



## **AGENDA**

### **N.C. WILDLIFE RESOURCES COMMISSION WEBINAR MEETING October 28, 2021 9:00 am**

**CALL TO ORDER** - *Chairman Monty Crump*

**This electronic meeting is being streamed live and recorded as a public record. The recording of the meeting will be available at [www.ncwildlife.org](http://www.ncwildlife.org).**

**ROLL CALL OF COMMISSIONERS PRESENT** – *Margo Minkler, Commission Liaison*

**MANDATORY ETHICS INQUIRY** – North Carolina General Statute §138A-15 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 inquires 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 Monty Crump*

**NOTICES OF COMMISSION APPOINTMENTS** – Receive Notices of Appointments by Senate President Pro Tempore Phil Berger of John M. Alexander, Jr., Mark Craig, Landon G. Zimmer, and Thomas “Tom” Berry for terms ending June 30, 2023; and Appointments by House Speaker Tim Moore of Vernon Ray Clifton, Jr., John A. Stone, John T. Coley, IV, and Tommy Fonville for terms ending June 30, 2023 (**EXHIBIT A**)

**RECEIVE STATE ETHICS COMMISSION REVIEWS OF 2021 STATEMENT OF ECONOMIC INTEREST FOR PROSPECTIVE COMMISSIONER JOHN M. ALEXANDER, JR.** - 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. Read into the Minutes relevant portions of the evaluations by the N.C. Ethics Commission of the 2021 Statement of Economic Interest for John M. Alexander, Jr., President Pro Tempore Appointee – *Margo Minkler*

**APPROVAL OF AUGUST 26, 2021 MEETING MINUTES** – Take action on the August 26, 2021 Wildlife Resources Commission meeting minutes as written in the exhibit (**EXHIBIT B**)

**FINANCIAL STATUS REPORT** – Receive Financial Status Report on the Wildlife Resources Commission General Fund, Capital Improvement Fund, and the Endowment Fund – *Dr. DP Singla, Chief Financial Officer (EXHIBIT C)*

## **COMMITTEE MEETING REPORTS**

**Land Acquisitions and Property Committee Report – September 20, 2021** – *Tom Berry, Chair*  
**Habitat, Nongame, Endangered Species Committee Report –October 27, 2021**– *Mark Craig, Chair*  
**Education and Communication Committee Report – October 27, 2021** – *Kelly Davis, Chair*  
**Finance, Audit and Compliance Committee Report – October 27, 2021** – *Landon Zimmer, Chair*  
**Joint Land Acquisitions and Property/ Small Game Wild Turkey Committee Report – October 27, 2021** – *Tom Berry, Chair and Jim Ruffin, Chair*  
**Joint Fisheries/Rules Committee Report – October 27, 2021** – *John Stone, Chair and Wes Seegars, Chair*  
**Committee of the Whole Report – October 27, 2021** – *Monty Crump, Chair*

**AGENCY SPOTLIGHT – Overview of the Capital Projects Program and an Updated Project List** – *Brad Kleinmaier, Capital Projects Coordinator*

## **LAND AND WATER ACCESS DIVISION**

### **Land Acquisition and Property Matters**

**Phase II Land Acquisitions** – Consider final approval to proceed with acquisition of the following properties – *Brian McRae (EXHIBITS D-1, D-2))*

- SME Tracts – Ashe County (**EXHIBIT D-1**)
- Warren Tract – Halifax County (**EXHIBIT D-2**)

**Other Property Matters** – Consider staff recommendation for other property matters – *Brian McRae (EXHIBIT E)*

- Perrigo Easement Request – Consider conveyance of an easement at Needmore Game Land to a private property owner (**EXHIBIT E**)

## **RULEMAKING**

**Permanent Rulemaking Notice of Text – 2022-2023 Annual Cycle Rules – Land and Water Access** – Consider request to publish Notice of Text with an open comment period and public hearings for proposed changes to land and water access rules. Review and consider approval of the fiscal note for proposed rule changes. – *Brian McRae, Land and Water Access Division Chief (EXHIBITS F-1, F-2)*

**Permanent Rulemaking Notice of Text – 2022-2023 Annual Cycle Rules – Wildlife Management** – Consider request to publish Notice of Text with an open comment period and public hearings for proposed changes to wildlife management rules. Review and consider approval of the fiscal note for proposed rule changes. – *Brad Howard, Wildlife Management Division Chief (EXHIBITS G-1, G-2)*

**Permanent Rulemaking Notice of Text – 2022-2023 Annual Cycle Rules – Rehabilitation & License Fees** – Consider request to publish Notice of Text with an open comment period and public hearings for proposed changes to rehabilitation and license fee rules. – *Daron Barnes, Office of Wildlife Interaction, Regulation Activities and Permits Program Manager (EXHIBIT H)*

**Permanent Rulemaking Notice of Text – 2022-2023 Annual Cycle Rules – Inland Fisheries** – Consider request to publish Notice of Text with an open comment period and public hearings for proposed changes to inland fisheries rules. Review and consider approval of the fiscal note for proposed rule changes. – *Christian Waters, Inland Fisheries Division Chief (EXHIBIT I-1, I-2)*

**Temporary Rulemaking Adoption – 15A NCAC 10C .0314 Striped Bass** – Review public comments and consider adoption for proposed temporary changes to the Striped Bass Rule – *Christian Waters (EXHIBITS J-1, J-2)*

**Permanent Rulemaking Notice of Text – 15A NCAC 10F .0201 Safety Equipment** – Consider request to publish Notice of Text with an open comment period and virtual public hearing for proposed changes to safety equipment rule. – *Ben Meyer, Law Enforcement Division, Major of Administration (EXHIBIT K)*

**2022 WILDLIFE RESOURCES COMMISSION MEETING SCHEDULE** - Consider approval of the proposed 2022 Wildlife Resources Commission meeting schedule – *Cameron Ingram, Executive Director (EXHIBIT L)*

**COMMENTS BY THE CHAIRMAN** – *Chairman Crump*

**COMMENTS BY THE EXECUTIVE DIRECTOR** – *Executive Director Ingram*

**ADJOURN**

# Exhibit A

## GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2021

### SESSION LAW 2021-131 SENATE BILL 733

AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

Whereas, G.S. 120-121 authorizes the General Assembly to make certain appointments to public offices upon the recommendation of the President Pro Tempore of the Senate and the Speaker of the House of Representatives; and

Whereas, the President Pro Tempore of the Senate and the Speaker of the House of Representatives have made recommendations; Now, therefore,

The General Assembly of North Carolina enacts:

#### **PART I. PRESIDENT PRO TEMPORE'S RECOMMENDATIONS**

**SECTION 1.1.** Edward L. Kerlin of Wake County is appointed to the 911 Board for a term expiring December 31, 2022.

**SECTION 1.2.** Samuel B. "Ben" Townsend of Wake County is appointed to the Acupuncture Licensing Board for a term expiring June 30, 2024.

**SECTION 1.3.** Tanzy B. Wallace of Cleveland County is appointed to the African-American Heritage Commission for a term beginning October 1, 2021, and expiring September 30, 2024.

**SECTION 1.4.** Dr. Cherie H. Dunphy of Chatham County is appointed to the Board of Trustees of the State Health Plan for Teachers and State Employees for a term expiring June 30, 2023.

**SECTION 1.5.** Warren Lentz Brewer of New Hanover County is appointed to the Board of Trustees of the Teachers' and State Employees' Retirement System for a term expiring June 30, 2023.

**SECTION 1.6.** Dr. John Neidecker of Wake County is appointed to the Boxing Commission for a term expiring June 30, 2023.

**SECTION 1.7.** Robert P. Queen of Cleveland County is appointed to the Cleveland Community College Board for a term expiring June 30, 2025.

**SECTION 1.8.** Kelli W. Howe of Gaston County is appointed to the Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services for a term expiring June 30, 2024.

**SECTION 1.9.** Mel Chilton of New Hanover County is appointed to the Crime Victims Compensation Commission for a term expiring June 30, 2025.

**SECTION 1.10.** Ronald L. Parrish of Alamance County, Richard A. Epley of Burke County, Teresa M. Jardon of Caldwell County, and Michael D. Slagle of Mitchell County are appointed to the Criminal Justice Education and Training Standards Commission for terms expiring June 30, 2023.

**SECTION 1.11.** Holly Audette of Pasquotank County is appointed to the Disciplinary Hearing Commission of the North Carolina State Bar for a term expiring June 30, 2024.





**SECTION 1.12.** Cathy Cloninger of Gaston County, Carianne E. Fisher of Durham County, Elizabeth "Beth" Hunt of Wake County, Kathleen Lockwood of Durham County, and TeAndra Miller of Wake County are appointed to the Domestic Violence Commission for terms beginning September 1, 2021, and expiring August 31, 2023.

**SECTION 1.13.** Anthony D. Blackman of Wake County is appointed to the Economic Investment Committee for a term beginning December 1, 2021, and expiring November 30, 2023.

**SECTION 1.14.** David W. Jessen of Wake County is appointed to the Ferry Transportation Authority Board of Trustees for a term expiring June 30, 2024.

**SECTION 1.15.(a)** John M. Check of Nash County is appointed to the Judicial Standards Commission for a term expiring December 31, 2023.

**SECTION 1.15.(b)** Pursuant to Section 5 of S.L. 2021-47, Fred R. Jarrett of Lincoln County is appointed to the Judicial Standards Commission for a term expiring December 31, 2027, to serve as the alternate Commission member for the Commission member appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate.

**SECTION 1.16.** The Honorable Lisa S. Barnes of Nash County, the Honorable James Burgin of Harnett County, the Honorable Steve Jarvis of Davidson County, Dr. Douglas A. Schiller of Pitt County, Dr. David Y. Huang of Orange County, Leatrice Martin of Durham County, Heather P. Breedlove of Wake County, and Adrienne G. Calhoun of Guilford County are appointed to the Justus-Warren Heart Disease and Stroke Prevention Task Force for terms expiring June 30, 2023.

**SECTION 1.17.** Kelly Cobb of Caswell County, Michael Daniels of Mecklenburg County, and Charles "Chuck" Heald of Durham County are appointed to the License to Give Trust Fund for terms beginning January 1, 2022, and expiring December 31, 2023.

**SECTION 1.18.** Paul G. Butler of Bladen County is appointed to the Local Government Commission for a term expiring June 30, 2025.

**SECTION 1.19.** Jessica K. Proctor of Wake County and Peter T. Daniel of Wake County are appointed to the North Carolina Agricultural Finance Authority for terms expiring July 1, 2024.

**SECTION 1.20.** Henry Clay Taylor, III, of Wake County is appointed to the North Carolina Appraisal Board for a term expiring June 30, 2024.

**SECTION 1.21.** Alleta S. "Selena" Johnson of Forsyth County is appointed to the North Carolina Behavior Analysis Board for a term expiring June 30, 2024.

**SECTION 1.22.** William R. "Russ" Davis of Onslow County is appointed to the North Carolina Board for Licensing of Soil Scientists for a term expiring June 30, 2024.

**SECTION 1.23.** Daniel A. Duffy of New Hanover County and Jackelyn L. Knight of Harnett County are appointed to the North Carolina Board of Athletic Trainer Examiners for terms beginning August 1, 2021, and expiring July 31, 2024.

**SECTION 1.24.** Susana A. Camarasa of Yadkin County is appointed to the North Carolina Board of Dietetics/Nutrition for a term expiring June 30, 2024.

**SECTION 1.24A.** Stacy Miller of Wake County is appointed to the North Carolina Board of Electrolysis Examiners for a term beginning January 1, 2022, and expiring August 31, 2024.

**SECTION 1.25.** Samuel H. Houston of Wake County is appointed to the North Carolina Board of Science, Technology, and Innovation for a term expiring June 30, 2023.

**SECTION 1.26.** John A. "Winn" Graham of Johnston County is appointed to the North Carolina Cemetery Commission for a term expiring June 30, 2025.

**SECTION 1.27.** Todd Godbey of New Hanover County, Dr. John A. Eldridge of Chatham County, Dr. Rita C. Haire of Davidson County, and Heidi Dean of Buncombe County are appointed to the North Carolina Charter Schools Advisory Board for terms expiring June 30, 2025.

**SECTION 1.28.** Alicia R. Fink of Wake County and Brittany N. Riggs of Harnett County are appointed to the North Carolina Child Care Commission for terms expiring June 30, 2023.

**SECTION 1.29.** Michael J. Rusher of Wake County is appointed to the North Carolina Clean Water Management Trust Fund Board of Trustees for a term expiring June 30, 2024.

**SECTION 1.30.** Mark B. Patterson of Cleveland County is appointed to the North Carolina Code Officials Qualification Board for a term expiring June 30, 2025.

**SECTION 1.31.** Crystal Combs Cody of Cabarrus County, Daniel N. "Dan" Kiger of Surry County, and Robert W. "Bob" Lee of Anson County are appointed to the North Carolina Criminal Justice Information Network Governing Board for terms expiring June 30, 2025.

**SECTION 1.32.** Satish S. Garimella of Wake County is appointed to the North Carolina Education and Workforce Innovation Commission for a term expiring June 30, 2024.

**SECTION 1.33.** Charles J. Elledge of Wilkes County is appointed to the North Carolina Emergency Medical Services Advisory Council for a term beginning January 1, 2022, and expiring December 31, 2025.

**SECTION 1.34.(a)** Jennifer "Jenny" Kelvington of Wake County is appointed to the North Carolina Environmental Management Commission for a term expiring June 30, 2023.

**SECTION 1.34.(b)** Charles S. Carter of Wake County is appointed to the North Carolina Environmental Management Commission for a term expiring June 30, 2025.

**SECTION 1.35.** Danny Barwick Smith of Lenoir County is appointed to the Board of Directors of the North Carolina Global TransPark Authority for a term expiring June 30, 2025.

**SECTION 1.36.(a)** Leigh T. Brown of Cabarrus County is appointed to the North Carolina Housing Finance Agency Board of Directors for a term expiring June 30, 2023.

**SECTION 1.36.(b)** Melvin Charles Mullen of Nash County, Paul Kennedy of Brunswick County, and Lavonda R. Daniels of Carteret County are appointed to the North Carolina Housing Finance Agency Board of Directors for terms expiring June 30, 2025.

**SECTION 1.37.** Douglas Boyette of Wake County is appointed to the North Carolina Human Resources Commission for a term expiring June 30, 2025.

**SECTION 1.38.** Richard B. Montague of Mitchell County, Andrew N. Kaiser of Catawba County, and Dr. Cory Hess of Harnett County are appointed to the Board of Directors of the North Carolina Institute of Medicine for terms beginning January 1, 2022, and expiring December 31, 2025.

**SECTION 1.39.** David Litman of Forsyth County and Nicole R. Alleman of Wake County are appointed to the North Carolina Interpreter and Transliterator Licensing Board for terms expiring June 30, 2024.

**SECTION 1.40.** W. Charles Nieman of Dare County is appointed to the North Carolina Irrigation Contractors' Licensing Board for a term beginning October 1, 2021, and expiring September 30, 2024.

**SECTION 1.41.** Darrin C. Hockstra of Wake County is appointed to the North Carolina Landscape Contractors' Licensing Board for a term beginning August 1, 2021, and expiring June 30, 2024.

**SECTION 1.42.** Deanna Brena of Robeson County and James D. "Jim" Storie of Watauga County are appointed to the North Carolina Locksmith Licensing Board for terms beginning January 1, 2022, and expiring December 31, 2024.

**SECTION 1.43.** James P. Upton of Randolph County is appointed to the North Carolina Manufactured Housing Board for a term beginning October 1, 2021, and expiring September 30, 2024.

**SECTION 1.44.** Mark G. Vrablic of Dare County is appointed to the North Carolina Marine Industrial Park Authority for a term expiring June 30, 2023.

**SECTION 1.45.** Shawn P. Parker of Wake County is appointed to the North Carolina Medical Board for a term beginning November 1, 2021, and expiring October 31, 2024.

**SECTION 1.46.** Shreita T. Powers of Wake County and Peggy L. Wilks of Wake County are appointed to the Board of Trustees of the North Carolina Museum of Art for terms expiring June 30, 2025.

**SECTION 1.47.** Glen A. Hines of Currituck County is appointed to the North Carolina On-Site Wastewater Contractors and Inspectors Certification Board for a term expiring July 1, 2024.

**SECTION 1.48.** Cynthia M. Tart of Brunswick County is appointed to the North Carolina Parks and Recreations Authority for a term expiring July 1, 2024.

**SECTION 1.49.** Dr. Michael J. Maher of Wake County, Randall "Randy" Penfield of Guilford County, Anthony Graham of Guilford County, and Marcie Holland of Wake County are appointed to the North Carolina Professional Educator Preparation and Standards Commission for terms beginning September 1, 2021, and expiring August 31, 2023.

**SECTION 1.50.** Thomas W. Glasgow of Carteret County is appointed to the North Carolina Railroad Board of Directors for a term expiring June 30, 2025.

**SECTION 1.51.** Dr. Donald M. Brescia of Randolph County is appointed to the North Carolina Respiratory Care Board for a term beginning November 1, 2021, and expiring October 31, 2024.

**SECTION 1.52.** William "Marc" Nichols of Wake County is appointed to the North Carolina Sheriffs' Education and Training Standards Commission for a term expiring June 30, 2023.

**SECTION 1.53.** Alice Jane Williams of Wake County is appointed to the North Carolina State Board of Examiners of Fee-Based Practicing Pastoral Counselors for a term expiring September 30, 2024.

**SECTION 1.54.** Roger M. Woods of Mecklenburg County is appointed to the North Carolina State Building Commission for a term expiring June 30, 2024.

**SECTION 1.55.** Gerald Goolsby of Robeson County is appointed to the North Carolina State Commission of Indian Affairs for a term expiring June 30, 2023.

**SECTION 1.56.** Patrick Paul "Pat" Joyce of Carteret County is appointed to the North Carolina State Ports Authority for a term expiring June 30, 2023.

**SECTION 1.57.** Susan Stigall of Buncombe County is appointed to the North Carolina Teaching Fellows Commission for a term expiring June 30, 2023.

**SECTION 1.58.** Montell "Monty" W. Irvin of Wake County is appointed to the North Carolina Turnpike Authority Board for a term expiring January 14, 2025.

**SECTION 1.59.** Dr. Ronald J. Komich of Guilford County is appointed to the North Carolina Veterinary Medical Board for a term expiring June 30, 2026.

**SECTION 1.60.** The Honorable John M. Alexander, Jr., of Wake County, Mark Craig of Guilford County, Landon G. Zimmer of New Hanover County, and Thomas "Tom" Berry of Guilford County are appointed to the North Carolina Wildlife Resources Commission for terms expiring June 30, 2023.

**SECTION 1.61.** Kevin R. Howell of Transylvania County is appointed to the Outdoor Heritage Advisory Council for a term beginning October 1, 2021, and expiring September 30, 2025.

**SECTION 1.62.** Nada Lawrimore of Wilkes County is appointed to the Private Protective Services Board for a term expiring July 1, 2022.

**SECTION 1.63.** Robert A. "Bobby" Bryan of Wake County and the Honorable Robert "Bob" Rucho of Brunswick County are appointed to the Rules Review Commission for terms expiring June 30, 2023.

**SECTION 1.64.** Dr. Daniel C. Walter of Robeson County and Jeffrey G. Bullins of Rockingham County are appointed to the Rural Infrastructure Authority for terms expiring June 30, 2024.

**SECTION 1.65.** Vickie L. Walker of Mecklenburg County is appointed to the University of North Carolina Center for Public Media Board of Trustees for a term expiring June 30, 2023.

**SECTION 1.66.** Laura K. Honeycutt of Guilford County is appointed to the Well Contractors Certification Commission for a term expiring June 30, 2024.

## **PART II. SPEAKER'S RECOMMENDATIONS**

**SECTION 2.1.** Douglas S. Penland of Clay County and Richard L. Stout of Onslow County are appointed to the North Carolina Center for the Advancement of Teaching Board of Trustees for terms expiring June 30, 2025.

**SECTION 2.2.** Lisa Matthews of Cabarrus County is appointed to the African-American Heritage Commission for a term beginning October 1, 2021, and expiring September 30, 2024.

**SECTION 2.3.** Keith R. Beavers of Duplin County is appointed to the North Carolina Agricultural Finance Authority for a term expiring July 1, 2024.

**SECTION 2.4.** Stephen H. Wheeler of Cumberland County and James Crabtree of Guilford County are appointed to the Alarm Systems Licensing Board for terms expiring June 30, 2024.

**SECTION 2.5.** Dana Stonestreet of Buncombe County is appointed to the North Carolina State Banking Commission for a term expiring June 30, 2025.

**SECTION 2.6.** Lisa N. Ramsey of Mecklenburg County is appointed to the North Carolina Behavior Analysis Board for a term beginning on July 1, 2021, and expiring June 30, 2024.

**SECTION 2.7.** T. Baker Glasgow of Wake County is appointed to the North Carolina State Building Commission for a term expiring June 30, 2024.

**SECTION 2.8.** Joseph R. McLaughlin of Onslow County is appointed to the North Carolina Capital Facilities Finance Agency Board of Directors for a term that began March 1, 2021, and expires February 28, 2025.

**SECTION 2.9.** William W. "Bill" Gaffney of Mecklenburg County is appointed to the North Carolina Cemetery Commission for a term expiring June 30, 2025.

**SECTION 2.10.** Judi K. Grainger of Wake County and Hamilton "Tony" Withers of Wake County are appointed to the Centennial Authority for terms expiring June 30, 2025.

**SECTION 2.11.(a)** If House Bill 825, 2021 Regular Session, becomes law, then Hilda Parler of Franklin County is appointed to the North Carolina Charter Schools Advisory Board for a term expiring June 30, 2023, and Bruce B. Friend of Wake County, Dr. Shelly L. Bullard of Cleveland County, and Lynn Kroeger of Union County are appointed to the North Carolina Charter Schools Advisory Board for terms expiring June 30, 2025.

**SECTION 2.11.(b)** If House Bill 825, 2021 Regular Session, does not become law, then Hilda Parler of Franklin County, Bruce B. Friend of Wake County, Dr. Shelly L. Bullard of Cleveland County, and Lynn Kroeger of Union County are appointed to the North Carolina Charter Schools Advisory Board for terms expiring June 30, 2025.

**SECTION 2.12.** Kimberly J. McClure of Forsyth County and Perry S. Melton of Wake County are appointed to the North Carolina Child Care Commission for terms expiring June 30, 2023.

**SECTION 2.13.** Dr. Raymond T. "Todd" Shaver of New Hanover County is appointed to the State Board of Chiropractic Examiners for a term expiring June 30, 2023.

**SECTION 2.14.** Allen Kelly of Wake County is appointed to the North Carolina Code Officials Qualification Board for a term expiring June 30, 2025.

**SECTION 2.15.** Morris W. Boswell of Wake County is appointed to the State Board of Cosmetic Art Examiners for a term expiring June 30, 2024.

**SECTION 2.16.** Jeffrey M. Oliver of Cleveland County, Angela L. Williams of Guilford County, Stanley H. Hicks of Randolph County, and David L. Rose of Stokes County are appointed to the Criminal Justice Education and Training Standards Commission for terms expiring June 30, 2023.

**SECTION 2.17.** The Honorable Tare Davis of Warren County is appointed to the North Carolina Criminal Justice Information Network Governing Board for a term expiring June 30, 2025.

**SECTION 2.18.** Karen Thomas of Wake County is appointed to the North Carolina Board of Dietetics/Nutrition Board for a term expiring June 30, 2024.

**SECTION 2.19.** Kimberly W. Strach of Wake County and Suzanne C. Creech of Pitt County are appointed to the Disciplinary Hearing Commission of the North Carolina State Bar for terms expiring June 30, 2024.

**SECTION 2.20.** Harold R. "Dolph" Sumner of Gaston County is appointed to the Dispute Resolution Commission for a term beginning October 1, 2021, and expiring September 30, 2024.

**SECTION 2.21.** Regina E. Gurley of Wayne County, The Honorable Nathaniel M. Knust of Cabarrus County, and Saira Estrada of Durham County are appointed to the Domestic Violence Commission for terms beginning September 1, 2021, and expiring August 31, 2023.

**SECTION 2.22.** Michelle P. Logan of Pitt County is appointed to the North Carolina Education and Workforce Innovation Commission for a term expiring June 30, 2022, to fill the unexpired term of Craig Hagood.

**SECTION 2.23.** Christopher M. Duggan of Union County and Steven P. Keen of Wayne County are appointed to the North Carolina Environmental Management Commission for terms expiring June 30, 2025.

**SECTION 2.24.** Paul J. Cozza of New Hanover County is appointed to the Ferry Transportation Authority Board of Trustees for a term expiring June 30, 2024.

**SECTION 2.25.** The Honorable Darrell McCormick of Yadkin County is appointed to the North Carolina Board of Funeral Service for a term expiring December 31, 2023.

**SECTION 2.26.** Steve R. Mayo of Wayne County and William T. Lamm, III, of Wilson County are appointed to the North Carolina Global TransPark Authority Board of Directors for terms expiring June 30, 2025.

**SECTION 2.27.** J. Michael Stevenson of Cherokee County is appointed to the Board of Trustees of the State Health Plan for Teachers and State Employees for a term expiring June 30, 2023.

**SECTION 2.28.** William H. Morris of Harnett County is appointed to the North Carolina Home Inspector Licensure Board for a term expiring July 1, 2025.

**SECTION 2.29.** Tom Smith of Wake County, James Carlton Kearney, Sr., of Henderson County, Paul S. Jaber of Nash County, and James W. "Bill" Oglesby of Buncombe County are appointed to the North Carolina Housing Finance Agency Board of Directors for terms expiring June 30, 2023.

**SECTION 2.30.** Dan W. Kornelius of Forsyth County, Jeannie C. "JC" Lyle of New Hanover County, Scott Dedman of Buncombe County, Brian Coyle of Wake County, and Melody Smith of Wake County are appointed to the North Carolina Housing Partnership for terms beginning September 1, 2021, and expiring August 31, 2024.

**SECTION 2.31.** Philip J. Strach of Wake County and April D. Page of Wake County are appointed to the State Human Resources Commission for terms expiring June 30, 2025.

**SECTION 2.32.** Brian L. McGinnis of Gaston County, Anita Bachmann of Guilford County, and Timothy S. Norris of Rowan County are appointed to the North Carolina Institute

of Medicine Board of Directors for terms beginning January 1, 2022, and expiring December 31, 2025.

**SECTION 2.33.** The Honorable John Szoka of Cumberland County is appointed to the Interstate Commission on Educational Opportunity for Military Children State Council for a term beginning January 1, 2022, and expiring December 31, 2025.

**SECTION 2.34.** Kurt H. Bland of Wake County is appointed to the North Carolina Irrigation Contractors' Licensing Board for a term beginning October 1, 2021, and expiring September 31, 2024.

**SECTION 2.35.** Pursuant to Section 5 of S.L. 2021-47, Paul Y. Coble of Wake County is appointed to the Judicial Standards Commission for a term expiring June 30, 2027, to serve as the alternate Commission member for the Commission member appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives.

**SECTION 2.36.** The Honorable Sherry E. Butler of Catawba County, Ashley M. Honeycutt of Wake County, Amanda L. Wilson of Chatham County, Joseph E. Propst, Jr., of Wake County, Ryan S. Swanson of Wake County, Representative Frank Iler of Brunswick County, Representative Larry Yarborough of Person County, and Representative Becky Carney of Mecklenburg County are appointed to the Justus-Warren Heart Disease and Stroke Prevention Task Force for terms expiring June 30, 2023.

**SECTION 2.37.** Timothy J. Boone of Henderson County is appointed to the North Carolina Landscape Contractors' Licensing Board for a term beginning August 1, 2021, and expiring July 31, 2024.

**SECTION 2.38.** Michael J. Lalor of Forsyth County is appointed to the License to Give Trust Fund Commission for a term expiring December 31, 2022, to fill the unexpired term of Linda Darden.

**SECTION 2.39.** Michael D. Philbeck of Cleveland County is appointed to the Local Government Commission for a term expiring June 30, 2025.

**SECTION 2.40.** Deborah M. Atkinson of Wake County is appointed to the North Carolina Locksmith Licensing Board for a term beginning January 1, 2022, and expiring December 31, 2024.

**SECTION 2.41.** Spencer Scarboro of Wake County, William B. "Bruce" McPherson of Columbus County, and Earline L. Smith of Rutherford County are appointed to the North Carolina Manufactured Housing Board for terms expiring June 30, 2024.

**SECTION 2.42.** James P. Tobin of Dare County is appointed to the North Carolina Marine Industrial Park Authority for a term expiring June 30, 2023.

**SECTION 2.43.** Robert J. Reeves of Mecklenburg County and Rachel C. Goolsby of New Hanover County are appointed to the North Carolina Board of Massage and Bodywork Therapy for terms expiring June 30, 2024.

**SECTION 2.44.** Glenn O. Buck, Jr., of Pitt County, Shelli E. Stoker of Mecklenburg County, and Dr. Micah H. Krempasky of Wake County are appointed to the Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services for terms expiring June 30, 2024.

**SECTION 2.45.** Mary Jo Cresimore of Wake County and R. Gene Davis of Wake County are appointed to the North Carolina Museum of Art Board of Trustees for terms expiring June 30, 2025.

**SECTION 2.46.** James L. Beeson of Guilford County is appointed to the North Carolina On-Site Wastewater Contractors and Inspectors Certification Board for a term expiring July 1, 2024.

**SECTION 2.47.** Harry M. Shaw of New Hanover County is appointed to the Outdoor Heritage Advisory Council for a term beginning October 1, 2021, and expiring September 30, 2025.

**SECTION 2.48.** Amber H. Brown of Cleveland County is appointed to the North Carolina Parks and Recreation Authority for a term expiring July 1, 2024.

**SECTION 2.49.** Augustus H. Tulloss of Nash County is appointed to the North Carolina State Ports Authority for a term expiring June 30, 2023.

**SECTION 2.50.** Pamela H. Huffman of Wilkes County is appointed to the North Carolina Principal Fellows and TP3 Commission for a term expiring June 30, 2023, to fill the unexpired term of Richard A. Cornette.

**SECTION 2.52.** Dr. Aaron Fleming of Harnett County, Craig S. Smith of Cabarrus County, Eric T. Patin of Lee County, and Dr. Virginia A. Bullock of Alamance County are appointed to the North Carolina Professional Educator Preparation and Standards Commission for terms beginning September 1, 2021, and expiring August 31, 2023.

**SECTION 2.53.** James Nance of Stanly County is appointed to the North Carolina Railroad Company Board of Directors for a term expiring June 30, 2025.

**SECTION 2.54.** Zack L. Phillips of Madison County and Dr. Lisa I. Mansur of Moore County are appointed to the North Carolina Respiratory Care Board for terms beginning November 1, 2021, and expiring October 31, 2024.

**SECTION 2.55.** Earl W. Willis, Jr., of Chowan County is appointed to the Board of Directors of Roanoke Island Historical Association, Inc., for a term beginning October 1, 2021, and expiring September 30, 2024.

**SECTION 2.56.** Andrew P. Atkins of Wake County, the Honorable Barbara Jackson of Wake County, and Wayne R. Boyles, III, of Moore County are appointed to the Rules Review Commission for terms expiring June 30, 2023.

**SECTION 2.57.** Elizabeth P. Gaither of Catawba County and Kevin Skinner of Pitt County are appointed to the Rural Infrastructure Authority for terms expiring June 30, 2024.

**SECTION 2.58.** Sean P. Tario of Wake County is appointed to the North Carolina Board of Science, Technology, and Innovation for a term expiring June 30, 2023.

**SECTION 2.59.** The Honorable James "Alan" Norman of Cleveland County is appointed to the North Carolina Sheriffs' Education and Training Standards Commission for a term beginning September 1, 2021, and expiring August 30, 2024.

**SECTION 2.61.** Dr. Prince H. Bull, Sr., of Gaston County is appointed to the North Carolina Teaching Fellows Commission for a term expiring July 1, 2023.

**SECTION 2.62.** Melissa Ross Matton of Wake County and Brian S. Edlin of Wake County are appointed to the Umstead Act Competition Review Panel (UNC Umstead Review Panel) for terms expiring June 30, 2025.

**SECTION 2.63.** Robin P. Lazaro of Wake County is appointed to the North Carolina Veterinary Medical Board for a term expiring June 30, 2026.

**SECTION 2.64.(a)** The Honorable B. "Bill" R. Goins, Jr., of Surry County is appointed to the North Carolina State Water Infrastructure Authority for a term expiring June 30, 2022, to fill the unexpired term of Calvin Stiles.

**SECTION 2.64.(b)** Maria S. Hunnicutt of Rutherford County is appointed to the North Carolina State Water Infrastructure Authority for a term expiring June 30, 2023.

**SECTION 2.65.** Bobby S. Walker of Yadkin County is appointed to the Well Contractors Certification Commission for a term expiring June 30, 2024.

**SECTION 2.66.** Vernon Ray Clifton, Jr., of Bladen County, John A. Stone of Moore County, John T. Coley, IV, of Wake County, and Tommy Fonville of Wake County are appointed to the North Carolina Wildlife Resources Commission for terms expiring June 30, 2023.

**SECTION 2.67.** The Honorable Duane Hall of Wake County is appointed to the University of North Carolina Center for Public Media Board of Trustees for a term expiring June 30, 2023.

### **PART III. EFFECTIVE DATE**

**SECTION 3.1.** This act is effective when it becomes law. Unless otherwise provided, terms begin upon the effective date of this act.

In the General Assembly read three times and ratified this the 1<sup>st</sup> day of September, 2021.

s/ Phil Berger  
President Pro Tempore of the Senate

s/ Tim Moore  
Speaker of the House of Representatives



## EXHIBIT B

October 28, 2021



### MINUTES

August 26, 2021

#### N.C. Wildlife Resources Commission Webinar Meeting Raleigh, North Carolina

Pursuant to North Carolina General Statute (NCGS) §166A-19.20 (Public Bodies/Remote Meetings During Declared Emergencies), the August 26, 2021 N.C. Wildlife Resources Commission (NCWRC) webinar meeting was called to order by Commission Chairman Monty Crump at 9:00 a.m.

Chairman Crump announced that the webinar meeting audio is being streamed live and will be available on the NCWRC's website. He reminded Commissioners to speak their names before making motions or comments and to mute their devices when not speaking. Crump announced that by the statutory requirement, the roll will be called for attendance and for each vote.

#### MANDATORY ETHICS INQUIRY

Chairman Crump advised the Commission of the mandatory ethics inquiry as mandated in NCGS §138A-15.

#### ROLL CALL

Margo Minkler, *Commission Liaison*, called the roll. David Hoyle was absent.

#### COMMISSIONER ATTENDANCE

Monty Crump	Thomas Fonville	Wes Seegars
Ray Clifton	John Coley	Hayden Rogers
Brad Stanback	Steve Windham	Mark Craig
John Stone	Kelly Davis	Jim Ruffin
Tom Berry	Landon Zimmer	

## **MINUTES OF JULY 29, 2021 MEETING**

On a motion by Steve Windham and a second by John Coley, the Minutes of the July 29, 2021 meeting were approved with one amendment to who gave the invocation and pledge of allegiance as presented in **Exhibit A**.

**Exhibit A** is incorporated into the official record of this meeting.

## **ADMINISTRATION**

Dr. DP Singla, Chief Financial Officer, presented a status report in **Exhibit B** on the Wildlife Operating Fund and Capital Improvement Fund.

**Exhibit B** is incorporated into the official record of this meeting.

## **COMMITTEE MEETING REPORTS**

**Habitat, Nongame, Endangered Species (HNGES) – August 25, 2021** – Mark Craig, *Chair*, reported the HNGES Committee met on August 25<sup>th</sup>, 2021. Dr. Sara Schweitzer presented the nomination packet for the expiring terms of Nongame Wildlife Advisory Committee (NWAC) membership. Shannon Deaton provided the committee with background information on the Thomas L. Quay Wildlife Diversity Award. Nominations were received from December 18, 2020, through January 31, 2021, and twelve nominations were received for consideration. NWAC members reviewed the nominations and recommended three candidates for consideration by the HNGES Committee. Staff requested that HNGES Committee members vote on their top selection by the end of the meeting. Todd Ewing presented information on a revision to the 1977 Section 6 Cooperative Agreement between NCWRC and U.S. Fish and Wildlife Service (USFWS). The Agreement allows NCWRC to work with Federally listed species without a permit and to receive Section 6 funds from the USFWS for work on Federally listed species. Revisions to the Agreement will allow NCWRC to use Section 6 funds for At-Risk species projects, it incorporates a data-sharing agreement, and it clarifies permitting requirements for USFWS biologists. The revised Agreement is in review by the USFWS Regional Office. Next, Todd provided an update on the Safe Harbor/CCAA program which is in the final internal review stage. This program provides solutions to landowners' concerns about re-introducing Federally listed aquatic species to suitable habitat. This Safe Harbor program would provide a zero baseline, and therefore, landowners would not be subject risk of regulation from the ESA. Under this program, landowners would provide access to their property for re-introduction activities in sub-watersheds, and adjacent landowners would be covered by the program as well. The final document will be shared with the HNGES Committee for review soon. Last, Scott Anderson provided a short presentation and update on the NC Bird Atlas (NCBA) project that began in early spring 2021. Bird Atlas staff recruited 616 Atlasers who spent almost 13,000 hours collecting data on nesting birds in priority blocks across North Carolina. Their donated volunteer time equaled more than \$129,000. Atlasers documented 181 species of breeding birds and collected additional data on breeding behavior and habitat selection. The Bird Atlas staff are entering all these data into a large database and preparing for winter bird

surveys. Volunteer Atlasers are provided stickers with the NCBA logo as well as other swag and recognition.

**Finance, Audit and Compliance – August 25, 2021** – Landon Zimmer, *Chair*, reported the Finance, Audit, and Compliance Committee met on August 25<sup>th</sup>, 2021. Auditor Steve Chase presented the Risk Assessment Process and Quality Assurance Review of Audit and Compliance. Chief Financial Officer (CFO) Dr. DP Singla presented a comparison of the current and previous fiscal years for periods ending as of June 29, 2021, showcasing both revenues and expenditures for the general fund and capital improvement funds. Explanations were provided for any variances more than one million dollars. The Committee reviewed the Approved FY22 projects that will be funded by Endowment Expendable Income earned in Calendar Year 2020. Finally, the Committee reviewed the Endowment Fund balances, Asset Allocation of funds between Bond Index Fund (BIF) and Equity Index Fund (EIF), rate of return, Modeling, and the total contribution in EIF since its inception. The Committee agreed to continue to assess the BIF and EIF allocation percentages and decide what may be the right fit for the agency.

**Land Acquisition and Property (LAP) Committee Meeting Report – August 25, 2021** – Tom Berry, *Chair*, reported the Land Acquisition and Property (LAP) Committee met on August 25<sup>th</sup>, 2021. The Committee reviewed and endorsed a Phase I and a Phase II land acquisition. Additionally, the Committee recommended to deny two easement requests. Lastly, the Committee would like to further discuss a third easement request and would like to table this discussion until the October meeting. Chairman Berry also announced the support from the Wildlife Habitat Foundation for two Commission lead projects. The Wildlife Habitat Foundation will contribute \$15,000 towards a riparian habitat development project along the Little Tennessee River and contribute \$15,000 towards an ADA kayak launch at Sutton Lake. Pending approval from Bass Pro Shops, the Wildlife Habitat Foundation supports contributing \$500,000 towards a floodplain connectivity project at the Roanoke River Wetlands Game Land to significantly increase diadromous fish habitat, reduce flooding, and improve water quality. Chairman Berry also requested that at the October Committee meeting staff present the results from the parcel analysis that evaluated the potential for a game land in underserved areas.

**Rules Committee Report – August 25, 2021** – Wes Seegars, *Chair*, reported the Rules Committee met on August 25<sup>th</sup>, 2021. He opened the meeting by stating the Committee purpose and charge. Carrie Ruhlman, Rulemaking Coordinator, gave a presentation on rulemaking to help Committee members understand the process and requirements. The 2022-2023 annual cycle rule proposals for inland fisheries, wildlife management, land and water access, and regulated activities were presented to the Committee. The final proposals will be brought to the Committee of the Whole at the next meeting for review before they are taken to the Commission for a vote to notice text and open the public comment period.

**Committee of the Whole Report – August 25, 2021**– Monty Crump, *Chair*, reported the Committee of the Whole met on August 25<sup>th</sup>, 2021. The Committee of the Whole met and reviewed proposed rules for striped bass and controlled rabbit hunting preserves that will be voted on later in the meeting. The Committee received an update on potential impacts to waterfowl seasons due to the extreme drought in the prairie pothole regions. However, the Atlantic Flyway does not base its regulatory decisions based on the status of ducks from that region, and there is no indication that we would move away from the

existing liberal season for 2022-2023. The Committee received updates on the impacts of Tropical Storm Fred and the Setzer hatchery and Pisgah education center took a tremendous amount of damage, including the loss of hundreds of thousands of trout, but fisheries, education and land and water staff have done an amazing job, working long hours to get us back on the road to recovery. In addition to the infrastructure, Law Enforcement Division staff have been working with emergency operations staff in Haywood County locating and rescuing people and delivering food and water. All staff involved in dealing with the impacts of this storm should be commended for their dedication and hard work! Executive Director Ingram gave a brief update on the status of delineation of waters. Staff will be meeting next week with DMF to discuss joint rules. Finally, the new Commissioner Orientation Package was presented, which was approved by acclamation. Hard copies will be distributed to commissioners and an electronic version will be placed online soon.

**Executive Committee Report – August 25, 2021** – Monty Crump, *Chair*, reported the Executive Committee met on August 25<sup>th</sup>, 2021. The Executive Committee met and adjourned into a closed session after opening the meeting to review Executive Director's 2020/2021 performance evaluation under NCGS 143-318.11(a)(6). After returning to open session, the meeting was adjourned.

**AGENCY SPOTLIGHT – Law Enforcement Division Basic School** – *Lieutenant Mark Dutton, Training Director*

Lt. Mark Dutton, Training Director for the Law Enforcement Division, conducted a brief presentation on the Law Enforcement Basic School selection process and training. The presentation covered the selection process timeline, the Basic Law Enforcement Training topics and requirements, the specialized training topics, and the future of the Basic Training Program. The Basic Training School is a 30-week program consisting of 17 weeks for NC Basic Law Enforcement Certification training and 13 weeks of specialized wildlife specific topics. The Basic School was conducted at the NCDPS Samarcand Training Academy in Jackson Springs, NC.

## **LAND AND WATER ACCESS DIVISION**

### **Land Acquisitions and Property Matters**

**Phase II Land Acquisitions** – On a motion by Tom Berry and second by Brad Stanback, the Commission approved the acquisition of the following property – *Brian McRae, Land and Water Access Division Chief (Exhibit C)*:

- Cox Property at Summit Boating Access Area – Halifax County **(Exhibit C)**

**Other Property Matters** – On a motion by Tom Berry and second by Steve Windham, the Commission voted not to approve staff recommendations for other property matters – *Brian McRae (EXHIBITS D-1 & D-2)*:

- Sandhills Game Land Easement Request – Consider request from Verizon Wireless to purchase two Utility Easements across game land roads to install a cell tower on adjacent property **(D-1)**.
- Clark Easement Request – Consider conveyance of an easement at Pond Mountain Game Land to a private property owner **(D-2)**.

On a motion by Steve Windham and second by Tom Berry, the Commission tabled the Perrigo Easement Request at Needmore Game Land to a private property owner until October's Commission Meeting, presented by Brian McRae, in (Exhibit D-3):

- Perrigo Easement Request – Consider conveyance of an easement at Needmore Game Land to a private property owner **(D-3)**.

**Exhibits C, D-1, D-2, and D-3** are incorporated into the official record of this meeting.

## **RULEMAKING**

**Temporary Rulemaking Notice of Text – 15A NCAC 10C .0314 – Striped Bass** – On a motion by Wes Seegars and second by Brad Stanback, the Commission approved publishing Notice of Text with an open comment period and virtual public hearing for proposed temporary changes to the Striped Bass. Rule presented by Christian Waters, *Inland Fisheries Division Chief* **(EXHIBIT E)**

**Exhibit E** is incorporated into the official record of this meeting.

**Permanent Rulemaking Notice of Text – 15A NCAC 10H .1601 – Controlled Rabbit Hunting Preserves** – On a motion by Steve Windham and second by Kelly Davis, the Commission approved publishing Notice of Text with an open comment period and virtual public hearing for proposed rules for Controlled Rabbit Hunting Preserves Rules presented by Brad Howard, *Wildlife Management Division Chief* **(EXHIBITS F-1, F-2)**

**Exhibits F-1 and F-2** are incorporated into the official record of this meeting.

**CONSIDERATION OF NONGAME WILDLIFE ADVISORY COMMITTEE APPOINTMENTS** – On a motion by Mark Craig and a second by Steve Windham, the Commission appointed Jared Gray, NC Department of Transportation; J. Edward Corey III, NC State Parks; Lane Sauls, Jr., Ecological Engineering LLP; Bruce White, GFR Forestry Consultants, PLLC; and Dustin Smith, NC Zoo, to the Nongame Wildlife Advisory Committee presented by Cameron Ingram, *Executive Director* **(EXHIBIT G)**

**Exhibit G** is incorporated into the official record of this meeting.

### **COMMENTS FROM THE CHAIRMAN**

Chairman Crump thanked the board for their attendance yesterday at the Committee Meetings and noted the introduction of the Commissioners Orientation Package that included a Code of Conduct with an acknowledgement form each Commissioner has been asked to sign. He explained he was shocked at the devastation by the floods cause by Tropical Storm Fred, but he was impressed by the teamwork of staff and thankful no staff were harmed during the storm events. Lastly, He thanked all the staff who ensured the virtual meetings were successful.

### **COMMENTS FROM THE EXECUTIVE DIRECTOR**

Executive Director Ingram thanked Chairman Crump, Vice Chairman Fonville, and other attending board members for their dedication and patience as staff navigates the virtual challenges of the pandemic. He also stated how fortunate the NCWRC was to not have any loss of life or injury due to the devastation of Tropical Storm Fred. He explained that the staff has endured multiple challenges due to the flooding and are diligently working to repair the infrastructure. Executive Director Ingram emphasized the long uphill battle and thanked the team of NCWRC employees for coming together to assist each other during these challenging times.

### **ADJOURNMENT**

There being no further business, the WRC webinar meeting was adjourned at 10:02 a.m.  
All exhibits are incorporated into the official record of this meeting by reference and are filed with the minutes.

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Monty Crump, Chairman

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Date

---

Cameron Ingram, Executive Director

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Date

**NORTH CAROLINA WILDLIFE RESOURCES COMMISSION**  
**CAFR 52G - STATEMENT OF REVENUES, EXPENDITURES and CHANGES in FUND BALANCES**

**GOVERNMENTAL FUNDS**  
**AS OF AUG 31, 2021**

	FY 2022 General Fund	FY 2022 Capital Improvement Fund
<b>REVENUES</b>		
Federal funds	\$ 6,403,944.86	\$ 137,576.00
Local funds	\$ 676.40	\$ -
Investment earnings	\$ 3,265.46	\$ -
Sales and services	\$ 1,882,548.51	\$ -
Rental and lease of property	\$ 15,675.00	\$ -
Fees, licenses and fines	\$ 6,513,879.00	\$ -
Contributions, gifts and grants	\$ 324,564.60	\$ 3,471,707.69
Miscellaneous	\$ 2,776.50	\$ -
Unclassified/invalid accounts	\$ 5,477.00	\$ -
Other Financing Sources - Sale of capital assets	\$ 163,721.69	\$ -
Other Financing Sources - Insurance recoveries	\$ 8,564.67	\$ -
Other Financing Sources - Transfers in	\$ 824,596.00	\$ 951,722.22
Other Financing Sources - Appropriations	\$ 1,976,432.00	\$ -
<b>TOTAL REVENUES</b>	<b>\$ 18,126,121.69</b>	<b>\$ 4,561,005.91</b>
<b>EXPENDITURES</b>		
Personal services	\$ 6,086,094.03	\$ -
Employee benefits	\$ 2,704,456.19	\$ -
Contracted personal services	\$ 2,157,020.27	\$ 42,605.66
Supplies and materials	\$ 1,425,724.59	\$ -
Travel	\$ 67,721.52	\$ -
Communication	\$ 470,777.77	\$ -
Utilities	\$ 115,203.99	\$ -
Data processing services	\$ 169,416.04	\$ -
Other services	\$ 918,039.53	\$ -
Claims and benefits	\$ 243,920.98	\$ -
Other fixed charges	\$ 35,660.19	\$ -
Capital outlay	\$ 965,377.86	\$ 1,012,117.89
Grants, state aid and subsidies	\$ 534,459.22	\$ -
Insurance and bonding	\$ 14,620.26	\$ -
Other expenditures	\$ 403,683.86	\$ -
Reimbursements	\$ (42,050.37)	\$ -
Unclassified/invalid accounts	\$ 45,481.67	\$ -
Other Financing (Uses) - Transfers out	\$ 2,762,420.00	\$ 29,197.22
<b>TOTAL EXPENDITURES</b>	<b>\$ 19,078,027.60</b>	<b>\$ 1,083,920.77</b>
<b>EXCESS OF REVENUES OVER (UNDER) EXPENDITURES</b>	<b>\$ (951,905.91)</b>	<b>\$ 3,477,085.14</b>
<b>FUND BALANCE - JULY 1, 2021</b>	<b>\$ 20,789,069.62</b>	<b>\$ 2,306,519.38</b>
<b>FUND BALANCE - AUG 31, 2021</b>	<b>\$ 19,837,163.71</b>	<b>\$ 5,783,604.52</b>

# NORTH CAROLINA WILDLIFE RESOURCES COMMISSION

## ENDOWMENT PORTFOLIO

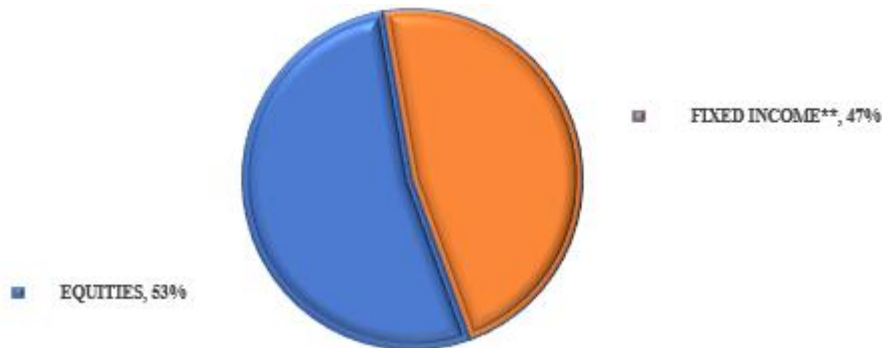
**Fund Balance\*: Aug 2021      \$170,316,121.92**

\* Based On Financial Institutions' Data And Does Not Include Time-Lag Entries.

§ 143-250.1. Wildlife Endowment Fund

- (d) (3). No expenditure or disbursement shall be made from the principal of the Wildlife Endowment Fund except as otherwise provided by law.
- (d) (4). The income received and accruing from the investments of the Wildlife Endowment Fund must be spent only in furthering the conservation of wildlife resources and the efficient operation of the North Carolina Wildlife Resources Commission in accomplishing the purposes of the agency as set forth in G.S. 143-239.
- (g) The Wildlife Endowment Fund and the investment income therefrom shall not take the place of State appropriations or Agency receipts placed in the Wildlife Resources Fund, or any part thereof, but any portion of the income of the Wildlife Endowment Fund available for the purpose set out in subdivision (4) of subsection (d) shall be used to supplement other income of and appropriations to the Wildlife Resources Commission to the end that the Commission may improve and increase its services and become more useful to a greater number of people.

### ASSET ALLOCATION



\*\* Fixed Income Includes Short-Term And Long-Term Fixed Income Instruments

Fund	Principal	Non-Expendable	Expendable	Total***
Adult Lifetime Licenses	\$ 66,747,277.90		\$ 63,811,915.86	\$ 130,559,193.76
Magazine Subs Lifetime	\$ 1,573,477.50		\$ 1,658,560.41	\$ 3,232,037.91
Contributions	\$ 682,258.82		\$ 2,609,145.79	\$ 3,291,404.61
Diversity	\$ 36,873.29		\$ 12,469.09	\$ 49,342.38
Infant Lifetime Licenses	\$ 18,974,830.50	\$ 10,871,707.21		\$ 29,846,537.71
Youth Lifetime Licenses	\$ 2,494,596.00	\$ 853,802.55		\$ 3,348,398.55
<b>Total</b>	<b>\$ 90,509,314.01</b>	<b>\$ 11,725,509.76</b>	<b>\$ 68,092,091.15</b>	<b>\$ 170,326,914.92</b>

\*\*\* Include Deposit/s In Transit



# Exhibit D-1

October 28, 2021

## North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

### Phase II: FINAL ACQUISITION DETAILS

---

**Tract Name:** S&ME Inc. Lots

**WRC Action/Approval to Pursue (Date):** October 28, 2021

**Acquisition Plan (specify total project costs AND sources of funding):** Donation

**Acquisition Plan Includes Bargain Sale?** ☐ Yes ☐ No ☒ N/A

If Yes, Explain Details

**Total Cost Based on Appraisal?** ☐ Yes ☐ No ☒ N/A

If Yes, Describe in Table:

Requested By	Appraiser	Effective Date	Appraised Value

Appraisal Handled by State Property Office? ☐ Yes ☐ No ☒ N/A

**Source(s) of Stewardship Funds (indicate federal:state match rates):**

**Five-Year Stewardship Costs & Revenue Projections (worksheet attached):**

Total Stewardship Expenditures	\$ 580.00
Total Projected Revenue	\$

# Exhibit D-1

October 28, 2021

## North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

### Phase II: COSTS AND REVENUE WORKSHEET

---

#### Estimated Five Year Stewardship Costs and Revenue Projections: S&ME Inc. Lots

Estimated Stewardship Costs					
Activity	Quantity	Unit	Expense Type	Unit Cost	Total Cost
Boundary Establishment	387	Feet	One time	\$1.50	\$580.00
<b>TOTAL</b>					<b>\$580.00</b>

Estimated Revenue Projections				
Source	Quantity	Unit	Unit Revenue	Total Revenue
<b>TOTAL</b>				<b>\$</b>

**EXHIBIT D-1**  
**North Carolina Wildlife Resources Commission**  
**Land Acquisition Investigation Form**  
**– PHASE I: INITIAL INVESTIGATION –**

<b>WRC Staff Contact:</b>	Paul Thompson
<b>Date First Presented to Commission:</b>	
<b>Tract Name:</b>	S&ME Inc. Lots
<b>County:</b>	Ashe
<b>Acreage:</b>	1.48 total acres (3 tracts; .57 ac, .40 ac, .51 ac)
<b>Tax Value:</b>	
<b>Property Owner/Representative:</b>	
<b>Phone:</b>	
<b>Email Address:</b>	
<b>Address:</b>	

**Primary Purpose:**

<input checked="" type="checkbox"/>	Resource Protection
<input checked="" type="checkbox"/>	Resource Management
<input type="checkbox"/>	User Access
<input type="checkbox"/>	WRC Facility

**Type of Acquisition:**

<input checked="" type="checkbox"/>	Purchase
<input type="checkbox"/>	Lease
<input type="checkbox"/>	Easement

**Grant Potential:**

<input type="checkbox"/>	CWMTF
<input type="checkbox"/>	Federal Aid (PR, WB, etc.)
<input type="checkbox"/>	Endowment
<input type="checkbox"/>	Other

**Tax Value:**

<input type="checkbox"/>	Year Assessed
<input type="checkbox"/>	PUV?

**Funding Considerations:**

<input checked="" type="checkbox"/>	Donation
<input type="checkbox"/>	Bargin Sale
<input type="checkbox"/>	Partner Contribution

**Recommendation:**

<input checked="" type="checkbox"/>	Pursue
<input type="checkbox"/>	Do Not Pursue
<input type="checkbox"/>	Defer

**Program Potential:**

<input checked="" type="checkbox"/>	Game Land
<input type="checkbox"/>	Wildlife Conservation Area
<input type="checkbox"/>	Access Area
<input type="checkbox"/>	None

**Type of Parcel:**

<input checked="" type="checkbox"/>	Tract
<input type="checkbox"/>	Riparian Corridor

**Owner Interest:**

<input checked="" type="checkbox"/>	High
<input type="checkbox"/>	Moderate
<input type="checkbox"/>	Low
<input type="checkbox"/>	No

**Stewardship Considerations:**

<input type="checkbox"/>	Source: Federal Aid: 75%
<input type="checkbox"/>	Match: State: 25%

**Reviewed Appraisal & Purchase Requirements?**

<input type="checkbox"/>	Yes
<input type="checkbox"/>	No
<input checked="" type="checkbox"/>	N/A

**Additional Comments:**

S&ME Inc. acquired three small lots at Three Top Mountain Game Land as part of a business purchase. They would like to donate these to WRC. These lots will help solidify WRC ownership in this area of the game land.

EXHIBIT D-1

North Carolina Wildlife Resources Commission  
Land Acquisition Investigation Form  
– PHASE I: INITIAL INVESTIGATION –

Tract Name:	S&ME Inc. Lots
County:	Ashe

**Resources Assessment and Biological Benefits (brief):**

These tracts consist primarily of Southern and Central Appalachian Oak Forest. Although these tracts are small, SGCN possibly found may include ruffed grouse, box turtle, timber rattlesnake, wood thrush, worm-eating warbler, northern pygmy salamander, northern long-eared bat, tri-colored bat, and little brown bat. Common game species likely found on these tracts include white-tailed deer, black bear, wild turkey, and gray squirrel. Management objectives will include protecting water quality, maintaining/restoring priority wildlife habitats, and continuing to provide public access and increased opportunity for hunting and other outdoor recreational activities.

Tract Name	S&ME Inc. Lots	
Date	October 14, 2021	
Staff Completing Form	Paul Thompson	

<b>Species</b>	<b>0.111</b>	<b>Comments</b>
	Terrestrial	Low biodiversity is based on the small amount of closed canopy Appalachian oak forest. These tracts do not have any wetlands or streams. Neither rare species nor habitats have been documented on the tract.
Overall Biodiversity	1	
SGCN Species	1	
Game Species	1	
	Wetland	
Overall Biodiversity	0	
SGCN Species	0	
Game Species	0	
	Aquatic	
Overall Biodiversity	0	
SGCN Species	0	The quality of the habitat on the tract is good, but the size is small and mostly closed canopy Appalachian oak forest with little diversity. The property does provide good connectivity and buffer for the natural communities that are found on Three Top Mountain GL.
Game Species	0	
<b>Habitat</b>	<b>0.556</b>	
Size	0	
Quality	2	
Diversity	1	
Rare/Important	1	
Connectivity	3	
Buffer	3	
<b>Public Access</b>	<b>0.333</b>	
Hunting/Viewing	3	The tracts are easily accessible and wil provide hunting/viewing opportunities. No fishing/boating opportunities.
Fishing	0	
Boating	0	
<b>Wildlife Uses</b>	<b>0.333</b>	The property offers good hunting and wildlife viewing opportunities. Educational opportunities will be low. No significant water is located on the tract, so there is no fishing/boating opportunity.
Hunting	2	
Viewing	2	
Fishing	0	
Boating	0	
Education	1	

<b>Other Values</b>	<b>0.444</b>	<b>Comments</b>
Timber Harvest	0	The tracts can produce good timber, but the value can only be considered low due to size of tracts. There would be some benefit to the local economy and quality of life.
Local Economy	2	
Quality of Life	2	

<b>Feasibility &amp; Logistics</b>	<b>0.600</b>	<b>Comments</b>
Existing Infrastructure	0	No infrastructure exists on this tract. The existance of multiple uses on the tract and the compatibility with adjoining land shouldn't create any issues. These tracts will fill a gap in WRC ownership.
Compatibility of Multiple Uses on Tract	2	
Compatibility with Adjoining Land	2	
Inholding/Corridor	3	
Proximity to Users	2	

<b>Restoration/Mitigation Potential</b>	<b>0.583</b>	<b>Comments</b>
Species Restoration	1	Given location and size of tracts, restoration and maintenance of the habitats/species on these tracts is low. This tract will ensure continued public access across the Three Top Mtn GL, thus the rank is high.
Habitat Restoration	1	
Access Improvement	2	
Threat Mitigation	3	

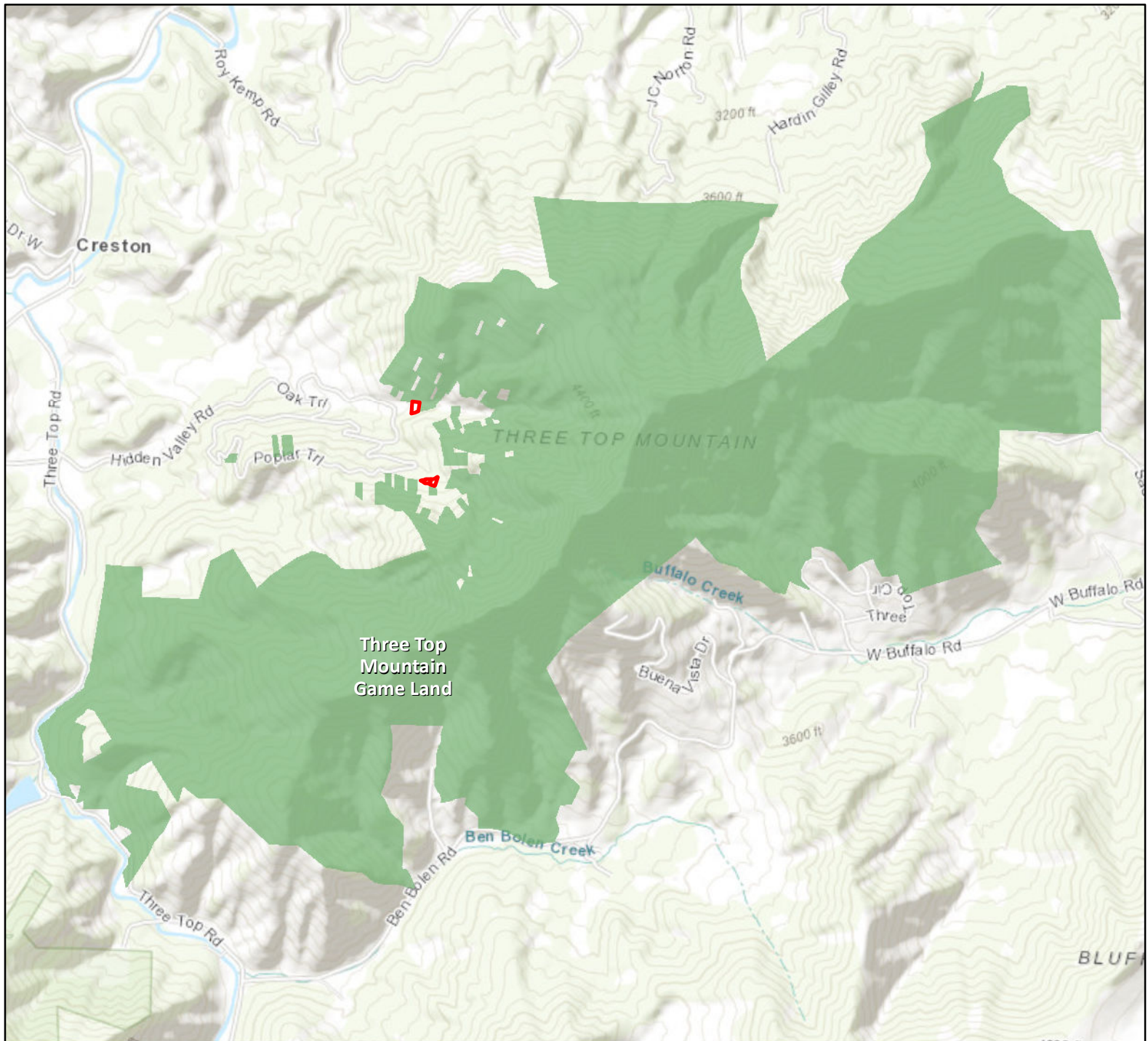
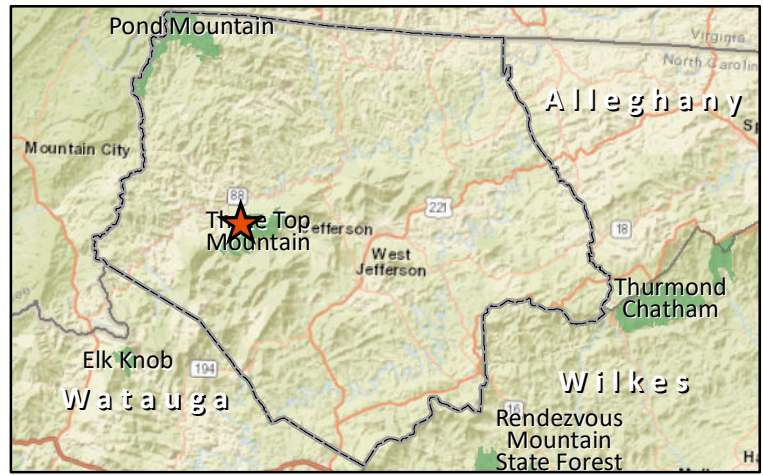
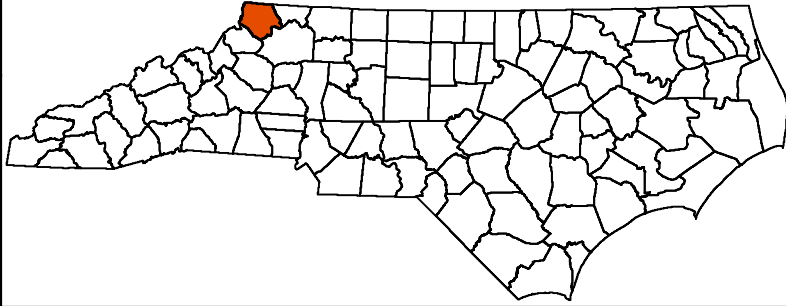
  

<b>Threats</b>	<b>0.000</b>	<b>Comments</b>
Number	0	No threats, as this will be a donation.
Severity	0	
Imminence	0	
Manageability	0	
Management Cost	0	

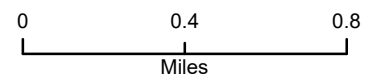
<b>Overall Score</b>	<b>2.961</b>
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# **S&ME Inc. Lots Donation** **Ashe County** **1.48 Total Acres**



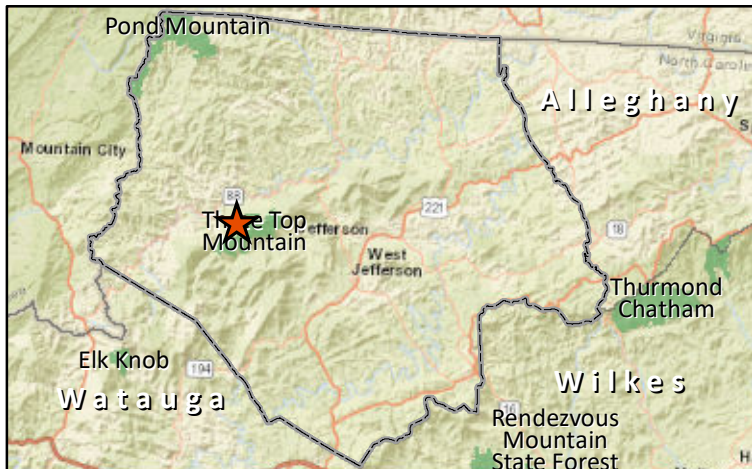
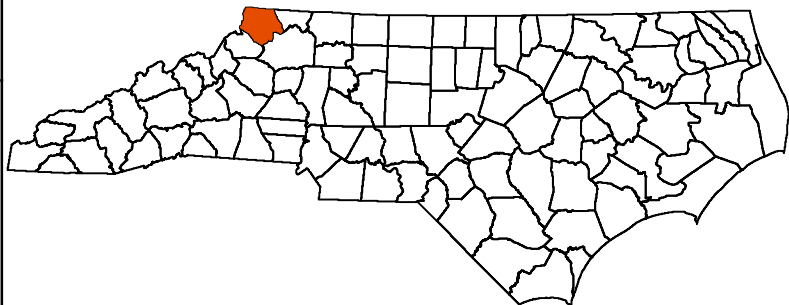
October 28, 2021

- S&ME Inc. Lots (3)
- Game Land





# **S&ME Inc. Lots Donation** **Ashe County** **1.48 Total Acres**

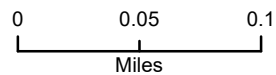


October 28, 2021



S&ME Inc. Lots (3)

Game Land



# Exhibit D-2

October 28, 2021

## North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

### Phase II: FINAL ACQUISITION DETAILS

**Tract Name:** FD Warren

**WRC Action/Approval to Pursue (Date):** 10/19/2020

**Acquisition Plan (specify total project costs AND sources of funding):**

\$256,000 of WRC agency funds

**Acquisition Plan Includes Bargain Sale?** ☒ Yes ☐ No ☐ N/A

**If Yes, Explain Details**

This tract appraised for \$312,000. The offer Mr. Warren accepted was \$256,000, which is \$2,000 per acre excluding the 27.68 acres under WRP easement.

**Total Cost Based on Appraisal?** ☒ Yes ☐ No ☐ N/A

**If Yes, Describe in Table:**

Requested By	Appraiser	Effective Date	Appraised Value
State Property Office	Paul Cuomo	8/5/2021	\$312,000

**Appraisal Handled by State Property Office?** ☒ Yes ☐ No ☐ N/A

**Source(s) of Stewardship Funds (indicate federal:state match rates):**

Federal Assistance Grant-75% federal: 25% state

**Five-Year Stewardship Costs & Revenue Projections (worksheet attached):**

Total Stewardship Expenditures	\$ 25,729.00
Total Projected Revenue	\$ 0.00



# Exhibit D-2

October 28, 2021

North Carolina Wildlife Resources Commission

Land Acquisition Investigation Form

## Phase II: COSTS AND REVENUE WORKSHEET

### Estimated Five Year Stewardship Costs and Revenue Projections: FD Warren

Estimated Stewardship Costs					
Activity	Quantity	Unit	Expense Type	Unit Cost	Total Cost
Boundary Establishment	2.43	Miles	One time	\$300	\$729.00
Herbaceous Planting	25	Acres	Annually	\$200	\$25,000.00
<b>TOTAL</b>					<b>\$25,729.00</b>

Estimated Revenue Projections				
Source	Quantity	Unit	Unit Revenue	Total Revenue
<b>TOTAL</b>				<b>\$0.00</b>

**North Carolina Wildlife Resources Commission**  
**Land Acquisition Investigation Form**  
**– PHASE I: INITIAL INVESTIGATION –**

<b>WRC Staff Contact:</b>	Chris Baranski
<b>Date First Presented to Commission:</b>	19-Oct-20
<b>Tract Name:</b>	FD Warren - Little Fishing Creek
<b>County:</b>	Halifax
<b>Acreage:</b>	135.38 (156 GIS Acres)
<b>Tax Value:</b>	\$225,500
<b>Property Owner/Representative:</b>	F. Donald Warren

**Primary Purpose:**

<input checked="" type="checkbox"/>	Resource Protection
<input checked="" type="checkbox"/>	Resource Management
<input checked="" type="checkbox"/>	User Access
<input type="checkbox"/>	WRC Facility

**Program Potential:**

<input checked="" type="checkbox"/>	Game Land
<input type="checkbox"/>	Wildlife Conservation Area
<input type="checkbox"/>	Access Area
<input type="checkbox"/>	None

**Type of Acquisition:**

<input checked="" type="checkbox"/>	Purchase
<input type="checkbox"/>	Lease
<input type="checkbox"/>	Easement

**Type of Parcel:**

<input checked="" type="checkbox"/>	Tract
<input type="checkbox"/>	Riparian Corridor

**Grant Potential:**

<input type="checkbox"/>	CWMTF
<input checked="" type="checkbox"/>	Federal Aid (PR, WB, etc.)
<input type="checkbox"/>	Other (overwrite this cell)
<input type="checkbox"/>	Other (overwrite this cell)

**Owner Interest:**

<input checked="" type="checkbox"/>	High
<input type="checkbox"/>	Moderate
<input type="checkbox"/>	Low
<input type="checkbox"/>	No

**Tax Value:**

2016	Year Assessed
<input type="checkbox"/>	PUV?

**Stewardship Considerations:**

PR	Source:
75/25	Match:

**Funding Considerations:**

<input type="checkbox"/>	Donation
<input type="checkbox"/>	Bargain Sale
<input type="checkbox"/>	Partner Contribution

**Recommendation:**

<input checked="" type="checkbox"/>	Pursue
<input type="checkbox"/>	Do Not Pursue
<input type="checkbox"/>	Defer

**Additional Comments:**

Mr. Warren specifically contacted WRC to sell this property because we are neighboring landowners with existing legal access. He is asking \$2000/acre = ~ \$270,760.00. A Wetlands Reserve Program (WRP) easement on a portion of the property protects a buffer along Little Fishing Creek (27.68 ac.). The WRP Conservation Easement Area is surveyed and signed/posted. This tract was identified by Commission staff as a priority in the '2019 - NEP LWA Upper Tar Acquisition Priorities'.

**North Carolina Wildlife Resources Commission**  
**Land Acquisition Investigation Form**  
**– PHASE I: INITIAL INVESTIGATION –**

**Tract Name:** FD Warren - Little Fishing Creek  
**County:** Halifax

**Resources Assessment and Biological Benefits (brief):**

This property lies in Halifax County directly to the north of the existing Highway 4/561 tract of the Brinkleyville Game Land along Little Fishing Creek. There is a single small structure (uninhabited, dilapidated house) in the center of the property that will need to be destroyed. Our well-maintained heavily graveled road goes through the existing Game Land block to this parcel (shared access). It continues onto the property as an un-improved "field road" (0.65 mi.) that could easily be improved for all weather public access. The riparian areas immediately along Little Fishing Creek are mostly intact with older growth hardwoods, and with some sizeable floodplain pools and wet weather "sloughs". The outer edge of the WRP buffer is predominately loblolly pine which appears to be about 40 years old. The remaining forested acreage outside of the WRP buffer (91.5 acres) was the same, but it has been recently clearcut entirely (2019) and has been replanted in loblolly. For the next many years, this regenerating clearcut will provide excellent early successional habitat. (At an appropriate age, this new pine stand will be in need of prescribed fire. There will be no timber harvesting in these stands for at least 15-18 years when it is time for a first-thinning.) In the center of the tract is a large (37.0 acre) agricultural field that has been cultivated in soybeans for many years. This field would provide great agricultural opportunities for the WRC to create a managed dove field area. (The Upper Tar Game Lands collectively have very little open acreage and no managed fields. This was identified as a need/desire during the public comment period of the Upper Tar Game Land Complex Management Plan.)

The hunting opportunities on this property (particularly in regard to the adjacent existing Game Land parcel) are extensive and it would provide excellent deer and turkey hunting, as well as small game (specifically for rabbits, woodcock, and potentially bobwhite quail). Little Fishing Creek does provide some fishing interest for various Centrarchids (bass, sunfish) and Ictalurids (catfish). There is limited paddling/floating opportunity here for those determined enough to seek it, especially during high flow events.

Little Fishing Creek represents a priority area within the Tar-Pamlico River basin due to the occurrence of many significant aquatic species. Specifically, the following rare species occur in the watershed in Little Fishing Creek: Dwarf Wedgemussel (*Alasmodonta heterodon*, Federal and State Endangered), Atlantic Pigtoe (*Fusconaia masoni*, proposed for Federal Threatened listing and State Endangered), Triangle Floater (*Alasmodonta undulata*, State Threatened), Notched Rainbow (*Villosa constricta*, State Threatened), Northern Lance (*Elliptio fisheriana*, State Significantly Rare), and Creeper (*Strophitus undulatus*, State Threatened). Also known are the Carolina Spiny Crayfish (*Orconectes carolinensis*, State Special Concern), Neuse River Waterdog (*Necturus lewisi*, State Special Concern), Roanoke Bass (*Ambloplites cavifrons*, State Special Concern), and Pinewoods Shiner (*Lythrurus matutinus*, NC Endemic).

This tract is a very high priority for acquisition and addition to the Brinkleyville Game Land because it provides increased public access for hunting opportunity, significant acreage of open land for intense management, a diversity of terrestrial habitats and associated species (riparian, early successional, field), and especially for the protection of the aquatic resources and significant species in the Little Fishing Creek watershed. Acquisition of this property will also support increased local connectivity of protected lands between Game Lands and Medoc Mountain State Park.

Tract Name	FD Warren - Little Fishing Creek
Date	August 20, 2020
Staff Completing Form	Chris Baranski and Andrew Mynatt

<b>Species</b>	<b>0.778</b>
	Terrestrial
Overall Biodiversity	3
SGCN Species	3
Game Species	2
	Wetland
Overall Biodiversity	2
SGCN Species	2
Game Species	1
	Aquatic
Overall Biodiversity	3
SGCN Species	3
Game Species	2

<b>Habitat</b>	<b>0.833</b>
Size	1
Quality	2
Diversity	3
Rare/Important	3
Connectivity	3
Buffer	3

<b>Public Access</b>	<b>0.667</b>
Hunting/Viewing	3
Fishing	2
Boating	1

<b>Wildlife Uses</b>	<b>0.733</b>
Hunting	3
Viewing	3
Fishing	2
Boating	1
Education	2

<b>Other Values</b>	<b>0.444</b>
Timber Harvest	0
Local Economy	2
Quality of Life	2

<b>Feasibility &amp; Logistics</b>	<b>0.867</b>
Existing Infrastructure	2
Compatibility of Multiple Uses on Tract	3
Compatibility with Adjoining Land	3
Inholding/Corridor	3
Proximity to Users	2

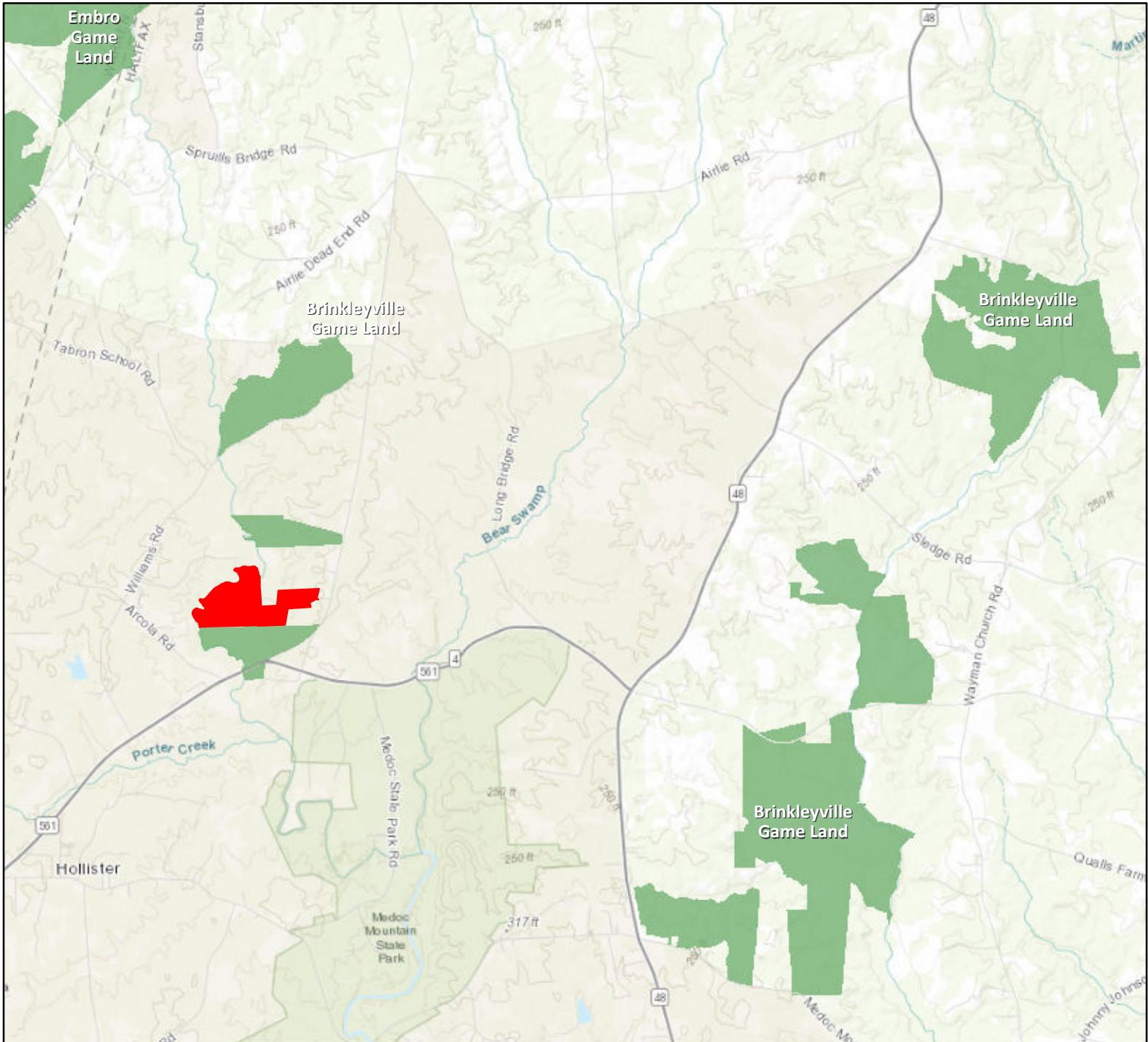
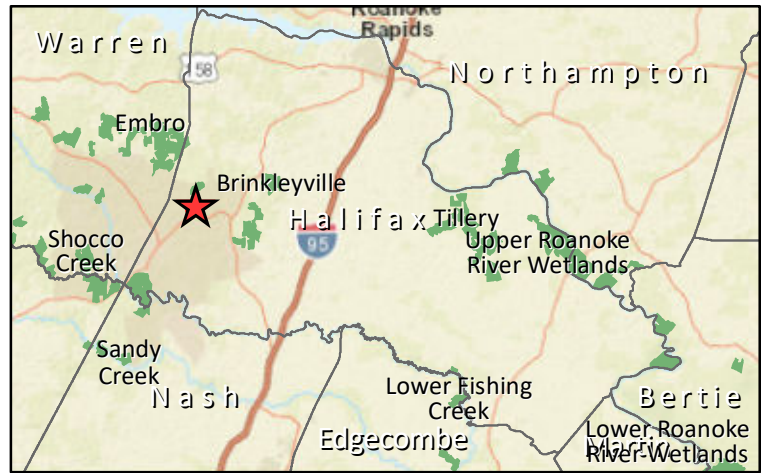
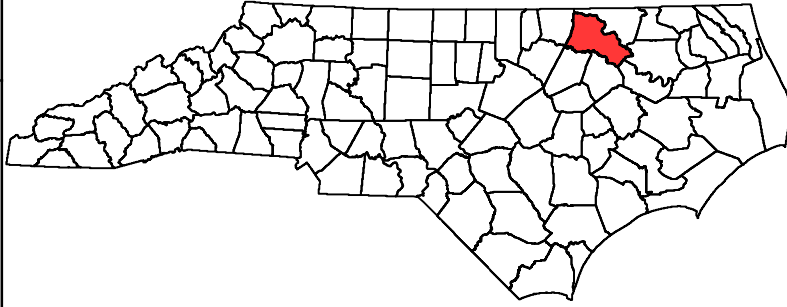
<b>Restoration/Mitigation Potential</b>	<b>0.583</b>
Species Restoration	2
Habitat Restoration	2
Access Improvement	1
Threat Mitigation	2

<b>Threats</b>	<b>0.133</b>
Number	1
Severity	0
Imminence	0
Manageability	0
Management Cost	1

<b>Overall Score</b>	<b>4.772</b>
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<b>Comments</b>
Some potentially occurring Species of Greatest Conservation Need (SGCN): Rafinesque Big-eared Bat, Tri-colored Bat, Southeastern Bat, Yellow Bat, Little Brown Bat, Northern Long-eared Bat, Hermit Thrush, Acadian Flycatcher, Northern Bobwhite, American Kestrel, Loggerhead Shrike, Prairie Warbler, Barn Owl, Brown-headed Nuthatch, Worm-eating Warbler, Rusty Blackbird, Swainson's Warbler, Red-headed Woodpecker, Louisiana Waterthrush, Prothonotary Warbler, Yellow-throated Warbler, Kentucky Warbler, Spotted Turtle, Box Turtle, Northern Two-lined Salamander, Scarlet Kingsnake -----
Diversity of habitats (riparian, early successional, floodplain pool, field/open land), many significant aquatic species in Little Fishing Creek (See Narrative), good access (shared through existing Game Land), no timber revenue potential for next decade and a half, WRP Easement in perpetuity along entire frontage of creek, would more than double the size of adjacent Game Land parcel, substantial increase in hunting and wildlife-associated recreational opportunities for users.

**FD Warren Tract  
Halifax County  
+/- 156 Acres**



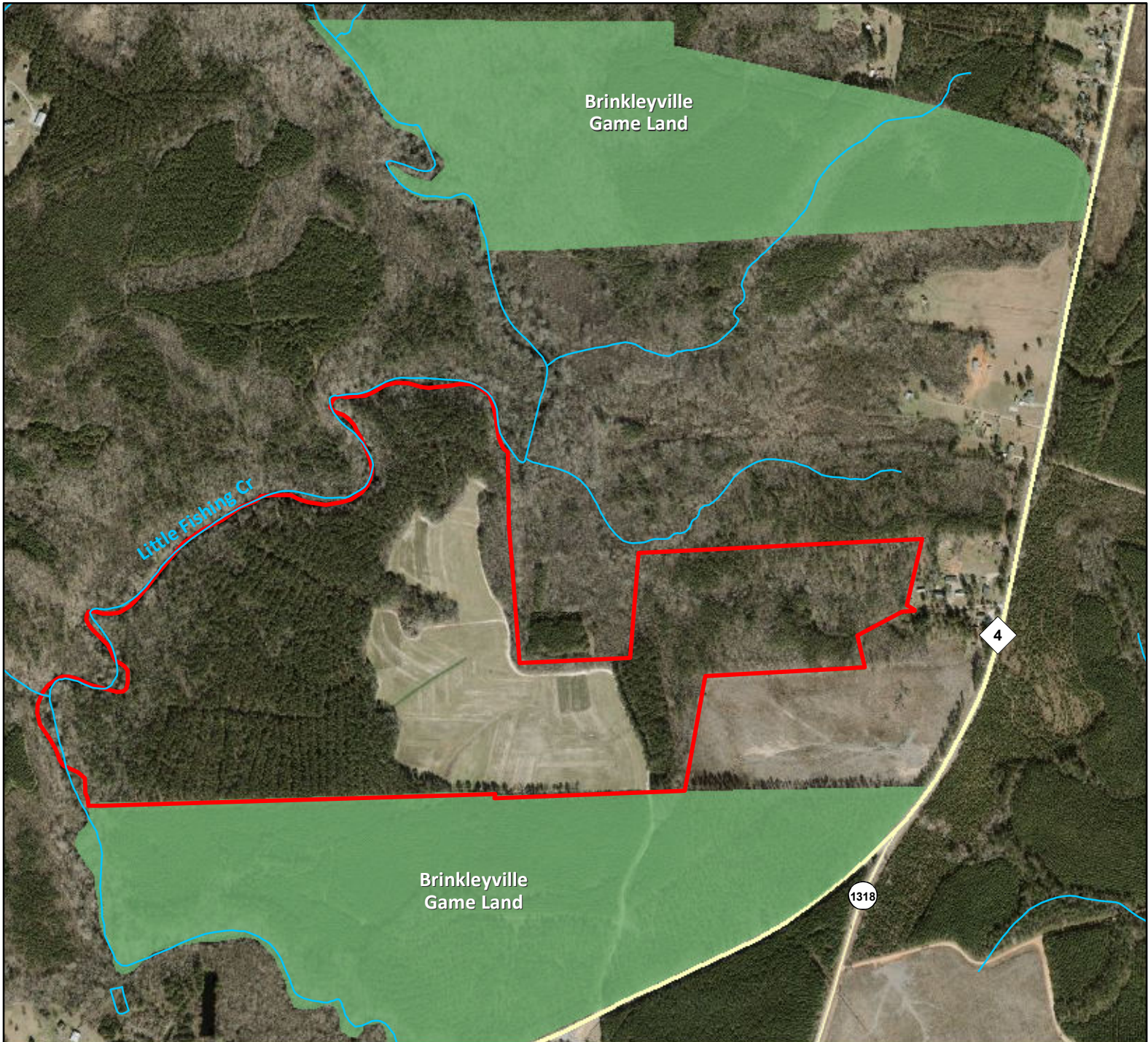
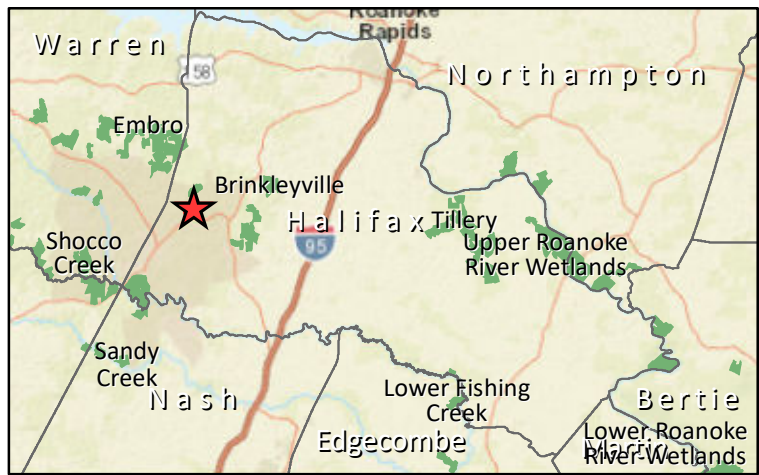
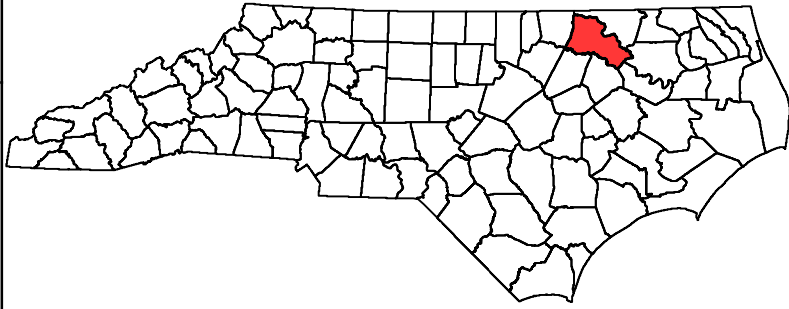
October 9, 2020

■ FD Warren Tract



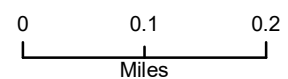


**FD Warren Tract**  
**Halifax County**  
**+/- 156 Acres**



October 9, 2020

FD Warren Tract





# Exhibit E



## ◻ North Carolina Wildlife Resources Commission ◻

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September 7, 2021

### MEMORANDUM

TO: Land Acquisition and Property Committee

FROM: Brian McRae, Chief  
Land and Water Access Division

SUBJECT: Right of Way Easement Request – Needmore Game Land, Swain and Macon Co.

On June 15, 2021, the NC Wildlife Resources Commission received a request from Megan Cookston with Yellow Rose Realty in Bryson City NC, on behalf of Sandra Perrigo for a Right of Way easement at Needmore Game Land for legal access to a piece of land Mrs. Perrigo owns. The Perrigo property is an approximately 45-acre inholding which is surrounded by Needmore and Nantahala game lands (please see attached map). Below is a summary of current information related to this request.

- The easement is requested to be on an existing game land road (Laudermilk Creek Road) with an approximate length of 2,200 feet (please see attached pictures of Laudermilk Creek Road).
- State obtained ownership of this piece of Needmore Game Land in 2004.
- Mrs. Perrigo and her husband claim that they have used and maintained this road for over 46 years (please see signed affidavit that is attached).
- Commission staff have been aware of the Perrigo's use and maintenance of this road.
- Mainspring Conservation Trust holds a conservation easement on the Perrigo property (attached). The conservation easement states:
  - The principal purpose of the conservation easement is to provide a significant public benefit by protecting and preserving in perpetuity the boundary adjacent to protected lands, water quality and aquatic values, and forest, wildlife, and natural heritage values of the property.
  - The property shall not be divided, subdivided or partitioned, nor conveyed except in its current configuration as a single property.

Land and Water Access

Mailing Address: 1720 Mail Service Center, Raleigh, N.C. 27699-1720

Physical Address: 1751 Varsity Drive, Raleigh, N.C. 27606

Phone: 919-707-0150

Fax: 919-707-0162

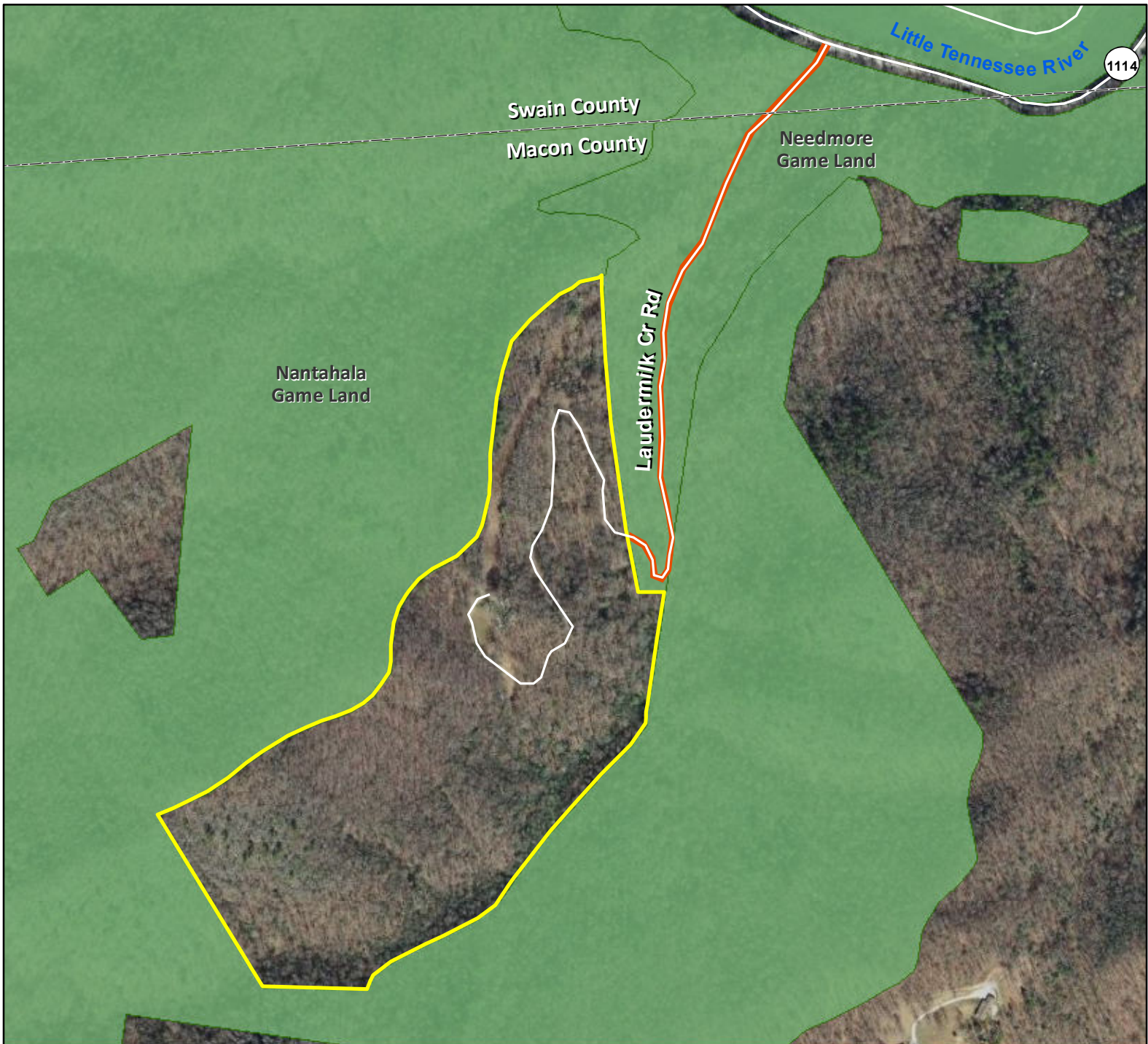
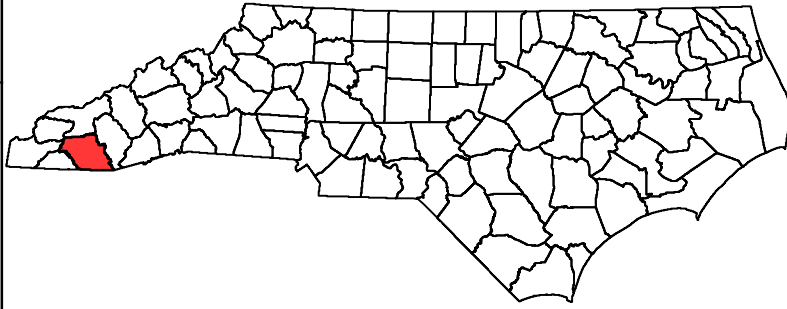
- The property owner retains the right to maintain, repair, improve and replace one residence with accessory structures.
  - Residential structure may serve as a commercial Lodge, Inn, or Bed and Breakfast.
  - Accessory structures include but are not limited to farm buildings, septic waste disposal systems, freshwater supply, unpaved driveway and parking area, overhead or underground power, and communication systems.
  - No structure shall exceed 30 feet in height, the total of all structures shall not exceed an aggregate of 6,000 square feet, the heated living space shall not exceed 5,000 square feet.
- The State Property Office has inquired with Ms. Cookston about Mrs. Perrigo's interest in selling her property to the State. Ms. Cookston indicated that Mrs. Perrigo was not interested in selling to the State as she already has a potential buyer lined up.
- Ms. Cookston has informed us that neither Mrs. Perrigo nor the potential buyer have desires to do anything commercial with the property aside from a long-term rental or vacation rental house.
- Mrs. Perrigo and the potential buyer would be willing to remove the language in the conservation easement allowing a Lodge or Bed and Breakfast in exchange for the ROW easement. This would ensure that use and traffic flow along the road would remain the same as it has for the past 46 years.

The State Property Office has provided the following options for the Commission to consider:

1. Deny the request for an instrument (easement).
2. Approve the right-of-way easement.
3. Approve the right-of-way easement but with conditions. For example:
  - a. Easement is for use and access to a single-family dwelling.
  - b. All future improvements and maintenance to Lauder milk Creek Road are the responsibilities of the easement holder.

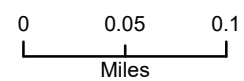


**Perrigo Tract**  
**Macon County**  
**+/- 45 Acres**



July 29, 2021

- Perrigo Tract
- ROW
- Game Land













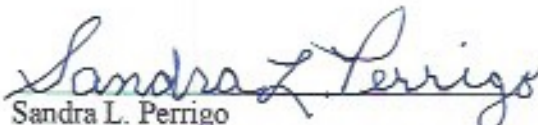
**NORTH CAROLINA  
MACON COUNTY**

**AFFIDAVIT**

Sandra L. Perrigo, being first duly sworn, deposes and says:

1. That I am the owner of the residence and 45 acres of land located at 6414 Needmore Road, Franklin, North Carolina (The Subject Property).
2. I inherited The Subject Property from my husband, James Hines Perrigo.
3. My husband, James Hines Perrigo purchased The Subject Property from Bill & Lillian Cable on March 11, 1975 as reflected by the attached deed.
4. My husband and I built the residence on The Subject Property in 1978.
5. My husband and I have used the existing access road crossing property owned by the State of North Carolina in a northerly direction to its point of intersection with North Carolina State Road 1364, Needmore Road openly, continuously and notoriously since acquiring The Subject Property 46 years ago.
6. My husband and I never sought permission of anyone to use the access road to get to and from The Subject Property.
7. My understanding is that Bill & Lillian Cable used the same road to access The Subject Property until they sold it to us on March 11, 1975.
8. My husband and I have maintained the access road for 46 years.
9. My husband and I always used the access road under the belief that we had the legal right to use the road.

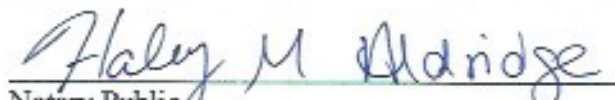
This the 16 day of August, 2021.

  
Sandra L. Perrigo

**STATE OF NORTH CAROLINA, COUNTY OF SWAIN**

I, Haley M Aldridge, a Notary Public of the aforesaid County and State, hereby certify that Sandra L. Perrigo, personally appeared before me this day, and acknowledged the due execution of the foregoing instrument. WITNESS, my hand and Notarial Seal, or stamp, this August 16, 2021.



  
Notary Public  
My Commission Expires: 7-06-2026



**2008012438**

MACON CO, NC FEE \$95.00  
PRESENTED & RECORDED:

02-13-2009 01:37:08 PM

TODD RABY  
REGISTER OF DEEDS  
BY: JANA SMITH  
DEPUTY

**BK: CRP V-32**

**PG: 1279-1306**

### **DEED OF CONSERVATION EASEMENT**

**Any time the Property is transferred by Grantor to any third party, Grantor shall notify Grantee pursuant to the requirements of Paragraph 10 of this Conservation Easement.**

This instrument was prepared by  
and should be returned to:

The Land Trust for the Little Tennessee, Inc.  
P. O. Box 1148  
Franklin, North Carolina 28744

Parcel # 1000424

Rev. \$0.00

**NORTH CAROLINA  
MACON COUNTY**



This Grant of Conservation Easement (hereinafter "Conservation Easement") is made this 13th day of February 2009, by SANDRA LEE PERRIGO, UN-REMARIED WIDOW, with an address of 6414 Needmore Road, Bryson City, NC 28713 (hereinafter "Grantor") and THE LAND TRUST FOR THE LITTLE TENNESSEE, INC., a North Carolina nonprofit corporation, (hereinafter "Grantee") with an address of P.O. Box 1148, Franklin, NC 28744.

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors and assigns, and shall include singular, plural, masculine, feminine or neuter pronouns as required by context.

### RECITALS

A. The Grantor is the sole owner in fee simple of the property ("Property") legally described in Exhibit "A", attached hereto and incorporated by this reference, which consists of approximately 45.1 acres located in Burningtown Township, Macon County, North Carolina.

B. The Grantee is a nonprofit corporation, operated primarily for conservation purposes, including protection of environmentally valuable and sensitive land for charitable, scientific, educational, and aesthetic purposes. Grantee is a tax exempt public charity under Section 501(c)(3) of the Internal Revenue Code, is authorized by the laws of the State of North Carolina to accept, hold, and administer interests in land including conservation easements, is willing to accept this Conservation Easement under the terms and conditions hereinafter described, and is a "qualified organization" and an "eligible donee" within the meaning of Section 170(h)(3) of the Internal Revenue Code and regulations promulgated thereunder.

C. The Property is a significant natural area that qualifies in its present condition as a "...relatively natural habitat of fish, wildlife, or plants, or similar ecosystem," as that phrase is used in PL. 96-541, 26 USC 170(h)(4)(A)(ii) as amended, and in regulations promulgated thereunder. Specifically, the Property includes the following:

Proximity to Protected Lands. The Property is entirely bounded by public lands, sharing over one mile of boundary with the Nantahala National Forest and one quarter mile of boundary with the State of North Carolina's Needmore Game Land along the Little Tennessee River.

Water Quality and Aquatic Values. The Property includes 2,290 feet of frontage along Loudermilk Creek, which has a class C rating and is in very close proximity to the Little Tennessee River (LTR). The intact forested buffer along Loudermilk Creek helps maintain optimum water quality along this stretch of river, which is part of the 26.8 miles of the lower LTR corridor identified by the North Carolina Natural Heritage Program as nationally Significant Aquatic Habitat.

Forest, Wildlife, and Natural Heritage Values. The Property is almost entirely forested, and has not been logged for a number of decades. Forest types on the Property include Acidic Cove forest along Loudermilk Creek, Oak-Hickory and Chestnut Oak Heath forest along the lower slopes, and Pine-Oak Heath forest along the upper slopes and ridges. The Property is part of a relatively undisturbed forested corridor stretching from the Nantahala Mountains to the Cowee Mountains and crossing the Little Tennessee River. The diversity of forest types and aquatic resources on and around the Property offers

habitat for numerous wildlife species, including game species such as deer, turkey, and bear.

The boundary adjacent to protected lands, water quality and aquatic values, and forest, wildlife, and natural heritage values of the Property to be preserved by this Conservation Easement are collectively referred to herein as the "Conservation Values" of the Property.

The preservation of the Conservation Values in accordance herewith will serve federal and state government policy, including without limitation the following clearly delineated governmental conservation policies:

- (1) Article XIV Section 5 of the Constitution of the State of North Carolina which states "It shall be the policy of the State to conserve and protect its lands and waters for the benefit of all its citizenry, and to this end it shall be a proper function of the State of North Carolina and its political subdivisions to acquire and preserve park, recreational, and scenic areas, to control and limit the pollution of our air and water, to control excessive noise, and in every other appropriate way to preserve as a part of the common heritage of this state its forests, wetlands, estuaries, beaches, historical sites, openlands, and places of beauty;"
  - (2) the North Carolina Conservation Tax Credit Program that encourages contributions of land that provides habitat for fish and wildlife and other similar land conservation purposes set forth in N.C.G.S. 105-130.34 and 105-151.12 *et seq.*;
  - (3) the Clean Water Management Trust Fund, N.C. Gen. Stat. §§113-145.1 *et seq.*, recognizes the importance of protecting riparian buffers to promote and preserve clean surface water;
  - (4) North Carolina General Statute 139-2 *et seq.* which provides that "it is hereby declared ... that the farm, forest and grazing lands of the State of North Carolina are among the basic assets of the State and the preservation of these lands is necessary to protect and promote the health, safety and general welfare of its people ... it is hereby declared to be the policy of the legislature to provide for the conservation of the soil and resources of this State;"
  - (5) North Carolina General Statute 106-583 *et seq.* which states that "It is declared to be the policy of the State of North Carolina to promote the efficient production and utilization of the products of the soil as essential to the health and welfare of our people and to promote a sound and prosperous agriculture and rural life as indispensable to the maintenance of maximum prosperity;"
  - (6) Article 17 of the North Carolina General Statutes N.C.G.S. 113A-240-241, entitled Conservation, Farmland and Open Space Protection and Coordination, otherwise known as the Million Acre Initiative which states "The State of North
-

Carolina shall encourage, facilitate, plan, coordinate, and support appropriate federal, State, local, and private land protection efforts so that an additional one million acres of farmland, open space and conservation lands in the State are permanently protected by December 31, 2009.”

(7) the Internal Revenue Code which provides tax incentives for charitable contributions of qualified conservation contributions for the purposes of “the protection of a relatively natural habitat of fish, wildlife, or plants, or similar ecosystem;” and “the preservation of open space...pursuant to...governmental conservation policy.” Section 170(h)(4)(A)(ii) and (iii) of the Internal Revenue Code.

D. The characteristics of the Property, its current use and state of improvement, are described in a report entitled “Perrigo Baseline Report” (“Report”), dated February 10, 2009, prepared by Grantee for the Grantor, of which a summary is attached as Exhibit “B” to this Conservation Easement. The Grantor worked with the Grantee to ensure that the Report is a complete and accurate description of the Property as of the date of this Conservation Easement. It will be used by the Grantor and Grantee to assure that any future changes in the use of the Property will be consistent with the terms of this Conservation Easement. However, the Report is not intended to preclude the use of the other evidence to establish the present condition of the Property if there is a controversy over its use.

E. The Grantor and Grantee have the common purpose of conserving the above-described Conservation Values of the Property in perpetuity, and the State of North Carolina has authorized the creation of Conservation Easements pursuant to the terms of the North Carolina Conservation and Historic Preservation Agreements Act, N.C.G.S. 121-34 et seq., and G.S. 160A-266 to 279, which provide for the enforceability of restrictions, easements, covenants or conditions “appropriate to retaining land or water areas predominantly in their natural, scenic or open condition or in agricultural, horticultural, farming, or forest uses,” and which provides for tax assessment of lands subject to such agreements “on the basis of the true value of the land and improvements less any reduction in value caused by the agreement”; and the Grantor and Grantee wish to avail themselves of the provisions of that law.

NOW, THEREFORE, the Grantor, for and consideration of the facts recited above and of the mutual covenants, terms, conditions and restrictions contained herein and as an absolute and unconditional gift, hereby gives, grants and conveys unto the Grantee, its successors and assigns, forever and in perpetuity for the benefit of the people of North Carolina, a Conservation Easement over the Property of the nature and character as follows:

**1. PURPOSE.** The principal purpose of this Grant is to provide a significant public benefit by protecting and preserving in perpetuity the boundary adjacent to protected lands, water quality and aquatic values, and forest, wildlife, and natural heritage values of the of the Property.



Grantor will not perform, nor knowingly allow others to perform, any act on or affecting the Property that is inconsistent with the purposes of this Conservation Easement. However, unless otherwise specified below, nothing in this Conservation Easement shall require the Grantor to take any action to restore the condition of the Property after any act of God or other event over which Grantor had no control. Grantor understands that nothing in this Conservation Easement relieves them of any obligation or restriction on the use of the Property imposed by law.

**2. PROPERTY USES.** Any activity on, or use of, the Property inconsistent with the purposes of this Conservation Easement is prohibited. The Property shall be maintained in its natural, scenic and open condition and restricted from any development or use that would materially diminish or impair the Conservation Values of the Property. Without limiting the generality of the foregoing, the following is a listing of activities and uses which are expressly prohibited or which are expressly allowed. Grantor and Grantee have determined that the allowed activities and uses do not materially diminish or impair the Conservation Values of the Property. Additional retained rights of Grantor are set forth in Paragraph 3 below.

2.1 Subdivision. The Property shall not be divided, subdivided or partitioned, nor conveyed except in its current configuration as a single property.

2.2 Construction. With prior written notification to the Grantee and within the "Open Area" as shown on map entitled Map 8. Homestead Area Grantor retains the right to construct, reconstruct and replace buildings, structures and other improvements on the Property as described below in this Paragraph 2.2. Disturbed area for construction activities allowed herein shall be limited to one (1) acre in total surface area at any given time and such area shall be restored as soon as practicable after the disturbance.

At the location shown as "House" on map entitled Map 8. Homestead Area and included with the Report, Grantor retains the right to maintain, repair, improve and replace one (1) Residence as defined in Paragraph 8.1 hereinbelow together with accessory structures not Fit for Human Habitation as defined in Paragraph 8.2 herein, including outbuilding and other structures and facilities usual and customary to permitted uses, including but not limited to farm buildings, as well as septic waste disposal systems, freshwater supply, an unpaved driveway and parking area, overhead or underground power, and communication systems to serve the Property only. Such residential structure may serve as a commercial Lodge, Inn, or Bed and Breakfast uses as defined in Paragraph 8.3 herein. No such structure shall exceed thirty (30) feet in height, measured from the lowest elevation at which any exterior wall of the structure meets the surface of the ground to the highest point on the roof line of the structure, excluding chimneys, and all of such structures, taken together, shall not exceed an aggregate six thousand (6,000) square feet in "Gross Covered Ground Area" as defined in Paragraph 8.4 herein, and

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provided that the heated living space comprising the residential structure shall not exceed five thousand (5,000) square feet.

Without limiting the generality of the foregoing, the following are strictly prohibited on the Property: multiple-unit housing other than for a Lodge, Inn, or Bed and Breakfast, utility corridors, campgrounds, racetracks, motocross courses, golf courses, high-intensity lighting, billboards, communication tower, power generation or transmission facilities, antennas or equipment for telecommunications and/or radar, and the use of the Property as an aircraft or helicopter landing site except in an emergency.

2.3 Vegetation Management – Noncommercial Purposes. Grantor retains the right to manage forested land by selective cutting, pruning, and planting for noncommercial purposes only, which may include forest management for the creation of views through trees from Residence; for landscaping purposes along driveway between residence and Property line; for safety of users of the Property; for control of active fire, and prevention of fire and disease, including exotic, as determined by the North Carolina Native Plant Society or similar entity, intrusion; for restoration or enhancement of wildlife habitat; for personal, non-commercial uses such as firewood, posts, poles, and lumber; or to exercise the rights reserved in this Conservation Easement.

Notwithstanding the foregoing, a buffer of trees and/or natural woody vegetation, which may include natural succession vegetation (“Vegetated Buffer”) shall be maintained at not less than fifty (50) feet from the top of the bank of Loudermilk Creek, shown as “Streams” on map entitled Map 3. Aerial Photography in the Report. However, in the area where the “Gravel Road” as shown on map entitled Map 3. Aerial Photography in the Report and gravel pullout already lies closer than fifty (50) feet from the top of the bank of Loudermilk Creek, the Vegetated Buffer may necessarily be less than fifty (50) feet. In the Vegetated Buffer of trees and/or natural vegetation, there shall be no burning, mowing, cutting, removal, grazing, livestock access, plowing, tilling or destruction of trees, shrubs, grasses or other vegetation, except that Grantor reserves the right to:

- a. remove dead wood or trees as necessary to control or prevent imminent hazard, disease or fire;
- b. prohibit the spread of non-native plants and the disturbance of any plant community habitat except as otherwise allowed.

2.4 Agricultural Use – Noncommercial Purposes. Grantor retains the right to cultivate the surface of the Property in order to conduct permitted noncommercial Agriculture as defined in Paragraph 8.5 hereinbelow, and the right to graze animals in sufficiently limited numbers to prevent overgrazing and the risk of erosion; provided, however, Agricultural uses shall not be deemed to include a Sod Farm, Commercial Feedlot, Poultry Farm or Hog farm as those terms are defined in Paragraph 8.6 hereinbelow.

All Agricultural Uses meet the standards and specifications of the Macon County Soil and Water Conservation District and the Federal Natural Resource Conservation Service's Technical Guide for Best Management Practices or the standards and specifications of Best Management Practices or its successors unless the terms of the Conservation Easement provide otherwise, in which case they shall be conducted in accordance with pertinent provisions of the Conservation Easement. In the event of a conflict between the terms of the Conservation Easement and those of the standards and specifications of the Macon County Soil and Water Conservation District and the Federal Natural Resource Conservation Service's Technical Guide for Best Management Practices or the standards and specifications of Best Management Practices of its successors, the terms of the Conservation Easement shall control.

2.5 Fences. Grantor shall have the right to maintain, repair, construct and replace fences and gates on the Property for purposes of preventing trespassing and for the customary management of wildlife or domestic animals.

2.6 Driveway and Roads. Grantor retains the right to repair, use and maintain existing pervious surfaced driveway and roads to access any permitted structures on the Property or that may be incidental or necessary for carrying out the uses permitted by this Conservation Easement, including any ditching, installation of culverts, graveling, resurfacing or grading necessary to maintain said driveway and roads in good working order and to minimize erosion and runoff. All driveways and roads shall be maintained and constructed using natural or pervious materials and shall not be paved with any petroleum derivative. The construction, use and maintenance of the driveways and roads shall not materially diminish or impair the Conservation Values of the Property.

2.7 Recreational Use. Grantor reserves the right to engage in, and allow others to engage in, extremely passive, low-impact recreational activities such as, by way of example, hiking, hunting, fishing, bird watching, and other extremely passive, low-impact recreational uses that require no buildings, facilities, surface alteration or other development of the land. Use of motorized vehicles for recreational purposes on the Property is limited to such use that does not impair the Conservation Values of the Property.

2.8 Surface Alterations. No filling, dumping, excavation, or other alteration may be made to the surface or subsurface of the Property; except that the Grantor reserves the right to maintain the surface alterations associated with existing residence and unpaved driveway and parking area, and the right to alter the surface to the minimum extent necessary to exercise the rights reserved herein including but not limited to the construction rights reserved in Paragraph 2.2 and the driveway and roads rights reserved in Paragraph 2.6 of this Conservation Easement. Paving with petroleum derivative, concrete, or other impermeable wearing surface is prohibited on the Property.

2.9 Water Quality and Drainage Patterns. There shall be no pollution of surface water, natural watercourses, marshes, subsurface water or any other water improvements. There shall be no alteration, depletion or extraction of surface water, natural water

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courses, marshes, subsurface water or any other water bodies on the Property, with the following exceptions:

- a. Grantor reserves the right to maintain and construct well(s) associated with the construction rights reserved in Paragraph 2.2 of this Conservation Easement; and
- b. with prior written notification to the Grantee, Grantor reserves the right to restore, enhance, improve and maintain the natural hydrology and water quality of wetlands, streams, water courses, bogs, marshes on the Property as permitted by Federal, State or other regulatory agencies.

Diking, draining, filling or removal of wetlands is prohibited.

2.10 No Dumping. There shall be no storage or dumping of trash, garbage, abandoned vehicles, appliances, or machinery, or other offensive material, hazardous substance, or toxic waste on the Property. There shall be no changing of the topography through the placing of soil or other substance or material such as land fill or dredging spoils, nor shall activities be conducted on the Property that could cause erosion or siltation. Movement and storage of organic materials for use as compost or mulch is allowable.

2.11 Trails and Paths. Grantor retains the right to construct, repair, improve, use and maintain existing and new naturally surfaced trails and paths provided their use shall be managed to prevent erosion and that the construction, use and maintenance of such trails does not materially diminish or impair the Conservation Values of the Property. In the construction of such trails and when required by the terrain, boardwalks, ramps, steps, handrails and pedestrian bridges, which are constructed of primarily natural materials, are permitted herein.

2.12 Signage. No signs, billboards or advertising display are allowed on the Property, except that signs whose placement, number and design do not significantly diminish the scenic character of the Property may be displayed to identify trails, trail features and the Conservation Values of the Property, to identify the Conservation Easement boundary, to identify the name and address of the Property and the names of persons living on the Property, to give directions, to advertise or regulate permitted uses on the Property and proscribe rules and regulations for recreational use of the Property, to advertise the Property for sale or rent, and to post the Property against trespassers.

2.13 Restoration Activities. Grantor retains the right to repair, replace, improve or restore to its natural slope, hydrology, topography and condition any portion of the Property which has been interrupted, disturbed or altered by any manmade construction or building activities, such as roads, ditches, culverts and the like, by taking such remedial measures to restore the affected area to its natural state and condition; provided, however, that such restoration activities shall not materially diminish or impair the Conservation Values of the Property.

2.14 Utilities. Grantor retains the right to install, maintain, repair, replace, remove and relocate electric, gas, and water facilities, sewer lines and/or other public or private utilities, including telephone or other communication services over or under the Property for the purpose of providing electrical, gas, water, sewer, or other utilities to structures and improvements on the Property as permitted by this Conservation Easement. Unless required by applicable law or ordinance, no new utilities may be installed on the Property after the date of this Conservation Easement unless they are designed to serve only the Property or the permitted structures on the Property; provided, however, that Grantors retain the right to bury or relocate the existing overhead telephone and electrical lines in a manner that does not materially diminish or impact the Conservation Values of the Property. In no instance shall cellular communication towers or structures be permitted on the Property.

2.15 Commercial and Industrial Development. Any commercial or industrial use of or activity on the Property and any right of passage for such purposes is prohibited with the exception of the operation of a Lodge, Inn, or Bed and Breakfast as described in Paragraph 8.3 hereinbelow.

2.16 Development Rights. With the exception of buildings and other structures and activities permitted herein and all rights of Grantor reserved or retained herein, Grantor conveys to Grantee all development rights that are now or hereafter allocated to, implied or inherent in the Property, and the parties agree that such rights are terminated and extinguished, and may not be used on or transmitted to any portion of the Property, as it now or hereafter may be bounded or described, or to any other property.

**3. ADDITIONAL RIGHTS RETAINED BY GRANTOR.** Grantor retains the following additional rights:

3.1 Existing Uses. The right to undertake or continue any existing activity or use of the Property not prohibited by this Conservation Easement. Prior to making any change in use of the Property, Grantor shall notify Grantee in writing to allow Grantee a reasonable opportunity to determine whether such change would violate the terms of this Conservation Easement.

3.2 Transfer. The rights to sell, give, mortgage, lease, or otherwise convey the Property subject to the terms of this Conservation Easement.

3.3 Quiet Enjoyment. The Grantor reserves to itself, its successors and assigns, all rights accruing from its ownership of the Property, including the right to engage in or permit or invite others to engage in all uses of the Property that are not expressly prohibited or restricted herein and not inconsistent with the purposes of this Conservation Easement. Without limiting the generality of the foregoing, the Grantor expressly reserve for itself, its successors and assigns, invitees and licensees the right of access to the Property, and the right of quiet enjoyment of the Property.

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**4. GRANTEE'S RIGHTS.** To accomplish the purpose of this Conservation Easement, the following rights are granted to Grantee by this Conservation Easement.

4.1 Right to Protect. The right to preserve and protect the Conservation Values of the Property and enforce the terms of this Conservation Easement.

4.2 Right of Entry. With reasonable advance notice provided to Grantor or with Grantor's prior verbal consent, Grantee, its employees, representatives, and agents and its successors and assigns, have the right to enter the Property at reasonable times for the purposes of inspecting the Property to determine whether the Grantor, its representatives, assigns, heirs and successors are complying with the covenants and purposes of this Conservation Easement. Grantee shall indemnify Grantor against any loss, cost, expense, claim or damage to the extent caused by the negligent or willful misconduct of the Grantee while on the Property.

**5. RESPONSIBILITIES OF GRANTOR AND GRANTEE NOT AFFECTED.** Other than as specified herein, this Conservation Easement is not intended to impose any legal or other responsibility on the Grantee, or in any way to affect any existing obligation of the Grantor as owner of the Property. Among other things, this shall apply to:

5.1 Taxes. The Grantor shall continue to be solely responsible for payment of all taxes and assessments lawfully levied against the Property.

5.2 Upkeep and Maintenance. The Grantor shall be solely responsible for the upkeep and maintenance of the Property, to the extent it may be required by law. The Grantee shall not have any obligation for the upkeep or maintenance of the Property.

**6. ACCESS.** No right of access by the general public to any portion of the Property is conveyed by this Conservation Easement. However, the public has the right to view the Property from adjacent publicly accessible areas such as public roads and waterways in compliance with applicable laws and regulations, and the State of North Carolina, its agents and employees shall have such right of entry and access as may be necessary to carry out its third party rights of enforcement set in Paragraph 7.3 below.

**7. ENFORCEMENT.** The Grantee shall have the right to prevent and correct violations of the terms of this Conservation Easement in accordance with Paragraphs 7.1 and 7.2.

7.1 Grantee shall have the right to prevent violations and remedy violations of the terms of this Conservation Easement through judicial action, which shall include, without limitation, the right to bring proceedings in law or in equity to obtain an injunction to stop a violation or threatened violation of the terms of this Conservation Easement. Except when an ongoing or imminent violation could irreversibly and materially diminish or impair the Conservation Values of the Property, Grantee shall give Grantor written notice of any alleged violation and demand corrective action sufficient to

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cure or abate such violation and sixty (60) days to cure the violation (or, under circumstances where the corrective action cannot reasonably be completed within such sixty (60) day period, Grantor fails to begin such corrective action within the sixty (60) day period, Grantor fails to diligently continue to perform such corrective action within the sixty (60) day period, or Grantor fails to continue diligently to perform such corrective action until completion), before commencing any enforcement proceedings.

In the event of (1) an alleged violation that does not pose an immediate, irreversible and material threat to diminish or impair the Conservation Values of the Property; or (2) any other claim, controversy, or dispute that may arise hereunder that the Parties are unable to resolve, the Parties may agree to participate in mediation in accordance with the mediation procedures of the Mediation Network of North Carolina, before pursuing other remedies. The mediation shall be conducted by a mediator agreed upon by the Grantor and Grantee. Grantor and Grantee agree to share equally in the costs of the mediation; however, such costs shall not include costs incurred by either party for representation by legal counsel at or during the mediation.

7.2 The parties agree that a court may issue an injunction or order requiring the Grantor to restore the Property to substantially the same condition that existed prior to any such violation, as restoration of the property may be the only appropriate remedy. In any case where a court finds that a violation has occurred, the Grantor shall reimburse the Grantee for all its out-of pocket expenses incurred in stopping and correcting the violation, including but not limited to reasonable attorneys' fees. The failure of the Grantee to discover a violation or to take immediate legal action shall not bar it from doing so at a later time for that violation or any subsequent violations. In any case where a court finds no such violation has occurred, each party shall bear its own costs. In any case where the court finds that there was a complete absence of a justifiable issue of either law or fact raised by the losing party, the court may award a reasonable attorney's fee to the prevailing party as provided by applicable law.

7.3 In the event that the Grantee fails to enforce any of the terms of this Conservation Easement, the pursuant to the terms of Clean Water Management Trust Fund Grant Agreement #2008D-015 between the Grantee and the State of North Carolina acting by and through Clean Water Management Trust Fund, the State of North Carolina shall have the independent right to enforce the terms of this Conservation Easement through any and all authorities available under state law. Any forbearance by the State of North Carolina to exercise this third party right of enforcement shall not be deemed or construed to be a waiver by the State of such right in general or with respect to a specific violation of any of the terms of this Conservation Easement.

7.4 Nothing contained in this Conservation Easement shall be construed to entitle Grantee to bring any action against Grantor for any injury to or change in the Property resulting from natural causes or environmental catastrophe beyond Grantor's control, such as fire, flood, storm, and earth movement or other act of God, or from any prudent action taken in good faith by the Grantor under emergency conditions to prevent, abate, or mitigate significant injury to life, damage to property or harm to the Property resulting from such causes.

## 8. DEFINITIONS.

8.1 Residence. A Residence is a structure which is "fit for human habitation" as defined in Paragraph 8.2 hereinbelow, and which is utilized, occupied and maintained as a primary residence or living quarters and may include an attached or semi-detached garage, garage apartment or studio apartment. A Residence may also include or incorporate such other additional structures, features, amenities, facilities or appurtenances as are usual and customary to residential uses, including but not limited to, accessory structures and outbuildings not "fit for human habitation", such as green houses, tool sheds and the like, a pervious surfaced driveway, parking area, communication systems, well, overhead or underground utilities, underground electric power, solar power sources, and decks, pergolas, pervious surfaced walkways and the like. This Residence definition should not be construed to prohibit, and nothing in this Conservation Easement shall be construed to prohibit the location of temporary tents, recreational vehicles or travel trailers for noncommercial camping or events that are temporarily located on the Property for not more than a period of thirty (30) consecutive days and in areas where such location does not materially diminish or impair the Conservation Values of the Property.

8.2 Fit for Human Habitation. A structure will be deemed "fit for human habitation" if it is enclosed in a manner that protects the interior from outside elements and contains or includes such built-in or integrated components, appurtenances or systems so as to permit year-around occupancy of the structure. At a minimum, to be considered "fit for human habitation", a structure must include sleeping accommodations, electrical power, a source of interior heat, a running freshwater supply, cooking facilities and a septic waste disposal system.

8.3 Lodge, Inn, and Bed and Breakfast. The term "lodge" or "inn" is defined for purposes of this Conservation Easement as a structure which is "fit for human habitation" as defined in Paragraph 8.2 hereinabove, and which is used commercially as a location for overnight or multi-day lodging for customers, typically for purposes of retreat, vacation or work-related meetings, seminars or conferences. The term "bed and breakfast" is defined for purposes of this Conservation Easement as a structure which is "fit for human habitation" as defined in Paragraph 8.2 hereinabove, and which is used commercially as a location for overnight or multi-day lodging for customers, typically for purposes of retreat or vacation, and which also specializes in preparation and serving of food to said customers. A lodge, inn or bed and breakfast may contain within it the residence, as defined in Paragraph 8.1 hereinabove, of the owner(s), manager(s) and/or employees of the commercial enterprise.

8.4 Gross Covered Ground Area. The term "gross covered ground area" means total land area occupied by a structure, calculated on the basis of the exterior dimensions of the outermost perimeter walls or bounds of the structure whether at ground level or above, and includes the land area occupied by any associated or attached porches, steps, stairs, patios, terraces and courtyards, balconies, eaves, pergolas, breezeways,



carports or decks, whether enclosed or open air, but does not include the ground area affected by subsurface waste disposal systems, wells, underground utilities, driveways, or parking areas.

8.5 Agriculture. The term "agriculture" is defined as the production of plant and animal products for domestic, noncommercial purposes, including but not limited to animal husbandry, gardening, floriculture, horticulture, orchardry.

8.6 Sod Farm, Commercial Feedlot, Poultry Farm, and Hog Farm. The term "sod farm" is defined for purposes of this Conservation Easement as the practice of growing and harvesting grass by extraction or removal of the entire layer of turf from the underlying top soil. A "commercial feedlot" is defined for the purpose of this Conservation Easement as a confined area or facility within which the land is not grazed or cropped at least annually and which is used to receive and house livestock that have been raised off the Property for feeding and fattening for market. A "poultry farm" or "hog farm" is defined for the purpose of the Conservation Easement as the practice of raising poultry or hogs in confinement at high stocking density, in barren and unnatural conditions.

**9. TRANSFER OF EASEMENT.** The parties recognize and agree that the benefits of this easement are in gross and assignable. The Grantee shall have the right to transfer or assign this Conservation Easement to any qualified organization that is at the time of transfer a "qualified organization" under Section 170(h) of the U.S. Internal Revenue Code, and the organization expressly agrees to assume the responsibility imposed on the Grantee by this Conservation Easement. As a condition of any such permitted transfer or assignment, any transferee organization shall expressly agree to assume the responsibility imposed on the Grantee by this Conservation Easement and shall expressly acknowledge Grantor's right to engage in the uses of the Property set forth in Paragraph 2.2 hereof. A copy of each such assumption and acknowledgement shall be sent to Grantor within seven (7) business days of the date of said assignment. Grantee agrees to give written notice to Grantor of any proposed transfer or assignment (which shall include the name of the proposed transferee) at least twenty (20) days prior to the date of such anticipated assignment. Provided however, no transfer or assignment of this Conservation Easement shall be effective without the prior written consent of the State of North Carolina. Further, under the terms of the Clean Water Management Trust Fund Contract #2008D-015, should the Grantee attempt to terminate, transfer, or otherwise divest itself of any rights, title or interest in the Conservation Easement without prior written consent of the State of North Carolina and payment of consideration to the State of North Carolina, then all rights, title, or interest in Conservation Easement shall be automatically vested in the State of North Carolina as set forth in the granting clause of this Conservation Easement.

If the Grantee ever ceases to exist or no longer qualifies under Sec. 170(h) or applicable state law, a court with jurisdiction shall transfer this easement to the State of North Carolina, with an address of c/o State Property Office, 1321 Mail Service Center, Raleigh, NC 27699-1321, which agrees to assume the responsibility and acknowledges Grantor's right to engage in the uses of the Property set forth in Paragraph 2.2 hereof.

**10. TRANSFER OF PROPERTY.** Any time the Property or any interest therein is transferred by Grantor to any third party, Grantor shall notify Grantee in writing within (30) business days after closing using the format in Exhibit C attached hereto and made a part of this Conservation Easement. The document of conveyance shall expressly refer to this Conservation Easement and shall include a copy of the new ownership deed.

**11. AMENDMENT OF EASEMENT.** This easement may be amended only with the written consent of Grantor and Grantee. Any such amendment shall be consistent with the purposes of this Conservation Easement and shall comply with Sec. 170(h) of the Internal Revenue Code, or any regulations promulgated in accordance with that section. Any such amendment shall also be consistent with the Uniform Conservation and Historic Preservation Agreements Act, N.C.G.S. Section 121-34 et. seq., or any regulations promulgated pursuant to that law. The Grantor and Grantee have no right or power to agree to any amendment that would affect the enforceability of this Conservation Easement.

**12. PROCEDURE IN THE EVENT OF CHANGED CONDITIONS.** Grantor and Grantee recognize that the donation of this Conservation Easement gives rise to a property right, immediately vested in the Grantee, with a fair market value equal to the proportionate value that the Conservation Easement bears to the value of the Property prior to the restrictions imposed by the Conservation Easement. Accordingly, when a change in conditions gives rise to the extinguishment of this Conservation Easement or a material term or provision hereof by judicial proceeding, the Grantee, its successor and assigns, shall be entitled to a portion of the proceeds of such sale, exchange, involuntary conversion of the Property, or any damage award with respect to any judicial proceeding. Such portion shall be equal to the fair market value of the Grantee's, its successors' and assigns' interest in the Property on the date of the recording of this Conservation Easement. "Proceeds of Sale" shall mean the cash value of all money and property paid, transferred or contributed in consideration for, or as otherwise required as a condition to the sale, exchange or involuntary conversion of the Property, or any damages otherwise awarded as a result of judicial proceeding, *minus* the Grantor's expenses from such transaction or proceeding. Grantee shall use its share of the Proceeds of Sale in a manner consistent with the conservation purposes set forth herein.

**13. PROCEDURE IN THE EVENT OF CONDEMNATION OR EMINENT DOMAIN.** Grantor and Grantee recognize that the donation of this Conservation Easement gives rise to a property right, immediately vested in the Grantee, with a fair market value equal to the proportionate value that the Conservation Easement bears to the value of the Property prior to the restrictions imposed by the Conservation

Easement. Accordingly, whenever all or part of the Property is taken by exercise of eminent domain by public, corporate or other authority, or by negotiate sale in lieu of condemnation, so as to abrogate the restrictions imposed by this Conservation Easement, the Grantor shall immediately give notice to Grantee and shall take all appropriate actions at the time of such taking or sale to recover the full value of the taking and all incidental or direct damages resulting from the taking. The Grantee, its successors' and assigns', shall be entitled to a portion of the proceeds of such sale, exchange, involuntary conversion of the Property, or any damage award with respect to any judicial proceeding. Such portion shall be equal to the fair market value of the Grantee's, its successors and assigns, interest in the Property on the date of the recording of this Conservation Easement. "Proceeds of Sale" shall mean the cash value of all money and property paid, transferred or contributed in consideration for, or as otherwise required as a condition to the sale, exchange or involuntary conversion of the Property, or any damages otherwise awarded as a result of judicial proceeding, *minus* the Grantor's expenses from such transaction or proceeding. Grantee shall use its share of the Proceeds of Sale in a manner consistent with the conservation purposes set forth herein.

**14. INTERPRETATION.** This Conservation Easement shall be interpreted under the laws of the State of North Carolina and the laws of the United States, resolving any ambiguities and questions of the validity of specific provisions so as to give maximum effect to its conservation purposes.

**15. TITLE.** The Grantor covenants and represents that the Grantor is the sole owner and is seized of the Property in fee simple and has good right to grant and convey this Conservation Easement; that the Property is free and clear of any and all encumbrances, including but not limited to, any mortgages not subordinated to this Conservation Easement, and that the Grantee shall have the use of and enjoy all of those rights and benefits derived from and set forth in this Conservation Easement.

**16. CONTENT AND PROCESS OF NOTICE AND APPROVAL.** The purpose of requiring Grantor to notify Grantee prior to undertaking certain permitted activities, as provided in this Conservation Easement, is to afford Grantee an opportunity to ensure that the activities in question are designed and carried out in a manner consistent with the purpose of the Conservation Easement. Any written notice to Grantee expressly required by this Conservation Easement shall be sent by registered or certified mail, or other courier providing reliable proof of delivery not less than forty-five (45) days prior to the date Grantor intends to undertake the activity in question. The notice shall describe the nature, scope, design, location, timetable, and any other material aspect of the proposed activity in sufficient detail to permit Grantee to make an informed judgment as to its consistency with the purpose of this Conservation Easement. Except as set forth otherwise in this Paragraph, where Grantee's approval is required hereunder, Grantee shall either deny or grant its approval in writing within thirty (30) days of receipt of Grantor's written request. Grantee's approval may be withheld only upon a determination by Grantee that the action as proposed would be inconsistent with the purpose of this Conservation Easement.

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With the consent of both Grantor and Grantee, such time frames may be waived on a case by case basis.

**17. MEANS OF NOTICE.** Any notice required by this Conservation Easement shall be in writing and shall be personally delivered or shall be sent by registered or certified mail or other courier providing reliable proof of delivery to Grantor and Grantee, respectively, at the following addresses, unless a party has been notified by the other of a change of address.

To the Grantor:  
Sandra Lee Perrigo  
6414 Needmore Road  
Bryson City, NC 28713

To the Grantee:  
The Land Trust for the Little Tennessee, Inc.  
P. O. Box 1148  
Franklin, NC 28744  
Attention: Executive Director

**18. ENVIRONMENTAL CONDITION.** The Grantor warrants that it has no actual knowledge of a release or threatened release of hazardous substances or wastes on the Property.

**19. SEVERABILITY.** If any provision of this Conservation Easement is found to be invalid, the remaining provisions shall not be altered thereby.

**20. PARTIES.** Every provision of this Conservation Easement that applies to the Grantor or Grantee shall also apply to their respective heirs, executors, administrators, assigns, and all other successors as their interest may appear.

**21. RE-RECORDING.** In order to ensure the perpetual enforceability of the Conservation Easement, the Grantee is authorized to re-record this instrument or any other appropriate notice or instrument.

**22. MERGER.** The parties agree that the terms of this Conservation Easement shall survive any merger of the fee and easement interest in the Property.

**23. SUBSEQUENT LIENS ON PROPERTY.** No provisions of this Conservation Easement should be construed as impairing the ability of Grantor to use this Property as collateral for subsequent borrowing, provided that any mortgage or lien arising from such a borrowing would be subordinate to this Conservation Easement.

**24. EXHIBIT AND DOCUMENTATION.**

a. Legal Description. Exhibit A, Legal Description of the Property is attached hereto and made a part hereof by this reference.

b. Baseline Report (Summary). Exhibit B, Description of specific Conservation Values of the Property and its current use and state of improvement is attached hereto and made a part hereof by this reference.

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c. Notice of Transfer of Property. Exhibit C, Sample Notice of Transfer of Property pursuant to Paragraph 10 is attached hereto and made a part hereof.

**25. ENTIRE AGREEMENT.** This instrument sets forth the entire agreement of the parties with respect to the Conservation Easement and supersedes all prior discussions, negotiations, understandings or agreements relating to the Conservation Easement. If any provision is found to be invalid, the remainder of the provisions of this Conservation Easement, and the application of such provision to persons or circumstances other than those as to which it is found to be invalid, shall not be affected thereby.

**26. ACCEPTANCE AND EFFECTIVE DATE.** As attested by the Seal of the Grantee and the signature of its authorized representative affixed hereto, the Grantee hereby accepts without reservation the rights and responsibilities conveyed by this Conservation Easement. This Conservation Easement is to be effective the date recorded in the Macon County Register of Deeds.

TO HAVE AND TO HOLD, this Grant of Conservation Easement unto The Land Trust for the Little Tennessee, Inc., its successors and assigns, forever.

IN WITNESS WHEREOF, the Grantor and Grantee, intending to legally bind themselves, have set their hands and seals on the date first written above.

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GRANTOR:

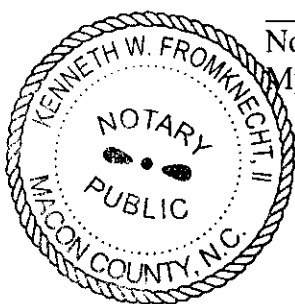
By:

Sandra Lee Perrigo (seal)  
SANDRA LEE PERRIGO

NORTH CAROLINA  
MACON COUNTY

I, Kenneth W. Fromknecht, II, a Notary Public of Macon County, North Carolina do hereby certify that SANDRA LEE PERRIGO personally appeared before me this day and duly acknowledged the execution of the foregoing Conservation Easement.

WITNESS my hand and notarial seal, this February 13, 2009.



[Signature]  
Notary Public

(SEAL)

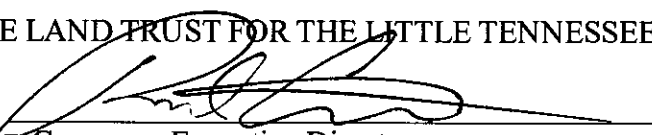
My commission expires: June 23, 2013



**Accepted:**

GRANTEE: THE LAND TRUST FOR THE LITTLE TENNESSEE

By:

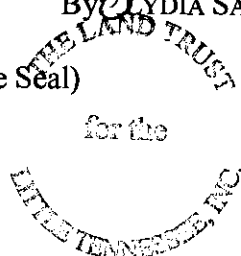
  
PAUL CARLSON, Executive Director

**Attest:**

By:

  
LYDIA SARGENT MACAULEY, Secretary

(Corporate Seal)



STATE OF NORTH CAROLINA  
MACON COUNTY

I, Cindy Brannon, a Notary Public of Macon County, North Carolina do hereby certify that LYDIA SARGENT MACAULEY personally appeared before me this day and acknowledged that she is the Secretary of The Land Trust for the Little Tennessee, Inc., a nonprofit corporation, and that by authority duly given and as act of the corporation the foregoing instrument was signed in its name by its Executive Director, sealed with its corporate seal and attested by herself as its Secretary.

WITNESS my hand and notarial seal, this Dec. 17<sup>th</sup>, 2008.

Cindy Brannon  
Notary Public (SEAL)  
My commission expires: 10/14/2012



**EXHIBIT A**  
**Legal Description**

Commencing at Corner 4, Tract 1345, of property owned now or formerly by U.S. Forest Service, runs thence N 4°51' East 697.01 feet to Corner 3, Tract 200A, of property owned now or formerly by U.S. Forest Service and the Point of Beginning; runs thence N 85°31' East 55.13 feet to a point; runs thence N 76°55' East 181.94 feet to a point; runs thence N 37° 11' East 41.66 feet to a point; runs thence N 29°42' East 100.75 feet to a point; runs thence along the top of a ridge N 40°23' East 172.65 feet to a point; runs thence N 63°49' East 373.79 feet to a point; runs thence N 18°07' East 38.95 feet to a point; runs thence N 12°21' East 106.01 feet to a point; runs thence N 7°43' East crossing a 10 foot soil road 304.57 feet to a point on Corner 4, Tract 200 A of property owned now or formerly by U.S. Forest Service; runs thence N 66°57' East 53.38 feet to a point; runs thence N 38°35' East 287.66 feet to a point; runs thence along the top of a ridge N 2°42' East 185.28 feet to a point; runs thence N 10° 55' West 164.87 feet to a point; runs thence N 7°23' East 131.22 feet to a point; runs thence N 35°55' East 77.42 feet to a point; runs thence N 37°23' East 254.49 feet to a point; runs thence N 63°25' East 109.24 feet to a point; runs thence N 57°17' East 92.65 feet to a point; runs thence N 53°59' East 60.82 feet to a point; runs thence N 59°03' East 110.63 feet to a point at Corner 5, Tract 200 A of property owned now or formerly by U.S. Forest Service and at a corner common to property owned now or formerly by Nantahala Power & Light Company; runs thence along the boundary line of the Nantahala Power & Light Company property S 10°36' West 93.61 feet to a point; runs thence S 18°55' West 99.60 feet to a point; runs thence S 2°31' East 167.88 feet to a point; runs thence S 3°39' West 165.18 feet to a point; runs thence S 15°15' East 352.75 feet to a point; runs thence S 22°37' East crossing a 10 foot soil road 301.74 feet to a point; runs thence S 27°33' East 27.60 feet to a point ; runs thence S 7°43' West 42.96 feet to a point at Corner 3, Tract 200A III, of property owned now or formerly by U.S. Forest Service; runs thence N 45°15' East 48.99 feet to a point at Corner 4, Tract 200A II, of property owned now or formerly by U.S. Forest Service and the centerline of Loudermilk Creek; runs thence along the centerline of Loudermilk Creek S 21°34' West 98.36 feet to a point; runs thence S 13°15' West 117.02 feet to a point; runs thence S 4°56' West 99.13 feet to a point; runs thence S 67°53' East 25.64 feet to a point; runs thence S 3°20' West 182.97 feet to a point; runs thence S 36°52' West 147.05 feet to a point; runs thence S 53°26' West 102.21 feet to a point; runs thence S 48°43' West 98.99 feet to a point; runs thence S 37°20' West 83.29 feet to a point; runs thence S 19°53' West 105.06 feet to a point; runs thence S 34°34' West 104.07 feet to a point; runs thence S 31°48' West 96.76 feet to a point; runs thence S 60°48' West 131.98 feet to a point; runs thence S 37°37' West 99.33 feet to a point; runs thence S 55°57' West 98.99 feet to a point; runs thence S 42°38' West 186.33 feet to a point; runs thence S 55°17' West 174.11 feet to a point; runs thence N 80°50' West 162.17 feet to a point; runs thence S 82°11' West 176.92 feet to a point; runs thence N 12°41' West 19.06 feet to a point at Corner 6, Tract 1345, of property owned now or formerly by U.S. Forest Service; runs thence N 35°13' West 701.55 feet to the Point of Beginning, containing 46.10 acres, more or less, as depicted on

unrecorded survey done by Roy J. Tucker, Registered Land Surveyor, dated March 11, 1975 under drawing number 31575.

Subject to the outstanding rights, if any, of any third parties to the one acre of land reserved by the following language found in the deeds in the chain of title:

“To have and to hold all this tract of land except one acre on the lower end of said tract.”

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## **EXHIBIT B**

### **Perrigo Baseline Report Summary**

#### **1. Summary of Conservation Values**

Proximity to Protected Lands. The Property is entirely bounded by public lands, sharing over one mile of boundary with the Nantahala National Forest and one quarter mile of boundary with the State of North Carolina's Needmore Game Land along the Little Tennessee River.

Water Quality and Aquatic Values. The Property includes 2,290 feet of frontage along Loudermilk Creek, which has a class C rating and is in very close proximity to the Little Tennessee River (LTR). The intact forested buffer along Loudermilk Creek helps maintain optimum water quality along this stretch of river, which is part of the 26.8 miles of the lower LTR corridor identified by the North Carolina Natural Heritage Program as nationally Significant Aquatic Habitat.

Forest, Wildlife, and Natural Heritage Values. The Property is almost entirely forested, and has not been logged for a number of decades. Forest types on the Property include Acidic Cove forest along Loudermilk Creek, Oak-Hickory and Chestnut Oak Heath forest along the lower slopes, and Pine-Oak Heath forest along the upper slopes and ridges. The Property is part of a relatively undisturbed forested corridor stretching from the Nantahala Mountains to the Cowee Mountains and crossing the Little Tennessee River. The diversity of forest types and aquatic resources on and around the Property offers habitat for numerous wildlife species, including game species such as deer, turkey, and bear.

#### **2. Author Qualifications and Methods**

The author is a trained forester, with a B.S. in Natural Resources from Ohio State University and an M.S. in Forestry from North Carolina State University. He has been a Registered Forester in North Carolina since 2003 (#1515). The author has been an employee of the Land Trust for the Little Tennessee since May 2002, and has been its Land Stewardship Coordinator since 2004, including responsibility for preparing conservation easement baseline documentation reports.

For the purposes of this report, the conservation easement area is referred to as the "Property". This report consists of a narrative report, maps, photographs, and photo-point coordinates. The maps were produced using ArcMap 9 Geographic Information System (GIS) and include data from various public sources. The location of private roads, trails, perennial springs and streams, and other items of interest were collected by the author using a Garmin GPSmap 76S global positioning system unit, aerial photos, and topographic maps. Photographs were taken using a Canon PowerShot SX10 IS digital camera, and in certain cases were stitched together using Serif PanoramaPlus 3 software. The site visit was made by the author on December 5<sup>th</sup>, 2008. Other sources of information used in this report are listed in the References section. Unless otherwise indicated, all photographs are from December 5<sup>th</sup>, 2008.

### 3. Property Background Information

Parcel Identification Number: 1000424

Property address/Location: 6414 Needmore Rd., Bryson City NC 28713  
(While the property is located entirely in Macon County, the driveway starts in Swain County).

Directions from LTLT (Franklin): Approx 16.5 miles, 35 minutes. From the LTLT office at 88 East Main St., take Bryson City Rd. (NC 28) north for 12.1 miles. Turn left onto Tellico Rd. and follow for 1.2 miles. Turn right onto Needmore Rd. and follow for 2.9 miles. Turn left into driveway.

River basin/Hydrologic Unit Code: NC DWQ Subbasin 6-Digit Code: Little Tennessee River Subbasin 04-04-01, upper Little Tennessee River watershed; USGS 14-Digit Hydrologic Unit: 06010202020, Little Tennessee. NC-DWQ Index No. 2-43, Loudermilk Creek.

USGS 7.5' topographic quadrangle reference: Wesser, N.C.

Size: Property: 46.1 acres Conservation Easement: 46.1 acres

Boundary with protected lands: Total Property boundary: 7,214 feet (1.37 mi). National Forest boundary: 5,914 feet (1.12 mi). State Game Land boundary: 1300 feet (0.25 mi).

Stream frontage: Loudermilk Creek, 2,290 feet (0.43 mi; one side).

Elevation range: approx. 2,060 to 2,820 feet above sea level

Legal description of easement: Shown as the unrecorded plat of survey produced by Roy J. Tucker, RLS, identified as Drawing # 31575 and entitled "Perrigo" dated March 11, 1975 (Map 2). A copy of the Property deed is located in the Macon County Registry in Deed Book L-10, Page 269, dated March 11, 1975.

Legal encumbrances:

- The Property is subject to outstanding rights, if any, of any third parties to the one acre of land reserved by the following language found in the deeds in the chain of title: "To have and to hold all this tract of land except one acre on the lower end of said tract."
- There is an easement / right of way in favor of Nantahala Power and Light Company recorded in Deed Book S-10, Page 174 in the Macon County Registry.
- The public records do not show any means of ingress or egress.

Ownership History: According to Ms. Perrigo, the old home site on the Property along Loudermilk Creek was inhabited by the Barnett family. According to the current Property deed, A.J. DeHart et ux, et al transferred the property to Winslow Johnson et ux in

August 1945. Winslow Johnson and wife Inez Johnson transferred the Property to Bill Cable in September 1973. Bill Cable and wife Lillian Cable transferred the Property to James Hines Perrigo in March 1975.

**4. Landowner Information**

<u>Owner's name:</u>	Sandra Lee Perrigo
<u>Address:</u>	6414 Needmore Rd. Bryson City NC 28713
<u>Phone:</u>	(828) 488-6901
<u>Email:</u>	sperrigo1@webtv.net
 <u>Easement holder:</u>	 The Land Trust for the Little Tennessee, Inc.
<u>Address:</u>	88 East Main Street Franklin NC 28734
<u>Phone:</u>	828-524-2711
<u>Web:</u>	www.ltlr.org

**5. Location and Physical Setting**

The Property is located in Burningtown Township in northern Macon County, near the border with Swain County, in close proximity to the Little Tennessee River. Except for the single house site, yard, and driveway, the Property is entirely forested. Topography is generally very steep, with minor areas of rolling topography, and extends from the banks of Loudermilk Creek to a spur ridge of Big Ridge, and east-west oriented ridge extending off the main ridge of the Nantahala Mountains. A local peak, "Pinnacle" is located nearby to the west.

***Adjacent land ownership and use***

The Property is entirely bounded by forested public lands. The Property shares 5,914 feet (1.12 mi) of boundary with National Forest System lands (Nantahala Ranger District, Nantahala National Forest), and 1300 (0.25 mi) feet of boundary with State of North Carolina lands (Needmore Game Lands, NC Wildlife Resources Commission).

The Property boundaries and corners are well marked by these agencies. The boundary with the National Forest follows Loudermilk Creek on the southeast side, and the top of the ridge on the west side. The boundary with the State of North Carolina follows the contour along a steep slope, crossing the gravel driveway just below the old homestead site.

**6. Existing Human Modifications**

Existing human modifications include a two-story cement block and wood frame house with well and septic, an above-ground utility line right of way, a cement block root cellar, an approximately one-acre grassed yard and garden area, and a gravel road driveway. There are three sections of non-maintained soil road, one of which used to be the entrance



road to the house; a second soil road leads to one of the utility poles, and a third goes west from the yard onto National Forest land. Sections of black plastic 1" PVC pipe along Loudermilk Creek near where the old entrance road leaves the creek are remains of a former water supply system to the house from National Forest land. A stone and brick chimney serves as the final reminder of a former homestead along Loudermilk Creek near the eastern corner of the Property.

## **7. Prior Land Use**

The majority of the Property appears to have been in unmanaged natural forest for the past 50-60 years. The old homestead site and existing forest vegetation, such as an "old field" yellow poplar stand just above the homestead site, indicate that portions of the Property may have been cleared for agriculture and/or livestock in the distant past.

## **8. Existing Land Use**

Existing land use is unmanaged natural forest with a single house site.

## **9. Natural Features**

The Easement Area is located in the Blue Ridge Physiographic Province within the Little Tennessee River basin.

### ***A. Aquatic resources***

The Property includes 2,290 feet of frontage along Loudermilk Creek, which has a class C rating by the NC Division of Water Quality, indicating waters protected for secondary recreation, fishing, wildlife, fish and aquatic life propagation and survival, agriculture and other uses suitable for Class C.

Loudermilk Creek is a minor tributary to the Little Tennessee River (LTR). This stretch of river is part of the 26.8 miles of the lower LTR corridor identified by the North Carolina Natural Heritage Program as nationally Significant Aquatic Habitat. This corridor, between Porter Dam and the tailwaters of Fontana Reservoir, is the only major river in the Blue Ridge Mountains that is believed to retain its full assemblage of native aquatic fauna. The watershed above Fontana Reservoir represents only two percent of the entire Tennessee River basin yet contains 25 percent of all of the native fish species found in the basin.

### ***B. Forest and natural community types***

The Property appears not to have been logged for a number of decades. Forest types on the Property include Acidic Cove forest along Loudermilk Creek, Oak-Hickory and Chestnut Oak Heath forest along the lower slopes, and Pine-Oak Heath forest along the upper slopes and ridges (Simon et al. 2005). No "old growth" forest was observed, although there are some nice large pitch pines at the top of the Property. The understory ranges from open to dense with shrubs of mountain laurel and rhododendron. Past

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evidence of wildfire was noted on the northern portion of the Property. Eastern hemlock trees are dying due to hemlock woolly adelgid infestation.

Invasive exotic plants were infrequent, but included multiflora rose, privet, and Princess tree around the old homestead site, and autumn olive near where the old entrance road leaves Loudermilk Creek.

### ***C. Natural heritage areas and element occurrences.***

While no natural heritage areas or element occurrences have been recorded on the Property, numerous rare species have been recorded within one mile of the Property, mostly in or along the Little Tennessee River which is identified by the North Carolina Natural Heritage Program as nationally Significant Aquatic Habitat. These include four mussels: Appalachian Elktoe (*Alasmodonta raveneliana*), Slippershell Mussel (*Alasmodonta viridis*), Tennessee Pigtoe (*Fusconaia banesiana*), and Wavy-rayed Lampmussel (*Lampsilis fasciola*). Other rare species recorded within one mile of the Property include the fish Spotfin Chub (*Erimonax monachis*), the bat Northern Long-eared Myotis (*Myotis septentrionalis*), the shrub Virginia spiraea (*Spiraea virginiana*), the plant Blue Ridge Bindweed (*Calystegia catesbeiana* ssp. *sericata*), and Red Fork Moss (*Dicranella rufescens*)

The Property lies along the "Little Tennessee Flyway" and most likely provides habitat for neotropical migratory birds. Local birders John and Cathryn Sill have recorded over 170 species of birds within three miles of the Little Tennessee River corridor.

### ***E. Wildlife species habitat and general list***

The Property is part of a relatively undisturbed forested corridor stretching from the Nantahala Mountains to the Cowee Mountains. The diversity of forest types and aquatic resources on and around the Property offers habitat for numerous wildlife species, including game species such as deer, turkey, and bear. Bear and deer sign were observed on the Property by the author during field work.

### ***F. Soil types***

The Property includes three soil types, Spivey-Santeetlah complex, Cataska-Sylco complex, and Sylco-Cataska complex.

Spivey-Santeetlah complex with 30-50% slopes (SrE) occurs along a narrow area along the Loudermilk Creek drainageway. This map unit is steep, very deep, well drained, and with scattered stones and boulders along the surface. Permeability is moderately rapid and surface runoff is slow on undisturbed soils.

Cataska-Sylco complex with 50-95% slopes (CcF) occupies the majority of the Property, on the very steep slopes and ridges. This map unit consists mainly of a shallow, excessively drained Cataska soil and a moderately deep, well-drained Sylco soil. Permeability is moderately rapid and surface runoff is slow where undisturbed forest litter is on the surface.

Sylco-Cataska complex with 30-50% slopes occupies the less steep slopes and narrow ridgetops on the upper portion of the property, with a similar mix of Sylco and Cataska soils.

#### **10. Archaeological and Historical Features**

There are no known archaeological sites known on the Property. The remaining stone and brick chimney from the old homestead site along Loudermilk Creek is the lone important historical feature. The Property owner, Ms. Perrigo, indicated that the homestead was at one time occupied by the Barnett family.

#### **11. Conservation Recommendations**

The following are a series of natural resource management recommendations. While the Property owner is not required by the terms of the conservation easement to implement these recommendations, they are presented so that, as resources allow, the owner may consider them for inclusion in a management plan for the Property.

Invasive Exotic Plant Control. It is recommended that the invasive exotic plants around the old homestead (multiflora rose, privet, and Princess tree) and up the old entrance road along the creek (autumn olive) be eradicated. These are small populations, and would be fairly simple to control.

Trash Cleanup. The numerous pieces of black plastic PVC pipe along Loudermilk Creek where the old entrance road leaves the creek should be packed out and disposed of.

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**EXHIBIT C**  
**Sample Notice of Transfer of Property**

To: The Land Trust for the Little Tennessee, Inc. ("Grantee")  
From: **[Insert name of fee owner]** ("Grantor")

Pursuant to Section 10 of the Deed of Conservation Easement recorded on \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_ in Book \_\_\_\_\_ page \_\_\_\_\_ Macon County Registry, Grantee is hereby notified by Grantor of the transfer of the fee simple interest in the subject Property legally described in **Exhibit A** attached hereto effective **[insert date of closing]** to **[insert name of new Grantor]**, who can be reached at **[insert name, legal address, phone and fax number]**. Also pursuant to Section 10 of the aforementioned Deed of Conservation Easement, a copy of the new ownership deed is attached.

**GRANTOR:**

By: \_\_\_\_\_  
Title: \_\_\_\_\_

STATE OF NORTH CAROLINA

COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_, by \_\_\_\_\_ as \_\_\_\_\_ of \_\_\_\_\_.

Witness my hand and official seal.

My commission expires: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Date: \_\_\_\_\_

# EXHIBIT F-1

October 28, 2021



## Proposed Amendments to Land and Water Access Rules for 2022-2023 Annual Cycle - Recommended by Agency Staff for Public Notice, Comment, and Presentation at Public Hearing

### 1. 15A NCAC 10D .0103

Make the temporary changes to 10D .0103 permanent and move specific game lands to their own rules.

**Justification:** Proposed rule changes must be noticed on the correct version of a rule. Because there are currently two versions of 10D .0103, one temporary and one at the General Assembly, and the agency is unsure if/how the rule at the General Assembly will be handled, two versions of proposed changes are being noticed to ensure the correct version can be adopted. Additionally, specific game lands that had changes during the last annual cycle and those that will be amended during this annual cycle are being split out so that each game land has its own separate rule. This will make amendments to individual game lands easier in the future.

*15A NCAC 10D .0103 Hunting on Game Lands (page 17-44)*

### 2. 15A NCAC 10D .0209 & 15A NCAC 10D .0276

Update NCAC language to include Sundays between season transitions as an allowable day to hunt and make it consistent with the adopted rule change allowing Sunday hunting on Buffalo Cove and South Mountain game lands.

**Justification:** A rule change was adopted allowing Sunday hunting on Buffalo Cove and South Mountains game lands. Current language does not include Sundays between season transitions as an allowable day to hunt.

*15A NCAC 10D .0209 Buffalo Cove Game Land in Caldwell and Wilkes Counties (Page 5)*

*15A NCAC 10D .0276 South Mountains Game Land in Burke, Cleveland, McDowell, and Rutherford Counties (page 5)*

### 3. 15A NCAC 10D .0260

Prohibit alcohol and fires on the Lutz Tract and Wilson Creek portions of Pisgah Game Lands.

**Justification:** The Wilson Creek corridor is one of the most heavily used portions of Pisgah game lands. NCWRC owns a small portion of the game land and river corridor (approx. 2 miles of river and 700ac of land) in the area with the remainder of the greater Pisgah Game Land being owned by the USFS. Currently fires and alcohol are prohibited on the USFS portion of the game land within the Wilson Creek corridor. This rule change would bring the entire game land in that area under the same regulation structure and be less confusing for the public.

*15A NCAC 10D .0260 Pisgah Game Land in Avery, Buncombe, Burke, Caldwell, Haywood, Henderson, Madison, McDowell, Mitchell, Transylvania, Watauga, And Yancey Counties (page 5)*

**4. 15A NCAC 10D .0239**

Remove language regarding entry into posted waterfowl impoundments and clarify the use and construction of permanent hunting blinds.

**Justification:** Due to permeability issues the construction of waterfowl impoundments was abandoned, so Johns River game land does not currently have any. To avoid further confusion, language regarding posted waterfowl impoundments needs to be removed, and needs to clarify the use of permanent hunting blinds. Johns River currently has several permanent disabled accessible hunting blinds, and questions regarding legal use has been asked by users.

*15A NCAC 10D .0239 Johns River Game Land in Burke County (page 6)*

**5. 15A NCAC 10D .0209, .0226, .0230, .0239, .0260, .0276**

Prohibit target shooting on Buffalo Cove, Dupont State Forest, Green River, South Mountains, Johns River, and Pisgah WRC game lands.

**Justification:** McDowell County is currently in the process of constructing a shooting range with plans for completion within a year. With the McDowell County shooting range, in addition to the Foothills Shooting Complex located in Cleveland County, users will be provided with safer target shooting alternatives that are located within proximity to these game lands. Buffalo Cove, Dupont State Forest, Green River, South Mountains, Johns River, and Pisgah WRC game lands are all located within 45 miles of the proposed McDowell County shooting range. This proposal will provide a safer game land experience for all user groups. Target shooting also has a negative impact on the game lands including but not limited to trash and spent shells being left behind, damage to trees used as a target backstop, and indiscriminate introduction of lead into the environment.

*15A NCAC 10D .0209 Buffalo Cove Game Land in Caldwell and Wilkes Counties (page 6)*

*15A NCAC 10D .0226 DuPont State Forest Game Lands in Henderson and Transylvania Counties (page 6)*

*15A NCAC 10D .0230 Green River Game Land in Henderson and Polk Counties (page 6)*

*15A NCAC 10D .0239 Johns River Game Land in Burke County (page 6)*

*15A NCAC 10D .0260 Pisgah Game Land In Avery, Buncombe, Burke, Caldwell, Haywood, Henderson, Madison, McDowell, Mitchell, Transylvania, Watauga, And Yancey Counties (page 7)*

*15A NCAC 10D .0276 South Mountains Game Land in Burke, Cleveland, McDowell, and Rutherford Counties (page 7)*

**6. 15A NCAC 10D .0243**

Add a 2,340-acre property in Wilkes and Caldwell Counties, owned by the NC Dept of Agriculture, to the game land program, name this property Kings Creek Game Land, establish this game land as a six-day-per-week area, establish the Western Deer Zone season, and establish an Introductory Either-sex season.

**Justification:** The addition of Kings Creek Game Land will provide great opportunity and will fill the need for a game land in this area of the state, especially for user groups in the surrounding municipalities such as Lenoir.

*15A NCAC 10D .0243 Kings Creek Game Land in Caldwell and Wilkes Counties (page 7)*

**7. 15A NCAC 10D .0276**

Restrict camping at designated camping areas on South Mountains Game Land to September 1 through the last day of February and March 31 through May 14 and limit the maximum number of consecutive days stayed at a designated campsite to 14 days.

**Justification:** Restricting camping to only dates within the hunting seasons will eliminate a large portion of illegal activity occurring on the game land, decrease the amount of maintenance at these areas, and make South Mountains Game Land consistent with other game lands. Establishing a 14-day limit to camping will work to cut down on homesteading issues that are currently happening at South Mountains Game Land.

*15A NCAC 10D .0276 South Mountains Game Land in Burke, Cleveland, McDowell, and Rutherford Counties (page 8)*

**8. 15A NCAC 10D .0103 & 10D .0102**

Allow hunting and trapping on Johns River Waterfowl Refuge.

**Justification:** The adjacent Johns River Game Land has a variety of wetland and aquatic/riparian habitat suitable for waterfowl and is a "Permit Only" game land thus providing substantially more resting, brood rearing and feeding habitat for waterfowl than the original 57 acres of the refuge. Areas outside of the Johns River Waterfowl Refuge on Lake Rhodhiss are subject to waterfowl hunting and is a popular hunting destination for local waterfowl hunters. The addition of Johns River Game Land adjacent to the refuge have made the burden to identify boundaries on hunters and trappers unnecessary when compared to the minimal protection the refuge provides for waterfowl.

*15A NCAC 10D .0103 Hunting on Game Lands (page 8)*

*15A NCAC 10D .0102 General Regulations Regarding Use (page 9-12)*

**9. 15A NCAC 10D .0229**

Add a "Scouting-only Zone" at the Spring Creek Impoundment on Goose Creek Game Land and limit all activities at this impoundment except waterfowl hunting and trapping to within this area during the period of November 1 through March 15.

**Justification:** This addition will decrease waterfowl disturbance on Spring Creek Impoundment and would make existing signage enforceable.

*15A NCAC 10D .0229 Goose Creek Game Land in Beaufort and Pamlico Counties (page 13)*

**10. 15A NCAC 10E .0104**

Clarify that any organized activities or events at Commission-owned or managed Boating Access Areas will require a permit.

**Justification:** Individuals or organizations planning activities and events that include Commission-owned boating access areas are to apply for a boating access area permit.

*15A NCAC 10E .0104 Use of Areas Regulated (page 14)*

**11. 15A NCAC 10E .0104**

Clarify that fishing is the only allowable use of a Public Fishing Areas, unless posted otherwise.

**Justification:** Allows Public Fishing Areas to be better enforced.

*15A NCAC 10E .0104 Use of Areas Regulated (page 14)*

**12. 15A NCAC 10D .0211**

Prohibit the pursuing or chasing of deer with dogs on the remaining portions of Butner-Falls of Neuse Game Land in Wake County where it is currently allowed.

**Justification:**

Deer hunting with dogs is currently prohibited in Wake County south of NC Highway 98 and prohibited in areas of Butner-Falls of Neuse Game Land in Wake County that are west of NC Highway 50 and south of Falls Lake. The residential interface that surrounds the portions of game land in northern Wake County where hunting deer with dogs is allowed is comprised of predominately small parcel properties with high housing densities and rapidly increasing developmental pressures. With increasing frequency, hunting deer with dogs in the remaining areas where it is allowed on the game land has been a highly contested issue and source of conflict between dog deer hunters and adjacent private landowners, game land and private land still hunters, and other users of the game land in the northern portions of Wake County.

*15A NCAC 10D .0211 Butner Falls of Neuse Game Land in Durham, Granville, and Wake Counties (page 15)*

**13. 15A NCAC 10D .0240**

Create a Designated Camping Area on the Jordan Game Land to allow hunter camping during open hunting seasons. Camping will be restricted to September 1 through the last day of February and March 31 – May 14.

**Justification:** There are no designated hunter camping areas elsewhere on game lands in the local vicinity. The nearest hunter camping area is about 20 miles (40 minutes) away on the Butner-Falls of Neuse Game Land in Granville County.

*15A NCAC 10D .0240 Jordan Game Land in Chatham, Durham, Orange, Wake Counties (page 15)*

**14. 15A NCAC 10D .0106**

Allow permit hunt opportunities on Panthertown – Bonas Defeat, Pisgah, and Standing Indian bear sanctuaries in the Mountain Bear Management Unit.

**Justification:** The US Forest Service has requested that Panthertown – Bonas Defeat Bear Sanctuary be opened to permit hunt opportunities due to increased human-bear interactions occurring on both forest service property and adjacent private property. The population management objective in the Mountain Bear Management Unit is to stabilize the population. Additional harvest using the permit hunt system in these areas will help with reaching that objective.

*15A NCAC 10D .0106 Bear Sanctuaries (page 16)*



**15A NCAC 10D .0209 BUFFALO COVE GAME LAND IN CALDWELL AND WILKES COUNTIES**

(a) Seven Days per Week Area

(b) The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 through the Sunday immediately preceding the Blackpowder Firearms Season described in this rule and the Sunday immediately following the closing of Blackpowder Firearms Season described in this rule through the Sunday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Sunday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.

(c) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(d) Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.

**15A NCAC 10D .0276 SOUTH MOUNTAINS GAME LAND IN BURKE, CLEVELAND, MCDOWELL, AND RUTHERFORD COUNTIES**

(a) Seven Days per Week Area

(b) The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 through the Sunday immediately preceding the Blackpowder Firearms Season described in this rule to the third Saturday thereafter, and Monday the Sunday immediately following the closing of Blackpowder Firearms Season described in this rule on or nearest October 15 through the Saturday Sunday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Monday Sunday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.

(c) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(d) Horseback riding is prohibited except on designated trails during the following dates:

- (1) January 2 through March 31;
- (2) May 16 through August 31;
- (3) Sundays only - April 1 through May 15; and
- (4) Sundays only - September 1 through January 1.

(e) Target shooting is prohibited.

(f) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.

(g) The maximum period of consecutive overnight camping at any posted and designated camping area is 14 days within any 30-day period.

**15A NCAC 10D .0260 PISGAH GAME LAND IN AVERY, BUNCOMBE, BURKE, CALDWELL, HAYWOOD, HENDERSON, MADISON, MCDOWELL, MITCHELL, TRANSYLVANIA, WATAUGA, AND YANCEY COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(c) Horseback riding is prohibited on the Black Bear (McDowell County), Linville River (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).

(d) The use of bicycles shall be restricted to designated trails on the Linville River Tract (Burke County). Persons engaged in the act of hunting on the Linville River Tract during any open day of an applicable season for game birds or game animals shall be exempt from this restriction.

(e) Alcohol and fires are prohibited in the Wilson Creek portion of Pisgah Game Land (Caldwell County).

(f) Target shooting is prohibited on the Black Bear (McDowell County), Linville River (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).

**15A NCAC 10D .0239 JOHNS RIVER GAME LAND IN BURKE COUNTY**

- (a) Hunting is by permit only.
- (b) During permitted deer hunts, deer of either sex may be taken by permit holders.
- (c) Entry on posted waterfowl impoundments is prohibited October 1 through March 31, except by lawful waterfowl hunting permit holders and only on those days written on the permits.
- (d) The construction of permanent hunting blinds is prohibited.
- (e) Camping and the presence of campers and tents in designated Hunter Camping Areas is limited to August 31 through the last day of February and March 31 through May 14.
- (f) Target shooting is prohibited.

**15A NCAC 10D .0209 BUFFALO COVE GAME LAND IN CALDWELL AND WILKES COUNTIES**

- (a) Seven Days per Week Area
- (b) The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 through the Sunday immediately preceding the Blackpowder Firearms Season described in this rule to the third Saturday thereafter, and Monday the Sunday immediately following the closing of Blackpowder Firearms Season described in this rule on or nearest October 15 to the Saturday Sunday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Monday Sunday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.
- (c) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.
- (d) Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.
- (e) Target shooting is prohibited.

**15A NCAC 10D .0226 DUPONT STATE FOREST GAME LANDS IN HENDERSON AND TRANSYLVANIA COUNTIES**

- (a) Hunting is by permit only.
- (b) The training and use of dogs for hunting is prohibited except by special hunt permit holders during scheduled permit hunts.
- (c) Target shooting is prohibited.

**15A NCAC 10D .0230 GREEN RIVER GAME LAND IN HENDERSON AND POLK COUNTIES**

- (a) Six Days per Week Area
- (b) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.
- (c) Horseback riding is prohibited.
- (d) Target shooting is prohibited.

**15A NCAC 10D .0239 JOHNS RIVER GAME LAND IN BURKE COUNTY**

- (a) Hunting is by permit only.
- (b) During permitted deer hunts, deer of either sex may be taken by permit holders.
- (c) The construction of permanent hunting blinds is prohibited.
- (d) Camping and the presence of campers and tents in designated Hunter Camping Areas is limited to August 31 through the last day of February and March 31 through May 14.

(e) Target shooting is prohibited

**15A NCAC 10D .0260 PISGAH GAME LAND IN AVERY, BUNCOMBE, BURKE, CALDWELL, HAYWOOD, HENDERSON, MADISON, MCDOWELL, MITCHELL, TRANSYLVANIA, WATAUGA, AND YANCEY COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(c) Horseback riding is prohibited on the Black Bear (McDowell County), Linville River (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).

(d) The use of bicycles shall be restricted to designated trails on the Linville River Tract (Burke County). Persons engaged in the act of hunting on the Linville River Tract during any open day of an applicable season for game birds or game animals shall be exempt from this restriction.

(e) Alcohol and fires are prohibited in the Wilson Creek portion of Pisgah Game Land (Caldwell County).

(f) Target shooting is prohibited on the Black Bear (McDowell County), Linville River (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).

**15A NCAC 10D .0276 SOUTH MOUNTAINS GAME LAND IN BURKE, CLEVELAND, MCDOWELL, AND RUTHERFORD COUNTIES**

(a) Seven Days per Week Area

(b) The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 through the Sunday immediately preceding the Blackpowder Firearms Season described in this rule and the Sunday immediately following the closing of Blackpowder Firearms Season described in this rule to the Sunday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Sunday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.

(c) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(d) Horseback riding is prohibited except on designated trails during the following dates:

- (1) January 2 through March 31;
- (2) May 16 through August 31;
- (3) Sundays only - April 1 through May 15; and
- (4) Sundays only - September 1 through January 1.

(e) Target shooting is prohibited.

(f) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.

(g) The maximum period of consecutive overnight camping at any posted and designated camping area is 14 days within any 30-day period.

**15A NCAC 10D .0243 KINGS CREEK GAME LAND IN CALDWELL AND WILKES COUNTIES**

(a) Six Days per Week Area.

(b) The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to the Saturday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Monday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.

(c) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

**15A NCAC 10D .0276 SOUTH MOUNTAINS GAME LAND IN BURKE, CLEVELAND, MCDOWELL, AND RUTHERFORD COUNTIES**

(a) Seven Days per Week Area

(b) The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 through the Sunday immediately preceding the Blackpowder Firearms Season described in this rule and the Sunday immediately following the closing of Blackpowder Firearms Season described in this rule to the Sunday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Sunday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.

(c) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(d) Horseback riding is prohibited except on designated trails during the following dates:

- (1) January 2 through March 31;
- (2) May 16 through August 31;
- (3) Sundays only - April 1 through May 15; and
- (4) Sundays only - September 1 through January 1.

(e) Target shooting is prohibited.

(f) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.

(g) The maximum period of consecutive overnight camping at any posted and designated camping area is 14 days within any 30-day period.

**15A NCAC 10D .0103 GENERAL REGULATIONS REGARDING HUNTING ON GAME LANDS**

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(i) The following game lands and refuges are closed to all hunting except to those individuals who have obtained a valid and current permit from the Wildlife Resources Commission:

- (1) Bertie, Halifax and Martin counties—Roanoke River Wetlands;
- (2) Bertie County—Roanoke River National Wildlife Refuge;
- (3) Bladen County—Suggs Mill Pond Game Land
- ~~(4) Burke County—John's River Waterfowl Refuge;~~
- (5) Dare County—Dare Game Lands (Those parts of bombing range posted against hunting);
- (6) Dare County—Roanoke Sound Marshes Game Lands; and
- (7) Henderson and Transylvania counties—DuPont State Forest Game Lands

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

(a) For purposes of this Subchapter, the following definitions apply:

- (1) "Permanent Hunting Blind" means any structure that is used for hunter concealment, constructed from manmade or natural materials, and that is not disassembled and removed at the end of each day's hunt.
- (2) "Target shooting" means the discharge of a firearm for purposes other than hunting, trapping, or self-defense.
- (3) "Youth" means individuals under 18 years of age.

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

- (1) Archery Zone. On portions of game lands posted as "Archery Zones" hunting is limited to bow and arrow hunting and falconry only. On these areas, deer of either sex may be taken on all open days of any applicable deer season.
- (2) Safety Zone. On portions of game lands posted as "Safety Zones" hunting is prohibited. No person shall hunt or discharge a firearm or bow and arrow within, into, or across a posted safety zone on any game land. Falconry is exempt from this provision.
- (3) Restricted Firearms Zone. On portions of game lands posted as "Restricted Firearms Zones" the use of centerfire rifles is prohibited.
- (4) Restricted Zone. Portions of game lands posted as "Restricted Zones" are closed to all use by the general public, and entry upon such an area for any purpose is prohibited without first having obtained written approval of such entry or use from an authorized agent of the Wildlife Resources Commission. Entry shall be authorized only when such entry will not compromise the primary purpose for establishing the Restricted Zone and the person or persons requesting entry are able to demonstrate a valid need or such person is a contractor or agent of the Commission conducting official business. "Valid need" includes issues of access to private property, scientific investigations, surveys, or other access to conduct activities in the public interest.
- (5) Temporary Restricted Zone. Portions of game lands posted as "Temporary Restricted Zones" are closed to all use by the general public, and entry upon such an area for any purpose is prohibited without first having obtained written approval of such entry or use from an authorized agent of the Wildlife Resources Commission. An area of a game land shall be declared a Temporary Restricted Zone when there is a danger to the health or welfare of the public.
- (6) Scouting-only Zone. On portions of the game lands posted as "Scouting-only Zones" the discharge of firearms or bow and arrow is prohibited.
- (7) Restricted Deer Hunting Zone. On portions of game lands posted as "Restricted Deer Hunting Zones" the use of dogs for taking deer is prohibited, except as allowed by permit as provided in G.S. 113-264(d).
- (8) Day Use Only Zone. On portions of game lands posted as "Day Use Only Zones" the use by the general public shall be prohibited from sunset to sunrise.
- (9) Sensitive Habitat Zone. Portions of game lands posted as "Sensitive Habitat Zones" are closed to all use by the general public during the dates specified on the sign, and entry upon such an area for any purpose is prohibited without first obtaining written approval of such entry or use from an authorized agent of the Wildlife Resources Commission by calling 919-707-0150 and requesting a permit.

The Commission shall conduct a public input meeting in the area where the game land is located before establishing the following zones: archery, restricted firearms, restricted deer hunting, day use only, or sensitive habitat. After the input meeting, the public comments shall be presented at an official Commission meeting for final determination.

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

(d) Use of weapons. No person shall discharge:

- (1) any weapon within 150 yards of any game land building or designated game land camping area, except where posted otherwise;
- (2) any weapon within 150 yards of any residence located on or adjacent to game lands, except on Butner-Falls of Neuse and Jordan game lands; and
- (3) any firearm within 150 yards of any residence located on or adjacent to Butner-Falls of Neuse and Jordan Game Lands.

No person shall hunt with or have in possession any shotgun shell containing lead or toxic shot while hunting on any posted waterfowl impoundment on any game land, except shotgun shells containing lead buckshot may be used while deer hunting. Every individual carrying a concealed handgun shall adhere to the requirements set forth in G.S. 14-415.11, even if the state issuing the concealed handgun permit is not North Carolina. On Butner-Falls of Neuse, Jordan, Kerr Scott, and Vance game lands, no person shall possess loaded firearms, ammunition, bows and arrows, crossbows, or other weapons

except as provided in the Code of Federal Regulations, Title 36, Chapter III, Part 327.13, which is incorporated by reference, including subsequent amendments and editions, free of charge, at: [http://www.ecfr.gov/cgi-bin/text-idx?SID=75b0c14fb2c26906cf64a267eb69b052&mc=true&node=se36.3.327\\_113&rgn=div8](http://www.ecfr.gov/cgi-bin/text-idx?SID=75b0c14fb2c26906cf64a267eb69b052&mc=true&node=se36.3.327_113&rgn=div8). On Buckhorn, Chatham, Harris, Hyco, Lee, Mayo, and Sutton Lake game lands; Pee Dee River Game Land north of U.S. 74; and that portion of R. Wayne Bailey- Caswell Game Land that is located north of U.S. 158 and east of N.C. 119, no person shall possess a firearm during closed hunting seasons or closed hunting days for game birds or game animals, except under the following conditions:

- (1) the firearm is a .22 caliber pistol with a barrel not greater than seven and one-half inches in length and shooting only short, long, or long rifle ammunition carried as a side arm;
  - (2) the firearm is cased or not immediately available for use;
  - (3) the firearm is used by persons participating in field trials on field trial areas; or
  - (4) the firearm is possessed in designated camping areas for defense of persons and property.
- (e) Game Lands License: Hunting and Trapping
- (1) Requirement. Except as provided in Subparagraph (4) of this Paragraph, any person entering upon any game land for the purpose of hunting, trapping, running dogs, or training dogs using wildlife shall have in his or her possession a game lands license in addition to the appropriate hunting or trapping license, or a license that conveys the game land use privilege.
  - (2) For Commission-sanctioned field trials, active participants (as defined in 15A NCAC 10B .0114) in a field trial using wildlife shall possess a game lands license in addition to the appropriate North Carolina hunting license, or a license that conveys the game land use privilege, except non-residents may substitute hunting licenses from their state(s) of residence.
  - (3) For any other field trial using wildlife occurring on game lands, judges and active participants shall possess a game lands license in addition to the appropriate North Carolina hunting license, or a license that conveys the game land use privilege.
  - (4) Exceptions:
    - (A) a person under 16 years of age may hunt on game lands on the license of his parent or legal guardian;
    - (B) on the game lands described in Rule .0103(e)(1) of this Section, the game lands license is required only for hunting doves; all other activities are subject to the control of the landowners.
- (f) Field Trials and Training Dogs. Any individual or organization sponsoring a field trial on the Sandhills Field Trial area shall file with the Commission an application to use the area and facility accompanied by the facility use fee computed at the rate of two hundred dollars (\$200.00) for each scheduled day of the trial. The total facility use 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 the day following the last scheduled day of the trial. The facility use fee shall be paid for all intermediate days on which for any reason trials are not run but the building or facilities are used or occupied. A fee of seventy-five dollars (\$75.00) per day shall be charged to sporting, educational, or scouting groups for scheduled events utilizing the club house only. No person or group of persons or any other entity shall enter or use in any manner any of the physical facilities located on the Sandhills Field Trial area or the Laurinburg Fox Trial facility without first having obtained written approval of such entry or use from an authorized agent of the Wildlife Resources Commission, and no such entry or use of any such facility shall exceed the scope of or continue beyond the approved use. The Sandhills Field Trial facilities shall be used only for field trials scheduled with the approval of the Wildlife Resources Commission. No more than 16 days of field trials may be scheduled for occurrence on the Sandhills facilities during any calendar month, and no more than four days may be scheduled during any calendar week; provided, that a field trial requiring more than four days may be scheduled during one week upon reduction of the maximum number of days allowable during some other week so that the monthly maximum of 16 days is not exceeded. Before October 1 of each year, the North Carolina Field Trial Association or other organization desiring use of the Sandhills facilities between October 22 and November 18 and between December 3 and March 31 shall submit its proposed schedule of such use to the Wildlife Resources Commission for its consideration and approval. The use of the Sandhills Field Trial facilities at any time by individuals for training dogs is prohibited; elsewhere on the Sandhills Game Lands dogs may be trained only on Mondays, Wednesdays, and Saturdays from October 1 through April 1. Dogs may not be trained or permitted to run unleashed from April 1 through August 15 on any game land located west of I-95, except when participating in field trials sanctioned by the Wildlife Resources Commission. Dogs may not be trained or permitted to run unleashed from March 15 through June 15 on any game land located east of I-95, except when participating in field trials sanctioned by the Wildlife Resources Commission. Additionally, on game lands located west of I-95 where special hunts are scheduled for sportsmen participating in the Disabled Sportsman Program, dogs may not be trained or allowed to run unleashed during legal big game hunting hours on the dates of the special hunts. A field trial shall be authorized when such field trial does not conflict with other planned activities on the Game Land or field trial facilities, and the applying organization can demonstrate their experience and expertise in conducting genuine field trial activities. Entry to physical facilities, other than by field trial organizations under permit, shall be granted when they do not conflict with other planned activities previously approved by the Commission and they do not conflict with the mission of the agency.
- (g) Trapping. Subject to the restrictions contained in 15A NCAC 10B .0110, .0302, and .0303, trapping of furbearing animals, armadillos, coyotes, and groundhogs is permitted on game lands during the applicable open trapping seasons

established by rule. Foxes can be trapped on game lands from November 1 through the end of February in any county with an open fox trapping season that falls between November 1 and the end of February. Foxes may not be taken by trapping on game lands in counties with a closed fox trapping season or during any fox trapping season that occurs outside the dates of November 1 through the end of February. Additionally, fox trapping is allowed on game lands in Clay, Graham, Henderson, Macon, and Tyrrell counties with a daily bag limit of two and a season bag limit of 10 from the first to the fourth Saturday in January. Trapping is prohibited:

- (1) on the J Robert Gordon Field Trial Area of Sandhills Game Land;
- (2) in posted "safety zones" located on any game land;
- (3) by the use of bait on the National Forest Lands bounded by the Blue Ridge Parkway on the south, US 276 on the north and east, and NC 215 on the west; and
- ~~(4) on the John's River Waterfowl Refuge in Burke County;~~
- ~~(5)~~ (4) on the DuPont State Forest Game Lands; and
- ~~(6)~~ (5) from April 1 through October 31.

At each trap, trappers may use a single bait site of grain, fruit, or other foods when trapping if the food is not a processed food product as defined in G.S.113-294(r), is less than 3 cubic inches and is covered to prevent it from being seen from above. Feathers, including those with attached skin or entire bird wings, hair with or without skin or hide, and bones that include no attached meat, organs, or viscera do not need to be covered.

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

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

(i) Camping.

- (1) No person shall camp on any game land except on an area designated by the landowner for camping.
- (2) On game lands owned by the State of North Carolina, where the North Carolina Wildlife Resources Commission is the primary custodian, the maximum period of consecutive overnight camping at any designated camping area is 14 days within any 30-day period from May 1 through August 31. After 14 consecutive days of camping, all personal belongings shall be removed from the game land.

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

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

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

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

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

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

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

(m) Non-Highway Licensed Vehicles. It is unlawful to operate motorized land vehicles not licensed for highway use on Game Lands except for designated areas on National Forests. Disabled persons as defined in Paragraph (k) of this Rule and people who have obtained a Disabled Access Program permit are exempt from the previous sentence but shall comply with the terms of their permit. Furthermore, disabled persons, as defined under the federal Americans with Disabilities Act (42 U.S.C. 126) may use wheelchairs or other mobility devices designed for indoor pedestrian use on any area where foot travel is allowed.

(n) Disabled Access Program. Permits issued under this program shall be based upon medical evidence submitted by the person verifying that a handicap exists that limits physical mobility to the extent that normal utilization of the game lands is not possible without vehicular assistance. Persons meeting this requirement may operate electric wheel chairs, all terrain vehicles, and other passenger vehicles on any Commission-maintained road open for vehicular travel and those trails posted for vehicular travel and ungated or open-gated roads otherwise closed to vehicular traffic on game lands owned by the Wildlife Resources Commission and on game lands whose owners have agreed to such use. Those game lands, or parts thereof, where this Paragraph applies are designated online, at [www.ncwildlife.org](http://www.ncwildlife.org). This Paragraph does not permit vehicular access on fields, openings, roads, paths, or trails planted for wildlife food or cover. One companion, who is identified by a companion card issued to each qualified disabled person, may accompany a disabled person to provide assistance, provided the companion is at all times in visual or verbal contact with the disabled person. The companion may participate in all lawful activities while assisting a disabled person, provided license requirements are met. Any vehicle used by a qualified disabled person for access to game lands under this provision shall display the vehicular access permit issued by the Wildlife Resources Commission in the passenger area of the vehicle where it can easily be seen by Commission staff outside the vehicle. It is unlawful for anyone other than disabled persons as defined in Paragraph (k) of this Rule and those holding a Disabled Access Permit to hunt, during waterfowl season, within 100 yards of a waterfowl blind designated by the Wildlife Resources Commission as a Disabled Sportsman's hunting blind.

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

(p) Shooting Ranges. On public shooting ranges managed by the Commission, no person shall use designated shooting ranges for any purpose other than for firearm or bow and arrow marksmanship, development of shooting skills, or for other safe uses of firearms and archery equipment. All other uses, including camping, building fires, operating concessions or other activities not directly involved with recreational or competitive shooting are prohibited, except for activities that have been approved by the Commission and for which a permit has been issued may be conducted, provided that the permit authorizing such activity is available for inspection by wildlife enforcement officers at the time the activity is taking place. No person, when using any shooting range, shall deposit any debris or refuse on the grounds of the range. This includes any items used as targets, except that clay targets broken on the range, by the shooter, may be left on the grounds where they fall. No person shall shoot any items made of glass on the grounds of the range. No person may leave any vehicle or other obstruction in such a location or position that it will prevent, impede, or inconvenience the use by other persons of any shooting range. No person shall leave parked any vehicle or other object at any place on the shooting range other than such a place or zone as is designated as an authorized parking zone and posted or marked as such. No person shall handle any firearms or bow and arrow on a shooting range in a careless or reckless manner. No person shall intentionally shoot into any target holder, post, or other permanent fixture or structure while using a shooting range. No person shall shoot a firearm in a manner that would cause any rifled or smoothbore projectiles to travel off of the range, except that shotgun shot, size No. 4 or smaller may be allowed to travel from the range if it presents no risk of harm or injury to any person(s). Persons using a shooting range shall obey posted range safety rules and those persons who violate range safety rules or create a public safety hazard shall leave the shooting range if directed to by law enforcement officers or to leave by Commission employees. No person shall handle any firearms on a shooting range while under the influence of an impairing substance. The consumption of alcohol or alcoholic beverages on a shooting range is prohibited. Open days and hours of operation shall be designated on signs and at least one such sign shall be posted at the entrance to each shooting range. No person, when using any shooting range, shall do any act that is prohibited or neglect to do any act that is required by signs or markings placed on such area under authority of this Rule for the purpose of regulating the use of the area.

(q) Limited-access Roads. During the months of June, July, and August, roads posted as "Limited-access Roads" 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 closing times.

(r) No person shall attempt to obscure the sex or age of any bird or animal taken by severing the head or any other part thereof, or possess any bird or animal that has been so mutilated.

(s) Baiting. Except as provided in paragraph (g) of this Rule, no person shall place, or cause to be placed on any game land, salt, grain, fruit, or other foods without prior written authorization from an agent of the Commission. Written authorization may be provided for Commission authorized projects or Commission contractors to meet specific objectives. Except as authorized by rule, no person shall take or attempt to take any wild birds or wild animals attracted to such foods.



**15A NCAC 10D .0229 GOOSE CREEK GAME LAND IN BEAUFORT AND PAMLICO COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

(c) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl impoundments shall be taken only on the following days:

(1) the opening and closing days of the applicable waterfowl seasons;

(2) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and

(3) Tuesdays and Saturdays of the applicable waterfowl seasons.

(d) Beginning on the first open waterfowl season day in October through the end of all waterfowl seasons, waterfowl hunting is by permit only on the following waterfowl impoundments: Pamlico Point, Campbell Creek, Hunting Creek, Spring Creek, Smith Creek, and Hobucken.

(e) On Spring Creek, Pamlico Point and Campbell Creek Waterfowl Impoundments all activities, except waterfowl hunting on designated waterfowl hunting days and trapping during the trapping season, are restricted to the posted Scouting-only Zone during the period November 1 through March 15.

(f) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.

(g) Hunting and vehicular access on the Parker Farm Tract is restricted from September 1 through January 1 and April 1 through May 15 to individuals that possess a valid hunting opportunity permit.

(h) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on the Beaufort County portion north of NC 33 except for that portion east of Smith Creek and south of Campbell Creek.

(i) Bear shall not be harvested on Sunday.

#### 15A NCAC 10E .0104 USE OF AREAS REGULATED

(a) No person shall leave any vehicle, boat trailer or other obstruction on any public fishing or boating access area in such a location, position or condition that prevents or impedes the use by other persons of any ramp or other facility constructed for the purpose of launching or landing boats or fishing.

(b) No person shall park a vehicle, boat, boat trailer, or other object at a public fishing or boating access area unless parking in a designated parking zone. Public fishing or boating access areas and facilities remain available for use when designated parking zones are at capacity. When designated parking zones are at capacity, any person may enter and use the areas or facilities, provided other arrangements for parking are made that do not violate this Rule or the regulations of this Subchapter, if applicable. No person shall operate a vehicle at a public fishing or boating access area in a manner that endangers life, limb, or property.

(c) No person shall possess a loaded firearm on any public fishing or boating access area, except that 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. The permission to carry a handgun does not apply to access areas on the following game lands:

- (1) Bladen Lakes State Forest
- (2) Buckhorn
- (3) Butner-Falls of Neuse
- (4) Chatham
- (5) DuPont State Forest
- (6) Harris
- (7) Hyco
- (8) Jordan
- (9) Kerr Scott
- (10) Lee
- (11) Mayo
- (12) Pee Dee River north of U.S 74
- (13) Sutton Lake
- (14) Vance

(15) the portion of R. Wayne Bailey-Caswell that is located north of U.S. 158 and east of N.C. 119

(d) No person, when using any public fishing or boating access area, shall deposit debris or refuse anywhere on the grounds of the area. No person, when using any public fishing or boating access area, shall do any act that is prohibited or neglect to do any act that is required by signs or markings placed on such area under authority of this Rule for the purpose of regulating the use of the area.

(e) No person shall operate a motorboat in the public waters of North Carolina within 50 yards of a Commission-owned or managed boat launching ramp at greater than "no wake" speed. For the purpose of this Rule, "no wake" speed means idling speed or a slow speed creating no appreciable wake.

(f) Except where facilities are ~~provided~~, provided or permits are issued, it is unlawful to use any boating access area for purposes other than the launching and retrieving of vessels ~~boats~~ and parking vehicles ~~and boat with vessel~~ trailers. All other uses, including swimming, skiing, camping, building fires, operating concessions or other activities not directly involved with launching and retrieving of vessels ~~boats~~ are prohibited, except those activities ~~activities, including fish weigh-ins~~, for which the Commission has issued a permit ~~permit has been issued may be conducted, provided that the permit authorizing such activity is available for inspection by wildlife enforcement officers at the time the activity is taking place~~. All organized activities and events require a permit from the Commission and can be applied for at [www.ncwildlife.org](http://www.ncwildlife.org). Permits shall be available for inspection by wildlife enforcement officers at the time the activity is taking place.

(g) ~~Unless otherwise Except where facilities are provided and approved uses are posted, it is unlawful to use any public fishing area for purposes other than fishing. All prohibited uses and activities shall be posted including possession of loaded firearms (except as allowed in Paragraph (b) of this Rule), swimming, launching or mooring jet skis or boats, skiing, building fires, operating concessions, or other activities not directly associated with fishing.~~

(h) It is unlawful to feed or release animals or birds, domesticated animals and feral animals on public fishing or boating access areas without prior written authorization of the Wildlife Resources Commission. Written authorization will only be granted to persons acting on behalf of the Commission, to persons conducting scientific investigations or surveys, and for release of rehabilitated wildlife. Written authorization will not be granted for any feeding or release that is inimical to the conservation of native wildlife resources. For the purpose of enforcing this Paragraph, "domesticated animals" does not include pets under the control of the owner and raptors or hunting dogs where otherwise permitted for hunting or training purposes.

(i) The use of gasoline powered motors on Ethridge Pond Public Fishing Area and Newbold Pond Public Fishing Area in Edgecombe County is prohibited.

**15A NCAC 10D .0211 BUTNER-FALLS OF NEAUSE GAME LAND IN DURHAM, GRANVILLE, AND WAKE COUNTIES**

(a) Six Days per Week Area

(b) Deer of either sex may be taken the first six open days and the last six open days of the applicable Deer With Visible Antlers Season.

(c) Waterfowl shall be taken only on:

(1) the opening and closing days of applicable waterfowl seasons;

(2) Thanksgiving, Christmas, New Year's and Martin Luther King Jr. Days; and

(3) Tuesdays, Thursdays, and Saturdays of the applicable waterfowl seasons.

On the posted waterfowl impoundments a special permit is required for all waterfowl hunting after November 1.

(d) Horseback riding is prohibited.

(e) Target shooting is prohibited.

(f) Wild turkey hunting is by permit only, except on those areas posted as an archery zone.

(g) The use of dogs for hunting deer is prohibited on that portion west of NC 50

and south of Falls Lake. Pursuing or chasing deer with dogs for the purposes of training or hunting is prohibited on all game land portions in Wake County.

(h) The use of bicycles is restricted to designated areas, except that this restriction does not apply to hunters engaged in the act of hunting during the open days of the applicable seasons for game birds and game animals. On designated bicycle riding areas, the use of bicycles is allowed from May 15 through August 31, and on Sundays only from September 1 through May 14.

(i) 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 through May 14.

(j) Camping is allowed at any time in the designated Mountains-to-Sea Trail Camping Area and shall not exceed a maximum stay of two consecutive nights. Campfires are prohibited in this camping area.

**15A NCAC 10D .0240 JORDAN GAME LAND IN CHATHAM, DURHAM, ORANGE, AND WAKE COUNTIES**

(a) Six Days per Week Area

(b) Deer of either sex may be taken on all the open days of the applicable Deer With Visible Antlers Season.

(c) Waterfowl may be taken only on:

(1) Mondays, Wednesdays, and Saturdays of the applicable waterfowl seasons;

(2) Thanksgiving, Christmas, and New Year's Days; and

(3) the opening and closing days of the applicable waterfowl seasons.

(d) Horseback riding, including all equine species, is prohibited except allowed only on those areas posted as American Tobacco Trail and other areas posted for equestrian use. Unless otherwise posted, horseback riding is permitted on posted portions of the American Tobacco Trail anytime the trail is open for use. On all other trails posted for equestrian use, horseback riding is allowed seven days per week from May 16 through August 31, and on Sundays only from September 1 through May 15. People age 16 or older shall obtain a Game Lands license prior to engaging in horseback riding on any area other than the American Tobacco Trail.

(e) Target shooting is prohibited.

(f) Wild turkey hunting is by permit only, except on those areas posted as an Archery Zone.

(g) The use of bicycles is restricted to designated areas, except that this restriction does not apply to hunters engaged in the act of hunting during the open days of the applicable seasons for game birds and game animals.

(h) 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 through May 14.

**15A NCAC 10D .0106 BEAR SANCTUARIES**

(a) It shall be unlawful to take bear on posted bear sanctuaries as set forth in Paragraph (b) of this rule, except when authorized by permit issued by the Commission on sanctuaries specified in Paragraph (c) of this Rule.

(b) The following shall be posted bear sanctuaries:

Bachelor Bay bear sanctuary – Bertie and Washington counties  
Columbus County bear sanctuary – Brunswick and Columbus counties  
Croatan bear sanctuary – Carteret, Craven, and Jones counties  
Daniel Boone bear sanctuary – Avery, Burke, and Caldwell counties  
Dare bear sanctuary – Dare and Hyde counties,  
Fires Creek bear sanctuary – Clay County  
Flat Top bear sanctuary – Mitchell and Yancey counties  
Green Swamp bear sanctuary – Brunswick County  
Gull Rock bear sanctuary – Hyde County  
Harmon Den bear sanctuary – Haywood County  
Juniper Creek bear sanctuary – Brunswick and Columbus counties  
Mt. Mitchell bear sanctuary – McDowell and Yancey counties  
North River bear sanctuary – Camden and Currituck counties  
Panthertown – Bonas Defeat bear sanctuary – Jackson County  
Pisgah Bear Sanctuary – Buncombe, Haywood, Henderson and Transylvania  
Pungo River bear sanctuary – Hyde County  
Rich Mountain bear sanctuary – Madison County  
Sherwood bear sanctuary – Haywood County  
Suggs Mill Pond bear sanctuary – Bladen and Cumberland counties  
Standing Indian bear sanctuary – Macon County  
Thurmond Chatham bear sanctuary – Allegheny and Wilkes counties  
Wayah bear sanctuary – Macon County

(c) It shall be lawful to take bear on the following sanctuaries when authorized by permit issued by the Commission:

Daniel Boone bear sanctuary – Avery, Burke, and Caldwell counties  
Dare bear sanctuary – Dare and Hyde counties  
Mt. Mitchell bear sanctuary – McDowell and Yancey counties  
Panthertown – Bonas Defeat bear sanctuary – Jackson County  
Pisgah Bear Sanctuary – Buncombe, Haywood, Henderson and Transylvania  
Standing Indian bear sanctuary – Macon County

(d) Feral Swine shall not be taken with the use of dogs on bear sanctuaries.

(e) Dogs shall not be trained or allowed to run unleashed between March 1 and the Monday on or nearest October 15 on bear sanctuaries located in and west of the counties and parts of counties described in 15A NCAC 10B .0109.

**15A NCAC 10D .0103 ~~HUNTING ON GAME LANDS~~ GENERAL REGULATIONS REGARDING HUNTING ON GAME LANDS**

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

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

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

(d) Time and Manner of Taking. Hunting is allowed on game lands only during the open season for game animals and game birds, unless hunting is allowed by permit. Individual game lands or parts thereof may be closed to hunting or limited to specific dates by this Chapter. Persons shall hunt only with weapons lawful for the open game animal or game bird seasons.

- (1) On managed waterfowl impoundments, persons shall:
  - (A) not enter the posted impoundment areas earlier than 4:00 a.m. on the permitted hunting dates;
  - (B) not hunt after 1:00 p.m. on such hunting dates;
  - (C) not set decoys out prior to 4:00 a.m.;
  - (D) remove decoys by 3:00 p.m. each day; and
  - (E) not operate any vessel or vehicle powered by an internal combustion engine.
- (2) On Sundays, the following shall be prohibited:
  - (A) hunting with a firearm between 9:30 AM and 12:30 PM;
  - (B) the use of a firearm to take deer that are run or chased by dogs;
  - (C) hunting with a firearm within 500 yards of a place of religious worship, as defined by G.S. 14-54.1(b), or any accessory structure thereof, and
  - (D) hunting migratory game birds.

On designated youth waterfowl days, youths may hunt on managed waterfowl impoundments from ½ hour before sunrise to sunset. On designated veterans and military waterfowl days, veterans, as defined in 38 USC 101, and members of the Armed Forces on active duty, including members of the National Guard and Reserves on active duty other than for training, with valid credentials may hunt on game lands and impoundments not designated as permit-only areas from ½ hour before sunrise to sunset. Restrictions (1)(A), (1)(C), and (1)(E) in this Paragraph shall apply. On waterfowl impoundments that have a posted "Scouting-only Zone," trapping during the trapping season and waterfowl hunting on designated waterfowl hunting days are the only activities allowed on the portion of the impoundment outside of the posted "Scouting-only Zone."

(e) Definitions:

- (1) For purposes of this Section, "Dove Only Area" refers to a Game Land on which doves may be taken and dove hunting is limited to Mondays, Wednesdays, Saturdays, Thanksgiving Day, Christmas Day, and New Year's Days within the federally-announced season.
- (2) For purposes of this Section, "Three Days per Week Area" refers to a Game Land on which any game may be taken during the open seasons and hunting is limited to Mondays, Wednesdays, Saturdays, Thanksgiving Day, Christmas Day, and New Year's Days, except for game lands in this Rule that specifically allow hunting on Tuesdays, Thursday, and Fridays. Falconry may also be practiced on Sundays. These "open days" also apply to either-sex deer hunting seasons listed under each game land. Raccoon and opossum hunting may continue until 7:00 a.m. on Tuesdays, until 7:00 a.m. on Thursdays, and until midnight on Saturdays.
- (3) For purposes of this Section, "Six Days per Week Area" refers to a Game Land on which any game may be taken on the open days of Monday, Tuesday, Wednesday, Thursday, Friday, and Saturday during the open seasons. Falconry may also be practiced on Sundays.
- (4) For purposes of this Section, "Seven Days per Week Area" refers to a Game Land on which game may be taken during the open season on Mondays, Tuesdays, Wednesdays, Thursdays, Fridays, Saturdays, and Sundays.
- (5) For purposes of this Section, "Four Days per Week Area" refers to a Game Land on which any game may be taken during the open seasons and hunting is limited to Tuesdays, Thursdays, Saturdays, and Sundays. Raccoon and opossum hunting may continue until 7:00 a.m. on Wednesdays, 7:00 a.m. on Fridays, and 7:00 a.m. on Mondays.

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

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

- ~~(1) Yadkin River Game Land in Davidson, Davie, Montgomery, Rowan, and Stanly counties~~
  - ~~(A) Seven Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter in that portion in Montgomery county, and deer of either sex may~~

- be taken all the open days of the applicable Deer With Visible Antlers Season in those portions in Davidson, Davie, Rowan, and Stanly counties.
- (C) On the Lick Creek Tract, deer and bear hunting is archery only.
- (2) Alligator River Game Land in Tyrrell County
- (A) Seven Days per Week Area
- (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (C) Bear may only be taken the first Saturday, Monday, and Tuesday of the November Bear Season and the second Saturday, Monday, and Tuesday first of the December Bear Season.
- (3) Angola Bay Game Land in Duplin and Pender counties
- (A) Seven Days per Week Area
- (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (C) Target shooting is prohibited.
- (D) Bear shall not be harvested on Sunday.
- (4) Bachelor Bay Game Land in Bertie, Martin, and Washington counties
- (A) Seven Days per Week Area
- (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (5)(1) Bertie County Game Land in Bertie County
- (A) Six Days per Week Area
- (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (C) Target Shooting is prohibited.
- (6)(2) Bladen Lakes State Forest Game Land in Bladen County
- (A) Three Days per Week Area
- (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (C) Except for blackpowder firearms, rifles larger than .22 caliber rimfire shall not be used.
- (D) On the Singletary Lake Tract, the use of dogs for hunting deer and bear is prohibited.
- (E) Wild turkey hunting on the Singletary Lake Tract is by permit only.
- (F) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.
- (G) The use of dogs for pursuing or taking foxes shall be prohibited from February 15 through August 1.
- (7) Brinkleyville Game Land in Halifax County
- (A) Seven Days per Week Area
- (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.
- (C) Horseback riding is prohibited.
- (D) Target Shooting is prohibited.
- (8) (3) Buckhorn Game Land in Orange County
- (A) Hunting is by permit only.
- (B) Horseback riding is prohibited.
- (9) Buckridge Game Land in Tyrrell County.
- (A) Three Days per Week Area
- (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (C) Bear may only be taken the first Saturday, Monday, and of the November Bear Season and the second Saturday, Monday, and Tuesday of the December Bear Season.
- (D) Target shooting is prohibited.
- (10) Buffalo Cove Game Land in Caldwell and Wilkes Counties
- (A) Seven Days per Week Area
- (B) The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to the Saturday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Monday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.
- (C) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.
- (D) Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.
- (11) Bullard and Branch Hunting Preserve Game Lands in Robeson County
- (A) Four Days per Week Area



- (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
- (C) ~~Bear shall not be harvested on Sunday.~~
- (12) ~~Butner Falls of Neuse Game Land in Durham, Granville, and Wake counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Waterfowl shall be taken only on:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays, Thursdays, and Saturdays of the applicable waterfowl seasons.~~
  - ~~On the posted waterfowl impoundments a special permit is required for all waterfowl hunting after November 1.~~
  - (D) ~~Horseback riding is prohibited.~~
  - (E) ~~Target shooting is prohibited.~~
  - (F) ~~Wild turkey hunting is by permit only, except on those areas posted as an archery zone.~~
  - (G) ~~The use of dogs for hunting deer is prohibited on that portion west of NC 50 and south of Falls Lake.~~
  - (H) ~~The use of bicycles is restricted to designated areas, except that this restriction does not apply to hunters engaged in the act of hunting during the open days of the applicable seasons for game birds and game animals. On designated bicycle riding areas, the use of bicycles is allowed from May 15 through August 31, and on Sundays only from September 1 through May 14.~~
  - (I) ~~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 through May 14.~~
  - (J) ~~Camping is allowed at any time in the designated Mountains to Sea Trail Camping Area and shall not exceed a maximum stay of two consecutive nights. Campfires are prohibited in this camping area.~~
- (13)(4) ~~Buxton Woods Game Land in Dare County:~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) ~~Target shooting is prohibited.~~
- (14) ~~Cape Fear River Wetlands Game Land in Pender County~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Turkey Hunting is by permit only on that portion known as the Roan Island Tract.~~
  - (D) ~~The use of dogs for hunting deer is prohibited on the portion of the game land that is west of the Black River, north of Roan Island, east of Lyon Swamp Canal to Canetuck Road, and south of NC 210 to the Black River.~~
  - (E) ~~Target shooting is prohibited.~~
  - (F) ~~Bear shall not be harvested on Sunday.~~
- (15) ~~Carteret County Game Land in Carteret County~~
  - (A) ~~Six Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~The use of dogs for hunting deer is prohibited.~~
  - (D) ~~Bear hunting on the Salters Creek Tract is by permit only.~~
  - (E) ~~Bear shall not be harvested on Sunday.~~
- (16) ~~R. Wayne Bailey Caswell Game Land in Caswell County~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Wednesday thereafter.~~
  - (C) ~~Horseback riding, including all equine species, is allowed seven days per week from May 16 through August 31, and on Sundays only, September 1 through May 15. Horseback riding is allowed only on roads opened to vehicular traffic and on those gated roads and trails that are posted for equestrian use. People age 16 or older horseback riding on this game land shall possess a Game Lands license.~~
  - (D) ~~The area encompassed by the following roads is permit only for all quail and woodcock hunting, and all bird dog training: From Yanceyville south on NC 62 to the intersection of SR 1746, west on SR 1746 to the intersection of SR 1156, south on SR 1156 to the intersection of SR 1783, east on SR 1783 to the intersection of NC 62, north on NC 62 to the intersection of SR 1736, east on SR 1736 to the intersection of SR 1730, east on SR 1730 to NC 86, north on NC 86 to NC 62.~~
  - (E) ~~On the posted waterfowl impoundment, waterfowl hunting is by permit only after November 1.~~

- (F) ~~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 through May 14.~~
- (G) ~~Target shooting is prohibited, except at the R. Wayne Bailey Caswell Shooting Range.~~
- (17) ~~Chatham Game Land in Chatham County~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Wild turkey hunting is by permit only.~~
  - (D) ~~Horseback riding, including all equine species, is allowed seven days per week from May 16 through August 31, and on Sundays only September 1 through May 15.~~
  - (E) ~~Target shooting is prohibited.~~
- (18) ~~Chowan Game Land in Chowan County~~
  - (A) ~~Six Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Bear shall not be harvested on Sunday.~~
- (19) ~~Chowan Swamp Game Land in Bertie, Gates, and Hertford counties.~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Bear hunting is restricted to the first Saturday, Monday, and Tuesday of the November bear season and the second Saturday, Monday, and Tuesday of the December bear season except that portion of Chowan Swamp Game Land in Gates County that is east of Highway 158/13, south of Highway 158, west of Highway 32, and north of Catherine Creek and the Chowan River where the bear season is the same as the season dates for the Gates County bear season.~~
  - (D) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (E) ~~Horseback riding is prohibited except during May 16 through August 31 and on Sundays only September 1 through May 15 on those roads that are open to vehicular traffic and on those gated roads and trails posted for equestrian use.~~
  - (F) ~~Target shooting is prohibited.~~
- (20) ~~Cold Mountain Game Land in Haywood County~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.~~
  - (C) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
- (21) ~~Columbus County Game Land in Columbus County.~~
  - (A) ~~Four Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Deer hunting on the Campbell Tract shall be by permit only.~~
- (22) ~~Croatan Game Land in Carteret, Craven, and Jones counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Waterfowl shall be taken only on the following days:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays and Saturdays of the applicable waterfowl seasons.~~
  - (D) ~~Beginning on the first open waterfowl day in October through the end of all waterfowl seasons, waterfowl hunting from designated Disabled Sportsmen blinds on the Catfish Lake Waterfowl Impoundment is by permit only.~~
  - (E) ~~Dove hunting is by permit only for the first two open days of dove season on posted areas. During the rest of dove season, no permit is required to hunt doves.~~
  - (F) ~~Bear shall not be harvested on Sunday.~~
- (23) ~~Currituck Banks Game Land in Currituck County~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Permanent waterfowl blinds in Currituck Sound on these game lands shall be hunted by permit only from November 1 through the end of all waterfowl seasons.~~
  - (C) ~~Licensed hunting guides may accompany the permitted individual or party provided the guides do not use a firearm.~~
  - (D) ~~The boundary of the game land shall extend 5 yards from the edge of the marsh or shoreline.~~
  - (E) ~~Dogs are allowed only for waterfowl hunting by permitted waterfowl hunters on the day of their hunt.~~

- (F) ~~No screws, nails, or other objects penetrating the bark shall be used to attach a tree stand or blind to a tree.~~
- (G) ~~Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers season.~~
- (H) ~~Bear shall not be harvested on Sunday.~~
- (24)(5) ~~Dan River Game Land in Rockingham County~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer hunting is by permit only.~~
  - (C) ~~Wild turkey hunting is by permit only.~~
  - (D) ~~Horseback riding is prohibited except on those areas posted for equestrian use. People age 16 or older horseback riding on this game land must possess a Game Lands license.~~
  - (E) ~~Target shooting is prohibited.~~
- (25) ~~Dare Game Land in Dare and Hyde counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) ~~No hunting is allowed on posted parts of bombing range.~~
  - (D) ~~The use and training of dogs is prohibited from March 1 through June 30.~~
- (26)(6) ~~Dover Bay Game Land in Craven County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers season.~~
- (27) ~~DuPont State Forest Game Lands in Henderson and Transylvania counties~~
  - (A) ~~Hunting is by permit only.~~
  - (B) ~~The training and use of dogs for hunting is prohibited except by special hunt permit holders during scheduled permit hunts.~~
- (28) ~~Elk Knob Game Land in Watauga County~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
- (29) ~~Embro Game Land in Halifax and Warren counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~Target Shooting is prohibited.~~
- (30) ~~Goose Creek Game Land in Beaufort and Pamlico counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl impoundments shall be taken only on the following days:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays and Saturdays of the applicable waterfowl seasons.~~
  - (D) ~~Beginning on the first open waterfowl season day in October through the end of all waterfowl seasons, waterfowl hunting is by permit only on the following waterfowl impoundments: Pamlico Point, Campbell Creek, Hunting Creek, Spring Creek, Smith Creek, and Hobucken.~~
  - (E) ~~On Pamlico Point and Campbell Creek Waterfowl Impoundments all activities, except waterfowl hunting on designated waterfowl hunting days and trapping during the trapping season, are restricted to the posted Scouting only Zone during the period November 1 through March 15.~~
  - (F) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (G) ~~Hunting and vehicular access on the Parker Farm Tract is restricted from September 1 through January 1 and April 1 through May 15 to individuals that possess a valid hunting opportunity permit.~~
  - (H) ~~Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on the Beaufort County portion north of NC 33 except for that portion east of Smith Creek and south of Campbell Creek.~~
  - (I) ~~Bear shall not be harvested on Sunday.~~
- (31) ~~Green River Game Land in Henderson, and Polk counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~

- ~~(C)~~ Horseback riding is prohibited.
- ~~(32)~~(7) Green Swamp Game Land in Brunswick County
- (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) On that portion north of Big Macedonia Road, east of Makatoka Road, south of Little Macedonia Road, and west of Green Swamp Road, hunting and trapping is by permit only.
  - (D) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on that portion of the game land that is north of Big Macedonia Road, east of Makatoka Road, south of Little Macedonia Road, and west of Green Swamp Road.
- (33) ~~Gull Rock Game Land in Hyde County~~
- ~~(A) Seven Days per Week Area~~
  - ~~(B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - ~~(C) Waterfowl on posted waterfowl impoundments shall be taken only on the following days:~~
    - ~~(i) the opening and closing days of the applicable waterfowl seasons; and~~
    - ~~(ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - ~~(iii) Tuesdays and Saturdays of the applicable waterfowl season.~~
  - (D) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas designated and posted as camping areas.
  - (E) Bear may only be taken the first Saturday, Monday, and Tuesday of the November Bear Season and the second Saturday, Monday, and Tuesday of the December Bear Season, except for that portion designated as bear sanctuary.
- (34) ~~Harris Game Land in Chatham, Harnett, and Wake counties~~
- ~~(A) Seven Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - ~~(C) Waterfowl shall be taken only on the following days:~~
    - ~~(i) Tuesdays, Fridays, and Saturdays of the applicable waterfowl seasons;~~
    - ~~(ii) Thanksgiving, Christmas, and New Year's Days; and~~
    - ~~(iii) the opening and closing days of the applicable waterfowl seasons.~~
  - ~~(D) The use or construction of permanent hunting blinds shall be prohibited.~~
  - ~~(E) Wild turkey hunting is by permit only, except on those areas posted as an archery zone.~~
  - ~~(F) Target shooting is prohibited.~~
  - ~~(G) Horseback riding is prohibited.~~
- ~~(35)~~(8) Headwaters State Forest Game Land in Transylvania County
- (A) Six Days per Week Area
  - (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season
- ~~(36)~~(9) Hill Farm Game Land in Stokes County- hunting and trapping is by permit only.
- ~~(37)~~(10) Holly Shelter Game Land in Pender County
- (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) Waterfowl may be taken only on the following days:
    - (i) the opening and closing days of the applicable waterfowl seasons;
    - (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
    - (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
  - (D) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas designated and posted as camping areas.
  - (E) On that portion north of the Bear Garden Road, west of Shaw Road to Baby Branch, east of the Northeast Cape Fear River, south of NC 53 and west of NC 50, deer hunting and bear hunting are permit only.
  - (F) The use of dogs for hunting deer and bear is prohibited:
    - (i) all open days on that portion of the game land that is south of Baby Branch extending west to Stag Park Road, west of Shaw Road, north of Meeks Road extending west to Stag Park Road and east of Stag Park Road; and
    - (ii) on Tuesdays, Thursdays, and Fridays, with the exception of Thanksgiving, Christmas, and New Year's days, and except for the area north of Bear Garden Road, west of Shaw Road to Baby Branch, east of the Northeast Cape Fear River, south of NC 53 and west of NC 50, where the use of dogs for deer and bear hunting is by permit only.
  - (G) Hunting and vehicular access on the Pender 4 Tract is restricted from September 1 to the last day of February and April 1 to May 15 to individuals that possess valid hunting opportunity permits, unless otherwise authorized by the Wildlife Resources Commission.

- (H) Hunters who possess a Disabled Access Permit may operate an All Terrain Vehicle on and within 100 yards of trails designated for Disabled Sportsman Access.
- (I) Target shooting is prohibited, except on the Holly Shelter Shooting Range.
- (J) Geocaching is restricted to closed days for taking bear, deer, turkey, and waterfowl.
- (38) ~~Hyco Game Land in Person County~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Target shooting is prohibited.~~
- (39)(11) J. Morgan Futch Game Land in Tyrrell County - hunting and trapping is by permit only.
- (40) ~~Johns River Game Land in Burke County~~
  - (A) ~~Hunting is by permit only.~~
  - (B) ~~During permitted deer hunts, deer of either sex may be taken by permit holders.~~
  - (C) ~~Entry on posted waterfowl impoundments is prohibited October 1 through March 31, except by lawful waterfowl hunting permit holders and only on those days written on the permits.~~
  - (D) ~~The use or construction of permanent hunting blinds is prohibited.~~
  - (E) ~~Camping and the presence of campers and tents in designated Hunter Camping Areas is limited to August 31 through the last day of February and March 31 through May 14.~~
- (41) ~~Jordan Game Land in Chatham, Durham, Orange, and Wake counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Waterfowl may be taken only on:~~
    - (i) ~~Mondays, Wednesdays, and Saturdays of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, and New Year's Days; and~~
    - (iii) ~~the opening and closing days of the applicable waterfowl seasons.~~
  - (D) ~~Horseback riding, including all equine species, is allowed only on those areas posted as American Tobacco Trail and other areas posted for equestrian use. Unless otherwise posted, horseback riding is permitted on posted portions of the American Tobacco Trail anytime the trail is open for use. On all other trails posted for equestrian use, horseback riding is allowed seven days per week from May 16 through August 31, and on Sundays only from September 1 through May 15. People age 16 or older [must] shall obtain a Game Lands license prior to engaging in horseback riding on any area other than the American Tobacco Trail.~~
  - (E) ~~Target shooting is prohibited.~~
  - (F) ~~Wild turkey hunting is by permit only, except on those areas posted as an Archery Zone.~~
  - (G) ~~The use of bicycles is restricted to designated areas, except that this restriction does not apply to hunters engaged in the act of hunting during the open days of the applicable seasons for game birds and game animals.~~
- (42) ~~Juniper Creek Game Land in Brunswick and Columbus counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the Deer With Visible Antlers Season.~~
  - (C) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (D) ~~Bear shall not be harvested on Sunday.~~
- (43)(12) Kerr Scott Game Land in Wilkes County
  - (A) Six Days per Week Area
  - (B) Use of centerfire rifles is prohibited.
  - (C) Use of blackpowder firearms, shotguns, or rifles for hunting deer during the applicable Deer With Visible Antlers Season is prohibited.
  - (D) Tree stands shall not be left overnight; and no screws, nails, or other objects penetrating the bark shall be used to attach a tree stand or blind to a tree.
  - (E) Deer of either sex may be taken on all open days of the applicable Deer With Visible Antlers season.
  - (F) Hunting on posted waterfowl impoundments is by permit only.
  - (G) The use of firearms for hunting wild turkey is prohibited.
- (44)(13) Lantern Acres Game Land in Tyrrell and Washington counties
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) Wild turkey hunting is by permit only.
  - (D) The use of dogs for hunting deer on the Godley Tract is prohibited.
  - (E) Waterfowl hunting on posted waterfowl impoundments is by permit only.
- (45) ~~Lee Game Land in Lee County~~

- (A) Seven Days per Week Area
- (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
- (C) ~~Target shooting is prohibited.~~
- (46) ~~Light Ground Pocosin Game Land in Pamlico County~~
  - (A) Seven Days per Week Area
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer with Visible Antlers Season.~~
  - (C) ~~Bear shall not be harvested on Sunday.~~
- (47) ~~Linwood Game Land in Davidson County~~
  - (A) Seven Days per Week Area
  - (B) ~~Deer of either sex may be taken on all of the open days of the applicable Deer With Visible Antlers Season.~~
- (48) ~~Lower Fishing Creek Game Land in Edgecombe and Halifax counties~~
  - (A) Seven Days per Week Area
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~The use of dogs for hunting deer is prohibited.~~
  - (E) ~~Target Shooting is prohibited.~~
- (49) ~~Mayo Game Land in Person County~~
  - (A) Seven Days per Week Area
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Waterfowl shall be taken only on:~~
    - (i) ~~Tuesdays, Thursdays, and Saturdays applicable waterfowl seasons;~~
    - (ii) ~~Christmas and New Year's Days; and~~
    - (iii) ~~the opening and closing days of the applicable waterfowl seasons.~~
  - (D) ~~Target shooting is prohibited.~~
- (50) ~~Mitchell River Game Land in Surry County~~
  - (A) Four Days per Week Area
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Tuesday thereafter.~~
  - (C) ~~Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15.~~
- (51) ~~Nantahala Game Land in Cherokee, Clay, Graham, Jackson, Macon, Swain, and Transylvania counties~~
  - (A) Seven Days per Week Area
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season in that portion located in Transylvania County.~~
- (52) ~~Needmore Game Land in Macon and Swain counties.~~
  - (A) Seven Days per Week Area
  - (B) ~~Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15.~~
  - (C) ~~On posted dove fields, dove hunting on the opening day of dove season is by permit only.~~
- (53)(14) ~~Neuse River Game Land in Craven County~~
  - (A) Six Days per Week Area
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Camping is allowed any time within 100 yards of the Neuse River on that portion of the game land that lies west of NC-43.~~
- (54) ~~New Lake Game Land in Hyde and Tyrrell counties~~
  - (A) Seven Days per Week Area
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Bear shall not be harvested on Sunday.~~
- (55) ~~Nicholson Creek Game Land in Hoke County~~
  - (A) Three Days per Week Area
  - (B) ~~Deer of either sex may be taken with archery equipment on open hunting days from the Saturday on or nearest September 10 through the fourth Friday before Thanksgiving Day.~~
  - (C) ~~Deer of either sex may be taken with blackpowder firearms on open hunting days beginning the fourth Saturday before Thanksgiving Day through the Wednesday of the second week thereafter.~~
  - (D) ~~The Deer With Visible Antlers season consists of the open hunting days from the second Saturday before Thanksgiving Day through the third Saturday after Thanksgiving Day.~~



- (E) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season.
- (F) The use of dogs for hunting deer is prohibited.
- (G) Wild turkey hunting is by permit only.
- (H) On Lake Upchurch, the following activities are prohibited:
  - (i) Operating any vessel or vehicle powered by an internal combustion engine; and
  - (ii) Swimming.
- (I) Target shooting is prohibited.
- (56) ~~North River Game Land in Camden and Currituck counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~The boundary of the Game Land shall extend five yards from the edge of the marsh or shoreline.~~
  - (D) ~~Hunting on the posted waterfowl impoundment is by permit only.~~
  - (E) ~~Bear shall not be harvested on Sunday.~~
- (57) ~~Northwest River Marsh Game Land in Currituck County~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~The boundary of the Game Land shall extend five yards from the edge of the marsh or shoreline.~~
  - (D) ~~Bear shall not be harvested on Sunday.~~
- (58) ~~Pee Dee River Game Land in Anson, Montgomery, Richmond, and Stanly counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Use of centerfire rifles is prohibited in that portion in Anson and Richmond counties North of US 74.~~
  - (D) ~~Target shooting is prohibited.~~
  - (E) ~~Horseback riding is allowed seven days per week from May 16 through August 31, and on Sundays only September 1 through May 15 only on roads opened to vehicular traffic and gated roads and trails posted for equestrian use.~~
  - (F) ~~Pursuing or chasing deer or bear with dogs for the purposes of training or hunting shall be prohibited on that portion south of US 74.~~
- (59) ~~Perkins Game Land in Davie County~~
  - (A) ~~Four Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season through the second Tuesday thereafter.~~
  - (C) ~~Horseback riding is prohibited from November 1 through January 1.~~
  - (D) ~~Target Shooting is prohibited.~~
- (60) ~~Pisgah Game Land in Avery, Buncombe, Burke, Caldwell, Haywood, Henderson, Madison, McDowell, Mitchell, Transylvania, Watauga, and Yancey counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Horseback riding is prohibited on the Black Bear (McDowell County), Linville River (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).~~
  - (D) ~~The use of bicycles shall be restricted to designated trails on the Linville River Tract (Burke County). Persons engaged in the act of hunting on the Linville River Tract during any open day of an applicable season for game birds or game animals shall be exempt from this restriction.~~
- (61) ~~Pond Mountain Game Land in Ashe County~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited except on designated trails from May 16 through August 31 and Sundays from September 1 through October 31. All horseback riding is prohibited from November 1 through May 15.~~
- (62)(15) ~~Pungo River Game Land in Hyde County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
- (63)(16) ~~Rendezvous Mountain State Forest Game Land in Wilkes County~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Wednesday thereafter.~~
  - (C) ~~Bear hunting is prohibited.~~

- ~~(64)~~(17) Rhodes Pond Game Land in Cumberland and Harnett counties
- (A) Hunting is by permit only.
  - (B) Swimming is prohibited on the area.
- ~~(65)~~(18) Roanoke River Wetlands in Bertie, Halifax, Martin, and Northampton counties
- (A) Hunting and trapping is by Permit only.
  - (B) Vehicles are prohibited on roads or trails except those operated on Commission business or by permit holders.
  - (C) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas, provided, however, that camping is allowed at any time within 100 yards of the Roanoke River on the state-owned portion of the game land.
  - (D) Target Shooting is prohibited.
- ~~(66)~~(19) Roanoke Island Marshes Game Land in Dare County-Hunting is by permit only.
- ~~(67)~~ Robeson Game Land in Robeson County
- ~~(A) Four Days per Week Area~~
  - ~~(B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - ~~(C) Bear shall not be harvested on Sunday.~~
- ~~(68)~~(20) Rockfish Creek Game Land in Hoke County
- (A) Three Days per Week Area
  - (B) Deer of either sex may be taken with archery equipment on open hunting days from the Saturday on or nearest September 10 to the fourth Friday before Thanksgiving Day.
  - (C) Deer of either sex may be taken with blackpowder firearms on open hunting days beginning the fourth Saturday before Thanksgiving Day through the Wednesday of the second week thereafter.
  - (D) The Deer With Visible Antlers season consists of the open hunting days from the second Saturday before Thanksgiving Day through the third Saturday after Thanksgiving Day.
  - (E) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season.
  - (F) The use of dogs for hunting deer is prohibited.
  - (G) Wild turkey hunting is by permit only.
  - (H) Taking fox squirrels is prohibited.
  - (I) Target shooting is prohibited.
- ~~(69)~~(21) Rocky Run Game Land in Onslow County - Hunting is by permit only.
- ~~(70)~~ Sampson Game Land in Sampson County
- ~~(A) Four Days per Week Area~~
  - ~~(B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - ~~(C) Target shooting is prohibited.~~
  - ~~(D) Bear shall not be harvested on Sunday.~~
- (71) Sandhills Game Land in Hoke, Moore, Richmond, and Scotland counties
- (A) Three Days per Week Area
  - (B) Hunting is prohibited on the J. Robert Gordon Field Trial Grounds from October 22 through March 31 except as follows:
    - (i) ~~deer of either sex may be taken with archery equipment on all the open days of the archery season through the fourth Friday before Thanksgiving Day; with blackpowder firearms and archery equipment all the open days of the blackpowder firearms season through the third Wednesday before Thanksgiving Day; and only deer with visible antlers may be taken with all legal weapons from the second Saturday before Thanksgiving Day through the Saturday following Thanksgiving Day;~~
    - (ii) ~~dove may be taken all open days from the opening day of the dove season through the third Saturday thereafter;~~
    - (iii) ~~squirrel (gray and fox) may be taken all the open days from the second Saturday before Thanksgiving Day through the Saturday following Thanksgiving Day;~~
    - (iv) ~~rabbit may be taken all open days from the second Saturday preceding Thanksgiving Day through the Saturday following Thanksgiving Day;~~
    - (v) ~~waterfowl may be taken on open days during any waterfowl season;~~
    - (vi) ~~wild animals and wild birds may be taken as part of a Disabled Sportsmen Program Permit Hunt; and~~
    - (vii) ~~raccoon and opossum may be taken on open days from sunrise Monday on or nearest October 15 through the last day of February.~~
  - (C) ~~The Deer With Visible Antlers season is the open hunting days from the second Saturday before Thanksgiving Day through the third Saturday after Thanksgiving Day except on the J. Robert Gordon Field Trial Grounds.~~

- (D) ~~The archery season is all open days from the Saturday on or nearest to Sept. 10 to the fourth Friday before Thanksgiving Day and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving Day through January 1. Deer of either sex may be taken with archery equipment on all open hunting days during the archery season, by permit during the Deer with Visible antlers season, and the blackpowder firearms season as stated in this Subparagraph. Only deer with visible antlers may be taken from the third Monday after Thanksgiving Day through January 1.~~
- (E) ~~Blackpowder firearms season is all the open days from the fourth Saturday preceding Thanksgiving Day through the Wednesday of the second week thereafter and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving Day through January 1. Deer of either sex may be taken with blackpowder firearms on all open hunting days during the blackpowder firearms season and by permit during the Deer With Visible Antlers season. Only deer with visible antlers may be taken from the third Monday after Thanksgiving Day through January 1.~~
- (F) ~~Either sex deer hunting during the Deer With Visible Antlers Season is by permit only.~~
- (G) ~~In addition to the regular hunting days, waterfowl may be taken on the opening and closing days of the applicable waterfowl seasons.~~
- (H) ~~Wild turkey hunting is by permit only.~~
- (I) ~~Horseback riding on field trial grounds from October 22 through March 31 is prohibited unless participating in authorized field trials. Horseback riding is allowed on the remainder of the Sandhills Game Land seven days per week on roads that are open to vehicular traffic and gated roads and trails posted for equestrian use.~~
- (J) ~~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 through May 14.~~
- (K) ~~Target shooting is prohibited, except at the John F. Lentz Hunter Education Complex.~~
- (72) ~~Sandy Creek Game Land in Nash and Franklin counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~The use of dogs for hunting deer is prohibited.~~
  - (E) ~~Target Shooting is prohibited.~~
- (73)(22) ~~Sandy Mush Game Land in Buncombe and Madison counties.~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer with Visible Antlers season.~~
  - (C) ~~Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.~~
  - (D) ~~Dogs shall only be trained on Mondays, Wednesdays, and Saturdays and only as allowed in 15A NCAC 10D .0102(f).~~
  - (E) ~~Dove hunting is by permit only from the opening day through the second Saturday of dove season.~~
  - (F) ~~Target shooting is prohibited.~~
- (74)(23) ~~Second Creek Game Land in Rowan County- hunting is by permit only.~~
- (75) ~~Shocco Creek Game Land in Franklin, Halifax, Nash, and Warren counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (E) ~~Target Shooting is prohibited.~~
- (76) ~~South Mountains Game Land in Burke, Cleveland, McDowell, and Rutherford counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to the Saturday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Monday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.~~

- (C) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
- (D) ~~Horseback riding is prohibited except on designated trails during the following dates:~~
  - (i) ~~January 2 through March 31;~~
  - (ii) ~~May 16 through August 31;~~
  - (iii) ~~Sundays only April 1 through May 15; and~~
  - (iv) ~~Sundays only September 1 through January 1.~~
- (77) ~~Stones Creek Game Land in Onslow County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~The use of dogs for hunting deer is prohibited on Mondays, Wednesdays, and Fridays.~~
  - (D) ~~Swimming in all lakes is prohibited.~~
  - (E) ~~Waterfowl may be taken only on the following days:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays and Saturdays of the applicable waterfowl seasons.~~
  - (F) ~~Target shooting is prohibited.~~
  - (G) ~~Geocaching is restricted to closed days for taking bear, deer, turkey, and waterfowl.~~
- (78)(24) ~~Suggs Mill Pond Game Land in Bladen and Cumberland counties~~
  - (A) ~~Hunting and trapping is by permit only.~~
  - (B) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (C) ~~Entry is prohibited on scheduled hunt or trapping days except for:~~
    - (i) ~~hunters or trappers holding special hunt or trapping permits; and~~
    - (ii) ~~persons using Campground Road to access Suggs Mill Pond Lake at the dam.~~
  - (D) ~~During the period of November 1 through January 31, except on Sundays, the use of vessels on Suggs Mill Pond Lake and Little Singletary Lake is limited to waterfowl hunting only by waterfowl hunters possessing a valid and current Hunting Opportunity Permit issued by the Wildlife Resources Commission pursuant to G.S. 113-264(d).~~
  - (E) ~~During the period of November 1 through March 15, the use of vessels on managed waterfowl impoundments is limited to waterfowl hunting only by waterfowl hunters possessing a valid and current Hunting Opportunity Permit issued by the Wildlife Resources Commission pursuant to G.S. 113-264(d).~~
- (79) ~~Sutton Lake Game Land in New Hanover and Brunswick counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) ~~Target shooting is prohibited.~~
  - (D) ~~Bear shall not be harvested on Sunday.~~
- (80)(25) ~~Tar River Game Land in Edgecombe County~~
  - (A) ~~Hunting is by permit only~~
  - (B) ~~Target Shooting is prohibited~~
- (81)(26) ~~Texas Plantation Game Land in Tyrrell County - hunting and trapping is by permit only.~~
- (82) ~~Three Top Mountain Game Land in Ashe County~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
- (83) ~~Thurmond Chatham Game Land in Alleghany and Wilkes counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15. People age 16 or older horseback riding on this game land shall possess a Game Lands license.~~
  - (D) ~~The maximum period of consecutive overnight camping at any designated campground is 14 days within any 30 day period from May 1 through August 31. After 14 consecutive days of camping all personal belongings must be removed from the game land.~~
- (84) ~~Tillery Game Land in Halifax County~~
  - (A) ~~Seven Days per Week Area~~

- (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
- (C) ~~Horseback riding is prohibited.~~
- (D) ~~The use of dogs for hunting deer is prohibited.~~
- (E) ~~Wild turkey hunting is by permit only.~~
- (F) ~~Target Shooting is prohibited.~~
- (85) ~~Toxaway Game Land in Jackson and Transylvania counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.~~
- (86) ~~Uwharrie Game Land in Davidson, Montgomery, and Randolph counties~~
  - (A) ~~Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~On the posted waterfowl impoundment, waterfowl may be taken only on the following days:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Mondays, Wednesdays and Saturdays of the applicable waterfowl seasons.~~
  - (D) ~~Target shooting is prohibited, except at the Flintlock Valley Shooting Range.~~
- (87)(27) ~~Vance Game Land in Vance County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~The use of dogs, centerfire rifles, and handguns for hunting deer is prohibited on the Nutbush Peninsula tract.~~
- (88) ~~Van Swamp Game Land in Beaufort and Washington counties~~
  - (A) ~~Six Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Bear may only be taken the first Saturday, Monday, and Tuesday of the November Bear Season and the second Saturday, Monday, and Tuesday of the December Bear Season.~~
- (89)(28) ~~Voice of America Game Land in Beaufort County~~
  - (A) ~~Hunting and trapping is by permit only.~~
  - (B) ~~Target Shooting is prohibited.~~
- (90)(29) ~~White Oak River Game Land in Onslow County~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl impoundments shall be taken only on the following days:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays and Saturdays of the applicable waterfowl seasons.~~
  - (D) ~~Beginning on the first open waterfowl season day in October through the end of all waterfowl seasons, a permit is required for hunting posted waterfowl impoundments.~~
  - (E) ~~The Huggins Tract and Morton Tracts have the following restrictions:~~
    - (i) ~~access on Hargett Avenue and Sloan Farm Road requires a valid Hunting Opportunity Permit issued by the Wildlife Resources Commission pursuant to G.S. 113-264(d);~~
    - (ii) ~~hunting is by permit only; and~~
    - (iii) ~~the use of dogs for hunting deer is prohibited.~~
  - (F) ~~Wild turkey hunting is by permit only.~~
  - (G) ~~Target Shooting is prohibited.~~
- (91)(30) ~~Whitehall Plantation Game Land in Bladen and Pender counties~~
  - (A) ~~Hunting and trapping is by permit only.~~
  - (B) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (C) ~~Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on the Long Ridge Tract.~~
- (92) ~~William H. Silver Game Land in Haywood County~~
  - (A) ~~Seven Days per Week Area~~

~~(B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~

~~(C) Horseback riding, including all equine species, is prohibited.~~

(h) On permitted type hunts, deer of either sex may be taken on the hunt dates indicated on the permit. Completed applications shall be received by the Commission not later than the first day of September next preceding the dates of hunt. Permits shall be issued by random computer selection, shall be mailed to the permittees prior to the hunt, and are nontransferable. A hunter making a kill shall validate the kill and report the kill to a wildlife cooperater agent or by phone.

(i) The following game lands and refuges are closed to all hunting except to those individuals who have obtained a valid and current permit from the Wildlife Resources Commission:

- (1) Bertie, Halifax and Martin counties—Roanoke River Wetlands;
- (2) Bertie County—Roanoke River National Wildlife Refuge;
- (3) Bladen County—Suggs Mill Pond Game Lands;
- ~~(4) Burke County—John's River Waterfowl Refuge;~~
- (5) Dare County—Dare Game Lands (Those parts of bombing range posted against hunting);
- (6) Dare County—Roanoke Sound Marshes Game Lands; and
- (7) Henderson and Transylvania counties—DuPont State Forest Game Lands.

(j) Access to Hunting Creek Swamp Waterfowl Refuge in Davie County requires written permission from the Commission. Written permission may be granted only when entry onto the Waterfowl Refuge will not compromise the primary purpose for establishing the Waterfowl Refuge and the person requesting entry can demonstrate a valid need or the person is a contractor or agent of the Commission conducting official business. "Valid need" includes issues of access to private property, scientific investigations, surveys, or other access to conduct activities in the public interest.

(k) Feral swine may be taken by licensed hunters during the open season for any game animal or game bird using any legal manner of take allowed during those seasons. Dogs may not be used to hunt feral swine except on game lands that allow the use of dogs for hunting deer or bear, and during the applicable deer or bear season.

(l) Youth Waterfowl Day. On the day declared by the Commission to be Youth Waterfowl Day, youths may hunt on any game land and on any impoundment without a special hunt permit, including permit-only areas, except where prohibited in Paragraph (h) of this Rule.

(m) Veterans and Military Waterfowl Days. On the day declared by the Commission to be Veterans and Military Waterfowl Days, veterans, as defined in 38 USC 101, and members of the Armed Forces on active duty, including members of the National Guard and Reserves on active duty other than for training, with valid credentials may hunt on game lands and impoundments not designated as permit-only areas.

(n) Permit Hunt Opportunities for Disabled Sportsmen. The Commission may designate special hunts for participants of the disabled sportsman program by permit. The Commission may schedule these permit hunts during the closed season. Hunt dates and species to be taken shall be identified on each permit. If the hunt has a limited weapon choice, the allowed weapons shall be stated on each permit.

(o) As used in this Rule, horseback riding includes all equine species.

(p) When waterfowl hunting is authorized in this Rule on Christmas and New Years' Day and those days fall on Sundays, the open waterfowl hunting day shall be the following day.

**15A NCAC 10D .0103 ~~HUNTING ON GAME LANDS~~ GENERAL REGULATIONS REGARDING HUNTING ON GAME LANDS**

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

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

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

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

- ~~(1) not enter the posted impoundment areas earlier than 4:00 a.m. on the permitted hunting dates;~~
- ~~(2) not hunt after 1:00 p.m. on such hunting dates;~~
- ~~(3) not set decoys out prior to 4:00 a.m.;~~
- ~~(4) remove decoys by 3:00 p.m. each day; and~~
- ~~(5) not operate any vessel or vehicle powered by an internal combustion engine.~~
- (1) On managed waterfowl impoundments, persons shall:
  - (A) not enter the posted impoundment areas earlier than 4:00 a.m. on the permitted hunting dates;
  - (B) not hunt after 1:00 p.m. on such hunting dates;
  - (C) not set decoys out prior to 4:00 a.m.;
  - (D) remove decoys by 3:00 p.m. each day; and
  - (E) not operate any vessel or vehicle powered by an internal combustion engine.
- (2) On Sundays, the following shall be prohibited:
  - (A) hunting with a firearm between 9:30 AM and 12:30 PM;
  - (B) the use of a firearm to take deer that are run or chased by dogs;
  - (C) hunting with a firearm within 500 yards of a place of religious worship, as defined by G.S. 14-54.1(b), or any accessory structure thereof, and
  - (D) hunting migratory game birds.

On designated youth waterfowl days, youths may hunt on managed waterfowl impoundments from ½ hour before sunrise to sunset. On designated veterans and military waterfowl days, veterans, as defined in 38 USC 101, and members of the Armed Forces on active duty, including members of the National Guard and Reserves on active duty other than for training, with valid credentials may hunt on game lands and impoundments not designated as permit-only areas from ½ hour before sunrise to sunset. Restrictions ~~(+), (1)(A), (1)(C), (3), and (5) (1)(E)~~ in this Paragraph shall apply. On waterfowl impoundments that have a posted "Scouting-only Zone," trapping during the trapping season and waterfowl hunting on designated waterfowl hunting days are the only activities allowed on the portion of the impoundment outside of the posted "Scouting-only Zone." ~~No person shall attempt to obscure the sex or age of any bird or animal taken by severing the head or any other part thereof, or possess any bird or animal that has been so mutilated. No person shall place, or cause to be placed on any game land, salt, grain, fruit, or other foods without prior written authorization of the Commission or its agent. A decision to grant or deny authorization shall be made based on the best management practices for the wildlife species in question. No person shall take or attempt to take any game birds or game animals attracted to such foods.~~

(e) Definitions:

- (1) For purposes of this Section, "Dove Only Area" refers to a Game Land on which doves may be taken and dove hunting is limited to Mondays, Wednesdays, Saturdays, Thanksgiving Day, Christmas Day, and New Year's Days within the federally-announced season.
- (2) For purposes of this Section, "Three Days per Week Area" refers to a Game Land on which any game may be taken during the open seasons and hunting is limited to Mondays, Wednesdays, Saturdays, Thanksgiving Day, Christmas Day, and New Year's Days, except for game lands in this Rule that specifically allow hunting on Tuesdays, Thursday, and Fridays. Falconry may also be practiced on Sundays. These "open days" also apply to either-sex deer hunting seasons listed under each game land. Raccoon and opossum hunting may continue until 7:00 a.m. on Tuesdays, until 7:00 a.m. on Thursdays, and until midnight on Saturdays.
- (3) For purposes of this Section, "Six Days per Week Area" refers to a Game Land on which any game may be taken on the open days of Monday, Tuesday, Wednesday, Thursday, Friday, and Saturday during the open seasons.
- (4) For purposes of this Section, "Seven Days per Week Area" refers to a Game Land on which game may be taken during the open season on Mondays, Tuesdays, Wednesdays, Thursdays, Fridays, Saturdays, and Sundays.



- (5) For purposes of this Section, "Four Days per Week Area" refers to a Game Land on which any game may be taken during the open seasons and hunting is limited to Tuesdays, Thursdays, Saturdays, and Sundays. Raccoon and opossum hunting may continue until 7:00 a.m. on Wednesdays, 7:00 a.m. on Fridays, and 7:00 a.m. on Mondays.
- (f) Hunting with Dogs on Game Lands. Deer shall not be taken with the use of dogs on game lands in counties or parts of counties where taking deer with dogs is prohibited as described in 15A NCAC 10B .0109.
- (g) The listed seasons and restrictions apply in the following game lands:
- (1) ~~Aleoa Game Land in Davidson, Davie, Montgomery, Rowan, and Stanly counties~~
    - (A) ~~Six Days per Week Area~~
    - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter in that portion in Montgomery county, and deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season in those portions in Davidson, Davie, Rowan, and Stanly counties.~~
    - (C) ~~On the Lick Creek Tract, deer and bear hunting is archery only.~~
  - (2) ~~Alligator River Game Land in Tyrrell County~~
    - (A) ~~Six Day per Week Area~~
    - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
    - (C) ~~Bear may only be taken the first three hunting days during the November Bear Season and the three hunting days during the second week of the December Bear Season.~~
  - (3) ~~Angola Bay Game Land in Duplin and Pender counties~~
    - (A) ~~Six Days per Week Area~~
    - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
    - (C) ~~Target shooting is prohibited.~~
  - (4) ~~Bachelor Bay Game Land in Bertie, Martin, and Washington counties~~
    - (A) ~~Six Days per Week Area~~
    - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (5) Bertie County Game Land in Bertie County
    - (A) Six Days per Week Area
    - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
    - (C) Target Shooting is prohibited.
  - (6) Bladen Lakes State Forest Game Land in Bladen County
    - (A) Three Days per Week Area
    - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
    - (C) Except for blackpowder firearms, rifles larger than .22 caliber rimfire shall not be used.
    - (D) On the Singletary Lake Tract, the use of dogs for hunting deer and bear is prohibited.
    - (E) Wild turkey hunting on the Singletary Lake Tract is by permit only.
    - (F) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.
    - (G) The use of dogs for pursuing or taking foxes shall be prohibited from February 15 through August 1.
  - (7) ~~Brinkleyville Game Land in Halifax County~~
    - (A) ~~Six Days per Week Area~~
    - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
    - (C) ~~Horseback riding is prohibited.~~
    - (D) ~~Target Shooting is prohibited.~~
  - (8) ~~Brunswick County Game Land in Brunswick County~~
    - (A) ~~Hunting is by permit only.~~
    - (B) ~~The use of dogs for hunting deer is prohibited.~~
  - (9)(8) Buckhorn Game Land in Orange County
    - (A) Hunting is by permit only.
    - (B) Horseback riding is prohibited.
  - (10) ~~Buckridge Game Land in Tyrrell County.~~
    - (A) ~~Three Days per Week Area~~
    - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
    - (C) ~~Bear may only be taken the first three hunting days during the November Bear Season and the first three hunting days of the second week of the December Bear Season. If any of these days falls on a Tuesday, Friday or Saturday, bear hunting is allowed on those days.~~
    - (D) ~~Target shooting is prohibited.~~
  - (11)(10) Buffalo Cove Game Land in Caldwell and Wilkes Counties
    - (A) ~~Six Days per Week Area~~

- (B) ~~The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to the Saturday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Monday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.~~
- (C) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
- (D) ~~Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.~~
- (12) ~~Bullard and Branch Hunting Preserve Game Lands in Robeson County~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
- (13)(12) ~~Butner Falls of Neuse Game Land in Durham, Granville, and Wake counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Waterfowl shall be taken only on:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays, Thursdays, and Saturdays of the applicable waterfowl seasons.~~
  - ~~On the posted waterfowl impoundments a special permit is required for all waterfowl hunting after November 1.~~
  - (D) ~~Horseback riding is prohibited.~~
  - (E) ~~Target shooting is prohibited.~~
  - (F) ~~Wild turkey hunting is by permit only, except on those areas posted as an archery zone.~~
  - (G) ~~The use of dogs for hunting deer is prohibited on that portion west of NC 50 and south of Falls Lake.~~
  - (H) ~~The use of bicycles is restricted to designated areas, except that this restriction does not apply to hunters engaged in the act of hunting during the open days of the applicable seasons for game birds and game animals. On designated bicycle riding areas, the use of bicycles is allowed from May 15 through August 31, and on Sundays only from September 1 through May 14.~~
  - (I) ~~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 through May 14.~~
  - (J) ~~Camping is allowed at any time in the designated Mountains to Sea Trail Camping Area and shall not exceed a maximum stay of two consecutive nights. Campfires are prohibited in this camping area.~~
- (14)(11) ~~Buxton Woods Game Land in Dare County:~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) ~~Target shooting is prohibited.~~
- (15) ~~Cape Fear River Wetlands Game Land in Pender County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Turkey Hunting is by permit only on that portion known as the Roan Island Tract.~~
  - (D) ~~The use of dogs for hunting deer is prohibited on the portion of the game land that is west of the Black River, north of Roan Island, east of Lyon Swamp Canal to Canetuck Road, and south of NC 210 to the Black River.~~
  - (E) ~~Target shooting is prohibited.~~
- (16) ~~Carteret County Game Land in Carteret County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~The use of dogs for hunting deer is prohibited.~~
  - (D) ~~Bear hunting on the Salters Creek Tract is by permit only.~~
- (17) ~~R. Wayne Bailey Caswell Game Land in Caswell County~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Wednesday thereafter.~~

- (C) ~~Horseback riding is allowed only during June, July, and August, and on Sundays during the remainder of the year except during open turkey and deer seasons. Horseback riding is allowed only on roads opened to vehicular traffic and on those gated roads and trails that are posted for equestrian use. People age 16 or older horseback riding on this game land shall possess a Game Lands license.~~
- (D) ~~The area encompassed by the following roads is permit only for all quail and woodcock hunting, and all bird dog training: From Yanceyville south on NC 62 to the intersection of SR 1746, west on SR 1746 to the intersection of SR 1156, south on SR 1156 to the intersection of SR 1783, east on SR 1783 to the intersection of NC 62, north on NC 62 to the intersection of SR 1736, east on SR 1736 to the intersection of SR 1730, east on SR 1730 to NC 86, north on NC 86 to NC 62.~~
- (E) ~~On the posted waterfowl impoundment, waterfowl hunting is by permit only after November 1.~~
- (F) ~~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 through May 14.~~
- (G) ~~Target shooting is prohibited, except at the R. Wayne Bailey Caswell Shooting Range.~~
- (18) ~~Chatham Game Land in Chatham County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Wild turkey hunting is by permit only.~~
  - (D) ~~Horseback riding is allowed only during June, July, and August, and on Sundays during the remainder of the year except during open turkey and deer seasons.~~
  - (E) ~~Target shooting is prohibited.~~
- (19) ~~Chowan Game Land in Chowan County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers Season.~~
- (20) ~~Chowan Swamp Game Land in Bertie, Gates, and Hertford counties.~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Bear hunting is restricted to the first three hunting days during the November bear season and the first three hunting days during the second week of the December bear season except that portion of Chowan Swamp Game Land in Gates County that is east of Highway 158/13, south of Highway 158, west of Highway 32, and north of Catherine Creek and the Chowan River where the bear season is the same as the season dates for the Gates County bear season.~~
  - (D) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (E) ~~Horseback riding is prohibited except during May 16 through August 31 and on Sundays only September 1 through May 15 on those roads that are open to vehicular traffic and on those gated roads and trails posted for equestrian use.~~
  - (F) ~~Target shooting is prohibited.~~
- (21) ~~Cold Mountain Game Land in Haywood County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.~~
  - (C) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
- (22) ~~Columbus County Game Land in Columbus County.~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Deer hunting on the Campbell Tract shall be by permit only.~~
- (23) ~~Croatan Game Land in Carteret, Craven, and Jones counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Waterfowl shall be taken only on the following days:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays and Saturdays of the applicable waterfowl seasons.~~
  - (D) ~~Beginning on the first open waterfowl day in October through the end of all waterfowl seasons, waterfowl hunting from designated Disabled Sportsmen blinds on the Catfish Lake Waterfowl Impoundment is by permit only.~~
  - (E) ~~Dove hunting is by permit only for the first two open days of dove season on posted areas. During the rest of dove season, no permit is required to hunt doves.~~

- (24) ~~Currituck Banks Game Land in Currituck County~~
- (A) ~~Six Days per Week Area~~
  - (B) ~~Permanent waterfowl blinds in Currituck Sound on these game lands shall be hunted by permit only from November 1 through the end of all waterfowl seasons.~~
  - (C) ~~Licensed hunting guides may accompany the permitted individual or party provided the guides do not use a firearm.~~
  - (D) ~~The boundary of the game land shall extend 5 yards from the edge of the marsh or shoreline.~~
  - (E) ~~Dogs are allowed only for waterfowl hunting by permitted waterfowl hunters on the day of their hunt.~~
  - (F) ~~No screws, nails, or other objects penetrating the bark shall be used to attach a tree stand or blind to a tree.~~
  - (G) ~~Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers season.~~
- (25)(22) ~~Dan River Game Land in Rockingham County~~
- (A) ~~Three Days per Week Area~~
  - (B) ~~Deer hunting is by permit only.~~
  - (C) ~~Wild turkey hunting is by permit only.~~
  - (D) ~~Horseback riding is prohibited except on those areas posted for equestrian use. People age 16 or older horseback riding on this game land must possess a Game Lands license.~~
  - (E) ~~Target shooting is prohibited.~~
- (26) ~~Dare Game Land in Dare and Hyde counties~~
- (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) ~~No hunting is allowed on posted parts of bombing range.~~
  - (D) ~~The use and training of dogs is prohibited from March 1 through June 30.~~
- (27)(24) ~~Dover Bay Game Land in Craven County~~
- (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers season.~~
- (28)(27) ~~DuPont State Forest Game Lands in Henderson and Transylvania counties~~
- (A) ~~Hunting is by permit only.~~
  - (B) ~~The training and use of dogs for hunting is prohibited except by special hunt permit holders during scheduled permit hunts.~~
- (29) ~~Elk Knob Game Land in Watauga County~~
- (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
- (30) ~~Embro Game Land in Halifax and Warren counties~~
- (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~Target Shooting is prohibited.~~
- (31) ~~Goose Creek Game Land in Beaufort and Pamlico counties~~
- (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl impoundments shall be taken only on the following days:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays and Saturdays of the applicable waterfowl seasons.~~
  - (D) ~~Beginning on the first open waterfowl season day in October through the end of all waterfowl seasons, waterfowl hunting is by permit only on the following waterfowl impoundments: Pamlico Point, Campbell Creek, Hunting Creek, Spring Creek, Smith Creek, and Hobucken.~~
  - (E) ~~On Pamlico Point and Campbell Creek Waterfowl Impoundments all activities, except waterfowl hunting on designated waterfowl hunting days and trapping during the trapping season, are restricted to the posted Scouting only Zone during the period November 1 through March 15.~~
  - (F) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (G) ~~Hunting and vehicular access on the Parker Farm Tract is restricted from September 1 through January 1 and April 1 through May 15 to individuals that possess a valid hunting opportunity permit.~~

- (H) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on the Beaufort County portion north of NC 33 except for that portion east of Smith Creek and south of Campbell Creek.
- (I) Bear shall not be harvested on Sunday.
- (32) ~~Green River Game Land in Henderson, and Polk counties~~
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.
  - (C) Horseback riding is prohibited.
- (33)(27) ~~Green Swamp Game Land in Brunswick County~~
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) On that portion north of Big Macedonia Road, east of Makatoka Road, south of Little Macedonia Road, and west of Green Swamp Road, hunting and trapping is by permit only.
  - (D) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on that portion of the game land that is north of Big Macedonia Road, east of Makatoka Road, south of Little Macedonia Road, and west of Green Swamp Road.
- (34) ~~Gull Rock Game Land in Hyde County~~
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) Waterfowl on posted waterfowl impoundments shall be taken only on the following days:
    - (i) the opening and closing days of the applicable waterfowl seasons; and
    - (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
    - (iii) Tuesdays and Saturdays of the applicable waterfowl season.
  - (D) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas designated and posted as camping areas.
  - (E) Bear may only be taken the first three hunting days during the November Bear Season and the first three hunting days during the second week of the December Bear Season, except for that portion designated as bear sanctuary.
- (35) ~~Harris Game Land in Chatham, Harnett, and Wake counties~~
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.
  - (C) Waterfowl shall be taken only on the following days:
    - (i) Tuesdays, Fridays, and Saturdays of the applicable waterfowl seasons;
    - (ii) Thanksgiving, Christmas, and New Year's Days; and
    - (iii) the opening and closing days of the applicable waterfowl seasons.
  - (D) The use or construction of permanent hunting blinds shall be prohibited.
  - (E) Wild turkey hunting is by permit only, except on those areas posted as an archery zone.
  - (F) Target shooting is prohibited.
  - (G) Horseback riding is prohibited.
- (36)(30) ~~Headwaters State Forest Game Land in Transylvania County~~
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season
- (37)(31) ~~Hill Farm Game Land in Stokes County- hunting and trapping is by permit only.~~
- (38)(32) ~~Holly Shelter Game Land in Pender County~~
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) Waterfowl may be taken only on the following days:
    - (i) the opening and closing days of the applicable waterfowl seasons;
    - (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
    - (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
  - (D) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas designated and posted as camping areas.
  - (E) On that portion north of the Bear Garden Road, west of Shaw Road to Baby Branch, east of the Northeast Cape Fear River, south of NC 53 and west of NC 50, deer hunting and bear hunting are permit only.
  - (F) The use of dogs for hunting deer and bear is prohibited:
    - (i) all open days on that portion of the game land that is south of Baby Branch extending west to Stag Park Road, west of Shaw Road, north of Meeks Road extending west to Stag Park Road and east of Stag Park Road; and

- (ii) on Tuesdays, Thursdays, and Fridays, with the exception of Thanksgiving, Christmas, and New Year's days, and except for the area north of Bear Garden Road, west of Shaw Road to Baby Branch, east of the Northeast Cape Fear River, south of NC 53 and west of NC 50, where the use of dogs for deer and bear hunting is by permit only.
- (G) Hunting and vehicular access on the Pender 4 Tract is restricted from September 1 to the last day of February and April 1 to May 15 to individuals that possess valid hunting opportunity permits, unless otherwise authorized by the Wildlife Resources Commission.
- (H) Hunters who possess a Disabled Access Permit may operate an All Terrain Vehicle on and within 100 yards of trails designated for Disabled Sportsman Access.
- (I) Target shooting is prohibited, except on the Holly Shelter Shooting Range.
- (J) Geocaching is restricted to closed days for taking bear, deer, turkey, and waterfowl.
- (39) ~~Hyco Game Land in Person County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Target shooting is prohibited.~~
- (40)(34) J. Morgan Futch Game Land in Tyrrell County - hunting and trapping is by permit only.
- (41) ~~Johns River Game Land in Burke County~~
  - (A) ~~Hunting is by permit only.~~
  - (B) ~~During permitted deer hunts, deer of either sex may be taken by permit holders.~~
  - (C) ~~Entry on posted waterfowl impoundments is prohibited October 1 through March 31, except by lawful waterfowl hunting permit holders and only on those days written on the permits.~~
  - (D) ~~The use or construction of permanent hunting blinds is prohibited.~~
  - (E) ~~Camping and the presence of campers and tents in designated Hunter Camping Areas is limited to August 31 through the last day of February and March 31 through May 14.~~
- (42) ~~Jordan Game Land in Chatham, Durham, Orange, and Wake counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Waterfowl may be taken only on:~~
    - (i) ~~Mondays, Wednesdays, and Saturdays of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, and New Year's Days; and~~
    - (iii) ~~the opening and closing days of the applicable waterfowl seasons.~~
  - (D) ~~Horseback riding, including all equine species, is prohibited except allowed only on those areas posted as American Tobacco Trail and other areas posted for equestrian use. Unless otherwise posted, horseback riding is permitted on posted portions of the American Tobacco Trail anytime the trail is open for use. On all other trails posted for equestrian use, horseback riding is allowed seven days per week from May 16 through August 31, only during June, July, and August, and on Sundays only from September 1 through May 15. the remainder of the year except during open turkey and deer seasons. People age 16 or older must shall obtain who ride horseback on trails occurring entirely within the game land boundaries shall possess a Game Lands license. license prior to engaging in horseback riding on any area other than the American Tobacco Trail.~~
  - (E) ~~Target shooting is prohibited.~~
  - (F) ~~Wild turkey hunting is by permit only, except on those areas posted as an Archery Zone.~~
  - (G) ~~The use of bicycles is restricted to designated areas, except that this restriction does not apply to hunters engaged in the act of hunting during the open days of the applicable seasons for game birds and game animals.~~
- (43) ~~Juniper Creek Game Land in Brunswick and Columbus counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the Deer With Visible Antlers Season.~~
  - (C) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
- (44)(36) Kerr Scott Game Land in Wilkes County
  - (A) Six Days per Week Area
  - (B) Use of centerfire rifles is prohibited.
  - (C) Use of blackpowder firearms, shotguns, or rifles for hunting deer during the applicable Deer With Visible Antlers Season is prohibited.
  - (D) Tree stands shall not be left overnight; and no screws, nails, or other objects penetrating the bark shall be used to attach a tree stand or blind to a tree.
  - (E) Deer of either sex may be taken on all open days of the applicable Deer With Visible Antlers season.
  - (F) Hunting on posted waterfowl impoundments is by permit only.

- (G) The use of firearms for hunting wild turkey is prohibited.
- ~~(45)(37)~~ Lantern Acres Game Land in Tyrrell and Washington counties
- (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) Wild turkey hunting is by permit only.
  - (D) The use of dogs for hunting deer on the Godley Tract is prohibited.
  - (E) Waterfowl hunting on posted waterfowl impoundments is by permit only.
- (46) ~~Lee Game Land in Lee County~~
- ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - ~~(C) Target shooting is prohibited.~~
- (47) ~~Light Ground Pocosin Game Land in Pamlico County~~
- ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken all the open days of the applicable Deer with Visible Antlers Season.~~
- (48) ~~Linwood Game Land in Davidson County~~
- ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken on all of the open days of the applicable Deer With Visible Antlers Season.~~
- (49) ~~Lower Fishing Creek Game Land in Edgecombe and Halifax counties~~
- ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - ~~(C) Horseback riding is prohibited.~~
  - ~~(D) The use of dogs for hunting deer is prohibited.~~
  - ~~(E) Target Shooting is prohibited.~~
- (50) ~~Mayo Game Land in Person County~~
- ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - ~~(C) Waterfowl shall be taken only on:~~
    - ~~(i) Tuesdays, Thursdays, and Saturdays applicable waterfowl seasons;~~
    - ~~(ii) Christmas and New Year's Days; and~~
    - ~~(iii) the opening and closing days of the applicable waterfowl seasons.~~
  - ~~(D) Target shooting is prohibited.~~
- (51) ~~Mitchell River Game Land in Surry County~~
- ~~(A) Three Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Wednesday thereafter.~~
  - ~~(C) Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15.~~
- (52) ~~Nantahala Game Land in Cherokee, Clay, Graham, Jackson, Macon, Swain, and Transylvania counties~~
- ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season in that portion located in Transylvania County.~~
- (53) ~~Needmore Game Land in Macon and Swain counties.~~
- ~~(A) Six Days per Week Area~~
  - ~~(B) Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15.~~
  - ~~(C) On posted dove fields, dove hunting on the opening day of dove season is by permit only.~~
- ~~(54)(46)~~ Neuse River Game Land in Craven County
- (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) Camping is allowed any time within 100 yards of the Neuse River on that portion of the game land that lies west of NC-43.
- (55) ~~New Lake Game Land in Hyde and Tyrrell counties~~
- ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
- (56) ~~Nicholson Creek Game Land in Hoke County~~
- ~~(A) Three Days per Week Area~~



- (B) ~~Deer of either sex may be taken with archery equipment on open hunting days from the Saturday on or nearest September 10 through the Friday before Thanksgiving Day.~~
- (C) ~~Deer of either sex may be taken with blackpowder firearms on open hunting days beginning the Saturday before Thanksgiving Day through the Wednesday thereafter.~~
- (D) ~~The Deer With Visible Antlers season consists of the open hunting days from the second Saturday before Thanksgiving through the third Saturday after Thanksgiving Day.~~
- (E) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season.~~
- (F) ~~The use of dogs for hunting deer is prohibited.~~
- (G) ~~Wild turkey hunting is by permit only.~~
- (H) ~~On Lake Upchurch, the following activities are prohibited:~~
  - (i) ~~Operating any vessel or vehicle powered by an internal combustion engine; and~~
  - (ii) ~~Swimming.~~
- (I) ~~Target shooting is prohibited.~~
- (57) ~~North River Game Land in Camden and Currituck counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~The boundary of the Game Land shall extend five yards from the edge of the marsh or shoreline.~~
  - (D) ~~Hunting on the posted waterfowl impoundment is by permit only.~~
- (58) ~~Northwest River Marsh Game Land in Currituck County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~The boundary of the Game Land shall extend five yards from the edge of the marsh or shoreline.~~
- (59) ~~Pee Dee River Game Land in Anson, Montgomery, Richmond, and Stanly counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Use of centerfire rifles is prohibited in that portion in Anson and Richmond counties North of US 74.~~
  - (D) ~~Target shooting is prohibited.~~
  - (E) ~~Horseback riding is allowed only on roads opened to vehicular traffic and only during the following times:~~
    - (i) ~~during June, July, and August; and~~
    - (ii) ~~on Sundays during the other months or parts of months when deer and turkey seasons are closed.~~
  - (F) ~~Pursuing or chasing deer or bear with dogs for the purposes of training or hunting shall be prohibited on that portion south of US 74.~~
- (60) ~~Perkins Game Land in Davie County~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Horseback riding is prohibited from November 1 through January 1.~~
  - (D) ~~Target Shooting is prohibited.~~
- (61) ~~Pisgah Game Land in Avery, Buncombe, Burke, Caldwell, Haywood, Henderson, Madison, McDowell, Mitchell, Transylvania, Watauga, and Yancey counties~~
  - (A) ~~Six Seven Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Horseback riding is prohibited on the Black Bear (McDowell County), Linville River (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).~~
  - (D) ~~The use of bicycles shall be restricted to designated trails on the Linville River Tract (Burke County). Persons engaged in the act of hunting on the Linville River Tract during any open day of an applicable season for game birds or game animals shall be exempt from this restriction.~~
- (62) ~~Pond Mountain Game Land in Ashe County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited except on designated trails from May 16 through August 31 and Sundays from September 1 through October 31. All horseback riding is prohibited from November 1 through May 15.~~
- (63)(54) ~~Pungo River Game Land in Hyde County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~

- ~~(64)~~(55) Rendezvous Mountain State Forest Game Land in Wilkes County
- (A) Three Days per Week Area
  - (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Wednesday thereafter.
  - (C) Bear hunting is prohibited.
- ~~(65)~~(56) Rhodes Pond Game Land in Cumberland and Harnett counties
- (A) Hunting is by permit only.
  - (B) Swimming is prohibited on the area.
- ~~(66)~~(57) Roanoke River Wetlands in Bertie, Halifax, Martin, and Northampton counties
- (A) Hunting and trapping is by Permit only.
  - (B) Vehicles are prohibited on roads or trails except those operated on Commission business or by permit holders.
  - (C) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas, provided, however, that camping is allowed at any time within 100 yards of the Roanoke River on the state-owned portion of the game land.
  - (D) Target Shooting is prohibited.
- ~~(67)~~(58) Roanoke Island Marshes Game Land in Dare County-Hunting is by permit only.
- ~~(68)~~ ~~Robeson Game Land in Robeson County~~
- ~~(A) Three Days per Week Area~~
  - ~~(B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
- ~~(69)~~(60) Rockfish Creek Game Land in Hoke County
- (A) Three Days per Week Area
  - (B) Deer of either sex may be taken with archery equipment on open hunting days from the Saturday on or nearest September 10 to the fourth Friday before Thanksgiving Day.
  - (C) Deer of either sex may be taken with blackpowder firearms on open hunting days beginning the fourth Saturday before Thanksgiving Day through the Wednesday of the second week thereafter.
  - (D) The Deer With Visible Antlers season consists of the open hunting days from the second Saturday before Thanksgiving Day through the third Saturday after Thanksgiving Day.
  - (E) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season.
  - (F) The use of dogs for hunting deer is prohibited.
  - (G) Wild turkey hunting is by permit only.
  - (H) Taking fox squirrels is prohibited.
  - (I) Target shooting is prohibited.
- ~~(70)~~(61) Rocky Run Game Land in Onslow County - Hunting is by permit only.
- ~~(71)~~ ~~Sampson Game Land in Sampson County~~
- ~~(A) Three Days per Week Area~~
  - ~~(B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - ~~(C) Target shooting is prohibited.~~
- ~~(72)~~ ~~Sandhills Game Land in Hoke, Moore, Richmond, and Scotland counties~~
- ~~(A) Three Days per Week Area~~
  - ~~(B) Hunting is prohibited on the J. Robert Gordon Field Trial Grounds from October 22 through March 31 except as follows:~~
    - ~~(i) deer of either sex may be taken with archery equipment on all the open days of the archery season through the fourth Friday before Thanksgiving Day; with blackpowder firearms and archery equipment all the open days of the blackpowder firearms season through the third Wednesday before Thanksgiving Day; and only deer with visible antlers may be taken with all legal weapons from the second Saturday before Thanksgiving Day through the Saturday following Thanksgiving Day;~~
    - ~~(ii) dove may be taken all open days from the opening day of the dove season through the third Saturday thereafter;~~
    - ~~(iii) squirrel (gray and fox) may be taken all the open days from the second Saturday before Thanksgiving Day through the Saturday following Thanksgiving Day;~~
    - ~~(iv) rabbit may be taken all open days from the second Saturday preceding Thanksgiving Day through the Saturday following Thanksgiving Day;~~
    - ~~(v) waterfowl may be taken on open days during any waterfowl season;~~
    - ~~(vi) wild animals and wild birds may be taken as part of a Disabled Sportsmen Program Permit Hunt; and~~
    - ~~(vii) raccoon and opossum may be taken on open days from sunrise Monday on or nearest October 15 through the last day of February.~~

- (C) ~~The Deer With Visible Antlers season is the open hunting days from the second Saturday before Thanksgiving Day through the third Saturday after Thanksgiving Day except on the J. Robert Gordon Field Trial Grounds.~~
- (D) ~~The archery season is all open days from the Saturday on or nearest to Sept. 10 to the fourth Friday before Thanksgiving Day and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving Day through January 1. Deer of either sex may be taken with archery equipment on all open hunting days during the archery season, by permit during the Deer with Visible antlers season, and the blackpowder firearms season as stated in this Subparagraph. Only deer with visible antlers may be taken from the third Monday after Thanksgiving Day through January 1.~~
- (E) ~~Blackpowder firearms season is all the open days from the fourth Saturday preceding Thanksgiving Day through the Wednesday of the second week thereafter and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving Day through January 1. Deer of either sex may be taken with blackpowder firearms on all open hunting days during the blackpowder firearms season and by permit during the Deer With Visible Antlers season. Only deer with visible antlers may be taken from the third Monday after Thanksgiving Day through January 1.~~
- (F) ~~Either sex deer hunting during the Deer With Visible Antlers Season is by permit only.~~
- (G) ~~In addition to the regular hunting days, waterfowl may be taken on the opening and closing days of the applicable waterfowl seasons.~~
- (H) ~~Wild turkey hunting is by permit only.~~
- (I) ~~Horseback riding on field trial grounds from October 22 through March 31 is prohibited unless participating in authorized field trials.~~
- (J) ~~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 through May 14.~~
- (K) ~~Target shooting is prohibited, except at the John F. Lentz Hunter Education Complex.~~
- (73) ~~Sandy Creek Game Land in Nash and Franklin Counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~The use of dogs for hunting deer is prohibited.~~
  - (E) ~~Target Shooting is prohibited.~~
- (74)(65) ~~Sandy Mush Game Land in Buncombe and Madison counties.~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer with Visible Antlers season.~~
  - (C) ~~Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.~~
  - (D) ~~Dogs shall only be trained on Mondays, Wednesdays, and Saturdays and only as allowed in 15A NCAC 10D .0102(f).~~
  - (E) ~~Dove hunting is by permit only from the opening day through the second Saturday of dove season.~~
  - (F) ~~Target shooting is prohibited.~~
- (75)(66) ~~Second Creek Game Land in Rowan County- hunting is by permit only.~~
- (76) ~~Shoeco Creek Game Land in Franklin, Halifax, Nash, and Warren counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (E) ~~Target Shooting is prohibited.~~
- (77) ~~South Mountains Game Land in Burke, Cleveland, McDowell, and Rutherford counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to the Saturday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Monday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.~~

- (C) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
- (D) ~~Horseback riding is prohibited except on designated trails during the following dates:~~
  - (i) ~~January 2 through March 31;~~
  - (ii) ~~May 16 through August 31;~~
  - (iii) ~~Sundays only—April 1 through May 15; and~~
  - (iv) ~~Sundays only—September 1 through January 1.~~
- (78) ~~Stones Creek Game Land in Onslow County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~The use of dogs for hunting deer is prohibited on Mondays, Wednesdays, and Fridays.~~
  - (D) ~~Swimming in all lakes is prohibited.~~
  - (E) ~~Waterfowl on posted waterfowl impoundments may be taken only on the following days:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays and Saturdays of the applicable waterfowl seasons.~~
  - (F) ~~Target shooting is prohibited.~~
  - (G) ~~Geocaching is restricted to closed days for taking bear, deer, turkey, and waterfowl.~~
- (79)(69) ~~Suggs Mill Pond Game Land in Bladen and Cumberland counties~~
  - (A) ~~Hunting and trapping is by permit only.~~
  - (B) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (C) ~~Entry is prohibited on scheduled hunt or trapping days except for:~~
    - (i) ~~hunters or trappers holding special hunt or trapping permits; and~~
    - (ii) ~~persons using Campground Road to access Suggs Mill Pond Lake at the dam.~~
  - (D) ~~During the period of November 1 through January 31, except on Sundays, the use of vessels on Suggs Mill Pond Lake and Little Singletary Lake is limited to waterfowl hunting only by waterfowl hunters possessing a valid and current Hunting Opportunity Permit issued by the Wildlife Resources Commission pursuant to G.S. 113-264(d).~~
  - (E) ~~During the period of November 1 through March 15, the use of vessels on managed waterfowl impoundments is limited to waterfowl hunting only by waterfowl hunters possessing a valid and current Hunting Opportunity Permit issued by the Wildlife Resources Commission pursuant to G.S. 113-264(d).~~
- (80) ~~Sutton Lake Game Land in New Hanover and Brunswick counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) ~~Target shooting is prohibited.~~
- (81)(71) ~~Tar River Game Land in Edgecombe County~~
  - (A) ~~Hunting is by permit only~~
  - (B) ~~Target Shooting is prohibited~~
- (82)(72) ~~Texas Plantation Game Land in Tyrrell County - hunting and trapping is by permit only.~~
- (83) ~~Three Top Mountain Game Land in Ashe County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
- (84) ~~Thurmond Chatham Game Land in Alleghany and Wilkes counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15. People age 16 or older horseback riding on this game land shall possess a Game Lands license.~~
  - (D) ~~The maximum period of consecutive overnight camping at any designated campground is 14 days within any 30 day period from May 1 through August 31. After 14 consecutive days of camping all personal belongings must be removed from the game land.~~
- (85) ~~Tillery game Land in Halifax County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~

- ~~(C) Horseback riding is prohibited.~~
- ~~(D) The use of dogs for hunting deer is prohibited.~~
- ~~(E) Wild turkey hunting is by permit only.~~
- ~~(F) Target Shooting is prohibited.~~
- ~~(86) Toxaway Game Land in Jackson and Transylvania counties~~
  - ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
  - ~~(C) Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.~~
- ~~(87) Uwharrie Game Land in Davidson, Montgomery, and Randolph counties~~
  - ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - ~~(C) On the posted waterfowl impoundment, waterfowl may be taken only on the following days:~~
    - ~~(i) the opening and closing days of the applicable waterfowl seasons;~~
    - ~~(ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - ~~(iii) Mondays, Wednesdays and Saturdays of the applicable waterfowl seasons.~~
  - ~~(D) Target shooting is prohibited, except at the Flintlock Valley Shooting Range.~~
- ~~(88)(78) Vance Game Land in Vance County~~
  - ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - ~~(C) The use of dogs, centerfire rifles, and handguns for hunting deer is prohibited on the Nutbush Peninsula tract.~~
- ~~(89) Van Swamp Game Land in Beaufort and Washington counties~~
  - ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - ~~(C) Bear may only be taken the first three hunting days during the November Bear Season and the first three hunting days during the second week of the December Bear Season.~~
- ~~(90)(80) Voice of America Game Land in Beaufort County~~
  - ~~(A) Hunting and trapping is by permit only.~~
  - ~~(B) Target Shooting is prohibited.~~
- ~~(91)(81) White Oak River Game Land in Onslow County~~
  - ~~(A) Three Days per Week Area~~
  - ~~(B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - ~~(C) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl impoundments shall be taken only on the following days:~~
    - ~~(i) the opening and closing days of the applicable waterfowl seasons;~~
    - ~~(ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - ~~(iii) Tuesdays and Saturdays of the applicable waterfowl seasons.~~
  - ~~(D) Beginning on the first open waterfowl season day in October through the end of all waterfowl seasons, a permit is required for hunting posted waterfowl impoundments.~~
  - ~~(E) The Huggins Tract and Morton Tracts have the following restrictions:~~
    - ~~(i) access on Hargett Avenue and Sloan Farm Road requires a valid Hunting Opportunity Permit issued by the Wildlife Resources Commission pursuant to G.S. 113-264(d);~~
    - ~~(ii) hunting is by permit only; and~~
    - ~~(iii) the use of dogs for hunting deer is prohibited.~~
  - ~~(F) Wild turkey hunting is by permit only.~~
  - ~~(G) Target Shooting is prohibited.~~
- ~~(92)(82) Whitehall Plantation Game Land in Bladen and Pender counties~~
  - ~~(A) Hunting and trapping is by permit only.~~
  - ~~(B) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - ~~(C) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on the Long Ridge Tract.~~
- ~~(93) William H. Silver Game Land in Haywood County~~
  - ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~

(h) On permitted type hunts, deer of either sex may be taken on the hunt dates indicated on the permit. Completed applications shall be received by the Commission not later than the first day of September next preceding the dates of hunt. Permits shall be issued by random computer selection, shall be mailed to the permittees prior to the hunt, and are nontransferable. A hunter making a kill shall validate the kill and report the kill to a wildlife cooperater agent or by phone.

(i) The following game lands and refuges are closed to all hunting except to those individuals who have obtained a valid and current permit from the Wildlife Resources Commission:

- (1) Bertie, Halifax and Martin counties—Roanoke River Wetlands;
- (2) Bertie County—Roanoke River National Wildlife Refuge;
- (3) Bladen County—Suggs Mill Pond Game Lands;
- (4) ~~Burke County—John's River Waterfowl Refuge;~~
- (5) Dare County—Dare Game Lands (Those parts of bombing range posted against hunting);
- (6) Dare County—Roanoke Sound Marshes Game Lands; and
- (7) Henderson and Transylvania counties—DuPont State Forest Game Lands.

(j) Access to Hunting Creek Swamp Waterfowl Refuge in Davie County requires written permission from the Commission. Written permission may be granted only when entry onto the Waterfowl Refuge will not compromise the primary purpose for establishing the Waterfowl Refuge and the person requesting entry can demonstrate a valid need or the person is a contractor or agent of the Commission conducting official business. "Valid need" includes issues of access to private property, scientific investigations, surveys, or other access to conduct activities in the public interest.

(k) Feral swine may be taken by licensed hunters during the open season for any game animal or game bird using any legal manner of take allowed during those seasons. Dogs may not be used to hunt feral swine except on game lands that allow the use of dogs for hunting deer or bear, and during the applicable deer or bear season.

(l) Youth Waterfowl Day. On the day declared by the Commission to be Youth Waterfowl Day, youths may hunt on any game land and on any impoundment without a special hunt permit, including permit-only areas, except where prohibited in Paragraph (h) of this Rule.

(m) Veterans and Military Waterfowl Days. On the day declared by the Commission to be Veterans and Military Waterfowl Days, veterans, as defined in 38 USC 101, and members of the Armed Forces on active duty, including members of the National Guard and Reserves on active duty other than for training, with valid credentials may hunt on game lands and impoundments not designated as permit-only areas.

(n) Permit Hunt Opportunities for Disabled Sportsmen. The Commission may designate special hunts for participants of the disabled sportsman program by permit. The Commission may schedule these permit hunts during the closed season. Hunt dates and species to be taken shall be identified on each permit. If the hunt has a limited weapon choice, the allowed weapons shall be stated on each permit.

(o) As used in this Rule, horseback riding includes all equine species.

(p) When waterfowl hunting is authorized in this Rule on Christmas and New Years' Day and those days fall on Sundays, the open waterfowl hunting day shall be the following day.

# Exhibit F-2

October 28, 2021



## Fiscal Note for Proposed Lands Management Rules and Rule Amendments

### Rule Amendments:

15A NCAC 10D .0102	General Hunting Regulations
15A NCAC 10D .0103	Hunting on Game Lands
15A NCAC 10D .0106	Bear Sanctuaries
15A NCAC 10D .0201	Alligator River Game Land in Tyrell County
15A NCAC 10D .0202	Angola Bay Game Land in Duplin and Pender Counties
15A NCAC 10D .0203	Bachelor Bay Game Land in Bertie and Washington Counties
15A NCAC 10D .0206	Brinkleyville Game Land in Halifax County
15A NCAC 10D .0208	Buckridge Game Land in Tyrell County
15A NCAC 10D .0209	Buffalo Cove Game Land in Caldwell & Wilkes Counties
15A NCAC 10D .0210	Bullard and Branch Hunting Preserve Game Lands in Robeson County
15A NCAC 10D .0211	Butner-Falls of Neuse Game Land in Durham, Granville, and Wake Counties
15A NCAC 10D .0213	Cape Fear River Wetlands Game Land in Pender County
15A NCAC 10D .0214	Carteret County Game Land in Carteret County
15A NCAC 10D .0215	R. Wayne Bailey-Caswell Game Land in Caswell County
15A NCAC 10D .0216	Chatham Game Land in Chatham County
15A NCAC 10D .0217	Chowan Game Land in Chowan County
15A NCAC 10D .0218	Chowan Swamp Game Land in Bertie, Gates, and Hertford Counties
15A NCAC 10D .0219	Cold Mountain Game Land in Haywood County
15A NCAC 10D .0220	Columbus County Game Land in Columbus County
15A NCAC 10D .0221	Croatan Game Land in Carteret, Craven, and Jones Counties
15A NCAC 10D .0222	Currituck Banks Game Land in Currituck County
15A NCAC 10D .0224	Dare Game Land in Dare and Hyde Counties
15A NCAC 10D .0226	Dupont State Forest Game Lands in Henderson and Transylvania Counties
15A NCAC 10D .0227	Elk Knob Game Land in Watauga County
15A NCAC 10D .0228	Embro Game Land in Halifax and Warren Counties
15A NCAC 10D .0229	Goose Creek Game Land in Beaufort and Pamlico Counties
15A NCAC 10D .0230	Green River Game Land in Henderson and Polk Counties
15A NCAC 10D .0232	Gull Rock Game Land in Hyde County
15A NCAC 10D .0233	Harris Game Land in Chatham, Harnett, and Wake Counties
15A NCAC 10D .0237	Hycos Game Land in Person County
15A NCAC 10D .0239	Johns River Game Land in Burke County
15A NCAC 10D .0240	Jordan Game Land in Chatham, Durham, Orange, and Wake Counties



15A NCAC 10D .0241	Juniper Creek Game Land in Brunswick and Columbus Counties
15A NCAC 10D .0243	Kings Creek Game Land in Caldwell and Wilkes Counties
15A NCAC 10D .0245	Lee Game Land in Lee County
15A NCAC 10D .0246	Light Ground Pocosin Game Land in Pamlico County
15A NCAC 10D .0247	Linwood Game Land in Davidson County
15A NCAC 10D .0248	Lower Fishing Creek Game Land in Edgecombe and Halifax Counties
15A NCAC 10D .0249	Mayo Game Land in Person County
15A NCAC 10D .0250	Mitchell River Game Land in Surry County
15A NCAC 10D .0251	Nantahala Ga Land in Cherokee, Clay, Graham, Jackson, Macon, Swain, and Transylvania Counties
15A NCAC 10D .0252	Needmore Game Land in Macon and Swain Counties
15A NCAC 10D .0254	New Lake Game Land in Hyde and Tyrell Counties
15A NCAC 10D .0255	Nicholson Creek Game Land in Hoke County
15A NCAC 10D .0256	North River Game Land in Camden and Currituck Counties
15A NCAC 10D .0257	Northwest River Marsh Game Land in Currituck County
15A NCAC 10D .0258	Pee Dee River Game Land in Anson, Montgomery, Richmond, and Stanly Counties
15A NCAC 10D .0259	Perkins Game Land in Davie County
15A NCAC 10D .0260	Pisgah Game Land in Avery, Buncombe, Burke, Caldwell, Haywood, Henderson, Madison, McDowell, Mitchell, Transylvania, Watauga, And Yancey Counties
15A NCAC 10D .0261	Pond Mountain Game Land in Ashe County
15A NCAC 10D .0267	Robeson Game Land in Robeson County
15A NCAC 10D .0270	Sampson Game Land in Sampson County
15A NCAC 10D .0271	Sandhills Game Land in Hoke, Moore, Richmond, and Scotland Counties
15A NCAC 10D .0272	Sandy Creek Game Land in Nash and Franklin Counties
15A NCAC 10D .0275	Shocco Creek Game Land in Franklin, Halifax, Nash, and Warren Counties
15A NCAC 10D .0276	South Mountains Game Land in Burke, Cleveland, McDowell, And Rutherford Counties
15A NCAC 10D .0277	Stones Creek Game Land in Onslow County
15A NCAC 10D .0279	Suggs Sutton Lake Game Land in New Hanover and Brunswick Counties
15A NCAC 10D .0282	Three Top Mountain Game Land in Ashe County
15A NCAC 10D .0283	Thurmond Chatham Game Land in Alleghany and Wilkes Counties
15A NCAC 10D .0284	Tillery Game Land in Halifax County
15A NCAC 10D .0285	Toxaway Game Land in Jackson and Transylvania Counties
15A NCAC 10D .0286	Uwharrie Game Land in Davidson, Montgomery, and Randolph Counties
15A NCAC 10D .0288	Van Swamp Game Land in Beaufort and Washington Counties
15A NCAC 10D .0292	William H. Silver Game Land in Haywood County
15A NCAC 10D .0293	Yadkin River Game Lank in Davidson, Davie, Montgomery, Rowan, and Stanly Counties
15A NCAC 10E .0104	Use of Areas Regulated

**Agency Contact:** Ashley Pekarul  
Regulatory Analyst  
NC Wildlife Resources Commission  
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919-707-0011  
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**Impact:** State Government: Yes  
Local Government: Yes  
Private Impact: Yes  
Substantial Economic Impact: Uncertain, but potential

**Authority:** G.S. 75A-14; 113 – 134; 113-264; 113-270.3; 113-291.1; 113-291.2; 113-291.5; 113-291.7; 113-296; 113-305; 113-306

## **BACKGROUND**

The wildlife resources of the State belong to the people of the State as a whole, including the enjoyment of these resources (G.S. § 113-131(a)). The Wildlife Resources Commission (WRC) is tasked with the conservation of wildlife resources of the State (G.S. § 143-239). This responsibility includes managing, as equitably as possible, the various competing interests regarding these resources, including the use and take of such resources (G.S. § 113-131.1(a)). The statutes governing wildlife resources are found in Chapter 113, Subchapter IV of the General Statutes, and WRC has been granted rulemaking authority to implement the provisions of these statutes (G.S. § 113-134).

As part of its mission, WRC conducts an annual review of its fish, wildlife, boating safety, and game land regulations, to determine whether such rules need to be adjusted in order to accomplish the objectives of: managing wildlife resources through a biologically sustainable harvest of such resources by hunters, trappers and anglers consistent with sound conservation objectives; ensuring the safety of the boating public; managing Commission-owned land for the conservation of wildlife resources and the enjoyment of the public; and implementing legislative directives.

Many of the proposed rule changes are expected to increase hunting, fishing, and outdoor recreation opportunities, while others are expected to restrict such opportunities.

Majority of the proposed changes are currently a part of 10D .0103 Hunting on Game Lands. Over the next year, the Commission plans to move each game land in this rule into its own individual rule. Collectively, these individual rules will be made into a new section, 10D .0200 Use of Game Lands (.0201-.0293). This will reduce regulatory complexity when changes to specific game lands need to be made.

Included in these rules is the proposal to add Sunday hunting to various game lands. A fiscal note on changes to Sunday Hunting, approved by OSBM on October 9, 2020, can be found [here](#).

Fiscal impacts to the state are approximately \$14,475 non-recurring (updating signage, communication materials, and staff time). Expected benefits include increased hunter recruitment, retention, and expanded hunter opportunity in selected game lands. Sunday hunting may deter non-hunters from visiting game lands or increase user conflicts; the WRC will continue to prohibit Sunday hunting where the potential for user conflict is highest.

A summary of the additional proposed rule amendments with anticipated impacts is shown below. Proposed rule text is included in Appendix A.

## **15A NCAC 10D .0102 GENERAL HUNTING REGULATIONS**

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

The refuge was established in the early 1990's through a cooperative lease agreement between Burke County, Duke Power (now Duke Energy), Ducks Unlimited and the North Carolina Wildlife Resources Commission. The refuge encompasses approximately 57 acres located in the upper area of Rhodhiss Reservoir in Burke County North Carolina. Since its establishment, almost 6000 acres directly adjacent to the refuge has been acquired by the Commission and is now part of the Johns River Game Land. The game land has a variety of wetland and aquatic habitat suitable for waterfowl. It is a "Permit Only" game land and provides substantially more resting and feeding habitat for waterfowl than the original 57 acres. Areas outside of the Johns River Waterfowl Refuge on Lake Rhodhiss are subject to waterfowl hunting and is a popular hunting destination for local waterfowl hunters.

This proposal would allow hunting and trapping on Johns River Waterfowl Refuge.

#### Impacts & Benefits

##### *State Impact*

##### Benefits

Clarifies where waterfowl hunting is allowed and simplifies the hunting boundaries that are in place. Allowing hunting on this land may also help manage various species populations.

##### Costs

No signs will need to be added to clarify this change, however roughly 20-25 signs will need to be removed. This will cost the agency approximately \$168 in staff time (\$21/hr x 8 hrs = \$168).

##### *Local Impact*

This rule is not anticipated to have local government impacts.

## *Private Impact*

### Benefits

This proposal increases hunter opportunity by allowing hunters to hunt on land that previously was not available to them. The Commission is unable to determine how many hunters will take advantage of this additional hunting opportunity since it is a small parcel of land.

## **15A NCAC 10D .0106 BEAR SANCTUARIES**

Black Bear population growth rates in the Coastal Bear Management Unit (CBMU) and the Mountain Bear Management Unit (MBMU) show a declining trend. The population objectives of the MBMU and the CBMU, based on the 2012-2022 Black Bear Management Plan, were to lower the rate of population growth in order to stabilize bear populations and keep them within cultural carrying capacity. In 2016, the population growth in the CBMU had declined to 2% and has likely declined to 0-1% since 2016. While the Commission is meeting population objectives in the CBMU, population growth in the MBMU is still fairly robust at an estimated 5-6%. One challenge to meeting the MBMU bear population objective is the increased barriers to bear hunting opportunities on private lands due to the rapid increase in human populations and development.

Human-bear interactions continue to increase in the MBMU partly due to an increase in the bear population, as well as the substantial increase in the human population.

The US Forest Service has requested that Panthertown – Bonas Defeat Bear Sanctuary be opened to permit hunt opportunities due to increased human-bear interactions occurring on both forest service property and adjacent private property.

### Impacts & Benefits

#### *Private Impact*

Fiscal impacts are expected to be limited to those bear hunters in the area who take advantage of the additional hunting opportunity. To apply for a bear sanctuary hunting permit is \$8.

Human-bear conflicts in this area will likely also decrease as bear hunting is permitted.

Private businesses will benefit from a likely increased visitation rate to the area resulting in an increase in the purchase of goods and services as they relate to the needs of this user group – e.g., food, gas, etc. A recent study of North Carolina game land users found that hunters spend an average of \$84.19<sup>1</sup> per trip. WRC estimates that 521 permits will be issued for this sanctuary. If each permittee makes at least one trip, then local businesses can expect a minimum of \$43,900 in additional trip-related sales revenues annually.

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<sup>1</sup> 1 Casola, William et. al. Determining Use, Economic Impacts and Value of Game Lands in North Carolina. October 2020. Appendix B

## *State Impact*

### Benefits

This proposed rule amendment has the potential to benefit the state by increasing revenue from permit applications. In the 2020-2021 season, the Commission issued 1,043 bear sanctuary permits between Pisgah's Daniel Boone and Mount Mitchell Bear Sanctuary. Bear hunting is a popular activity, and it is likely that around 521 permits will be issued for this sanctuary based on the average number of permits issued for both Daniel Boone and Mount Mitchell. This can create revenue of \$4,168 for the Commission (521 permits x \$8/permit = \$4,168).

The amendment will also assist in MBMU population objectives, while assuring a sustainable harvest.

### *Tax Impacts*

By increasing local business visitation and sales, the state and local governments will likely also see an increase in their tax revenue from the additional economic activity generated by the bear hunting trips. Applying Jackson County's 7% sales tax rate to the expected minimum trip expenditures of \$43,900 results in an estimated \$3,000 in additional tax revenue annually.

### **15A NCAC 10D .0209 BUFFALO COVE GAME LAND IN CALDWELL & WILKES COUNTIES**

### **15A NCAC 10D .0226 DUPONT STATE FOREST GAME LANDS IN HENDERSON AND TRANSYLVANIA COUNTIES**

### **15A NCAC 10D .0230 GREEN RIVER GAME LAND IN HENDERSON AND POLK COUNTIES**

### **15A NCAC 10D .0239 JOHNS RIVER GAME LAND IN BURKE COUNTY**

### **15A NCAC 10D .0260 PISGAH GAME LAND IN AVERY, BUNCOMBE, BURKE, CALDWELL, HAYWOOD, HENDERSON, MADISON, MCDOWELL, MITCHELL, TRANSYLVANIA, WATAUGA, AND YANCEY COUNTIES**

### **15A NCAC 10D .0276 SOUTH MOUNTAINS GAME LAND IN BURKE, CLEVELAND, MCDOWELL, AND RUTHERFORD COUNTIES**

Target shooting is typically prohibited on game lands within 45 miles of a shooting range and the above listed game lands are within that radius of the new McDowell County range (projected completion within the next year) and the Foothills Shooting Complex in Cleveland County. Non-traditional usage on game lands has substantially increased over the past year and the proposal to prohibit target shooting on these game lands will provide a safer game land experience for all user groups.

In past site experience, there has been compliance when target shooting was prohibited, and it is expected that the public will adhere to these new prohibitions.

### Impacts & Benefits

#### *Private Impact*

##### Benefit

Prohibiting target shooting may improve safety for both target shooters and other users of the game lands. Currently, popular shooting areas on these game lands contain no back-stop berms and are often located near boundaries with private property, occupied dwellings, and roads. The agency has no way to quantify this benefit.

##### Cost

This proposed amendment could affect private individuals who want to target shoot, as they will now need to travel to a shooting range. Depending on where the individual is traveling from, this could impose an additional financial burden by requiring more money spent on gas and supplies. There is no way to quantify this impact.

#### *State Impact*

##### Benefit

Agency staff are responsible for maintenance and upkeep of the game lands. Individuals using these areas for target shooting regularly leave broken glass, plastic bottles, paper, and steel cans, on the property, which then must be cleaned up by staff. Game lands staff typically clean frequented target shooting areas three times per year at each game land. Prohibiting target shooting on these six game lands is projected to save the agency approximately \$3,024/year in staff time ( $\$21/\text{hr} \times 8\text{hrs/clean up} \times 3 \text{ clean-ups/year} = \$504 \times 6 \text{ game lands} = \$3,024$ ). Additionally, targets are often placed on trees in the area, many of which have been damaged to the point that mortality has already occurred or is imminent. This proposed amendment may help to eliminate the damage caused to live trees that are currently being used as targets. The agency has no way to quantify this benefit.

##### Cost

Conservation biologists and technicians will put up signage on kiosks as part of their regular duties. New signage will cost the agency, at most, \$5.40 ( $\$0.90/\text{sign} \times 6 \text{ signs}$ ).

#### *Local Impact*

This rule is not anticipated to have local government impacts.

### **15A NCAC 10D .0209 BUFFALO COVE GAME LAND IN CALDWELL & WILKES COUNTIES**

## **15A NCAC 10D .0276 SOUTH MOUNTAINS GAME LAND IN BURKE, CLEVELAND, MCDOWELL, AND RUTHERFORD COUNTIES**

A rule change was adopted by the Commission in 2021 allowing Sunday hunting on Buffalo Cove and South Mountains game lands. However, current language does not include Sundays between season transitions as an allowable day to hunt.

### Impacts & Benefits

#### *Private Impact*

##### Benefit

Expands hunter opportunity on Sundays between season transitions. This clarification also reduces any confusion for users on which Sundays they are allowed hunt.

#### *State Impact*

##### Benefit

This proposed change creates consistency in Sunday hunting rules amongst game lands.

Because of this oversight, Commission staff will need to educate hunters on these game lands that Sunday hunting is not allowed between blackpowder firearms season during the 2021-2022 season. However, the proposed change will alleviate inconsistency and targeted education/outreach will no longer be required.

#### *Local Impact*

This rule is not anticipated to have local government impacts.

## **15A NCAC 10D .0211 BUTNER-FALLS OF NEUSE GAME LAND IN DURHAM, GRANVILLE, AND WAKE COUNTIES**

Dog deer hunting at Butner-Falls of Neuse Game Land has been a source of conflict between dog deer hunters, adjacent private landowners, game land and private land still hunters, and other users of game lands and private properties surrounding Falls Lake in northern portions of Wake County.

In Wake County dog hunting is prohibited almost entirely except for the northern portion of the county, north of NC Highway 98. The terrestrial acreage of the area in Wake County where dog deer hunting is currently allowed on game lands within US Army Corps of Engineers boundaries is roughly 3,415 acres. The residential interface that surrounds the game land is comprised of predominately small parcel properties with high housing densities. County parcel data indicates only two large private land tracts remaining in the current dog hunting area in northern Wake County. The Falls Lake State Recreation Area shares boundaries with many of the most popular blocks currently dog hunted. Hounds often run off game lands to adjacent State Parks and private property. There is a long history of complaints from landowners in this area.



This proposed regulation change would make the portions of Butner-Falls of Neuse Game Land in Wake County consistent in prohibiting the hunting or chasing of deer with dogs.

### Impacts & Benefits

#### *Private Impact*

##### Benefit

There will be an increased opportunity for still hunters due to a lack of competition with dog hunters. While not a quantifiable benefit, individuals who own property adjacent to the game land will no longer have conflicts with deer dog hunters.

##### Cost

Individuals and groups that have traditionally pursued deer with dogs on this game land will no longer have that opportunity. Additionally, no new hunters will have the opportunity to hunt in this location with dogs. Due to lack of data, this impact cannot be quantified.

#### *State Impact*

##### Benefit

This proposed change creates a consistent prohibition on dog deer hunting in Wake County, reducing enforcement complexity. This change will also likely decrease the number of complaints that law enforcement officers have to respond to in this area about dog deer hunters. The Commission does not have record of how much time is spent addressing this issue and thus cannot quantify the benefits of the proposed change.

#### *Local Impact*

##### Benefit

Prohibiting deer dog hunting in this area is anticipated to lessen the complaints received by local authorities from homeowners disrupted by hunters and their dogs. This could lead to a savings of time and money for local law enforcement. The Commission has no way to know exactly how much time local law enforcement spend on these complaints and thus cannot quantify this benefit.

##### Cost

Decreasing the opportunity for hunters to take deer with dogs on this portion of the game land will likely decrease the number of these hunters visiting local businesses, which will result in a decrease in the purchase of goods and services as they relate to needs of this user group – e.g., food, gas, hunting supplies, etc. The local government could potentially see a reduction in tax-based revenue. However, while dog deer hunter visitation may decrease, still hunter visitation may increase. Unfortunately, because the agency does not record game land usage, there is no way to project these potential impacts.

**15A NCAC 10D .0215 R. WAYNE BAILEY-CASWELL GAME LAND IN CASWELL COUNTY**

**15A NCAC 10D .0240 JORDAN GAME LAND IN CHATHAM, DURAM, ORANGE, AND WAKE COUNTIES**

**15A NCAC 10D .0258 PEE DEE RIVER GAME LAND IN ANSON, MONTGOMERY, RICHMOND, AND STANLY COUNTIES**

These proposals clarify when equestrian riding will be permitted and not on the R. Wayne Bailey-Caswell, Jordan, and Pee Dee River Game Lands. Proposed amendments will also allow equestrian riding on gated roads and trails posted for equestrian use at the Pee Dee River Game Land and clarify that a Game Land License is not needed to ride horses on the American Tobacco Trail at Jordan Game Land.

Impacts & Benefits

*Private Impact*

Benefit

The decreased complexity of the rules and potential for additional opportunities at Pee Dee River Game Land, may cause new horseback riders to these areas

*State Impact*

Cost

The state could see a minor reduction in the sale of game land license (\$16 per license per year) sold if those individuals only riding on the American Tobacco Trail purchased a game land license in the past when they did not need to. The data do not exist to quantify this reduction.

*Local Impact*

Benefit

Rule clarity and additional opportunities on the Pee Dee River Game Land may invite a small number of new users.

**15A NCAC 10D .0229 GOOSE CREEK GAME LAND IN BEAUFORT AND PAMLICO COUNTIES**

**A. Spring Creek Scouting-Only Zone**

With the current 60-day waterfowl seasons, hunting pressure has a significant impact on waterfowl usage on coastal waterfowl impoundments. This proposed change would add Spring Creek Impoundment to those with posted "Scouting-only Zone." Currently, hunters

on the impoundment are having difficulty taking waterfowl because of non-hunter disturbance and this change would improve the hunt.

It is generally accepted that migratory and wintering waterfowl attempt to minimize time spent in flight, allowing them to maximize the time devoted to feeding. A publication by Korschgen and Dahlgren (US Forest Wildlife Service) noted disturbance of waterfowl associated with human activities significantly reduced feeding time periods or resulted in abandonment of important feeding areas. A literature review by Borgmann (Audubon) quantifying impact of human disturbance on waterfowl identified that 86% of reviewed studies reported that human-caused disturbances impacted the study species with 57% causing the birds to take flight.

This addition will decrease disturbance by non-hunters on Spring Creek Impoundment and would make existing signage enforceable. Non-hunters are allowed on scouting only zones and not on impoundments which hunters use to take waterfowl.

### Impacts & Benefits

#### *Private Impact*

##### Benefit

Hunters have a greater chance of taking waterfowl if they are undisturbed and unlikely to fly away. How many waterfowl are on this game land at any time is unknown and the increased chance of take for hunters cannot be quantified.

##### Cost

Bird watchers and other non-hunter users will now need to stay at a further distance from waterfowl than they are used to. This may decrease opportunity to see this resource up close. This is not expected to change non-hunting recreational experience because the impoundment area is small.

#### *State Impact*

##### Benefit

Waterfowl can stay on the landscape longer when non-hunters are not allowed to approach them. This allows more waterfowl to be on the landscape for hunters to take. The Commission does not know how many individuals hunt on this game land.

The proposed amendment would allow law enforcement to enforce the “Scouting-only zone” signage on the game land that already exists.

#### *Local Impact*

This rule is not anticipated to have local government impacts.

## **B. Pursuing or Chasing Deer and Bear**

This regulation will prohibit the pursuing or chasing of deer and bear with dogs for the purposes of training or hunting on the Beaufort County portion of Goose Creek Game Land north of NC 33. Hunter conflicts with adjacent landowners, surrounding hunter interests and other user groups necessitates a change in hunting methods on the game land tracts.

### Impacts & Benefits

#### *Private Impact*

##### **Cost**

Individuals and groups that have traditionally pursued deer and bear with dogs on this game land will no longer have that opportunity. It will also deny that opportunity to potential first-time users. However, the number of individuals and groups that pursue deer and bear with dogs on this game land is unknown.

Decreasing the opportunities to partake in hunting deer and bear with dogs on this game land may decrease the number of these hunters visiting local businesses, which can result in a decrease in the purchase of goods and services as they relate to needs of this user group – e.g., food, gas, hunting supplies, etc. However, the agency has no way to project these potential reductions and it is expected to be minimal.

#### *State Impact*

This rule is not anticipated to have state government impacts.

#### *Tax Impact*

The local government could potentially see a reduction in tax-based revenue. However, the agency has no way to project these potential reductions and it is expected to be minimal.

## **15A NCAC 10D .0239 JOHNS RIVER GAME LAND IN BURKE COUNTY**

This proposal will remove language regarding entry into posted waterfowl impoundments and clarify the use and construction of permanent hunting blinds.

Construction of a waterfowl impoundment was investigated when Johns River Game Land was acquired, and plans were moving forward. Having additional waterfowl hunting opportunities seemed promising and in anticipation of constructing a future impoundment, two rule changes were adopted. Due to permeability issues, the project was abandoned, so Johns River game land does not currently have any waterfowl impoundments. This rule would further clarify that the addition of new permanent hunting blinds is not allowed. It would not change how current permanent hunting blinds are used.

## Impacts & Benefits

### *Private Impact*

This rule is not anticipated to have any fiscal impacts but will clarify the construction of permanent hunting blinds is prohibited.

### *State Impact*

#### Benefit

This proposed amendment is not anticipated to have state government impacts.

### *Local Impact*

This proposed amendment is not anticipated to have local government impacts.

## **15A NCAC 10D .0240 JORDAN GAME LAND IN CHATHAM, DURHAM, ORANGE, AND WAKE COUNTIES**

Currently, camping is prohibited on the Jordan Game Land. There are no designated hunter camping areas elsewhere on game lands in the local vicinity; with the nearest one being about 20 miles (40 minutes) away on the Butner-Falls of Neuse Game Land in Granville County.

This amendment would create a Designated Camping Area on the Jordan Game Land to allow hunter camping during open hunting seasons. Camping will be restricted to September 1 through the last day of February and March 31 – May 14. This will be a small primitive campground, primarily for tents and pop-ups, with no amenities.

## Impacts & Benefits

### *Private Impact*

#### Benefit

This proposal increases opportunity for hunters that were unable to use this game land due to proximity and the lack of options for overnighing. It also may increase the number of days hunters use the game land. Unfortunately, it is unknown exactly how many hunters will take advantage of this opportunity and thus cannot be quantified.

A small number of private businesses may benefit from a small increased visitation rate to the area resulting in an increase in the purchase of goods and services as they relate to the needs of this user group – e.g., food, gas, etc. However, the agency has no way to project this potential revenue.

### *State Impact*

#### Cost

Land has already been cleared for the site and no further construction or staff time will be needed to transform the area into a primitive campground.

Conservation biologists and technicians will change signage as part of their regular duties. The change in signage will not require more than one day, at an estimated cost to the agency of approximately \$168 (\$21/hr x 8 hrs = \$168). New signage will cost a maximum of \$9.00 (\$0.90/sign x 10 signs).

This will be a primitive campground and maintenance will be performed once per year. The cost of annual maintenance, including labor (\$21/hr x 16 hrs = \$336) is estimated at \$336 per year.

There is a onetime cost to the Commission of \$513 (\$177 + \$336) and an annual cost of \$336.

### *Tax Impact*

Allowing camping will likely increase a small number of these hunters visiting local businesses, which can result in a minor increase in local tax revenue.

## **15A NCAC 10D .0243 KINGS CREEK GAME LAND IN CALDWELL AND WILKES COUNTIES**

North Carolina Department of Agriculture & Consumer Services and the Commission have entered into an agreement to enroll 2,340 acres of state-owned property in Wilkes and Caldwell counties into the Northern Mountain Region game land program.

Additionally, these proposals will establish rules related to deer season, horseback riding, and bear hunting with the use of dogs. Rules prohibiting horseback riding and hunting bear with dogs are at the request of the landowner and are a prerequisite for establishing this area as a game land.

### Impacts & Benefits

#### *Private Impact*

##### Benefit

This amendment allows for an increase in hunter opportunity and non-hunting activities. Game land users will have increased opportunities for wildlife-based recreation and 2,340 acres of undeveloped land will be conserved. There is currently not a game land in this area of the state and wildlife and outdoor recreationists from surrounding municipalities can take advantage of this public land for hunting, hiking, and nature watching.

Game lands have been shown to have generated game land related expenditures. In 2018, North

Carolina game lands received approximately 2.2 million visits. A recent evaluation conducted by NC State University researchers estimates that these visits generated \$180 million in game land related expenditures (gross), contributing a net added value of \$140 million to the state's economic activity.<sup>2</sup>

Adding an additional game land will bolster state revenue and recreational visits. The value of game land access to recreators can be assumed to be at least as much as they spend per trip, although there are additional use and non-use benefits that are not captured in trip expenditures. This same study found that non-licensed activity users spent an average of \$119.83 per trip while hunters and anglers spent on average \$84.19 per trip.<sup>3</sup>

This game land is likely to increase home values in the area as well. It has been shown that homes in proximity to game lands can either raise home values or decrease them. Researchers found that homes in the mountain and piedmont region have the most increase in home values while homes at the coast had the most decrease.

The concept of willingness to pay (WTP) can provide a more comprehensive estimate of how much users value game lands, including those aesthetic, environmental, and inter-generational benefits that cannot be measured directly in the market through expenditures or home values. However, WTP values come with a greater degree of uncertainty; the estimates are sensitive to the research methods used to elicit the values including the design and delivery of the contingent valuation exercise.

The study assessed users' willingness to pay (one time) to conserve 20% of North Carolina's game lands. Values varied by user type. Non-licensed users valued the proposed conservation at \$130 compared to licensed users at \$120. Dual users that pursue both licensed and non-licensed activities valued game lands most highly at \$160. More detailed studies would be needed to determine willingness to pay on an annual or per-acre basis, and to determine these values for both users and non-users.

### *State Impact*

#### Costs

The agency anticipates a one-time cost of approximately \$102,500-127,500 for establishing the new game land. This will include placement and maintenance of boundary markings to facilitate identification of the property (\$100,000-\$125,000), and purchase and maintenance of a gate to control vehicle access (\$2,500).

#### *Tax Impact*

Creating a new game land may increase the number of people visiting local businesses, which will result in an increase in the purchase of goods and services as they relate to needs of this user group – e.g., food, gas, camping supplies, etc. Based upon data collected on similar sized game

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<sup>2</sup> Casola, William *et. al.* Determining Use, Economic Impacts and Value of Game Lands in North Carolina. October 2020. Appendix B

<sup>3</sup> Ibid.

lands in North Carolina, the state and local governments could potentially see an increase in tax-based revenue at a minimum of \$25,000<sup>4</sup>. This amount may vary, as each game land's tax-based revenue is specific to its location and size. The Commission is unable to give an exact estimate as tax-based revenue varies depending on activities allowed on the game lands, its proximity to local amenities, and its size.

This game land is likely to increase home values in the area as well, increasing property tax revenue. It has been shown that homes in proximity to game lands can either raise home values or decrease them. Homes in the mountain and piedmont region have the most increase in home values while homes at the coast had the most decrease.

### **15A NCAC 10D .0259 PERKINS GAME LAND IN DAVIE COUNTY**

This proposal would change Perkins Game Land from an Introductory Either-Sex Gun Season to a Conservative Either-Sex Gun Season. If approved, it would add 5 days to legally harvest does on Perkins Game Land during the general firearms season.

#### Impacts & Benefits

##### *Private Impact*

One additional day of either-sex deer hunting on the Perkins Game Land will enhance opportunities for deer hunters to enjoy the game land.

##### *State Impact*

This rule is not anticipated to have state government impacts.

##### *Local Impact*

This rule is not anticipated to have local government impacts.

### **15A NCAC 10D .0260 PISGAH GAME LAND IN AVERY, BUNCOMBE, BURKE, CALDWALL, HAYWOOD, HENDERSON, MADISON, MITCHELL, TRANSYLVANIA, WATAUGA, AND YANCEY COUNTIES**

The Wilson Creek corridor is one of the most heavily used portions of Pisgah Game Lands. The Commission owns a small portion of the game land and river corridor (approx. 2 miles of river and 700 acres of land) in the area, with the remainder of the greater Pisgah Game Land being owned by the United States Forest Service (USFS). Currently fires and alcohol are prohibited on the USFS portion of the game land within the Wilson Creek corridor.

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<sup>4</sup> Casola, William *et. al.* Determining Use, Economic Impacts and Value of Game Lands in North Carolina. October 2020. Appendix B



This proposal will prohibit alcohol and fires on the Lutz Tract and Wilson Creek portions of Pisgah Game Lands.

#### Impacts & Benefits

##### *Private Impact*

This amendment should alleviate confusion about where alcohol and fires are allowed. While this proposed change could limit opportunities for individuals engaging in these activities, the benefits of this prohibition are anticipated to outweigh the impacts.

##### *State Impact*

##### **Benefit**

This amendment would make regulations on alcohol and fires consistent across this portion of the game land. Prohibiting alcohol and fires will reduce enforcement effort in these locations. Prohibiting fires will also help to prevent potential environmental/habitat destruction.

##### *Local Impact*

This rule is not anticipated to have local government impacts.

#### **15A NCAC 10D .0271 SANDHILLS GAME LAND IN HOKE, MOORE, RICHMOND, AND SCOTLAND COUNTIES**

Clarify the times when equestrian riding will be permitted and not on Sandhills Game Land and restrict riders to open roads or those gated roads and trails posted for equestrian use.

#### Impacts & Benefits

##### *Private Impact*

The decreased complexity of the rules could cause an increase in the number of users. However, current and new users may decide to travel to a different area to horseback ride if being restricted to gated roads and trails posted for equestrian use is unappealing.

##### *State Impact*

This rule is not anticipated to have state government impacts.

##### *Local Impact*

This rule is not anticipated to have local government impacts.

## **15A NCAC 10D .0276 SOUTH MOUNTAINS GAME LAND IN BURKE, CLEVELAND, MCDOWELL, AND RUTHERFORD COUNTIES**

South Mountains Game Land currently has three designated camping areas. The amount of unintended use at these areas has increased substantially over the years, both during and outside the hunting seasons. Enforcement staff routinely encounter violations including, but not limited to, illegal drugs, littering, indecent exposure, and extended camping. Commission staff spend many hours cleaning up trash, clearing the camping areas from wood debris, and removing large items such as mattresses that are dropped off. Currently, language doesn't exist in rule that limits camping on South Mountains Game Land outside of the hunting seasons.

This proposal will restrict camping at designated camping areas on South Mountains Game Land to September 1 through the last day of February and March 31 through May 14 and limit the maximum number of consecutive days stayed at a designated campsite to 14 days to reduce homesteading.

### Impacts & Benefits

#### *Private Impact*

##### Cost

This amendment will have minimal effects on users as camping is available at the adjoining South Mountains State Parks. However, campers who are accustomed to staying at this game land may need to travel further to camp at those adjourning state parks.

#### *State Impact*

##### Benefit

Restricting camping to only dates within the hunting seasons is anticipated to eliminate a large portion of the illegal activity occurring on the game land that takes up officer time and resources, decrease the amount of maintenance required at these areas, and make South Mountains Game Land restrictions consistent with other game lands. The Commission does not have data on how much time is spent by staff on this game land so cost savings cannot be calculated.

#### *Local Impact*

This rule is not anticipated to have local government impacts.

## **15A NCAC 10E .0104 USE OF AREAS REGULATED**

### **A. Commission-owned or managed Boating Access Areas**

This proposal would require that individuals or organizations planning activities or events at Commission-owned or managed Boating Access Areas (BAAs) will require a permit.

Currently, there is no way for the Commission to know how many activities and events are taking place in these areas.

### Impacts & Benefits

#### *Private Impact*

##### Cost

Individuals and organizations who have been holding events or activities not associated with launching or retrieving of vessels in these areas have always been required to obtain a permit. This change further clarifies that even organized events associated with launching or retrieving of vessels requires a permit. While the permit is free, individuals and organizations may experience a minor inconvenience, as they will need to take the time to go online on the Commission website to fill out an application for permit and wait until the permit is issued before holding the event.

Failure to obtain a permit can lead to a warning or ticket from law enforcement.

#### *State Impact*

##### Benefit

Requiring individuals and organizations to obtain a permit to use Commission-owned or managed BAAs will allow the Commission to track the number and types of events happening in these areas. This will give the Commission a greater understanding of how BAAs are used, whether that be for fishing competitions or recreation. This will also allow the Commission to restrict use to intended activities.

##### Cost

The agency will have to spend additional staff time on issuing these permits. However, it is unclear how many individuals or organizations will be requesting a permit and thus, an accurate agency cost cannot be calculated.

#### *Local Impact*

This rule is not anticipated to have local government impacts.

### **B. Public Fishing Areas**

Currently, public fishing areas (PFA) have signs that state both approved and prohibited activities at the PFA. It is difficult for users to know if the activity they are engaging in is allowed if it is not posted as an approved use but is not explicitly stated as prohibited either.

This amendment would make it clear that fishing is the only allowable use of a public fishing area, unless posted otherwise.

### Impacts & Benefits

### *Private Impact*

#### Benefit

This proposed amendment is anticipated to have minimal private impacts. The public will have a clearer understanding of what activities are and are not allowed on PFAs.

### *State Impact*

#### Benefit

Enforcement officer effort is likely to decrease as fishing will be the only areas allowable activity on PFAs unless otherwise posted. The Commission does not currently track enforcement time at PFAs and thus cannot quantify this benefit.

#### Cost

Replacement of signage at 222 PFAs is anticipated to cost the agency approximately \$536. Commission staff will need to remove old signs and post new ones. This is expected to take 2 days of staff time ( $\$21 \times 16 \text{ hours} = \$336$ ). Signage will cost approximately \$200 ( $\$0.90/\text{sign} \times 222$ ).

### *Local Impact*

This rule is not anticipated to have local government impacts.

## **SUMMARY**

### **Quantifiable Impacts**

#### *State*

The following quantifiable costs are anticipated:

- Johns River Waterfowl Refuge amendment
  - One time staff cost to remove signs = \$168
- Camping on Jordan Game Land
  - One time staff cost & signage change = \$177
  - Yearly maintenance = \$513
- Creation of Kings Creek Game Land
  - One time cost of boundary markers and gate = \$102,000 - \$127,500
- Public Fishing Area Restriction
  - One time staff cost and signage change = \$536
- Sunday Hunting
  - One time fee for signage, communication, materials, and staff time = \$14,475

The following quantifiable benefits are anticipated:

- Prohibition on target shooting on Buffalo Cove, Dupont State Forest, Green River, Johns River, Pisgah, and South Mountains Game Lands:
  - Maintenance savings = \$630/annually/game land
- Creation of Kings Creek Game Land
  - Non-traditional user = \$119/trip to game land
  - Traditional user = \$84/trip to game land

The total quantifiable cost to the state is estimated to be approximately: \$128,894 in year one and \$513 annually.

### **Quantifiable Impacts**

#### *Private Benefit*

- Allowing bear hunting on additional bear sanctuary
  - Additional trip-related sales revenue = \$43,900 per year

### **Unquantifiable Impacts**

#### *State*

The following unquantifiable benefits were identified for the proposed rule changes:

- Increased hunter recruitment, retention, and expanded hunter opportunity in selected game lands for Sunday hunting.

- Clarifies for law enforcement where waterfowl hunting is allowed and simplifies the hunting boundaries that were in place.
- Removing Brunswick County Game Land reduces land management costs.
- Allowing bear hunting on additional bear sanctuaries increases hunter licenses and bear sanctuary hunt permits.
- Clarifying Sunday hunting in between seasons creates consistency among Sunday hunting regulations.
- Prohibiting dog hunting on Butner-Falls of Neuse Game Land in the Wake County section & on the Beaufort County portion of Goose Creek Game Land north of NC 33 will decrease time law enforcement officers are called out for complaints.
- Adding Spring Creek Impoundment to those with posted “Scouting-only Zone” will allow waterfowl to stay on the landscape longer.
- Allowing hunting on Jordan Game Land may bring more hunters onto the land
- Prohibiting alcohol and fires on Lutz Tract and Wilson Creek portions of Pisgah Game Land will reduce chance of habitat destruction from loitering and potential fire damage.
- Restricting camping to hunting season dates in South Mountains Game Land will eliminate large portions of illegal activity occurring taking law enforcement time and resources, decreases maintenance and clean-up costs, and decreases homesteading.
- Requiring permits for Commission-owned or managed Boating Access Areas will help the Commission track events occurring in those places and gives the Commission opportunity to deny an activity from occurring if it deems it unfit or harmful to the resource.

The following unquantifiable costs were identified for the proposed rule changes:

- Clarifying Sunday hunting in between seasons will require law enforcement to spend time educating the public this year on the regulations and the proposed change.
- Requiring permits for Commission-owned or managed Boating Access Areas will cost staff time in issuing permits

### *Local*

The following unquantifiable benefits were identified for the proposed rule changes:

- Increase in the purchase of goods and services as they relate to needs of this user group – e.g., food, gas, camping supplies, etc. The local government could potentially see an increase in tax-based revenue by:
  - Allowing hunting on various bear sanctuaries
  - Allowing camping on Jordan Game Land
  - Creation of Kings Creek Game Land
  - Changing Perkins Game Land from introductory either-sex gun season to conservative

The following unquantifiable costs were identified for the proposed rule changes:

- Reduction in local tax revenue from:
  - Removal of Brunswick County Game Land
  - Prohibition of target shooting
  -

*Private*

The following unquantifiable benefits were identified for the proposed rule changes:

- Clarifying waterfowl hunting on Johns River Waterfowl Refuge will increase hunter opportunity
- Allowing hunting on bear sanctuaries will increase hunter opportunity.
- Prohibiting target shooting on various game lands increases user safety.
- Clarifying Sunday hunting in between seasons increases hunter opportunity.
- Prohibiting dog hunting on Butner-Falls of Neuse Game Land in the Wake County section & on the Beaufort County portion of Goose Creek Game Land north of NC 33 section will decrease the number of complaints homeowners make about trespassing.
- Adding Spring Creek Impoundment to those with posted “Scouting-only Zone” will allow waterfowl to stay on the landscape longer, increasing hunter opportunity.
- Allowing hunting on Jordan Game Land increases hunter opportunity.
- Creation of Kings Creek Game Land increases hunter opportunity.

The following unquantifiable costs were identified for the proposed rule changes:

- Allowing Sunday hunting may deter non-hunters from visiting game lands or increase user conflicts; the WRC will continue to prohibit Sunday hunting where the potential for user conflict is highest.
- Removing Brunswick County Game Land Lost will force users to find new game lands to visit.
- Prohibiting target shooting will increase travel costs for individuals wanting to target shoot.
- Prohibiting dog hunting on Butner-Falls of Neuse Game Land in the Wake County section & on the Beaufort County portion of Goose Creek Game Land north of NC 33 section will decrease hunter opportunity to deer dog hunt that have been in the past.
- Adding Spring Creek Impoundment to those with posted “Scouting-only Zone” may decrease the number of times non-traditional users will see waterfowl.
- Prohibiting alcohol and fires on Lutz Tract and Wilson Creek portions of Pisgah Game Land will be a decrease in opportunity for users who have been doing those activities in the past.
- Restricting camping to hunting season dates in South Mountains Game Land will force those who usually camp during that proposed restricted period to camp elsewhere and potentially cost more.

- Requiring permits for Commission-owned or managed Boating Access Areas will require individuals or organizations to spend time applying for a permit.

While most of the impacts are unquantifiable, the Commission believes that benefits to both the state and local government, and private entities outweigh the costs.



## APPENDIX A

### 15A NCAC 10D .0102 GENERAL REGULATIONS REGARDING USE

(a) For purposes of this Subchapter, the following definitions apply:

- (1) "Permanent Hunting Blind" means any structure that is used for hunter concealment, constructed from manmade or natural materials, and that is not disassembled and removed at the end of each day's hunt.
- (2) "Target shooting" means the discharge of a firearm for purposes other than hunting, trapping, or self-defense.
- (3) "Youth" means individuals under 18 years of age.

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

- (1) Archery Zone. On portions of game lands posted as "Archery Zones" hunting is limited to bow and arrow hunting and falconry only. On these areas, deer of either sex may be taken on all open days of any applicable deer season.
- (2) Safety Zone. On portions of game lands posted as "Safety Zones" hunting is prohibited. No person shall hunt or discharge a firearm or bow and arrow within, into, or across a posted safety zone on any game land. Falconry is exempt from this provision.
- (3) Restricted Firearms Zone. On portions of game lands posted as "Restricted Firearms Zones" the use of centerfire rifles is prohibited.
- (4) Restricted Zone. Portions of game lands posted as "Restricted Zones" are closed to all use by the general public, and entry upon such an area for any purpose is prohibited without first having obtained written approval of such entry or use from an authorized agent of the Wildlife Resources Commission. Entry shall be authorized only when such entry will not compromise the primary purpose for establishing the Restricted Zone and the person or persons requesting entry are able to demonstrate a valid need or such person is a contractor or agent of the Commission conducting official business. "Valid need" includes issues of access to private property, scientific investigations, surveys, or other access to conduct activities in the public interest.
- (5) Temporary Restricted Zone. Portions of game lands posted as "Temporary Restricted Zones" are closed to all use by the general public, and entry upon such an area for any purpose is prohibited without first having obtained written approval of such entry or use from an authorized agent of the Wildlife Resources Commission. An area of a game land shall be declared a Temporary Restricted Zone when there is a danger to the health or welfare of the public due to topographical features or activities occurring on the area.
- (6) Scouting-only Zone. On portions of the game lands posted as "Scouting-only Zones" the discharge of firearms or bow and arrow is prohibited.
- (7) Restricted Deer Hunting Zone. On portions of game lands posted as "Restricted Deer Hunting Zones" the use of dogs for taking deer is prohibited, except as allowed by permit as provided in G.S. 113-264(d).
- (8) Day Use Only Zone. On portions of game lands posted as "Day Use Only Zones" the use by the general public shall be prohibited from sunset to sunrise.
- (9) Sensitive Habitat Zone. Portions of game lands posted as "Sensitive Habitat Zones" are closed to all use by the general public during the dates specified on the sign, and entry upon such an area for any purpose is prohibited without first obtaining written approval of such entry or use from an authorized agent of the Wildlife Resources Commission by calling 919-707-0150 and requesting a permit.

The Commission shall conduct a public input meeting in the area where the game land is located before establishing the following zones: archery, restricted firearms, restricted ~~restricted~~ deer hunting, day use only, or sensitive habitat. After the input meeting, the public comments shall be presented at an official Commission meeting for final determination.

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

(d) Use of weapons. No person shall discharge:

- (1) any weapon within 150 yards of any game land building or designated game land camping area, except where posted otherwise;

- (2) any weapon within 150 yards of any residence located on or adjacent to game lands, except on Butner-Falls of Neuse and Jordan game lands; and
- (3) any firearm within 150 yards of any residence located on or adjacent to Butner-Falls of Neuse and Jordan Game Lands.

No person shall hunt with or have in possession any shotgun shell containing lead or toxic shot while hunting on any posted waterfowl impoundment on any game land, except shotgun shells containing lead buckshot may be used while deer hunting. Every individual carrying a concealed handgun shall adhere to the requirements set forth in G.S. 14-415.11, even if the state issuing the concealed handgun permit is not North Carolina. On Butner-Falls of Neuse, Jordan, Kerr Scott, and Vance game lands, no person shall possess loaded firearms, ammunition, bows and arrows, crossbows, or other weapons except as provided in the Code of Federal Regulations, Title 36, Chapter III, Part 327.13, which is incorporated by reference, including subsequent amendments and editions, free of charge, at:

[http://www.ecfr.gov/cgi-bin/text-idx?SID=75b0c14fb2c26906cf64a267eb69b052&mc=true&node=se36.3.327\\_113&rgn=div8](http://www.ecfr.gov/cgi-bin/text-idx?SID=75b0c14fb2c26906cf64a267eb69b052&mc=true&node=se36.3.327_113&rgn=div8). On Buckhorn, Chatham, Harris, Hyco, Lee, Mayo, and Sutton Lake game lands; Pee Dee River Game Land north of U.S. 74; and that portion of R. Wayne Bailey- Caswell Game Land that is located north of U.S. 158 and east of N.C. 119, no person shall possess a firearm during closed hunting seasons or closed hunting days for game birds or game animals, except under the following conditions:

- (1) the firearm is a .22 caliber pistol with a barrel not greater than seven and one-half inches in length and shooting only short, long, or long rifle ammunition carried as a side arm;
  - (2) the firearm is cased or not immediately available for use;
  - (3) the firearm is used by persons participating in field trials on field trial areas; or
  - (4) the firearm is possessed in designated camping areas for defense of persons and property.
- (e) Game Lands License: Hunting and Trapping
- (1) Requirement. Except as provided in Subparagraph (4) of this Paragraph, any person entering upon any game land for the purpose of hunting, trapping, running dogs, or training dogs using wildlife shall have in his or her possession a game lands license in addition to the appropriate hunting or trapping license, or a license that conveys the game land use privilege.
  - (2) For Commission-sanctioned field trials, active participants (as defined in 15A NCAC 10B .0114) in a field trial using wildlife shall possess a game lands license in addition to the appropriate North Carolina hunting license, or a license that conveys the game land use privilege, except non-residents may substitute hunting licenses from their state(s) of residence.
  - (3) For any other field trial using wildlife occurring on game lands, judges and active participants shall possess a game lands license in addition to the appropriate North Carolina hunting license, or a license that conveys the game land use privilege.
  - (4) Exceptions:
    - (A) a person under 16 years of age may hunt on game lands on the license of his parent or legal guardian;
    - (B) on the game lands described in Rule .0103(e)(1) of this Section, the game lands license is required only for hunting doves; all other activities are subject to the control of the landowners.

(f) Field Trials and Training Dogs. Any individual or organization sponsoring a field trial on the Sandhills Field Trial area or the Laurinburg Fox Trial facility, shall file with the Commission an application to use the area and facility accompanied by the facility use fee computed at the rate of two hundred dollars (\$200.00) for each scheduled day of the trial. The total facility use 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 the day following the last scheduled day of the trial. The facility use fee shall be paid for all intermediate days on which for any reason trials are not run but the building or facilities are used or occupied. A fee of seventy-five dollars (\$75.00) per day shall be charged to sporting, educational, or scouting groups for scheduled events utilizing the club house only. No person or group of persons or any other entity shall enter or use in any manner any of the physical facilities located on the Sandhills Field Trial area or the Laurinburg Fox Trial facility without first having obtained written approval of such entry or use from an authorized agent of the Wildlife Resources Commission, and no such entry or use of any such facility shall exceed the scope of or continue beyond the approved use. The Sandhills Field Trial facilities shall be used only for field trials scheduled with the approval of the Wildlife Resources Commission. No more than 16 days of field trials may be scheduled for occurrence on the Sandhills facilities during any calendar month, and no more than four days may be scheduled during any calendar week; provided, that a field trial requiring more than four days may be scheduled during one week upon reduction of the maximum number of

days allowable during some other week so that the monthly maximum of 16 days is not exceeded. Before October 1 of each year, the North Carolina Field Trial Association or other organization desiring use of the Sandhills facilities between October 22 and November 18 and between December 3 and March 31 shall submit its proposed schedule of such use to the Wildlife Resources Commission for its consideration and approval. The use of the Sandhills Field Trial facilities at any time by individuals for training dogs is prohibited; elsewhere on the Sandhills Game Lands dogs may be trained only on Mondays, Wednesdays, and Saturdays from October 1 through April 1. Dogs may not be trained or permitted to run unleashed from April 1 through August 15 on any game land located west of I-95, except when participating in field trials sanctioned by the Wildlife Resources Commission. Dogs may not be trained or permitted to run unleashed from March 15 through June 15 on any game land located east of I-95, except when participating in field trials sanctioned by the Wildlife Resources Commission. Additionally, on game lands located west of I-95 where special hunts are scheduled for sportsmen participating in the Disabled Sportsman Program, dogs may not be trained or allowed to run unleashed during legal big game hunting hours on the dates of the special hunts. A field trial shall be authorized when such field trial does not conflict with other planned activities on the Game Land or field trial facilities, and the applying organization can demonstrate their experience and expertise in conducting genuine field trial activities. Entry to physical facilities, other than by field trial organizations under permit, shall be granted when they do not conflict with other planned activities previously approved by the Commission and they do not conflict with the mission of the agency.

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

- (1) on the field trial course of the Sandhills Game Land;
- (2) in posted "safety zones" located on any game land;
- (3) by the use of bait on the National Forest Lands bounded by the Blue Ridge Parkway on the south, US 276 on the north and east, and NC 215 on the west; and
- ~~(4) on the John's River Waterfowl Refuge in Burke County; and~~
- (5) on the DuPont State Forest Game Lands.

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

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

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

(i) Camping.

- (1) No person shall camp on any game land except on an area designated by the landowner for camping.
- (2) On game lands owned by the State of North Carolina, where the North Carolina Wildlife Resources Commission is the primary custodian, the maximum period of consecutive overnight camping at any designated camping area is 14 days within any 30-day period from May 1 through August 31. After 14 consecutive days of camping, all personal belongings shall be removed from the game land.

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

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

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

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

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

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

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

(m) Non-Highway Licensed Vehicles. It is unlawful to operate motorized land vehicles not licensed for highway use on Game Lands except for designated areas on National Forests. Disabled persons as defined in Paragraph (k) of this Rule and people who have obtained a Disabled Access Program permit are exempt from the previous sentence but shall comply with the terms of their permit. Furthermore, disabled persons, as defined under the federal Americans with Disabilities Act (42 U.S.C. 126) may use wheelchairs or other mobility devices designed for indoor pedestrian use on any area where foot travel is allowed.

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

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

(p) Shooting Ranges. On public shooting ranges managed by the Commission, no person shall use designated shooting ranges for any purpose other than for firearm or bow and arrow marksmanship, development of shooting skills, or for other safe uses of firearms and archery equipment. All other uses, including camping, building fires, operating concessions or other activities not directly involved with recreational or competitive shooting are prohibited, except for activities that have been approved by the Commission and for which a permit has been issued may be conducted, provided that the permit authorizing such activity is available for inspection by wildlife enforcement officers at the time the activity is taking place. No person, when using any shooting range, shall deposit any debris or refuse on the grounds of the range. This includes any items used as targets, except that clay targets broken on the range, by the shooter, may be left on the grounds where they fall. No person shall shoot any items made of glass on the grounds of the range. No person may leave any vehicle or other obstruction in such a location or position that it will prevent, impede, or inconvenience the use by other persons of any shooting range. No person shall leave parked any vehicle or other object at any place on the shooting range other than such a place or zone as is designated as an authorized parking zone and posted or marked as such. No person shall handle any firearms or bow and arrow on a shooting

range in a careless or reckless manner. No person shall intentionally shoot into any target holder, post, or other permanent fixture or structure while using a shooting range. No person shall shoot a firearm in a manner that would cause any rifled or smoothbore projectiles to travel off of the range, except that shotgun shot, size No. 4 or smaller may be allowed to travel from the range if it presents no risk of harm or injury to any person(s). Persons using a shooting range shall obey posted range safety rules and those persons who violate range safety rules or create a public safety hazard shall leave the shooting range if directed to by law enforcement officers or to leave by Commission employees. No person shall handle any firearms on a shooting range while under the influence of an impairing substance. The consumption of alcohol or alcoholic beverages on a shooting range is prohibited. Open days and hours of operation shall be designated on signs and at least one such sign shall be posted at the entrance to each shooting range. No person, when using any shooting range, shall do any act that is prohibited or neglect to do any act that is required by signs or markings placed on such area under authority of this Rule for the purpose of regulating the use of the area.

(q) Limited-access Roads. During the months of June, July, and August, roads posted as "Limited-access Roads" 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 closing times.

*History Note: Authority G.S. 113-129; 113-134; 113-264; 113-270.3; 113-291.2; 113-291.5; 113-305; 113-306; 143-318.10;*  
*Eff. February 1, 1976;*  
*Amended Eff. July 1, 1993; April 1, 1992;*  
*Temporary Amendment Eff. October 11, 1993;*  
*Amended Eff. July 1, 1998; July 1, 1996; July 1, 1995; July 1, 1994;*  
*Temporary Amendment Eff. July 1, 1999;*  
*Amended Eff. July 1, 2000;*  
*Temporary Amendment Eff. August 31, 2001;*  
*Amended Eff. August 1, 2002;*  
*Amended Eff. June 1, 2004; (this amendment replaces the amendment approved by RRC on July 17, 2003);*  
*Amended Eff. January 1, 2013; January 1, 2012; June 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May 1, 2007; May 1, 2006; November 1, 2005;*  
*Temporary Amendment Eff. July 1, 2014;*  
*Amended Eff. August 1, 2022; August 1, 2020; August 1, 2017; August 1, 2016; May 1, 2015; August 1, 2014.*

**15A NCAC 10D .0103 ~~HUNTING ON GAME LANDS~~ GENERAL REGULATIONS REGARDING HUNTING**

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

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

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

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

- ~~(1) not enter the posted impoundment areas earlier than 4:00 a.m. on the permitted hunting dates;~~
- ~~(2) not hunt after 1:00 p.m. on such hunting dates;~~
- ~~(3) not set decoys out prior to 4:00 a.m.;~~
- ~~(4) remove decoys by 3:00 p.m. each day; and~~
- ~~(5) not operate any vessel or vehicle powered by an internal combustion engine.~~

(1) On managed waterfowl impoundments, persons shall:

- (A) not enter the posted impoundment areas earlier than 4:00 a.m. on the permitted hunting dates;
- (B) not hunt after 1:00 p.m. on such hunting dates;
- (C) not set decoys out prior to 4:00 a.m.;
- (D) remove decoys by 3:00 p.m. each day; and
- (E) not operate any vessel or vehicle powered by an internal combustion engine.

(2) On Sundays, the following shall be prohibited:

- (A) hunting with a firearm between 9:30 AM and 12:30 PM;
- (B) the use of a firearm to take deer that are run or chased by dogs;
- (C) hunting with a firearm within 500 yards of a place of religious worship, as defined by G.S. 14-54.1(b), or any accessory structure thereof, and
- (D) hunting migratory game birds.

On designated youth waterfowl days, youths may hunt on managed waterfowl impoundments from ½ hour before sunrise to sunset. On designated veterans and military waterfowl days, veterans, as defined in 38 USC 101, and members of the Armed Forces on active duty, including members of the National Guard and Reserves on active duty other than for training, with valid credentials may hunt on game lands and impoundments not designated as permit-only areas from ½ hour before sunrise to sunset. Restrictions ~~(4), (1)(A), (1)(C), (3), and (5) (1)(E)~~ in this Paragraph shall apply. On waterfowl impoundments that have a posted "Scouting-only Zone," trapping during the trapping season and waterfowl hunting on designated waterfowl hunting days are the only activities allowed on the portion of the impoundment outside of the posted "Scouting-only Zone." ~~No person shall attempt to obscure the sex or age of any bird or animal taken by severing the head or any other part thereof, or possess any bird or animal that has been so mutilated. No person shall place, or cause to be placed on any game land, salt, grain, fruit, or other foods without prior written authorization of the Commission or its agent. A decision to grant or deny authorization shall be made based on the best management practices for the wildlife species in question. No person shall take or attempt to take any game birds or game animals attracted to such foods.~~

(e) Definitions:

- (1) For purposes of this Section, "Dove Only Area" refers to a Game Land on which doves may be taken and dove hunting is limited to Mondays, Wednesdays, Saturdays, Thanksgiving Day, Christmas Day, and New Year's Days within the federally-announced season.
- (2) For purposes of this Section, "Three Days per Week Area" refers to a Game Land on which any game may be taken during the open seasons and hunting is limited to Mondays, Wednesdays, Saturdays, Thanksgiving Day, Christmas Day, and New Year's Days, except for game lands in this Rule that specifically allow hunting on Tuesdays, Thursday, and Fridays. Falconry may also be practiced on Sundays. These "open days" also apply to either-sex deer hunting seasons listed under

- each game land. Raccoon and opossum hunting may continue until 7:00 a.m. on Tuesdays, until 7:00 a.m. on Thursdays, and until midnight on Saturdays.
- (3) For purposes of this Section, "Six Days per Week Area" refers to a Game Land on which any game may be taken on the open days of Monday, Tuesday, Wednesday, Thursday, Friday, and Saturday during the open seasons. Falconry may also be practiced on Sundays.
  - (4) For purposes of this Section, "Seven Days per Week Area" refers to a Game Land on which game may be taken during the open season on Mondays, Tuesdays, Wednesdays, Thursdays, Fridays, Saturdays, and Sundays.
  - (5) For purposes of this Section, "Four Days per Week Area" refers to a Game Land on which any game may be taken during the open seasons and hunting is limited to Tuesdays, Thursdays, Saturdays, and Sundays. Raccoon and opossum hunting may continue until 7:00 a.m. on Wednesdays, 7:00 a.m. on Fridays, and 7:00 a.m. on Mondays.
- (f) Hunting with Dogs on Game Lands. Deer shall not be taken with the use of dogs on game lands in counties or parts of counties where taking deer with dogs is prohibited as described in 15A NCAC 10B .0109.
- (g) The listed seasons and restrictions apply in the following game lands:
- (1) ~~Aleoa Game Land in Davidson, Davie, Montgomery, Rowan, and Stanly counties~~
    - (A) ~~Six Days per Week Area~~
    - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter in that portion in Montgomery county, and deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season in those portions in Davidson, Davie, Rowan, and Stanly counties.~~
    - (C) ~~On the Lick Creek Tract, deer and bear hunting is archery only.~~
  - (2) ~~Alligator River Game Land in Tyrrell County~~
    - (A) ~~Six Day per Week Area~~
    - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
    - (C) ~~Bear may only be taken the first three hunting days during the November Bear Season and the three hunting days during the second week of the December Bear Season.~~
  - (3) ~~Angola Bay Game Land in Duplin and Pender counties~~
    - (A) ~~Six Days per Week Area~~
    - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
    - (C) ~~Target shooting is prohibited.~~
  - (4) ~~Bachelor Bay Game Land in Bertie, Martin, and Washington counties~~
    - (A) ~~Six Days per Week Area~~
    - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (5) Bertie County Game Land in Bertie County
    - (A) Six Days per Week Area
    - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
    - (C) Target Shooting is prohibited.
  - (6) Bladen Lakes State Forest Game Land in Bladen County
    - (A) Three Days per Week Area
    - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
    - (C) Except for blackpowder firearms, rifles larger than .22 caliber rimfire shall not be used.
    - (D) On the Singletary Lake Tract, the use of dogs for hunting deer and bear is prohibited.
    - (E) Wild turkey hunting on the Singletary Lake Tract is by permit only.
    - (F) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.

- (G) The use of dogs for pursuing or taking foxes shall be prohibited from February 15 through August 1.
- (7) ~~Brinkleyville Game Land in Halifax County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~Target Shooting is prohibited.~~
- (8) ~~Brunswick County Game Land in Brunswick County~~
  - (A) ~~Hunting is by permit only.~~
  - (B) ~~The use of dogs for hunting deer is prohibited.~~
- (9)(8) ~~Buckhorn Game Land in Orange County~~
  - (A) ~~Hunting is by permit only.~~
  - (B) ~~Horseback riding is prohibited.~~
- (10) ~~Buckridge Game Land in Tyrrell County.~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Bear may only be taken the first three hunting days during the November Bear Season and the first three hunting days of the second week of the December Bear Season. If any of these days falls on a Tuesday, Friday or Saturday, bear hunting is allowed on those days.~~
  - (D) ~~Target shooting is prohibited.~~
- ~~(11)(10) Buffalo Cove Game Land in Caldwell and Wilkes Counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to the Saturday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Monday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.~~
  - (C) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
  - (D) ~~Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.~~
- ~~(12) Bullard and Branch Hunting Preserve Game Lands in Robeson County~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
- ~~(13)(12) Butner Falls of Neuse Game Land in Durham, Granville, and Wake counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Waterfowl shall be taken only on:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays, Thursdays, and Saturdays of the applicable waterfowl seasons.~~

~~On the posted waterfowl impoundments a special permit is required for all waterfowl hunting after November 1.~~



- (D) Horseback riding is prohibited.
  - (E) Target shooting is prohibited.
  - (F) Wild turkey hunting is by permit only, except on those areas posted as an archery zone.
  - (G) The use of dogs for hunting deer is prohibited on that portion west of NC 50 and south of Falls Lake.
  - (H) The use of bicycles is restricted to designated areas, except that this restriction does not apply to hunters engaged in the act of hunting during the open days of the applicable seasons for game birds and game animals. On designated bicycle riding areas, the use of bicycles is allowed from May 15 through August 31, and on Sundays only from September 1 through May 14.
  - (I) 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 through May 14.
  - (J) Camping is allowed at any time in the designated Mountains to Sea Trail Camping Area and shall not exceed a maximum stay of two consecutive nights. Campfires are prohibited in this camping area.
- (14)(11) Buxton Woods Game Land in Dare County:
- (A) Six Days per Week Area
  - (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.
  - (C) Target shooting is prohibited.
- (15) Cape Fear River Wetlands Game Land in Pender County
- (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) Turkey Hunting is by permit only on that portion known as the Roan Island Tract.
  - (D) The use of dogs for hunting deer is prohibited on the portion of the game land that is west of the Black River, north of Roan Island, east of Lyon Swamp Canal to Canetuck Road, and south of NC 210 to the Black River.
  - (E) Target shooting is prohibited.
- (16) Carteret County Game Land in Carteret County
- (A) Six Days per Week Area
  - (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.
  - (C) The use of dogs for hunting deer is prohibited.
  - (D) Bear hunting on the Salters Creek Tract is by permit only.
- (17) R. Wayne Bailey Caswell Game Land in Caswell County
- (A) Three Days per Week Area
  - (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Wednesday thereafter.
  - (C) Horseback riding is allowed only during June, July, and August, and on Sundays during the remainder of the year except during open turkey and deer seasons. Horseback riding is allowed only on roads opened to vehicular traffic and on those gated roads and trails that are posted for equestrian use. People age 16 or older horseback riding on this game land shall possess a Game Lands license.
  - (D) The area encompassed by the following roads is permit only for all quail and woodcock hunting, and all bird dog training: From Yanceyville south on NC 62 to the intersection of SR 1746, west on SR 1746 to the intersection of SR 1156, south on SR 1156 to the intersection of SR 1783, east on SR 1783 to the intersection of NC 62, north on NC 62 to the intersection of SR 1736, east on SR 1736 to the intersection of SR 1730, east on SR 1730 to NC 86, north on NC 86 to NC 62.
  - (E) On the posted waterfowl impoundment, waterfowl hunting is by permit only after November 1.
  - (F) 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 through May 14.

- (G) ~~Target shooting is prohibited, except at the R. Wayne Bailey Caswell Shooting Range.~~
- (18) ~~Chatham Game Land in Chatham County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Wild turkey hunting is by permit only.~~
  - (D) ~~Horseback riding is allowed only during June, July, and August, and on Sundays during the remainder of the year except during open turkey and deer seasons.~~
  - (E) ~~Target shooting is prohibited.~~
- (19) ~~Chowan Game Land in Chowan County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers Season.~~
- (20) ~~Chowan Swamp Game Land in Bertie, Gates, and Hertford counties.~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Bear hunting is restricted to the first three hunting days during the November bear season and the first three hunting days during the second week of the December bear season except that portion of Chowan Swamp Game Land in Gates County that is east of Highway 158/13, south of Highway 158, west of Highway 32, and north of Catherine Creek and the Chowan River where the bear season is the same as the season dates for the Gates County bear season.~~
  - (D) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (E) ~~Horseback riding is prohibited except during May 16 through August 31 and on Sundays only September 1 through May 15 on those roads that are open to vehicular traffic and on those gated roads and trails posted for equestrian use.~~
  - (F) ~~Target shooting is prohibited.~~
- (21) ~~Cold Mountain Game Land in Haywood County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.~~
  - (C) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
- (22) ~~Columbus County Game Land in Columbus County.~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Deer hunting on the Campbell Tract shall be by permit only.~~
- (23) ~~Croatan Game Land in Carteret, Craven, and Jones counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Waterfowl shall be taken only on the following days:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays and Saturdays of the applicable waterfowl seasons.~~
  - (D) ~~Beginning on the first open waterfowl day in October through the end of all waterfowl seasons, waterfowl hunting from designated Disabled Sportsmen blinds on the Catfish Lake Waterfowl Impoundment is by permit only.~~

- (E) Dove hunting is by permit only for the first two open days of dove season on posted areas. During the rest of dove season, no permit is required to hunt doves.
- (24) Currituck Banks Game Land in Currituck County
  - (A) Six Days per Week Area
  - (B) Permanent waterfowl blinds in Currituck Sound on these game lands shall be hunted by permit only from November 1 through the end of all waterfowl seasons.
  - (C) Licensed hunting guides may accompany the permitted individual or party provided the guides do not use a firearm.
  - (D) The boundary of the game land shall extend 5 yards from the edge of the marsh or shoreline.
  - (E) Dogs are allowed only for waterfowl hunting by permitted waterfowl hunters on the day of their hunt.
  - (F) No screws, nails, or other objects penetrating the bark shall be used to attach a tree stand or blind to a tree.
  - (G) Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers season.
- ~~(25)~~(22) Dan River Game Land in Rockingham County
  - (A) Three Days per Week Area
  - (B) Deer hunting is by permit only.
  - (C) Wild turkey hunting is by permit only.
  - (D) Horseback riding is prohibited except on those areas posted for equestrian use. People age 16 or older horseback riding on this game land must possess a Game Lands license.
  - (E) Target shooting is prohibited.
- (26) ~~Dare Game Land in Dare and Hyde counties~~
  - (A) Six Days per Week Area
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) No hunting is allowed on posted parts of bombing range.
  - (D) The use and training of dogs is prohibited from March 1 through June 30.
- ~~(27)~~(24) Dover Bay Game Land in Craven County
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers season.
- ~~(28)~~(27) DuPont State Forest Game Lands in Henderson and Transylvania counties
  - (A) ~~Hunting is by permit only.~~
  - (B) ~~The training and use of dogs for hunting is prohibited except by special hunt permit holders during scheduled permit hunts.~~
- (29) ~~Elk Knob Game Land in Watauga County~~
  - (A) Six Days per Week Area
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
- (30) ~~Embro Game Land in Halifax and Warren counties~~
  - (A) Six Days per Week Area
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~Target Shooting is prohibited.~~
- ~~(31)~~ Goose Creek Game Land in Beaufort and Pamlico counties
  - (A) Six Days per Week Area
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl impoundments shall be taken only on the following days:
- (i) the opening and closing days of the applicable waterfowl seasons;

- (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
- (iii) ~~Tuesdays and Saturdays of the applicable waterfowl seasons.~~
  - (D) ~~Beginning on the first open waterfowl season day in October through the end of all waterfowl seasons, waterfowl hunting is by permit only on the following waterfowl impoundments: Pamlico Point, Campbell Creek, Hunting Creek, Spring Creek, Smith Creek, and Hobueken.~~
  - (E) ~~On Pamlico Point and Campbell Creek Waterfowl Impoundments all activities, except waterfowl hunting on designated waterfowl hunting days and trapping during the trapping season, are restricted to the posted Scouting-only Zone during the period November 1 through March 15.~~
  - (F) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (G) ~~Hunting and vehicular access on the Parker Farm Tract is restricted from September 1 through January 1 and April 1 through May 15 to individuals that possess a valid hunting opportunity permit.~~
  - (H) ~~Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on the Beaufort County portion north of NC 33 except for that portion east of Smith Creek and south of Campbell Creek.~~
  - (I) ~~Bear shall not be harvested on Sunday.~~
- (32) ~~Green River Game Land in Henderson, and Polk counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Horseback riding is prohibited.~~
- (33)(27) ~~Green Swamp Game Land in Brunswick County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~On that portion north of Big Macedonia Road, east of Makatoka Road, south of Little Macedonia Road, and west of Green Swamp Road, hunting and trapping is by permit only.~~
  - (D) ~~Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on that portion of the game land that is north of Big Macedonia Road, east of Makatoka Road, south of Little Macedonia Road, and west of Green Swamp Road.~~
- (34) ~~Gull Roek Game Land in Hyde County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Waterfowl on posted waterfowl impoundments shall be taken only on the following days:~~
- (i) ~~the opening and closing days of the applicable waterfowl seasons; and~~
- (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
- (iii) ~~Tuesdays and Saturdays of the applicable waterfowl season.~~
  - (D) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas designated and posted as camping areas.~~
  - (E) ~~Bear may only be taken the first three hunting days during the November Bear Season and the first three hunting days during the second week of the December Bear Season, except for that portion designated as bear sanctuary.~~
- (35) ~~Harris Game Land in Chatham, Harnett, and Wake counties~~
  - (A) ~~Six Days per Week Area~~

- ~~(B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - ~~(C) Waterfowl shall be taken only on the following days:~~
- (i) ~~Tuesdays, Fridays, and Saturdays of the applicable waterfowl seasons;~~
- (ii) ~~Thanksgiving, Christmas, and New Year's Days; and~~
- (iii) ~~the opening and closing days of the applicable waterfowl seasons.~~
- ~~(D) The use or construction of permanent hunting blinds shall be prohibited.~~
  - ~~(E) Wild turkey hunting is by permit only, except on those areas posted as an archery zone.~~
  - ~~(F) Target shooting is prohibited.~~
  - ~~(G) Horseback riding is prohibited.~~
- ~~(36)~~(30) Headwaters State Forest Game Land in Transylvania County
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season
- ~~(37)~~(31) Hill Farm Game Land in Stokes County- hunting and trapping is by permit only.
- ~~(38)~~(32) Holly Shelter Game Land in Pender County
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) Waterfowl may be taken only on the following days:
- (i) the opening and closing days of the applicable waterfowl seasons;
- (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- (D) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas designated and posted as camping areas.
  - (E) On that portion north of the Bear Garden Road, west of Shaw Road to Baby Branch, east of the Northeast Cape Fear River, south of NC 53 and west of NC 50, deer hunting and bear hunting are permit only.
  - (F) The use of dogs for hunting deer and bear is prohibited:
- (i) all open days on that portion of the game land that is south of Baby Branch extending west to Stag Park Road, west of Shaw Road, north of Meeks Road extending west to Stag Park Road and east of Stag Park Road; and
- (ii) on Tuesdays, Thursdays, and Fridays, with the exception of Thanksgiving, Christmas, and New Year's days, and except for the area north of Bear Garden Road, west of Shaw Road to Baby Branch, east of the Northeast Cape Fear River, south of NC 53 and west of NC 50, where the use of dogs for deer and bear hunting is by permit only.
- (G) Hunting and vehicular access on the Pender 4 Tract is restricted from September 1 to the last day of February and April 1 to May 15 to individuals that possess valid hunting opportunity permits, unless otherwise authorized by the Wildlife Resources Commission.
  - (H) Hunters who possess a Disabled Access Permit may operate an All Terrain Vehicle on and within 100 yards of trails designated for Disabled Sportsman Access.
  - (I) Target shooting is prohibited, except on the Holly Shelter Shooting Range.
  - (J) Geocaching is restricted to closed days for taking bear, deer, turkey, and waterfowl.
- ~~(39)~~ ~~Hyco Game land in Person County~~
  - ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - ~~(C) Target shooting is prohibited.~~

- ~~(40)~~(34) J. Morgan Futch Game Land in Tyrrell County - hunting and trapping is by permit only.
- ~~(41)~~ Johns River Game Land in Burke County
- (A) Hunting is by permit only.
  - (B) During permitted deer hunts, deer of either sex may be taken by permit holders.
  - (C) Entry on posted waterfowl impoundments is prohibited October 1 through March 31, except by lawful waterfowl hunting permit holders and only on those days written on the permits.
  - (D) The use or construction of permanent hunting blinds is prohibited.
  - (E) Camping and the presence of campers and tents in designated Hunter Camping Areas is limited to August 31 through the last day of February and March 31 through May 14.
- ~~(42)~~ Jordan Game Land in Chatham, Durham, Orange, and Wake counties
- (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) Waterfowl may be taken only on:
    - (i) Mondays, Wednesdays, and Saturdays of the applicable waterfowl seasons;
    - (ii) Thanksgiving, Christmas, and New Year's Days; and
    - (iii) the opening and closing days of the applicable waterfowl seasons.
  - (D) Horseback riding, including all equine species, is prohibited except allowed only on those areas posted as American Tobacco Trail and other areas posted for equestrian use. Unless otherwise posted, horseback riding is permitted on posted portions of the American Tobacco Trail anytime the trail is open for use. On all other trails posted for equestrian use, horseback riding is allowed seven days per week from May 16 through August 31, only during June, July, and August, and on Sundays only from September 1 through May 15, the remainder of the year except during open turkey and deer seasons. People age 16 or older must shall obtain who ride horseback on trails occurring entirely within the game land boundaries shall possess a Game Lands license. license prior to engaging in horseback riding on any area other than the American Tobacco Trail.
  - (E) Target shooting is prohibited.
  - (F) Wild turkey hunting is by permit only, except on those areas posted as an Archery Zone.
  - (G) The use of bicycles is restricted to designated areas, except that this restriction does not apply to hunters engaged in the act of hunting during the open days of the applicable seasons for game birds and game animals.
- ~~(43)~~ Juniper Creek Game Land in Brunswick and Columbus counties
- (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the Deer With Visible Antlers Season.
  - (C) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.
- ~~(44)~~(36) Kerr Scott Game Land in Wilkes County
- (A) Six Days per Week Area
  - (B) Use of centerfire rifles is prohibited.
  - (C) Use of blackpowder firearms, shotguns, or rifles for hunting deer during the applicable Deer With Visible Antlers Season is prohibited.
  - (D) Tree stands shall not be left overnight; and no screws, nails, or other objects penetrating the bark shall be used to attach a tree stand or blind to a tree.
  - (E) Deer of either sex may be taken on all open days of the applicable Deer With Visible Antlers season.
  - (F) Hunting on posted waterfowl impoundments is by permit only.
  - (G) The use of firearms for hunting wild turkey is prohibited.
- ~~(45)~~(37) Lantern Acres Game Land in Tyrrell and Washington counties
- (A) Six Days per Week Area

- (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (C) Wild turkey hunting is by permit only.
- (D) The use of dogs for hunting deer on the Godley Tract is prohibited.
- (E) Waterfowl hunting on posted waterfowl impoundments is by permit only.
- (46) ~~Lee Game Land in Lee County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Target shooting is prohibited.~~
- (47) ~~Light Ground Pocosin Game Land in Pamlico County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer with Visible Antlers Season.~~
- (48) ~~Linwood Game Land in Davidson County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken on all of the open days of the applicable Deer With Visible Antlers Season.~~
- (49) ~~Lower Fishing Creek Game Land in Edgecombe and Halifax counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~The use of dogs for hunting deer is prohibited.~~
  - (F) ~~Target Shooting is prohibited.~~
- (50) ~~Mayo Game Land in Person County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Waterfowl shall be taken only on:~~
    - (i) ~~Tuesdays, Thursdays, and Saturdays applicable waterfowl seasons;~~
    - (ii) ~~Christmas and New Year's Days; and~~
    - (iii) ~~the opening and closing days of the applicable waterfowl seasons.~~
- (D) ~~Target shooting is prohibited.~~
- (51) ~~Mitchell River Game Land in Surry County~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Wednesday thereafter.~~
  - (C) ~~Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15.~~
- (52) ~~Nantahala Game Land in Cherokee, Clay, Graham, Jackson, Macon, Swain, and Transylvania counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season in that portion located in Transylvania County.~~
- (53) ~~Needmore Game Land in Macon and Swain counties.~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15.~~
  - (C) ~~On posted dove fields, dove hunting on the opening day of dove season is by permit only.~~
- (54)(46) ~~Neuse River Game Land in Craven County~~

- (A) Six Days per Week Area
- (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (C) Camping is allowed any time within 100 yards of the Neuse River on that portion of the game land that lies west of NC-43.
- (55) ~~New Lake Game Land in Hyde and Tyrrell counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
- (56) ~~Nicholson Creek Game Land in Hoke County~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken with archery equipment on open hunting days from the Saturday on or nearest September 10 through the Friday before Thanksgiving Day.~~
  - (C) ~~Deer of either sex may be taken with blackpowder firearms on open hunting days beginning the Saturday before Thanksgiving Day through the Wednesday thereafter.~~
  - (D) ~~The Deer With Visible Antlers season consists of the open hunting days from the second Saturday before Thanksgiving through the third Saturday after Thanksgiving Day.~~
  - (E) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season.~~
  - (F) ~~The use of dogs for hunting deer is prohibited.~~
  - (G) ~~Wild turkey hunting is by permit only.~~
  - (H) ~~On Lake Upchurch, the following activities are prohibited:~~
    - (i) ~~Operating any vessel or vehicle powered by an internal combustion engine; and~~
    - (ii) ~~Swimming.~~
      - (I) ~~Target shooting is prohibited.~~
- (57) ~~North River Game Land in Camden and Currituck counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~The boundary of the Game Land shall extend five yards from the edge of the marsh or shoreline.~~
  - (D) ~~Hunting on the posted waterfowl impoundment is by permit only.~~
- (58) ~~Northwest River Marsh Game Land in Currituck County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~The boundary of the Game Land shall extend five yards from the edge of the marsh or shoreline.~~
- (59) ~~Pee Dee River Game Land in Anson, Montgomery, Richmond, and Stanly counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Use of centerfire rifles is prohibited in that portion in Anson and Richmond counties North of US 74.~~
  - (D) ~~Target shooting is prohibited.~~
  - (E) ~~Horseback riding is allowed only on roads opened to vehicular traffic and only during the following times:~~
    - (i) ~~during June, July, and August; and~~
    - (ii) ~~on Sundays during the other months or parts of months when deer and turkey seasons are closed.~~



- (F) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting shall be prohibited on that portion south of US-74.
- (60) Perkins Game Land in Davie County
  - (A) Three Days per Week Area
  - (B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.
  - (C) Horseback riding is prohibited from November 1 through January 1.
  - (D) Target Shooting is prohibited.
- (61) Pisgah Game Land in Avery, Buncombe, Burke, Caldwell, Haywood, Henderson, Madison, McDowell, Mitchell, Transylvania, Watauga, and Yancey counties
  - (A) Six Seven Days per Week Area
  - (B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.
  - (C) Horseback riding is prohibited on the Black Bear (McDowell County), Linville River (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).
  - (D) The use of bicycles shall be restricted to designated trails on the Linville River Tract (Burke County). Persons engaged in the act of hunting on the Linville River Tract during any open day of an applicable season for game birds or game animals shall be exempt from this restriction.
- (62) Pond Mountain Game Land in Ashe County
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.
  - (C) Horseback riding is prohibited except on designated trails from May 16 through August 31 and Sundays from September 1 through October 31. All horseback riding is prohibited from November 1 through May 15.
- (63)(54) Pungo River Game Land in Hyde County
  - (A) Six Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (64)(55) Rendezvous Mountain State Forest Game Land in Wilkes County
  - (A) Three Days per Week Area
  - (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Wednesday thereafter.
  - (C) Bear hunting is prohibited.
- (65)(56) Rhodes Pond Game Land in Cumberland and Harnett counties
  - (A) Hunting is by permit only.
  - (B) Swimming is prohibited on the area.
- (66)(57) Roanoke River Wetlands in Bertie, Halifax, Martin, and Northampton counties
  - (A) Hunting and trapping is by Permit only.
  - (B) Vehicles are prohibited on roads or trails except those operated on Commission business or by permit holders.
  - (C) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas, provided, however, that camping is allowed at any time within 100 yards of the Roanoke River on the state-owned portion of the game land.
  - (D) Target Shooting is prohibited.
- (67)(58) Roanoke Island Marshes Game Land in Dare County-Hunting is by permit only.
- (68) Robeson Game Land in Robeson County
  - (A) Three Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (69)(60) Rockfish Creek Game Land in Hoke County
  - (A) Three Days per Week Area

- (B) Deer of either sex may be taken with archery equipment on open hunting days from the Saturday on or nearest September 10 to the fourth Friday before Thanksgiving Day.
- (C) Deer of either sex may be taken with blackpowder firearms on open hunting days beginning the fourth Saturday before Thanksgiving Day through the Wednesday of the second week thereafter.
- (D) The Deer With Visible Antlers season consists of the open hunting days from the second Saturday before Thanksgiving Day through the third Saturday after Thanksgiving Day.
- (E) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season.
- (F) The use of dogs for hunting deer is prohibited.
- (G) Wild turkey hunting is by permit only.
- (H) Taking fox squirrels is prohibited.
- (I) Target shooting is prohibited.
- ~~(70)~~(61) Rocky Run Game Land in Onslow County - Hunting is by permit only.
- ~~(71)~~ Sampson Game Land in Sampson County
  - (A) Three Days per Week Area
  - ~~(B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - ~~(C) Target shooting is prohibited.~~
- ~~(72)~~ Sandhills Game Land in Hoke, Moore, Richmond, and Scotland counties
  - (A) Three Days per Week Area
  - ~~(B) Hunting is prohibited on the J. Robert Gordon Field Trial Grounds from October 22 through March 31 except as follows:~~
    - (i) ~~deer of either sex may be taken with archery equipment on all the open days of the archery season through the fourth Friday before Thanksgiving Day; with blackpowder firearms and archery equipment all the open days of the blackpowder firearms season through the third Wednesday before Thanksgiving Day; and only deer with visible antlers may be taken with all legal weapons from the second Saturday before Thanksgiving Day through the Saturday following Thanksgiving Day;~~
    - (ii) ~~dove may be taken all open days from the opening day of the dove season through the third Saturday thereafter;~~
    - (iii) ~~squirrel (gray and fox) may be taken all the open days from the second Saturday before Thanksgiving Day through the Saturday following Thanksgiving Day;~~
    - (iv) ~~rabbit may be taken all open days from the second Saturday preceding Thanksgiving Day through the Saturday following Thanksgiving Day;~~
    - (v) ~~waterfowl may be taken on open days during any waterfowl season;~~
    - (vi) ~~wild animals and wild birds may be taken as part of a Disabled Sportsmen Program Permit Hunt; and~~
    - (vii) ~~raccoon and opossum may be taken on open days from sunrise Monday on or nearest October 15 through the last day of February.~~
  - ~~(C) The Deer With Visible Antlers season is the open hunting days from the second Saturday before Thanksgiving Day through the third Saturday after Thanksgiving Day except on the J. Robert Gordon Field Trial Grounds.~~
  - ~~(D) The archery season is all open days from the Saturday on or nearest to Sept. 10 to the fourth Friday before Thanksgiving Day and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving Day through January 1. Deer of either sex may be taken with archery equipment on all open hunting days during the archery season, by permit during the Deer with Visible antlers season, and the blackpowder firearms season as stated in this Subparagraph. Only deer with visible antlers may be taken from the third Monday after Thanksgiving Day through January 1.~~

- (E) ~~Blackpowder firearms season is all the open days from the fourth Saturday preceding Thanksgiving Day through the Wednesday of the second week thereafter and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving Day through January 1. Deer of either sex may be taken with blackpowder firearms on all open hunting days during the blackpowder firearms season and by permit during the Deer With Visible Antlers season. Only deer with visible antlers may be taken from the third Monday after Thanksgiving Day through January 1.~~
- (F) ~~Either sex deer hunting during the Deer With Visible Antlers Season is by permit only.~~
- (G) ~~In addition to the regular hunting days, waterfowl may be taken on the opening and closing days of the applicable waterfowl seasons.~~
- (H) ~~Wild turkey hunting is by permit only.~~
- (I) ~~Horseback riding on field trial grounds from October 22 through March 31 is prohibited unless participating in authorized field trials.~~
- (J) ~~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 through May 14.~~
- (K) ~~Target shooting is prohibited, except at the John F. Lentz Hunter Education Complex.~~
- (73) ~~Sandy Creek Game Land in Nash and Franklin Counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~The use of dogs for hunting deer is prohibited.~~
  - (E) ~~Target Shooting is prohibited.~~
- (74)(65) ~~Sandy Mush Game Land in Buncombe and Madison counties.~~
  - (A) ~~Three Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer with Visible Antlers season.~~
  - (C) ~~Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.~~
  - (D) ~~Dogs shall only be trained on Mondays, Wednesdays, and Saturdays and only as allowed in 15A NCAC 10D .0102(f).~~
  - (E) ~~Dove hunting is by permit only from the opening day through the second Saturday of dove season.~~
  - (F) ~~Target shooting is prohibited.~~
- (75)(66) ~~Second Creek Game Land in Rowan County- hunting is by permit only.~~
- (76) ~~Shoeco Creek Game Land in Franklin, Halifax, Nash, and Warren counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (E) ~~Target Shooting is prohibited.~~
- (77) ~~South Mountains Game Land in Burke, Cleveland, McDowell, and Rutherford counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to the Saturday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Monday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.~~

- (C) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
  - (D) ~~Horseback riding is prohibited except on designated trails during the following dates:~~
    - (i) ~~January 2 through March 31;~~
    - (ii) ~~May 16 through August 31;~~
    - (iii) ~~Sundays only April 1 through May 15; and~~
    - (iv) ~~Sundays only September 1 through January 1.~~
- (78) ~~Stones Creek Game Land in Onslow County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~The use of dogs for hunting deer is prohibited on Mondays, Wednesdays, and Fridays.~~
  - (D) ~~Swimming in all lakes is prohibited.~~
  - (E) ~~Waterfowl on posted waterfowl impoundments may be taken only on the following days:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Tuesdays and Saturdays of the applicable waterfowl seasons.~~
  - (F) ~~Target shooting is prohibited.~~
  - (G) ~~Geocaching is restricted to closed days for taking bear, deer, turkey, and waterfowl.~~
- (79)(69) ~~Suggs Mill Pond Game Land in Bladen and Cumberland counties~~
  - (A) ~~Hunting and trapping is by permit only.~~
  - (B) ~~Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.~~
  - (C) ~~Entry is prohibited on scheduled hunt or trapping days except for:~~
    - (i) ~~hunters or trappers holding special hunt or trapping permits; and~~
    - (ii) ~~persons using Campground Road to access Suggs Mill Pond Lake at the dam.~~
  - (D) ~~During the period of November 1 through January 31, except on Sundays, the use of vessels on Suggs Mill Pond Lake and Little Singletary Lake is limited to waterfowl hunting only by waterfowl hunters possessing a valid and current Hunting Opportunity Permit issued by the Wildlife Resources Commission pursuant to G.S. 113-264(d).~~
  - (E) ~~During the period of November 1 through March 15, the use of vessels on managed waterfowl impoundments is limited to waterfowl hunting only by waterfowl hunters possessing a valid and current Hunting Opportunity Permit issued by the Wildlife Resources Commission pursuant to G.S. 113-264(d).~~
- (80) ~~Sutton Lake Game Land in New Hanover and Brunswick counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
  - (C) ~~Target shooting is prohibited.~~
- (81)(71) ~~Tar River Game Land in Edgecombe County~~
  - (A) ~~Hunting is by permit only~~
  - (B) ~~Target Shooting is prohibited~~
- (82)(72) ~~Texas Plantation Game Land in Tyrrell County - hunting and trapping is by permit only.~~
- (83) ~~Three Top Mountain Game Land in Ashe County~~
  - (A) ~~Six Days per Week Area~~

- (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.~~
- (C) ~~Horseback riding is prohibited.~~
- (84) ~~Thurmond Chatham Game Land in Alleghany and Wilkes counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15. People age 16 or older horseback riding on this game land shall possess a Game Lands license.~~
  - (D) ~~The maximum period of consecutive overnight camping at any designated campground is 14 days within any 30 day period from May 1 through August 31. After 14 consecutive days of camping all personal belongings must be removed from the game land.~~
- (85) ~~Tillery game Land in Halifax County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~Horseback riding is prohibited.~~
  - (D) ~~The use of dogs for hunting deer is prohibited.~~
  - (E) ~~Wild turkey hunting is by permit only.~~
  - (F) ~~Target Shooting is prohibited.~~
- (86) ~~Toxaway Game Land in Jackson and Transylvania counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.~~
- (87) ~~Uwharrie Game Land in Davidson, Montgomery, and Randolph counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.~~
  - (C) ~~On the posted waterfowl impoundment, waterfowl may be taken only on the following days:~~
    - (i) ~~the opening and closing days of the applicable waterfowl seasons;~~
    - (ii) ~~Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and~~
    - (iii) ~~Mondays, Wednesdays and Saturdays of the applicable waterfowl seasons.~~
  - (D) ~~Target shooting is prohibited, except at the Flintlock Valley Shooting Range.~~
- (88)(78) ~~Vance Game Land in Vance County~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~The use of dogs, centerfire rifles, and handguns for hunting deer is prohibited on the Nutbush Peninsula tract.~~
- (89) ~~Van Swamp Game Land in Beaufort and Washington counties~~
  - (A) ~~Six Days per Week Area~~
  - (B) ~~Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.~~
  - (C) ~~Bear may only be taken the first three hunting days during the November Bear Season and the first three hunting days during the second week of the December Bear Season.~~
- (90)(80) ~~Voice of America Game Land in Beaufort County~~
  - (A) ~~Hunting and trapping is by permit only.~~

- (B) Target Shooting is prohibited.
- ~~(91)~~(81) White Oak River Game Land in Onslow County
  - (A) Three Days per Week Area
  - (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
  - (C) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl impoundments shall be taken only on the following days:
    - (i) the opening and closing days of the applicable waterfowl seasons;
    - (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
    - (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
  - (D) Beginning on the first open waterfowl season day in October through the end of all waterfowl seasons, a permit is required for hunting posted waterfowl impoundments.
  - (E) The Huggins Tract and Morton Tracts have the following restrictions:
    - (i) access on Hargett Avenue and Sloan Farm Road requires a valid Hunting Opportunity Permit issued by the Wildlife Resources Commission pursuant to G.S. 113-264(d);
    - (ii) hunting is by permit only; and
    - (iii) the use of dogs for hunting deer is prohibited.
  - (F) Wild turkey hunting is by permit only.
  - (G) Target Shooting is prohibited.
- ~~(92)~~(82) Whitehall Plantation Game Land in Bladen and Pender counties
  - (A) Hunting and trapping is by permit only.
  - (B) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.
  - (C) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on the Long Ridge Tract.
- ~~(93)~~ William H. Silver Game Land in Haywood County
  - ~~(A) Six Days per Week Area~~
  - ~~(B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.~~
- (h) On permitted type hunts, deer of either sex may be taken on the hunt dates indicated on the permit. Completed applications shall be received by the Commission not later than the first day of September next preceding the dates of hunt. Permits shall be issued by random computer selection, shall be mailed to the permittees prior to the hunt, and are nontransferable. A hunter making a kill shall validate the kill and report the kill to a wildlife cooperator agent or by phone.
- (i) The following game lands and refuges are closed to all hunting except to those individuals who have obtained a valid and current permit from the Wildlife Resources Commission:
  - (1) Bertie, Halifax and Martin counties—Roanoke River Wetlands;
  - (2) Bertie County—Roanoke River National Wildlife Refuge;
  - (3) Bladen County—Suggs Mill Pond Game Lands;
  - ~~(4) —Burke County—John's River Waterfowl Refuge;~~
  - (5) Dare County—Dare Game Lands (Those parts of bombing range posted against hunting);
  - (6) Dare County—Roanoke Sound Marshes Game Lands; and
  - (7) Henderson and Transylvania counties—DuPont State Forest Game Lands.
- (j) Access to Hunting Creek Swamp Waterfowl Refuge in Davie County requires written permission from the Commission. Written permission may be granted only when entry onto the Waterfowl Refuge will not compromise the primary purpose for establishing the Waterfowl Refuge and the person requesting entry can demonstrate a valid need or the person is a contractor or agent of the Commission conducting official business. "Valid need" includes issues of access to private property, scientific investigations, surveys, or other access to conduct activities in the public interest.

- (k) Feral swine may be taken by licensed hunters during the open season for any game animal or game bird using any legal manner of take allowed during those seasons. Dogs may not be used to hunt feral swine except on game lands that allow the use of dogs for hunting deer or bear, and during the applicable deer or bear season.
- (l) Youth Waterfowl Day. On the day declared by the Commission to be Youth Waterfowl Day, youths may hunt on any game land and on any impoundment without a special hunt permit, including permit-only areas, except where prohibited in Paragraph (h) of this Rule.
- (m) Veterans and Military Waterfowl Days. On the day declared by the Commission to be Veterans and Military Waterfowl Days, veterans, as defined in 38 USC 101, and members of the Armed Forces on active duty, including members of the National Guard and Reserves on active duty other than for training, with valid credentials may hunt on game lands and impoundments not designated as permit-only areas.
- (n) Permit Hunt Opportunities for Disabled Sportsmen. The Commission may designate special hunts for participants of the disabled sportsman program by permit. The Commission may schedule these permit hunts during the closed season. Hunt dates and species to be taken shall be identified on each permit. If the hunt has a limited weapon choice, the allowed weapons shall be stated on each permit.
- (o) As used in this Rule, horseback riding includes all equine species.
- (p) When waterfowl hunting is authorized in this Rule on Christmas and New Years' Day and those days fall on Sundays, the open waterfowl hunting day shall be the following day.

History Note: Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
 Eff. February 1, 1976;  
 Temporary Amendment Eff. October 3, 1991;  
 Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; September 1, 1995; July 1, 1995; September 1, 1994; July 1, 1994;  
 Temporary Amendment Eff. October 1, 1999; July 1, 1999;  
 Amended Eff. July 1, 2000;  
 Temporary Amendment Eff. July 1, 2002; July 1, 2001;  
 Amended Eff. August 1, 2002 (approved by RRC on 06/21/01 and 04/18/02);  
 Temporary Amendment Eff. June 1, 2003;  
 Amended Eff. June 1, 2004 (this replaces the amendment approved by RRC on July 17, 2003);  
 Amended Eff. August 1, 2018; August 1, 2017; August 1, 2016; May 1, 2015; August 1, 2014;  
 January 1, 2013; 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;  
 Temporary Amendment Eff. August 1, 2018;  
 Amended Eff. August 1, 2020; August 1, 2019;  
 Temporary Amendment Eff. September 25, 2020.

#### **15A NCAC 10D .0106 BEAR SANCTUARIES**

(a) It shall be unlawful to take bear on posted bear sanctuaries as set forth in Paragraph (b) of this rule, except when authorized by permit issued by the Commission on sanctuaries specified in Paragraph (c) of this Rule.

(b) The following shall be posted bear sanctuaries:

Bachelor Bay bear sanctuary – Bertie and Washington counties  
Columbus County bear sanctuary – Brunswick and Columbus counties  
Croatan bear sanctuary – Carteret, Craven, and Jones counties  
Daniel Boone bear sanctuary – Avery, Burke, and Caldwell counties  
Dare bear sanctuary – Dare and Hyde counties,  
Fires Creek bear sanctuary – Clay County  
Flat Top bear sanctuary – Mitchell and Yancey counties  
Green Swamp bear sanctuary – Brunswick County  
Gull Rock bear sanctuary – Hyde County  
Harmon Den bear sanctuary – Haywood County  
Juniper Creek bear sanctuary – Brunswick and Columbus counties  
Mt. Mitchell bear sanctuary – McDowell and Yancey counties  
North River bear sanctuary – Camden and Currituck counties  
Panthertown – Bonas Defeat bear sanctuary – Jackson County  
Pisgah Bear Sanctuary – Buncombe, Haywood, Henderson and Transylvania  
Pungo River bear sanctuary – Hyde County  
Rich Mountain bear sanctuary – Madison County  
Sherwood bear sanctuary – Haywood County  
Suggs Mill Pond bear sanctuary – Bladen and Cumberland counties  
Standing Indian bear sanctuary – Macon County  
Thurmond Chatham bear sanctuary – Allegheny and Wilkes counties  
Wayah bear sanctuary – Macon County

(c) It shall be lawful to take bear on the following sanctuaries when authorized by permit issued by the Commission:

Daniel Boone bear sanctuary – Avery, Burke, and Caldwell counties  
Dare bear sanctuary – Dare and Hyde counties  
Mt. Mitchell bear sanctuary – McDowell and Yancey counties  
Panthertown – Bonas Defeat bear sanctuary – Jackson County  
Pisgah Bear Sanctuary – Buncombe, Haywood, Henderson and Transylvania  
Standing Indian bear sanctuary – Macon County

(d) Feral Swine shall not be taken with the use of dogs on bear sanctuaries.

(e) Dogs shall not be trained or allowed to run unleashed between March 1 and the Monday on or nearest October 15 on bear sanctuaries located in and west of the counties and parts of counties described in 15A NCAC 10B .0109.

*History Note:* Authority G.S. 113-134; 113-291.1; 113-291.2; 113-291.7; 113-305;  
Eff. August 1, 2019.  
Amended Eff. August 1, 2022.



**15A NCAC 10D .0201 ALLIGATOR RIVER GAME LAND IN TYRELL COUNTY**

(a) Seven Day per Week Area

(b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

(c) Bear may only be taken the first Saturday, Monday, and Tuesday of the November Bear Season and the second Saturday, Monday, and Tuesday of the December Bear Season.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0202 ANGOLA BAY GAME LAND IN DUPLIN AND PENDER COUNTIES**

(a) Seven Day per Week Area

(b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

(c) Target shooting is prohibited.

(d) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0203 BACHELOR BAY GAME LAND IN BERTIE AND WASHINGTON COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0206 BRINKLEYVILLE GAME LAND IN HALIFAX COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) Horseback riding is prohibited.

(d) Target shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0208 BUCKRIDGE GAME LAND IN TYRELL COUNTY**

(a) Three Days per Week Area

(b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

(c) Bear may only be taken the first Saturday, Monday, and Tuesday of the November Bear Season and the second Saturday, Monday, and Tuesday of the December Bear Season.

(d) Target shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0209 BUFFALO COVE GAME LAND IN CALDWELL AND WILKES COUNTIES**

(a) Seven Days per Week Area

(b) The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 through the Sunday immediately preceding the Blackpowder Firearms Season described in this rule to the third Saturday thereafter, and Monday the Sunday immediately following the closing of Blackpowder Firearms Season described in this rule on or nearest October 15 to the Saturday Sunday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Monday Sunday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.

(c) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(d) Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.

(e) Target shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0210 BULLARD AND BRACNH HUNTING PRESERVE GAME LANDS IN ROBESON COUNTY**

(a) Four Days per Week Area

(b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

(c) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0211 BUTNER-FALLS OF NEUSE GAME LAND IN DURHAM, GRANVILLE, AND WAKE COUNTIES**

(a) Six Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) Waterfowl shall be taken only on:

- (1) the opening and closing days of the applicable waterfowl seasons;
- (2) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- (3) Tuesdays, Thursdays, and Saturdays of the applicable waterfowl seasons.

On the posted waterfowl impoundments a special permit is required for all waterfowl hunting after November

(d) Horseback riding is prohibited.

(e) Target shooting is prohibited.

(f) Wild turkey hunting is by permit only, except on those areas posted as an archery zone.

(g) Pursuing or chasing deer with dogs for the purposes of training or hunting is prohibited on all game land portions in Wake County.

(h) The use of bicycles is restricted to designated areas, except that this restriction does not apply to hunters engaged in the act of hunting during the open days of the applicable seasons for game birds and game animals. On designated bicycle riding areas, the use of bicycles is allowed from May 15 through August 31, and on Sundays only from September 1 through May 14.

(i) 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 through May 14.

(j) Camping is allowed at any time in the designated Mountains-to-Sea Trail Camping Area and shall not exceed a maximum stay of two consecutive nights. Campfires are prohibited in this camping area.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0213 CAPE FEAR RIVER WETLANDS GAME LAND IN PENDER COUNTY**

- (a) Seven Days per Week Area
- (b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (c) Turkey Hunting is by permit only on that portion known as the Roan Island Tract.
- (d) The use of dogs for hunting deer is prohibited on the portion of the game land that is west of the Black River, north of Roan Island, east of Lyon Swamp Canal to Canetuck Road, and south of NC 210 to the Black River.
- (e) Target shooting is prohibited.
- (f) Bear shall not be harvested on Sunday.

*History Note:*     Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
                          Eff. August 1, 2022.

**15A NCAC 10D .0214 CARTERET COUNTY GAME LAND IN CARTERET COUNTY**

- (a) Seven Days per Week Area
- (b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.
- (c) The use of dogs for hunting deer is prohibited.
- (d) Bear hunting on the Salters Creek Tract is by permit only.
- (e) Bear shall not be harvested on Sunday.

*History Note:*     Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
                          Eff. August 1, 2022.

**15A NCAC 10D .0215 R. WAYNE BAILEY-CASWELL GAME LAND IN CASWELL COUNTY**

- (a) Three Days per Week Area
- (b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Wednesday thereafter.
- (c) Horseback riding, including all equine species, is allowed seven days per week from May 16 through August 31, and on Sundays only, September 1 through May 15. Horseback riding is allowed only on roads opened to vehicular traffic and on those gated roads and trails that are posted for equestrian use. People age 16 or older horseback riding on this game land shall possess a Game Lands license.
- (d) The area encompassed by the following roads is permit-only for all quail and woodcock hunting, and all bird dog training: From Yanceyville south on NC 62 to the intersection of SR 1746, west on SR 1746 to the intersection of SR 1156, south on SR 1156 to the intersection of SR 1783, east on SR 1783 to the intersection of NC 62, north on NC 62 to the intersection of SR 1736, east on SR 1736 to the intersection of SR 1730, east on SR 1730 to NC 86, north on NC 86 to NC 62.
- (e) On the posted waterfowl impoundment, waterfowl hunting is by permit only after November 1.
- (f) 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 through May 14.
- (g) Target shooting is prohibited, except at the R. Wayne Bailey-Caswell Shooting Range.

*History Note:*     Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
                          Eff. August 1, 2022.

**15A NCAC 10D .0216 CHATHAM GAME LAND IN CHATHAM COUNTY**

- (a) Seven Days per Week Area
- (b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.
- (c) Horseback riding, including all equine species, is allowed seven days per week from May 16 through August 31, and on Sundays only September 1 through May 15.
- (d) Target shooting is prohibited.

*History Note:*     Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
                          Eff. August 1, 2022.

**15A NCAC 10D .0217 CHOWAN GAME LAND IN CHOWAN COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken on all the open days of the applicable Deer With Visible Antlers Season.

(c) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0218 CHOWAN SWAMP GAME LAND IN BERTIE, GATES, AND HERTFORD COUNTIES**

(a) Six Days per Week Area

(b) Deer of either sex may be taken on all the open days of the applicable Deer With Visible Antlers Season.

(c) Bear hunting is restricted to the first Saturday, Monday, and Tuesday of the November bear season and the second Saturday, Monday, and Tuesday of the December bear season except that portion of Chowan Swamp Game Land in Gates County that is east of Highway 158/13, south of Highway 158, west of Highway 32, and north of Catherine Creek and the Chowan River where the bear season is the same as the season dates for the Gates County bear season.

(d) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.

(e) Horseback riding is prohibited except during May 16 through August 31 and on Sundays only September 1 through May 15 on those roads that are open to vehicular traffic and on those gated roads and trails posted for equestrian use.

(f) Target shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0219 COLD MOUNTAIN GAME LAND IN HAYWOOD COUNTY**

(a) Seven Days per Week Area

(b) Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.

(c) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0220 COLUMBUS COUNTY GAME LAND IN COLUMBUS COUNTY**

(a) Four Days per Week Area

(b) Deer of either sex may be taken on all the open days of the applicable Deer With Visible Antlers Season.

(c) Deer hunting on the Campbell Tract shall be by permit only.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0221 CROATAN GAME LAND IN CARTERET, CRAVEN, AND JONES COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken on all the open days of the applicable Deer With Visible Antlers Season.

(c) Waterfowl shall be taken only on the following days:

(1) the opening and closing days of the applicable waterfowl seasons;

(2) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and

(3) Tuesdays and Saturdays of the applicable waterfowl seasons.

(d) Beginning on the first open waterfowl day in October through the end of all waterfowl seasons, waterfowl hunting from designated Disabled Sportsmen blinds on the Catfish Lake Waterfowl Impoundment is by permit only.

(e) Dove hunting is by permit only for the first two open days of dove season on posted areas. During the rest of dove season, no permit is required to hunt doves.

(f) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0222 CURRITUCK BANKS GAME LAND IN CURRITUCK COUNTY**

(a) Seven Days per Week Area

(b) Permanent waterfowl blinds in Currituck Sound on these game lands shall be hunted by permit only from November 1 through the end of all waterfowl seasons.

(c) Licensed hunting guides may accompany the permitted individual or party provided the guides do not use a firearm.

(d) The boundary of the game land shall extend 5 yards from the edge of the marsh or shoreline.

(e) Dogs are allowed only for waterfowl hunting by permitted waterfowl hunters on the day of their hunt.

(f) No screws, nails, or other objects penetrating the bark shall be used to attach a tree stand or blind to a tree.

(g) Deer of either sex may be taken on all the days of the applicable Deer With Visible Antlers season.

(h) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0224 DARE GAME LAND IN DATE AND HYDE COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.

(c) No hunting is allowed on posted parts of bombing range.

(d) The use and training of dogs is prohibited from March 1 through June 30.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0226 DUPONT STATE FOREST GAME LANDS IN HENDERSON AND TRANSYLVANIA COUNTIES**

(a) Hunting is by permit only.

(b) The training and use of dogs for hunting is prohibited except by special hunt permit holders during scheduled permit hunts.

(c) Target shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0227 ELK KNB GAME ALND IN WATAUGA COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0228 EMBRO GAME LAND IN HALIFAX AND WARREN COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) Horseback riding is prohibited.

(d) Target Shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0229 GOOSE CREEK GAME LAND IN BEAUFORT AND PAMLICO COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken on all the open days of the applicable Deer With Visible Antlers Season.

(c) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl impoundments shall be taken only on the following days:

(1) the opening and closing days of the applicable waterfowl seasons;

(2) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and

(3) Tuesdays and Saturdays of the applicable waterfowl seasons.

(d) Beginning on the first open waterfowl season day in October through the end of all waterfowl seasons, waterfowl hunting is by permit only on the following waterfowl impoundments: Pamlico Point, Campbell Creek, Hunting Creek, Spring Creek, Smith Creek, and Hobucken.

(e) On Spring Lake, Pamlico Point and Campbell Creek Waterfowl Impoundments all activities, except waterfowl hunting on designated waterfowl hunting days and trapping during the trapping season, are restricted to the posted Scouting-only Zone during the period November 1 through March 15.

(f) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.

(g) Hunting and vehicular access on the Parker Farm Tract is restricted from September 1 through January 1 and April 1 through May 15 to individuals that possess a valid hunting opportunity permit.

(h) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is prohibited on the Beaufort County portion north of NC 33 except for that portion east of Smith Creek and south of Campbell Creek.

(i) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
Eff. August 1, 2022.

**15A NCAC 10D .0230 GREEN RIVER GAME LAND IN HENDERSON AND POLK COUNTIES**

(a) Six Days per Week Area

(b) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(c) Horseback riding is prohibited.

(d) Target shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
Eff. August 1, 2022.

**15A NCAC 10D .0232 GULL ROCK GAME LAND IN HYDE COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

(c) Waterfowl on posted waterfowl impoundments shall be taken only on the following days:

- (1) the opening and closing days of the applicable waterfowl seasons; and
- (2) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- (3) Tuesdays and Saturdays of the applicable waterfowl season.

(d) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas designated and posted as camping areas.

(e) Bear may only be taken the first Saturday, Monday, and Tuesday of the November Bear Season and the second Saturday, Monday, and Tuesday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0233 HARRIS GAME LAND IN CHATHAM, HARNETT, AND WAKE COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) Waterfowl on posted waterfowl impoundments shall be taken only on the following days:

- (1) the opening and closing days of the applicable waterfowl seasons; and
- (2) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- (3) Tuesdays and Saturdays of the applicable waterfowl season.

(d) The use or construction of permanent hunting blinds shall be prohibited.

(e) Wild turkey hunting is by permit only, except on those areas posted as an archery zone.

(f) Target shooting is prohibited.

(g) Horseback riding is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0237 HYCO GAME LAND IN PERSON COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) Target shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0239 JOHNS RIVER GAME LAND IN BURKE COUNTY**

(a) Hunting is by permit only.

(b) During permitted deer hunts, deer of either sex may be taken by permit holders.

(c) The construction of permanent hunting blinds is prohibited.

(d) Camping and the presence of campers and tents in designated Hunter Camping Areas is limited to August 31 through the last day of February and March 31 through May 14.

(e) Target shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0240 JORDAN GAME LAND IN CHATHAM, DURHAM, ORANGE, AND WAKE COUNTIES**

(a) Six Days per Week Area

(b) Deer of either sex may be taken on all the open days of the applicable Deer With Visible Antlers Season.

(c) Waterfowl may be taken only on:

(1) Mondays, Wednesdays, and Saturdays of the applicable waterfowl seasons;

(2) Thanksgiving, Christmas, and New Year's Days; and

(3) the opening and closing days of the applicable waterfowl seasons.

(d) Horseback riding, including all equine species, is allowed only on those areas posted as American Tobacco Trail and other areas posted for equestrian use. Unless otherwise posted, horseback riding is permitted on posted portions of the American Tobacco Trail anytime the trail is open for use. On all other trails posted for equestrian use, horseback riding is allowed seven days per week from May 16 through August 31, and on Sundays only from September 1 through May 15. People age 16 or older shall obtain license prior to engaging in horseback riding on any area other than the American Tobacco Trail.

(e) Target shooting is prohibited.

(f) Wild turkey hunting is by permit only, except on those areas posted as an Archery Zone.

(g) The use of bicycles is restricted to designated areas, except that this restriction does not apply to hunters engaged in the act of hunting during the open days of the applicable seasons for game birds and game animals.

(h) 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 through May 14.

History Note: Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0241 JUNIPER CREEK GAME LAND IN BRUNSWICK AND COLUMBUS COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken on all the open days of the Deer With Visible Antlers Season.

(c) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.

(d) Bear shall not be harvested on Sunday.

History Note: Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0243 KINGS CREEK GAME LAND IN CALDWELL AND WILKES COUNTIES**

(a) Six Days per Week Area

(b) The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to the Saturday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Monday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.

(c) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(d) Horseback riding is prohibited.

(e) Pursuing or chasing bear with dogs for the purposes of training or hunting is prohibited.

History Note: Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.



**15A NCAC 10D .0245 LEE GAME LAND IN LEE COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) Target shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0246 LIGHT GROUND POCOSIN GAME LAND IN PAMLICO COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken on all the open days of the applicable Deer With Visible Antlers Season.

(c) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0247 LINWOOD GAME LAND IN DAVIDSON COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken on all the open days of the applicable Deer With Visible Antlers Season.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0248 LOWER FISHING CREEK GAME LAND IN EDGECOMBE AND HALIFAX COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) Horseback riding is prohibited.

(d) The use of dogs for hunting deer is prohibited.

(e) Target Shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0249 MAYO GAME LAND IN PERSON COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) Waterfowl shall be taken only on:

(1) Tuesdays, Thursdays, and Saturdays applicable waterfowl seasons;

(2) Christmas and New Year's Days; and

(3) the opening and closing days of the applicable waterfowl seasons.

(d) Target shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0250 MITCHELL RIVER GAME LAND IN SURRY COUNTY**

(a) Four Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Tuesday thereafter.

(c) Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0251 NANTAHALA GAME LAND IN CHEROKEE, CLAY, GRAHAM, JACKSON, MACON, SWAIN, AND TRANSYLVANIA COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season in that portion located in Transylvania County.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0252 NEEDMORE GAME LAND IN MACON AND SWAIN COUNTIES.**

(a) Seven Days per Week Area

(b) Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15.

(c) On posted dove fields, dove hunting on the opening day of dove season is by permit only.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0254 NEW LAKE GAME LAND IN HYDE AND TYRRELL COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

(c) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
Eff. August 1, 2022.

**15A NCAC 10D .0255 NICHOLSON CREEK GAME LAND IN HOKE COUNTY**

(a) Three Days per Week Area

(b) Deer of either sex may be taken with archery equipment on open hunting days from the Saturday on or nearest September 10 through the fourth Friday before Thanksgiving Day.

(c) Deer of either sex may be taken with blackpowder firearms on open hunting days beginning the fourth Saturday before Thanksgiving Day through the Wednesday of the second week thereafter.

(d) The Deer With Visible Antlers season consists of the open hunting days from the second Saturday before Thanksgiving Day through the third Saturday after Thanksgiving Day.

(e) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season.

(f) The use of dogs for hunting deer is prohibited.

(g) Wild turkey hunting is by permit only.

(h) On Lake Upchurch, the following activities are prohibited:

- (1) Operating any vessel or vehicle powered by an internal combustion engine; and
- (2) Swimming.
- (3) Target shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
Eff. August 1, 2022.

**15A NCAC 10D .0256 NORTH RIVER GAME LAND IN CAMDEN AND CURRITUCK COUNTIES**

- (a) Seven Days per Week Area
- (b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (c) The boundary of the Game Land shall extend five yards from the edge of the marsh or shoreline.
- (d) Hunting on the posted waterfowl impoundment is by permit only.
- (e) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
Eff. August 1, 2022.

**15A NCAC 10D .0257 NORTHWEST RIVER MARSH GAME LAND IN CURRITUCK COUNTY**

- (a) Seven Days per Week Area
- (b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (c) The boundary of the Game Land shall extend five yards from the edge of the marsh or shoreline.
- (d) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
Eff. August 1, 2022.

**15A NCAC 10D .0258 PEE DEE RIVER GAME LAND IN ANSON, MONTGOMERY, RICHMOND, AND STANLY COUNTIES**

- (a) Seven Days per Week Area
- (b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.
- (c) Use of centerfire rifles is prohibited in that portion in Anson and Richmond counties North of US-74.
- (d) Target shooting is prohibited.
- (e) Horseback riding is allowed seven days per week from May 16 through August 31, and on Sundays only September 1 through May 15 only on roads opened to vehicular traffic and gated roads and trails posted for equestrian use.
- (f) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting shall be prohibited on that portion south of US-74.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
Eff. August 1, 2022.

**15A NCAC 10D .0259 PERKINS GAME LAND IN DAVIE COUNTY**

- (a) Four Days per Week Area
- (b) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season through the second Tuesday thereafter.
- (c) Horseback riding is prohibited from November 1 through January 1.
- (d) Target Shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
Eff. August 1, 2022.

**15A NCAC 10D .0260 PISGAH GAME LAND IN AVERY, BUNCOMBE, BURKE, CALDWELL, HAYWOOD, HENDERSON, MADISON, MCDOWELL, MITCHELL, TRANSYLVANIA, WATAUGA, AND YANCEY COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(c) Horseback riding is prohibited on the Black Bear (McDowell County), Linville River (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).

(d) The use of bicycles shall be restricted to designated trails on the Linville River Tract (Burke County). Persons engaged in the act of hunting on the Linville River Tract during any open day of an applicable season for game birds or game animals shall be exempt from this restriction.

(e) Alcohol and fires are prohibited in the Wilson Creek portion of Pisgah Game Land (Caldwell County)

(f) Target shooting is prohibited on the Black Bear (McDowell County), Linville River (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0261 POND MOUNTAIN GAME LAND IN ASHE COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.

(c) Horseback riding is prohibited except on designated trails from May 16 through August 31 and Sundays from September 1 through October 31. All horseback riding is prohibited from November 1 through May 15.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0267 ROBESON GAME LAND IN ROBESON COUNTY**

(a) Four Days per Week Area

(b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

(c) Bear shall not be harvested on Sunday

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0270 SAMPSON GAME LAND IN SAMPSON COUNTY**

(a) Four Days per Week Area

(b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

(c) Target shooting is prohibited.

(d) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0271 SANDHILLS GAME LAND IN HOKE, MOORE, RICHMOND, AND SCOTLAND COUNTIES**

(a) Three Days per Week Area

(b) Hunting is prohibited on the J. Robert Gordon Field Trial Grounds from October 22 through March 31 except as follows:

- (1) deer of either-sex may be taken with archery equipment on all the open days of the archery season through the fourth Friday before Thanksgiving Day; with blackpowder firearms and archery equipment all the open days of the blackpowder firearms season through the third Wednesday before Thanksgiving Day; and only deer with visible antlers may be taken with all legal weapons from the second Saturday before Thanksgiving Day through the Saturday following Thanksgiving Day;
- (2) dove may be taken all open days from the opening day of the dove season through the third Saturday thereafter;
- (3) squirrel (gray and fox) may be taken all the open days from the second Saturday before Thanksgiving Day through the Saturday following Thanksgiving Day;
- (4) rabbit may be taken all open days from the second Saturday preceding Thanksgiving Day through the Saturday following Thanksgiving Day;
- (5) waterfowl may be taken on open days during any waterfowl season;
- (6) wild animals and wild birds may be taken as part of a Disabled Sportsmen Program Permit Hunt; and
- (7) raccoon and opossum may be taken on open days from sunrise Monday on or nearest October 15 through the last day of February.

(c) The Deer With Visible Antlers season is the open hunting days from the second Saturday before Thanksgiving Day through the third Saturday after Thanksgiving Day except on the J. Robert Gordon Field Trial Grounds.

(d) The archery season is all open days from the Saturday on or nearest to Sept. 10 to the fourth Friday before Thanksgiving Day and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving Day through January 1. Deer of either sex may be taken with archery equipment on all open hunting days during the archery season, by permit during the Deer with Visible antlers season, and the blackpowder firearms season as stated in this Subparagraph. Only deer with visible antlers may be taken from the third Monday after Thanksgiving Day through January 1.

(e) Blackpowder firearms season is all the open days from the fourth Saturday preceding Thanksgiving Day through the Wednesday of the second week thereafter and, except on the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving Day through January 1. Deer of either sex may be taken with blackpowder firearms on all open hunting days during the blackpowder firearms season and by permit during the Deer With Visible Antlers season. Only deer with visible antlers may be taken from the third Monday after Thanksgiving Day through January 1.

(f) Either-sex deer hunting during the Deer With Visible Antlers Season is by permit only.

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

(h) Wild turkey hunting is by permit only.

(i) Horseback riding on field trial grounds from October 22 through March 31 is prohibited unless participating in authorized field trials. Horseback riding is allowed on the remainder of the Sandhills Game Land seven days per week on roads that are open to vehicular traffic and gated roads and trails posted for equestrian use.

(j) 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 through May 14.

(k) Target shooting is prohibited, except at the John F. Lentz Hunter Education Complex.

History Note: Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305  
Eff. August 1, 2022.

**15A NCAC 10D .0272 SANDY CREEK GAME LAND IN NASH AND FRANKLIN COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) Horseback riding is prohibited.

(d) The use of dogs for hunting deer is prohibited.

(e) Target Shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0275 SHOCCO CREEK GAME LAND IN FRANKLIN, HALIFAX, NASH, AND WARREN COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) Horseback riding is prohibited.

(d) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.

(e) Target Shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0276 SOUTH MOUNTAINS GAME LAND IN BURKE, CLEVELAND, MCDOWELL, AND RUTHERFORD COUNTIES**

(a) Seven Days per Week Area

(b) The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 through the Sunday immediately preceding the Blackpowder Firearms Season described in this rule and the Sunday immediately following the closing of Blackpowder Firearms Season described in this rule through the Sunday before Thanksgiving Day. Deer with visible antlers may be taken with archery equipment the Sunday immediately following the closing of the Deer With Visible Antlers Season, as described in this Part, through January 1. Deer of either sex may be taken with blackpowder firearms on open days beginning the Monday on or nearest October 1 through the Saturday of the second week thereafter.

(c) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(d) Horseback riding is prohibited except on designated trails during the following dates:

- (1) January 2 through March 31;
- (2) May 16 through August 31;
- (3) Sundays only - April 1 through May 15; and
- (4) Sundays only - September 1 through January 1.

(e) Target shooting is prohibited.

(f) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.

(g) The maximum period of consecutive overnight camping at any posted and designated camping area is 14 days within any 30-day period.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;:::  
Eff. August 1, 2022.

**15A NCAC 10D .0277 STONES CREEK GAME LAND IN ONSLOW COUNTY**

- (a) Six Days per Week Area
- (b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (c) The use of dogs for hunting deer is prohibited on Mondays, Wednesdays, and Fridays.
- (d) Swimming in all lakes is prohibited.
- (e) Waterfowl may be taken only on the following days:
  - (1) the opening and closing days of the applicable waterfowl seasons;
  - (2) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
  - (3) Tuesdays and Saturdays of the applicable waterfowl seasons.
- (f) Target shooting is prohibited.
- (g) Geocaching is restricted to closed days for taking bear, deer, turkey, and waterfowl.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0279 SUGGS SUTTON LAKE GAME LAND IN NEW HANOVER AND BRUNSWICK COUNTIES**

- (a) Seven Days per Week Area
- (b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.
- (c) Target shooting is prohibited.
- (d) Bear shall not be harvested on Sunday.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0282 THREE TOP MOUNTAIN GAME LAND IN ASHE COUNTY**

- (a) Seven Days per Week Area
- (b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the first Friday thereafter.
- (c) Horseback riding is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0283 THURMOND CHATHAM GAME LAND IN ALLEGHANY AND WILKES COUNTIES**

- (a) Seven Days per Week Area
- (b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.
- (c) Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15. People age 16 or older horseback riding on this game land shall possess a Game Lands license.
- (d) The maximum period of consecutive overnight camping at any designated campground is 14 days within any 30 day period from May 1 through August 31. After 14 consecutive days of camping all personal belongings must be removed from the game land.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0284 TILLERY GAME LAND IN HALIFAX COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) Horseback riding is prohibited.

(d) The use of dogs for hunting deer is prohibited.

(e) Wild turkey hunting is by permit only.

(f) Target Shooting is prohibited.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0285 TOXAWAY GAME LAND IN JACKSON AND TRANSYLVANIA COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

(c) Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0286 UWHARRIE GAME LAND IN DAVIDSON, MONTGOMERY, AND RANDOLPH COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(c) On the posted waterfowl impoundment, waterfowl may be taken only on the following days:

(1) the opening and closing days of the applicable waterfowl seasons;

(2) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and

(3) Mondays, Wednesdays and Saturdays of the applicable waterfowl seasons.

(d) Target shooting is prohibited, except at the Flintlock Valley Shooting Range.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0288 VAN SWAMP GAME LAND IN BEAUFORT AND WASHINGTON COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

(c) Bear may only be taken the first Saturday, Monday, and Tuesday of the November Bear Season and the second Saturday, Monday, and Tuesday of the December Bear Season.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.

**15A NCAC 10D .0292 WILLIAM H. SILVER GAME LAND IN HAYWOOD COUNTY**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.

*History Note:* Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;  
Eff. August 1, 2022.



**15A NCAC 10D .0293 YADKIN RIVER GAME LAND IN DAVIDSON, DAVIE, MONTGOMERY, ROWAN, AND STANLY COUNTIES**

(a) Seven Days per Week Area

(b) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter in that portion in Montgomery county, and deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season in those portions in Davidson, Davie, Rowan, and Stanly counties.

(c) On the Lick Creek Tract, deer and bear hunting is archery only.

History Note: Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;

Eff. August 1, 2022.

#### 15A NCAC 10E .0104 USE OF AREAS REGULATED

(a) No person shall leave any vehicle, boat trailer or other obstruction on any public fishing or boating access area in such a location, position or condition that prevents or impedes the use by other persons of any ramp or other facility constructed for the purpose of launching or landing boats or fishing.

(b) No person shall park a vehicle, boat, boat trailer, or other object at a public fishing or boating access area unless parking in a designated parking zone. Public fishing or boating access areas and facilities remain available for use when designated parking zones are at capacity. When designated parking zones are at capacity, any person may enter and use the areas or facilities, provided other arrangements for parking are made that do not violate this Rule or the regulations of this Subchapter, if applicable. No person shall operate a vehicle at a public fishing or boating access area in a manner that endangers life, limb, or property.

(c) No person shall possess a loaded firearm on any public fishing or boating access area, except that 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. The permission to carry a handgun does not apply to access areas on the following game lands:

- (1) Bladen Lakes State Forest
- (2) Buckhorn
- (3) Butner-Falls of Neuse
- (4) Chatham
- (5) DuPont State Forest
- (6) Harris
- (7) Hyco
- (8) Jordan
- (9) Kerr Scott
- (10) Lee
- (11) Mayo
- (12) Pee Dee River north of U.S 74
- (13) Sutton Lake
- (14) Vance
- (15) the portion of R. Wayne Bailey-Caswell that is located north of U.S. 158 and east of N.C. 119

(d) No person, when using any public fishing or boating access area, shall deposit debris or refuse anywhere on the grounds of the area. No person, when using any public fishing or boating access area, shall do any act that is prohibited or neglect to do any act that is required by signs or markings placed on such area under authority of this Rule for the purpose of regulating the use of the area.

(e) No person shall operate a motorboat in the public waters of North Carolina within 50 yards of a Commission-owned or managed boat launching ramp at greater than "no wake" speed. For the purpose of this Rule, "no wake" speed means idling speed or a slow speed creating no appreciable wake.

(f) Except where facilities are ~~provided~~, provided or permits are issued, it is unlawful to use any boating access area for purposes other than the launching and retrieving of vessels ~~boats~~ and parking vehicles ~~and boat with vessel~~ trailers. All other uses, including swimming, skiing, camping, building fires, operating concessions or other activities not directly involved with launching and retrieving of vessels ~~boats~~ are prohibited, except those activities ~~activities~~, ~~including fish weigh-ins, for which the Commission has issued a permit~~ provided that the permit authorizing such activity is available for inspection by wildlife enforcement officers at the time the activity is taking place. All organized activities and events require a permit from the Commission and can be applied for at [www.ncwildlife.org](http://www.ncwildlife.org). Permits shall be available for inspection by wildlife enforcement officers at the time the activity is taking place.

(g) ~~Unless otherwise Except where facilities are provided and approved uses are posted, it is unlawful to use any public fishing area for purposes other than fishing. All prohibited uses and activities shall be posted including possession of loaded firearms (except as allowed in Paragraph (b) of this Rule), swimming, launching or mooring jet skis or boats, skiing, building fires, operating concessions, or other activities not directly associated with fishing.~~

(h) It is unlawful to feed or release animals or birds, domesticated animals and feral animals on public fishing or boating access areas without prior written authorization of the Wildlife Resources Commission. Written authorization will only be granted to persons acting on behalf of the Commission, to persons conducting scientific investigations or surveys, and for release of rehabilitated wildlife. Written authorization will not be granted for any feeding or release that is inimical to the conservation of native wildlife resources. For the purpose of enforcing this Paragraph,

"domesticated animals" does not include pets under the control of the owner and raptors or hunting dogs where otherwise permitted for hunting or training purposes.

(i) The use of gasoline powered motors on Ethridge Pond Public Fishing Area and Newbold Pond Public Fishing Area in Edgecombe County is prohibited.

*History Note:* Authority G.S. 75A-14; 113-134; 113-264;

*Eff. February 1, 1976;*

*Amended Eff. August 1, 2022; August 1, 2019; August 1, 2012; August 1, 2010; May 1, 2009; July 1, 1995; February 1, 1994; September 1, 1992; July 1, 1991.*

## APPENDIX B

### **Determining Use, Economic Impacts and Value of Game Lands in North Carolina**

#### **PROJECT REPORT October 2020**

*Prepared by:*

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## Executive Summary

The North Carolina Wildlife Resources Commission (WRC) manages over two million acres of public and private land for public hunting, trapping and inland fishing. These lands are of tremendous conservation value because they help the WRC meet their mission of conserving North Carolina's wildlife resources and their habitats, however these lands also benefit North Carolina and North Carolinians in other ways. The purpose of this project is to assess game land use by diverse user groups, determine the economic contributions of game land related recreation and to determine the non-market value of game lands to game land users and nearby residents.

In 2018, North Carolina's game lands received approximately 2.2 million visits. These visits resulted in \$180 million in game land related expenditures within the NC economy.

Visitation and expenditures were highest among users participating in non-licensed activities (hiking, biking, kayaking, etc.). These users took approximately 1.33 million trips in 2018, spending on average \$119.83 per trip, while hunters and anglers took approximately 853,000 trips, spending on average \$84.19 per trip. The combined economic contribution of both user groups resulted in approximately 2,200 jobs and over \$84 million in annual labor income in NC. Game land related recreation also resulted in a value added total of more than \$140 million to the state's GDP. Our results suggest game land related expenditures have low leakage rates and large SAM multipliers, meaning local economies are capturing much of the spending attributed to game lands. WRC shooting ranges also contribute to NC's economy. Game land users who visited the five WRC managed shooting ranges, contributed to an additional 28 jobs, over \$929,000 in labor income, and an additional \$1.45 million to NC's GDP.

Total willingness-to-pay among game land users to preserve 100% of game land acreage across NC is estimated to approach \$100 million. Dual-users, those who participate in both licensed and non-licensed activities, had the largest mean WTP (\$164.69), compared to users who exclusively participated in non-licensed (\$132.57) or licensed activities (\$122.50). Total WTP among all users to prevent the sale of 20% of all game land acreage was approximately

\$21.5 million, translating to a total conservation value of approximately \$100 million. Willingness-to-pay increased with the number of visits to game lands per year and with the number of activities a user participated in. WTP also increased with college education and with income. Understanding WTP is important for land managers who must routinely balance the costs and benefits of various land management and land acquisition projects. Non-market values are often overlooked in cost-benefit analyses and estimates of WTP allows for a more comprehensive accounting of the non-market impacts. Estimates of WTP also allow managers to identify where consumer surpluses exist in and among different user groups, possibly highlighting instances where additional conservation funding may be generated.

Game lands also provide economic benefits to nearby residents. In some locations, proximity to game land had a positive effect on the sale price of nearby homes, while adjacency had negative effects. For example, a one-kilometer increase in proximity to Butner-Falls Game Land results in an increase in value of about \$1,053 for the average-priced home. These relationships were however, dependent on the socio-cultural context of the game land, including proximity to other forms of public land, and may result in negative effects in locations where extremely high value natural amenities, such as beaches and national parks, exist within the same market. These results suggest that at some game lands, expansion may have a net positive impact (the difference between the increased value of proximity and the decreased value of adjacency) for nearby resident and county governments who may experience increases in property value and increases in tax revenue respectively.

Daily visitation at each individual game land changes as a factor of daily precipitation, average daily temperature, day of the week, and hunting season. However, these effects are not consistent among all game lands. For example, coastal game lands with few amenities may experience low daily visitation during the summer non-hunting months, whereas a mountain game land with many amenities may experience high daily visitation during the same time

period. Visitation between individual game lands varied based on game land acreage, county population density, regional demand index, and the number of amenities available at each location. Model predictions suggest all 94 game lands receive approximately 2,189,291 visits annually.

In combination, these results suggest NC game lands are a valuable economic resource for recreational users, nearby residents, and local and state governments. Game lands provide a high return on investment for the state government agencies funding public land maintenance and management, and these returns seem likely to grow as participation in nature-based recreation increases. Further, spending attributed to game lands is readily captured and retained within rural communities at a time where rural decline is a global social challenge. The information within this report should prepare the WRC for a future of rapid development, where the maintenance, expansion and establishment of public land must be justified by scientific data establishing the economic impacts involved.

# EXHIBIT G-1

October 28, 2021



## Proposed Amendments to Wildlife Management Rules for 2022-2023 Annual Cycle Recommended by Agency Staff for Public Notice, Comment, and Presentation at Public Hearing

### Migratory Game Birds

#### 1. 15A NCAC 10B .0105

Allows crippled waterfowl to be taken from a motorboat under power in those areas described, delineated, and designated as Special Sea Duck Areas. Eliminated the habitat enhancement program that established posted waterfowl management areas by the WRC for Canada Goose and duck restoration. Removes the word “experimental” from the September teal season zones as the season is no longer experimental, it is established.

**Justification:** Brings state rules in concurrence with the current Federal frameworks. The habitat enhancement program that established posted waterfowl management areas by the Wildlife Resources Commission for Canada Goose and duck restoration no longer exists.

*15A NCAC 10B .0105 Migratory Game Birds (page 4)*

### Exotic Species

#### 2. 15A NCAC 10B .0123

Adds Tegus (Salvator spp.) and Greenhouse Frog (*Eleutherodactylus planirostris*) as exotic species that are unlawful to possess, import, sell, release, etc. into North Carolina.

**Justification:** Once established in the wild, Tegus are destructive and aggressively invasive, often feeding on eggs of ground nesting birds such as turkey and quail and could pose a dire threat to ground nesting shorebirds. In addition, Tegus have been noted as a threat to alligator nests where they have become established in Florida. Since these species are popular in the pet trade and have been observed for sale at many pet shops and reptile shows across North Carolina it is important to take the necessary precautions to prevent its introduction and spread into the state. Greenhouse Frogs are an invasive species that are very destructive in Florida and have recently moved into South Carolina. Adding Greenhouse Frogs to the list of exotic species that cannot be possessed, imported, sold, transferred, or released is necessary to prevent their expansion into the State.

*15A NCAC 10B .0123 Limitations on Certain Exotic Species (page 5)*

### Collection, Possession and Commercial Take

#### 3. 15A NCAC 10B .0119, 10H .1301 & .1302

Modifies the 4/24 rule for possession of reptiles and amphibians without a license or permit, changing it to no more than 4 reptile species and 24 amphibian species per physical address. It also adds in the requirements for a snapping turtle collection license with collection season from June 1 through September 30, no more than 10 turtles per physical address per day, no more than 100 snapping turtles per physical address per season, a 13-inch size limit, specifications around trapping devices and limits the snapping turtle collection license to North Carolina residents only. It defines scientific, educational, and snapping turtle collection and clarifies

that licenses may not be transferable. Aligns possession permits with 4/24 rules. Aligns 13-inch size limit throughout rules.

**Justification:** The current 4/24 rule provides opportunity for illegal collection, possession, and trade of native reptiles and amphibians. Modification provides clarity between bonified collection activities and an individual wanting a native herp as a pet. There has been a growing demand for snapping turtle collection from North Carolina. Neighboring states have reduced or eliminated their commercial take of snapping turtles pushing more people into our state. Reducing harvest from per person to per address preserves population numbers.

*15A NCAC 10B .0119 Wildlife Collectors (page 6-7)*

*15A NCAC 10H .1301 Commercial Take of Certain Exotic Species (Page 8)*

*15A NCAC 10H .1302 Possession of Reptiles and Amphibians (page 9)*

## **Importation of Native Reptiles and Amphibians**

### **4. 15A NCAC 10B .0101**

Adds reptiles and amphibians to the list of animals prohibited to import, thus requiring a permit be obtained before any native reptiles or amphibians can be imported into the state. Removes language regarding cervid importation.

**Justification:** Reptiles and amphibians are not included in the definition of wild animals. Prohibiting their importation stops any unregulated or illegal importation of native reptiles and amphibians. The importation of cervids was moved under the North Carolina Department of Agriculture and is no longer applicable to the North Carolina Wildlife Resources Commission.

*15A NCAC 10B.0101 Importation of Wild Animals and Birds (page 10)*

## **Deer**

### **5. 15ANCAC 10B .0203**

Remove western blackpowder either sex restriction line from rule and links blackpowder either sex restrictions to the corresponding either sex gun seasons:

- No either sex gun = First Saturday only of blackpowder
- Introductory either sex gun = Opening day through following Saturday of blackpowder
- Conservative either sex gun = All open days of the applicable blackpowder season
- Moderate either sex gun = All open days of the applicable blackpowder season
- Maximum either sex gun = All open days of the applicable blackpowder season

**Justification:** Removing the current either sex blackpowder season restriction structure and linking blackpowder restrictions to corresponding either sex gun seasons will reduce complexity and increase rule consistency across open seasons for hunting deer of either sex. Currently, the biological objective for density is being met and/or harvest trends indicate continued growth of deer herds in the affected counties.

Additional antlerless harvest is sustainable and would provide hunters with additional harvest opportunity. Increased antlerless harvest would also address biological objectives not currently met that aim to improve balance in the adult sex ratio.

*15A NCAC 10B .0203 Deer (page 11)*

## **Squirrel**

### **6. 15A NCAC 10B .0206**

Allow for a spring gray squirrel season, 14 days in duration, to open the second Monday in May on private land only with a daily limit of 8.

**Justification:** This proposed season follows the spring breeding pulse at the same interval that the fall season follows the summer breeding pulse. This will allow for increased hunter opportunity during a biologically appropriate time frame. Eight other states have a spring squirrel season.

*15A NCAC 10B .0206 Squirrels (page 11)*



## **Raccoon**

### **7. 15A NCAC 10B .0111 & .0205**

Consolidate raccoon and opossum hunting regulations into one rule and remove restriction on hunting raccoons during the daylight hours west of US 1.

**Justification:** Consolidation of rules pertaining to the same species for clarity. Raccoon populations have increased in the piedmont and mountains and there is no biological or management justification to restrict daylight hunting of raccoons.

*15A NCAC 10B .0111 Restrictions on Raccoon and Opossum Hunting (page 12)*

*15A NCAC 10B .0205 Raccoon and Opossum (page 12)*

## **Tagging**

### **8. 15A NCAC 10B .0403 & .0402**

Removes the fee charged for otter and bobcat CITES upon request of a tag from the Commission. Sets limits on how many tags may be requested. Moves carcass and pelt tagging requirements from .0403 to .0402.

**Justification:** Fur prices have declined since their peak in the 1980's and the North Carolina Wildlife Resources Commission does not pay for the CITES tags; they are issued on an annual basis by the United States Fish and Wildlife Service free of charge. The tagging requirements for fox carcass and pelt was moved to a more appropriate location in the tagging furs rule.

*15A NCAC 10B .0403 Application for Tags (page 13)*

*15A NCAC 10B .0402 Tagging Furs (page 13)*

## 15A NCAC 10B .0105    MIGRATORY GAME BIRDS

### (a) Cooperative State Rules:

- (1) ~~The taking of sea ducks (scoter, eider and old squaw) during any federally announced season for only these species shall be limited to the~~ The waters of the Atlantic Ocean, and to those coastal waters south of US 64 that are separated by a distance of at least 800 yards of open water from any shore, island or ~~marsh, marsh~~ are designated as a special hunting area for the taking of sea ducks (scoter, eider, and long-tailed duck) as referenced by the Federal frameworks calling for state rules designating these special areas.
- (2) Tundra swans may be taken during the open season by permit only subject to annual limitations imposed by the U.S. Fish and Wildlife Service. Based upon the annual limitations imposed by the U.S. Fish and Wildlife Service, the Wildlife Resources Commission shall issue nontransferable swan permits to applicants who will be selected at random by computer. Only one swan ~~may~~ shall be taken under each permit which shall be cancelled at the time of the kill by cutting out the month and day of the kill. Accompanying the permit is a tag which must be affixed to the swan at the time and place of the kill. The tag must be affixed in accordance with instructions provided with the permit. In addition, a preaddressed post-paid card is supplied to each permittee on which to report the number of days hunted and the details of the kill if made. ~~It is unlawful to hunt. Hunting~~ swans without having the permit and the tag in possession or to possess a swan without the cancelled permit in possession and the tag affixed in accordance with instructions provided with the permit to the ~~swan. swan is prohibited. It is unlawful to possess.~~ Possessing a swan permit or tag while hunting that was assigned to another person or to alter the permit or tag in any way other than cutting out the proper month and day of ~~kill. kill is prohibited.~~

(b) Notwithstanding the provisions of G.S. 113-291.1(a) and (b), the following restrictions apply to the taking of migratory game birds:

- (1) No migratory game bird may be taken:
  - (A) With a rifle;
  - (B) With a shotgun of any description capable of holding more than three shells, unless it is plugged with a one-piece filler, incapable of removal without disassembling the gun, ~~so as to~~ limit its total capacity to not more than three shells.
- ~~(2) No migratory game bird may be taken:~~
  - ~~(A)(C)~~ From or by the use of a sinkbox or any other type of low floating device affording the hunter a means of concealment beneath the surface of the water;
  - ~~(B)(D)~~ With the aid of bait, or on, over, or within 300 yards of any place where any grain, salt or other feed is exposed so as to constitute an attraction to migratory game birds or has been so exposed during any of the 10 consecutive days preceding the taking, except that this Part shall not apply to standing crops, flooded croplands, grain crops shocked on the field where grown, or grains found scattered solely as the result of normal agricultural planting or harvesting;
  - ~~(C)(E)~~ With the aid of live decoys, or on, over or within 300 yards of any place where tame or captive migratory game birds are present, unless such birds are and have been for a period of 10 consecutive days prior to such taking confined within an enclosure which eliminates the audibility of their calls and totally conceals them from the sight of wild migratory game birds.
- ~~(3)(2)~~ Crippled waterfowl may be taken from a motorboat under power in those areas described, delineated, and designated as special sea duck hunting areas in Subparagraph (a)(1) of this Rule.
- ~~(4) Waterfowl hunting and harassment and other unauthorized activities is prohibited on posted waterfowl management areas established by the Wildlife Resources Commission for Canada Geese and ducks restoration. Information on impoundments can be found at newwildlife.org.~~
- ~~(5)(3)~~ In that area of Roanoke Sound adjacent to and immediately Northeast of Roanoke Island as marked by buoys designating the waterfowl rest area, it is unlawful to harass or take any waterfowl.
- ~~(6)(4)~~ The area east of US 17 is designated as ~~a an experimental~~ September teal season zone as referenced by the Federal frameworks calling for state rules designating ~~experimental areas. these zones.~~

~~(c) Reporting Requirements:~~ For tundra swan and Canada goose seasons where a permit is required to hunt by Memorandum of Agreement with the U.S. Fish & Wildlife Service, hunter questionnaires shall be completed online at [www.ncwildlife.org](http://www.ncwildlife.org), or on the Commission-supplied, supplied on preaddressed, postage-paid ~~cards cards.~~ Questionnaires shall be completed by or returned to the Commission and postmarked no later than April 1 following the end of the applicable season. Failure to return the questionnaire and animal parts, if required, by this date shall make the individual ineligible to receive a permit for the following applicable season. In lieu of returning a hard copy, individuals may fill out a questionnaire on line through the Wildlife Commission web site at newwildlife.org when this option is available by April 1 following the end of the applicable season.

(d) Failure to return the questionnaire and any required animal parts, by this date shall make the individual ineligible to receive a permit for the following applicable season.

#### **15A NCAC 10B .0123 LIMITATIONS ON CERTAIN EXOTIC SPECIES**

~~(a) Except as provided in this Rule, it shall be unlawful to import, transport, export, purchase, possess, sell, transfer, or release into public or private waters or lands of the State, any live specimen(s) of Tongueless or African Clawed Frog (*Xenopus* spp.), Brown Anole (*Anolis sagrei*), Cuban Treefrog (*Osteopilus septentrionalis*), any Asian Newts (genera *Cynops*, *Pachytriton*, *Paramesotriton*, *Laotriton*, *Tylotriton*), or Red-eared Slider (*Trachemys scripta elegans*).~~

(a) Except as provided in this Rule, it shall be unlawful to import, transport, export, purchase, possess, sell, transfer, or release into public or private waters or lands of the State, any live specimen(s) of

- (1) Tongueless or African Clawed Frog (*Xenopus* spp.);
- (2) Brown Anole (*Anolis sagrei*);
- (3) Cuban Treefrog (*Osteopilus septentrionalis*);
- (4) Asian Newts (genera *Cynops*, *Pachytriton*, *Paramesotriton*, *Laotriton*, *Tylotriton*);
- (5) Red-eared Slider (*Trachemys scripta elegans*);
- (6) Tegu (genera *Salvator* and *Tupinambis*); or
- (7) Greenhouse Frog (*Eleutherodactylus planirostris*).

(b) The North Carolina Wildlife Resources Commission may by permit authorize importation, transportation, exportation, purchase, possession, sale, or transfer of any species in this Rule by the following entities, subject to the specified limitations:

- (1) Retail and Wholesale Establishments. Importation, possession, sale, transfer, transportation, and exportation of these species within North Carolina, by retail and wholesale establishments whose primary business is providing scientific supplies for research, shall be allowed by permit, provided the following conditions are met:
  - (A) the application for a permit shall be in writing and include plans for holding, transportation, advertisement, and sale to allow a determination of the safeguards employed to prevent accidental escape and sales to unauthorized individuals;
  - (B) in-state sale or transfer is allowed only to agencies, entities, and institutions listed in Subparagraph (2) of this Paragraph;
  - (C) exportation shall comply with all applicable rules and regulations of the importing state;
  - (D) all specimens shall be possessed in indoor facilities; and
  - (E) transportation of specimens shall employ safeguards that prevent accidental escape.
- (2) Government Agencies and Research Institutions. Purchase, importation, possession, transfer, transportation, and exportation of these species within North Carolina shall be allowed by permitted state and federal governmental agencies, corporate research entities, and research institutions, provided the following conditions are met:
  - (A) the application for a permit shall be in writing and include plans for holding, transportation, final disposition, and safeguards to prevent accidental escape;
  - (B) exportation shall comply with all applicable rules and regulations of the importing state;
  - (C) all specimens shall be possessed in indoor facilities;
  - (D) transportation of specimens shall employ safeguards that prevent accidental escape; and
  - (E) the agency's, entity's, or institution's Animal Use and Care Committee has approved the research protocol for these species.

(c) Notwithstanding Paragraph (a) of this Rule, it shall be lawful for private individuals in possession of a live specimen(s) of Red-eared Slider(s) (*Trachemys scripta elegans*) prior to August 1, 2018, to retain, transport, transfer, or export the animal(s) in their possession. Notwithstanding Paragraph (a) of this Rule, it shall be lawful for private individuals in possession of a live specimen(s) of Tegu(s) (genera *Salvator* and *Tupinambis*) prior to August 1, 2022, to retain, transport, transfer, or export the animal(s) in their possession.

(d) Notwithstanding Paragraph (a) of this Rule, facilities open to the public for education may apply for a permit to collect, receive, and possess ~~Red-eared Slider(s);~~ any of the species listed in Paragraph (a).

## 15A NCAC 10B .0119 WILDLIFE COLLECTORS

~~(a) Collection Licenses. The Executive Director may license qualified individuals to take or collect any species of wildlife resources except that endangered, threatened, and special concern species may not be taken or collected except under a special permit issued by the Executive Director for research purposes, unless there is an open season for the species. If an open season exists for the species, then the appropriate hunting, fishing, or trapping license serves as the authorization for take. This Rule shall not prohibit an individual from killing an endangered, threatened, or special concern species in defense of his own life or the lives of others without a permit. Individuals who annually collect fewer than five reptiles or fewer than 25 amphibians that are not on the endangered, threatened, or special concern lists shall be exempted from this license requirement, except snapping turtles (*Chelydra serpentina*) less than 11 inches (curved carapace length) shall not be collected at all. The license shall be issued upon payment of a fee in accordance with G.S. 113-272.4, except that licenses shall be issued to representatives of educational or scientific institutions or of governmental agencies without charge. The license shall be used in lieu of any other hunting or trapping license required by law and shall authorize possession and transportation of the wildlife incidental to the authorized taking, except that it shall not authorize the taking, possession, or transportation of any species of wildlife in violation of the Endangered Species Act, the Migratory Bird Treaty Act, The Bald and Golden Eagle Protection Act or any other federal act to prohibit or restrict the possession and transportation of wildlife resources.~~

~~(b) Limits on collection. Individuals shall collect no more than 10 turtles from the family Chelydridae (snapping turtles) per day and no more than 100 per calendar and these turtles shall have a curved carapace length greater than 11 inches. Individuals shall collect no more than 10 turtles from the family Kinosternidae (mud and musk turtles) per day and no more than 100 per calendar year.~~

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

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

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

~~(f) Report of Collecting Activity. Each individual licensed under this Rule shall submit a report to the Wildlife Resources Commission within 15 days following the date of expiration of the license. The report shall show the numbers of each species taken under the license and the use or disposition thereof. The Executive Director may require additional information for statistical purposes such as the dates and places of the taking and the sex, size, weight, condition, and approximate age of each specimen taken.~~

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

(a) Wildlife Collection Licenses may be issued to qualified individuals to take, as defined in G.S. 113-130, any species of wildlife resources for the following purposes:

- (1) scientific collection;
- (2) educational collection; or
- (3) snapping turtle collection.

(b) The following definitions shall apply to this Rule:

- (1) "Scientific collection" shall mean collection for the purpose of conducting scientific research or survey.
- (2) "Educational collection" means collection for the purpose of providing instruction, training, or information to the public.
- (3) "Snapping turtle collection" means collection of snapping turtles from the family *Chelydridae* for sale pursuant to 10H .1301.
- (4) "Personal use" means collection and holding, using as bait, or personal consumption of reptiles or amphibians.

(c) The Commission may consider the following qualifications when issuing a license:

- (1) prior research or educational experience in the same or similar field;
- (2) work with or for an educational institution;
- (3) type of study requested of license (permanent or catch and release);
- (4) current state and quantity of species requested;
- (5) collection methodology proposed; and
- (6) disposition of collection.

(d) Individuals collecting and holding reptiles or amphibians for personal use shall not be required to obtain a Wildlife Collection License so long as the following conditions are met:

- (1) no more than 4 individuals of native reptile species or 24 individuals of any combination of amphibian species per physical address;
  - (2) collected reptiles and amphibians shall not be bought or sold; and
  - (3) no endangered, threatened, or special concern species shall be collected and retained.
- (e) Endangered, threatened, and special concern species may not be taken or collected except under an endangered species permit unless there is an open season for the species. If an open season exists for the species, then the appropriate hunting, fishing, or trapping license serves as the authorization for take.
- (f) Wildlife Collection licenses may be issued to any individual, so long as the take is not deemed harmful to the efficient conservation of the species to be collected or to other wildlife species that may be dependent thereon.
- (g) Individuals interested in obtaining a Wildlife Collection License shall apply by completing and submitting an application online at [www.ncwildlife.org](http://www.ncwildlife.org). Information required by the applicant shall include:
  - (1) name, address, date of birth, email, and driver's license number; and
  - (2) species information.
- Additional information required for scientific and educational collection shall include:
  - (1) organizational affiliation, if any; and
  - (2) full documentation of research or educational proposal(s) and Institutional Animal Care and Use Committee approval, if applicable.
- (h) Wildlife Collection Licenses shall be used in lieu of any other hunting or trapping license required by law and shall authorize possession and transportation of the wildlife incidental to the authorized taking. It shall not authorize the taking, possession, or transportation of any species of wildlife in violation of the Endangered Species Act, the Migratory Bird Treaty Act, The Bald and Golden Eagle Protection Act or any other federal act to prohibit or restrict the possession and transportation of wildlife resources.
- (i) Wildlife Collection Licenses for snapping turtle collection shall only be available to North Carolina residents. The following conditions shall apply:
  - (1) collection shall occur from June 1 through September 30;
  - (2) no more than 10 snapping turtles per physical address per day;
  - (3) no more than 100 snapping turtles per physical address per season;
  - (4) turtles shall have a minimum curved carapace length of 13 inches; and
  - (5) no more than 10 trapping devices per license. Devices shall be:
    - (A) Clearly labeled with a waterproof tag that shows the licensee's name, WRC Customer Number, or Wildlife Collection License number.
    - (B) Hoop traps or other trap style that allows for the unharmed release of any nontarget species or snapping turtles less than 13 inches.
    - (C) Checked daily per 15A NCAC 10B .0110.
- (j) Unless a more limited duration is designated on the license, Wildlife Collection Licenses shall be valid from January 1 through December 31 of the applicable year.
- (k) Licensed individuals shall submit the following information to the Wildlife Resources Commission within 15 days of license expiration depending on the species taken:
  - (1) the numbers of each species taken under the license and the use or disposition thereof;
  - (2) dates and location of the taking; and
  - (3) sex, size, weight, condition, or approximate age of each specimen taken as specified on the license.
- (l) Wildlife Collections License shall not be transferable either by license holder or by site of a facility.
- (m) The Executive Director or his or her designee may, pursuant to G.S. 113-272.4(d), require further restrictions or conditions on individuals licensed under this Rule as they may deem to be necessary to the efficient administration of the wildlife conservation statutes and rules.

**15A NCAC 10H .1301 ~~COMMERCIAL TAKE OF CERTAIN TURTLES PROHIBITED~~ SALE OF NATIVE TURTLES**

~~(a) For the purposes of this Rule, "commercial taking" means the taking, possession, collection, transportation, purchase, or sale of five or more individual turtles or any turtle part, per person in a calendar year.~~

~~(a) Buying or selling any native turtle species is prohibited except for snapping turtles (*Chelydra serpentina*) with a curved carapace length of 13 inches or greater as authorized by 10B .0119.~~

~~(b) It shall be unlawful to engage in the commercial taking of any native turtle species in the families Emydidae or Trionychidae.~~

~~(c) The prohibition on commercial taking in this Rule shall not apply to the following:~~

~~(1) A licensed veterinarian when holding for purposes of medical treatment;~~

~~(2) A holder of a valid captivity permit for the purposes of rehabilitation;~~

~~(3) A publicly financed zoo, scientific research facility or institution of higher education, or any State or federal agency;~~

~~(4) Any person who accidentally collects five or more turtles incidental to any lawful activity, and who immediately returns them to the wild; or~~

~~(5) Property owners who legally apply for and receive depredation permits from the Wildlife Resources Commission, or one of its Wildlife Damage Control Agents.~~

~~(d) No native turtle shall be sold, except:~~

~~(1) as authorized by 10A NCAC 41A .0302; and~~

~~(2) snapping turtles (*Chelydra serpentina*) with a curved carapace length of 11 inches or greater.~~

~~(e)(b)~~ Violators shall be subject to a replacement cost per individual turtle that shall equal the replacement cost for "species with no open season" as set forth in 15A NCAC 10B .0117(c).

## 15A NCAC 10H .1302 POSSESSION OF REPTILES AND AMPHIBIANS

(a) Possession permits are required for the possession, importation, transportation, purchase, and sale per physical address of:

- (1) 25 or more individuals of any combination of native amphibian species; or
- (2) five or more individuals of native reptile species.

~~(b) Possession permits shall not be required for the possession, importation, transportation, purchase, and sale of:~~

- ~~(1) 24 or fewer individuals of any combination of native amphibian species; or~~
- ~~(2) four or fewer individuals of native reptile species.~~

(b) Possession permits are required for the rehabilitation of native reptiles and amphibians.

(c) Nothing in this Rule shall be construed to authorize the collection of any wildlife resources from the wild or the taking, possession, transportation, sale, purchase, or release to the wild of any wildlife resources or their parts in violation of State or federal laws or regulations.

(d) At no time shall permitted animals be released to the wild, except under situations of research or rehabilitation with written permission from the Wildlife Resources Commission.

~~(e) The sale of native turtles shall be unlawful, except as authorized by 10A NCAC 41A .0302 and snapping turtles (Chelydra serpentina) with a curved carapace length of 11 or greater.~~

~~(f)~~(e) A possession permit shall not be issued for:

- (1) holding reptiles and amphibians that were acquired unlawfully;
- (2) holding reptiles and amphibians for unlawful sale or trade;
- (3) ~~selling snapping turtles (Chelydra serpentina) less than 11 inches (curved carapace length);~~ individuals collecting snapping turtles under the collection license laid out in 10B .0119;
- (4) ~~collecting five or more individual native turtles from the families Emydidae or Trionychidae from the wild in a given year, except those entities exempted from collection in Rule .1301(e) of this Section;~~ collection of native reptiles and amphibians from the wild;
- (5) ~~collecting five or more individuals in aggregate from other native reptile families or 25 or more individual amphibians from the wild in a given year without first having secured a valid Collection License;~~
- ~~(6)~~(5) individuals in violation of the requirements of a collection license, as set forth in 15A NCAC 10B 4.0119, endangered species permit, as set forth in 15A NCAC 10I .0100, or possession permit as set forth in this Section; or
- ~~(7)~~(6) individuals who do not first obtain possession permits prior to acquiring the following wildlife resources in Paragraph (a) of this Rule.

~~(g)~~(f) ~~The~~ Unless a more limited duration is designated on the permit permit, Possession Permits shall be valid from January 1 through December 31 of the applicable year.

~~(h)~~(g) Individuals permitted under this Rule shall submit a report to the Wildlife Resources Commission within 15 days following the date of permit expiration. The report shall contain the numbers of each species held under the permit and the use or disposition thereof.

(h) Any individual engaged in the purchased transportation and sale of more than 100 snapping turtles is required to have a possession permit. Permitted individuals shall submit the numbers of snapping turtles taken under the permit and the use or disposition thereof; to the Wildlife Resources Commission within 15 days of permit expiration.

**15A NCAC 10B .0101 IMPORTATION OF WILD ~~ANIMALS,~~ ANIMALS AND BIRDS ~~BIRDS,~~ AND ~~NATIVE~~ REPTILES AND AMPHIBIANS**

(a) Before any live wild ~~bird,~~ bird or wild ~~animal~~ animal, or any native reptile or amphibian, is imported into North Carolina for any purpose, a permit shall be obtained from the Executive Director of the North Carolina Wildlife Resources Commission authorizing the importation, using application forms provided by the Commission.

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

~~(c) Cervids imported into North Carolina shall be individually identified by tags provided by the Wildlife Resources Commission that shall be affixed by the licensee to each cervid as set forth in 15A NCAC 10H .0301.~~

(b) Waterfowl imported into North Carolina must be received from facilities or individuals who are certified under the National Poultry Improvement Plan (NPIP) as pullorum-typhoid and avian influenza negative. If the source birds are not part of NPIP, they must be tested pullorum-typhoid and avian influenza negative by NPIP standards within 30 days prior to entry into North Carolina. Health certificates for imported waterfowl shall be available for inspection by authorized Commission personnel upon request.



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

...

- (2) Restrictions
  - (A) ~~Deer of either sex may be taken during blackpowder firearms and archery season in any county or county part set forth in Part (a)(2)(E), (F), or (G) of this Rule that has either-sex days for all lawful weapons. weapons and in the following counties: Polk, Rutherford, McDowell, Burke, Caldwell, and Cleveland. Deer of either sex may be taken on the first Saturday day of this season only in all other counties.~~
  - (B) Deer of either sex may be taken during the first open day of the blackpowder firearms and archery season thru the first Saturday thereafter in any county or county part set forth in Part (a)(2)(D) of this Rule
  - (C) Deer of either sex may be taken on the first open Saturday of the blackpowder firearms and archery season in any county or county part not set forth in Part (a)(2) of this Rule.
  - ~~(B)(D)~~ In the areas of the State where the Commission is authorized to regulate the use of dogs as provided in G.S. 113-291.5, dogs shall not be used for hunting deer during the blackpowder firearms and archery seasons, except a single dog on a leash may be used to retrieve a dead or wounded deer in accordance with G.S. 113-291.1(k).

## 15A NCAC 10B .0206 SQUIRRELS

### ~~(a) Squirrel Open Seasons:~~

- ~~(1) Gray and red squirrels may be taken by hunting on the Monday on or closest to October 15 to the last day of February.~~
- ~~(2) Fox squirrels may be taken by hunting on the Monday on or nearest October 15 to January 31.~~
- (a) The open season for gray and red squirrels is the Monday on or closest to October 15 through the last day of February.
- (b) The open season for fox squirrels is the Monday on or nearest October 15 through January 31.
- (c) Except on game lands listed in sections 10D .0100 and .0200, gray squirrels may also be taken by hunting on the second Monday in May through the fourth Monday in May.
- ~~(b) Squirrel Bag Limits:~~
  - ~~(1) The daily bag limit for gray and red squirrels is eight and there are no season and no possession limits.~~
  - ~~(2) The daily bag limit for fox squirrels is one; the possession limit is two; and the season limit is 10.~~
- (d) The daily bag limit for gray and red squirrels is eight in aggregate and there are no season or possession limits.
- (e) The daily bag limit for fox squirrels is one; the possession limit is two; and the season limit is 10.

**15A NCAC 10B .0111 RESTRICTIONS ON RACCOON AND OPOSSUM HUNTING**

- ~~(a) Axes or saws may not be carried when raccoon or opossum hunting.~~  
~~(b) Except in Richmond County, raccoon may not be shot during daylight hours west of US 1.~~

**15A NCAC 10B .0205 RACCOON AND OPOSSUM**

- ~~(a) Open Season:~~ The open season for taking raccoon and opossum ~~shall be~~ is from sunrise Monday on or nearest October 15 through the last day of February.

~~(b) Bag Limits:~~

- (1) The daily bag limit for raccoon is three and there are no season and no possession limits.  
(2) There is no restriction on bag limits for opossum.

~~Note: See 15A NCAC 10B .0111 prohibiting axes, saws and shooting in certain western counties.~~

- ~~(c) Axes or saws shall not be carried when raccoon or opossum hunting.~~

#### 15A NCAC 10B .0403 APPLICATION FOR TAGS

(a) Fur tags shall be ~~distributed~~ issued free of charge, excluding postage if applicable, by completing and submitting ~~in response to a request form to applications made on forms supplied by the Commission.~~ Commission online at [www.ncwildlife.org](http://www.ncwildlife.org).

(b) Fur tag requests shall include the following applicant information:

- (1) name, telephone number, email address, and physical address;
- (2) date of birth and driver's license number;
- (3) WRC Customer number; and
- (4) type and quantity of tags requested.

(c) The following restrictions shall apply to fur tags:

- (1) no more than 50 bobcat tags shall be issued per request;
- (2) no more than 150 otter tags shall be issued per request; and
- (3) fox tags may be limited in accordance with area, bag, possession, or season limits.

(b) ~~The fees to be charged for each fur tag are as follows:~~

Species	Fee
Bobcat	2.20
Otter	2.20

(c) ~~Foxes shall be tagged in accordance with G.S. 113-291.4(g). The carcasses or pelts of foxes lawfully taken and lawfully tagged in an area of open fox season, and those taken under a depredation permit, and those taken under a local law that permits foxes to be sold may be sold; provided that this Paragraph shall not authorize the sale of carcasses or pelts of foxes taken under a depredation permit in any county in which the sale of foxes or parts thereof is prohibited by local law.~~

#### 15A NCAC 10B .0402 TAGGING FURS

(a) Except as provided in Rule .0404 and .0405 of this Section, ~~it is unlawful to transport or to buy, buying, sell, selling, barter, bartering, trade, trading, or otherwise transfer transferring possession or ownership of the carcass or pelt of any bobcat, otter otter, or fox without having affixed to such carcass or pelt an individual tag provided by the North Carolina Wildlife Resources Commission. Commission is prohibited. Each such tag shall bear a serial number. When the U.S. Fish and Wildlife Service repeals its tagging requirements for otter and bobcat this paragraph shall apply only to tagging foxes.~~

(b) ~~It is unlawful for any person to import Importing into this State State, the carcass or pelt of any otter or bobcat which that has not been previously affixed with a tag required and supplied by the state in which where the animal was taken. taken shall be prohibited. When the U.S. Fish and Wildlife Service repeals its tagging requirements for otter and bobcat this Paragraph shall no longer apply.~~

(c) Foxes shall be tagged in accordance with G.S. 113-291.4.

(d) The carcasses or pelts of foxes lawfully taken and lawfully tagged may be sold; except those taken under a depredation permit in any county where the sale of foxes or parts thereof is prohibited by local law.

# Exhibit G-2

October 28, 2021



## Fiscal Note for Proposed Wildlife Management Rules and Rule Amendments

**Rule Amendments:** 15A NCAC 10A .1601 License Fees  
15A NCAC 10B .0101 Importation of Wild Animals and Birds  
15A NCAC 10B .0105 Migratory Game Birds  
15A NCAC 10B .0111 Restrictions on Raccoon and Opossum Hunting  
15A NCAC 10B .0119 Wildlife Collectors  
15A NCAC 10B .0123 Limitations on Certain Exotic Species  
15A NCAC 10B .0203 Deer (White-tailed)  
15A NCAC 10B .0205 Raccoon and Opossum  
15A NCAC 10B .0206 Squirrels  
15A NCAC 10B .0402 Tagging Furs  
15A NCAC 10B .0403 Application for Tags  
15A NCAC 10H .1301 Commercial Take of Certain Turtles Prohibited  
15A NCAC 10H .1302 Possession of Reptiles and Amphibians  
15A NCAC 10H .1402 Captivity License for Rehabilitation

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**Impact:** State Government: Yes  
Local Government: No  
Private Impact: Yes  
Substantial Economic Impact: No

**Authority:** G.S. 113-134; 113-270; 113-272; 113-273; 113-274; 113-276; 113-291; 113-292; 113-333

## BACKGROUND

The wildlife resources of the State belong to the people of the State, including the enjoyment of these resources (G.S. 113-131(a)). The Wildlife Resources Commission (hereinafter WRC or Commission) is tasked with the conservation of wildlife resources of the State (G.S. 143-239). This responsibility includes managing as equitably as possible the various competing interests regarding these resources, including the use and take of such resources (G.S. 113-131.1(a)). The

statutes governing wildlife resources are found in Chapter 113, Subchapter IV of the General Statutes, and WRC has been granted rulemaking authority to implement the provisions of these statutes (G.S. 113-134). In accordance with the supply of wildlife and other factors it determines to be of public importance, the WRC may fix seasons and bag limits upon the wild animals and wild birds authorized to be taken that it deems necessary or desirable in the interests of the conservation of wildlife resources (G.S. 113.291.2(a)).

A summary of the proposed rule amendments with anticipated impacts is shown below. Proposed rule text is included in Appendix A.

## **PROPOSED RULE CHANGES**

### **15A NCAC 10A .1601 LICENSE FEES**

This proposed rule change would make all regulated activities-related license and permit fees non-refundable. License and permits fees help defer the cost of processing applications and conducting inspections. It is important that the Commission retain these fees regardless of circumstances surrounding licensing, which may include denial of an application, or failure of the applicant to complete the application process.

#### Impacts & Benefits

##### *State Impact*

##### Benefits

The state refunded 22 license or permit fees in 2020 accounting for \$620. The average cost for staff to process a license application is \$33 (1 hour/license x \$33/hr = \$33 license). Thus, the state spent at least \$726 processing and refunding \$620. Making regulated activities licenses/permits non-refundable is anticipated to save the state at least \$620/year.

##### *Local Impact*

This amendment is anticipated to have no local government impact.

##### *Private Impact*

##### Costs

An individual may have a personal loss ranging from \$10 - \$530 (trophy wildlife sale, endangered species, importation/exportation, possession, dealer, captivity, special devices) depending on the type of permit or license sought. In total, unsuccessful license applicants are expected to incur approximately \$620 in non-refundable fees annually.

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

Reptiles and amphibians are not included in the definition of wild animals. Because of this, individuals importing reptiles and amphibians are not required to obtain a permit, which could lead to unregulated or illegal activity. The proposed amendment to this Rule will prohibit importation without a valid permit and close the loophole for illegal importation of native reptiles and amphibians.

Language about importing cervids was removed as the importation of cervids was moved under the North Carolina Department of Agriculture and is no longer applicable to the North Carolina Wildlife Resources Commission.

### Impacts & Benefits

#### *State Impact*

##### Benefits

There are many reptile and amphibian shows throughout North Carolina. However, the agency is unsure how many vendors are selling native species. This proposed amendment will allow the Commission to better track the importation and sale of native reptiles and amphibians.

The importation permit costs \$10.00. While there will be a fiscal benefit to the State because of this requirement, the Commission has no way of knowing how many people will apply for an importation permit for reptiles or amphibians, as this was previously an unregulated activity. Thus, there are no means to quantify this benefit.

#### *Local Impact*

This amendment is anticipated to have no local government impact.

#### *Private Impact*

##### Costs

The cost of obtaining a permit is \$10.00. Since importation of reptiles and amphibians has always been unregulated, there is no way for the Commission to know how many individuals were purchase a permit.

##### Benefits

North Carolinians benefit by knowing that their heritage resources are being well-managed. Members of the public would be assured that these animals are kept and moved in a humane way as well.

### 15A NCAC 10B .0105 MIGRATORY GAME BIRDS

The Atlantic Flyway Council and the U. S. Fish and Wildlife Service have eliminated the Special Sea Duck Season in the Atlantic Flyway to become effective in the 2022-23 migratory game bird season, as referenced in the Federal frameworks. However, Special Sea Duck Areas in the

Atlantic Flyway will remain in place to allow crippled waterfowl to be taken from a motorboat under power in those areas described, delineated, and designated as Special Sea Duck Areas. Currently, state rules only allow for a Special Sea Duck Area when there is a concurrent Special Sea Duck Season. This proposed change will remove the requirement for having a Special Sea Duck Season while continuing to allow for the chasing of crippled waterfowl from a motorboat under power in those areas described, delineated, and designated as Special Sea Duck Areas, which will bring state rules in concurrence with the Federal frameworks in 2022-23.

The habitat enhancement program that established posted waterfowl management areas by the Wildlife Resources Commission for Canada Goose and duck restoration no longer exists. This change will eliminate this language from NCAC 10B .0105.

The area east of US 17 is no longer designated as an “experimental” September teal season zone as referenced by the Federal frameworks calling for state rules designating these September teal season zones. This change will bring state rules in concurrence with the current Federal frameworks.

### Impacts & Benefits

#### *State Impact*

This amendment is anticipated to have no state government impact.

#### *Local Impact*

This amendment is anticipated to have no local government impact.

#### *Private Impact*

#### Benefits

The proposed rule change expands hunter opportunity by eliminating the Special Sea Duck Season and still allowing for the chasing of crippled waterfowl from a motorboat in areas designated as Special Sea Duck Areas. However, because the Commission does not track the number of hunters that take advantage of this season, the Commission has no means to quantify this benefit.

### 15A NCAC 10B .0119 WILDLIFE COLLECTORS

### 15A NCAC 10H .1301 COMMERCIAL TAKE OF CERTAIN TURTLES PROHIBITED

### 15A NCAC 10H .1302 POSSESSION OF REPTILES AND AMPHIBIANS

Proposed changes to the wildlife collectors rule will not only clarify activities for which a collection licenses are necessary, but will also set expectations and qualifications for licensed individuals depending on the collection activity that they do.

Specific limitations to snapping turtle collection in 10H .1301 are proposed due to increased harvest pressure in NC. Neighboring states have reduced or eliminated their commercial take of

snapping turtles which is pushing collectors from other states to NC to harvest turtles. Commission staff believe that the current limit of 100 snapping turtles per year is an unsustainable number based on harvest pressure. Proposed changes to snapping turtle collection in this rule include the following, which should reduce harvest pressure to a sustainable level:

- Setting a season
- Limiting collection to NC residents
- Limiting licenses to one per physical address
- Limiting harvest to 100 turtles per physical address per season
- Limiting daily take to 10 turtles per physical address
- Limiting license holders to 10 trapping devices per license and imposing new trap specifications
- Increasing the minimum carapace length from 11 inches to 13 inches

Additionally, Commission staff are concerned that the current possession rule allowing individuals to take and keep up to four reptiles and 24 amphibians provides many loopholes and opportunities for illegal collection, possession, and trade. Proposed amendments will create a clear distinction between collection activities that require a license (education and science or snapping turtle collection) and individuals keeping native herps as pets.

Rule 10H .1302 has been updated to match the proposed modification of the 4 total amphibian and reptile species per physical address limit per household in 10B .0119. It also proposes requiring a possession permit for individuals wanting to rehabilitate native reptiles and amphibians, as this is a growing request of the Commission.

### Impacts & Benefits

#### *State Impact*

##### Benefits

Proposed amendments to this rule clarify requirements for obtaining and complying with collection licenses, reduce overall complexity of the rules, and allow for increased oversight on take of native species. Additionally, proposed amendments will close any loopholes that may exist regarding the take of native reptiles and amphibians and reduce pressure on snapping turtles.

##### Costs

In 2021, the Commission issued 95 snapping turtle licenses (95 licenses x \$10/license fee = \$950). However, it is anticipated that fewer licenses will be sold for snapping turtle collection because only 100 turtles can be collected per season per household. The agency believes that some households were licensed to take more than 100 snapping turtles with multiple household members being licensed. Additionally, the licensing of only North Carolina residents will likely decrease the number of licenses sold. However, while implementation of these new requirements come at a cost to the state, it is anticipated that the resource benefits will outweigh the loss of revenue.

#### *Local Impact*



The amendments are not anticipated to have local government impacts.

### *Private Impact*

#### Benefits

With fewer native reptiles and amphibians allowed per household, the pressure on these resources will decrease. There will also be an increase in opportunity for other residents to view and collect if they wish to do so because more resources will be available on the landscape.

Proposed limitations on snapping turtle collection are intended to reduce take to help maintain a sustainable population level.

#### Costs

The amendments in 10H .1302 and 10B .0119 require that no more than 4 native reptile and no more than 24 amphibian species be kept in a single residence. In 2021, the Commission issued 106 possession permits. Individuals that have been collecting more than the allotted species at their address will no longer be able to do so without a possession permit and collection license. This amendment also prohibits the sale of these animals. The Commission has no way of knowing how many individuals were selling reptile and amphibian species and for what the price and thus is an unquantifiable loss.

The 10H .1302 amendment requires individuals wanting to rehab native amphibians and reptiles to pay a \$10 possession permit fee. The Commission has no way of identifying how many individuals were rehabilitating these animals, and thus cannot quantify how many people will be impacted by this change. Additionally, only North Carolina residents will be issued a collection license. This change decreases opportunity to out of state individuals wanting to collect reptiles and amphibians in North Carolina.

Proposed limitations to snapping turtle collection, including license requirements, season and take limits, trapping device limits and specifications, and increasing the minimum carapace length from 11 to 13 inches will reduce commercial and personal take of turtles for sale and consumption. Snapping turtles are sold at wholesale for around \$14.75 a pound. The Commission does not have data on the weight of turtles collected or the quantity of snapping turtles sold per license, and thus cannot quantify the loss of individual income due to the proposed changes. Additionally, individuals may be denied a license if they do not fit the proposed qualifications set by the Commission.

### 15A NCAC 10B .0123 LIMITATION OF CERTAIN EXOTIC SPECIES

The Tegu lizard is an established exotic species in several southeastern states such as Georgia and Florida. Since September 2020 there have been many documented sightings of this lizard in South Carolina. Recently, the Tegu lizard has been observed in Moore County and several other locations across North Carolina. Once established in the wild, Tegus are destructive and

aggressively invasive, often feeding on eggs of ground nesting birds such as turkey and quail, and could pose a dire threat to ground nesting shorebirds. In addition, Tegus have been noted as a threat to alligator nests where they have become established in Florida. Because these species are popular in the pet trade and known to be present in NC, it is important to take precautions to prevent further spread in the wild. Greenhouse Frogs have not yet been spotted in North Carolina, but have become an invasive species and very destructive in Florida and have recently moved into South Carolina. To get ahead of this species being destructive, the Commission wishes to add them to the limitation list.

The proposed rule amendment adds the Tegu Lizard (*Salvator spp.*) and the Greenhouse Frog as species that are unlawful to import, transport, export, purchase, possess, sell, transfer, or release in North Carolina.

### Impacts & Benefits

#### *State Impact*

##### Benefits

While unquantifiable, the main benefit of prohibiting the possession, importation, sale, and release of Tegus and Greenhouse Frogs into North Carolina is protection of our native wildlife species. Because of the destruction caused by the Tegu lizard, the state will likely avoid substantial costs in the future by prohibiting them now.

#### *Local Impact*

This rule is anticipated to have no local government impact.

#### *Private Impact*

##### Costs

Tegu lizards are popular in the pet trade and have been observed for sale at North Carolina reptile shows and pet shops for anywhere from \$300 - \$2,000. It is anticipated that prohibiting their sale and possession will remove this source of income from the sale of this species, though the Commission has no way to quantify this loss.

Because the Tegu lizard is a popular pet, prohibiting their possession will take the opportunity of owning and selling these species away from the public and reptile show vendors. However, the agency cannot assign a monetary value to this opportunity cost.

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

The western part of the state currently has an arbitrary black powder season that was put in place when deer herd populations could not sustain a full either sex gun season. As it stands, hunters can only harvest deer of either sex on opening day of black powder and archery season. Currently, the biological objective for deer density is being met and harvest trends indicate continued growth of deer herds in the west. The population can sustain an increased harvest it

could not previously.

This amendment would remove western blackpowder either sex restriction line from rule and link blackpowder either sex restrictions to the corresponding either sex gun seasons:

- No either sex gun = First Saturday only of blackpowder
- Introductory either sex gun = Opening day through following Saturday of blackpowder
- Conservative either sex gun = Opening day through following Saturday of blackpowder
- Moderate either sex gun = No restrictions blackpowder
- Maximum either sex gun = No restrictions blackpowder

### Impacts & Benefits

#### *State Impact*

##### Benefits

The proposed amendment will reduce regulatory complexity and increase consistency across open seasons for hunting deer of either sex. This will also make enforcement easier on the ground.

#### *Local Impact*

This rule is anticipated to have no local government impact.

#### *Private Impact*

##### Benefits

Additional antlerless harvest would provide hunters with additional opportunity to take deer of either sex. This may lead to additional harvest, which may in turn positively affect taxidermists and deer processors. However, the Commission has no way to estimate how many hunters will take advantage of this opportunity now or in the future, or what the harvest outcomes will be. Thus, the agency has no means to quantify this benefit.

### 15A NCAC 10B .0205 RACCOON AND OPOSSUM

### 15A NCAC 10B .0111 RESTRICTIONS ON RACCOON AND OPOSSUM HUNTING

When this rule was adopted in the 1970's, raccoon hunting was one of the 5 most popular sports in North Carolina. At that time, there were concerns among hunters that there were inadequate populations of raccoons to support the increased participation in raccoon hunting and dog training. Since then, and despite decreases in the number of raccoon hunters, fewer trips afield, and lower harvest levels, raccoon hunter success is similar to that observed in the 1970's, indicating increased raccoon populations. Depredation caused by raccoons has increased over the years, and outbreaks of canine distemper virus (CDV) in raccoons has increased between 2012

(n=1 CDV cases) and 2020 (n=21 CDV cases).

Biologists believe that raccoon populations are abundant, and overabundant in some areas. The amendment to this rule removes the restriction on daylight raccoon hunting west of US1, as there is no longer a biological or management justification.

10B .0111 is being repealed and merged into .0205 to keep racoon and opossum hunting regulations in one rule.

### Impacts & Benefits

#### *State Impact*

##### Benefits

Due a decline in raccoon hunters, increasing opportunities to hunt raccoons may assist the Commission in managing abundant raccoon populations. Currently, Commission staff spends time managing conflicts with racoons by providing technical guidance to the public. This is done by email or phone informing the public of their ability to take racoons in the act of causing damage, hire a wildlife control agent, trap on their property during trapping season, or obtain a depredation permit outside the trapping season to landowners themselves. There is not a system currently in place that tracks how much time is spent in these conversations and thus the agency cannot accurately determine the potential savings.

Additionally, though not expected to be notable, the increase in hunter opportunity created by the proposed amendment could increase the number of raccoon hunters. There are currently an estimated 12,530 racoon hunters in North Carolina.

#### *Local Impact*

This rule has no local government impact.

#### *Private Impact*

##### Benefits

This amendment allows for an increase in hunter opportunity to take racoons. The Commission has no way to estimate how many hunters will take advantage of this opportunity now or in the future, thus has no means to quantify this benefit.

### 15A NCAC 10B .0206 SQUIRRELS

This proposed amendment allows for a 14-day spring gray squirrel season on private lands with a daily limit of eight squirrels. Squirrels are an abundant and widely distributed natural resource that is underutilized across the state. In the 1970's squirrel harvest was four times higher than it is currently.

Tennessee, Virginia, South Carolina and Georgia all have spring squirrel seasons. At least eight other states also have a spring squirrel season. In NC, reproductive biology allows for a spring season as gray squirrels have completed their winter/spring breeding cycle. This proposed season follows the spring breeding pulse at the same interval that the fall season follows the summer breeding pulse. Thus, the Commission believes this will have no impact on the squirrel population.

### Impacts & Benefits

#### *State Impact*

##### Benefits

This rule amendment provides additional opportunity for hunters and has the potential to benefit the state by positively impacting recruitment and retention of hunters, leading to increased hunting license sales. The average annual harvest per hunter ranges from 3 to 14 depending where in the state the individual is hunting. The opportunity for additional harvest allows the chance for continued participation. However, this additional opportunity is unquantifiable.

#### *Local Impact*

This rule is anticipated to have no local government impact.

#### *Private Impact*

##### Benefits

This amendment increases hunting opportunity for those that already squirrel hunt and for those that may want to hunt small game. Small game is a good place for newer and younger hunters to start their hunting experience because the resource is abundant, which increases their likelihood of success, creating an enjoyable hunting experience and increasing their chances of continuing in the activity. However, the Commission has no way to estimate how many hunters will take advantage of this opportunity now or in the future, thus has no means to quantify this benefit.

### 15A NCAC 10B .0403 APPLICATION FOR TAGS

CITES tags are used by trappers that want to sell otter and bobcat furs. In the past, these tags have cost trappers \$2.20 each. The market for furs and pelts has drastically decreased in recent years and to require them to pay a tagging fee that is close to what pelts are worth now, would place a financial burden on the trappers who want them. The CITES tags are provided to the Commission free of charge from the U.S. Fish and Wildlife Service and the fees collected were revenue.

Due to the decreasing market for pelts and furs that have driven down the cost, the Commission is removing the tag fee. To ensure that an excess of tags are not being provided to individuals

which could diminish or exhaust supply during the season, making them unavailable to individuals that need CITES tags, there will be a maximum request limit of 50 tags for bobcat and 150 tags for otter.

### Impacts & Benefits

#### *State Impact*

##### Costs

Eliminating the fee (\$2.20 per tag) for CITES tags will reduce revenue to the Commission by approximately \$2,268.20<sup>1</sup> per year (1,031 tags/year x \$2.20/tag = \$2,268.20/year). However, when compared to the other revenue generated by the Commission, this loss is negligible.

##### Benefits

The elimination of the CITES tag fee may help with retention of trappers who sell bobcat and otter furs. If this is the case, trapping license sales revenue would remain consistent instead of declining.

#### *Local Impact*

This rule is anticipated to have no local government impact.

#### *Private Impact*

##### Benefit

The trappers that purchase these tags will be saving \$2.20 per tag for an average savings of \$33.00 per year<sup>2</sup> [(10 otter tags x \$2.20) + (5 bobcat tags at \$2.20) = \$33].

### 15A NCAC 10H .1401 CAPTIVITY LICENSE FOR REHABILITATION

Proposed amendments to this rule will prohibit the rehabilitation of the nine-banded armadillo and upland game bird eggs. The nine-banded armadillo is a non-native species that is expanding its range into North Carolina. Since 2007, it has been confirmed in 23 counties and has become established in several counties in western North Carolina. The nine-banded armadillo is susceptible to collisions with vehicles and almost all observations of dead armadillos are the result from such collisions. This proposal will clarify that nine-banded armadillos cannot be rehabilitated, just as other non-native species (e.g., coyote, nutria, feral swine) are prohibited from being rehabilitated. The Commission is not aware of a desire by licensed rehabilitators to rehabilitate armadillos, due to their inexperience with this species, as well as the severity of most injuries.

Rehabilitation of upland game bird eggs would likely cause chicks hatched in captivity to become imprinted to humans, making survival in the wild after release unlikely.

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<sup>1</sup> Revenue generated from 1,031 tags sold in 2019-2020 trapping season

<sup>2</sup> Based upon average number of otter and bobcat tags provided per person per season

## Impacts & Benefits

### *State Impact*

This rule is anticipated to have no state government impact.

### *Local Impact*

This rule is anticipated to have no local government impact.

### *Private Impact*

#### Costs

The proposed changes could be considered a lost opportunity for rehabilitators. However, the Commission only knows of one rehabilitator that has attempted to rehab an injured armadillo and based on their experience, would not be likely to do this again. Additionally, the Commission is unaware of how many licensed rehabilitators have been hatching upland game bird eggs. Thus, the agency has no way to quantify this loss.

## **SUMMARY**

### **Quantifiable Impacts**

#### *State*

The following quantifiable costs are anticipated from the proposed CITES tag rule change:

- Lost revenue = \$2,268.20/year

The following quantifiable benefits were identified for the proposed change refunds:

- Estimated increased revenue of \$620/ year.

The following quantifiable costs are anticipated from the collection license rule change:

- Lost revenue = \$950/year

The total annual quantifiable impact to the state is anticipated at approximately \$3,838.

#### *Private*

The following quantifiable costs are anticipated from the proposed Tegu Lizard rule change:

- Potential lost revenue = \$300-\$2,000/lizard

The following quantifiable costs are anticipated from the proposed importation permit and possession permit rule change:

- \$10 permit fee
- Potential lost importation revenue = \$100-\$1,000/native reptile or amphibian

The following quantifiable benefits were identified for the proposed rule changes:

- Average CITES tag savings = \$33/annually

Though quantifiable, the potential private costs of the proposed rule changes cannot be determined due to lack of data.

### **Unquantifiable Impacts**

#### *State*

The following unquantifiable state benefits were identified for the proposed rule changes:

- Adding native reptiles and amphibian to the list of species requiring a permit may increase revenue.
- Restrictions on snapping turtle collection is anticipated to reduce pressure on the snapping turtle population.
- Collection license and possession permit amendment allows increased oversight of native reptile and amphibian species.
- Prohibiting the possession and release of Tegus protects native species.
- Removing the western blackpowder either sex restriction line reduces regulatory complexity of either-sex season hunting in the west and increases consistency across open seasons.
- Removing the daylight hunting restriction on raccoons, increases hunter opportunity while managing the racoon population.
- Opening a spring squirrel season on private land increases opportunity and may promote hunter recruitment and retention.

#### *Private*

The following unquantifiable private benefits were identified for the proposed rule changes:

- Removing the special sea duck season expands hunter opportunity by allowing hunting in special seas duck areas.
- Snapping turtle collection license changing from per person to per physical address reduces the competition for snapping turtles and increases opportunity for more participation from others.
- Allowing additional antlerless harvest of either sex increases hunter opportunity.



- Allowing additional antlerless harvest of either sex may increase revenue for taxidermists and deer processors.
- Removing raccoon hunting restrictions increases hunter opportunity.
- Opening a spring squirrel season on private land increases hunter opportunity.

The following unquantifiable private costs were identified for the proposed rule changes:

- Changing the per person collection license limit to a per household license limit, adding qualifications, and limiting collection to NC residents is likely to decrease the number of snapping turtles being sold per individual, resulting in a loss of revenue of approximately \$14.75/pound.
- Prohibiting the sale of native amphibians and reptiles and changing the per-person possession limit to a per-household possession limit may result in lost income.
- Prohibiting the possession of Tegus Lizards after (August 1, 2022) will mean individuals can no longer have them as pets.

While most of the impacts are unquantifiable, the Commission believes that benefits to both the state and private entities outweigh the costs.

## APPENDIX A

### **15A NCAC 10A .1601 LICENSE FEES.**

(a) License fees established by the Commission in this Rule shall be subject to the requirements of G.S. 113-270.1B(e).

(b) The following fees shall apply to combination hunting and inland fishing licenses issued by the Commission, as set forth in G.S. 113-270.1C:

- (1) Resident Annual Combination Hunting and Inland Fishing License - \$35.00.
- (2) Resident Disabled Veteran Lifetime Combination Hunting and Inland Fishing License - \$11.00.
- (3) Resident Totally Disabled Lifetime Combination Hunting and Inland Fishing License - \$11.00.

(c) The following fees shall apply to sportsman licenses issued by the Commission, as set forth in G.S. 113-270.1D:

- (1) Annual Sportsman License - \$53.00.
- (2) Infant Lifetime Sportsman License - \$212.00.
- (3) Youth Lifetime Sportsman License - \$371.00.
- (4) Adult Resident Lifetime Sportsman License - \$530.00.
- (5) Nonresident Lifetime Sportsman License - \$1,272.00.
- (6) Age 70 Resident Lifetime Sportsman License - \$16.00.
- (7) Resident Disabled Veteran Lifetime Sportsman License - \$106.00.
- (8) Resident Totally Disabled Lifetime Sportsman License - \$106.00.

(d) The following fees shall apply to hunting licenses issued by the Commission, as set forth in G.S. 113-270.2:

- (1) Resident State Hunting License - \$25.00.
- (2) Lifetime Resident Comprehensive Hunting License - \$265.00.
- (3) Controlled Hunting Preserve Hunting License - \$22.00.
- (4) Resident Annual Comprehensive Hunting License - \$39.00.
- (5) Nonresident State Hunting Licenses:
  - (A) Season License - \$100.00.
  - (B) Ten-Day License - \$80.00.
- (6) Falconry Hunting License - \$25.00.

(e) The following fees shall apply to special activity licenses issued by the Commission, as set forth in G.S. 113-270.3:

- (1) Resident Big Game Hunting License - \$14.00.
- (2) Nonresident Bear Hunting License - \$239.00.
- (3) Bear Management Stamp - \$11.00.
- (4) Nonresident Big Game Hunting License:
  - (A) Season License - \$100.00.
  - (B) Ten-Day License - \$80.00.
- (5) Bonus Antlerless Deer License - \$11.00.
- (6) Game Land License - \$16.00.
- (7) Falconry License - \$11.00.
- (8) Migratory Waterfowl Hunting License - \$14.00.

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- 1 (9) Resident American Alligator License - \$250.00.
- 2 (10) Nonresident American Alligator License - \$500.00.
- 3 (11) Resident Elk License - \$500.00.
- 4 (12) Nonresident Elk License - \$1,000.00.
- 5 (f) The following fees shall apply to hunting and fishing guide licenses issued by the Commission, as set forth in G.S.
- 6 113-270.4:
- 7 (1) Resident Hunting and Fishing Guide License - \$16.00.
- 8 (2) Nonresident Hunting and Fishing Guide License - \$159.00.
- 9 (g) The following fees shall apply to trapping licenses issued by the Commission, as set forth in G.S. 113-270.5:
- 10 (1) Resident State Trapping License - \$32.00.
- 11 (2) Resident Lifetime Trapping License - \$300.00.
- 12 (3) Nonresident State Trapping License - \$133.00.
- 13 (h) The following fees shall apply to hook-and-line licenses in inland and joint fishing waters issued by the
- 14 Commission, as set forth in G.S. 113-271:
- 15 (1) Resident State Inland Fishing License - \$25.00.
- 16 (2) Lifetime Resident Comprehensive Inland Fishing License - \$265.00.
- 17 (3) Nonresident State Inland Fishing License - \$45.00.
- 18 (4) Short-Term Inland Fishing License:
- 19 (A) Resident 10-day Inland Fishing License - \$9.00.
- 20 (B) Nonresident 10-day Inland Fishing License - \$23.00.
- 21 (5) Age 70 Resident Lifetime Inland Fishing License - \$16.00.
- 22 (6) Resident Disabled Veteran Lifetime Inland Fishing License - \$11.00.
- 23 (7) Resident Totally Disabled Lifetime Inland Fishing License - \$11.00.
- 24 (8) Special Landholder and Guest Fishing License - \$106.00.
- 25 (9) Mountain Heritage Trout Waters 3-Day Fishing License - \$8.00.
- 26 (i) The following non-refundable fees shall apply to special device licenses issued by the Commission, as set forth in
- 27 G.S. 113-272.2:
- 28 (1) Resident Special Device License - \$80.00.
- 29 (2) Nonresident Special Device License - \$530.00.
- 30 (j) The fee for a collection license issued by the Commission, as set forth in G.S. 113-272.4 shall be \$10.00.
- 31 (k) The following non-refundable fees shall apply to captivity licenses issued by the Commission, as set forth in G.S.
- 32 113-272.5:
- 33 (1) Captivity License for Holding - \$50.00.
- 34 (2) Captivity License for Rehabilitation - \$10.00.
- 35 (l) The following non-refundable fees shall apply to dealer licenses issued by the Commission as set forth in G.S.
- 36 113-273:
- 37 (1) Resident Fur-dealer License - \$64.00.
- 38 (2) Nonresident Fur-dealer License - \$318.00.

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- (3) Fur-dealer Station License - \$128.00.
  - (4) Controlled Hunting Preserve Operator License - \$100.00.
  - (5) Game Bird Propagation License - \$10.00.
  - (6) Furbearer Propagation License - \$27.00.
  - (7) Taxidermy License - \$50.00.
  - (8) Taxidermy Cervid Certification - \$5.00.
  - (9) Wildlife Control Agent License - \$50.00.
  - (10) Alligator Control Agent Certification - \$25.00.
- (m) The following non-refundable fees shall apply to permits issued by the Commission, as set forth in G.S. 113-274:
- (1) Possession Permit - \$10.00.
  - (2) Exportation or Importation Permit - \$10.00.
  - (3) Trophy Wildlife Sale Permit - \$10.00.
  - (4) Endangered Species Permit - \$10.00.
  - (5) Field Trial Permit - \$10.00.
- (n) Unified hunting and fishing licenses issued by the Commission, as set forth in G.S. 113-351:
- (1) Annual Resident Unified Sportsman/Coastal Recreational Fishing License - \$69.00.
  - (2) Annual Resident Unified Inland/Coastal Recreational Fishing License - \$41.00.
  - (3) Lifetime Unified Sportsman/Coastal Recreational Fishing Licenses:
    - (A) Infant Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$292.00.
    - (B) Youth Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$477.00.
    - (C) Resident Adult Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$716.00.
    - (D) Nonresident Adult Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$1,643.00.
    - (E) Resident Age 70 Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$32.00.
    - (F) Resident Disabled Veteran Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$117.00.
    - (G) Resident Totally Disabled Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$117.00.
  - (4) Resident Lifetime Unified Inland/Coastal Recreational Fishing License - \$477.00.
- (o) The following fees shall apply to Coastal Recreational Fishing Licenses issued by the Commission, as set forth in G.S. 113-174.2:
- (1) Annual Resident Coastal Recreational Fishing License - \$16.00.
  - (2) Annual Nonresident Coastal Recreational Fishing License - \$32.00.
  - (3) Ten-Day Resident Coastal Recreational Fishing License - \$6.00.
  - (4) Ten-Day Nonresident Coastal Recreational Fishing License - \$11.00.
  - (5) Infant Lifetime Coastal Recreational Fishing License - \$106.00.

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- 1           (6)     Youth Lifetime Coastal Recreational Fishing License - \$159.00.
- 2           (7)     Resident Adult Lifetime Coastal Recreational Fishing License - \$265.00.
- 3           (8)     Nonresident Adult Lifetime Coastal Recreational Fishing License - \$530.00.
- 4           (9)     Resident Age 70 Lifetime Coastal Recreational Fishing License - \$16.00.
- 5           (10)    Resident Disabled Veteran Coastal Recreational Fishing License - \$11.00.
- 6           (11)    Resident Totally Disabled Coastal Recreational Fishing License - \$11.00.

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8     *History Note:     Authority G.S. 113-270.1B(e);*

9                     *Temporary Adoption Eff. January 1, 2020;*

10                    *Eff. July 1, 2020.*

11                    *Amended Eff. August 1, 2022.*

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## APPENDIX A

### 15A NCAC 10B .0101 IMPORTATION OF WILD ~~ANIMALS, ANIMALS AND BIRDS~~ BIRDS, AND NATIVE REPTILES AND AMPHIBIANS

(a) Before any live wild ~~bird, bird or wild animal~~ animal, or any native reptile or amphibian, is imported into North Carolina for any purpose, a permit shall be obtained from the Executive Director of the North Carolina Wildlife Resources Commission authorizing the importation, using application forms provided by the Commission.

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

~~(c) Cervids imported into North Carolina shall be individually identified by tags provided by the Wildlife Resources Commission that shall be affixed by the licensee to each cervid as set forth in 15A NCAC 10H .0301.~~

(d) Waterfowl imported into North Carolina must be received from facilities or individuals who are certified under the National Poultry Improvement Plan (NPIP) as pullorum-typhoid and avian influenza negative. If the source birds are not part of NPIP, they must be tested pullorum-typhoid and avian influenza negative by NPIP standards within 30 days prior to entry into North Carolina. Health certificates for imported waterfowl shall be available for inspection by authorized Commission personnel upon request.

*History Note: Authority G.S. 106.549.97; 113-134; 113-272.6; 113-274; 113-291.3;*  
*Eff. February 1, 1976;*  
*Temporary Amendment Eff. October 8, 2002; May 17, 2002;*  
*Amended Eff. August 1, 2010; May 1, 2010; June 1, 2005; August 1, 2004.*  
*Readopted Eff. August 1, 2022.*

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### 15A NCAC 10B .0105 MIGRATORY GAME BIRDS

#### (a) Cooperative State Rules:

- (1) ~~The taking of sea ducks (scoter, eider and old squaw) during any federally announced season for only these species shall be limited to the~~ The waters of the Atlantic Ocean, and to those coastal waters south of US 64 that are separated by a distance of at least 800 yards of open water from any shore, island or marsh. Marsh are designated as a special hunting area for the taking of sea ducks (scoter, eider, and long-tailed duck) as referenced by the Federal frameworks calling for state rules designating these special areas.
- (2) Tundra swans may be taken during the open season by permit only subject to annual limitations imposed by the U.S. Fish and Wildlife Service. Based upon the annual limitations imposed by the U.S. Fish and Wildlife Service, the Wildlife Resources Commission shall issue nontransferable swan permits to applicants who will be selected at random by computer. Only one swan ~~may shall~~ be taken under each permit which shall be cancelled at the time of the kill by cutting out the month and day of the kill. Accompanying the permit is a tag which must be affixed to the swan at the time and place of the kill. The tag must be affixed in accordance with instructions provided with the permit. In addition, a preaddressed post-paid card is supplied to each permittee on which to report the number of days hunted and the details of the kill if made. ~~It is unlawful to hunt~~ Hunting swans without having the permit and the tag in possession or to possess a swan without the cancelled permit in possession and the tag affixed in accordance with instructions provided with the permit to the ~~swan. swan is prohibited. It is unlawful to possess~~ Possessing a swan permit or tag while hunting that was assigned to another person or to alter the permit or tag in any way other than cutting out the proper month and day of ~~kill. kill is prohibited.~~

#### (b) Notwithstanding the provisions of G.S. 113-291.1(a) and (b), the following restrictions apply to the taking of migratory game birds:

- (1) No migratory game bird may be taken:
  - (A) With a rifle;
  - (B) With a shotgun of any description capable of holding more than three shells, unless it is plugged with a one-piece filler, incapable of removal without disassembling the gun, ~~so as~~ to limit its total capacity to not more than three shells.
- ~~(2) No migratory game bird may be taken:~~
  - ~~(A)~~ (C) From or by the use of a sinkbox or any other type of low floating device affording the hunter a means of concealment beneath the surface of the water;
  - ~~(B)~~ (D) With the aid of bait, or on, over, or within 300 yards of any place where any grain, salt or other feed is exposed so as to constitute an attraction to migratory game birds or has been so exposed during any of the 10 consecutive days preceding the taking, except that this Part shall not apply to standing crops, flooded croplands, grain crops shocked on the field where grown, or grains found scattered solely as the result of normal agricultural planting or harvesting;

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~~(C)~~ (E) With the aid of live decoys, or on, over or within 300 yards of any place where tame or captive migratory game birds are present, unless such birds are and have been for a period of 10 consecutive days prior to such taking confined within an enclosure which eliminates the audibility of their calls and totally conceals them from the sight of wild migratory game birds.

(3) Crippled waterfowl may be taken from a motorboat under power in those areas described, delineated, and designated as special sea duck hunting areas in Subparagraph (a)(1) of this Rule.

~~(4) Waterfowl hunting and harassment and other unauthorized activities is prohibited on posted waterfowl management areas established by the Wildlife Resources Commission for Canada Geese and ducks restoration. Information on impoundments can be found at newwildlife.org.~~

~~(5)~~ (4) In that area of Roanoke Sound adjacent to and immediately Northeast of Roanoke Island as marked by buoys designating the waterfowl rest area, it is unlawful to harass or take any waterfowl.

~~(6)~~ (5) The area east of US 17 is designated as ~~a an experimental~~ September teal season zone as referenced by the Federal frameworks calling for state rules designating ~~experimental areas.~~ these zones.

~~(e) Reporting Requirements:~~ For tundra swan and Canada goose seasons where a permit is required to hunt by Memorandum of Agreement with the U.S. Fish & Wildlife Service, hunter questionnaires shall be filled out online at [www.newwildlife.org](http://www.newwildlife.org), or on the Commission supplied, ~~supplied on~~ preaddressed, postage-paid ~~cards~~ cards. Questionnaires shall be completed by or returned to the Commission and postmarked no later than April 1 following the end of the applicable season. ~~Failure to return the questionnaire and animal parts, if required, by this date shall make the individual ineligible to receive a permit for the following applicable season. In lieu of returning a hard copy, individuals may fill out a questionnaire on line through the Wildlife Commission web site at newwildlife.org when this option is available by April 1 following the end of the applicable season.~~

(d) Failure to return the questionnaire and animal parts, if required, by this date shall make the individual ineligible to receive a permit for the following applicable season.

*History Note: Authority G.S. 113-134; 113-274; 113-291.1; 113-291.2; 50 C.F.R. 20.21; 50 C.F.R. 20.105; Eff. February 1, 1976;  
Amended Eff. July 1, 1995; April 1, 1992; February 1, 1990; September 1, 1989;  
Temporary Amendment Eff. September 10, 1998;  
Amended Eff. August 1, 2015; May 1, 2007; June 1, 2005; May 1, 2004; July 1, 2000;  
Readopted Eff. August 1, 2022.*



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1    **15A NCAC 10B .0111    RESTRICTIONS ON RACCOON AND OPOSSUM HUNTING**

2    ~~(a) Axes or saws may not be carried when raccoon or opossum hunting.~~

3    ~~(b) Except in Richmond County, raccoon may not be shot during daylight hours west of US 1.~~

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5    *History Note:    Authority G.S. 113-134; 113-291.1;*

6    *Eff. February 1, 1976;*

7    *Amended Eff. August 1, 1981; August 1, 1979; August 1, 1978; August 1, 1977.*

8    *Repealed Eff. August 1, 2022.*

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### 15A NCAC 10B .0119 WILDLIFE COLLECTORS

~~(a) Collection Licenses. The Executive Director may license qualified individuals to take or collect any species of wildlife resources except that endangered, threatened, and special concern species may not be taken or collected except under a special permit issued by the Executive Director for research purposes, unless there is an open season for the species. If an open season exists for the species, then the appropriate hunting, fishing, or trapping license serves as the authorization for take. This Rule shall not prohibit an individual from killing an endangered, threatened, or special concern species in defense of his own life or the lives of others without a permit. Individuals who annually collect fewer than five reptiles or fewer than 25 amphibians that are not on the endangered, threatened, or special concern lists shall be exempted from this license requirement, except snapping turtles (*Chelydra serpentina*) less than 11 inches (curved carapace length) shall not be collected at all. The license shall be issued upon payment of a fee in accordance with G.S. 113-272.4, except that licenses shall be issued to representatives of educational or scientific institutions or of governmental agencies without charge. The license shall be used in lieu of any other hunting or trapping license required by law and shall authorize possession and transportation of the wildlife incidental to the authorized taking, except that it shall not authorize the taking, possession, or transportation of any species of wildlife in violation of the Endangered Species Act, the Migratory Bird Treaty Act, The Bald and Golden Eagle Protection Act or any other federal act to prohibit or restrict the possession and transportation of wildlife resources.~~

~~(b) Limits on collection. Individuals shall collect no more than 10 turtles from the family Chelydridae (snapping turtles) per day and no more than 100 per calendar and these turtles shall have a curved carapace length greater than 11 inches. Individuals shall collect no more than 10 turtles from the family Kinosternidae (mud and musk turtles) per day and no more than 100 per calendar year.~~

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

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

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

~~(f) Report of Collecting Activity. Each individual licensed under this Rule shall submit a report to the Wildlife Resources Commission within 15 days following the date of expiration of the license. The report shall show the numbers of each species taken under the license and the use or disposition thereof. The Executive Director may require additional information for statistical purposes such as the dates and places of the taking and the sex, size, weight, condition, and approximate age of each specimen taken.~~

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

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(a) Wildlife Collection Licenses may be issued to qualified individuals to take, as defined in G.S. 113-130, any species of wildlife resources for the following purposes:

- (1) scientific collection;
- (2) educational collection; or
- (3) snapping turtle collection.

(b) The following definitions shall apply to this Rule:

- (1) “Scientific collection” shall mean collection for the purpose of conducting scientific research or survey.
- (2) “Educational collection” means collection for the purpose of providing instruction, training, or information to the public.
- (3) “Snapping turtle collection” means collection of snapping turtles from the family *Chelydridae* for sale pursuant to 10H .1301.
- (4) “Personal use” means collection and holding, using as bait, or personal consumption of reptiles or amphibians.

(c) The Commission may consider the following qualifications when issuing a license:

- (1) prior research or educational experience in the same or similar field;
- (2) work with or for an educational institution;
- (3) type of study requested of license (permanent or catch and release);
- (4) current state and quantity of species requested;
- (5) collection methodology proposed; and
- (6) disposition of collection.

(d) Individuals collecting and holding reptiles or amphibians for personal use shall not be required to obtain a Wildlife Collection License so long as the following conditions are met:

- (1) no more than 4 reptile species and 24 amphibian species per physical address;
- (2) collected reptiles and amphibians shall not be bought or sold; and
- (3) no endangered, threatened, or special concern species shall be collected and retained.

(e) Endangered, threatened, and special concern species may not be taken or collected except under an endangered species permit unless there is an open season for the species. If an open season exists for the species, then the appropriate hunting, fishing, or trapping license serves as the authorization for take.

(f) Wildlife Collection licenses may be issued to any individual, so long as the take is not deemed harmful to the efficient conservation of the species to be collected or to other wildlife species that may be dependent thereon.

(g) Individuals interested in obtaining a Wildlife Collection License shall apply by completing and submitting an application online at [www.ncwildlife.org](http://www.ncwildlife.org). Information required by the applicant shall include:

- (1) name, address, date of birth, email, and driver’s license number; and
- (2) species information.

Additional information required for scientific and educational collection shall include:

- (1) organizational affiliation, if any; and
- (2) full documentation of research or educational proposal(s) and IACUC, if applicable.

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(h) Wildlife Collection Licenses shall be used in lieu of any other hunting or trapping license required by law and shall authorize possession and transportation of the wildlife incidental to the authorized taking. It shall not authorize the taking, possession, or transportation of any species of wildlife in violation of the Endangered Species Act, the Migratory Bird Treaty Act, The Bald and Golden Eagle Protection Act or any other federal act to prohibit or restrict the possession and transportation of wildlife resources.

(i) Wildlife Collection Licenses for snapping turtle collection shall only be available to North Carolina residents. The following conditions shall apply:

(1) collection shall occur from June 1 through September 30;

(2) no more than 10 snapping turtles per physical address per day;

(3) no more than 100 snapping turtles per physical address per season;

(4) turtles shall have a minimum curved carapace length of 13 inches; and

(5) no more than 10 trapping devices per license. Devices shall be:

(1) Clearly labeled with a waterproof tag that shows the licensee's name, or WRC Customer Number, or Wildlife Collection License number.

(2) Hoop traps or other trap style that allows for the unharmed release of any nontarget species or snapping turtles less than 13 inches.

(3) Checked daily per 15A NCAC 10B .0110.

(j) Unless a more limited duration is designated on the license, Wildlife Collection Licenses shall be valid from January 1 through December 31 of the applicable year.

(k) Licensed individuals shall submit the following information to the Wildlife Resources Commission within 15 days of license expiration depending on the species taken:

(1) the numbers of each species taken under the license and the use or disposition thereof;

(2) dates and location of the taking; and

(3) sex, size, weight, condition, or approximate age of each specimen taken as specified on the license.

(l) Wildlife Collections License shall not be transferable either by license holder or by site of a facility.

(m) The Executive Director or his or her designee may, pursuant to G.S. 113-272.4(d), require further restrictions or conditions on individuals licensed under this Rule as they may deem to be necessary to the efficient administration of the wildlife conservation statutes and rules.

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

*Eff. January 1, 1981;*

*Amended Eff. August 1, 2017; January 1, 2013; May 1, 2009; May 1, 2008; April 1, 2001; February 1, 1994; November 1, 1990; September 1, 1989;*

*Readopted Eff. August 1, 2022.*

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### 15A NCAC 10B .0123 LIMITATIONS ON CERTAIN EXOTIC SPECIES

~~(a) Except as provided in this Rule, it shall be unlawful to import, transport, export, purchase, possess, sell, transfer, or release into public or private waters or lands of the State, any live specimen(s) of Tongueless or African Clawed Frog (*Xenopus* spp.), Brown Anole (*Anolis sagrei*), Cuban Treefrog (*Osteopilus septentrionalis*), any Asian Newts (genera *Cynops*, *Pachytriton*, *Paramesotriton*, *Laotriton*, *Tylotriton*), or Red eared Slider (*Trachemys scripta elegans*).~~

(a) Except as provided in this Rule, it shall be unlawful to import, transport, export, purchase, possess, sell, transfer, or release into public or private waters or lands of the State, any live specimen(s) of

(1) Tongueless or African Clawed Frog (*Xenopus* spp.);

(2) Brown Anole (*Anolis sagrei*);

(3) Cuban Treefrog (*Osteopilus septentrionalis*);

(4) any Asian Newts (genera *Cynops*, *Pachytriton*, *Paramesotriton*, *Laotriton*, *Tylotriton*);

(5) Red-eared Slider (*Trachemys scripta elegans*);

(6) any Tegu (genera *Salyator* and *Tupinambis*); or

(7) Greenhouse Frog (*Eleutherodactylus planirostris*).

(b) The North Carolina Wildlife Resources Commission may by permit authorize importation, transportation, exportation, purchase, possession, sale, or transfer of any species in this Rule by the following entities, subject to the specified limitations:

(1) Retail and Wholesale Establishments. Importation, possession, sale, transfer, transportation, and exportation of these species within North Carolina, by retail and wholesale establishments whose primary business is providing scientific supplies for research, shall be allowed by permit, provided the following conditions are met:

(A) the application for a permit shall be in writing and include plans for holding, transportation, advertisement, and sale to allow a determination of the safeguards employed to prevent accidental escape and sales to unauthorized individuals;

(B) in-state sale or transfer is allowed only to agencies, entities, and institutions listed in Subparagraph (2) of this Paragraph;

(C) exportation shall comply with all applicable rules and regulations of the importing state;

(D) all specimens shall be possessed in indoor facilities; and

(E) transportation of specimens shall employ safeguards that prevent accidental escape.

(2) Government Agencies and Research Institutions. Purchase, importation, possession, transfer, transportation, and exportation of these species within North Carolina shall be allowed by permitted state and federal governmental agencies, corporate research entities, and research institutions, provided the following conditions are met:

(A) the application for a permit shall be in writing and include plans for holding, transportation, final disposition, and safeguards to prevent accidental escape;

(B) exportation shall comply with all applicable rules and regulations of the importing state;

(C) all specimens shall be possessed in indoor facilities;

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(D) transportation of specimens shall employ safeguards that prevent accidental escape; and

(E) the agency's, entity's, or institution's Animal Use and Care Committee has approved the research protocol for these species.

(c) Notwithstanding Paragraph (a) of this Rule, it shall be lawful for private individuals in possession of a live specimen(s) of Red-eared Slider(s)(*Trachemys scripta elegans*) prior to August 1, 2018, to retain, transport, transfer, or export the animal(s) in their possession. Notwithstanding Paragraph (a) of this Rule, it shall be lawful for private individuals in possession of a live specimen(s) of Tegu(s) (genera *Salvator* and *Tupinambis*) and Greenhouse Frogs (*Eleutherodactylus planirostris*) prior to August 1, 2022, to retain, transport, transfer, or export the animal(s) in their possession.

(d) Notwithstanding Paragraph (a) of this Rule, facilities open to the public for education may apply for a permit to collect, receive, and possess ~~Red-eared Slider(s).~~ any of the species listed in Paragraph (a).

*History Note: Authority G.S. 113-134; 113-274; 113-292;*  
*Eff. February 1, 1994;*  
*Amended Eff. August 1, 2018; April 1, 1997.*  
*Readopted Eff. August 1, 2022.*

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

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

- (1) Deer With Visible Antlers. Deer with antlers or spikes protruding through the skin, as distinguished from knobs or buttons covered by skin or velvet, may be taken on all game lands except Buffalo Cove, Nicholson Creek, Rockfish Creek, Sandhills, and South Mountains Game Lands (Refer to 15A NCAC 10D .0103 for Deer With Visible Antlers seasons on these Game Lands), during the following seasons:

(A) Saturday on or nearest October 15 through January 1 in all of Beaufort, Bladen, Brunswick, Carteret, Columbus\*, Cumberland, Craven, Dare, Duplin, Harnett, Hoke, Hyde, Jones, Lenoir, Moore, New Hanover, Onslow, Pamlico, Pender, Richmond, Robeson, Sampson, Scotland, Tyrrell, and Washington counties.

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

(B) Saturday on or nearest October 15 through January 1 in all of Bertie, Camden, Chowan, Currituck, Edgecombe, Franklin, Gates, Greene, Halifax, Hertford, Johnston, Martin, Nash, Northampton, Pasquotank, Perquimans, Pitt, Vance, Wake, Warren, Wayne, and Wilson counties.

(C) Saturday before Thanksgiving Day through January 1 in all of Alexander, Alleghany, Ashe, Catawba, Cleveland, Davie, Forsyth, Gaston, Iredell, Lincoln, Polk, Rutherford, Stokes, Surry, Watauga, Wilkes, and Yadkin counties.

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

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

(F) Saturday on or nearest September 10 through January 1 in those parts of Camden, Gates, and Pasquotank counties known as the Dismal Swamp National Wildlife Refuge; in those parts of Hyde, Tyrrell, and Washington counties known as the Pocosin Lakes National Wildlife Refuge; in that part of Hyde county known as Lake Mattamuskeet National Wildlife Refuge; in those parts of Dare and Hyde counties known as Alligator River National Wildlife Refuge; in those parts of Anson and Richmond counties known as the Pee Dee National Wildlife Refuge; and in that part of Currituck County known as the Mackay Island National Wildlife Refuge.

- (2) Deer of Either Sex. Except on Game Lands, deer of either sex may be taken during the open seasons and in the counties and portions of counties listed in Parts (A), (B), (C), (D), (E), (F), and (G) of this

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Subparagraph (Refer to 15A NCAC 10D .0103 for either-sex deer seasons on Game Lands). Deer of either sex may be taken during the open season identified in Part (H) of this Subparagraph.

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

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

(C) Youth either-sex deer hunts. First Saturday in October for youth either-sex deer hunting by permit only on a portion of Belews Creek Steam Station in Stokes County designated by agents of the Commission; the third Saturday in October for youth either-sex deer hunting by permit only on Mountain Island State Forest in Lincoln and Gaston counties; and the second Saturday in November for youth either-sex deer hunting by permit only on apportion of Warrior Creek located on W. Kerr Scott Reservoir, Wilkes County designated by agents of the Commission. A youth is defined as a person under 18 years of age.

(D) The first open Saturday of the Deer with Visible Antlers season described in Subparagraph (a)(1) of this Rule in all of Buncombe\*, Haywood, Henderson, Madison, and Transylvania counties.

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

(E) The first open day of the Deer With Visible Antlers season described in Subparagraph (a)(1) of this Rule through the first Saturday thereafter in all of Avery, Burke, Caldwell, McDowell, Mitchell, and Yancey counties.

(F) The first open day of the Deer with Visible Antlers season described in Subparagraph (a)(1) of this Rule through the second Friday thereafter in all of Cleveland, Polk, and Rutherford counties.

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



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- 191, south of the French Broad and Swannanoa Rivers, west of US 25, and north of NC 280; and Henderson: That part east of NC 191 and north and west of NC 280.
- (H) The fourth Saturday in September in all counties, subject to the following restriction: only persons under the age of 18 years may hunt.
- (b) Open Seasons (Archery) for hunting deer:
- (1) Authorization. Subject to the restrictions set out in Subparagraph (2) of this Paragraph and the bag limits set out in Paragraph (e) of this Rule, deer may be taken with archery equipment during the following seasons:
- (A) Saturday on or nearest September 10 through the day immediately preceding the first open day of the Blackpowder Firearms and Archery Seasons described in Subparagraph (c)(1) of this Rule; and the Sunday immediately following the closing of blackpowder firearms and archery season identified in Part (c)(1)(B) of this Rule to the Sunday before Thanksgiving in the counties and parts of counties having the open seasons for Deer With Visible Antlers specified by Part (a)(1)(D) of this Rule except on Buffalo Cove, Nicholson Creek, Rockfish Creek, Sandhills, and South Mountains Game Lands (Refer to 15A NCAC 10D .0103 for Archery seasons on these Game Lands).
- (B) Sunday immediately following the closing of the open season for Deer With Visible Antlers through January 1 in the counties and parts of counties having the open season for Deer With Visible Antlers specified by Part (a)(1)(D) of this Rule.
- (2) Restrictions
- (A) In the areas of the State where the Commission is authorized to regulate the use of dogs as provided in G.S. 113-291.5, dogs may not be used for hunting deer during the archery season, except a single dog on a leash may be used to retrieve a dead or wounded deer in accordance with G.S. 113-291.1(k).
- (B) Only archery equipment of the types authorized in 15A NCAC 10B .0116 for taking deer may be used during the archery deer hunting season.
- (C) Deer of either sex may be taken during archery seasons specified by Part (b)(1)(A) of this Rule.
- (D) Only deer with antlers or spikes protruding through the skin, as distinguished from knobs or buttons covered by skin or velvet, shall be taken during the archery season specified by Part (b)(1)(B) of this Rule.
- (c) Open Seasons (Blackpowder Firearms and Archery) for hunting deer:
- (1) Authorization. Subject to the restrictions set out in Subparagraph (2) of this Paragraph, deer may be taken only with blackpowder firearms and archery equipment during the following seasons:
- (A) Two Saturdays preceding the first day of the Deer with Visible Antlers seasons described in Parts (a)(1)(A), (B), (C), (E), and (F) of this Rule through the second Friday thereafter except on Buffalo Cove, Nicholson Creek, Rockfish Creek, Sandhills, and South

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- 1 Mountains Game Lands (Refer to 15A NCAC 10D .0103 for Blackpowder Firearms and  
2 Archery seasons on these Game Lands):
- 3 (B) Monday on or nearest October 1 through the second Saturday thereafter in the counties and  
4 parts of counties having the open seasons for Deer With Visible Antlers specified by Part  
5 (a)(1)(D) of this Rule.
- 6 (2) Restrictions
- 7 (A) Deer of either sex may be taken during blackpowder firearms and archery season in any  
8 county or county part set forth in Part (a)(2)(G) of this Rule that has either-sex days for all  
9 lawful weapons and in the following counties: Polk, Rutherford, McDowell, Burke,  
10 Caldwell, and Cleveland. ~~Deer of either sex may be taken on the first Saturday day of this~~  
11 ~~season only in all other counties.~~
- 12 (B) Deer of either sex may be taken during the first open day of the blackpowder firearms and  
13 archery season thru the first Saturday thereafter in any county or county part set forth in  
14 Part (a)(2)(D) of this Rule
- 15 (C) Deer of either sex may be taken on the first open Saturday of the blackpowder firearms  
16 and archery season in any county or county part not set forth in Part (a)(2) of this Rule.
- 17 ~~(B)(D)~~ In the areas of the State where the Commission is authorized to regulate the use of dogs as  
18 provided in G.S. 113-291.5, dogs shall not be used for hunting deer during the blackpowder  
19 firearms and archery seasons, except a single dog on a leash may be used to retrieve a dead  
20 or wounded deer in accordance with G.S. 113-291.1(k).
- 21 (3) As used in this Rule, "blackpowder firearms" means Any firearm - including any firearm with a  
22 matchlock, flintlock, percussion cap, or similar type of ignition system - manufactured in or before  
23 1898, that cannot use fixed ammunition; any replica of this type of firearm if such replica is not  
24 designed or redesigned for using rimfire or conventional centerfire fixed ammunition; and any  
25 muzzle-loading rifle, muzzle-loading shotgun, or muzzle-loading or cylinder-loading handgun that  
26 is designed to use blackpowder, blackpowder substitute, or any other propellant loaded through the  
27 muzzle, cylinder, or breech and that cannot use fixed ammunition.
- 28 (d) Open Season (Urban Season) for hunting deer:
- 29 (1) Authorization. Subject to the restrictions set out in Subparagraph (3) of this Paragraph and the bag  
30 limits set out in Paragraph (e) of this Rule, deer of either sex may be taken with bow and arrow in  
31 participating cities in the State, as defined in G.S. 160A-1(2), from the second Saturday following  
32 January 1 through the sixth Sunday thereafter. Deer shall not be taken on any game land or part  
33 thereof that occurs within a city boundary.
- 34 (2) Participation. Cities that intend to participate in the urban season shall send a letter to that effect no  
35 later than April 1 of the year prior to the start of the urban season to the Executive Director or his  
36 designee at 1722 Mail Service Center, Raleigh, N.C. 27699-1700. Cities shall also submit a map of  
37 the city's boundaries within which the urban season shall apply.
- 38 (3) Restrictions:

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(A) In the areas of the State where the Commission is authorized to regulate the use of dogs as provided in G.S. 113-291.5, 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 dead or wounded deer in accordance with G.S. 113-291.1(k).

(B) Only archery equipment of the types authorized in 15A NCAC 10B .0116 for taking deer shall be used during the urban season.

(e) Bag limits. The possession and season limit is six deer, two of which may be deer with visible antlers and four of which may be antlerless deer. Antlerless deer include males with knobs or buttons covered by skin or velvet as distinguished from spikes protruding through the skin. In addition to the bag limits described above, a hunter may obtain multiple bonus antlerless deer harvest report cards from the Wildlife Resources Commission or any Wildlife Service Agent to allow the harvest of two additional antlerless deer per card for deer harvested during the season described in Paragraph (d) of this Rule within the boundaries of participating municipalities, except on State-owned game lands. Antlerless deer harvested and reported on the bonus antlerless harvest report card shall not count as part of the possession and season limit. The bag limits described above do not apply to deer harvested in areas covered in the Deer Management Assistance Program (DMAP) as described in G.S. 113-291.2(e) for those individuals using Commission-issued DMAP tags and reporting harvest as described on the DMAP license. Season bag limits shall be set by the number of DMAP tags issued and in the hunters' possession. All deer harvested under this program, regardless of the date of harvest, shall be tagged with these DMAP tags and reported as instructed on the DMAP license. The hunter does not have to validate the Big Game Harvest Report Card provided with the hunting license for deer tagged with the DMAP tags. Any deer harvested on lands enrolled in the DMAP and not tagged with DMAP tags may only be harvested during the regularly established deer seasons subject to all the restrictions of those seasons, including bag limits, and reported using the big game harvest report card or the bonus antlerless harvest report card.

*History Note: Authority G.S. 113-134; 113-270.3; 113-276.1; 113-291.1; 113-291.2; 113-291.5;*  
*Eff. February 1, 1976;*  
*Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996, July 1, 1995; December 1, 1994; July 1,*  
*1994; July 1, 1993;*  
*Temporary Amendment Eff. July 1, 1999;*  
*Amended Eff. July 1, 2000;*  
*Temporary Amendment Eff. July 1, 2002; July 1, 2001;*  
*Amended Eff. August 1, 2002 (Approved by RRC on 06/21/01 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, 2020; August 1, 2018; August 1, 2017; August 1, 2016; August 1, 2015;*  
*August 1, 2014; August 1, 2013; August 1, 2012; August 1, 2011; July 10, 2010; June 1, 2008; May*  
*1, 2007; May 1, 2006; June 1, 2005.*  
*Readopted Eff. August 1, 2022.*

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### 15A NCAC 10B .0205 RACCOON AND OPOSSUM

(a) ~~Open Season:~~ The open season for taking raccoon and opossum ~~shall be~~ is from sunrise Monday on or nearest October 15 through the last day of February.

(b) Bag Limits:

(1) The daily bag limit for raccoon is three and there are no season and no possession limits.

(2) There is no restriction on bag limits for opossum.

~~Note: See 15A NCAC 10B .0111 prohibiting axes, saws and shooting in certain western counties.~~

(c) Axes or saws shall not be carried when raccoon or opossum hunting.

*History Note: Authority G.S. 113-134; 113-291.2;*

*Eff. February 1, 1976;*

*Amended Eff. July 1, 1995; July 1, 1987; July 1, 1986; July 1, 1985;*

*Temporary Amendment Eff. July 1, 1999;*

*Amended Eff. May 1, 2008; May 1, 2007; July 1, 2000;*

*Readopted Eff. August 1, 2022.*

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### 15A NCAC 10B .0206 SQUIRRELS

#### ~~(a) Squirrel Open Seasons:~~

~~(1) Gray and red squirrels may be taken by hunting on the Monday on or closest to October 15 to the last day of February.~~

~~(2) Fox squirrels may be taken by hunting on the Monday on or nearest October 15 to January 31.~~

(a) The open season for gray and red squirrels is the Monday on or closest to October 15 through the last day of February.

(b) The open season for fox squirrels is the Monday on or nearest October 15 through January 31.

(c) Gray squirrels may be taken by hunting on the second Monday in May through the fourth Monday in May on privately owned lands.

#### ~~(b) Squirrel Bag Limits:~~

~~(1) The daily bag limit for gray and red squirrels is eight and there are no season and no possession limits.~~

~~(2) The daily bag limit for fox squirrels is one; the possession limit is two; and the season limit is 10.~~

(c) The daily bag limit for gray and red squirrels is eight and there are no season or possession limits.

(d) The daily bag limit for fox squirrels is one; the possession limit is two; and the season limit is 10.

*History Note Authority G.S. 113-134; 113-291.2;*

*Eff. February 1, 1976;*

*Amended Eff. August 1, 2022; August 1, 2013; August 1, 2010; May 1, 2009; May 1, 2008; May 1, 2006; July 1, 1995; July 1, 1987; July 1, 1986; July 1, 1985;*

*Readopted Eff. August 1, 2019.*

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### 15A NCAC 10B .0402 TAGGING FURS

- (a) Except as provided in Rule .0404 and .0405 of this Section, ~~it is unlawful to transport or to buy, buying, sell, selling, barter, bartering, trade, trading, or otherwise transfer~~ transferring possession or ownership of the carcass or pelt of any bobcat, ~~otter~~ otter, or fox without having affixed to such carcass or pelt an individual tag provided by the North Carolina Wildlife Resources ~~Commission. Commission is prohibited. Each such tag shall bear a serial number.~~ When the U.S. Fish and Wildlife Service repeals its tagging requirements for otter and bobcat this paragraph shall apply only to tagging foxes.
- (b) ~~It is unlawful for any person to import~~ Importing into this ~~State~~ State, the carcass or pelt of any otter or bobcat ~~which that~~ which has not been previously affixed with a tag required and supplied by the state ~~in which where~~ where the animal was ~~taken. taken shall be prohibited. When the U.S. Fish and Wildlife Service repeals its tagging requirements for otter and bobcat this Paragraph shall no longer apply.~~
- (c) Foxes shall be tagged in accordance with G.S. 113-291.4.
- (d) The carcasses or pelts of foxes lawfully taken and lawfully tagged may be sold; except those taken under a depredation permit in any county where the sale of foxes or parts thereof is prohibited by local law.

*History Note: Authority G.S. 113-134; 113-273; 113-276.1; 50 C.F.R. 23; 87 Stat. 884;*

*Eff. November 14, 1978;*

*Amended Eff. August 1, 2010; August 1, 2004; January 1, 1992; October 11, 1980; October 1, 1980;*

*Readopted Eff. August 1, 2022.*

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### 15A NCAC 10B .0403 APPLICATION FOR TAGS

(a) Fur tags shall be ~~distributed~~ issued free of charge, excluding postage if applicable, by completing and submitting in response to a request form to applications made on forms supplied by the Commission. Commission online at [www.ncwildlife.org](http://www.ncwildlife.org).

(b) Fur tag requests shall include the following applicant information:

- (1) name, telephone number, email address, and physical address;
- (2) date of birth and driver's license number;
- (3) WRC Customer number; and
- (4) type and quantity of tags requested.

(c) The following restrictions shall apply to fur tags:

- (1) no more than 50 bobcat tags shall be issued per request;
- (2) no more than 150 otter tags shall be issued per request; and
- (3) fox tags may be limited in accordance with area, bag, possession, or season limits.

~~(b) The fees to be charged for each fur tag are as follows:~~

Species	Fee
Bobcat	2.20
Otter	2.20

~~(c) Foxes shall be tagged in accordance with G.S. 113-291.4(g). The carcasses or pelts of foxes lawfully taken and lawfully tagged in an area of open fox season, and those taken under a depredation permit, and those taken under a local law that permits foxes to be sold may be sold; provided that this Paragraph shall not authorize the sale of carcasses or pelts of foxes taken under a depredation permit in any county in which the sale of foxes or parts thereof is prohibited by local law.~~

*History Note: Authority G.S. 113-134; 113-270.1; 113-273; 113-276.1; 113-291.4;*

*Eff. November 14, 1978;*

*Amended Eff. April 1, 2003; January 1, 1992; August 1, 1988; July 1, 1988; July 1, 1984.*

*Readopt Eff. August 1, 2022.*

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### 15A NCAC 10H .1301 ~~COMMERCIAL TAKE OF CERTAIN TURTLES PROHIBITED SALE OF~~ NATIVE TURTLES

~~(a) For the purposes of this Rule, "commercial taking" means the taking, possession, collection, transportation, purchase, or sale of five or more individual turtles or any turtle part, per person in a calendar year.~~

~~(a) Buying or selling any native turtle species is prohibited except for snapping turtles (*Chelydra serpentina*) with a curved carapace length of 13 inches or greater as authorized by 10B .0119.~~

~~(b) It shall be unlawful to engage in the commercial taking of any native turtle species in the families Emydidae or Trionychidae.~~

~~(c) The prohibition on commercial taking in this Rule shall not apply to the following:~~

~~(1) A licensed veterinarian when holding for purposes of medical treatment;~~

~~(2) A holder of a valid captivity permit for the purposes of rehabilitation;~~

~~(3) A publicly financed zoo, scientific research facility or institution of higher education, or any State or federal agency;~~

~~(4) Any person who accidentally collects five or more turtles incidental to any lawful activity, and who immediately returns them to the wild; or~~

~~(5) Property owners who legally apply for and receive depredation permits from the Wildlife Resources Commission, or one of its Wildlife Damage Control Agents.~~

~~(d) No native turtle shall be sold, except:~~

~~(1) as authorized by 10A NCAC 41A .0302; and~~

~~(2) snapping turtles (*Chelydra serpentina*) with a curved carapace length of 11 inches or greater.~~

~~(e) Violators shall be subject to a replacement cost per individual turtle that shall equal the replacement cost for "species with no open season" as set forth in 15A NCAC 10B .0117(c).~~

*History Note: Authority G.S. 113-333(a)(6);*

*Eff. May 1, 2007;*

*Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 6, 2016;*

*Amended Eff. August 1, 2022; November 1, 2019.*



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### 15A NCAC 10H .1302 POSSESSION OF REPTILES AND AMPHIBIANS

(a) Possession permits are required for the possession, importation, transportation, purchase, and sale per physical address of:

- (1) 25 or more individuals of any combination of native amphibian species; or
- (2) five or more individuals of native reptile species.

~~(b) Possession permits shall not be required for the possession, importation, transportation, purchase, and sale of:~~

- ~~(1) 24 or fewer individuals of any combination of native amphibian species; or~~
- ~~(2) four or fewer individuals of native reptile species.~~

(b) Possession permits are required for the rehabilitation of native reptiles and amphibians.

(c) Nothing in this Rule shall be construed to authorize the collection of any wildlife resources from the wild or the taking, possession, transportation, sale, purchase, or release to the wild of any wildlife resources or their parts in violation of State or federal laws or regulations.

(d) At no time shall permitted animals be released to the wild, except under situations of research or rehabilitation with written permission from the Wildlife Resources Commission.

~~(e) The sale of native turtles shall be unlawful, except as authorized by 10A NCAC 41A .0302 and snapping turtles (Chelydra serpentina) with a curved carapace length of 11 or greater.~~

~~(f)~~(e) A possession permit shall not be issued for:

- (1) holding reptiles and amphibians that were acquired unlawfully;
- (2) holding reptiles and amphibians for unlawful sale or trade;
- (3) ~~selling snapping turtles (Chelydra serpentina) less than 11 inches (curved carapace length); persons collecting snapping turtles under the collection license laid out in 10B .0119;~~
- (4) ~~collecting five or more individual native turtles from the families Emydidae or Trionychidae from the wild in a given year, except those entities exempted from collection in Rule .1301(e) of this Section; collection of native reptiles and amphibians from the wild;~~
- (5) ~~collecting five or more individuals in aggregate from other native reptile families or 25 or more individual amphibians from the wild in a given year without first having secured a valid Collection License;~~
- ~~(6)~~(5) individuals in violation of the requirements of a collection license, as set forth in 15A NCAC 10B 4.0119, endangered species permit, as set forth in 15A NCAC 10I .0100, or possession permit as set forth in this Section; or
- ~~(7)~~(6) individuals who do not first obtain possession permits prior to acquiring the following wildlife resources in Paragraph (a) of this Rule.

~~(g)~~(f) ~~The Unless a more limited duration is designated on the permit permit, Possession Permits shall be valid from January 1 through December 31 of the applicable year.~~

~~(h)~~(g) Individuals permitted under this Rule shall submit a report to the Wildlife Resources Commission within 15 days following the date of permit expiration. The report shall contain the numbers of each species held under the permit and the use or disposition thereof.

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1 (h) Any person engaged in the purchased transportation and sale of more than 100 snapping turtles is required to have  
2 a possession permit. Permitted persons shall submit the numbers of snapping turtles taken under the permit and the  
3 use or disposition thereof; to the Wildlife Resources Commission within 15 days of permit expiration.

4  
5 *History Note: Authority G.S. 113-274(c)(1c);*

6 *Eff. May 1, 2007;*

7 *Amended Eff. May 1, 2009;*

8 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
9 *6, 2016;*

10 *Amended Eff. August 1, 2022; November 1, 2019; August 1, 2017.*

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### 15A NCAC 10H .1402 CAPTIVITY LICENSE FOR REHABILITATION

(a) A captivity license for rehabilitation shall be required for lawful possession of injured, crippled, or orphaned native wild animals or wild birds for the purpose of providing short term care and eventual release into the animal's natural habitat. A captivity license for rehabilitation shall not be issued for:

- (1) Endangered, threatened, or special concern species as defined by 15A NCAC 10I .0100. Rehabilitation of these species requires an endangered species permit from the Commission;
- (2) Domestic animals;
- (3) Feral swine;
- (4) Nutria;
- (5) Coyote;
- (6) Adult black bear; ~~or~~
- (7) Adult white-tailed deer or ~~elk~~ elk;
- (8) Nine-banded armadillo or;
- (9) Eggs of upland game birds.

(b) A captivity license for rehabilitation shall not be issued for the purpose of holding wild animals or wild birds:

- (1) As pets;
- (2) For education, exhibition, or scientific purposes, except as provided in Rule .1403 of this Section;
- (3) For dog training;
- (4) For hunting; or
- (5) Acquired unlawfully.

(c) Individuals who do not possess a captivity license for rehabilitation may take temporary possession of injured, crippled, or orphaned wild animals or wild birds, provided they are surrendered to a North Carolina licensed veterinarian or an individual licensed under this Rule within 24 hours of taking possession of such animals.

(d) North Carolina licensed veterinarians providing medical care to sick, injured, or crippled wild animals or wild birds are not required to have a license for rehabilitation from the Commission. North Carolina licensed veterinarians without a captivity license for rehabilitation may hold wild animals or wild birds until the animal is medically stable. Once medically stable, the wild animal or wild bird shall be transferred to an individual possessing a captivity license for rehabilitation with the appropriate category for the given species. Licensed veterinarians rehabilitating wild animals or wild birds shall have a valid captivity license for rehabilitation.

(e) Individuals applying for a captivity license for rehabilitation that have never held this license in North Carolina or a similar license in another state shall be designated as an apprentice. The following requirements shall apply to an apprentice license:

- (1) On the application, the apprentice shall designate a mentor with a valid captivity license for rehabilitation in NC, who has held that license for two or more years;
- (2) An apprentice shall complete at least 12 months of supervised rehabilitation activities under a licensed rehabilitator; and
- (3) An apprentice license shall only authorize the possession of squirrels, rabbits, and opossums.

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(f) Individuals applying for a captivity license for rehabilitation shall meet statutory and regulatory requirements, including those in G.S. 113-272.5 and all applicable rules of this Section. Individuals seeking to rehabilitate migratory birds shall provide proof of a valid and concurrent U.S. Fish and Wildlife Service Federal Migratory Bird Rehabilitation permit for each category of migratory birds to be rehabilitated. The Commission shall state on the captivity license for rehabilitation the categories of wild animals and wild birds that the individual is licensed to possess.

(g) Required facilities.

(1) Individuals holding a captivity license for rehabilitation shall conduct their rehabilitation activities at the facility designated on their license that meets the minimum standards set forth in the "Miller, E.A., edition. 2000. Minimum Standards for Wildlife Rehabilitation, 3rd edition. National Wildlife Rehabilitators Association, St. Cloud, MN. 116 pages. ISBN 1-931439-00-1." This publication is hereby incorporated by reference, excluding subsequent amendments and editions, and is available at no cost at [http://www.nwrawildlife.org/page/Minimum\\_Standards](http://www.nwrawildlife.org/page/Minimum_Standards).

(2) All wild animals and wild birds undergoing rehabilitation shall be separated from pets, domestic animals, livestock, and non-native animals.

(3) All wild animals shall be kept in separate enclosures by species.

(4) Rehabilitation in a residence shall have designated, separate rooms used only for housing, treatment, and rehabilitation.

(5) Handling of animals shall be for treatment only.

(h) Wild animals or wild birds showing symptoms of or believed to be infected with a zoonotic disease shall be euthanized or treated prior to release, based upon advice from a North Carolina licensed veterinarian.

(i) Release of rehabilitated wild animals and wild birds.

(1) All rehabilitated wild animals and wild birds shall be released as soon as the animal can be expected to survive in the wild or has attained full recovery from illness or injury, as determined by the rehabilitator or a North Carolina licensed veterinarian.

(2) Wild animals and wild birds may remain in a rehabilitation facility for no longer than 180 days. If a longer rehabilitation period is needed, the license holder shall notify the Commission in writing. The Commission shall consider extended rehabilitation on a case-by-case basis by evaluation, which may include the nature of the animal's condition and recommended treatment plan.

(3) Wild animals and wild birds shall not be released on property owned by another unless the rehabilitator has written permission dated within the last 12 months from the landowner.

(4) Wild animals or wild birds that are unfit shall be non-releasable and humanely euthanized. However, the Commission shall consider transfer of wild animals and wild birds on a case-by-case basis when written authorization is requested from the Commission. The wild animal or wild bird shall only be transferred to an individual or facility with a captivity license for holding as set forth in Rule .1403 of this Section when written authorization is obtained from the Commission.

(j) Transfer of Animals.

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- (1) Wild animals originating outside the State shall not be accepted for the purpose of rehabilitation unless written authorization is obtained from the Commission.
- (2) Wild animals received for rehabilitation may not be exported outside the State for the purpose of rehabilitation or release after rehabilitation unless written authorization is obtained from both the Commission and the state where the wild animal will be exported to or released from.
- (3) It shall be unlawful for a license holder to sell any wild animal or wild bird being held under a license for rehabilitation.
- (4) It shall be lawful for a license holder to transfer a wild animal or wild bird to another individual who possesses a valid captivity license for rehabilitation with the appropriate category for the given species or a wild bird to another individual with a valid permit for the given species.

### (k) White-tailed Deer Fawn.

- (1) Only individuals holding a captivity license for rehabilitation with the white-tailed deer fawn category may possess, rehabilitate, and release white-tailed deer fawns. To become licensed to rehabilitate white-tailed deer fawns, an individual shall meet all the requirements of the captivity license for rehabilitation.
- (2) No white-tailed deer fawn shall be possessed until the applicant has constructed or acquired an enclosure for keeping fawn that complies with the standards set forth in Paragraph (g) of this Rule, and the facility has been verified by a representative of the Commission.
- (3) Any white-tailed deer fawn held for more than 48 hours shall be permanently tagged using only Commission-provided tags.
- (4) Orphaned white-tailed deer fawns shall be held for no longer than 90 days. Injured white-tailed deer fawns shall be held for no longer than 180 days or until December 31, whichever occurs first. If a longer rehabilitation period is needed, the license holder shall notify the Commission in writing. The Commission shall consider extended rehabilitation on a case-by-case basis. A fawn shall be considered an adult on December 31 of the birth year.
- (5) Records of all white-tail deer fawn rehabilitation shall be maintained on a form, as set forth in Rule .1406 of this Section, and submitted to the Commission within 15 days of expiration of the license or prior to the request for reissuance of the license.
- (6) Any individual or facility with the white-tailed deer category may not rehabilitate white-tailed fawn on properties licensed for farmed cervids.

### (l) Elk Calves.

- (1) Only individuals under a signed cooperative agreement with the Commission to meet conservation objectives shall be authorized to rehabilitate elk calves.
- (2) Individuals in a cooperative agreement with the Commission shall obtain a captivity license for rehabilitation with the elk calf category. To become licensed to rehabilitate elk calves, an individual shall meet all the requirements of the captivity license for rehabilitation.
- (3) Any elk calves held for more than 48 hours shall be permanently tagged using only Commission-provided tags.

## APPENDIX A

(4) Any individual or facility with the elk calf category may not rehabilitate elk calves on properties licensed for farmed cervids.

(5) No elk calf shall be possessed until the applicant has constructed or acquired an enclosure for keeping elk calves that complies with the standards set forth in Paragraph (g) of this Rule, and the facility has been verified by a representative of the Commission.

(6) Records of all elk calf rehabilitation shall be maintained on a form, as set forth in Rule .1406 of this Section, and submitted to the Commission within 15 days of expiration of the license or prior to the request for reissuance of the license

### (m) Black Bear Cubs.

(1) Only individuals under a signed cooperative agreement with the Commission to meet conservation objectives shall be authorized to rehabilitate black bear cubs.

(2) Individuals in a cooperative agreement with the Commission shall obtain a captivity license for rehabilitation with the black bear category. To become licensed to rehabilitate black bear cubs, an individual shall meet all the requirements of the captivity license for rehabilitation.

(2) No black bear shall be possessed until the applicant has constructed or acquired an enclosure for keeping black bear that complies with the standards set forth in Paragraph (g) of this Rule, and the facility has been verified by a representative of the Commission.

### (n) Rabies Species.

(1) Only individuals holding a captivity license for rehabilitation with the rabies species category may possess, rehabilitate, or release rabies species. To become licensed to rehabilitate rabies species, an individual shall meet all requirements of the general captivity license for rehabilitation and shall:

(A) have held an active rehabilitation license within or outside of the State for at least the previous three years and have rehabilitated during that time;

(B) certify 12 hours of rabies or rabies species-specific training or a combination thereof;

(C) certify up-to-date rabies immunization in accordance with current Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention at [www.CDC.gov](http://www.CDC.gov) for any rehabilitator, staff member or volunteer, who may come in contact with rabies species. Proof of immunization to demonstrate that the vaccine was administered shall be provided upon the request of the Commission or authorized representative and shall be kept at the license holder's facility;

(D) provide the name and contact information of a North Carolina licensed veterinarian with whom the rehabilitator has consulted and who agrees to provide necessary medical treatment to the rabies species. Contact information for the veterinarian shall be posted at the facility where the rabies species are being rehabilitated;

(E) certify notification to the appropriate animal control authority and local health department prior to making application to the Commission, to inform them of their anticipated activities and location. Contact information for these agencies shall be posted at the facility where the rabies species are being rehabilitated.

## APPENDIX A

- (F) have separate facilities from non-rabies species adequate for the species to be rehabilitated. Enclosures within the facility shall prevent escape of the animal and exposure to people, pets, livestock, and other captive or free-ranging wildlife. Exterior caging shall be locked and surrounded by double fencing or a solid wall barrier; and
- (G) coordinate with appropriate local health department regarding euthanasia and testing of rabies species. A written protocol for testing shall be posted at the facility and made available for inspection by the Commission upon request.
- (2) Except for bats, rehabilitation and release of rabies species is not authorized in counties where the United States Department of Agriculture-Animal and Plant Health Inspection Service Oral Rabies Vaccination (ORV) program is conducted, as specified by the United States Department of Agriculture-Animal and Plant Health Inspection Service at [www.aphis.usda.gov](http://www.aphis.usda.gov).
- (3) Except as otherwise specified in this Section, rabies species shall not be removed from their containment except for treatment, release, maintenance of the enclosure, or euthanasia.
- (4) Rehabilitated rabies species must be released in either the county where they were rehabilitated or the county where they were found.
- (5) All rabies species shall be considered potentially infected with the rabies virus. If any human or domestic animal has been scratched, bitten, or exposed to saliva, the fluid that surrounds the brain and spinal cord, or brain and spinal cord material from any rabies species, the license holder shall contact the local Health Department immediately to report the incident. The local Health Department may require euthanasia of the animal and submission of the brain for rabies testing. Rehabilitators shall abide by all requests made by authorized public health department personnel, animal control, or Commission personnel regarding disposition of the animal. No rabies species that has scratched or bitten a human or domestic animal or dies in captivity can be released or disposed of until the local Health Department investigates the situation to determine if testing is necessary.
- (6) Records of all rabies species rehabilitation shall be maintained on a form, as described in Rule .1406 of this Section, and submitted to the Commission within 15 days of expiration of the license or prior to the request for reissuance of the license.

*History Note: Authority G.S. 106-549.97(b); 113-134; 113-272.5; 113-274;*  
*Eff. January 1, 2020.*  
*Amended Eff. August 1, 2022.*

# EXHIBIT H

October 28, 2021



## **Proposed Amendments to Rehabilitation and License Fee Rules - Recommended by Agency Staff for Public Notice, Comment, and Presentation at Public Hearing**

### **1. 15A NCAC 10H .1402**

Clarifies that nine-banded armadillos cannot be rehabilitated, and upland game bird eggs rehabilitation is prohibited.

**Justification:** Nine-banded armadillos are a non-native species to North Carolina and prohibiting their rehabilitation puts them in line with other non-native species that are prohibited to be rehabilitated.

Rehabilitation of eggs is not considered appropriate as chicks hatched in captivity will likely become imprinted to humans making them challenging to release back into the wild.

*15A NCAC 10H .1402 Captivity License and Rehabilitation (page 2-4)*

### **2. 15A NCAC 10A .1601**

Makes collection licenses, captivity licenses, dealer licenses, possession permits, exportation or importation permits, trophy wildlife sale permits, endangered species permits, and field trial permits non-refundable.

Makes both the Unified Sportsman and Lifetime Sportsman licenses half off for individuals ages 50-69.

Adds Controlled Hunting Preserve Rabbit Operator License for \$25.

**Justification:** License and permits fees help defer the cost of processing application and conducting license and permit inspections. It is important the Commission retain these fees regardless of circumstances which may include denial of an application, or failure of the applicant to complete the application process.

Legislation was passed at the General Assembly in September of 2021 requiring Unified Sportsman and Lifetime Sportsman licenses being half off for individuals ages 50-69 and added the Controlled Hunting Preserve Operator License for rabbits for \$25.

*15A NCAC 10A .1601 License Fees (page 5-6)*



## **15A NCAC 10H .1402 CAPTIVITY LICENSE FOR REHABILITATION**

(a) A captivity license for rehabilitation shall be required for lawful possession of injured, crippled, or orphaned native wild animals or wild birds for the purpose of providing short term care and eventual release into the animal's natural habitat. A captivity license for rehabilitation shall not be issued for:

- (1) Endangered, threatened, or special concern species as defined by 15A NCAC 10I .0100. Rehabilitation of these species requires an endangered species permit from the Commission;
- (2) Domestic animals;
- (3) Feral swine;
- (4) Nutria;
- (5) Coyote;
- (6) Adult black bear; ~~or~~
- (7) Adult white-tailed deer or ~~elk~~ elk;
- (8) Nine-banded armadillo or;
- (9) Eggs of upland game birds.

(b) A captivity license for rehabilitation shall not be issued for the purpose of holding wild animals or wild birds:

- (1) As pets;
- (2) For education, exhibition, or scientific purposes, except as provided in Rule .1403 of this Section;
- (3) For dog training;
- (4) For hunting; or
- (5) Acquired unlawfully.

(c) Individuals who do not possess a captivity license for rehabilitation may take temporary possession of injured, crippled, or orphaned wild animals or wild birds, provided they are surrendered to a North Carolina licensed veterinarian or an individual licensed under this Rule within 24 hours of taking possession of such animals.

(d) North Carolina licensed veterinarians providing medical care to sick, injured, or crippled wild animals or wild birds are not required to have a license for rehabilitation from the Commission. North Carolina licensed veterinarians without a captivity license for rehabilitation may hold wild animals or wild birds until the animal is medically stable. Once medically stable, the wild animal or wild bird shall be transferred to an individual possessing a captivity license for rehabilitation with the appropriate category for the given species. Licensed veterinarians rehabilitating wild animals or wild birds shall have a valid captivity license for rehabilitation.

(e) Individuals applying for a captivity license for rehabilitation that have never held this license in North Carolina or a similar license in another state shall be designated as an apprentice. The following requirements shall apply to an apprentice license:

- (1) On the application, the apprentice shall designate a mentor with a valid captivity license for rehabilitation in NC, who has held that license for two or more years;
- (2) An apprentice shall complete at least 12 months of supervised rehabilitation activities under a licensed rehabilitator; and
- (3) An apprentice license shall only authorize the possession of squirrels, rabbits, and opossums.

(f) Individuals applying for a captivity license for rehabilitation shall meet statutory and regulatory requirements, including those in G.S. 113-272.5 and all applicable rules of this Section. Individuals seeking to rehabilitate migratory birds shall provide proof of a valid and concurrent U.S. Fish and Wildlife Service Federal Migratory Bird Rehabilitation permit for each category of migratory birds to be rehabilitated. The Commission shall state on the captivity license for rehabilitation the categories of wild animals and wild birds that the individual is licensed to possess.

(g) Required facilities.

- (1) Individuals holding a captivity license for rehabilitation shall conduct their rehabilitation activities at the facility designated on their license that meets the minimum standards set forth in the "Miller, E.A., edition. 2000. Minimum Standards for Wildlife Rehabilitation, 3rd edition. National Wildlife Rehabilitators Association, St. Cloud, MN. 116 pages. ISBN 1-931439-00-1." This publication is hereby incorporated by reference, excluding subsequent amendments and editions, and is available at no cost at [http://www.nwrawildlife.org/page/Minimum\\_Standards](http://www.nwrawildlife.org/page/Minimum_Standards).
- (2) All wild animals and wild birds undergoing rehabilitation shall be separated from pets, domestic animals, livestock, and non-native animals.
- (3) All wild animals shall be kept in separate enclosures by species.
- (4) Rehabilitation in a residence shall have designated, separate rooms used only for housing, treatment, and rehabilitation.
- (5) Handling of animals shall be for treatment only.

(h) Wild animals or wild birds showing symptoms of or believed to be infected with a zoonotic disease shall be euthanized or treated prior to release, based upon advice from a North Carolina licensed veterinarian.

(i) Release of rehabilitated wild animals and wild birds.

- (1) All rehabilitated wild animals and wild birds shall be released as soon as the animal can be expected to survive in the wild or has attained full recovery from illness or injury, as determined by the rehabilitator or a North Carolina licensed veterinarian.
- (2) Wild animals and wild birds may remain in a rehabilitation facility for no longer than 180 days. If a longer rehabilitation period is needed, the license holder shall notify the Commission in writing. The Commission shall consider extended rehabilitation on a case-by-case basis by evaluation, which may include the nature of the animal's condition and recommended treatment plan.
- (3) Wild animals and wild birds shall not be released on property owned by another unless the rehabilitator has written permission dated within the last 12 months from the landowner.
- (4) Wild animals or wild birds that are unfit shall be non-releasable and humanely euthanized. However, the Commission shall consider transfer of wild animals and wild birds on a case-by-case basis when written authorization is requested from the Commission. The wild animal or wild bird shall only be transferred to an individual or facility with a captivity license for holding as set forth in Rule .1403 of this Section when written authorization is obtained from the Commission.

(j) Transfer of Animals.

- (1) Wild animals originating outside the State shall not be accepted for the purpose of rehabilitation unless written authorization is obtained from the Commission.
- (2) Wild animals received for rehabilitation may not be exported outside the State for the purpose of rehabilitation or release after rehabilitation unless written authorization is obtained from both the Commission and the state where the wild animal will be exported to or released from.
- (3) It shall be unlawful for a license holder to sell any wild animal or wild bird being held under a license for rehabilitation.
- (4) It shall be lawful for a license holder to transfer a wild animal or wild bird to another individual who possesses a valid captivity license for rehabilitation with the appropriate category for the given species or a wild bird to another individual with a valid permit for the given species.

(k) White-tailed Deer Fawn.

- (1) Only individuals holding a captivity license for rehabilitation with the white-tailed deer fawn category may possess, rehabilitate, and release white-tailed deer fawns. To become licensed to rehabilitate white-tailed deer fawns, an individual shall meet all the requirements of the captivity license for rehabilitation.
- (2) No white-tailed deer fawn shall be possessed until the applicant has constructed or acquired an enclosure for keeping fawn that complies with the standards set forth in Paragraph (g) of this Rule, and the facility has been verified by a representative of the Commission.
- (3) Any white-tailed deer fawn held for more than 48 hours shall be permanently tagged using only Commission-provided tags.
- (4) Orphaned white-tailed deer fawns shall be held for no longer than 90 days. Injured white-tailed deer fawns shall be held for no longer than 180 days or until December 31, whichever occurs first. If a longer rehabilitation period is needed, the license holder shall notify the Commission in writing. The Commission shall consider extended rehabilitation on a case-by-case basis. A fawn shall be considered an adult on December 31 of the birth year.
- (5) Records of all white-tail deer fawn rehabilitation shall be maintained on a form, as set forth in Rule .1406 of this Section, and submitted to the Commission within 15 days of expiration of the license or prior to the request for reissuance of the license.
- (6) Any individual or facility with the white-tailed deer category may not rehabilitate white-tailed fawn on properties licensed for farmed cervids.

(l) Elk Calves.

- (1) Only individuals under a signed cooperative agreement with the Commission to meet conservation objectives shall be authorized to rehabilitate elk calves.
- (2) Individuals in a cooperative agreement with the Commission shall obtain a captivity license for rehabilitation with the elk calf category. To become licensed to rehabilitate elk calves, an individual shall meet all the requirements of the captivity license for rehabilitation.
- (3) Any elk calves held for more than 48 hours shall be permanently tagged using only Commission-provided tags.
- (4) Any individual or facility with the elk calf category may not rehabilitate elk calves on properties licensed for farmed cervids.
- (5) No elk calf shall be possessed until the applicant has constructed or acquired an enclosure for keeping elk calves that complies with the standards set forth in Paragraph (g) of this Rule, and the facility has been verified by a representative of the Commission.
- (6) Records of all elk calf rehabilitation shall be maintained on a form, as set forth in Rule .1406 of this Section, and submitted to the Commission within 15 days of expiration of the license or prior to the request for reissuance of the license

(m) Black Bear Cubs.

- (1) Only individuals under a signed cooperative agreement with the Commission to meet conservation objectives shall be authorized to rehabilitate black bear cubs.
- (2) Individuals in a cooperative agreement with the Commission shall obtain a captivity license for rehabilitation with the black bear category. To become licensed to rehabilitate black bear cubs, an individual shall meet all the requirements of the captivity license for rehabilitation.
- (2) No black bear shall be possessed until the applicant has constructed or acquired an enclosure for keeping black bear that complies with the standards set forth in Paragraph (g) of this Rule, and the facility has been verified by a representative of the Commission.

(n) Rabies Species.

- (1) Only individuals holding a captivity license for rehabilitation with the rabies species category may possess, rehabilitate, or release rabies species. To become licensed to rehabilitate rabies species, an individual shall meet all requirements of the general captivity license for rehabilitation and shall:
  - (A) have held an active rehabilitation license within or outside of the State for at least the previous three years and have rehabilitated during that time;
  - (B) certify 12 hours of rabies or rabies species-specific training or a combination thereof;
  - (C) certify up-to-date rabies immunization in accordance with current Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention at [www.CDC.gov](http://www.CDC.gov) for any rehabilitator, staff member or volunteer, who may come in contact with rabies species. Proof of immunization to demonstrate that the vaccine was administered shall be provided upon the request of the Commission or authorized representative and shall be kept at the license holder's facility;
  - (D) provide the name and contact information of a North Carolina licensed veterinarian with whom the rehabilitator has consulted and who agrees to provide necessary medical treatment to the rabies species. Contact information for the veterinarian shall be posted at the facility where the rabies species are being rehabilitated;
  - (E) certify notification to the appropriate animal control authority and local health department prior to making application to the Commission, to inform them of their anticipated activities and location. Contact information for these agencies shall be posted at the facility where the rabies species are being rehabilitated.
  - (F) have separate facilities from non-rabies species adequate for the species to be rehabilitated. Enclosures within the facility shall prevent escape of the animal and exposure to people, pets, livestock, and other captive or free-ranging wildlife. Exterior caging shall be locked and surrounded by double fencing or a solid wall barrier; and
  - (G) coordinate with appropriate local health department regarding euthanasia and testing of rabies species. A written protocol for testing shall be posted at the facility and made available for inspection by the Commission upon request.
- (2) Except for bats, rehabilitation and release of rabies species is not authorized in counties where the United States Department of Agriculture-Animal and Plant Health Inspection Service Oral Rabies Vaccination (ORV) program is conducted, as specified by the United States Department of Agriculture-Animal and Plant Health Inspection Service at [www.aphis.usda.gov](http://www.aphis.usda.gov).
- (3) Except as otherwise specified in this Section, rabies species shall not be removed from their containment except for treatment, release, maintenance of the enclosure, or euthanasia.
- (4) Rehabilitated rabies species must be released in either the county where they were rehabilitated or the county where they were found.
- (5) All rabies species shall be considered potentially infected with the rabies virus. If any human or domestic animal has been scratched, bitten, or exposed to saliva, the fluid that surrounds the brain and spinal cord, or brain and spinal cord material from any rabies species, the license holder shall contact the local Health Department immediately to report the incident. The local Health Department may require euthanasia of the animal and submission of the brain for rabies testing. Rehabilitators shall abide by all requests made by authorized public health department personnel, animal control, or Commission personnel regarding disposition of the animal. No rabies species that has scratched or bitten a human or domestic animal or dies in captivity can be released or disposed of until the local Health Department investigates the situation to determine if testing is necessary.
- (6) Records of all rabies species rehabilitation shall be maintained on a form, as described in Rule .1406 of this Section, and submitted to the Commission within 15 days of expiration of the license or prior to the request for reissuance of the license.

*History Note: Authority G.S. 106-549.97(b); 113-134; 113-272.5; 113-274;  
 Eff. January 1, 2020.  
 Amended Eff. August 1, 2022.*

**15A NCAC 10A .1601 LICENSE FEES.**

(a) License fees established by the Commission in this Rule shall be subject to the requirements of G.S. 113-270.1B(e).

(b) The following fees shall apply to combination hunting and inland fishing licenses issued by the Commission, as set forth in G.S. 113-270.1C:

- (1) Resident Annual Combination Hunting and Inland Fishing License - \$35.00.
- (2) Resident Disabled Veteran Lifetime Combination Hunting and Inland Fishing License - \$11.00.
- (3) Resident Totally Disabled Lifetime Combination Hunting and Inland Fishing License - \$11.00.

(c) The following fees shall apply to sportsman licenses issued by the Commission, as set forth in G.S. 113-270.1D:

- (1) Annual Sportsman License - \$53.00.
- (2) Infant Lifetime Sportsman License - \$212.00.
- (3) Youth Lifetime Sportsman License - \$371.00.
- (4) Adult Resident Lifetime Sportsman License - \$530.00.
- (5) Nonresident Lifetime Sportsman License - \$1,272.00.
- (6) Resident Age 50-69 Lifetime Sportsman License - \$265.00.
- ~~(6) (7)~~ Age 70 Resident Lifetime Sportsman License - \$16.00.
- ~~(7) (8)~~ Resident Disabled Veteran Lifetime Sportsman License - \$106.00.
- ~~(8) (9)~~ Resident Totally Disabled Lifetime Sportsman License - \$106.00.

(d) The following fees shall apply to hunting licenses issued by the Commission, as set forth in G.S. 113-270.2:

- (1) Resident State Hunting License - \$25.00.
- (2) Lifetime Resident Comprehensive Hunting License - \$265.00.
- (3) Controlled Hunting Preserve Hunting License - \$22.00.
- (4) Resident Annual Comprehensive Hunting License - \$39.00.
- (5) Nonresident State Hunting Licenses:
  - (A) Season License - \$100.00.
  - (B) Ten-Day License - \$80.00.
- (6) Falconry Hunting License - \$25.00.

(e) The following fees shall apply to special activity licenses issued by the Commission, as set forth in G.S. 113-270.3:

- (1) Resident Big Game Hunting License - \$14.00.
- (2) Nonresident Bear Hunting License - \$239.00.
- (3) Bear Management Stamp - \$11.00.
- (4) Nonresident Big Game Hunting License:
  - (A) Season License - \$100.00.
  - (B) Ten-Day License - \$80.00.
- (5) Bonus Antlerless Deer License - \$11.00.
- (6) Game Land License - \$16.00.
- (7) Falconry License - \$11.00.
- (8) Migratory Waterfowl Hunting License - \$14.00.
- (9) Resident American Alligator License - \$250.00.
- (10) Nonresident American Alligator License - \$500.00.
- (11) Resident Elk License - \$500.00.
- (12) Nonresident Elk License - \$1,000.00.

(f) The following fees shall apply to hunting and fishing guide licenses issued by the Commission, as set forth in G.S. 113-270.4:

- (1) Resident Hunting and Fishing Guide License - \$16.00.
- (2) Nonresident Hunting and Fishing Guide License - \$159.00.

(g) The following fees shall apply to trapping licenses issued by the Commission, as set forth in G.S. 113-270.5:

- (1) Resident State Trapping License - \$32.00.
- (2) Resident Lifetime Trapping License - \$300.00.
- (3) Nonresident State Trapping License - \$133.00.

(h) The following fees shall apply to hook-and-line licenses in inland and joint fishing waters issued by the Commission, as set forth in G.S. 113-271:

- (1) Resident State Inland Fishing License - \$25.00.
- (2) Lifetime Resident Comprehensive Inland Fishing License - \$265.00.
- (3) Nonresident State Inland Fishing License - \$45.00.
- (4) Short-Term Inland Fishing License:
  - (A) Resident 10-day Inland Fishing License - \$9.00.
  - (B) Nonresident 10-day Inland Fishing License - \$23.00.
- (5) Age 70 Resident Lifetime Inland Fishing License - \$16.00.
- (6) Resident Disabled Veteran Lifetime Inland Fishing License - \$11.00.
- (7) Resident Totally Disabled Lifetime Inland Fishing License - \$11.00.

- (8) Special Landholder and Guest Fishing License - \$106.00.
- (9) Mountain Heritage Trout Waters 3-Day Fishing License - \$8.00.
- (i) The following shall apply to special device licenses issued by the Commission, as set forth in G.S. 113-272.2:
  - (1) Resident Special Device License - \$80.00.
  - (2) Nonresident Special Device License - \$530.00.
- (j) The non-refundable fees for a collection license issued by the Commission, as set forth in G.S. 113-272.4 shall be \$10.00.
- (k) The following non-refundable fees shall apply to captivity licenses issued by the Commission, as set forth in G.S. 113-272.5:
  - (1) Captivity License for Holding - \$50.00.
  - (2) Captivity License for Rehabilitation - \$10.00.
- (l) The following non-refundable fees shall apply to dealer licenses issued by the Commission as set forth in G.S. 113-273:
  - (1) Resident Fur-dealer License - \$64.00.
  - (2) Nonresident Fur-dealer License - \$318.00.
  - (3) Fur-dealer Station License - \$128.00.
  - (4) Controlled Hunting Preserve Operator License - \$100.00.
  - (5) Controlled Hunting Preserve Rabbit Operator License - \$25.00.
  - ~~(5)~~ (6) Game Bird Propagation License - \$10.00.
  - ~~(6)~~ (7) Furbearer Propagation License - \$27.00.
  - ~~(7)~~ (8) Taxidermy License - \$50.00.
  - ~~(8)~~ (9) Taxidermy Cervid Certification - \$5.00.
  - ~~(9)~~ (10) Wildlife Control Agent License - \$50.00.
  - ~~(10)~~ (11) Alligator Control Agent Certification - \$25.00.
- (m) The following non-refundable fees shall apply to permits issued by the Commission, as set forth in G.S. 113-274:
  - (1) Possession Permit - \$10.00.
  - (2) Exportation or Importation Permit - \$10.00.
  - (3) Trophy Wildlife Sale Permit - \$10.00.
  - (4) Endangered Species Permit - \$10.00.
  - (5) Field Trial Permit - \$10.00.
- (n) Unified hunting and fishing licenses issued by the Commission, as set forth in G.S. 113-351:
  - (1) Annual Resident Unified Sportsman/Coastal Recreational Fishing License - \$69.00.
  - (2) Annual Resident Unified Inland/Coastal Recreational Fishing License - \$41.00.
  - (3) Lifetime Unified Sportsman/Coastal Recreational Fishing Licenses:
    - (A) Infant Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$292.00.
    - (B) Youth Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$477.00.
    - (C) Resident Adult Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$716.00.
    - (D) Nonresident Adult Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$1,643.00.
    - (E) Resident Age 50-69 Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$358.00.
    - ~~(E)~~ (F) Resident Age 70 Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$32.00.
    - ~~(F)~~ (G) Resident Disabled Veteran Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$117.00.
    - ~~(G)~~ (H) Resident Totally Disabled Lifetime Unified Sportsman/Coastal Recreational Fishing License - \$117.00.
  - (4) Resident Lifetime Unified Inland/Coastal Recreational Fishing License - \$477.00.
- (o) The following fees shall apply to Coastal Recreational Fishing Licenses issued by the Commission, as set forth in G.S. 113-174.2:
  - (1) Annual Resident Coastal Recreational Fishing License - \$16.00.
  - (2) Annual Nonresident Coastal Recreational Fishing License - \$32.00.
  - (3) Ten-Day Resident Coastal Recreational Fishing License - \$6.00.
  - (4) Ten-Day Nonresident Coastal Recreational Fishing License - \$11.00.
  - (5) Infant Lifetime Coastal Recreational Fishing License - \$106.00.
  - (6) Youth Lifetime Coastal Recreational Fishing License - \$159.00.
  - (7) Resident Adult Lifetime Coastal Recreational Fishing License - \$265.00.
  - (8) Nonresident Adult Lifetime Coastal Recreational Fishing License - \$530.00.
  - (9) Resident Age 70 Lifetime Coastal Recreational Fishing License - \$16.00.
  - (10) Resident Disabled Veteran Coastal Recreational Fishing License - \$11.00.
  - (11) Resident Totally Disabled Coastal Recreational Fishing License - \$11.00.

*History Note: Authority G.S. 113-270.1B(e);  
 Temporary Adoption Eff. January 1, 2020;  
 Eff. July 1, 2020.  
 Amended Eff. August 1, 2022.*

# EXHIBIT I-1

October 28, 2021



## Proposed Amendments to Inland Fisheries Rules for 2022-2023 Annual Cycle Recommended by Agency Staff for Public Notice, Comment, and Presentation at Public Hearing

### Trout

#### 1. 15A NCAC 10C .0205

Clarify the boundaries of Catch and Release/Artificial Flies and Lures Only Trout Waters on the Tuckasegee River in Jackson County. This proposal will not add or remove any Public Mountain Trout Waters.

**Justification:** The current description for this reach is unclear because the lower boundary uses the family name of a private landowner, and the Tuckasegee River is more commonly referred to as the East Fork Tuckasegee River.

*15A NCAC 10C .0205 Public Mountain Trout Waters (page 3-11)*

#### 2. 15A NCAC 10C .0205

Reclassify the following waters from Wild Trout Waters/Natural Bait to Wild Trout Waters:

- Game lands portions of North Shoal Creek in Cherokee County
- Deep Creek in Graham County
- Game lands portion of Lower Fowler Creek in Jackson County
- Game lands portion of Jarrett Creek in Macon County
- Game lands portion of Overflow Creek in Macon County

This proposal will not remove any water from Public Mountain Trout Waters.

**Justification:** The listed waters are currently classified as Wild Trout/Natural Bait. The Wild Trout/Natural Bait classification is similar to the game lands default Wild Trout rules, except anglers are allowed to use natural bait. The natural bait exception is intended to diversify angler opportunity and experience; however, these waters are rarely fished by anglers using natural bait. Therefore, the Wild Trout/Natural Bait classification on the above listed waters adds complexity to Public Mountain Trout Waters regulations without improving the management of the resource.

*15A NCAC 10C .0205 Public Mountain Trout Waters (page 3-11)*

#### 3. 15A NCAC 10C .0205

Modify the lower boundary of Hatchery Supported Trout Waters on Spring Creek in Madison County. The proposed reach will be from junction of N.C. 209 and N.C. 63 to the confluence with Meadow Fork. This proposal will remove 0.9 miles from Public Mountain Trout Waters.

**Justification:** The landowner at the current lower Hatchery Supported boundary on Spring Creek has posted their property against trespass and requested that the property be removed from Public Mountain Trout Waters.

*15A NCAC 10C .0205 Public Mountain Trout Waters (page 3-11)*

**4. 15A NCAC 10C .0205**

Modify the upper boundary of Delayed Harvest Trout Waters on Helton Creek in Ashe County. The proposed reach will be from 900 yards upstream of SR 1372 bridge to the North Fork New River. This change will add approximately 0.5 miles of water to Public Mountain Trout Waters.

**Justification:** The upper boundary of Delayed Harvest Trout Waters on Helton Creek was moved downstream in the 2019-2020 regulation cycle in response to private property on the upper end of the creek being posted against trespassing. The SR 1372 bridge was chosen as the new upper boundary given that it is a recognizable landmark, but after this change was made, the landowner immediately upstream of the SR 1372 bridge requested that the water along their property be added back to Public Mountain Trout Waters.

*15A NCAC 10C .0205 Public Mountain Trout Waters (page 3-11)*

**5. 15A NCAC 10C .0205**

Modify the upper boundary of the Hatchery Supported Trout Waters on the Linville River in Avery County. The proposed reach will be from SR 1504 to the Blue Ridge Parkway boundary line, except where posted against trespassing. This change will remove approximately 0.5 miles of water from Public Mountain Trout Waters.

**Justification:** The portion of Linville River from Linville Land Harbor dam to SR 1504 flows through private property posted against trespassing. The landowner contacted fisheries staff to complain about anglers trespassing through their property to access the Linville River. This proposal will help eliminate trespassing conflicts.

*15A NCAC 10C .0205 Public Mountain Trout Waters (page 3-11)*

**Striped Bass**

**6. 15A NCAC 10C .0314**

Increase the minimum size limit for Striped Bass and its hybrids from 16 inches to 20 inches in Lake Norman. The daily creel limit will remain four fish in combination.

**Justification:** Biological data for Lake Norman Hybrid Striped Bass indicate that the population grows at a fast rate within the first 3 years and maintains an above average condition for a Lake Norman fishery. Tagging model data indicate that anglers are harvesting fish at an extremely high rate. Early data analysis indicates that harvest rates are between 60-80% annually. Due to early fast growth and high harvest rates of Hybrid Striped Bass, anglers have requested that the minimum size limit be increased to allow fish to stay in the lake for at least one more year. Biological data indicate that the fishery can sustain this increase in the minimum size limit. It may also allow fish to gain a larger individual size and the overall population size to increase.

*15A NCAC 10C .0314 Striped Bass (page 12)*

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

(a) For purposes of this Rule, the following definitions apply:

- (1) "Natural bait" means any living or dead organism (plant or animal), or parts thereof, or prepared substances designed to attract fish by the sense of taste or smell.
- (2) "Single hook" means a fish hook with only one point.
- (3) "Artificial lure" means a fishing lure that neither contains nor has been treated by any substance that attracts fish by the sense of taste or smell.
- (4) "Artificial fly" means one single hook dressed with feathers, hair, thread, tinsel, rubber, or any similar material to which no additional hook, spinner, spoon or similar device is added.
- (5) "Youth anglers" are individuals under 18 years of age.

(b) For purposes of this Rule, 15A NCAC 10C .0316, and 15A NCAC 10D .0104, the following classifications apply:

- (1) "Public Mountain Trout Waters" are all waters included in this Rule and so designated in 15A NCAC 10D .0104.
- (2) "Catch and Release/Artificial Flies and Lures Only Trout Waters" are Public Mountain Trout Waters where only artificial flies and lures having one single hook may be used. No trout may be possessed or harvested while fishing these streams. Waters designated as such include tributaries unless otherwise noted.
- (3) "Delayed Harvest Trout Waters" are Public Mountain Trout Waters where between October 1 and one-half hour after sunset on the Friday before the first Saturday of the following June, it is unlawful to possess natural bait, use more than one single hook on an artificial lure, or harvest or possess trout while fishing. From 6:00 a.m. on the first Saturday in June until noon that same day, only youth anglers may fish and these waters have no bait or lure restrictions. From noon on the first Saturday in June until October 1, anglers of all ages may fish and these waters have no bait or lure restrictions. Waters designated as such do not include tributaries unless otherwise noted.
- (4) "Hatchery Supported Trout Waters" are Public Mountain Trout Waters that have no bait or lure restrictions. Waters designated as such do not include tributaries unless otherwise noted.
- (5) "Special Regulation Trout Waters" are Public Mountain Trout Waters where watercourse-specific regulations apply. Waters designated as such do not include tributaries unless otherwise noted.
- (6) "Wild Trout Waters" are Public Mountain Trout Waters which are identified as such in this Rule or 15A NCAC 10D .0104. Only artificial lures having only one single hook may be used. No person shall possess natural bait while fishing these waters. Waters designated as such do not include tributaries unless otherwise noted.
- (7) "Wild Trout Waters/Natural Bait" are Public Mountain Trout Waters where all artificial lures and natural baits, except live fish, may be used provided they are fished using only one single hook. Waters designated as such include tributaries unless otherwise noted.
- (8) "Undesignated Waters" are all other waters in the State. These waters have no bait or lure restrictions.

(c) Seasons, creel, and size limits. Seasons, creel, and size limits for trout in all waters are listed in Rule .0316 of this Subchapter.

(d) Classifications. This Paragraph designates waters in each county that have a specific classification. Waters on game lands are so designated in 15A NCAC 10D .0104, unless otherwise indicated in this Paragraph. All other waters are classified as Undesignated Waters.

- (1) Alleghany
  - (A) Delayed Harvest Trout Waters are as follows:  
Little River (S.R. 1133 bridge to 275 yards downstream of the intersection of S.R. 1128 and S.R. 1129 [marked by a sign on each bank])
  - (B) Hatchery Supported Trout Waters are as follows:  
Big Pine Creek  
Bledsoe Creek  
Brush Creek (N.C. 21 bridge to confluence with Little River, except where posted against trespassing)  
Cranberry Creek  
(Big) Glade Creek  
Little River (275 yards downstream from the intersection of S.R. 1128 and S.R. 1129 [marked by a sign on each bank] to McCann Dam)  
Meadow Fork  
Pine Swamp Creek  
Piney Fork  
Prathers Creek
  - (C) Wild Trout Waters are as follows:  
All waters located on Stone Mountain State Park
- (2) Ashe County



- (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:  
Big Horse Creek (Virginia state line to Mud Creek at S.R. 1363, excluding tributaries)
- (B) Delayed Harvest Trout Waters are as follows:  
Big Horse Creek (S.R. 1324 bridge to North Fork New River)  
Helton Creek (~~SR~~ 900 yards upstream of SR 1372 bridge [marked by a sign on each bank] to North Fork New River)  
South Fork New River (upstream end of Todd Island to the SR 1351 bridge)  
Trout Lake
- (C) Hatchery Supported Trout Waters are as follows:  
Beaver Creek (N.C. 221 to confluence of Beaver Creek and South Beaver Creek)  
Big Horse Creek (Mud Creek at S.R. 1363 to S.R. 1324 bridge)  
Big Laurel Creek (S.R. 1315 bridge to confluence with North Fork New River)  
Buffalo Creek (S.R. 1133 bridge to N.C. 194-88 bridge)  
Cranberry Creek (Alleghany Co. line to South Fork New River)  
Nathans Creek  
North Fork New River (Watauga Co. line to Sharp Dam)  
Old Fields Creek (N.C. 221 to South Fork New River)  
Peak Creek (headwaters to Trout Lake, except Blue Ridge Parkway waters)  
Roan Creek  
Three Top Creek
- (3) Avery County
  - (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:  
Elk River (portion on Lees-McRae College property, excluding the millpond)  
Lost Cove Creek (game land portion, excluding Gragg Prong and Rockhouse Creek) Wilson Creek (game land portion)
  - (B) Hatchery Supported Trout Waters are as follows:  
Boyde Coffey Lake  
Elk River (S.R. 1305 crossing immediately upstream of Big Falls to the Tennessee state line)  
Linville River (~~Land Harbor line [below dam]~~ S.R. 1504 to the Blue Ridge Parkway boundary line, except where posted against trespassing)  
Milltimber Creek  
North Toe River — upper (Watauga St. to Roby Shoemaker Wetlands and Family Recreational Park, except where posted against trespassing)  
North Toe River — lower (S.R. 1164 to Mitchell Co. line, except where posted against trespassing)  
Squirrel Creek  
Wildcat Lake
  - (C) Wild Trout Waters are as follows:  
Birchfield Creek  
Cow Camp Creek  
Cranberry Creek (headwaters to U.S. 19E/N.C. 194 bridge)  
Gragg Prong  
Horse Creek  
Kentucky Creek  
North Harper Creek  
Plumtree Creek  
Roaring Creek  
Rockhouse Creek  
Shawneehaw Creek (portion adjacent to Banner Elk Greenway)  
South Harper Creek  
Webb Prong
- (4) Buncombe County
  - (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:  
Carter Creek (game land portion)
  - (B) Hatchery Supported Trout Waters are as follows:  
Bent Creek (headwaters to N.C. Arboretum boundary line)  
Cane Creek (headwaters to S.R. 3138 bridge)

- Corner Rock Creek (Little Andy Creek to confluence with Walker Branch)
  - Dillingham Creek (Corner Rock Creek to Ivy Creek)
  - Ivy Creek (Ivy River)(Dillingham Creek to U.S. 19-23 bridge)
  - Lake Powhatan
  - Reems Creek (Sugar Camp Fork to U.S. 19-23 bridge, except where posted against trespassing)
  - Rich Branch (downstream from the confluence with Rocky Branch)
  - Stony Creek
  - Swannanoa (S.R. 2702 bridge near Ridgecrest to Wood Avenue bridge [intersection of N.C. 81 and U.S. 74A in Asheville], except where posted against trespassing)
- (5) Burke County
  - (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
    - Henry Fork (portion on South Mountains State Park)
  - (B) Delayed Harvest Trout Waters are as follows:
    - Jacob Fork (Shinny Creek to lower South Mountains State Park boundary)
  - (C) Hatchery Supported Trout Waters are as follows:
    - Carroll Creek (game land portion above S.R. 1405)
    - Henry Fork (lower South Mountain State Park line downstream to S.R. 1919 at Ivy Creek)
    - Linville River portion within Linville Gorge Wilderness area and portion below Lake James powerhouse from upstream bridge on S.R. 1223 to Muddy Creek)
  - (D) Special Regulation Trout Waters are as follows:
    - Catawba River (Muddy Creek to City of Morganton water intake dam)
  - (E) Wild Trout Waters are as follows:
    - All waters located on South Mountains State Park, except those waters identified in Parts A and B of this Subparagraph
- (6) Caldwell County
  - (A) Delayed Harvest Trout Waters are as follows:
    - Wilson Creek (game land portion below Lost Cove Creek to Philips Branch)
  - (B) Hatchery Supported Trout Waters are as follows:
    - Boone Fork Pond
    - Buffalo Creek (mouth of Joes Creek to McCloud Branch)
    - Joes Creek (first falls upstream of S.R. 1574 to confluence with Buffalo Creek)
    - Wilson Creek (Phillips Branch to Brown Mountain Beach Dam, except where posted against trespassing)
    - Yadkin River (Happy Valley Ruritan Community Park to S.R. 1515)
  - (C) Wild Trout Waters are as follows:
    - Buffalo Creek (Watauga Co. line to Long Ridge Branch including game land tributaries)
    - Joes Creek (Watauga Co. line to first falls upstream of the end of S.R. 1574)
    - Rockhouse Creek
- (7) Cherokee County
  - (A) Hatchery Supported Trout Waters are as follows:
    - Davis Creek (confluence of Bald and Dockery creeks to Hanging Dog Creek)
    - Hyatt Creek (Big Dam Branch to Valley River)
    - Junaluska Creek (Ashturn Creek to Valley River)
    - Shuler Creek (Joe Brown Hwy [S.R. 1325] bridge to Tennessee state line)
    - Valley River (S.R. 1359 to U.S. 19 Business bridge in Murphy)
  - (B) Special Regulation Trout Waters are as follows:
    - Apalachia Reservoir
  - (C) Wild Trout Waters/Natural Bait are as follows:
    - Bald Creek (game land portion)
    - Dockery Creek (game land portion)
    - ~~North Shoal Creek (game land portion)~~
- (8) Clay County
  - (A) Delayed Harvest Trout Waters are as follows:
    - Fires Creek (Rockhouse Creek to the foot bridge in the USFS Fires Creek Picnic Area)
  - (B) Hatchery Supported Trout Waters are as follows:
    - Buck Creek (game land portion downstream of U.S. 64 bridge)
    - Fires Creek (foot bridge in the USFS Fires Creek Picnic Area to S.R. 1300)

- Tusquitee Creek (Compass Creek to lower S.R. 1300 bridge)
- (9) Graham County
- (A) Delayed Harvest Trout Waters are as follows:  
(Big) Snowbird Creek (USFS footbridge at the old railroad junction to USFS Rd. 2579)
- (B) Hatchery Supported Trout Waters are as follows:  
Calderwood Reservoir (Cheoah Dam to Tennessee state line)  
Cheoah Reservoir  
Panther Creek (confluence of Stand Creek and Rock Creek to Lake Fontana)  
Santeetlah Creek (Johns Branch to Lake Santeetlah)  
(Big) Snowbird Creek (USFS Road 2579 to S.R. 1127 bridge)  
Stecoah Creek (upper game land boundary to Lake Fontana)  
Tulula Creek (S.R. 1201 to lower bridge on S.R. 1275)  
West Buffalo Creek  
Yellow Creek (Lake Santeetlah hydropower pipeline to Cheoah River)
- (C) Wild Trout Waters are as follows:  
Little Buffalo Creek  
South Fork Squally Creek  
Squally Creek
- (D) Wild Trout Waters/Natural Bait are as follows:  
~~Deep Creek~~  
Long Creek (game land portion)
- (10) Haywood County
- (A) Delayed Harvest Trout Waters are as follows:  
West Fork Pigeon River (Queen Creek to the first game land boundary upstream of Lake Logan)
- (B) Hatchery Supported Trout Waters are as follows:  
Cold Springs Creek (Fall Branch to Pigeon River)  
Jonathan Creek (upstream S.R. 1302 bridge to Pigeon River, except where posted against trespassing)  
Pigeon River (Stamey Cove Branch to upstream U.S. 19-23 bridge)  
Richland Creek (Russ Avenue [U.S. 276] bridge to U.S. 19 bridge)  
West Fork Pigeon River (Tom Creek to Queen Creek, including portions on game lands, except Middle Prong)
- (C) Wild Trout Waters/Natural Bait are as follows:  
Hurricane Creek
- (11) Henderson County
- (A) Delayed Harvest Trout Waters are as follows:  
North Fork Mills River (game land portion below the Hendersonville watershed dam)
- (B) Hatchery Supported Trout Waters are as follows:  
(Rocky) Broad River (end of S.R. 1611 to Rutherford County line)  
Cane Creek (railroad bridge upstream of S.R. 1551 bridge to U.S. 25 bridge)  
Clear Creek (Laurel Fork to S.R. 1582)  
Green River (Lake Summit powerhouse to game land boundary)  
(Big) Hungry River (S.R. 1885 to Green River)
- (12) Jackson County
- (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:  
Flat Creek  
(East Fork) Tuckasegee River (upstream from the Clark property) (game lands portion upstream of Tanasee Creek Lake, including Duke Energy powerline corridor)
- (B) Delayed Harvest Trout Waters are as follows:  
Tuckasegee River (downstream N.C. 107 bridge to the falls located 275 yards upstream of the U.S. 23-441 bridge [marked by a sign on each bank])
- (C) Hatchery Supported Trout Waters are as follows:  
Balsam Lake  
Bear Creek Lake  
Cedar Cliff Lake  
Cullowhee Creek (Tilley Creek to Tuckasegee River)  
Dark Ridge Creek (Jones Creek to Scott Creek)

- Greens Creek (Greens Creek Baptist Church on S.R. 1370 to Savannah Creek)  
 Savannah Creek (Shell Branch to Cagle Branch)  
 Scott Creek (Dark Ridge Creek to Tuckasegee River, except where posted against trespassing)  
 Tanasee Creek Lake  
 Tuckasegee River — upper (John Brown Branch to the downstream N.C. 107 bridge)  
 Tuckasegee River — lower (falls located 275 yards upstream of U.S. 23-441 bridge [marked by a sign on each bank] to S.R. 1534 bridge at Wilmot)  
 Wolf Creek Lake
- (D) Wild Trout Waters are as follows:  
 Gage Creek  
 North Fork Scott Creek  
 Tanasee Creek  
 Whitewater River (downstream from Silver Run Creek to South Carolina state line)  
 Wolf Creek (except Balsam Lake and Wolf Creek Lake)
- (E) Wild Trout Waters/Natural Bait are as follows:  
 Chattooga River (S.R. 1100 bridge to the South Carolina state line)  
~~Lower Fowler Creek (game land portion)~~  
 Scotsman Creek (game land portion)
- (13) Macon County
- (A) Delayed Harvest Trout Waters are as follows:  
 Nantahala River (Whiteoak Creek to Nantahala hydropower discharge canal)
- (B) Hatchery Supported Trout Waters are as follows:  
 Burningtown Creek (Left Prong to Little Tennessee River)  
 Cartoogechaye Creek (downstream U.S. 64 bridge to Little Tennessee River)  
 Cliffside Lake  
 Cullasaja River (Sequoyah Dam to U.S. 64 bridge near junction of S.R. 1672)  
 Nantahala River — upper (Dicks Creek to Whiteoak Creek)  
 Nantahala River — lower (Nantahala hydropower discharge canal to Swain Co. line)  
 Queens Creek Lake
- (C) Wild Trout Waters/Natural Bait are as follows:  
 Chattooga River (S.R. 1100 bridge to South Carolina state line)  
~~Jarrett Creek (game land portion)~~  
 Kimsey Creek  
~~Overflow Creek (game land portion)~~  
 Park Creek  
 Tellico Creek (game land portion)  
 Turtle Pond Creek (game land portion)
- (14) Madison County
- (A) Delayed Harvest Trout Waters are as follows:  
 Big Laurel Creek (N.C. 208 bridge to the U.S. 25-70 bridge)  
 Shelton Laurel Creek (N.C. 208 bridge at Belva to the confluence with Big Laurel Creek)  
 Spring Creek (N.C. 209 bridge at Hot Springs city limits to iron bridge at end of Andrews Ave.)
- (B) Hatchery Supported Trout Waters are as follows:  
 Big Laurel Creek (Puncheon Fork to the S.R. 1318 [Big Laurel Rd.] bridge downstream of Bearpen Branch)  
 Big Pine Creek (S.R. 1151 bridge to French Broad River)  
 Little Ivy Creek (confluence of Middle Fork and Paint Fork at Beech Glen to confluence with Ivy Creek at Forks of Ivy)  
 Max Patch Pond  
 Meadow Fork (Meadow Fork Campground to Spring Creek)  
 Puncheon Fork (Wolf Laurel Branch to Big Laurel Creek)  
 Roaring Fork (Fall Branch to Meadow Fork)  
 Shelton Laurel Creek (confluence of Big Creek and Mill Creek to N.C. 208 bridge at Belva)  
 Shut-in Creek  
 Spillcorn Creek  
 Spring Creek (junction of N.C. 209 and N.C. 63 to ~~USFS Rd. 223~~ the confluence with Meadow Fork)  
 West Fork Shut-in Creek (lower game land boundary to confluence with East Fork Shut-in Creek)

- (C) Wild Trout Waters/Natural Bait are as follows:  
Big Creek (headwaters to the lower game land boundary)
- (15) McDowell County
  - (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:  
Newberry Creek (game land portion)
  - (B) Delayed Harvest Trout Waters are as follows:  
Catawba River (portion adjacent to Marion Greenway)  
Curtis Creek (game land portion downstream of the USFS boundary at Deep Branch)  
Mill Creek (U.S. 70 bridge to I-40 bridge)
  - (C) Hatchery Supported Trout Waters are as follows:  
Armstrong Creek (Cato Holler line downstream to upper Greenlee line)  
Catawba River (Catawba Falls Campground to Old Fort Recreation Park)  
Little Buck Creek (game land portion)  
North Fork Catawba River (headwaters to North Cove School at S.R. 1569 bridge)
- (16) Mitchell County
  - (A) Delayed Harvest Trout Waters are as follows:  
Cane Creek (N.C. 226 bridge to S.R. 1189 bridge)  
North Toe River (U.S. 19E bridge to N.C. 226 bridge)
  - (B) Hatchery Supported Trout Waters are as follows:  
Big Rock Creek (headwaters to N.C. 226 bridge at S.R. 1307 intersection)  
Cane Creek (S.R. 1219 to N.C. 226 bridge)  
East Fork Grassy Creek  
Grassy Creek (East Fork Grassy Creek to mouth)  
Little Rock Creek (Green Creek bridge to Big Rock Creek, except where posted against trespassing)  
North Toe River (Avery Co. line to S.R. 1121 bridge)
  - (C) Wild Trout Waters are as follows:  
Green Creek (headwaters to Green Creek bridge, except where posted against trespassing)  
Little Rock Creek (above Green Creek bridge, including all tributaries, except where posted against trespassing)  
Wiles Creek (game land boundary to mouth)
- (17) Polk County
  - (A) Delayed Harvest Trout Waters are as follows:  
Green River (Fishtop Falls Access Area to the confluence with Cove Creek)
  - (B) Hatchery Supported Trout Waters are as follows:  
Green River (Mouth of Cove Creek to the natural gas pipeline crossing)  
North Pacolet River (Joels Creek to N.C. 108 bridge)
- (18) Rutherford County
  - (A) Hatchery Supported Trout Waters are as follows:  
(Rocky) Broad River (Henderson Co. line to U.S. 64/74 bridge, except where posted against trespassing)
- (19) Stokes County
  - (A) Hatchery Supported Trout Waters are as follows:  
Dan River (Virginia state line downstream to a point 200 yards below the end of S.R. 1421)
- (20) Surry County
  - (A) Delayed Harvest Trout Waters are as follows:  
Ararat River (portion adjacent to the Ararat River Greenway)  
Mitchell River (0.6 miles upstream of the end of S.R. 1333 to the lowermost bridge on S.R. 1330)
  - (B) Hatchery Supported Trout Waters are as follows:  
Ararat River (S.R. 1727 bridge downstream to the N.C. 103 bridge)  
Big Elkin Creek (dam 440 yards upstream of N.C. 268 bridge to a point 265 yards downstream of N.C. 268 [marked by a sign on each bank])  
Fisher River (Cooper Creek)(Virginia state line to I-77 bridge)  
Little Fisher River (Virginia state line to N.C. 89 bridge)  
Lovills Creek (U.S. 52 Business bridge to Ararat River)  
Pauls Creek (Virginia state line to .3 miles below S.R. 1625 bridge)
- (21) Swain County
  - (A) Delayed Harvest Waters Trout Waters are as follows:

- Tuckasegee River (U.S. 19 bridge to Slope Street bridge)
- (B) Hatchery Supported Trout Waters are as follows:
  - Alarka Creek (game land boundary to Fontana Reservoir)
  - Calderwood Reservoir (Cheoah Dam to Tennessee state line)
  - Cheoah Reservoir
  - Connelly Creek (Camp Branch to Tuckasegee River)
  - Deep Creek (Great Smoky Mountains National Park Boundary line to Tuckasegee River)
  - Nantahala River (Macon Co. line to existing Fontana Lake water level)
- (22) Transylvania County
  - (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
    - Davidson River (headwaters to Avery Creek, excluding Avery Creek, Looking Glass Creek and Grogan Creek)
  - (B) Delayed Harvest Trout Waters are as follows:
    - East Fork French Broad River (East Fork Baptist Church to the downstream S.R. 1107 bridge)
    - Little River (confluence of Lake Dense to 100 yards downstream of Hooker Falls)
  - (C) Hatchery Supported Trout Waters are as follows:
    - Davidson River (Avery Creek to lower USFS boundary)
    - French Broad River (confluence of North Fork French Broad River and West Fork)
    - French Broad River to the Island Ford Rd. [S.R. 1110] Access Area
    - Middle Fork French Broad River (upstream U.S. 178 bridge to French Broad River)
    - West Fork French Broad River (S.R. 1312 to confluence with North Fork French Broad River)
  - (D) Wild Trout Waters are as follows:
    - All waters located on Gorges State Park
    - Whitewater River (downstream from Silver Run Creek to South Carolina state line)
  - (E) Wild Trout Waters/Natural Bait are as follows:
    - North Fork French Broad River (game land portion downstream of S.R. 1326)
    - Thompson River (S.R. 1152 to South Carolina state line, except where posted against trespassing)
- (23) Watauga County
  - (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
    - Laurel Creek (confluence of North and South Fork Laurel creeks to Elk Creek, excluding tributaries)
    - Pond Creek (headwaters to Locust Ridge Rd. bridge, excluding the pond adjacent to Coffee Lake)
  - (B) Delayed Harvest Trout Waters are as follows:
    - Lake Coffey
    - Watauga River – upper (S.R. 1114 bridge to the Valle Crucis Community Park lower boundary)
    - Watauga River – lower (S.R. 1103 bridge to confluence with Laurel Creek)
  - (C) Hatchery Supported Trout Waters are as follows:
    - Beaverdam Creek (confluence of Beaverdam Creek and Little Beaverdam Creek to an unnamed tributary adjacent to the intersection of S.R. 1201 and S.R. 1203)
    - Beech Creek
    - Buckeye Creek (Buckeye Creek Reservoir dam to Grassy Gap Creek)
    - Buckeye Creek Reservoir
    - Cove Creek (S.R. 1233 bridge at Zionville to S.R. 1214 bridge at Sherwood)
    - Dutch Creek (second bridge on S.R. 1134 to mouth)
    - Elk Creek (S.R. 1510 bridge at Triplett to Wilkes Co. line, except where posted against trespassing)
    - Laurel Creek (S.R. 1123 bridge at S.R. 1157 intersection to Watauga River)
    - Meat Camp Creek (S.R. 1340 bridge at S.R. 1384 intersection to N.C. 194)
    - Middle Fork New River (adjacent to intersection of S.R. 1539 and U.S. 321 to South Fork New River)
    - Norris Fork Creek
    - South Fork New River (canoe launch 70 yards upstream of U.S. 421 bridge to lower boundary of Brookshire Park)
    - Stony Fork (S.R. 1500 bridge at S.R. 1505 intersection to Wilkes Co. line)
  - (D) Wild Trout Waters are as follows:
    - Dutch Creek (headwaters to second bridge on S.R. 1134)
    - Howard Creek
    - Maine Branch (headwaters to North Fork New River)
    - North Fork New River (from confluence with Maine and Mine branches to Ashe Co. line)

- Watauga River (Avery Co. line to S.R. 1580 bridge)  
Winkler Creek (lower bridge on S.R. 1549 to confluence with South Fork New River)
- (24) Wilkes County
- (A) Delayed Harvest Trout Waters are as follows:  
East Prong Roaring River (Bullhead Creek downstream to Stone Mountain State Park lower boundary)  
Elk Creek — upper (Watauga Co. line to lower boundary of the Blue Ridge Mountain Club)  
Elk Creek — lower (portion on Leatherwood Mountains development)  
Reddies River (Town of North Wilkesboro water intake dam to confluence with the Yadkin River)  
Stone Mountain Creek (from falls at Alleghany Co. line to confluence with East Prong Roaring River and Bullhead Creek)
- (B) Hatchery Supported Trout Waters are as follows:  
Basin Creek (S.R. 1730 bridge to confluence with Lovelace Creek)  
Bell Branch Pond  
Boundary Line Pond  
Cub Creek (.5 mile upstream of S.R. 2460 bridge to S.R. 1001 bridge)  
Darnell Creek (North Prong Reddies River)(downstream ford on S.R. 1569 to confluence with North Fork Reddies River)  
East Prong Roaring River (Stone Mountain State Park lower boundary to S.R. 1002 bridge)  
Fall Creek (S.R. 1300 bridge to confluence with South Prong Lewis Fork, except where posted against trespassing)  
Middle Fork Reddies River (Clear Prong)(headwaters to bridge on S.R. 1580)  
Middle Prong Roaring River (headwaters to bridge on S.R. 1736)  
North Fork Reddies River (Vannoy Creek)(headwaters to Union School bridge on S.R. 1559)  
Pike Creek  
Pike Creek Pond  
South Fork Reddies River (S.R. 1355 bridge to confluence with Middle Fork Reddies River)  
South Prong Lewis Fork (Fall Creek to U.S. 421 bridge adjacent to S.R. 1155 intersection)
- (C) Wild Trout Waters are as follows:  
All waters located on Stone Mountain State Park, except East Prong Roaring River from Bullhead Creek downstream to the Stone Mountain State Park lower boundary where Delayed Harvest Trout Waters regulations apply, and Stone Mountain Creek from falls at Alleghany County line to confluence with East Prong Roaring River and Bullhead Creek in Stone Mountain State Park where Delayed Harvest Trout Waters regulations apply
- (25) Yancey County
- (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:  
South Toe River (headwaters to Upper Creek)  
Upper Creek
- (B) Delayed Harvest Trout Waters are as follows:  
Cane River (Blackberry Ridge Rd. to downstream boundary of Cane River County Park)
- (C) Hatchery Supported Trout Waters are as follows:  
Bald Mountain Creek (except where posted against trespassing)  
Cane River (Bee Branch [S.R. 1110] to Bowlens Creek)  
Price Creek (junction of S.R. 1120 and S.R. 1121 to Indian Creek)  
South Toe River (Clear Creek to lower boundary line of Yancey Co. Recreation Park, except where posted against trespassing)
- (D) Wild Trout Waters are as follows:  
Cattail Creek (bridge at Mountain Farm Community Rd. to N.C. 197 bridge)  
Lickskillet Creek  
Middle Creek (game land boundary to mouth)

*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, 2018; August 1, 2017; August 1, 2016; August 1, 2015; August 1, 2014; August 1, 2013;*  
*August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May 1, 2007; May 1, 2006; June 1,*  
*2005;*  
*Readopted Eff. August 1, 2019;*  
*Amended Eff. August 1, 2022, August 1, 2021, August 1, 2020.*



#### **15A NCAC 10C .0314 STRIPED BASS**

- (a) The daily creel limit for Striped Bass and its hybrids is four fish in the aggregate, except in waters identified in Paragraphs (b), (e), (f), (g), (h), (i), and (j) of this Rule. The minimum size limit for these fish is 20 inches, except in waters identified in Paragraphs (b), (c), (d), (e), (f), (g), (h), (i), and (j) of this Rule. There is no closed season, except for waters identified in Paragraphs (g), (h), (i), (j), and (k) of this Rule.
- (b) In the Dan River upstream from its confluence with Bannister River to the dam at Union Street in Danville, VA and in John H. Kerr Reservoir, the daily creel limit on Striped Bass and its hybrids is two in the aggregate and the minimum size limit is 20 inches from October 1 through May 31. From June 1 through September 30, the daily creel limit on Striped Bass and its hybrids is four in the aggregate with no minimum size limit.
- (c) In Lake Gaston and Roanoke Rapids Reservoir, the minimum size limit for Striped Bass and its hybrids is 20 inches from October 1 through May 31. There is no minimum size limit for these fish from June 1 through September 30.
- (d) In ~~Lake Norman~~, Hyco Lake, Moss Lake, Mountain Island Reservoir, Oak Hollow Lake, Lake Thom-A-Lex, Lake Townsend, and Salem Lake the minimum size limit for Striped Bass and its hybrids is 16 inches.
- (e) In Lake Chatuge in Clay County, the daily creel limit is 15 in the aggregate. There is no minimum size limit, but only two may be greater than 22 inches.
- (f) In Lake Mattamuskeet, and in the Pee Dee River and its tributaries downstream from the Blewett Falls Dam to the South Carolina state line, the daily creel limit for Striped Bass and its hybrids is three fish in the aggregate, and the minimum size limit is 18 inches.
- (g) In the inland fishing waters of Neuse, Pungo, and Tar Pamlico rivers and their tributaries extending upstream to the first impoundment of the main course on the river or its tributaries, and in all other inland fishing waters east of Interstate 95 not specified in Paragraphs (f), (h), (i), and (j) of this Rule, the daily creel limit for Striped Bass and its hybrids is two fish in the aggregate. The minimum size limit is 26 inches. In these waters, the season for taking and possessing Striped Bass is closed from May 1 through September 30.
- (h) In the inland fishing waters of the Cape Fear River and its tributaries downstream of Buckhorn Dam and in the ponds associated with Martin Marietta Park in Craven County, the season for taking and possessing Striped Bass is closed year-round.
- (i) In the inland and joint fishing waters of the Roanoke River Striped Bass Management Area, as established in 15A NCAC 03R .0201 and identified in 15A NCAC 10C .0110, which includes the Roanoke, Cashie, Middle, and Eastmost rivers and their tributaries, the open season for taking and possessing Striped Bass and its hybrids is March 1 through April 30 from the joint-coastal fishing waters boundary at Albemarle Sound upstream to Roanoke Rapids Lake dam. During the open season, the daily creel limit for Striped Bass and its hybrids is ~~two one~~ fish in the aggregate, and the minimum size limit is 18 inches. No fish between 22 inches and 27 inches in length shall be possessed in the daily creel limit. ~~Only one fish larger than 27 inches may be possessed in the daily creel limit.~~
- (j) In designated inland fishing waters of Roanoke Sound, Croatan Sound, Albemarle Sound, Chowan River, Currituck Sound, Alligator River, Scuppernong River, and their tributaries (excluding the Roanoke River and Cashie River and their tributaries), the Striped Bass fishing season, size limits, and creel limits are the same as those established by rules or proclamations of the Marine Fisheries Commission in adjacent joint or coastal fishing waters.
- (k) In accordance with G.S. 113-292, the Executive Director may, by proclamation, suspend, or extend the hook-and-line season for Striped Bass in the inland and joint waters of coastal rivers and their tributaries. It is unlawful to violate the provisions of any proclamation issued under this authority.

*History Note: Authority G.S. 113-134; 113-292; 113-304; 113-305;  
Eff. November 1, 2013;  
Amended Eff. June 1, 2018; August 1, 2016; August 1, 2015; August 1, 2014;  
Readopted Eff. August 1, 2019;  
Amended Eff. August 1, 2022; August 1, 2020.*

# Exhibit I-2

October 28, 2021



## Fiscal Note for Proposed Inland Fisheries Division Rule Amendments for the Wildlife Resources Commission

**Rule Amendments:** 15A NCAC 10C .0205 Public Mountain Trout Waters  
15A NCAC 10C .0314 Striped Bass

**Agency Contact:** Ashley Pekarul  
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<b>Impact:</b>	State Government:	Yes
	Local Government:	No
	Private Impact:	Yes
	Substantial Economic Impact:	No

**Authority:** G.S. 113-134

### BACKGROUND

The wildlife resources of the State belong to the people of the State as a whole, including the enjoyment of these resources (G.S. 113-131(a)). WRC is tasked with the conservation of wildlife resources of the State (G.S. 143-239). This responsibility includes managing as equitably as possible the various competing interests regarding these resources, including the use and take of such resources (G.S. 113-131.1(a)). The statutes governing wildlife resources are found in Chapter 113, Subchapter IV of the General Statutes, and WRC has been granted rulemaking authority to implement the provisions of these statutes (G.S. 113-134).

As part of its mission, WRC conducts an annual review of its fish, wildlife, boating safety, and other regulations to determine whether such rules need to be adjusted in order to accomplish the objectives of: managing wildlife resources through a biologically sustainable harvest of such resources by hunters, trappers and anglers consistent with sound conservation objectives; ensuring the safety of the boating public; managing WRC-owned land for the conservation of wildlife resources and the enjoyment of the public; and implementing legislative directives.

A summary of the proposed rule amendments is shown below, with the full text included in Appendix A.

Many of the proposed amendments change what anglers may harvest in specific waters, where anglers may harvest certain species, and how they may harvest. Several of the proposed amendments seek to increase angling opportunity while others may prove to be more restrictive. All the proposed changes are intended to expand future angling opportunity. In the end, despite the changes, no impact to overall angling participation is expected.

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

The WRC manages approximately 5,300 miles and 2,100 acres of the State's coldwater resources within its Public Mountain Trout Waters program (PMTW), and in 2014, an estimated 148,991 anglers fished for trout in PMTW and contributed approximately \$383 million to the State's economy.<sup>1</sup> As noted within the WRC's Trout Management Plan, the purpose of PMTW is to use science-based decision making and biologically sound management principles to enhance the quality and quantity of trout populations for continued and varied angling opportunities. By designating waters as PMTW, the WRC is able to enact biologically sound management that ensures the conservation and wise use of trout resources (including efforts focused on the State's only native salmonid: Brook Trout), increase awareness of angling opportunities, invest in infrastructure that provides angling access to all anglers regardless of physical ability, produce and stock approximately 1 million trout annually to provide fisheries, and partner with local (municipalities and counties), state (North Carolina State Parks and North Carolina Forest Service), and federal entities (United States Forest Service) to manage important ecological, cultural, and economic resources.

The proposed amendment will modify the list of waters designated as PMTW and further classified as Hatchery Supported, Wild Trout, or Wild Trout Natural Bait. To reflect changes in partnerships with landowners and angler access, approximately 0.9 miles Hatchery Supported Trout Waters will be removed from PMTW. Approximately 42 miles of Wild Trout Natural Bait Waters will be reclassified to Wild Trout Waters. Changes to PMTW boundaries are necessary to clarify designations based upon partnerships with landowners, angler access, and overall trout management.

### **Fiscal Impact**

#### ***State Impact***

These proposed rule amendments will not change current on-the-ground management. Conservation biologists and technicians will change signage as part of their regular duties. The change in signage will not require more than one day, at an estimated cost to the agency of approximately \$248 (\$31/hr x 8 hrs = \$248).

Signage that requires changing will cost at most, the agency \$45 (\$0.90/sign x 50 signs). At most, signs cost \$0.90 each and no more than 50 are expected to be required for purchase.

The total cost to the agency is estimated to be around \$293 (\$248 + \$45).

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<sup>1</sup> Mountain Trout Fishing: Economic Impacts on and Contributions to North Carolina's Economy, 2015.

### *Local Impact*

This rule amendment has no anticipated local government impact.

### *Private Impact*

Changes to PMTW boundaries will result in a net loss of approximately .09 miles of PMTW from public access. While this loss is a loss of angling opportunity to the public in specific areas, it represents less than 0.02% of PMTW. The WRC does not have a mechanism to determine the specific fiscal impact of the proposed changes to private individuals. This amendment changes angler ability to use natural bait. In general, fewer people use natural bait compared to artificial in these specific streams. Reclassifying the waters simplifies the different types of classifications and by not allowing natural bait, the catch and release mortality decreases leaving more fish in the water to be caught.

## **15A NCAC 10C .0314 STRIPED BASS**

The proposed amendment to the rule will increase the minimum size limit for Striped Bass and hybrids from 16 inches to 20 inches in Lake Norman. The daily creel limit will remain four fish in combination. Due to early fast growth and high harvest rates of Hybrid Striped Bass, anglers have requested that the minimum size limit be increased to allow fish to stay in the lake for at least one more year. Biological data indicate that the fishery can sustain this increase in the minimum size limit. It may also allow fish to gain a larger individual size and the overall population size to increase.

### Fiscal Impact

#### *State Impact*

This rule amendment is anticipated to have no impact as the change is part of routine fisheries management and will not require additional staff time or resources for implementation and enforcement.

#### *Local Impact*

This rule has no anticipated local government impact.

#### *Private Impact*

Biological data indicates that the fishery can sustain this increase in the minimum size limit and may also allow fish to gain a larger individual size and the overall population size to increase. As a result, this amended size limit is intended to improve the quality of Striped Bass recreational fishing experiences in the long term, a benefit to anglers overall. While the proposed rule change will alter what anglers may harvest, they are not expected to impact overall participation in fishing. The WRC does not have a mechanism to determine the specific fiscal impact of the proposed change.

## APPENDIX A

### 15A NCAC 10C .0205 PUBLIC MOUNTAIN TROUT WATERS

(a) For purposes of this Rule, the following definitions apply:

- (1) "Natural bait" means any living or dead organism (plant or animal), or parts thereof, or prepared substances designed to attract fish by the sense of taste or smell.
- (2) "Single hook" means a fish hook with only one point.
- (3) "Artificial lure" means a fishing lure that neither contains nor has been treated by any substance that attracts fish by the sense of taste or smell.
- (4) "Artificial fly" means one single hook dressed with feathers, hair, thread, tinsel, rubber, or any similar material to which no additional hook, spinner, spoon or similar device is added.
- (5) "Youth anglers" are individuals under 18 years of age.

(b) For purposes of this Rule, 15A NCAC 10C .0316, and 15A NCAC 10D .0104, the following classifications apply:

- (1) "Public Mountain Trout Waters" are all waters included in this Rule and so designated in 15A NCAC 10D .0104.
- (2) "Catch and Release/Artificial Flies and Lures Only Trout Waters" are Public Mountain Trout Waters where only artificial flies and lures having one single hook may be used. No trout may be possessed or harvested while fishing these streams. Waters designated as such include tributaries unless otherwise noted.
- (3) "Delayed Harvest Trout Waters" are Public Mountain Trout Waters where between October 1 and one-half hour after sunset on the Friday before the first Saturday of the following June, it is unlawful to possess natural bait, use more than one single hook on an artificial lure, or harvest or possess trout while fishing. From 6:00 a.m. on the first Saturday in June until noon that same day, only youth anglers may fish and these waters have no bait or lure restrictions. From noon on the first Saturday in June until October 1, anglers of all ages may fish and these waters have no bait or lure restrictions. Waters designated as such do not include tributaries unless otherwise noted.
- (4) "Hatchery Supported Trout Waters" are Public Mountain Trout Waters that have no bait or lure restrictions. Waters designated as such do not include tributaries unless otherwise noted.
- (5) "Special Regulation Trout Waters" are Public Mountain Trout Waters where watercourse-specific regulations apply. Waters designated as such do not include tributaries unless otherwise noted.
- (6) "Wild Trout Waters" are Public Mountain Trout Waters which are identified as such in this Rule or 15A NCAC 10D .0104. Only artificial lures having only one single hook may be used. No person shall possess natural bait while fishing these waters. Waters designated as such do not include tributaries unless otherwise noted.
- (7) "Wild Trout Waters/Natural Bait" are Public Mountain Trout Waters where all artificial lures and natural baits, except live fish, may be used provided they are fished using only one single hook. Waters designated as such include tributaries unless otherwise noted.
- (8) "Undesignated Waters" are all other waters in the State. These waters have no bait or lure restrictions.

(c) Seasons, creel, and size limits. Seasons, creel, and size limits for trout in all waters are listed in Rule .0316 of this Subchapter.

(d) Classifications. This Paragraph designates waters in each county that have a specific classification. Waters on game lands are so designated in 15A NCAC 10D .0104, unless otherwise indicated in this Paragraph. All other waters are classified as Undesignated Waters.

- (1) Alleghany
  - (A) Delayed Harvest Trout Waters are as follows:  
Little River (S.R. 1133 bridge to 275 yards downstream of the intersection of S.R. 1128 and S.R. 1129 [marked by a sign on each bank])
  - (B) Hatchery Supported Trout Waters are as follows:  
Big Pine Creek  
Bledsoe Creek

## APPENDIX A

- 1 Brush Creek (N.C. 21 bridge to confluence with Little River, except where posted against
- 2 trespassing)
- 3 Cranberry Creek
- 4 (Big) Glade Creek
- 5 Little River (275 yards downstream from the intersection of S.R. 1128 and S.R. 1129
- 6 [marked by a sign on each bank] to McCann Dam)
- 7 Meadow Fork
- 8 Pine Swamp Creek
- 9 Piney Fork
- 10 Prathers Creek
- 11 (C) Wild Trout Waters are as follows:
- 12 All waters located on Stone Mountain State Park
- 13 (2) Ashe County
- 14 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
- 15 Big Horse Creek (Virginia state line to Mud Creek at S.R. 1363, excluding tributaries)
- 16 (B) Delayed Harvest Trout Waters are as follows:
- 17 Big Horse Creek (S.R. 1324 bridge to North Fork New River)
- 18 Helton Creek (~~SR~~ 900 yards upstream of SR 1372 bridge [marked by a sign on each bank]
- 19 to North Fork New River)
- 20 South Fork New River (upstream end of Todd Island to the SR 1351 bridge)
- 21 Trout Lake
- 22 (C) Hatchery Supported Trout Waters are as follows:
- 23 Beaver Creek (N.C. 221 to confluence of Beaver Creek and South Beaver Creek)
- 24 Big Horse Creek (Mud Creek at S.R. 1363 to S.R. 1324 bridge)
- 25 Big Laurel Creek (S.R. 1315 bridge to confluence with North Fork New River)
- 26 Buffalo Creek (S.R. 1133 bridge to N.C. 194-88 bridge)
- 27 Cranberry Creek (Alleghany Co. line to South Fork New River)
- 28 Nathans Creek
- 29 North Fork New River (Watauga Co. line to Sharp Dam)
- 30 Old Fields Creek (N.C. 221 to South Fork New River)
- 31 Peak Creek (headwaters to Trout Lake, except Blue Ridge Parkway waters)
- 32 Roan Creek
- 33 Three Top Creek
- 34 (3) Avery County
- 35 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
- 36 Elk River (portion on Lees-McRae College property, excluding the millpond)
- 37 Lost Cove Creek (game land portion, excluding Gragg Prong and Rockhouse Creek)
- 38 Wilson Creek (game land portion)
- 39 (B) Hatchery Supported Trout Waters are as follows:
- 40 Boyde Coffey Lake
- 41 Elk River (S.R. 1305 crossing immediately upstream of Big Falls to the Tennessee state
- 42 line)
- 43 Linville River (~~Land Harbor line [below dam]~~ (S.R. 1504 to the Blue Ridge Parkway
- 44 boundary line, except where posted against trespassing)
- 45 Milltimber Creek
- 46 North Toe River — upper (Watauga St. to Roby Shoemaker Wetlands and Family
- 47 Recreational Park, except where posted against trespassing)
- 48 North Toe River — lower (S.R. 1164 to Mitchell Co. line, except where posted against
- 49 trespassing)
- 50 Squirrel Creek

## APPENDIX A

- 1 Wildcat Lake
- 2 (C) Wild Trout Waters are as follows:
- 3 Birchfield Creek
- 4 Cow Camp Creek
- 5 Cranberry Creek (headwaters to U.S. 19E/N.C. 194 bridge)
- 6 Gragg Prong
- 7 Horse Creek
- 8 Kentucky Creek
- 9 North Harper Creek
- 10 Plumtree Creek
- 11 Roaring Creek
- 12 Rockhouse Creek
- 13 Shawneehaw Creek (portion adjacent to Banner Elk Greenway)
- 14 South Harper Creek
- 15 Webb Prong
- 16 (4) Buncombe County
- 17 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
- 18 Carter Creek (game land portion)
- 19 (B) Hatchery Supported Trout Waters are as follows:
- 20 Bent Creek (headwaters to N.C. Arboretum boundary line)
- 21 Cane Creek (headwaters to S.R. 3138 bridge)
- 22 Corner Rock Creek (Little Andy Creek to confluence with Walker Branch)
- 23 Dillingham Creek (Corner Rock Creek to Ivy Creek)
- 24 Ivy Creek (Ivy River)(Dillingham Creek to U.S. 19-23 bridge)
- 25 Lake Powhatan
- 26 Reems Creek (Sugar Camp Fork to U.S. 19-23 bridge, except where posted against
- 27 trespassing)
- 28 Rich Branch (downstream from the confluence with Rocky Branch)
- 29 Stony Creek
- 30 Swannanoa (S.R. 2702 bridge near Ridgecrest to Wood Avenue bridge [intersection of
- 31 N.C. 81 and U.S. 74A in Asheville], except where posted against trespassing)
- 32 (5) Burke County
- 33 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
- 34 Henry Fork (portion on South Mountains State Park)
- 35 (B) Delayed Harvest Trout Waters are as follows:
- 36 Jacob Fork (Shinny Creek to lower South Mountains State Park boundary)
- 37 (C) Hatchery Supported Trout Waters are as follows:
- 38 Carroll Creek (game land portion above S.R. 1405)
- 39 Henry Fork (lower South Mountain State Park line downstream to S.R. 1919 at Ivy Creek)
- 40 Linville River portion within Linville Gorge Wilderness area and portion below Lake
- 41 James powerhouse from upstream bridge on S.R. 1223 to Muddy Creek)
- 42 (D) Special Regulation Trout Waters are as follows:
- 43 Catawba River (Muddy Creek to City of Morganton water intake dam)
- 44 (E) Wild Trout Waters are as follows:
- 45 All waters located on South Mountains State Park, except those waters identified in Parts
- 46 A and B of this Subparagraph
- 47 (6) Caldwell County
- 48 (A) Delayed Harvest Trout Waters are as follows:
- 49 Wilson Creek (game land portion below Lost Cove Creek to Philips Branch)
- 50 (B) Hatchery Supported Trout Waters are as follows:

## APPENDIX A

- 1 Boone Fork Pond
- 2 Buffalo Creek (mouth of Joes Creek to McCloud Branch)
- 3 Joes Creek (first falls upstream of S.R. 1574 to confluence with Buffalo Creek)
- 4 Wilson Creek (Phillips Branch to Brown Mountain Beach Dam, except where posted
- 5 against trespassing)
- 6 Yadkin River (Happy Valley Ruritan Community Park to S.R. 1515)
- 7 (C) Wild Trout Waters are as follows:
- 8 Buffalo Creek (Watauga Co. line to Long Ridge Branch including game land tributaries)
- 9 Joes Creek (Watauga Co. line to first falls upstream of the end of S.R. 1574)
- 10 Rockhouse Creek
- 11 (7) Cherokee County
- 12 (A) Hatchery Supported Trout Waters are as follows:
- 13 Davis Creek (confluence of Bald and Dockery creeks to Hanging Dog Creek)
- 14 Hyatt Creek (Big Dam Branch to Valley River)
- 15 Junaluska Creek (Ashturn Creek to Valley River)
- 16 Shuler Creek (Joe Brown Hwy [S.R. 1325] bridge to Tennessee state line)
- 17 Valley River (S.R. 1359 to U.S. 19 Business bridge in Murphy)
- 18 (B) Special Regulation Trout Waters are as follows:
- 19 Apalachia Reservoir
- 20 (C) Wild Trout Waters/Natural Bait are as follows:
- 21 Bald Creek (game land portion)
- 22 Dockery Creek (game land portion)
- 23 ~~North Shoal Creek (game land portion)~~
- 24 (8) Clay County
- 25 (A) Delayed Harvest Trout Waters are as follows:
- 26 Fires Creek (Rockhouse Creek to the foot bridge in the USFS Fires Creek Picnic Area)
- 27 (B) Hatchery Supported Trout Waters are as follows:
- 28 Buck Creek (game land portion downstream of U.S. 64 bridge)
- 29 Fires Creek (foot bridge in the USFS Fires Creek Picnic Area to S.R. 1300)
- 30 Tusquitee Creek (Compass Creek to lower S.R. 1300 bridge)
- 31 (9) Graham County
- 32 (A) Delayed Harvest Trout Waters are as follows:
- 33 (Big) Snowbird Creek (USFS footbridge at the old railroad junction to USFS Rd. 2579)
- 34 (B) Hatchery Supported Trout Waters are as follows:
- 35 Calderwood Reservoir (Cheoah Dam to Tennessee state line)
- 36 Cheoah Reservoir
- 37 Panther Creek (confluence of Stand Creek and Rock Creek to Lake Fontana)
- 38 Santeetlah Creek (Johns Branch to Lake Santeetlah)
- 39 (Big) Snowbird Creek (USFS Road 2579 to S.R. 1127 bridge)
- 40 Stecoah Creek (upper game land boundary to Lake Fontana)
- 41 Tulula Creek (S.R. 1201 to lower bridge on S.R. 1275)
- 42 West Buffalo Creek
- 43 Yellow Creek (Lake Santeetlah hydropower pipeline to Cheoah River)
- 44 (C) Wild Trout Waters are as follows:
- 45 Little Buffalo Creek
- 46 South Fork Squally Creek
- 47 Squally Creek
- 48 (D) Wild Trout Waters/Natural Bait are as follows:
- 49 ~~Deep Creek~~
- 50 Long Creek (game land portion)



## APPENDIX A

- 1           (10)   Haywood County
- 2               (A)    Delayed Harvest Trout Waters are as follows:
- 3                    West Fork Pigeon River (Queen Creek to the first game land boundary upstream of Lake
- 4                    Logan)
- 5               (B)    Hatchery Supported Trout Waters are as follows:
- 6                    Cold Springs Creek (Fall Branch to Pigeon River)
- 7                    Jonathan Creek (upstream S.R. 1302 bridge to Pigeon River, except where posted against
- 8                    trespassing)
- 9                    Pigeon River (Stamey Cove Branch to upstream U.S. 19-23 bridge)
- 10                  Richland Creek (Russ Avenue [U.S. 276] bridge to U.S. 19 bridge)
- 11                  West Fork Pigeon River (Tom Creek to Queen Creek, including portions on game lands,
- 12                  except Middle Prong)
- 13               (C)    Wild Trout Waters/Natural Bait are as follows:
- 14                    Hurricane Creek
- 15       (11)   Henderson County
- 16               (A)    Delayed Harvest Trout Waters are as follows:
- 17                    North Fork Mills River (game land portion below the Hendersonville watershed dam)
- 18               (B)    Hatchery Supported Trout Waters are as follows:
- 19                    (Rocky) Broad River (end of S.R. 1611 to Rutherford County line)
- 20                    Cane Creek (railroad bridge upstream of S.R. 1551 bridge to U.S. 25 bridge)
- 21                    Clear Creek (Laurel Fork to S.R. 1582)
- 22                    Green River (Lake Summit powerhouse to game land boundary)
- 23                    (Big) Hungry River (S.R. 1885 to Green River)
- 24       (12)   Jackson County
- 25               (A)    Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
- 26                    Flat Creek
- 27                    ~~(East Fork) Tuckasegee River (upstream from the Clark property)~~(game lands portion
- 28                    upstream of Tanasee Creek Lake, including Duke Energy powerline corridor)
- 29               (B)    Delayed Harvest Trout Waters are as follows:
- 30                    Tuckasegee River (downstream N.C. 107 bridge to the falls located 275 yards upstream of
- 31                    the U.S. 23-441 bridge [marked by a sign on each bank])
- 32               (C)    Hatchery Supported Trout Waters are as follows:
- 33                    Balsam Lake
- 34                    Bear Creek Lake
- 35                    Cedar Cliff Lake
- 36                    Cullowhee Creek (Tilley Creek to Tuckasegee River)
- 37                    Dark Ridge Creek (Jones Creek to Scott Creek)
- 38                    Greens Creek (Greens Creek Baptist Church on S.R. 1370 to Savannah Creek)
- 39                    Savannah Creek (Shell Branch to Cagle Branch)
- 40                    Scott Creek (Dark Ridge Creek to Tuckasegee River, except where posted against
- 41                    trespassing)
- 42                    Tanasee Creek Lake
- 43                    Tuckasegee River — upper (John Brown Branch to the downstream N.C. 107 bridge)
- 44                    Tuckasegee River — lower (falls located 275 yards upstream of U.S. 23-441 bridge
- 45                    [marked by a sign on each bank] to S.R. 1534 bridge at Wilmot)
- 46                    Wolf Creek Lake
- 47               (D)    Wild Trout Waters are as follows:
- 48                    Gage Creek
- 49                    North Fork Scott Creek
- 50                    Tanasee Creek

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- 1 Whitewater River (downstream from Silver Run Creek to South Carolina state line)  
2 Wolf Creek (except Balsam Lake and Wolf Creek Lake)  
3 (E) Wild Trout Waters/Natural Bait are as follows:  
4 Chattooga River (S.R. 1100 bridge to the South Carolina state line)  
5 ~~Lower Fowler Creek (game land portion)~~  
6 Scotsman Creek (game land portion)  
7 (13) Macon County  
8 (A) Delayed Harvest Trout Waters are as follows:  
9 Nantahala River (Whiteoak Creek to Nantahala hydropower discharge canal)  
10 (B) Hatchery Supported Trout Waters are as follows:  
11 Burningtown Creek (Left Prong to Little Tennessee River)  
12 Cartoogechaye Creek (downstream U.S. 64 bridge to Little Tennessee River)  
13 Cliffside Lake  
14 Cullasaja River (Sequoyah Dam to U.S. 64 bridge near junction of S.R. 1672)  
15 Nantahala River — upper (Dicks Creek to Whiteoak Creek)  
16 Nantahala River — lower (Nantahala hydropower discharge canal to Swain Co. line)  
17 Queens Creek Lake  
18 (C) Wild Trout Waters/Natural Bait are as follows:  
19 Chattooga River (S.R. 1100 bridge to South Carolina state line)  
20 ~~Jarrett Creek (game land portion)~~  
21 Kimsey Creek  
22 ~~Overflow Creek (game land portion)~~  
23 Park Creek  
24 Tellico Creek (game land portion)  
25 Turtle Pond Creek (game land portion)  
26 (14) Madison County  
27 (A) Delayed Harvest Trout Waters are as follows:  
28 Big Laurel Creek (N.C. 208 bridge to the U.S. 25-70 bridge)  
29 Shelton Laurel Creek (N.C. 208 bridge at Belva to the confluence with Big Laurel Creek)  
30 Spring Creek (N.C. 209 bridge at Hot Springs city limits to iron bridge at end of Andrews  
31 Ave.)  
32 (B) Hatchery Supported Trout Waters are as follows:  
33 Big Laurel Creek (Puncheon Fork to the S.R. 1318 [Big Laurel Rd.] bridge downstream of  
34 Bearpen Branch)  
35 Big Pine Creek (S.R. 1151 bridge to French Broad River)  
36 Little Ivy Creek (confluence of Middle Fork and Paint Fork at Beech Glen to confluence  
37 with Ivy Creek at Forks of Ivy)  
38 Max Patch Pond  
39 Meadow Fork (Meadow Fork Campground to Spring Creek)  
40 Puncheon Fork (Wolf Laurel Branch to Big Laurel Creek)  
41 Roaring Fork (Fall Branch to Meadow Fork)  
42 Shelton Laurel Creek (confluence of Big Creek and Mill Creek to N.C. 208 bridge at Belva)  
43 Shut-in Creek  
44 Spillcorn Creek  
45 Spring Creek (junction of N.C. 209 and N.C. 63 to ~~USFS Rd. 223~~) the confluence with  
46 Meadow Fork)  
47 West Fork Shut-in Creek (lower game land boundary to confluence with East Fork Shut-  
48 in Creek)  
49 (C) Wild Trout Waters/Natural Bait are as follows:  
50 Big Creek (headwaters to the lower game land boundary)

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- 1           (15)   McDowell County
- 2                (A)    Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
- 3                        Newberry Creek (game land portion)
- 4                (B)    Delayed Harvest Trout Waters are as follows:
- 5                        Catawba River (portion adjacent to Marion Greenway)
- 6                        Curtis Creek (game land portion downstream of the USFS boundary at Deep Branch)
- 7                        Mill Creek (U.S. 70 bridge to I-40 bridge)
- 8                (C)    Hatchery Supported Trout Waters are as follows:
- 9                        Armstrong Creek (Cato Holler line downstream to upper Greenlee line)
- 10                      Catawba River (Catawba Falls Campground to Old Fort Recreation Park)
- 11                      Little Buck Creek (game land portion)
- 12                      North Fork Catawba River (headwaters to North Cove School at S.R. 1569 bridge)
- 13           (16)   Mitchell County
- 14                (A)    Delayed Harvest Trout Waters are as follows:
- 15                        Cane Creek (N.C. 226 bridge to S.R. 1189 bridge)
- 16                        North Toe River (U.S. 19E bridge to N.C. 226 bridge)
- 17                (B)    Hatchery Supported Trout Waters are as follows:
- 18                        Big Rock Creek (headwaters to N.C. 226 bridge at S.R. 1307 intersection)
- 19                        Cane Creek (S.R. 1219 to N.C. 226 bridge)
- 20                        East Fork Grassy Creek
- 21                        Grassy Creek (East Fork Grassy Creek to mouth)
- 22                        Little Rock Creek (Green Creek bridge to Big Rock Creek, except where posted against
- 23                        trespassing)
- 24                        North Toe River (Avery Co. line to S.R. 1121 bridge)
- 25                (C)    Wild Trout Waters are as follows:
- 26                        Green Creek (headwaters to Green Creek bridge, except where posted against trespassing)
- 27                        Little Rock Creek (above Green Creek bridge, including all tributaries, except where
- 28                        posted against trespassing)
- 29                        Wiles Creek (game land boundary to mouth)
- 30           (17)   Polk County
- 31                (A)    Delayed Harvest Trout Waters are as follows:
- 32                        Green River (Fishtop Falls Access Area to the confluence with Cove Creek)
- 33                (B)    Hatchery Supported Trout Waters are as follows:
- 34                        Green River (Mouth of Cove Creek to the natural gas pipeline crossing)
- 35                        North Pacolet River (Joels Creek to N.C. 108 bridge)
- 36           (18)   Rutherford County
- 37                (A)    Hatchery Supported Trout Waters are as follows:
- 38                        (Rocky) Broad River (Henderson Co. line to U.S. 64/74 bridge, except where posted
- 39                        against trespassing)
- 40           (19)   Stokes County
- 41                (A)    Hatchery Supported Trout Waters are as follows:
- 42                        Dan River (Virginia state line downstream to a point 200 yards below the end of S.R. 1421)
- 43           (20)   Surry County
- 44                (A)    Delayed Harvest Trout Waters are as follows:
- 45                        Ararat River (portion adjacent to the Ararat River Greenway)
- 46                        Mitchell River (0.6 miles upstream of the end of S.R. 1333 to the lowermost bridge on S.R.
- 47                        1330)
- 48                (B)    Hatchery Supported Trout Waters are as follows:
- 49                        Ararat River (S.R. 1727 bridge downstream to the N.C. 103 bridge)

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- 1 Big Elkin Creek (dam 440 yards upstream of N.C. 268 bridge to a point 265 yards  
2 downstream of N.C. 268 [marked by a sign on each bank])  
3 Fisher River (Cooper Creek)(Virginia state line to I-77 bridge)  
4 Little Fisher River (Virginia state line to N.C. 89 bridge)  
5 Lovills Creek (U.S. 52 Business bridge to Ararat River)  
6 Pauls Creek (Virginia state line to .3 miles below S.R. 1625 bridge)
- 7 (21) Swain County
- 8 (A) Delayed Harvest Waters Trout Waters are as follows:  
9 Tuckasegee River (U.S. 19 bridge to Slope Street bridge)
- 10 (B) Hatchery Supported Trout Waters are as follows:  
11 Alarka Creek (game land boundary to Fontana Reservoir)  
12 Calderwood Reservoir (Cheoah Dam to Tennessee state line)  
13 Cheoah Reservoir  
14 Connelly Creek (Camp Branch to Tuckasegee River)  
15 Deep Creek (Great Smoky Mountains National Park Boundary line to Tuckasegee River)  
16 Nantahala River (Macon Co. line to existing Fontana Lake water level)
- 17 (22) Transylvania County
- 18 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:  
19 Davidson River (headwaters to Avery Creek, excluding Avery Creek, Looking Glass Creek  
20 and Grogan Creek)
- 21 (B) Delayed Harvest Trout Waters are as follows:  
22 East Fork French Broad River (East Fork Baptist Church to the downstream S.R. 1107  
23 bridge)  
24 Little River (confluence of Lake Dense to 100 yards downstream of Hooker Falls)
- 25 (C) Hatchery Supported Trout Waters are as follows:  
26 Davidson River (Avery Creek to lower USFS boundary)  
27 French Broad River (confluence of North Fork French Broad River and West Fork)  
28 French Broad River to the Island Ford Rd. [S.R. 1110] Access Area  
29 Middle Fork French Broad River (upstream U.S. 178 bridge to French Broad River)  
30 West Fork French Broad River (S.R. 1312 to confluence with North Fork French Broad  
31 River)
- 32 (D) Wild Trout Waters are as follows:  
33 All waters located on Gorges State Park  
34 Whitewater River (downstream from Silver Run Creek to South Carolina state line)
- 35 (E) Wild Trout Waters/Natural Bait are as follows:  
36 North Fork French Broad River (game land portion downstream of S.R. 1326)  
37 Thompson River (S.R. 1152 to South Carolina state line, except where posted against  
38 trespassing)
- 39 (23) Watauga County
- 40 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:  
41 Laurel Creek (confluence of North and South Fork Laurel creeks to Elk Creek, excluding  
42 tributaries)  
43 Pond Creek (headwaters to Locust Ridge Rd. bridge, excluding the pond adjacent to Coffee  
44 Lake)
- 45 (B) Delayed Harvest Trout Waters are as follows:  
46 Lake Coffey  
47 Watauga River – upper (S.R.1114 bridge to the Valle Crucis Community Park lower  
48 boundary)  
49 Watauga River – lower (S.R. 1103 bridge to confluence with Laurel Creek)
- 50 (C) Hatchery Supported Trout Waters are as follows:

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- 1 Beaverdam Creek (confluence of Beaverdam Creek and Little Beaverdam Creek to an
- 2 unnamed tributary adjacent to the intersection of S.R. 1201 and S.R. 1203)
- 3 Beech Creek
- 4 Buckeye Creek (Buckeye Creek Reservoir dam to Grassy Gap Creek)
- 5 Buckeye Creek Reservoir
- 6 Cove Creek (S.R. 1233 bridge at Zionville to S.R. 1214 bridge at Sherwood)
- 7 Dutch Creek (second bridge on S.R. 1134 to mouth)
- 8 Elk Creek (S.R. 1510 bridge at Triplett to Wilkes Co. line, except where posted against
- 9 trespassing)
- 10 Laurel Creek (S.R. 1123 bridge at S.R. 1157 intersection to Watauga River)
- 11 Meat Camp Creek (S.R. 1340 bridge at S.R. 1384 intersection to N.C. 194)
- 12 Middle Fork New River (adjacent to intersection of S.R. 1539 and U.S. 321 to South Fork
- 13 New River)
- 14 Norris Fork Creek
- 15 South Fork New River (canoe launch 70 yards upstream of U.S. 421 bridge to lower
- 16 boundary of Brookshire Park)
- 17 Stony Fork (S.R. 1500 bridge at S.R. 1505 intersection to Wilkes Co. line)
- 18 (D) Wild Trout Waters are as follows:
- 19 Dutch Creek (headwaters to second bridge on S.R. 1134)
- 20 Howard Creek
- 21 Maine Branch (headwaters to North Fork New River)
- 22 North Fork New River (from confluence with Maine and Mine branches to Ashe Co. line)
- 23 Watauga River (Avery Co. line to S.R. 1580 bridge)
- 24 Winkler Creek (lower bridge on S.R. 1549 to confluence with South Fork New River)
- 25 (24) Wilkes County
- 26 (A) Delayed Harvest Trout Waters are as follows:
- 27 East Prong Roaring River (Bullhead Creek downstream to Stone Mountain State Park
- 28 lower boundary)
- 29 Elk Creek — upper (Watauga Co. line to lower boundary of the Blue Ridge Mountain
- 30 Club)
- 31 Elk Creek — lower (portion on Leatherwood Mountains development)
- 32 Reddies River (Town of North Wilkesboro water intake dam to confluence with the Yadkin
- 33 River)
- 34 Stone Mountain Creek (from falls at Alleghany Co. line to confluence with East Prong
- 35 Roaring River and Bullhead Creek)
- 36 (B) Hatchery Supported Trout Waters are as follows:
- 37 Basin Creek (S.R. 1730 bridge to confluence with Lovelace Creek)
- 38 Bell Branch Pond
- 39 Boundary Line Pond
- 40 Cub Creek (.5 mile upstream of S.R. 2460 bridge to S.R. 1001 bridge)
- 41 Darnell Creek (North Prong Reddies River)(downstream ford on S.R. 1569 to confluence
- 42 with North Fork Reddies River)
- 43 East Prong Roaring River (Stone Mountain State Park lower boundary to S.R. 1002 bridge)
- 44 Fall Creek (S.R. 1300 bridge to confluence with South Prong Lewis Fork, except where
- 45 posted against trespassing)
- 46 Middle Fork Reddies River (Clear Prong)(headwaters to bridge on S.R. 1580)
- 47 Middle Prong Roaring River (headwaters to bridge on S.R. 1736)
- 48 North Fork Reddies River (Vannoy Creek)(headwaters to Union School bridge on S.R.
- 49 1559)
- 50 Pike Creek

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- 1 Pike Creek Pond  
2 South Fork Reddies River (S.R. 1355 bridge to confluence with Middle Fork Reddies  
3 River)  
4 South Prong Lewis Fork (Fall Creek to U.S. 421 bridge adjacent to S.R. 1155 intersection)  
5 (C) Wild Trout Waters are as follows:  
6 All waters located on Stone Mountain State Park, except East Prong Roaring River from  
7 Bullhead Creek downstream to the Stone Mountain State Park lower boundary where  
8 Delayed Harvest Trout Waters regulations apply, and Stone Mountain Creek from falls at  
9 Alleghany County line to confluence with East Prong Roaring River and Bullhead Creek  
10 in Stone Mountain State Park where Delayed Harvest Trout Waters regulations apply  
11 (25) Yancey County  
12 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:  
13 South Toe River (headwaters to Upper Creek)  
14 Upper Creek  
15 (B) Delayed Harvest Trout Waters are as follows:  
16 Cane River (Blackberry Ridge Rd. to downstream boundary of Cane River County Park)  
17 (C) Hatchery Supported Trout Waters are as follows:  
18 Bald Mountain Creek (except where posted against trespassing)  
19 Cane River (Bee Branch [S.R. 1110] to Bowlens Creek)  
20 Price Creek (junction of S.R. 1120 and S.R. 1121 to Indian Creek)  
21 South Toe River (Clear Creek to lower boundary line of Yancey Co. Recreation Park,  
22 except where posted against trespassing)  
23 (D) Wild Trout Waters are as follows:  
24 Cattail Creek (bridge at Mountain Farm Community Rd. to N.C. 197 bridge)  
25 Lickskillet Creek  
26 Middle Creek (game land boundary to mouth)  
27

28 *History Note: Authority G.S. 113-272; 113-292;*  
29 *Eff. February 1, 1976;*  
30 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; July 1, 1995; July 1, 1994; July 1, 1993;*  
31 *October 1, 1992;*  
32 *Temporary Amendment Eff. July 1, 1999;*  
33 *Amended Eff. July 1, 2000;*  
34 *Temporary Amendment Eff. July 1, 2001;*  
35 *Temporary Amendment Eff. July 1, 2002;*  
36 *Amended Eff. August 1, 2002 (approved by RRC on 6/21/01 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 17,*  
39 *2003);*  
40 *Amended Eff. August 1, 2018; August 1, 2017; August 1, 2016; August 1, 2015; August 1, 2014;*  
41 *August 1, 2013; August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May*  
42 *1, 2007; May 1, 2006; June 1, 2005;*  
43 *Readopted Eff. August 1, 2019;*  
44 *Amended Eff. August 1, 2022; August 1, 2021; August 1, 2020.*  
45

# EXHIBIT J-1

October 28, 2021



## Public Comments for Temporary Amendment to 15A NCAC 10C .0314 Striped Bass

Position	Comment
Neutral	Get trawlers out of our sounds and many many of our depleted fish stocks will rebound!
Agree	Thank you for the new regulations on Striped Bass harvesting for 2022. I support both the one fish per day and one week harvest seasons on the upper and lower Roanoke. If I were making the rules, I would ban ALL harvesting until our Striper stock reach the desired levels! I am avid member of the catch-and-release fly fishing community, but I recognize that there are some who make their living with clients who want to take home fish. Also, what are you doing to limit commercial harvest and by-catch? I suspect that is a big part of the decimation to our game fish populations! Thank you for all you do for our NC wildlife!
Agree	One factor to be considered (in my opinion) that influences population recovery (season&limits) might be offshore/river related commercial catch and by-catch losses. Population breeding losses might never result in recovery/recruitment in Roanoke River. Due to season to season variations of flow, weather, and temps, I'm not sure a season or seasons closure/moratoriums would provide definitive solutions or conclusions. I definitely support measures for resource recovery and sustainable limits and season lengths. Thanks for your efforts to conserve NC natural resources.
Agree	The North Carolina Division of Marine Fisheries appreciated the (WRC) proposed temporary rule....The Division agrees with the WRC that the proposed changes are needed for the upcoming spring season and will reduce the probability of RRMA Total Allowable Landings overages in the future. (See PDF attached for full comment).
Agree – 1 Disagree – 7 Neutral - 1	<i>No comments were made online</i>

One public hearing was held on September 15, 2021.

## **EXHIBIT J-2**

**October 28, 2021**



### **Proposed Temporary Amendment to 15A NCAC 10C .0314 Striped Bass Rule Recommended by Agency Staff for Adoption**

A temporary rule is needed to reduce the daily creel for Striped Bass from two fish to one fish in the Roanoke River Management Area for the upcoming spring season. The minimum size limit remains 18 inches, and no fish between 22 and 27 inches in length shall be possessed in the daily creel limit.

The estimated pounds of Striped Bass harvested in the Roanoke River Management Area in 2021 exceeded the total allowable landings (TAL), despite an 80% reduction in the harvest season length. Reducing the daily creel limit in combination with a shortened harvest season will decrease the likelihood of exceeding the TAL in 2022.

*15A NCAC 10C .0314 Striped Bass (page 2)*



#### **15A NCAC 10C .0314 STRIPED BASS**

- (a) The daily creel limit for Striped Bass and its hybrids is four fish in the aggregate, except in waters identified in Paragraphs (b), (e), (f), (g), (h), (i), and (j) of this Rule. The minimum size limit for these fish is 20 inches, except in waters identified in Paragraphs (b), (c), (d), (e), (f), (g), (h), (i), and (j) of this Rule. There is no closed season, except for waters identified in Paragraphs (g), (h), (i), (j), and (k) of this Rule.
- (b) In the Dan River upstream from its confluence with Bannister River to the dam at Union Street in Danville, VA and in John H. Kerr Reservoir, the daily creel limit on Striped Bass and its hybrids is two in the aggregate and the minimum size limit is 20 inches from October 1 through May 31. From June 1 through September 30, the daily creel limit on Striped Bass and its hybrids is four in the aggregate with no minimum size limit.
- (c) In Lake Gaston and Roanoke Rapids Reservoir, the minimum size limit for Striped Bass and its hybrids is 20 inches from October 1 through May 31. There is no minimum size limit for these fish from June 1 through September 30.
- (d) In Lake Norman, Hyco Lake, Moss Lake, Mountain Island Reservoir, Oak Hollow Lake, Lake Thom-A-Lex, Lake Townsend, and Salem Lake the minimum size limit for Striped Bass and its hybrids is 16 inches.
- (e) In Lake Chatuge in Clay County, the daily creel limit is 15 in the aggregate. There is no minimum size limit, but only two may be greater than 22 inches.
- (f) In Lake Mattamuskeet, and in the Pee Dee River and its tributaries downstream from the Blewett Falls Dam to the South Carolina state line, the daily creel limit for Striped Bass and its hybrids is three fish in the aggregate, and the minimum size limit is 18 inches.
- (g) In the inland fishing waters of Neuse, Pungo, and Tar Pamlico rivers and their tributaries extending upstream to the first impoundment of the main course on the river or its tributaries, and in all other inland fishing waters east of Interstate 95 not specified in Paragraphs (f), (h), (i), and (j) of this Rule, the daily creel limit for Striped Bass and its hybrids is two fish in the aggregate. The minimum size limit is 26 inches. In these waters, the season for taking and possessing Striped Bass is closed from May 1 through September 30.
- (h) In the inland fishing waters of the Cape Fear River and its tributaries downstream of Buckhorn Dam and in the ponds associated with Martin Marietta Park in Craven County, the season for taking and possessing Striped Bass is closed year-round.
- (i) In the inland and joint fishing waters of the Roanoke River Striped Bass Management Area, as established in 15A NCAC 03R .0201 and identified in 15A NCAC 10C .0110, which includes the Roanoke, Cashie, Middle, and Eastmost rivers and their tributaries, the open season for taking and possessing Striped Bass and its hybrids is March 1 through April 30 from the joint-coastal fishing waters boundary at Albemarle Sound upstream to Roanoke Rapids Lake dam. During the open season, the daily creel limit for Striped Bass and its hybrids is ~~two~~ one fish in the aggregate, and the minimum size limit is 18 inches. No fish between 22 inches and 27 inches in length shall be possessed in the daily creel limit. ~~Only one fish larger than 27 inches may be possessed in the daily creel limit.~~
- (j) In designated inland fishing waters of Roanoke Sound, Croatan Sound, Albemarle Sound, Chowan River, Currituck Sound, Alligator River, Scuppernong River, and their tributaries (excluding the Roanoke River and Cashie River and their tributaries), the Striped Bass fishing season, size limits, and creel limits are the same as those established by rules or proclamations of the Marine Fisheries Commission in adjacent joint or coastal fishing waters.
- (k) In accordance with G.S. 113-292, the Executive Director may, by proclamation, suspend, or extend the hook-and-line season for Striped Bass in the inland and joint waters of coastal rivers and their tributaries. It is unlawful to violate the provisions of any proclamation issued under this authority.

*History Note:* Authority G.S. 113-134; 113-292; 113-304; 113-305;  
Eff. November 1, 2013;  
Amended Eff. June 1, 2018; August 1, 2016; August 1, 2015; August 1, 2014;  
Readopted Eff. August 1, 2019;  
Amended Eff. August 1, 2021; August 1, 2020.  
Temporary Amendment Eff. January 1, 2022.

# **EXHIBIT K**

**October 28, 2021**



## **Proposed Amendments to 15A NCAC 10F .201 Safety Equipment Rule Recommended by Agency Staff for Public Notice, Comment, and Presentation at Public Hearing**

The personal flotation device type code references in 10F .0201 must be removed from state laws, regulations, and rules to be in compliance with Title 33 of the Code of Federal Regulations, Subpart B Part 175.

*10F .201 Safety Equipment (pg. 2-5)*

## 15A NCAC 10F .0201 SAFETY EQUIPMENT

(a) All vessels subject to the rules of this Section shall meet the vessel equipment requirements set forth in G.S. 75A-6(n), 46 CFR 25, and 33 CFR 175. 46 CFR 25 and 33 CFR 175 are incorporated by reference, including subsequent amendments and editions, and can be found free of charge online at [www.ecfr.gov](http://www.ecfr.gov). Notwithstanding the federal regulations incorporated in this Paragraph, Paragraphs (b) through (g) shall apply to vessels operating in State waters. To the extent these vessel equipment requirements conflict with the incorporated federal regulations, federal regulations shall supersede any and all State laws or regulations.

(b) Personal flotation devices (PFDs) shall be required as follows:

- (1) No person may operate a vessel unless, for each person on the vessel, at least one ~~Type I, II, or III~~ U.S. Coast Guard approved wearable PFD is on board and readily accessible. Any U.S. Coast Guard approved wearable PFD may be carried to meet the requirement, provided:

- (A) the approved label for the PFD indicates that the device is approved for the activity for which the vessel is being used; or
- (B) the PFD is used in accordance with the requirements on the approval label and with the requirements in its owner's manual.

- (2) No person shall operate a vessel 16 feet or more in length unless one ~~type IV~~ U.S. Coast Guard approved throwable PFD is on board and immediately available for use, in addition to the total number of PFDs required in Subparagraph (1) of this Paragraph.

- (3) No person shall operate a vessel while the vessel is underway with any child under 13 years old aboard unless each child is:

- (A) wearing an appropriate PFD approved by the U.S. Coast Guard;
- (B) below decks; or
- (C) in an enclosed cabin.

This Subparagraph shall not apply to a vessel that is registered as a commercial vessel.

- ~~(4) A Type V PFD may be carried in lieu of any PFD required under Subparagraph (1) of this Paragraph provided:~~

- ~~(A) the approval label for the Type V PFD indicates that the device is approved for the activity for which the vessel is being used; or~~
- ~~(B) the Type V PFD is used in accordance with the requirements on the approval label and with the requirements in its owner's manual.~~

- ~~(5)~~(4) No person shall operate a vessel unless each required PFD is:

- (A) in serviceable condition;
- (B) of appropriate size and fit for the intended wearer;
- (C) United States Coast Guard approved; and
- (D) legibly marked with its approval number, as specified in 46 CFR 25 Uninspected Vessels, Requirements and 33 CFR 175 Personal Flotation Devices.

- ~~(6)~~(5) Exemptions shall apply as follows:

- (A) Canoes and kayaks 16 feet in length and over shall be exempted from the requirements for carriage of the additional ~~Type IV~~ U.S. Coast Guard approved throwable PFD as specified in Subparagraph (b)(2) of this Rule.
- (B) Sailboards, surfboards, tubes, swimming rafts, inflatable toys, and similar devices used as water toys or swimming aids shall be exempted from the requirements for carriage of any PFD required under this Paragraph.
- (C) Manually propelled vessels such as racing shells, rowing sculls, racing canoes, and racing kayaks that are recognized by national and international racing associations for use in competitive racing, that are not designed to carry any equipment not solely for competitive racing, and in which all occupants with the exception of a coxswain, if one is present, row, scull, or paddle, shall be exempted from the requirements for carriage of any type PFD required under this Paragraph.

(c) Fire Extinguishers shall be required as follows:

- (1) All motorboats shall carry at least the minimum number of USCG-approved hand portable fire extinguishers specified in this Rule if:
  - (A) the motorboat has closed compartments under thwarts and seats in which portable fuel tanks may be stored;
  - (B) the motorboat has double bottoms that are not sealed to the hull or that are not completely filled with flotation material;
  - (C) the motorboat has closed living spaces;
  - (D) the motorboat has closed stowage compartments in which combustible or flammable materials are stowed;
  - (E) the motorboat has permanently installed fuel tanks; or
  - (F) the motorboat is Class 2 or longer.
- (2) Class A and Class 1 Motorboats less than 26 feet in length shall carry one Type B-I extinguisher.
- (3) Class 2 Motorboats shall carry two Type B-I extinguishers.
- (4) Class 3 Motorboats shall carry three Type B-I extinguishers.
- (5) One Type B-II hand held fire extinguisher may be substituted for two B-I hand portable fire extinguishers. A fixed fire extinguishing system installed in the engine compartment shall be deemed equal to one Type B-I hand portable fire extinguisher.

Open Vessels. Vessels less than 26 feet in length, propelled by outboard motors and not carrying passengers for hire, shall not be required to carry portable fire extinguishers if the construction of the vessels will not permit the entrapment of explosive or flammable gases or vapors.

(d) Every engine, except outboard motors, using gasoline as fuel and installed in a vessel shall be equipped with an acceptable means of backfire flame control that meets the requirements of 46 CFR 25 and 33 CFR 175.

(e) Every vessel, except open vessels using liquid of a volatile nature as fuel, shall be equipped with an operable ventilation system as required by 33 CFR 175.201 and 46 CFR 25.40-1, to remove any explosive or flammable gases from the bilges of the engine and fuel tank compartments that meets the requirements of 46 CFR 25 and 33 CFR 175.

(f) Sound devices shall be required as follows:

- (1) Vessels less than 12 meters or 39.4 feet in length shall be equipped with some means of making an efficient sound signal; and
- (2) Vessels equal to or greater than 12 meters or 39.4 feet in length shall be equipped with a whistle and a bell that comply with 33 USC 2033.

(g) Lights. The lights prescribed by this Paragraph shall be exhibited from sunset to sunrise and in fog, mist, falling snow, heavy rainstorms, sandstorms, or any other similar circumstances of restricted visibility. They may be exhibited in all other circumstances when deemed necessary. During such times no other lights shall be exhibited, except those that cannot be mistaken for the lights specified in these Rules, do not impair their visibility or distinctive character, or do not interfere with keeping a proper lookout. Lights shall be required as follows:

- (1) Vessels, other than those vessels described in Subparagraphs (g)(3)-(7) of this Rule, equal to or greater than 12 meters or 39.4 feet but less than 20 meters or 65.6 feet in length shall exhibit:
  - (A) A masthead light forward visible for three miles;
  - (B) Sidelights, green to starboard and red to port, visible for two miles; and
  - (C) A stern light visible for two miles.
- (2) Vessels, other than those vessels described in Subparagraphs (g)(3)-(7) of this Rule, less than 12 meters or 39.4 feet in length shall exhibit:
  - (A) An all-round white light visible for two miles; and
  - (B) Sidelights, green to starboard and red to port, visible for 1 mile.
- (3) Sailing vessels underway that are seven meters or 23 feet in length or greater shall exhibit:
  - (A) A stern light visible for two miles; and
  - (B) Sidelights, green to starboard and red to port, visible for two miles.
- (4) In a sailing vessel less than 20 meters or 65.6 feet in length, the lights prescribed in Subparagraph (3) of this Paragraph may be combined in one lantern carried at or near the top of the mast where it can be best seen.
- (5) A sailing vessel of less than seven meters or 23 feet in length shall, if practicable, exhibit the lights prescribed in Subparagraph (3) or (4) of this Paragraph; if not practicable the vessel shall have ready at hand an electric torch or lighted lantern showing a white light that shall be exhibited in sufficient time to prevent a collision.
- (6) A vessel under oars shall either:
  - (A) exhibit the lights prescribed in Subparagraph (g)(5) of this Rule for sailing vessels; or
  - (B) have ready at hand an electric torch or lighted lantern showing a white light that shall be exhibited in sufficient time to prevent a collision.

- (7) On public waters not subject to the jurisdiction of the United States, vessels propelled by machinery of 10 horsepower or less, in lieu of the foregoing requirements, may carry from one-half hour after sunset to one-half hour before sunrise a white light in the stern or have on board a hand flashlight in good working condition which shall be ready at hand and shall be temporarily displayed in sufficient time to prevent collision. The Subparagraph shall not apply to vessels in waters of this State that are subject to the jurisdiction of the United States.

*History Note:* Authority G.S. 75A-3; 75A-6; 113-307;  
Eff. February 1, 1976;  
Amended Eff. November 1, 2013; April 1, 2009; March 1, 2008; April 1, 1999; August 1, 1988; May 1, 1976;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 6, 2016;  
Amended Eff. April 1, 2022; November 1, 2018.

# **EXHIBIT L**

**October 28, 2021**



## **2022 WILDLIFE RESOURCES COMMISSION MEETINGS**

### **DRAFT SCHEDULE**

**THURSDAY, FEBRUARY 24, 2022**

**THURSDAY, APRIL 14, 2022**

**THURSDAY, JULY 14, 2022**

**THURSDAY, AUGUST 18, 2022**

**THURSDAY, OCTOBER 20, 2022**

**THURSDAY, DECEMBER 8, 2022**