shall shoot any items made of glass on the grounds of the
6 range. No person may leave any vehicle or other obstruction in such a location or position that it will prevent,
7 impede or inconvenience the use by other persons of any shooting range. No person shall leave parked any vehicle
8 or other object at any place on the shooting range other than such a place or zone as is designated as an authorized
9 parking zone and posted or marked as such. No person shall handle any firearms or bow and arrow on a shooting
10 range in a careless or reckless manner. No person shall intentionally shoot into any target holder, post or other
11 permanent fixture or structure while using a shooting range. No person shall shoot a firearm in a manner that would
12 cause any rifled or smoothbore projectiles to travel off of the range, except that shotgun shot, size No. 4 or smaller
13 may be allowed to travel from the range if it presents no risk of harm or injury to any person(s). Persons using a
14 shooting range must obey posted range safety rules and those persons who violate range safety rules or create a
15 public safety hazard must leave the shooting range if directed to by law enforcement officers or Commission
16 employees. No person shall handle any firearms on a shooting range while under the influence of an impairing
17 substance. The consumption of alcohol or alcoholic beverages on a shooting range is prohibited. Shooting ranges
18 are open from sunrise to sunset on Monday through Saturday. Firearms shall be unloaded and cased when being
19 transported to the shooting range while on Game Lands. No person, when using any shooting range, shall do any act
20 which is prohibited or neglect to do any act which is required by signs or markings placed on such area under
21 authority of this Rule for the purpose of regulating the use of the area.

22 ~~(p)~~(q) Limited-access Roads. During the months of June, July and August, roads posted as "Limited-access Roads"
23 are open to motorized vehicles from 5:00 a.m. to 10:00 p.m. only. These roads shall be posted with the opening and
24 closing times.
25

26 *History Note: Authority G.S. 113-134; 113-264; 113-270.3; 113-291.2; 113-291.5; 113-305; 113-306;*
27 *Eff. February 1, 1976;*
28 *Amended Eff. July 1, 1993; April 1, 1992;*
29 *Temporary Amendment Eff. October 11, 1993;*
30 *Amended Eff. July 1, 1998; July 1, 1996; July 1, 1995; July 1, 1994;*
31 *Temporary Amendment Eff. July 1, 1999;*
32 *Amended Eff. July 1, 2000;*
33 *Temporary Amendment Eff. August 31, 2001;*
34 *Amended Eff. August 1, 2002;*
35 *Amended Eff. June 1, 2004; (this amendment replaces the amendment approved by RRC on July*
36 *17, 2003);*
37 *Amended Eff. January 1, 2012; June 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May 1,*
38 *2007; May 1, 2006; November 1, 2005.*
39 *Amended Eff. January 1, 2013*

1 **15A NCAC 10D .0103 HUNTING ON GAME LANDS**

2 (a) Safety Requirements. No person while hunting on any designated game land shall be under the influence of
3 alcohol or any narcotic drug, or fail to comply with restrictions enacted by the National Park Service regarding the
4 use of the Blue Ridge Parkway where it adjoins game lands listed in this Rule.

5 (b) Traffic Requirements. No person shall park a vehicle on game lands in such a manner as to block traffic, gates
6 or otherwise prevent vehicles from using any roadway.

7 (c) Tree Stands. It is unlawful to erect or to occupy, for the purpose of hunting, any tree stand or platform attached
8 by nails, screws, bolts or wire to a tree on any game land designated herein. This prohibition does not apply to lag-
9 screw steps or portable stands that are removed after use with no metal left remaining in or attached to the tree.

10 (d) Time and Manner of Taking. Hunting is allowed on game lands only during the open season for game animals
11 and game birds, unless hunting is allowed by permit. Individual game lands or parts thereof may be ~~Except where~~
12 closed to hunting or limited to specific dates by this Chapter. Persons shall hunt only with weapons lawful for the
13 open game animal or game bird seasons. ~~Chapter, hunting on game lands is permitted during the open season for~~
14 ~~the game or furbearing species being hunted.~~ ~~On managed waterfowl impoundments, persons-hunters shall: shall~~

15 (1) ~~not enter the posted impoundment areas earlier than 4:00 a.m. on the permitted hunting dates;~~
16 ~~dates, and hunting is prohibited~~

17 (2) ~~not hunt after 1:00 p.m. on such hunting dates; decoys shall~~

18 (3) ~~not be set decoys out prior to 4:00 a.m. and must be removed~~

19 (4) ~~remove decoys by 3:00 p.m. each day; and day. No person shall~~

20 (5) ~~not operate any vessel or vehicle powered by an internal combustion engine. engine on a managed~~
21 ~~waterfowl impoundment.~~

22 On waterfowl impoundments that have a posted "Scouting-only Zone," trapping during the trapping season and
23 waterfowl hunting on designated waterfowl hunting days are the only activities allowed on the portion of the
24 impoundment outside of the posted "Scouting-only Zone." No person shall attempt to obscure the sex or age of any
25 bird or animal taken by severing the head or any other part thereof, or possess any bird or animal which has been so
26 mutilated. No person shall place, or cause to be placed on any game land, salt, grain, fruit, or other foods without
27 prior written authorization of the commission or its agent. A decision to grant or deny authorization shall be made
28 based on the best management practices for the wildlife species in question. No person shall take or attempt to take
29 any game birds or game animals attracted to such foods.

30 (e) Definitions:

31 (1) For purposes of this Section, "Dove Only Area" refers to a Game Land on which doves may be
32 taken and dove hunting is limited to Mondays, Wednesdays, Saturdays and to Thanksgiving,
33 Christmas and New Year's Days within the federally-announced season.

34 (2) For purposes of this Section, "Three Days per Week Area" refers to a Game Land on which any
35 game may be taken during the open seasons and hunting is limited to Mondays, Wednesdays,
36 Saturdays and Thanksgiving, Christmas and New Year's Days, except for game lands in this Rule
37 that specifically allow hunting on Tuesdays, Thursday and Fridays. ~~falconry~~ Falconry may also be
38 practiced on Sundays. These "open days" also apply to either-sex hunting seasons listed under
39 each game land. Raccoon and opossum hunting may continue until 7:00 a.m. on Tuesdays, until
40 7:00 a.m. on Thursdays, and until midnight on Saturdays.

41 (3) For purposes of this Section, "Six Days per Week Area" refers to a Game Land on which any
42 game may be taken during the open seasons.

43 (f) Hunting with Dogs on Game Lands. Deer shall not be taken with the use of dogs on game lands in counties or
44 parts of counties where taking deer with dogs is prohibited as described in 15A NCAC 10B .0109.

45 (g) Bear Sanctuaries. On Three Days per Week Areas and Six Days per Week Areas bears shall not be taken on
46 lands designated and posted as bear sanctuaries except when authorized by permit only elsewhere in this Chapter.
47 Feral Swine shall not be taken with the use of dogs on bear sanctuaries. Dogs shall not be trained or allowed to run
48 unleashed between March 1 and the Monday on or nearest October 15 on bear sanctuaries in and west of the
49 counties and parts of counties described in 15A NCAC 10B .0109.

50 (h) The listed seasons and restrictions apply in the following game lands:

51 (1) Alcoa Game Land in Davidson, Davie, Montgomery, Rowan and Stanly counties

52 (A) Six Days per Week Area

53 (B) Deer of either sex may be taken the first six open days and the last six open days of the
54 applicable Deer With Visible Antlers Season in that portion in Montgomery county and
55 deer of either sex may be taken all the open days of the applicable Deer With Visible
56 Antlers Season in those portions in Davie, Davidson, Rowan and Stanly counties.

- 1 (2) Alligator River Game Land in Tyrrell County
2 (A) Six Day per Week Area
3 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
4 Antlers Season.
5 (C) Bear may only be taken the first three hunting days during the November Bear Season
6 and the first three hunting days during the second week of the December Bear Season.
7 (3) Angola Bay Game Land in Duplin and Pender counties
8 (A) Six Days per Week Area
9 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
10 Antlers Season.
11 (4) Bachelor Bay Game Land in Bertie, Martin and Washington counties
12 (A) Six Days per Week Area
13 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
14 Antlers Season.
15 (5) Bertie County Game Land in Bertie County
16 (A) Six Days per Week Area
17 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
18 Antlers Season.
19 (6) Bladen Lakes State Forest Game Land in Bladen County
20 (A) Three Days per Week Area
21 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
22 Antlers Season.
23 (C) ~~Handguns shall not be carried and, except~~ Except for muzzle-loaders, rifles larger than
24 .22 caliber rimfire shall not be ~~used, used or possessed.~~
25 (D) On the Singletary Lake Tract deer and bear may be taken only by still hunting.
26 (E) Wild turkey hunting on the Singletary Lake Tract is by permit only.
27 (F) Camping is restricted to September 1 through ~~the last day of February February 28~~ and
28 ~~March 31 April 7~~ through May 14 in areas both designated and posted as camping areas.
29 (7) Brinkleyville Game Land in Halifax County
30 (A) Six Days per Week Area
31 (B) Deer of either sex may be taken the first six open days and the last six open days of the
32 applicable deer with visible antlers season.
33 (C) Horseback riding is prohibited.
34 (8) Brunswick County Game Land in Brunswick County
35 (A) Hunting is by permit only.
36 (B) The use of dogs for hunting deer is prohibited.
37 (9) Buckhorn Game Land in Orange County
38 (A) Hunting is by permit only.
39 (B) Horseback riding is prohibited.
40 (10) Buckridge Game Land in Tyrrell County.
41 (A) Three Days per Week Area
42 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
43 Antlers Season.
44 (C) Bear may only be taken the first three hunting days during the November Bear Season
45 and the first three hunting days of the second week of the December Bear Season. If any
46 of these days falls on a Tuesday, Friday or Saturday, bear hunting shall be allowed on
47 those days.
48 (11) Buffalo Cove Game Land in Caldwell and Wilkes Counties
49 (A) Six Days per Week Area
50 (B) The Deer With Visible Antlers season for deer consists of the open hunting days from the
51 Monday before Thanksgiving through the third Saturday after Thanksgiving. Deer may
52 be taken with bow and arrow on open days beginning the Monday on or nearest
53 September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to
54 the Saturday before Thanksgiving and during the deer with visible antlers season. Deer
55 may be taken with muzzle-loading firearms on open days beginning the Monday on or

- 1 nearest October 1 through the Saturday of the second week thereafter, and during the
2 Deer With Visible Antlers season.
- 3 (C) Deer of either sex may be taken the last open day of the applicable Deer With Visible
4 Antlers Season.
- 5 (D) Horseback riding is prohibited except on designated trails May 16 through August 31 and
6 all horseback riding is prohibited from September 1 through May 15.
- 7 (12) Bullard and Branch Hunting Preserve Game Lands in Robeson County
- 8 (A) Three Days per Week Area
- 9 (B) Deer of either sex may be taken the first six open days and the last six open days of the
10 applicable Deer With Visible Antlers Season.
- 11 (13) Butner - Falls of Neuse Game Land in Durham, Granville and Wake counties
- 12 (A) Six Days per Week Area
- 13 (B) Deer of either sex may be taken the first six open days and the last six open days of the
14 applicable Deer With Visible Antlers Season.
- 15 (C) Waterfowl shall be taken only on Tuesdays, Thursdays and Saturdays; Christmas, New
16 Year's and Martin Luther King, Jr. Days and on the opening and closing days of the
17 applicable waterfowl seasons. On the posted waterfowl impoundments a special permit
18 is required for all waterfowl hunting after November 1.
- 19 (D) Horseback riding is prohibited.
- 20 (E) Target shooting is prohibited
- 21 (F) Wild turkey hunting is by permit only, except on those areas posted as an archery zone.
- 22 (G) The use of dogs for hunting deer is prohibited on that portion west of NC 50 and south of
23 Falls Lake.
- 24 (H) The use of bicycles is restricted to designated areas, except that this restriction does not
25 apply to hunters engaged in the act of hunting during the open days of the applicable
26 seasons for game birds and game animals.
- 27 (I) Camping and the presence of campers and tents in designated Hunter Camping Areas are
28 limited to September 1 through the last day of February and ~~March 31~~ ~~April 7~~ through
29 May 14.
- 30 (14) Buxton Woods Game Land in Dare County:
- 31 (A) Six Days per Week Area.
- 32 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
33 Antlers Season.
- 34 (15) Cape Fear River Wetlands Game Land in Pender County
- 35 (A) Six Days per Week Area
- 36 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
37 Antlers Season.
- 38 (C) Turkey ~~hunting~~ ~~Hunting~~ is by permit only on that portion known as the Roan Island
39 Tract.
- 40 (D) The use of dogs for hunting deer is prohibited on the portion of the game land that is west
41 of the Black River, north of Roan Island, east of Lyon Swamp Canal to Canetuck Road
42 and south of NC 210 to the Black River.
- 43 (16) Carteret County Game Land in Carteret County
- 44 (A) Six Days per Week Area
- 45 (B) Deer of either sex may be taken the first six open days and the last six open days of the
46 applicable Deer With Visible Antlers Season.
- 47 (C) The use of dogs for hunting deer is prohibited.
- 48 (17) R. Wayne Bailey-Caswell Game Land in Caswell County
- 49 (A) Three Days per Week Area
- 50 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
51 Visible Antlers Season.
- 52 (C) Horseback riding is allowed only during June, July, and August and on Sundays during
53 the remainder of the year except during open turkey and deer seasons. Horseback riding
54 is allowed only on roads opened to vehicular traffic. Participants must obtain a game
55 lands license prior to engaging in such activity.

- 1 (D) The area encompassed by the following roads is permit-only for all quail and woodcock
2 hunting and all bird dog training: From Yanceyville south on NC 62 to the intersection
3 of SR 1746, west on SR1746 to the intersection of SR 1156, south on SR 1156 to the
4 intersection of SR 1783, east on SR 1783 to the intersection of NC 62, north on NC62 to
5 the intersection of SR 1736, east on SR 1736 to the intersection of SR 1730, east on SR
6 1730 to NC 86, north on NC 86 to NC 62.
- 7 (E) On the posted waterfowl impoundment, waterfowl hunting is by permit only after
8 November 1.
- 9 (F) Camping and the presence of campers and tents in designated Hunter Camping Areas are
10 limited to September 1 through the last day of February and March 31 ~~April 7~~ through
11 May 14.
- 12 (18) Catawba Game Land in Catawba County
- 13 (A) Three Days per Week Area
- 14 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
15 Antlers Season.
- 16 (C) Deer may be taken with bow and arrow only from the tract known as Molly's Backbone.
- 17 (19) Chatham Game Land in Chatham County
- 18 (A) Six Days per Week Area
- 19 (B) Deer of either sex may be taken the first six open days and the last six open days of the
20 applicable Deer With Visible Antlers Season.
- 21 (C) Wild turkey hunting is by permit only.
- 22 (D) Horseback riding is allowed only during June, July, and August and on Sundays during
23 the remainder of the year except during open turkey and deer seasons.
- 24 (E) Target shooting is prohibited.
- 25 (20) Cherokee Game Land in Ashe County
- 26 (A) Six Days per Week Area
- 27 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
28 Visible Antlers Season.
- 29 (21) Chowan Game Land in Chowan County
- 30 (A) Six Days per Week Area
- 31 (B) Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers
32 Season.
- 33 (22) Chowan Swamp Game Land in Bertie, Gates and Hertford counties.
- 34 (A) Six Days per Week Area
- 35 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
36 Antlers Season.
- 37 (C) Bear hunting is restricted to the first three hunting days during the November bear season
38 and the first three hunting days during the second week of the December bear season
39 except that portion of Chowan Swamp Game Land in Gates County that is east of
40 Highway 158/13, south of Highway 158, west of Highway 32, and north of Catherine
41 Creek and the Chowan River where the bear season is the same as the season dates for
42 the Gates County bear season.
- 43 (D) Camping is restricted to September 1 through the last day of February and March 31
44 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.
- 45 (23) Cold Mountain Game Land in Haywood County
- 46 (A) Six Days per Week Area
- 47 (B) Horseback riding is prohibited except on designated trails May 16 through August 31 and
48 all horseback riding is prohibited from September 1 through May 15.
- 49 (C) Deer of either sex may be taken the last open day of the applicable Deer With Visible
50 Antlers Season.
- 51 (24) Columbus County Game Land in Columbus County.
- 52 (A) Three Days per Week Area
- 53 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
54 Antlers Season.
- 55 (25) Croatan Game Land in Carteret, Craven and Jones counties
- 56 (A) Six Days per Week Area

- 1 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
2 Antlers Season.
- 3 (C) Waterfowl shall be taken only on the following days:
4 (i) the opening and closing days of the applicable waterfowl seasons;
5 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and
6 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 7 (D) Beginning on the first open waterfowl day in October through the end of the waterfowl
8 season, waterfowl hunting from designated Disabled Sportsmen blinds on the Catfish
9 Lake Waterfowl Impoundment is by permit only.
- 10 (E) Dove hunting is by permit only for the first two open days of dove season on posted
11 areas. During the rest of dove season, no permit is required to hunt doves.
- 12 (26) Currituck Banks Game Land in Currituck County
- 13 (A) Six Days per Week Area
- 14 (B) Permanent waterfowl blinds in Currituck Sound on these game lands shall be hunted by
15 permit only from November 1 through the end of the waterfowl season.
- 16 (C) Licensed hunting guides may accompany the permitted individual or party provided the
17 guides do not possess or use a firearm.
- 18 (D) The boundary of the Game Land shall extend 5 yards from the edge of the marsh or
19 shoreline.
- 20 (E) Dogs are allowed only for waterfowl hunting by permitted waterfowl hunters on the day
21 of their hunt.
- 22 (F) No screws, nails, or other objects penetrating the bark shall be used to attach a tree stand
23 or blind to a tree.
- 24 (G) Deer of either sex may be taken all the days of the applicable deer with visible antlers
25 season.
- 26 (27) Dare Game Land in Dare County
- 27 (A) Six Days per Week Area
- 28 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
29 Visible Antlers Season.
- 30 (C) No hunting is allowed on posted parts of bombing range.
- 31 (D) The use and training of dogs is prohibited from March 1 through June 30.
- 32 (28) Dover Bay Game Land in Craven County
- 33 (A) Six Days per Week Area
- 34 (B) Deer of either sex may be taken all the days of the applicable deer with visible antlers
35 season.
- 36 (29) Dupont State Forest Game Lands in Henderson and Transylvania counties
- 37 (A) Hunting is by Permit only.
- 38 (B) The training and use of dogs for hunting is prohibited except by special hunt permit
39 holders during scheduled permit hunts.
- 40 (30) Elk Knob Game Land in Watauga County
- 41 (A) Six Days per Week Area
- 42 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
43 Visible Antlers Season.
- 44 (31) Embro Game Land in Halifax and Warren counties
- 45 (A) Six Days per Week Area
- 46 (B) Deer of either sex may be taken the first six open days and the last six open days of the
47 applicable Deer With Visible Antlers Season.
- 48 (C) Horseback riding is prohibited.
- 49 (32) Goose Creek Game Land in Beaufort and Pamlico counties
- 50 (A) Six Days per Week Area
- 51 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
52 Antlers Season.
- 53 (C) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl
54 impoundments shall be taken only on the following days:
55 (i) the opening and closing days of the applicable waterfowl seasons;
56 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and

- 1 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 2 (D) Beginning on the first open waterfowl season day in October and through the end of the
- 3 waterfowl season, waterfowl hunting is by permit only on the following waterfowl
- 4 impoundments: Pamlico Point, Campbell Creek, Hunting Creek, Spring Creek, Smith
- 5 Creek and Hobucken.
- 6 (E) On Pamlico Point and Campbell Creek Waterfowl Impoundments all activities, except
- 7 waterfowl hunting on designated waterfowl hunting days and trapping during the
- 8 trapping season, are restricted to the posted Scouting-only Zone during the period
- 9 November 1 through March 15.
- 10 (F) Camping is restricted to September 1 through the last day of February ~~February 28~~ and
- 11 March 31 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.
- 12 (G) Hunting and vehicular access on the Parker Farm Tract is restricted from September 1 to
- 13 the end of February and April 1 to May 15 to individuals that possess a valid hunting
- 14 opportunity permit.
- 15 (33) Green River Game Land in Henderson, and Polk counties
- 16 (A) Six Days per Week Area
- 17 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
- 18 Antlers Season.
- 19 (C) Horseback riding is prohibited.
- 20 (34) Green Swamp Game Land in Brunswick County
- 21 (A) Six Days per Week Area
- 22 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 23 Antlers Season.
- 24 (35) Gull Rock Game Land in Hyde County
- 25 (A) Six Days per Week Area
- 26 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 27 Antlers Season.
- 28 (C) Waterfowl on posted waterfowl impoundments shall be taken only on the following days:
- 29 (i) the opening and closing days of the applicable waterfowl seasons; and
- 30 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and
- 31 (iii) Tuesdays and Saturdays of the applicable waterfowl season.
- 32 (D) Camping is restricted to September 1 through the last day of February ~~February 28~~ and
- 33 March 31 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.
- 34 (E) Bear may only be taken the first three hunting days during the November Bear Season
- 35 and the first three hunting days during the second week of the December Bear Season,
- 36 except for that portion designated as bear sanctuary.
- 37 (36) Harris Game Land in Chatham, Harnett and Wake counties
- 38 (A) Six Days per Week Area
- 39 (B) Deer of either sex may be taken the first six open days and the last six open days of the
- 40 applicable Deer With Visible Antlers Season.
- 41 (C) Waterfowl shall be taken only on Tuesdays, Fridays, Saturdays; on Thanksgiving,
- 42 Christmas and New Year's Days; and on the opening and closing days of the applicable
- 43 waterfowl seasons.
- 44 (D) The use or construction of permanent hunting blinds shall be prohibited.
- 45 (E) Wild turkey hunting is by permit only.
- 46 (F) Target shooting is prohibited.
- 47 (37) Holly Shelter Game Land in Pender County
- 48 (A) Three Days per Week Area.
- 49 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 50 Antlers Season.
- 51 (C) Waterfowl may be taken only on the following days:
- 52 (i) the opening and closing days of the applicable waterfowl seasons;
- 53 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and
- 54 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 55 (D) Camping is restricted to September 1 through the last day of February ~~February 28~~ and
- 56 March 31 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.

- 1 (E) On that portion north of the Bear Garden Road, west of Shaw Road to Baby Branch, east
2 of the Northeast Cape Fear River, south of NC 53 and west of NC 50, deer hunting and
3 bear hunting are permit only.
- 4 (F) The use of dogs for hunting deer and bear is prohibited on that portion of the game land
5 that is south of Baby Branch extending west to Stag Park Road, west of Shaw Road,
6 north of Meeks Road extending west to Stag Park Road and east of Stag Park Road.
- 7 (G) Hunting and vehicular access on the Pender 4 Tract is restricted from September 1 to the
8 last day of February and April 1 to May 15 to individuals that possess valid hunting
9 opportunity permits, unless otherwise authorized by the Wildlife Resources Commission.
- 10 (H) Hunters who possess a Disabled Access Permit may operate an All Terrain Vehicle on
11 and within 100 yards of trails designated for Disabled Sportsman Access.
- 12 (38) Hyco Game land in Person County
- 13 (A) Six Days per Week Area
- 14 (B) Deer of either sex may be taken the first six open days and the last six open days of the
15 applicable Deer With Visible Antlers Season.
- 16 (C) Target shooting is prohibited.
- 17 (39) J. Morgan Futch Game Land in Tyrrell County, Permit Only Area.
- 18 (40) Johns River Game Land in Burke County
- 19 (A) Hunting is by permit only.
- 20 (B) During permitted deer hunts deer of either-sex may be taken by permit holders.
- 21 (C) Entry on posted waterfowl impoundments is prohibited October 1 through March 31
22 except by lawful waterfowl hunting permit holders and only on those days written on the
23 permits.
- 24 (D) The use or construction of permanent hunting blinds is prohibited.
- 25 (41) Jordan Game Land in Chatham, Durham, Orange and Wake counties
- 26 (A) Six Days per Week Area
- 27 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
28 Antlers Season.
- 29 (C) Waterfowl may be taken only on Mondays, Wednesdays, Saturdays; on Thanksgiving,
30 Christmas and New Year's Days; and on the opening and closing days of the applicable
31 waterfowl seasons.
- 32 (D) Horseback riding is prohibited except on those areas posted as American Tobacco Trail
33 and other areas posted for equestrian use. Unless otherwise posted, horseback riding is
34 permitted on posted portions of the American Tobacco Trail anytime the trail is open for
35 use. On all other trails posted for equestrian use, horseback riding is allowed only during
36 June, July and August, and on Sundays the remainder of the year except during open
37 turkey and deer seasons.
- 38 (E) Target shooting is prohibited.
- 39 (F) Wild turkey hunting is by permit only, except on those areas posted as an Archery Zone.
- 40 (G) The use of bicycles is restricted to designated areas, except that this restriction does not
41 apply to hunters engaged in the act of hunting during the open days of the applicable
42 seasons for game birds and game animals.
- 43 (42) Juniper Creek Game Land in Brunswick and Columbus counties
- 44 (A) Six Days per Week Area
- 45 (B) Deer of either sex may be taken all the open days of the Deer With Visible Antlers
46 Season.
- 47 (C) Camping is restricted to September 1 through the last day of February and March 31
48 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.
- 49 (43) Kerr Scott Game Land in Wilkes County
- 50 (A) Six Days per Week Area
- 51 (B) Use of centerfire rifles is prohibited.
- 52 (C) Use of muzzleloaders, shotguns, or rifles for hunting deer during the applicable Deer
53 With Visible Antlers Season is prohibited.
- 54 (D) Tree stands shall not be left overnight and no screws, nails, or other objects penetrating
55 the bark shall be used to attach a tree stand or blind to a tree.

- 1 (E) Deer of either sex may be taken on all open days of the applicable deer with visible
2 antlers season.
- 3 (F) Hunting on posted waterfowl impoundments is by permit only.
- 4 (G) The use of firearms for hunting wild turkey is prohibited.
- 5 (44) Lantern Acres Game Land in Tyrrell and Washington counties
- 6 (A) Six Days per Week Area
- 7 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
8 Antlers Season.
- 9 (C) Wild turkey hunting is by permit only.
- 10 (D) The use of dogs for hunting deer on the Godley Tract is prohibited.
- 11 (E) Waterfowl hunting on posted waterfowl impoundments is by permit only.
- 12 (45) Lee Game Land in Lee County
- 13 (A) Six Days per Week Area
- 14 (B) Deer of either sex may be taken the first six open days and the last six open days of the
15 applicable Deer With Visible Antlers Season.
- 16 (C) Target shooting is prohibited.
- 17 (46) Light Ground Pocosin Game Land in Pamlico County
- 18 (A) Six Days per Week Area
- 19 (B) Deer of either sex may be taken all the open days of the applicable Deer with Visible
20 Antlers Season.
- 21 (47) Linwood Game Land in Davidson County
- 22 (A) Six Days per Week Area
- 23 (B) Deer of either sex may be taken on all of the open days of the applicable Deer With
24 Visible Antlers Season.
- 25 (48) Lower Fishing Creek Game Land in Edgecombe and Halifax counties
- 26 (A) Six Days per Week Area
- 27 (B) Deer of either sex may be taken the first six open days and the last six open days of the
28 applicable Deer With Visible Antlers Season.
- 29 (C) Horseback riding is prohibited.
- 30 (D) The use of dogs for hunting deer is prohibited.
- 31 (49) Mayo Game Land in Person County
- 32 (A) Six Days per Week Area
- 33 (B) Deer of either sex may be taken the first six open days and the last six open days of the
34 applicable Deer With Visible Antlers Season.
- 35 (C) Waterfowl shall be taken only on Tuesdays, Thursdays and Saturdays; Christmas and
36 New Year's Days, and on the opening and closing days of the applicable waterfowl
37 seasons.
- 38 (D) Target shooting is prohibited.
- 39 (50) Mitchell River Game Land in Surry County
- 40 (A) Three Days per Week Area
- 41 (B) Deer of either sex may be taken the last six days of the applicable Deer with Visible
42 Antlers Season.
- 43 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
44 all horseback riding is prohibited from September 1 through May 15.
- 45 (51) Nantahala Game Land in Cherokee, Clay, Graham, Jackson, Macon, Swain and Transylvania
46 counties
- 47 (A) Six Days per Week Area
- 48 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
49 Antlers Season in that portion located in Transylvania County.
- 50 (52) Needmore Game Land in Macon and Swain counties.
- 51 (A) Six Days per Week Area
- 52 (B) Horseback riding is prohibited except on designated trails May 16 through August 31 and
53 all horseback riding is prohibited from September 1 through May 15.
- 54 (C) On posted dove fields, dove hunting on the opening day of dove season is by permit only.
- 55 (53) Neuse River Game Land in Craven County
- 56 (A) Six Days per Week Area

- 1 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
2 Antlers Season.
- 3 (54) New Lake Game Land in Hyde and Tyrrell counties
4 (A) Six Days per Week Area
5 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
6 Antlers Season.
- 7 (55) Nicholson Creek Game Land in Hoke County
8 (A) Three Days per Week Area
9 (B) Deer of either sex may be taken with bow and arrow on open hunting days from the
10 Saturday on or nearest September 10 to the fourth Friday before Thanksgiving.
11 (C) Deer of either sex may be taken with muzzle-loading firearms on open hunting days
12 beginning the fourth Saturday before Thanksgiving through the Wednesday of the second
13 week thereafter.
14 (D) The Deer With Visible Antlers season consists of the open hunting days from the second
15 Saturday before Thanksgiving through the third Saturday after Thanksgiving.
16 (E) Deer of either sex may be taken the last open day of the applicable Deer With Visible
17 Antlers Season.
18 (F) The use of dogs for hunting deer is prohibited.
19 (G) Wild turkey hunting is by permit only.
20 (H) On Lake Upchurch, the following activities are prohibited:
21 (i) No person shall operate any vessel or vehicle powered by an internal
22 combustion engine; and
23 (ii) Swimming.
- 24 (56) North River Game Land in Camden and Currituck counties
25 (A) Six Days per Week Area
26 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
27 Antlers Season.
28 (C) The boundary of the Game Land shall extend five yards from the edge of the marsh or
29 shoreline.
30 (D) Hunting on the posted waterfowl impoundment is by permit only.
- 31 (57) Northwest River Marsh Game Land in Currituck County
32 (A) Six Days per Week Area
33 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
34 Antlers Season.
35 (C) The boundary of the Game Land shall extend five yards from the edge of the marsh or
36 shoreline.
- 37 (58) Pee Dee River Game Land in Anson, Montgomery, Richmond and Stanly counties
38 (A) Six Days per Week Area
39 (B) Deer of either sex may be taken the first six open days and the last six open days of the
40 applicable Deer With Visible Antlers Season.
41 (C) Use of centerfire rifles is prohibited in that portion in Anson and Richmond counties
42 North of US-74.
43 (D) Target shooting is prohibited.
- 44 (59) Perkins Game Land in Davie County
45 (A) Three Days per Week Area
46 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
47 Antlers Season.
48 (C) Horseback riding is prohibited from November 1 through January 1.
- 49 (60) Pisgah Game Land in Avery, Buncombe, Burke, Caldwell, Haywood, Henderson, Madison,
50 McDowell, Mitchell, Transylvania, Watauga and Yancey counties
51 (A) Six Days per Week Area
52 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
53 Antlers Season.
54 (C) Horseback riding is prohibited on the Black Bear (McDowell County), Linville River
55 (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).
- 56 (61) Pond Mountain Game Land in Ashe County

- 1 (A) Six Days per Week Area
2 (B) Deer of either sex may be taken the last six open days of the applicable Deer with Visible
3 Antlers Season.
4 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
5 all horseback riding is prohibited from September 1 through May 15.
6 (D) Deer and bear hunting is by permit only.
7 (62) Pungo River Game Land in Hyde County
8 (A) Six Days per Week Area
9 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
10 Antlers Season.
11 (63) Rhodes Pond Game Land in Cumberland and Harnett counties
12 (A) Hunting is by permit only.
13 (B) Swimming is prohibited on the area.
14 (64) Roanoke River Wetlands in Bertie, Halifax, Martin and Northampton counties
15 (A) Hunting is by Permit only.
16 (B) Vehicles are prohibited on roads or trails except those operated on Commission business
17 or by permit holders.
18 (C) Camping is restricted to September 1 through the last day of February ~~February 28~~ and
19 March 31 ~~April 7~~ through May 14 in areas both designated and posted as camping areas,
20 provided, however, that camping is allowed at any time within 100 yards of the Roanoke
21 River on the state-owned portion of the game land.
22 (65) Roanoke Island Marshes Game Land in Dare County-Hunting is by permit only.
23 (66) Robeson Game Land in Robeson County
24 (A) Three Days per Week Area
25 (B) Deer of either sex may be taken the first six open days and the last six open days of the
26 applicable Deer With Visible Antlers Season.
27 (67) Rockfish Creek Game Land in Hoke County
28 (A) Three Days per Week Area
29 (B) Deer of either sex may be taken with bow and arrow on open hunting days from the
30 Saturday on or nearest September 10 to the fourth Friday before Thanksgiving.
31 (C) Deer of either sex may be taken with muzzle-loading firearms on open hunting days
32 beginning the fourth Saturday before Thanksgiving through the Wednesday of the second
33 week thereafter.
34 (D) The Deer With Visible Antlers season consists of the open hunting days from the second
35 Saturday before Thanksgiving through the third Saturday after Thanksgiving.
36 (E) Deer of either sex may be taken the last open day of the applicable Deer With Visible
37 Antlers Season.
38 (F) The use of dogs for hunting deer is prohibited.
39 (G) Wild turkey hunting is by permit only.
40 (H) Taking fox squirrels is prohibited.
41 (68) Rocky Run Game Land in Onslow County: Hunting is by permit only.
42 (69) Sampson Game Land in Sampson County
43 (A) Three Days per Week Area
44 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
45 Antlers Season.
46 (70) Sandhills Game Land in Hoke, Moore, Richmond and Scotland counties
47 (A) Three Days per Week Area
48 (B) Hunting is prohibited on the J. Robert Gordon Field Trial Grounds from October 22
49 through March 31 except as follows:
50 (i) deer may be taken with archery equipment on all the open days of the bow-and-
51 arrow season through the fourth Friday before Thanksgiving; with legal
52 muzzleloading firearms and archery equipment all the open days of the
53 muzzeloader season through the second Saturday before Thanksgiving; and with
54 all legal weapons from the second Monday before Thanksgiving through the
55 Saturday following Thanksgiving.

- (ii) dove may be taken all open days from the opening day of the dove season through the third Saturday thereafter;
- (iii) opossum, raccoon and squirrel (gray & fox) may be taken all the open days from second Monday before Thanksgiving through the Saturday following Thanksgiving;
- (iv) rabbit may be taken all open days from the second Saturday preceding Thanksgiving through the Saturday following Thanksgiving;
- (v) waterfowl may be taken on open days during any waterfowl season, and
- (vi) wild animals and wild birds may be taken as part of a Disabled Sportsmen Program Permit Hunt.

~~(B)(C)~~ The Deer With Visible Antlers season for deer ~~is consists of~~ the open hunting days from the second Saturday before Thanksgiving through the third Saturday after Thanksgiving except on the J. Robert Gordon Field Trial Grounds field trial grounds where the gun season is open days from the second Monday before Thanksgiving through the Saturday following Thanksgiving.

~~(D)~~ The bow-and-arrow season is all open days from the Saturday on or nearest to Sept. 10 to the fourth Friday before Thanksgiving and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving through Jan. 1. Deer may be taken with archery equipment bow and arrow on all open hunting days during the bow and arrow season, the Deer with Visible antlers season, and the muzzleloader season as stated in this sub-paragraph, and from the third Monday after Thanksgiving through January 1, except on the field trial grounds.

~~(E)~~ Muzzleloader season is all the open days from the fourth Saturday preceding Thanksgiving through the Wednesday of the second week thereafter and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving through January 1. Deer may be taken with muzzle-loading firearms on all open hunting days during the muzzleloader season and beginning the fourth Saturday before Thanksgiving through the Wednesday of the second week thereafter, during the Deer With Visible Antlers season, season, and from the third Monday after Thanksgiving through January 1, except on the field trial grounds.

~~(C)(F)~~ Either-sex deer hunting during the Deer With Visible Antlers Season is by permit only. Except for the deer, opossum, rabbit, raccoon and squirrel seasons indicated for the field trial grounds in this Rule and Disabled Sportsman Program hunts, the field trial grounds are closed to all hunting during the period October 22 to March 31.

~~(D)(G)~~ In addition to the regular hunting days, waterfowl may be taken on the opening and closing days of the applicable waterfowl seasons.

~~(E)(H)~~ Wild turkey hunting is by permit only.

~~(F)~~ Dove hunting on the field trial grounds is prohibited from the third Sunday in September through the remainder of the hunting season.

~~(G)~~ Opossum, raccoon and squirrel (fox and gray) hunting on the field trial grounds is allowed on open days from the second Monday before Thanksgiving through the Saturday following Thanksgiving and rabbit season on the field trial grounds is from the Saturday preceding Thanksgiving through the Saturday following Thanksgiving.

~~(H)(I)~~ The following areas are permit-only for all quail and woodcock hunting and dog training on birds:

- (i) In Richmond County: that part east of US 1;
- (ii) In Scotland County: that part west of SR 1328 and north of Gardner Farm Lane and that part east of SR 1328 and north of Scotland Lake Lane.

~~(I)(J)~~ Horseback riding on field trial grounds from October 22 through March 31 is prohibited unless riding in authorized field trials.

~~(J)(K)~~ Camping and the presence of campers and tents in designated Hunter Camping Areas are limited to September 1 through the last day of February and March 31 April 7 through May 14.

(71) Sandy Creek Game Land in Nash and Franklin Counties

(A) Six Days per Week Area

- 1 (B) Deer of either sex may be taken the first six open days and the last six open days of the
2 applicable Deer With Visible Antlers Season.
- 3 (C) Horseback riding is prohibited.
- 4 (D) The use of dogs for hunting deer is prohibited.
- 5 (72) Sandy Mush Game Land in Buncombe and Madison counties.
- 6 (A) Three Days per Week Area
- 7 (B) Deer of either sex may be taken the last open day of the applicable Deer with Visible
8 Antlers season.
- 9 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
10 all horseback riding is prohibited from September 1 through May 15.
- 11 (D) Dogs shall only be trained on Mondays, Wednesdays and Saturdays and only as allowed
12 in 15A NCAC 10D .0102(e).
- 13 (E) Dove hunting is by permit only from the opening day through the second Saturday of
14 dove season.
- 15 (73) Second Creek Game Land in Rowan County- hunting is by permit only.
- 16 (74) Shocco Creek Game Land in Franklin, Halifax, Nash and Warren counties
- 17 (A) Six Days per Week Area
- 18 (B) Deer of either sex may be taken the first six open days and the last six open days of the
19 applicable Deer With Visible Antlers Season.
- 20 (C) Horseback riding is prohibited.
- 21 (75) South Mountains Game Land in Burke, Cleveland, McDowell and Rutherford counties
- 22 (A) Six Days per Week Area
- 23 (B) The Deer With Visible Antlers season for deer consists of the open hunting days from the
24 Monday before Thanksgiving through the third Saturday after Thanksgiving. Deer may
25 be taken with bow and arrow on open days beginning the Monday on or nearest
26 September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to
27 the Saturday before Thanksgiving and during the Deer With Visible Antlers season. Deer
28 may be taken with muzzle-loading firearms on open days beginning the Monday on or
29 nearest October 1 through the Saturday of the second week thereafter, and during the
30 Deer With Visible Antlers season.
- 31 (C) Deer of either sex may be taken the last open day of the applicable Deer With Visible
32 Antlers Season.
- 33 (D) Horseback riding is prohibited except on designated trails May 16 through August 31 and
34 all horseback riding is prohibited from September 1 through May 15.
- 35 (E) That part of South Mountains Game Land in Cleveland, McDowell, and Rutherford
36 counties is closed to all grouse, quail and woodcock hunting and all bird dog training.
- 37 (76) Stones Creek Game Land in Onslow County
- 38 (A) Six-Day per Week Area.
- 39 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
40 Antlers Season.
- 41 (C) Swimming in all lakes is prohibited.
- 42 (D) Waterfowl on posted waterfowl impoundments may be taken only on the following days:
- 43 (i) the opening and closing days of the applicable waterfowl seasons;
- 44 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and
- 45 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 46 (77) Suggs Mill Pond Game Land in Bladen and Cumberland counties
- 47 (A) Hunting and trapping is by Permit only.
- 48 (B) Camping is restricted to September 1 through ~~the last day of February~~ February 28 and
49 ~~March 31~~ April 7 through May 14 in areas both designated and posted as camping areas.
- 50 (C) Entry is prohibited on scheduled hunt or trapping days except for:
- 51 (i) hunters or trappers holding special hunt or trapping permits; and
- 52 (ii) persons using Campground Road to access Suggs Mill Pond Lake at the dam.
- 53 (78) Sutton Lake Game Land in New Hanover and Brunswick counties
- 54 (A) Six Days per Week Area
- 55 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
56 Visible Antlers Season.

- 1 (C) Target shooting is prohibited.
- 2 (79) Tar River Game Land in Edgecombe County – hunting is by permit only.
- 3 (80) Three Top Mountain Game Land in Ashe County
- 4 (A) Six Days per Week Area
- 5 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
- 6 Visible Antlers Season.
- 7 (C) Horseback riding is prohibited.
- 8 (81) Thurmond Chatham Game Land in Alleghany and Wilkes counties
- 9 (A) Six Days per Week Area
- 10 (B) Deer of either sex may be taken the first six open days and the last six open days of the
- 11 applicable Deer With Visible Antlers Season.
- 12 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
- 13 all horseback riding is prohibited from September 1 through May 15. Participants must
- 14 obtain a game lands license prior to horseback riding on this area.
- 15 (D) The maximum period of consecutive overnight camping at any designated campground is
- 16 14 days within any 30 day period from May 1 through August 31. After 14 consecutive
- 17 days of camping all personal belongings must be removed from the game land.
- 18 (82) Tillery game Land in Halifax County
- 19 (A) Six Days per Week Area
- 20 (B) Deer of either sex may be taken the first six open days and the last six open days of the
- 21 applicable Deer With Visible Antlers Season.
- 22 (C) Horseback riding is prohibited.
- 23 (D) The use of dogs for hunting deer is prohibited.
- 24 (E) Wild turkey hunting is by permit only.
- 25 (83) Toxaway Game Land in Jackson and Transylvania counties
- 26 (A) Six Days per Week Area
- 27 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
- 28 Antlers Season.
- 29 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
- 30 all horseback riding is prohibited from September 1 through May 15.
- 31 (84) Uwharrie Game Land in Davidson, Montgomery and Randolph counties
- 32 (A) Six Days per Week Area
- 33 (B) Deer of either sex may be taken the first six open days and the last open six days of the
- 34 applicable Deer With Visible Antlers Season.
- 35 (85) Vance Game Land in Vance County
- 36 (A) Six Days per Week Area
- 37 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 38 Antlers Season.
- 39 (C) The use of dogs, centerfire rifles and handguns for hunting deer is prohibited on the
- 40 Nutbush Peninsula tract.
- 41 (86) Van Swamp Game Land in Beaufort and Washington counties
- 42 (A) Six Days per Week Area
- 43 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 44 Antlers Season.
- 45 (C) Bear may only be taken the first three hunting days during the November Bear Season
- 46 and the first three hunting days during the second week of the December Bear Season.
- 47 (87) White Oak River Game Land in Onslow County
- 48 (A) Three Days per Week Area
- 49 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 50 Antlers Season.
- 51 (C) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl
- 52 impoundments shall be taken only on the following days:
- 53 (i) the opening and closing days of the applicable waterfowl seasons;
- 54 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and
- 55 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.

- 1 (D) Beginning on the first open waterfowl season day in October and through the end of the
2 waterfowl season, a permit is required for hunting posted waterfowl impoundments.
3 (E) The Huggins Tract and Morton Tracts have the following restrictions:
4 (i) Access on Hargett Avenue and Sloan Farm Road requires a valid Hunting
5 Opportunity Permit;
6 (ii) Hunting is by permit only; and
7 (iii) The use of dogs for hunting deer is prohibited.
8 (F) Wild turkey hunting is by permit only.
9 (88) Whitehall Plantation Game Land in Bladen County
10 (A) Hunting and trapping is by permit only.
11 (B) Camping is restricted to September 1 through the last day of February and March 31
12 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.
13 (i) On permitted type hunts deer of either sex may be taken on the hunt dates indicated on the permit. Completed
14 applications must be received by the Commission not later than the first day of September next preceding the dates
15 of hunt. Permits shall be issued by random computer selection, shall be mailed to the permittees prior to the hunt,
16 and are nontransferable. A hunter making a kill must validate the kill and report the kill to a wildlife cooperator
17 agent or by phone.
18 (j) The following game lands and refuges are closed to all hunting except to those individuals who have obtained a
19 valid and current permit from the Wildlife Resources Commission:
20 (1) Bertie, Halifax and Martin counties—Roanoke River Wetlands,
21 (2) Bertie County—Roanoke River National Wildlife Refuge,
22 (3) Bladen County—Suggs Mill Pond Game Lands,
23 (4) Burke County—John's River Waterfowl Refuge,
24 (5) Dare County—Dare Game Lands (Those parts of bombing range posted against hunting),
25 (6) Dare County—Roanoke Sound Marshes Game Lands, and
26 (7) Henderson and Transylvania counties—Dupont State Forest Game Lands.
27 (k) Access to Hunting Creek Swamp Waterfowl Refuge in Davie County requires written permission from the
28 Commission. Written permission will be granted only when entry onto the Waterfowl Refuge will not compromise
29 the primary purpose for establishing the Waterfowl Refuge and the person requesting entry can demonstrate a valid
30 need or the person is a contractor or agent of the Commission conducting official business. "Valid need" includes
31 issues of access to private property, scientific investigations, surveys, or other access to conduct activities in the
32 public interest.
33 (l) Free-ranging swine may be taken by licensed hunters during the open season for any game animal using any
34 legal manner of take allowed during those seasons. Dogs may not be used to hunt free-ranging swine except on
35 game lands which allow the use of dogs for hunting deer or bear and during the applicable deer or bear season.
36 (m) Youth Waterfowl Day. On the day declared by the Commission to be Youth Waterfowl Day, youths may hunt
37 on any game land and on any impoundment without a special hunt permit, including permit-only areas, except where
38 prohibited in Paragraph (h) of this Rule.
39 (n) Permit Hunt Opportunities for Disabled Sportsmen. The Commission may designate special hunts for
40 participants of the disabled sportsman program by permit. The Commission may schedule these permit hunts during
41 the closed season. Hunt dates and species to be taken shall be identified on each permit. If the hunt has a limited
42 weapon choice, the allowed weapons shall be stated on each permit.
43 ~~(o)~~As used in this Rule, horseback riding includes all equine species.
44 (p) When waterfowl hunting is specifically permitted in this Rule on Christmas and New Years' Day and those days
45 fall on Sundays, the open waterfowl hunting day shall be the following day.

46
47 *History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;
48 Eff. February 1, 1976;
49 Temporary Amendment Eff. October 3, 1991;
50 Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; September 1, 1995; July 1, 1995;
51 September 1, 1994; July 1, 1994;
52 Temporary Amendment Eff. October 1, 1999; July 1, 1999;
53 Amended Eff. July 1, 2000;
54 Temporary Amendment Eff. July 1, 2002; July 1, 2001;
55 Amended Eff. August 1, 2002 (approved by RRC on 06/21/01 and 04/18/02);
56 Temporary Amendment Eff. June 1, 2003;

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*Amended Eff. June 1, 2004 (this replaces the amendment approved by RRC on July 17, 2003);
Amended Eff. August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May 1,
2007; October 1, 2006; August 1, 2006; May 1, 2006; February 1, 2006; June 1, 2005; October 1,
2004.
Amended Eff. January 1, 2013*

1 **15A NCAC 10J .0102 GENERAL REGULATIONS REGARDING USE OF CONSERVATION AREAS**

2 (a) Trespass. Entry on areas posted as Wildlife Conservation Areas for purposes other than wildlife observation,
3 hunting, trapping or fishing shall be as authorized by the landowner. On those areas designated and posted as
4 Colonial Waterbird Nesting Areas, entry is prohibited during the period of April 1 through August 31 of each year,
5 except by written permission of the landowner. Entry into Colonial Waterbird Nesting Areas during the period of
6 September 1 through March 31 is as authorized by the landowner.

7 (b) Littering. No person shall deposit any litter, trash, garbage, or other refuse at any place on any wildlife
8 conservation area except in receptacles provided for disposal of such refuse. No garbage dumps or sanitary landfills
9 shall be established on any wildlife conservation area by any person, firm, corporation, county or municipality,
10 except as permitted by the landowner.

11 (c) Use and possession of weapons. No person shall discharge:

- 12 (1) any firearm for purposes other than hunting, trapping, or self-defense, except on designated
13 shooting areas;
14 (2) any weapon from a vehicle;
15 (3) any weapon within 200 yards of any building or designated camping areas;
16 (4) any weapons within, into, or across a posted "safety zone;" and
17 (5) a firearm within, into, or across a posted "restricted zone."

18 ~~Possession of Hunting Devices Firearms and archery equipment may only be possessed on a designated wildlife~~
19 ~~conservation area during the open hunting seasons or hunting days for game birds or game animals thereon except~~
20 ~~firearms and archery equipment may also be possessed under the following conditions:~~

- 21 (1) ~~the device is cased or not immediately available for use,~~
22 (2) ~~the device may be possessed in designated camping areas for defense of persons and property,~~
23 (3) ~~the device is a .22 caliber pistol with a barrel not greater than seven and one half inches in length~~
24 ~~and shooting only short, long, or long rifle ammunition carried as a side arm on designated~~
25 ~~wildlife conservation areas at any time other than by deer hunters during the special bow and~~
26 ~~arrow and muzzle loading firearms deer hunting season, except under conditions authorized in~~
27 ~~G.S. 113-291.1(k), or~~
28 (4) ~~the device is a handgun carried by an individual with a valid concealed handgun permit. The~~
29 ~~individual carrying a handgun must adhere to the requirements set forth in G.S. 14-415.11, even if~~
30 ~~the state issuing the concealed handgun permit is not North Carolina.~~

31 ~~This Rule does not prevent possession or use of bow and arrow as a licensed special fishing device in those waters~~
32 ~~where such use is authorized. During the closed firearms seasons on big game (deer, bear, wild turkey), no person~~
33 ~~shall possess a shotgun shell larger than No. 4 shot or any rifle or pistol larger than a .22 caliber rimfire while on a~~
34 ~~designated wildlife conservation area except that shotgun shells containing any size steel or non-toxic shot may be~~
35 ~~used while waterfowl hunting. No person shall hunt with or have in possession any shotgun shell containing lead or~~
36 ~~toxic shot while hunting waterfowl on any area designated as a wildlife conservation area, except shotgun shells~~
37 ~~containing lead buckshot may be used while deer hunting. Every individual carrying a concealed handgun must~~
38 ~~adhere to the requirements set forth in G.S. 14-415.11, even if the state issuing the concealed handgun permit is not~~
39 ~~North Carolina.~~

40 (d) License Requirements:

- 41 (1) Hunting and Trapping:
42 (A) Requirement. Except as provided in Part (d)(1)(B) of this Rule, any person entering upon
43 any designated wildlife conservation area for the purpose of hunting or trapping shall
44 have in his possession a game lands use license in addition to the appropriate hunting or
45 trapping licenses.
46 (B) Exception. A person under 16 years of age may hunt on designated wildlife conservation
47 areas on the license of his parent or legal guardian.
48 (2) Trout Fishing. Any person 16 years of age or over, including an individual fishing with natural
49 bait in the county of his residence, entering a designated wildlife conservation area for the purpose
50 of fishing in designated public mountain trout waters located thereon must have in his possession a
51 regular fishing license and special trout license. The resident and nonresident sportsman's licenses
52 and short-term comprehensive fishing licenses include trout fishing privileges on designated
53 wildlife conservation areas.

54 (e) Training Dogs. Dogs shall not be trained on designated wildlife conservation areas except during open hunting
55 seasons for game animals or game birds thereon. Dogs are not allowed to enter any wildlife conservation area
56 designated and posted as a colonial waterbird nesting area during the period of April 1 through August 31.

1 (f) Trapping. Subject to the restrictions contained in 15A NCAC 10B .0110, .0302, and .0303, trapping of fur-
2 bearing animals is permitted on any area designated and posted as a wildlife conservation area during the applicable
3 open seasons, except that trapping is prohibited:

4 (1) on the Nona Pitt Hinson Cohen Wildlife Conservation Area in Richmond County; and

5 (2) in posted "safety zones" located on any Wildlife Conservation Area.

6 ~~(g) Use of Weapons. No person shall hunt or discharge a firearm or bow and arrow from a vehicle, or within 200~~
7 ~~yards of any building or designated camping areas, or within, into, or across a posted "safety zone" on any~~
8 ~~designated wildlife conservation area. No person shall hunt with or discharge a firearm within, into, or across a~~
9 ~~posted "restricted zone" on any designated wildlife conservation area.~~

10 ~~(h) (g) Vehicular Traffic. No person shall drive a motorized vehicle on a road, trail or area posted against vehicular~~
11 ~~traffic or other than on roads maintained for vehicular use on any designated wildlife conservation area.~~

12 ~~(i) (h) Camping. No person shall camp on any designated wildlife conservation area except on an area designated~~
13 ~~by the landowner for camping. On the coastal islands designated wildlife conservation areas, camping is allowed~~
14 ~~except on those areas designated and posted as Colonial Waterbird Nesting Areas.~~

15 ~~(j) (i) Swimming. No person shall swim in the waters located on designated wildlife conservation areas, except that~~
16 ~~a person may swim in waters adjacent to coastal island wildlife conservation areas.~~

17 ~~(k) (j) Motorboats. No person shall operate any vessel powered by an internal combustion engine on the waters~~
18 ~~located on designated wildlife conservation areas.~~

19 ~~(l) (k) Non-Highway Licensed Vehicles. It is unlawful to operate motorized land vehicles not licensed for highway~~
20 ~~use on Wildlife Conservation Areas. Persons who have obtained a permit issued pursuant to G.S. 113-297 are~~
21 ~~exempt from this Rule but shall comply with permit conditions.~~

22 ~~(m) (l) It is unlawful to possess or consume any type of alcoholic beverage on public use areas of the Nona Pitt~~
23 ~~Hinson Cohen Wildlife Conservation Area.~~

24 ~~(n) (m) It is unlawful to release animals or birds; domesticated animals, except hunting dogs and raptors where~~
25 ~~otherwise permitted for hunting or training purposes; and feral animals on conservation areas without prior written~~
26 ~~authorization of the Wildlife Resources Commission.~~

27 ~~(o) (n) Possession and removal. No living or dead nongame wildlife, fungi, invertebrates, eggs, nests, animal parts,~~
28 ~~plants, plant materials, or other materials may be possessed on or removed from conservation areas without written~~
29 ~~permission from the Commission. For purposes of this Rule, "other materials" includes: all metals, minerals, rocks,~~
30 ~~soil, organic debris, buildings, fences, historic artifacts and water.~~

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32 *History Note: Authority G.S. 113-134; 113-264; 113-270.3; 113-291.2; 113-291.5; 113-305; 113-306; 113-296;*
33 *113-297;*

34 *Eff. February 1, 1990;*

35 *Amended Eff. January 1, 2012; August 1, 2010; May 1, 2007; May 1, 2006; June 1, 2005.*

36 *Amended Eff. January 1, 2013*

1 **15A NCAC 10B .0106 WILDLIFE TAKEN FOR DEPREDATIONS OR ACCIDENTALLY**

2 (a) ~~Depredation Permit:~~ Depredation permits allow the take of undesirable or excess wildlife resources as described
3 in subparagraphs 1 and 2 of this paragraph. Only employees of the Wildlife Resources Commission and Wildlife
4 Damage Control Agents may issue depredation permits. Each permit must be written on a form supplied by the
5 Commission. No permit is needed for the owner or lessee of a property to take wildlife while committing
6 depredations on the property, however the manner of taking, disposition of dead wildlife and reporting requirements
7 as described in this Rule still apply.

8 ~~(1) — Endangered or Threatened Species.~~

9 No permit shall be issued to take any endangered or threatened species of wildlife listed under ~~15A NCAC 10I~~ 15A
10 NCAC 10I, except alligators, by reason of depredations to property. Only the Executive Director may issue
11 depredation permits for Special Concern species listed in 15A NCAC 10I .0103 and for alligators. An individual
12 may take an endangered or threatened species in immediate defense of his own life or of the lives of others without a
13 permit. Any endangered or threatened species which may constitute a demonstrable but non-immediate threat to
14 human safety shall be reported to a federal or state wildlife enforcement officer, who, upon verification of the report,
15 may take or remove the specimen as provided by 15A NCAC 10I .0102. Depredation permits for other species shall
16 be issued under the following conditions:

17 ~~(2) — Other Wildlife Species. Except as provided in Subparagraph (1) of this Paragraph, the Executive~~
18 ~~Director or an agent of the Wildlife Resources Commission may, upon application of a landholder~~
19 ~~and after such investigation of the circumstances as he may require, issue a permit to such~~
20 ~~landholder to take any species of~~

21 (1) for taking wildlife which is or has been damaging or destroying his property provided there is
22 evidence of property damage, damage in excess of fifty dollars (\$50.00). No permit may be issued
23 for the taking of any migratory birds and other federally protected animals unless a corresponding
24 valid U.S. Fish and Wildlife Service depredation permit, if required, has been issued. The permit
25 shall name the species allowed to be taken and and, in the discretion of the Executive Director or
26 an agent, may contain limitations as to age, sex or any other condition within the species so
27 named. The permit must be issued to a landholder or an authorized representative of a unit of
28 local government for depredations on public property. The permit may be used only by the
29 landholder or another person individuals named on the permit.

30 ~~(3)(2) Special Circumstances. In addition to the circumstances described in Subparagraph (2) of this~~
31 ~~Paragraph, the Executive Director or his designee may issue a permit to a person or persons for the~~
32 ~~taking of wildlife resources in circumstances of overabundance or when the wildlife resources~~
33 ~~present a danger to human safety. Cities as defined in G.S. 160A-1(2) Municipalities seeking such~~
34 ~~a depredation permit must apply to the Executive Director using a form supplied by the~~
35 ~~Commission which will request the following information:~~

- 36 (A) the name and location of the ~~city; municipality;~~
- 37 (B) the acreage of the affected property;
- 38 (C) a map of the affected property;
- 39 (D) the signature of an authorized ~~city municipality~~ representative;
- 40 (E) the nature of the overabundance or the threat to public ~~safety; safety~~ and
- 41 (F) ~~any a description of~~ previous actions taken by the ~~city municipality~~ to ameliorate the
42 ~~problem. problem; and~~
- 43 ~~(F) — in the case of deer overabundance or a threat to public safety from deer, the years in~~
44 ~~which the municipality participated in the Urban Archery Season. If the municipality has~~
45 ~~not participated in the Urban Archery Season, the municipality must explain why.~~

46 ~~(b)(4) — Wildlife Damage Control Agents:~~ Upon completion of a training course designed for the purpose of
47 reviewing and updating information on wildlife laws and safe, humane wildlife handling techniques and
48 demonstration of a knowledge of wildlife laws and safe, humane wildlife handling techniques, an
49 individual with no record of wildlife law violations may apply to the Wildlife Resources Commission
50 (Commission) to become a Wildlife Damage Control Agent (WDCA). Those persons who demonstrate
51 knowledge of wildlife laws and safe, humane wildlife handling techniques by a passing score of at least 85
52 percent on a written examination provided by a representative of the Wildlife Resources Commission in
53 cooperation with the training course provider shall be approved. Those persons failing to obtain a passing
54 score shall be given one chance for re-testing without re-taking the course. Those persons approved as
55 agents by the Commission may then issue depredation permits for depredation as defined in subparagraph
56 (a)(1) of this Rule to landholders and be listed as a second party to provide the control service. WDCAs

1 may not issue depredation permits for big game animals, bats, or species listed as endangered, threatened or
2 special concern under 15A NCAC 10I .0103, .0104 and .0105 of this Chapter. WDCA's must report to the
3 Wildlife Resources Commission the number and disposition of animals taken, by county, annually. Records
4 must be available for inspection by a Wildlife Enforcement officer at any time during normal business
5 hours. Wildlife Damage Control Agent status shall be revoked at any time by the Executive Director when
6 there is evidence of violations of wildlife laws, failure to report, or inhumane treatment of animals by the
7 WDCA. A WDCA may not charge for the permit, but may charge for his or her investigations and control
8 services. In order to maintain a knowledge of current laws, rules, and techniques, each WDCA must renew
9 his or her agent status every three years by showing proof of having attended at least one training course
10 provided for the purpose of reviewing and updating information on wildlife laws and safe, humane wildlife
11 handling techniques within the previous 12 months.

12 ~~(b)(c)~~ Term of Permit. Each depredation permit issued by the Executive Director or an agent shall have entered
13 ~~thereon a date or time of~~ an expiration after which date or time after which the depredation permit is no longer
14 valid. The depredation permit authorizes possession of any wildlife resources taken under the permit and must be
15 retained as long as the wildlife resource is in the permittee's possession. All individuals taking wildlife resources
16 under the authority of a depredation permit are obligated to the conditions written on the permit and the
17 requirements specified in this Rule. ~~the same is invalid for any purpose, except as evidence of lawful possession of~~
18 any wildlife that may be retained thereunder.

19 ~~(c)~~ (d) Manner of Taking:

- 20 (1) Taking Without a Permit. Wildlife taken without a permit while committing depredations to
21 property may, during the open season on the species, be taken by the landholder by any lawful
22 method. During the closed season such depredating wildlife may be taken without a permit only
23 by the use of ~~firearms.~~ firearms or archery equipment as defined in 15A NCAC 10B .0116.
24 Landholders may use artificial lights to take depredating wildlife.
- 25 (2) Taking With a Permit. Wildlife taken under a depredation permit may be taken only by the
26 method or methods authorized by the permit. When trapping is authorized, in order to limit the
27 taking to the intended purpose, the permit may specify a reasonable distance from the property
28 sought to be protected, according to the particular circumstances, within which the traps must be
29 set. The Executive Director or agent may also state in a permit authorizing trapping whether or
30 not bait may be used and the type of bait, if any, that is authorized. In addition to any trapping
31 restrictions that may be contained in the permit the method of trapping must be in accordance with
32 the requirements and restrictions imposed by G.S. 113-291.6 and other local laws passed by the
33 General Assembly. No depredation permit shall authorize the use of poisons or pesticides in
34 taking wildlife except in accordance with the provisions of the North Carolina Pesticide Law of
35 1971, the Structural Pest Control Act of 1955, and G.S. 113, Article 22A. No depredation permit
36 shall authorize the taking of wildlife by any method by any landholder upon the lands of another.
- 37 (3) Intentional Wounding. It is unlawful for any landholder, with or without a depredation permit,
38 intentionally to wound a wild animal in a manner so as not to cause its immediate death as
39 suddenly and humanely as the circumstances permit.

40 ~~(d)~~ (e) Disposition of Wildlife Taken:

- 41 (1) Generally. Except as provided by the succeeding Subparagraphs of this Paragraph, any wildlife
42 killed ~~accidentally or~~ without a permit while committing depredations shall be buried or otherwise
43 disposed of in a safe and sanitary manner on the property. Wildlife killed under a depredation
44 permit may be transported to an alternate disposal site if desired. Anyone in possession of
45 carcasses of animals being transported under a depredation permit must have the depredation
46 permit in their possession. Except as provided by the succeeding Subparagraphs of (d)(2) through
47 ~~(5) (6)~~ of this Rule, all wildlife killed under a depredation permit must be buried or otherwise
48 disposed of ~~in a safe and sanitary manner.~~ as stated on the permit.
- 49 (2) ~~Deer.~~ Deer and feral swine. The edible portions of feral swine and of up to five deer may be
50 retained by the landholder for consumption but must not be transported from the property where
51 the depredations took place without a valid depredation permit. The landholder may give a second
52 party the edible portions of the feral swine and deer taken under the depredation permit. The
53 receiver of the edible portions must hold a copy of the depredation permit. The nonedible portions
54 of any deer ~~the~~ carcass, including head, hide, feet, and antlers, shall be disposed of as specified in
55 Subparagraph (1) of this Paragraph or turned over to a wildlife enforcement officer for disposition.
56 ~~When a deer is accidentally killed on a road or highway by reason of collision with a motor~~

1 vehicle, the law enforcement officer who investigates the accident shall, upon request of the
2 operator of the vehicle, provide such operator a written permit authorizing him to possess and
3 transport the carcass of such deer for his personal and lawful use, including delivery of such
4 carcass to a second person for his private use or the use by a charitable organization upon
5 endorsement of such permit to such person or organization by name and when no money or other
6 consideration of value is received for such delivery or endorsement.

7 (3) Fox. Any fox killed accidentally shall be disposed of in the manner provided by Subparagraph (1)
8 or (6) of this Paragraph. Any fox killed under a depredation permit may be disposed of in the
9 same manner as described in Subparagraph (d)(1) of this Rule or, upon compliance with the fur
10 tagging requirements of 15A NCAC 10B .0400, the carcass or pelt thereof may be sold to a
11 licensed fur dealer.

12 (4) Furbearing Animals. The carcass or pelt of any furbearing animal killed during the open season
13 for taking such furbearing animal either accidentally or for control of depredations to property,
14 whether with or without a permit, may be sold to a licensed fur dealer provided that the person
15 offering such carcass or pelt for sale has a valid hunting or trapping license, provided further that,
16 bobcats and otters may only be sold upon compliance with any required fur tagging requirement
17 set forth in 15A NCAC 10B .0400.

18 (5) Animals Taken Alive. Wild animals in the order Carnivora, armadillos, groundhogs, nutria, and
19 beaver Carnivora and beaver shall be humanely euthanized either at the site of capture or at a
20 facility designed to humanely handle the euthanasia or released on the property where captured.
21 Feral swine must be euthanized while still in the trap in accordance with G.S. 113-291.12. For all
22 other animals taken alive, the animal must be euthanized or else released on property with
23 permission of the landowner. When the relocation site is public property, written permission must
24 be obtained from an appropriate local, state or federal official before any animal may be released.
25 Animals transported or held for euthanasia must be euthanized within 12 hours of capture. Anyone
26 in possession of live animals being transported for relocation or euthanasia under a depredation
27 permit must have the depredation permit in his or her possession.

28 (6) ~~A person killing a wild bird or wild animal accidentally with a motor vehicle or finding a dead
29 wild bird or wild animal which was killed accidentally may possess that wild bird or wild animal
30 for a period not to exceed 10 days for the purpose of delivering it to a taxidermist for preparation.
31 The taxidermist may accept the wild bird or wild animal after satisfying himself that the animal
32 was killed accidentally. The taxidermist shall certify and record the circumstances of acquisition
33 as determined by the injuries to the animal. Licensed taxidermists shall keep accurate records of
34 each wildlife specimen received pursuant to the rule as required by 15A NCAC 10H .1003 of this
35 Chapter. Upon delivery of the finished taxidermy product to the person presenting the animal, the
36 taxidermist shall give the person a receipt indicating the sex and species, date of delivery,
37 circumstances of initial acquisition and the name, address, and signature of the taxidermist. The
38 receipt shall be permanently affixed to the back or bottom of the finished product and shall be
39 retained by the person for as long as the mounted specimen is kept. Mounted specimens possessed
40 pursuant to this Rule may not be sold and, if such specimens are transferred by gift or inheritance,
41 the new owner must retain the permit to document the legality of possession. This provision does
42 not allow possession of accidentally killed raptors; nongame migratory birds; species listed as
43 endangered, threatened, or of special concern under 15A NCAC 10I .0103, .0104, and .0105 of
44 this Chapter; black bear or wild turkey.~~

45 (7) ~~Edible portions of feral swine taken under depredation permit may be retained by the landowner
46 for consumption or, if stipulated on the permit, donated to a charitable food organization.~~

47 (e)(f) Reporting Requirements. Any landholder who kills a an alligator, deer, Canada goose, bear or wild turkey
48 under a valid depredation permit shall report such kill on the form provided with the permit and mail the form upon
49 the expiration date to the Wildlife Resources Commission. The killing and method of disposition of every alligator
50 and bear taken game animal and game bird, every furbearing animal, and every nongame animal or nongame bird
51 for which there is no open season, when killed for committing depredations to property, without a permit, shall be
52 reported to the Wildlife Resources Commission within 24 hours following the time of such killing. killing, except
53 that when the carcass or pelt of a fox, killed under a depredation permit, or of a furbearing animal, killed with or
54 without a permit, is lawfully sold to a licensed fur dealer in this State the fur dealer is required to report the source of
55 acquisition and no report is required of the seller.

1 *History Note:* *Authority G.S. 113-134; 113-273; 113-274; 113-291.4; 113-291.6; 113-300.1; 113-300.2; 113-*
2 *307; 113-331; 113-333; 113-334(a); 113-337;*
3 *Eff. February 1, 1976;*
4 *Amended Eff. August 1 2010; July 1, 2010; May 1, 2008; August 1, 2002; July 1, 1997; July 1,*
5 *1995; January 1, 1995; January 1, 1992; August 1, 1990.*
6 *Amended Eff. January 1, 2013*

1 **15A NCAC 10B .0127 POSSESSION OF WILDLIFE KILLED ACCIDENTALLY OR FOUND DEAD**

2 For wildlife killed accidentally or found dead of natural causes the following applies:

- 3 (1) When a deer is accidentally killed on a road or highway by reason of collision with a motor
4 vehicle, the law enforcement officer who investigates the accident shall, upon request, authorize
5 possession and transport of the carcass of such deer for personal and lawful use, including delivery
6 of such carcass to a second person for his private use or the use by a charitable organization .
7 Commission employees may authorize possession of any deer or turkey found dead of natural
8 causes or as the result of a vehicle collision.
- 9 (2) Black bears may not be possessed. Species listed as endangered, threatened, or of special concern
10 under 15A NCAC 10I .0103, .0104, and .0105 of this Chapter may be possessed with written
11 permission. Raptors and nongame migratory birds may be possessed under federal permits.
- 12 (3) For all other wildlife possession shall be legal. The sale of any wildlife or wildlife parts found
13 dead is prohibited, except licensed trappers and hunters may sell the carcasses or pelt of any
14 beaver, coyote, groundhog, mink, muskrat, nutria, opossum, otter, raccoon, skunk, weasel or
15 bobcat to a licensed fur dealer if the dead furbearing animal was found during the open season for
16 that species. Licensed trappers and hunters may also sell the carcasses or pelt of any fox to a
17 licensed fur dealer if the dead fox was found during an open fox season and the county in which
18 the fox was found allows for the sale of fox carcasses and pelts. All tagging requirements set forth
19 in 15A NCAC 10B .0400 apply.

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21 History Note: Authority G.S. 113-134; 113-274; 113-291.3, 113-291.4; 113-331; 113-333; 113-337;
22 Eff. January 1, 2013

1 **15A NCAC 10B .0101 IMPORTATION OF WILD ANIMALS AND BIRDS**

2 (a) The following definitions apply to this rule:

3 (1) “Category 1 cervid” means any white-tailed deer, white-tailed deer hybrid, Sika deer, red deer,
4 elk, elk hybrid, moose or any other species of cervid in which the scientific community has
5 documented Chronic Wasting Disease (CWD).

6 (2) “Category 2 cervid” means any species of cervid in which the scientific community has not
7 documented CWD.

8 ~~(a)~~(b) Before any live wild bird or wild animal is imported into North Carolina for any purpose, a permit shall be
9 obtained from the Executive Director of the North Carolina Wildlife Resources Commission authorizing the
10 importation, using application forms provided by the Commission. Only captive cervid licensees with Certified
11 Herds as defined in 15A NCAC 10H .0304 may obtain permits to import cervids.

12 ~~(b)~~(c) Deer, elk, or other species in the family Cervidae may only be imported into the state of North Carolina from
13 a herd in which Chronic Wasting Disease (CWD) has not been detected for at least five years and has been managed
14 using standards equivalent to, or more stringent than, the criteria specified in 15A NCAC 10H .0301 and 15A
15 NCAC 10H .0302. The individual U.S. or Mexican state or territory, Canadian province or other country of origin
16 must have CWD monitoring requirements that are at least as stringent as those described in this Rule, 15A NCAC
17 10H .0301 and 15A NCAC 10H .0302. The originating individual U.S. or Mexican state's or territory's, Canadian
18 province's or other country's CWD monitoring program must be jointly reviewed by Wildlife Resources
19 Commission and Department of Agriculture and Consumer Services personnel before approval of any importation
20 of cervids into North Carolina. There shall be no importation of any cervid from individual U.S. or Mexican states
21 or territories, Canadian provinces or other countries in which CWD has been detected, either in a wild herd or a
22 captive herd.

23 (d) Importation permits for cervids will only be issued for animals that come from U.S. or Mexican states or
24 territories, Canadian provinces or other countries of origin which have a license type, certification program or
25 monitoring program that requires captive cervid facility owners to, at a minimum,:

26 (1) submit for CWD testing all deceased animals over the age of 12 months;

27 (2) tag, tattoo or otherwise permanently mark all animals over the age of 12 months; and

28 (3) keep records of all acquisitions and all dispositions in the facility.

29 The requirements specified in Subparagraphs (1), (2) and (3) of this Paragraph apply only to facilities holding
30 Category 1 cervids, both Category 1 cervids and Category 2 cervids and facilities that have held any Category 1
31 animal in the previous five years. Importation permit applications must indicate the source herd and if the source
32 herd includes any Category 1 cervids or has in the past five years then that herd must be successfully participating in
33 a certification program or monitoring program with the requirements listed in this paragraph, or has a license type
34 that does the same.

35 ~~(e)~~(e) Cervids imported into North Carolina shall be individually identified by tags provided by the Wildlife
36 Resources Commission that shall be affixed by the licensee to each cervid as set forth in 15A NCAC 10H .0301.
37 ~~(f)~~(f) Waterfowl imported into North Carolina must be received from facilities or individuals who are certified under
38 the National Poultry Improvement Plan (NPIP) as pullorum-typhoid and avian influenza negative. If the source
39 birds are not part of NPIP, they must be tested pullorum-typhoid and avian influenza negative by NPIP standards
40 within 30 days prior to entry into North Carolina. Health certificates for imported waterfowl shall be available for
41 inspection by authorized Commission personnel upon request.

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43 *History Note: Authority G.S. 106.549.97; 113-134; 113-272.6; 113-274; 113-291.3;*
44 *Eff. February 1, 1976;*
45 *Temporary Amendment Eff. October 8, 2002; May 17, 2002;*
46 *Amended Eff. August 1, 2010; May 1, 2010; June 1, 2005; August 1, 2004.*
47 *Amended Eff. January 1, 2013*

1 **15A NCAC 10H .0304 CAPTIVE CERVID HERD CERTIFICATION PROGRAM**

2 (a) The Wildlife Resources Commission has established this Captive Cervid Herd Certification Program in order to
3 prevent the introduction of Chronic Wasting Disease (CWD) into North Carolina and reduce the potential for spread
4 of CWD while allowing for the importation of captive cervids. ~~transportation of cervids from herds in which CWD~~
5 ~~has not been detected for at least five years, in accordance with the requirements in this Section.~~ Only licensees
6 with Certified Herds as defined in Paragraph (e) of this Rule may import captive cervids under the conditions and
7 restrictions set forth in 15A NCAC 10B .0101. ~~request to expand their pen size to accommodate additional cervids~~
8 ~~and transport cervids within North Carolina for purposes other than those specified in 15A NCAC 10H .0301(f)(4).~~
9 Licensees with Certified Herds may also import cervids from a herd in which CWD has not been detected for at
10 least five years and has been managed using standards equivalent to, or more stringent than, the criteria specified in
11 15A NCAC 10H .0301 and 15A NCAC 10H .0302. The individual U.S. or Mexican state or territory, Canadian
12 province or other country of origin must have CWD monitoring requirements that are at least as stringent as those
13 described in this Section. The originating individual U.S. or Mexican state's or territory's, Canadian province's or
14 other country's CWD monitoring program must be jointly reviewed by Wildlife Resources Commission and
15 Department of Agriculture and Consumer Services personnel before approval of any importation of cervids into
16 North Carolina. There shall be no importation from individual U.S. or Mexican states or territories, Canadian
17 provinces or other countries in which CWD has been detected, either in a wild or captive herd.

18 (b) Enrollment qualifications. Only captive cervid herds held under a valid captivity license are eligible for
19 enrollment in the Captive Cervid Herd Certification Program. Licensees shall comply with all captivity license
20 requirements outlined in this Section and the rules and laws regulating possession, transportation and importation of
21 cervids in order to remain in the Captive Cervid Herd Certification Program.

22 (c) Enrollment application. Each individual holding a current and valid Captivity License for cervids may apply to
23 be enrolled in the Captive Cervid Herd Certification Program. All applications shall be in writing on a form
24 supplied by the Commission. The Commission shall deny an application if:

- 25 (1) the licensee has not complied with all the requirements under the captivity license statutes and all
26 rules pertaining to the holding of cervids in captivity and the transportation or importation of
27 cervids resulting in a failed inspection report for the licensee's most recent inspection; or a pending
28 citation;
- 29 (2) the licensee has provided false information; or
- 30 (3) CWD has been confirmed in a cervid at the licensee's facility.

31 (d) Enrollment dates. The enrollment date is:

- 32 (1) the first date upon official inspection, documented by Wildlife Resources Commission and
33 Department of Agriculture and Consumer Services personnel, on which the licensee has complied
34 with all captivity rules and statutes that pertain to cervids, including tagging, provided that the
35 licensee has continued to comply with these regulations; or
- 36 (2) the date on which a waiver was issued by the Wildlife Resources Commission Executive Director
37 under the conditions set forth in 15A NCAC 10A .1101(a) that brought the licensee into
38 compliance assuming that there were no other compliance actions pending, provided that the
39 licensee has continued to comply with the captive cervid regulations.

40 This date may be retroactive but may extend back no earlier than the date Wildlife Resources Commission and
41 Department of Agriculture and Consumer Services personnel documented that the licensee came into compliance
42 with all captivity rules and statutes related to holding cervids in captivity, including tagging of all cervids.

43 (e) Certified herd. ~~When a herd is enrolled~~ an enrollment date is set for a herd in the Captive Cervid Herd
44 Certification Program, ~~it the herd~~ shall be placed in First Year status. If the herd continues to meet the requirements
45 of the Captive Cervid Herd Certification Program, each year on the anniversary of the enrollment date the herd
46 status shall be upgraded by one year. One year from the date a herd is placed in Fifth Year status, the herd status
47 shall be changed to Certified, and the herd shall remain in Certified status as long as it is enrolled in the Captive
48 Cervid Herd Certification Program, provided its status is not lost or suspended without reinstatement as described in
49 Paragraph (f).

50 (f) Herd status

- 51 (1) A Certified Herd or any herd enrolled in the program shall have its status suspended or reduced if:
 - 52 (A) the licensee fails to comply with any of the ongoing requirements for captive cervid
53 licenses as identified in 15A NCAC 10H .0301;
 - 54 (B) the licensee violates any other North Carolina law or rule related to captive cervids;
 - 55 (C) an animal in the herd exhibits clinical signs of CWD;

- 1 (D) an animal in the herd can be traced back to a herd with an animal exhibiting clinical signs
2 of CWD; or
3 (E) the herd is quarantined by the State Veterinarian.
4 (2) A Certified Herd or any herd enrolled in the program shall lose its status if:
5 (A) an animal in the herd can be traced back to a herd in which CWD has been detected;
6 (B) CWD is detected in an animal in the herd; or
7 (C) the licensee loses his or her license.

8 The Wildlife Resources Commission shall review cases of suspended status upon request. A Certified Herd with
9 suspended status may regain its status if the licensee corrects within 30 days the deficiency under which the status
10 was suspended or, in the case of suspected CWD, the disease was not detected in the suspect animal.

11 (g) Inspection. If an inspection of the captive cervids is needed as a part of certification, including reinstating a
12 suspended status, the licensee is responsible for assembling, handling and restraining the captive cervids and all
13 costs incurred to present the animals for inspection.

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15 *History Note:* Authority G.S. 106-549.97(b); 113-134; 113-272.5; 113-272.6; 113-274; 113-292;
16 Eff. May 1, 2010.
17 Amended Eff. January 1, 2013

1 **15A NCAC 10H .0301 GENERAL REQUIREMENTS**

2 (a) Captivity Permit or License Required

- 3 (1) Requirement. The possession of any species of wild animal that is or once was native to this State
4 or any species of wild bird, native or migratory, that naturally occurs or historically occurred in
5 this State or any member of the family Cervidae is unlawful unless the institution or individual in
6 possession obtains from the North Carolina Wildlife Resources Commission (Commission) a
7 captivity permit or a captivity license as provided by this Rule.
- 8 (2) Injured, Crippled or Orphaned Wildlife. When an individual has taken possession of an injured,
9 crippled or orphaned wild animal or wild bird, that individual shall contact the Commission within
10 24 hours of taking possession in order to apply for a captivity permit, provided, however, that
11 under no circumstances shall an individual take possession of an injured, crippled or orphaned
12 wild turkey, black bear, deer, elk or any other member of the family Cervidae except as described
13 in Subparagraph (3) of this Paragraph.
- 14 (3) Rehabilitation of white-tailed deer fawns. An individual may apply to the Commission to become
15 a permitted white-tailed deer fawn rehabilitator for the State of North Carolina. Individuals
16 deemed to be qualified according to this Section to rehabilitate injured or orphaned fawns may
17 receive a captivity permit to possess fawns only for such a period of time as may be required for
18 the rehabilitation and release of the fawns to the wild. These captivity permits apply only to wild
19 white-tailed deer fawns and are available only to individuals recognized by the Commission as
20 white-tailed deer fawn rehabilitators.

21 (b) Captivity Permit. A captivity permit shall be requested by mail, phone, facsimile or electronic transmission or
22 in person. A captivity permit authorizes possession of the animal or bird only for such period of time as may be
23 required for the rehabilitation and release of the animal or bird to the wild; or to obtain a captivity license as
24 provided by Paragraph (c) of this Rule, if such a license is authorized; or to make a proper disposition of the animal
25 or bird if the application for such license is denied, or when an existing captivity license is not renewed or is
26 terminated. Captivity permits shall not be issued for wild turkey, black bear, deer, elk or any other member of the
27 family Cervidae except as described in Subparagraph (a)(3) of this Rule.

28 (c) Captivity License.

- 29 (1) The purpose of captivity license is to provide humane treatment for wild animals or wild birds that
30 are unfit for release. For purposes of this Rule, wild animals are considered "unfit" if they are
31 incapacitated by injury or otherwise; if they are a non-native species that poses a risk to the habitat
32 or to other species in that habitat; or if they have been rendered tame by proximity to humans to
33 the extent that they cannot feed or care for themselves without human assistance. Persons
34 interested in obtaining a captivity license shall contact the Commission for an application.
- 35 (2) Denial of captivity license. Circumstances or purposes for which a captivity license shall not be
36 issued include the following:
- 37 (A) For the purpose of holding a wild animal or wild bird that was acquired unlawfully.
- 38 (B) For the purpose of holding the wild animal or wild bird as a pet. For purposes of this
39 Rule, the term "pet" means an animal kept for amusement or companionship. The term
40 shall not be construed to include cervids held in captivity for breeding for sale to another
41 licensed operator.
- 42 (C) For the purpose of holding wild animals or wild birds for hunting in North Carolina.
- 43 (D) For the purpose of holding wild turkey or black bear.
- 44 (E) ~~For the purpose of holding deer, elk or any other member of the family Cervidae, except~~
45 ~~current licenses which may be renewed as specified in Subparagraph (6) of this~~
46 ~~Paragraph. For the purpose of obtaining an additional captivity license for a person who~~
47 ~~already holds a captivity license.~~
- 48 (F) For the purpose of obtaining a new license if the applicant had a license which was
49 revoked less than five years prior to the application for a new license.
- 50 (3) Required Facilities. No captivity license shall be issued until the applicant has constructed or
51 acquired a facility for keeping the animal or bird in captivity that complies with the standards set
52 forth in Rule .0302 of this Section and the adequacy of such facility has been verified on
53 inspection by a representative of the Commission.
- 54 (4) Term of License

- 1 (A) Dependent Wildlife. If the wild animal or wild bird has been permanently rendered
2 incapable of subsisting in the wild, the license authorizing its retention in captivity shall
3 be an annual license terminating on December 31 of the year for which issued.
- 4 (B) Rehabilitable Wildlife. When the wild animal or wild bird is temporarily incapacitated,
5 and may be rehabilitated for release to the wild, any captivity license that is issued shall
6 be for a period less than one year as rehabilitation may require.
- 7 (C) Concurrent Federal Permit. No State captivity license for an endangered or threatened
8 species or a migratory bird, regardless of the term specified, shall operate to authorize
9 retention thereof for a longer period than is allowed by any concurrent federal permit that
10 may be required for retention of the bird or animal.
- 11 (5) Holders of Captivity License for cervids.
- 12 (A) Inspection of records. The licensee shall make all records pertaining to tags, licenses or
13 permits issued by the Commission available for inspection by the Commission at any
14 time during normal business hours, or at any time an outbreak of Chronic Wasting
15 Disease (CWD) is suspected or confirmed within five miles of the facility or within the
16 facility itself.
- 17 (B) Inspection. The licensee shall make all enclosures at each licensed facility and the
18 record-book(s) documenting required monitoring of the outer fence of the enclosure(s)
19 available for inspection by the Commission at any time during normal business hours, or
20 at any time an outbreak of CWD is suspected or confirmed within five miles of the
21 facility or within the facility itself.
- 22 (C) Fence Monitoring Requirement. The fence surrounding the enclosure shall be inspected
23 by the licensee or licensee's agent once a week during normal weather conditions to
24 verify its stability and to detect the existence of any conditions or activities that threaten
25 its stability. In the event of severe weather or any other condition that presents potential
26 for damage to the fence, inspection shall occur every three hours until cessation of the
27 threatening condition, except that no inspection is required under circumstances that
28 threaten the safety of the person conducting the inspection.
- 29 (D) A record-book shall be maintained to record the time and date of the inspection, the name
30 of the person who performed the inspection, and the condition of the fence at time of
31 inspection. The person who performs the inspection shall enter the date and time of
32 detection and the location of any damage threatening the stability of the fence. If damage
33 has caused the fence to be breachable, the licensee shall enter a description of measures
34 taken to prevent ingress or egress by cervids. Each record-book entry shall bear the
35 signature or initials of the licensee attesting to the veracity of the entry. The record-book
36 shall be made available to inspection by a representative of the Commission upon request
37 during normal business operating hours.
- 38 (E) Maintenance. Any opening or passage through the enclosure fence that results from
39 damage shall, within one hour of detection, be sealed or otherwise secured to prevent a
40 cervid from escape. Any damage to the enclosure fence that threatens its stability shall
41 be repaired within one week of detection. Any damage to the electric fence which makes
42 it non-functional shall be repaired within one week.
- 43 (F) Escape. When a licensee discovers the escape of any cervid from the facility, the
44 licensee or designee shall report within 24 hours the escape to the Commission. If
45 possible, the escaped cervid shall be recaptured alive. If live recapture is not possible, the
46 licensee shall request a wildlife take permit and take the escaped cervid pursuant to the
47 terms of the permit. A recaptured live cervid shall be submitted to the Commission for
48 CWD testing using a test recognized by the Southeastern Cooperative Wildlife Disease
49 Study unless the executive director determines that the risk of CWD transmission as a
50 result of this escape is negligible based upon:
51 (i) amount of time the escaped cervid remained out of the facility;
52 (ii) proximity of the escaped cervid to wild populations;
53 (iii) known susceptibility of the escaped cervid species to CWD;
54 (iv) nature of the terrain in to which the cervid escaped.
- 55 (G) Chronic Wasting Disease (CWD)

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- (i) Detection. Each licensee shall notify the Commission within 24 hours if any cervid within the facility exhibits clinical symptoms of CWD or if a quarantine is placed on the facility by the State Veterinarian. All captive cervids that exhibit symptoms of CWD shall be tested for CWD.
 - (ii) Cervid death. The carcass of any captive Category 1 cervid as defined in 15A NCAC 10B .0101 that was 12 ~~six~~ months or older at time of death shall be transported and submitted by the licensee or his designee to a North Carolina Department of Agriculture diagnostic lab for CWD evaluation within 48 hours of the cervid's death, or by the end of the next business day, whichever is later. Ear tags distributed by the Commission and subsequently affixed to the cervids as required by this Rule, may not be removed from the cervid's head prior to submitting the head for CWD evaluation.
 - (iii) The Commission shall require testing or forfeiture of cervids from a facility holding cervids in this state should the following circumstances or conditions occur:
 - (I) The facility has transferred a cervid that is received by a facility in which CWD is confirmed within five years of the cervid's transport date and that transferred cervid has tested positive for CWD or the test for CWD was inconclusive or the transferred cervid was no longer available for testing.
 - (II) The facility has received a cervid that originated from a facility in which CWD has been confirmed within five years of the cervid's transport date and that received cervid has tested positive for CWD or the test for CWD was inconclusive or the received cervid was no longer available for testing.
- (H) Tagging Required. Effective upon receipt of tags from the Commission, each licensee shall implement the tagging requirement using only the tags provided by the Commission as follows:
- (i) All cervids born within a facility shall be tagged by March 1 following the birthing season each year. Fawns and calves must be tagged with a button ear tag before sale or transfer to another captive cervid facility within North Carolina. The receiver is required to affix the bangle ear tag before March 1 following the birth of the calf or fawn.
 - (ii) All cervids transferred to a facility shall be tagged within five days of the cervid's arrival at the licensee's facility. However, no cervids shall be transported from one facility to another unless both sending and receiving herds are certified according to 15A NCAC 10H .0304.
- (I) Application for Tags.
- (i) Application for tags for calves and fawns. Application for tags for cervids born within a facility shall be made by the licensee by December 1 following the birthing season of each year. The licensee shall provide the following information, along with a statement and licensee's signature verifying that the information is accurate:
 - (I) Applicant name, mailing address, and telephone number;
 - (II) Facility name and site address;
 - (III) Captivity license number;
 - (IV) Species of each cervid; and
 - (V) Birth year of each cervid.
 - (ii) Application for tags for cervids that were not born at the facility site shall be made by written request for the appropriate number of tags along with the licensee's application for transportation of the cervid, along with a statement and licensee's signature verifying that the information is accurate. These tag applications shall not be processed unless accompanied by a completed application for transportation. However, no transportation permits shall be issued nor shall cervids be transported from one facility to another unless both sending and receiving herds are certified according to 15A NCAC 10H .0304.

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- (J) Placement of Tags.
 - (i) A single button ear tag provided by the Commission shall be permanently affixed by the licensee onto either the right or left ear of each cervid, provided that the ear chosen to bear the button tag shall not also bear a bangle tag, so that each ear of the cervid bears only one tag.
 - (ii) A single bangle ear tag provided by the Commission shall be permanently affixed by the licensee onto the right or left ear of each cervid except Muntjac deer, provided that the ear bearing the bangle tag does not also bear the button tag, so that each ear of the cervid bears only one tag. Muntjac deer are not required to be tagged with the bangle tag.
 - (iii) Once a tag is affixed in the manner required by this Rule, it shall not be removed.
- (K) Reporting Tags Requirement. For all cervids, except calves and fawns, the licensee shall submit a Cervidae Tagging Report within 30 days of receipt of the tags. Cervidae Tagging Reports for calves and fawns shall be submitted by March 1 following the birthing season each year. A Cervidae Tagging Report shall provide the following information and be accompanied by a statement and licensee's signature verifying that the information is accurate:
 - (i) Licensee name, mailing address, and telephone number;
 - (ii) Facility name and site address, including the County in which the site is located;
 - (iii) Captivity license number;
 - (iv) Species and sex of each cervid;
 - (v) Tag number(s) for each cervid; and
 - (vi) Birth year of each cervid.
- (L) Replacement of Tags. The Commission shall replace tags that are lost or unusable and shall extend the time within which a licensee shall tag cervids consistent with time required to issue a replacement.
 - (i) Lost Tags. The loss of a tag shall be reported to the Commission by the licensee and application shall be made for a replacement upon discovery of the loss. Application for a replacement shall include the information required by Part (c)(5)(I) of this Rule along with a statement and applicant's signature verifying that the information is accurate. Lost tags shall be replaced on the animal by the licensee within 30 days of receipt of the replacement tag.
 - (ii) Unusable Tags. Tags that cannot be properly affixed to the ear of a cervid or that cannot be read because of malformation or damage to the tags or obscurement of the tag numbers shall be returned to the Commission along with an application for a replacement tag with a statement and applicant's signature verifying that the information in the application is accurate.
- (6) Renewal of captivity license for cervids. Existing captivity licenses for the possession of cervids at existing facilities shall be renewed as long as the applicant for renewal has live cervids and continues to meet the requirements of this Section for the license. ~~Only licensees with Certified Herds, as defined in 15A NCAC 10H .0304, may request in their renewal applications to expand pen size or the number of pens on the licensed facility to increase the holding capacity of that facility. All expanded pens shall adhere to fencing specifications set forth in 15A NCAC 10H .0302.~~ No renewals shall be issued for a license that has been allowed to lapse due to the negligence of the former licensee.
- (7) Provision for licensing the possession of cervids in an existing facility. A captivity license shall only be issued to an individual who is 18 years of age or older. If the licensee of an existing facility voluntarily surrenders his or her captivity license, becomes incapacitated or mentally incompetent, or dies, a person who has obtained lawful possession of the facility from the previous licensee or that licensee's estate, may request that the existing captivity license be transferred to him or her to operate the existing facility. Any license transferred under this provision shall be subject to the same terms and conditions imposed on the original licensee at the time of his or her surrender or death and shall be valid only for the purpose of holding the cervids of the existing facility within that existing facility. In addition, any actions pending from complaint,

1 investigation or other cause shall be continued notwithstanding the termination of the original
2 license.

3 (d) Nontransferable. No license or permit or tag issued pursuant to this Rule is transferable, either as to the holder or
4 the site of a holding facility, except as provided in Subparagraph (c)(7) of this Rule.

5 (e) Sale, Transfer or Release of Captive Wildlife.

6 (1) It is unlawful for any person to transfer or receive any wild animal or wild bird that is being held
7 under a captivity permit issued under Paragraph (b) of this Rule, except that any such animal or
8 bird may be surrendered to an agent of the Commission.

9 (2) It is unlawful for any person holding a captivity license issued under Paragraph (c) of this Rule to
10 sell or transfer the animal or bird held under such license, except that such animal or bird may be
11 surrendered to an agent of the Commission, and any such licensee may sell or transfer the animal
12 or bird (except members of the family Cervidae) to another person who has obtained a license to
13 hold it in captivity. For animals in the family Cervidae, sale or transfer of animals is allowed only
14 intrastate from between Certified Herds, as defined in 15A NCAC 10H .0304. Any captive cervid
15 may be sold to a buyer outside of North Carolina. Upon such a sale or transfer, the seller or
16 transferor shall obtain a receipt for the animal or bird showing the name, address, and license
17 number of the buyer or transferee, a copy of which shall be provided to the Commission.

18 (3) It is unlawful for any person to release into the wild for any purpose or allow to range free:

19 (A) any species of deer, elk or other members of the family Cervidae, or

20 (B) any wolf, coyote, or other non-indigenous member of the family Canidae, or

21 (C) any member of the family Suidae.

22 (f) Transportation Permit.

23 (1) Except as otherwise provided herein, no transportation permit is required to move any lawfully
24 held wild animal or wild bird within the State.

25 (2) No person shall transport black bear or Cervidae for any purpose without first obtaining a
26 transportation permit from the Commission.

27 (3) Except as provided in Subparagraph (f)(4) of this Rule, no transportation permits shall be issued
28 for deer, elk, or other species in the family Cervidae except into and between Certified Herds as
29 defined in 15A NCAC 10H .0304.

30 (4) Cervid Transportation. A permit to transport deer, elk, or other species in the family Cervidae
31 may be issued by the Commission to an applicant for the purpose of transporting the animal or
32 animals for export out of state, to a slaughterhouse for slaughter, from a N.C. Certified Herd to
33 another captive cervid facility, Certified Herd as defined in 15A NCAC 10H .0304, or to a
34 veterinary medical facility for treatment provided that the animal for which the permit is issued
35 does not exhibit clinical symptoms of Chronic Wasting Disease. No person shall transport a cervid
36 to slaughter or export out of state without bearing a copy of the transportation permit issued by the
37 Commission authorizing that transportation. No person shall transport a cervid for veterinary
38 treatment without having obtained approval from the Commission as provided by Part (f)(4)(D) of
39 this Rule. Any person transporting a cervid shall present the transportation permit to any law
40 enforcement officer or any representative of the Commission upon request, except that a person
41 transporting a cervid by verbal authorization for veterinary treatment shall provide the name of the
42 person who issued the approval to any law enforcement officer or any representative of the
43 Commission upon request.

44 (A) Slaughter. Application for a transportation permit for purpose of slaughter shall be
45 submitted in writing to the Commission and shall include the following information along
46 with a statement and applicant's signature verifying that the information is accurate:

47 (i) Applicant name, mailing address, and telephone number;

48 (ii) Facility site address;

49 (iii) Captivity license number;

50 (iv) Name, address, county and phone number of the slaughter house to which the
51 cervid will be transported;

52 (v) Vehicle or trailer license plate number and state of issuance of the vehicle or
53 trailer used to transport the cervid;

54 (vi) Name and location of the North Carolina Department of Agriculture Diagnostic
55 lab where the head of the cervid is to be submitted for CWD testing;

56 (vii) Date of transportation;

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- (viii) Species and sex of each cervid; and
- (ix) Tag number(s) for each cervid.
- (B) Exportation. Nothing in this rule shall be construed to prohibit the lawful exportation of a member of the family Cervidae for sale out of state. Application for a transportation permit for purpose of exportation out of state shall be submitted in writing to the Commission and shall include the following information along with a statement and applicant's signature verifying that the information is accurate:
 - (i) Applicant's name, mailing address and telephone number;
 - (ii) Facility site address;
 - (iii) Captivity license number;
 - (iv) Vehicle or trailer license plate number and state of issuance of the vehicle or trailer used to transport the cervid;
 - (v) Name, site address, county, state and phone number of the destination facility to which the cervid is exported;
 - (vi) A copy of the importation permit from the state of the destination facility that names the destination facility to which the animal is to be exported;
 - (vii) Date of departure;
 - (viii) Species and sex of each cervid; and
 - (ix) Tag number(s) for each cervid.
- (C) Between herds. Application for a transportation permit for purpose of moving a cervid from ~~one a Certified Herd to another captive cervid facility~~ Certified Herd, as defined in 15A NCAC 10H .0304, shall be submitted in writing to the Commission and shall include the following information along with a statement and applicant's signature verifying that the information is accurate:
 - (i) Applicant's name, mailing address and telephone number;
 - (ii) Facility site address;
 - (iii) Captivity license number;
 - (iv) Vehicle or trailer license plate number and state of issuance of the vehicle or trailer used to transport the cervid;
 - (v) Name, site address, county, and phone number of the destination facility to which the cervid is moved;
 - (vi) Date of departure;
 - (vii) Species and sex of each cervid; and
 - (viii) Tag number(s)for each cervid.
- (D) Veterinary treatment. No approval shall be issued for transportation of a cervid to a veterinary clinic out of the state of North Carolina, or for transportation from a facility out of the state of North Carolina to a veterinary clinic in North Carolina. An applicant from a North Carolina facility seeking to transport a cervid for veterinary treatment to a facility within North Carolina shall contact the Wildlife Telecommunications Center or the Wildlife Management Division of the Commission to obtain verbal authorization to transport the cervid to a specified veterinary clinic and to return the cervid to the facility. Verbal approval to transport a cervid to a veterinary clinic shall authorize transport only to the specified veterinary clinic and directly back to the facility, and shall not be construed to permit intervening destinations. To obtain verbal authorization to transport, the applicant shall provide staff of the Commission the applicant's name and phone number, applicant's facility name, site address and phone number, the cervid species, sex and tag numbers, and the name, address and phone number of the veterinary facility to which the cervid shall be transported. Within five days of transporting the cervid to the veterinary facility for treatment, the licensee shall provide the following information in writing to the Commission, along with a statement and applicant's signature verifying that the information is correct:
 - (i) Applicant's name, mailing address and telephone number;
 - (ii) Facility name and site address;
 - (iii) Captivity license number;
 - (iv) Vehicle or trailer license plate number and state of issuance of the vehicle or trailer used to transport the cervid;

- 1 (v) Date of transportation;
- 2 (vi) Species and sex of each cervid;
- 3 (vii) Tag number(s) for each cervid;
- 4 (viii) Name, address and phone number of the veterinarian and clinic that treated the
- 5 cervid;
- 6 (ix) Symptoms for which cervid received treatment; and
- 7 (x) Diagnosis of veterinarian who treated the cervid.

8 (g) Slaughter at cervid facility. Application for a permit for purpose of slaughter at the cervid facility shall be
9 submitted in writing to the Commission and shall include the following information along with a statement and
10 applicant's signature verifying that the information is accurate:

- 11 (1) Applicant name, mailing address, and telephone number;
- 12 (2) Facility site address;
- 13 (3) Captivity license number;
- 14 (4) Name and location of the North Carolina Department of Agriculture Diagnostic lab where the
- 15 head of the cervid is to be submitted for CWD testing;
- 16 (5) Date of slaughter;
- 17 (6) Species and sex of each cervid; and
- 18 (7) Tag number(s) for each cervid.

19 Permits or authorization may not be sold or traded by the licensee to any individual for the hunting or collection of
20 captive cervids. Only the licensee may kill a cervid within the cervid enclosure.

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22 *History Note: Authority G.S. 106-549.97(b); 113-134; 113-272.5; 113-272.6; 113-274;*
23 *Eff. February 1, 1976;*
24 *Amended Eff. April 1, 1991; September 1, 1990; June 1, 1990; July 1, 1988;*
25 *Temporary Amendment Eff. October 8, 2002; May 17, 2002(this temporary rule replaced the*
26 *permanent rule approved by RRC on June 21, 2001 to become effective in July 2002); July 1,*
27 *2001;*
28 *Amended Eff. May 1, 2010; May 1, 2008; December 1, 2005; August 1, 2004.*
29 *Amended Eff. January 1, 2013*

1 **15A NCAC 10H .0302 MINIMUM STANDARDS**

2 (a) Exemptions. Publicly financed zoos, scientific and biological research facilities, and institutions of higher
3 education that were granted an exemption by the Commission from the standards of this Rule prior to December 1,
4 2005 are exempt from the standards set forth in this Rule for all birds and animals except the black bear so long as
5 the captivity license in effect on that date has not expired or been revoked.

6 (b) With the exception of those entities named in Paragraph (a) of this Rule who have received exemption from the
7 Commission, all holders of captivity licenses shall comply with the following requirements:

8 (1) Deer, Elk and other species of the family Cervidae

9 (A) Enclosure specifications. The enclosure shall be on a well-drained site containing natural
10 or manmade shelter for shade. The minimum size of the enclosure for all cervids except
11 Muntjac deer shall be not less than one-half acre for the first three animals and an
12 additional one-fourth acre for each additional animal held provided that no more than 25
13 percent shall be covered with water. For facilities licensed after January 1, 2013 and any
14 facilities that expand their enclosures, minimum enclosure size shall be based upon the
15 placement of an interior electric fence or the eight foot high fence, whichever fence
16 creates the smaller enclosure size. At no time shall the number of cervids in the
17 enclosure exceed the number allowed by the captivity license, except that fawns and
18 calves shall not count towards the total number of cervids in a facility from the time they
19 are born until March 1 of the following year. ~~The enclosure shall be surrounded by a~~
20 ~~fence of sufficient strength and design to contain the animal under any circumstances, at~~
21 ~~least eight feet high, and dog-proof to a height of at least six feet.~~ For enclosures
22 exclusively holding Muntjac deer, the minimum pen size shall be 800 square feet for the
23 first three animals and 200 square feet for each additional animal. No exposed barbed
24 wire, nails, or other protrusions that may cause injury to the animal shall be permitted
25 within the enclosure. Captive cervids shall not be contained within or allowed to enter a
26 place of residence.

27 (B) Fencing. All enclosures shall be surrounded by a fence of sufficient strength and design
28 to contain the animal under any circumstances, at least eight feet high, and dog-proof to a
29 height of at least six feet. Facilities first licensed after January 1, 2013 and facilities
30 licensed after that date which expand their enclosures or add a new enclosure shall have
31 one fence meeting these standards surrounding the entire perimeter of each enclosure and
32 a second electric fence with five strands placed internally or externally at a distance of
33 two feet from the entire perimeter of the eight-foot high fence. The strands shall be
34 placed at 12, 20, 28, 36 and 48 inches above ground. The strands placed at 20 and 36
35 inches shall be non-electrified grounding strands. The electric fence shall have current
36 running through it whenever a captive cervid is within the enclosure, except during
37 maintenance of the electric fence. Enclosures and enclosure expansions shall not contain
38 wild deer or elk. The licensee shall ensure his enclosure is devoid of wild deer or elk
39 before stocking with cervids.

40 ~~(B)~~(C) Sanitation and Care. Licensees shall provide an ample supply of clear water and salt at
41 all times. Food shall be placed in the enclosure as needed, but not less than three times
42 weekly. An effective program for the control of insects, ectoparasites, disease, and odor
43 shall be established and maintained. The animal(s) shall be protected against fright or
44 harm from other animals.

45 (2) Wild Boars

46 (A) Enclosure. The enclosure shall be on a site containing trees or brush for shade. The
47 minimum size of the enclosure shall be not less than one-half acre for the first three
48 animals and an additional one-fourth acre for each additional animal held. The enclosure
49 shall be surrounded by a fence at least five feet high and of sufficient strength to contain
50 the animals. No exposed barbed wire or protruding nails shall be permitted within the
51 enclosure. A roofed building large enough to provide shelter in both a standing or a lying
52 position for each boar must be provided. This building shall be closed on three sides. A
53 pool of water for wallowing or a sprinkler system shall be provided on days when heat
54 could cause stress to the animal(s).

55 (B) Sanitation and Care. Licensees shall provide an ample supply of clear water at all times.
56 Food shall be placed in the enclosure as needed, but in any case, not less than three times

- 1 weekly. An effective program for the control of insects, ectoparasites, disease, and odor
2 shall be established and maintained.
- 3 (3) Wild Birds
- 4 (A) Enclosure. The enclosure shall be large enough for the bird or birds to assume all natural
5 postures. The enclosure shall be designed in such a way that the birds cannot injure
6 themselves and are able to maintain a natural plumage. Protection from sun, weather,
7 and predators shall also be provided.
- 8 (B) Sanitation and Care. The cage shall be kept clean, dry, and free from molded or damp
9 feed. Ample food and clean water shall be available at all times.
- 10 (4) Alligators
- 11 (A) Enclosure. The enclosure shall be surrounded by a fence of sufficient strength to contain
12 the animals and that shall prevent contact between the observer and alligator. The
13 enclosure shall contain a pool of water large enough for the animal to completely
14 submerge itself. If more than one animal is kept, the pool must be large enough for all
15 animals to be able to submerge themselves at the same time. A land area with both
16 horizontal dimensions at least as long as the animal shall also be provided. In case of
17 more than one animal, the land area shall have both horizontal dimensions at least as long
18 as the longest animals to occupy the land area at the same time without overlap.
- 19 (B) Sanitation and Care. The water area shall be kept clean and food adequate to maintain
20 good health provided. Protection shall be provided at all times from extremes in
21 temperature that could cause stress to the animal.
- 22 (5) Black Bear
- 23 (A) Educational Institutions and Zoos Operated or Established by Governmental Agencies
- 24 (i) Enclosure. A permanent, stationary metal cage, at least eight feet wide by 12
25 feet long by six feet high and located in the shade or where shaded during the
26 afternoon hours of summer, is required. The cage shall have a concrete floor in
27 which a drainable pool one and one-half feet deep and not less than four by five
28 feet has been constructed. The bars of the cage shall be of iron or steel at least
29 one-fourth inch in diameter, or heavy gauge steel chain link fencing may be
30 used. The gate shall be equipped with a lock or safety catch, and guard rails
31 shall be placed outside the cage so as to prevent contact between the observer
32 and the caged animal. The cage must contain a den at least five feet long by five
33 feet wide by four feet high and so constructed as to be easily cleaned. A
34 "scratch log" shall be placed inside the cage. The cage shall be equipped with a
35 removable food trough. Running water shall be provided for flushing the floor
36 and changing the pool.
- 37 (ii) Sanitation and Care. Food adequate to maintain good health shall be provided
38 daily; and clean, clear drinking water shall be available at all times. The floor of
39 the cage and the food trough shall be flushed with water and the water in the
40 pool changed daily. The den shall be flushed and cleaned at least once each
41 week in hot weather. An effective program for the control of insects,
42 ectoparasites, disease, and odor shall be established and maintained. Brush,
43 canvas, or other material shall be placed over the cage to provide additional
44 shade when necessary for the health of the animal. The use of collars, tethers or
45 stakes to restrain the bear is prohibited, except as a temporary safety device.
- 46 (B) Conditions Simulating Natural Habitat. Black bears held in captivity by other than
47 educational institutions or governmental zoos shall be held without caging under
48 conditions simulating a natural habitat. All of the following conditions must exist to
49 simulate a natural habitat in a holding facility:
- 50 (i) The method of confinement is by chain link fence, wall, moat, or a combination
51 of such, without the use of chains or tethers.
- 52 (ii) The area of confinement is at least one acre in extent for one or two bears and an
53 additional one-eighth acre for each additional bear.
- 54 (iii) Bears are free, under normal conditions, to move throughout such area.
- 55 (iv) At least one-half of the area of confinement is wooded with living trees, shrubs
56 and other perennial vegetation capable of providing shelter from sun and wind.

- 1 (v) The area of confinement contains a pool not less than one and one-half feet deep
- 2 and not less than four by five feet in size.
- 3 (vi) Provision is made for a den for each bear to which the bear may retire for rest,
- 4 shelter from the elements, or respite from public observation.
- 5 (vii) The area of confinement presents an overall appearance of a natural habitat and
- 6 affords the bears protection from harassment or annoyance.
- 7 (viii) Provisions are made for food and water that are adequate to maintain good
- 8 health and for maintenance of sanitation.
- 9 (ix) The applicant shall document that the applicant owns or has a lease of the real
- 10 property upon which the holding facility is located, provided that if the applicant
- 11 is a lessee, the lease is for a duration of at least five years from the point of
- 12 stocking the facility.

13 (6) Cougar

14 (A) Educational or scientific research institutions and zoos supported by public funds.

15 (i) Enclosure. A permanent, stationary metal cage, at least nine feet wide by 18

16 feet long by nine feet high and located in the shade or where shaded during the

17 afternoon hours of summer, is required. The cage shall have a concrete floor.

18 The bars of the cage shall be of iron or steel at least one-fourth inch in diameter,

19 or heavy gauge steel chain link fencing may be used. The gate shall be equipped

20 with a lock or safety catch, and guard rails shall be placed outside the cage so as

21 to prevent contact between the observer and the caged animal. The cage shall

22 contain a den at least five feet long by five feet wide by four feet high and so

23 constructed as to be easily cleaned. A "scratch log" shall be placed inside the

24 cage. The cage shall be equipped with a removable food trough. Running water

25 shall be provided for flushing the floor and changing the pool.

26 (ii) Sanitation and Care. Food adequate to maintain good health shall be provided

27 daily; and clean, clear drinking water shall be available at all times. The floor of

28 the cage and the food trough shall be flushed with water and the water in the

29 pool changed as necessary to maintain good health of the animal. The den shall

30 be flushed and cleaned at least once each week. An effective program for the

31 control of insects, ectoparasites, disease, and odor shall be established and

32 maintained. Brush, canvas, or other material shall be readily available to be

33 placed over the cage to provide additional shade when necessary. The use of

34 collars, tethers or stakes to restrain the cougar is prohibited, except as a

35 temporary safety device.

36 (B) Cougars held in captivity by other than educational or scientific institutions or publicly

37 supported zoos shall be held without caging under conditions simulating a natural habitat.

38 Applicants for a captivity license to hold cougar shall apply to the Commission on forms

39 provided by the Commission, and shall provide plans that describe how the applicant's

40 facility will comply with the requirement to simulate a natural habitat. All of the

41 following conditions must exist to simulate a natural habitat in a holding facility.

42 (i) The method of confinement is by chain link fence, without the use of chains or

43 tethers, provided that:

44 (I) Nine gauge chain link fencing shall be at least 12 feet in height with a

45 four foot fence overhang at a 45 degree angle on the inside of the pen to

46 prevent escape from climbing and jumping.

47 (II) Fence posts and at least six inches of the fence skirt shall be imbedded

48 in a six inch wide by one foot deep concrete footer to prevent escape by

49 digging.

50 (ii) The area of confinement shall be at least one acre for two cougars with an

51 additional one-eighth acre for each additional cougar. If, following a site

52 evaluation, the Commission determines that terrain and topographical features

53 offer sufficient escape, cover and refuge, and meet all other specifications, and

54 that the safety and health of the animal(s) will not be compromised, smaller areas

55 shall be permitted.

- 1 (iii) Cougars shall be free under normal conditions to move throughout the area of
- 2 confinement.
- 3 (iv) At least one-half of the area of confinement shall be wooded with living trees,
- 4 shrubs and other perennial vegetation capable of providing shelter from sun and
- 5 wind; and a 20 foot wide strip along the inside of the fence shall be maintained
- 6 free of trees, shrubs and any other obstructions which could provide a base from
- 7 which escape through leaping could occur.
- 8 (v) The area of confinement shall contain a pool not less than one and one-half feet
- 9 deep and not less than four by five feet in size.
- 10 (vi) Each cougar shall be provided a den to which the cougar may retire for rest,
- 11 shelter from the elements, or respite from public observation. Each den shall be
- 12 four feet wide by four feet high by four feet deep. Each den shall be enclosed
- 13 entirely within at least an eight feet wide by ten feet deep by 12 feet high
- 14 security cage. The security cage shall be completely within the confines of the
- 15 facility, cement-floored, shall have nine gauge fencing on all sides and the top,
- 16 and shall have a four foot, 45 degree fence overhang around the outside top edge
- 17 to prevent cougar access to the top of the security cage.
- 18 (vii) The area of confinement shall protect the cougar from harassment or annoyance.
- 19 (C) Provisions shall be made for maintenance of sanitation and for food and water adequate
- 20 to maintain good health of the animal(s).
- 21 (D) The applicant shall document that the applicant owns or has a lease of the real property
- 22 upon which the holding facility is located, provided that if the applicant is a lessee, the
- 23 lease is for a duration of at least five years from the point of stocking the facility.

24 (7) Other Wild Animal Enclosures.

- 25 (A) General Enclosure Requirements.
- 26 (i) The enclosure shall provide protection from free ranging animals and from sun
- 27 or weather that could cause stress to the animals.
- 28 (ii) A den area in which the animal can escape from view and large enough for the
- 29 animal to turn around and lie down shall be provided for each animal within the
- 30 enclosure.
- 31 (iii) No tethers or chains shall be used to restrain the animal.
- 32 (iv) Either a tree limb, exercise device, or shelf large enough to accommodate the
- 33 animal shall be provided to allow for exercise and climbing.
- 34 (v) Sanitation and Care. Fresh food shall be provided daily, and clean water shall
- 35 be available at all times.
- 36 (vi) An effective program for the control of insects, ectoparasites, disease, and odor
- 37 shall be established and maintained.
- 38 (B) Single Animal Enclosures for certain animals. The single-animal enclosure for the
- 39 animals listed in this Subparagraph shall be a cage with the following minimum
- 40 dimensions and horizontal areas:

41 Dimensions in Feet

| 42 Animal | 43 Length | 44 Width | 45 Height | 46 Per Animal |
|----------------------------|-----------|----------|-----------|---------------|
| 47 Bobcat, Otter | 10 | 5 | 5 | 50 |
| 48 Raccoon, Fox, Woodchuck | 8 | 4 | 4 | 32 |
| 49 Opossum, Skunk, Rabbit | 6 | 3 | 3 | 18 |
| 50 Squirrel | 4 | 2 | 2 | 8 |

- 51 (C) Single Enclosure Requirements for animals not mentioned elsewhere in this Rule. For
- 52 animals not listed above or mentioned elsewhere in this Rule, single animal enclosures
- 53 shall be a cage with one horizontal dimension being at least four times the nose-rump
- 54 length of the animal and the other horizontal dimension being at least twice the nose-
- 55 rump length of the animal. The vertical dimensions shall be at least twice the nose-rump

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- length of the animal. Under no circumstances shall a cage be less than four feet by two feet by two feet.
- (D) Multiple Animal Enclosures. The minimum area of horizontal space shall be determined by multiplying the required square footage for a single animal by a factor of 1.5 for one additional animal and the result by the same factor, successively, for each additional animal. The vertical dimension for multiple animal enclosures shall remain the same as for single animal enclosures.
 - (E) Young animals. The young of any animal may be kept with the parent in a single-animal enclosure only until weaning. After weaning, if the animals are kept together, the requirements for multiple-animal enclosures apply.

History Note: Authority G.S. 19A-11; 106-549.97(b); 113-134; 113-272.5, 113-272.6; Eff. February 1, 1976; Amended Eff. December 1, 1990; June 1, 1990; July 1, 1988; November 9, 1980; Temporary Amendment Eff. October 8, 2002; Amended Eff. May 1, 2010; December 1, 2005; August 1, 2004. Amended Eff. January 1, 2013

EXHIBIT F

November 8, 2012

PROPOSED CHANGES IN WILDLIFE MANAGEMENT REGULATIONS FOR 2013-2014 AND RULE TEXT FOR COMMISSION ACTION

- H1) Move the portions of Avery and Yancey counties that are currently in the Introductory Either-Sex deer season (one day) into the Conservative Either-Sex deer season (six days) for all private lands. Keep game land either-sex season as Introductory (one day).
Adopt amendments to the following rule:
15A NCAC 10B .0203 Deer (White-tailed) (page 10)
- H2) Remove restrictions on carrying firearms during the deer bow-and-arrow season and pistols during the muzzleloader season in accordance with state law. Allow hunting with muzzleloading pistols.
Adopt amendments to the following rule:
15A NCAC 10B .0203 Deer (White-tailed) (pages 10-12)
- H3) Allow an adult to accompany more than one youth during the one-day Spring Youth Only Wild Turkey Season.
Adopt amendments to the following rule:
15A NCAC 10B .0209 Wild Turkey (page 13)
- H4) Create a one week Spring Youth Only Wild Turkey Season from the first Saturday in April through the following Friday. The bag limit for this entire week will be one bird.
Adopt amendments to the following rule:
15A NCAC 10B .0209 Wild Turkey (page 13)
- H5) Open four additional counties to fox squirrel hunting: Stokes, Surry, Watauga, and Wilkes.
Adopt amendments to the following rule:
15A NCAC 10B .0206 Squirrels (page 14)
- H6) Remove rule-based barriers for the take of the American alligator.
Adopt amendments to the following rules:
15A NCAC 10B .0119 Wildlife Collectors (page 15)
15A NCAC 10I .0102 Protection of Endangered/Threatened/Special Concern species (page 16)
- H7) Allow hunters to carry firearms while dog training.
Adopt amendments to the following rule:
15A NCAC 10B .0114 Dog Training and Field Trials (page 18)

- H8) Increase user fees for the use of the field trial facilities located on the Sandhills Game Lands from the current \$25.00 to \$75.00 for use of the club house only and \$100 to \$200 for the use of the club house and field trial grounds.
Adopt amendments to the following rule:
 15A NCAC 10D .0102 General Regulations Regarding Use (page 20)
- H9) Allow open carry of firearms anytime on state-owned game lands and conservation areas. At their request, this change will not apply to game lands owned by the U.S. Forest Service.
Adopt amendments to the following rules:
 15A NCAC 10D .0102 General Regulations Regarding Use (pages 19&20)
 15A NCAC 10D .0103 Hunting on Game Lands (pages 25&28)
 15A NCAC 10J .0102 General Regulation Regarding Use of Conservation Areas (page 39)
- H10) Allow hunting by special permit on game lands when the seasons for game animals (bear, fox, rabbit, squirrel, deer, bobcat, opossum and raccoon) and game birds (all migratory game birds and upland game birds) are closed.
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (page 24)
- H11) Limit hunting on game lands with weapons legal for open game animal or game bird seasons.
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (page 24)
- H12) Allow trapping on Sherwood and Harmon Den Bear Sanctuaries
Adopt amendments to the following rule:
 15A NCAC 10D .0102 General Regulations Regarding Use (page 21)
- H13) Allow waterfowl hunting to take place the Monday after Christmas and the Monday after New Year's Day when these two holidays fall on a Sunday.
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (page 37)
- H14) Allow a youth/adult dove hunt on opening day of dove season on Needmore Game Lands. This hunt would be on posted dove fields by permit only.
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (page 31)
- H15) Prohibit equestrian use November 1 through January 1 on Perkins Game Land in Davie County. [This change is at the landowner's request]
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (page 32)
- H16) Clarify existing regulations that allow muzzleloader and archery deer hunting on the J. Robert Gordon Field Trial Grounds.
Adopt amendments to the following rule:
 15A NCAC 10D .0103 Hunting on Game Lands (pages 33&34)

H17) Allow waterfowl hunting on the J. Robert Gordon Field Trial Grounds during all open days of the waterfowl season.

Adopt amendments to the following rule:

15A NCAC 10D .0103 Hunting on Game Lands (page 34)

H18) Open spring camping season on the game lands on March 31.

Adopt amendments to the following rule:

15A NCAC 10D .0103 Hunting on Game Lands (pages 25-35)

H19) Reduce requirements for obtaining a permit in cases of depredation and allow for better use of wildlife taken under depredation permits by making the following changes:

- remove the requirement that an animal cause at least \$50.00 in damage before the property owner can receive a depredation permit and allow a permit to be written for any amount of damage;
- remove the requirement that municipalities attempt using the Urban Archery season for deer overabundance before receiving a depredation permit;
- allow the take of alligators with depredation permits, subject to Executive Director approval;
- allow the take of feral swine with depredation permits; and
- allow any animal taken under a depredation permit to be retained for consumption if so written on the permit.

Adopt amendments to the following rule:

15A NCAC 10B .0106 Wildlife Taken for Depredation (pages 41-44)

H20) Reduce restrictions for taking wildlife in the act of depredation without a permit and allow for better use of animals taken while causing damage by making the following changes:

- remove the limit on the number of deer taken without a permit that can be retained for consumption. Deer may only be taken without a permit while in the act of damaging property;
- allow feral swine taken without a permit to be retained for consumption;
- allow the use of artificial lights in taking wildlife in the act of depredation without a permit; and
- reduce the number of species of wildlife taken without a permit that require reporting to the Commission to two: bears and alligators.

Adopt amendments to the following rule:

15A NCAC 10B .0106 Wildlife Taken for Depredation (pages 41-44)

- H21) Reduce restrictions on keeping wildlife killed accidentally or found dead by making the following changes:
- allow a person to request authorization to keep a deer or turkey found dead of natural causes or due to a vehicle collision;
 - allow a person to keep dead raptors and nongame migratory birds if the person holds a federal permit; and
 - allow possession of any other species of wildlife found dead without Commission authorization, except bears and protected species which may not be possessed at all.
- Adopt amendments to the following rule:*
15A NCAC 10B .0106 Wildlife Taken for Depredation (pages 42&43)
Adopt the following rule:
15A NCAC 10B .0127 Possession of Wildlife Killed Accidentally or Found Dead (page 45)

- H22) For regulatory purposes, divide captive cervids into two categories:
- a Category 1 cervid — any white-tailed deer, white-tailed deer hybrid, Sika deer, red deer, elk, elk hybrid, moose or any other species of cervid in which the scientific community has documented Chronic Wasting Disease (CWD) and
 - a Category 2 cervid — any species of cervid in which the scientific community has not documented CWD.

Prohibit importation from any U.S. or Mexican state or territory, Canadian province or other country of origin which has documented CWD in a wild or captive cervid herd. Establish these importation criteria for Category 1 cervids: the individual U.S. or Mexican state or territory, Canadian province or other country of origin for a captive cervid coming into North Carolina must require facility owners to:

- report all cervid deaths within the facility and submit all animals over the age of 12 months for CWD testing;
- place at least two tags on each animal in the facility; and
- record all acquisitions and dispositions to the herd.

Allow importation of a Category 2 cervid from any state/province/country without restrictions, except importation is prohibited from any state/province/country with CWD for Category 2 and Category 1 cervids. Category 2 cervids that are co-mingled, or have been in the past five years, with Category 1 cervids will be held to the same importation standards as Category 1 cervids.

Adopt amendments to the following rules:
15A NCAC 10B .0101 Importation of Wild Animals and Birds (page 46)
15A NCAC 10H .0304 Captive Cervid Herd Certification Program (page 47)

- H23) Allow new captive cervid licenses. Require these new facilities to have two fences: an eight-foot high fence and an electric fence, placed either internally or externally, two feet away from the eight-foot fence with strand placements at: 12, 20, 28, 36 and 48 inches above the ground. The strands at 20 and 36 inches would be non-electrified grounding strands. Prohibit any person with a captivity license from requesting an additional license or obtaining a new license if one was revoked in the previous two years.
- Adopt amendments to the following rules:*
15A NCAC 10H .0301 General Requirements (page 49)
15A NCAC 10H .0302 Minimum Standards (page 56)

- H24) Increase the age for the requirement for CWD testing of deceased captive cervids from six months to 12 months.
Adopt amendments to the following rule:
15A NCAC 10H .0301 General Requirements (page 51)
- H25) Reduce the species of captive cervids that must be tested for CWD upon death from all captive cervids to only Category 1 cervids.
Adopt amendments to the following rule:
15A NCAC 10H .0301 General Requirements (page 51)
- H26) Allow for pen expansion for all captive cervid licensees if the entire expanded pen has two fences: an eight-foot high fence and an electric fence, placed either internally or externally, two feet away from the eight-foot high fence with strand placements at: 12, 20, 28, 36 and 48 inches above ground. The strands at 20 and 36 inches would be non-electrified grounding strands.
Adopt amendments to the following rules:
15A NCAC 10H .0301 General Requirements (page 52)
15A NCAC 10H .0302 Minimum Standards (page 56)
15A NCAC 10H .0304 Captive Cervid Herd Certification Program (page 47)
- H27) Allow transportation of captive cervids from any N.C. Certified herd to any other captive cervid herd up to the licensed pen capacity for the receiving herd.
Adopt amendments to the following rule:
15A NCAC 10H .0301 General Requirements (page 53)

Summary of Proposed Changes to Captive Cervid Program

Importation Permit

| Current Restrictions (from 10B .0101 and 10H .0304) | Proposed Restrictions (from 10B .0101 and 10H .0304) |
|--|---|
| <ol style="list-style-type: none"> 1) Only licensees with Certified herds may import. 2) May only import from a herd that has not had CWD detected in the past 5 years. 3) May only import from a herd which has been managed with standards more stringent than or equivalent to N.C. rules. | <ol style="list-style-type: none"> 1) Only licensees with Certified herds may import. 2) May not import from any state, province, or other country that has CWD. 3) Category 1 cervids may only be imported from a state, province, country that has a monitoring/certification program which requires, for Category 1 cervids: <ul style="list-style-type: none"> • submission for CWD testing all deceased animals over the age of 12 months; • tags, tattoos or otherwise permanently marking all animals over the age of 12 months; and • records kept of all acquisitions and all dispositions in the facility. 4) Category 1 cervids may only be imported from a herd successfully participating in that state’s monitoring/certification program. 5) Category 2 cervids may be imported from any CWD-free state with no restrictions, unless that cervid comes from a facility that also contains Category 1 cervids, or has been in a facility with Category 1 cervids in the past five years. If a Category 2 cervid comes from a “mixed” herd it is subject to the same importation requirements as a Category 1 cervid. |

Testing

| Current Requirement (from 10H .0301) | Proposed Requirement (from 10H .0301) |
|--|--|
| Mandatory testing of any captive cervid aged six months or older at time of death. | Mandatory testing of any Category 1 cervid aged 12 months or older at time of death. |

Licenses

| Current Restrictions (from 10H .0301) | Proposed Restrictions (from 10H .0301) |
|--|--|
| No new licenses issued. | <ol style="list-style-type: none"> 1) No captivity license for cervids will be issued to someone who already holds a captivity license for cervids. 2) No captivity license for cervids will be issued to individuals who had a captivity license for cervids revoked within the previous two years. |

Fencing

| Current Requirement (from 10H .0302) | Proposed Requirements (from 10H .0302) |
|---|---|
| Each facility must be contained by a fence of sufficient strength and design to contain the animal under any circumstances, at least eight feet high, and dog-proof to a height of at least six feet. | <ol style="list-style-type: none"> 1) Facilities licensed prior to January 1, 2013 must be contained by a fence of sufficient strength and design to contain the animal under any circumstances, at least eight feet high, and dog-proof to a height of at least six feet. 2) Facilities licensed after January 1, 2013, must be contained by: <ul style="list-style-type: none"> • a fence of sufficient strength and design to contain the animal under any circumstances, at least eight feet high, and dog-proof to a height of at least six feet AND • an electric fence, placed either internally or externally, two feet away from the eight-foot high fence with strand placements at: 12, 20, 28, 36 and 48 inches above ground. The strands at 20 and 36 inches would be non-electrified grounding strands. 3) Facilities licensed after January 1, 2013, may not contain any wild cervids prior to stocking with captive cervids. Licensees shall ensure all enclosures are devoid of wild deer or elk before stocking with captive cervids. |

Pen Expansion

| Current Restrictions (from 10H .0301 and 10H .0304) | Proposed Restrictions (from 10H .0301 and 10H .0304) |
|--|---|
| Only licensees with Certified herds may request in their renewal applications to expand pen size or the number of pens on the licensed facility to increase the holding capacity of that facility. | Any licensee may expand a pen or add a new pen but must adhere to the fencing standards set forth for new facilities in 10H .0302. For expanded pens, these standards apply to the entire pen, not just the expanded portion. |

Transportation Permit

| Current Restrictions (from 10H .0301 and 10H .0304) | Proposed Restrictions (from 10H .0301 and 10H .0304) |
|---|---|
| Transportation allowed for: <ul style="list-style-type: none"> • export out of state, • to a slaughterhouse for slaughter, • to a veterinary medical facility for treatment provided that the animal for which the permit is issued does not exhibit clinical symptoms of CWD, and • from a N.C. Certified Herd to another N.C. Certified Herd. | Transportation allowed for: <ul style="list-style-type: none"> • export out of state, • to a slaughterhouse for slaughter, • to a veterinary medical facility for treatment provided that the animal for which the permit is issued does not exhibit clinical symptoms of CWD, and • from a N.C. Certified Herd to another N.C. captive cervid licensed facility. The receiving facility may not receive more animals than allowed under their licensed pen size. |

1 **15A NCAC 10B .0203 DEER (WHITE-TAILED)**

2 (a) Open Seasons (All Lawful Weapons) for hunting deer:

3 (1) Deer With Visible Antlers. Deer with antlers or spikes protruding through the skin, as
4 distinguished from knobs or buttons covered by skin or velvet, may be taken during the following
5 seasons:

6 (A) Saturday on or nearest October 15 through January 1 in all of Beaufort, Bertie, Bladen,
7 Brunswick, Camden, Carteret, Chowan, Columbus*, Cumberland, Craven, Currituck,
8 Dare, Duplin, Edgecombe, Franklin, Gates, Greene, Halifax, Harnett, Hertford, Hoke,
9 Hyde, Johnston, Jones, Lenoir, Martin, Moore, Nash, New Hanover, Northampton,
10 Onslow, Pamlico, Pasquotank, Pender, Perquimans, Pitt, Richmond**, Robeson,
11 Sampson, Scotland**, Tyrrell, Vance, Wake, Warren, Washington, Wayne, and Wilson
12 counties.

13 *Unlawful to hunt or kill deer in Lake Waccamaw or within 50 yards of its shoreline.

14 **Refer to 15A NCAC 10D .0103(h) for seasons on Nicholson Creek, Rockfish Creek
15 and Sandhills Game Lands.

16 (B) Saturday before Thanksgiving through January 1 in all Alexander, Alleghany, Ashe,
17 Catawba, Davie, Forsyth, Gaston, Iredell, Lincoln, Stokes, Surry, Watauga, Wilkes*, and
18 Yadkin counties.

19 *Refer to 15A NCAC 10D .0103(h) for seasons on Buffalo Cove game land.

20 (C) Monday of Thanksgiving week through the third Saturday after Thanksgiving Day in all
21 of Avery, Buncombe, Burke, Caldwell, Cherokee, Clay, Graham, Haywood, Henderson,
22 Jackson, Macon, Madison, McDowell, Mitchell, Polk, Swain, Transylvania, and Yancey
23 counties.

24 (D) Two Saturdays before Thanksgiving through January 1 in all of Alamance, Anson,
25 Cabarrus, Caswell, Chatham, Davidson, Durham, Granville, Guilford, Lee, Mecklenburg,
26 Montgomery, Orange, Person, Randolph, Rockingham, Rowan, Stanly, and Union
27 counties.

28 (E) Saturday on or nearest September 10 through January 1 in those parts of Camden, Gates
29 and Pasquotank counties known as the Dismal Swamp National Wildlife Refuge, in those
30 parts of Hyde, Tyrrell and Washington counties known as the Pocosin Lakes National
31 Wildlife Refuge, in those parts of Anson and Richmond counties known as the Pee Dee
32 National Wildlife Refuge, and in that part of Currituck County known as the Mackay
33 Island National Wildlife Refuge.

34 (F) Monday of Thanksgiving week through the fifth Saturday after Thanksgiving Day in all
35 of Cleveland and Rutherford counties, except for South Mountain Game Land.

36 (2) Deer of Either Sex. Except on Game Lands, deer of either sex may be taken during the open
37 seasons and in the counties and portions of counties listed in this Subparagraph: (Refer to 15A
38 NCAC 10D .0103 for either sex seasons on Game Lands):

39 (A) The open either-sex deer hunting dates established by the U.S. Fish and Wildlife Service
40 during the period from the Saturday on or nearest September 10 through January 1 in
41 those parts of Camden, Gates and Pasquotank counties known as the Dismal Swamp
42 National Wildlife Refuge, in those parts of Hyde, Tyrrell and Washington counties
43 known as the Pocosin Lakes National Wildlife Refuge, in those parts of Anson and
44 Richmond counties known as the Pee Dee National Wildlife Refuge, and in those parts of
45 Currituck County known as the Currituck National Wildlife Refuge and the Mackay
46 Island National Wildlife Refuge.

47 (B) The open either-sex deer hunting dates established by the appropriate military commands
48 during the period from Saturday on or nearest October 15 through January 1 in that part
49 of Brunswick County known as the Sunny Point Military Ocean Terminal, in that part of
50 Craven County known and marked as Cherry Point Marine Base, in that part of Onslow
51 County known and marked as the Camp Lejeune Marine Base, on Fort Bragg Military
52 Reservation, and on Camp Mackall Military Reservation.

53 (C) Youth either sex deer hunts. First Saturday in October for youth either sex deer hunting
54 by permit only on a portion of Belews Creek Steam Station in Stokes County designated
55 by agents of the Commission and the third Saturday in October for youth either-sex deer
56 hunting by permit only on Mountain Island State Forest in Lincoln and Gaston counties;

1 and the second Saturday in November for youth either-sex deer hunting by permit only
2 on apportion of Warrior Creek located on W. Kerr Scott Reservoir, Wilkes County
3 designated by agents of the Commission.

- 4 (D) The last open day of the Deer with Visible Antlers season described in Subparagraph
5 (a)(1) of this Rule in all of ~~Buncombe, *Haywood, Buncombe*, Haywood, Henderson,~~
6 ~~Madison and Transylvania counties. **counties** and the following parts of counties:~~

7 ~~Avery: That part south of the Blue Ridge Parkway; and~~

8 ~~Yancey: That part south of US 19 and US 19E.~~

9 *except for that part east of NC 191, south of the French Broad and Swannanoa Rivers,
10 west of US 25, and north of NC 280

11 **see 15A NCAC 10D .0103 for deer of either sex seasons on game lands that differ
12 from the days identified in this Subparagraph

- 13 (E) The last six open days of the Deer With Visible Antlers season described in
14 Subparagraph (a)(1) of this Rule in all of ~~Avery, Burke, Caldwell, McDowell, Mitchell~~
15 ~~and Yancey counties. the following parts of counties:~~

16 ~~Avery: That part north of the Blue Ridge Parkway;~~

17 ~~Yancey: That part north of US 19 and US 19E.~~

- 18 (F) The first six open days and the last six open days of the Deer with Visible Antlers season
19 described in Subparagraph (a)(1) of this Rule in all of Cleveland, Polk and Rutherford
20 counties.

- 21 (G) All the open days of the Deer With Visible Antlers season described in Subparagraph
22 (a)(1) of this Rule in and east of Ashe, Watauga, Wilkes, Alexander, Catawba, Lincoln
23 and Gaston counties and in the following parts of counties:

24 Buncombe: That part east of NC 191, south of the French Broad and Swannanoa Rivers,
25 west of US 25, and north of NC 280; and

26 Henderson. That part east of NC 191 and north and west of NC 280.

27 (b) Open Seasons (Bow and Arrow) for hunting deer:

- 28 (1) Authorization. Subject to the restrictions set out in Subparagraph (2) of this Paragraph and the bag
29 limits set out in Paragraph (e) of this Rule, deer of either sex may be taken with bow and arrow
30 during the following seasons:

- 31 (A) Saturday on or nearest September 10 to the third Friday thereafter in the counties and
32 parts of counties having the open season for Deer With Visible Antlers specified by Part
33 (A) of Subparagraph (a)(1) of this Rule, except on Nicholson Creek, Rockfish Creek, and
34 Sandhills Game Lands.

- 35 (B) Saturday on or nearest September 10 to the third Friday before Thanksgiving in the
36 counties and parts of counties having the open seasons for Deer with Visible Antlers
37 specified by Part (B) of Subparagraph (b)(1) of this Rule except for that portion of
38 Buffalo Cove Game Land in Wilkes County.

- 39 (C) Monday on or nearest September 10 to the third Saturday thereafter, and Monday on or
40 nearest October 15 to the Saturday before Thanksgiving in the counties and parts of
41 counties having the open seasons for Deer With Visible Antlers specified by Part (C) of
42 Subparagraph (a)(1) of this Rule and in Cleveland and Rutherford counties.

- 43 (D) Saturday on or nearest September 10 to the fourth Friday before Thanksgiving in the
44 counties and parts of counties having the open season for Deer With Visible Antlers
45 specified by Part (D) of Subparagraph (b)(1) of this Rule, and on Nicholson Creek,
46 Rockfish Creek and Sandhills Game Lands.

47 (2) Restrictions

- 48 (A) Dogs may not be used for hunting deer during the bow and arrow season, except a single
49 dog on a leash may be used to retrieve a wounded deer in accordance with G.S. 113-
50 291.1(k).

- 51 ~~(B) It is unlawful to carry any type of firearm while hunting with a bow during the bow and~~
52 ~~arrow deer hunting season, except:~~

53 ~~(i) if the firearm is a handgun carried by an individual with a valid concealed~~
54 ~~handgun permit. The individual carrying a handgun must adhere to the~~
55 ~~requirements set forth in North Carolina G.S. 14 415.11, even if the state issuing~~
56 ~~the concealed handgun permit is not North Carolina; or~~

1 requirements set forth in North Carolina G.S. 14-415.11, even if the state issuing
2 the concealed handgun permit is not North Carolina; or
3 (ii) ~~the firearm is a .22-caliber rimfire pistol carried for the purpose of dispatching a~~
4 ~~wounded deer in accordance with G.S. 113-291.1(k).~~

5 ~~(C)(B)~~ Only archery equipment bows and arrows of the types authorized in 15A NCAC 10B
6 .0116 for taking deer shall be used during the urban season.

7 (e) Bag limits. In and east of Vance, Franklin, Wake, Harnett, Moore and Richmond counties, the possession limit
8 is six deer, up to four of which may be deer with visible antlers. In all other counties of the state the possession limit
9 is six deer, up to two of which may be deer with visible antlers. The season limit in all counties of the state is six
10 deer. In addition to the bag limits described above, a hunter may obtain multiple bonus antlerless deer harvest report
11 cards from the Wildlife Resources Commission or any Wildlife Service Agent to allow the harvest of two additional
12 antlerless deer per card on lands others than lands enrolled in the Commission's game land program during any open
13 deer season in all counties and parts of counties of the State identified in Part (G) of Subparagraph (a)(2) of this
14 Rule. Antlerless deer harvested and reported on the bonus antlerless harvest report card shall not count as part of the
15 possession and season limit. Hunters may also use the bonus antlerless harvest report cards for deer harvested
16 during the season described in Paragraph (d) of this Rule within the boundaries of participating municipalities,
17 except on state-owned game lands. Antlerless deer include males with knobs or buttons covered by skin or velvet as
18 distinguished from spikes protruding through the skin. The bag limits described above do not apply to deer
19 harvested in areas covered in the Deer Management Assistance Program (DMAP) as described in G.S. 113-291.2(e)
20 for those individuals using Commission-issued DMAP tags and reporting harvest as described on the DMAP
21 license. Season bag limits shall be set by the number of DMAP tags issued and in the hunters' possession. All deer
22 harvested under this program, regardless of the date of harvest, shall be tagged with these DMAP tags and reported
23 as instructed on the DMAP license. The hunter does not have to validate the Big Game Harvest Report Card
24 provided with the hunting license for deer tagged with the DMAP tags. Any deer harvested on lands enrolled in the
25 DMAP and not tagged with DMAP tags may only be harvested during the regularly established deer seasons subject
26 to all the restrictions of those seasons, including bag limits, and reported using the big game harvest report card or
27 the bonus antlerless harvest report card.
28

29 *History Note: Authority G.S. 113-134; 113-270.3; 113-276.1; 113-291.1; 113-291.2;*
30 *Eff. February 1, 1976;*
31 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996, July 1, 1995; December 1, 1994; July 1,*
32 *1994; July 1, 1993;*
33 *Temporary Amendment Eff. July 1, 1999;*
34 *Amended Eff. July 1, 2000;*
35 *Temporary Amendment Eff. July 1, 2002; July 1, 2001;*
36 *Amended Eff. August 1, 2002 (Approved by RRC on 06/21/01 and 04/18/02);*
37 *Temporary Amendment Eff. June 1, 2003;*
38 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July*
39 *17, 2003);*
40 *Amended Eff. August 1, 2012; August 1, 2011; July 10, 2010; June 1, 2008; May 1, 2007; May 1,*
41 *2006; June 1, 2005.*
42 *Amended Eff. August 1, 2013*

1 **15A NCAC 10B .0209 WILD TURKEY**

2 (a) Open Seasons:

- 3 (1) Spring Wild Turkey Season shall be from the second Saturday in April through the Saturday of the
4 fourth week thereafter on bearded or male turkeys only in all counties statewide.
- 5 (2) Spring Youth Only Wild Turkey Season: the Spring Youth Only Wild Turkey Season shall be ~~for~~
6 ~~one day on~~ from the first Saturday in April until the Friday thereafter on bearded or male wild
7 turkeys only. The bag limit during the Spring Youth Only Wild Turkey season is one bird. For
8 purposes of this Subparagraph a youth hunter shall be less than 16 years of age. Each youth
9 hunting during this season shall be accompanied by a properly licensed adult at least 21 years of
10 age. ~~An adult may accompany only one youth during any particular hunt and only one weapon is~~
11 ~~allowed per youth hunter.~~ The adult must remain in close enough proximity to monitor the
12 activities of, and communicate with, the youths at all times.

13 (b) Bag Limits: The daily bag limit shall be one bird and the annual bag limit shall be two birds. Possession limit
14 is two birds.

15 (c) Dogs: The use of dogs for hunting wild turkeys is prohibited.

16 (d) Kill Reports. The kill shall be validated at the site of kill and the kill reported as provided by 15A NCAC 10B
17 .0113.

18
19 *History Note: Authority G.S. 113-134; 113-270.3; 113-276.1; 113-291.2; 113-291.5;*
20 *Eff. February 1, 1976;*
21 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; July 1, 1995; July 1, 1994; July 1, 1993;*
22 *July 1, 1992;*
23 *Temporary Amendment Eff. July 1, 1999;*
24 *Amended Eff. July 1, 2000;*
25 *Temporary Amendment Eff. July 1, 2001;*
26 *Temporary Amendment Eff. July 1, 2002;*
27 *Amended Eff. August 1, 2002 (approved by RRC on 06/21/01 and 04/18/02);*
28 *Temporary Amendment Eff. June 1, 2003;*
29 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July*
30 *17, 2003);*
31 *Amended Eff. May 1, 2009; May 1, 2007; November 1, 2005.*
32 *Amended Eff. August 1, 2013*

1 **15A NCAC 10B .0206 SQUIRRELS**

2 (a) Open Seasons:

- 3 (1) Gray and red squirrels may be taken by hunting on the Monday on or closest to October 15 to the
4 last day of February.
- 5 (2) Fox squirrels may be taken by hunting on the Monday on or nearest October 15 to December 31 in
6 the counties of Alleghany, Anson, Ashe, Bladen, Brunswick, Cumberland, Duplin, Edgecombe,
7 Greene, Harnett, Hoke, Johnston, Jones, Lenoir, Moore, New Hanover, Onslow, Pender, Pitt,
8 Richmond, Sampson, ~~Scotland~~ Scotland, Stokes, Surry, Watauga, Wayne and Wilkes. ~~and~~
9 ~~Wayne.~~

10 (b) Bag Limits:

- 11 (1) The daily bag limit for gray and red squirrels is eight and there are no season and no possession
12 limits.
- 13 (2) In those counties listed in Subparagraph (a)(2) of this Rule, the daily bag limit for fox squirrels is
14 one; the possession limit is two, and the season limit is 10.

15
16 *History Note*

Authority G.S. 113-134; 113-291.2;

Eff. February 1, 1976;

*Amended Eff. August 1, 2010; May 1, 2009; May 1, 2008; May 1, 2006; July 1, 1995; July 1,
18 1987; July 1, 1986; July 1, 1985.*

Amended Eff. August 1, 2013

1 **15A NCAC 10B .0119 WILDLIFE COLLECTORS**

2 (a) Collection Licenses. The Executive Director is authorized to license qualified individuals to take or collect any
3 species of wildlife resources except that endangered, threatened and special concern species may not be taken or
4 collected except under a special permit issued by the Executive Director for research ~~purposes~~; purposes, unless
5 there is an open season for the species. If an open season exists for the species then the appropriate hunting, fishing
6 or trapping license can serve as the authorization for take. This Rule shall not prohibit an individual from killing an
7 endangered, threatened, or special concern species in defense of his own life or the lives of others without a permit.
8 Individuals who annually collect less than five reptiles or less than 25 amphibians that are not on the endangered,
9 threatened or special concern lists are exempted from this license requirement. Such license shall be issued upon
10 payment of a fee in accordance with the General Statutes, except that licenses shall be issued to representatives of
11 educational or scientific institutions or of governmental agencies without charge. Such license shall be used in lieu
12 of any other hunting or trapping license required by law and shall authorize possession and transportation of the
13 wildlife incidental to the authorized taking, except that it shall not authorize the taking, possession or transportation
14 of any species of wildlife in violation of federal laws or regulations.

15 (b) Limits on collection. Individuals shall collect no more than 10 turtles from the family Chelydridae (snapping
16 turtles) per day and no more than 100 per calendar year. Individuals shall collect no more than 10 turtles from the
17 family Kinosternidae (mud and musk turtles) per day and no more than 100 per calendar year.

18 (c) Qualifications of Licensees. In addition to representatives of educational and scientific institutions and
19 governmental agencies the collection license may be issued to any individual for any purpose when such is not
20 deemed inimical to the efficient conservation of the species to be collected or to some other wildlife species that
21 may be dependent thereon.

22 (d) Methods of Taking. The manner of taking wildlife resources under a collection license may be specified by the
23 Executive Director pursuant to G.S. 113-272.4(d) and need not be restricted to the usual methods of hunting or
24 trapping.

25 (e) Term of License. The Executive Director may, pursuant to G.S. 113-272.4(c), impose time limits and other
26 restrictions on the duration of any collection license, but unless so restricted the license shall be valid from January 1
27 through December 31 of the applicable year.

28 (f) Report of Collecting Activity. Each individual licensed under this Rule shall submit a written report to the
29 Executive Director within 15 days following the date of expiration of the license. The report shall be on a form
30 supplied by the Wildlife Resources Commission and shall show the numbers of each species taken under the license
31 and the use or disposition thereof. The Executive Director may require additional information for statistical
32 purposes such as the dates and places of the taking and the sex, size, weight, condition, and approximate age of each
33 specimen taken. Such additional information may be required on the form of report or by a separate writing
34 accompanying the form.

35 (g) Other Requirements and Restrictions. The Executive Director may, pursuant to G.S. 113-272.4(d), impose such
36 other requirements and restrictions on persons licensed under this Rule as he may deem to be necessary to the
37 efficient administration of the wildlife conservation laws and regulations.

38
39 *History Note: Authority G.S. 113-134; 113-272.4;*

40 *Eff. January 1, 1981;*

41 *Amended Eff. May 1, 2009; May 1, 2008; April 1, 2001; February 1, 1994; November 1, 1990;*

42 *September 1, 1989.*

43 *Amended Eff. January 1, 2013*

1 **15A NCAC 10I .0102 PROTECTION OF ENDANGERED/THREATENED/SPECIAL CONCERN**

2 (a) No Open Season. There ~~shall be is~~ no open season for taking any of the species listed as endangered in Rule
3 .0103, or threatened in Rule .0104 of this ~~Section. Section, except for the American alligator (*Alligator*
4 *mississippiensis*) as set forth in the rules of this Chapter.~~ Unless otherwise provided in North Carolina General
5 Statutes or the rules of this Chapter, there is no open season for taking any of the species listed as special concern in
6 Rule .0105 of this Section. Except as provided in Paragraphs (b), (c) and (e) of this Rule, it is unlawful to take or
7 possess any of such species at any time.

8 (b) Permits. The executive director may issue permits to take or possess an endangered, threatened, or special
9 concern species:

- 10 (1) To an individual or institution with experience and training in handling, and caring for the wildlife
11 and in conducting a scientific study, for the purpose of scientific investigation relevant to
12 perpetuation or restoration of said species or as a part of a scientifically valid study or restoration
13 effort;
- 14 (2) To a public or private educator or exhibitor who demonstrates that he or she has lawfully obtained
15 the specimen or specimens in his or her possession, possesses the requisite equipment and
16 expertise to care for such specimen or specimens and abides by the caging requirements for the
17 species set forth in 15A NCAC 10H .0302;
- 18 (3) To a person who lawfully possessed any such species for more than 90 days immediately prior to
19 the date that such species was listed and who abides by the caging requirements for the species set
20 forth in 15A NCAC 10H .0302, provided however, that no permit shall be issued more than ninety
21 days after the effective date of the initial listing for that species; and
- 22 (4) To a person with demonstrable depredation from a Special Concern ~~species. Species, or the~~
23 American alligator (*Alligator mississippiensis*).

24 (c) Taking Without a Permit:

- 25 (1) An individual may take an endangered, threatened, or special concern species in defense of his
26 own life or the lives of others; or
- 27 (2) A state or federal conservation officer or employee who is designated by his agency to do so may,
28 when acting in the course of his official duties, take, possess, and transport endangered,
29 threatened, or special concern species if the action is necessary to:
- 30 (A) aid a sick, injured, diseased or orphaned specimen;
- 31 (B) dispose of a dead specimen;
- 32 (C) salvage a dead specimen which may be useful for scientific study; or
- 33 (D) remove specimens which constitute a demonstrable but nonimmediate threat to human
34 safety, provided the taking is done in a humane and noninjurious manner. The taking
35 may involve injuring or killing endangered, threatened, or special concern species only if
36 it is not reasonably possible to eliminate the threat by live-capturing and releasing the
37 specimen unharmed, in a habitat that is suitable for the survival of that species.

38 (d) Reporting. Any taking or possession of an endangered, threatened, or special concern species under Paragraphs
39 (b) and (c) of this Rule is subject to applicable reporting requirements of federal law and regulations and the
40 reporting requirements of the permit issued by the Executive Director or of 15A NCAC 10B .0106(e).

41 (e) Exceptions.

- 42 (1) Notwithstanding any other provisions of this Rule, processed meat and other parts of American
43 alligators, which have been lawfully taken in a state in which there is an open season for
44 harvesting alligators, may be possessed, bought and sold when such products are marketed in
45 packages or containers which are labeled to indicate the state in which they were taken and the
46 identity, address, and lawful authority of the processor or distributor;
- 47 (2) Raptors listed as special concern species in Rule .0105 of this Section may be taken from the wild
48 for falconry purposes and for falconry propagation, provided that a valid North Carolina
49 endangered species permit has been obtained as required in Paragraph (b) of this Rule;
- 50 (3) Captive-bred raptors listed as special concern species may be bought, sold, bartered or traded as
51 provided in 50 C.F.R. 21.30 when marked as required under those regulations; and
- 52 (4) Importation, possession, sales, transportation and exportation of species listed as special concern
53 species in Rule .0105 of this Section is allowed under permit by retail and wholesale
54 establishments whose primary function is providing scientific supplies for research provided that:
- 55 (A) the specimens were lawfully obtained from captive or wild populations outside of North
56 Carolina;

- 1 (B) they are possessed in indoor facilities;
2 (C) all transportation of specimens provides safeguards adequate to prevent accidental
3 escape; and
4 (D) importation, possession and sale or transfer is permitted only as listed in Parts (e)(4)(A)
5 and (B) of this Rule.
6 (f) A written application to the Commission is required for a permit to authorize importation, and possession for the
7 purpose of retail or wholesale sale. The application shall identify the source of the specimens, and provide
8 documentation of lawful acquisition. Applications for permits shall include plans for holding, transportation,
9 advertisement, and sale in such detail as to allow a determination of the safeguards provided against accidental
10 escape and sales to unauthorized individuals.
11 (g) Purchase, importation, and possession of special concern species within North Carolina is allowed under permit
12 to state and federal governmental agencies, corporate research entities, and research institutions provided that:
13 (1) sales are permitted to out of state consumers;
14 (2) they must be possessed in indoor facilities and that all transportation of specimens provides
15 safeguards adequate to prevent accidental escape;
16 (3) the agency's or institution's Animal Use and Care Committee has approved the research protocol
17 for this species; and
18 (4) no specimens may be stocked or released in the public or private waters or lands of North Carolina
19 and may not be transferred to any private individual.
20

21 *History Note:* Authority G.S. 113-134; 113-291.2; 113-291.3; 113-292; 113-333;
22 Eff. June 11, 1977;
23 Amended Eff. January 1, 2012; May 1, 2009; April 1, 2003; April 1, 2001; April 1, 1997;
24 February 1, 1994; September 1, 1989; March 1, 1981; March 17, 1978.
25 Amended Eff. January 1, 2013

1 **15A NCAC 10B .0114 DOG TRAINING AND FIELD TRIALS**

2 (a) Except as provided in Paragraphs (b) and (c) of this Rule, each person engaged in training or running a dog or
3 dogs and each active participant in a field trial shall have obtained a North Carolina hunting license. The term
4 "active participant" as used herein includes each person who owns or handles dogs, carries a firearm, or is a member
5 of an organized group engaged in the conduct of a field trial, but does not include a person who is observing a field
6 trial incidentally or who has stopped to witness a part of it.

7 (b) A person serving as judge of a commission-sanctioned field trial and any nonresident participating therein may
8 do so without having a North Carolina license, provided the nonresident has in his possession a valid hunting license
9 issued by the state of his residence. A "commission-sanctioned" field trial is one which, pursuant to a written
10 request from the sponsoring organization, has been authorized in writing and scheduled for occurrence by an
11 authorized representative of the Wildlife Resources Commission.

12 (c) Persons without license may participate in commission-sanctioned field trials for beagles conducted without
13 firearms on private field trial areas which are fenced in accordance with G.S. 113-276(k).

14 (d) Except as allowed by rules pertaining to authorized field trials, ~~and handguns carried by individuals with valid~~
15 ~~concealed handgun permits,~~ it is unlawful to carry ~~firearms,~~ axes, saws or climbing irons while training or running
16 dogs during closed season on game animals.

17 (e) ~~Except as authorized in this Paragraph, no firearms, except handguns carried by individuals with valid concealed~~
18 ~~handgun permits, or other hunting weapons may shall be possessed or used during any field trial for foxhounds or~~
19 ~~any field trial conducted during the closed hunting season for any other species of wildlife serving as the quarry or~~
20 ~~prey.~~—On a commission-sanctioned field trial for retrievers or bird dogs, shotguns containing live ammunition or
21 firearms using only blank ammunition may be used only when the application for and the authorization of the field
22 trial so provide. No wild waterfowl, quail or pheasant shall be used in field trials when shotguns with live
23 ammunition are permitted. All waterfowl, quail and pheasants so used shall be obtained from a licensed game bird
24 propagator. Each specimen of waterfowl so obtained shall be marked by one of the methods provided by 50 C.F.R.
25 21.13. Each pheasant or quail so obtained shall be banded by the propagator prior to delivery with a leg band that is
26 imprinted with the number of his or her propagation license. The purchaser of the birds shall obtain a copy of the
27 receipt from the propagator showing the date and the number and species of birds purchased. The copy of the
28 receipt shall be available for inspection by any authorized agent of the Wildlife Resources Commission during the
29 time and at the place where the trial is being held.

30 (f) Applications for authorization of a field trial shall be submitted in writing to a Wildlife Enforcement Officer at
31 least 30 days prior to the scheduled event.

32 (g) Pursuant to G.S. 113-291.1(d), hunters may train dogs using shotguns with shot of number 4 size or smaller
33 during the closed season using domestically raised waterfowl and domestically raised game birds. Only nontoxic
34 shot shall be used when training dogs using domestically raised waterfowl. All domestically raised waterfowl shall
35 be individually tagged on one leg with a seamless band stamped with the number of the propagation license for the
36 facility from which the domestically raised waterfowl originated. All other domestically raised game birds shall be
37 individually tagged on one leg with a band indicating the propagation license number for the facility from which the
38 birds originated.

39
40 *History Note: Authority G.S. 113-134; 113-273; 113-276; 113-291.1; 113-291.5; 50 C.F.R. 21.13;*
41 *Eff. February 1, 1976;*
42 *Amended Eff. January 1, 2012; May 1, 2006; July 1, 1995; July 1, 1994; July 1, 1991; May 1,*
43 *1990.*
44 *Amended Eff. January 1, 2013*

1 **15A NCAC 10D .0102 GENERAL REGULATIONS REGARDING USE**

2 (a) Trespass. Entry on game lands for purposes other than hunting, trapping or fishing shall be as authorized by the
3 landowner. The Wildlife Resources Commission has identified the following areas on game lands that have
4 additional restrictions on entry or usage:

- 5 (1) Archery Zone. On portions of game lands posted as "Archery Zones" hunting is limited to bow
6 and arrow hunting and falconry only. On these areas, deer of either sex may be taken on all open
7 days of any applicable deer season.
- 8 (2) Safety Zone. On portions of game lands posted as "Safety Zones" hunting is prohibited. No
9 person shall hunt or discharge a firearm or bow and arrow within, into, or across a posted safety
10 zone on any game land. Falconry is exempt from this provision.
- 11 (3) Restricted Firearms Zone. On portions of game lands posted as "Restricted Firearms Zones" the
12 use of centerfire rifles is prohibited.
- 13 (4) Restricted Zone. Portions of game lands posted as "Restricted Zones" are closed to all use by the
14 general public, and entry upon such an area for any purpose is prohibited without first having
15 obtained written approval of such entry or use from an authorized agent of the Wildlife Resources
16 Commission. Entry shall be authorized only when such entry will not compromise the primary
17 purpose for establishing the Restricted Zone and the person or persons requesting entry can
18 demonstrate a valid need or such person is a contractor or agent of the Commission conducting
19 official business. "Valid need" includes issues of access to private property, scientific
20 investigations, surveys, or other access to conduct activities in the public interest.
- 21 (5) Temporary Restricted Zone. Portions of game lands posted as "Temporary Restricted Zones" are
22 closed to all use by the general public, and entry upon such an area for any purpose is prohibited
23 without first having obtained written approval of such entry or use from an authorized agent of the
24 Wildlife Resources Commission. An area of a game land shall be declared a Temporary
25 Restricted Zone when there is a danger to the health or welfare of the public due to topographical
26 features or activities occurring on the area.
- 27 (6) Establishment of Archery, Restricted Firearms, and Restricted Zones. The Commission shall
28 conduct a public input meeting in the area where the game land is located before establishing any
29 archery, restricted firearms or restricted zone. After the input meeting the public comments shall
30 be presented to an official Commission meeting for final determination.
- 31 (7) Scouting-only Zone. On portions of the game lands posted as "Scouting-only Zones" the
32 discharge of firearms or bow and arrow is prohibited.

33 (b) Littering. No person shall deposit any litter, trash, garbage, or other refuse at any place on any game land
34 except in receptacles provided for disposal of such refuse at designated camping and target-shooting areas. No
35 garbage dumps or sanitary landfills shall be established on any game land by any person, firm, corporation, county
36 or municipality, except as permitted by the landowner.

37 (c) Use of weapons. No person shall discharge:

- 38 (1) any firearm for purposes other than hunting, trapping, or self-defense, except on designated
39 shooting areas;
- 40 (2) any weapon within 150 yards of any game land building or designated game land camping area,
41 except where posted otherwise;
- 42 (3) any weapon within 150 yards of any residence located on or adjacent to game lands, except on
43 Butner-Falls of Neuse and Jordan game lands; and
- 44 (4) any firearm within 150 yards of any residence located on or adjacent to Butner-Falls of Neuse and
45 Jordan Game Lands.

46 ~~Possession of Hunting Devices. Firearms and archery equipment may only be possessed on a game land during the~~
47 ~~open hunting seasons or hunting days for game birds or game animals, other than fox or coyote. Firearms and~~
48 ~~archery equipment may also be possessed if:~~

- 49 ~~(1) the device is cased or not immediately available for use;~~
- 50 ~~(2) the device is used by persons participating in field trials on field trial areas;~~
- 51 ~~(3) the device is used by persons on target shooting areas designated by the landowner;~~
- 52 ~~(4) the device is possessed in designated camping areas for defense of persons and property;~~
- 53 ~~(5) the device is a .22 caliber pistol with a barrel not greater than seven and one half inches in length~~
54 ~~and shooting only short, long, or long rifle ammunition carried as a side arm on game lands at any~~
55 ~~time other than by deer hunters during the special bow and arrow and muzzle loading firearms~~

1 deer hunting season, except under conditions authorized in G.S. 113-291.1(k), and by individuals
2 training dogs during closed season without field trial authorization; or

- 3 (6) ~~the device is a handgun carried by an individual with a valid concealed handgun permit. The~~
4 ~~individual carrying a handgun must adhere to the requirements set forth in G.S. 14-415.11, even if~~
5 ~~the state issuing the concealed handgun permit is not North Carolina. The permission to carry a~~
6 ~~handgun does not apply on the following game lands: Bladen Lakes State Forest, Buckhorn,~~
7 ~~Butner Falls of Neuse, Chatham, DuPont State Forest, Harris, Hyco, Jordan, Kerr Scott, Lee,~~
8 ~~Mayo, Pee Dee River north of U.S. 74, Sutton Lake, Vance and that portion of R. Wayne Bailey-~~
9 ~~Caswell that is located north of U.S. 158 and east of N.C. 119.~~

10 This Paragraph does not prevent possession or use of a bow and arrow as a licensed special fishing device in those
11 waters where such use is authorized. Furthermore, only shotguns with any size shot, archery equipment as defined
12 in 15A NCAC 10B .0116, and handguns carried by individuals with valid concealed handgun permits may be
13 possessed during the big game season for turkey. No person shall hunt with or have in possession any shotgun shell
14 containing lead or toxic shot while hunting on any posted waterfowl impoundment on any game land, ~~or while~~
15 ~~hunting waterfowl on Butner Falls of Neuse Game Land or New Hope Game Land,~~ except shotgun shells containing
16 lead buckshot may be used while deer hunting. Every individual carrying a concealed handgun must adhere to the
17 requirements set forth in G.S. 14-415.11, even if the state issuing the concealed handgun permit is not North
18 Carolina. On Buckhorn, Butner-Falls of Neuse, Chatham, Harris, Hyco, Jordan, Kerr Scott, Lee, Mayo, Sutton
19 Lake, and Vance game lands and Pee Dee River Game Land north of U.S. 74, and that portion of R. Wayne Bailey-
20 Caswell Game Land that is located north of U.S. 158 and east of N.C. 119 and game lands owned by the U.S. Forest
21 Service, no person shall possess a firearm during closed hunting seasons or closed hunting days for game birds or
22 game animals, except under the following conditions:

- 23 (1) the firearm is a .22 caliber pistol with a barrel not greater than seven and one-half inches in length
24 and shooting only short, long, or long rifle ammunition carried as a side arm;
25 (2) the firearm is cased or not immediately available for use;
26 (3) the firearm is used by persons participating in field trials on field trial areas;
27 (4) the firearm is possessed in designated camping areas for defense of persons and property; or
28 (5) the firearm is a concealed handgun carried by an individual with a valid concealed handgun permit
29 on game lands owned by the U.S Forest Service only.

30 (d) Game Lands License: Hunting and Trapping

- 31 (1) Requirement. Except as provided in Subparagraph (2) of this Paragraph, any person entering upon
32 any game land for the purpose of hunting, trapping, or participating in dog training or field trial
33 activities shall have in his possession a game lands license in addition to the appropriate hunting
34 or trapping licenses. A field trial participant is defined as a Judge, Handler, Scout or Owner.
35 (2) Exceptions
36 (A) A person under 16 years of age may hunt on game lands on the license of his parent or
37 legal guardian.
38 (B) The resident and nonresident sportsman's licenses include game lands use privileges.
39 (C) Judges and nonresidents participating in field trials under the circumstances set forth in
40 Paragraph (e) of this Rule may do so without the game lands license.
41 (D) On the game lands described in Rule .0103(e)(1) of this Section, the game lands license is
42 required only for hunting doves; all other activities are subject to the control of the
43 landowners.

44 (e) Field Trials and Training Dogs. A person serving as judge of a field trial which, pursuant to a written request
45 from the sponsoring organization, has been authorized in writing and scheduled for occurrence on a game land by an
46 authorized representative of the Wildlife Resources Commission, and any nonresident Handler, Scout or Owner
47 participating therein may participate without procuring a game lands license, provided such nonresident has in his
48 possession a valid hunting license issued by the state of his residence. Any individual or organization sponsoring a
49 field trial on the Sandhills Field Trial grounds or the Laurinburg Fox Trial facility shall file with the commission's
50 agent an application to use the area and facility accompanied by the facility use fee computed at the rate of two
51 hundred dollars (\$200.00) ~~one hundred dollars (\$100.00)~~ for each scheduled day of the trial. The total facility use
52 fee shall cover the period from 12:00 noon of the day preceding the first scheduled day of the trial to 10:00 a.m. of
53 the day following the last scheduled day of the trial. The facility use fee shall be paid for all intermediate days on
54 which for any reason trials are not run but the building or facilities are used or occupied. A fee of seventy-five
55 dollars (\$75.00) ~~twenty five dollars (\$25.00)~~ per day shall be charged to sporting, educational, or scouting groups
56 for scheduled events utilizing the club house only. No person or group of persons or any other entity shall enter or

1 use in any manner any of the physical facilities located on the Laurinburg Fox Trial or the Sandhills Field Trial
2 grounds without first having obtained written approval of such entry or use from an authorized agent of the Wildlife
3 Resources Commission, and no such entry or use of any such facility shall exceed the scope of or continue beyond
4 the approval so obtained. The Sandhills Field Trial facilities shall be used only for field trials scheduled with the
5 approval of the Wildlife Resources Commission. No more than 16 days of field trials may be scheduled for
6 occurrence on the Sandhills facilities during any calendar month, and no more than four days may be scheduled
7 during any calendar week; provided, that a field trial requiring more than four days may be scheduled during one
8 week upon reduction of the maximum number of days allowable during some other week so that the monthly
9 maximum of 16 days is not exceeded. Before October 1 of each year, the North Carolina Field Trial Association or
10 other organization desiring use of the Sandhills facilities between October 22 and November 18 and between
11 December 3 and March 31 shall submit its proposed schedule of such use to the Wildlife Resources Commission for
12 its consideration and approval. The use of the Sandhills Field Trial facilities at any time by individuals for training
13 dogs is prohibited; elsewhere on the Sandhills Game Lands dogs may be trained only on Mondays, Wednesdays and
14 Saturdays from October 1 through April 1. Dogs may not be trained or permitted to run unleashed from April 1
15 through August 15 on any game land located west of I-95, except when participating in field trials sanctioned by the
16 Wildlife Resources Commission. Dogs may not be trained or permitted to run unleashed from March 15 through
17 June 15 on any game land located east of I-95, except when participating in field trials sanctioned by the Wildlife
18 Resources Commission. Additionally, on game lands located west of I-95 where special hunts are scheduled for
19 sportsmen participating in the Disabled Sportsman Program, dogs may not be trained or allowed to run unleashed
20 during legal big game hunting hours on the dates of the special hunts. A field trial shall be authorized when such
21 field trial does not conflict with other planned activities on the Game Land or field trial facilities and the applying
22 organization can demonstrate their experience and expertise in conducting genuine field trial activities. Entry to
23 physical facilities, other than by field trial organizations under permit, shall be granted when they do not conflict
24 with other planned activities previously approved by the Commission and they do not conflict with the primary
25 goals of the agency.

26 (f) Trapping. Subject to the restrictions contained in 15A NCAC 10B .0110, .0302 and .0303, trapping of
27 furbearing animals is permitted on game lands during the applicable open seasons, except that trapping is prohibited:

- 28 (1) on the field trial course of the Sandhills Game Land;
- 29 ~~(2) on the Harmon Den and Sherwood bear sanctuaries in Haywood County;~~
- 30 ~~(3)(2)~~ in posted "safety zones" located on any game land;
- 31 ~~(4)(3)~~ by the use of bait on the National Forest Lands bounded by the Blue Ridge Parkway on the south,
32 US 276 on the north and east, and NC 215 on the west;
- 33 ~~(5)(4)~~ on the John's River Waterfowl Refuge in Burke County; and
- 34 ~~(6)(5)~~ on the Dupont State Forest Game Lands.

35 On those areas of state-owned land known collectively as the Roanoke River Wetlands controlled trapping is
36 allowed under a permit system.

37 ~~(g) Use of Weapons. In addition to zone restrictions described in Paragraph (a) no person shall discharge a weapon
38 within 150 yards of any Game Lands building or designated Game Lands camping area, except where posted
39 otherwise, or within 150 yards of any residence located on or adjacent to game lands, except no person shall
40 discharge a firearm within 150 yards of any residence located on or adjacent to Butner Falls of Neuse and Jordan
41 Game Lands.~~

42 ~~(h)(g)~~ Vehicular Traffic. No person shall drive a motorized vehicle on any game land except on those roads
43 constructed, maintained and opened for vehicular travel and those trails posted for vehicular travel, unless such
44 person:

- 45 (1) is driving in the vehicle gallery of a scheduled bird dog field trial held on the Sandhills Game
46 Land; or
- 47 (2) is a disabled sportsman as defined in Paragraph (k) of this Rule or holds a Disabled Access
48 Program Permit as described in Paragraph (n) of this Rule and is abiding by the rules described in
49 Paragraph (n).

50 ~~(i)(h)~~ Camping. No person shall camp on any game land except on an area designated by the landowner for
51 camping.

52 ~~(j)(i)~~ Swimming. Swimming is prohibited in the lakes located on the Sandhills Game Land.

53 ~~(k)(j)~~ Disabled Sportsman Program. In order to qualify for permit hunts for disabled sportsmen offered by the
54 Commission and use of designated blinds during those hunts an individual shall possess a Disabled Veteran
55 Sportsman license, a Totally Disabled Sportsman license or a disabled sportsman hunt certification issued by the

1 Commission. In order to qualify for the certification, the applicant shall provide medical certification of one or
2 more of the following disabilities:

- 3 (1) missing 50 percent or more of one or more limbs, whether by amputation or natural causes;
- 4 (2) paralysis of one or more limbs;
- 5 (3) dysfunction of one or more limbs rendering the person unable to perform the task of grasping and
6 lifting with the hands and arms or unable to walk without mechanical assistance, other than a cane;
- 7 (4) disease or injury or defect confining the person to a wheelchair, walker, or crutches; or
- 8 (5) deafness.

9 On game lands where the privileges described in Paragraph (n) of this Rule apply, participants in the program may
10 operate electric wheel chairs, all terrain vehicles or other passenger vehicles:

- 11 (1) on ungated or open-gated roads normally closed to vehicular traffic; and
- 12 (2) on any Commission-maintained road open for vehicular travel and those trails posted for vehicular
13 travel.

14 Each program participant may be accompanied by one ~~able-bodied~~ companion provided such companion has in his
15 possession the companion card issued by the Commission. Hunters who qualify under the Disabled Sportsman
16 Program and their ~~able-bodied~~ companions may access special hunting blinds for people with disabilities during
17 regularly scheduled, non-permit hunting days on a first come basis, except for those blinds located on the Restricted
18 Area of Caswell Game Land.

19 ~~(j)~~(k) Release of Animals and Fish. It is unlawful to release pen-raised animals or birds, wild animals or birds,
20 domesticated animals, except hunting dogs and raptors where otherwise permitted for hunting or training purposes,
21 or feral animals, or hatchery-raised fish on game lands without prior written authorization. It is unlawful to move
22 wild fish from one stream to another on game lands without prior written authorization. Written authorization shall
23 be given when release of such animals is determined by a North Carolina Wildlife Resources Commission biologist
24 not to be harmful to native wildlife in the area and such releases are in the public interest or advance the programs
25 and goals of the Wildlife Resources Commission.

26 ~~(m)~~(l) Non-Highway Licensed Vehicles. It is unlawful to operate motorized land vehicles not licensed for highway
27 use on Game Lands except for designated areas on National Forests. Disabled persons as defined in Paragraph (k)
28 of this Rule and people who have obtained a Disabled Access Program permit are exempt from the previous
29 sentence but must comply with the terms of their permit. Furthermore, disabled persons, as defined under the
30 federal Americans with Disabilities Act, may use wheelchairs or other mobility devices designed for indoor
31 pedestrian use on any area where foot travel is allowed.

32 ~~(n)~~(m) Disabled Access Program. Permits issued under this program shall be based upon medical evidence
33 submitted by the person verifying that a handicap exists that limits physical mobility to the extent that normal
34 utilization of the game lands is not possible without vehicular assistance. Persons meeting this requirement may
35 operate electric wheel chairs, all terrain vehicles, and other passenger vehicles on any Commission-maintained road
36 open for vehicular travel and those trails posted for vehicular travel and ungated or open-gated roads otherwise
37 closed to vehicular traffic on game lands owned by the Wildlife Resources Commission and on game lands whose
38 owners have agreed to such use. Those game lands, or parts thereof, where this Paragraph applies are designated in
39 the game land rules and map book. This Paragraph does not permit vehicular access on fields, openings, roads,
40 paths, or trails planted to wildlife food or cover. One ~~able-bodied~~ companion, who is identified by a companion
41 card issued to each qualified disabled person, may accompany a disabled person to provide assistance, provided the
42 companion is at all times in visual or verbal contact with the disabled person. The companion may participate in all
43 lawful activities while assisting a disabled person, provided license requirements are met. Any vehicle used by a
44 qualified disabled person for access to game lands under this provision shall prominently display the vehicular
45 access permit issued by the Wildlife Resources Commission in the passenger area of the vehicle. It is unlawful for
46 anyone other than disabled persons as defined in Paragraph (k) of this Rule and those holding a Disabled Access
47 Permit to hunt, during waterfowl season, within 100 yards of a waterfowl blind designated by the Wildlife
48 Resources Commission as a Disabled Sportsman's hunting blind.

49 ~~(o)~~(n) Public nudity. Public nudity, including nude sunbathing, is prohibited on any Game Land, including land or
50 water. For the purposes of this Section, "public nudity" means a person's intentional failure to cover with a fully
51 opaque covering the person's genitals, pubic area, anal area, or female breasts below a point from the top of the
52 areola while in a public place.

53 ~~(p)~~(o) Definitions: For the purpose of this Subchapter "Permanent Hunting Blind" is defined as any structure that is
54 used for hunter concealment, constructed from man made or natural materials, and that is not disassembled and
55 removed at the end of each day's hunt.

1 ~~(p)~~ Shooting Ranges. On state-owned game lands, no person shall use designated shooting ranges for any
2 purpose other than for firearm or bow and arrow marksmanship, development of shooting skills or for other safe
3 uses of firearms and archery equipment. All other uses, including camping, building fires, operating concessions or
4 other activities not directly involved with recreational or competitive shooting are prohibited, except that activities
5 which have been approved by the Commission and for which a permit has been issued may be conducted, provided
6 that the permit authorizing such activity is available for inspection by wildlife enforcement officers at the time the
7 activity is taking place. No person, when using any shooting range, shall deposit any debris or refuse on the grounds
8 of the range. This includes any items used as targets, except that clay targets broken on the range, by the shooter,
9 may be left on the grounds where they fall. No person shall shoot any items made of glass on the grounds of the
10 range. No person may leave any vehicle or other obstruction in such a location or position that it will prevent,
11 impede or inconvenience the use by other persons of any shooting range. No person shall leave parked any vehicle
12 or other object at any place on the shooting range other than such a place or zone as is designated as an authorized
13 parking zone and posted or marked as such. No person shall handle any firearms or bow and arrow on a shooting
14 range in a careless or reckless manner. No person shall intentionally shoot into any target holder, post or other
15 permanent fixture or structure while using a shooting range. No person shall shoot a firearm in a manner that would
16 cause any rifled or smoothbore projectiles to travel off of the range, except that shotgun shot, size No. 4 or smaller
17 may be allowed to travel from the range if it presents no risk of harm or injury to any person(s). Persons using a
18 shooting range must obey posted range safety rules and those persons who violate range safety rules or create a
19 public safety hazard must leave the shooting range if directed to by law enforcement officers or Commission
20 employees. No person shall handle any firearms on a shooting range while under the influence of an impairing
21 substance. The consumption of alcohol or alcoholic beverages on a shooting range is prohibited. Shooting ranges
22 are open from sunrise to sunset on Monday through Saturday. Firearms shall be unloaded and cased when being
23 transported to the shooting range while on Game Lands. No person, when using any shooting range, shall do any act
24 which is prohibited or neglect to do any act which is required by signs or markings placed on such area under
25 authority of this Rule for the purpose of regulating the use of the area.

26 ~~(q)~~ Limited-access Roads. During the months of June, July and August, roads posted as "Limited-access Roads"
27 are open to motorized vehicles from 5:00 a.m. to 10:00 p.m. only. These roads shall be posted with the opening and
28 closing times.

29
30 *History Note: Authority G.S. 113-134; 113-264; 113-270.3; 113-291.2; 113-291.5; 113-305; 113-306;*
31 *Eff. February 1, 1976;*
32 *Amended Eff. July 1, 1993; April 1, 1992;*
33 *Temporary Amendment Eff. October 11, 1993;*
34 *Amended Eff. July 1, 1998; July 1, 1996; July 1, 1995; July 1, 1994;*
35 *Temporary Amendment Eff. July 1, 1999;*
36 *Amended Eff. July 1, 2000;*
37 *Temporary Amendment Eff. August 31, 2001;*
38 *Amended Eff. August 1, 2002;*
39 *Amended Eff. June 1, 2004; (this amendment replaces the amendment approved by RRC on July*
40 *17, 2003);*
41 *Amended Eff. January 1, 2012; June 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May 1,*
42 *2007; May 1, 2006; November 1, 2005.*
43 *Amended Eff. January 1, 2013*

1 **15A NCAC 10D .0103 HUNTING ON GAME LANDS**

2 (a) Safety Requirements. No person while hunting on any designated game land shall be under the influence of
3 alcohol or any narcotic drug, or fail to comply with restrictions enacted by the National Park Service regarding the
4 use of the Blue Ridge Parkway where it adjoins game lands listed in this Rule.

5 (b) Traffic Requirements. No person shall park a vehicle on game lands in such a manner as to block traffic, gates
6 or otherwise prevent vehicles from using any roadway.

7 (c) Tree Stands. It is unlawful to erect or to occupy, for the purpose of hunting, any tree stand or platform attached
8 by nails, screws, bolts or wire to a tree on any game land designated herein. This prohibition does not apply to lag-
9 screw steps or portable stands that are removed after use with no metal left remaining in or attached to the tree.

10 (d) Time and Manner of Taking. Hunting is allowed on game lands only during the open season for game animals
11 and game birds, unless hunting is allowed by permit. Individual game lands or parts thereof may be ~~Except where~~
12 closed to hunting or limited to specific dates by this Chapter. Persons shall hunt only with weapons lawful for the
13 open game animal or game bird seasons. ~~Chapter, hunting on game lands is permitted during the open season for~~
14 ~~the game or furbearing species being hunted.~~ On managed waterfowl impoundments, persons-hunters shall: shall

15 (1) not enter the posted impoundment areas earlier than 4:00 a.m. on the permitted hunting dates;
16 dates, and hunting is prohibited

17 (2) not hunt after 1:00 p.m. on such hunting dates; decoys shall

18 (3) not be set decoys out prior to 4:00 a.m. and must be removed

19 (4) remove decoys by 3:00 p.m. each day; and day. No person shall

20 (5) not operate any vessel or vehicle powered by an internal combustion engine. engine on a managed
21 waterfowl impoundment.

22 On waterfowl impoundments that have a posted "Scouting-only Zone," trapping during the trapping season and
23 waterfowl hunting on designated waterfowl hunting days are the only activities allowed on the portion of the
24 impoundment outside of the posted "Scouting-only Zone." No person shall attempt to obscure the sex or age of any
25 bird or animal taken by severing the head or any other part thereof, or possess any bird or animal which has been so
26 mutilated. No person shall place, or cause to be placed on any game land, salt, grain, fruit, or other foods without
27 prior written authorization of the commission or its agent. A decision to grant or deny authorization shall be made
28 based on the best management practices for the wildlife species in question. No person shall take or attempt to take
29 any game birds or game animals attracted to such foods.

30 (e) Definitions:

31 (1) For purposes of this Section, "Dove Only Area" refers to a Game Land on which doves may be
32 taken and dove hunting is limited to Mondays, Wednesdays, Saturdays and to Thanksgiving,
33 Christmas and New Year's Days within the federally-announced season.

34 (2) For purposes of this Section, "Three Days per Week Area" refers to a Game Land on which any
35 game may be taken during the open seasons and hunting is limited to Mondays, Wednesdays,
36 Saturdays and Thanksgiving, Christmas and New Year's Days, except for game lands in this Rule
37 that specifically allow hunting on Tuesdays, Thursday and Fridays. ~~falconry~~ Falconry may also be
38 practiced on Sundays. These "open days" also apply to either-sex hunting seasons listed under
39 each game land. Raccoon and opossum hunting may continue until 7:00 a.m. on Tuesdays, until
40 7:00 a.m. on Thursdays, and until midnight on Saturdays.

41 (3) For purposes of this Section, "Six Days per Week Area" refers to a Game Land on which any
42 game may be taken during the open seasons.

43 (f) Hunting with Dogs on Game Lands. Deer shall not be taken with the use of dogs on game lands in counties or
44 parts of counties where taking deer with dogs is prohibited as described in 15A NCAC 10B .0109.

45 (g) Bear Sanctuaries. On Three Days per Week Areas and Six Days per Week Areas bears shall not be taken on
46 lands designated and posted as bear sanctuaries except when authorized by permit only elsewhere in this Chapter.
47 Feral Swine shall not be taken with the use of dogs on bear sanctuaries. Dogs shall not be trained or allowed to run
48 unleashed between March 1 and the Monday on or nearest October 15 on bear sanctuaries in and west of the
49 counties and parts of counties described in 15A NCAC 10B .0109.

50 (h) The listed seasons and restrictions apply in the following game lands:

51 (1) Alcoa Game Land in Davidson, Davie, Montgomery, Rowan and Stanly counties

52 (A) Six Days per Week Area

53 (B) Deer of either sex may be taken the first six open days and the last six open days of the
54 applicable Deer With Visible Antlers Season in that portion in Montgomery county and
55 deer of either sex may be taken all the open days of the applicable Deer With Visible
56 Antlers Season in those portions in Davie, Davidson, Rowan and Stanly counties.

- 1 (2) Alligator River Game Land in Tyrrell County
2 (A) Six Day per Week Area
3 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
4 Antlers Season.
5 (C) Bear may only be taken the first three hunting days during the November Bear Season
6 and the first three hunting days during the second week of the December Bear Season.
7 (3) Angola Bay Game Land in Duplin and Pender counties
8 (A) Six Days per Week Area
9 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
10 Antlers Season.
11 (4) Bachelor Bay Game Land in Bertie, Martin and Washington counties
12 (A) Six Days per Week Area
13 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
14 Antlers Season.
15 (5) Bertie County Game Land in Bertie County
16 (A) Six Days per Week Area
17 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
18 Antlers Season.
19 (6) Bladen Lakes State Forest Game Land in Bladen County
20 (A) Three Days per Week Area
21 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
22 Antlers Season.
23 (C) ~~Handguns shall not be carried and, except~~ Except for muzzle-loaders, rifles larger than
24 .22 caliber rimfire shall not be ~~used, used or possessed.~~
25 (D) On the Singletary Lake Tract deer and bear may be taken only by still hunting.
26 (E) Wild turkey hunting on the Singletary Lake Tract is by permit only.
27 (F) Camping is restricted to September 1 through ~~the last day of February February 28~~ and
28 ~~March 31 April 7~~ through May 14 in areas both designated and posted as camping areas.
29 (7) Brinkleyville Game Land in Halifax County
30 (A) Six Days per Week Area
31 (B) Deer of either sex may be taken the first six open days and the last six open days of the
32 applicable deer with visible antlers season.
33 (C) Horseback riding is prohibited.
34 (8) Brunswick County Game Land in Brunswick County
35 (A) Hunting is by permit only.
36 (B) The use of dogs for hunting deer is prohibited.
37 (9) Buckhorn Game Land in Orange County
38 (A) Hunting is by permit only.
39 (B) Horseback riding is prohibited.
40 (10) Buckridge Game Land in Tyrrell County.
41 (A) Three Days per Week Area
42 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
43 Antlers Season.
44 (C) Bear may only be taken the first three hunting days during the November Bear Season
45 and the first three hunting days of the second week of the December Bear Season. If any
46 of these days falls on a Tuesday, Friday or Saturday, bear hunting shall be allowed on
47 those days.
48 (11) Buffalo Cove Game Land in Caldwell and Wilkes Counties
49 (A) Six Days per Week Area
50 (B) The Deer With Visible Antlers season for deer consists of the open hunting days from the
51 Monday before Thanksgiving through the third Saturday after Thanksgiving. Deer may
52 be taken with bow and arrow on open days beginning the Monday on or nearest
53 September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to
54 the Saturday before Thanksgiving and during the deer with visible antlers season. Deer
55 may be taken with muzzle-loading firearms on open days beginning the Monday on or

- 1 nearest October 1 through the Saturday of the second week thereafter, and during the
2 Deer With Visible Antlers season.
- 3 (C) Deer of either sex may be taken the last open day of the applicable Deer With Visible
4 Antlers Season.
- 5 (D) Horseback riding is prohibited except on designated trails May 16 through August 31 and
6 all horseback riding is prohibited from September 1 through May 15.
- 7 (12) Bullard and Branch Hunting Preserve Game Lands in Robeson County
- 8 (A) Three Days per Week Area
- 9 (B) Deer of either sex may be taken the first six open days and the last six open days of the
10 applicable Deer With Visible Antlers Season.
- 11 (13) Butner - Falls of Neuse Game Land in Durham, Granville and Wake counties
- 12 (A) Six Days per Week Area
- 13 (B) Deer of either sex may be taken the first six open days and the last six open days of the
14 applicable Deer With Visible Antlers Season.
- 15 (C) Waterfowl shall be taken only on Tuesdays, Thursdays and Saturdays; Christmas, New
16 Year's and Martin Luther King, Jr. Days and on the opening and closing days of the
17 applicable waterfowl seasons. On the posted waterfowl impoundments a special permit
18 is required for all waterfowl hunting after November 1.
- 19 (D) Horseback riding is prohibited.
- 20 (E) Target shooting is prohibited
- 21 (F) Wild turkey hunting is by permit only, except on those areas posted as an archery zone.
- 22 (G) The use of dogs for hunting deer is prohibited on that portion west of NC 50 and south of
23 Falls Lake.
- 24 (H) The use of bicycles is restricted to designated areas, except that this restriction does not
25 apply to hunters engaged in the act of hunting during the open days of the applicable
26 seasons for game birds and game animals.
- 27 (I) Camping and the presence of campers and tents in designated Hunter Camping Areas are
28 limited to September 1 through the last day of February and March 31 ~~April 7~~ through
29 May 14.
- 30 (14) Buxton Woods Game Land in Dare County:
- 31 (A) Six Days per Week Area.
- 32 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
33 Antlers Season.
- 34 (15) Cape Fear River Wetlands Game Land in Pender County
- 35 (A) Six Days per Week Area
- 36 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
37 Antlers Season.
- 38 (C) Turkey ~~hunting~~ hunting is by permit only on that portion known as the Roan Island
39 Tract.
- 40 (D) The use of dogs for hunting deer is prohibited on the portion of the game land that is west
41 of the Black River, north of Roan Island, east of Lyon Swamp Canal to Canetuck Road
42 and south of NC 210 to the Black River.
- 43 (16) Carteret County Game Land in Carteret County
- 44 (A) Six Days per Week Area
- 45 (B) Deer of either sex may be taken the first six open days and the last six open days of the
46 applicable Deer With Visible Antlers Season.
- 47 (C) The use of dogs for hunting deer is prohibited.
- 48 (17) R. Wayne Bailey-Caswell Game Land in Caswell County
- 49 (A) Three Days per Week Area
- 50 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
51 Visible Antlers Season.
- 52 (C) Horseback riding is allowed only during June, July, and August and on Sundays during
53 the remainder of the year except during open turkey and deer seasons. Horseback riding
54 is allowed only on roads opened to vehicular traffic. Participants must obtain a game
55 lands license prior to engaging in such activity.

- 1 (D) The area encompassed by the following roads is permit-only for all quail and woodcock
2 hunting and all bird dog training: From Yanceyville south on NC 62 to the intersection
3 of SR 1746, west on SR1746 to the intersection of SR 1156, south on SR 1156 to the
4 intersection of SR 1783, east on SR 1783 to the intersection of NC 62, north on NC62 to
5 the intersection of SR 1736, east on SR 1736 to the intersection of SR 1730, east on SR
6 1730 to NC 86, north on NC 86 to NC 62.
- 7 (E) On the posted waterfowl impoundment, waterfowl hunting is by permit only after
8 November 1.
- 9 (F) Camping and the presence of campers and tents in designated Hunter Camping Areas are
10 limited to September 1 through the last day of February and March 31 ~~April 7~~ through
11 May 14.
- 12 (18) Catawba Game Land in Catawba County
- 13 (A) Three Days per Week Area
- 14 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
15 Antlers Season.
- 16 (C) Deer may be taken with bow and arrow only from the tract known as Molly's Backbone.
- 17 (19) Chatham Game Land in Chatham County
- 18 (A) Six Days per Week Area
- 19 (B) Deer of either sex may be taken the first six open days and the last six open days of the
20 applicable Deer With Visible Antlers Season.
- 21 (C) Wild turkey hunting is by permit only.
- 22 (D) Horseback riding is allowed only during June, July, and August and on Sundays during
23 the remainder of the year except during open turkey and deer seasons.
- 24 (E) Target shooting is prohibited.
- 25 (20) Cherokee Game Land in Ashe County
- 26 (A) Six Days per Week Area
- 27 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
28 Visible Antlers Season.
- 29 (21) Chowan Game Land in Chowan County
- 30 (A) Six Days per Week Area
- 31 (B) Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers
32 Season.
- 33 (22) Chowan Swamp Game Land in Bertie, Gates and Hertford counties.
- 34 (A) Six Days per Week Area
- 35 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
36 Antlers Season.
- 37 (C) Bear hunting is restricted to the first three hunting days during the November bear season
38 and the first three hunting days during the second week of the December bear season
39 except that portion of Chowan Swamp Game Land in Gates County that is east of
40 Highway 158/13, south of Highway 158, west of Highway 32, and north of Catherine
41 Creek and the Chowan River where the bear season is the same as the season dates for
42 the Gates County bear season.
- 43 (D) Camping is restricted to September 1 through the last day of February and March 31
44 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.
- 45 (23) Cold Mountain Game Land in Haywood County
- 46 (A) Six Days per Week Area
- 47 (B) Horseback riding is prohibited except on designated trails May 16 through August 31 and
48 all horseback riding is prohibited from September 1 through May 15.
- 49 (C) Deer of either sex may be taken the last open day of the applicable Deer With Visible
50 Antlers Season.
- 51 (24) Columbus County Game Land in Columbus County.
- 52 (A) Three Days per Week Area
- 53 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
54 Antlers Season.
- 55 (25) Croatan Game Land in Carteret, Craven and Jones counties
- 56 (A) Six Days per Week Area

- 1 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
2 Antlers Season.
- 3 (C) Waterfowl shall be taken only on the following days:
4 (i) the opening and closing days of the applicable waterfowl seasons;
5 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and
6 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 7 (D) Beginning on the first open waterfowl day in October through the end of the waterfowl
8 season, waterfowl hunting from designated Disabled Sportsmen blinds on the Catfish
9 Lake Waterfowl Impoundment is by permit only.
- 10 (E) Dove hunting is by permit only for the first two open days of dove season on posted
11 areas. During the rest of dove season, no permit is required to hunt doves.
- 12 (26) Currituck Banks Game Land in Currituck County
- 13 (A) Six Days per Week Area
- 14 (B) Permanent waterfowl blinds in Currituck Sound on these game lands shall be hunted by
15 permit only from November 1 through the end of the waterfowl season.
- 16 (C) Licensed hunting guides may accompany the permitted individual or party provided the
17 guides do not possess or use a firearm.
- 18 (D) The boundary of the Game Land shall extend 5 yards from the edge of the marsh or
19 shoreline.
- 20 (E) Dogs are allowed only for waterfowl hunting by permitted waterfowl hunters on the day
21 of their hunt.
- 22 (F) No screws, nails, or other objects penetrating the bark shall be used to attach a tree stand
23 or blind to a tree.
- 24 (G) Deer of either sex may be taken all the days of the applicable deer with visible antlers
25 season.
- 26 (27) Dare Game Land in Dare County
- 27 (A) Six Days per Week Area
- 28 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
29 Visible Antlers Season.
- 30 (C) No hunting is allowed on posted parts of bombing range.
- 31 (D) The use and training of dogs is prohibited from March 1 through June 30.
- 32 (28) Dover Bay Game Land in Craven County
- 33 (A) Six Days per Week Area
- 34 (B) Deer of either sex may be taken all the days of the applicable deer with visible antlers
35 season.
- 36 (29) Dupont State Forest Game Lands in Henderson and Transylvania counties
- 37 (A) Hunting is by Permit only.
- 38 (B) The training and use of dogs for hunting is prohibited except by special hunt permit
39 holders during scheduled permit hunts.
- 40 (30) Elk Knob Game Land in Watauga County
- 41 (A) Six Days per Week Area
- 42 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
43 Visible Antlers Season.
- 44 (31) Embro Game Land in Halifax and Warren counties
- 45 (A) Six Days per Week Area
- 46 (B) Deer of either sex may be taken the first six open days and the last six open days of the
47 applicable Deer With Visible Antlers Season.
- 48 (C) Horseback riding is prohibited.
- 49 (32) Goose Creek Game Land in Beaufort and Pamlico counties
- 50 (A) Six Days per Week Area
- 51 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
52 Antlers Season.
- 53 (C) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl
54 impoundments shall be taken only on the following days:
55 (i) the opening and closing days of the applicable waterfowl seasons;
56 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and

- 1 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 2 (D) Beginning on the first open waterfowl season day in October and through the end of the
- 3 waterfowl season, waterfowl hunting is by permit only on the following waterfowl
- 4 impoundments: Pamlico Point, Campbell Creek, Hunting Creek, Spring Creek, Smith
- 5 Creek and Hobucken.
- 6 (E) On Pamlico Point and Campbell Creek Waterfowl Impoundments all activities, except
- 7 waterfowl hunting on designated waterfowl hunting days and trapping during the
- 8 trapping season, are restricted to the posted Scouting-only Zone during the period
- 9 November 1 through March 15.
- 10 (F) Camping is restricted to September 1 through the last day of February ~~February 28~~ and
- 11 March 31 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.
- 12 (G) Hunting and vehicular access on the Parker Farm Tract is restricted from September 1 to
- 13 the end of February and April 1 to May 15 to individuals that possess a valid hunting
- 14 opportunity permit.
- 15 (33) Green River Game Land in Henderson, and Polk counties
- 16 (A) Six Days per Week Area
- 17 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
- 18 Antlers Season.
- 19 (C) Horseback riding is prohibited.
- 20 (34) Green Swamp Game Land in Brunswick County
- 21 (A) Six Days per Week Area
- 22 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 23 Antlers Season.
- 24 (35) Gull Rock Game Land in Hyde County
- 25 (A) Six Days per Week Area
- 26 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 27 Antlers Season.
- 28 (C) Waterfowl on posted waterfowl impoundments shall be taken only on the following days:
- 29 (i) the opening and closing days of the applicable waterfowl seasons; and
- 30 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and
- 31 (iii) Tuesdays and Saturdays of the applicable waterfowl season.
- 32 (D) Camping is restricted to September 1 through the last day of February ~~February 28~~ and
- 33 March 31 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.
- 34 (E) Bear may only be taken the first three hunting days during the November Bear Season
- 35 and the first three hunting days during the second week of the December Bear Season,
- 36 except for that portion designated as bear sanctuary.
- 37 (36) Harris Game Land in Chatham, Harnett and Wake counties
- 38 (A) Six Days per Week Area
- 39 (B) Deer of either sex may be taken the first six open days and the last six open days of the
- 40 applicable Deer With Visible Antlers Season.
- 41 (C) Waterfowl shall be taken only on Tuesdays, Fridays, Saturdays; on Thanksgiving,
- 42 Christmas and New Year's Days; and on the opening and closing days of the applicable
- 43 waterfowl seasons.
- 44 (D) The use or construction of permanent hunting blinds shall be prohibited.
- 45 (E) Wild turkey hunting is by permit only.
- 46 (F) Target shooting is prohibited.
- 47 (37) Holly Shelter Game Land in Pender County
- 48 (A) Three Days per Week Area.
- 49 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 50 Antlers Season.
- 51 (C) Waterfowl may be taken only on the following days:
- 52 (i) the opening and closing days of the applicable waterfowl seasons;
- 53 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and
- 54 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 55 (D) Camping is restricted to September 1 through the last day of February ~~February 28~~ and
- 56 March 31 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.

- 1 (E) On that portion north of the Bear Garden Road, west of Shaw Road to Baby Branch, east
2 of the Northeast Cape Fear River, south of NC 53 and west of NC 50, deer hunting and
3 bear hunting are permit only.
- 4 (F) The use of dogs for hunting deer and bear is prohibited on that portion of the game land
5 that is south of Baby Branch extending west to Stag Park Road, west of Shaw Road,
6 north of Meeks Road extending west to Stag Park Road and east of Stag Park Road.
- 7 (G) Hunting and vehicular access on the Pender 4 Tract is restricted from September 1 to the
8 last day of February and April 1 to May 15 to individuals that possess valid hunting
9 opportunity permits, unless otherwise authorized by the Wildlife Resources Commission.
- 10 (H) Hunters who possess a Disabled Access Permit may operate an All Terrain Vehicle on
11 and within 100 yards of trails designated for Disabled Sportsman Access.
- 12 (38) Hyco Game land in Person County
- 13 (A) Six Days per Week Area
- 14 (B) Deer of either sex may be taken the first six open days and the last six open days of the
15 applicable Deer With Visible Antlers Season.
- 16 (C) Target shooting is prohibited.
- 17 (39) J. Morgan Futch Game Land in Tyrrell County, Permit Only Area.
- 18 (40) Johns River Game Land in Burke County
- 19 (A) Hunting is by permit only.
- 20 (B) During permitted deer hunts deer of either-sex may be taken by permit holders.
- 21 (C) Entry on posted waterfowl impoundments is prohibited October 1 through March 31
22 except by lawful waterfowl hunting permit holders and only on those days written on the
23 permits.
- 24 (D) The use or construction of permanent hunting blinds is prohibited.
- 25 (41) Jordan Game Land in Chatham, Durham, Orange and Wake counties
- 26 (A) Six Days per Week Area
- 27 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
28 Antlers Season.
- 29 (C) Waterfowl may be taken only on Mondays, Wednesdays, Saturdays; on Thanksgiving,
30 Christmas and New Year's Days; and on the opening and closing days of the applicable
31 waterfowl seasons.
- 32 (D) Horseback riding is prohibited except on those areas posted as American Tobacco Trail
33 and other areas posted for equestrian use. Unless otherwise posted, horseback riding is
34 permitted on posted portions of the American Tobacco Trail anytime the trail is open for
35 use. On all other trails posted for equestrian use, horseback riding is allowed only during
36 June, July and August, and on Sundays the remainder of the year except during open
37 turkey and deer seasons.
- 38 (E) Target shooting is prohibited.
- 39 (F) Wild turkey hunting is by permit only, except on those areas posted as an Archery Zone.
- 40 (G) The use of bicycles is restricted to designated areas, except that this restriction does not
41 apply to hunters engaged in the act of hunting during the open days of the applicable
42 seasons for game birds and game animals.
- 43 (42) Juniper Creek Game Land in Brunswick and Columbus counties
- 44 (A) Six Days per Week Area
- 45 (B) Deer of either sex may be taken all the open days of the Deer With Visible Antlers
46 Season.
- 47 (C) Camping is restricted to September 1 through the last day of February and March 31
48 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.
- 49 (43) Kerr Scott Game Land in Wilkes County
- 50 (A) Six Days per Week Area
- 51 (B) Use of centerfire rifles is prohibited.
- 52 (C) Use of muzzleloaders, shotguns, or rifles for hunting deer during the applicable Deer
53 With Visible Antlers Season is prohibited.
- 54 (D) Tree stands shall not be left overnight and no screws, nails, or other objects penetrating
55 the bark shall be used to attach a tree stand or blind to a tree.

- 1 (E) Deer of either sex may be taken on all open days of the applicable deer with visible
2 antlers season.
- 3 (F) Hunting on posted waterfowl impoundments is by permit only.
- 4 (G) The use of firearms for hunting wild turkey is prohibited.
- 5 (44) Lantern Acres Game Land in Tyrrell and Washington counties
- 6 (A) Six Days per Week Area
- 7 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
8 Antlers Season.
- 9 (C) Wild turkey hunting is by permit only.
- 10 (D) The use of dogs for hunting deer on the Godley Tract is prohibited.
- 11 (E) Waterfowl hunting on posted waterfowl impoundments is by permit only.
- 12 (45) Lee Game Land in Lee County
- 13 (A) Six Days per Week Area
- 14 (B) Deer of either sex may be taken the first six open days and the last six open days of the
15 applicable Deer With Visible Antlers Season.
- 16 (C) Target shooting is prohibited.
- 17 (46) Light Ground Pocosin Game Land in Pamlico County
- 18 (A) Six Days per Week Area
- 19 (B) Deer of either sex may be taken all the open days of the applicable Deer with Visible
20 Antlers Season.
- 21 (47) Linwood Game Land in Davidson County
- 22 (A) Six Days per Week Area
- 23 (B) Deer of either sex may be taken on all of the open days of the applicable Deer With
24 Visible Antlers Season.
- 25 (48) Lower Fishing Creek Game Land in Edgecombe and Halifax counties
- 26 (A) Six Days per Week Area
- 27 (B) Deer of either sex may be taken the first six open days and the last six open days of the
28 applicable Deer With Visible Antlers Season.
- 29 (C) Horseback riding is prohibited.
- 30 (D) The use of dogs for hunting deer is prohibited.
- 31 (49) Mayo Game Land in Person County
- 32 (A) Six Days per Week Area
- 33 (B) Deer of either sex may be taken the first six open days and the last six open days of the
34 applicable Deer With Visible Antlers Season.
- 35 (C) Waterfowl shall be taken only on Tuesdays, Thursdays and Saturdays; Christmas and
36 New Year's Days, and on the opening and closing days of the applicable waterfowl
37 seasons.
- 38 (D) Target shooting is prohibited.
- 39 (50) Mitchell River Game Land in Surry County
- 40 (A) Three Days per Week Area
- 41 (B) Deer of either sex may be taken the last six days of the applicable Deer with Visible
42 Antlers Season.
- 43 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
44 all horseback riding is prohibited from September 1 through May 15.
- 45 (51) Nantahala Game Land in Cherokee, Clay, Graham, Jackson, Macon, Swain and Transylvania
46 counties
- 47 (A) Six Days per Week Area
- 48 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
49 Antlers Season in that portion located in Transylvania County.
- 50 (52) Needmore Game Land in Macon and Swain counties.
- 51 (A) Six Days per Week Area
- 52 (B) Horseback riding is prohibited except on designated trails May 16 through August 31 and
53 all horseback riding is prohibited from September 1 through May 15.
- 54 (C) On posted dove fields, dove hunting on the opening day of dove season is by permit only.
- 55 (53) Neuse River Game Land in Craven County
- 56 (A) Six Days per Week Area

- 1 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
2 Antlers Season.
- 3 (54) New Lake Game Land in Hyde and Tyrrell counties
4 (A) Six Days per Week Area
5 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
6 Antlers Season.
- 7 (55) Nicholson Creek Game Land in Hoke County
8 (A) Three Days per Week Area
9 (B) Deer of either sex may be taken with bow and arrow on open hunting days from the
10 Saturday on or nearest September 10 to the fourth Friday before Thanksgiving.
11 (C) Deer of either sex may be taken with muzzle-loading firearms on open hunting days
12 beginning the fourth Saturday before Thanksgiving through the Wednesday of the second
13 week thereafter.
14 (D) The Deer With Visible Antlers season consists of the open hunting days from the second
15 Saturday before Thanksgiving through the third Saturday after Thanksgiving.
16 (E) Deer of either sex may be taken the last open day of the applicable Deer With Visible
17 Antlers Season.
18 (F) The use of dogs for hunting deer is prohibited.
19 (G) Wild turkey hunting is by permit only.
20 (H) On Lake Upchurch, the following activities are prohibited:
21 (i) No person shall operate any vessel or vehicle powered by an internal
22 combustion engine; and
23 (ii) Swimming.
- 24 (56) North River Game Land in Camden and Currituck counties
25 (A) Six Days per Week Area
26 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
27 Antlers Season.
28 (C) The boundary of the Game Land shall extend five yards from the edge of the marsh or
29 shoreline.
30 (D) Hunting on the posted waterfowl impoundment is by permit only.
- 31 (57) Northwest River Marsh Game Land in Currituck County
32 (A) Six Days per Week Area
33 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
34 Antlers Season.
35 (C) The boundary of the Game Land shall extend five yards from the edge of the marsh or
36 shoreline.
- 37 (58) Pee Dee River Game Land in Anson, Montgomery, Richmond and Stanly counties
38 (A) Six Days per Week Area
39 (B) Deer of either sex may be taken the first six open days and the last six open days of the
40 applicable Deer With Visible Antlers Season.
41 (C) Use of centerfire rifles is prohibited in that portion in Anson and Richmond counties
42 North of US-74.
43 (D) Target shooting is prohibited.
- 44 (59) Perkins Game Land in Davie County
45 (A) Three Days per Week Area
46 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
47 Antlers Season.
48 (C) Horseback riding is prohibited from November 1 through January 1.
- 49 (60) Pisgah Game Land in Avery, Buncombe, Burke, Caldwell, Haywood, Henderson, Madison,
50 McDowell, Mitchell, Transylvania, Watauga and Yancey counties
51 (A) Six Days per Week Area
52 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
53 Antlers Season.
54 (C) Horseback riding is prohibited on the Black Bear (McDowell County), Linville River
55 (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).
- 56 (61) Pond Mountain Game Land in Ashe County

- 1 (A) Six Days per Week Area
2 (B) Deer of either sex may be taken the last six open days of the applicable Deer with Visible
3 Antlers Season.
4 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
5 all horseback riding is prohibited from September 1 through May 15.
6 (D) Deer and bear hunting is by permit only.
7 (62) Pungo River Game Land in Hyde County
8 (A) Six Days per Week Area
9 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
10 Antlers Season.
11 (63) Rhodes Pond Game Land in Cumberland and Harnett counties
12 (A) Hunting is by permit only.
13 (B) Swimming is prohibited on the area.
14 (64) Roanoke River Wetlands in Bertie, Halifax, Martin and Northampton counties
15 (A) Hunting is by Permit only.
16 (B) Vehicles are prohibited on roads or trails except those operated on Commission business
17 or by permit holders.
18 (C) Camping is restricted to September 1 through ~~the last day of February~~ ~~February 28~~ and
19 ~~March 31~~ ~~April 7~~ through May 14 in areas both designated and posted as camping areas,
20 provided, however, that camping is allowed at any time within 100 yards of the Roanoke
21 River on the state-owned portion of the game land.
22 (65) Roanoke Island Marshes Game Land in Dare County-Hunting is by permit only.
23 (66) Robeson Game Land in Robeson County
24 (A) Three Days per Week Area
25 (B) Deer of either sex may be taken the first six open days and the last six open days of the
26 applicable Deer With Visible Antlers Season.
27 (67) Rockfish Creek Game Land in Hoke County
28 (A) Three Days per Week Area
29 (B) Deer of either sex may be taken with bow and arrow on open hunting days from the
30 Saturday on or nearest September 10 to the fourth Friday before Thanksgiving.
31 (C) Deer of either sex may be taken with muzzle-loading firearms on open hunting days
32 beginning the fourth Saturday before Thanksgiving through the Wednesday of the second
33 week thereafter.
34 (D) The Deer With Visible Antlers season consists of the open hunting days from the second
35 Saturday before Thanksgiving through the third Saturday after Thanksgiving.
36 (E) Deer of either sex may be taken the last open day of the applicable Deer With Visible
37 Antlers Season.
38 (F) The use of dogs for hunting deer is prohibited.
39 (G) Wild turkey hunting is by permit only.
40 (H) Taking fox squirrels is prohibited.
41 (68) Rocky Run Game Land in Onslow County: Hunting is by permit only.
42 (69) Sampson Game Land in Sampson County
43 (A) Three Days per Week Area
44 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
45 Antlers Season.
46 (70) Sandhills Game Land in Hoke, Moore, Richmond and Scotland counties
47 (A) Three Days per Week Area
48 (B) Hunting is prohibited on the J. Robert Gordon Field Trial Grounds from October 22
49 through March 31 except as follows:
50 (i) deer may be taken with archery equipment on all the open days of the bow-and-
51 arrow season through the fourth Friday before Thanksgiving; with legal
52 muzzleloading firearms and archery equipment all the open days of the
53 muzzleloader season through the second Saturday before Thanksgiving; and with
54 all legal weapons from the second Monday before Thanksgiving through the
55 Saturday following Thanksgiving.

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- (ii) dove may be taken all open days from the opening day of the dove season through the third Saturday thereafter;
- (iii) opossum, raccoon and squirrel (gray & fox) may be taken all the open days from second Monday before Thanksgiving through the Saturday following Thanksgiving;
- (iv) rabbit may be taken all open days from the second Saturday preceding Thanksgiving through the Saturday following Thanksgiving;
- (v) waterfowl may be taken on open days during any waterfowl season, and
- (vi) wild animals and wild birds may be taken as part of a Disabled Sportsmen Program Permit Hunt.
- ~~(B)~~(C) The Deer With Visible Antlers season for deer ~~is consists of~~ the open hunting days from the second Saturday before Thanksgiving through the third Saturday after Thanksgiving except on the J. Robert Gordon Field Trial Grounds field trial grounds where the gun season is open days from the second Monday before Thanksgiving through the Saturday following Thanksgiving.
- (D) The bow-and-arrow season is all open days from the Saturday on or nearest to Sept. 10 to the fourth Friday before Thanksgiving and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving through Jan. 1. Deer may be taken with archery equipment bow and arrow on all open hunting days during the bow and arrow season, the Deer with Visible antlers season, and the muzzleloader season as stated in this sub-paragraph, and from the third Monday after Thanksgiving through January 1, except on the field trial grounds.
- (E) Muzzleloader season is all the open days from the fourth Saturday preceding Thanksgiving through the Wednesday of the second week thereafter and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving through January 1. Deer may be taken with muzzle-loading firearms on all open hunting days during the muzzleloader season and beginning the fourth Saturday before Thanksgiving through the Wednesday of the second week thereafter, during the Deer With Visible Antlers season, season, and from the third Monday after Thanksgiving through January 1, except on the field trial grounds.
- ~~(C)~~(F) Either-sex deer hunting during the Deer With Visible Antlers Season is by permit only. ~~Except for the deer, opossum, rabbit, raccoon and squirrel seasons indicated for the field trial grounds in this Rule and Disabled Sportsman Program hunts, the field trial grounds are closed to all hunting during the period October 22 to March 31.~~
- ~~(D)~~(G) In addition to the regular hunting days, waterfowl may be taken on the opening and closing days of the applicable waterfowl seasons.
- ~~(E)~~(H) Wild turkey hunting is by permit only.
- ~~(F)~~ Dove hunting on the field trial grounds is prohibited from the third Sunday in September through the remainder of the hunting season.
- ~~(G)~~ Opossum, raccoon and squirrel (fox and gray) hunting on the field trial grounds is allowed on open days from the second Monday before Thanksgiving through the Saturday following Thanksgiving and rabbit season on the field trial grounds is from the Saturday preceding Thanksgiving through the Saturday following Thanksgiving.
- ~~(H)~~(I) The following areas are permit-only for all quail and woodcock hunting and dog training on birds:
 - (i) In Richmond County: that part east of US 1;
 - (ii) In Scotland County: that part west of SR 1328 and north of Gardner Farm Lane and that part east of SR 1328 and north of Scotland Lake Lane.
- ~~(I)~~(J) Horseback riding on field trial grounds from October 22 through March 31 is prohibited unless riding in authorized field trials.
- ~~(J)~~(K) Camping and the presence of campers and tents in designated Hunter Camping Areas are limited to September 1 through the last day of February and March 31 April 7 through May 14.
- (71) Sandy Creek Game Land in Nash and Franklin Counties
 - (A) Six Days per Week Area

- 1 (B) Deer of either sex may be taken the first six open days and the last six open days of the
2 applicable Deer With Visible Antlers Season.
3 (C) Horseback riding is prohibited.
4 (D) The use of dogs for hunting deer is prohibited.
5 (72) Sandy Mush Game Land in Buncombe and Madison counties.
6 (A) Three Days per Week Area
7 (B) Deer of either sex may be taken the last open day of the applicable Deer with Visible
8 Antlers season.
9 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
10 all horseback riding is prohibited from September 1 through May 15.
11 (D) Dogs shall only be trained on Mondays, Wednesdays and Saturdays and only as allowed
12 in 15A NCAC 10D .0102(e).
13 (E) Dove hunting is by permit only from the opening day through the second Saturday of
14 dove season.
15 (73) Second Creek Game Land in Rowan County- hunting is by permit only.
16 (74) Shocco Creek Game Land in Franklin, Halifax, Nash and Warren counties
17 (A) Six Days per Week Area
18 (B) Deer of either sex may be taken the first six open days and the last six open days of the
19 applicable Deer With Visible Antlers Season.
20 (C) Horseback riding is prohibited.
21 (75) South Mountains Game Land in Burke, Cleveland, McDowell and Rutherford counties
22 (A) Six Days per Week Area
23 (B) The Deer With Visible Antlers season for deer consists of the open hunting days from the
24 Monday before Thanksgiving through the third Saturday after Thanksgiving. Deer may
25 be taken with bow and arrow on open days beginning the Monday on or nearest
26 September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to
27 the Saturday before Thanksgiving and during the Deer With Visible Antlers season. Deer
28 may be taken with muzzle-loading firearms on open days beginning the Monday on or
29 nearest October 1 through the Saturday of the second week thereafter, and during the
30 Deer With Visible Antlers season.
31 (C) Deer of either sex may be taken the last open day of the applicable Deer With Visible
32 Antlers Season.
33 (D) Horseback riding is prohibited except on designated trails May 16 through August 31 and
34 all horseback riding is prohibited from September 1 through May 15.
35 (E) That part of South Mountains Game Land in Cleveland, McDowell, and Rutherford
36 counties is closed to all grouse, quail and woodcock hunting and all bird dog training.
37 (76) Stones Creek Game Land in Onslow County
38 (A) Six-Day per Week Area.
39 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
40 Antlers Season.
41 (C) Swimming in all lakes is prohibited.
42 (D) Waterfowl on posted waterfowl impoundments may be taken only on the following days:
43 (i) the opening and closing days of the applicable waterfowl seasons;
44 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and
45 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
46 (77) Suggs Mill Pond Game Land in Bladen and Cumberland counties
47 (A) Hunting and trapping is by Permit only.
48 (B) Camping is restricted to September 1 through ~~the last day of February February 28~~ and
49 ~~March 31 April 7~~ through May 14 in areas both designated and posted as camping areas.
50 (C) Entry is prohibited on scheduled hunt or trapping days except for:
51 (i) hunters or trappers holding special hunt or trapping permits; and
52 (ii) persons using Campground Road to access Suggs Mill Pond Lake at the dam.
53 (78) Sutton Lake Game Land in New Hanover and Brunswick counties
54 (A) Six Days per Week Area
55 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
56 Visible Antlers Season.

- 1 (C) Target shooting is prohibited.
- 2 (79) Tar River Game Land in Edgecombe County – hunting is by permit only.
- 3 (80) Three Top Mountain Game Land in Ashe County
- 4 (A) Six Days per Week Area
- 5 (B) Deer of either sex may be taken the last six open days of the applicable Deer With
- 6 Visible Antlers Season.
- 7 (C) Horseback riding is prohibited.
- 8 (81) Thurmond Chatham Game Land in Alleghany and Wilkes counties
- 9 (A) Six Days per Week Area
- 10 (B) Deer of either sex may be taken the first six open days and the last six open days of the
- 11 applicable Deer With Visible Antlers Season.
- 12 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
- 13 all horseback riding is prohibited from September 1 through May 15. Participants must
- 14 obtain a game lands license prior to horseback riding on this area.
- 15 (D) The maximum period of consecutive overnight camping at any designated campground is
- 16 14 days within any 30 day period from May 1 through August 31. After 14 consecutive
- 17 days of camping all personal belongings must be removed from the game land.
- 18 (82) Tillery game Land in Halifax County
- 19 (A) Six Days per Week Area
- 20 (B) Deer of either sex may be taken the first six open days and the last six open days of the
- 21 applicable Deer With Visible Antlers Season.
- 22 (C) Horseback riding is prohibited.
- 23 (D) The use of dogs for hunting deer is prohibited.
- 24 (E) Wild turkey hunting is by permit only.
- 25 (83) Toxaway Game Land in Jackson and Transylvania counties
- 26 (A) Six Days per Week Area
- 27 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
- 28 Antlers Season.
- 29 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
- 30 all horseback riding is prohibited from September 1 through May 15.
- 31 (84) Uwharrie Game Land in Davidson, Montgomery and Randolph counties
- 32 (A) Six Days per Week Area
- 33 (B) Deer of either sex may be taken the first six open days and the last open six days of the
- 34 applicable Deer With Visible Antlers Season.
- 35 (85) Vance Game Land in Vance County
- 36 (A) Six Days per Week Area
- 37 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 38 Antlers Season.
- 39 (C) The use of dogs, centerfire rifles and handguns for hunting deer is prohibited on the
- 40 Nutbush Peninsula tract.
- 41 (86) Van Swamp Game Land in Beaufort and Washington counties
- 42 (A) Six Days per Week Area
- 43 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 44 Antlers Season.
- 45 (C) Bear may only be taken the first three hunting days during the November Bear Season
- 46 and the first three hunting days during the second week of the December Bear Season.
- 47 (87) White Oak River Game Land in Onslow County
- 48 (A) Three Days per Week Area
- 49 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 50 Antlers Season.
- 51 (C) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl
- 52 impoundments shall be taken only on the following days:
- 53 (i) the opening and closing days of the applicable waterfowl seasons;
- 54 (ii) Thanksgiving, Christmas, New Year's and Martin Luther King, Jr. Days; and
- 55 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.

- 1 (D) Beginning on the first open waterfowl season day in October and through the end of the
2 waterfowl season, a permit is required for hunting posted waterfowl impoundments.
- 3 (E) The Huggins Tract and Morton Tracts have the following restrictions:
4 (i) Access on Hargett Avenue and Sloan Farm Road requires a valid Hunting
5 Opportunity Permit;
6 (ii) Hunting is by permit only; and
7 (iii) The use of dogs for hunting deer is prohibited.
- 8 (F) Wild turkey hunting is by permit only.
- 9 (88) Whitehall Plantation Game Land in Bladen County
10 (A) Hunting and trapping is by permit only.
11 (B) Camping is restricted to September 1 through the last day of February and March 31
12 ~~April 7~~ through May 14 in areas both designated and posted as camping areas.
- 13 (i) On permitted type hunts deer of either sex may be taken on the hunt dates indicated on the permit. Completed
14 applications must be received by the Commission not later than the first day of September next preceding the dates
15 of hunt. Permits shall be issued by random computer selection, shall be mailed to the permittees prior to the hunt,
16 and are nontransferable. A hunter making a kill must validate the kill and report the kill to a wildlife cooperator
17 agent or by phone.
- 18 (j) The following game lands and refuges are closed to all hunting except to those individuals who have obtained a
19 valid and current permit from the Wildlife Resources Commission:
20 (1) Bertie, Halifax and Martin counties—Roanoke River Wetlands,
21 (2) Bertie County—Roanoke River National Wildlife Refuge,
22 (3) Bladen County—Suggs Mill Pond Game Lands,
23 (4) Burke County—John's River Waterfowl Refuge,
24 (5) Dare County—Dare Game Lands (Those parts of bombing range posted against hunting),
25 (6) Dare County—Roanoke Sound Marshes Game Lands, and
26 (7) Henderson and Transylvania counties—Dupont State Forest Game Lands.
- 27 (k) Access to Hunting Creek Swamp Waterfowl Refuge in Davie County requires written permission from the
28 Commission. Written permission will be granted only when entry onto the Waterfowl Refuge will not compromise
29 the primary purpose for establishing the Waterfowl Refuge and the person requesting entry can demonstrate a valid
30 need or the person is a contractor or agent of the Commission conducting official business. "Valid need" includes
31 issues of access to private property, scientific investigations, surveys, or other access to conduct activities in the
32 public interest.
- 33 (l) Free-ranging swine may be taken by licensed hunters during the open season for any game animal using any
34 legal manner of take allowed during those seasons. Dogs may not be used to hunt free-ranging swine except on
35 game lands which allow the use of dogs for hunting deer or bear and during the applicable deer or bear season.
- 36 (m) Youth Waterfowl Day. On the day declared by the Commission to be Youth Waterfowl Day, youths may hunt
37 on any game land and on any impoundment without a special hunt permit, including permit-only areas, except where
38 prohibited in Paragraph (h) of this Rule.
- 39 (n) Permit Hunt Opportunities for Disabled Sportsmen. The Commission may designate special hunts for
40 participants of the disabled sportsman program by permit. The Commission may schedule these permit hunts during
41 the closed season. Hunt dates and species to be taken shall be identified on each permit. If the hunt has a limited
42 weapon choice, the allowed weapons shall be stated on each permit.
- 43 ~~(o)~~As used in this Rule, horseback riding includes all equine species.
- 44 (p) When waterfowl hunting is specifically permitted in this Rule on Christmas and New Years' Day and those days
45 fall on Sundays, the open waterfowl hunting day shall be the following day.

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47 *History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;
48 Eff. February 1, 1976;
49 Temporary Amendment Eff. October 3, 1991;
50 Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; September 1, 1995; July 1, 1995;
51 September 1, 1994; July 1, 1994;
52 Temporary Amendment Eff. October 1, 1999; July 1, 1999;
53 Amended Eff. July 1, 2000;
54 Temporary Amendment Eff. July 1, 2002; July 1, 2001;
55 Amended Eff. August 1, 2002 (approved by RRC on 06/21/01 and 04/18/02);
56 Temporary Amendment Eff. June 1, 2003;

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*Amended Eff. June 1, 2004 (this replaces the amendment approved by RRC on July 17, 2003);
Amended Eff. August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May 1,
2007; October 1, 2006; August 1, 2006; May 1, 2006; February 1, 2006; June 1, 2005; October 1,
2004.
Amended Eff. January 1, 2013*

1 **15A NCAC 10J .0102 GENERAL REGULATIONS REGARDING USE OF CONSERVATION AREAS**

2 (a) Trespass. Entry on areas posted as Wildlife Conservation Areas for purposes other than wildlife observation,
3 hunting, trapping or fishing shall be as authorized by the landowner. On those areas designated and posted as
4 Colonial Waterbird Nesting Areas, entry is prohibited during the period of April 1 through August 31 of each year,
5 except by written permission of the landowner. Entry into Colonial Waterbird Nesting Areas during the period of
6 September 1 through March 31 is as authorized by the landowner.

7 (b) Littering. No person shall deposit any litter, trash, garbage, or other refuse at any place on any wildlife
8 conservation area except in receptacles provided for disposal of such refuse. No garbage dumps or sanitary landfills
9 shall be established on any wildlife conservation area by any person, firm, corporation, county or municipality,
10 except as permitted by the landowner.

11 (c) Use and possession of weapons. No person shall discharge:

- 12 (1) any firearm for purposes other than hunting, trapping, or self-defense, except on designated
13 shooting areas;
14 (2) any weapon from a vehicle;
15 (3) any weapon within 200 yards of any building or designated camping areas;
16 (4) any weapons within, into, or across a posted "safety zone;" and
17 (5) a firearm within, into, or across a posted "restricted zone."

18 ~~Possession of Hunting Devices Firearms and archery equipment may only be possessed on a designated wildlife~~
19 ~~conservation area during the open hunting seasons or hunting days for game birds or game animals thereon except~~
20 ~~firearms and archery equipment may also be possessed under the following conditions:~~

- 21 (1) ~~the device is cased or not immediately available for use,~~
22 (2) ~~the device may be possessed in designated camping areas for defense of persons and property,~~
23 (3) ~~the device is a .22 caliber pistol with a barrel not greater than seven and one half inches in length~~
24 ~~and shooting only short, long, or long rifle ammunition carried as a side arm on designated~~
25 ~~wildlife conservation areas at any time other than by deer hunters during the special bow and~~
26 ~~arrow and muzzle loading firearms deer hunting season, except under conditions authorized in~~
27 ~~G.S. 113-291.1(k), or~~
28 (4) ~~the device is a handgun carried by an individual with a valid concealed handgun permit. The~~
29 ~~individual carrying a handgun must adhere to the requirements set forth in G.S. 14-415.11, even if~~
30 ~~the state issuing the concealed handgun permit is not North Carolina.~~

31 ~~This Rule does not prevent possession or use of bow and arrow as a licensed special fishing device in those waters~~
32 ~~where such use is authorized. During the closed firearms seasons on big game (deer, bear, wild turkey), no person~~
33 ~~shall possess a shotgun shell larger than No. 4 shot or any rifle or pistol larger than a .22 caliber rimfire while on a~~
34 ~~designated wildlife conservation area except that shotgun shells containing any size steel or non-toxic shot may be~~
35 ~~used while waterfowl hunting. No person shall hunt with or have in possession any shotgun shell containing lead or~~
36 ~~toxic shot while hunting waterfowl on any area designated as a wildlife conservation area, except shotgun shells~~
37 ~~containing lead buckshot may be used while deer hunting. Every individual carrying a concealed handgun must~~
38 ~~adhere to the requirements set forth in G.S. 14-415.11, even if the state issuing the concealed handgun permit is not~~
39 ~~North Carolina.~~

40 (d) License Requirements:

- 41 (1) Hunting and Trapping:
42 (A) Requirement. Except as provided in Part (d)(1)(B) of this Rule, any person entering upon
43 any designated wildlife conservation area for the purpose of hunting or trapping shall
44 have in his possession a game lands use license in addition to the appropriate hunting or
45 trapping licenses.
46 (B) Exception. A person under 16 years of age may hunt on designated wildlife conservation
47 areas on the license of his parent or legal guardian.
48 (2) Trout Fishing. Any person 16 years of age or over, including an individual fishing with natural
49 bait in the county of his residence, entering a designated wildlife conservation area for the purpose
50 of fishing in designated public mountain trout waters located thereon must have in his possession a
51 regular fishing license and special trout license. The resident and nonresident sportsman's licenses
52 and short-term comprehensive fishing licenses include trout fishing privileges on designated
53 wildlife conservation areas.

54 (e) Training Dogs. Dogs shall not be trained on designated wildlife conservation areas except during open hunting
55 seasons for game animals or game birds thereon. Dogs are not allowed to enter any wildlife conservation area
56 designated and posted as a colonial waterbird nesting area during the period of April 1 through August 31.

1 (f) Trapping. Subject to the restrictions contained in 15A NCAC 10B .0110, .0302, and .0303, trapping of fur-
2 bearing animals is permitted on any area designated and posted as a wildlife conservation area during the applicable
3 open seasons, except that trapping is prohibited:

4 (1) on the Nona Pitt Hinson Cohen Wildlife Conservation Area in Richmond County; and

5 (2) in posted "safety zones" located on any Wildlife Conservation Area.

6 ~~(g) Use of Weapons. No person shall hunt or discharge a firearm or bow and arrow from a vehicle, or within 200~~
7 ~~yards of any building or designated camping areas, or within, into, or across a posted "safety zone" on any~~
8 ~~designated wildlife conservation area. No person shall hunt with or discharge a firearm within, into, or across a~~
9 ~~posted "restricted zone" on any designated wildlife conservation area.~~

10 ~~(h) (g) Vehicular Traffic. No person shall drive a motorized vehicle on a road, trail or area posted against vehicular~~
11 ~~traffic or other than on roads maintained for vehicular use on any designated wildlife conservation area.~~

12 ~~(i) (h) Camping. No person shall camp on any designated wildlife conservation area except on an area designated~~
13 ~~by the landowner for camping. On the coastal islands designated wildlife conservation areas, camping is allowed~~
14 ~~except on those areas designated and posted as Colonial Waterbird Nesting Areas.~~

15 ~~(j) (i) Swimming. No person shall swim in the waters located on designated wildlife conservation areas, except that~~
16 ~~a person may swim in waters adjacent to coastal island wildlife conservation areas.~~

17 ~~(k) (j) Motorboats. No person shall operate any vessel powered by an internal combustion engine on the waters~~
18 ~~located on designated wildlife conservation areas.~~

19 ~~(l) (k) Non-Highway Licensed Vehicles. It is unlawful to operate motorized land vehicles not licensed for highway~~
20 ~~use on Wildlife Conservation Areas. Persons who have obtained a permit issued pursuant to G.S. 113-297 are~~
21 ~~exempt from this Rule but shall comply with permit conditions.~~

22 ~~(m) (l) It is unlawful to possess or consume any type of alcoholic beverage on public use areas of the Nona Pitt~~
23 ~~Hinson Cohen Wildlife Conservation Area.~~

24 ~~(n) (m) It is unlawful to release animals or birds; domesticated animals, except hunting dogs and raptors where~~
25 ~~otherwise permitted for hunting or training purposes; and feral animals on conservation areas without prior written~~
26 ~~authorization of the Wildlife Resources Commission.~~

27 ~~(o) (n) Possession and removal. No living or dead nongame wildlife, fungi, invertebrates, eggs, nests, animal parts,~~
28 ~~plants, plant materials, or other materials may be possessed on or removed from conservation areas without written~~
29 ~~permission from the Commission. For purposes of this Rule, "other materials" includes: all metals, minerals, rocks,~~
30 ~~soil, organic debris, buildings, fences, historic artifacts and water.~~

31
32 *History Note: Authority G.S. 113-134; 113-264; 113-270.3; 113-291.2; 113-291.5; 113-305; 113-306; 113-296;*
33 *113-297;*

34 *Eff. February 1, 1990;*

35 *Amended Eff. January 1, 2012; August 1, 2010; May 1, 2007; May 1, 2006; June 1, 2005.*

36 *Amended Eff. January 1, 2013*

1 **15A NCAC 10B .0106 WILDLIFE TAKEN FOR DEPREDATIONS OR ACCIDENTALLY**

2 (a) ~~Depredation Permit:~~ Depredation permits allow the take of undesirable or excess wildlife resources as described
3 in subparagraphs 1 and 2 of this paragraph. Only employees of the Wildlife Resources Commission and Wildlife
4 Damage Control Agents may issue depredation permits. Each permit must be written on a form supplied by the
5 Commission. No permit is needed for the owner or lessee of a property to take wildlife while committing
6 depredations on the property, however the manner of taking, disposition of dead wildlife and reporting requirements
7 as described in this Rule still apply.

8 ~~(1) — Endangered or Threatened Species.~~

9 No permit shall be issued to take any endangered or threatened species of wildlife listed under ~~15A NCAC 10I~~ 15A
10 NCAC 10I, except alligators, by reason of depredations to property. Only the Executive Director may issue
11 depredation permits for Special Concern species listed in 15A NCAC 10I .0103 and for alligators. An individual
12 may take an endangered or threatened species in immediate defense of his own life or of the lives of others without a
13 permit. Any endangered or threatened species which may constitute a demonstrable but non-immediate threat to
14 human safety shall be reported to a federal or state wildlife enforcement officer, who, upon verification of the report,
15 may take or remove the specimen as provided by 15A NCAC 10I .0102. Depredation permits for other species shall
16 be issued under the following conditions:

17 ~~(2) — Other Wildlife Species. Except as provided in Subparagraph (1) of this Paragraph, the Executive~~
18 ~~Director or an agent of the Wildlife Resources Commission may, upon application of a landholder~~
19 ~~and after such investigation of the circumstances as he may require, issue a permit to such~~
20 ~~landholder to take any species of~~

21 (1) for taking wildlife which is or has been damaging or destroying his property provided there is
22 evidence of property damage, damage in excess of fifty dollars (\$50.00). No permit may be issued
23 for the taking of any migratory birds and other federally protected animals unless a corresponding
24 valid U.S. Fish and Wildlife Service depredation permit, if required, has been issued. The permit
25 shall name the species allowed to be taken and and, in the discretion of the Executive Director or
26 an agent, may contain limitations as to age, sex or any other condition within the species so
27 named. The permit must be issued to a landholder or an authorized representative of a unit of
28 local government for depredations on public property. The permit may be used only by the
29 landholder or another person individuals named on the permit.

30 ~~(3)(2) Special Circumstances. In addition to the circumstances described in Subparagraph (2) of this~~
31 ~~Paragraph, the Executive Director or his designee may issue a permit to a person or persons for the~~
32 ~~taking of wildlife resources in circumstances of overabundance or when the wildlife resources~~
33 ~~present a danger to human safety. Cities as defined in G.S. 160A-1(2) Municipalities seeking such~~
34 ~~a depredation permit must apply to the Executive Director using a form supplied by the~~
35 ~~Commission which will request the following information:~~

36 (A) the name and location of the ~~city; municipality;~~

37 (B) the acreage of the affected property;

38 (C) a map of the affected property;

39 (D) the signature of an authorized ~~city municipality~~ representative;

40 (E) the nature of the overabundance or the threat to public ~~safety; safety~~ and

41 ~~(F) any a description of previous actions taken by the city municipality to ameliorate the~~
42 ~~problem. problem; and~~

43 ~~(F) in the case of deer overabundance or a threat to public safety from deer, the years in~~
44 ~~which the municipality participated in the Urban Archery Season. If the municipality has~~
45 ~~not participated in the Urban Archery Season, the municipality must explain why.~~

46 ~~(b)(4) — Wildlife Damage Control Agents:~~ Upon completion of a training course designed for the purpose of
47 reviewing and updating information on wildlife laws and safe, humane wildlife handling techniques and
48 demonstration of a knowledge of wildlife laws and safe, humane wildlife handling techniques, an
49 individual with no record of wildlife law violations may apply to the Wildlife Resources Commission
50 (Commission) to become a Wildlife Damage Control Agent (WDCA). Those persons who demonstrate
51 knowledge of wildlife laws and safe, humane wildlife handling techniques by a passing score of at least 85
52 percent on a written examination provided by a representative of the Wildlife Resources Commission in
53 cooperation with the training course provider shall be approved. Those persons failing to obtain a passing
54 score shall be given one chance for re-testing without re-taking the course. Those persons approved as
55 agents by the Commission may then issue depredation permits for depredation as defined in subparagraph
56 (a)(1) of this Rule to landholders and be listed as a second party to provide the control service. WDCA

1 may not issue depredation permits for big game animals, bats, or species listed as endangered, threatened or
2 special concern under 15A NCAC 10I .0103, .0104 and .0105 of this Chapter. WDCA's must report to the
3 Wildlife Resources Commission the number and disposition of animals taken, by county, annually. Records
4 must be available for inspection by a Wildlife Enforcement officer at any time during normal business
5 hours. Wildlife Damage Control Agent status shall be revoked at any time by the Executive Director when
6 there is evidence of violations of wildlife laws, failure to report, or inhumane treatment of animals by the
7 WDCA. A WDCA may not charge for the permit, but may charge for his or her investigations and control
8 services. In order to maintain a knowledge of current laws, rules, and techniques, each WDCA must renew
9 his or her agent status every three years by showing proof of having attended at least one training course
10 provided for the purpose of reviewing and updating information on wildlife laws and safe, humane wildlife
11 handling techniques within the previous 12 months.

12 ~~(b)(c)~~ Term of Permit. Each depredation permit issued by the Executive Director or an agent shall have entered
13 ~~thereon a date or time of~~ an expiration after which date or time after which the depredation permit is no longer
14 valid. The depredation permit authorizes possession of any wildlife resources taken under the permit and must be
15 retained as long as the wildlife resource is in the permittee's possession. All individuals taking wildlife resources
16 under the authority of a depredation permit are obligated to the conditions written on the permit and the
17 requirements specified in this Rule. ~~the same is invalid for any purpose, except as evidence of lawful possession of~~
18 any wildlife that may be retained thereunder.

19 ~~(c)~~ (d) Manner of Taking:

- 20 (1) Taking Without a Permit. Wildlife taken without a permit while committing depredations to
21 property may, during the open season on the species, be taken by the landholder by any lawful
22 method. During the closed season such depredating wildlife may be taken without a permit only
23 by the use of ~~firearms~~ firearms or archery equipment as defined in 15A NCAC 10B .0116.
24 Landholders may use artificial lights to take depredating wildlife.
- 25 (2) Taking With a Permit. Wildlife taken under a depredation permit may be taken only by the
26 method or methods authorized by the permit. When trapping is authorized, in order to limit the
27 taking to the intended purpose, the permit may specify a reasonable distance from the property
28 sought to be protected, according to the particular circumstances, within which the traps must be
29 set. The Executive Director or agent may also state in a permit authorizing trapping whether or
30 not bait may be used and the type of bait, if any, that is authorized. In addition to any trapping
31 restrictions that may be contained in the permit the method of trapping must be in accordance with
32 the requirements and restrictions imposed by G.S. 113-291.6 and other local laws passed by the
33 General Assembly. No depredation permit shall authorize the use of poisons or pesticides in
34 taking wildlife except in accordance with the provisions of the North Carolina Pesticide Law of
35 1971, the Structural Pest Control Act of 1955, and G.S. 113, Article 22A. No depredation permit
36 shall authorize the taking of wildlife by any method by any landholder upon the lands of another.
- 37 (3) Intentional Wounding. It is unlawful for any landholder, with or without a depredation permit,
38 intentionally to wound a wild animal in a manner so as not to cause its immediate death as
39 suddenly and humanely as the circumstances permit.

40 ~~(d)~~ (e) Disposition of Wildlife Taken:

- 41 (1) Generally. Except as provided by the succeeding Subparagraphs of this Paragraph, any wildlife
42 killed ~~accidentally or~~ without a permit while committing depredations shall be buried or otherwise
43 disposed of in a safe and sanitary manner on the property. Wildlife killed under a depredation
44 permit may be transported to an alternate disposal site if desired. Anyone in possession of
45 carcasses of animals being transported under a depredation permit must have the depredation
46 permit in their possession. Except as provided by the succeeding Subparagraphs of (d)(2) through
47 (5) ~~(6)~~ of this Rule, all wildlife killed under a depredation permit must be buried or otherwise
48 disposed of ~~in a safe and sanitary manner.~~ as stated on the permit.
- 49 (2) ~~Deer.~~ Deer and feral swine. The edible portions of feral swine and of up to five deer may be
50 retained by the landholder for consumption but must not be transported from the property where
51 the depredations took place without a valid depredation permit. The landholder may give a second
52 party the edible portions of the feral swine and deer taken under the depredation permit. The
53 receiver of the edible portions must hold a copy of the depredation permit. The nonedible portions
54 of any deer ~~the~~ carcass, including head, hide, feet, and antlers, shall be disposed of as specified in
55 Subparagraph (1) of this Paragraph or turned over to a wildlife enforcement officer for disposition.
56 ~~When a deer is accidentally killed on a road or highway by reason of collision with a motor~~

1 vehicle, the law enforcement officer who investigates the accident shall, upon request of the
2 operator of the vehicle, provide such operator a written permit authorizing him to possess and
3 transport the carcass of such deer for his personal and lawful use, including delivery of such
4 carcass to a second person for his private use or the use by a charitable organization upon
5 endorsement of such permit to such person or organization by name and when no money or other
6 consideration of value is received for such delivery or endorsement.

7 (3) Fox. Any fox killed accidentally shall be disposed of in the manner provided by Subparagraph (1)
8 or (6) of this Paragraph. Any fox killed under a depredation permit may be disposed of in the
9 same manner as described in Subparagraph (d)(1) of this Rule or, upon compliance with the fur
10 tagging requirements of 15A NCAC 10B .0400, the carcass or pelt thereof may be sold to a
11 licensed fur dealer.

12 (4) Furbearing Animals. The carcass or pelt of any furbearing animal killed during the open season
13 for taking such furbearing animal either accidentally or for control of depredations to property,
14 whether with or without a permit, may be sold to a licensed fur dealer provided that the person
15 offering such carcass or pelt for sale has a valid hunting or trapping license, provided further that,
16 bobcats and otters may only be sold upon compliance with any required fur tagging requirement
17 set forth in 15A NCAC 10B .0400.

18 (5) Animals Taken Alive. Wild animals in the order Carnivora, armadillos, groundhogs, nutria, and
19 beaver Carnivora and beaver shall be humanely euthanized either at the site of capture or at a
20 facility designed to humanely handle the euthanasia or released on the property where captured.
21 Feral swine must be euthanized while still in the trap in accordance with G.S. 113-291.12. For all
22 other animals taken alive, the animal must be euthanized or else released on property with
23 permission of the landowner. When the relocation site is public property, written permission must
24 be obtained from an appropriate local, state or federal official before any animal may be released.
25 Animals transported or held for euthanasia must be euthanized within 12 hours of capture. Anyone
26 in possession of live animals being transported for relocation or euthanasia under a depredation
27 permit must have the depredation permit in his or her possession.

28 (6) ~~A person killing a wild bird or wild animal accidentally with a motor vehicle or finding a dead~~
29 ~~wild bird or wild animal which was killed accidentally may possess that wild bird or wild animal~~
30 ~~for a period not to exceed 10 days for the purpose of delivering it to a taxidermist for preparation.~~
31 ~~The taxidermist may accept the wild bird or wild animal after satisfying himself that the animal~~
32 ~~was killed accidentally. The taxidermist shall certify and record the circumstances of acquisition~~
33 ~~as determined by the injuries to the animal. Licensed taxidermists shall keep accurate records of~~
34 ~~each wildlife specimen received pursuant to the rule as required by 15A NCAC 10H .1003 of this~~
35 ~~Chapter. Upon delivery of the finished taxidermy product to the person presenting the animal, the~~
36 ~~taxidermist shall give the person a receipt indicating the sex and species, date of delivery,~~
37 ~~circumstances of initial acquisition and the name, address, and signature of the taxidermist. The~~
38 ~~receipt shall be permanently affixed to the back or bottom of the finished product and shall be~~
39 ~~retained by the person for as long as the mounted specimen is kept. Mounted specimens possessed~~
40 ~~pursuant to this Rule may not be sold and, if such specimens are transferred by gift or inheritance,~~
41 ~~the new owner must retain the permit to document the legality of possession. This provision does~~
42 ~~not allow possession of accidentally killed raptors; nongame migratory birds; species listed as~~
43 ~~endangered, threatened, or of special concern under 15A NCAC 10I .0103, .0104, and .0105 of~~
44 ~~this Chapter; black bear or wild turkey.~~

45 (7) ~~Edible portions of feral swine taken under depredation permit may be retained by the landowner~~
46 ~~for consumption or, if stipulated on the permit, donated to a charitable food organization.~~

47 (e)(f) Reporting Requirements. Any landholder who kills a an alligator, deer, Canada goose, bear or wild turkey
48 under a valid depredation permit shall report such kill on the form provided with the permit and mail the form upon
49 the expiration date to the Wildlife Resources Commission. The killing and method of disposition of every alligator
50 and bear taken game animal and game bird, every furbearing animal, and every nongame animal or nongame bird
51 for which there is no open season, when killed for committing depredations to property, without a permit, shall be
52 reported to the Wildlife Resources Commission within 24 hours following the time of such killing. ~~killing,~~ except
53 that when the carcass or pelt of a fox, killed under a depredation permit, or of a furbearing animal, killed with or
54 without a permit, is lawfully sold to a licensed fur dealer in this State the fur dealer is required to report the source of
55 acquisition and no report is required of the seller.

1 *History Note:* *Authority G.S. 113-134; 113-273; 113-274; 113-291.4; 113-291.6; 113-300.1; 113-300.2; 113-*
2 *307; 113-331; 113-333; 113-334(a); 113-337;*
3 *Eff. February 1, 1976;*
4 *Amended Eff. August 1 2010; July 1, 2010; May 1, 2008; August 1, 2002; July 1, 1997; July 1,*
5 *1995; January 1, 1995; January 1, 1992; August 1, 1990.*
6 *Amended Eff. January 1, 2013*

1 **15A NCAC 10B .0127 POSSESSION OF WILDLIFE KILLED ACCIDENTALLY OR FOUND DEAD**

2 For wildlife killed accidentally or found dead of natural causes the following applies:

- 3 (1) When a deer is accidentally killed on a road or highway by reason of collision with a motor
4 vehicle, the law enforcement officer who investigates the accident shall, upon request, authorize
5 possession and transport of the carcass of such deer for personal and lawful use, including delivery
6 of such carcass to a second person for his private use or the use by a charitable organization .
7 Commission employees may authorize possession of any deer or turkey found dead of natural
8 causes or as the result of a vehicle collision.
- 9 (2) Black bears may not be possessed. Species listed as endangered, threatened, or of special concern
10 under 15A NCAC 10I .0103, .0104, and .0105 of this Chapter may be possessed with written
11 permission. Raptors and nongame migratory birds may be possessed under federal permits.
- 12 (3) For all other wildlife possession shall be legal. The sale of any wildlife or wildlife parts found
13 dead is prohibited, except licensed trappers and hunters may sell the carcasses or pelt of any
14 beaver, coyote, groundhog, mink, muskrat, nutria, opossum, otter, raccoon, skunk, weasel or
15 bobcat to a licensed fur dealer if the dead furbearing animal was found during the open season for
16 that species. Licensed trappers and hunters may also sell the carcasses or pelt of any fox to a
17 licensed fur dealer if the dead fox was found during an open fox season and the county in which
18 the fox was found allows for the sale of fox carcasses and pelts. All tagging requirements set forth
19 in 15A NCAC 10B .0400 apply.

20
21 History Note: Authority G.S. 113-134; 113-274; 113-291.3, 113-291.4; 113-331; 113-333; 113-337;
22 Eff. January 1, 2013

1 **15A NCAC 10B .0101 IMPORTATION OF WILD ANIMALS AND BIRDS**

2 (a) The following definitions apply to this rule:

3 (1) “Category 1 cervid” means any white-tailed deer, white-tailed deer hybrid, Sika deer, red deer,
4 elk, elk hybrid, moose or any other species of cervid in which the scientific community has
5 documented Chronic Wasting Disease (CWD).

6 (2) “Category 2 cervid” means any species of cervid in which the scientific community has not
7 documented CWD.

8 ~~(a)~~(b) Before any live wild bird or wild animal is imported into North Carolina for any purpose, a permit shall be
9 obtained from the Executive Director of the North Carolina Wildlife Resources Commission authorizing the
10 importation, using application forms provided by the Commission. Only captive cervid licensees with Certified
11 Herds as defined in 15A NCAC 10H .0304 may obtain permits to import cervids.

12 ~~(b)~~(c) Deer, elk, or other species in the family Cervidae may only be imported into the state of North Carolina from
13 a herd in which Chronic Wasting Disease (CWD) has not been detected for at least five years and has been managed
14 using standards equivalent to, or more stringent than, the criteria specified in 15A NCAC 10H .0301 and 15A
15 NCAC 10H .0302. The individual U.S. or Mexican state or territory, Canadian province or other country of origin
16 must have CWD monitoring requirements that are at least as stringent as those described in this Rule, 15A NCAC
17 10H .0301 and 15A NCAC 10H .0302. The originating individual U.S. or Mexican state's or territory's, Canadian
18 province's or other country's CWD monitoring program must be jointly reviewed by Wildlife Resources
19 Commission and Department of Agriculture and Consumer Services personnel before approval of any importation
20 of cervids into North Carolina. There shall be no importation of any cervid from individual U.S. or Mexican states
21 or territories, Canadian provinces or other countries in which CWD has been detected, either in a wild herd or a
22 captive herd.

23 (d) Importation permits for cervids will only be issued for animals that come from U.S. or Mexican states or
24 territories, Canadian provinces or other countries of origin which have a license type, certification program or
25 monitoring program that requires captive cervid facility owners to, at a minimum,:

26 (1) submit for CWD testing all deceased animals over the age of 12 months;

27 (2) tag, tattoo or otherwise permanently mark all animals over the age of 12 months; and

28 (3) keep records of all acquisitions and all dispositions in the facility.

29 The requirements specified in Subparagraphs (1), (2) and (3) of this Paragraph apply only to facilities holding
30 Category 1 cervids, both Category 1 cervids and Category 2 cervids and facilities that have held any Category 1
31 animal in the previous five years. Importation permit applications must indicate the source herd and if the source
32 herd includes any Category 1 cervids or has in the past five years then that herd must be successfully participating in
33 a certification program or monitoring program with the requirements listed in this paragraph, or has a license type
34 that does the same.

35 ~~(e)~~(e) Cervids imported into North Carolina shall be individually identified by tags provided by the Wildlife
36 Resources Commission that shall be affixed by the licensee to each cervid as set forth in 15A NCAC 10H .0301.
37 ~~(d)~~(f) Waterfowl imported into North Carolina must be received from facilities or individuals who are certified under
38 the National Poultry Improvement Plan (NPIP) as pullorum-typhoid and avian influenza negative. If the source
39 birds are not part of NPIP, they must be tested pullorum-typhoid and avian influenza negative by NPIP standards
40 within 30 days prior to entry into North Carolina. Health certificates for imported waterfowl shall be available for
41 inspection by authorized Commission personnel upon request.

42
43 *History Note: Authority G.S. 106.549.97; 113-134; 113-272.6; 113-274; 113-291.3;*
44 *Eff. February 1, 1976;*
45 *Temporary Amendment Eff. October 8, 2002; May 17, 2002;*
46 *Amended Eff. August 1, 2010; May 1, 2010; June 1, 2005; August 1, 2004.*
47 *Amended Eff. January 1, 2013*

1 **15A NCAC 10H .0304 CAPTIVE CERVID HERD CERTIFICATION PROGRAM**

2 (a) The Wildlife Resources Commission has established this Captive Cervid Herd Certification Program in order to
3 prevent the introduction of Chronic Wasting Disease (CWD) into North Carolina and reduce the potential for spread
4 of CWD while allowing for the importation of captive cervids. ~~transportation of cervids from herds in which CWD~~
5 ~~has not been detected for at least five years, in accordance with the requirements in this Section.~~ Only licensees
6 with Certified Herds as defined in Paragraph (e) of this Rule may import captive cervids under the conditions and
7 restrictions set forth in 15A NCAC 10B .0101. ~~request to expand their pen size to accommodate additional cervids~~
8 ~~and transport cervids within North Carolina for purposes other than those specified in 15A NCAC 10H .0301(f)(4).~~
9 Licensees with Certified Herds may also import cervids from a herd in which CWD has not been detected for at
10 least five years and has been managed using standards equivalent to, or more stringent than, the criteria specified in
11 15A NCAC 10H .0301 and 15A NCAC 10H .0302. The individual U.S. or Mexican state or territory, Canadian
12 province or other country of origin must have CWD monitoring requirements that are at least as stringent as those
13 described in this Section. ~~The originating individual U.S. or Mexican state's or territory's, Canadian province's or~~
14 ~~other country's CWD monitoring program must be jointly reviewed by Wildlife Resources Commission and~~
15 ~~Department of Agriculture and Consumer Services personnel before approval of any importation of cervids into~~
16 ~~North Carolina. There shall be no importation from individual U.S. or Mexican states or territories, Canadian~~
17 ~~provinces or other countries in which CWD has been detected, either in a wild or captive herd.~~

18 (b) Enrollment qualifications. Only captive cervid herds held under a valid captivity license are eligible for
19 enrollment in the Captive Cervid Herd Certification Program. Licensees shall comply with all captivity license
20 requirements outlined in this Section and the rules and laws regulating possession, transportation and importation of
21 cervids in order to remain in the Captive Cervid Herd Certification Program.

22 (c) Enrollment application. Each individual holding a current and valid Captivity License for cervids may apply to
23 be enrolled in the Captive Cervid Herd Certification Program. All applications shall be in writing on a form
24 supplied by the Commission. The Commission shall deny an application if:

- 25 (1) the licensee has not complied with all the requirements under the captivity license statutes and all
26 rules pertaining to the holding of cervids in captivity and the transportation or importation of
27 cervids resulting in a failed inspection report for the licensee's most recent inspection; or a pending
28 citation;
- 29 (2) the licensee has provided false information; or
- 30 (3) CWD has been confirmed in a cervid at the licensee's facility.

31 (d) Enrollment dates. The enrollment date is:

- 32 (1) the first date upon official inspection, documented by Wildlife Resources Commission and
33 Department of Agriculture and Consumer Services personnel, on which the licensee has complied
34 with all captivity rules and statutes that pertain to cervids, including tagging, provided that the
35 licensee has continued to comply with these regulations; or
- 36 (2) the date on which a waiver was issued by the Wildlife Resources Commission Executive Director
37 under the conditions set forth in 15A NCAC 10A .1101(a) that brought the licensee into
38 compliance assuming that there were no other compliance actions pending, provided that the
39 licensee has continued to comply with the captive cervid regulations.

40 This date may be retroactive but may extend back no earlier than the date Wildlife Resources Commission and
41 Department of Agriculture and Consumer Services personnel documented that the licensee came into compliance
42 with all captivity rules and statutes related to holding cervids in captivity, including tagging of all cervids.

43 (e) Certified herd. ~~When a herd is enrolled~~ an enrollment date is set for a herd in the Captive Cervid Herd
44 Certification Program, ~~if the herd~~ shall be placed in First Year status. If the herd continues to meet the requirements
45 of the Captive Cervid Herd Certification Program, each year on the anniversary of the enrollment date the herd
46 status shall be upgraded by one year. One year from the date a herd is placed in Fifth Year status, the herd status
47 shall be changed to Certified, and the herd shall remain in Certified status as long as it is enrolled in the Captive
48 Cervid Herd Certification Program, provided its status is not lost or suspended without reinstatement as described in
49 Paragraph (f).

50 (f) Herd status

- 51 (1) A Certified Herd or any herd enrolled in the program shall have its status suspended or reduced if:
 - 52 (A) the licensee fails to comply with any of the ongoing requirements for captive cervid
53 licenses as identified in 15A NCAC 10H .0301;
 - 54 (B) the licensee violates any other North Carolina law or rule related to captive cervids;
 - 55 (C) an animal in the herd exhibits clinical signs of CWD;

- 1 (D) an animal in the herd can be traced back to a herd with an animal exhibiting clinical signs
- 2 of CWD; or
- 3 (E) the herd is quarantined by the State Veterinarian.
- 4 (2) A Certified Herd or any herd enrolled in the program shall lose its status if:
- 5 (A) an animal in the herd can be traced back to a herd in which CWD has been detected;
- 6 (B) CWD is detected in an animal in the herd; or
- 7 (C) the licensee loses his or her license.

8 The Wildlife Resources Commission shall review cases of suspended status upon request. A Certified Herd with
9 suspended status may regain its status if the licensee corrects within 30 days the deficiency under which the status
10 was suspended or, in the case of suspected CWD, the disease was not detected in the suspect animal.

11 (g) Inspection. If an inspection of the captive cervids is needed as a part of certification, including reinstating a
12 suspended status, the licensee is responsible for assembling, handling and restraining the captive cervids and all
13 costs incurred to present the animals for inspection.

14
15 *History Note: Authority G.S. 106-549.97(b); 113-134; 113-272.5; 113-272.6; 113-274; 113-292;*
16 *Eff. May 1, 2010.*
17 *Amended Eff. January 1, 2013*

1 **15A NCAC 10H .0301 GENERAL REQUIREMENTS**

2 (a) Captivity Permit or License Required

- 3 (1) Requirement. The possession of any species of wild animal that is or once was native to this State
4 or any species of wild bird, native or migratory, that naturally occurs or historically occurred in
5 this State or any member of the family Cervidae is unlawful unless the institution or individual in
6 possession obtains from the North Carolina Wildlife Resources Commission (Commission) a
7 captivity permit or a captivity license as provided by this Rule.
- 8 (2) Injured, Crippled or Orphaned Wildlife. When an individual has taken possession of an injured,
9 crippled or orphaned wild animal or wild bird, that individual shall contact the Commission within
10 24 hours of taking possession in order to apply for a captivity permit, provided, however, that
11 under no circumstances shall an individual take possession of an injured, crippled or orphaned
12 wild turkey, black bear, deer, elk or any other member of the family Cervidae except as described
13 in Subparagraph (3) of this Paragraph.
- 14 (3) Rehabilitation of white-tailed deer fawns. An individual may apply to the Commission to become
15 a permitted white-tailed deer fawn rehabilitator for the State of North Carolina. Individuals
16 deemed to be qualified according to this Section to rehabilitate injured or orphaned fawns may
17 receive a captivity permit to possess fawns only for such a period of time as may be required for
18 the rehabilitation and release of the fawns to the wild. These captivity permits apply only to wild
19 white-tailed deer fawns and are available only to individuals recognized by the Commission as
20 white-tailed deer fawn rehabilitators.

21 (b) Captivity Permit. A captivity permit shall be requested by mail, phone, facsimile or electronic transmission or
22 in person. A captivity permit authorizes possession of the animal or bird only for such period of time as may be
23 required for the rehabilitation and release of the animal or bird to the wild; or to obtain a captivity license as
24 provided by Paragraph (c) of this Rule, if such a license is authorized; or to make a proper disposition of the animal
25 or bird if the application for such license is denied, or when an existing captivity license is not renewed or is
26 terminated. Captivity permits shall not be issued for wild turkey, black bear, deer, elk or any other member of the
27 family Cervidae except as described in Subparagraph (a)(3) of this Rule.

28 (c) Captivity License.

- 29 (1) The purpose of captivity license is to provide humane treatment for wild animals or wild birds that
30 are unfit for release. For purposes of this Rule, wild animals are considered "unfit" if they are
31 incapacitated by injury or otherwise; if they are a non-native species that poses a risk to the habitat
32 or to other species in that habitat; or if they have been rendered tame by proximity to humans to
33 the extent that they cannot feed or care for themselves without human assistance. Persons
34 interested in obtaining a captivity license shall contact the Commission for an application.
- 35 (2) Denial of captivity license. Circumstances or purposes for which a captivity license shall not be
36 issued include the following:
- 37 (A) For the purpose of holding a wild animal or wild bird that was acquired unlawfully.
- 38 (B) For the purpose of holding the wild animal or wild bird as a pet. For purposes of this
39 Rule, the term "pet" means an animal kept for amusement or companionship. The term
40 shall not be construed to include cervids held in captivity for breeding for sale to another
41 licensed operator.
- 42 (C) For the purpose of holding wild animals or wild birds for hunting in North Carolina.
- 43 (D) For the purpose of holding wild turkey or black bear.
- 44 (E) ~~For the purpose of holding deer, elk or any other member of the family Cervidae, except~~
45 ~~current licenses which may be renewed as specified in Subparagraph (6) of this~~
46 ~~Paragraph. For the purpose of obtaining an additional captivity license for a person who~~
47 ~~already holds a captivity license.~~
- 48 (F) For the purpose of obtaining a new license if the applicant had a license which was
49 revoked less than five years prior to the application for a new license.
- 50 (3) Required Facilities. No captivity license shall be issued until the applicant has constructed or
51 acquired a facility for keeping the animal or bird in captivity that complies with the standards set
52 forth in Rule .0302 of this Section and the adequacy of such facility has been verified on
53 inspection by a representative of the Commission.
- 54 (4) Term of License

- 1 (A) Dependent Wildlife. If the wild animal or wild bird has been permanently rendered
2 incapable of subsisting in the wild, the license authorizing its retention in captivity shall
3 be an annual license terminating on December 31 of the year for which issued.
- 4 (B) Rehabilitable Wildlife. When the wild animal or wild bird is temporarily incapacitated,
5 and may be rehabilitated for release to the wild, any captivity license that is issued shall
6 be for a period less than one year as rehabilitation may require.
- 7 (C) Concurrent Federal Permit. No State captivity license for an endangered or threatened
8 species or a migratory bird, regardless of the term specified, shall operate to authorize
9 retention thereof for a longer period than is allowed by any concurrent federal permit that
10 may be required for retention of the bird or animal.
- 11 (5) Holders of Captivity License for cervids.
- 12 (A) Inspection of records. The licensee shall make all records pertaining to tags, licenses or
13 permits issued by the Commission available for inspection by the Commission at any
14 time during normal business hours, or at any time an outbreak of Chronic Wasting
15 Disease (CWD) is suspected or confirmed within five miles of the facility or within the
16 facility itself.
- 17 (B) Inspection. The licensee shall make all enclosures at each licensed facility and the
18 record-book(s) documenting required monitoring of the outer fence of the enclosure(s)
19 available for inspection by the Commission at any time during normal business hours, or
20 at any time an outbreak of CWD is suspected or confirmed within five miles of the
21 facility or within the facility itself.
- 22 (C) Fence Monitoring Requirement. The fence surrounding the enclosure shall be inspected
23 by the licensee or licensee's agent once a week during normal weather conditions to
24 verify its stability and to detect the existence of any conditions or activities that threaten
25 its stability. In the event of severe weather or any other condition that presents potential
26 for damage to the fence, inspection shall occur every three hours until cessation of the
27 threatening condition, except that no inspection is required under circumstances that
28 threaten the safety of the person conducting the inspection.
- 29 (D) A record-book shall be maintained to record the time and date of the inspection, the name
30 of the person who performed the inspection, and the condition of the fence at time of
31 inspection. The person who performs the inspection shall enter the date and time of
32 detection and the location of any damage threatening the stability of the fence. If damage
33 has caused the fence to be breachable, the licensee shall enter a description of measures
34 taken to prevent ingress or egress by cervids. Each record-book entry shall bear the
35 signature or initials of the licensee attesting to the veracity of the entry. The record-book
36 shall be made available to inspection by a representative of the Commission upon request
37 during normal business operating hours.
- 38 (E) Maintenance. Any opening or passage through the enclosure fence that results from
39 damage shall, within one hour of detection, be sealed or otherwise secured to prevent a
40 cervid from escape. Any damage to the enclosure fence that threatens its stability shall
41 be repaired within one week of detection. Any damage to the electric fence which makes
42 it non-functional shall be repaired within one week.
- 43 (F) Escape. When a licensee discovers the escape of any cervid from the facility, the
44 licensee or designee shall report within 24 hours the escape to the Commission. If
45 possible, the escaped cervid shall be recaptured alive. If live recapture is not possible, the
46 licensee shall request a wildlife take permit and take the escaped cervid pursuant to the
47 terms of the permit. A recaptured live cervid shall be submitted to the Commission for
48 CWD testing using a test recognized by the Southeastern Cooperative Wildlife Disease
49 Study unless the executive director determines that the risk of CWD transmission as a
50 result of this escape is negligible based upon:
51 (i) amount of time the escaped cervid remained out of the facility;
52 (ii) proximity of the escaped cervid to wild populations;
53 (iii) known susceptibility of the escaped cervid species to CWD;
54 (iv) nature of the terrain in to which the cervid escaped.
- 55 (G) Chronic Wasting Disease (CWD)

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- (i) Detection. Each licensee shall notify the Commission within 24 hours if any cervid within the facility exhibits clinical symptoms of CWD or if a quarantine is placed on the facility by the State Veterinarian. All captive cervids that exhibit symptoms of CWD shall be tested for CWD.
 - (ii) Cervid death. The carcass of any captive Category 1 cervid as defined in 15A NCAC 10B .0101 that was 12 ~~six~~ months or older at time of death shall be transported and submitted by the licensee or his designee to a North Carolina Department of Agriculture diagnostic lab for CWD evaluation within 48 hours of the cervid's death, or by the end of the next business day, whichever is later. Ear tags distributed by the Commission and subsequently affixed to the cervids as required by this Rule, may not be removed from the cervid's head prior to submitting the head for CWD evaluation.
 - (iii) The Commission shall require testing or forfeiture of cervids from a facility holding cervids in this state should the following circumstances or conditions occur:
 - (I) The facility has transferred a cervid that is received by a facility in which CWD is confirmed within five years of the cervid's transport date and that transferred cervid has tested positive for CWD or the test for CWD was inconclusive or the transferred cervid was no longer available for testing.
 - (II) The facility has received a cervid that originated from a facility in which CWD has been confirmed within five years of the cervid's transport date and that received cervid has tested positive for CWD or the test for CWD was inconclusive or the received cervid was no longer available for testing.
- (H) Tagging Required. Effective upon receipt of tags from the Commission, each licensee shall implement the tagging requirement using only the tags provided by the Commission as follows:
- (i) All cervids born within a facility shall be tagged by March 1 following the birthing season each year. Fawns and calves must be tagged with a button ear tag before sale or transfer to another captive cervid facility within North Carolina. The receiver is required to affix the bangle ear tag before March 1 following the birth of the calf or fawn.
 - (ii) All cervids transferred to a facility shall be tagged within five days of the cervid's arrival at the licensee's facility. However, no cervids shall be transported from one facility to another unless both sending and receiving herds are certified according to 15A NCAC 10H .0304.
- (I) Application for Tags.
- (i) Application for tags for calves and fawns. Application for tags for cervids born within a facility shall be made by the licensee by December 1 following the birthing season of each year. The licensee shall provide the following information, along with a statement and licensee's signature verifying that the information is accurate:
 - (I) Applicant name, mailing address, and telephone number;
 - (II) Facility name and site address;
 - (III) Captivity license number;
 - (IV) Species of each cervid; and
 - (V) Birth year of each cervid.
 - (ii) Application for tags for cervids that were not born at the facility site shall be made by written request for the appropriate number of tags along with the licensee's application for transportation of the cervid, along with a statement and licensee's signature verifying that the information is accurate. These tag applications shall not be processed unless accompanied by a completed application for transportation. However, no transportation permits shall be issued nor shall cervids be transported from one facility to another unless both sending and receiving herds are certified according to 15A NCAC 10H .0304.

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- (J) Placement of Tags.
 - (i) A single button ear tag provided by the Commission shall be permanently affixed by the licensee onto either the right or left ear of each cervid, provided that the ear chosen to bear the button tag shall not also bear a bangle tag, so that each ear of the cervid bears only one tag.
 - (ii) A single bangle ear tag provided by the Commission shall be permanently affixed by the licensee onto the right or left ear of each cervid except Muntjac deer, provided that the ear bearing the bangle tag does not also bear the button tag, so that each ear of the cervid bears only one tag. Muntjac deer are not required to be tagged with the bangle tag.
 - (iii) Once a tag is affixed in the manner required by this Rule, it shall not be removed.
- (K) Reporting Tags Requirement. For all cervids, except calves and fawns, the licensee shall submit a Cervidae Tagging Report within 30 days of receipt of the tags. Cervidae Tagging Reports for calves and fawns shall be submitted by March 1 following the birthing season each year. A Cervidae Tagging Report shall provide the following information and be accompanied by a statement and licensee's signature verifying that the information is accurate:
 - (i) Licensee name, mailing address, and telephone number;
 - (ii) Facility name and site address, including the County in which the site is located;
 - (iii) Captivity license number;
 - (iv) Species and sex of each cervid;
 - (v) Tag number(s) for each cervid; and
 - (vi) Birth year of each cervid.
- (L) Replacement of Tags. The Commission shall replace tags that are lost or unusable and shall extend the time within which a licensee shall tag cervids consistent with time required to issue a replacement.
 - (i) Lost Tags. The loss of a tag shall be reported to the Commission by the licensee and application shall be made for a replacement upon discovery of the loss. Application for a replacement shall include the information required by Part (c)(5)(I) of this Rule along with a statement and applicant's signature verifying that the information is accurate. Lost tags shall be replaced on the animal by the licensee within 30 days of receipt of the replacement tag.
 - (ii) Unusable Tags. Tags that cannot be properly affixed to the ear of a cervid or that cannot be read because of malformation or damage to the tags or obscurement of the tag numbers shall be returned to the Commission along with an application for a replacement tag with a statement and applicant's signature verifying that the information in the application is accurate.
- (6) Renewal of captivity license for cervids. Existing captivity licenses for the possession of cervids at existing facilities shall be renewed as long as the applicant for renewal has live cervids and continues to meet the requirements of this Section for the license. ~~Only licensees with Certified Herds, as defined in 15A NCAC 10H .0304, may request in their renewal applications to expand pen size or the number of pens on the licensed facility to increase the holding capacity of that facility.~~ All expanded pens shall adhere to fencing specifications set forth in 15A NCAC 10H .0302. No renewals shall be issued for a license that has been allowed to lapse due to the negligence of the former licensee.
- (7) Provision for licensing the possession of cervids in an existing facility. A captivity license shall only be issued to an individual who is 18 years of age or older. If the licensee of an existing facility voluntarily surrenders his or her captivity license, becomes incapacitated or mentally incompetent, or dies, a person who has obtained lawful possession of the facility from the previous licensee or that licensee's estate, may request that the existing captivity license be transferred to him or her to operate the existing facility. Any license transferred under this provision shall be subject to the same terms and conditions imposed on the original licensee at the time of his or her surrender or death and shall be valid only for the purpose of holding the cervids of the existing facility within that existing facility. In addition, any actions pending from complaint,

1 investigation or other cause shall be continued notwithstanding the termination of the original
2 license.

3 (d) Nontransferable. No license or permit or tag issued pursuant to this Rule is transferable, either as to the holder or
4 the site of a holding facility, except as provided in Subparagraph (c)(7) of this Rule.

5 (e) Sale, Transfer or Release of Captive Wildlife.

6 (1) It is unlawful for any person to transfer or receive any wild animal or wild bird that is being held
7 under a captivity permit issued under Paragraph (b) of this Rule, except that any such animal or
8 bird may be surrendered to an agent of the Commission.

9 (2) It is unlawful for any person holding a captivity license issued under Paragraph (c) of this Rule to
10 sell or transfer the animal or bird held under such license, except that such animal or bird may be
11 surrendered to an agent of the Commission, and any such licensee may sell or transfer the animal
12 or bird (except members of the family Cervidae) to another person who has obtained a license to
13 hold it in captivity. For animals in the family Cervidae, sale or transfer of animals is allowed only
14 intrastate from between Certified Herds, as defined in 15A NCAC 10H .0304. Any captive cervid
15 may be sold to a buyer outside of North Carolina. Upon such a sale or transfer, the seller or
16 transferor shall obtain a receipt for the animal or bird showing the name, address, and license
17 number of the buyer or transferee, a copy of which shall be provided to the Commission.

18 (3) It is unlawful for any person to release into the wild for any purpose or allow to range free:

19 (A) any species of deer, elk or other members of the family Cervidae, or

20 (B) any wolf, coyote, or other non-indigenous member of the family Canidae, or

21 (C) any member of the family Suidae.

22 (f) Transportation Permit.

23 (1) Except as otherwise provided herein, no transportation permit is required to move any lawfully
24 held wild animal or wild bird within the State.

25 (2) No person shall transport black bear or Cervidae for any purpose without first obtaining a
26 transportation permit from the Commission.

27 (3) Except as provided in Subparagraph (f)(4) of this Rule, no transportation permits shall be issued
28 for deer, elk, or other species in the family Cervidae except into and between Certified Herds as
29 defined in 15A NCAC 10H .0304.

30 (4) Cervid Transportation. A permit to transport deer, elk, or other species in the family Cervidae
31 may be issued by the Commission to an applicant for the purpose of transporting the animal or
32 animals for export out of state, to a slaughterhouse for slaughter, from a N.C. Certified Herd to
33 another captive cervid facility, Certified Herd as defined in 15A NCAC 10H .0304, or to a
34 veterinary medical facility for treatment provided that the animal for which the permit is issued
35 does not exhibit clinical symptoms of Chronic Wasting Disease. No person shall transport a cervid
36 to slaughter or export out of state without bearing a copy of the transportation permit issued by the
37 Commission authorizing that transportation. No person shall transport a cervid for veterinary
38 treatment without having obtained approval from the Commission as provided by Part (f)(4)(D) of
39 this Rule. Any person transporting a cervid shall present the transportation permit to any law
40 enforcement officer or any representative of the Commission upon request, except that a person
41 transporting a cervid by verbal authorization for veterinary treatment shall provide the name of the
42 person who issued the approval to any law enforcement officer or any representative of the
43 Commission upon request.

44 (A) Slaughter. Application for a transportation permit for purpose of slaughter shall be
45 submitted in writing to the Commission and shall include the following information along
46 with a statement and applicant's signature verifying that the information is accurate:

47 (i) Applicant name, mailing address, and telephone number;

48 (ii) Facility site address;

49 (iii) Captivity license number;

50 (iv) Name, address, county and phone number of the slaughter house to which the
51 cervid will be transported;

52 (v) Vehicle or trailer license plate number and state of issuance of the vehicle or
53 trailer used to transport the cervid;

54 (vi) Name and location of the North Carolina Department of Agriculture Diagnostic
55 lab where the head of the cervid is to be submitted for CWD testing;

56 (vii) Date of transportation;

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- (viii) Species and sex of each cervid; and
- (ix) Tag number(s) for each cervid.
- (B) Exportation. Nothing in this rule shall be construed to prohibit the lawful exportation of a member of the family Cervidae for sale out of state. Application for a transportation permit for purpose of exportation out of state shall be submitted in writing to the Commission and shall include the following information along with a statement and applicant's signature verifying that the information is accurate:
 - (i) Applicant's name, mailing address and telephone number;
 - (ii) Facility site address;
 - (iii) Captivity license number;
 - (iv) Vehicle or trailer license plate number and state of issuance of the vehicle or trailer used to transport the cervid;
 - (v) Name, site address, county, state and phone number of the destination facility to which the cervid is exported;
 - (vi) A copy of the importation permit from the state of the destination facility that names the destination facility to which the animal is to be exported;
 - (vii) Date of departure;
 - (viii) Species and sex of each cervid; and
 - (ix) Tag number(s) for each cervid.
- (C) Between herds. Application for a transportation permit for purpose of moving a cervid from ~~one a Certified Herd to another captive cervid facility~~ Certified Herd, as defined in 15A NCAC 10H .0304, shall be submitted in writing to the Commission and shall include the following information along with a statement and applicant's signature verifying that the information is accurate:
 - (i) Applicant's name, mailing address and telephone number;
 - (ii) Facility site address;
 - (iii) Captivity license number;
 - (iv) Vehicle or trailer license plate number and state of issuance of the vehicle or trailer used to transport the cervid;
 - (v) Name, site address, county, and phone number of the destination facility to which the cervid is moved;
 - (vi) Date of departure;
 - (vii) Species and sex of each cervid; and
 - (viii) Tag number(s)for each cervid.
- (D) Veterinary treatment. No approval shall be issued for transportation of a cervid to a veterinary clinic out of the state of North Carolina, or for transportation from a facility out of the state of North Carolina to a veterinary clinic in North Carolina. An applicant from a North Carolina facility seeking to transport a cervid for veterinary treatment to a facility within North Carolina shall contact the Wildlife Telecommunications Center or the Wildlife Management Division of the Commission to obtain verbal authorization to transport the cervid to a specified veterinary clinic and to return the cervid to the facility. Verbal approval to transport a cervid to a veterinary clinic shall authorize transport only to the specified veterinary clinic and directly back to the facility, and shall not be construed to permit intervening destinations. To obtain verbal authorization to transport, the applicant shall provide staff of the Commission the applicant's name and phone number, applicant's facility name, site address and phone number, the cervid species, sex and tag numbers, and the name, address and phone number of the veterinary facility to which the cervid shall be transported. Within five days of transporting the cervid to the veterinary facility for treatment, the licensee shall provide the following information in writing to the Commission, along with a statement and applicant's signature verifying that the information is correct:
 - (i) Applicant's name, mailing address and telephone number;
 - (ii) Facility name and site address;
 - (iii) Captivity license number;
 - (iv) Vehicle or trailer license plate number and state of issuance of the vehicle or trailer used to transport the cervid;

- 1 (v) Date of transportation;
- 2 (vi) Species and sex of each cervid;
- 3 (vii) Tag number(s) for each cervid;
- 4 (viii) Name, address and phone number of the veterinarian and clinic that treated the
- 5 cervid;
- 6 (ix) Symptoms for which cervid received treatment; and
- 7 (x) Diagnosis of veterinarian who treated the cervid.

8 (g) Slaughter at cervid facility. Application for a permit for purpose of slaughter at the cervid facility shall be
9 submitted in writing to the Commission and shall include the following information along with a statement and
10 applicant's signature verifying that the information is accurate:

- 11 (1) Applicant name, mailing address, and telephone number;
- 12 (2) Facility site address;
- 13 (3) Captivity license number;
- 14 (4) Name and location of the North Carolina Department of Agriculture Diagnostic lab where the
- 15 head of the cervid is to be submitted for CWD testing;
- 16 (5) Date of slaughter;
- 17 (6) Species and sex of each cervid; and
- 18 (7) Tag number(s) for each cervid.

19 Permits or authorization may not be sold or traded by the licensee to any individual for the hunting or collection of
20 captive cervids. Only the licensee may kill a cervid within the cervid enclosure.

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22 *History Note: Authority G.S. 106-549.97(b); 113-134; 113-272.5; 113-272.6; 113-274;*
23 *Eff. February 1, 1976;*

24 *Amended Eff. April 1, 1991; September 1, 1990; June 1, 1990; July 1, 1988;*
25 *Temporary Amendment Eff. October 8, 2002; May 17, 2002(this temporary rule replaced the*
26 *permanent rule approved by RRC on June 21, 2001 to become effective in July 2002); July 1,*
27 *2001;*

28 *Amended Eff. May 1, 2010; May 1, 2008; December 1, 2005; August 1, 2004.*
29 *Amended Eff. January 1, 2013*

1 **15A NCAC 10H .0302 MINIMUM STANDARDS**

2 (a) Exemptions. Publicly financed zoos, scientific and biological research facilities, and institutions of higher
3 education that were granted an exemption by the Commission from the standards of this Rule prior to December 1,
4 2005 are exempt from the standards set forth in this Rule for all birds and animals except the black bear so long as
5 the captivity license in effect on that date has not expired or been revoked.

6 (b) With the exception of those entities named in Paragraph (a) of this Rule who have received exemption from the
7 Commission, all holders of captivity licenses shall comply with the following requirements:

8 (1) Deer, Elk and other species of the family Cervidae

9 (A) Enclosure specifications. The enclosure shall be on a well-drained site containing natural
10 or manmade shelter for shade. The minimum size of the enclosure for all cervids except
11 Muntjac deer shall be not less than one-half acre for the first three animals and an
12 additional one-fourth acre for each additional animal held provided that no more than 25
13 percent shall be covered with water. For facilities licensed after January 1, 2013 and any
14 facilities that expand their enclosures, minimum enclosure size shall be based upon the
15 placement of an interior electric fence or the eight foot high fence, whichever fence
16 creates the smaller enclosure size. At no time shall the number of cervids in the
17 enclosure exceed the number allowed by the captivity license, except that fawns and
18 calves shall not count towards the total number of cervids in a facility from the time they
19 are born until March 1 of the following year. ~~The enclosure shall be surrounded by a~~
20 ~~fence of sufficient strength and design to contain the animal under any circumstances, at~~
21 ~~least eight feet high, and dog proof to a height of at least six feet.~~ For enclosures
22 exclusively holding Muntjac deer, the minimum pen size shall be 800 square feet for the
23 first three animals and 200 square feet for each additional animal. No exposed barbed
24 wire, nails, or other protrusions that may cause injury to the animal shall be permitted
25 within the enclosure. Captive cervids shall not be contained within or allowed to enter a
26 place of residence.

27 (B) ~~Fencing.~~ All enclosures shall be surrounded by a fence of sufficient strength and design
28 to contain the animal under any circumstances, at least eight feet high, and dog-proof to a
29 height of at least six feet. Facilities first licensed after January 1, 2013 and facilities
30 licensed after that date which expand their enclosures or add a new enclosure shall have
31 one fence meeting these standards surrounding the entire perimeter of each enclosure and
32 a second electric fence with five strands placed internally or externally at a distance of
33 two feet from the entire perimeter of the eight-foot high fence. The strands shall be
34 placed at 12, 20, 28, 36 and 48 inches above ground. The strands placed at 20 and 36
35 inches shall be non-electrified grounding strands. The electric fence shall have current
36 running through it whenever a captive cervid is within the enclosure, except during
37 maintenance of the electric fence. Enclosures and enclosure expansions shall not contain
38 wild deer or elk. The licensee shall ensure his enclosure is devoid of wild deer or elk
39 before stocking with cervids.

40 ~~(B)(C)~~ Sanitation and Care. Licensees shall provide an ample supply of clear water and salt at
41 all times. Food shall be placed in the enclosure as needed, but not less than three times
42 weekly. An effective program for the control of insects, ectoparasites, disease, and odor
43 shall be established and maintained. The animal(s) shall be protected against fright or
44 harm from other animals.

45 (2) Wild Boars

46 (A) Enclosure. The enclosure shall be on a site containing trees or brush for shade. The
47 minimum size of the enclosure shall be not less than one-half acre for the first three
48 animals and an additional one-fourth acre for each additional animal held. The enclosure
49 shall be surrounded by a fence at least five feet high and of sufficient strength to contain
50 the animals. No exposed barbed wire or protruding nails shall be permitted within the
51 enclosure. A roofed building large enough to provide shelter in both a standing or a lying
52 position for each boar must be provided. This building shall be closed on three sides. A
53 pool of water for wallowing or a sprinkler system shall be provided on days when heat
54 could cause stress to the animal(s).

55 (B) Sanitation and Care. Licensees shall provide an ample supply of clear water at all times.
56 Food shall be placed in the enclosure as needed, but in any case, not less than three times

- 1 weekly. An effective program for the control of insects, ectoparasites, disease, and odor
 2 shall be established and maintained.
- 3 (3) Wild Birds
- 4 (A) Enclosure. The enclosure shall be large enough for the bird or birds to assume all natural
 5 postures. The enclosure shall be designed in such a way that the birds cannot injure
 6 themselves and are able to maintain a natural plumage. Protection from sun, weather,
 7 and predators shall also be provided.
- 8 (B) Sanitation and Care. The cage shall be kept clean, dry, and free from molded or damp
 9 feed. Ample food and clean water shall be available at all times.
- 10 (4) Alligators
- 11 (A) Enclosure. The enclosure shall be surrounded by a fence of sufficient strength to contain
 12 the animals and that shall prevent contact between the observer and alligator. The
 13 enclosure shall contain a pool of water large enough for the animal to completely
 14 submerge itself. If more than one animal is kept, the pool must be large enough for all
 15 animals to be able to submerge themselves at the same time. A land area with both
 16 horizontal dimensions at least as long as the animal shall also be provided. In case of
 17 more than one animal, the land area shall have both horizontal dimensions at least as long
 18 as the longest animals to occupy the land area at the same time without overlap.
- 19 (B) Sanitation and Care. The water area shall be kept clean and food adequate to maintain
 20 good health provided. Protection shall be provided at all times from extremes in
 21 temperature that could cause stress to the animal.
- 22 (5) Black Bear
- 23 (A) Educational Institutions and Zoos Operated or Established by Governmental Agencies
- 24 (i) Enclosure. A permanent, stationary metal cage, at least eight feet wide by 12
 25 feet long by six feet high and located in the shade or where shaded during the
 26 afternoon hours of summer, is required. The cage shall have a concrete floor in
 27 which a drainable pool one and one-half feet deep and not less than four by five
 28 feet has been constructed. The bars of the cage shall be of iron or steel at least
 29 one-fourth inch in diameter, or heavy gauge steel chain link fencing may be
 30 used. The gate shall be equipped with a lock or safety catch, and guard rails
 31 shall be placed outside the cage so as to prevent contact between the observer
 32 and the caged animal. The cage must contain a den at least five feet long by five
 33 feet wide by four feet high and so constructed as to be easily cleaned. A
 34 "scratch log" shall be placed inside the cage. The cage shall be equipped with a
 35 removable food trough. Running water shall be provided for flushing the floor
 36 and changing the pool.
- 37 (ii) Sanitation and Care. Food adequate to maintain good health shall be provided
 38 daily; and clean, clear drinking water shall be available at all times. The floor of
 39 the cage and the food trough shall be flushed with water and the water in the
 40 pool changed daily. The den shall be flushed and cleaned at least once each
 41 week in hot weather. An effective program for the control of insects,
 42 ectoparasites, disease, and odor shall be established and maintained. Brush,
 43 canvas, or other material shall be placed over the cage to provide additional
 44 shade when necessary for the health of the animal. The use of collars, tethers or
 45 stakes to restrain the bear is prohibited, except as a temporary safety device.
- 46 (B) Conditions Simulating Natural Habitat. Black bears held in captivity by other than
 47 educational institutions or governmental zoos shall be held without caging under
 48 conditions simulating a natural habitat. All of the following conditions must exist to
 49 simulate a natural habitat in a holding facility:
- 50 (i) The method of confinement is by chain link fence, wall, moat, or a combination
 51 of such, without the use of chains or tethers.
- 52 (ii) The area of confinement is at least one acre in extent for one or two bears and an
 53 additional one-eighth acre for each additional bear.
- 54 (iii) Bears are free, under normal conditions, to move throughout such area.
- 55 (iv) At least one-half of the area of confinement is wooded with living trees, shrubs
 56 and other perennial vegetation capable of providing shelter from sun and wind.

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- (v) The area of confinement contains a pool not less than one and one-half feet deep and not less than four by five feet in size.
- (vi) Provision is made for a den for each bear to which the bear may retire for rest, shelter from the elements, or respite from public observation.
- (vii) The area of confinement presents an overall appearance of a natural habitat and affords the bears protection from harassment or annoyance.
- (viii) Provisions are made for food and water that are adequate to maintain good health and for maintenance of sanitation.
- (ix) The applicant shall document that the applicant owns or has a lease of the real property upon which the holding facility is located, provided that if the applicant is a lessee, the lease is for a duration of at least five years from the point of stocking the facility.

(6) Cougar

(A) Educational or scientific research institutions and zoos supported by public funds.

(i) Enclosure. A permanent, stationary metal cage, at least nine feet wide by 18 feet long by nine feet high and located in the shade or where shaded during the afternoon hours of summer, is required. The cage shall have a concrete floor. The bars of the cage shall be of iron or steel at least one-fourth inch in diameter, or heavy gauge steel chain link fencing may be used. The gate shall be equipped with a lock or safety catch, and guard rails shall be placed outside the cage so as to prevent contact between the observer and the caged animal. The cage shall contain a den at least five feet long by five feet wide by four feet high and so constructed as to be easily cleaned. A "scratch log" shall be placed inside the cage. The cage shall be equipped with a removable food trough. Running water shall be provided for flushing the floor and changing the pool.

(ii) Sanitation and Care. Food adequate to maintain good health shall be provided daily; and clean, clear drinking water shall be available at all times. The floor of the cage and the food trough shall be flushed with water and the water in the pool changed as necessary to maintain good health of the animal. The den shall be flushed and cleaned at least once each week. An effective program for the control of insects, ectoparasites, disease, and odor shall be established and maintained. Brush, canvas, or other material shall be readily available to be placed over the cage to provide additional shade when necessary. The use of collars, tethers or stakes to restrain the cougar is prohibited, except as a temporary safety device.

(B) Cougars held in captivity by other than educational or scientific institutions or publicly supported zoos shall be held without caging under conditions simulating a natural habitat. Applicants for a captivity license to hold cougar shall apply to the Commission on forms provided by the Commission, and shall provide plans that describe how the applicant's facility will comply with the requirement to simulate a natural habitat. All of the following conditions must exist to simulate a natural habitat in a holding facility.

(i) The method of confinement is by chain link fence, without the use of chains or tethers, provided that:

(I) Nine gauge chain link fencing shall be at least 12 feet in height with a four foot fence overhang at a 45 degree angle on the inside of the pen to prevent escape from climbing and jumping.

(II) Fence posts and at least six inches of the fence skirt shall be imbedded in a six inch wide by one foot deep concrete footer to prevent escape by digging.

(ii) The area of confinement shall be at least one acre for two cougars with an additional one-eighth acre for each additional cougar. If, following a site evaluation, the Commission determines that terrain and topographical features offer sufficient escape, cover and refuge, and meet all other specifications, and that the safety and health of the animal(s) will not be compromised, smaller areas shall be permitted.

- 1 (iii) Cougars shall be free under normal conditions to move throughout the area of
- 2 confinement.
- 3 (iv) At least one-half of the area of confinement shall be wooded with living trees,
- 4 shrubs and other perennial vegetation capable of providing shelter from sun and
- 5 wind; and a 20 foot wide strip along the inside of the fence shall be maintained
- 6 free of trees, shrubs and any other obstructions which could provide a base from
- 7 which escape through leaping could occur.
- 8 (v) The area of confinement shall contain a pool not less than one and one-half feet
- 9 deep and not less than four by five feet in size.
- 10 (vi) Each cougar shall be provided a den to which the cougar may retire for rest,
- 11 shelter from the elements, or respite from public observation. Each den shall be
- 12 four feet wide by four feet high by four feet deep. Each den shall be enclosed
- 13 entirely within at least an eight feet wide by ten feet deep by 12 feet high
- 14 security cage. The security cage shall be completely within the confines of the
- 15 facility, cement-floored, shall have nine gauge fencing on all sides and the top,
- 16 and shall have a four foot, 45 degree fence overhang around the outside top edge
- 17 to prevent cougar access to the top of the security cage.
- 18 (vii) The area of confinement shall protect the cougar from harassment or annoyance.
- 19 (C) Provisions shall be made for maintenance of sanitation and for food and water adequate
- 20 to maintain good health of the animal(s).
- 21 (D) The applicant shall document that the applicant owns or has a lease of the real property
- 22 upon which the holding facility is located, provided that if the applicant is a lessee, the
- 23 lease is for a duration of at least five years from the point of stocking the facility.

24 (7) Other Wild Animal Enclosures.

- 25 (A) General Enclosure Requirements.
- 26 (i) The enclosure shall provide protection from free ranging animals and from sun
- 27 or weather that could cause stress to the animals.
- 28 (ii) A den area in which the animal can escape from view and large enough for the
- 29 animal to turn around and lie down shall be provided for each animal within the
- 30 enclosure.
- 31 (iii) No tethers or chains shall be used to restrain the animal.
- 32 (iv) Either a tree limb, exercise device, or shelf large enough to accommodate the
- 33 animal shall be provided to allow for exercise and climbing.
- 34 (v) Sanitation and Care. Fresh food shall be provided daily, and clean water shall
- 35 be available at all times.
- 36 (vi) An effective program for the control of insects, ectoparasites, disease, and odor
- 37 shall be established and maintained.
- 38 (B) Single Animal Enclosures for certain animals. The single-animal enclosure for the
- 39 animals listed in this Subparagraph shall be a cage with the following minimum
- 40 dimensions and horizontal areas:

41 Dimensions in Feet

| 42 Animal | 43 Length | 44 Width | 45 Height | 46 Per Animal |
|----------------------------|-----------|----------|-----------|---------------|
| 47 Bobcat, Otter | 10 | 5 | 5 | 50 |
| 48 Raccoon, Fox, Woodchuck | 8 | 4 | 4 | 32 |
| 49 Opossum, Skunk, Rabbit | 6 | 3 | 3 | 18 |
| 50 Squirrel | 4 | 2 | 2 | 8 |

- 51 (C) Single Enclosure Requirements for animals not mentioned elsewhere in this Rule. For
- 52 animals not listed above or mentioned elsewhere in this Rule, single animal enclosures
- 53 shall be a cage with one horizontal dimension being at least four times the nose-rump
- 54 length of the animal and the other horizontal dimension being at least twice the nose-
- 55 rump length of the animal. The vertical dimensions shall be at least twice the nose-rump

- 1 length of the animal. Under no circumstances shall a cage be less than four feet by two
2 feet by two feet.
- 3 (D) Multiple Animal Enclosures. The minimum area of horizontal space shall be determined
4 by multiplying the required square footage for a single animal by a factor of 1.5 for one
5 additional animal and the result by the same factor, successively, for each additional
6 animal. The vertical dimension for multiple animal enclosures shall remain the same as
7 for single animal enclosures.
- 8 (E) Young animals. The young of any animal may be kept with the parent in a single-animal
9 enclosure only until weaning. After weaning, if the animals are kept together, the
10 requirements for multiple-animal enclosures apply.

11
12 *History Note:* Authority G.S. 19A-11; 106-549.97(b); 113-134; 113-272.5, 113-272.6;
13 Eff. February 1, 1976;
14 Amended Eff. December 1, 1990; June 1, 1990; July 1, 1988; November 9, 1980;
15 Temporary Amendment Eff. October 8, 2002;
16 Amended Eff. May 1, 2010; December 1, 2005; August 1, 2004.
17 Amended Eff. January 1, 2013

EXHIBIT G

November 8, 2012



North Carolina Wildlife Resources Commission

Gordon Myers, Executive Director

October 29, 2012

Mr. Erik Christofferson 
Division of Engineering Services
North Carolina Wildlife Resources Commission
1720 Mail Service Center
Raleigh, NC 27699-1720

Re: Tar Heel Boating Access Area

Dear Mr. Christofferson,

The Tar Heel Boating Access Area will soon be impacted by the NCDOT bridge replacement for SR 1316, Tar Heel Ferry Road. The DOT has requested an easement access to relocate power transmission lines.

I have reviewed the plan sheets showing the utility relocations, and can find no conflicts that would impede the use or renovation of the boating access area, once bridge renovations are complete. I have also been in touch with the NCDOT who have confirmed that there is no other work to be performed on the site other than clearing to the Proposed Utility Easement line, and the installation of overhead transmission lines.

The DOT asks that the easement form be signed and returned, and I would recommend that we comply with their request, and continue to move forward with the planned renovation of the site, coordinating with the DOT to ensure that any work they will be performing on the site will not impede our construction crews or damage any new construction.

Thank you for your consideration on this matter.

Sincerely,



Tom Covington, PE
Facilities Construction and Capital Projects Engineer
North Carolina Wildlife Resources Commission, Division of Engineering Services

NC WRC Tar Heel Boating Access Area - DOT Easement Request Cape Fear River, Bladen County

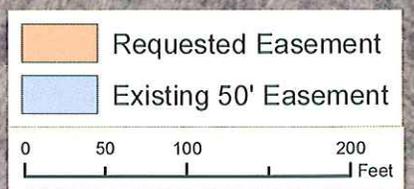
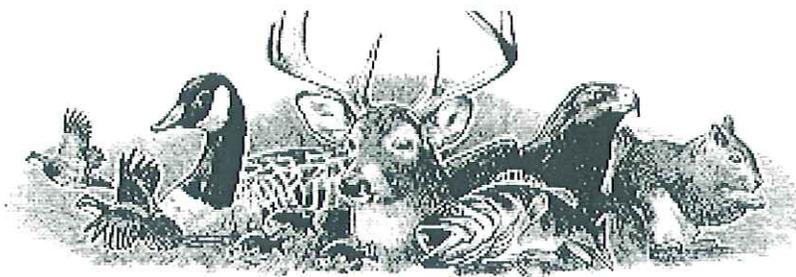


EXHIBIT H-1

November 8, 2012



OCTOBER 30, 2012

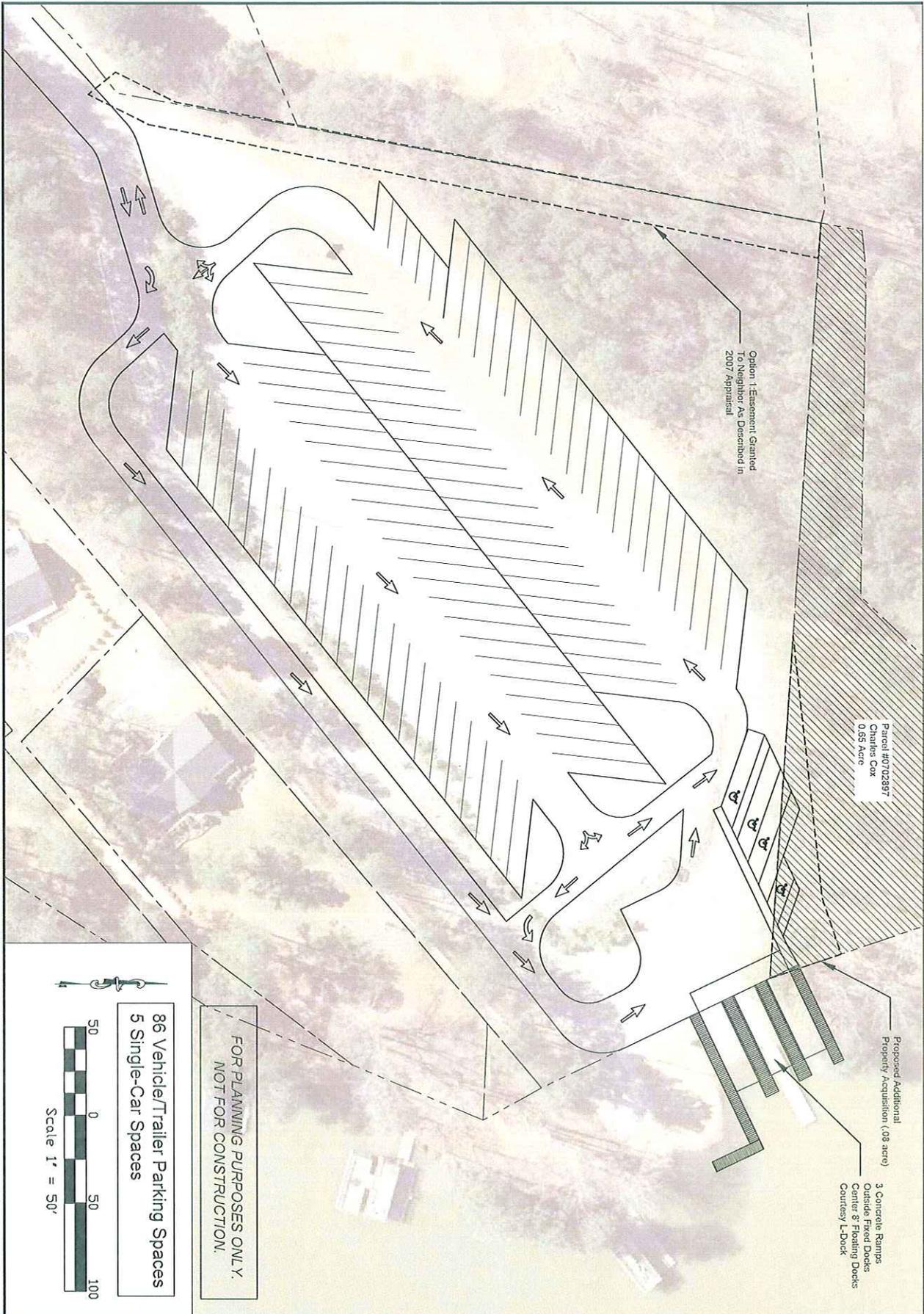
MEMORANDUM

TO: Mallory Martin, Chief Deputy Director

FROM: Erik D. Christofferson, Engineering Services Division Chief

SUBJECT: Summit Boating Access Area – Phase I Investigation for Easement Request

Please accept this memorandum as a formal request to obtain approval from the Wildlife Resources Commission to proceed with a Phase I investigation for an easement request from the adjacent landowner at the Summit Boating Access Area. This easement request was reviewed by the State Property Office several years ago but due to renewed interest, possible change in market value and agency need, we would like to revisit the possibility of granting an easement to the adjacent land owner in exchange for a small parcel of waterfront property. The additional waterfront property would allow the agency to expand the access area to include additional launching lanes, ADA parking and additional trailered vehicles spaces at the site. Attached to this request is a site plan showing two possible scenarios for an easement and also shows how the agency could expand the site to accommodate our future needs. Approval of this request would allow the agency to work with the State Property Office to evaluate a transaction that is suitable for both parties. Once an arrangement is agreed upon by both parties and is also suitable for State Property approval, we would submit the project to the Commission for final approval. Thanks for your consideration. If you have any questions please feel free to contact me.



Option 1 Easement Granted
160' Height As Described in
2007 Appraisal

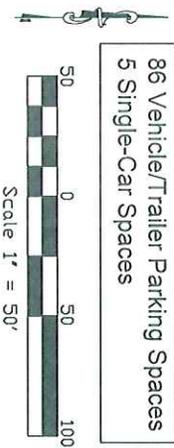
Parcel #0702897
Charles Cox
0.85 Acre

Proposed Acquisition (0.08 acre)

3 Concrete Ramps
Outside Fixed Docks
Center & Floating Docks
Courtesy L-Dock

FOR PLANNING PURPOSES ONLY.
NOT FOR CONSTRUCTION.

86 Vehicle/Trailer Parking Spaces
5 Single-Car Spaces



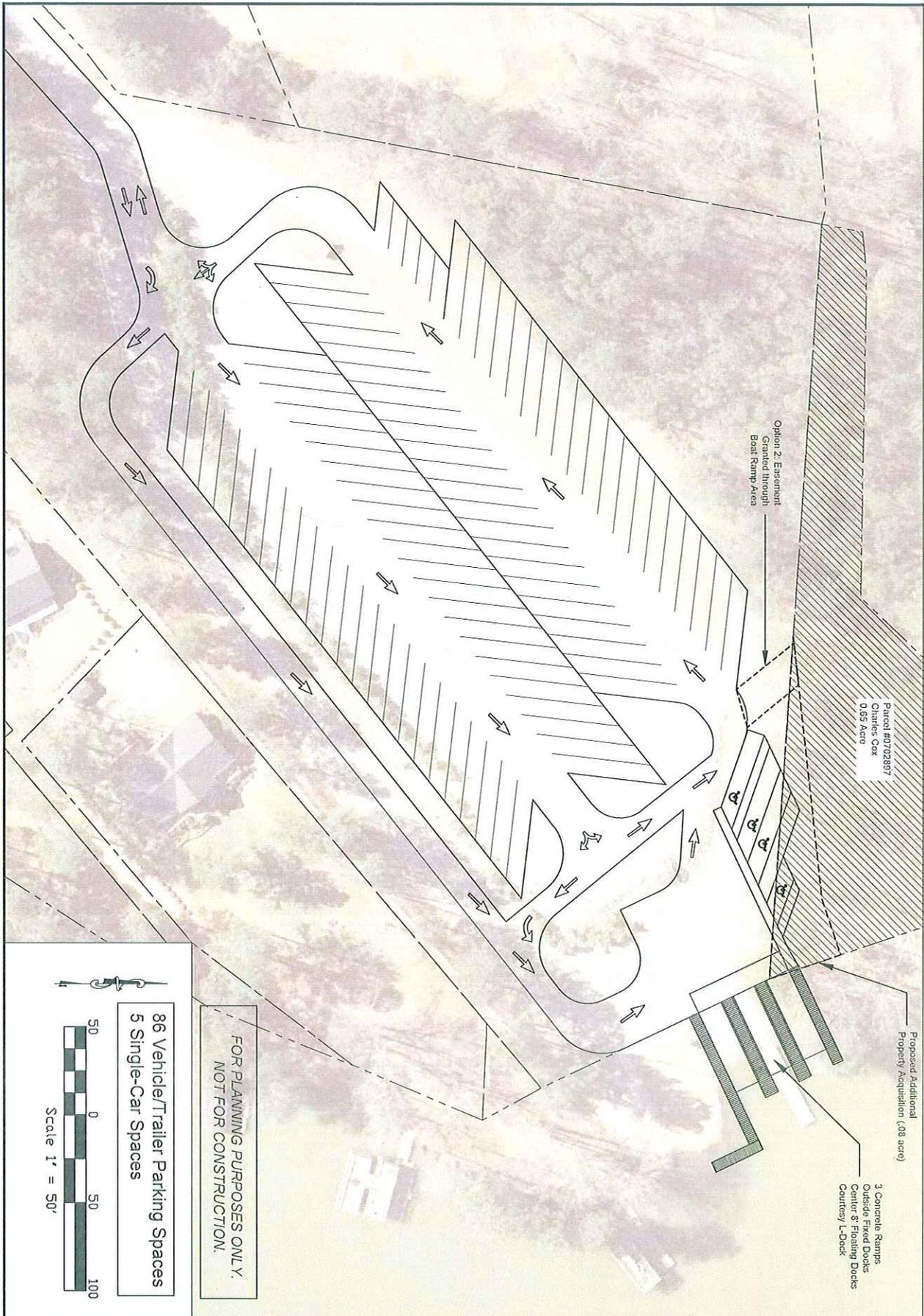
Summit BAA Property Evaluation

Easement Option #1 and
Conceptual Site Plan



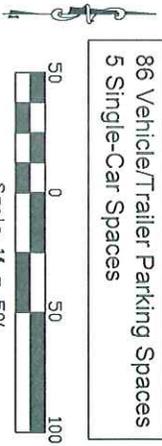
NORTH CAROLINA WILDLIFE RESOURCES COMMISSION
DIVISION OF ENGINEERING SERVICES
1720 MAIL SERVICE CENTER
RALEIGH, NORTH CAROLINA 27699
Phone: 919.707.0150
Fax: 919.707.0162
www.ncwildlife.org

| | |
|------------|---------------|
| Date: | 10/19/2012 |
| File Name: | summitBAA.dwg |
| Surveyor: | SJS |
| Designed: | SJS |
| Drawn: | SJS |
| Approval: | |
| Sheet No.: | 2.2 |



86 Vehicle/Trailer Parking Spaces
5 Single-Car Spaces

FOR PLANNING PURPOSES ONLY.
NOT FOR CONSTRUCTION.



Summit BAA Property Evaluation

Easement Option #2 and
Conceptual Site Plan



NORTH CAROLINA WILDLIFE RESOURCES COMMISSION
DIVISION OF ENGINEERING SERVICES
1720 MAIL SERVICE CENTER
RALEIGH, NORTH CAROLINA 27699

Phone: 919.707.0150
Fax: 919.707.0162
www.ncwildlife.org

| | |
|------------|---------------|
| DATE: | 10/18/2012 |
| FILE NAME: | summitBAA.dwg |
| DESIGNED: | SJS |
| DRAWN: | SJS |
| APPROVED: | |
| SHEET NO.: | 24 |

EXHIBIT H-2

November 8, 2012

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

-PHASE I: INITIAL INVESTIGATION (FOR LEASE)-

WRC Staff Contact: Doug Besler

Date First Presented to WRC: November 8, 2012

Tract Name: Watauga River Tract

Acreage: 1.2

County: Watauga

Estimated Value: \$115,800 (tax value); Value of lease unknown at this time

Property Owner or Representative: WRC Development LLC (Randy Carter)

Phone: 828-773-2911

Address: P.O. Box 188, Blowing Rock, NC 28605

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: NHTF CWMTF OTHER (explain): Agency funds

Resources Assessment and Biological Benefits (brief): Due to recent land postings, angler access has been lost to the upper 1 mile of the Watauga River Delayed Harvest (DH) trout water adjacent to NC 105 southwest of Boone, NC. This section of DH water has historically received very high levels of angling pressure and is a strategic location for anglers and hatchery staff to access the upper Watauga River DH section. Due to the posting of these properties for trespassing and towing of vehicles, the Commission cancelled the fall 2012 DH stocking for this section of river. This loss of access has resulted in the closure of the majority of fishable water on the upper Watauga River DH section which reduces the amount of DH waters in Watauga County by 50%. Absent a resolution at this site, the Division will likely propose to remove the upper Watauga River DH section from Public Mountain Trout Waters because the remaining upper DH section is too small to manage or stock effectively.

Additional Comments: This parcel is the only potential parking and access area for anglers fishing this section of river. Leasing this parcel is the primary option being pursued to restore angler access. Given that the river bed is not considered public property, purchasing this tract would not be advisable since anglers could be barred from the river above and below the tract should adjacent landowners decide to post their land.

Program Potential: Game Land Wildlife Conservation Area Fishing Access Area

Potential Source(s) of Stewardship Funds (indicate federal:state match rates):

Pursuing no-cost options; otherwise, Federal Aid in Sport Fish Restoration funds (75% federal; 25% state) and license receipts

Relative Priority Evaluation Score (attach worksheet):

18

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

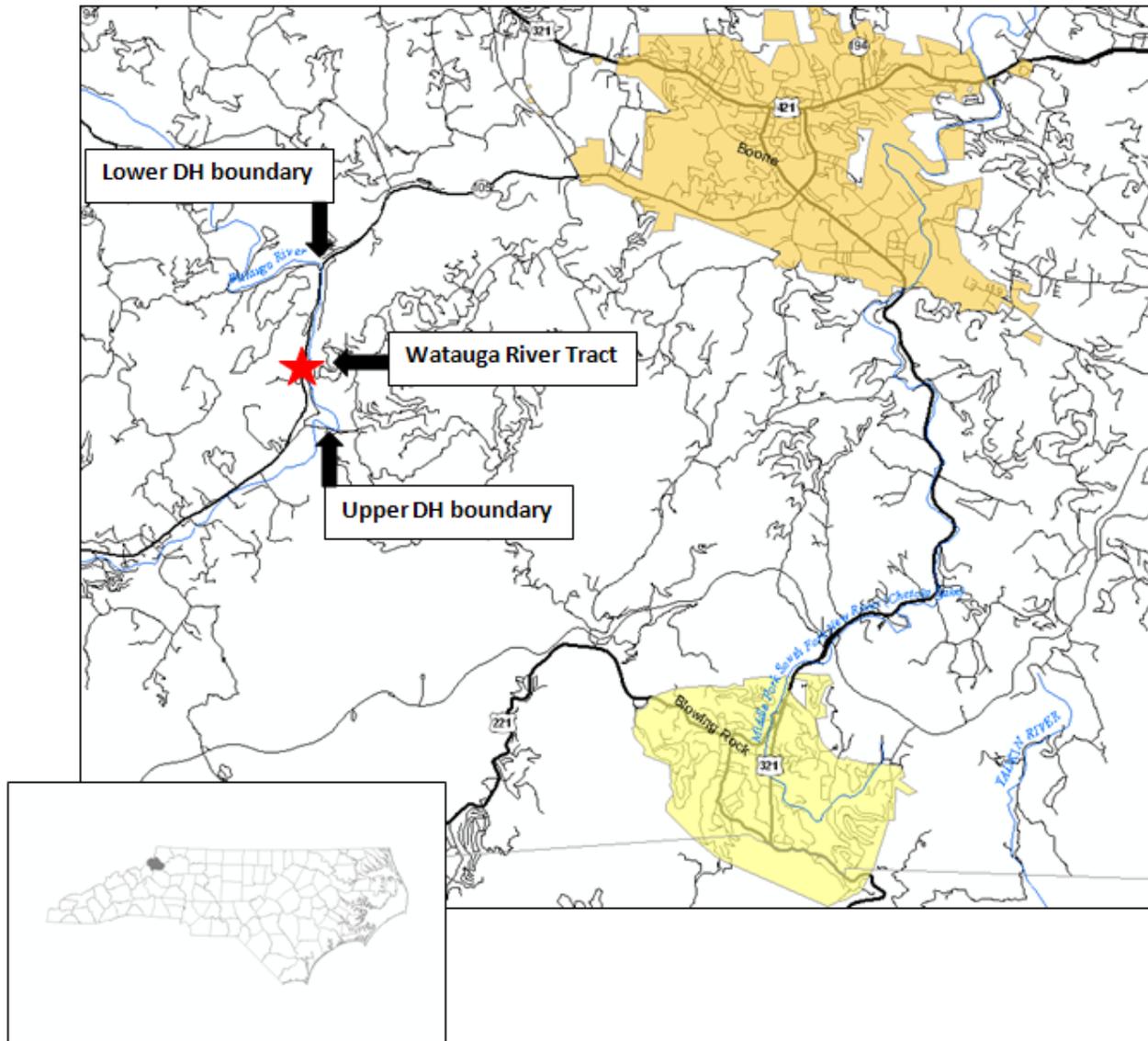
Map Attached: Yes No

WORKSHEET

Relative Priority Evaluation for Conservation Lands

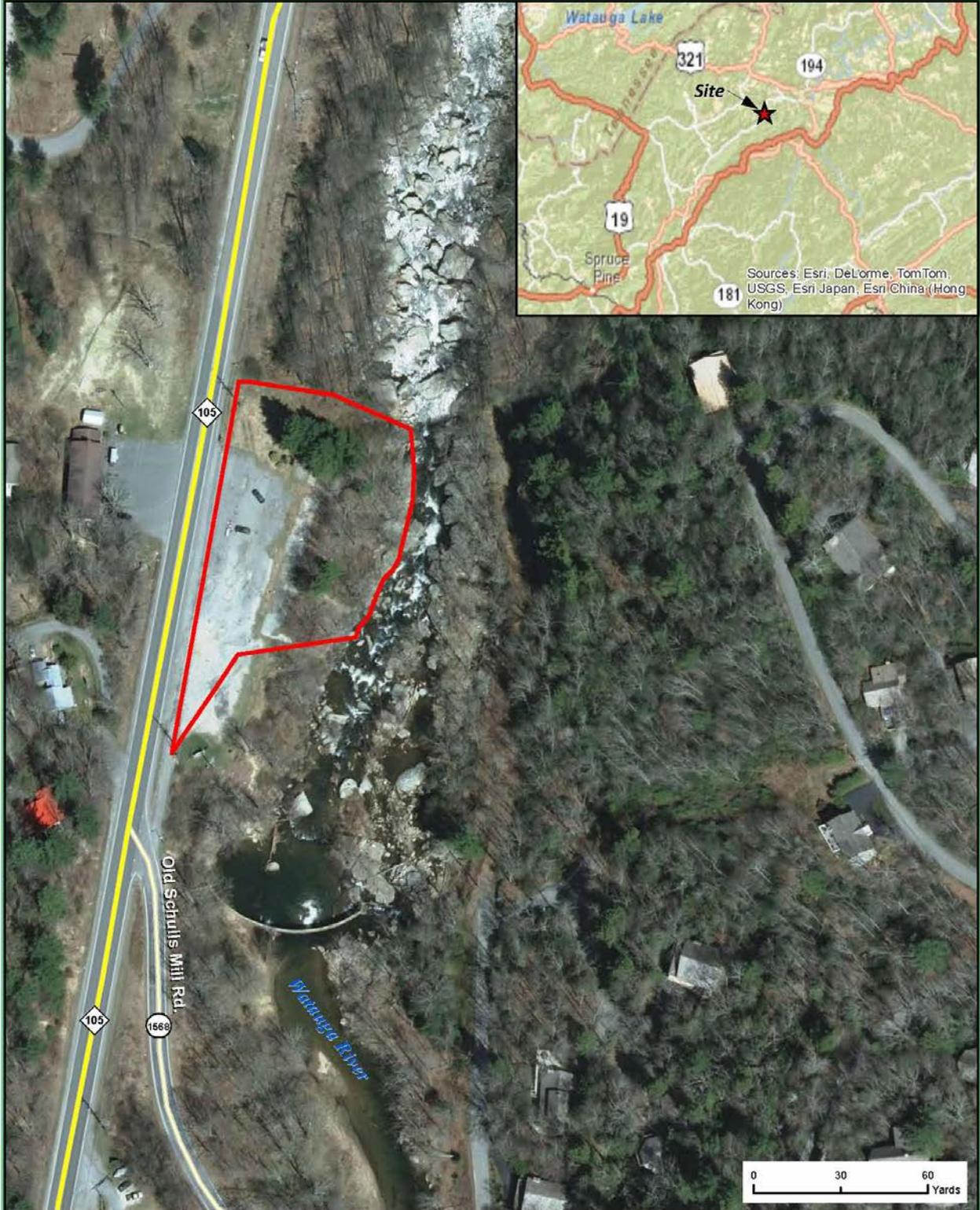
Tract Name (Focal Area) Watauga River Tract

| Criterion | Score (1-5) 5=Excellent 1=Poor |
|---|-----------------------------------|
| 1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands. | <u>5</u> |
| 2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities. | <u>5</u> |
| 3. No conflicting surrounding land uses. | <u>5</u> |
| 4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats. | <u>1</u> |
| 5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts. | <u>1</u> |
| 6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources. | <u>1</u> |
| 7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access? | <u>Yes</u> |
| 8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 minimum)? | <u>No</u> |
| 9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion? | <u>Yes</u> |
| TOTAL SCORE | <u>18</u> |



Map showing general location of Watauga River tract, Watauga County.

NC WRC Land Acquisition - 1.2 acres
Watauga River Track, Watauga County



Created by WRC DELM

Map showing property boundaries of Watauga River tract, Watauga County.

EXHIBIT H-3

November 8, 2012

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

-PHASE I: INITIAL INVESTIGATION-

WRC Staff Contact: Tommy Hughes

Date First Presented to WRC: November 8, 2012

Tract Name: Pinch Gut Phase IV (Green Swamp Forests LLC)

Acreage: 454

County: Brunswick

Estimated Value: NA – offered as a donation by The Nature Conservancy (TNC). TNC is acquiring the tract for \$862,600 (\$1,900/acre) via a North American Wetlands Conservation Act Grant and ultimately desires to transfer the property to WRC.

Property Owner or Representative: The Nature Conservancy - Dan Ryan

Phone: (W) 910-395-5000 (C) 910-603-6061

Address: 2807 Market Street
Wilmington, NC 28403

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: NHTF CWMTF

OTHER (explain): Donation from The Nature Conservancy

Resources Assessment and Biological Benefits (brief): The Green Swamp Forests tract involves a multi-phase acquisition that will utilize multiple grant sources to acquire the property. This North American Wetlands Conservation Act (NAWCA) Phase involves the additional purchase and donation of 454 acres. This acquisition, along with the previous purchases assures protection of a nationally significant site that supports high species richness. Acquisition will enhance a protected corridor that, in combination with WRC's Juniper Creek Game Land and TNC's Green Swamp Preserve, provides approximately 21 linear miles of protection to the estuarine ecosystem and contributes to protection of the Lockwood Folly River headwaters. The property will be incorporated into the WRC Game Lands Program and management by staff professionals. Management of longleaf pine and the application of prescribed fire will play a significant role in the long-term management of this tract.

The tract is included within the boundaries of the Green Swamp Significant Natural Heritage Area. Priority habitats include Wet Pine Savanna and Coastal Plain Pocosin. The NC Wildlife Action Plan identifies 13 listed species of birds, mammals, amphibians, and reptiles associated with these particular

habitat types. Several listed plant species are known to occur on the property, including Savannah Indigo-bush (federal special concern), Pondspice (federal special concern), and Spoonflower (state rare).

Tract is also important for black bear, wild turkey, whitetail deer, waterfowl and furbearers.

Additional Comments: There is public access to the tract via a state road.

Program Potential: Game Land Wildlife Conservation Area Fishing Access Area
 None

Potential Source(s) of Stewardship Funds (indicate federal:state match rates):

Pittman-Robertson Federal Assistance Grant (75% federal: 25% state)

Relative Priority Evaluation Score (attach worksheet):

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

Map Attached: Yes No

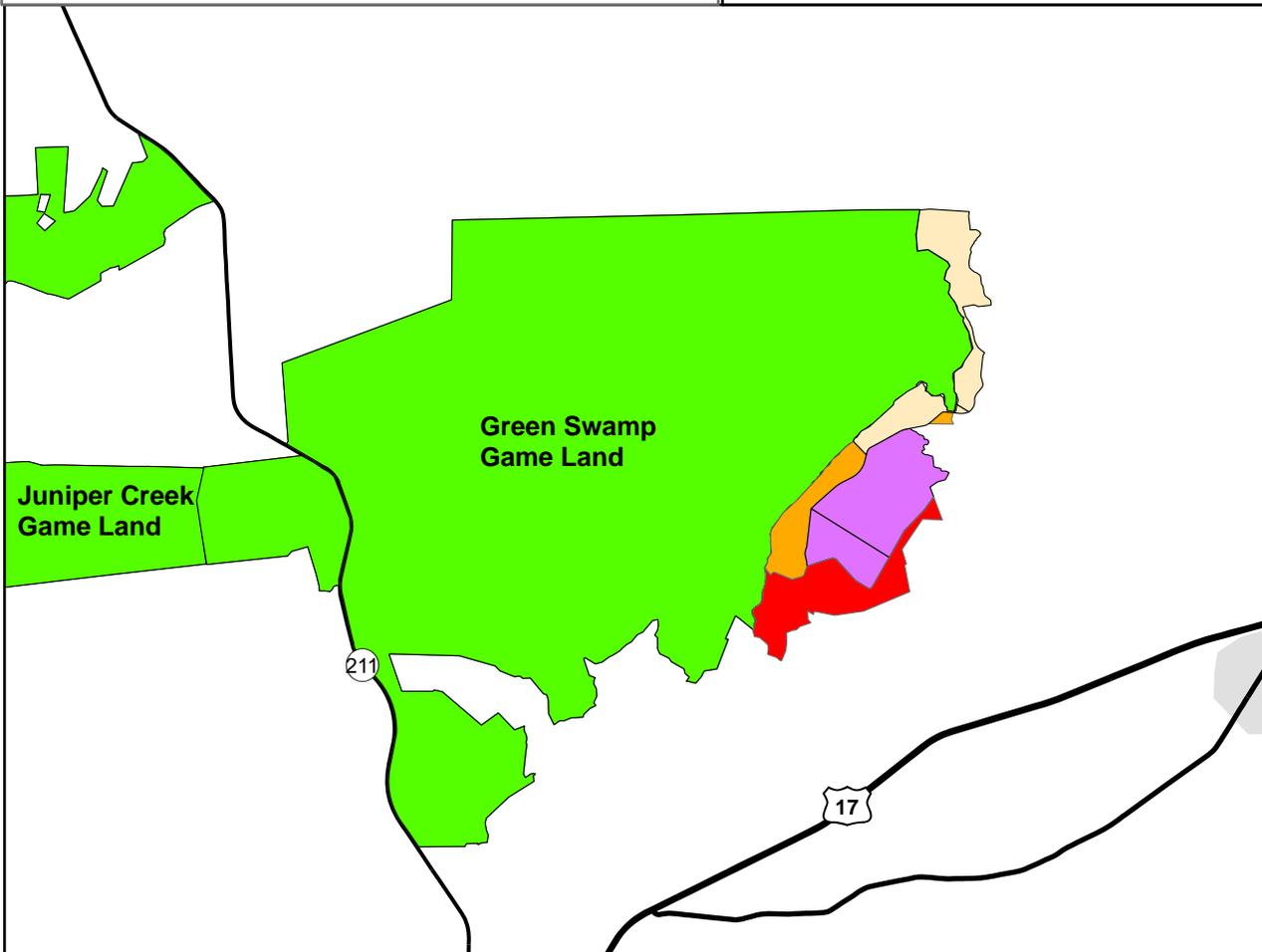
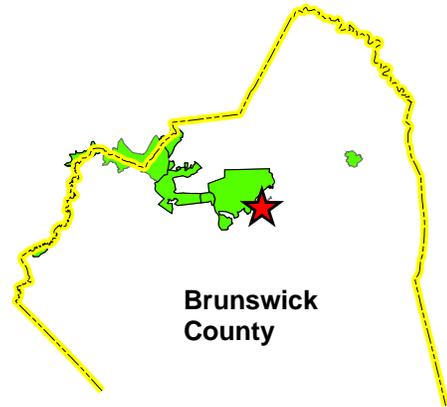
WORKSHEET

Relative Priority Evaluation for Conservation Lands

Tract Name (Focal Area) Pinch Gut Phase IV (Green Swamp LLC Tract)

| Criterion | Score (1-5) 5=Excellent 1=Poor |
|---|-----------------------------------|
| 1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands. | <u>5</u> |
| 2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities. | <u>5</u> |
| 3. No conflicting surrounding land uses. | <u>5</u> |
| 4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats. | <u>5</u> |
| 5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts. | <u>5</u> |
| 6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources. | <u>5</u> |
| 7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access? | <u>NA</u> |
| 8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 minimum)? | <u>Yes</u> |
| 9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion? | <u>No</u> |
| TOTAL SCORE | <u>30</u> |

Pinch Gut Tract - Phase IV Brunswick County 454 Acres



- Pinch Gut Phase I (316 ac.) Completed
- Pinch Gut Phase II (710 ac) Completed
- Pinch Gut Phase III (460 Acres) In Progress
- Pinch Gut Phase IV (454 ac)

October 28, 2012

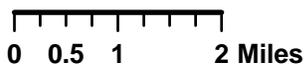


EXHIBIT H-4

November 8, 2012

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

-PHASE I: INITIAL INVESTIGATION-

WRC Staff Contact: Jeff Marcus

Date First Presented to WRC: November 8, 2012

Tract Name: Capel

Acreage: ~325

County: Montgomery

Estimated Value: \$1,600,000 - based on anticipated actual cost to Land Trust for Central NC (LTCNC). LTCNC purchased 260 acres of the property in 2009 for \$1 mil in private donations. LTCNC has received a Clean Water Management Trust Fund grant for \$400,000 to place an easement on the riparian buffers of the land they currently own and to help with the purchase of the remaining ~65 acres. They are negotiating with the landowner to purchase the remaining acres for ~\$600,000.

If LTCNC is successful, they are willing to sell the entire ~325 acres to WRC for \$350,000 (\$1,077/acre).

Property Owner or Representative: Land Trust for Central NC (Crystal Cockman or Jason Walser)

Phone: (336) 633-0143

Address: PO Box 4284, Salisbury, NC 28145

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: NHTF CWMTF

OTHER (explain): State Wildlife Grant (T-13); Private donation

Resources Assessment and Biological Benefits (brief): This tract is located at the confluence of Lake Tillery and the Uwharrie River. It is adjacent to game lands on Uwharrie National Forest and is across the lake from Morrow Mountain State Park. Progress Energy owns 60-70 adjacent acres which they may lease as game lands. The tract contains ~70 ac of fields dominated by native grasses & forbs. The forested acres are mostly hardwoods, including bottomland hardwoods. Other habitats include a small stream, floodplain pools, rock outcrop, the Uwharrie River (including state significant Uwharrie River aquatic SNHA), and a cove of Lake Tillery. Terrestrial species documented from area include timber rattlesnake, bald eagle, field sparrow & four-toed salamander. Priority aquatic species include eastern lampmussel, Carolina darter, Carolina redhorse, eastern creekshell & notched rainbow mussel. Site provides good opportunities for hunting, fishing and boating and would make a good addition to the NC Birding Trail.

Additional Comments:

The property is accessed by a paved road (Dennis Road) and two primary dirt roads provide interior access. Fire breaks have been established around all the fields. A primitive boat ramp is present which, if improved, could open up boating on the east side of Lake Tillery and improve canoe trip options on the Uwharrie River.

Program Potential: Game Land Wildlife Conservation Area Fishing Access Area
 None

Potential Source(s) of Stewardship Funds (indicate federal:state match rates):

Pittman-Robertson Federal Assistance Grant (75 federal: 25 state)

Relative Priority Evaluation Score (attach worksheet):

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

Map Attached: Yes No

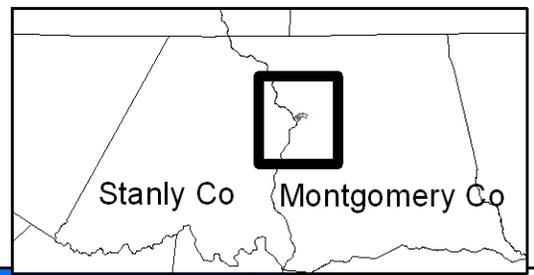
WORKSHEET

Relative Priority Evaluation for Conservation Lands

Tract Name (Focal Area) Capel (Uwharrie Game Land – Montgomery County)

| Criterion | Score (1-5) 5=Excellent 1=Poor |
|---|-----------------------------------|
| 1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands. | <u>4</u> |
| 2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities. | <u>5</u> |
| 3. No conflicting surrounding land uses. | <u>5</u> |
| 4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats. | <u>4</u> |
| 5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts. | <u>5</u> |
| 6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources. | <u>5</u> |
| 7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access? | <u>NA</u> |
| 8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 minimum)? | <u>NA</u> |
| 9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion? | <u>Yes</u> |
| TOTAL SCORE | <u>28</u> |

Capel Montgomery Co 326 acres



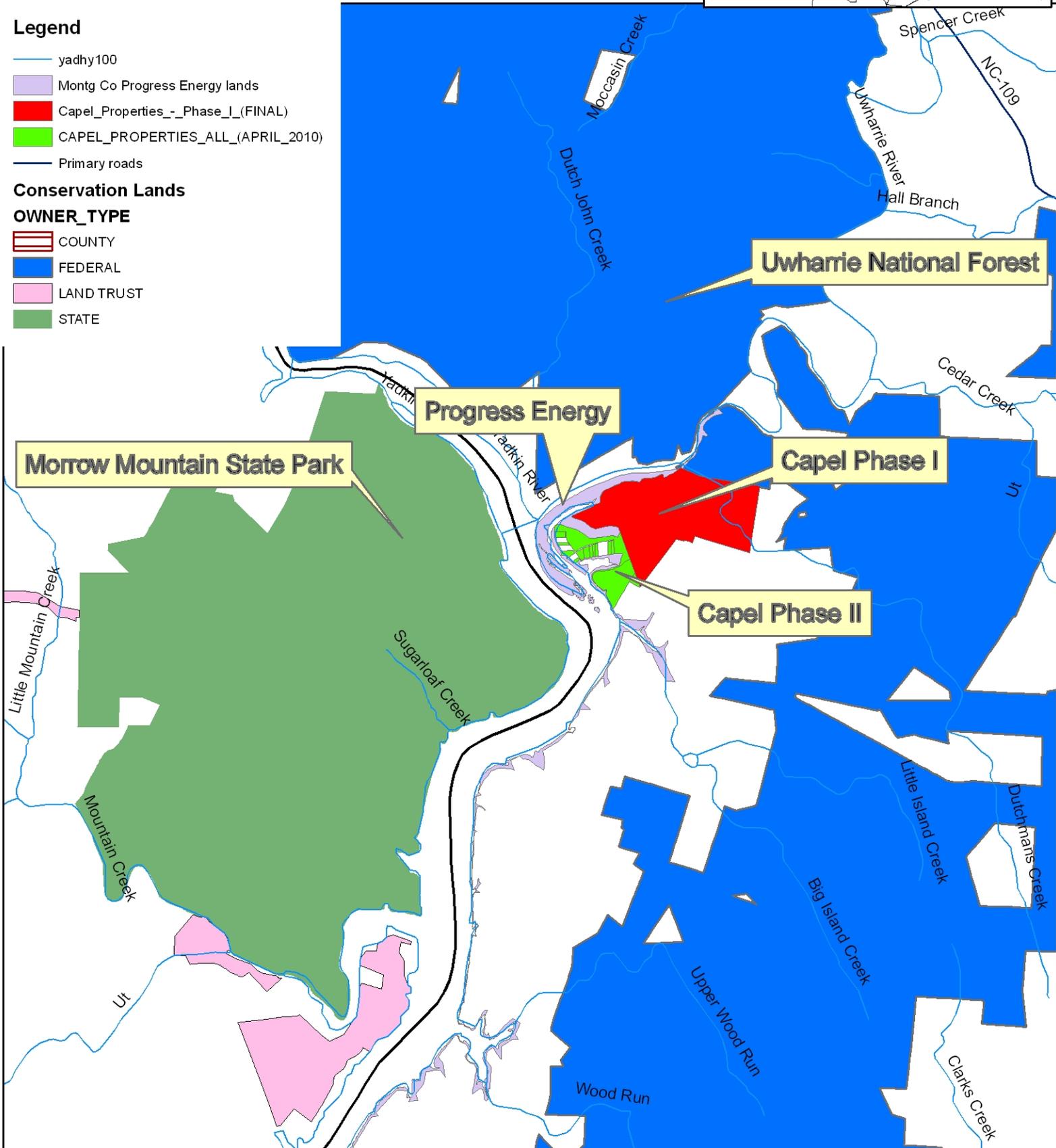
Legend

- yadhy100
- Montg Co Progress Energy lands
- Capel_Properties_-_Phase_I_(FINAL)
- CAPEL_PROPERTIES_ALL_(APRIL_2010)
- Primary roads

Conservation Lands

OWNER_TYPE

- COUNTY
- FEDERAL
- LAND TRUST
- STATE



September 22, 2011

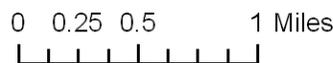


EXHIBIT H-5

November 8, 2012

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

-PHASE I: INITIAL INVESTIGATION-

WRC Staff Contact: David H. Allen

Date First Presented to WRC: November 8, 2012

Tract Name: Brown's Island Tract 2

Acreage: 84

Note: WRC currently owns Tracts 4, 5, 6 & 7 (see attached map). The NC Coastal Land Trust has received funding to purchase Tract 2 and they are interested in donating this tract to NCWRC.

County: Carteret

Estimated Value: NA – offered as a donation by NC Coastal Land Trust

Property Owner or Representative: NC Coastal Land Trust c/o Janice Allen

Phone: (252) 634-1927 Office; (252) 670-0789 Mobile

Address: 3301 Trent Rd., Suite E, New Bern, NC 28562

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: NHTF CWMTF OTHER (explain): USFWS Coastal Wetlands Grant

Resources Assessment and Biological Benefits (brief): Brown's Island contains salt marshes, pocosin, maritime live oak and longleaf pine forest that benefit a variety of wildlife. The island hosts one of the relatively few stands of Coastal Fringe Sandhill natural communities left in the state and it occurs in a relatively undisturbed condition. The North Carolina Natural Heritage Program considers the island to be a state significant natural heritage area. It contains potential habitat for colonial nesting waterbirds and shorebirds. It also has good habitat for waterfowl, marsh birds and landbirds. The island also has some feral goats, cows, pigs and possibly horses.

Additional Comments: Access is by boat only.

Program Potential: Game Land Wildlife Conservation Area Fishing Access Area
 None

Potential Source(s) of Stewardship Funds (indicate federal:state match rates):

Pittman-Robertson Federal Assistance Grant (75% federal: 25% state)

Relative Priority Evaluation Score (attach worksheet):

21

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

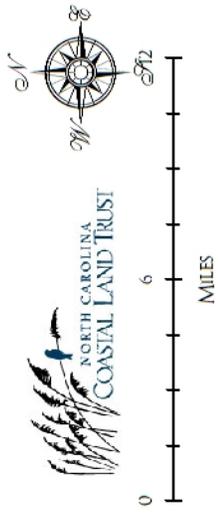
Map Attached: Yes No

WORKSHEET

Relative Priority Evaluation for Conservation Lands

Tract Name (Focal Area) Brown's Island Tract 2 – Carteret County

| Criterion | Score (1-5) 5=Excellent 1=Poor |
|---|-----------------------------------|
| 1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands. | <u>3</u> |
| 2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities. | <u>5</u> |
| 3. No conflicting surrounding land uses. | <u>5</u> |
| 4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats. | <u>1</u> |
| 5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts. | <u>2</u> |
| 6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources. | <u>5</u> |
| 7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access? | <u>Yes</u> |
| 8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 minimum)? | <u>NA</u> |
| 9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion? | <u>NA</u> |
| TOTAL SCORE | <u>21</u> |



General Location of Brown's Island Carteret County, NC

Slate Plane North Carolina, NAD 1983
 Map produced: November, 2009
 This map is for informational purposes and
 was not prepared for, and is not suitable for
 legal, engineering, or surveying purposes.
 Users of this information should review
 or consult the primary data and information
 sources to ascertain the usability of the
 information.

Brown's Island Carteret County

aerial 2010

Sound

Core



Owners by Tract Number

- #1- Eastern NC Investment LLC
- #2- Barbara Benson Taylor
- #3- Julian Brown
- #4- NC WRC
- #5- NC WRC
- #6- NC WRC
- #7- NC WRC
- #8- Jonas Kaszas
- #9- Jo Anne Valentine Brooks
- #10- Benjamin and Joanne Brooks



EXHIBIT I

November 8, 2012

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

-PHASE II: FINAL ACQUISITION DETAILS-

WRC Action/Approval to Pursue (Date): August 30, 2012

Tract: Braun Tract; 281 acres, Ashe County

Acquisition Plan (specify total project cost, each source, and amount of OBLIGATED funds):

| Acres | Price | Source |
|------------|--------------------|------------------------|
| 206.0 | \$741,600 | CWMTF |
| 9.7 | \$35,000 | Acres for America |
| 55.3 | \$199,080 | Private Donor |
| 10.0 | \$148,000 | Blue Ridge Conservancy |
| | | |
| 281 | \$1,123,680 | Total |

All funding has been secured by Blue Ridge Conservancy. Blue Ridge Conservancy will transfer ownership of the property to the State of N.C. as a donation.

Based on Appraisal: Yes No

If Yes, Name of Appraiser: The +/-657.287 acre parent tract appraised for the State as follows:

- Ralph Prestwood, effective September 28, 2010 for \$2,366,200.00 or \$3,600.00 per acre;
- Tim Carter effective February 24, 2011 for \$2,300,505.00 or \$3,500.00 per acre and
- Mike Sweeting effective September 7, 2010 for \$5,126,800.00 or \$7,800.00 per acre.

Date of Appraisal: See above

Appraisal Handled by State Property Office: Yes No

Acquisition Plan Includes Bargain Sale: Yes No

If Yes, Explain Details:

Source(s) of Stewardship Funds (indicate federal:state match rates):

Pittman-Robertson Federal Assistance Grant (75% federal: 25% state)

Five Year Stewardship Costs & Revenue Projection Evaluation (attach worksheet)

| | | |
|--|-----|---------|
| Five Year Estimate of Total Stewardship Expenditures: | \$: | \$3,811 |
| Five Year Estimate of Total Projected Revenue: | \$: | \$0 |

Additional Comments: NA

BRAUN TRACT WORKSHEET
Five Year Stewardship Costs and Revenue Projections
(Five Years Post Acquisition)

| STEWARDSHIP | | | | | |
|--|---|----------|------|-----------|-------------------|
| Estimated Stewardship Expenditures | | | | | |
| Tract Name | Activity | Quantity | Unit | Unit Cost | Total Cost |
| Braun | Boundary establishment and maintenance | 1.4 | mi. | \$135 | \$189 |
| | Remove paint and signs from interior boundary | 0.9 | mi. | \$135 | \$122 |
| | Spot mow annually to maintain existing early successional habitat | NA | NA | NA | \$2,000 |
| | Install gates to prevent vehicular access from adjoining properties | 2 | ea. | \$750 | \$1,500 |
| Total | | | | | \$3,811.00 |
| <i>Insert additional rows in table as needed</i> | | | | | |

| REVENUE | | | | | |
|--|--------|----------|------|--------------|---------------|
| Estimated Revenue Projections | | | | | |
| Tract Name | Source | Quantity | Unit | Unit Revenue | Total Revenue |
| Braun | NA | NA | NA | NA | \$ - |
| Total | | | | | \$ - |
| <i>Insert additional rows in table as needed</i> | | | | | |

**North Carolina Wildlife Resources Commission
Land Acquisition Investigation Form**

-PHASE I: INITIAL INVESTIGATION-

WRC Staff Contact: Gordon Warburton

Date First Presented to WRC: Originally submitted 2/11/2009; re-submitted 8/30/2012

Tract Name: Braun

Acreage: 281

County: Ashe

Estimated Value: NA – offered as a donation by Blue Ridge Conservancy

Property Owner or Representative: Walter Clark

Phone: 828-264-2511

Address: PO Box 568 Boone NC 286707

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: NHTF CWMTF
 OTHER (explain): Donation

Resources Assessment and Biological Benefits (brief): The Braun tract is part of the Pond Mountain State Natural Heritage Area and lies at elevations ranging from 3,600-4,600 feet. It offers the unique opportunity to manage for wildlife species and plants requiring both high elevation meadow habitats and northern hardwood forests. The majority of the tract contains northern hardwood forest types which provide excellent opportunities to manage for rose breasted grosbeak, hairy woodpecker, Canada warbler, black-billed cuckoo, brown creeper, sharp-shinned and Cooper's hawks, Northern saw whet owl, Allegheny woodrat, long tailed shrew, southern water shrew, rock vole, Eastern small footed bat, and N. longeared bat, all of which are either state listed or identified as N.C. Wildlife Action Plan priority species. The extensive streams and riparian areas on the tract offer opportunity to manage for a host of state or N.C. Wildlife Action Plan listed salamanders as well as the state and federally threatened bog turtle. The tract also contains many popular game animals such as white-tailed deer, black bear, wild turkey, cottontail rabbit, ruffed grouse, and raccoon.

The property has high value for hunting, angling, other dispersed recreational activities, forestry, and scientific and educational purposes. The location and current condition of this tract combine to create an ideal property for inclusion in the Game Lands Program.

Additional Comments:

Program Potential: Game Land Wildlife Conservation Area Fishing Access Area
 None

Potential Source(s) of Stewardship Funds (indicate federal:state match rates):
W-57 Pittman-Robertson Federal Assistance Grant (75% federal: 25% state)

Relative Priority Evaluation Score (attach worksheet):

30

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

Map Attached: Yes No

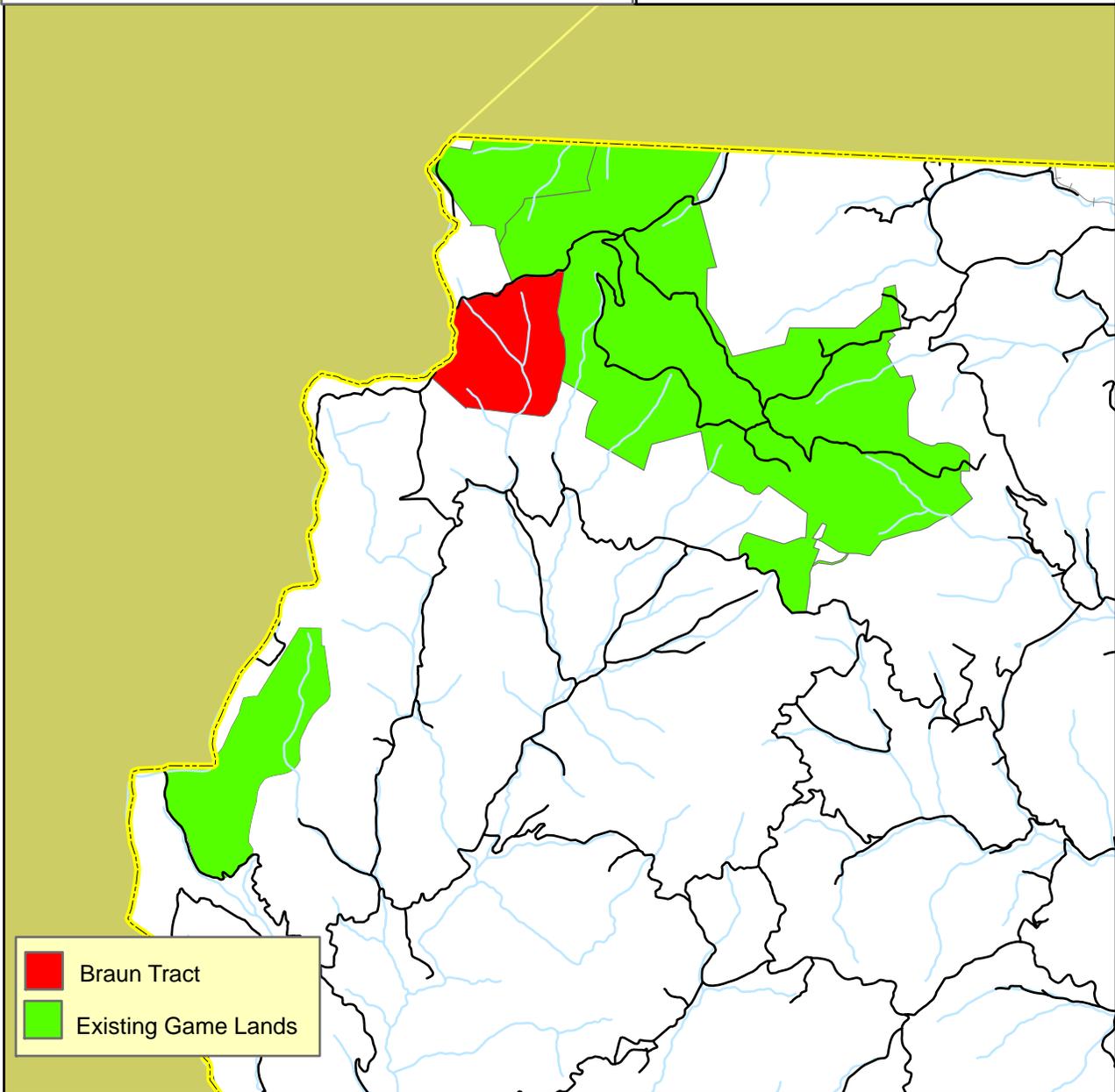
WORKSHEET

Relative Priority Evaluation for Conservation Lands

Tract Name (Focal Area) Braun Tract (Pond Mountain Game Land)

| Criterion | Score (1-5) 5=Excellent 1=Poor |
|---|-----------------------------------|
| 1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands. | <u>5</u> |
| 2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities. | <u>5</u> |
| 3. No conflicting surrounding land uses. | <u>5</u> |
| 4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats. | <u>5</u> |
| 5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts. | <u>5</u> |
| 6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources. | <u>5</u> |
| 7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access? | <u>No</u> |
| 8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 minimum)? | <u>No</u> |
| 9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion? | <u>No but possible</u> |
| TOTAL SCORE | <u>30</u> |

Braun Tract Ashe County 281 Acres



-  Braun Tract
-  Existing Game Lands

August 16, 2012



EXHIBIT J

November 8, 2013



PROPOSED 2013 WILDLIFE RESOURCES COMMISSION MEETING SCHEDULE

JANUARY – Thursday, January 17, 2013

MARCH - Thursday, March 14, 2013

MAY - Thursday, May 9, 2013

JULY - Thursday, July 11, 2013

AUGUST - Thursday, August 29, 2013

[OCTOBER] – *No Meeting*

NOVEMBER - Thursday, November 7, 2013