



AGENDA

N.C. WILDLIFE RESOURCES COMMISSION

November 7, 2013, 9:00 a.m.

1751 Varsity Drive

NCWRC Conference Room, 5th Floor

Raleigh, North Carolina

CALL TO ORDER - *Chairman Jim Cogdell*

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

PLEDGE OF ALLEGIANCE – *Commissioner Garry Spence*

INVOCATION - *Commissioner David Hoyle, Jr.*

RECOGNITION OF VISITORS

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

APPROVAL OF MINUTES - Take action on the August 29, 2013 Wildlife Resources Commission meeting minutes as written in the exhibit and distributed to members (**EXHIBIT A**)

ADMINISTRATION

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

COMMITTEE REPORTS

Fisheries Committee Report – *Wes Seegars, Chair*

Big Game Committee Report – *David Hoyle, Jr., Chair*

Land Use and Access Committee Report – *Tom Berry, Chair*

Committee of the Whole Report – *Jim Cogdell, Chair*

AGENCY SPOTLIGHT – Receive an update about statewide Chronic Wasting Disease (CWD) surveillance – *Dr. Maria Palamar, Wildlife Veterinarian, Division of Wildlife Management*

DIVISION OF ENGINEERING AND LANDS MANAGEMENT

Land Acquisitions and Property Matters

Phase I Land Acquisitions - Consider approval for staff to work with State Property Office and funding partners to develop acquisition plans for the following properties – *Isaac Harrold, Lands Program Manager* (**EXHIBITS C-1, C-2, C-3, C-4, C-5**)

- Allen Tract – Swain County (C-1)
- Page Tract – Cleveland County (C-2)
- Wolf Laurel Tract – Yancey County (C-3)
- Reinberg Tract – Watauga County (C-4)
- Zacharin Tract – Watauga County (C-5)

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

- McFadden Tract – Bladen County (D-1)
- Faircloth Tract – Bladen County (D-2)

Annexation Request, Onslow County - Consider request from the Town of Holly Ridge to voluntarily annex the Folkstone tract of Stones Creek Game Land in Onslow County – *Isaac Harrold* (EXHIBIT E)

Shooting Range, Cleveland County - Consider final approval of an agreement with Cleveland County to assist in the design and construction of a shooting range facility – *Isaac Harrold* (EXHIBIT F)

Easement Request, Edgecombe County - Consider a request from Edgecombe-Martin EMC for a utility easement across a portion of Newbold Pond Public Fishing Area in Edgecombe County – *Isaac Harrold* (EXHIBIT G)

Rulemaking - Consider staff recommendations for proposed changes in the 2014-2015 game land management rules to be presented at statewide public hearings – *Isaac Harrold* (EXHIBITS H-1, H-2)

INLAND FISHERIES

Fisheries, Wildlife Education and Outreach Update - Receive an update on activities of the Division of Inland Fisheries - *Bob Curry, Inland Fisheries Division Chief*

Rulemaking - Consider staff recommendations for proposed changes in the 2014-2015 fishing rules to be presented at statewide public hearings – *Bob Curry* (EXHIBITS I-1, I-2)

DIVISION OF WILDLIFE MANAGEMENT

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

Rulemaking – Consider staff recommendations for proposed changes in the 2014-2015 rules for hunting, trapping and other regulated activities to be presented at statewide public hearings – *Dr. David Cobb* (EXHIBITS J-1, J-2)

FISCAL NOTE – 2014-2015 PROPOSED RULES - Approve the fiscal note for the 2014-2015 inland fisheries, wildlife management and land management rule proposals – *Erica Garner, Rulemaking Coordinator* (EXHIBIT K)

WATER SAFETY RULEMAKING

Technical Change – 15A NCAC 10F .0313 - No Wake Rule, Hyde County – Approve technical changes to NCAC 10F .0313 - Hyde County, to provide correct coordinates and correct location name – *Kate Pipkin, No Wake Zone Coordinator (EXHIBIT L)*

Technical Change – 15A NCAC 10F .0352 – No Wake Rule, Camden County – Approve technical changes to NCAC 10F .0352 – Camden County, to provide correct coordinates - *Kate Pipkin (EXHIBIT M)*

Amendment to 15A NCAC 10F .0336 – Northampton and Warren Counties – Consider staff recommendation to take to public hearing an amendment to NCAC 10F .0336 – Northampton and Warren counties, to list counties, correct road names, and provide clarification about locations. Approve fiscal note – *Kate Pipkin (EXHIBIT N-1, N-2)*

Amendment to 15A NCAC 10F .0326 and Fiscal Note – Pamlico County – Consider staff recommendation to present at public hearing an amendment to 15A NCAC 10F .0326 (a)(2) to repeal the unenforceable no wake zone on the Intracoastal Waterway in Pamlico County. Approve fiscal note associated with proposed repeal – *Kate Pipkin (EXHIBITS O-1, O-2)*

Amendment, Technical Change, and Fiscal Note – 15A NCAC 10F .0354 – Pitt County – Consider staff recommendation to present at public hearing an amendment to 15A NCAC 10F .0354(a)(2) to repeal a no wake zone at the Seine Beach area of the Tar River. Incorporate a technical change to (a)(3) that clarifies the description of the no wake zone on Tranters Creek in Pitt and Beaufort counties. Approve the fiscal note associated with the proposed repeal of (a)(2) – *Kate Pipkin (EXHIBITS P-1, P-2)*

ADMINISTRATIVE SERVICES RULEMAKING

Poacher Reward Fund and Fiscal Note – Consider staff recommendation for three proposed rules to establish a Poacher Reward Fund under 15A NCAC 10A .1301, 10A .1302, and 10A .1303, to be presented at statewide public hearings. Approve the fiscal note associated with rulemaking for the Poacher Reward Fund – *Kate Pipkin, Rules Biologist (EXHIBITS Q-1, Q-2)*

Vessel Registration Proposed Amendments and Fiscal Note – Consider staff recommendation to present at a public hearing at WRC Headquarters in Raleigh proposed amendments to rules 15A NCAC 10F .0102, 10F .0103, and 10F .0106 (vessel registration) to make them consistent with legislation passed in the 2013 Session of the General Assembly. Consider staff recommendation to present at a public hearing at WRC Headquarters a proposed amendment to 10F .0107, to provide two vessel registration validation decals with the requirement that one be applied to the portside bow and one to the starboard side bow of the vessel. Approve associated fiscal note for the vessel registration rules – *Lisa Hocutt, Customer Services Section Manager (EXHIBITS R-1, R-2)*

Totally Disabled License Eligibility Rule and Fiscal Note – Consider staff recommendation to present at statewide public hearings a proposed rule 15A NCAC 10G .0601. The new rule is necessary to comply with legislation passed in the 2013 Session of the General Assembly that authorizes the Wildlife Resources Commission to establish rules defining documentation acceptable for determining eligibility of totally and permanently disabled residents for the purpose of obtaining a discounted lifetime license. Approve the fiscal note associated with the Totally Disabled License Eligibility Rule proposal – *Lisa Hocutt* (**EXHIBIT S-1, S-2**)

2014 MEETING SCHEDULE OF THE WILDLIFE RESOURCES COMMISSION – Approve a schedule for 2014 meetings of the N.C. Wildlife Resources Commission – *Chairman Cogdell* (**EXHIBIT T**)

COMMENTS BY CHAIRMAN – *Jim Cogdell*

COMMENTS BY EXECUTIVE DIRECTOR – *Gordon Myers*

ADJOURN



MINUTES
August 29, 2013
N. C. Wildlife Resources Commission Meeting
Raleigh, North Carolina

The August 29, 2013 N. C. Wildlife Resources Commission meeting was called to order by *Commission Chairman* Jim Cogdell at 9:00 a.m. in the Commission Room at Wildlife Resources Commission Headquarters in Raleigh. Cogdell reminded everyone that the meeting audio is being streamed live and will be available on the Wildlife Resources Commission website.

Commissioner Richard Edwards led the Pledge of Allegiance.

Commissioner Wes Seegars gave the invocation.

SWEARING IN OF COMMISSION APPOINTEES TIMOTHY SPEAR AND THOMAS FONVILLE

Chairman Cogdell introduced *N.C. Supreme Court Associate Justice* Paul Newby, who conducted the swearing in for Commissioner at Large Timothy L. Spear appointed by House Speaker Thom Tillis; and Commissioner at large Thomas L. Fonville, appointed by House Speaker Thom Tillis. Chairman Cogdell called a short recess so that photographs could be taken. The meeting reconvened at 9:15 am.

COMMISSIONER ATTENDANCE

Jim Cogdell
Wes Seegars
Mark Craig
John Coley IV
Joe Barker

Richard Edwards
Tom Berry
Tim Spear
Ray Clifton
Dell Murphy, Jr.

Nat Harris
Tommy Fonville
John Litton Clark
Garry Spence

VISITORS

Justice Paul Newby – NC Supreme Court
Eddie Bridges – NC Wildlife Habitat Foundation
Bodie McDowell
Kate Fonville
Mary Burr Edwards
Keith Weatherly, Mayor of Apex
Hal Atkinson – Camp-Younts Foundation
Karen Beck – NCDA & CS
Adam Weisbrodt – Social in Nature
Julie Lisella – Speaker’s Office

John Stanton – US Fish & Wildlife Serv.
Dan Kibler – NC Sportsman
Russell Poole, Jr. – NC Bowhunters Assn.
John Thompson - NCBA
Tommy Kimball - NCBA
Matt Jenkins – NCBA
Mary Mack Asbill – SELC
Ned Jones – NC Trout Unlimited
J. R. Stone – NCBA

WELCOME AND MANDATORY ETHICS INQUIRY

Chairman Cogdell advised the Commission of the mandatory ethics inquiry as presented in the agenda. Chairman Cogdell welcomed the Commissioners and guests including special guests Justice Paul Newby, Commissioner Tommy Fonville’s wife Kate and daughter Mary Burr Edwards, Keith Weatherly, Mayor of Apex and policy advisor to Representative Skip Stam, and Eddie Bridges with the NC Wildlife Habitat Foundation.

NOTICE OF COMMISSION APPOINTMENTS

The Commission received **Exhibits A-1, A-2, A-3, A-4, and A-5**, Notices of Appointment by *House Speaker* Thom Tillis of Richard Edwards, Timothy L. Spear, Thomas L. Fonville, and Michell Hicks for terms ending June 30, 2015; by *President Pro Tempore* Phil Berger of Mark Craig, Garry Spence, Thomas A. Berry, and Dell Murphy for terms ending June 30, 2015; and Notices of Appointment by Governor Pat McCrory of John Litton Clark, District 4 for a term ending June 30, 2019; John T. Coley IV and V. Ray Clifton, at-Large, for terms ending June 30, 2017. The Notices of Appointment are hereby incorporated into the official record of this meeting.

EVALUATION OF 2013 STATEMENTS OF ECONOMIC INTEREST READ INTO THE MINUTES

Pursuant to the requirements of NCGS §138A-15, Betsy Haywood, *Ethics Liaison*, read into the minutes portions of the evaluations by the N.C. Ethics Commission of 2013 Statements of Economic Interest for Thomas L. Fonville and Michell Hicks. The evaluation letters in their entirety are hereby incorporated by reference into the official record of this meeting.

ELECTION OF VICE CHAIRMAN PURSUANT TO NCGS 143-243

Chairman Cogdell explained that John Litton Clark was elected Vice Chairman at the July 11, 2013 meeting of Wildlife Resources Commission as a House Speaker appointee but subsequently was reappointed to the Commission on August 8, 2013 by Governor McCrory, making another election necessary. Upon a nomination by Dell Murphy and second by John Coley, the Commission unanimously elected John Litton Clark as Vice Chairman.

MINUTES

On a motion by Garry Spence and second by Nat Harris, the Commission approved the July 11, 2013 Wildlife Resources Commission minutes, presented in **Exhibit B**. The Minutes are hereby incorporated into the official record of this meeting.

ADMINISTRATION

Tommy Clark, *Budget Officer*, gave a **Financial Status Report** of the Wildlife Operating Fund and the Wildlife Endowment Fund as of June 30, 2013, presented in **Exhibit C**. The Operating Fund balance is \$21,922,571.86. The Endowment Fund balance is \$98,656,924.53.

Clark then presented a financial status report on the annual interest allocation for the Endowment Fund as of June 30, 2013, presented in **Exhibit D**. On a motion by Tom Berry and second by John Coley the Commission approved the allocation of \$4,354,802.24 to the Sportsmen Funds. The Commission approved \$212,078.83 to be allocated to the Magazine Fund, which represents 100 percent of the interest derived from sales of lifetime magazine subscriptions.

COMMITTEE REPORTS

Joint Big Game/Habitat, Nongame and Endangered Species Committee Report – Dr. David Cobb, *Wildlife Management Division Chief*, reported that the Big Game Committee and Habitat, Nongame and Endangered Species (HNGES) Committee met jointly on August 28, 2013. The Committees discussed recent legislation pertaining to bear management and the need for rulemaking to address changes in hunting techniques. Public input meetings will be held in early October in the northeast, southeast, central and western parts of the state prior to making rule change proposals for consideration at state-wide public hearings in early 2014. Cobb announced that there is a draft rule change proposal to allow the sale of trophy wildlife pursuant to House Bill 581. Also under consideration is a proposal for a Piedmont bear season to coincide with deer season. The committees moved to discussion of the successful reintroduction of elk into the Great Smoky Mountains National Park and outside the park. The NCWRC has partnered with NC State University on research for refinement of a management plan for elk outside the Park. The 2013-2015 strategies for elk management will be presented to the Rocky Mountain Elk Foundation in Greensboro on September 4, 2013. Commissioners are invited and encouraged to attend the meeting.

Fisheries Committee Report – Wes Seegars, *Chair*, reported that the Fisheries Committee met on August 28, 2013. Bob Curry, *Inland Fisheries Division Chief*, provided the Committee with an update on proposed administrative rule changes in the NC Administrative Code that would create rules for game fish that are simpler, can easily be understood by the public, and are easier to manage administratively. No comments were received during the open comment period and at the public hearing. The Committee will recommend adoption of the proposed administrative rules changes when **Exhibit E** is presented. The Committee received the 2012-2013 Annual Report for the North Carolina Coastal Habitat Protection Plan (CHPP) that summarizes accomplishments from September 2012 through August 2013 of the four commissions.

Land Use and Access Committee Report – Tom Berry, *Chair*, reported that the Land Use and Access Committee met on August 28, 2013. The Committee received an overview from Isaac Harrold, *Public Lands Section Manager*, about Phase I projects, where staff evaluates possible land acquisitions prior to seeking funding, and Phase II projects, where funding has been sought and action by the Commission is requested. The committee reviewed Phase II projects, **Exhibits J-1, J-2, J-3, J-4, and J-5**, that will be recommended for action by the Commission later in the meeting. The Committee requested that Harrold present for consideration at today's meeting a Phase I project, the 5 Eagles Tract in Pender County. **Exhibit J-6** will be presented for action later in the meeting. The Committee reviewed for reconsideration by the Commission **Exhibit K**, the disposition of surplus property at the Watha State Fish Hatchery in Pender County, and consideration of an agreement with Cleveland County to assist in the design and construction of a shooting range facility, to be presented in **Exhibit L**. The Committee received the draft of the 2013-2014 Field Trial Running Schedule in **Exhibit M** and will recommend it for approval later in the meeting.

Migratory Birds and Waterfowl Committee Report – John Coley, *Chairman of the Migratory Birds, Waterfowl Committee* appointed by Chairman Cogdell, reported that the Migratory Birds, Waterfowl Committee met on August 28, 2013. The Committee reviewed **Exhibits F-1, F-2, and F-3** and will recommend that the Commission adopt the 2013-2014 season dates and bag limits for waterfowl. The Committee also reviewed in **Exhibit G** the staff recommendation to establish a season for taking migrant peregrine falcons for use in falconry. The Committee will recommend adoption of the proposal later in the meeting.

Boating Safety Committee Report – Joe Barker, *Chair*, reported that the Boating Safety Committee met on August 28, 2013. The Committee received a summary of public comments in **Exhibit H** pertaining to proposed amendments to 15A NCAC 10F .0201 to provide additional exceptions pertaining to the requirement for personal flotation devices (PFDs) and to increase clarity in the rule. The Committee will recommend approval of **Exhibit I**, which shows that paddleboards have been removed as an exemption because the U.S. Coast Guard considers them to be vessels when outside the surf/swim zone. Barker reported that the Committee heard about the need to require registration validation stickers on both sides of boats so that they can be more easily viewed during safety checks. The Committee discussed phasing in this requirement over three years. The Committee also discussed the requirement for documented boats to be registered effective October 1, 2013.

Committee of the Whole Report – *Executive Director* Gordon Myers reported that the Committee of the Whole met on August 28, 2013. The Committee moved into closed session pursuant to NC General Statute 143-318.11(a)(3) to receive legal advice from agency and assigned Counsel. Myers stated that Assistant Attorneys General briefed the Committee of the Whole on three claims and lawsuits. The Committee of the Whole moved back into open session. A motion was passed for the Wildlife Resources Commission to authorize its Executive Director to send a rescission letter to Alcoa Power Generating, Inc. concerning the February 2007 FERC Relicensing Settlement Agreement.

AGENCY SPOTLIGHT

Walter “Deet” James, *Hunter Recruitment and Retention Biologist* – *Division of Wildlife Management*, presented a spotlight about agency-wide constituent recruitment and retention initiatives. James noted a 2005 survey that showed that 75 percent of North Carolinians did not know what the Wildlife Resources Commission is. Elements of success since then in raising awareness and participation in wildlife-related activities include increased access to hunting, fishing and boating opportunities, additional partnerships to provide education and mentoring, opportunities through hunter education, license exemptions for landowners and military personnel, citizen science, youth hunt, and geocaching among others. Construction has begun on a flintlock shooting range that will provide for recreational shooting that does not include hunting. Excise taxes on guns and ammunition are helping pay for opportunities to recruit and retain a wider audience. James stated that efforts continue to identify our constituents, recruit new hunters and anglers and non-traditional users, and promote multiple uses on game lands.

SPECIAL PRESENTATION – DONATION FROM NORTH CAROLINA WILDLIFE HABITAT FOUNDATION

Commissioner Tom Berry introduced Eddie Bridges of the North Carolina Wildlife Habitat Foundation. Bridges gave a short overview of the Wildlife Habitat Foundation Endowment Fund, modeled after the WRC North Carolina Wildlife Endowment Fund. Bridges presented a check in memory of T. Henry Wilson, Jr. of Wilson Creek. Two grants have been approved that will augment the WRC budget. Monies will be used to manage invasive exotic plants on Wilson Creek in Caldwell County and at Reddies River Angler Access Steps in Wilkes County. Grant dollars are eligible for matching federal money.

AWARD FROM US FISH AND WILDLIFE SERVICE FOR THE NCWRC WATERFOWL PROGRAM

John Stanton, *Supervisory Wildlife Biologist, Division of Migratory Birds* – *Southeast Region, US Fish and Wildlife Service*, announced that annually the Southeast Region of the U.S. Fish and Wildlife Service recognizes one state’s efforts toward management of migratory birds. Stanton stated that the North Carolina Wildlife Resources Commission stands out among states along the Atlantic Flyway with its management strategy for the wood duck. The NCWRC has banded more than 11,000 wood ducks over the last year. Stanton presented the award to Gordon Myers. Myers thanked the SE Region of the USFWS. He recognized employees Joe Fuller and Doug Howell for their efforts in wood duck management.

INLAND FISHERIES

Inland Fisheries Update - Bob Curry, *Inland Fisheries Division Chief*, presented an update about activities of the Inland Fisheries Division. Curry noted that the agency has been awarded \$554,000 in competitive grants from USFWS for the study of certain species of fish. Curry read into the minutes a Proclamation by Governor Pat McCrory announcing that 2013 Hunting and Fishing Day in North Carolina is September 28, 2013. The 2013 Hunting and Fishing Day in North Carolina Proclamation is incorporated by reference into the official record of this meeting.

Administrative Rule Changes for Open Seasons, Creel and Size Limits – Bob Curry presented in **Exhibit E** proposed administrative rule changes to amend 15A NCAC 10C .0305 to apply only to black bass; and 15 new rules (15A NCAC 10C .0306 through 15A NCAC 10C .0320), one for each game fish species. No comments were received during the public comment period. Wes Seegars made a motion to adopt the administrative rule changes. Seconded by Joe Barker, the motion carried. **Exhibit E** is hereby incorporated into the official record of this meeting.

WILDLIFE MANAGEMENT

Wildlife Management Update – Dr. David Cobb, *Wildlife Management Division Chief*, presented an update about the activities of the Division of Wildlife Management. Cobb directed Commissioners to CDs at their seats and mentioned several documents on them, including the 2012-2013 avid grouse hunter report, quail surveys, and documents about the migratory game bird program.

2013 – 2014 Migratory Waterfowl Seasons – Dr. David Cobb presented **Exhibit F-1**, proposed regulation frameworks from the US Fish and Wildlife Service for late hunting seasons for certain waterfowl and migratory game birds. **Exhibit F-2** is a summary of public comments received by internet pertaining to late waterfowl seasons.

On a motion by Joe Barker and second by John Coley, the Commission approved the 2013-2014 options for bag limits, shooting hours, and season dates for waterfowl seasons occurring after September 30, presented in **Exhibit F-3**. **Exhibit F-3** is hereby incorporated into the official record of this meeting.

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

HOURS: One-half hour before sunrise to sunset.

Youth Waterfowl Days: February 1 and February 8, 2014 (youth must be age 15 or younger and accompanied by a properly licensed adult. The adult cannot duck hunt but may participate in other seasons that are open on the special youth day.)
Species include ducks, geese, brant, mergansers, coots and tundra swans.
The youth must have a valid permit to harvest a Canada goose (NE Hunt Zone only) or a tundra swan.

REGULAR DUCK SEASON (includes coots and mergansers)

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

Season Dates: October 2-5
November 9 – November 30
December 14 – January 25
(Black duck and mottled duck season closed until November 23.)

Bag Limits:

- a) **Conventional bag:** 6 ducks with no more than 4 scoters, 4 mallards with no more than 2 hen mallards, 3 wood ducks, 2 redheads, 2 scaup, 2 pintails, 1 black or mottled duck (season closed until November 23), 2 canvasbacks, or 1 fulvous whistling duck. The season on harlequin ducks is closed. (Possession limits are twice the daily bag unless otherwise noted.)
- b) **Coots and mergansers:** 15 coots; 5 mergansers (2 hooded mergansers)

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

Season Length: 105 hunting days

Season Dates: October 2 – January 31

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

GOOSE SEASONS

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

RESIDENT (RP) ZONE

Season Length: 78 days

Season Dates: October 2– October 12
November 9 – November 30
December 14 – February 8

Bag Limit: 5 geese per day

SOUTHERN JAMES BAY (SJB) ZONE

Season Length: 70 days

Season Dates: October 2 – October 30
November 9 - December 31

Bag Limit: 5 geese per day

NORTHEAST HUNT ZONE

Season Length: 14 days

Season Dates: January 10 – January 25

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

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

Season Length: 107 Days

Season Dates: October 16 – October 19
November 9 – March 8

Bag Limit: 25 birds daily (no possession limit)

Expanded hunting methods: allow use of electronic calls and unplugged guns from
February 10 – March 8

ATLANTIC BRANT:

Season Length: 30 Days

Season Dates: December 23 – January 25

Bag Limit: 2 birds daily

TUNDRA SWAN:

Season Length: 72 Days

Season Dates: November 9 - January 31

Bag Limit: One per season (with valid permit)

EXTENDED FALCONRY (*ducks and coots only*):

Season Length: 106 total hawking days (includes 60 days of gun season plus 16
days of special teal season)

Season Dates: October 21 – November 2
January 27 – February 15

Bag Limit: 3 migratory birds daily

EXTENDED FALCONRY (migratory game birds):

DOVE

<u>Season Dates:</u>	Oct. 12 - Nov. 16
<u>Daily Bag:</u>	3
<u>Possession:</u>	9

KING, CLAPPER, SORA AND VIRGINIA RAILS

<u>Season Dates:</u>	Nov. 23 – Dec. 28
<u>Daily Bag:</u>	3
<u>Possession:</u>	9

GALLINULE AND MOORHENS

<u>Season Dates:</u>	Nov. 23 - Dec. 28
<u>Daily Bag:</u>	3
<u>Possession:</u>	9

WOODCOCK

<u>Season Dates:</u>	Nov. 4 – Dec. 7 and Feb. 1 – Feb. 28
<u>Daily Bag:</u>	3
<u>Possession:</u>	9

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

<u>Season Dates:</u>	Oct. 21 – Nov. 2 and Jan. 27 – February 15
<u>Daily Bag:</u>	3
<u>Possession:</u>	9

Falconers may also hunt during the applicable gun seasons. Daily bag and possession limits of 3 and 9, respectively, apply while hunting during the gun season.

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

Falconry is not allowed on Sunday.

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

Adoption of a Season to Allow the Take of Migrant Peregrine Falcons – On a motion by Mark Craig and second by Nat Harris, the Commission adopted the proposal presented in **Exhibit G** to establish a 2013 season for the take of one live migrant juvenile peregrine falcon for use in falconry, with the following stipulations:

- Total allowable take is 1 bird during the period from September 20, 2013 through October 20, 2013.
- Any bird taken must be a juvenile.
- Take would be allowed only by permit from the WRC and only east of US Highway 17.
- No banded birds may be taken. Any banded birds captured must be immediately released at the site of capture.
- Permit will be issued through our special hunts permitting system (random).
- An individual issued a permit must have the proper state and federal falconry licenses/permits.
- The person receiving the permit must complete a post-season survey provided by DWM staff and submit that survey no later than December 15, 2013.

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

BOATING SAFETY RULEMAKING

Boating Safety Rulemaking – Public Comments Summary – Colonel Dale Caveny, *Enforcement Division Chief*, presented **Exhibit H**, a summary of public comments pertaining to proposed amendments to 15A NCAC 10F .0201, to provide additional exceptions pertaining to personal flotation devices (PFDs) and to increase clarity in the rule.

Rule Amendment Adoption (Safety Equipment) –Colonel Caveny presented **Exhibit I**, proposed amendments to 15A NCAC 10F .0201(safety equipment) Paddleboards were stricken from the list of vessels exempted from the requirement for carriage of a PFD because the U.S. Coast Guard does require possession of a PFD while using a paddleboard anywhere other than a surf or swim zone. Wes Seegars made a motion to adopt. The motion was seconded by Joe Barker and carried. **Exhibit I** is hereby incorporated into the official record of this meeting.

PROPERTY MATTERS

Phase II Land Acquisitions – Isaac Harrold, *Lands Program Manager*, presented **Exhibits J-1, J-2, J-3, J-4, and J-5**:

- Capel Tract – Montgomery County (J-1)
- Humpback Mountain Tract – Avery/McDowell counties (J-2)
- Duvall Tract, Little Tennessee River – Macon County (J-3)
- Hayesville Fishing Access Area, Hiwassee River – Clay County (J-4)
- Lewiston Boating and Fishing Access Area, Roanoke River (J-5)

The Commission formerly authorized agency staff to work with the State Property Office to investigate the properties and determine funding sources. Dell Murphy made a motion for final approval for the acquisition of the five Phase II properties. The motion was seconded by Garry Spence and carried. **Exhibits J-1, J-2, J-3, J-4, and J-5** are incorporated into the official record of this meeting.

Phase I Potential Land Acquisition, Pender County – **Exhibit J-6**, the 5 Eagles Tract in Pender County along the Northeast Cape Fear River, was an addition to the agenda at the request of the Land Use and Access Committee. On a motion by Dell Murphy and second by Joe Barker the Commission gave approval for staff to begin working with the State Property Office and funding partners to develop an acquisition plan for the 5 Eagles Tract. **Exhibit J-6** is hereby incorporated into the official record of this meeting.

Disposition of Surplus Property, Pender County – Subsequent to tabling by the Commission at the June 20, 2013 meeting with the request for staff to obtain more information about disposition of real property at the Watha State Fish Hatchery, the Commission reviewed information presented in **Exhibit K** by Isaac Harrold. Garry Spence made a motion to approve staff recommendation to demolish and replace three 20-year old residences located at the Watha State Fish Hatchery in Pender County. The motion was seconded by John Coley and carried. **Exhibit K** is hereby incorporated into the official record of this meeting.

Consideration of Partnership with Cleveland County for Shooting Range Facility – On a motion by Garry Spence and second by Dell Murphy, the Commission endorsed the *concept* of entering into a partnership with Cleveland County that was presented to the Land Use and Access Committee on August 28, 2013. The Commission plans to assist Cleveland County in the design and construction of a shooting range facility. Final endorsement of the project will be considered at a later meeting after more investigation by staff and presentation of final details to the Commission. (**Exhibit L**)

FIELD TRIAL SCHEDULE

On a motion by Nat Harris and second by Garry Spence, the Commission approved the 2013-2014 North Carolina Field Trial Association Running Schedule, presented in **Exhibit M**. **Exhibit M** is hereby incorporated into the official record of this meeting.

**NORTH CAROLINA FIELD TRIAL ASSOCIATION RUNNING SCHEDULE
2013-2014**

<u>Date</u>	<u>Club</u>	<u>Location</u>
October 5-6	Duplin County Field Club	Warsaw
October 17-20	Richmond County Field Trial Club	Hoffman
October 25-27	Catawba Classic	Hoffman
October 31, Nov 1-3	Tar Heel Open All Age Championship	Hoffman
November 4-10	Central Carolina Field Trial Club	Hoffman
November 15-17	Hoffman Amateur Field Trial Club	Hoffman
December 5-	Cool Spring FTC	Statesville
December 6-8	Carolina Amateur Field Trial Club	Hoffman
December 12-15	Region 111 Amateur Championship	Hoffman
December 16-21	NC Shooting Dog Championship	Hoffman
December 20-23	Six Run FTC	Rose Hill
January 2-6	Swamp Fox FTC	Carrington Tract
January 6-10	NC Pointing Dog Association	Carrington Tract
January 3-5	Pinehurst FTC	Hoffman
January 5-6	Aurora	Pactolus
January 11-13	Tarheel Brittany	Hoffman
January 16-18	Southeastern Brittany	Hoffman
January 21 - 23	Atlantic Coast Shooting Dog Championship	Hoffman
January 28-31, Feb	US Quail Futurity	Hoffman
February 7-9	NC Amateur All Age	Hoffman
February 14-16	Lean Breed	Hoffman
February 14-16	Six Run FTC	Rose Hill
Feb 28, Mar 1-2	German Shorthaired Pointer Club	Hoffman
March 7-10	NCFTA Open All Age	Hoffman
March 11-14	NC Open Quail Championship	Hoffman
March 15-18	Southern Pines Classic	Hoffman
March 20-23	Cool Spring FTC	Statesville

COMMENTS BY THE EXECUTIVE DIRECTOR

Executive Director Gordon Myers commended Captain Jon Evans and Lieutenant Mickey Little for this year's outstanding Recruit School and graduation that was held at Campbell University. Myers mentioned recent legislative changes that will provide a customer focused approach to boating safety. Some penalties have been reduced to infractions. Boating stops by WRC Enforcement will be conducted based on a strict standard of reasonable suspicion. The agency is planning Boating Safety summits among law enforcement agencies to learn about and coordinate multiple efforts across the state. Myers stated that the General Assembly requested a study to be completed by the NCWRC and DENR, with submission of a report in April 2014, concerning efficiencies between the WRC and Marine Patrol in providing for boating safety. Myers stated that the agency plans to implement budget reductions mandated by the General Assembly. He mentioned that the agency will make plans to conduct a new Commissioner orientation after the remaining appointments are announced.

BIOGRAPHICAL INFORMATION – COMMISSIONER TIM SPEAR

Executive Director Gordon Myers asked Betsy Haywood to read into the minutes some biographical information about Commissioner Tim Spear, who is a former Representative in the North Carolina House and former Wildlife Enforcement Officer. The biographical information is incorporated by reference into the official record of this meeting.

COMMENTS BY THE CHAIRMAN

Chairman Jim Cogdell thanked Gordon Myers for his leadership in moving the agency forward. He thanked staff for their assistance with his first meeting as Chairman. He again welcomed all visitors and especially new Commissioners Tommy Fonville and Tim Spear. The next meeting of the Wildlife Resources Commission will be November 7, 2013 in Raleigh.

ADJOURNMENT

There being no further business, the meeting was adjourned by Chairman Jim Cogdell at 11:00.

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

Jim Cogdell, Chairman Date

Gordon Myers, Executive Director Date

NORTH CAROLINA WILDLIFE RESOURCES COMMISSION

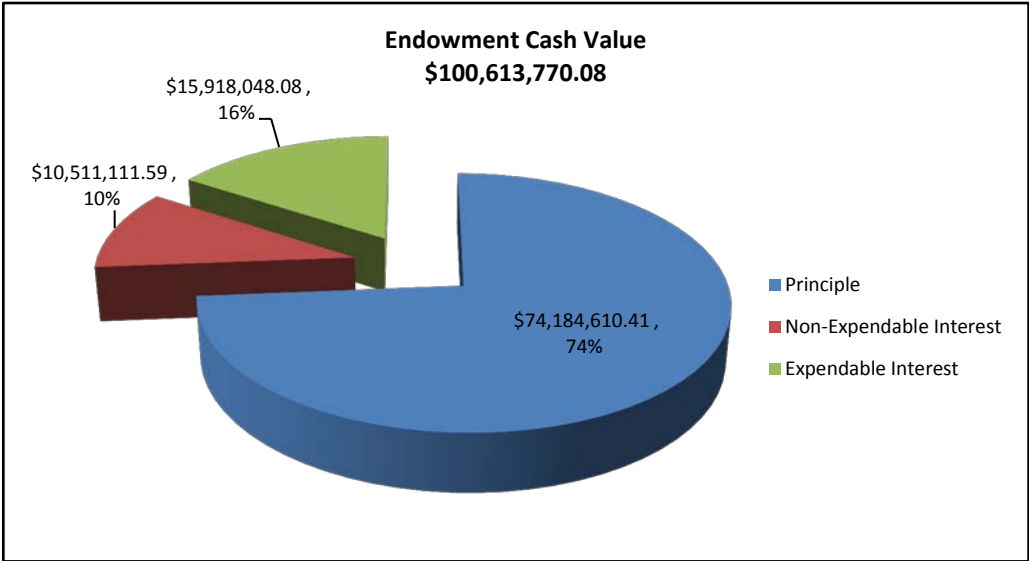
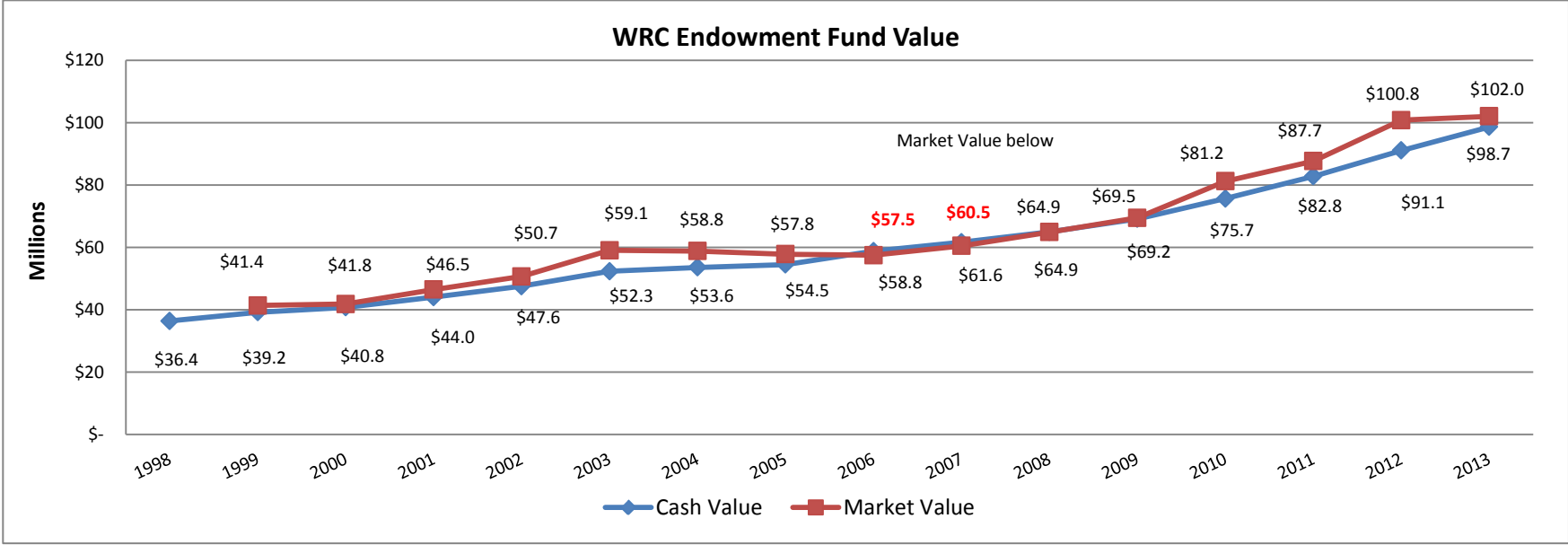
Summary and Analysis of Agency Operating Cash Balance - Code 14350, 24350, 24351 and 24352

EXHIBIT B

November 7, 2013

	September 2012		
Cash Balance July 1		\$ 22,177,706.67	
	2012-2013 Authorized Budget	Actual	% of Budget
Appropriations			
Appropriations	\$ 18,476,588.00	\$ 5,075,379.00	27.47%
Total	\$ 18,476,588.00	\$ 5,075,379.00	27.47%
Receipts			
License Receipts		\$ 4,919,040.00	
Vessel Receipts		1,671,310.00	
Federal Funds		6,187,478.00	
Magazine Subscriptions		118,134.13	
Professional Services		1,221,392.17	
Agency Reimbursements		318,644.71	
Other Receipts		457,655.66	
Total	\$	\$ 14,893,654.67	
Expenditures			
1100 Administration	\$ 10,036,476.00	\$ 2,238,396.91	
1120 Enforcement	20,628,608.00	5,237,001.04	
1130 Education	4,287,055.00	792,223.43	
1140 Inland Fisheries	9,705,446.00	2,046,116.49	
1150 Management	15,300,964.00	3,330,090.55	
1160 Engineering Services	7,571,039.00	1,886,112.15	
2170 W/Life Fund Receipts	2,283,488.00	238,850.55	
Total	\$ 69,813,076.00	\$ 15,768,791.12	22.59%
Cash Balance September 30		\$ 26,377,949.22	

	September 2013		
		\$ 21,922,571.86	
	2013-2014 Authorized Budget	Actual	% of Budget
Appropriations			
Appropriations	\$ 12,476,588.00	\$ 3,119,145.00	25.00%
Total	\$ 12,476,588.00	\$ 3,119,145.00	25.00%
Receipts			
License Receipts	\$ 16,209,649.00	\$ 5,436,113.45	
Vessel Receipts	6,445,459.00	1,807,355.00	
Federal Funds	17,831,634.00	6,118,327.00	
Magazine Subscriptions	345,432.00	122,960.15	
Professional Services	4,552,100.00	1,797,106.72	
Agency Reimbursements	3,932,934.00	295,840.10	
Other Receipts	1,156,721.00	617,593.37	
Total	\$ 50,473,929.00	\$ 16,195,295.79	32.09%
Expenditures			
1100 Administration	\$ 8,180,058.00	\$ 2,199,441.68	
1120 Enforcement	20,074,886.00	5,025,567.00	
1130 Education	3,949,997.00	840,446.67	
1140 Inland Fisheries	9,715,530.00	1,913,473.72	
1150 Management	9,112,428.00	3,082,889.39	
1160 Engineering Services	14,155,306.00	4,782,035.70	
2170 W/Life Fund Receipts	2,282,988.00	279,139.10	
Total	\$ 67,471,193.00	\$ 18,122,993.26	26.86%
Cash Balance September 30		\$ 23,114,019.39	



Endowment Fund September, 2013

Revenues	\$ 299,150.00
Return on Investment	\$ 402,881.90
Transfer to Operations	\$ -
Book Value	\$ 100,613,770.08
Market Value	\$ 103,266,307.10

EXHIBIT C-1

November 7, 2013

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

- PHASE I: INITIAL INVESTIGATION-

WRC Staff Contact: Gordon Warburton/David Stewart

Date First Presented to WRC: November 7, 2013

Tract Name: Allen Tract

Acreage: 128

County: Swain

Estimated Value: Tax Value \$339,130.00 (approximately \$2,650/acre)

Property Owner or Representative: Kermit Allen

Phone: (828) 488-2954

Address: 230 Wagon Wheel Drive
Bryson City, NC 28713

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: Clean Water Management Trust Fund

OTHER (explain): Federal Assistance in Wildlife Restoration (PR) Grant

Resources Assessment and Biological Benefits (brief): Acquisition of this property is significant as part of the total management project being carried out in the mountain Eco region. WRC ownership of the tract will increase conservation ownership of properties in the immediate area such as the Nantahala National Forest and properties owned by the Land Trust for the Little Tennessee (LTLT). In a broader sense, WRC ownership of the tract will help ensure ecosystem integrity at the landscape level by increasing connectivity of lands in conservation ownership such as Nantahala National Forest, Great Smoky Mountains National Park, Needmore Game Land (WRC holdings), LTLT lands and various private holdings that are in conservation ownership or have conservation easements that are located in the vicinity. WRC ownership will help reduce land fragmentation as well.

Management objectives will include restoring or maintaining the oak forest and cove forest priority wildlife habitats that are located on the tract. Large rock outcrop complexes are present on the property. Rock outcrops are extremely rare at the landscape level and are most threatened by development and recreational impacts. WRC ownership would ensure these are protected and

managed properly. WRC ownership may also provide opportunities to create some early successional habitat, which is also a priority wildlife habitat

The tract is a high value watershed for protection of native fish and other aquatic species populations in the Little Tennessee River. Field investigations by WRC staff discovered that the Sickie fin Red Horse use this area of transition from the free flowing Little Tennessee River to the impounded Fontana Lake. The Sickie fin is currently a state listed species but is a candidate for federally listed endangered species.

Public recreational opportunities will include hunting, fishing, hiking, bird watching, photography, and general nature study. Research/educational opportunities may exist as priority wildlife habitats are managed and maintained. The entire tract is forested with Appalachian oak and the predominant forest type is Appalachian Cove Forest. Common wildlife species found on the tract include wild turkey, black bear, white-tailed deer, gray squirrel, and ruffed grouse, as well as various songbirds, salamanders, and small mammals. The tract is adjacent to existing Needmore Game Land.

Additional Comments: Public access to tract provided by Poplar Cove Road. Acquisition will greatly enhance hunter/angler access to existing game lands and a popular section of the Little Tennessee River

Program Potential: Game Land – Needmore Game Land Addition

Wildlife Conservation Area Fishing Access Area None

Potential Source(s) of Stewardship Funds (indicate federal:state match rates): Pittman-Robertson Federal Assistance Grant (75% federal; 25% state)

Relative Priority Evaluation Score (attach worksheet):

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

Map Attached: Yes No

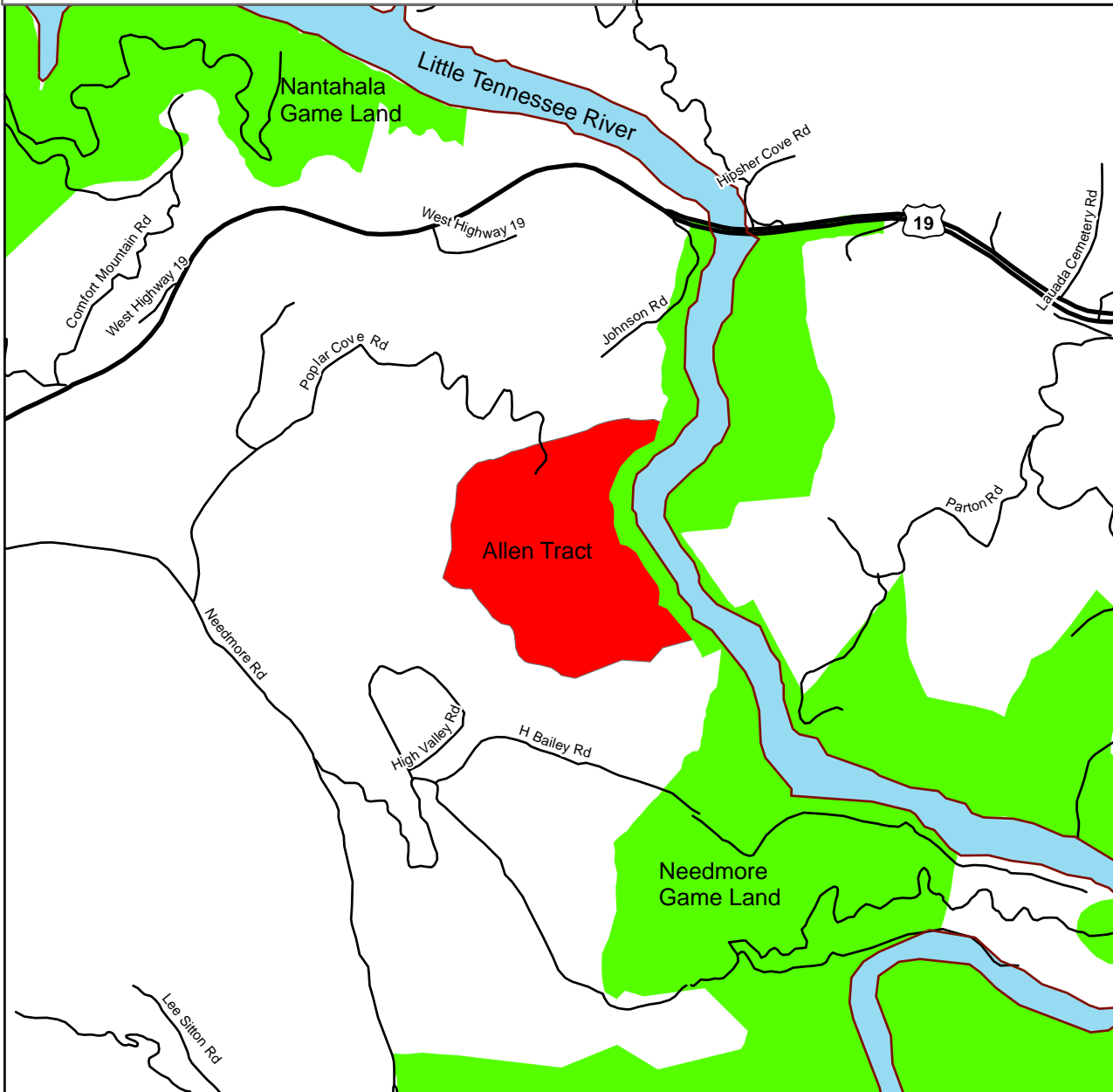
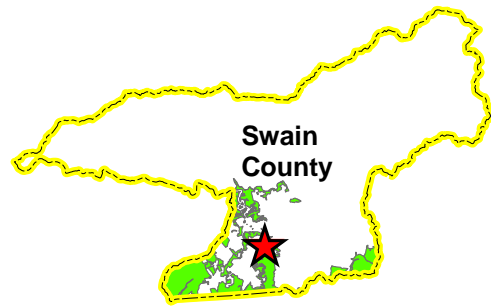
WORKSHEET

Relative Priority Evaluation for Conservation Lands

Tract Name (Needmore Game Land) Allen Tract

Criterion	Score (1-5) 5=Excellent 1=Poor
1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands.	<u>5</u>
2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities.	<u>5</u>
3. No conflicting surrounding land uses.	<u>5</u>
4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats.	<u>5</u>
5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts.	<u>5</u>
6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources.	<u>5</u>
7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access?	<u>Yes</u>
8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 acre minimum)?	<u>NA</u>
9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion?	<u>Yes</u>
TOTAL SCORE	<u>30</u>

Allen Tract Needmore Game Land Swain County 128 Acres



October 19, 2013

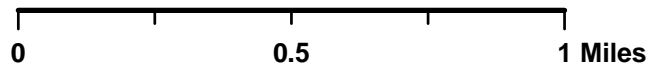


EXHIBIT C-2

November 7, 2013

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

- PHASE I: INITIAL INVESTIGATION-

WRC Staff Contact: Gordon Warburton/Kip Hollifield

Date First Presented to WRC: November 7, 2013

Tract Name: Page Tract

Acreage: 46.72

County: Cleveland

Estimated Value: \$140,000 (approximately \$3,000/acre)

Property Owner or Representative: Ken Page

Phone: (828) 442-6756

Address: 123 Glenbrook Drive
Old Fort, NC 28762

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: Clean Water Management Trust Fund

OTHER (explain): Federal Assistance in Wildlife Restoration (PR) Grant

Resources Assessment and Biological Benefits (brief): Acquisition of this property is significant as part of the total management project being carried out in the South Mountains area. Acquisition of the Page tract is particularly significant since it would solidify public access to a portion of South Mountains Game Land that currently has relatively poor access. WRC ownership of the tract will help ensure ecosystem integrity of the area and remove a portion of an inholding in the game land. The entire tract is forested with Appalachian oak and Appalachian cove forests predominant on the tract. Management objectives will include restoring or maintaining the oak forest and cove forest priority wildlife habitats that are located on the tract. Common wildlife species found on the tract include wild turkey, black bear, white-tailed deer, and gray squirrel, as well as various songbirds, salamanders, and small mammals. Public recreational opportunities will include hunting, hiking, bird watching, photography, and general nature study. Research/educational opportunities may also exist as priority wildlife habitats are managed and maintained.

The Page tract is immediately adjacent the Rollins/South Mountains State Natural Area. Both the Element Representational and Element Collective Ratings for this natural area are identified as Exceptional, which means the site represents one of the best two examples of critically imperiled or imperiled elements within the state and contains a minimum of at least 10 elements which are currently tracked.

Additional Comments: The Page tract is located just past the end of Pheasant Creek Road (SR 1535). There is currently public access on WRC property at the end of Pheasant Creek Rd., but it is difficult for the public to fully utilize due to the complexity of the boundary at this location. Acquisition of the Page tract would help alleviate this situation

Program Potential: Game Land – South Mountains Game Land Addition

Wildlife Conservation Area Fishing Access Area None

Potential Source(s) of Stewardship Funds (indicate federal:state match rates): Pittman-Robertson Federal Assistance Grant (75% federal; 25% state)

Relative Priority Evaluation Score (attach worksheet):

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

Map Attached: Yes No

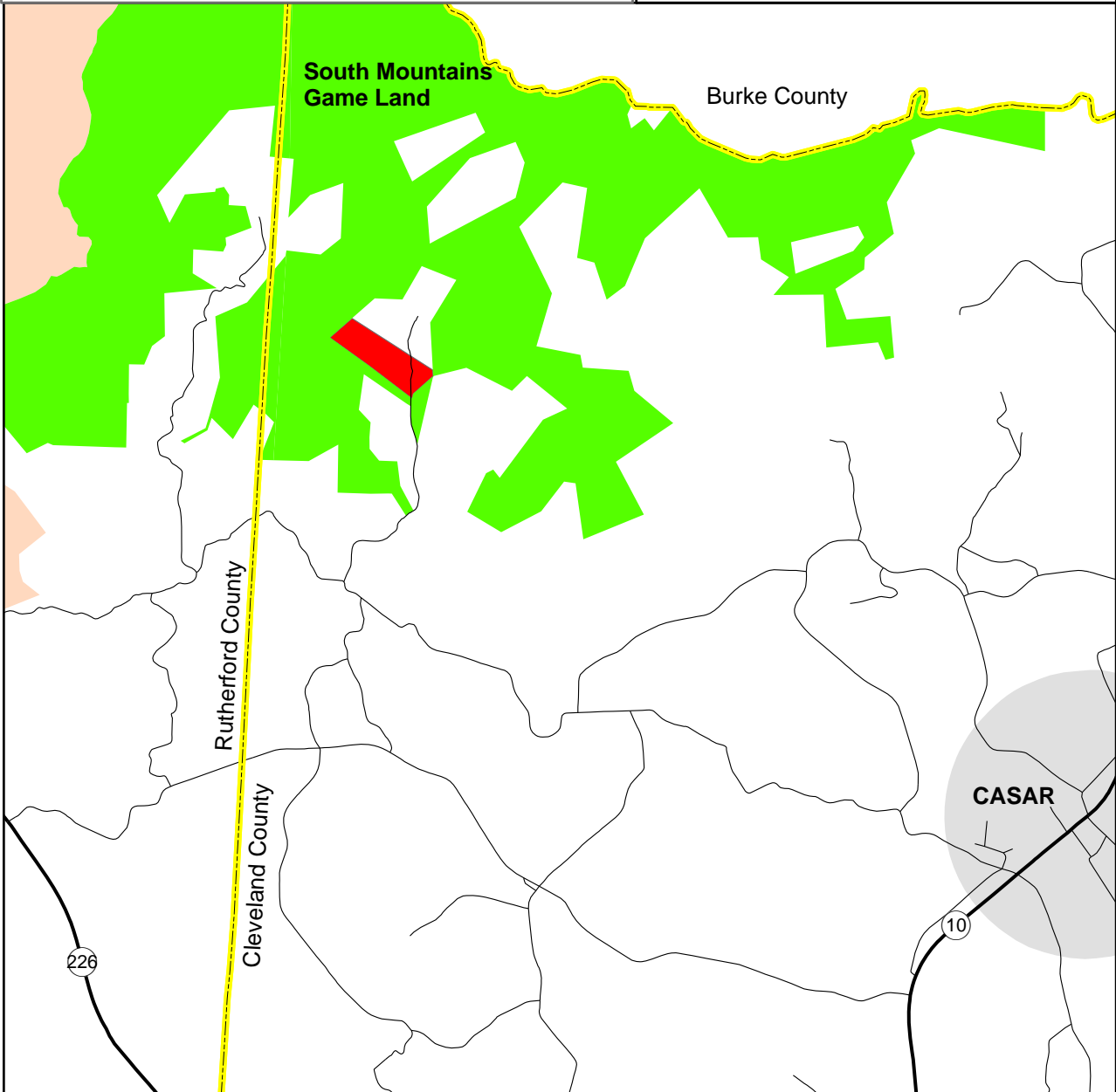
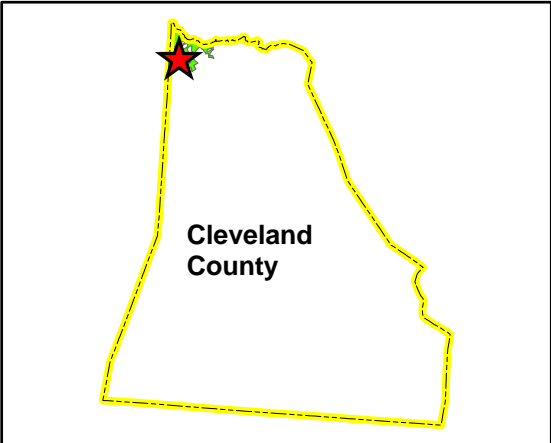
WORKSHEET

Relative Priority Evaluation for Conservation Lands

Tract Name (South Mountains GL) Page Tract

Criterion	Score (1-5) 5=Excellent 1=Poor
1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands.	<u>5</u>
2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities.	<u>4</u>
3. No conflicting surrounding land uses.	<u>4</u>
4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats.	<u>5</u>
5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts.	<u>5</u>
6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources.	<u>4</u>
7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access?	<u>NA</u>
8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 acre minimum)?	<u>NA</u>
9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion?	<u>NA</u>
TOTAL SCORE	<u>27</u>

**Page Tract
South Mountains GL
Cleveland County
46.72 Acres**



October 19, 2013

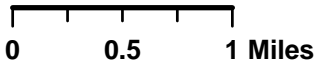


EXHIBIT C-3

November 7, 2013

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

- PHASE I: INITIAL INVESTIGATION-

WRC Staff Contact: Gordon Warburton/Kip Hollifield

Date First Presented to WRC: November 7, 2013

Tract Name: Wolf Laurel Tract

Acreage: 750

County: Yancey

Estimated Value: \$3,000,000 (approximately \$4,000/acre)

NOTE: Tract is offered as a donation by Yukon Property LLC

Property Owner or Representative: Yukon Property LLC, c/o Walter Hall

Phone: (404) 496-4100

Address: 3405 Piedmont Road, Suite 400
Atlanta, Georgia 30305

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: Clean Water Management Trust Fund

OTHER (explain): NA – offered as donation by Yukon Property LLC

Resources Assessment and Biological Benefits (brief): The benefits of NCWRC ownership of the Wolf Laurel Tract are enormous. It is a high elevation (>4,500 feet) tract located near the North Carolina – Tennessee state line. High elevation habitats such as spruce-fir, and early successional/balds and fields are Wildlife Action Plan priority habitats in addition to being extremely rare and imperiled types. The northern tip of the Wolf Laurel property lies 0.5 miles south of the Big Bald Significant Natural Heritage Area and could potentially provide habitat or movement corridors for some or all of the listed animal species from the nearby SNHA. These species include the Federally Endangered Carolina northern flying squirrel (*Glaucomys sabrinus coloratus*), Appalachian cottontail (*Sylvilagus obscurus* – Significantly Rare), and northern pigmy salamander (*Desmognathus organi*). Recently, the Bald Mountain area was documented to be used by over-wintering Golden Eagles. Finally, the candidate species, golden-winged warbler is also near this tract and with proper management could become present on this tract.

There is an extant record for State Threatened large purple-fringed orchid (*Platanthera grandiflora*) at McKinney Gap on the Wolf Laurel property, one of 15 extant records in the state at this time. There are historical records for three other rare plant species from the immediate vicinity of the Wolf Laurel property: Roan Mt sedge (*Carex roanensis* - Significantly Rare), American speedwell (*Veronica americana* - State Threatened), and yellow lady's tresses (*Spiranthes ochroleuca* – State Threatened).

The tract is a high value watershed for protection of native fish and other aquatic species populations as it contains “reference reach” streams that are the head waters of the Cane Creek and Nolichucky rivers.

The primary management objectives would be restoration of spruce-fir for the benefit of the northern flying squirrel and other wildlife associated with this type, and restoration of high elevation early successional habitat for species such as the golden-winged warbler. Acquisition of this property is significant as part of the total management project being carried out in the mountain Ecoregion. WRC ownership of the tract will increase conservation ownership of properties in the immediate area such as the Pisgah National Forest. WRC ownership of the tract will help ensure ecosystem integrity at the landscape level by increasing connectivity of lands in conservation ownership such as Pisgah National Forest and other conservation lands. WRC management will have a significant, positive impact.

The southern portion was heavily managed not too long ago and therefore will provide opportunities for restoration. The southern portion also has roads.

Public recreational opportunities will include hunting, fishing, hiking, bird watching, photography, and general nature study. Research/educational opportunities may also exist as priority wildlife habitats are developed. The tract will provide outstanding opportunities for wildlife viewing.

Additional Comments: This tract is being proposed as a donation to NCWRC. The donation must be made before 31 December, 2013. In light of this, it will be necessary for a surrogate recipient (Land Trust) to accept the donation until all necessary approvals are in place. This is a rare opportunity to assume ownership of a high elevation tract and one that adjoins the Pisgah National Forest.

Program Potential: Game Land – Pisgah Game Land Addition

Wildlife Conservation Area Fishing Access Area None

Potential Source(s) of Stewardship Funds (indicate federal:state match rates): Pittman-Robertson Federal Assistance Grant (75% federal; 25% state)

Relative Priority Evaluation Score (attach worksheet):

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

Map Attached: Yes No

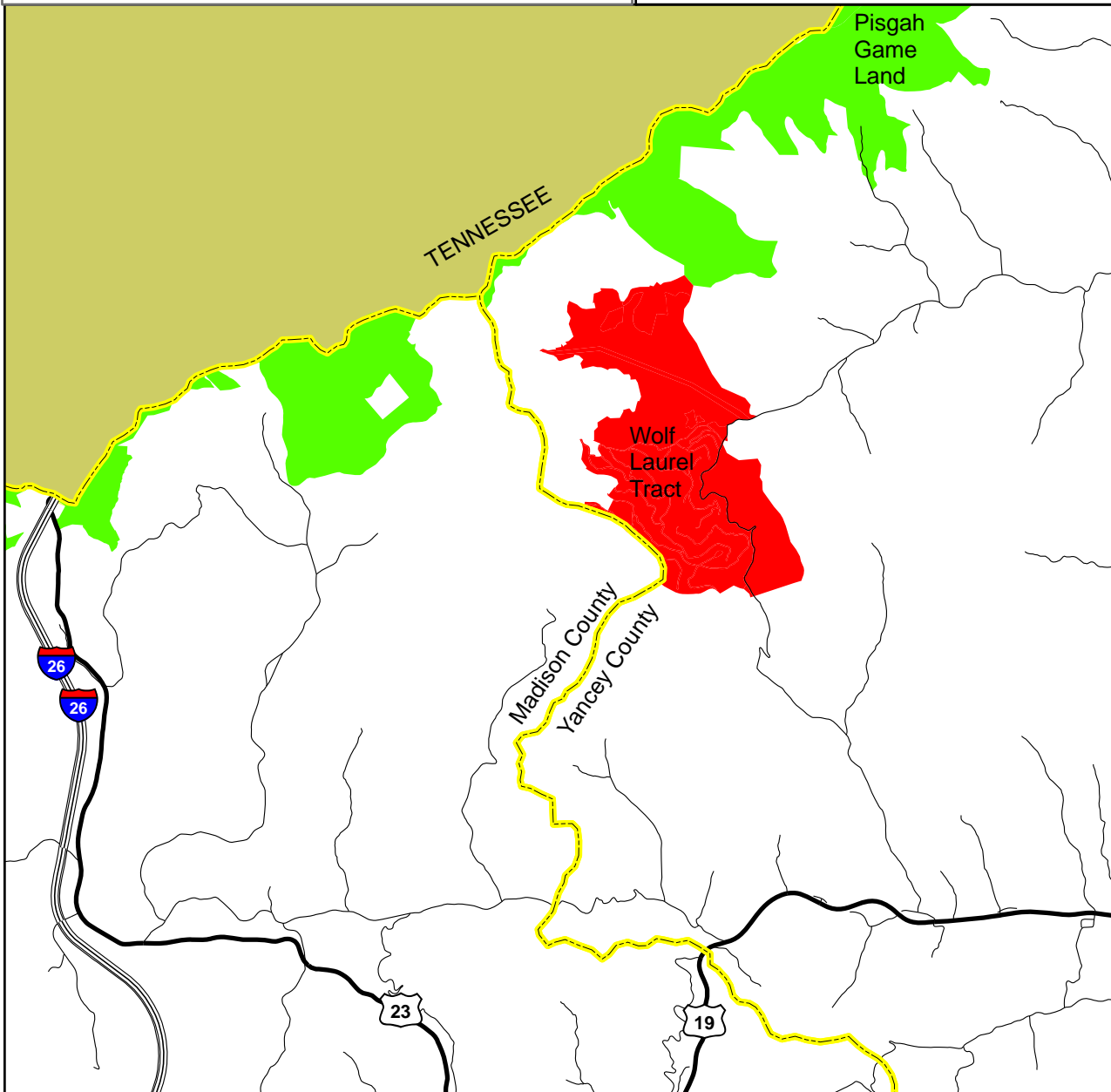
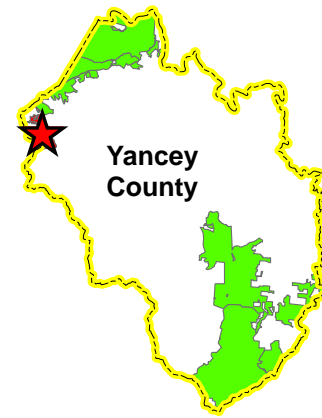
WORKSHEET

Relative Priority Evaluation for Conservation Lands

Tract Name (Pisgah Game Land) Wolf Laurel Tract

Criterion	Score (1-5) 5=Excellent 1=Poor
1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands.	<u>5</u>
2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities.	<u>5</u>
3. No conflicting surrounding land uses.	<u>5</u>
4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats.	<u>5</u>
5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts.	<u>5</u>
6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources.	<u>5</u>
7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access?	<u>NA</u>
8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 acre minimum)?	<u>NA</u>
9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion?	<u>NA</u>
TOTAL SCORE	<u>30</u>

Wolf Laurel Tract Pisgah Game Land Yancey County 750 Acres



October 19, 2013

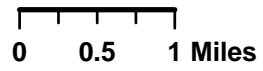


EXHIBIT C-4

November 7, 2013

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

- PHASE I: INITIAL INVESTIGATION-

WRC Staff Contact: Kendrick Weeks

Date First Presented to WRC: November 7, 2013

Tract Name: Reinberg Tract

Acreage: 113

County: Watauga

Estimated Value: Asking Price \$712,000 (approximately \$6,300/acre)

Property Owner or Representative:

Owner: David Reinberg Family Trust, c/o Patsy Reinberg
2970 Saint Johns Ave., Jacksonville, FL 32205-8729

Agent: Mountain Land Company, Paul Christian Breden
15784 US Highway 421 South, Deep Gap, NC 28618
Phone: 800-849-9225 (office), 828-263-2340 (cell)

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: Clean Water Management Trust Fund

OTHER: Section 6 Endangered Species Recovery Land Acquisition Grant

Resources Assessment and Biological Benefits (brief): The primary conservation benefit of the Reinberg tract is that it contains four summer roost caves used by federally endangered Virginia big-eared bats (*Corynorhinus townsendii virginianus*). Other rare species documented in the area include a liverwort (*Plagiochila sullivantii* var. *sullivantii*) along the slopes of Beech Creek. Based upon this information, NC Natural Heritage Program has developed a Significant Natural Heritage Area named Beech Creek Slopes and further surveys are currently being conducted in the area by NCNHP staff. Tract is within the Watauga River Basin, which is known to contain hellbender salamanders (*Cryptobranchus alleghaniensis*) and brook trout (*Salvelinus fontinalis*). The tract is approximately 1.5 miles downstream of Beech Creek Bog State Natural Area and although acquisition would not provide a complete conservation corridor, the tract has the potential to provide an anchor for protection of Beech Creek Slopes SNHA from the confluence of Beech Creek and Pond Creek, to the Beech Creek Bog State Natural Area.

Public recreation opportunities include hunting (potentially limited opportunities by permit only), fishing, wildlife viewing, nature photography, and general nature study. There are two streams (Beech Creek and Pond Creek) that converge on the Reinberg property. Both are steep, rocky, shallow streams, with small cascades and some deeper pools (max of approx. 3ft), until confluence near the Presnell School Rd, where the stream widens and offers some deeper pools. Streams have some minor siltation, presumably from upstream residential development. No buildings or utilities are present on the property

Beech Creek and Pond Creek are classified by the Division of Water Quality as Class C Trout streams. Approximately 1000 feet of fishable trout waters are contained within this tract (Beech and Pond Creeks).

Additional Comments: Property listing with Mountain Land Company may be viewed at <http://www.ncmountainland.net/113-83-acres-watauga-county-nc-712000/>

Property can be accessed from Presnell School Road; take Hwy 194 north of Banner Elk and turn left on Oliver Hill Rd, then right onto Worley Rd, then left onto Andy Hicks Rd, then left onto Presnell School Rd., and property is at hairpin curve/bridge that crosses Beech Creek.

Program Potential: Game Land Wildlife Conservation Area
 Fishing Access Area None

Potential Source(s) of Stewardship Funds (indicate federal:state match rates): Pittman-Robertson Federal Assistance Grant (75% federal; 25% state); State Wildlife Grant (65% federal:35% state)

Relative Priority Evaluation Score (attach worksheet):

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

Map Attached: Yes No

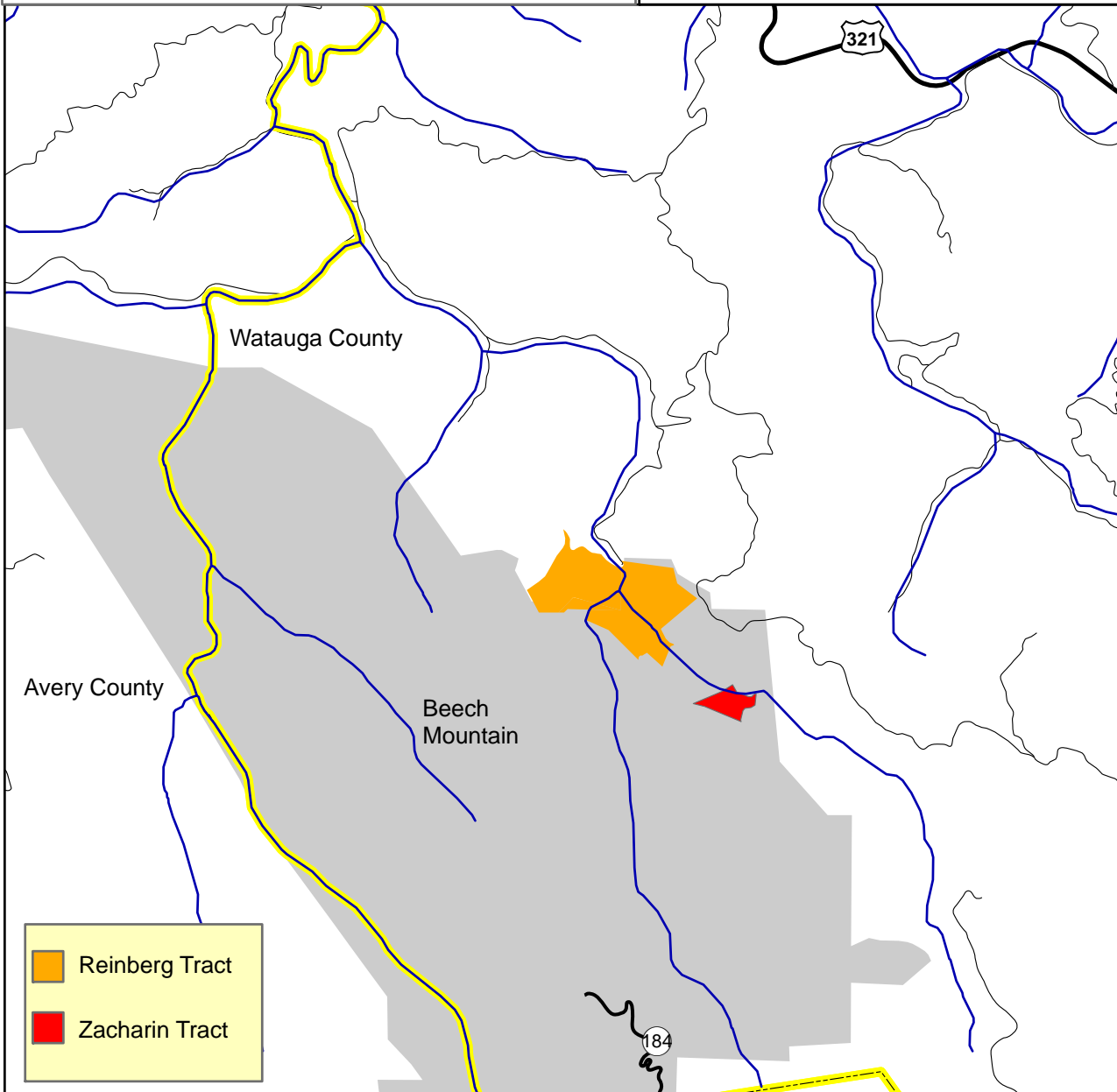
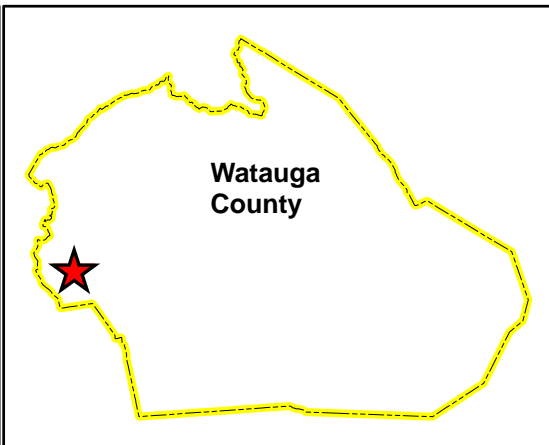
WORKSHEET

Relative Priority Evaluation for Conservation Lands

Tract Name (Beech Mountain) Reinberg Tract

Criterion	Score (1-5) 5=Excellent 1=Poor
1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands.	<u>2</u>
2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities.	<u>3</u>
3. No conflicting surrounding land uses.	<u>2</u>
4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats.	<u>2</u>
5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts.	<u>2</u>
6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources.	<u>5</u>
7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access?	<u>Yes</u>
8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 acre minimum)?	<u>No</u>
9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion?	<u>Yes</u>
TOTAL SCORE	<u>16</u>

Reinberg Tract Beech Mountain, NC Watauga County 113 Acres



October 19, 2013

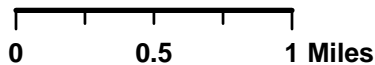


EXHIBIT C-5

November 7, 2013

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

- PHASE I: INITIAL INVESTIGATION -

WRC Staff Contact: Kendrick Weeks

Date First Presented to WRC: November 7, 2013

Tract Name: Zacharin Tract

Acreage: 11.5

County: Watauga

Estimated Value: Tax Value \$77,600 (approximately \$6,750/acre)

Property Owner or Representative: Edan and Elana Zacharin

Phone: (954) 985-3838 Work; (305) 792-4030 Home; (954) 494-1465 Cell

Address: 21244 Harbor Way Apt 212
Aventura, FL 33180

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: Clean Water Management Trust Fund

OTHER: Section 6 Endangered Species Recovery Land Acquisition Grant

Resources Assessment and Biological Benefits (brief): The primary natural resource value of the Zacharin tract is that the property contains the first and largest maternity colony cave found in NC for federally endangered Virginia big-eared bat (*Corynorhinus townsendii virginianus*). The species is known to hibernate in caves on Grandfather Mountain. Other rare species documented in the area include a liverwort (*Plagiochila sullivanii* var. *sullivanii*) along the slopes of Beech Creek. Based upon this information, NC Natural Heritage Program has developed a Significant Natural Heritage Area named Beech Creek Slopes and further surveys are currently being conducted in the area by NCNHP staff. Tract is within the Watauga River Basin, which is known to contain hellbender salamanders (*Cryptobranchus alleghaniensis*) and brook trout (*Salvelinus fontinalis*). Tract is approximately 1.5 miles downstream of Beech Creek Bog State Natural Area and although it does not provide a complete conservation corridor, the tract has the potential to provide a connection for protection of Beech Creek Slopes SNHA along Beech Creek to the Beech Creek Bog State Natural Area.

Public recreation opportunities are limited due to the small size of the tract and the sensitive nature of the maternity bat roost. Further acquisitions within the Beech Creek Slopes SNHA would improve this condition.

Additional Comments: <1.5 miles downstream of Beech Creek Bog State Natural Area (NC Parks and Recreation). The Zacharin's are practicing Jews; no contact between sundown on Friday and sundown Saturday.

Program Potential: Game Land Wildlife Conservation Area
 Fishing Access Area None

Potential Source(s) of Stewardship Funds (indicate federal:state match rates): Pittman-Robertson Federal Assistance Grant (75% federal; 25% state); State Wildlife Grant (65% federal:35% state)

Relative Priority Evaluation Score (attach worksheet):

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

Map Attached: Yes No

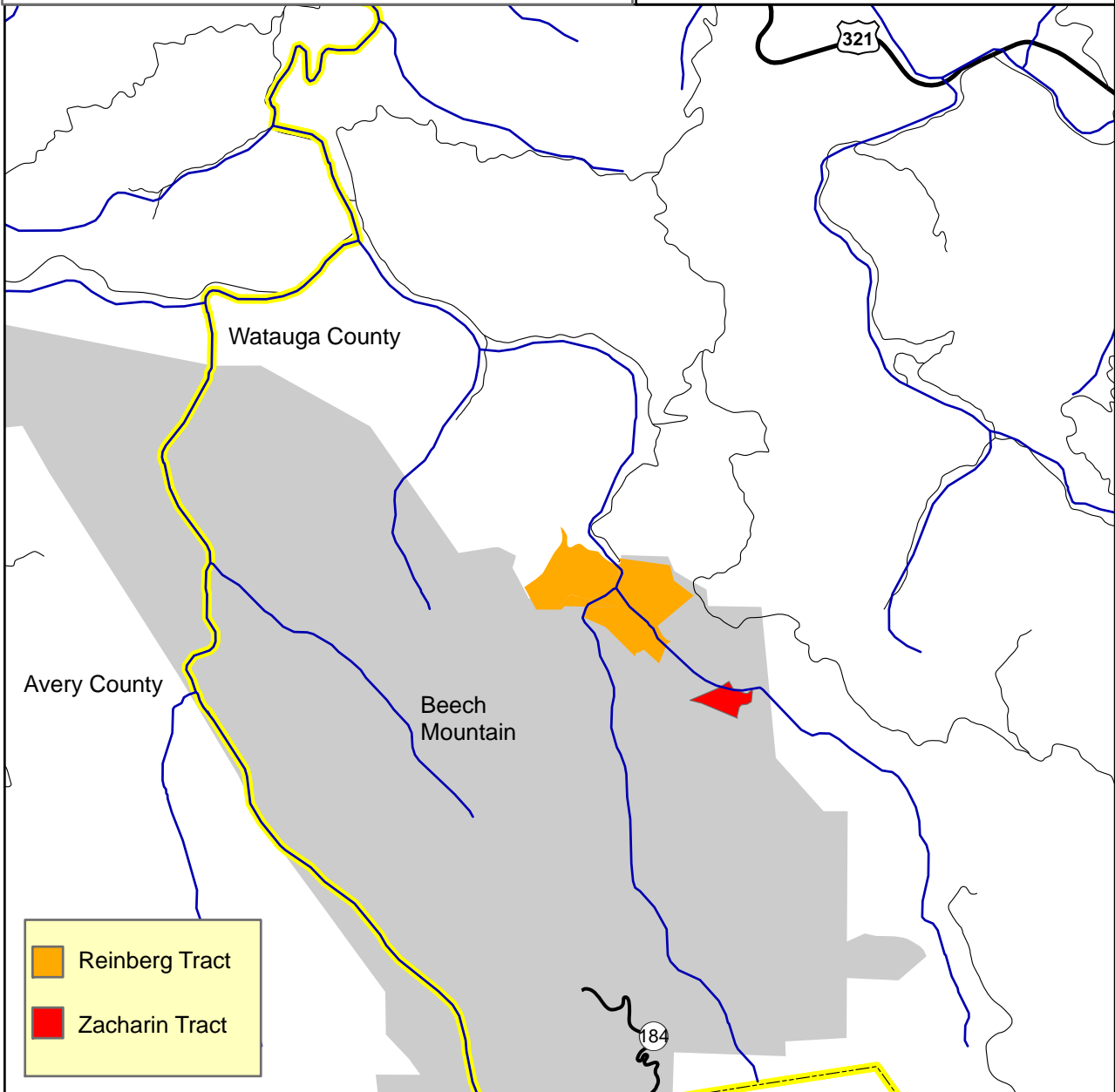
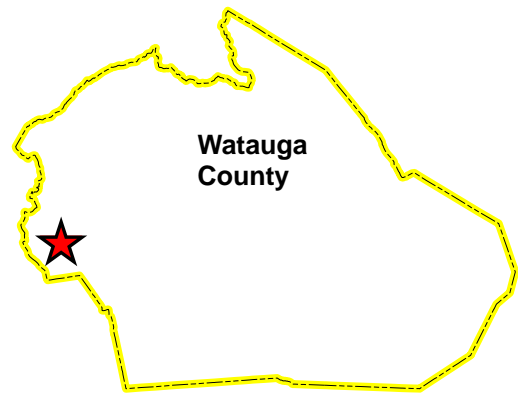
WORKSHEET

Relative Priority Evaluation for Conservation Lands

Tract Name (Beech Mountain) Zacharin Tract

Criterion	Score (1-5) 5=Excellent 1=Poor
1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands.	<u>1</u>
2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities.	<u>1</u>
3. No conflicting surrounding land uses.	<u>2</u>
4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats.	<u>3</u>
5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts.	<u>3</u>
6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources.	<u>5</u>
7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access?	<u>No</u>
8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 acre minimum)?	<u>No</u>
9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion?	<u>No</u>
TOTAL SCORE	<u>15</u>

Zacharin Tract Beech Mountain, NC Watauga County 11.5 Acres



October 19, 2013

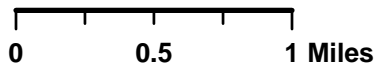


EXHIBIT D-1

November 7, 2013

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

-PHASE II: FINAL ACQUISITION DETAILS-

WRC Action/Approval to Pursue (Date): August 30, 2012

Tract: McFadden Tract; Bladen County, 250 Acres

Acquisition Plan (specify total project cost, each source, and amount of OBLIGATED funds):

Accept donation of the tract from the North Carolina Coastal Land Trust.

Based on Appraisal: Yes No NA

If Yes, Name of Appraiser:

Date of Appraisal: NA

Appraisal Handled by State Property Office: Yes No NA

Acquisition Plan Includes Bargain Sale: Yes No

If Yes, Explain Details:

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

Pittman-Robertson Federal Assistance Grant (75% federal: 25% state)

Five Year Stewardship Costs & Revenue Projection Evaluation (attach worksheet)

Five Year Estimate of Total Stewardship Expenditures:	\$:	1,905
Five Year Estimate of Total Projected Revenue:	\$:	0

Additional Comments: NA

McFadden TRACT WORKSHEET
Five Year Stewardship Costs and Revenue Projections
(Five Years Post Acquisition)

STEWARDSHIP					
Estimated Stewardship Expenditures					
Tract Name	Activity	Quantity	Unit	Unit Cost	Total Cost
McFadden Tract	Establish & maintain boundary	3	mi.	\$135	\$405.00
	Install gates	2	ea.	\$750	\$1,500.00
Total					\$ 1,905.00

REVENUE					
Estimated Revenue Projections					
Tract Name	Source	Quantity	Unit	Unit Revenue	Total Revenue
McFadden Tract					\$ -
	NA	NA	NA	NA	\$ -
Total					\$ -

**North Carolina Wildlife Resources Commission
Land Acquisition Investigation Form**

-PHASE I: INITIAL INVESTIGATION-

WRC Staff Contact: Tommy Hughes

Date First Presented to WRC: August 30, 2012

Tract Name: McFadden

Acreage: 250

County: Bladen

Estimated Value: Pending appraisal – landowner asking \$575,000 (\$2,300/acre)

Property Owner or Representative: Charles J. Moody, III

Phone: (W) 252-633-6484 (C) 252-514-7641

Address: P.O. Box 15069, 2313 Grace Avenue, New Bern 28561

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: NHTF CWMTF

OTHER (explain): The NC Coastal land Trust (NCCLT) has applied for a North American Wetlands Conservation Act (NAWCA) grant to purchase this tract. If the WRC approves this tract for acquisition, we would work with NCCLT to acquire and transfer to the WRC. There is a possibility that additional funds may be needed, but that will not be known until negotiations begin on the tract. \$ 525,000 has been requested in the submitted NAWCA grant.

Resources Assessment and Biological Benefits (brief): Property consists of lowland natural regenerated hardwoods (30-50 yr. old) along the Cape Fear River Basin. French's Creek passes through the property and is impounded in several locations by beaver dams creating attractive tupelo gum swamps. Waterfowl (Gadwall and Wood ducks) use the impounded areas. Thirty to forty acres of the tract contains natural regenerated 30-50 year old loblolly pine that can be regenerated to longleaf pine. Approximately 2,251 feet of flood control dike exists on the property that was apparently constructed following the 1942 Cape Fear River flood and is of historical value. The tract has 3,923 feet of Cape Fear River frontage.

The Biodiversity/Wildlife Habitat Index prioritizes aquatic and terrestrial habitat, landscape function and connectivity. Based upon data found in the NC Conservation Planning Tool, the McFadden Biodiversity index averaged a score of 7 out of 10 (1 represents the lowest possible score and 10 represents the highest possible score). Approximately 72% of the tract scored between 6-9. Areas that support this level of species richness should be targeted for protection.

Additional Comments: The property has approximately 996 feet of road frontage to Cassius Smith Road (SR 1538). Approximately 1,760 feet of trail currently exists on the property. Existing vehicular access to the tract is by a sand road across an adjoining landowner. No easements currently exist; however, there may be opportunity for administrative easement across this existing road.

Program Potential: Game Land Wildlife Conservation Area Fishing Access Area
 None

Potential Source(s) of Stewardship Funds (indicate federal:state match rates):
W-57 Pittman-Robertson Federal Assistance Grant (75% federal: 25% state)

Relative Priority Evaluation Score (attach worksheet)

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

Map Attached: Yes No

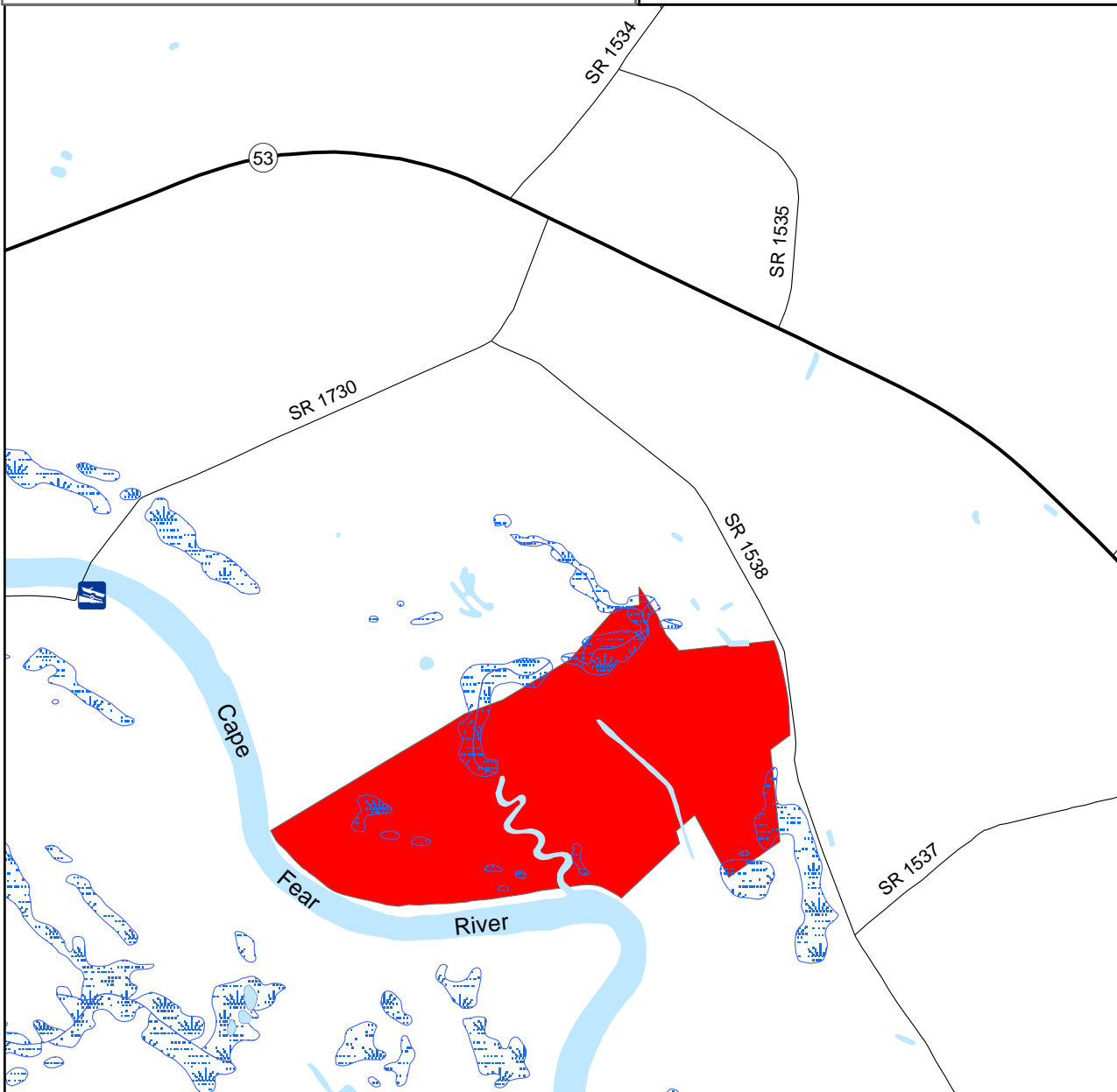
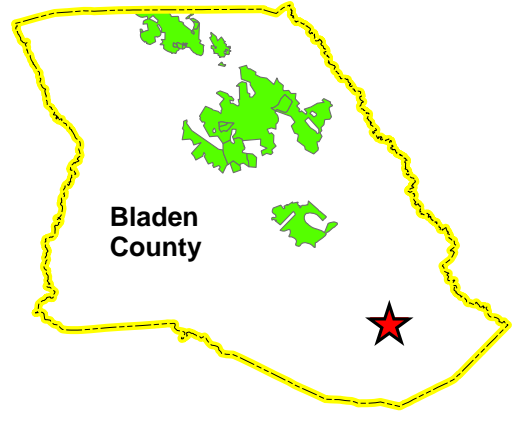
WORKSHEET

Relative Priority Evaluation for Conservation Lands

Tract Name (Focal Area) McFadden Tract (Milvin Marshall)

Criterion	Score (1-5) 5=Excellent 1=Poor
1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands.	<u>4</u>
2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities.	<u>5</u>
3. No conflicting surrounding land uses.	<u>5</u>
4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats.	<u>5</u>
5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts.	<u>5</u>
6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources.	<u>5</u>
7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access?	<u>Yes</u>
8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 minimum)?	<u>Yes</u>
9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion?	<u>No</u>
TOTAL SCORE	<u>29</u>

Marshall Property McFadden Tract Bladen County 250 Acres



August 10, 2012

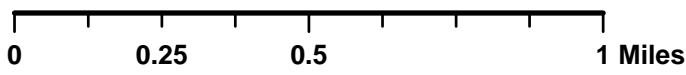


EXHIBIT D-2

November 7, 2013

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

-PHASE II: FINAL ACQUISITION DETAILS-

WRC Action/Approval to Pursue (Date): August 30, 2012

Tract: Faircloth Tract; Bladen County, 124 Acres

Acquisition Plan (specify total project cost, each source, and amount of OBLIGATED funds):

Project was originally presented as two parcels totaling 193 acres. Following appraisals, the 69 acre tract was withdrawn from consideration. A purchase price of \$108,000 has been negotiated for the remaining 124 acre inholding (based on the average of two appraisals). Source of funds will be WRC license receipts.

Total Acreage: 124

Total Cost: \$108,000 (\$871/acre)

Based on Appraisal: Yes No NA

If Yes, Name of Appraiser:

Requested by:	Appraiser	Effective Date	Appraised Value
WRC	Anthony Graham	11/26/2012	\$ 98,000.00
Bank	Matthew Edwards	01/30/2013	\$118,000.00

Date of Appraisal: See above.

Appraisal Handled by State Property Office: Yes No NA

Acquisition Plan Includes Bargain Sale: Yes No

If Yes, Explain Details:

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

Pittman-Robertson Federal Assistance Grant (75% federal: 25% state)

Five Year Stewardship Costs & Revenue Projection Evaluation (attach worksheet)

Five Year Estimate of Total Stewardship Expenditures:	\$:	16,800
Five Year Estimate of Total Projected Revenue:	\$:	0

Additional Comments: NA

FAIRCLOTH TRACT WORKSHEET
Five Year Stewardship Costs and Revenue Projections
(Five Years Post Acquisition)

STEWARDSHIP					
Estimated Stewardship Expenditures					
Tract Name	Activity	Quantity	Unit	Unit Cost	Total Cost
Faircloth Tract	Plant longleaf pine on cutover area	84	ac.	\$200	\$16,800.00
Total					\$ 16,800.00

REVENUE					
Estimated Revenue Projections					
Tract Name	Source	Quantity	Unit	Unit Revenue	Total Revenue
Faircloth Tract	NA	NA	NA	NA	\$ -
Total					\$ -

**North Carolina Wildlife Resources Commission
Land Acquisition Investigation Form**

-PHASE I: INITIAL INVESTIGATION-

WRC Staff Contact: Tommy Hughes

Date First Presented to WRC: August 30, 2012

Tract Name: Faircloth

Acreage: 193.15

County: Bladen

Estimated Value: Pending appraisal – tax value listed as \$138,200 (\$716/acre)

Property Owner or Representative: Wayne Faircloth / James Faircloth

Phone: (910) 549-9245 (Mobile)

Address: PO Box 58
White Oak, NC 28399

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: NHTF CWMTF

OTHER (explain): W-57 Pittman Robertson Federal Assistance Grant, T-13 US Fish & Wildlife State Wildlife Grant, Natural Heritage Trust Fund, Wildlife Resources Commission

Resources Assessment and Biological Benefits (brief):

The property consists of a 124 acre inholding and a 69 acre peninsula surrounded by the 10,838 acre Suggs Mill Pond Game Land. Based primarily on the presence of Carolina bay and pocosin habitats, approximately 55% of the property is considered nationally significant and the remaining 45% is ranked as regionally significant by the N.C. Natural Heritage Program. Acquisition would protect and provide management opportunities to upland sand rim and carolina bay habitat, and provide additional protection to Little Singletary Lake.

Portions of the property were recently burned over by the Simmons Road wildfire in June, 2011. There are some existing fire suppression lines and the 69 acre parcel has had some timber salvage work completed. However, much of the longleaf ecosystem understory remains intact and this property offers and excellent opportunity to re-establish native longleaf pine on the sand ridges.

Longleaf pine, pocosin, and carolina bay ecosystem components of the property all represent priority habitats identified in the NCWRC Wildlife Action Plan.

Additional Comments: Both tracts can be accessed via existing roads on Suggs Mill Pond Game Land.

Program Potential: Game Land Wildlife Conservation Area Fishing Access Area
 None

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

W-57 Pittman-Robertson Federal Assistance Grant (75% federal: 25% state)

Relative Priority Evaluation Score (attach worksheet):

30

Recommendation: Pursue Acquisition Defer Do not Pursue Acquisition

Map Attached: Yes No

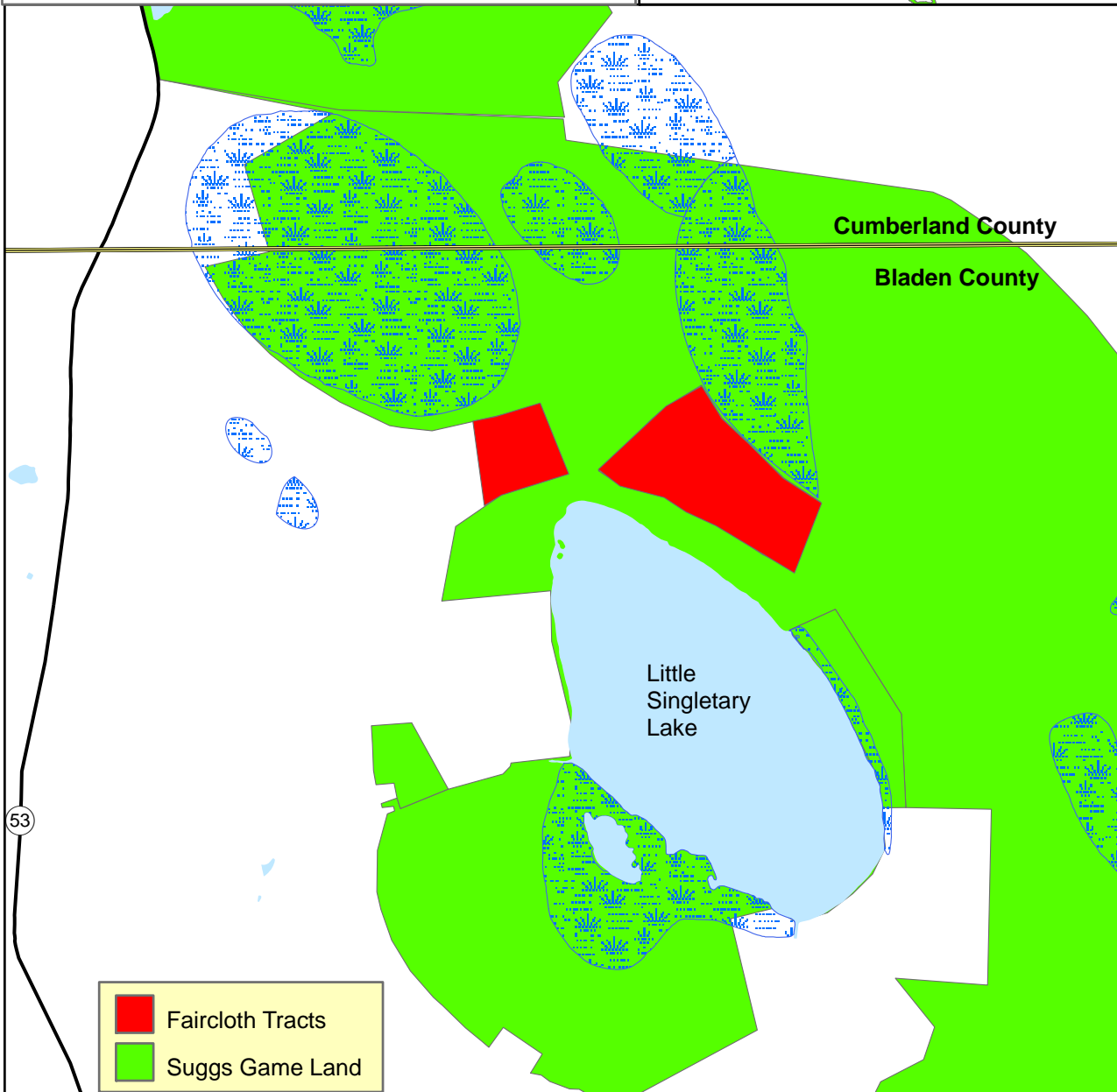
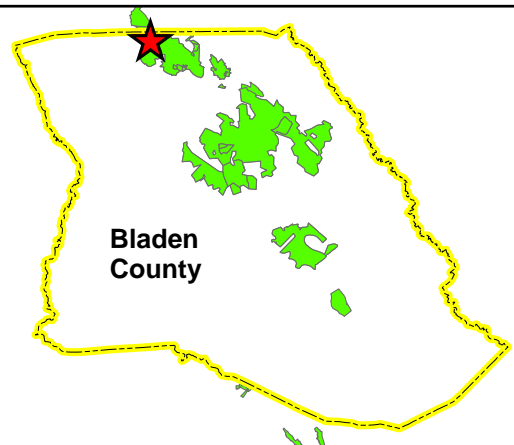
WORKSHEET

Relative Priority Evaluation for Conservation Lands

Tract Name (Focal Area) Faircloth Tracts – Bladen County

Criterion	Score (1-5) 5=Excellent 1=Poor
1. Augments existing protected lands by addressing an inholding or adjacent tract, provides key access, buffers or connects existing WRC-managed lands.	<u>5</u>
2. Represents good hunting, fishing, wildlife viewing, and other resource-based recreational opportunities.	<u>5</u>
3. No conflicting surrounding land uses.	<u>5</u>
4. Serves as a wildlife corridor between areas already protected for conservation purposes and provides connectivity to priority Wildlife Action Plan habitats.	<u>5</u>
5. Augments land conservation efforts on a landscape scale by providing nuclei (“anchors”) for regional conservation efforts, corridors, key linkages between conservation areas, or keystone tracts.	<u>5</u>
6. Fills a need identified by the Wildlife Action Plan, such as critical, rare or unique habitats; natural heritage elements; or significant aquatic/terrestrial resources.	<u>5</u>
7. Is this an area in which we would like to establish a new game land, wildlife conservation area, or fishing access?	<u>NA</u>
8. Is it large enough to be a new game land, and if not, are there possibilities for expansion (goal 3,000-5,000 minimum)?	<u>NA</u>
9. Is area adequate for fishing access development with suitable parking, and if not, are there possibilities for expansion?	<u>NA</u>
TOTAL SCORE	<u>30</u>

Faircloth Tracts Suggs Mill Pond GL Bladen County 193 Acres



August 10, 2012

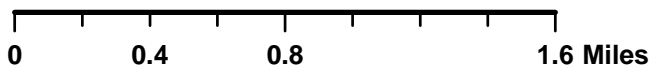


EXHIBIT E

November 7, 2013



◊ North Carolina Wildlife Resources Commission ◊

October 21, 2013

MEMORANDUM

TO: Erik Christofferson, Chief
Division of Engineering and Lands Management

FROM: Isaac Harrold, Program Manager
Lands Management Section

SUBJECT: Town of Holly Ridge Request to Annex Folkstone Tract
Stones Creek Game Land; Onslow County

The Town of Holly Ridge has made a request to voluntarily annex the Folkstone tract of Stones Creek Game Land in Onslow County as a means of connecting satellite areas previously annexed to the north and east of the tract to facilitate establishment of one contiguous corporate boundary. The Town has agreed to waive all associated costs and provide exemptions for hunting and shooting on the state property in any ordinances.

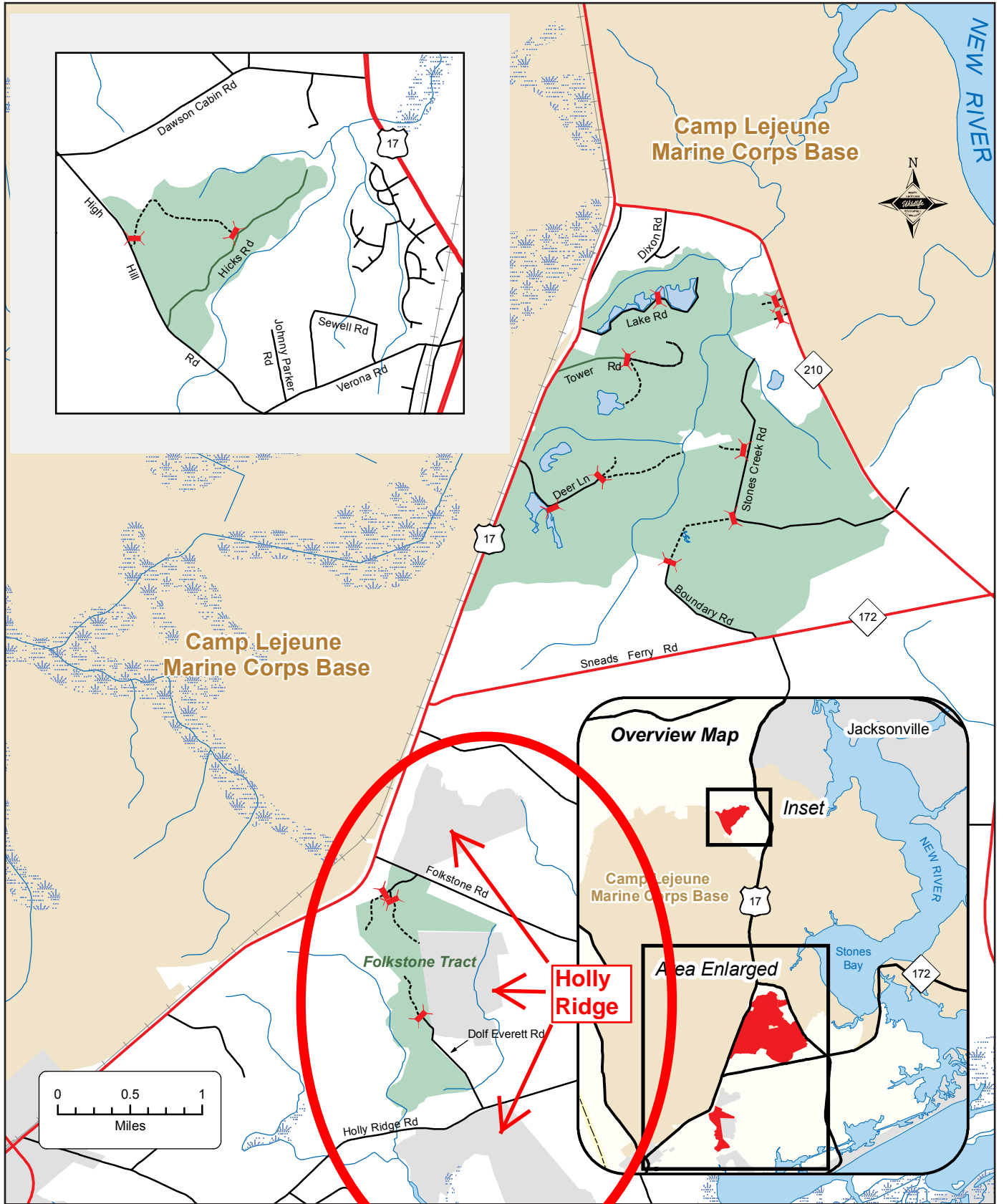
Staff recommends approval, with the following contingencies:

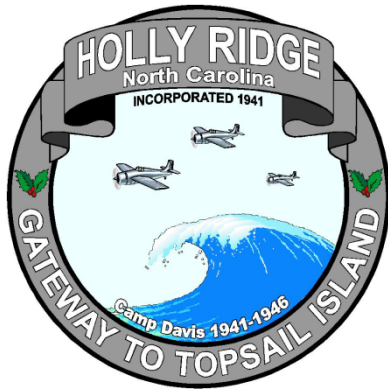
- Recent survey work on the Folkstone tract indicates that a chain-link fence associated with adjacent town property has been erected approximately 50-60 feet inside of the state boundary. This encroachment issue should be resolved prior to annexation.
- In addition to hunting and shooting, ordinances should also include exemptions for any other prohibitions that may potentially impact management and/or public use of state property, to include all legal manner of take related to hunting, as well as trapping, target shooting, camping, prescribed burning, timber management, wildlife management, use of approved pesticides, and other recreational game land activities as determined by WRC.

Division of Engineering and Lands Management
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

STONES CREEK GAME LAND

N.C. Wildlife Resources Commission,
Onslow County (2,978 acres)





Town of HOLLY RIDGE

PO Box 145 * Holly Ridge, NC 28445 * Phone (910) 329-7081 * Fax (910) 329-1593

August 20, 2013

Issac Harrold
Program Manager
NC Wildlife Resources Commission
1701 Mail Service Center, Raleigh, NC 27699-1701

Dear Mr. Harrold,

This letter is a follow-up to our phone conversation on August 9, 2013 pertaining to a request by the Town of Holly Ridge to voluntarily annex land owned by the state near Holly Ridge (Onslow County GIS Map 747-13). The Town has previously satellite annexed areas both to the north and east of this property. Our request is made for future efforts concerning the Town's ability of joining and eventually connecting all satellite areas into our contiguous corporate limits. This piece of property would greatly assist our efforts in this area.

The advantage for the State of North Carolina would be the town's ability to patrol this area if needed to assist in protecting the land for its intended purpose.

If approved all costs associated with this annexation would be waived by the Town of Holly Ridge and the Town would provide in our ordinances an exemption for hunting and shooting on the land as described.

I look forward to your comments and if you have any questions or concerns, please feel free to contact me at any time at (910) 389-0728.

Sincerely,

Greg Hines
Holly Ridge Town Council

Cc: Senator Harry Brown
Mr. Gordon Meyers

EXHIBIT F

November 7, 2013



◊ North Carolina Wildlife Resources Commission ◊

October 31, 2013

MEMORANDUM

TO: Erik Christofferson, Chief
Division of Engineering and Lands Management

FROM: Isaac Harrold, Program Manager
Lands Management Section

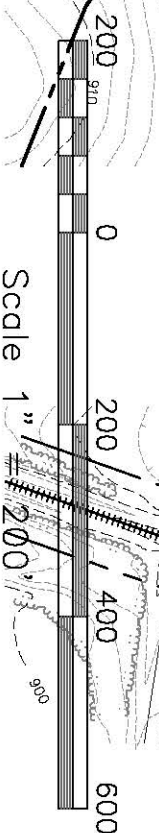
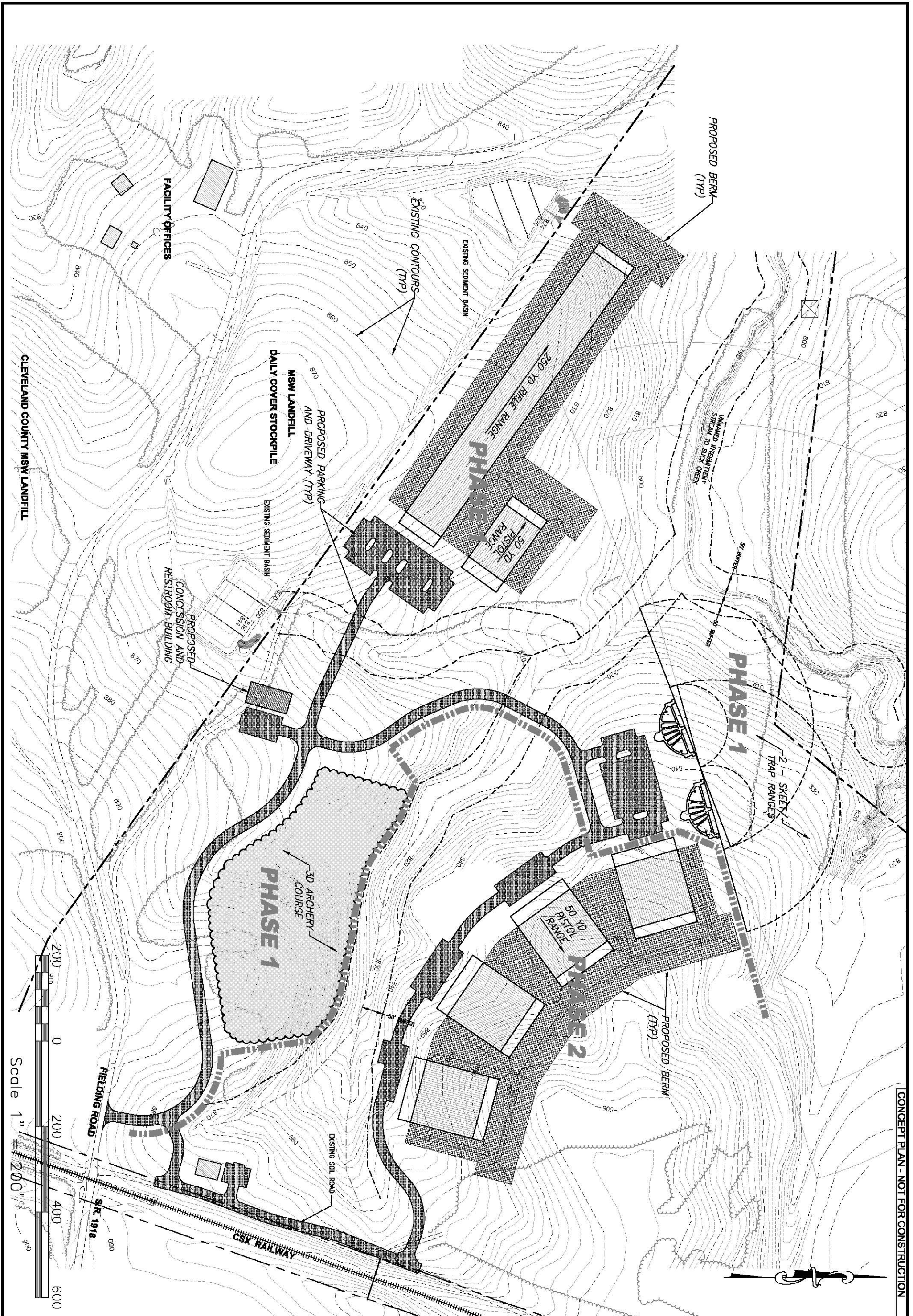
SUBJECT: Cleveland County Shooting Range

At the August 29, 2013 meeting of the Wildlife Resources Commission, we received conceptual approval to partner with Cleveland County in the design and construction of a shooting range facility in Cherryville, NC. Final approval is contingent upon presentation of additional information for Commission consideration, particularly with respect to the agency's financial commitment to the partnership. To that end, please find attached:

- a revised concept plan,
- an itemization of the construction cost estimates for Phase I (WRC's commitment), and
- a Memorandum of Agreement

Staff recommends approval.

Division of Engineering and Lands Management
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



CONCEPT PLAN - NOT FOR CONSTRUCTION

Date: 08/28/2013
 File Name: CLEVELAND COUNTY SHOOTING RANGE
 Surveyed: N/A
 Designed: PBR
 Drawn: PBR
 Approved: PBR
 Sheet No: SD-2.1

CLEVELAND COUNTY SHOOTING RANGE
 CLEVELAND COUNTY, NC
CONCEPT PLAN #5



NORTH CAROLINA WILDLIFE RESOURCES COMMISSION
DIVISION OF ENGINEERING SERVICES
 MAIN OFFICE
 1720 MAIL SERVICE CENTER
 RALEIGH, NC 27899
 Phone: 919.707.0150
 Fax: 919.707.0162
 www.ncwildlife.org

LAKE ROGERS DEPOT
 1718 NC HWY 56 W
 CREDMOOR, NC 27522
 Phone: 919-707-0376

PROJECT NAME
Cleveland County Shooting Range - PHASE 1
ESTIMATED CONSTRUCTION COSTS

10/30/2013

N.C. Wildlife Resources Commission

ITEM		QTY	UNIT	COST	EXTENDED COST	NOTES
SITE WORK						
Mobilization		1	LS	\$ 10,000.00	\$ 10,000.00	
Clearing		0	acres	\$ 6,000.00	\$ -	
Grading		195000	CY	\$ 3.00	\$ 585,000.00	
Fill Dirt		0	CY	\$ 20.00	\$ -	
Cut Dirt		0	CY	\$ 14.00	\$ -	
Fine Grading		200000	SF	\$ 0.30	\$ 60,000.00	
Demolition		0	LS	\$ 3,500.00	\$ -	
SITE WORK SUBTOTAL:					\$ 655,000.00	
PAVING						
Conc Sidewalk	4"	5500	SF	\$ 5.00	\$ 27,500.00	
Asphalt Paving	3" S9.5B	0	SY	\$ 18.00	\$ -	
8" CABC		14000	SY	\$ 10.00	\$ 140,000.00	
4" CABC		0	SY	\$ 6.00	\$ -	
Curb & gutter	24" wide	0	LF	\$ 25.00	\$ -	
Curb & gutter	30" wide	0	LF	\$ 30.00	\$ -	
3" CABC under curb		0	SY	\$ 3.00	\$ -	
Concrete Pavement		0	SY	\$ 30.00	\$ -	
Retaining Wall		0	SF	\$ 30.00	\$ -	
Conc Stairs		0	LF	\$ 60.00	\$ -	
Striping		0	LS	\$ 15,000.00	\$ -	
Handicap Ramp		0	EA	\$ 1,000.00	\$ -	
PAVING SUBTOTAL:					\$ 167,500.00	
SITE DRAINAGE & EROSION CONTROL						
Sediment Basin		5	EA	\$ 3,500.00	\$ 17,500.00	
Silt Fence		4500	LF	\$ 3.75	\$ 16,875.00	
Inlet Protection		6	EA	\$ 200.00	\$ 1,200.00	
15" RCP		0	LF	\$ 25.00	\$ -	
18" RCP		500	LF	\$ 30.00	\$ 15,000.00	
24" RCP		0	LF	\$ 40.00	\$ -	
18" FES		14	EA	\$ 500.00	\$ 7,000.00	
24" FES		0	EA	\$ 750.00	\$ -	
Manhole 0-6'		0	EA	\$ 2,000.00	\$ -	
Drop Inlet		6	EA	\$ 2,000.00	\$ 12,000.00	
Curb Inlet		0	EA	\$ 2,000.00	\$ -	
Roof Drains		0	LF	\$ 10.25	\$ -	
Rip Rap		400	TN	\$ 35.00	\$ 14,000.00	
DRAINAGE SUBTOTAL:					\$ 83,575.00	
MISCELLANEOUS SITE						
Signage		10	EA	\$ 150.00	\$ 1,500.00	ADA and site signage
Skeet/Trap Equipment		2	EA	\$ 25,000.00	\$ 50,000.00	
Flag Pole		0	EA	\$ 1,500.00	\$ -	
Parking Lot Lights		0	EA	\$ 500.00	\$ -	Assume Lease Lights
Shooting Shed		4000	SF	\$ 20.00	\$ 80,000.00	Cost for Floor Slabs
Wheel Stops		190	EA	\$ 150.00	\$ 28,500.00	
Gates		0	EA	\$ 2,000.00	\$ -	
Benches		0	EA	\$ 1,500.00	\$ -	
Trash Cans		0	EA	\$ 500.00	\$ -	
Dumpster Enclosure		0	EA	\$ 10,000.00	\$ -	
Rail Fence		0	LF	\$ 30.00	\$ -	
MISCELLANEOUS SUBTOTAL:					\$ 160,000.00	
PLANTING						
Seeding		700	LB.	\$ 5.00	\$ 3,500.00	
Dan River Plants		250	EA	\$ 15.00	\$ 3,750.00	
Mulch		400	CY	\$ 25.00	\$ 10,000.00	
PLANTING SUBTOTAL:					\$ 17,250.00	
TOTAL COST:					\$ 1,083,325.00	

MEMORANDUM OF AGREEMENT

AGREEMENT TO DESIGN, PERMIT, BUILD AND OPERATE A PUBLIC SHOOTING RANGE FACILITY

This agreement is made and entered into this the XXXth day of XXXXX, 2013, by and between the **NORTH CAROLINA WILDLIFE RESOURCES COMMISSION**, hereinafter referred to as the **COMMISSION**, and **CLEVELAND COUNTY**, hereinafter referred to as the **COUNTY**.

I. PURPOSE OF THE AGREEMENT

It is mutually agreed that the COMMISSION and the COUNTY will cooperate to provide a public shooting range facility at the landfill facility located in Cleveland County with a mailing address of 250 Fielding Road, Cherryville, NC.

II. RESPONSIBILITIES

A. The COMMISSION agrees to:

1. Provide design development and construction of the range site work including all grading, berm construction, roads and parking lots.
2. Obtain all regulatory permits required for construction and improvements of work to be performed by COMMISSION.
3. Construct and be responsible for all future repairs and improvements of work performed by the COMMISSION under this agreement.
4. Provide \$25,000.00 of funding towards construction of restrooms at the facility.
5. Request an NRA grant in the amount of \$25,000.00.

B. The COUNTY agrees to:

1. Provide the necessary property for use of a shooting range including pistol, skeet and trap, rifle, and 3d archery range.
2. Provide staffing to man the range with a certified range officer during operation hours.

3. Provide routine maintenance at the range including mowing, trash and litter pick up.
4. Promote the range using the Wildlife Resources Commission logo and diamond on naming of the facility, literature, signage, website and media coverage.
5. Provide any office building, classroom and restroom facilities at the site including design, permitting and construction.
6. Designate a shooting range advisory board which will include a COMMISSION employee to define and create a mutually agreeable operations plan for the range.
7. Offer to the COMMISSION a right of first refusal for the management of the shooting range in the event the COUNTY decides to terminate this agreement.

III. TERMINATION

It is mutually agreed that either party may terminate its involvement in this agreement by written notice to the other at least 120 days in advance of the date on which termination is to become effective. At said time of termination, the COUNTY will reimburse the COMMISSION for a prorated amount of the improvements to the site based on a 40 year amortization.

IV. TERM OF AGREEMENT

This agreement shall become effective upon full execution and shall continue in effect for a period equal to 40 years.

IN TESTIMONY WHEREOF, this Cooperative Agreement has been executed by the parties hereto, in duplicate originals, as of the date first above written.

CLEVELAND COUNTY

County Commission Chairman

ATTEST

Name, Title

NORTH CAROLINA WILDLIFE RESOURCES
COMMISSION

Jim Cogdell
Wildlife Resources Commission Chairman

ATTEST

Gordon S. Myers
Executive Director

EXHIBIT G

November 7, 2013



☒ North Carolina Wildlife Resources Commission ☒

Gordon S. Myers, Executive Director

MEMORANDUM

TO: Isaac Harrold, Program Manager
Lands Management Section

FROM: Kyle Briggs, Program Manager
Division of Inland Fisheries



DATE: October 24, 2013

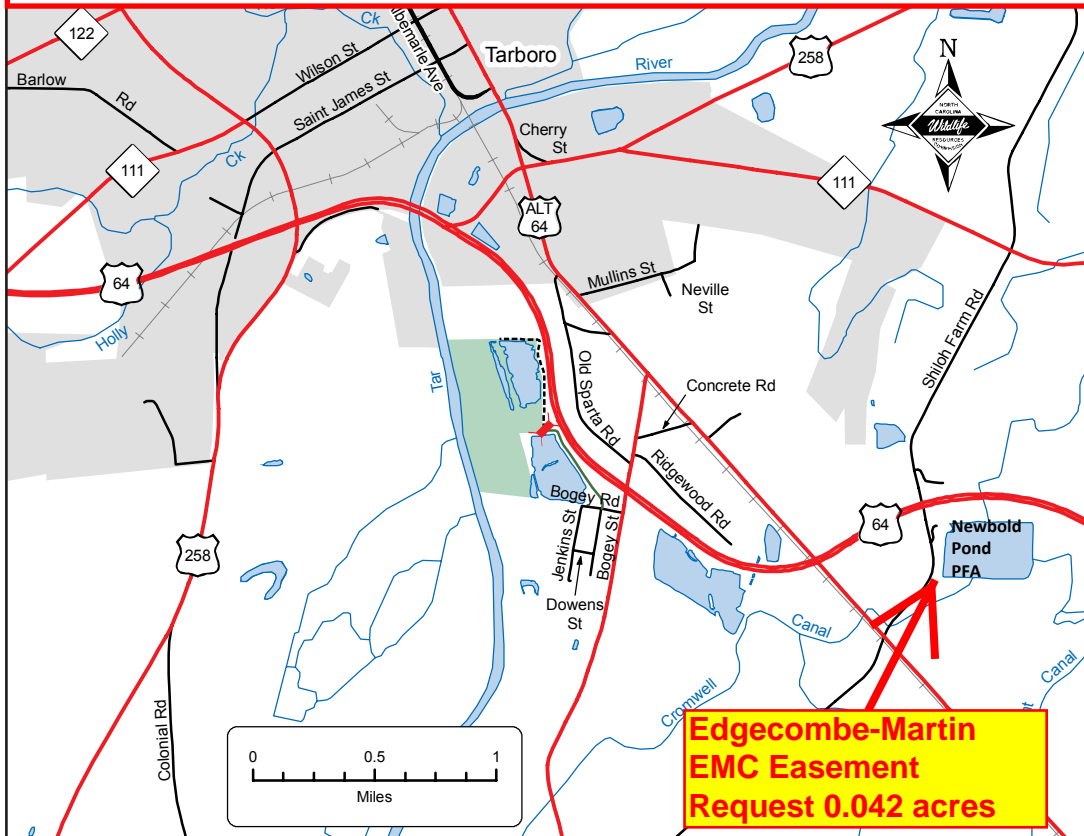
SUBJECT: Edgecombe-Martin County Electric Membership Corporation Request for
Transmission Line Easement via NC Department of Transportation (NCDOT)
Newbold Pond Public Fishing Area, Edgecombe County

Edgecombe-Martin County Electric Membership Corporation has requested a 0.042 acre right of way easement to build and maintain a three phase electrical distribution line across a portion of Newbold Pond Public Fishing Area in Edgecombe County. The request came through NCDOT, as the majority of the requested easement is on their property.

A general location map, site location, and copy of the request to NCDOT are attached.

Staff has identified no significant negative impacts and recommends approval. I concur and recommend that we seek WRC approval to grant the additional easement.

Vicinity Map
Edgecombe-Martin EMC RW Easement Request
Edgecombe County



SITE MAP
Edgecombe-Martin EMC R/W Easement Request





**Edgecombe-Martin County
Electric Membership Corporation**

A Touchstone Energysm Cooperative



August 8, 2013

RECEIVED

AUG - 9 2013

R/W Division 4

Lloyd Johnston
P.O. Box 3165
Wilson, NC 27895

Mr. Johnston:

Edgecombe-Martin EMC has an existing request for a right-of-way easement to build and maintain a three phase electrical distribution line on State of North Carolina property. This is the parcel # 474752164600.

We would like to extend this request approximately 350 ft. northeast. (Highlighted on the new survey). This request would extend from the above parcel, to parcel #474743675900. Edgecombe-Martin County EMC has (2) two poles already in existence on this property which provides security lighting for the wildlife pond.

Enclosed you will find a map of the extension request.

Please contact me at one of the numbers listed below.

252-813-0586 (cell)
252-641-9510 (direct)
252-823-2171 (office)

Sincerely,

Dale Riggs
Senior Engineering Tech
Edgecombe-Martin County EMC

EXHIBIT H-1

November 7, 2013

PROPOSED CHANGES IN GAME LAND MANAGEMENT FOR 2014-2015 RECOMMENDED BY AGENCY STAFF FOR PUBLIC NOTICE AND PRESENTATION AT NINE PUBLIC HEARINGS

Applying to Game Lands Generally

- 1) Designate open hours and days for shooting ranges by posting signs at each shooting range. Currently, all shooting ranges are open Monday through Saturday, sunrise to sunset. Apply range restrictions to ranges that occur on game lands which are not state-owned.

15A NCAC 10D .0102 General regulations regarding use (page 6)

Applying to Specific Game Lands

- 1) Make the Lick Creek tract of Alcoa Game Land in Davidson County an archery-only area for deer hunting.

15A NCAC 10D .0103 Hunting on game lands (page 8)

- 2) Designate the following areas of Bladen Lakes State Forest Game Land in Bladen County as still hunting only for deer and bear: all areas of the main tract west of N.C. Hwy 242 and the section which lies between N.C. Hwy 242, S.R. 1509, S.R. 1510, and S.R. 1511.

15A NCAC 10D .0103 Hunting on game lands (page 9)

- 3) Allow overnight primitive camping year-round in a designated camping area along the Mountains-to-Sea Trail (MST) on the Butner-Falls of Neuse Game Land in Durham County.

15A NCAC 10D .0103 Hunting on game lands (page 10)

- 4) Designate Holly Shelter Game Land in Pender County as a six-day-per-week game land (it is currently a three-day-per-week game land). Allow dog hunting for deer and bear on Mondays, Wednesdays and Saturdays only, and as otherwise authorized by permit on the Bear Garden Tract.

15A NCAC 10D .0103 Hunting on game lands (page 13-14)

- 5) Relax access restrictions on the Parker Farm Tract of Goose Creek Game Land in Beaufort and Pamlico counties by eliminating permit requirements after January 1, except for turkey. Currently, all hunting and vehicular access to the Parker Farm Tract requires a permit from September 1 through the end of February and from April 7 to May 14.
15A NCAC 10D .0103 Hunting on game lands (page 13)

- 6) Allow hunting deer with dogs on Stones Creek Game Land in Onslow County on Tuesdays, Thursdays and Fridays only.
15A NCAC 10D .0103 Hunting on game lands (page 19)

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

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

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

29 The Commission shall conduct a public input meeting in the area where the game land is located before establishing
30 any archery, restricted firearms or restricted zone. After the input meeting the public comments shall be presented
31 to an official Commission meeting for final determination.

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

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

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

43 No person shall hunt with or have in possession any shotgun shell containing lead or toxic shot while hunting on any
44 posted waterfowl impoundment on any game land, except shotgun shells containing lead buckshot may be used
45 while deer hunting. Every individual carrying a concealed handgun must adhere to the requirements set forth in
46 G.S. 14-415.11, even if the state issuing the concealed handgun permit is not North Carolina. On Buckhorn, Butner-
47 Falls of Neuse, Chatham, Harris, Hyco, Jordan, Kerr Scott, Lee, Mayo, Sutton Lake, and Vance game lands and Pee
48 Dee River Game Land north of U.S 74, and that portion of R. Wayne Bailey- Caswell Game Land that is located
49 north of U.S. 158 and east of N.C. 119, no person shall possess a firearm during closed hunting seasons or closed
50 hunting days for game birds or game animals, except under the following conditions:

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

56 (d) Game Lands License: Hunting and Trapping

1 (1) Requirement. Except as provided in Subparagraph (2) of this Paragraph, any person entering upon
2 any game land for the purpose of hunting, trapping, or participating in dog training or field trial
3 activities shall have in his possession a game lands license in addition to the appropriate hunting
4 or trapping licenses. A field trial participant is defined as a judge, handler, scout or owner. (2)

5 Exceptions

- 6 (A) A person under 16 years of age may hunt on game lands on the license of his parent or
7 legal guardian.
8 (B) The resident and nonresident sportsman's licenses include game lands use privileges.
9 (C) Judges and nonresidents participating in field trials under the circumstances set forth in
10 Paragraph (e) of this Rule may do so without the game lands license.
11 (D) On the game lands described in Rule .0103(e)(1) of this Section, the game lands license is
12 required only for hunting doves; all other activities are subject to the control of the
13 landowners.

14 (e) Field Trials and Training Dogs. A person serving as judge of a field trial that, pursuant to a written request from
15 the sponsoring organization, has been authorized in writing and scheduled for occurrence on a game land by an
16 authorized representative of the Wildlife Resources Commission, and any nonresident handler, scout or owner
17 participating therein may participate without procuring a game lands license, provided such nonresident has in his
18 possession a valid hunting license issued by the state of his residence. Any individual or organization sponsoring a
19 field trial on the Sandhills Field Trial grounds or the Laurinburg Fox Trial facility shall file with the Commissions
20 agent an application to use the area and facility accompanied by the facility use fee computed at the rate of two
21 hundred dollars (\$200.00) for each scheduled day of the trial. The total facility use fee shall cover the period from
22 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
23 scheduled day of the trial. The facility use fee shall be paid for all intermediate days on which for any reason trials
24 are not run but the building or facilities are used or occupied. A fee of seventy-five dollars (\$75.00) per day shall be
25 charged to sporting, educational, or scouting groups for scheduled events utilizing the club house only. No person
26 or group of persons or any other entity shall enter or use in any manner any of the physical facilities located on the
27 Laurinburg Fox Trial or the Sandhills Field Trial grounds without first having obtained written approval of such
28 entry or use from an authorized agent of the Wildlife Resources Commission, and no such entry or use of any such
29 facility shall exceed the scope of or continue beyond the approval so obtained. The Sandhills Field Trial facilities
30 shall be used only for field trials scheduled with the approval of the Wildlife Resources Commission. No more than
31 16 days of field trials may be scheduled for occurrence on the Sandhills facilities during any calendar month, and no
32 more than four days may be scheduled during any calendar week; provided, that a field trial requiring more than
33 four days may be scheduled during one week upon reduction of the maximum number of days allowable during
34 some other week so that the monthly maximum of 16 days is not exceeded. Before October 1 of each year, the North
35 Carolina Field Trial Association or other organization desiring use of the Sandhills facilities between October 22
36 and November 18 and between December 3 and March 31 shall submit its proposed schedule of such use to the
37 Wildlife Resources Commission for its consideration and approval. The use of the Sandhills Field Trial facilities at
38 any time by individuals for training dogs is prohibited; elsewhere on the Sandhills Game Lands dogs may be trained
39 only on Mondays, Wednesdays and Saturdays from October 1 through April 1. Dogs may not be trained or
40 permitted to run unleashed from April 1 through August 15 on any game land located west of I-95 except when
41 participating in field trials sanctioned by the Wildlife Resources Commission. Dogs may not be trained or permitted
42 to run unleashed from March 15 through June 15 on any game land located east of I-95 except when participating in
43 field trials sanctioned by the Wildlife Resources Commission. Additionally, on game lands located west of I-95
44 where special hunts are scheduled for sportsmen participating in the Disabled Sportsman Program, dogs may not be
45 trained or allowed to run unleashed during legal big game hunting hours on the dates of the special hunts. A field
46 trial shall be authorized when such field trial does not conflict with other planned activities on the Game Land or
47 field trial facilities and the applying organization can demonstrate their experience and expertise in conducting
48 genuine field trial activities. Entry to physical facilities, other than by field trial organizations under permit, shall be
49 granted when they do not conflict with other planned activities previously approved by the Commission and they do
50 not conflict with the primary goals of the agency.

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

- 53 (1) on the field trial course of the Sandhills Game Land;
54 (2) in posted "safety zones" located on any game land;
55 (3) by the use of bait on the National Forest Lands bounded by the Blue Ridge Parkway on the south,
56 US 276 on the north and east, and NC 215 on the west;

1 (4) on the John's River Waterfowl Refuge in Burke County; and

2 (5) on the Dupont State Forest Game Lands.

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

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

8 (1) is driving in the vehicle gallery of a scheduled bird dog field trial held on the Sandhills Game
9 Land; or

10 (2) is a disabled sportsman as defined in Paragraph (j) of this Rule or holds a Disabled Access
11 Program Permit as described in Paragraph (m) of this Rule and is abiding by the rules described in
12 Paragraph (m).

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

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

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

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

21 (2) paralysis of one or more limbs;

22 (3) dysfunction of one or more limbs rendering the person unable to perform the task of grasping and
23 lifting with the hands and arms or unable to walk without mechanical assistance, other than a cane;

24 (4) disease or injury or defect confining the person to a wheelchair, walker, or crutches; or

25 (5) deafness.

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

28 (1) on ungated or open-gated roads normally closed to vehicular traffic; and

29 (2) on any Commission-maintained road open for vehicular travel and those trails posted for vehicular
30 travel.

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

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

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

49 (m) Disabled Access Program. Permits issued under this program shall be based upon medical evidence submitted
50 by the person verifying that a handicap exists that limits physical mobility to the extent that normal utilization of the
51 game lands is not possible without vehicular assistance. Persons meeting this requirement may operate electric
52 wheel chairs, all terrain vehicles, and other passenger vehicles on any Commission-maintained road open for
53 vehicular travel and those trails posted for vehicular travel and ungated or open-gated roads otherwise closed to
54 vehicular traffic on game lands owned by the Wildlife Resources Commission and on game lands whose owners
55 have agreed to such use. Those game lands, or parts thereof, where this Paragraph applies are designated in the
56 game land rules and map book. This Paragraph does not permit vehicular access on fields, openings, roads, paths, or

1 trails planted to wildlife food or cover. One companion, who is identified by a companion card issued to each
2 qualified disabled person, may accompany a disabled person to provide assistance, provided the companion is at all
3 times in visual or verbal contact with the disabled person. The companion may participate in all lawful activities
4 while assisting a disabled person, provided license requirements are met. Any vehicle used by a qualified disabled
5 person for access to game lands under this provision shall display the vehicular access permit issued by the Wildlife
6 Resources Commission in the passenger area of the vehicle where it can easily be seen by Commission staff outside
7 the vehicle. It is unlawful for anyone other than disabled persons as defined in Paragraph (j) of this Rule and those
8 holding a Disabled Access Permit to hunt, during waterfowl season, within 100 yards of a waterfowl blind
9 designated by the Wildlife Resources Commission as a Disabled Sportsman's hunting blind.

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

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

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

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

46
47 *History Note:* Authority G.S. 113-134; 113-264; 113-270.3; 113-291.2; 113-291.5; 113-305; 113-306;
48 Eff. February 1, 1976;
49 Amended Eff. July 1, 1993; April 1, 1992;
50 Temporary Amendment Eff. October 11, 1993;
51 Amended Eff. July 1, 1998; July 1, 1996; July 1, 1995; July 1, 1994;
52 Temporary Amendment Eff. July 1, 1999;
53 Amended Eff. July 1, 2000;
54 Temporary Amendment Eff. August 31, 2001;
55 Amended Eff. August 1, 2002;

1
2
3
4
5
6
7

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.
Amended Eff. August 1, 2014

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

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

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

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

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

- 14 (1) not enter the posted impoundment areas earlier than 4:00 a.m. on the permitted hunting dates;
- 15 (2) not hunt after 1:00 p.m. on such hunting dates;
- 16 (3) not set decoys out prior to 4:00 a.m.;
- 17 (4) remove decoys by 3:00 p.m. each day; and
- 18 (5) not operate any vessel or vehicle powered by an internal combustion engine.

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

27 (e) Definitions:

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

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

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

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

- 48 (1) Alcoa Game Land in Davidson, Davie, Montgomery, Rowan and Stanly counties
 - 49 (A) Six Days per Week Area
 - 50 (B) Deer of either sex may be taken the first six open days and the last six open days of the
51 applicable Deer With Visible Antlers Season in that portion in Montgomery county and
52 deer of either sex may be taken all the open days of the applicable Deer With Visible
53 Antlers Season in those portions in Davie, Davidson, Rowan and Stanly counties.
 - 54 (C) On the Lick Creek Tract, deer hunting is archery only.
- 55 (2) Alligator River Game Land in Tyrrell County
 - 56 (A) Six Day per Week Area

- 1 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
2 Antlers Season.
- 3 (C) Bear may only be taken the first three hunting days during the November Bear Season
4 and the first three hunting days during the second week of the December Bear Season.
- 5 (3) Angola Bay Game Land in Duplin and Pender counties
6 (A) Six Days per Week Area
7 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
8 Antlers Season.
- 9 (4) Bachelor Bay Game Land in Bertie, Martin and Washington counties
10 (A) Six Days per Week Area
11 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
12 Antlers Season.
- 13 (5) Bertie County Game Land in Bertie County
14 (A) Six Days per Week Area
15 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
16 Antlers Season.
- 17 (6) Bladen Lakes State Forest Game Land in Bladen County
18 (A) Three Days per Week Area
19 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
20 Antlers Season.
21 (C) Except for muzzle-loaders, rifles larger than .22 caliber rimfire shall not be used.
22 (D) On areas of the main tract west of NC Hwy 242; the section between NC Hwy 242, SR
23 1509, SR 1510, and SR 1511 and on ~~On~~ the Singletary Lake Tract the use of dogs for
24 hunting deer and bear may be taken only by still hunting. ~~is prohibited.~~
25 (E) Wild turkey hunting on the Singletary Lake
26 (E) Wild turkey hunting on the Singletary Lake Tract is by permit only.
27 (F) Camping is restricted to September 1 through the last day of February and March
28 31through May 14 in areas both designated and posted as camping areas.
- 29 (7) Brinkleyville Game Land in Halifax County
30 (A) Six Days per Week Area
31 (B) Deer of either sex may be taken the first six open days and the last six open days of the
32 applicable deer with visible antlers season.
33 (C) Horseback riding is prohibited.
- 34 (8) Brunswick County Game Land in Brunswick County
35 (A) Hunting is by permit only.
36 (B) The use of dogs for hunting deer is prohibited.
- 37 (9) Buckhorn Game Land in Orange County
38 (A) Hunting is by permit only.
39 (B) Horseback riding is prohibited.
- 40 (10) Buckridge Game Land in Tyrrell County.
41 (A) Three Days per Week Area
42 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
43 Antlers Season.
44 (C) Bear may only be taken the first three hunting days during the November Bear Season
45 and the first three hunting days of the second week of the December Bear Season. If any
46 of these days falls on a Tuesday, Friday or Saturday, bear hunting is allowed on those
47 days.
- 48 (11) Buffalo Cove Game Land in Caldwell and Wilkes Counties
49 (A) Six Days per Week Area
50 (B) The Deer With Visible Antlers season for deer consists of the open hunting days from the
51 Monday before Thanksgiving through the third Saturday after Thanksgiving. Deer may
52 be taken with bow and arrow on open days beginning the Monday on or nearest
53 September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to
54 the Saturday before Thanksgiving and during the deer with visible antlers season. Deer
55 may be taken with muzzle-loading firearms on open days beginning the Monday on or

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

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

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

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

- 1 (E) On that portion north of the Bear Garden Road, west of Shaw Road to Baby Branch, east
2 of the Northeast Cape Fear River, south of NC 53 and west of NC 50, deer hunting and
3 bear hunting are permit only.
- 4 (F) The use of dogs for hunting deer and bear is prohibited:
5 (i) all open days on that portion of the game land that is south of Baby Branch
6 extending west to Stag Park Road, west of Shaw Road, north of Meeks Road
7 extending west to Stag Park Road and east of Stag Park ~~Road~~Road; and
8 (ii) on Tuesdays, Thursdays and Fridays, except for the area north of Bear Garden
9 Road, west of Shaw Road to Baby Branch, east of the Northeast Cape Fear
10 River, south of NC 53 and west of NC 50, where the use of dogs for deer and
11 bear hunting is by permit only.
- 12 (G) Hunting and vehicular access on the Pender 4 Tract is restricted from September 1 to the
13 last day of February and April 1 to May 15 to individuals that possess valid hunting
14 opportunity permits, unless otherwise authorized by the Wildlife Resources Commission.
- 15 (H) Hunters who possess a Disabled Access Permit may operate an All Terrain Vehicle on
16 and within 100 yards of trails designated for Disabled Sportsman Access.
- 17 (38) Hyco Game land in Person County
18 (A) Six Days per Week Area
19 (B) Deer of either sex may be taken the first six open days and the last six open days of the
20 applicable Deer With Visible Antlers Season.
21 (C) Target shooting is prohibited.
- 22 (39) J. Morgan Futch Game Land in Tyrrell County, Permit Only Area.
- 23 (40) Johns River Game Land in Burke County
24 (A) Hunting is by permit only.
25 (B) During permitted deer hunts deer of either-sex may be taken by permit holders.
26 (C) Entry on posted waterfowl impoundments is prohibited October 1 through March 31
27 except by lawful waterfowl hunting permit holders and only on those days written on the
28 permits.
29 (D) The use or construction of permanent hunting blinds is prohibited.
- 30 (41) Jordan Game Land in Chatham, Durham, Orange and Wake counties
31 (A) Six Days per Week Area
32 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
33 Antlers Season.
34 (C) Waterfowl may be taken only on Mondays, Wednesdays, Saturdays; on Thanksgiving,
35 Christmas and New Year's Days; and on the opening and closing days of the applicable
36 waterfowl seasons.
37 (D) Horseback riding is prohibited except on those areas posted as American Tobacco Trail
38 and other areas posted for equestrian use. Unless otherwise posted, horseback riding is
39 permitted on posted portions of the American Tobacco Trail anytime the trail is open for
40 use. On all other trails posted for equestrian use, horseback riding is allowed only during
41 June, July and August, and on Sundays the remainder of the year except during open
42 turkey and deer seasons.
43 (E) Target shooting is prohibited.
44 (F) Wild turkey hunting is by permit only, except on those areas posted as an Archery Zone.
45 (G) The use of bicycles is restricted to designated areas, except that this restriction does not
46 apply to hunters engaged in the act of hunting during the open days of the applicable
47 seasons for game birds and game animals.
- 48 (42) Juniper Creek Game Land in Brunswick and Columbus counties
49 (A) Six Days per Week Area
50 (B) Deer of either sex may be taken all the open days of the Deer With Visible Antlers
51 Season.
52 (C) Camping is restricted to September 1 through the last day of February and March 31
53 through May 14 in areas both designated and posted as camping areas.
- 54 (43) Kerr Scott Game Land in Wilkes County
55 (A) Six Days per Week Area
56 (B) Use of centerfire rifles is prohibited.

- 1 (C) Use of muzzleloaders, shotguns, or rifles for hunting deer during the applicable Deer
2 With Visible Antlers Season is prohibited.
- 3 (D) Tree stands shall not be left overnight and no screws, nails, or other objects penetrating
4 the bark shall be used to attach a tree stand or blind to a tree.
- 5 (E) Deer of either sex may be taken on all open days of the applicable deer with visible
6 antlers season.
- 7 (F) Hunting on posted waterfowl impoundments is by permit only.
- 8 (G) The use of firearms for hunting wild turkey is prohibited.
- 9 (44) Lantern Acres Game Land in Tyrrell and Washington counties
- 10 (A) Six Days per Week Area
- 11 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
12 Antlers Season.
- 13 (C) Wild turkey hunting is by permit only.
- 14 (D) The use of dogs for hunting deer on the Godley Tract is prohibited.
- 15 (E) Waterfowl hunting on posted waterfowl impoundments is by permit only.
- 16 (45) Lee Game Land in Lee County
- 17 (A) Six Days per Week Area
- 18 (B) Deer of either sex may be taken the first six open days and the last six open days of the
19 applicable Deer With Visible Antlers Season.
- 20 (C) Target shooting is prohibited.
- 21 (46) Light Ground Pocosin Game Land in Pamlico County
- 22 (A) Six Days per Week Area
- 23 (B) Deer of either sex may be taken all the open days of the applicable Deer with Visible
24 Antlers Season.
- 25 (47) Linwood Game Land in Davidson County
- 26 (A) Six Days per Week Area
- 27 (B) Deer of either sex may be taken on all of the open days of the applicable Deer With
28 Visible Antlers Season.
- 29 (48) Lower Fishing Creek Game Land in Edgecombe and Halifax counties
- 30 (A) Six Days per Week Area
- 31 (B) Deer of either sex may be taken the first six open days and the last six open days of the
32 applicable Deer With Visible Antlers Season.
- 33 (C) Horseback riding is prohibited.
- 34 (D) The use of dogs for hunting deer is prohibited.
- 35 (49) Mayo Game Land in Person County
- 36 (A) Six Days per Week Area
- 37 (B) Deer of either sex may be taken the first six open days and the last six open days of the
38 applicable Deer With Visible Antlers Season.
- 39 (C) Waterfowl shall be taken only on Tuesdays, Thursdays and Saturdays; Christmas and
40 New Year's Days, and on the opening and closing days of the applicable waterfowl
41 seasons.
- 42 (D) Target shooting is prohibited.
- 43 (50) Mitchell River Game Land in Surry County
- 44 (A) Three Days per Week Area
- 45 (B) Deer of either sex may be taken the last six days of the applicable Deer with Visible
46 Antlers Season.
- 47 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
48 all horseback riding is prohibited from September 1 through May 15.
- 49 (51) Nantahala Game Land in Cherokee, Clay, Graham, Jackson, Macon, Swain and Transylvania
50 counties
- 51 (A) Six Days per Week Area
- 52 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible
53 Antlers Season in that portion located in Transylvania County.
- 54 (52) Needmore Game Land in Macon and Swain counties.
- 55 (A) Six Days per Week Area

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

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

- 1 muzzleloading firearms and archery equipment all the open days of the
2 muzzleloader season through the second Saturday before Thanksgiving; and with
3 all legal weapons from the second Monday before Thanksgiving through the
4 Saturday following Thanksgiving;
- 5 (ii) dove may be taken all open days from the opening day of the dove season
6 through the third Saturday thereafter;
- 7 (iii) opossum, raccoon and squirrel (gray and fox) may be taken all the open days
8 from second Monday before Thanksgiving through the Saturday following
9 Thanksgiving;
- 10 (iv) rabbit may be taken all open days from the second Saturday preceding
11 Thanksgiving through the Saturday following Thanksgiving;
- 12 (v) waterfowl may be taken on open days during any waterfowl season; and
13 (vi) wild animals and wild birds may be taken as part of a Disabled Sportsmen
14 Program Permit Hunt.
- 15 (C) The Deer With Visible Antlers season is the open hunting days from the second Saturday
16 before Thanksgiving through the third Saturday after Thanksgiving except on the J.
17 Robert Gordon Field Trial Grounds.
- 18 (D) The bow-and-arrow season is all open days from the Saturday on or nearest to Sept. 10 to
19 the fourth Friday before Thanksgiving and, except on the J. Robert Gordon Field Trial
20 Grounds, the third Monday after Thanksgiving through January 1. Deer may be taken
21 with archery equipment on all open hunting days during the bow and arrow season, the
22 Deer with Visible antlers season, and the muzzleloader season as stated in this
23 Subparagraph.
- 24 (E) Muzzleloader season is all the open days from the fourth Saturday preceding
25 Thanksgiving through the Wednesday of the second week thereafter and, except on the J.
26 Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving through
27 January 1. Deer may be taken with muzzle-loading firearms on all open hunting days
28 during the muzzleloader season and the Deer With Visible Antlers season.
- 29 (F) Either-sex deer hunting during the Deer With Visible Antlers Season is by permit only.
- 30 (G) In addition to the regular hunting days, waterfowl may be taken on the opening and
31 closing days of the applicable waterfowl seasons.
- 32 (H) Wild turkey hunting is by permit only.
- 33 (I) The following areas are permit-only for all quail and woodcock hunting and dog training
34 on birds:
- 35 (i) In Richmond County: that part east of US 1;
- 36 (ii) In Scotland County: that part west of SR 1328 and north of Gardner Farm Lane
37 and that part east of SR 1328 and north of Scotland Lake Lane.
- 38 (J) Horseback riding on field trial grounds from October 22 through March 31 is prohibited
39 unless riding in authorized field trials.
- 40 (K) Camping and the presence of campers and tents in designated Hunter Camping Areas are
41 limited to September 1 through the last day of February and March 31 through May 14.
- 42 (71) Sandy Creek Game Land in Nash and Franklin Counties
- 43 (A) Six Days per Week Area
- 44 (B) Deer of either sex may be taken the first six open days and the last six open days of the
45 applicable Deer With Visible Antlers Season.
- 46 (C) Horseback riding is prohibited.
- 47 (D) The use of dogs for hunting deer is prohibited.
- 48 (72) Sandy Mush Game Land in Buncombe and Madison counties.
- 49 (A) Three Days per Week Area
- 50 (B) Deer of either sex may be taken the last open day of the applicable Deer with Visible
51 Antlers season.
- 52 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
53 all horseback riding is prohibited from September 1 through May 15.
- 54 (D) Dogs shall only be trained on Mondays, Wednesdays and Saturdays and only as allowed
55 in 15A NCAC 10D .0102(e).

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

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

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

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

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

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

21 (l) Free-ranging swine may be taken by licensed hunters during the open season for any game animal using any
22 legal manner of take allowed during those seasons. Dogs may not be used to hunt free-ranging swine except on
23 game lands that allow the use of dogs for hunting deer or bear and during the applicable deer or bear season.

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

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

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

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

34
35 *History Note: Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;*
36 *Eff. February 1, 1976;*
37 *Temporary Amendment Eff. October 3, 1991;*
38 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; September 1, 1995; July 1, 1995;*
39 *September 1, 1994; July 1, 1994;*
40 *Temporary Amendment Eff. October 1, 1999; July 1, 1999;*
41 *Amended Eff. July 1, 2000;*
42 *Temporary Amendment Eff. July 1, 2002; July 1, 2001;*
43 *Amended Eff. August 1, 2002 (approved by RRC on 06/21/01 and 04/18/02);*
44 *Temporary Amendment Eff. June 1, 2003;*
45 *Amended Eff. June 1, 2004 (this replaces the amendment approved by RRC on July 17, 2003);*
46 *Amended Eff. January 1, 2013; August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009;*
47 *May 1, 2008; May 1, 2007; October 1, 2006; August 1, 2006; May 1, 2006; February 1, 2006;*
48 *June 1, 2005; October 1, 2004.*
49
50

EXHIBIT H-2

November 7, 2013

PROPOSED CHANGES IN GAME LAND MANAGEMENT REGULATIONS FOR 2014-2015 NOT RECOMMENDED BY AGENCY STAFF FOR NOTICE AND COMMENT

- 1) Remove the restriction on Goose Creek Game Land that requires permits to hunt on posted waterfowl impoundments on Tuesdays and Christmas Day, allowing those days to become open days for waterfowl hunts.

EXHIBIT I-1

November 7, 2013

PROPOSED CHANGES IN FISHING REGULATIONS FOR 2014-2015 RECOMMENDED BY AGENCY STAFF FOR PUBLIC NOTICE AND PRESENTATION AT NINE PUBLIC HEARINGS

Trout

- 1) Clarify that the entire reach of the North Fork Mills River in Henderson County from the Hendersonville watershed dam to the lower game land boundary is designated as Public Mountain Trout Waters and further classified as Delayed Harvest Trout Waters.
15A NCAC 10C .0205 Public Mountain Trout Waters (pages 7 and 14)
- 2) Designate 0.5 mile of the West Fork Pigeon River in Haywood County below Lake Logan as Public Mountain Trout Waters and classify as Catch and Release/Artificial Lures Only Trout Waters.
15A NCAC 10C .0205 Public Mountain Trout Waters (page 13)
15A NCAC 10D .0104 Fishing on Game Lands (page 17)
- 3) Reclassify 0.5 mile of Skitty Creek in Macon County from Hatchery Supported Trout Waters to Wild Trout Waters.
15A NCAC 10C .0205 Public Mountain Trout Waters (page 7)
- 4) Designate 1.0 mile of the Watauga River in Watauga County from the SR 1103 bridge to the confluence with Laurel Creek as Public Mountain Trout Waters and classify as Delayed Harvest Trout Waters.
15A NCAC 10C .0205 Public Mountain Trout Waters (pages 9 and 14)
- 5) Remove the 1.8-mile section of Watauga River adjacent to NC 105 in Watauga County from Public Mountain Trout Waters.
15A NCAC 10C .0205 Public Mountain Trout Waters (pages 9 and 14)
- 6) Modify the upper boundary of Hatchery Supported Trout Waters on Big Hungry River in Henderson County, removing 8.0 miles of Public Mountain Trout Waters.
15A NCAC 10C .0205 Public Mountain Trout Waters (page 7)
- 7) Remove Clear Creek Reservoir located on South Mountain State Park in Burke County from Public Mountain Trout Waters.
15A NCAC 10C .0205 Public Mountain Trout Waters (pages 11)

Game Fish

- 1) Establish a minimum size limit of 16 inches from June 1 through September 30 for striped bass and hybrid striped bass in Lake Norman. The daily creel limit will remain four striped bass or hybrid striped bass in combination.
15A NCAC 10C .0314 Striped Bass (page 18)

- 2) Prohibit the taking of American and hickory shad with dip nets and bow nets.
15A NCAC 10C .0302 Manner of Taking Inland Game Fishes (page 19)

Nongame Fish

- 1) Add John H. Kerr Reservoir to the list of reservoirs where possession of grass carp is prohibited except for those legally taken with archery equipment.
15A NCAC 10C .0401 Manner of Taking Nongame Fishes: Purchase and Sale (page 20)
- 2) Clarify in the N.C. Administrative Code that the daily possession limit for freshwater mussels taken from impounded waters is 200 in aggregate and remove the daily creel limit for Asiatic clam (*Corbicula fluminea*).
15A NCAC 10C .0401 Manner of Taking Nongame Fishes: Purchase and Sale (page 20)
- 3) Allow the take of white perch captured by anglers using a cast net to collect nongame fishes for bait or personal consumption in all impounded waters west of Interstate 95 and in Tar River Reservoir (Nash County).
15A NCAC 10C .0302 Manner of Taking Inland Game Fishes (page 19)
15A NCAC 10C .0402 Taking Nongame Fishes for Bait or Personal Consumption (page 22)
- 4) Increase the minimum length limit for American eel from six inches to nine inches and decrease the daily creel limit from 50 to 25 eels.
15A NCAC 10C .0401 Manner of Taking Nongame Fishes: Purchase and Sale (page 20)
15A NCAC 10C .0402 Taking Nongame Fishes for Bait or Personal Consumption (page 22)
- 5) Reduce the minimum mesh size for eel pots from one inch by one-half inch to one-half inch by one-half inch.
15A NCAC 10C .0404 Special Device Fishing (page 24)
- 6) Add spear guns, gigs, traps (up to three), and eel pots (up to two) to the list of equipment that can be used to take nongame fish for bait or personal consumption in inland fishing waters with an inland fishing license.
15A NCAC 10C .0402 Taking Nongame Fishes for Bait or Personal Consumption (page 22)
- 7) Prohibit the use of bow nets in inland fishing waters.
15A NCAC 10C .0407 Permitted Special Devices and Open Seasons (pages 25-30)

Other

- 1) Define in the N.C. Administrative Code “Public Access for Fishing Only” and clarify the activities allowed where angler access to inland fishing waters is provided through private property under an agreement with the landowner. These access locations will be clearly marked through signage indicating “Public Access for Fishing Only”.
15A NCAC 10C .0217 Public Access for Anglers Only (page 32)
- 2) Modify the boundary for the North Carolina/Virginia reciprocal license agreement on the Dan River by moving the boundary upstream from the Brantly Steam Plant Dam to the Union Street Dam in Danville, Virginia and on the Staunton River by moving the

boundary downstream from the Route 360 bridge crossing to the mouth of Difficult Creek.

15A NCAC 10C .0203 Reciprocal License Agreements (page 33)

- 3) Provide anglers the option to label trotlines, set hooks, and jug hooks with their name and address or with their WRC customer number.

15A NCAC 10C .0206 Trotlines and Set-hooks (page 34)

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

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

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

17 (A) Alleghany County:

18 New River (not trout water)

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

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

25 Big Pine Creek

26 (Big) Glade Creek

27 Bledsoe Creek

28 Pine Swamp Creek

29 South Fork New River (not trout water)

30 Prather Creek

31 Cranberry Creek

32 Piney Fork

33 Meadow Fork

34 (B) Ashe County:

35 New River (not trout waters)

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

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

39 Big Horse Creek (Mud Creek at SR 1363 to confluence with North Fork
40 New River) [Delayed Harvest Regulations apply to portion between SR
41 1324 bridge and North Fork New River. See Subparagraph (a)(5) of this
42 Rule.]

43 Buffalo Creek (SR 1133 bridge to NC 194-88 bridge)

44 Big Laurel Creek

45 Three Top Creek (portion not on game lands)

46 South Fork New River (Todd Island park) [Delayed Harvest Regulations apply.
47 See Subparagraph (a)(5) of this Rule]

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

49 Nathans Creek

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

51 Trout Lake [Delayed Harvest Regulations apply. See Subparagraph (a)(5)
52 of this Rule.]

53 Roan Creek

54 Beaver Creek

55 Old Fields Creek

56 (C) Avery County:

- 1 Nolichucky River (not trout waters)
2 North Toe River – upper (Watauga Street to Roby Shoemaker Wetlands and
3 Family Recreational Park, except where posted against trespass)
4 North Toe River – lower (SR 1164 to Mitchell County line, except where posted
5 against trespass)
6 Squirrel Creek
7 Elk River (SR 1305 crossing immediately upstream of Big Falls to the
8 Tennessee State line)
9 Wildcat Lake
10 Catawba River (not trout water)
11 Johns River (not trout water)
12 Wilson Creek [not Hatchery Supported trout water, see Subparagraph (a)(2)
13 of this Rule.]
14 Lost Cove Creek [not Hatchery Supported trout water, see
15 Subparagraph (a)(4) of this Rule.]
16 Buck Timber Creek [not Hatchery Supported trout water, see Subparagraph
17 (a)(2) of this Rule.]
18 Cary Flat Branch [not Hatchery Supported trout water, see Subparagraph (a)(2)
19 of this Rule.]
20 Boyde Coffey Lake
21 Linville River [Land Harbor line (below dam) to Blue Ridge Parkway boundary line,
22 except where posted against trespass]
23 Milltimber Creek
24 (D) Buncombe County:
25 French Broad River (not trout water)
26 Ivy Creek (Ivy River) (Dillingham Creek to US 19-23 bridge)
27 Dillingham Creek (Corner Rock Creek to Ivy Creek)
28 Stony Creek
29 Corner Rock Creek (Little Andy Creek to confluence with Walker Branch)
30 Reems Creek (Sugar Camp Fork to US 19-23 bridge, except where posted against
31 trespass)
32 Swannanoa River (SR 2702 bridge near Ridgecrest to Wood Avenue Bridge,
33 intersection of NC 81W and US 74A in Asheville, except where posted against
34 trespass)
35 Bent Creek (headwaters to N.C. Arboretum boundary line)
36 Lake Powhatan
37 Rich Branch (downstream from confluence with Rocky Branch)
38 Cane Creek (headwaters to SR 3138 bridge)
39 (E) Burke County:
40 Catawba River (Muddy Creek to the City of Morganton water intake dam) [Special
41 Regulations apply. See Subparagraph (a)(7) of this Rule.]
42 South Fork Catawba River (not trout water)
43 Henry Fork (lower South Mountains State Park line downstream to SR 1919
44 at Ivy Creek)
45 Jacob Fork (Shinny Creek to lower South Mountain State Park
46 boundary) [Delayed Harvest Regulations apply. See Subparagraph
47 (a)(5) of this Rule.]
48 Johns River (not trout water)
49 Parks Creek (portion not on game lands not trout water)
50 Carroll Creek (game lands portion above SR 1405)
51 Linville River (portion within Linville Gorge Wilderness Area, and portion
52 below Lake James powerhouse from upstream bridge on SR 1223 to Muddy
53 Creek)
54 (F) Caldwell County:
55 Catawba River (not trout water)
56 Johns River (not trout water)

- 1 Wilson Creek (game lands portion downstream of Lost Cove Creek to
2 Brown Mountain Beach dam, except where posted against trespass)
3 [Delayed Harvest Regulations apply to game lands portion between Lost
4 Cove Creek and Phillips Branch. See Subparagraph (a)(5) of this Rule.]
5 Estes Mill Creek (not trout water)
6 Mulberry Creek (portion not on game lands not trout water)
7 Boone Fork [not Hatchery Supported trout water. See Subparagraph (a)(2)
8 of this Rule.]
9 Boone Fork Pond
10 Yadkin River (Happy Valley Ruritan Community Park to SR 1515)
11 Buffalo Creek (mouth of Joes Creek to McCloud Branch)
12 Joes Creek (first falls upstream of SR 1574 to confluence with Buffalo
13 Creek)
14 (G) Cherokee County:
15 Hiwassee River (not trout water)
16 Shuler Creek (Joe Brown Highway (SR 1325) bridge to Tennessee line)
17 Davis Creek (confluence of Bald and Dockery creeks to Hanging Dog Creek)
18 Valley River (headwaters to US 19 business bridge in Murphy)
19 Hyatt Creek (Big Dam Branch to Valley River)
20 Junaluska Creek (Ashturn Creek to Valley River)
21 (H) Clay County:
22 Hiwassee River (not trout water)
23 Fires Creek (USFS Road 340A to the foot bridge in the US Forest Service Fires
24 Creek Picnic Area) [Delayed Harvest Regulations apply. See Subparagraph
25 (a)(5) of this Rule.]
26 Fires Creek (foot bridge in the US Forest Service Fires Creek Picnic Area to SR
27 1300)
28 Tusquitee Creek (headwaters to lower SR 1300 bridge)
29 Nantahala River (not trout water)
30 Buck Creek (game land portion downstream of US 64 bridge)
31 (I) Graham County:
32 Little Tennessee River (not trout water)
33 Calderwood Reservoir (Cheoah Dam to Tennessee State line)
34 Cheoah River (not trout water)
35 Yellow Creek (Lake Santeelah hydropower pipeline to Cheoah River)
36 Santeelah Reservoir (not trout water)
37 West Buffalo Creek
38 Santeelah Creek (Johns Branch to Lake Santeelah)
39 Big Snowbird Creek (USFS foot bridge at the old railroad junction to
40 USFS Road 2579) [Delayed Harvest Regulations apply. See
41 Subparagraph (a)(5) of this Rule.]
42 (Big Snowbird Creek (USFS Road 2579 to SR 1127 bridge)
43 Tulula Creek (headwaters to lower bridge on SR 1275)
44 Cheoah Reservoir
45 Fontana Reservoir (not trout water)
46 Stecoah Creek
47 Panther Creek (confluence of Stand Creek and Rock Creek to Lake
48 Fontana)
49 (J) Haywood County:
50 Pigeon River (Stamey Cove Branch to upstream US 19-23 bridge)
51 Cold Springs Creek (Fall Branch to Pigeon River)
52 Jonathan Creek (upstream SR 1302 bridge to Pigeon River, except where posted
53 against trespass)
54 Richland Creek (Russ Avenue (US 276) bridge to US 19 bridge)
55 West Fork Pigeon River (Tom Creek to the first game land boundary upstream
56 of Lake Logan) [Delayed Harvest Regulations apply to the portion from Queen

- 1 Creek to the first game land boundary upstream of Lake Logan. See
2 Subparagraph (a)(5) of this Rule.]
- 3 (K) Henderson County:
- 4 (Rocky) Broad River (Rocky River Lane to Rutherford County line)
5 Green River (Lake Summit Powerhouse to game land boundary)
6 (Big) Hungry River (S.R. 1885 to Green River)
7 French Broad River (not trout water)
8 Cane Creek (railroad bridge upstream SR 1551 to US 25 bridge)
9 Mud Creek (not trout water)
10 Clear Creek (Laurel Fork to SR 1582)
11 Mills River (not trout water)
12 North Fork Mills River (~~game lands portion below the~~ Hendersonville watershed
13 dam to the lower game land boundary). [Delayed Harvest Regulations apply.
14 See Subparagraph (a)(5) of this Rule.]
- 15 (L) Jackson County:
- 16 Tuckasegee River (confluence with West Fork Tuckasegee River to SR 1534 bridge
17 at Wilmot) [Delayed Harvest Regulations apply to that portion between the
18 downstream NC 107 bridge and the falls located 275 yards upstreams upstream of
19 US 23-441 bridge as marked by a sign on each bank. See Subparagraph (a)(5) of this
20 Rule.]
21 Scott Creek (entire stream, except where posted against trespass)
22 Dark Ridge Creek (Jones Creek to Scotts Creek)
23 Savannah Creek (Headwaters to Bradley's Packing House on NC 116)
24 Greens Creek (Greens Creek Baptist Church on SR 1730 to Savannah Creek)
25 Cullowhee Creek (Tilley Creek to Tuckasegee River)
26 Cedar Cliff Lake
27 Bear Creek Lake
28 Wolf Creek [not Hatchery Supported trout water, see Subparagraph (a)(2) of this
29 Rule.]
30 Wolf Creek Lake
31 Balsam Lake
32 Tanasee Creek [not Hatchery Supported trout water, see Subparagraph (a)(2) of this
33 Rule.]
34 Tanasee Creek Lake
- 35 (M) Macon County:
- 36 Little Tennessee River (not trout water)
37 Nantahala River (Nantahala Dam to Swain County line) [Delayed Harvest
38 Regulations apply to the portion from Whiteoak Creek to the Nantahala
39 hydropower discharge canal. See Subparagraph (a)(5) of this Rule.]
40 Queens Creek Lake
41 Burningtown Creek (Left Prong to Little Tennessee River)
42 Cullasaja River (Sequoyah Dam to US 64 bridge near junction of SR 1672)
43 Skitty Creek
44 Cliffside Lake
45 Cartoogechaye Creek (downstream US 64 bridge to Little Tennessee River)
- 46 (N) Madison County:
- 47 French Broad River (not trout water)
48 Shut-in Creek
49 West Fork Shut-in Creek (lower game land boundary to confluence with East
50 Fork Shut-in Creek)
51 Spring Creek - upper (junction of NC 209 and NC 63 to US Forest Service road
52 223)
53 Spring Creek - lower (NC 209 bridge at Hot Springs city limits to iron bridge at
54 end of Andrews Avenue) [Delayed Harvest Regulations apply. See
55 Subparagraph (a)(5) of this Rule.]
56 Meadow Fork Creek

- 1 Roaring Fork (Fall Branch to Meadow Fork)
2 Max Patch Pond
3 Big Laurel Creek (Mars Hill Watershed boundary to the SR 1318 bridge, also
4 known as Big Laurel Road bridge, downstream of Bearpen Branch)
5 Big Laurel Creek (NC 208 bridge to US 25-70 bridge) [Delayed Harvest
6 Regulations apply. See Subparagraph (a)(5) of this Rule.]
7 Spillcorn Creek
8 Shelton Laurel Creek (confluence of Big Creek and Mill Creek to NC 208
9 bridge at Belva)
10 Shelton Laurel Creek (NC 208 bridge at Belva to the confluence with Big
11 Laurel Creek) [Delayed Harvest Regulations apply. See Subparagraph
12 (a)(5) of this Rule.]
13 Puncheon Fork (Hampton Creek to Big Laurel Creek)
14 Big Pine Creek (SR 1151 bridge to French Broad River)
15 Ivy Creek (not trout waters)
16 Little Ivy Creek (confluence of Middle Fork and Paint Fork at Beech Glen to
17 confluence with Ivy Creek at Forks of Ivy)
- (O) McDowell County:
18 Catawba River – upper (Catawba Falls Campground to Old Fort Recreation Park)
19 Catawba River – lower (portion adjacent to Marion Greenway) [Delayed Harvest
20 Regulations apply. See Subparagraph (a)(5) of this Rule.]
21 Buck Creek (portion not on game lands, not trout water)
22 Little Buck Creek (game land portion)
23 Curtis Creek game lands portion downstream of US Forest Service boundary at
24 Deep Branch. [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of
25 this Rule.]
26 North Fork Catawba River (headwaters to SR 1569 bridge)
27 Armstrong Creek (Cato Holler line downstream to upper Greenlee line)
28 Mill Creek (upper railroad bridge to I 40 bridge, except where posted against
29 trespass) [Delayed Harvest Regulations apply to that portion between US 70
30 bridge and I 40 bridge. See Subparagraph (a)(5) of this Rule.]
- (P) Mitchell County:
31 Nolichucky River (not trout water)
32 Big Rock Creek (headwaters to NC 226 bridge at SR 1307 intersection)
33 Little Rock Creek (Green Creek Bridge to Big Rock Creek, except where
34 posted against trespass)
35 Cane Creek (SR 1219 to SR 1189 bridge) [Delayed Harvest Regulations apply
36 to that portion from NC 226 bridge to SR 1189 bridge. See Subparagraph (a)(5)
37 of this Rule.]
38 Grassy Creek (East Fork Grassy Creek to mouth)
39 East Fork Grassy Creek
40 North Toe River (Avery County line to SR 1121 bridge)
41 North Toe River (US 19E bridge to NC 226 bridge) [Delayed Harvest
42 Regulations apply. See Subparagraph (a)(5) of this Rule.]
- (Q) Polk County:
43 Broad River (not trout water)
44 North Pacolet River (Joels Creek to NC 108 bridge)
45 Green River (Fishtop Falls Access Area to the natural gas pipeline crossing)
46 [Delayed Harvest Regulations apply to the portion from Fishtop Falls Access
47 Area to Cove Creek. See Subparagraph (a)(5) of this Rule.]
- (R) Rutherford County:
48 (Rocky) Broad River (Henderson County line to US 64/74 bridge, except where
49 posted against trespass)
- (S) Stokes County:
50 Dan River (Virginia State line downstream to a point 200 yards below the end of SR
51 1421)
52
53
54
55
56

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56

- (T) Surry County:
 - Yadkin River (not trout water)
 - Big Elkin Creek (dam 440 yards upstream of NC 268 bridge to a point 265 yards downstream of NC 268 bridge as marked by a sign on each bank)
 - Ararat River (SR 1727 bridge downstream to the NC 103 bridge)
 - Araat River (NC 103 bridge to US 52 bridge) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Stewarts Creek (not trout water)
 - Pauls Creek (Virginia State line to 0.3 mile below SR 1625 bridge - lower Caudle property line)
 - Fisher River (Cooper Creek) (Virginia State line to Interstate 77)
 - Little Fisher River (Virginia State line to NC 89 bridge)
 - Mitchell River (0.6 mile upstream of the end of SR 1333 to the SR 1330 bridge below Kapps Mill Dam) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
- (U) Swain County:
 - Little Tennessee River (not trout water)
 - Calderwood Reservoir (Cheoah Dam to Tennessee State line)
 - Cheoah Reservoir
 - Fontana Reservoir (not trout water)
 - Alarka Creek (game lands boundary to Fontana Reservoir)
 - Nantahala River (Macon County line to existing Fontana Reservoir water level)
 - Tuckasegee River (not trout water)
 - Deep Creek (Great Smoky Mountains National Park boundary line to Tuckasegee River)
 - Connelly Creek (Camp Branch to Tuckasegee River)
- (V) Transylvania County:
 - French Broad River (confluence of North Fork French Broad River and West Fork French Broad River to the Island Ford Road (SR 1110) Access Area)
 - Davidson River (Avery Creek to lower US Forest Service boundary line)
 - East Fork French Broad River (Glady Fork to French Broad River) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Little River (confluence of Lake Dense outflow to 100 yards downstream of Hooker Falls) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
 - Middle Fork French Broad River
 - West Fork French Broad River (Camp Cove Branch to confluence with North Fork French Broad River)
- (W) Watauga County:
 - New River (not trout waters)
 - South Fork New River (canoe launch 70 yards upstream of US 421 bridge to lower boundary of Brookshire Park)
 - Meat Camp Creek
 - Norris Fork Creek
 - Middle Fork New River (Lake Chetola Dam to South Fork New River)
 - Yadkin River (not trout water)
 - Stony Fork (headwaters to Wilkes County line)
 - Elk Creek (SR 1510 bridge at Triplett to Wilkes County line, except where posted against trespass)
 - Watauga River (~~adjacent to the intersection of SR 1557 and SR 1558 to NC 105 bridge and SR 1114 upper (S.R. 1114 bridge to NC 194 bridge at Valle Crucis). [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]~~
Watauga River lower (S.R. 1103 bridge to confluence with Laurel Creek) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of this Rule]
 - Beech Creek

1 Buckeye Creek Reservoir
2 Buckeye Creek (Buckeye Creek Reservoir dam to Grassy Gap Creek)
3 Coffee Lake [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of
4 this Rule.]
5 Beaverdam Creek (confluence of Beaverdam Creek and Little Beaverdam Creek
6 to an unnamed tributary adjacent to the intersection of SR 1201 and SR 1203)
7 Laurel Creek
8 Cove Creek (SR 1233 bridge at Zionville to SR 1233 bridge at Amantha)
9 Dutch Creek (second bridge on SR 1134 to mouth)
10 (X) Wilkes County:
11 Yadkin River (not trout water)
12 Roaring River (not trout water)
13 East Prong Roaring River (from Bullhead Creek downstream to Stone
14 Mountain State Park lower boundary) [Delayed Harvest Regulations apply.
15 See Subparagraph (a)(5) of this Rule.]
16 East Prong Roaring River (Stone Mountain State Park lower boundary to
17 Brewer's Mill on SR 1943)
18 Stone Mountain Creek [Delayed Harvest Regulations apply. See
19 Subparagraph (a)(5) of this Rule.]
20 Middle Prong Roaring River (headwaters to second bridge on SR 1736)
21 Bell Branch Pond
22 Boundary Line Pond
23 West Prong Roaring River (not trout waters)
24 Pike Creek
25 Pike Creek Pond
26 Cub Creek (0.5 miles upstream of SR 2460 bridge to SR 1001 bridge)
27 Reddies River (Town of North Wilkesboro water intake dam to confluence with
28 Yadkin River) [Delayed Harvest Regulations apply. See Subparagraph (a)(5) of
29 this Rule.]
30 Middle Fork Reddies River (Clear Prong) (headwaters to bridge on SR
31 1580)
32 South Fork Reddies River (SR 1355 bridge to confluence with Middle
33 Fork Reddies River)
34 North Fork Reddies River (Vannoy Creek) (headwaters to Union
35 School bridge on SR 1559)
36 Darnell Creek (North Prong Reddies River) (downstream ford on
37 SR 1569 to confluence with North Fork Reddies River)
38 Lewis Fork Creek (not trout water)
39 South Prong Lewis Fork (Fall Creek to SR 1155 bridge)
40 Fall Creek (SR 1300 bridge to confluence with South Prong Lewis Fork
41 except portions posted against trespass)
42 Elk Creek – upper (Watauga County line to lower boundary of Blue Ridge
43 Mountain Club) [Delayed Harvest Regulations apply. See Subparagraph (a)(5)
44 of this Rule.]
45 Elk Creek – lower (portion on Leatherwood Mountains development) [Delayed
46 Harvest Regulations apply. See Subparagraph (a)(5) of this Rule.]
47 (Y) Yancey County:
48 Nolichucky River (not trout water)
49 Cane River [Bee Branch (SR 1110) to Bowlens Creek]
50 Bald Mountain Creek (except portions posted against trespass)
51 Indian Creek (not trout water)
52 Price Creek (junction of SR 1120 and SR 1121 to Indian Creek)
53 North Toe River (not trout water)
54 South Toe River (Clear Creek to lower boundary line of Yancey County
55 recreation park except where posted against trespass)

- 1 (2) Wild Trout Waters. All waters designated as Public Mountain Trout Waters on the game lands
- 2 listed in Subparagraph (b)(2) of 15A NCAC 10D .0104, are classified as Wild Trout Waters unless
- 3 classified otherwise in Subparagraph (a)(1) of this Rule. The trout waters listed in this
- 4 Subparagraph are also classified as Wild Trout Waters.
- 5 (A) Alleghany County:
- 6 Big Sandy Creek (portion on Stone Mountain State Park)
- 7 Stone Mountain Creek (that portion on Stone Mountain State Park)
- 8 (B) Ashe County:
- 9 Big Horse Creek (Virginia State Line to Mud Creek at SR 1363) [Catch and
- 10 Release/Artificial Lures Only Regulations apply. See Subparagraph (a)(3) of this Rule.]
- 11 Unnamed tributary of Three Top Creek (portion located on Three Top Mountain Game
- 12 Land) [Catch and Release/Artificial Lures Only Regulations apply. See Subparagraph
- 13 (a)(3) of this Rule.]
- 14 (C) Avery County:
- 15 Birchfield Creek (entire stream)
- 16 Cow Camp Creek (entire stream)
- 17 Cranberry Creek (headwaters to US 19E/NC 194 bridge)
- 18 Elk River (portion on Lees-McRae College property, excluding the millpond) [Catch and
- 19 Release/Artificial Flies Only Regulations apply. See Subparagraph (a)(4) of this
- 20 Rule.]
- 21 Gragg Prong (entire stream)
- 22 Horse Creek (entire stream)
- 23 Jones Creek (entire stream)
- 24 Kentucky Creek (entire stream)
- 25 North Harper Creek (entire stream)
- 26 Plumtree Creek (entire stream)
- 27 Roaring Creek (entire stream)
- 28 Rockhouse Creek (entire stream)
- 29 Shawneehaw Creek (portion adjacent to Banner Elk Greenway)
- 30 South Harper Creek (entire stream)
- 31 Webb Prong (entire stream)
- 32 Wilson Creek [Catch and Release/Artificial Lures Only Regulations apply. See
- 33 Subparagraph (a)(3) of this Rule.]
- 34 (D) Buncombe County:
- 35 Carter Creek (game land portion) [Catch and Release/Artificial Lures only Regulations
- 36 apply. See Subparagraph (a)(3) of this Rule.]
- 37 (E) Burke County:
- 38 All waters located on South Mountain State Park, except **Clear Creek Reservoir**, the main
- 39 stream of Jacob Fork between the mouth of Shinnycreek and the lower park
- 40 boundary where Delayed Harvest Regulations apply, and Henry Fork and tributaries
- 41 where Catch and Release/Artificial Lures Only Regulations apply. See
- 42 Subparagraphs (a)(3) and (a)(5) of this Rule.
- 43 Nettle Branch (game land portion)
- 44 (F) Caldwell County:
- 45 Buffalo Creek (Watauga County line to Long Ridge Branch including tributaries on game
- 46 lands)
- 47 Joes Creek (Watauga County line to first falls upstream of the end of SR 1574)
- 48 Rockhouse Creek (entire stream)
- 49 (G) Cherokee County:
- 50 Bald Creek (game land portions, including tributaries) [Wild Trout/Natural Bait Waters
- 51 Regulations apply. See Subparagraph (a)(6) of this Rule.]
- 52 Dockery Creek (game land portions, including tributaries) [Wild Trout/Natural Bait
- 53 Waters Regulations apply. See Subparagraph (a)(6) of this Rule.]
- 54 North Shoal Creek (game land portions, including tributaries) [Wild Trout/Natural Bait
- 55 Waters Regulations apply. See Subparagraph (a)(6) of this Rule.]
- 56 (H) Graham County:

1 Franks Creek (entire stream) [Wild Trout/Natural Bait Waters Regulations apply. See
2 Subparagraph (a)(6) of this Rule.]
3 Little Buffalo Creek (entire stream)
4 South Fork Squally Creek (entire stream)
5 Squally Creek (entire stream)
6 (I) Haywood County
7 Hemphill Creek [Wild Trout/Natural Bait Waters Regulations apply. See Subparagraph
8 (a)(6) of the Rule.]
9 Hurricane Creek (including portions of tributaries on game lands) [Wild Trout/Natural
10 Bait Waters Regulations apply. See Subparagraph (a)(6) of this Rule.]
11 (J) Jackson County:
12 Buff Creek (entire stream) [Wild Trout/Natural Bait Waters Regulations apply. See
13 Subparagraph (a)(6) of this Rule.]
14 Gage Creek (entire stream)
15 North Fork Scott Creek (entire stream)
16 Tanasee Creek (entire stream)
17 Whitewater River (downstream from Silver Run Creek to South Carolina State line)
18 Wolf Creek (entire stream, except Balsam Lake and Wolf Creek Lake)
19 (K) Madison County:
20 Big Creek (headwaters to the lower game land boundary, including tributaries) [Wild
21 Trout/Natural Bait Waters Regulations apply. See Subparagraph (a)(6) of this Rule.]
22 (L) Mitchell County:
23 Green Creek (headwaters to Green Creek Bridge, except where posted against trespass)
24 Little Rock Creek (headwaters to Green Creek Bridge, including all tributaries, except
25 where
26 posted against trespass)
27 Wiles Creek (game land boundary to mouth)
28 (M) Transylvania County:
29 All waters located on Gorges State Park
30 Whitewater River (downstream from Silver Run Creek to South Carolina State line)
31 (N) Watauga County:
32 Dugger Creek (portions on Blue Ridge Mountain Club, including tributaries) [Catch and
33 Release/Artificial Lure Only Trout Waters Regulations apply. See Subparagraph (a)(3)
34 of this Rule.]
35 Dutch Creek (headwaters to second bridge on SR 1134)
36 Howard Creek (entire stream)
37 Laurel Creek (portions on Blue Ridge Mountain Club and Powder Horn Mountain
38 developments, including tributaries) [Catch and Release/Artificial Lure Only Trout
39 Waters Regulations apply. See subparagraph (a)(3) of this Rule.]
40 Maine Branch (headwaters to North Fork New River)
41 North Fork New River (from confluence with Maine and Mine branches to Ashe County
42 line)
43 Pond Creek (headwaters to Locust Ridge Road bridge, excluding the pond adjacent to
44 Coffee Lake) [Catch and Release/Artificial Lure Only Trout Waters Regulations Apply.
45 See Subparagraph (a)(3) of this Rule.]
46 Watauga River (Avery County line to SR 1580 bridge)
47 Winkler Creek (lower bridge on SR 1549 to confluence with South Fork New River)
48 (O) Wilkes County:
49 Big Sandy Creek (portion on Stone Mountain State Park)
50 Dugger Creek (portions on Blue Ridge Mountain Club, including tributaries) [Catch and
51 Release/Artificial Lure Only Trout Waters Regulations apply. See Subparagraph (a)(3)
52 of this Rule.]
53 Garden Creek (portion on Stone Mountain State Park)
54 Harris Creek and tributaries (portions on Stone Mountain State Park) [Catch and Release
55 Artificial Lures Only Regulations apply. See Subparagraph (a)(4) of this Rule.]
56 Widow Creek (portion on Stone Mountain State Park)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55

- (P) Yancey County:
 - Cattail Creek (Bridge at Mountain Farm Community Road (Private) to NC 197 bridge)
 - Lickskillet Creek (entire stream)
 - Middle Creek (game land boundary to mouth)
- (3) Catch and Release/Artificial Lures Only Trout Waters. Those portions of designated wild trout waters as listed in this Subparagraph, including tributaries except as noted, are further classified as Catch and Release/Artificial Lures Only waters. Only artificial lures having one single hook may be used. No trout may be harvested or be in possession while fishing these streams:
 - (A) Ashe County:
 - Big Horse Creek (Virginia State line to Mud Creek at SR 1363 excluding tributaries)
 - Unnamed tributary of Three Top Creek (portion located on Three Top Mountain Game Lands)
 - (B) Avery County:
 - Wilson Creek (game land portion)
 - (C) Buncombe County:
 - Carter Creek (game land portion)
 - (D) Burke County:
 - Henry Fork (portion on South Mountains State Park)
 - (E) Haywood County:
 - West Fork Pigeon River (game land portion below Lake Logan Dam)
 - ~~(E)~~(F) Jackson County:
 - Flat Creek
 - Tuckasegee River (upstream of Clarke property)
 - ~~(F)~~(G) McDowell County:
 - Newberry Creek (game land portion)
 - ~~(G)~~(H) Watauga County:
 - Dugger Creek (portions on Blue Ridge Mountain Club, including tributaries)
 - Laurel Creek (portions on Blue Ridge Mountain Club and Powder Horn Mountain developments, including tributaries)
 - Pond Creek (headwaters to Locust Ridge bridge, excluding the pond adjacent to Coffee Lake)
 - ~~(H)~~(I) Wilkes County:
 - Dugger Creek (portions on Blue Ridge Mountain Club, including tributaries)
- (4) Catch and Release/Artificial Flies Only Trout Waters. Those portions of designated wild trout waters as listed in this Subparagraph, including tributaries except as noted, are further classified as Catch and Release/Artificial Flies Only waters. Only artificial flies having one single hook may be used. No trout may be harvested or be in possession while fishing these streams:
 - (A) Avery County:
 - Elk River (portion on Lees-McRae College property, excluding the millpond)
 - Lost Cove Creek (game land portion, excluding Gragg Prong and Rockhouse Creek)
 - (B) Transylvania County:
 - Davidson River (headwaters to Avery Creek, excluding Avery Creek, Looking Glass Creek and Grogan Creek)
 - (C) Yancey County:
 - South Toe River (headwaters to Upper Creek, including tributaries)
 - Upper Creek (entire stream)
- (5) Delayed Harvest Trout Waters. Those portions of designated Hatchery Supported Trout Waters as listed in this Subparagraph, excluding tributaries except as noted, are further classified as Delayed Harvest Waters. Between 1 October and one-half hour after sunset on the Friday before the first Saturday of the following June, inclusive, it is unlawful to possess natural bait, use more than a single hook on an artificial lure, or harvest or possess trout while fishing these waters. These waters are closed to fishing between one-half hour after sunset on the Friday before the first Saturday in June and 6:00 a.m. on the first Saturday in June. At 6:00 a.m. on the first Saturday in June these waters are open for fishing under Hatchery Supported Waters rules for youth anglers

1 only. Youth is defined as a person under 16 years of age. At 12:00 p.m. on the first Saturday in
2 June these streams open for fishing under Hatchery Supported Waters rules for all anglers:

- 3 (A) Alleghany County:
4 Little River (Whitehead to a point 275 yards downstream of the intersection of SR 1128
5 and SR 1129 as marked by a sign on each bank)
- 6 (B) Ashe County:
7 Trout Lake
8 Helton Creek (Virginia state line to New River)
9 South Fork New River (Todd Island Park)
10 Big Horse Creek (SR 1324 bridge to North Fork New River)
- 11 (C) Burke County:
12 Jacob Fork (Shinny Creek to lower South Mountains State Park boundary)
- 13 (D) Caldwell County:
14 Wilson Creek (game lands portion downstream of Lost Cove Creek to Phillips Branch)
- 15 (E) Clay County:
16 Fires Creek (USFS Road 340A to the foot bridge in the US Forest Service Fires Creek
17 Picnic Area)
- 18 (F) Graham County;
19 (Big) Snowbird Creek (USFS foot bridge at the old railroad junction to USFS Road 2579)
- 20 (G) Haywood County:
21 West Fork Pigeon River (Queen Creek to the first game land boundary upstream of Lake
22 Logan)
- 23 (H) Henderson County:
24 North Fork Mills River (~~game land portion below the~~ Hendersonville watershed dam to
25 the lower game land boundary)
- 26 (I) Jackson County:
27 Tuckasegee River (downstream NC 107 bridge falls located 275 yards upstream of the
28 US 23-441 bridge as marked by a sign on each bank)
- 29 (J) Macon County:
30 Nantahala River (Whiteoak Creek to the Nantahala hydropower discharge canal)
- 31 (K) Madison County:
32 Big Laurel Creek (NC 208 bridge to the US 25-70 bridge)
33 Shelton Laurel Creek (NC 208 bridge at Belva to the confluence with Big Laurel Creek)
34 Spring Creek (NC 209 bridge at Hot Springs city limits to iron bridge at end of Andrews
35 Avenue)
- 36 (L) McDowell County:
37 Catawba River (portion adjacent to Marion Greenway)
38 Curtis Creek (game lands portion downstream of U.S. Forest Service boundary at Deep
39 Branch)
40 Mill Creek (US70 bridge to I 40 bridge)
- 41 (M) Mitchell County:
42 Cane Creek (NC 226 bridge to SR 1189 bridge)
43 North Toe River (US 19E bridge to NC 226 bridge)
- 44 (N) Polk County:
45 Green River (Fishtop Falls Access Area to confluence with Cove Creek)
- 46 (O) Surry County:
47 Mitchell River (0.6 mile upstream of the end of SR 1333 to the SR 1330 bridge below
48 Kapps Mill Dam)
49 Ararat River (NC 103 bridge to US 52 bridge)
- 50 (P) Transylvania County:
51 East Fork French Broad River (Glady Fork to French Broad River)
52 Little River (confluence of Lake Dense to 100 yards downstream of Hooker Falls)
- 53 (Q) Watauga County:
54 Watauga River (~~adjacent to intersection of SR 1557 and SR 1558 to NC 105 bridge and~~
55 SR 1114 upper (S.R. 1114 bridge to NC 194 bridge at Valle Crucis)
56 Watauga River lower (S.R. 1103 bridge to confluence with Laurel Creek)

- 1 Coffee Lake
2 (R) Wilkes County:
3 East Prong Roaring River (from Bullhead Creek downstream to the Stone Mountain State
4 Park lower boundary)
5 Stone Mountain Creek (from falls at Allegheny County line to confluence with East
6 Prong
7 Roaring River and Bullhead Creek in Stone Mountain State Park)
8 Reddies River (Town of North Wilkesboro water intake dam to confluence with Yadkin
9 River)
10 Elk Creek – upper (Watauga County line to lower boundary of Blue Ridge Mountain
11 Club)
12 Elk Creek – lower (portion on Leatherwood Mountains development)
13 (6) Wild Trout/Natural Bait Waters. Those portions of designated Wild Trout Waters as listed in this
14 Subparagraph, including tributaries except as noted, are further classified as Wild Trout/Natural
15 Bait Waters. All artificial lures and natural baits, except live fish, are allowed provided they are
16 fished using only one single hook. The creel limit, size limit, and open season are the same as
17 other Wild Trout Waters [see 15A NCAC 10C .0305(a)]:
18 (A) Cherokee County:
19 Bald Creek (game land portions)
20 Dockery Creek (game land portions)
21 North Shoal Creek (game land portions)
22 (B) Graham County:
23 Deep Creek
24 Long Creek (game land portion)
25 Franks Creek
26 (C) Haywood County:
27 Hemphill Creek (including tributaries)
28 Hurricane Creek (including portions of tributaries on game lands)
29 (D) Jackson County:
30 Buff Creek
31 Chattooga River (SR 1100 bridge to South Carolina state line)
32 (lower) Fowler Creek (game land portion)
33 Scotsman Creek (game land portion)
34 (E) Macon County:
35 Chattooga River (SR 1100 bridge to South Carolina state line)
36 Jarrett Creek (game land portion)
37 Kimsey Creek
38 Overflow Creek (game land portion)
39 Park Creek
40 Tellico Creek (game land portion)
41 Turtle Pond Creek (game land portion)
42 (F) Madison County:
43 Big Creek (headwaters to the lower game land boundary, including tributaries)
44 (G) Transylvania County:
45 North Fork French Broad River (game land portions downstream of SR 1326)
46 Thompson River (SR 1152 to South Carolina state line, except where posted against
47 trespass,
48 including portions of tributaries within this section located on game lands)
49 (7) Special Regulation Trout Waters. Those portions of Designated Public Mountain Trout Waters as
50 listed in this Subparagraph, excluding tributaries as noted, are further classified as Special
51 Regulation Trout Waters. Regulations specific to each water are defined below:
52 Burke County
53 Catawba River (Muddy Creek to City of Morganton water intake dam).
54 Regulation: The daily creel limit is 7 trout and only one of which may be greater than 14
55 inches in length. There are no bait restrictions and no closed season.
56 (b) Fishing in Trout Waters

- 1 (1) Hatchery Supported Trout Waters. It is unlawful to take fish of any kind by any manner from
2 designated public mountain trout waters during the closed seasons for trout fishing. The seasons,
3 size limits, creel limits and possession limits apply in all waters, whether designated or not, as
4 public mountain trout waters. Except in power reservoirs and city water supply reservoirs so
5 designated, it is unlawful to fish in designated public mountain trout waters with more than one
6 line. Night fishing is not allowed in most hatchery supported trout waters on game lands [see 15A
7 NCAC 10D .0104(b)(1)].
- 8 (2) Wild Trout Waters. Except as otherwise provided in Subparagraphs (a)(3), (a)(4), and (a)(6) of
9 this Rule, the following rules apply to fishing in wild trout waters.
- 10 (A) Open Season. There is a year round open season for the licensed taking of trout.
11 (B) Creel Limit. The daily creel limit is four trout.
12 (C) Size Limit. The minimum size limit is seven inches.
13 (D) Manner of Taking. Only artificial lures having only one single hook may be used. No
14 person shall possess natural bait while fishing wild trout waters except those waters listed
15 in Subparagraph (a)(6) of this Rule.
16 (E) Night Fishing. Fishing on wild trout waters is not allowed between one-half hour after
17 sunset and one-half hour before sunrise.

18
19 *History Note:* Authority G.S. 113-272; 113-292;
20 Eff. February 1, 1976;
21 Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; July 1, 1995; July 1, 1994; July 1, 1993;
22 October 1, 1992;
23 Temporary Amendment Eff. July 1, 1999;
24 Amended Eff. July 1, 2000;
25 Temporary Amendment Eff. July 1, 2001;
26 Temporary Amendment Eff. July 1, 2002;
27 Amended Eff. August 1, 2002 (approved by RRC on 6/21/01 and 04/18/02);
28 Temporary Amendment Eff. June 1, 2003;
29 Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July 17
30 2003);
31 Amended Eff. August 1, 2013; August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May
32 1, 2008; May 1, 2007; May 1, 2006; June 1, 2005.
33 Amended Eff. August 1, 2014
34

1 **15A NCAC 10D .0104 FISHING ON GAME LANDS**

2 (a) Generally. Except as otherwise indicated herein, fishing on game lands which are open to fishing shall be in
3 accordance with the statewide rules. All game lands are open to public fishing except restocked ponds when posted
4 against fishing, Hunting Creek Swamp Waterfowl Refuge, Grogan Creek in Transylvania County, and in the case of
5 private ponds where fishing may be prohibited by the owners thereof. No trotline or set-hook or any net, trap, gig,
6 bow and arrow or other special fishing device of a type mentioned in 15A NCAC 10C .0404(b)(c)(d) and (f) may be
7 used in any impounded waters located entirely on game lands. Bow and arrow may be used to take nongame fishes
8 in impounded waters located entirely on game lands with the exception of those waters mentioned in 15A NCAC
9 10C .0404(a). Blue crabs taken by hook and line (other than set-hooks) in designated waterfowl impoundments
10 located on game lands must have a minimum carapace width of five inches (point to point) and the daily possession
11 limit is 50 per person and 100 per vessel.

12 (b) Designated Public Mountain Trout Waters

13 (1) Fishing Hours. It is unlawful to fish in designated public mountain trout waters on any game land
14 and in all waters on the Dupont State Forest Game Land from one-half hour after sunset to one-
15 half hour before sunrise, except in Hatchery Supported Trout waters as stated in 15A NCAC 10C
16 .0305(a), Delayed Harvest waters as stated in 15A NCAC 10C .0205(a)(5), game lands sections of
17 the Nantahala River located downstream from the Swain County line, and in the sections of Green
18 River in Polk County located on Green River Game Lands from Cove Creek downstream to the
19 natural gas pipeline crossing.

20 (2) Location. All waters located on the game lands listed in this Subparagraph are designated public
21 mountain trout waters except Cherokee Lake, Grogan Creek, and Big Laurel Creek downstream
22 from the US 25-70 bridge to the French Broad River, Pigeon River downstream of Waterville
23 Reservoir to the Tennessee state line, Nolichucky River, Mill Ridge Pond Cheoah River
24 downstream of Santeetlah Reservoir, Little River from 100 yards downstream of Hooker Falls
25 downstream to the Dupont State Forest boundary, Lake Imaging, Lake Dense, Lake Alfred, Lake
26 Julia, Fawn Lake, ~~the portion of West Fork Pigeon River below Lake Logan,~~ North Fork Catawba
27 River downstream of the mouth of Armstrong Creek, Green River downstream of the natural gas
28 pipeline crossing, and Spring Creek below US Forest Service road 223.

29 Dupont State Forest Game Lands in Henderson and Transylvania counties.

30 Three Top Mountain Game Land in Ashe County.

31 Nantahala National Forest Game Lands in Cherokee, Clay, Graham, Jackson, Macon,
32 Swain and Transylvania counties.

33 Pisgah National Forest Game Lands in Avery, Buncombe, Burke, Caldwell, Haywood,
34 Henderson, Madison, McDowell, Mitchell, Transylvania and Yancey counties.

35 Thurmond Chatham Game Land in Wilkes County.

36 Toxaway Game Land in Transylvania County.

37 South Mountains Game Land in Cleveland and Rutherford counties.

38 Cold Mountain Game Land in Haywood County.

39 Green River Game Land in Henderson and Polk counties.

40 (3) All designated public mountain trout waters located on the game lands listed in Subparagraph
41 (b)(2) of this Rule are wild trout waters unless classified otherwise. [See 15A NCAC 10C
42 .0205(a)(1)].

43 (c) Ponds. In all game lands ponds, it is unlawful to take channel, white or blue catfish (forked tail catfish) by
44 means other than hook and line and the daily creel limit for forked tail catfish is six fish in aggregate.

45
46 *History Note:* Authority G.S. 113-134; 113-264; 113-272; 113-292; 113-305;

47 Eff. February 1, 1976;

48 Amended Eff. July 1, 2000; July 1, 1998; July 1, 1996; July 1, 1995; July 1, 1994; July 1, 1993;
49 July 1, 1992;

50 Temporary Amendment Eff. July 1, 2002; July 1, 2001;

51 Amended Eff. August 1, 2002 (approved by RRC on 06/21/01 and 04/18/02);

52 Temporary Amendment Eff. June 1, 2003;

53 Amended Eff. August 1, 2010; May 1, 2009; August 1, 2004.

54 Amended Eff. August 1, 2014
55

1 **15A NCAC 10C .0314 STRIPED BASS**

2 (a) The daily creel limit for Striped Bass and its hybrids is eight fish in the aggregate, except in waters identified in
3 Paragraphs (b), (c), (d), (e), (f), (g), (h), (i) and (j) of this Rule. There is no minimum size limit for these fish, but
4 only two of them may be less than 16 inches, except in waters identified in Paragraphs (b), (c), (d), (e), (f), (g), (h),
5 (i) and (j) of this Rule. There is no closed season, except for waters identified in Paragraphs (g), (h), (i), (j) and (k)
6 of this Rule.

7 (b) In the Dan River upstream from its confluence with Bannister River to the dam at Union Street in Danville, VA
8 and in John H. Kerr Reservoir, the daily creel limit on Striped Bass and its hybrids is two in the aggregate and the
9 minimum size limit is 24 inches from October 1 through May 31. From June 1 through September 30, the daily
10 creel limit on Striped Bass and its hybrids is four in the aggregate with no minimum size limit.

11 (c) In the Cape Fear River upstream of Buckhorn Dam; the Deep River to the first impoundment; the Haw River to
12 the first impoundment; B. Everett Jordan Reservoir; Lake Rhodhiss; Lake Hickory; and Lookout Shoals Reservoir,
13 the daily creel limit on Striped Bass and its hybrids is four in the aggregate and the minimum size limit is 20 inches.

14 (d) In Lake Gaston and Roanoke Rapids Reservoir, the daily creel limit on Striped Bass and its hybrids is four in the
15 aggregate. The minimum size limit for these fish is 20 inches from October 1 through May 31. There is no
16 minimum size limit for these fish from June 1 through September 30.

17 (e) In Lake Norman the daily creel limit on Striped Bass and its hybrids is four in the aggregate. ~~The aggregate and~~
18 ~~the minimum size limit for these fish is 16 inches. inches from October 1 through May 31. There is no minimum~~
19 ~~size limit for these fish from June 1 through September 30.~~

20 (f) In Lake Matamuskeet and in the Pee Dee River and its tributaries downstream from the Blewett Falls Dam to the
21 South Carolina state line, the daily creel limit is three fish in the aggregate and the minimum size limit is 18 inches.

22 (g) In the inland fishing waters of Neuse, Pungo and Tar Pamlico rivers and their tributaries extending upstream to
23 the first impoundment of the main course on the river or its tributaries, and in all other inland fishing waters east of
24 Interstate 95 not specified in Paragraphs (f), (h), (i) and (j) of this Rule, the daily creel limit for Striped Bass and its
25 hybrids is two fish in the aggregate. The minimum size limit is 18 inches but no Striped Bass or hybrids between
26 the lengths of 22 inches and 27 inches shall be possessed. In these waters, the season for taking and possessing
27 Striped Bass is closed from May 1 through September 30.

28 (h) In the inland fishing waters of the Cape Fear River and its tributaries downstream of Buckhorn Dam, the season
29 for taking and possessing Striped Bass is closed year-round.

30 (i) In the inland and joint fishing waters [as identified in 15A NCAC 10C .0107(1)(e)] of the Roanoke River Striped
31 Bass Management Area, which includes the Roanoke, Cashie, Middle and Eastmost rivers and their tributaries, the
32 open season for taking and possessing Striped Bass and its hybrids is March 1 through April 30 from the joint-
33 coastal fishing waters boundary at Albemarle Sound upstream to Roanoke Rapids Lake dam. During the open
34 season the daily creel limit for Striped Bass and its hybrids is two fish in the aggregate, the minimum size limit is 18
35 inches. No fish between 22 inches and 27 inches in length shall be retained in the daily creel limit. Only one fish
36 larger than 27 inches may be retained in the daily creel limit.

37 (j) In designated inland fishing waters of Roanoke Sound, Croatan Sound, Albemarle Sound, Chowan River,
38 Currituck Sound, Alligator River, Scuppernong River, and their tributaries (excluding the Roanoke River and Cashie
39 River and their tributaries), Striped Bass fishing season, size limits and creel limits are the same as those established
40 by rules Rules or proclamations of the Marine Fisheries Commission in adjacent joint or coastal fishing waters.

41 (k) The Executive Director may, by proclamation, suspend or extend the hook-and-line season for Striped Bass in
42 the inland and joint waters of coastal rivers and their tributaries. It is unlawful to violate the provisions of any
43 proclamation issued under this authority.

44
45 *History Note: Authority G.S. 113-134; 113-292; 113-304; 113-305;*
46 *Eff. November 1, 2013*
47 *Amended Eff. August 1, 2014*
48

1 **15A NCAC 10C .0302 MANNER OF TAKING INLAND GAME FISHES**

2 (a) Except as provided in this Rule, it is unlawful for any person to take inland game fishes from any of the waters
3 of North Carolina by any method other than with hook and line. Landing nets may be used to land fishes caught on
4 hook and line. Game fishes taken incidental to commercial fishing operations in joint fishing waters or coastal
5 fishing waters shall be immediately returned to the water unharmed. Game fishes taken incidental to the use of
6 licensed special devices for taking nongame fishes from inland fishing waters as authorized in Rule 10C .0402 of
7 this Subchapter or as authorized by 15A NCAC 10C .0407 by anglers licensed under G.S. 113-272.2(c) shall be
8 immediately returned to the water unharmed, except that a daily creel limit of American and hickory shad may be
9 taken with dip nets and bow nets from March 1 through April 30 in those waters where such gear may be lawfully
10 used—except white perch may be taken when captured in a cast net being used to collect nongame fishes in all
11 impounded waters west of Interstate 95 and in the Tar River Reservoir (Nash County).

12 (b) In the inland waters of the Roanoke River upstream of U.S. 258 bridge, only a single barbless hook or a lure
13 with a single barbless hook may be used from 1 April to 30 June. Barbless as used in this Rule, requires that the
14 hook does not have a barb or the barb is bent down.

15 *History Note:* Authority G.S. 113-134; 113-273; 113-292; 113-302;
16 Eff. February 1, 1976;
17 Amended Eff. July 1, 1996; October 1, 1994; July 1, 1993; May 1, 1992; January 1, 1982;
18 Temporary Amendment Eff. November 1, 1998;
19 Amended Eff. August 1, 2002; April 1, 1999.
20 Amended Eff. August 1, 2014
21
22
23

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

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

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

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

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

- 34 (1) ~~alewife and blueback herring, excluding those less than six inches in length collected from Kerr~~
35 ~~Reservoir (Granville, Vance, and Warren counties)~~
- 36 (2) ~~blue crab~~
- 37 (3) ~~bowfin~~

38 (d) Freshwater mussels, including the Asiatic clam (*Corbicula fluminea*), may be taken only from impounded
39 waters, except mussels shall not be taken in Lake Waccamaw and in University Lake in Orange County. ~~It is~~
40 ~~unlawful to possess more than 200 freshwater mussels. The daily possession limit for freshwater mussels is 200 in~~
41 ~~the aggregate, except there is no daily possession limit for the Asiatic clam (*Corbicula fluminea*).~~

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

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

48 (g) ~~The daily creel limit for American eels taken from inland fishing waters is 25, and the minimum size limit is 9~~
49 ~~inches.~~

50
51 *History Note: Authority G.S. 113-134; 113-272; 113-292;*
52 *Eff. February 1, 1976;*
53 *Amended Eff. July 1, 1994; July 1, 1993; May 1, 1992;*
54 *Temporary Amendment Eff. December 1, 1994;*
55 *Amended Eff. July 1, 1998; July 1, 1996; July 1, 1995;*
56 *Temporary Amendment Eff. July 1, 1999;*

1
2
3
4
5
6
7
8
9
10

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. May 1, 2004 (this amendment replaces the amendment approved by RRC on July 17, 2003);
Amended Eff. 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.
Amended Eff. August 1, 2014

1 **15A NCAC 10C .0402 TAKING NONGAME FISHES FOR BAIT OR PERSONAL CONSUMPTION**

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

- 4 (1) a net of dip net design not greater than six feet across;
- 5 (2) a seine of not greater than 12 feet in length (except in Lake Waccamaw where there is no length
6 limitation) and with a bar mesh measure of not more than one-fourth inch;
- 7 (3) a cast net;
- 8 ~~(4)~~ a gig (except in Public Mountain Trout Waters);
- 9 ~~(5)~~ up to three traps for the seasons and waters in which the use of traps is authorized in 15A NCAC
10 10C .0407;
- 11 ~~(6)~~ up to two eels pots;
- 12 ~~(7)~~ a spear gun for the seasons and waters in which the use of a spear gun is authorized in 15A NCAC
13 10C .0407;
- 14 ~~(4)(8)~~ minnow traps not exceeding 12 inches in diameter and 24 inches in length, with funnel openings
15 not exceeding one inch in diameter, and that are under the immediate control and attendance of the
16 individual operating them;
- 17 ~~(5)(9)~~ a hand-held line with a single bait attached;
- 18 ~~(6)(10)~~ a single, multiple-bait line for taking crabs not to exceed 100 feet in length, marked on each end
19 with a solid float no less than five inches in diameter, bearing legible and indelible identification
20 of the user's name and address, and under the immediate control and attendance of the person
21 using the device; with a limit of one line per person and no more than one line per vessel; or
- 22 ~~(7)(11)~~ a collapsible crab trap with the largest open dimension not greater than 18 inches and that by
23 design is collapsed at all times when in the water, except when it is being retrieved or lowered to
24 the bottom, with a limit of one trap per person.

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

26 (c) Game fishes ~~and their young~~ taken while netting for bait shall be returned unharmed to the ~~water.~~ ~~water, except~~
27 ~~white perch may be taken when captured in a cast net being used to collect nongame fishes for bait or personal~~
28 ~~consumption in all impounded waters west of Interstate 95 and in the Tar River Reservoir (Nash County).~~

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

- 31 (1) No more than ~~50~~ ~~25~~ eels, none of which may be less than ~~six~~ ~~nine~~ inches in length, shall be taken
32 or possessed from inland fishing waters;
- 33 (2) While boating on or fishing in the following inland fishing waters, no river herring (alewife and
34 blueback) that are greater than six inches in total length shall be taken and no such river herring
35 shall be possessed regardless of origin:
- 36 (A) Roanoke River downstream of Roanoke Rapids Dam,
- 37 (B) Tar River downstream of Rocky Mount Mill Dam,
- 38 (C) Neuse River downstream of Milburnie Dam,
- 39 (D) Cape Fear River downstream of Buckhorn Dam,
- 40 (E) Pee Dee River downstream of Blewett Falls Dam,
- 41 (F) Lumber River including Drowning Creek,
- 42 (G) the tributaries to the rivers listed above,
- 43 (H) all other inland fishing waters east of Interstate 95.
- 44 (3) No more than 50 crabs per person per day or 100 per vessel per day with a minimum carapace
45 width of five inches (point to point) shall be taken.

46 (e) Any fishes taken for bait purposes are included within the daily possession limit for that species.

47 (f) It is unlawful to take nongame fish for bait or any other fish bait from designated public mountain trout waters
48 and from the bodies of water specified for the following counties:

- 49 (1) Chatham County
50 Deep River
51 Rocky River
52 Bear Creek
- 53 (2) Lee County
54 Deep River
- 55 (3) Moore County
56 Deep River

1 (4) Randolph County
2 Deep River below the Coleridge Dam
3 Fork Creek

4 (g) In the waters of the Little Tennessee River, including all the tributaries and impoundments thereof, and on
5 adjacent shorelines, docks, access ramps and bridge crossings, it is unlawful to transport, possess or release live
6 alewife or live blueback herring.

7
8 *History Note: Authority G.S. 113-134; 113-135; 113-135.1; 113-272; 113-272.3; 113-292;*
9 *Eff. February 1, 1976;*
10 *Amended Eff. July 1, 2000; July 1, 1998; July 1, 1993; July 1, 1992; May 1, 1992; July 1, 1989;*
11 *Temporary Amendment Eff. July 1, 2001;*
12 *Amended Eff. July 18, 2002;*
13 *Temporary Amendment Eff. June 1, 2003;*
14 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July*
15 *17, 2003);*
16 *Amended Eff. August 1, 2013; August 1, 2010; May 1, 2008; May 1, 2007; May 1, 2006.*
17 *Amended Eff. August 1, 2014*

1 **15A NCAC 10C .0404 SPECIAL DEVICE FISHING**

2 (a) ~~Bow and Arrow.~~ The use of bow [as defined in 15A NCAC 10B .0116(a)] and arrow Archery equipment. The
3 use of archery equipment, as defined in 15A NCAC 10B .0116, as a licensed special device is authorized for taking
4 nongame fishes at any time from all inland fishing waters other than impounded waters located on the Sandhills
5 Game Land and designated public mountain trout waters. Unless prohibited by Marine Fisheries Commission rules
6 in 15A NCAC 03, bow and arrow may be used in joint fishing waters.

7 (b) Nets. Where authorized, manually operated nets, including seines and bow, cast, dip, gill, drift and fyke nets
8 may be used under the special device fishing license. No fixed gill net or other stationary net which may be
9 authorized as a special fishing device may be more than 100 yards in length, nor shall any such net be placed within
10 50 yards of any other fixed net. Fixed nets must be set so that they run parallel to the nearest shoreline. No
11 anchored or fixed gill net or drift net shall be used unless such net is marked for the protection of boat operators. A
12 net shall be deemed so marked when there is attached to it at each end two separate yellow buoys which shall be of
13 solid foam or other solid buoyant material no less than five inches in its smallest dimensions. The owner shall be
14 identified on a buoy on each end either by using engraved buoys or by attaching engraved metal or plastic tags to the
15 buoys. Such identification shall include one of the following:

- 16 (1) owner's N.C. motor boat registration number;
- 17 (2) owner's U.S. vessel documentation name; or
- 18 (3) owner's last name and initials.

19 It is unlawful to attach gill nets to any wire, rope, or similar device extended across any navigable watercourse.

20 (c) Traps. Baskets and traps, excluding collapsible crab traps, may be used under the special device fishing license.
21 Such devices when set and left unattended shall be affixed with a card or tag furnished by the license holder and
22 upon which his name and address shall be legibly and indelibly inscribed. No fish trap may exceed 60 inches in
23 length or 30 inches in depth or width. No lead nets, wing nets, or other device designed to guide or herd fish may be
24 attached to the trap or used or set within 25 feet of the trap.

25 (d) Spears. Manually operated gigs or under-water spear or harpoon guns may be used under the special fishing
26 device license in the inland waters having a season for their use specified in Rule .0407 of this Section.

27 (e) Crab pots. It is unlawful to use crab pots in inland fishing waters, except by persons owning property adjacent
28 to the inland fishing waters of coastal rivers and their tributaries who are permitted to set two crab pots to be
29 attached to their property and not subject to special device license requirements.

30 (f) Eel pots. It is unlawful to use pots with mesh sizes smaller than ~~one one-half~~ inch by one-half ~~inch. inch unless~~
31 ~~such pots contain an escape panel that is at least four inches square with a mesh size of one inch by one half inch~~
32 ~~located in the outside panel of the upper chamber of rectangular pots and in the rear portion of cylindrical pots.~~
33 Each pot must be marked by attaching a floating buoy which shall be of solid foam or other solid buoyant material
34 and no less than five inches in diameter and no less than five inches in length. Buoys may be of any color except
35 yellow. The owner shall be identified on the attached buoy by using engraved buoys or by engraved metal or plastic
36 tags attached to the buoy. Such identification shall include one of the following:

- 37 (1) owner's N.C. motorboat registration number;
- 38 (2) owner's U.S. vessel documentation name; or
- 39 (3) owner's last name and initials.

40 (g) Hand-crank electrofisher. For the purposes of this rule, a hand-crank electrofisher is any manually-operated
41 device which is capable of generating a low voltage electrical current not exceeding 300 volts for the taking of
42 catfish. Hand-crank electrofishers may be used only where authorized by local law and only in those waters
43 specified in 15A NCAC 10C .0407.

44
45 *History Note:* Authority G.S. 113-134; 113-272.2; 113-276; 113-292;
46 Eff. February 1, 1976;
47 Amended Eff. July 1, 1999; July 1, 1996; December 1, 1995; July 1, 1995; July 1, 1994; July 1,
48 1993;
49 Temporary Amendment Effective July 1, 2001;
50 Amended Eff. August 1, 2012; May 1, 2008; May 1, 2007; August 1, 2004; July 18, 2002.
51 Amended Eff. August 1, 2014

1 **15A NCAC 10C .0407 PERMITTED SPECIAL DEVICES AND OPEN SEASONS**

2 Except in designated public mountain trout waters, and in impounded waters located on the Sandhills Game Land,
3 there is a year-round open season for the licensed taking of nongame fishes by ~~archery equipment bow and arrow~~.
4 The use of special fishing devices, including crab pots in impoundments located entirely on game lands is
5 prohibited. Seasons and waters in which the use of other special devices is authorized are indicated by counties
6 below:

- 7 (1) Alamance:
8 (a) July 1 to August 31 with seines in Alamance Creek below NC 49 bridge and Haw River;
9 (b) July 1 to June 30 with gigs in all public waters;
- 10 (2) Alexander: July 1 to June 30 with traps and gigs in all public waters; and with spear guns in Lake
11 Hickory and Lookout Shoals Reservoir;
- 12 (3) Alleghany: July 1 to June 30 with gigs in New River, except designated public mountain trout
13 waters;
- 14 (4) Anson:
15 (a) July 1 to June 30 with traps and gigs in all public waters;
16 ~~(b) March 1 to April 30 with bow nets in Pee Dee River below Blewett Falls Dam;~~
17 ~~(c)(b)~~ July 1 to August 31 with seines in all running public waters, except Pee Dee River from
18 Blewett Falls downstream to the Seaboard Coast Line Railroad trestle;
- 19 (5) Ashe: July 1 to June 30 with gigs in New River (both forks), except designated public mountain
20 trout waters;
- 21 (6) Beaufort:
22 ~~(a) July 1 to June 30 with traps in the Pungo River, and in the Tar and Pamlico Rivers above~~
23 ~~Norfolk and Southern Railroad bridge; and with gigs in all inland public waters;~~
24 ~~(b) March 1 to April 30 with bow nets in all inland public waters;~~
- 25 (7) Bertie:
26 ~~(a) July 1 to June 30 with traps in the Broad Creek (tributary of Roanoke);~~
27 ~~(b) March 1 to April 30 with bow nets in all inland public waters, excluding public lakes,~~
28 ~~ponds, and other impounded waters;~~
- 29 (8) Bladen:
30 ~~(a) March 1 to April 30 with bow nets in Black River;~~
31 ~~(b) July 1 to March 1 with hand-crank electrofishers (local law) in Cape Fear River between~~
32 ~~Lock and Dam 1 and 3 and in Black River, except that hand-crank electrofishing is~~
33 ~~prohibited within 400 yards of Lock and Dam 1, 2, and 3 on Cape Fear River;~~
34 ~~(9) Brunswick: March 1 to April 30 with bow nets in Alligator Creek, Hoods Creek, Indian Creek,~~
35 ~~Orton Creek below Orton Pond, Rices Creek, Sturgeon Creek and Town Creek;~~
36 ~~(10)(9)~~ Buncombe: July 1 to June 30 with gigs in all public waters, except designated public mountain
37 trout waters;
- 38 ~~(11)(10)~~ Burke:
39 (a) July 1 to August 31 with seines in all running public waters, except Johns River and
40 designated public mountain trout waters;
41 (b) July 1 to June 30 with traps, gigs, and spear guns in all public waters, except designated
42 public mountain trout waters and Lake James;
- 43 ~~(12)(11)~~ Cabarrus:
44 (a) July 1 to August 31 with seines in all running public waters,
45 (b) July 1 to June 30 with traps and gigs in all public waters;
- 46 ~~(13)(12)~~ Caldwell: July 1 to June 30 with traps, gigs, and spear guns in all public waters, except designated
47 public mountain trout waters;
- 48 ~~(14)(13)~~ Camden:
49 ~~(a) July 1 to June 30 with traps in all inland public waters;~~
50 ~~(b) March 1 to April 30 with bow nets in all inland public waters, excluding public lakes,~~
51 ~~ponds, and other impounded waters;~~
- 52 ~~(15) Carteret: March 1 to April 30 with bow nets in all inland public waters except South River and the~~
53 ~~tributaries of the White Oak River;~~
- 54 ~~(16)(14)~~ Caswell:
55 (a) July 1 to June 30 with gigs in all public waters;
56 (b) July 1 to August 31 with seines in all running public waters, except Moons Creek;

- 1 (c) July 1 to June 30 with traps in Hyco Reservoir;
2 ~~(17)~~(15) Catawba:
3 (a) July 1 to August 31 with seines in all running public waters, except Catawba River below
4 Lookout Dam;
5 (b) July 1 to June 30 with traps, spear guns, and gigs in all public waters;
6 ~~(18)~~(16) Chatham:
7 (a) December 1 to April 15 with dip and gill nets in the Cape Fear River, Deep River, Haw
8 River and Rocky River (local law);
9 (b) July 1 to August 31 with seines in the Cape Fear River, and Haw River;
10 (c) July 1 to June 30 with traps in Deep River; and with gigs in all public waters;
11 ~~(19)~~(17) Cherokee: July 1 to June 30 with gigs in all public waters, except designated public mountain
12 trout waters;
13 ~~(20)~~(18) Chowan:
14 ~~(a) March 1 to April 30 with bow nets in all inland public waters, excluding public lakes,~~
15 ~~ponds, and other impounded waters;~~
16 ~~(b) July 1 to June 30 with traps in all inland public waters, excluding public lakes, ponds, and~~
17 ~~other impounded waters;~~
18 ~~(21)~~(19) Clay: July 1 to June 30 with gigs in all public waters, except designated public mountain trout
19 waters;
20 ~~(22)~~(20) Cleveland:
21 (a) July 1 to August 31 with seines in all running public waters;
22 (b) July 1 to June 30 with gigs, traps and spear guns in all public waters;
23 ~~(23)~~(21) Columbus:
24 (a) December 1 to March 1 with gigs in all inland public waters, except Lake Waccamaw
25 and its tributaries;
26 ~~(b) March 1 to April 30 with bow nets in Livingston Creek;~~
27 ~~(c)~~(b) July 1 to March 1 with hand-crank electrofishers (local law) in Waccamaw and Lumber
28 rivers;
29 ~~(24)~~(22) Craven:
30 ~~(a) July 1 to June 30 with traps in the main run of the Trent and Neuse Rivers;~~
31 ~~(b) March 1 to April 30 with bow nets in all inland public waters, except Pitch Kettle,~~
32 ~~Grindle, Slocum (downstream of the US 70 bridge), Spring and Hancock Creeks and~~
33 ~~their tributaries; and with seines in the Neuse River;~~
34 ~~(25)~~(23) Currituck:
35 ~~(a) July 1 to June 30 with traps in Tulls Creek and Northwest River;~~
36 ~~(b) March 1 to April 30 with bow nets in all inland public waters, excluding public lakes,~~
37 ~~ponds, and other impounded waters;~~
38 ~~(26)~~(24) Dare:
39 ~~(a) July 1 to June 30 with traps in Mashoes Creek, Milltail Creek, East Lake and South Lake;~~
40 ~~(b) March 1 to April 30 with bow nets in all inland public waters, excluding public lakes,~~
41 ~~ponds, and other impounded waters;~~
42 ~~(27)~~(25) Davidson:
43 (a) July 1 to August 31 with seines in all running public waters;
44 (b) July 1 to June 30 with gigs in all public waters, and with traps in all public waters except
45 Leonard's Creek, Abbott's Creek below Lake Thom-A-Lex dam, and the Abbott's Creek
46 arm of High Rock Lake upstream from the NC 8 bridge;
47 ~~(28)~~(26) Davie:
48 (a) July 1 to June 30 with traps and gigs in all public waters;
49 (b) July 1 to August 31 for taking only carp and suckers with seines in Dutchmans Creek
50 from US 601 to Yadkin River and in Hunting Creek from SR 1338 to South Yadkin
51 River;
52 ~~(29)~~(27) Duplin:
53 ~~(a) December 1 to June 5 with seines in the main run of the Northeast Cape Fear River~~
54 ~~downstream from a point one mile above Serecta Bridge;~~
55 ~~(b) March 1 to April 30 with bow nets in the main run of the Northeast Cape Fear River~~
56 ~~downstream from a point one mile above Serecta Bridge;~~

- 1 ~~(30)~~(28) Durham:
2 (a) July 1 to August 31 with seines in Neuse River;
3 (b) July 1 to June 30 with gigs in all public waters;
4 ~~(31)~~ Edgecombe: March 1 to April 30 with bow nets in all public waters;
5 ~~(32)~~(29) Forsyth: July 1 to June 30 with traps and gigs in all public waters, except traps may not be used in
6 Belews Creek Reservoir;
7 ~~(33)~~(30) Franklin:
8 (a) July 1 to August 31 with seines in Tar River;
9 (b) July 1 to June 30 with gigs in all public waters, except Parrish, Laurel Mill, Jackson,
10 Clifton, Moore's and Perry's Ponds, and in the Franklinton City ponds;
11 ~~(34)~~(31) Gaston:
12 (a) July 1 to August 31 with seines in all running public waters;
13 (b) July 1 to June 30 with gigs, traps and spear guns in all public waters;
14 ~~(35)~~ Gates: March 1 to April 30 with bow nets in all inland public waters, excluding public lakes,
15 ponds, and other impounded waters;
16 ~~(36)~~(32) Graham: July 1 to June 30 with gigs in all public waters, except designated public mountain trout
17 waters;
18 ~~(37)~~(33) Granville:
19 (a) July 1 to June 30 with gigs in all public waters, except Kerr Reservoir;
20 (b) July 1 to August 31 with seines in the Neuse River and the Tar River below US 158
21 bridge;
22 (c) July 1 to June 30 with dip and cast nets in Kerr Reservoir;
23 ~~(38)~~(34) Greene: March 1 to April 30 with bow nets and reels in Contentnea Creek;
24 ~~(39)~~(35) Guilford:
25 (a) July 1 to August 31 with seines in Haw River, Deep River below Jamestown Dam, and
26 Reedy Fork Creek below US 29 bridge;
27 (b) July 1 to June 30 with gigs in all public waters;
28 ~~(40)~~ Halifax: March 1 to April 30 with bow nets in Beech Swamp, Clarks Canal, Conocoonnara
29 Swamp, Fishing Creek below the Fishing Creek Mill Dam, Kehukee Swamp, Looking Glass Gut,
30 Quankey Creek, and White's Mill Pond Run;
31 ~~(41)~~(36) Harnett:
32 (a) January 1 to May 31 with gigs in Cape Fear River and tributaries;
33 (b) March 1 to April 30 with bow nets in Cape Fear River;
34 ~~(42)~~(37) Haywood: July 1 to June 30 with gigs in all public waters, except Lake Junaluska and designated
35 public mountain trout waters;
36 ~~(43)~~(38) Henderson: July 1 to June 30 with gigs in all public waters, except designated public mountain
37 trout waters;
38 ~~(44)~~(39) Hertford:
39 (a) July 1 to June 30 with traps in Wiccacon Creek;
40 (b) March 1 to April 30 with bow nets in all inland public waters, excluding public lakes,
41 ponds, and other impounded waters;
42 ~~(45)~~(40) Hyde:
43 (a) July 1 to June 30 with traps in all inland waters;
44 (b) March 1 to April 30 with bow nets in all inland public waters, excluding public lakes,
45 ponds, and other impounded waters;
46 ~~(46)~~(41) Iredell: July 1 to June 30 with traps and gigs in all public waters; and with spear guns in Lookout
47 Shoals Reservoir and Lake Norman;
48 ~~(47)~~(40) Jackson: July 1 to June 30 with gigs in all public waters, except designated public mountain trout
49 waters;
50 ~~(48)~~ Johnston: March 1 to April 30 with bow nets in Black Creek, Little River, Middle Creek, Mill
51 Creek, Neuse River and Swift Creek;
52 ~~(49)~~(41) Jones:
53 (a) July 1 to June 30 with traps in the Trent River below US 17 bridge and White Oak River
54 below US 17 bridge;
55 (b) March 1 to April 30 with bow nets in all inland public waters, except the tributaries to the
56 White Oak River;

- 1 ~~(50)~~(42) Lee:
2 (a) December 1 to April 15 with dip and gill nets (local law) in Cape Fear River and Deep
3 River;
4 (b) July 1 to August 31 with seines in Cape Fear River;
5 (c) July 1 to June 30 with traps in Deep River, and with gigs in all public waters;
6 ~~(51)~~(43) Lenoir:
7 (a) July 1 to June 30 with traps in Neuse River below US 70 bridge at Kinston;
8 (b) March 1 to April 30 with bow nets in Neuse River and Contentnea Creek upstream from
9 NC 118 bridge at Grifton; and with seines in Neuse River;
10 ~~(52)~~(44) Lincoln:
11 (a) July 1 to August 31 with seines in all running public waters;
12 (b) July 1 to June 30 with traps, gigs and spear guns in all public waters;
13 ~~(53)~~(45) McDowell:
14 (a) July 1 to August 31 with seines in all running public waters, except designated public
15 mountain trout waters;
16 (b) July 1 to June 30 with traps, gigs, and spear guns in all public waters, except designated
17 public mountain trout waters and Lake James;
18 ~~(54)~~(46) Macon: July 1 to June 30 with gigs in all public waters, except designated public mountain trout
19 waters;
20 ~~(55)~~(47) Madison: July 1 to June 30 with gigs in all public waters, except designated public mountain trout
21 waters;
22 ~~(56)~~ Martin: March 1 to April 30 with bow nets in all inland public waters, excluding public lakes,
23 ponds, and other impounded waters;
24 ~~(57)~~(48) Mecklenburg:
25 (a) July 1 to August 31 with seines in all running public waters;
26 (b) July 1 to June 30 with traps, gigs and spear guns in all public waters except Freedom Park
27 Pond and Hornet's Nest Ponds;
28 ~~(58)~~(49) Montgomery:
29 (a) July 1 to August 31 with seines in all running public waters, except that part of the Pee
30 Dee River between the Lake Tillery dam at Hydro and the mouth of Rocky River;
31 (b) July 1 to June 30 with traps and gigs in all public waters;
32 ~~(59)~~(50) Moore:
33 (a) July 1 to August 31 with seines in all running public waters except in Deep River;
34 (b) July 1 to June 30 with gigs in all public waters, except lakes located on the Sandhills
35 Game Land; and with traps in Deep River and its tributaries;
36 ~~(60)~~(51) Nash:
37 (a) July 1 to June 30 with gigs in all public waters, except Tar River;
38 (b) March 1 to April 30 with bow nets in the Tar River below Harris' Landing and Fishing
39 Creek below the Fishing Creek Mill Dam;
40 ~~(61)~~ New Hanover: March 1 to April 30 with bow nets in all inland public waters, except Sutton
41 (Catfish) Lake;
42 ~~(62)~~(52) Northampton:
43 (a) July 1 to June 30 with gigs in all public waters, except Gaston and Roanoke Rapids
44 Reservoirs and the Roanoke River above the US 301 bridge;
45 (b) March 1 to April 30 with bow nets in Oeconechee Creek, Old River Landing Gut and
46 Vaughans Creek below Watsons Mill;
47 ~~(63)~~(53) Onslow:
48 (a) July 1 to June 30 with traps in White Oak River below US 17 bridge;
49 (b) August 1 to March 31 with eel pots in the main run of New River between US 17 bridge
50 and the mouth of Hawkins Creek;
51 (c) March 1 to April 30 with bow nets in the main run of New River and in the main run of
52 the White Oak River;
53 (d) March 1 to April 30 with bow nets in Grant's Creek;
54 ~~(64)~~(54) Orange:
55 (a) July 1 to August 31 with seines in Haw River,
56 (b) July 1 to June 30 with gigs in all public waters;

- 1 ~~(65)~~ Pamlico: March 1 to April 30 with bow nets in all inland public waters, except Dawson Creek;
- 2 ~~(66)~~(55) Pasquotank:
- 3 (a) July 1 to June 30 with traps in all inland waters;
- 4 (b) March 1 to April 30 with bow nets in all inland public waters, excluding public lakes,
- 5 ponds, and other impounded waters;
- 6 ~~(67)~~(56) Pender:
- 7 (a) December 1 to June 5 with seines in the main run of Northeast Cape Fear River;
- 8 (b) March 1 to April 30 with bow nets in the Northeast Cape Fear River, Long Creek,
- 9 Moore's Creek approximately one mile upstream to New Moon Fishing Camp, and Black
- 10 River;
- 11 ~~(e)~~(b) July 1 to March 1 with hand-crank electrofishers (local law) in Black River;
- 12 ~~(68)~~(57) Perquimans:
- 13 (a) July 1 to June 30 with traps in all inland waters;
- 14 (b) March 1 to April 30 with bow nets in all inland public waters, excluding public lakes,
- 15 ponds, and other impounded waters;
- 16 ~~(69)~~(58) Person:
- 17 (a) July 1 to August 31 with seines in Hyco Creek and Mayo Creek;
- 18 (b) July 1 to June 30 with gigs in all public waters.
- 19 ~~(70)~~(59) Pitt:
- 20 (a) July 1 to June 30 with traps in Neuse River and in Tar River below the mouth of Hardee
- 21 Creek east of Greenville;
- 22 (b) March 1 to April 30 with bow nets in all inland public waters, except Grindle Creek, and
- 23 Contentnea Creek between NC 118 bridge at Grifton and the Neuse River;
- 24 ~~(e)~~(b) December 1 to June 5 with seines in Tar River;
- 25 ~~(71)~~(60) Polk: July 1 to June 30 with gigs in all public waters, except designated public mountain trout
- 26 waters;
- 27 ~~(72)~~(61) Randolph:
- 28 (a) July 1 to August 31 with seines in Deep River above the Coleridge Dam and Uwharrie
- 29 River;
- 30 (b) July 1 to June 30 with gigs in all public waters;
- 31 ~~(73)~~(62) Richmond:
- 32 (a) July 1 to August 31 with seines in all running public waters, except Pee Dee River from
- 33 Blewett Falls downstream to the Seaboard Coast Line Railroad trestle;
- 34 (b) July 1 to June 30 with traps and gigs in all public waters, except lakes located on the
- 35 Sandhills Game Land;
- 36 ~~(c)~~ March 1 to April 30 with bow nets in Pee Dee River below Blewett Falls Dam;
- 37 ~~(74)~~(63) Robeson: December 1 to March 1 with gigs in all inland public waters.
- 38 ~~(75)~~(64) Rockingham:
- 39 (a) July 1 to August 31 with seines in Dan River and Haw River;
- 40 (b) July 1 to June 30 with traps in Dan River; and with gigs in all public waters;
- 41 ~~(76)~~(65) Rowan:
- 42 (a) July 1 to August 31 with seines in all running public waters,
- 43 (b) July 1 to June 30 with traps and gigs in all public waters;
- 44 ~~(77)~~(66) Rutherford:
- 45 (a) July 1 to August 31 with seines in all running public waters, except designated public
- 46 mountain trout waters;
- 47 (b) July 1 to June 30 with traps, gigs, and spear guns in all public waters, except designated
- 48 public mountain trout waters;
- 49 ~~(78)~~(67) Sampson:
- 50 ~~(a)~~ March 1 to April 30 with bow nets in Big Coharie Creek, Black River and Six Runs
- 51 Creek;
- 52 ~~(b)~~ July 1 to March 1 with hand-crank electrofishers (local law) in Black River downstream
- 53 of NC 1105 bridge;
- 54 ~~(79)~~(68) Stanly:
- 55 (a) July 1 to August 31 with seines in all running public waters, except that part of the Pee
- 56 Dee River between the Lake Tillery dam at Hydro and the mouth of Rocky River;

- 1 (b) July 1 to June 30 with traps and gigs in all public waters;
2 ~~(80)~~(69) Stokes: July 1 to June 30 with traps and gigs in all public waters, except designated public
3 mountain trout waters, and traps may not be used in Belews Creek Reservoir;
4 ~~(81)~~(70) Surry: July 1 to June 30 with gigs in all public waters, except designated public mountain trout
5 waters; and with traps in the main stem of Yadkin River;
6 ~~(82)~~(71) Swain: July 1 to June 30 with gigs in all public waters, except designated public mountain trout
7 waters;
8 ~~(83)~~(72) Transylvania: July 1 to June 30 with gigs in all public waters, except designated public mountain
9 trout waters;
10 ~~(84)~~(73) Tyrrell:
11 (a) July 1 to June 30 with traps in Scuppernong River and Alligator Creek;
12 (b) ~~March 1 to April 30 with bow nets in all inland public waters, excluding Lake Phelps, the~~
13 ~~drainage canals that connect Lake Phelps and Scuppernong River, public lakes, ponds~~
14 ~~and other impounded waters;~~
15 ~~(85)~~(74) Union:
16 (a) July 1 to August 31 with seines in all running public waters,
17 (b) July 1 to June 30 with traps and gigs in all public waters;
18 ~~(86)~~(75) Vance:
19 (a) July 1 to August 31 with seines in the Tar River;
20 (b) July 1 to June 30 with gigs in all public waters, except Rolands, Faulkners, Southerlands,
21 and Weldon Ponds, City Lake, and Kerr Reservoir;
22 (c) July 1 to June 30 with dip and cast nets in Kerr Reservoir;
23 ~~(87)~~(76) Wake:
24 (a) July 1 to June 30 with gigs in all public waters, except Sunset, Benson, Wheeler, Raleigh,
25 and Johnson Lakes;
26 (b) ~~March 1 to April 30 with bow nets in the Neuse River below Milburnie Dam, and Swift~~
27 ~~Creek below Lake Benson Dam;~~
28 ~~(88)~~(77) Warren:
29 (a) July 1 to August 31 with seines in Fishing Creek, Shocco Creek, and Walker Creek;
30 excluding Duck and Hammes Mill Ponds;
31 (b) July 1 to June 30 with gigs in all public waters, except Duck and Hammes Mill Ponds,
32 Kerr Reservoir, and Gaston Reservoir;
33 (c) July 1 to June 30 with dip and cast nets in Kerr Reservoir;
34 ~~(89)~~ ~~Washington: March 1 to April 30 with bow nets in all inland public waters, excluding Lake~~
35 ~~Phelps, the drainage canals that connect Lake Phelps and Scuppernong River, public lakes, ponds~~
36 ~~and other impoundments.~~
37 ~~(90)~~ ~~Wayne: March 1 to April 30 with bow nets in Little River, Mill Creek and Neuse River.~~
38 ~~(91)~~(78) Wilkes: July 1 to June 30 with traps in Yadkin River below W. Kerr Scott Reservoir; and with
39 gigs and spear guns in all public waters, except designated public mountain trout waters;
40 ~~(92)~~(79) Wilson:
41 (a) July 1 to June 30 with gigs in Contentnea Creek (except Buckhorn Reservoir), including
42 unnamed tributaries between Flowers Mill and SR 1163 (Deans) bridge;
43 (b) ~~March 1 to April 30 with bow nets in Contentnea Creek below US 301 bridge and in~~
44 ~~Toisnot Swamp downstream from the Lake Toisnot Dam;~~
45 ~~(93)~~(80) Yadkin: July 1 to June 30 with gigs in all public waters, and with traps in the main stem of
46 Yadkin River.
47

48 *History Note: Authority G.S. 113-134; 113-276; 113-292;*
49 *Eff. February 1, 1976;*
50 *Temporary Amendment Eff. December 29, 1988;*
51 *Temporary Amendment Eff. December 1, 1993;*
52 *Amended Eff. July 1, 2000; July 1, 1998; July 1, 1996; December 1, 1995; July 1, 1995; July 1,*
53 *1994; June 1, 1994;*
54 *Temporary Amendment Eff. July 1, 2002; July 1, 2001;*
55 *Amended Eff. August 1, 2002 (approved by RRC on 06/21/01 and 04/18/02);*
56 *Temporary Amendment Eff. June 1, 2003;*

1
2
3

Amended Eff. May 1, 2007; June 1, 2005; August 1, 2004.
Amended Eff. August 1, 2014

1 **15A NCAC 10C .0217 Public Access for Anglers Only**

2 (a) A landowner who has accepted from the Wildlife Resources Commission a sign indicating Public Access for
3 Fishing Only and posted such sign on his property agrees to allow any licensed angler, and accompanying youths, to
4 cross his or her property in order to access public waters for the purpose of fishing.

5 (b) By accepting and posting the Public Access for Fishing Only sign the landowner has designated the Wildlife
6 Resources Commission as an agent as described in G.S. 14-159.6. As agent, the Commission confers access to any
7 member of the public with a valid fishing license and accompanying youths. Anglers who access property under the
8 terms of this Rule are prohibited from engaging in any of these activities while on the private property unless
9 otherwise posted:

- 10 (1) building fires;
- 11 (2) littering;
- 12 (3) swimming;
- 13 (4) launching or retrieving boats;
- 14 (5) camping
- 15 (6) causing property damage;
- 16 (7) entering before 7 am; and
- 17 (8) remaining on the property after 9 pm.

18
19 History Note: Authority G.S. 113-134; 113-305; 14-159.6
20 Effective August 1 ,2014
21

1 **15A NCAC 10C .0203 RECIPROCAL LICENSE AGREEMENTS**

2 (a) Virginia. In accordance with a reciprocal license agreement between the States of Virginia and North Carolina,
3 all valid licenses and permits authorizing sport fishing and legally obtained from the Virginia Commission of Game
4 and Inland Fisheries or the North Carolina Wildlife Resources Commission, or the duly authorized agents of either,
5 shall be reciprocally honored for fishing by means of rod and reel, hook and line, casting, or trotline in the Dan
6 River east of the ~~Brantly Steam Plant Union Street~~ Dam at Danville, and east of the ~~Rte. 360 bridge~~ mouth of
7 ~~Difficult Creek~~ on the Staunton River arm of Kerr Reservoir to the Gaston Dam on the Roanoke River, including all
8 tributary waters lying in either Virginia or North Carolina which are accessible by boat from the main bodies of the
9 Kerr and Gaston Reservoirs, or from the Island Creek subimpoundment. ~~The Rte. 360 bridge is the first bridge~~
10 ~~crossing the Staunton River upstream of Kerr Reservoir.~~ Senior citizen and juvenile license exemptions authorized
11 by either state will be honored by both states. In addition, all valid fishing licenses and permits legally obtained
12 from the Virginia Game and Fish Commission or the North Carolina Wildlife Resources Commission, or the duly
13 authorized agents of either, shall be reciprocally honored for fishing with rod and reel, hook and line or by casting in
14 that portion of the New River between the confluence of the North and South forks of the New River in North
15 Carolina (Alleghany County) and the confluence of the New and Little Rivers in Virginia (Grayson County).

16 (b) Georgia. In accordance with a reciprocal license agreement between the States of North Carolina and Georgia,
17 all valid statewide fishing licenses, permits and license exemptions required by and legally obtained from the North
18 Carolina Wildlife Resources Commission or the Georgia Department of Natural Resources, or duly authorized
19 agents of either, shall be reciprocally honored for the purposes of fishing with hook and line in all of Chatuge
20 Reservoir including all tributary waters lying in either Georgia or North Carolina which are accessible by boat from
21 the main body of Chatuge Reservoir. All persons fishing in the waters of Chatuge Reservoir beyond the bounds of
22 the state from which they hold a valid fishing license, shall be authorized to fish with said license only from boats
23 not anchored to the shore or to a pier or boat dock connecting to the shore.

24 (c) Tennessee. In that portion of Slick Rock Creek which coincides with the state line between North Carolina and
25 Tennessee and in all of Calderwood Reservoir, when fishing from boat, all valid statewide fishing licenses obtained
26 from the North Carolina Wildlife Resources Commission or the Tennessee Wildlife Resources Agency, or the duly
27 authorized agents of either, shall be reciprocally honored for the purposes of fishing with hook and line or fishing in
28 designated mountain trout waters, according to the tenor thereof.

29
30 *History Note:* Authority G.S. 113-134; 113-275; 113-304;
31 Eff. February 1, 1976;
32 Amended Eff. July 1, 1998; July 1, 1995; July 1, 1991.
33 ~~Amended Eff. August 1, 2014~~

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

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

- 3 (1) "set-hook" means any hook and line that is attached at one end only to a stationary or floating
4 object and that is not under immediate control and attendance of the person using the device.
5 (2) "jug-hook" means a single hook and line attached to a float.
6 (3) "untended" means no bait is present on the device.

7 (b) Except as otherwise prohibited in this Rule, trotlines and set-hooks may be set in the inland waters of North
8 Carolina, provided no live bait is used. Trotlines and set-hooks may not be set in any of the impounded waters on the
9 Sandhills Game Land. Trotlines and set-hooks may not be set in any designated public mountain trout waters except
10 impounded waters of power reservoirs and municipally-owned water supply reservoirs open to the public for fishing.
11 In Lake Waccamaw, trotlines or set-hooks may be set only from October 1 through April 30.

12 (c) Each trotline, set hook, and jug hook shall bear legible and indelible identification of the user's name and
13 ~~address.~~ address or the user's WRC customer number. Each trotline shall be conspicuously marked at each end and
14 each set-hook conspicuously marked at one end with a flag, float, or other prominent object so that its location is
15 readily discernible by boat operators and swimmers. Trotlines shall be set parallel to the nearest shore in all inland
16 fishing waters unless otherwise prohibited. The number of jug-hooks that may be fished is limited to 70 per boat.
17 All trotlines, throwlines, set-hooks, and jug-hooks shall be fished at least once daily and all fish removed at that
18 time. Untended trotlines, set-hooks, and jug-hooks may be removed from the water by wildlife enforcement officers
19 when located in areas of multiple water use. It is unlawful to use metal cans or glass jugs as floats.

20
21 *History Note:* Authority G.S. 113-134; 113-272; 113-292;
22 Eff. February 1, 1976;
23 Amended Eff. July 1, 1993; May 1, 1992; July 1, 1989; January 1, 1982;
24 Temporary Amendment Eff. July 1, 2002;
25 Amended Eff. August 1, 2013; May 1, 2008; June 1, 2005; August 1, 2002
26 Amended Eff. August 1, 2014
27

EXHIBIT I-2

November 7, 2013

PROPOSED CHANGES IN FISHING REGULATIONS FOR 2014-2015 NOT RECOMMENDED BY AGENCY STAFF FOR PUBLIC NOTICE AND COMMENT

1. Modify the youth-only period for trout fishing on Delayed Harvest Trout Waters under Hatchery Supported Trout Waters regulations to the Saturday and Sunday before the first Saturday in June.

EXHIBIT J-1

November 7, 2013

PROPOSED CHANGES IN HUNTING, TRAPPING AND OTHER REGULATED ACTIVITIES FOR 2014-2015 RECOMMENDED BY AGENCY STAFF FOR PUBLIC NOTICE AND PRESENTATION AT NINE PUBLIC HEARINGS

Deer

- 1) Change the gun deer season in Polk County from opening on the Monday of Thanksgiving week and closing the *third* Saturday after Thanksgiving (the current season) to opening on the Monday of Thanksgiving week and closing the *fifth* Saturday after Thanksgiving (the same season as Cleveland and Rutherford counties).
15A NCAC 10B .0203 Deer (White-tailed) (page 4)
- 2) Change the opening day of the Western Deer Archery Season from the *Monday* on or nearest to September 10 to the *Saturday* on or nearest to September 10.
15A NCAC 10B .0203 Deer (White-tailed) (page 5)
- 3) Change the closing day of the first segment of the Western Deer Archery Season from a Saturday to a Sunday. Open and close the second segment of the Western Deer Archery Season on Sundays.
15A NCAC 10B .0203 Deer (White-tailed) (page 5)
- 4) Change the name of the muzzle-loading firearms and bow and arrow deer season to the blackpowder firearms and bow and arrow deer season. Define a blackpowder firearm as “Any firearm — including any firearm with a matchlock, flintlock, percussion cap, or similar type of ignition system — manufactured in or before 1898; and any replica of this type of firearm if such replica is not designed or redesigned for using rimfire or conventional centerfire fixed ammunition; and any muzzle-loading rifle, muzzle-loading shotgun, or muzzle-loading pistol, which is designed to use black powder, black powder substitute, or any other propellant loaded through the muzzle and which cannot use fixed ammunition.”
15A NCAC 10B .0203 Deer (White-tailed) (page 6)

Bear

- 1) Open bear hunting seasons in the following counties in the Piedmont Bear Management Unit (PBMU) to run concurrent with the gun deer season in each of the following counties:

- Eastern Gun Deer Season: Franklin, Hoke, Moore, Richmond, Scotland, and Wake;
- Central Gun Deer Season: Alamance, Anson, Cabarrus, Caswell, Chatham, Davidson, Durham, Granville, Guilford, Lee, Mecklenburg, Montgomery, Orange, Person, Randolph, Rockingham, Rowan, Stanly, and Union; and
- Northwestern Gun Deer Season: Davie, Forsyth, Gaston, and Lincoln.

15A NCAC 10B .0202 Bear (page 8)

- 2) Change the bear hunting seasons in the following Piedmont counties to run concurrent with the gun deer season in each of the following counties:

- Eastern Gun Deer Season: Harnett, Johnston, Vance, and Warren; and
- Northwestern Gun Deer Season: Alexander, Catawba, Iredell, Stokes, and Yadkin.

15A NCAC 10B .0202 Bear (page 8)

- 3) Open a bear hunting season in Robeson County on the first Monday in December and close it on the third Saturday thereafter.

15A NCAC 10B .0202 Bear (page 8)

- 4) Prohibit the use of dogs to hunt bears or to strike bears from unprocessed food products in the following counties and parts of counties: Alamance south of Interstate 85, Alexander, Anson west of N.C. Hwy 742, Cabarrus, Catawba, Chatham, Davie, Davidson, Forsyth, Gaston, Guilford, Iredell, Lee, Lincoln, Mecklenburg, Montgomery, Orange south of Interstate 85, Randolph, Rockingham, Rowan, Stanly, Stokes, Union, Wake south of N.C. Hwy 98, and Yadkin.

15A NCAC 10B .0202 Bear (page 8)

- 5) Allow bears to be taken with the use or aid of unprocessed foods, but not while actually consuming the unprocessed foods, on private lands from the *first open Monday of the bear hunting season to the following Saturday only* in these counties:

- Coastal Bear Management Unit: Beaufort, Bertie, Bladen, Brunswick, Camden, Carteret, Chowan, Columbus, Cumberland, Currituck, Craven, Dare, Duplin, Edgecombe, Gates, Greene, Halifax, Hertford, Hyde, Jones, Lenoir, Martin, Nash, New Hanover, Northampton, Pamlico, Pasquotank, Pender, Perquimans, Pitt, Onslow, Robeson, Sampson, Tyrrell, Washington, Wayne, and Wilson; and
- Mountain Bear Management Unit: Alleghany, Ashe, Avery, Buncombe, Burke, Caldwell, Clay, Cherokee, Cleveland, Jackson, Graham, Haywood, Henderson, Macon, Madison, McDowell, Mitchell, Polk, Rutherford, Surry, Swain, Transylvania, Yancey, Watauga, and Wilkes.

During *all open days* of the bear hunting seasons, hunters may strike bears using dogs at sites with unprocessed foods on private lands, except in these counties and parts of counties: Alamance south of Interstate 85, Alexander, Anson west of N.C. Hwy 742,

Cabarrus, Catawba, Chatham, Davie, Davidson, Forsyth, Gaston, Guilford, Iredell, Lee, Lincoln, Mecklenburg, Montgomery, Orange south of Interstate 85, Randolph, Rockingham, Rowan, Stanly, Stokes, Union, Wake south of N.C. Hwy 98, and Yadkin.
15A NCAC 10B .0202 Bear (page 8)

- 6) Allow bears to be taken with the use or aid of unprocessed foods, but not while actually consuming the unprocessed foods, on private lands during *all open days of each bear hunting season* in these counties of the Piedmont Bear Management Unit (PBMU):
 - Eastern Gun Deer Season: Franklin, Harnett, Hoke, Johnston, Moore, Richmond, Scotland, Vance, Warren, and Wake;
 - Central Gun Deer Season: Alamance, Anson, Cabarrus, Caswell, Chatham, Davidson, Durham, Granville, Guilford, Lee, Mecklenburg, Montgomery, Orange, Person, Randolph, Rockingham, Rowan, Stanly, and Union; and
 - Northwestern Gun Deer Season: Alexander, Catawba, Davie, Forsyth, Gaston, Iredell, Lincoln, Stokes, and Yadkin.

15A NCAC 10B .0202 Bear (page 8)

Raccoons

- 1) Remove the restriction on hunting raccoons during daylight hours west of U.S. 1.
15A NCAC 10B .0111 Restrictions on Raccoon and Opossum Hunting (page 10)

Manners of Take

- 1) Reduce the minimum draw weight for crossbows from 150 to 100 pounds.
15A NCAC 10B .0116 Permitted Archery Equipment (page 11)
- 2) Amend the handgun rule to allow take of deer and bears with any type of handgun and ammunition, except that body armor-piercing projectiles would be prohibited.
15A NCAC 10B .0120 Taking Big Game with Handguns (page 12)

Other

- 1) Allow the public to obtain a permit to sell mounted wild animals, except permits will not be issued to sell any part of a black bear, wild turkey [pursuant to G.S. 113-291.3(b)(4)], or migratory game birds.
15A NCAC 10B .0118 Sale of Wildlife (page 13)
- 2) Remove the mandatory time requirements for the Hunter Education Course.
15A NCAC 10K .0101 Course Requirements (page 14)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

36 (C) ~~Monday Saturday~~ on or nearest September 10 to the Sunday prior to the opening of the
37 blackpowder firearms and bow and arrow season identified in Part C of Subparagraph
38 (c)(1) of this Rule; and the Sunday immediately following the closing of blackpowder
39 firearms and bow and arrow season identified in Part C of Subparagraph (c)(1) of this
40 Rule to the Sunday ~~third Saturday thereafter, and Monday on or nearest October 15 to~~
41 ~~the Saturday~~ before Thanksgiving in the counties and parts of counties having the open
42 seasons for Deer With Visible Antlers specified by Part (C) of Subparagraph (a)(1) of this
43 Rule and in ~~Cleveland~~ Cleveland, Polk and Rutherford counties.

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

48 (2) Restrictions

49 (A) Dogs may not be used for hunting deer during the bow and arrow season, except a single
50 dog on a leash may be used to retrieve a wounded deer in accordance with G.S. 113-
51 291.1(k).

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

54 (c) Open Seasons (~~Blackpowder Muzzle Loading~~ Firearms and Bow and Arrow) for hunting deer:

- 1 (1) Authorization. Subject to the restrictions set out in Subparagraph (2) of this Paragraph, deer may
 2 be taken only with ~~blackpowder muzzle-loading~~ firearms and bow and arrow during the following
 3 seasons:
 4 (A) The Saturday on or nearest October 1 to the Friday of the second week thereafter in the
 5 counties and parts of counties having the open seasons for Deer With Visible Antlers
 6 specified by Part (A) of Subparagraph (a)(1) of this Rule, except on Nicholson Creek,
 7 Rockfish Creek and Sandhills Game Lands.
 8 (B) The third Saturday preceding Thanksgiving until the Friday of the second week thereafter
 9 in the counties* and parts of counties having the open seasons for Deer With Visible
 10 Antlers specified by Part (B) of Subparagraph (a)(1) of this Rule.
 11 *Refer to 15A NCAC 10D .0103(h) for seasons on Buffalo Cove game land.
 12 (C) Monday on or nearest October 1 to the Saturday of the second week thereafter in
 13 ~~Cleveland~~ Cleveland, Polk and Rutherford counties and in the counties and parts of
 14 counties having the open seasons for Deer With Visible Antlers specified by Part C of
 15 Subparagraph (a)(1) of this Rule.
 16 (D) The fourth Saturday preceding Thanksgiving until the Friday of the second week
 17 thereafter in the counties and parts of counties having the open season for Deer With
 18 Visible Antlers specified by Part (D) of Subparagraph (a)(1) of this Rule, and on
 19 Nicholson Creek, Rockfish Creek and Sandhills Game Lands.

- 20 (2) Restrictions
 21 (A) Deer of either sex may be taken during ~~blackpowder muzzle-loading~~ firearms and bow
 22 and arrow season in and east of the following counties: Polk, Rutherford, McDowell,
 23 Burke, Caldwell, ~~Watauga~~ Watauga, and Ashe. Deer of either sex may be taken on the
 24 last day of this season in all other counties.
 25 (B) Dogs shall not be used for hunting deer during the ~~blackpowder muzzle-loading~~ firearms
 26 and bow and arrow seasons, except a single dog on a leash may be used to retrieve a
 27 wounded deer in accordance with G.S. 113-291.1(k).
 28 (3) As used in this Paragraph, blackpowder firearms means "Any firearm — including any firearm
 29 with a matchlock, flintlock, percussion cap, or similar type of ignition system — manufactured in
 30 or before 1898; and any replica of this type of firearm if such replica is not designed or redesigned
 31 for using rimfire or conventional centerfire fixed ammunition; and any muzzle-loading rifle,
 32 muzzle-loading shotgun, or muzzle-loading pistol, which is designed to use black powder, black
 33 powder substitute, or any other propellant loaded through the muzzle and which cannot use fixed
 34 ammunition"

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

- 36 (1) Authorization. Subject to the restrictions set out in Subparagraph (3) of this Paragraph and the bag
 37 limits set out in Paragraph (e) of this Rule, deer of either sex may be taken with bow and arrow in
 38 participating cities in the state, as defined in G.S. 160A-1(2), from the second Saturday following
 39 January 1 to the fifth Saturday thereafter. Deer shall not be taken on any game land or part thereof
 40 that occurs within a city boundary.
 41 (2) Participation. Cities that intend to participate in the urban season must send a letter to that effect
 42 no later than April 1 of the year prior to the start of the urban season to the Executive Director or
 43 his designee. Cities must also submit a map of the city's boundaries within which the urban season
 44 shall apply.
 45 (3) Restrictions:
 46 (A) Dogs shall not be used for hunting deer during the urban season, except a single dog on a
 47 leash may be used to retrieve a wounded deer in accordance with G.S. 113-291.1(k).
 48 (B) Only archery equipment of the types authorized in 15A NCAC 10B .0116 for taking deer
 49 shall be used during the urban season.

50 (e) Bag limits. In and east of Vance, Franklin, Wake, Harnett, Moore and Richmond counties, the possession limit
 51 is six deer, up to four of which may be deer with visible antlers. In all other counties of the state the possession limit
 52 is six deer, up to two of which may be deer with visible antlers. The season limit in all counties of the state is six
 53 deer. In addition to the bag limits described above, a hunter may obtain multiple bonus antlerless deer harvest report
 54 cards from the Wildlife Resources Commission or any Wildlife Service Agent to allow the harvest of two additional
 55 antlerless deer per card on lands others than lands enrolled in the Commission's game land program during any open
 56 deer season in all counties and parts of counties of the State identified in Part (G) of Subparagraph (a)(2) of this

1 Rule. Antlerless deer harvested and reported on the bonus antlerless harvest report card shall not count as part of the
2 possession and season limit. Hunters may also use the bonus antlerless harvest report cards for deer harvested
3 during the season described in Paragraph (d) of this Rule within the boundaries of participating municipalities,
4 except on state-owned game lands. Antlerless deer include males with knobs or buttons covered by skin or velvet as
5 distinguished from spikes protruding through the skin. The bag limits described above do not apply to deer
6 harvested in areas covered in the Deer Management Assistance Program (DMAP) as described in G.S. 113-291.2(e)
7 for those individuals using Commission-issued DMAP tags and reporting harvest as described on the DMAP
8 license. Season bag limits shall be set by the number of DMAP tags issued and in the hunters' possession. All deer
9 harvested under this program, regardless of the date of harvest, shall be tagged with these DMAP tags and reported
10 as instructed on the DMAP license. The hunter does not have to validate the Big Game Harvest Report Card
11 provided with the hunting license for deer tagged with the DMAP tags. Any deer harvested on lands enrolled in the
12 DMAP and not tagged with DMAP tags may only be harvested during the regularly established deer seasons subject
13 to all the restrictions of those seasons, including bag limits, and reported using the big game harvest report card or
14 the bonus antlerless harvest report card.
15

16 *History Note: Authority G.S. 113-134; 113-270.3; 113-276.1; 113-291.1; 113-291.2;*
17 *Eff. February 1, 1976;*
18 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996, July 1, 1995; December 1, 1994; July 1,*
19 *1994; July 1, 1993;*
20 *Temporary Amendment Eff. July 1, 1999;*
21 *Amended Eff. July 1, 2000;*
22 *Temporary Amendment Eff. July 1, 2002; July 1, 2001;*
23 *Amended Eff. August 1, 2002 (Approved by RRC on 06/21/01 and 04/18/02);*
24 *Temporary Amendment Eff. June 1, 2003;*
25 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July*
26 *17, 2003);*
27 *Amended Eff. August 1, 2013; August 1, 2012; August 1, 2011; July 10, 2010; June 1, 2008; May*
28 *1, 2007; May 1, 2006; June 1, 2005.*
29 *Amended Eff. August 1, 2014*
30

1 **15A NCAC 10B .0202 BEAR**

2 (a) Open Seasons for hunting bear shall be from the:

- 3 (1) Monday on or nearest October 15 to the Saturday before Thanksgiving and the third Monday
4 after Thanksgiving to January 1 in and west of Surry, Wilkes, Caldwell, Burke and Cleveland
5 counties.
- 6 (2) Second Monday in November to January 1 in all of Bladen, Carteret, Cumberland, Duplin,
7 New Hanover, Onslow, Pamlico, Pender and Sampson counties.
- 8 (3) First Monday in December to the third Saturday thereafter in Brunswick ~~and Columbus~~ Columbus
9 and Robeson counties.
- 10 (4) Second Monday in November to the following Saturday and the third Monday after
11 Thanksgiving to the fifth Saturday after Thanksgiving in all of ~~Alexander, Beaufort, Camden,~~
12 ~~Catawba, Chowan, Craven, Dare, Edgecombe, Greene, Halifax, Harnett, Hyde, Iredell,~~
13 ~~Johnston, Jones, Lenoir, Martin, Nash, Northampton, Pasquotank, Pitt, Stokes, Tyrrell, Vance,~~
14 ~~Warren, Washington, Wayne, Wilson and Yadkin~~ counties.
- 15 (5) Saturday preceding the second Monday in November to the following Saturday and the
16 third Monday after Thanksgiving to the fifth Saturday after Thanksgiving in Bertie, Currituck,
17 Gates, Hertford and Perquimans counties.
- 18 (6) Concurrent with the open season for all lawful weapons for hunting deer as specified
19 in 15A NCAC 10B.0203(a)(1) in Alamance, Alexander, Anson, Cabarrus, Caswell,
20 Catawba, Chatham, Davie, Davidson, Durham, Franklin, Forsyth, Gaston, Granville,
21 Guilford, Harnett, Hoke, Iredell, Johnston, Lee, Lincoln, Mecklenburg, Montgomery,
22 Moore, Orange, Person, Randolph, Richmond, Rockingham, Rowan, Scotland, Stanly,
23 Stokes, Union, Vance, Warren, Wake and Yadkin counties.

24 (b) Restrictions

- 25 (1) For purposes of this paragraph, bait means “any natural, unprocessed food product that is not a
26 processed food product as defined in G.S. 113-294(r) and is not a bear bait attractant, including
27 scented sprays, aerosols, scent balls and scent powders.”
- 28 (2) Bears may be taken with the aid of bait on private lands only from the first open Monday
29 through the following Saturday only in the counties in Subparagraphs (a)(1) through (a)(5).
- 30 (3) Bears shall not be taken while in the act of consuming bait.
- 31 (4) Bears may be taken with the aid of bait on private lands only during the entire season in the
32 counties identified in Subparagraph (a)(6).
- 33 (5) Hunters shall not take bears using dogs in the following counties: Alamance south of Interstate
34 85, Alexander, Anson west of N.C. Hwy 742, Cabarrus, Catawba, Chatham, Davie,
35 Davidson, Franklin, Forsyth, Gaston, Guilford, Iredell, Lee, Lincoln, Mecklenburg,
36 Montgomery, Orange south of Interstate 85, Randolph, Rockingham, Rowan, Stanly, Stokes,
37 Union, Wake south of N.C. Hwy 98 and Yadkin counties. In all other counties and parts of
38 counties, hunters may take bears using dogs and may release dogs in the vicinity of bait.

39 ~~(b)(c)~~ No Open Season. There is no open season ~~in any area not included in Paragraph (a) of this Rule or in~~
40 those parts of counties included in the following posted bear sanctuaries:

- 41 Avery, Burke and Caldwell counties--Daniel Boone bear sanctuary except by permit only
42 Beaufort and Washington counties--Bachelor Bay bear sanctuary
43 Beaufort and Pamlico counties--Gum Swamp bear sanctuary
44 Bladen County--Suggs Mill Pond bear sanctuary
45 Brunswick County--Green Swamp bear sanctuary
46 Buncombe, Haywood, Henderson and Transylvania counties--Pisgah bear sanctuary
47 Carteret, Craven and Jones counties--Croatan bear sanctuary
48 Clay County--Fires Creek bear sanctuary
49 Columbus County--Columbus County bear sanctuary
50 Currituck County--North River bear sanctuary
51 Dare County--Bombing Range bear sanctuary except by permit only
52 Haywood County--Harmon Den bear sanctuary
53 Haywood County--Sherwood bear sanctuary
54 Hyde County--Gull Rock bear sanctuary
55 Hyde County--Pungo River bear sanctuary
56 Jackson County--Pantherdown-Bonas Defeat bear sanctuary

1 Macon County--Standing Indian bear sanctuary
2 Macon County--Wayah bear sanctuary
3 Madison County--Rich Mountain bear sanctuary
4 McDowell and Yancey counties--Mt. Mitchell bear sanctuary except by permit only
5 Mitchell and Yancey counties--Flat Top bear sanctuary
6 Wilkes County--Thurmond Chatham bear sanctuary

7 ~~(d)~~ Bag limits shall be:

- 8 (1) daily, one;
9 (2) possession, one;
10 (3) season, one.

11 ~~(d)~~ ~~(e)~~ Kill Reports. The carcass of each bear shall be tagged and the kill reported as provided by 15A NCAC 10B
12 .0113.

13
14 *History Note:* Authority G.S. 113-134; 113-291.2; 113-291.7; 113-305;
15 Eff. February 1, 1976;
16 Amended Eff. July 1, 1998; September 1, 1995; July 1, 1995; July 1, 1994; April 14, 1992;
17 Temporary Amendment Eff. July 1, 1999;
18 Amended Eff. July 1, 2000;
19 Temporary Amendment Eff. July 1, 2002;
20 Amendment Eff. August 1, 2002;
21 Temporary Amendment Eff. September 1, 2003;
22 Temporary Amendment Expired Eff. December 27, 2003;
23 Amended Eff. August 1, 2012; August 1, 2010; May 1, 2009; May 1, 2008; May 1, 2007; May 1,
24 2006; June 1, 2005.
25 Amended Eff. August 1, 2014
26

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.

4

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 *Amended Effective August 1, 2014*

1 **15A NCAC 10B .0116 PERMITTED ARCHERY EQUIPMENT**

2 (a) Only longbows and recurved bows having a minimum pull of 40 pounds, compound bows having a minimum
3 pull of 35 pounds and crossbows shall be used for taking game.

4 (b) Only arrows with a fixed minimum broadhead width of seven-eighths of an inch or a mechanically opening
5 broadhead with a width of at least seven-eighths of an inch in the open position shall be used for taking bear, deer or
6 wild turkey. Blunt-type arrow heads may be used in taking small animals and birds including rabbits, squirrels,
7 quail, grouse and pheasants. Poisonous, drugged, barbed, or explosive arrowheads shall not be used for taking any
8 game.

9 (c) Crossbows shall have a minimum pull rated at least 100~~450~~ pounds. Heads on bolts used with crossbows shall
10 conform to those described for arrows in Paragraph (b) of this Rule.

11 *History Note:* Authority G.S. 113-134; 113-291.1(a);
12 *Eff. September 1, 1980;*
13 *Amended Eff. August 1, 2012; July 10, 2010; May 1, 2007; August 1, 2002; July 1, 2000; July 1,*
14 *1998; July 1, 1996; August 1, 1990.*
15 *Amended Eff. August 1, 2014*
16

EXHIBIT J-2

November 7, 2013

PROPOSED CHANGES IN HUNTING AND DIVISION OF WILDLIFE MANAGEMENT PROGRAM REGULATIONS FOR 2014-2015 NOT RECOMMENDED BY AGENCY STAFF FOR NOTICE AND COMMENT

1. Require physical tags be used for all big game harvests.
2. For taking black bears, prohibit use of mechanical broadheads and increase the minimum pull weight for compound bows to 50 pounds.
3. Amend the attendance of traps rule to apply the mandatory daily trap check to activated traps only.
4. Amend the trap rule to state that a foothold trap with a jaw spread of more than five and one-half inches that has rubber padding installed on both jaws of the trap shall be considered an offset trap.

EXHIBIT K

NOVEMBER 7, 2013



Review of

Proposed Wildlife Resources Commission (WRC)

Rule Adoptions and Amendments Fiscal Note

15A NCAC 10B.0111	15A NCAC 10C.0203	15A NCAC 10D .0102
15A NCAC 10B.0116	15A NCAC 10C.0205	15A NCAC 10D .0103
15A NCAC 10B .0118	15A NCAC 10C.0206	15A NCAC 10D .0104
15A NCAC 10B .0120	15A NCAC 10C.0217	
15A NCAC 10B.0202	15A NCAC 10C.0302	15A NCAC 10K .0101
15A NCAC 10B.0203	15A NCAC 10C.0314	
	15A NCAC 10C .0401	
	15A NCAC 10C .0402	
	15A NCAC 10C .0404	
	15A NCAC 10C .0407	

Contact: Erica Garner
General Counsel and Rulemaking Coordinator
NC Wildlife Resources Commission
erica.garner@ncwildlife.org

Impact: State government: Negative
Local government: No
Substantial impact: No

Authority: G.S. § 113 - 134

This fiscal note analysis pertains to a series of proposed amendments to and adoptions of 20 rules that the Wildlife Resources Commission (WRC) voted to take to public hearing. The purpose of each proposed rule amendment or adoption is set forth below, and the full text of all proposed changes is included in the referenced exhibits.

For reasons which are outlined below, WRC believes that these rule changes do not meet the criteria requiring a fiscal note pursuant to G.S. § 150B-21.4.

PROPOSED RULE CHANGES

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 mission 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 Commission-owned land for the conservation of wildlife resources and the enjoyment of the public; and implementing legislative directives. This review generally begins internally in July, and culminates with rule proposals in November. The proposals are taken to at least nine public hearings in January, and those proposals subsequently adopted or amended by the full Commission are reviewed by the Rules Review Commission in April.

A summary of the proposed rule amendments is shown below, with the full text of each included in the referenced exhibits.

Subchapter B - Rule text located in Exhibit J-1

15A NCAC 10B.0111 As amended, this rule would allow hunters to hunt raccoon during the day west of U.S. 1. This rule affects people hunting raccoons, but it is not expected to have a substantial economic impact.

15A NCAC 10B.0116 As amended, this rule would reduce the draw weight for crossbows. This rule affects people who hunt with archery equipment, but it is not expected to have a substantial economic impact.

15A NCAC 10B.0118 As amended, this rule would allow people who have mounted wild animals to sell those mounts, except bear, turkey and migratory game birds which cannot be sold under state or federal law. The WRC receives between 25 and 50 inquiries a year from people who want to sell mounts. The average price for a mount is \$150.00. Therefore the estimated annual fiscal benefit to the public will be between \$3,750.00 and \$7,500.00. This rule affects the general public.

15A NCAC 10B .0120 As amended, this rule would eliminate the caliber restrictions in place for taking big game with handguns. Although this rule would expand the type of handguns hunters could use to take big game, handguns are only infrequently used to do so and we do not anticipate hunters purchasing handguns based upon the change to this rule. This rule affects hunters, but it is not expected to have a substantial economic impact.

15A NCAC 10B.0202 As amended, this rule would open Piedmont counties to bear hunting with the use of unprocessed foods (natural bait). Natural bait is already used widely by deer hunters in the Piedmont. Due to the low population of bear in this part of the state, the WRC believes most, if any, bears will be harvested opportunistically by deer hunters. Therefore, we expect any fiscal impacts to be minimal. This rule affects hunters, but it is not expected to have a substantial economic impact.

15A NCAC 10B.0203 As amended, this rule changes the deer season in one county and changes the name of muzzleloading season to blackpowder season. In addition, it changes the dates of the Western Deer Season to include Sundays. This rule affects deer hunters, but it is not expected to have a substantial economic impact.

Subchapter C - Rule text located in Exhibit I-1

15A NCAC 10C.0203 As amended, this rule modifies the boundary for the North Carolina/Virginia border per reciprocal license agreement. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C.0205 As amended, this rule makes changes to the designations of several public mountain trout waters. The ability of anglers to access public mountain trout waters depends largely upon the permission of private landowners. Every year this rule is adjusted to reflect where public access is allowed. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C.0206 As amended, this rule gives anglers the option to label their trotlines, set hooks and jug hooks with their WRC customer numbers instead of their names and addresses, the current requirement. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C.0217 As adopted, this rule clarifies the purpose of Public Access for Fishing Only and lists a set of prohibited activities. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C.0302 As amended, this rule would allow anglers using a cast net to collect nongame fish to keep any white perch they catch, too, in all impounded waters west of Interstate 95 and in the Tar River reservoir. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C.0314 As amended, this rule changes the minimum size limit for striped bass in Lake Norman. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C .0401 As amended, this rule clarifies that the daily possession limit for freshwater mussels is 200 in the aggregate. It also allows people to possess unlimited numbers of the Asiatic clam, an invasive exotic. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C .0402 As amended, this rule would allow anglers using a cast net to collect nongame fish to keep any white perch they catch, too, in all impounded waters west of Interstate 95 and the Tar River reservoir. It also adds spear, gigs, traps (up to three) and eel pots to the list of equipment that can be used to take nongame fish for bait or personal consumption. Under this change, anglers would only be required to purchase a fishing license (\$20.00) and not the additional Special Device License (\$75.00 for residents; \$500.00 for non-residents) to collect nongame fishes with these devices. Based upon a study conducted in 2010, only 46% of the special device license holders used a special fishing device, and of those anglers, 31% used one of the devices being proposed to be added to 15A NCAC 10C .0402. So it is estimated that only 14% of all special device license holders use one of the devices. The number of noncommercial special device licenses sold for the 5-year period from FY 2007-2008 to FY 2011-2012 averaged 1,544 (range 1,441 - 1,642) for residents and 26 (range 18 - 35) for nonresidents. Therefore, WRC estimates in a given year 217 residents and four nonresidents use one of the devices proposed to be added to 10C .0402. As of August 1, 2013, the noncommercial special device license will be eliminated and replaced with a single special device license (\$75 for residents and \$500 for nonresidents). Based on the new license fees, we estimate there will be \$18,275 in fiscal benefit to anglers and an associated loss of \$18,275 in revenues to the Commission.

15A NCAC 10C .0404 As amended, this rule would reduce the minimum mesh size for eel pots in order to standardize North Carolina with other Atlantic States. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C .0407 As amended, this rule prohibits the use of bow nets. Bow nets are primarily used to harvest anadromous fish. Currently, all North Carolina species of anadromous are either illegal to take or otherwise are of conservation concern to the Commission. We believe the fisheries resources of the state are best served by eliminating bow nets as a legal form of take. Currently, approximately 20 people who buy a special device license use bow nets. If they choose not to continue to purchase special device licenses, at \$75.00 per license, there will be a loss of \$1,500 in revenues to the Commission.

Subchapter D - Rule text located in Exhibit H-1

15A NCAC 10D .0102 As amended, this rule would change the days and times of operations for public shooting ranges from sunrise to sunset, Monday to Saturday to posted times. Currently there is only one public shooting range in the state, but plans are underway to create more. The current range does not have a use fee and the WRC does not anticipate any new ranges to have a fee, either. The WRC wants the flexibility to set different days and times of operation for the new ranges. This rule affects the general public, but it is not expected to have a substantial economic impact.

15A NCAC 10D .0103 As amended, this rule makes several changes to the management of the WRC game lands: make the Lick Creek tract of Alcoa Game Land an archery-only area for deer hunting; an area of Bladen Lakes Game Land as still hunting only for deer and bear; allow overnight primitive camping year-round in a designated camping area along the Mountains-to-Sea Trail (MST) on the Butner-Falls of Neuse Game Land; designate Holly Shelter Game Land as a six-day-per-week game and allow dog hunting for deer and bear on Mondays, Wednesdays and Saturdays only; relax access restrictions on the Parker Farm Tract of the Goose Creek Game Land by requiring permits only for turkey hunting ; allow hunting deer with dogs on Stones Creek Game Land on Tuesdays, Thursdays and Fridays only. This rule affects game land users, but it is not expected to have a substantial economic impact.

15 A NCAC 10D .0104 As amended, this rule would designate 0.5 mile of the West Fork Pigeon River in Haywood County below Lake Logan located on the Cold Mountain Game Land as Public Mountain Trout Waters (PMTW) and classify as Catch and Release/Artificial Lures Only Trout Waters. This rule affects anglers, but it is not expected to have a substantial economic impact.

Subchapter K – Rule text located in Exhibit J-1

15A NCAC 10K .0101 As amended, this rule eliminates the mandatory 10 hours of instruction for a hunter education course and replaces it with subject-based requirements and no minimum time for instruction. This change would reduce Wildlife Enforcement Officer and Hunter Education Specialist time required for basic hunter education classes. Enforcement Division staff averaged 8,364.5 hours teaching courses over the 2012 and 2013 fiscal years. The total hours would be reduced by approximately 40% for a 3,345.8 hour reduction in hours spent instructing courses. This 3345.8 hour reduction at a minimum hourly rate of \$19.52 equals a \$65,310.00 minimum cost benefit to the state. However, the state could lose funds from the basic hunter education program due to the loss of hours donated by volunteer instructors. In fiscal year 2012 Volunteer instructor donated 27,575 hours of instructing time. The program could lose approximately 11,030 hours of donated time based on a 40% reduction in required class hours. The state could see an approximate loss of \$318,767.00 in in-kind match towards the W-1 federal grant based on the current hourly rate of \$28.90 per hour. The total economic impact to the state would be: \$253,457.

STATE IMPACT ANALYSIS: The agency has concluded that there may be a negative fiscal impact of approximately \$273,232 to the State. The changes will result in different criteria for some enforcement actions, but none are anticipated to result in an increase or decrease in enforcement activity, and none will require additional enforcement hours.

LOCAL IMPACT ANALYSIS: Local governments are not involved in the enforcement of WRC rules and should incur no costs as a result of this rule.

SUBSTANTIAL ECONOMIC IMPACT ANALYSIS: WRC has concluded that there will be no substantial economic impact to the public as a result of the adoption of any of these proposed changes. The changes will result in minimal alterations of hunter and angler habits and conduct, and should ultimately result in non-substantial cost and benefits to the regulated community. Also, any potential costs or benefits to the general public are not expected to be substantial. Therefore, WRC has determined that the economic impact to the public does not meet the threshold impact requirement of \$1,000,000.00 annually.

15A NCAC 10B .0120 As amended, this rule would eliminate the caliber restrictions in place for taking big game with handguns. Although this rule would expand the type of handguns hunters could use to take big game, handguns are only infrequently used to do so and we do not anticipate hunters purchasing handguns based upon the change to this rule. This rule affects hunters, but it is not expected to have a substantial economic impact.

15A NCAC 10B.0202 As amended, this rule would open Piedmont counties to bear hunting with the use of unprocessed foods (natural bait). Natural bait is already used widely by deer hunters in the Piedmont. Due to the low population of bear in this part of the state, the WRC believes most, if any, bears will be harvested opportunistically by deer hunters. Therefore, we expect any fiscal impacts to be minimal. This rule affects hunters, but it is not expected to have a substantial economic impact.

15A NCAC 10B.0203 As amended, this rule changes the deer season in one county and changes the name of muzzleloading season to blackpowder season. In addition, it changes the dates of the Western Deer Season to include Sundays. This rule affects deer hunters, but it is not expected to have a substantial economic impact.

Subchapter C - Rule text located in Exhibit I-1

15A NCAC 10C.0203 As amended, this rule modifies the boundary for the North Carolina/Virginia border per reciprocal license agreement. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C.0205 As amended, this rule makes changes to the designations of several public mountain trout waters. The ability of anglers to access public mountain trout waters depends largely upon the permission of private landowners. Every year this rule is adjusted to reflect where public access is allowed. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C.0206 As amended, this rule gives anglers the option to label their trotlines, set hooks and jug hooks with their WRC customer numbers instead of their names and addresses, the current requirement. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C.0217 As adopted, this rule clarifies the purpose of Public Access for Fishing Only and lists a set of prohibited activities. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C.0302 As amended, this rule would allow anglers using a cast net to collect nongame fish to keep any white perch they catch, too, in all impounded waters west of Interstate 95 and in the Tar River reservoir. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C.0314 As amended, this rule changes the minimum size limit for striped bass in Lake Norman. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C .0401 As amended, this rule clarifies that the daily possession limit for freshwater mussels is 200 in the aggregate. It also allows people to possess unlimited numbers of the Asiatic clam, an invasive exotic. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C .0402 As amended, this rule would allow anglers using a cast net to collect nongame fish to keep any white perch they catch, too, in all impounded waters west of Interstate 95 and the Tar River reservoir. It also adds spear, gigs, traps (up to three) and eel pots to the list of equipment that can be used to take nongame fish for bait or personal consumption. Under this change, anglers would only be required to purchase a fishing license (\$20.00) and not the additional Special Device License (\$75.00 for residents; \$500.00 for non-residents) to collect nongame fishes with these devices. Based upon a study conducted in 2010, only 46% of the special device license holders used a special fishing device, and of those anglers, 31% used one of the devices being proposed to be added to 15A NCAC 10C .0402. So it is estimated that only 14% of all special device license holders use one of the devices. The number of noncommercial special device licenses sold for the 5-year period from FY 2007-2008 to FY 2011-2012 averaged 1,544 (range 1,441 - 1,642) for residents and 26 (range 18 - 35) for nonresidents. Therefore, WRC estimates in a given year 217 residents and four nonresidents use one of the devices proposed to be added to 10C .0402. As of August 1, 2013, the noncommercial special device license will be eliminated and replaced with a single special device license (\$75 for residents and \$500 for nonresidents). Based on the new license fees, we estimate there will be \$18,275 in fiscal benefit to anglers and an associated loss of \$18,275 in revenues to the Commission.

15A NCAC 10C .0404 As amended, this rule would reduce the minimum mesh size for eel pots in order to standardize North Carolina with other Atlantic States. This rule affects anglers, but it is not expected to have a substantial economic impact.

15A NCAC 10C .0407 As amended, this rule prohibits the use of bow nets. Bow nets are primarily used to harvest anadromous fish. Currently, all North Carolina species of anadromous are either illegal to take or otherwise are of conservation concern to the Commission. We believe the fisheries resources of the state are best served by eliminating bow nets as a legal form of take. Currently, approximately 20 people who buy a special device license use bow nets. If they choose not to continue to purchase special device licenses, at \$75.00 per license, there will be a loss of \$1,500 in revenues to the Commission.

Subchapter D - Rule text located in Exhibit H-1

15A NCAC 10D .0102 As amended, this rule would change the days and times of operations for public shooting ranges from sunrise to sunset, Monday to Saturday to posted times. Currently there is only one public shooting range in the state, but plans are underway to create more. The current range does not have a use fee and the WRC does not anticipate any new ranges to have a fee, either. The WRC wants the flexibility to set different days and times of operation for the new ranges. This rule affects the general public, but it is not expected to have a substantial economic impact.

15A NCAC 10D .0103 As amended, this rule makes several changes to the management of the WRC game lands: make the Lick Creek tract of Alcoa Game Land an archery-only area for deer hunting; an area of Bladen Lakes Game Land as still hunting only for deer and bear; allow overnight primitive camping year-round in a designated camping area along the Mountains-to-Sea Trail (MST) on the Butner-Falls of Neuse Game Land; designate Holly Shelter Game Land as a six-day-per-week game and allow dog hunting for deer and bear on Mondays, Wednesdays and Saturdays only; relax access restrictions on the Parker Farm Tract of the Goose Creek Game Land by requiring permits only for turkey hunting ; allow hunting deer with dogs on Stones Creek Game Land on Tuesdays, Thursdays and Fridays only. This rule affects game land users, but it is not expected to have a substantial economic impact.

15 A NCAC 10D .0104 As amended, this rule would designate 0.5 mile of the West Fork Pigeon River in Haywood County below Lake Logan located on the Cold Mountain Game Land as Public Mountain Trout Waters (PMTW) and classify as Catch and Release/Artificial Lures Only Trout Waters. This rule affects anglers, but it is not expected to have a substantial economic impact.

Subchapter K – Rule text located in Exhibit J-1

15A NCAC 10K .0101 As amended, this rule eliminates the mandatory 10 hours of instruction for a hunter education course and replaces it with subject-based requirements and no minimum time for instruction. This change would reduce Wildlife Enforcement Officer and Hunter education Specialist time required for basic hunter education classes. Enforcement Division staff averaged 8,364.5 hours teaching courses over the 2012 and 2013 fiscal years. The total hours would be reduced by approximately 40% for a 3,345.8 hour reduction in hours spent instructing courses. This 3345.8 hour reduction at a minimum hourly rate of \$19.52 equals a \$65,310.00 minimum cost benefit to the state. However, the state could lose funds from the basic hunter education program due to the loss of hours donated by volunteer instructors. In fiscal year 2012 Volunteer instructor donated 27,575 hours of instructing time. The program could lose approximately 11,030 hours of donated time based on a 40% reduction in required class hours. The state could see an approximate loss of \$318,767.00 in in-kind match towards the W-1 federal grant based on the current hourly rate of \$28.90 per hour. The total economic impact to the state would be: \$383,077.

STATE IMPACT ANALYSIS: The agency has concluded that there a negative fiscal impact of approximately \$337,542 to the State. The changes will result in different criteria for some enforcement actions, but none are anticipated to result in an increase or decrease in enforcement activity, and none will require additional enforcement hours.

LOCAL IMPACT ANALYSIS: Local governments are not involved in the enforcement of WRC rules and should incur no costs as a result of this rule.

SUBSTANTIAL ECONOMIC IMPACT ANALYSIS: WRC has concluded that there will be no substantial economic impact to the public as a result of the adoption of any of these proposed changes. The changes will result in minimal alterations of hunter and angler habits and conduct, and should ultimately result in non-substantial cost and benefits to the regulated community. Also, any potential costs or benefits to the general public are not expected to be substantial. Therefore, WRC has determined that the economic impact to the public does not meet the threshold impact requirement of \$1,000,000.000 annually.

EXHIBIT L

November 7, 2013

Boating Safety Rule- Hyde County Technical Corrections

Two No-Wake Zones, as noted in 15A NCAC 10F .0313, were codified with transposed coordinates. The No-Wake Zone at Gray Ditch requires a name change. Staff proposes to submit these technical corrections to the Office of Administrative Hearings. Per G.S. 150B- 21.5, no Notice of Text and no public hearing is required.

Staff recommends the Wildlife Resources Commission adopt the following amendments to 15A NCAC 10F .0313:

15A NCAC 10F .0313 HYDE COUNTY

(a) Regulated Areas. This Rule applies to the following waters in Hyde County:

- (1) Swan Quarter Canal near the Town of Swan Quarter beginning at its entrance at point at ~~35.39758 35.40215 N, 76.33312~~ 76.34033 W in Swanquarter Bay and extending the entire length of the canal;
- (2) Carawan Canal near the Town of Swan Quarter beginning at its entrance at a point at ~~35.40215 35.39758 N, 76.34033~~ 76.33312 W in Swanquarter Bay and extending the entire length of the canal;
- (3) The waters within 50 yards of all public boat launching areas providing access to Pamlico Sound;
- (4) That portion of Far Creek in the Town of Engelhard shore to shore, beginning at a point at 35.51061 N, 75.98699 W and ending at the Roper Lane bridge at 35.50869 N, 76.00229 W;
- (5) Fodrey Canal. That portion of Fodrey Canal shore to shore, beginning in Swanquarter Bay at a point at 35.40345 N, 76.34175 W and extending inland 300 yards ending at a point at 35.40469 N, 76.33944 W;
- (6) Silver Lake in Ocracoke. Harbor-wide;
- (7) The entire waters of the Hydeland Canal beginning at the Hydeland Canal Access Area (35.42131 N, 76.20915 W) and ending at the end of SR 1122 (35.40873 N, 76.21185 W);
- (8) The waters of ~~Lake Landing Canal~~ Gray Ditch beginning near the SR 1110 bridge at the intersection of Great Ditch Road and Nebraska Road, at 35.45926 N, 76.07527 W and ending at 35.45027 N, 76.06862 W; and
- (9) A portion of Main Canal off of Mattamuskeet Lake in the vicinity of Mattamuskeet Lodge, beginning in East Main Canal at 35.45226 N, 76.17359 W, and extending to a point in West Main Canal at, 35.45174 N, 76.18132 W, and that portion of Central Canal beginning at its intersection with Main Canal and extending northward to 35.45687 N, 76.1751 W.

History Note:

Authority G.S. 75A-3; 75A-15;

Eff. February 1, 1976;

Amended Eff. January 1, 2012; December 1, 2010; October 1, 1995; March 1, 1993; January 1, 1989; March 29, 1981.

Amended Eff. May 1, 2014

EXHIBIT M

November 7, 2013

Boating Safety Rule- Camden County Technical Correction

One No-Wake Zone, as noted in 15A NCAC 10F .0352, was codified with incorrect coordinates. Staff proposes to submit this technical correction to the Office of Administrative Hearings. Per G.S. 150B- 21.5, no Notice of Text and no public hearing is required.

Staff recommends the Wildlife Resources Commission adopt the following amendment to 15A NCAC 10F .0352:

15A NCAC 10F .0352 CAMDEN COUNTY

(a) Regulated Areas. This Rule applies to the waters described below:

- (1) Edgewater Canal running parallel with and along the south shore of Camden Point in Camden County and the connecting channels to Albemarle Sound;
- (2) That portion of Turner's Cut (South Mills Shore Canal) for a distance of approximately 1000 feet, south of a line from a point on the east shore at 36.41129 N, 76.30598 W to a point on the west shore at 36.41096 N, 76.30654 W and north of a line from a point on the east shore at 36.40912 N, 76.30402 W to a point on the west shore at 36.40880 N, ~~76.03355 W~~; 76.30462W
- (3) The canals of Whitehall Shores subdivision on the Pasquotank River; and
- (4) The cove south of Sawyers Creek on the east side of the Pasquotank River in the town of Camden, east of a line from a point on the north shore at 36.32383 N, 76.18087 W to a point on the south shore at 36.32254 N, 76.18017 W.

(b) Speed Limit. No person shall operate a vessel at greater than no-wake speed within the regulated area described in Paragraph (a) of this Rule.

(c) Placement and Maintenance of Markers. The Board of Commissioners of Camden County is designated a suitable agency for placement and maintenance of the markers implementing this Rule.

*History Note: Authority G.S. 75A-3; 75A-15;
Eff. June 1, 1987;
Amended Eff. January 1, 1989;
Temporary Amendment Eff. March 15, 2003;
Temporary Amendment Expired October 12, 2003;
Amended Eff. May 1, 2013; May 1, 2004.
Amended Eff. May 1, 2014*

EXHIBIT N-1

November 7, 2013

Boating Safety Rule- Northampton and Warren counties

These No-Wake Zones, noted in 15A NCAC 10F .0336, do not accurately described the locations of the No-Wake Zones. Staff proposes to amend the current descriptions to include the county, highway designations and coordinates where possible.

Staff recommends the Wildlife Resources Commission notice the following permanent rule for public comment and presentation one local public hearing:

15A NCAC 10F .0336 NORTHAMPTON AND WARREN COUNTIES

(a) Regulated Area. This Rule applies only to that portion of Lake Gaston which lies within the boundaries of Northampton and Warren Counties.

(b) Speed Limit in Mooring Areas. No person shall operate a vessel at greater than no-wake speed while within a marked mooring area established with the approval of the Executive Director, or his representative, on the waters of Gaston Lake in Northampton and Warren Counties.

(c) Speed Limit Near Shore Facilities. No person shall operate a vessel at greater than no-wake speed within 50 yards of any marked boat launching area, dock, pier, bridge, marina, boat storage structure, or boat service area on the waters of the regulated areas described in Paragraph (a) of this Rule.

(d) Speed Limit in specific waters. No person shall operate a vessel at greater than no-wake speed within the following bodies of water.

- (1) ~~the North Point Cove Section B located on the north shore of Gaston Lake within Northampton County at the end of "Vincent Lane"; Northampton County, the waters of the cove on the north shore of Lake Gaston east of Vincent Drive, shore to shore from a point at 36.51652 N, 77.82232 W to a point at 36.51580 N, 77.82273 W;~~
- (2) Warren County, the waters of Big Stonehouse Creek within 50 yards of the culvert under at State Road 1357; Highway 903;
- (3) Warren County, the waters of Songbird Creek within 50 yards of the culvert under at State Road 1360; Highway 903;
- (4) Warren County, the waters of Six Pound Creek within 50 yards of the culvert under at State Road 1334; 1707;
- (5) Warren County, the waters of Lizard Creek within 50 yards of the culvert at SR 1362, under Highway 903.

(e) Restricted Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to enter any marked public swimming area on the waters of Gaston Lake in Northampton and Warren Counties.

(f) Placement and Maintenance of Markers. The Board of Commissioners of Northampton County and Warren County are designated as suitable agencies for placement and maintenance of the markers implementing this Rule, subject to the approval of the United States Coast Guard and United States Army Corps of Engineers. With regard to marking Gaston Lake, all of the supplementary standards listed in Rule .0301(g) of this Section shall apply.

*History Note: Authority G.S. 75A-3; 75A-15;
Eff. March 29, 1981;
Amended Eff. June 1, 1994; March 1, 1993; September 1, 1989;
Temporary Amendment Eff. March 15, 2003;
Temporary Amendment Expired October 12, 2003;
Amended Eff. May 1, 2004.
Amended Eff. May 1, 2014*

15A NCAC 10F .0336 (d) No Wake Zones
Northampton and Warren Counties



EXHIBIT N-2

November 7, 2013

Fiscal Note Review of Proposed Wildlife Resources Commission No-Wake Zone Rule 10F .0336

Contact: Erica Garner, Agency Legal Counsel and Rule-making Coordinator
1701 Mail Service Center
Raleigh, N.C 27699-1701
(919) 707-0014
erica.garner@ncwildlife.org

Impact: State Government: No
Local Government: No
Substantial Impact: No

Authority: G.S. 75A-3: 75A-15

This proposed rule amendment (Appendix 1) would clarify the descriptions for the No-Wake Zones in Northampton and Warren counties. The No-Wake Zones will not change and therefore the Commission does not anticipate any fiscal impact.

State Impact Analysis: This is a technical change to the rule only. There is no state agency impact.

Local Impact Analysis: None

Substantial Economic Impact: There will be no substantial economic impact to the public.

APPENDIX 1

15A NCAC 10F .0336 NORTHAMPTON AND WARREN COUNTIES

(a) Regulated Area. This Rule applies only to that portion of Lake Gaston which lies within the boundaries of Northampton and Warren Counties.

(b) Speed Limit in Mooring Areas. No person shall operate a vessel at greater than no-wake speed while within a lawfully marked mooring area established with the approval of the Executive Director, or his representative, on the waters of Gaston Lake in Northampton and Warren Counties.

(c) Speed Limit Near Shore Facilities. No person shall operate a vessel at greater than no-wake speed within 50 yards of any marked boat launching area, dock, pier, bridge, marina, boat storage structure, or boat service area on the waters of the regulated areas described in Paragraph (a) of this Rule.

(d) Speed Limit in specific waters. No person shall operate a vessel at greater than no-wake speed within the following bodies of water.

- (1) ~~the North Point Cove Section B located on the north shore of Gaston Lake within Northampton County at the end of "Vincent Lane"; Northampton County, the waters of the cove on the north shore of Lake Gaston east of Vincent Drive, shore to shore from a point at 36.51652 N, 77.82232 W to a point at 36.51580 N, 77.82273 W;~~
- (2) Warren County, the waters of Big Stonehouse Creek within 50 yards of the culvert under at State Road 1357; Highway 903;
- (3) Warren County, the waters of Songbird Creek within 50 yards of the culvert under at State Road 1360; Highway 903;
- (4) Warren County, the waters of Six Pound Creek within 50 yards of the culvert under at State Road 1334; 1707;
- (5) Warren County, the waters of Lizard Creek within 50 yards of the culvert at SR 1362, under Highway 903.

(e) Restricted Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to enter any marked public swimming area on the waters of Gaston Lake in Northampton and Warren Counties.

(f) Placement and Maintenance of Markers. The Board of Commissioners of Northampton County and Warren County are designated as suitable agencies for placement and maintenance of the markers implementing this Rule, subject to the approval of the United States Coast Guard and United States Army Corps of Engineers. With regard to marking Gaston Lake, all of the supplementary standards listed in Rule .0301(g) of this Section shall apply.

*History Note: Authority G.S. 75A-3; 75A-15;
Eff. March 29, 1981;
Amended Eff. June 1, 1994; March 1, 1993; September 1, 1989;
Temporary Amendment Eff. March 15, 2003;
Temporary Amendment Expired October 12, 2003;
Amended Eff. May 1, 2004.
Amended Eff. May 1, 2014*

EXHIBIT O-1

November 7, 2013

Boating Safety Rule- Pamlico County

This No Wake Zone is noted in 15A NCAC 10F .0326, but is not marked on the waterbody and is not enforceable. The identified area is on the Intracoastal Waterway, but does not have approval from the Army Corps of Engineers and would not qualify as a No-Wake Zone as there is no safety issue. Staff proposes to remove this designation from the Administrative Code. There will be no impact to boaters.

Staff recommends the Wildlife Resources Commission notice the following permanent rule for public comment and presentation at one local public hearing:

15A NCAC 10F .0326 PAMLICO COUNTY

- (a) Regulated Areas. This Rule applies to the following waters or portions of waters in Pamlico County:
- (1) Silverthorn Bay: the waters of Silverthorn Bay, a tributary of Lower Broad Creek;
 - ~~(2) Intracoastal Waterway: that portion of the Intracoastal Waterway beginning at the north side of the State Forestry Dock and extending to the land cut entrance on the south side of Jones Bay;~~
 - ~~(3)~~(2) Minnesott Beach: the Minnesott Beach Yacht Basin and its access channel inland from the shoreline to 30 yards beyond the outermost points of the rock jetties in Neuse River.
- (b) Speed Limit. No person shall operate any motorboat or vessel at greater than no-wake speed in the regulated areas described in Paragraph (a) of this Rule.
- (c) Placement and Maintenance of Markers. The Board of Commissioners of Pamlico County is designated a suitable agency for placement and maintenance of the markers implementing this Rule, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers.

*History Note: Authority G.S. 75A-3; 75A-15;
Eff. May 1, 1977;
Amended Eff. December 1, 1985; November 1, 1977;
Temporary Amendment Eff. March 15, 2003;
Temporary Amendment Expired October 12, 2003;
Amended Eff. May 1, 2004.
Amended Eff. May 1, 2014*

15A NCAC 10F .0326 (a) (2) No Wake Zone
Intracoastal Waterway, Pamlico County



No Wake Zone

0 50 100
Yards

EXHIBIT O-2

November 7, 2013

Fiscal Note Review of Proposed Wildlife Resources Commission No-Wake Zone Rule 10F .0326

Contact: Erica Garner, Agency Legal Counsel and Rule-making Coordinator
1701 Mail Service Center
Raleigh, N.C 27699-1701
(919) 707-0014
erica.garner@ncwildlife.org

Impact: State Government: No
Local Government: No
Substantial Impact: No

Authority: G.S. 75A-3: 75A-15

This proposed rule amendment (Appendix 1) would remove a No-Wake Zone designated on the Intracoastal Waterway in Pamlico County. The No-Wake Zone is not marked on the waterbody and is not enforceable. The identified area is on the Intracoastal Waterway, but does not have approval from the Army Corps of Engineers and would not qualify as a No-Wake Zone as there is no safety issue. Removal of this No-Wake Zone is an administrative exercise and will have no impact on boaters.

State Impact Analysis: There will be no cost to the state as this No-Wake Zone does not exist on the waterbody, only in the Administrative Code. It is not being enforced by Wildlife Enforcement Officers.

Local Impact Analysis: None

Substantial Economic Impact: There will be no substantial economic impact to the public as this area is unmarked and will remain so.

APPENDIX 1

15A NCAC 10F .0326 PAMLICO COUNTY

(a) Regulated Areas. This Rule applies to the following waters or portions of waters in Pamlico County:

- (1) Silverthorn Bay: the waters of Silverthorn Bay, a tributary of Lower Broad Creek;
- ~~(2) Intracoastal Waterway: that portion of the Intracoastal Waterway beginning at the north side of the State Forestry Dock and extending to the land cut entrance on the south side of Jones Bay;~~
- ~~(3)~~(2) Minnesott Beach: the Minnesott Beach Yacht Basin and its access channel inland from the shoreline to 30 yards beyond the outermost points of the rock jetties in Neuse River.

(b) Speed Limit. No person shall operate any motorboat or vessel at greater than no-wake speed in the regulated areas described in Paragraph (a) of this Rule.

(c) Placement and Maintenance of Markers. The Board of Commissioners of Pamlico County is designated a suitable agency for placement and maintenance of the markers implementing this Rule, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers.

*History Note: Authority G.S. 75A-3; 75A-15;
Eff. May 1, 1977;
Amended Eff. December 1, 1985; November 1, 1977;
Temporary Amendment Eff. March 15, 2003;
Temporary Amendment Expired October 12, 2003;
Amended Eff. May 1, 2004.
Amended Eff. May 1, 2014*

EXHIBIT P-1

November 7, 2013

Boating Safety Rule- Pitt County

This No Wake Zone, noted in 15A NCAC 10F .0354, was established on a portion of the Tar River in Pitt County near Seine Beach and the Grimesland bridge to mitigate hazards to water safety caused by boat traffic at a nearby public access point and danger to people using waters near a campground in the area. The public access and the campground have both since closed, and therefore the water safety hazard no longer exists. The No-Wake Zone at Seine Beach is no longer necessary and staff proposes to remove the No-Wake Zone description from the Administrative Code and remove the buoys marking the No-Wake Zone. Staff also recommends a technical change to the description of the No-Wake Zone at Tranters Creek.

Staff recommends the Wildlife Resources Commission notice the following permanent rule for public comment and presentation one local public hearing:

15A NCAC 10F .0354 PITT COUNTY

(a) Regulated Areas. This Rule applies to the waters described in this Paragraph:

- (1) The entire inlet of Hardee Creek from the Tar River in Pitt ~~County;~~County; and
- ~~(2) The Seine Beach area of the Tar River beginning at Chicod Creek and extending to the east side of the Grimesland Bridge as marked by appropriate markers; and~~
- ~~(3)~~(2) that portion of Tranters Creek east of a line from a point on the north shore at 35.56961 N, 77.09159 W to a point on the south shore at 35.56888 N, 77.09118 W and north of a line from a point on the east shore at 35.56714 N, 77.08941 W to a point on the west shore at 35.56689 N, 77.09029 W, beginning at a line, shore to shore, from a point at 35.56925 N, 77.09138 W and ending at a line, shore to shore, to a point at 35.56703 N, 77.08981 W as delineated by appropriate markers.

(b) Speed Limit. No person shall operate a motorboat or vessel at greater than no-wake speed within the regulated areas described in Paragraph (a) of this Rule.

(c) Placement and Maintenance of Markers. The Board of Commissioners of Pitt County is designated a suitable agency for placement and maintenance of markers implementing this Rule.

History Note: Authority G.S. 75A-3; 75A-15;
Eff. May 1, 1988;
Amended Eff. September 1, 2010; July 1, 1995; April 1, 1992.
Amended Eff. May 1, 2014



 No Wake Zone

0 25 50 100 Yards



EXHIBIT P-2

November 7, 2013

Fiscal Note Review of Proposed Wildlife Resources Commission No-Wake Zone Rule 10F .0354

Contact: Erica Garner, Agency Legal Counsel and Rule-making Coordinator
1701 Mail Service Center
Raleigh, N.C 27699-1701
(919) 707-0014
erica.garner@ncwildlife.org

Impact: State Government: No
Local Government: No
Substantial Impact: No

Authority: G.S. 75A-3: 75A-15

This proposed rule amendment (Appendix 1) would remove a No-Wake Zone designated on a portion of the Tar River in Pitt County near Seine Beach and the Grimesland bridge. The No-Wake Zone was originally adopted to mitigate hazards to water safety caused by boat traffic at a nearby public access point and danger to people using waters near a campground in the area. The public access and the campground have both since closed, and therefore the water safety hazard no longer exists. The Commission intends to remove the No-Wake buoys in the Tar River and remove the No-Wake Zone description from the Administrative Code.

State Impact Analysis: The Commission will remove the buoys at a cost of \$200.00

Local Impact Analysis: None

Substantial Economic Impact: There will be no substantial economic impact to the public.

APPENDIX 1

15A NCAC 10F .0354 PITT COUNTY

(a) Regulated Areas. This Rule applies to the waters described in this Paragraph:

- (1) The entire inlet of Hardee Creek from the Tar River in Pitt ~~County;~~County; and
- ~~(2) The Seine Beach area of the Tar River beginning at Chicod Creek and extending to the east side of the Grimesland Bridge as marked by appropriate markers; and~~
- ~~(3)~~(2) that portion of Tranters Creek beginning at a line, shore to shore, from a point at 35.56925 N, 77.09138 W and ending at a line, shore to shore, to a point at 35.56703 N, 77.08981 W as delineated by appropriate markers.

(b) Speed Limit. No person shall operate a motorboat or vessel at greater than no-wake speed within the regulated areas described in Paragraph (a) of this Rule.

(c) Placement and Maintenance of Markers. The Board of Commissioners of Pitt County is designated a suitable agency for placement and maintenance of markers implementing this Rule.

History Note: Authority G.S. 75A-3; 75A-15;
Eff. May 1, 1988;
Amended Eff. September 1, 2010; July 1, 1995; April 1, 1992.
Amended Eff. May 1, 2014

EXHIBIT Q-1

November 7, 2013

Wildlife Poacher Reward Fund Rule

Legislation passed in the 2013 Session of the General Assembly, S.L. 2013-380, created a Wildlife Poacher Reward Fund to pay rewards to persons who provide information that results in the arrest and conviction of persons who have committed wildlife offenses. The legislation directs the Commission to adopt rules to administer the fund and to set a percentage of replacement and investigative costs to be directed into the fund. Staff recommends that at least 10% of restitution associated with replacement and investigative costs be directed to the fund. The amount directed to the fund will be adjusted as needed to maintain solvency. Staff further recommends that information leading to the conviction of Class 1 and Class 2 misdemeanors identified in G.S. 113-294 and G.S. 113-337 (pages 3,4&5), and Class 1 misdemeanors involving wildlife resources on game lands [G.S. 113-264(b) (page 6)], be the offenses for which reward money is paid. This will enable the Commission to target reward money towards more egregious offenses without depleting the fund.

Staff recommends the Wildlife Resources Commission notice the following three permanent rules for public comment and presentation at district public hearings:

SECTION .1300 WILDLIFE POACHER REWARD FUND

15A NCAC 10A .1301 FUNDING SOURCES

The Wildlife Resources Commission shall direct at least ten percent (10%) of compensatory restitution associated with replacement costs and investigative costs as defined in G.S. 15A-1343(b1)(5) and specified in Rules 10B .0117 and 10C .0215 of this Chapter to the Wildlife Poacher Reward Fund.

History Note: Authority G.S. 113-134;113-294.1

Eff. May 1, 2014

15A NCAC 10A .1302 OFFENSES AND REWARD AMOUNTS

(a) Rewards shall be paid only for information leading to the arrest and conviction of persons who have committed Class 1 or Class 2 misdemeanors specified in G.S. 113-294 and G.S. 113-337, and Class 1 misdemeanors involving wildlife resources specified in G.S. 113-264(b).

(b) The reward amount shall be equivalent to the amount of the fine, replacement costs, or restitution assessed by the court, whichever is greatest, not to exceed \$1,000.00. If no fine, replacement cost or restitution is assessed, including in cases that result in a prayer for judgment, the reward shall be \$100.00.

History Note: Authority G.S. 113-134;113-294.1

Eff. May 1, 2014

15A NCAC 10A .1303 ELIGIBILITY

(a) Rewards shall be paid only to individuals who provide information that results in the arrest and conviction of persons who have committed the offenses specified in Rule 10A .1302(a) of this Section. If more than one individual provides information leading to the arrest of a person for the same offense, the Commission shall pay reward money in equal amounts to each individual not to exceed the amount specified in Rule 10A .1302(b) of this Section.

(b) Rewards shall be paid after the final disposition of a case has resulted in a conviction or a prayer for judgment. For purposes of this Rule, a conviction shall be as defined in G.S. 113-171(a).

(c) The following individuals are not eligible to receive reward money:

- (1) any current Wildlife Resources Commission employee or members of his or her immediate family;
- (2) any current Wildlife Resources Commissioner;
- (3) any sworn law enforcement officer;
- (4) the perpetrator of the crime for which the information has been given and any accomplice or accessory to that crime; and
- (5) any individual who refuses to provide the Commission with his or her name and contact information.

History Note: Authority G.S. 113-134;113-294.1

Eff. May 1, 2014

NCGS § 113-294. Specific violations.

(a) Any person who unlawfully sells, possesses for sale, or buys any wildlife is guilty of a Class 2 misdemeanor, unless a greater penalty is prescribed for the offense in question.

(b) Any person who unlawfully sells, possesses for sale, or buys any deer or wild turkey is guilty of a Class 2 misdemeanor, punishable by a fine of not less than two hundred fifty dollars (\$250.00) in addition to such other punishment prescribed for the offense in question.

(c) Any person who unlawfully takes, possesses, or transports any wild turkey is guilty of a Class 2 misdemeanor, punishable by a fine of not less than two hundred fifty dollars (\$250.00) in addition to such other punishment prescribed for the offense in question.

(c1) Any person who unlawfully takes, possesses, transports, sells, possesses for sale, or buys any bear or bear part is guilty of a Class 1 misdemeanor, punishable by a fine of not less than two thousand dollars (\$2,000) in addition to such other punishment prescribed for the offense in question. Each of the acts specified shall constitute a separate offense.

(c2) Any person who unlawfully takes, possesses, transports, sells, possesses for sale, or buys any cougar (*Felis concolor*) is guilty of a Class 1 misdemeanor, unless a greater penalty is prescribed for the offense in question.

(d) Any person who unlawfully takes, possesses, or transports any deer is guilty of a Class 3 misdemeanor, punishable by a fine of not less than one hundred dollars (\$100.00) in addition to such other punishment prescribed for the offense in question.

(e) Any person who unlawfully takes deer between a half hour after sunset and a half hour before sunrise with the aid of an artificial light is guilty of a Class 2 misdemeanor, punishable by a fine of not less than two hundred fifty dollars (\$250.00) in addition to such other punishment prescribed for the offense in question.

(f) Any person who unlawfully takes, possesses, transports, sells, or buys any beaver, or violates any rule of the Wildlife Resources Commission adopted to protect beavers, is guilty of a Class 3 misdemeanor, unless a greater penalty is prescribed for the offense in question.

(g) Any person who unlawfully takes wild animals or birds from or with the use of a vessel equipped with a motor or with motor attached is guilty of a Class 2 misdemeanor, unless a greater penalty is prescribed for the offense in question.

(h) Any person who willfully makes any false or misleading statement in order to secure for himself or another any license, permit, privilege, exemption, or other benefit under this Subchapter to which he or the person in question is not entitled is guilty of a Class 1 misdemeanor.

(i) Any person who violates any provision of G.S. 113-291.6, regulating trapping, is guilty of a Class 2 misdemeanor, unless a greater penalty is prescribed for the offense in question.

(j) Any person who unlawfully sells, possesses for sale, or buys a fox, or who takes any fox by unlawful trapping or with the aid of any electronic calling device is guilty of a Class 2 misdemeanor, unless a greater penalty is prescribed for the offense in question.

(k) Repealed by Session Laws 1995, c. 209, s. 1.

(l) Any person who unlawfully takes, possesses, transports, sells or buys any bald eagle or golden eagle, alive or dead, or any part, nest or egg of a bald eagle or golden eagle is guilty of a Class 1 misdemeanor, unless a greater penalty is prescribed for the offense in question.

(m) Any person who unlawfully takes any migratory game bird with a rifle; or who unlawfully takes any migratory game bird with the aid of live decoys or any salt, grain, fruit, or other bait; or who unlawfully takes any migratory game bird during the closed season or during

prohibited shooting hours; or who unlawfully exceeds the bag limits or possession limits applicable to any migratory game bird; or who violates any of the migratory game bird permit or tagging rules of the Wildlife Resources Commission is guilty of a Class 2 misdemeanor, punishable by a fine of not less than one hundred dollars (\$100.00) in addition to any other punishment prescribed for the offense in question.

(n) Any person who violates any rule of the Commission that restricts access by vehicle on game lands to a person who holds a special vehicular access identification card and permit issued by the Commission to persons who have a handicap that limits physical mobility shall be guilty of a Class 2 misdemeanor and shall be fined not less than one hundred dollars (\$100.00) in addition to any other punishment prescribed for the offense.

(o) Any person who willfully transports or attempts to transport live coyotes (*Canis latrans*) into this State for any purpose, or who breeds coyotes for any purpose in this State, is guilty of a Class 1 misdemeanor, and upon conviction the Wildlife Resources Commission shall suspend any controlled hunting preserve operator license issued to that person for two years.

(p) Any person who willfully imports or possesses black-tailed or mule deer (*Odocoileus hemionus* and all subspecies) in this State for any purpose is guilty of a Class 1 misdemeanor.

(q) Any person who violates any provision of G.S. 113-291.1A is guilty of a Class 1 misdemeanor.

(r) It is unlawful to place processed food products as bait in any area of the State where the Wildlife Resources Commission has set an open season for taking black bears. For purposes of this subsection, the term "processed food products" means any food substance or flavoring that has been modified from its raw components by the addition of ingredients or by treatment to modify its chemical composition or form or to enhance its aroma or taste. The term includes substances modified by sugar, honey, syrups, oils, salts, spices, peanut butter, grease, meat, bones, or blood, as well as extracts of such substances. The term also includes sugary products such as candies, pastries, gums, and sugar blocks, as well as extracts of such products. Nothing in this subsection prohibits the lawful disposal of solid waste or the legitimate feeding of domestic animals, livestock, or birds. The prohibition against taking bears with the use and aid of bait shall not apply to the release of dogs in the vicinity of any food source that is not a processed food product as defined herein. Violation of this subsection constitutes a Class 2 misdemeanor.

(s) Any person who violates the provisions of G.S. 113-291.12 by unlawfully removing feral swine from a trap while the swine is still alive or by transporting such swine after that removal is guilty of a Class 2 misdemeanor. The acts of removal from a trap and of transporting the swine after removal shall constitute separate offenses. (1935, c. 486, s. 25; 1939, c. 235, s. 2; c. 269; 1941, c. 231, s. 2; c. 288; 1945, c. 635; 1949, c. 1205, s. 4; 1953, c. 1141; 1963, c. 147; c. 697, ss. 2, 3 1/2; 1965, c. 616; 1967, c. 729; c. 1149, s. 1; 1971, c. 423, s. 1; c. 524; c. 899, s. 2; 1973, c. 677; 1975, c. 216; 1977, c. 705, s. 4; c. 794, s. 2; c. 933, s. 8; 1979, c. 830, s. 1; 1985, c. 306; c. 554, s. 3; 1987, c. 452, s. 4; c. 827, s. 98; 1989, c. 327, s. 2; 1991, c. 366, s. 1; 1993, c. 539, s. 863; 1994, Ex. Sess., c. 24, s. 14(c); 1995, c. 209, ss. 1, 2; 2003-96, s. 2; 2003-344, s. 10; 2005-62, s. 2; 2007-96, s. 1; 2011-369, s. 6(b).)

NCGS § 113-337. Unlawful acts; penalties.

- (a) It is unlawful:
 - (1) To take, possess, transport, sell, barter, trade, exchange, export, or offer for sale, barter, trade, exchange or export, or give away for any purpose including advertising or other promotional purpose any animal on a protected wild animal list, except as authorized according to the regulations of the Commission, including those promulgated pursuant to G.S. 113-333(1);
 - (2) To perform any act specifically prohibited by the regulations of the Commission promulgated pursuant to its authority under G.S. 113-333.
- (b) Each person convicted of violating the provisions of this Article is guilty of a Class 1 misdemeanor. (1987, c. 382, s. 1; 1999-408, s. 10.)

NCGS § 113-264. Regulatory power over property of agency; public hunting grounds; scheduling of managed big game hunts.

(a) The Department and the Wildlife Resources Commission are granted the power by rule to license, regulate, prohibit, or restrict the public as to use and enjoyment of, or harm to, any property of the Department or the Wildlife Resources Commission, and may charge the public reasonable fees for access to or use of such property. "Property" as the word is used in this section is intended to be broadly interpreted and includes lands, buildings, vessels, vehicles, equipment, markers, stakes, buoys, posted signs and other notices, trees and shrubs and artificial constructions in boating and fishing access areas, game lands, wildlife refuges, public waters, public mountain trout waters, and all other real and personal property owned, leased, controlled, or cooperatively managed by either the Department or the Wildlife Resources Commission.

(a1) Every wildlife protector and every law enforcement officer of this State and its subdivisions shall have the authority within his or her established jurisdiction to enforce the rules promulgated pursuant to the power granted by this section regarding the willful removal of, damage to, or destruction of any property of the Department or the Wildlife Resources Commission.

(a2) To the extent that subsection (a1) of this section conflicts with any provision of any local act, subsection (a1) of this section prevails.

(b) Unless a different level of punishment is elsewhere set out, willful removal of, damage to, or destruction of any property of the Department or the Wildlife Resources Commission is a Class 1 misdemeanor.

(c) The Wildlife Resources Commission may cooperate with private landowners in the establishment of public hunting grounds. It may provide for the posting of these areas and of restricted zones within them, require that authorized hunters obtain written permission from the owner to hunt, enforce general laws concerning trespass by hunters and concerning damage or injurious activities by hunters and by others carrying weapons on or discharging weapons across public hunting grounds or restricted zones.

(d) The Wildlife Resources Commission may schedule managed hunts for any species of wildlife to be held on game lands. Participants in such hunts shall be selected at random by computer. The Wildlife Resources Commission may require by rule that an applicant 16 years of age or older have the required hunting license before the drawing for the hunt, and that an applicant less than 16 years of age apply as a member of a party that includes a properly licensed adult if the young applicant does not have the proper hunting license. When licenses are required prior to the drawing, all applications shall be screened for compliance. A nonrefundable fee of five dollars (\$5.00) will be required of each applicant to defray the cost of processing the applications.

(e) A wildlife protector or law enforcement officer of this State or its subdivisions may have a vehicle towed at a Commission-owned or operated public boating access area if the vehicle:

- (1) Is parked in an area other than one designated for parking; or
- (2) Is left by an individual for a purpose other than launching, operating, or retrieving a vessel. (1965, c. 957, s. 2; 1973, c. 1262, ss. 18, 28; 1977, c. 771, s. 4; 1979, c. 830, s. 1; 1983, c. 403; 1985 (Reg. Sess., 1986), c. 996, s. 2; 1987, c. 827, s. 98; 1989, c. 221; c. 642, s. 1; 1993, c. 539, s. 847; 1994, Ex. Sess., c. 24, s. 14(c); 2005-82, s. 1; 2005-164, s. 2.)

EXHIBIT Q-2

November 7, 2013

Fiscal Note Review of Proposed Wildlife Resources Commission Wildlife Poacher Reward Fund Rules 15A NCAC 10A .1301-.1303

Contact: Erica Garner, Agency Legal Counsel and Rule-making Coordinator
1701 Mail Service Center
Raleigh, N.C 27699-1701
(919) 707-0014
erica.garner@ncwildlife.org

Impact: State Government: No
Local Government: No
Substantial Impact: No

Authority: G.S. 75A-3: 75A-15

This set of new rules (Appendix 1) establishes procedures to administer the Wildlife Poacher Reward fund as directed by the legislature in S.L. 2013-380. The WRC has no history of offering reward money for information leading to the conviction of wildlife crimes. There are many unknown variables to consider: how many people would take advantage of the program; how many arrests result in successful convictions; the amount of fines assessed by the court. In 2012, there were 142 rulings in cases where the offense was one which could be subject to a reward fund payment. Based upon previous public involvement, less than half (approximately 40%) of these types of cases will use information submitted by the public as tips. Based upon these figures, the minimum amount of reward money paid out over the course of a year would be \$5,680 and the maximum would be \$56,800. The Commission expects the actual amount paid out over the course of a year to be closer to \$10,000.

State Impact Analysis: The agency fiscal impact will be approximately \$10,000 in lost revenue.

Local Impact Analysis: None

Substantial Economic Impact: There will be some fiscal benefit to the public, but it is not expected to meet the threshold impact requirement of \$1,000,000.000 annually.

APPENDIX 1

15A NCAC 10A .1301 FUNDING SOURCES

The Wildlife Resources Commission shall direct at least ten percent (10%) of compensatory restitution associated with replacement costs and investigative costs as defined in G.S. 15A-1343(b1)(5) and specified in Rules 10B .0117 and 10C .0215 of this Chapter to the Wildlife Poacher Reward Fund.

*History Note: Authority G.S. 113-134;113-294.1
Eff. May 1, 2014*

15A NCAC 10A .1302 OFFENSES AND REWARD AMOUNTS

(a) Rewards shall be paid only for information leading to the arrest and conviction of persons who have committed Class 1 or Class 2 misdemeanors specified in G.S. 113-294 and G.S. 113-337, and Class 1 misdemeanors involving wildlife resources specified in G.S. 113-264(b).

(b) The reward amount shall be equivalent to the amount of the fine, replacement costs, or restitution assessed by the court, whichever is greatest, not to exceed \$1,000.00. If no fine, replacement cost or restitution is assessed, including in cases that result in a prayer for judgment, the reward shall be \$100.00.

*History Note: Authority G.S. 113-134;113-294.1
Eff. May 1, 2014*

15A NCAC 10A .1303 ELIGIBILITY

(a) Rewards shall be paid only to individuals who provide information that results in the arrest and conviction of persons who have committed the offenses specified in Rule 10A .1302(a) of this Section. If more than one individual provides information leading to the arrest of a person for the same offense, the Commission shall pay reward money in equal amounts to each individual not to exceed the amount specified in Rule 10A .1302(b) of this Section.

(b) Rewards shall be paid after the final disposition of a case has resulted in a conviction or a prayer for judgment. For purposes of this Rule, a conviction shall be as defined in G.S. 113-171(a).

(c) The following individuals are not eligible to receive reward money:

- (1) any current Wildlife Resources Commission employee or members of his or her immediate family;
- (2) any current Wildlife Resources Commissioner;
- (3) any sworn law enforcement officer;
- (4) the perpetrator of the crime for which the information has been given and any accomplice or accessory to that crime; and
- (5) any individual who refuses to provide the Commission with his or her name and contact information.

*History Note: Authority G.S. 113-134;113-294.1
Eff. May 1, 2014*

EXHIBIT R-1

November 7, 2013

Vessel Registration Rules Division of Administrative Services

Legislation passed in the 2013 Session of the General Assembly amended the vessel registration requirements. As a result, amendments are necessary to Rules 15A NCAC 10F .0102 and 10F .0106 in order to make them consistent with current law. Amendments to 15A NCAC 10F .0103 is necessary to remove obsolete language. Staff recommends the Wildlife Resources Commission notice these three permanent rules for public comment and presentation at one public hearing at Commission Headquarters.

Staff further proposes to amend 15A NCAC 10F .0107 which regulates placement of the vessel registration validation decal. Staff recommends requiring vessel owners display a validation decal on both the starboard and port side bow of a vessel. Currently, the requirement is to place the decal on the starboard side bow only. This change will provide law enforcement officers the opportunity to visually determine compliance with vessel registration rules. Staff recommends the Wildlife Resources Commission notice this permanent rule for public comment and presentation at the 2014 district hearings.

Proposed rule text for 15A NCAC 10F .0102, 10F .0103, 10F .0106 and 10F .0107 is as follows:

15A NCAC 10F .0102 APPLICATION FOR CERTIFICATE OF VESSEL NUMBER

(a) General. Every owner applying for a certificate of number or certificate of title of a vessel required to be numbered pursuant to G.S. 75A-4 and 75A-7 or required to be titled pursuant to G.S. 75A-34 and 75A-35 shall apply to the North Carolina Wildlife Resources Commission or to one of its Wildlife Service Agents for a certificate of number or certificate of title using an application provided by the Wildlife Resources Commission. The application shall contain the following information:

- (1) name of owner(s);
- (2) address, telephone number, date of birth, and North Carolina driver license number of owner(s);
- (3) present or previous certificate of number (if any);
- (4) desired period of certificate of number (one or three years);
- (5) primary use of vessel (pleasure, livery, demonstration, commercial passenger, commercial fishing, other commercial, other);
- (6) model of vessel (if known);
- (7) manufacturer if known;
- (8) year of manufacture or model year (if known);
- (9) manufacturer's hull identification number (if any);
- (10) overall length of vessel in feet and inches;
- (11) type of vessel (open, cabin, houseboat, personal watercraft, pontoon, other);
- (12) hull material (wood, metal, fiberglass, inflatable, plastic, other);
- (13) type of propulsion (inboard; outboard; inboard-outdrive; jet drive; sail; auxiliary sail/inboard; auxiliary sail/outboard, other);
- (14) type of fuel (gasoline, diesel, electric, other);
- (15) proof of ownership document;
- (16) signature of owner(s);
- (17) make of motor (if over 25 horsepower), serial number, purchase price of motor;
- (18) lien holder name, address, and telephone number;
- (19) effective lien date; and
- (20) county where vessel is ~~taxed~~; taxed;
- (21) status of United States Coast Guard documentation.

(b) Application for certificate of number and certificate of title. The owner(s) shall complete and submit an application for a certificate of number, along with the proof of ownership document and applicable fees to the Wildlife Resources Commission or one of its authorized agents for processing within 15 days of the date of sale. A new certificate of number shall be issued for new

or never before registered vessels. For a period of 60 days following the date of sale, the new owner may use a copy of the proof of ownership document, provided it contains the date of sale, as a temporary certificate of number pending receipt of the original certificate. If the vessel is ~~over~~ 14 feet or longer or is a personal watercraft, then a Certificate of Title for Vessel shall be issued, including recordation of any liens listed on the application.

(c) Livery Vessel Owners. A "livery" vessel is one that is rented or leased to an individual for a specific time period by the owners(s). The certificate of numbering and certificate of titling requirements of G.S. 75A-4, 75A-7, 75A-34 and 75A-35 apply to livery vessels. Upon receipt of a completed application, a copy of the lease or rental agreement form and fee, the Wildlife Resources Commission shall issue to the applicant a certificate of number and certificate of title, if applicable.

(d) Dealers and Manufacturers of Vessels. A "manufacturer" as the term is used in this Rule is defined as a person, firm, or corporation engaged in the business of manufacturing vessels either upon prior commission or for the purpose of selling them after manufacture. A "dealer" as the term is used in this Rule is defined as a person, firm, or corporation engaged in the business of offering vessels for sale at retail or wholesale from an established location(s). The certificate of numbering requirements of G.S. 75A-4 and 75A-7 apply to vessels belonging to dealers and manufacturers. Upon receipt of a completed application and fee the Wildlife Resources Commission shall issue to the applicant a certificate of number, as appropriate, which may be used in connection with the operation of any vessel in the possession of the dealer or manufacturer when the vessel is being demonstrated.

Dealer and manufacturer certificate of numbers shall not be transferred. A new certificate of number shall be issued upon transfer. Demonstration vessels shall not be titled so long as the vessel is owned by the dealer or manufacturer. Vessels owned or possessed by dealers or manufacturers for personal use or for any use other than for demonstration and testing purposes shall be individually registered in the name of the dealer or manufacturer in accordance with Paragraph (a) of this Rule. Additional dealer's or manufacturer's certificates of number may be obtained by making application in the same manner as prescribed for the initial certificate with payment of an additional fee for each additional certificate. Dealers and manufacturers may register individual vessels in accordance with Rule .0104(a) of this Section.

(e) Government Agency Vessels. The certificate of numbering requirements of G.S. 75A-4 and 75A-7 apply to vessels belonging to state or local government agencies. Upon receipt of a completed application from a state or local government agency, the Wildlife Resources Commission shall issue to the applicant a permanent certificate of number. There is no fee for a permanent state or local government agency certificate of number and the certificate is valid until the vessel is transferred to another government agency, an individual, business, or dealer. Government agency registered vessels shall not be titled.

(f) Commercial Fishing Vessel. The certificate of numbering and certificate of titling requirements of G.S. 75A-4, 75A-7, 75A-34 and 75A-35 apply to commercial fishing vessels. The standard application for a certificate of number shall be used for commercial fishing vessels with the term "commercial fishing" marked in the section designated for "primary use." Upon receipt of a completed application, proof of ownership document, and fee, the Wildlife Resources Commission shall issue to the applicant a certificate of number and certificate of title, if applicable. ~~The vessel owner shall pay for the first certificate of number. Subsequent renewals, for a period of one year, are free for a period of one year provided the owner provides proof of a valid Commercial Fishing Vessel Registration, Registration when applying to the Wildlife Resources Commission for a renewal certificate of number. A valid Commercial Fishing Vessel Registration is one that has been issued by the Division of Marine Fisheries.~~

(g) Commercial Passenger Vessel. The certificate of numbering requirements of G.S. 75A-4, 75A-7, 75A-34 and 75A-35 apply to commercial passenger vessels. Upon receipt of a completed application, proof of ownership document, and fee, the Wildlife Resources Commission shall issue to the applicant a certificate of number and certificate of title, if applicable.

*History Note: Legislative Objection Lodged Eff. December 16, 1980;
Authority G.S. 75A-3; 75A-5; 75A-7; 75A-19; 75A-34; 75A-35; 33 C.F.R. 174.17;
Eff. February 1, 1976;
Amended Eff. July 1, 1988 at ARRC request to cure referenced Legislative Objection;
Amended Eff. May 1, 2007; July 1, 1998; April 1, 1997; November 1, 1993; August 1, 1988; July 1, 1988;
August 31, 1980.
Amended Eff. August 1, 2014*

15A NCAC 10F .0103 TRANSFER OF OWNERSHIP

(a) Transfer of previously registered and titled vessels.

(1) Transfer of previously registered and titled vessels from one individual owner(s) to another.

(A) When the ownership of a titled vessel is transferred, the owner(s) listed on the face of the Certificate of Title for Vessel shall complete the Assignment of Title section on the reverse side of the certificate of title and surrender the title to the new owner(s). All outstanding liens shall be satisfied before the certificate of title is surrendered to the new owners(s). If the ownership of a titled vessel is transferred by court order, will, settlement agreement, separation agreement, judgment or other document and the original title is not available, the previous owner(s) or estate representative shall provide the new owner(s) with documents establishing ownership.

- (B) The new owner(s) shall submit an application for a certificate of number and certificate of title, along with the properly assigned certificate of title and applicable fees to the Wildlife Resources Commission or one of its authorized agents for processing within 15 days of the date of sale. The new owner(s) shall indicate on the application whether or not any liens exist on the vessel. If applicable, a new Certificate of Title for Vessel shall be issued, including recordation of any new liens listed on the application. The original certificate of number shall be retained when a vessel, previously registered in North Carolina, is transferred to a new owner. A new certificate of number shall be issued to vessels previously registered in another state or to vessels never before registered.
- (C) For 60 days following the transfer of ownership of a previously titled vessel, the new owner may use a copy of the properly assigned certificate of title as a temporary certificate of number pending receipt of his own certificate provided the certificate is validated in accordance with Part (b)(1)(A) of this Rule.
- (2) Transfer of previously registered and titled vessels through a dealer.
 - (A) When the ownership of a titled vessel is transferred to a dealer, the owner(s) listed on the face of the Certificate of Title for Vessel shall complete the Assignment of Title section on the reverse side of the certificate of title and surrender the title to the dealer. All outstanding liens shall be satisfied before the certificate of title is surrendered to the dealer.
 - (B) When the vessel is subsequently sold, the dealer shall, on the day of the sale, provide the new owner(s) the original certificate of title completed by the previous owner(s) and a Dealer Bill of sale. The Dealer's Bill of Sale shall include the dealer's name, the name of the new owner(s), the date of sale, certificate of number, manufacturer's hull identification number, model, year, and length of the vessel. The Dealer's Bill of Sale shall be signed by both the dealer and the new owner(s).
 - (C) The new owner(s) shall complete and submit the standard application for a certificate of number and certificate of title, along with the properly assigned certificate of title, Dealer Bill of Sale, and applicable fees, to the Wildlife Resources Commission or one of its authorized agents for processing within 15 days of the date of sale. If applicable, a new Certificate of Title for Vessel shall be issued, including recordation of any new liens listed on the application. The original certificate of number shall be retained when a vessel, previously registered in North Carolina, is transferred to a new owner(s). A new certificate of number shall be issued to vessels previously registered in another state or vessels never before registered.
 - (D) For a period of 60 days following the transfer of ownership of a previously registered vessel, the new owner may use a copy of the Dealer's Bill of Sale as a temporary certificate of number pending receipt of his own certificate provided the certificate is validated in accordance with Part (b)(1)(A) of this Rule.
- (b) Transfer of previously registered, non-titled vessels.
 - (1) Transfer of a previously registered, non-titled vessel from one individual owner to another.
 - (A) If the ownership of a previously registered vessel is transferred, by sale or gift, the previous owner(s) shall complete a notarized bill of sale. The bill of sale shall be given to the new owner and shall include the previous owner's name, the new owner's name, the date of sale or gift, certificate of number, manufacturer's hull identification number, model, year, and length of the vessel. The previous owner's signature shall be notarized. ~~An individual may also use the Statement of Transfer form provided with some certificates of numbers. The statement shall be completed by the previous owner and given to the new owner at the time of sale or gift.~~ If the ownership of a previously registered vessel is transferred by a court order, will, settlement agreement, separation agreement, judgment or other document, the previous owner(s) or representative of the estate shall provide the new owner(s) with documents establishing ownership.
 - (B) The new owner shall complete and submit an application for a certificate of number and certificate of title, along with the proof of ownership document and applicable fees, to the Wildlife Resources Commission or one of its authorized agents for processing within 15 days of the date of sale or gift. If applicable, a new Certificate of Title for Vessel shall be issued, including recordation of any new liens listed on the application. The original certificate of number shall be retained when a vessel previously registered in North Carolina is transferred to a new owner. A new certificate of number shall be issued to vessels previously registered in another State or to vessels never before registered.
 - (C) For 60 days following the transfer of ownership of a previously registered vessel, the new owner may use a copy of the proof of ownership document, provided it contains the date of sale, as a temporary certificate of number pending receipt of his own certificate provided the certificate is validated in accordance with Part (b)(1)(A) of this Rule.
 - (2) Transfer of a previously registered, non-titled vessel through a dealer.
 - (A) The owner(s) selling or transferring a previously registered vessel to a dealer shall complete a notarized bill of sale naming the dealer as the new owner. The bill of sale shall be given to the dealer

and shall include the previous owner's name, date of sale, certificate of number, manufacturer's hull identification number, model, year, and length of the vessel. The signature of the previous owner(s) shall be notarized. ~~An individual may also use the Statement of Transfer form provided with some certificates of numbers. The statement shall be completed by the previous owners(s) and given to the dealer.~~

- (B) When the vessel is subsequently sold, the dealer shall, on the day of the sale, provide the new owner(s) a dealer bill of sale. The dealer's bill of sale shall include the dealer's name, the new owner(s) name, the date of sale, certificate of number, manufacturer's hull identification number, model and year of the vessel. The dealer's bill of sale shall be signed by both the dealer and the new owner(s).
- (C) The new owner(s) shall complete and submit the standard application for a certificate of number and certificate of title, along with the proof of ownership document and applicable fees, to the Wildlife Resources Commission or one of its authorized agents for processing within 15 days of the date of sale. If applicable, a new Certificate of Title for Vessel shall be issued, including recordation of any new liens listed on the application. The original certificate of number shall be retained when a vessel, previously registered in North Carolina, is transferred to a new owner(s). A new certificate of number shall be issued to vessels previously registered in another state or vessels never before registered.
- (D) For a period of 60 days following the transfer of ownership of a previously registered vessel, the new owner may use a copy of the dealer's bill of sale as a temporary certificate of number pending receipt of his own certificate provided the certificate is validated in accordance with Part (b)(1)(A) of this Rule.

(3) Transfer of a vessel individually-registered to a dealer or manufacturer. Vessels that have been individually numbered by dealers or manufacturers shall upon transfer of ownership be governed by the provisions of Subparagraph (b)(1) of this Rule.

*History Note: Authority G.S. 75A-3; 75A-5; 75A-19; 75A-37; 33 C.F.R. 174.21;
Eff. February 1, 1976;
Amended Eff. May 1, 2007; July 1, 1998; April 1, 1997; February 1, 1995; November 1, 1993; July 1, 1988;
April 19, 1981.
Amended Eff. August 1, 2014*

15A NCAC 10F .0106 DISPLAY OF VESSEL NUMBERS

(a) The vessel numbers shall be painted on or attached to each side of the forward half of the vessel for which issued in such a position as to provide clear visibility and legibility for identification. The numbers shall read from left to right and shall be in block characters not less than three inches in height. The numbers shall be of a solid color which will contrast with the color of the background and so maintained as to be clearly visible and legible; i.e., dark numbers on a light background, or light numbers on a dark background.

(b) No other number, except the year date of the validation decal described in Rule .0107 of this Section, shall be carried on the bow of such vessel.

(c) Manufacturers or dealers may have the number awarded to them printed upon or attached to a removable sign or signs to be temporarily but firmly mounted upon or attached to the vessel being demonstrated, so long as the display meets the requirements of the Rules in this Section. Where a currently or previously-numbered vessel is being demonstrated with a set of dealer's numbers, the permanent numbers painted on or attached to the bow shall be covered.

(d) A vessel registered to a governmental entity and bearing the letter "P" shall continue to display the assigned numbers for so long as the vessel belongs to a governmental entity. Upon transfer of ownership to a private individual(s) or business the new owner shall apply to the Wildlife Resources Commission for a new certificate of number and shall be assigned a new certificate of number.

(e) A United States Coast Guard documented vessel registered in North Carolina shall not display the state vessel numbers.

*History Note: Authority G.S. 75A-3; 75A-5; 75A-19;
Eff. February 1, 1976;
Amended Eff. May 1, 2007; April 1, 1997.
Amended Eff. August 1, 2014*

15A NCAC 10F .0107 VALIDATION DECAL

In addition to the certificate of number, the Wildlife Resources Commission shall supply to the owner of each vessel that is numbered, ~~a two validation decal decals~~ indicating the year of expiration. The owner shall affix ~~such one~~ one validation decal so as to be clearly visible and legible on the starboard bow and one validation decal on the port side bow of the vessel following and within six inches of the vessel number. The owner of a United States Coast Guard documented vessel shall affix one validation decal so as to be clearly visible and legible on the forward half of the starboard bow and one validation decal on the forward half of the port side bow. Any validation ~~decal~~ decals issued for a vessel numbered on application by a governmental entity shall contain no expiration date, but shall bear the letter "P" and shall not be subject to renewal so long as the vessel remains the property of a governmental entity. When any such vessel is transferred to private ownership, the ~~decal~~ decals shall be removed or obliterated by the transferring agency.

*History Note: Authority G.S. 75A-3; 75A-5; 75A-7; 33 C.F.R. 174.15;
Eff. February 1, 1976;
Amended Eff. May 1, 2007; April 1, 1997; August 31, 1980; January 1, 1980.
Amended Eff. January 1, 2015*

The below image is for illustration purposes only for this exhibit.

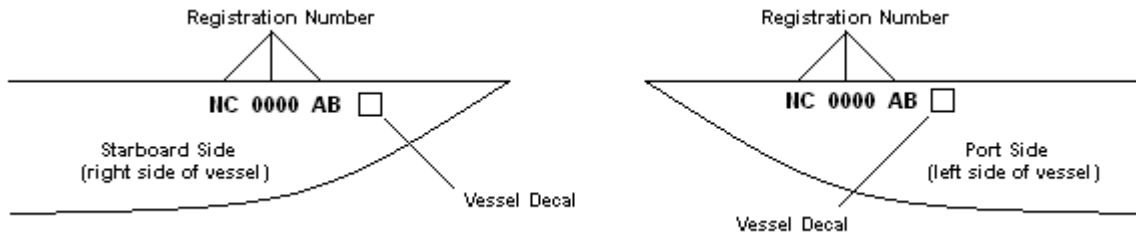


EXHIBIT R-2

November 7, 2013



November 7, 2013

Fiscal Analysis Review of Proposed Wildlife Resources Commission (WRC) Rules Amendments

15A NCAC 10F.0102 APPLICATION FOR CERTIFICATE OF VESSEL NUMBER 15A NCAC 10F.0103 TRANSFER OF OWNERSHIP 15A NCAC 10F.0106 DISPLAY OF VESSEL NUMBERS 15A NCAC 10F.0107 VALIDATION DECAL

Contact: Erica Garner
North Carolina Wildlife Resources Commission
(919) 707-0014 or erica.garner@ncwildlife.org

Authority: G.S. 75A-3

Impact:

State Government:	Yes
Local Government:	No
Substantial Impact:	No
Federal Government:	No
Small Businesses:	No

GENERAL

North Carolina Wildlife Resources Commission (WRC) is proposing to amend rules 15A NCAC 10F.0102, 15A NCAC 10F.0103, 15A NCAC 10F.0106 and 15A NCAC 10F.0107 (see proposed rule text in the Appendix).

For reasons detailed below, WRC believes that the necessary State funds for the implementation of the vessel rules would be available through WRC's Wildlife Fund, that there would be no direct local governmental impact, and that the potential economic impact is small. Overall, WRC views these rule changes as being Tier I – De Minimis rule changes.

PROPOSED RULE CHANGE SUMMARIES

Background

It is the policy of North Carolina to promote safety for persons and property in and connected with the use, operation, and equipment of vessels, and to promote uniformity of laws relating thereto (G.S. 75A-1). The WRC is the state agency charged with administering and enforcing vessel registration rules (G.S. 75A-3).

A summary of the proposed rule amendments is shown below, with the full text of each included in the appendix.

15A NCAC 10F .0102 and 10F .0106 As amended, these rules provide the administrative edits necessary to conform to changes set forth by Senate Bill 402 which was recently ratified in the 2013 Session of the General Assembly. The fiscal note that accompanied this law change reflects that the State will experience a \$72,570 increase in revenue in which WRC will retain one half of those revenues and one half will be transferred to the newly formed Shallow Draft Dredging Fund.

15A NCAC 10F .0103 As amended, removes obsolete rule language. This change represents no fiscal impact.

15A NCAC 10F .0107 As amended will require vessel owners display a validation decal on both the starboard and port side bow of a vessel. Currently, the requirement is to place the decal on the starboard side bow only. This change will provide law enforcement officers the opportunity to visually determine compliance with vessel registration rules. This change represents a minimal cost increase to the state. Currently the agency provides approximately 150,000 single validation decals to its customers on an annual basis. The current cost of these decals is \$.17 each. The cost of the new proposed double validation decal is \$.23. The calculated increased cost to the state is $150,000 \times (\$.23 - \$.17) = \$9,000$. This cost will not affect the price of a vessel registration.

Conclusion

State Impact Analysis: The agency has concluded that there will be no significant cost to the state for any of the above rules since each of the above rules represents a non-substantial modification to an existing rule. The changes will result in minimal changes in administrative staff operations and enforcement staff operations, but none are anticipated to result in an increase or decrease in activity or hours worked. The state would however, benefit from an increase in fee revenue, estimated at about \$72,570, as a result of recent changes in G.S 75A-5(h) and G.S 5A-7(a).

Local Impact Analysis: Local governments are not involved in the enforcement of WRC rules and should incur no cost as a result of these rule amendments.

Significant Economic Impact Analysis: WRC has concluded that there will be no substantial economic impact to the public as a result of the adoption of these proposed changes. The changes will result in minimal alterations of boater habits and conduct, and should ultimately result in non-substantial cost and benefits to the regulated community. Also, any potential costs or benefits to the general public are not expected to be substantial. Therefore, WRC has determined that the economic impact to the public does not meet the threshold impact requirement of \$1,000,000 annually.

Appendix

15A NCAC 10F .0102 APPLICATION FOR CERTIFICATE OF VESSEL NUMBER

(a) General. Every owner applying for a certificate of number or certificate of title of a vessel required to be numbered pursuant to G.S. 75A-4 and 75A-7 or required to be titled pursuant to G.S. 75A-34 and 75A-35 shall apply to the North Carolina Wildlife Resources Commission or to one of its Wildlife Service Agents for a certificate of number or certificate of title using an application provided by the Wildlife Resources Commission. The application shall contain the following information:

- (1) name of owner(s);
- (2) address, telephone number, date of birth, and North Carolina driver license number of owner(s);
- (3) present or previous certificate of number (if any);
- (4) desired period of certificate of number (one or three years);
- (5) primary use of vessel (pleasure, livery, demonstration, commercial passenger, commercial fishing, other commercial, other);
- (6) model of vessel (if known);
- (7) manufacturer if known;
- (8) year of manufacture or model year (if known);
- (9) manufacturer's hull identification number (if any);
- (10) overall length of vessel in feet and inches;
- (11) type of vessel (open, cabin, houseboat, personal watercraft, pontoon, other);
- (12) hull material (wood, metal, fiberglass, inflatable, plastic, other);
- (13) type of propulsion (inboard; outboard; inboard-outdrive; jet drive; sail; auxiliary sail/inboard; auxiliary sail/outboard, other);
- (14) type of fuel (gasoline, diesel, electric, other);
- (15) proof of ownership document;
- (16) signature of owner(s);
- (17) make of motor (if over 25 horsepower), serial number, purchase price of motor;
- (18) lien holder name, address, and telephone number;
- (19) effective lien date; and
- (20) county where vessel is ~~taxed~~ taxed;
- (21) status of United States Coast Guard documentation.

(b) Application for certificate of number and certificate of title. The owner(s) shall complete and submit an application for a certificate of number, along with the proof of ownership document and applicable fees to the Wildlife Resources Commission or one of its authorized agents for processing within 15 days of the date of sale. A new certificate of number shall be issued for new or never before registered vessels. For a period of 60 days following the date of sale, the new owner may use a copy of the proof of ownership document, provided it contains the date of sale, as a temporary certificate of number pending receipt of the original certificate. If the vessel is ~~over~~ 14 feet or longer or is a personal watercraft, then a Certificate of Title for Vessel shall be issued, including recordation of any liens listed on the application.

(c) Livery Vessel Owners. A "livery" vessel is one that is rented or leased to an individual for a specific time period by the owners(s). The certificate of numbering and certificate of titling requirements of G.S. 75A-4, 75A-7, 75A-34 and 75A-35 apply to livery vessels. Upon receipt of a completed application, a copy of the lease or rental agreement form and fee, the Wildlife Resources Commission shall issue to the applicant a certificate of number and certificate of title, if applicable.

(d) Dealers and Manufacturers of Vessels. A "manufacturer" as the term is used in this Rule is defined as a person, firm, or corporation engaged in the business of manufacturing vessels either upon prior

commission or for the purpose of selling them after manufacture. A "dealer" as the term is used in this Rule is defined as a person, firm, or corporation engaged in the business of offering vessels for sale at retail or wholesale from an established location(s). The certificate of numbering requirements of G.S. 75A-4 and 75A-7 apply to vessels belonging to dealers and manufacturers. Upon receipt of a completed application and fee the Wildlife Resources Commission shall issue to the applicant a certificate of number, as appropriate, which may be used in connection with the operation of any vessel in the possession of the dealer or manufacturer when the vessel is being demonstrated. Dealer and manufacturer certificate of numbers shall not be transferred. A new certificate of number shall be issued upon transfer. Demonstration vessels shall not be titled so long as the vessel is owned by the dealer or manufacturer. Vessels owned or possessed by dealers or manufacturers for personal use or for any use other than for demonstration and testing purposes shall be individually registered in the name of the dealer or manufacturer in accordance with Paragraph (a) of this Rule. Additional dealer's or manufacturer's certificates of number may be obtained by making application in the same manner as prescribed for the initial certificate with payment of an additional fee for each additional certificate. Dealers and manufacturers may register individual vessels in accordance with Rule .0104(a) of this Section.

(e) Government Agency Vessels. The certificate of numbering requirements of G.S. 75A-4 and 75A-7 apply to vessels belonging to state or local government agencies. Upon receipt of a completed application from a state or local government agency, the Wildlife Resources Commission shall issue to the applicant a permanent certificate of number. There is no fee for a permanent state or local government agency certificate of number and the certificate is valid until the vessel is transferred to another government agency, an individual, business, or dealer. Government agency registered vessels shall not be titled.

(f) Commercial Fishing Vessel. The certificate of numbering and certificate of titling requirements of G.S. 75A-4, 75A-7, 75A-34 and 75A-35 apply to commercial fishing vessels. The standard application for a certificate of number shall be used for commercial fishing vessels with the term "commercial fishing" marked in the section designated for "primary use." Upon receipt of a completed application, proof of ownership document, and fee, the Wildlife Resources Commission shall issue to the applicant a certificate of number and certificate of title, if applicable. ~~The vessel owner shall pay for the first certificate of number. Subsequent renewals, for a period of one year, are free for a period of one year provided the owner provides proof of a valid Commercial Fishing Vessel Registration, Registration when applying to the Wildlife Resources Commission for a renewal certificate of number. A valid Commercial Fishing Vessel Registration is one that has been issued by the Division of Marine Fisheries.~~

(g) Commercial Passenger Vessel. The certificate of numbering requirements of G.S. 75A-4, 75A-7, 75A-34 and 75A-35 apply to commercial passenger vessels. Upon receipt of a completed application, proof of ownership document, and fee, the Wildlife Resources Commission shall issue to the applicant a certificate of number and certificate of title, if applicable.

*History Note: Legislative Objection Lodged Eff. December 16, 1980;
Authority G.S. 75A-3; 75A-5; 75A-7; 75A-19; 75A-34; 75A-35; 33 C.F.R. 174.17;
Eff. February 1, 1976;
Amended Eff. July 1, 1988 at ARRC request to cure referenced Legislative Objection;
Amended Eff. May 1, 2007; July 1, 1998; April 1, 1997; November 1, 1993; August 1,
1988; July 1, 1988; August 31, 1980.
Amended Eff. August 1, 2014*

15A NCAC 10F .0103 TRANSFER OF OWNERSHIP

- (a) Transfer of previously registered and titled vessels.
 - (1) Transfer of previously registered and titled vessels from one individual owner(s) to another.
 - (A) When the ownership of a titled vessel is transferred, the owner(s) listed on the face of the Certificate of Title for Vessel shall complete the Assignment of Title section on the reverse side of the certificate of title and surrender the title to the new owner(s). All outstanding liens shall be satisfied before the certificate of title is surrendered to the new owners(s). If the ownership of a titled vessel is transferred by court order, will, settlement agreement, separation agreement, judgment or other document and the original title is not available, the previous owner(s) or estate representative shall provide the new owner(s) with documents establishing ownership.
 - (B) The new owner(s) shall submit an application for a certificate of number and certificate of title, along with the properly assigned certificate of title and applicable fees to the Wildlife Resources Commission or one of its authorized agents for processing within 15 days of the date of sale. The new owner(s) shall indicate on the application whether or not any liens exist on the vessel. If applicable, a new Certificate of Title for Vessel shall be issued, including recordation of any new liens listed on the application. The original certificate of number shall be retained when a vessel, previously registered in North Carolina, is transferred to a new owner. A new certificate of number shall be issued to vessels previously registered in another state or to vessels never before registered.
 - (C) For 60 days following the transfer of ownership of a previously titled vessel, the new owner may use a copy of the properly assigned certificate of title as a temporary certificate of number pending receipt of his own certificate provided the certificate is validated in accordance with Part (b)(1)(A) of this Rule.
 - (2) Transfer of previously registered and titled vessels through a dealer.
 - (A) When the ownership of a titled vessel is transferred to a dealer, the owner(s) listed on the face of the Certificate of Title for Vessel shall complete the Assignment of Title section on the reverse side of the certificate of title and surrender the title to the dealer. All outstanding liens shall be satisfied before the certificate of title is surrendered to the dealer.
 - (B) When the vessel is subsequently sold, the dealer shall, on the day of the sale, provide the new owner(s) the original certificate of title completed by the previous owner(s) and a Dealer Bill of sale. The Dealer's Bill of Sale shall include the dealer's name, the name of the new owner(s), the date of sale, certificate of number, manufacturer's hull identification number, model, year, and length of the vessel. The Dealer's Bill of Sale shall be signed by both the dealer and the new owner(s).
 - (C) The new owner(s) shall complete and submit the standard application for a certificate of number and certificate of title, along with the properly assigned certificate of title, Dealer Bill of Sale, and applicable fees, to the Wildlife Resources Commission or one of its authorized agents for processing within 15 days of the date of sale. If applicable, a new Certificate of Title for Vessel shall be issued, including recordation of any new liens listed on the application. The original certificate of number shall be retained when a vessel, previously registered in North Carolina, is transferred to a new owner(s). A new certificate

of number shall be issued to vessels previously registered in another state or vessels never before registered.

- (D) For a period of 60 days following the transfer of ownership of a previously registered vessel, the new owner may use a copy of the Dealer's Bill of Sale as a temporary certificate of number pending receipt of his own certificate provided the certificate is validated in accordance with Part (b)(1)(A) of this Rule.

(b) Transfer of previously registered, non-titled vessels.

- (1) Transfer of a previously registered, non-titled vessel from one individual owner to another.

- (A) If the ownership of a previously registered vessel is transferred, by sale or gift, the previous owner(s) shall complete a notarized bill of sale. The bill of sale shall be given to the new owner and shall include the previous owner's name, the new owner's name, the date of sale or gift, certificate of number, manufacturer's hull identification number, model, year, and length of the vessel. The previous owner's signature shall be notarized. ~~An individual may also use the Statement of Transfer form provided with some certificates of numbers. The statement shall be completed by the previous owner and given to the new owner at the time of sale or gift.~~ If the ownership of a previously registered vessel is transferred by a court order, will, settlement agreement, separation agreement, judgment or other document, the previous owner(s) or representative of the estate shall provide the new owner(s) with documents establishing ownership.

- (B) The new owner shall complete and submit an application for a certificate of number and certificate of title, along with the proof of ownership document and applicable fees, to the Wildlife Resources Commission or one of its authorized agents for processing within 15 days of the date of sale or gift. If applicable, a new Certificate of Title for Vessel shall be issued, including recordation of any new liens listed on the application. The original certificate of number shall be retained when a vessel previously registered in North Carolina is transferred to a new owner. A new certificate of number shall be issued to vessels previously registered in another State or to vessels never before registered.

- (C) For 60 days following the transfer of ownership of a previously registered vessel, the new owner may use a copy of the proof of ownership document, provided it contains the date of sale, as a temporary certificate of number pending receipt of his own certificate provided the certificate is validated in accordance with Part (b)(1)(A) of this Rule.

- (2) Transfer of a previously registered, non-titled vessel through a dealer.

- (A) The owner(s) selling or transferring a previously registered vessel to a dealer shall complete a notarized bill of sale naming the dealer as the new owner. The bill of sale shall be given to the dealer and shall include the previous owner's name, date of sale, certificate of number, manufacturer's hull identification number, model, year, and length of the vessel. The signature of the previous owner(s) shall be notarized. ~~An individual may also use the Statement of Transfer form provided with some certificates of numbers. The statement shall be completed by the previous owners(s) and given to the dealer.~~

- (B) When the vessel is subsequently sold, the dealer shall, on the day of the sale, provide the new owner(s) a dealer bill of sale. The dealer's bill of sale shall include the dealer's name, the new owner(s) name, the date of sale, certificate of number, manufacturer's hull identification number, model and year of the vessel. The dealer's bill of sale shall be signed by both the dealer and the new owner(s).

- (C) The new owner(s) shall complete and submit the standard application for a certificate of number and certificate of title, along with the proof of ownership document and applicable fees, to the Wildlife Resources Commission or one of its authorized agents for processing within 15 days of the date of sale. If applicable, a new Certificate of Title for Vessel shall be issued, including recordation of any new liens listed on the application. The original certificate of number shall be retained when a vessel, previously registered in North Carolina, is transferred to a new owner(s). A new certificate of number shall be issued to vessels previously registered in another state or vessels never before registered.
- (D) For a period of 60 days following the transfer of ownership of a previously registered vessel, the new owner may use a copy of the dealer's bill of sale as a temporary certificate of number pending receipt of his own certificate provided the certificate is validated in accordance with Part (b)(1)(A) of this Rule.

(3) Transfer of a vessel individually-registered to a dealer or manufacturer. Vessels that have been individually numbered by dealers or manufacturers shall upon transfer of ownership be governed by the provisions of Subparagraph (b)(1) of this Rule.

*History Note: Authority G.S. 75A-3; 75A-5; 75A-19; 75A-37; 33 C.F.R. 174.21;
Eff. February 1, 1976;
Amended Eff. May 1, 2007; July 1, 1998; April 1, 1997; February 1, 1995; November 1, 1993; July 1, 1988; April 19, 1981.
Amended Eff. August 1, 2014*

15A NCAC 10F .0106 DISPLAY OF VESSEL NUMBERS

- (a) The vessel numbers shall be painted on or attached to each side of the forward half of the vessel for which issued in such a position as to provide clear visibility and legibility for identification. The numbers shall read from left to right and shall be in block characters not less than three inches in height. The numbers shall be of a solid color which will contrast with the color of the background and so maintained as to be clearly visible and legible; i.e., dark numbers on a light background, or light numbers on a dark background.
- (b) No other number, except the year date of the validation decal described in Rule .0107 of this Section, shall be carried on the bow of such vessel.
- (c) Manufacturers or dealers may have the number awarded to them printed upon or attached to a removable sign or signs to be temporarily but firmly mounted upon or attached to the vessel being demonstrated, so long as the display meets the requirements of the Rules in this Section. Where a currently or previously-numbered vessel is being demonstrated with a set of dealer's numbers, the permanent numbers painted on or attached to the bow shall be covered.
- (d) A vessel registered to a governmental entity and bearing the letter "P" shall continue to display the assigned numbers for so long as the vessel belongs to a governmental entity. Upon transfer of ownership to a private individual(s) or business the new owner shall apply to the Wildlife Resources Commission for a new certificate of number and shall be assigned a new certificate of number.
- (e) A United States Coast Guard documented vessel registered in North Carolina shall not display the state vessel numbers.

*History Note: Authority G.S. 75A-3; 75A-5; 75A-19;
Eff. February 1, 1976;
Amended Eff. May 1, 2007; April 1, 1997.
Amended Eff. August 1, 2014*

15A NCAC 10F .0107 VALIDATION DECAL

In addition to the certificate of number, the Wildlife Resources Commission shall supply to the owner of each vessel that is numbered, a two validation decal decals indicating the year of expiration. The owner shall affix ~~such~~ one validation decal so as to be clearly visible and legible on the starboard bow and one validation decal on the port side bow of the vessel following and within six inches of the vessel number. The owner of a United States Coast Guard documented vessel shall affix one validation decal so as to be clearly visible and legible on the forward half of the starboard bow and one validation decal on the forward half of the port side bow. Any validation ~~decal~~ decals issued for a vessel numbered on application by a governmental entity shall contain no expiration date, but shall bear the letter "P" and shall not be subject to renewal so long as the vessel remains the property of a governmental entity. When any such vessel is transferred to private ownership, the ~~decal~~ decals shall be removed or obliterated by the transferring agency.

*History Note: Authority G.S. 75A-3; 75A-5; 75A-7; 33 C.F.R. 174.15;
Eff. February 1, 1976;
Amended Eff. May 1, 2007; April 1, 1997; August 31, 1980; January 1, 1980.
Amended Eff. January 1, 2015*

The below image is for illustration purposes only for this exhibit.

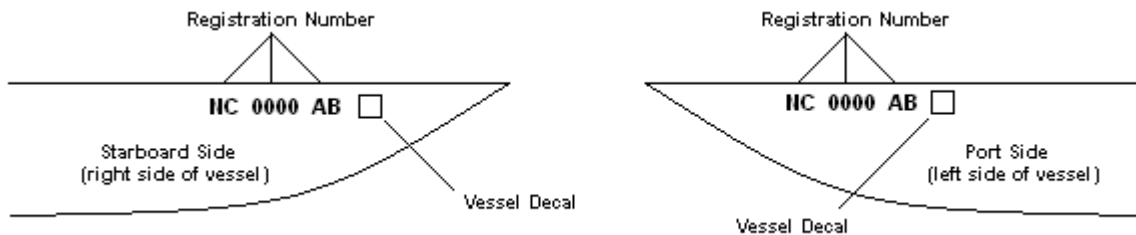


EXHIBIT S-1

November 7, 2013

Totally Disabled License Eligibility Rule Division of Administrative Services

This new section in Subchapter G is necessary to comply with legislation passed in the 2013 Session of the General Assembly that authorizes the Wildlife Resources Commission to establish rules defining documentation acceptable for determining eligibility of totally and permanently disabled residents for the purpose of obtaining a discounted lifetime license. Prior to this change, the only acceptable documentation for these licenses was from the Social Security Administration. This change provides the discounted license opportunity to those with long-term disabilities who do not participate in the Social Security system.

Staff recommends the Wildlife Resources Commission notice the following permanent rule for public comment and presentation at one public hearing at Commission Headquarters:

SECTION .0600 – LICENSE ELIGIBILITY

15A NCAC 10G .0601 TOTALLY DISABLED LICENSE ELIGIBILITY

(a) The Wildlife Resources Commission shall accept documentation from individual residents who are certified as totally and permanently disabled by the Social Security Administration, Civil Service Retirement System, Railroad Retirement Board, or the North Carolina State Retirement System for the purpose of obtaining a lifetime totally disabled hunting and fishing license as described in G.S. 113-270.1C, 113-270.1D, 113-271 and 113-351.

*History Note: Authority G.S. 113-270.1C; 113-270.1D; 113-271; 113-351
Eff. August 1, 2014.*

EXHIBIT S-2

November 7, 2013



November 7, 2013

Fiscal Analysis Review of Proposed Wildlife Resources Commission (WRC) Rules Amendments

15A NCAC 10G.0601 TOTALLY DISABLED LICENSE ELIGIBILITY

Contact: Erica Garner
North Carolina Wildlife Resources Commission
(919) 707-0014 or erica.garner@ncwildlife.org

Authority: G.S. 113-134

Impact: State Government: Yes
Local Government: No
Substantial Impact: No
Federal Government: No
Small Businesses: No

GENERAL

North Carolina Wildlife Resources Commission (WRC) is proposing to create rule 15A NCAC 10G.0601 (see proposed rule text in the Appendix).

For reasons detailed below, WRC believes that this update to existing rule will have a small economic impact. There should be no direct federal or local government impact. Overall, WRC views this rule change as a Tier I – De Minimis rule change.

PROPOSED RULE CHANGE SUMMARIES

Background

The WRC is the state agency charged with administering the sale of hunting and fishing licenses in the State as set forth in G.S. § 113-270.1B.

A summary of the proposed rule is shown below, with the full text included in the appendix.

15A NCAC 10G .0601 As proposed, this rule defines documentation acceptable for determining eligibility of totally and permanently disabled residents for the purpose of obtaining a discounted lifetime license. Prior to this change, the only acceptable documentation for these licenses was from the Social Security Administration. This change provides the discounted license opportunity to those with

long-term disabilities who do not participate in the Social Security system. Based on the percentage of previously sold totally disabled lifetime licenses to the eligible population in the Social Security Administration system, it is calculated that the same percentage of eligible participants in the proposed systems would cause an increase in lifetime license revenue of \$24,000 for WRC and \$2,400 for DMF. There would also be a reactive decrease in the annual license revenue of any new participants that had previously purchased annual licenses; however that number is currently immeasurable and deemed to be non-substantial. Therefore, the net revenue affect for each agency is minimal. Since WRC currently accepts documentation for the totally disabled program from the Social Security Administration, the addition of the new systems should not cause a substantial change in the administration of this program.

Conclusion:

State Impact Analysis: The agency has concluded that there will be no significant cost to the state for the above rule amendment since the above rule represents a non-substantial modification to an existing rule. The amendment will result in minimal changes in administrative staff operations and are not anticipated to result in an increase or decrease in activity or hours worked.

Local Impact Analysis: Local Governments are not involved in the enforcement of WRC rules and should incur no cost as a result of this rule amendment.

Significant Economic Impact Analysis: WRC has concluded that there will be no substantial economic impact to the public as a result of the adoption of this proposed change. The change will result in minimal alterations of habits and conduct of potential permanently disabled license buyers, and should ultimately result in non-substantial cost and benefits to the regulated community. Also, any potential costs or benefits to the general public are not expected to be substantial. Therefore, WRC has determined that the economic impact to the public does not meet the threshold impact requirement of \$1,000,000 annually.

Appendix

15A NCAC 10G .0601 TOTALLY DISABLED LICENSE ELIGIBILITY

(a) The Wildlife Resources Commission shall accept documentation from individual residents who are certified as totally and permanently disabled by the Social Security Administration, Civil Service Retirement System, Railroad Retirement Board, or the North Carolina State Retirement System for the purpose of obtaining a lifetime totally disabled hunting and fishing license as described in G.S. 113-270.1C, 113-270.1D, 113-271 and 113-351.

History Note: Authority G.S. 113-270.1C; 113-270.1D; 113-271; 113-351
Eff. August 1, 2014.

EXHIBIT T

November 7, 2013



PROPOSED 2014 WILDLIFE RESOURCES COMMISSION MEETING SCHEDULE

JANUARY – Thursday, January 30, 2014

FEBRUARY - Thursday, February 27, 2014

MAY - Thursday, May 22, 2014

JULY - Thursday, July 10, 2014

AUGUST - Thursday, August 28, 2014

OCTOBER – Thursday, October 30, 2014