



AGENDA

N.C. WILDLIFE RESOURCES COMMISSION

August 25, 2011, 9:00 a.m.

1751 Varsity Drive

NCWRC Conference Room, 5th Floor

Raleigh, North Carolina

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

PLEDGE OF ALLEGIANCE

INVOCATION - *Commissioner Dalton Ruffin*

RECOGNITION OF VISITORS

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

ADMINISTER OATH OF OFFICE TO NEWLY APPOINTED COMMISSION MEMBERS THOMAS A. BERRY, MARK R. CRAIG, JAMES W. COGDELL, HAYDEN ROGERS, AND JOHN T. COLEY IV - *The Honorable Elaine F. Marshall, North Carolina Secretary of State*

2011 THOMAS L. QUAY AWARD PRESENTATION – Presentation of 2011 Thomas L. Quay Wildlife Diversity Award to Richard B. Hamilton - *Gordon Myers, Executive Director*

NON-GAME WILDLIFE ADVISORY COMMITTEE SPECIAL PRESENTATION – Special recognition of Dr. David Webster for his leadership as liaison to the Scientific Councils – *Gordon Myers*

Break for Photographs

APPROVAL OF MINUTES - Take action on the July 7, 2011 Wildlife Resources Commission meeting minutes as written in the exhibit and distributed to members (**EXHIBIT A**)

NOTICE OF COMMISSIONER APPOINTMENTS – Receive Notice of Reappointment by President Pro Tempore Phil Berger of *Dell Murphy* for a term ending June 30, 2013; Notices of Appointment by President Pro Tempore Berger of *Thomas Berry, Mark Craig, and Doc Thurston III* for terms ending June 30, 2013; and Notice of Appointment by Governor Beverly Perdue of *Hayden Rogers – District 9, and James Cogdell – District 6*, for terms ending April 25, 2017; Notices of Reappointment by House Speaker Thom Tillis of Mitch St. Clair, Sr., Durwood Laughinghouse, and John Litton Clark for terms ending June 30, 2013; and Notice of Appointment by Speaker Tillis of John T. Coley, IV for a term ending June 30, 2013 (**EXHIBITS B-1, B-2, B-3, B-4, B-5, B-6, B-7, B-8, B-9, B-10**)

EVALUATION OF 2011 STATEMENTS OF ECONOMIC INTEREST FOR COMMISSIONERS COLEY, COGDELL, BERRY, CLARK, and CRAIG- *Pursuant to NCGS §138A-15(c), any actual or potential conflict of interest by a public servant sitting on a board and cited by the Ethics Commission under NCGS 138A-24(e) is required to be read into the minutes of the applicable board.* Read into the minutes relevant portions of the evaluations by the N.C. Ethics Commission of the 2011 Statements of Economic Interest for John Coley IV, James Cogdell, Thomas Berry, John Litton Clark, and Mark Craig – *Chairman Hoyle*

ADMINISTRATION

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

2011-2012 Endowment Fund Annual Interest Allocation Report- Receive a financial status report and take action on the allocation of interest from the Endowment Fund for 2011-2012- *Tommy Clark* (**EXHIBIT D**)

DIVISION OF WILDLIFE MANAGEMENT

Spotlight – Receive an update about reptile and amphibian projects in the Piedmont and Coastal Plain - *Jeff Humphries, Wildlife Diversity Biologist, 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*

Property Acquisition, Camden County - Consider approval for staff coordination with the State Property Office to accept donation of the North River Associates – Sedel Tract in Camden County from North River Associates, as an addition to North River Game Land – *David Cobb (EXHIBIT E)*

Request to Install Monitoring Wells - Angola Bay and Holly Shelter Game Lands, Pender County – Consider approval of staff recommendation to work with the State Property Office to provide a temporary easement to Southern Environmental Group, Inc. to install and monitor hydrological wells on Angola Bay and Holly Shelter Game Lands in Pender County, as a requirement of the Division of Water Quality permit – *David Cobb (EXHIBIT F)*

Property Disposal Request – Chowan Swamp Game Land, Gates County – Consider the disposal of old structures on Chowan Swamp Game Land in Gates County – *David Cobb (EXHIBIT G)*

Field Trial Schedule – consider approval of the 2011-2012 Field Trial Schedule submitted by the N.C. Field Trial Association for the J. Robert Gordon Field Trial Area – *David Cobb (EXHIBIT H)*

2011-2012 Waterfowl Seasons – Review U.S. Fish and Wildlife Service frameworks, receive public comments and select the 2011-2012 season dates and bag limits for waterfowl – *David Cobb (EXHIBITS I-1, I-2, I-3, I-4)*

2011 Season to Allow Take of Migrant Peregrine Falcons – Consider staff recommendations to establish a season for taking migrant peregrine falcons for use in falconry - *David Cobb (EXHIBIT J)*

RULES

Receive Public Comments Regarding Temporary Rulemaking and Consider Staff Recommendations – Receive public comments pertaining to proposed temporary rulemaking for the take of crows, coyotes, and feral swine, and consider staff recommendations for adoption of temporary rules – *David Cobb (EXHIBITS K-1, K-2)*

INLAND FISHERIES

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

Property Acquisition, Warren County – Consider approval to acquire property adjacent to Shocco Creek Game Lands northeast of Centerville, N.C. for inclusion into the Game Lands or Wildlife Conservation Area programs, seek appropriate funding and forward to the State Property Office - *Bob Curry (EXHIBIT L)*

RULEMAKING PROCEDURAL REQUIREMENT

Fiscal Note for Rulemaking Under 15A NCAC 10F .0313 - Proposed No Wake Zone, Hyde County- To comply with the Regulatory Reform Act, approve the fiscal note as part of the Notice of Text published in the *North Carolina Register* for a proposed no wake zone in Hyde County. The fiscal note is required because of the rule's minor financial impact on Hyde County. The Hyde County proposed rule amendment will be considered by the Wildlife Resources Commission at the October 13, 2011 meeting – *Norman Young, Rulemaking Coordinator (EXHIBIT M)*

ELECTION OF VICE CHAIRMAN - Pursuant to North Carolina General Statute 143-243, the Wildlife Resources Commission shall select from among its membership a vice-chairman who shall serve for a term of two years or until his successor is elected and qualified.

COMMITTEE REPORTS

Joint Big Game / Habitat, Non-Game and Endangered Species Committee Report – *John Litton Clark, Big Game Chair and Durwood Laughinghouse, HNGES Chair*
Fisheries Committee Report – *Chairman Wes Seegars*
Education and Outreach Committee Report – *Chairman Dell Murphy*
Committee of the Whole Report – *Chairman David W. Hoyle, Jr.*

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

COMMENTS BY EXECUTIVE DIRECTOR – *Gordon Myers*

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

COMMENTS BY EXECUTIVE DIRECTOR – *Gordon Myers*

ADJOURN



MINUTES - July 7, 2011
N. C. Wildlife Resources Commission Meeting
Raleigh, North Carolina

The July 7, 2011 Wildlife Resources Commission meeting was called to order by *Commission Chairman Steve Windham* at 9:00 a.m. in the Commission Room at Wildlife Resources Commission Headquarters in Raleigh.

Commissioner Eugene Price led the Pledge of Allegiance.

Commissioner Wes Seegars gave the invocation.

WELCOME AND MANDATORY ETHICS INQUIRY

Chairman Windham welcomed the Commissioners and guests present, recognizing Commissioners-Elect Tom Berry and Mark Craig, and especially welcoming Gloria Price, wife of Commissioner Eugene Price, and members of Windham's family Cheryl Windham and Coty Conner.

COMMISSIONER ATTENDANCE

Steve Windham, Chairman
Chuck Bennett, Vice Chairman
Bobby Purcell
Durwood Laughinghouse
Berkley Skinner
Wes Seegars

Ray White
Joe Barker
Martin Lewis
David Hoyle, Jr.
Dell Murphy
Eugene Price

John Litton Clark
Dalton Ruffin
Doug Parsons
Maughan Hull
Nat Harris
Mitch St. Clair (by telephone)

VISITORS

Chuck Blalock – NC Safari Club International
Curt Schmidt – NC Bowhunters Assoc.
Ramon Bell - NCBA
Russell Poole - NCBA
Hal Atkinson - Camp-Younts Foundation
Tommy Kimball – NCBA
William Newton – NCBA
Mark Craig – Commissioner-Elect
Ned Jones - NC Trout Unlimited
Russell Rhodes - Neuse Sport Shop
T. Jerry Williams - NCBA
Ben Coats – Raleigh Parks and Recreation
Ed Mays – NC Handicapped Sportsmen
Coty Conner
Henri McClees – NC Sporting Dog Assoc.
Russell Rhodes – Neuse Sport Shop

Mark Beason - NCBA
Bryan Perizy – NC Nat'l. Wild Turkey Fed.
Harold Dorsett
J.R. Stone – NCBA
Mickey Strader – NCBA
Joey Thompson – NCBA
Tom Berry – Commissioner-Elect
Diana Sinor
Scott Sinor
George Sinor
Gloria Price
Ed Stack - NCSU
Cheryl Windham
Bob Pendergrass – NC Falconers Guild
Joe McClees – NC Sporting Dog Assoc.

MINUTES

Upon a motion by Dalton Ruffin and second by Doug Parsons, the Commission approved the May 12, 2011 Wildlife Resources Commission Meeting minutes as distributed in **Exhibit A**. The minutes are hereby incorporated into the official record of this meeting.

NOTICE OF COMMISSIONER REAPPOINTMENT

The Commission received into the minutes **Exhibit B**, the notice of reappointment by Governor Beverly Perdue of Wes Seegars, District 3 Commissioner, for a term ending April 25, 2017.

ADMINISTRATION

Tommy Clark, *Budget Officer*, presented in **Exhibit C** the financial status report as of May 31, 2011. The Wildlife Operating Fund has a balance of \$15,914,906.39 and the Wildlife Endowment Fund has a balance of \$82,322,980.68. **Exhibit C** is hereby incorporated into the official record of this meeting.

NATIONAL FISHING AND BOATING WEEK LIFETIME LICENSE PRESENTATION

Chairman Steve Windham awarded a Lifetime Sportsman's License, sponsored by Neuse Sport Shop in Kinston to George Sinor, age 9, of Raleigh. Windham thanked Russell Rhodes of Neuse Sport Shop for the donation of the Lifetime Sportsman's License, which allows state-wide hunting and fishing privileges including coastal fishing. A Lifetime Freshwater Fishing License, sponsored by the N.C. Council of Trout Unlimited, was won by Noah Stephenson of High Point. Noah was unable to attend. Chairman Windham thanked Ned Jones of Trout Unlimited for their support of the National Fishing and Boating Week License drawings.

At 9:05 Chairman Windham announced a short recess so that photographs could be taken. At 9:10 am the meeting reconvened.

INLAND FISHERIES SPOTLIGHT

Bob Curry, *Inland Fisheries Division Chief*, introduced Jake Rash, *Coldwater Research Coordinator, Division of Inland Fisheries*. Rash presented a spotlight about the agency's Trout Management Plan. Since 1989 the Trout Management Plan has been used to increase the quantity and quality of trout especially native brook trout, and to protect resources and enhance habitat while minimizing the effects of invasive species. Rash stated that revisions to the management plan are underway. Staff is working to recruit and retain anglers and to improve public access for fishing, conducting research and biological surveys to evaluate alternative trout management strategies, and providing education and communication about trout fishing's economic impact to North Carolina of \$174 million in one year.

INLAND FISHERIES UPDATE

Bob Curry presented an update on the activities of the Inland Fisheries Division. Curry recognized Doug Besler, *Mountain Region Supervisor*, for his work with trout management. Curry mentioned recent conservation outreach opportunities, noting that 23,000 people visited the Education Centers in May. Forty-three events reaching 2500 young people were held during National Fishing and Boating Week. Curry thanked the Raleigh Parks and Recreation Department, the Neuse Sport Shop, and N.C. Trout Unlimited for their tremendous support. Curry updated the Commission on the movement of Atlantic sturgeon that were tagged with radio tags at Weldon. One sturgeon was recorded recently swimming past Cape Hatteras. Curry announced that a creel survey was initiated on July 1 at Randleman Reservoir. Curry announced that Warm Water Fisheries and Habitat, Non-Game and Endangered Species Committees will meet on August 24, 2011.

2012-2013 FISHING PROPOSALS FOR CONSIDERATION AT STATE-WIDE PUBLIC HEARINGS

Bob Curry presented **Exhibit D**, twenty-seven proposed changes in fishing regulations for 2012-2013 to be presented at state-wide public hearings. On a motion by Chuck Bennett and second by Nat Harris the Commission voted to take the rules to public hearings. **Exhibit D** is hereby incorporated into the official record of this meeting. The verbatim **Rule Text** is incorporated by reference into the official record of this meeting.

Trout

- 1) Cedar Cliff Lake (Jackson County) - Classify this 146-acre lake as Hatchery-Supported Trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters
- 2) Catawba River (McDowell County) - Classify 0.6 miles of this stream as Delayed-Harvest Trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters

- 3) Elk Creek (Wilkes County) - Classify 1.5 miles of this stream as Delayed-Harvest Trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters
- 4) Shawneehaw Creek (Avery County) - Classify 0.5 miles of this stream as Wild Trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters
- 5) Laurel Creek (Watauga County) - Classify 0.3 miles of this stream as Catch and Release/Artificial Lures Only Trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters
- 6) Little River (Alleghany County) - Reclassify the upper 2.5 miles of this stream from Hatchery-Supported to Delayed-Harvest Trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters
- 7) Big Horse Creek (Ashe County) - Reclassify the lower 2.5 miles of this stream from Hatchery-Supported to Delayed-Harvest Trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters
- 8) Elk Creek (Watauga) - Clarify the boundaries of the Hatchery-Supported Trout Waters section of this stream adding approximately 2.0 miles.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters
- 9) North Toe River (Avery County) - Divide the Hatchery-Supported Trout Waters on this stream into an upper and lower section and remove 10.1 miles of this stream from the Public Mountain Trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters
- 10) Long Creek (Graham County) - Remove 4.2 miles of this stream from Public Mountain trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters
- 11) Little Hungry River (Henderson County) - Remove 5.9 miles of this stream from Public Mountain Trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters
- 12) Little Creek (Madison County) - Remove 2.0 miles of this stream from Public Mountain Trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters
- 13) Mill Creek (Madison County) - Remove 2.4 miles of this stream from Public Mountain Trout Waters, and reclassify the section on Game Lands as Wild Trout Waters.
Amend the following rule:
15A NCAC 10C .0205 Public Mountain Trout Waters

- 14) Cane Creek (Mitchell County) - Remove 2.7 miles of this stream from Public Mountain Trout Waters.

Amend the following rule:

15A NCAC 10C .0205 Public Mountain Trout Waters

- 15) French Broad River (Transylvania County) - Remove 10.3 miles of this stream from Public Mountain Trout Waters.

Amend the following rule:

15A NCAC 10C .0205 Public Mountain Trout Waters

Striped Bass

- 1) Establish a 4-fish creel limit and a 20-inch size limit on striped bass in lakes Rhodhiss, Hickory, and Lookout Shoals.

Amend the following rule:

15A NCAC 10C .0305 Open Seasons: Size and Creel Limits

- 2) Increase the minimum size limit for striped bass and hybrid striped bass in B. Everett Jordan Reservoir from 20 to 24 inches.

Amend the following rule:

15A NCAC 10C .0305 Open Seasons: Size and Creel Limits

Black Bass

- 1) Establish a statewide 14-inch, 5-fish limit for black bass in aggregate, allowing 2 undersized fish to be harvested.

Amend the following rule:

15A NCAC 10C .0305 Open Seasons: Size and Creel Limits

- 2) Remove the exception to the statewide black bass length limit for District 9 waters and Public Mountain Trout Waters.

Amend the following rule:

15A NCAC 10C .0305 Open Seasons: Size and Creel Limits

- 3) Establish a 10-fish daily creel limit of which no more than two fish greater than 14 inches may be possessed in Lake Cammack (Alamance County) and Lake Holt (Granville County).

Amend the following rule:

15A NCAC 10C .0305 Open Seasons: Size and Creel Limits

- 4) Establish a maximum size limit for largemouth bass in Randleman Reservoir where only one fish greater than 20 inches can be retained in the 5-fish daily creel and establish a 2-fish exception to the minimum size limit such that 2 fish within the 5-fish daily creel can be less than 14 inches.

Amend the following rule:

15A NCAC 10C .0305 Open Seasons: Size and Creel Limits

American Shad

- 1) Reduce the possession limit of American shad to 1 fish per day within the aggregate daily creel of 10 fish for American and hickory shad in inland fishing waters and tributaries of the Neuse River.

Amend the following rule:

15A NCAC 10C .0305 Open Seasons: Size and Creel Limits

Catfish

- 1) Clarify that channel, white, or blue catfish may only be taken legally by hook and line and the daily creel limit is six fish in aggregate in waters that are stocked and managed for catfish and located on game lands, on other Commission-owned property, or on the property of a cooperator, including waters within the Community Fishing Program. The affected water bodies will be identified by posting instead of being listed in the NCAC.

Amend the following rules:

15A NCAC 10C .0305 Open Seasons: Size and Creel Limits

15A NCAC 10C .0401 Manner of Taking Nongame Fishes: Purchase and Sale

15A NCAC 10E .0104 Use of Areas Regulated

Other

- 1) Add Lake Tillery to the list of reservoirs where possession of grass carp is prohibited except those legally taken with bow and arrow.

Amend the following rule:

15A NCAC 10C .0401 Manner of Taking Nongame Fishes: Purchase and Sale

- 2) Allow the take of nongame fishes with crossbow and arrow from all inland fishing waters other than impounded waters located on the Sandhills Game Land and designated public mountain trout waters.

Amend the following rule:

15A NCAC 10C .0404 Special Device Fishing

- 3) Classify eleven tributaries to the Neuse River, one tributary to the Pamlico River, and one tributary to the Cape Fear River as inland primary nursery areas.

Amend the following rule:

15A NCAC 10C .0503 Descriptive Boundaries

On motion by Chuck Bennett and second by David Hoyle, Jr., the Commission voted to edit 4) below regarding possession of a handgun by concealed carry permit holders while on public fishing and boating access areas, replacing "concealed" with "in accordance with the provisions of the concealed carry permit":

- 4) Allow individuals who possess a valid concealed handgun permit to carry that handgun ~~concealed~~ in accordance with the provisions of the concealed carry permit on public fishing and boating access areas.

Amend the following rule:

15A NCAC 10E .0104 Use of Areas Regulated

STAFF RECOGNITIONS

Chairman Windham recognized Patricia Barnes and Betsy Foard of the Director's Office staff, thanking them for their assistance to the Wildlife Commissioners.

WILDLIFE MANAGEMENT UPDATE

Dr. David Cobb, *Wildlife Management Division Chief* presented an update about the activities of the Division of Wildlife Management. Dr. Cobb mentioned the damaging wildfires at Holly Shelter and Suggs Millpond and announced that Forest Resources has the lead in the fire suppression activities. Cobb directed the Commissioners to CDs that have been provided to them. The CDs contain information on deer harvest data, September public hearings, urban archery seasons, feral swine, spring turkey harvest data, and some newsletters and a bear report, among other articles. A copy of *Wildlife Professional* magazine has been provided to each Commissioner and Dr. Cobb suggested reading the article about the impact of feral cats on wildlife populations.

PROPERTY ACQUISITION, HALIFAX COUNTY

Dr. Cobb presented **Exhibit E**, a staff recommendation to coordinate with the State Property Office to pursue the acquisition by donation of the Forestry Investment Associates – Daniel Whitaker Tract in Halifax County for inclusion into the Game Land program. Upon a motion by Durwood Laughinghouse and second by Joe Barker, the Commission adopted the recommendation. **Exhibit E** is hereby incorporated into the official record of this meeting.

2011 STATUS OF MOURNING DOVE POPULATIONS AND AMERICAN WOODCOCK POPULATIONS

Dr. Cobb presented 2011 Population Status Report summaries in **Exhibits F-1 and F-2** concerning mourning dove and woodcock populations for 2011. The **2011 Population Status Reports** are hereby incorporated into the official record of this meeting.

PROPOSED 2011-2012 EARLY HUNTING SEASON FRAMEWORKS FOR CERTAIN MIGRATORY GAME BIRDS

Dr. Cobb presented frameworks outlining Department of the Interior proposals for season lengths, shooting hours, bag and possession limits, and outside dates within which States may select seasons for hunting waterfowl and coots between the dates of September 1, 2011 and March 10, 2012. Titled **Exhibit F-3**, it is hereby incorporated into the official record of this meeting.

PUBLIC COMMENTS REGARDING 2011-2012 RECOMMENDATIONS FOR EARLY SEASON FRAMEWORK

Dr. Cobb presented **Exhibit F-4**, a summary of public comments by internet regarding the proposed Early Season Frameworks. The summary is hereby incorporated into the official record of this meeting.

2011-2012 EARLY SEASONS AND BAG LIMITS FOR WEBLESS MIGRATORY GAME BIRDS AND CANADA GEESE

Dr. Cobb presented **Exhibit F-5**, staff recommendations for the 2011-2012 seasons, bag limits, and shooting hours for webless migratory game birds and waterfowl seasons beginning prior to October 1. Wes Seegars made a motion to adopt with a second by Joe Barker. The Commission adopted the exhibit with one change, start time of dove season on opening day, September 3. A separate motion was made by Joe Barker and seconded by Chuck Bennett to begin shooting hours on September 3 at noon and end at sunset. Thereafter shooting hours will extend from one half hour before sunrise until sunset. That motion carried.

- Mourning Dove and White-winged Dove- Sept. 3 - Oct.8; Nov. 21 - Nov. 26; and Dec. 17 - Jan. 13 (**shooting hours noon until sunset on September 3 and one half hour before sunrise until sunset thereafter by separate motion**); daily bag 15
- King and Clapper Rails- Sept. 1 - Nov. 9; daily bag 15
- Sora and Virginia Rails- Sept. 1 - Nov. 9; daily bag 25
- Gallinule and Moorhens- Sept. 1 - Nov. 9; daily bag 15
- Woodcock- Dec. 15 – Jan. 28; daily bag 3
- Common Snipe- Nov. 14 - Feb. 28; daily bag 8
- Canada Goose- Sept. 1 – 30 statewide; daily bag 15; [extend shooting hours to ½ hour after sunset; allow use of unplugged guns; allow use of electronic calls- these expanded methods are allowed only west of U.S. 17]
- September Teal Season- Sept. 10 – 28 (East of U.S. 17 Only); daily bag 4

Titled **Exhibit F-5**, the 2011-2012 Early Seasons are hereby incorporated into the official record of this meeting.

2011-2012 EXTENDED FALCONRY SEASONS FOR WEBLESS MIGRATORY GAME BIRDS

The Commission adopted extended falconry seasons for webless migratory game bird species, presented by Dr. Cobb in **Exhibit F-6**. The motion to adopt was made by David Hoyle, Jr., seconded by Durwood Laughinghouse, and carried. **Exhibit F-6** is hereby incorporated into the official record of this meeting:

- Mourning Doves: October 15 – November 19

- Rails, Gallinule,
 and Moorhens: November 19 – December 24

- Woodcock: November 7 – December 10 and January 30 – February 25

The falconry daily bag limit is three permitted migratory game birds, singly or in the aggregate.

2012-2013 HUNTING AND TRAPPING PROPOSALS FOR CONSIDERATION AT STATE-WIDE PUBLIC HEARINGS

Upon a motion by Wes Seegars and second by David Hoyle, Jr., the Commission voted to take to state-wide public hearings proposed changes in hunting and trapping regulations for 2012-2013, as presented by Dr. Cobb in **Exhibit G-1**, below (with the exception of a change under Weapons.) A separate motion was made and adopted pertaining to Weapons.

Exhibit G-1 is hereby incorporated into the official record of this meeting. The verbatim **Rule Text** is incorporated by reference into the official record of this meeting.

Deer

- 1) Increase the either-sex deer season from conservative to moderate in Polk County.

Amend the following rule:

15A NCAC 10B .0203 Deer (White-tailed)

Bear

- 1) Lengthen the bear hunting season (hunting with dogs and still hunting, unless prohibited by local law) in Greene, Halifax, Lenoir, Martin, Northampton, and Pitt counties. Currently, Greene, Lenoir and Pitt counties are open for one week in November. This proposal adds two weeks in December to their season. Currently, Halifax, Martin and Northampton counties are open for one week in November and three days in December. This proposal would extend the December segment of the season from three days to two weeks. The proposed season for all six of these counties is from the second Monday in November to the following Saturday and the third Monday after Thanksgiving to the fifth Saturday after Thanksgiving.

Amend the following rule:

15A NCAC 10B .0202 Bear

2) Open a bear hunting season (hunting with dogs and still hunting, unless prohibited by local law) in Edgecombe, Harnett, Johnston, Nash, Stokes, Vance, Warren, Wayne, and Wilson counties. In addition, change the bear season in Yadkin, Iredell, Alexander, and Catawba counties. The proposed season for all of these counties is from the second Monday in November to the following Saturday and the third Monday after Thanksgiving to the fifth Saturday after Thanksgiving.

Amend the following rule:

15A NCAC 10B .0202 Bear

3) Open the portions of Cleveland, Burke and Surry counties that are currently closed to bear hunting. The proposed season (hunting with dogs and still hunting, unless prohibited by local law) for these counties would be from the Monday on or nearest October 15 to the Saturday before Thanksgiving and the third Monday after Thanksgiving to January 1.

Amend the following rule:

15A NCAC 10B .0202 Bear

Dogs

1) Allow hunters to use dogs on Sundays on private lands in locations and during seasons where the use of dogs is currently allowed the other six days of the week in those counties or parts thereof which are west of the dog line. The practice is already allowed east of the dog line. Also, allow falconers to use dogs on private lands and on game lands on Sundays.

Amend the following rule:

15A NCAC 10B .0201 Prohibited taking and manner of take

Crows and Coyotes

1) Allow electronic calls for take of crows and coyotes.

Amend the following rules:

15A NCAC 10B .0215 Crows

15A NCAC 10B .0219 Coyote

Weapons

2) Allow individuals to use a .22 caliber rimfire pistol to dispatch a wounded deer during the deer archery and muzzleloader seasons on both public and private lands.

Amend the following rules:

15A NCAC 10B .0203 Deer (White-tailed)

15A NCAC 10D .0102 General regulations regarding use

15A NCAC 10J .0102 General regulation regarding use of conservation areas

Game Lands

1) Clarify what wildlife resources and other materials may be possessed on or removed from Commission lands without any type of written permission or license and for which ones removal would require written permission.

Amend the following rules:

15A NCAC 10D .0102 General regulations regarding use

15A NCAC 10D .0103 Hunting on game lands

15A NCAC 10J .0102 General regulation regarding use of conservation areas

Adopt the following rule:

15A NCAC 10D .0105 Possession and removal of animals, plants and materials

2) Require a permit to enter Hunting Creek Swamp Waterfowl Refuge (HCSWR) in Davie County.

Amend the following rules:

15A NCAC 10D .0102 General regulations regarding use

15A NCAC 10D .0103 Hunting on game lands

3) Increase fees for the use of the field trial facilities located on the Sandhills Game Land from the current \$25.00 to \$75.00 for use of the club house only and from \$100 to \$200 for the use of the club house and field trial grounds. Current cost estimates for operating the facility (not including staff time) in FY 2009-10 were \$14,025. Revenues generated by user fees during the same time period were \$9,000.

Amend the following rule:

15A NCAC 10D .0103 Hunting on game lands

4) Allow additional archery and muzzleloader deer hunting on Sandhills Game Land by opening an archery season on the third Monday after Thanksgiving through January 1, except on the field trial grounds.

Amend the following rule:

15A NCAC 10D .0103 Hunting on game lands

5) Increase the either-sex deer season on Butner-Falls of Neuse Game Land from the conservative to moderate.

Amend the following rule:

15A NCAC 10D .0103 Hunting on game lands

6) Increase the either-sex deer season on Neuse River Game Land from moderate to maximum.

Amend the following rule:

15A NCAC 10D .0103 Hunting on game lands

7) Open the bear season at Chowan Swamp Game Land on the first three hunting days during the November bear season and the first three days of the second week of the December bear season in order to be consistent with other game lands in District One.

Amend the following rule:

15A NCAC 10D .0103 Hunting on game lands

8) Open the raccoon, opossum and bobcat hunting season in the Sherwood and Harmon Den Bear Sanctuaries in Haywood County.

Amend the following rule:

15A NCAC 10D .0103 Hunting on game lands

9) Make waterfowl hunting from designated Disabled Sportsmen blinds on Catfish Lake Waterfowl Impoundment at the Croatan Game Land by permit only.

Amend the following rule:

15A NCAC 10D .0103 Hunting on game lands

10) Remove text from the Commission's rule which references the disabled sportsman hunts on R. Wayne Bailey-Caswell, Dupont State Forest, Sandhills, Thurmond Chatham, and Toxaway game lands. Disabled sportsman hunts will continue to be offered through the Permit Hunting Opportunities Program and in the *Permit Hunting Opportunities in North Carolina* guide.

Amend the following rule:

15A NCAC 10D .0103 Hunting on game lands

11) Prohibit hunting and taking fox squirrels on Rockfish Creek Game Land.

Amend the following rule:

15A NCAC 10D .0103 Hunting on game lands

Permits

1) Connect caging requirements for listed species as written in the captivity rule to the rule that allows possession of endangered species.

Amend the following rule:

15A NCAC 10I .0102 Protection of endangered/threatened/special concern

2) Require landowners who receive a depredation permit for Canada Geese that are causing damage to agricultural operations to report the number of geese taken.

Amend the following rule:

15A NCAC 10B .0106 Wildlife taken for depredations or accidentally

Importation of Animal Parts

1) Allow the Executive Director or his designee to waive the rule banning the importation of a cervid carcass or carcass part from any state where Chronic Wasting Disease (CWD) occurs for a deer or elk harvested within 20 miles of the North Carolina state line.

Amend the following rule:

15A NCAC 10A .1101 Waiver

Captive Cervids

1) Establish captive cervid importation criteria for captive cervid licensees with Certified herds. All cervids would be prohibited from state/provinces/other countries with active Chronic Wasting Disease (CWD). Importation of white-tailed deer, white-tailed deer hybrids, Sika deer, red deer, elk, elk hybrids, moose or any other species of CWD-susceptible cervids will be allowed only from states/provinces/countries which have a license type, certification program or monitoring program that requires captive cervid facility owners to, at a minimum:

- submit for CWD testing all deceased animals over the age of 12 months;
- tag, tattoo or otherwise permanently mark all animals over the age of 12 months; and
- keep records of all acquisitions and all dispositions in the facility.

Fallow deer, muntjac deer and other non CWD-susceptible cervids will be eligible for importation if they came from a fenced facility and have been isolated from contact with CWD-susceptible cervids for the past 5 years. Non CWD-susceptible cervids that have been in contact with CWD-susceptible animals are subject to the same importation criteria as CWD-susceptible animals.

Amend the following rules:

15A NCAC 10B .0101 Importation of wild animals and birds

15A NCAC 10H .0304 Captive cervid herd certification program

2) Amend the waiver rule to allow Certified herd owners the ability to apply for an importation waiver for cervids that do not meet the proposed importation criteria, except from states with CWD in wild cervids.

Amend the following rule:

15A NCAC 10A .1101 Waiver

3) Allow for the issuance of new captive cervid licenses with controls in place to prohibit using a secondary license to expand a facility. Require newly licensed facilities to have double-fencing. Allow transportation of cervids from N.C. Certified herds (5-year status) into these new facilities for the first six months after their construction.

Amend the following rule:

15A NCAC 10H .0301 General requirements

15A NCAC 10H .0302 Minimum standards

Falconry

1) Remove the extended season for take of squirrels by falconry.

Amend the following rule:

15A NCAC 10B .0216 Falconry

2) Amend 12 current rules pertaining to falconry, repeal one and adopt two additional rules in order for the Commission to fully regulate falconry in North Carolina in accordance with a directive from the U.S. Fish and Wildlife Service. Deadline for these changes is January 1, 2014.

Amend the following rules:

15A NCAC 10H .0801 Definitions

15A NCAC 10H .0802 Permit and license requirements

15A NCAC 10H .0803 Application for ~~permit~~ license

15A NCAC 10H .0804 Examination

15A NCAC 10H .0805 Duration of ~~permit~~ license

15A NCAC 10H .0806 ~~Conditions of permit~~ Acquisition, sale and status change

15A NCAC 10H .0807 ~~classes~~ Levels of ~~permits~~ licenses

15A NCAC 10H .0808 Facilities and equipment

15A NCAC 10H .0809 Marking

15A NCAC 10H .0810 Taking raptors

15A NCAC 10H .0811 Other restrictions and conditions

15A NCAC 10H .0812 Interstate transportation

15A NCAC 10H .0813 Raptor propagation permit

Adopt the following rules:

15A NCAC 10H .0814 Release of raptors or moved to other permit

15A NCAC 10H .0815 Other uses and allowed activities

3) Allow the practice of falconry on Sundays on Three Day Per Week game lands.

Amend the following rule:

15A NCAC 10D.0103 Hunting on Game Lands

*Changes to falconry regulations will be presented at the nine district hearings and at an additional hearing in Raleigh on September 28.

Weapons

Chairman Windham called a short recess so that the Commission could obtain some clarification about wording for a Weapons rule proposal and the provisions governing concealed carry permits. The Commission reconvened. On a motion by Chuck Bennett and second by Wes Seegars, the Commission adopted the weapons proposals with a revision to (1) below, striking references to the requirement that individuals who possess a concealed carry permit must carry a handgun "concealed" in the various rule proposals. Concealed Carry permit holders must adhere to the provisions governing the concealed carry permit under state law:

1) Allow individuals who possess a valid concealed handgun permit to carry that handgun ~~concealed~~ in accordance with the provisions of the concealed carry permit while on wildlife conservation areas and game lands, except for these game lands for which the landowner has asked to be exempted: Buckhorn, Harris, Sutton Lake, Mayo, Hyco, Lee, Chatham, Pee Dee River north of U.S. 74, Butner-Falls, Jordan, Vance, Kerr Scott, Dupont, Bladen Lakes and that portion of R. Wayne Bailey-Caswell that is north of U.S. 158 and east of N.C. 119. Also, allow hunters who possess a valid concealed handgun permit to carry that handgun ~~concealed~~ while dog training and during the deer archery and muzzleloader seasons on both public and private lands.

Amend the following rules:

15A NCAC 10D .0102 General regulations regarding use

15A NCAC 10B .0203 Deer (White-tailed)

15A NCAC 10J .0102 General regulation regarding use of conservation areas

15A NCAC 10B .0114 Dog training and field trials

2) Allow individuals to use a .22 caliber rimfire pistol to dispatch a wounded deer during the deer archery and muzzleloader seasons on both public and private lands.

Amend the following rules:

15A NCAC 10B .0203 Deer (White-tailed)

15A NCAC 10D .0102 General regulations regarding use

15A NCAC 10J .0102 General regulation regarding use of conservation areas

PROPOSED CHANGES IN HUNTING AND TRAPPING REGULATIONS FOR 2012-2013 NOT RECOMMENDED BY AGENCY STAFF FOR NOTICE AND COMMENT

Dr. Cobb presented **Exhibit G-2**, a list of proposed changes in 2012-2013 hunting and trapping regulations not recommended by staff for notice and comment.

1. Allow for the sale of deer pelts.
2. Remove Jackson and Macon from the list of wild boar counties.
3. Open raccoon season on the Pee Dee National Wildlife Refuge two weeks prior to the current statewide season.
4. Increase the length of the fox squirrel season, increase the bag limits for fox squirrels and open five new counties to fox squirrel hunting.
5. Make hunting squirrels at Sandhills Game Land by permit only.
6. Make hunting deer in the Richmond County portion of the Pee Dee River Game Land by permit only.

No action was taken on these proposals. **Exhibit G-2** is hereby incorporated into the official record of this meeting.

TEMPORARY RULEMAKING

Allow Electronic Calls for the Take of Crows and Coyotes

Dr. Cobb presented **Exhibit H-1**, the staff recommendation for temporary rulemaking to revise 15A NCAC 10B .0215 and 15A NCAC 10B .0219 to be consistent with House Bill 432, which gives the Commission authority to adopt rules for the use of electronic calls for the take of crows and coyotes. The temporary rule will allow hunters to continue to use electronic calls for crows and coyotes until permanent rules become effective on January 1, 2012. The motion to adopt was made by Wes Seegars, seconded by Doug Parsons, and carried. **Exhibit H-1** is hereby incorporated into the official record of this meeting.

Add Feral Swine to Hunting Rules with No Closed Season and No Bag Limit

Dr. Cobb presented **Exhibit H-2**, staff recommendation for temporary rulemaking to revise 15A NCAC 10B .0223 to be consistent with House Bill 432 (Swine in Transport/Regulate Feral Swine). The temporary rule is necessary to allow sportsmen to hunt feral swine (reclassified as wild animals under HB 432). A permanent rule proposal was adopted for presentation at public hearings to become effective April 1, 2012. Motion to adopt was made by Doug Parsons, seconded by Chuck Bennett and carried. **Exhibit H-2** is hereby incorporated into the official record of this meeting.

RULE PROPOSAL FOR CHANGES TO WILDLIFE SERVICE AGENT AGREEMENTS

Public Comments Summary

Cecilia Edgar, *Deputy Director of Administration*, presented a summary in **Exhibit I-1** of public comments on proposed changes to Wildlife Service Agent Agreement rules from a public hearing held March 31, 2011 in Raleigh and from the WRC internet portal and written correspondence. Eight comments were received, all against the proposal. **Exhibit I-1** is hereby incorporated into the official record of this meeting.

Proposed Rule Changes to Wildlife Service Agent Agreement

Cecilia Edgar presented in **Exhibit I-2** the staff recommendations for amendments to 15A NCAC 10G .0402, 15A NCAC 10G .0403, and 15A NCAC 10G .0405, that eliminate the requirement for the NCWRC to provide internet access, computer equipment and equipment support to Wildlife Service Agents. Doug Parsons made a motion to adopt the amendments. The motion was seconded by Maughan Hull and carried. **Exhibit I-2** is hereby incorporated into the official record of this meeting.

NO WAKE ZONE REQUEST, TYRRELL COUNTY

Erik Christofferson, *Engineering Services Division Chief*, presented **Exhibit J**, a request by Tyrrell County for an amendment to 15A NCAC 10F .0365 to establish a no wake zone within the waters of the canal that leads to the marina at Taylor's Beach, on Albemarle Sound in Columbia. Tyrrell County agreed to bear the cost of purchase, placement and maintenance of the no wake markers. An analysis of minor fiscal impact to local government was submitted and certified by the Office of State Budget and Management. Durwood Laughinghouse made the motion to adopt the no wake zone. The motion was seconded by Joe Barker and carried. Exhibit J is hereby incorporated into the official record of this meeting.

RESOLUTION TO ESTABLISH RECIPROCAL HUNTING LICENSE FEES FOR NONRESIDENTS

Lisa Hocutt, *Customer Services Support Manager*, presented a Resolution in **Exhibit K** to allow changes in nonresident hunting license fees for neighboring states to establish parity under the authority of NCGS 113-275(a1). This resolution supersedes the July 16, 2003 resolution adopted by the Commission regarding North Carolina nonresident hunting license fees for neighboring states. The motion to adopt the Resolution was made by Joe Barker, seconded by Eugene Price, and carried. **The Resolution to Establish Equality for Nonresident Hunting Licenses Fees with Neighboring States** is incorporated by reference into the official record of this meeting.

COMMITTEE REPORTS

Small Game Committee Meeting Report

Bobby Purcell, *Small Game Committee Chairman*, reported that the Small Game Committee met on July 6, 2011. The committee received an update from Dr. David Cobb about the field study on Coopers Hawks. Greg Smith presented a report on the traditions and history of quail hunting. Dr. Cobb presented an update on Operation Idiopathic Decline being conducted by the State of Texas. The study focuses on diseases and how they are affecting the quail populations.

Big Game Committee Meeting Report

Big Game Committee Chairman Dave Hoyle reported that more than forty visitors attended the Big Game Committee meeting on July 6 for discussion of bear management issues. Colleen Olfenbuttel, *Bear Biologist*, presented a draft bear management plan. Hoyle stated that more meetings will be held to discuss and address the issues surrounding bear management.

Committee of the Whole Meeting Report

Chairman Steve Windham reported that the Committee of the Whole met on July 6. Lisa Hocutt presented an overview of the Resolution establishing changes in nonresident hunting license fees for neighboring states prior to consideration at today's meeting. David Cobb and Bob Curry went over the hunting and fishing rule proposals and technical changes for consideration by the Commission to take to state-wide public hearings.

Habitat, Non-Game, and Endangered Species Committee Meeting Report

HNGES Chairman Chuck Bennett reported that the Habitat, Non-Game and Endangered Species Committee (HNGES) met by teleconference on June 8, 2011. Three nominations for the Thomas L. Quay Wildlife Diversity Award were received by the Nongame Wildlife Advisory Committee. That Committee recommended Richard Hamilton as the recipient of the Thomas L. Quay Award. **Motion:** Upon a motion by Chuck Bennett and second by Joe Barker, the Commission voted to approve the nomination of Richard Hamilton as the winner of the 2011 Quay Award which will be presented at the August 25, 2011 meeting.

Bennett then reported on the appointments of members of the Nongame Wildlife Advisory Committee (NWAC), established through statute to make recommendations to the WRC through the Habitat, Non-Game and Endangered Species Committee. **Motion:** On a motion by Chuck Bennett and second by Bobby Purcell, the Commission adopted the recommendation of the HNGES Committee to appoint Sara Oram to a vacancy on the NWAC Committee, focusing on marketing and fundraising.

Motion: Upon a motion by Doug Parsons and second by Eugene Price, the Commission adopted the recommendation of the HNGES Committee to reappoint NWAC incumbent committee members Ken Bridle, Gene Vaughn, Wilson Laney, David Webster, and Ann Somers to fill five vacancies for three-year terms.

The HNGES Committee reviewed the recommendations in the Scientific Councils' reports on amphibians and reptiles, birds, freshwater and terrestrial mollusks, and freshwater fishes and mammals. WRC staff will review each Scientific Council report and make recommendations for updates to the protected animals listing. Agency staff has been charged with developing firm guidelines for Scientific Council appointments, duties, procedures and policies to facilitate improvements to the listing process. Dr. David Webster was thanked for his competent handling of the listing process to date.

TWENTY YEAR SERVICE RECOGNITION

Chairman Steve Windham presented an award for twenty years of service to the Wildlife Resources Commission to Gordon Myers, *Executive Director*.

RESOLUTIONS HONORING RETIRING COMMISSIONERS

Chairman Steve Windham read resolution in honor of *Commissioners Chuck Bennett, Bobby Purcell, Maughan Hull, and Eugene Price*, who are rotating off the Wildlife Resources Commission. The motion to adopt the resolutions was made by Doug Parsons, seconded by David Hoyle, Jr., and carried. Each Commissioner was presented with a framed wildlife print with appreciation for years of outstanding service and dedication. The Resolutions are incorporated by reference into the official record of this meeting.

ELECTION OF OFFICERS FOR TWO-YEAR TERMS

Pursuant to North Carolina General Statute 143-243, at the first scheduled meeting of the Commission after July 1 of each odd-numbered year, the Wildlife Resources Commission is required to select from among its membership a chairman and vice chairman to serve terms of two years or until their successors are elected and qualified.

Wes Seegars nominated David W. Hoyle, Jr. for Chairman. Chuck Bennett seconded the nomination and Doug Parsons moved the nominations be closed. The Commission elected David W. Hoyle, Jr. as Chairman.

Eugene Price nominated Martin Lewis for Vice Chairman. The nomination was seconded by Chuck Bennett and Doug Parsons moved the nominations be closed. The Commission elected Martin Lewis as Vice Chairman.

RESOLUTION HONORING STEVE WINDHAM

As his first official duty as Chairman, David Hoyle, Jr. read a Resolution in honor of Steve Windham's service to the Commission as Chairman. The motion to adopt the resolution was made by Doug Parsons, seconded by David Hoyle, Jr., and carried. Hoyle presented Windham with a gavel and plaque.

COMMENTS BY OUTGOING CHAIRMAN STEVE WINDHAM

Outgoing Chairman Windham thanked fellow Commissioners for their assistance with issues facing the WRC. He thanked Wes Seegars for starting the model of opening the business of the Commission to stakeholders and involving constituents more fully in the processes of the Commission. He thanked Division heads and their staff and Director's Office staff for their professionalism and dedication. Windham especially thanked Gordon Myers for his assistance, noting his honesty and willingness to engage constituents in wildlife conservation issues.

COMMENTS BY EXECUTIVE DIRECTOR GORDON MYERS

Gordon Myers thanked Steve Windham for his leadership and friendship. Myers announced that Mallory Martin was selected as a Fellow at the National Conservation Leadership Institute and congratulated him on completing his requirements. This year Colonel Dale Caveny, *Enforcement Division Chief*, and Bob Curry, *Inland Fisheries Division Chief*, have been selected for this prestigious fellowship. Myers presented a legislative update. He reviewed legislative changes to the agency's funding model under House Bill 200, the 2011 Appropriations Act. Under the appropriations model which pays for salaries and the Beaver Management Program only, the agency must focus on how to meet critical needs not funded through appropriations. Myers said that organizational changes in the agency structure are under consideration.

ADJOURNMENT

The next meeting of the Wildlife Resources Commission will be held in Raleigh on Thursday, August 25, 2011. There being no further business, outgoing Chairman Steve Windham adjourned the meeting at 12:05 p.m.

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

Steve Windham, Chairman

Date

Gordon Myers, Executive Director

Date

EXHIBIT B-1

August 25, 2011



NORTH CAROLINA GENERAL ASSEMBLY
PRESIDENT PRO TEMPORE
SENATOR PHIL BERGER
RALEIGH 27601-2808

June 28, 2011

Mr. Wendell Murphy, Jr.
PO Box 1113
Wallace, NC 28466

Dear Wendell:

Pursuant to the authority granted to me in North Carolina General Statute §143-241 and by the North Carolina General Assembly, I am pleased to reappoint you to serve on the North Carolina Wildlife Resources Commission. Your term will continue until June 30, 2013.

In order to provide fuller disclosure of information about my appointees to boards and commissions, I ask that you complete a Statement of Economic Interest in accordance with North Carolina General Statute §138A-22. The North Carolina State Ethics Commission will review this information for any potential conflicts of interest. Your appointment will become final after their review is complete.

I appreciate your willingness to serve in this capacity, and I am confident that you will have much to contribute to the North Carolina Wildlife Resources Commission.

Sincerely,

A handwritten signature in black ink that reads "Phil Berger".

Phil Berger

PB:dem

cc: Honorable Beverly E. Perdue
Honorable Walter Dalton
Honorable Elaine F. Marshall
Honorable Thom Tillis
Sarah Clapp, Senate Principal Clerk
Denise Weeks, House Principal Clerk
George Hall, Legislative Services Officer
Walker Reagan, Director of Research
Office of State Controller
Legislative Library
State Library

August 25, 2011



**NORTH CAROLINA GENERAL ASSEMBLY
PRESIDENT PRO TEMPORE
SENATOR PHIL BERGER
RALEIGH 27601-2808**

June 28, 2011

Mr. Thomas Berry
PO Box 1111
Greensboro, NC 27402

Dear Tom:

Pursuant to the authority granted to me in North Carolina General Statute §143-241 and by the North Carolina General Assembly, I am pleased to appoint you to serve on the North Carolina Wildlife Resources Commission. Your term will continue until June 30, 2013.

In order to provide fuller disclosure of information about my appointees to boards and commissions, I ask that you complete a Statement of Economic Interest in accordance with North Carolina General Statute §138A-22. The North Carolina State Ethics Commission will review this information for any potential conflicts of interest. Your appointment will become final after their review is complete.

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Honorable Walter Dalton
Honorable Elaine F. Marshall
Honorable Thom Tillis
Sarah Clapp, Senate Principal Clerk
Denise Weeks, House Principal Clerk
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Office of State Controller
Legislative Library
State Library

August 25, 2011



**NORTH CAROLINA GENERAL ASSEMBLY
PRESIDENT PRO TEMPORE
SENATOR PHIL BERGER
RALEIGH 27601-2808**

June 28, 2011

Mr. Mark Craig
6434 Carmon Road
Gibsonville, NC 27249

Dear Mark:

Pursuant to the authority granted to me in North Carolina General Statute §143-241 and by the North Carolina General Assembly, I am pleased to appoint you to serve on the North Carolina Wildlife Resources Commission. Your term will continue until June 30, 2013.

In order to provide fuller disclosure of information about my appointees to boards and commissions, I ask that you complete a Statement of Economic Interest in accordance with North Carolina General Statute §138A-22. The North Carolina State Ethics Commission will review this information for any potential conflicts of interest. Your appointment will become final after their review is complete.

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Phil Berger

PB:dem

cc: Honorable Beverly E. Perdue
Honorable Walter Dalton
Honorable Elaine F. Marshall
Honorable Thom Tillis
Sarah Clapp, Senate Principal Clerk
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State Library

August 25, 2011



**NORTH CAROLINA GENERAL ASSEMBLY
PRESIDENT PRO TEMPORE
SENATOR PHIL BERGER
RALEIGH 27601-2808**

June 28, 2011

Mr. Doc J. Thurston
2419 Red Fox Trail
Charlotte, NC 28211

Dear Doc:

Pursuant to the authority granted to me in North Carolina General Statute §143-241 and by the North Carolina General Assembly, I am pleased to appoint you to serve on the North Carolina Wildlife Resources Commission. Your term will continue until June 30, 2013.

In order to provide fuller disclosure of information about my appointees to boards and commissions, I ask that you complete a Statement of Economic Interest in accordance with North Carolina General Statute §138A-22. The North Carolina State Ethics Commission will review this information for any potential conflicts of interest. Your appointment will become final after their review is complete.

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Sincerely,

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Phil Berger

PB:dem

cc: Honorable Beverly E. Perdue
Honorable Walter Dalton
Honorable Elaine F. Marshall
Honorable Thom Tillis
Sarah Clapp, Senate Principal Clerk
Denise Weeks, House Principal Clerk
George Hall, Legislative Services Officer
Walker Reagan, Director of Research
Office of State Controller
Legislative Library
State Library

August 25, 2011

NOTICE OF APPOINTMENT

Pursuant to G.S. 143-47.7

Notice is given that **Mr. Hayden A. Rogers**

is hereby appointed to the following public office:

North Carolina Wildlife Resources Commission

Citation to Law or Other Authority Authorizing the Appointment:

General Statute §143-241

Specific Statutory Qualification for the Public Office (if applicable):

9th Wildlife District Representative

Address of Appointee:

158 Waldruup Road, Brasstown, NC 28902

County of Residence of the Appointee: **Cherokee**

Date Term of Appointment Began: **8/8/2011**

Date Term of Appointment Ends: **4/25/2017**

Name of Person the Appointee replaces, if applicable:

Mr. R. Martin Lewis

Date of Appointment: **8/8/2011**

Signature:

s/ Bev Perdue

Office of Appointing Authority:

Office of the Governor, Boards and Commissions

Distribution:

Governor

Secretary of State

Senate President Pro Tempore

Speaker of the House

Department of Cultural Resources

Ethics Commission

Board Contact

EXHIBIT B-6

August 25, 2011

July 19, 2011

Mr. James W. Cogdell
3200 Fork Road
Norwood, NC 28128

Dear Jim:

I am pleased to confirm your appointment to serve as a member of the North Carolina Wildlife Resources Commission. Your appointment is effective immediately. Your term will expire on April 25, 2017.

Your board or commission is covered by the State Ethics Act. As a result, you must participate in ethics training within six months of your appointment and every two years thereafter, and you will be required to file a Statement of Economic Interest by April 15 of each year.

I am most grateful for your willingness to serve the great State of North Carolina. Your leadership and commitment are critical to this Commission as a part of our efforts to strengthen our communities and improve the quality of life for our citizens.

If you have any question or need additional information, please contact the Office of Boards and Commissions at (919) 715-0275.

Sincerely,

Beverly Eaves Perdue

Enclosures

Jackie Hunt Kohler

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law "NCGS.Ch.132". It may be subject to monitoring and disclosed to third parties, including law enforcement personnel, by an authorized state official. IMPORTANT: When sending confidential or sensitive information, encryption should be used.

EXHIBIT B-7

August 25, 2011



Office of the Speaker
North Carolina House of Representatives
Raleigh, N.C. 27601-1096

THOM TILLIS
SPEAKER

July 17, 2011

Mr. Mitch St. Clair
P.O. Box 372
Washington, North Carolina 28106

Dear Mr. St.Clair:

Pursuant to the authority granted to me by North Carolina General Statute §143-241 and by the North Carolina General Assembly, I am pleased to re-appoint you to serve as a public member on the North Carolina Wildlife Resources Commission. In accordance with G.S. §138A-22, your appointment is subject to the State Ethics Commission evaluating your Statement of Economic Interest. Pending this evaluation, your appointment will become effective immediately and will expire on June 30, 2013.

As a reminder, you have received an email from my office requesting that you complete and submit the Statement of Economic Interest. The State Ethics Commission will review this information for any potential conflicts of interest. You will be informed by the SEC when the evaluation has been completed. You are required to re-file a statement annually. The SEC will notify you and provide the necessary information at that time.

I appreciate your willingness to serve in this capacity. I am grateful for individuals such as you who give their time and talent to move North Carolina forward. I am confident you have much to offer the North Carolina Wildlife Resources Commission and will be effective in your service to our State.

Best regards,

A handwritten signature in black ink, appearing to be "T Tillis", with a small flourish at the end.

Thom Tillis

Copy: Governor Bev Perdue
Lieutenant Governor Walter Dalton
The Honorable Phil Berger
The Honorable Elaine Marshall
Denise Weeks, House Principal Clerk
Sarah Clapp, Senate Principal Clerk

George R. Hall, Jr. Legislative Services Officer
O. Walker Reagan, Director of Research
Office of the State Controller
State Library
Legislative Library
State Ethics Commission

EXHIBIT B-8

August 25, 2011



Office of the Speaker
North Carolina House of Representatives
Raleigh, N.C. 27601-1096

THOM TILLIS
SPEAKER

July 17, 2011

Mr. Durwood S. Laughinghouse
P.O. Box 17945
Raleigh, North Carolina 27619

Dear Mr. Laughinghouse:

Pursuant to the authority granted to me by North Carolina General Statute §143-241 and by the North Carolina General Assembly, I am pleased to re-appoint you to serve as a public member on the North Carolina Wildlife Resources Commission. In accordance with G.S. §138A-22, your appointment is subject to the State Ethics Commission evaluating your Statement of Economic Interest. Pending this evaluation, your appointment will become effective immediately and will expire on June 30, 2013.

As a reminder, you have received an email from my office requesting that you complete and submit the Statement of Economic Interest. The State Ethics Commission will review this information for any potential conflicts of interest. You will be informed by the SEC when the evaluation has been completed. You are required to re-file a statement annually. The SEC will notify you and provide the necessary information at that time.

I appreciate your willingness to serve in this capacity. I am grateful for individuals such as you who give their time and talent to move North Carolina forward. I am confident you have much to offer the North Carolina Wildlife Resources Commission and will be effective in your service to our State.

Best regards,

A handwritten signature in black ink, appearing to be "T Tillis", with a small number "2" written to the right of the signature.

Thom Tillis

Copy: Governor Bev Perdue
Lieutenant Governor Walter Dalton
The Honorable Phil Berger
The Honorable Elaine Marshall
Denise Weeks, House Principal Clerk
Sarah Clapp, Senate Principal Clerk

George R. Hall, Jr. Legislative Services Officer
O. Walker Reagan, Director of Research
Office of the State Controller
State Library
Legislative Library
State Ethics Commission

EXHIBIT B-9

August 25, 2011



Office of the Speaker
North Carolina House of Representatives
Raleigh, N.C. 27601-1096

THOM TILLIS
SPEAKER

July 17, 2011

Mr. John L. Clark
205 Fox Lake Drive
Clinton, North Carolina 28328

Dear Mr. Clark:

Pursuant to the authority granted to me by North Carolina General Statute §143-241 and by the North Carolina General Assembly, I am pleased to re-appoint you to serve as a public member on the North Carolina Wildlife Resources Commission. In accordance with G.S. §138A-22, your appointment is subject to the State Ethics Commission evaluating your Statement of Economic Interest. Pending this evaluation, your appointment will become effective immediately and will expire on June 30, 2013.

As a reminder, you have received an email from my office requesting that you complete and submit the Statement of Economic Interest. The State Ethics Commission will review this information for any potential conflicts of interest. You will be informed by the SEC when the evaluation has been completed. You are required to re-file a statement annually. The SEC will notify you and provide the necessary information at that time.

I appreciate your willingness to serve in this capacity. I am grateful for individuals such as you who give their time and talent to move North Carolina forward. I am confident you have much to offer the North Carolina Wildlife Resources Commission and will be effective in your service to our State.

Best regards,

A handwritten signature in black ink, appearing to be "T 2", written over the typed name.

Thom Tillis

Copy: Governor Bev Perdue
Lieutenant Governor Walter Dalton
The Honorable Phil Berger
The Honorable Elaine Marshall
Denise Weeks, House Principal Clerk
Sarah Clapp, Senate Principal Clerk

George R. Hall, Jr. Legislative Services Officer
O. Walker Reagar, Director of Research
Office of the State Controller
State Library
Legislative Library
State Ethics Commission

EXHIBIT B-10

August 25, 2011



Office of the Speaker
North Carolina House of Representatives
Raleigh, N.C. 27601-1096

THOM TILLIS
SPEAKER

July 17, 2011

Mr. John T. Coley, IV.
517 Chrismill Lane
Holly-Springs, North Carolina 27540

Dear Mr. Coley:

Pursuant to the authority granted to me by North Carolina General Statute §143-241 and by the North Carolina General Assembly, I am pleased to appoint you to serve as a public member on the North Carolina Wildlife Resources Commission. In accordance with G.S. §138A-22, your appointment is subject to the State Ethics Commission evaluating your Statement of Economic Interest. Pending this evaluation, your appointment will become effective immediately and will expire on June 30, 2013.

As a reminder, you have received an email from my office requesting that you complete and submit the Statement of Economic Interest. The State Ethics Commission will review this information for any potential conflicts of interest. You will be informed by the SEC when the evaluation has been completed. You are required to re-file a statement annually. The SEC will notify you and provide the necessary information at that time.

I appreciate your willingness to serve in this capacity. I am grateful for individuals such as you who give their time and talent to move North Carolina forward. I am confident you have much to offer the North Carolina Wildlife Resources Commission and will be effective in your service to our State.

Best regards,

A handwritten signature in black ink, appearing to be "T Tillis", with a small number "2" written above the end of the signature.

Thom Tillis

Copy: Governor Bev Perdue
Lieutenant Governor Walter Dalton
The Honorable Phil Berger
The Honorable Elaine Marshall
Denise Weeks, House Principal Clerk
Sarah Clapp, Senate Principal Clerk

George R. Hall, Jr. Legislative Services Officer
O. Walker Reagan, Director of Research
Office of the State Controller
State Library
Legislative Library
State Ethics Commission

NORTH CAROLINA WILDLIFE RESOURCES COMMISSION

YEAR-TO-DATE REVENUES AND EXPENSES

	<u>June 2010</u>	<u>June 2011</u>
Balance July 1	\$ 19,866,967.31	\$ 23,459,611.18
Plus: Receipts to Date	<u>73,721,551.81</u>	<u>75,037,114.99</u>
Balance and Receipts to Date	93,588,519.12	98,496,726.17
Less: Disbursements To Date	<u>70,128,907.94</u>	<u>77,651,721.18</u>
Balance June 30	<u><u>\$ 23,459,611.18</u></u>	<u><u>\$ 20,845,004.99</u></u>

EXHIBIT C
August 25, 2011

Summary and Analysis of Expenditure By Purpose - Code 24350, 24351, 24352 and 24353

	June 2010			June 2011		
	Authorized Budget 2009-10	Expenditures	% of Budget Expended	Authorized Budget 2010-11	Expenditures	% of Budget Expended
2100 Administration	\$ 10,175,551.00	\$ 8,968,424.42	88.14%	\$ 9,383,681.00	\$ 8,184,389.65	87.22%
2120 Enforcement	21,703,890.00	19,929,149.93	91.82%	23,583,305.00	22,715,304.83	96.32%
2130 Education	5,197,798.00	4,614,188.97	88.77%	4,868,808.00	4,395,861.95	90.29%
2140 Inland Fisheries	8,724,662.00	7,889,296.54	90.43%	9,003,574.00	8,638,855.54	95.95%
2150 Management	17,884,251.00	15,471,545.51	86.51%	15,993,519.00	14,920,541.28	93.29%
2160 Engineering Services	7,979,397.00	7,847,054.59	98.34%	11,431,803.00	10,527,918.81	92.09%
2170 W/Life Fund Receipts	5,459,638.00	5,409,247.98	99.08%	8,328,138.00	8,268,849.12	99.29%
TOTAL	\$ 77,125,187.00	\$ 70,128,907.94	90.93%	\$ 82,592,828.00	\$ 77,651,721.18	94.02%

NORTH CAROLINA WILDLIFE RESOURCES COMMISSION

ENDOWMENT FUND YEAR-TO-DATE

	<u>June 2010</u>	<u>June 2011</u>
Balance June 1	\$ 75,080,793.42	\$ 82,322,980.68
Plus: Revenues from Sales	185,667.00	177,876.90
Return on Investment	<u>392,823.89</u>	<u>496,206.61</u>
	75,659,284.31	82,997,064.19
Less: Transfers Out	<u>-</u>	<u>(179,485.00)</u>
Balance June 31	<u>\$ 75,659,284.31</u>	<u>\$ 82,817,579.19</u>
Market Value	\$ 76,200,749.88	\$ 87,690,667.33

Endowment Fund Interest

Sources of Interest Available	Expendable	Non Expendable	Budgeted Obligation	Transferred to Operations	Transferred to Capital Projects	Expendable Balance
ADULT Licenses	\$ 6,441,250.11	\$ -	\$ 3,315,811.00	\$ -	\$ -	\$ 3,125,439.11
INFANT Licenses	-	7,988,426.09				\$ -
YOUTH Licenses	-	609,722.94				\$ -
Magazine Subscriptions	405,105.54	-	-	179,485.00		\$ 225,620.54
Contributions	338,682.59	-				\$ 338,682.59
TOTAL	\$ 7,185,038.24	\$ 8,598,149.03	\$ 3,315,811.00	\$ 179,485.00	\$ -	\$ 3,869,227.24

2010-11 Budgeted Obligated

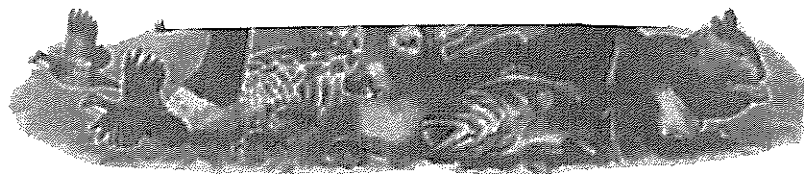
Allocation of Endowment Interest - Sportsman Fund	3,315,811.00
Allocation of Endowment Interest - Magazine Fund	179,485.00
	<u>\$ 3,495,296.00</u>

2010-11 Transferred To Date

To Sportsman Fund	-
To Magazine Fund	179,485.00
To Capital Projects	-
	<u>\$ 179,485.00</u>

EXHIBIT D

August 25, 2011



North Carolina Wildlife Resources Commission

Gordon Myers, Executive Director

2011-2012 Allocation of Endowment Fund Interest

		Sportsman Funds	Magazine Fund
Endowment Fund Balances:	6/30/09	65,486,977.83	3,623,886.37
	6/30/10	71,990,513.89	3,668,770.42
	6/30/11	<u>79,096,536.95</u>	<u>3,721,042.24</u>
		\$ <u>216,574,028.67</u>	<u>11,013,699.03</u>
Average Balance		\$ 216,574,028.67	11,013,699.03
		÷ <u>3</u>	÷ <u>3</u>
		\$ 72,191,342.89	3,671,233.01
Total Allocation		\$ 72,191,342.89	3,671,233.01
		x <u>5%</u>	x <u>5%</u>
		\$ <u>3,609,567.14</u>	<u>183,561.65</u>

Note: The formula for determining the amount of interest available to the Wildlife Commission to support fish and wildlife programs was passed in a resolution by the Commission on October 9, 1992:

“.....an amount equal to 5% (five per cent) of the most recent three year average of the year-end balance in the Wildlife Endowment Fund will be allocated to the Wildlife Resources Fund in August of each year for use by the Executive Director to support high priority fish and wildlife programs....”

Note: The formula was modified by a passed motion by the Commission on May 18, 2007 which stated that 100% of the available annual interest derived from the sale of lifetime magazine subscriptions will be allocated to the magazine budget.

Mailing Address: Office of Budget, Planning, & Audit
1702 Mail Service Center • Raleigh, NC 27699-1702
Telephone: (919) 707-0081 • **Fax:** (919) 707-0094

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

Date: 6-30-2011

Tract Name: North River Associates-Sedel Tract

Acreage: 998.77 acres

County: Camden

Advertised Purchase Amount: Donation from North River Associates

Based on Appraisal: Yes No

Contact: North River Associates
c/o Sedel and Associates Realty

Phone: (757) 422-8839 (W)

Address: 1630 Donna Drive Suite 101
Virginia Beach, VA. 23451

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: NHTF CWMTF DU MARSH
 Other : DONATION

Resources Assessment (Brief): Area consists of marsh adjacent to Broad Creek and North River. Marsh vegetation is composed of phragmites, juncus, and cordgrass on the southern end of property. The southern end of property has a 30 acre island with marsh areas and pockets of shallow water. Interior of tract is comprised of bottomland swamp and pocosin habitat with predominant species being gum and cypress trees. This tract would provide good public duck hunting.

Access Assessment: Property is accessible by water only. Property is bordered by Coastal Lumber, Broad Creek, and North River.

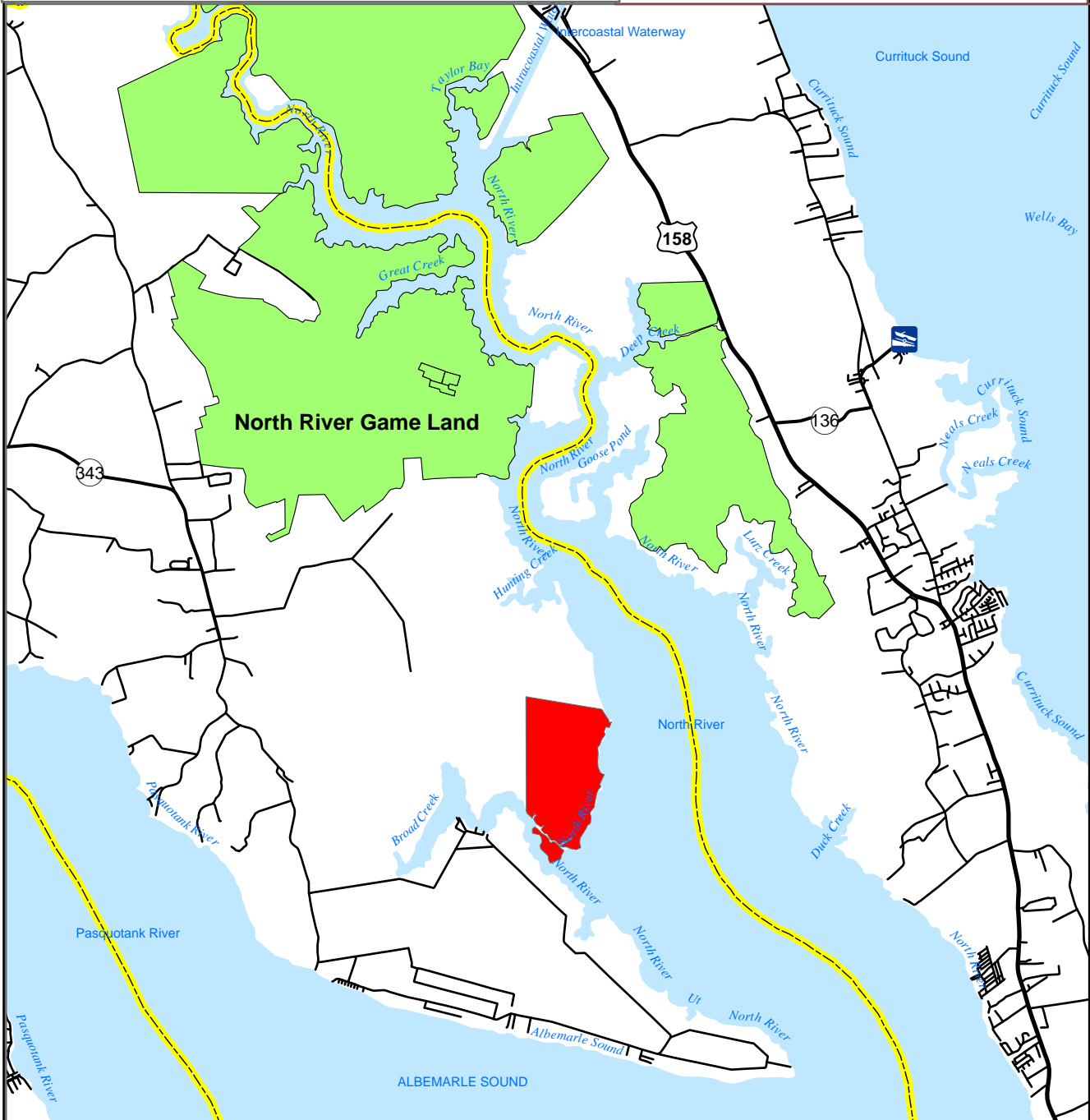
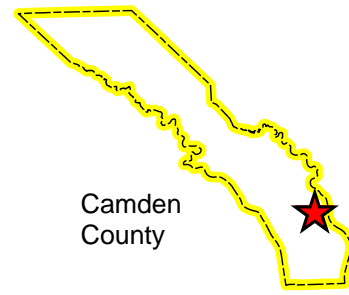
Game Lands Program Potential: Yes No

Property is near North River Game Land and would fit well into the North River Game Land complex.

Recommendation: Accept Donation Defer Do not Pursue Acquisition

Map Attached: Yes No

North River Associates Sedel Tract 998.77 Acres Camden County



August 5, 2011

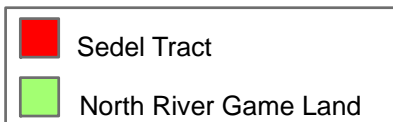
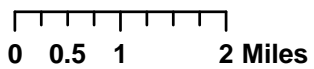


EXHIBIT F

August 25, 2011



☒ North Carolina Wildlife Resources Commission ☒

Gordon S. Myers, Executive Director

August 5, 2011

MEMORANDUM

TO: Dr. David Cobb, Ph.D., Chief
Division of Wildlife Management

A handwritten signature in black ink, appearing to be 'DC', written over the name of Dr. David Cobb.

FROM: Isaac Harrold, Section Manager
State & Private Lands Programs

A handwritten signature in black ink, appearing to be 'IHH', written over the name of Isaac Harrold.

SUBJECT: Request to Install Monitoring Wells
Angola Bay and Holly Shelter Game Lands, Pender County

Southern Environmental Group, Inc., on behalf of Shelter Creek Capital, LLC has requested permission to install and monitor three hydrological monitoring wells on Angola Bay (2) and Holly Shelter (1) Game Lands in Pender County. These wells are a requirement of the Division of Water Quality's 401 Water Quality Certification and General Permit NCG020000, which regulates the discharge of stormwater, mine dewatering, and wastewater under the National Pollutant Elimination System.

Given the limited scope of this request, and the absence of significant resource impacts, staff recommends approval to work with State Property Office to accommodate this request under a temporary easement that reverts back to the State at such time as the wells are no longer needed and removed.

Southern Environmental Group, Inc.

5315 South College Road, Suite E · Wilmington · NC · 28412

Phone: 910.452.2711 · Fax: 910.452.2899 · Email: office@segi.us

27 June 2011

Electronic Mail

[SEGI Project #: 06-010.01]

Mr. Tommy Hughes
NC Wildlife Resources Commission
127 Cardinal Drive Extension
Wilmington, NC 28405
tommy.hughes@ncwildlife.org

Re: Shelter Creek Quarry Proposed Hydrological Monitoring Wells within North Carolina Game Lands

Dear Mr. Hughes:

With this correspondence, Southern Environmental Group, Inc. (SEGi), on behalf of Shelter Creek Capital, LLC, is providing your office with a summary outlining the hydrological monitoring wells, proposed to be installed within North Carolina game lands.

As a requirement of the Division of Water Quality's 401 Water Quality Certification and the NCG-020000 permit, Shelter Creek Capital, LLC is to install seven monitoring wells in and around the Shelter Creek Quarry, which is located off Highway 53 East, in Pender County. Three of these wells are proposed to be installed within North Carolina game lands, specifically the Holly Shelter and Angola Bay Game Lands. As part of this requirement, Shelter Creek Capital, LLC must also secure written approval, from the North Carolina Wildlife Resources Commission and the State Property Office, which will authorize the placement of the wells on state game lands.

The purpose of the wells is to collect ground water data, in areas of known wetlands. Installation of the wells will consist of clearing a path, to access the desired location(s), drilling adequately deep holes, and installing the wells. This process should be relatively quick. Once the wells have been installed, the paths will not need to be maintained and should grow back naturally. SEGi will monitor the wells on a monthly basis. Each well will be elevated at least five foot above the existing ground surface and tagged with relative information. The following enclosures have been included with this letter: 1) Vicinity Map; 2) Monitoring Well Location Map and 3) Monitoring Well Schematic.

It is my hope that the information found within and attached to this correspondence will allow the WRC to process our request. However, should you have questions or concerns, please feel free to call me at 910.452.2711. Thank you for your continued time and assistance with this project.

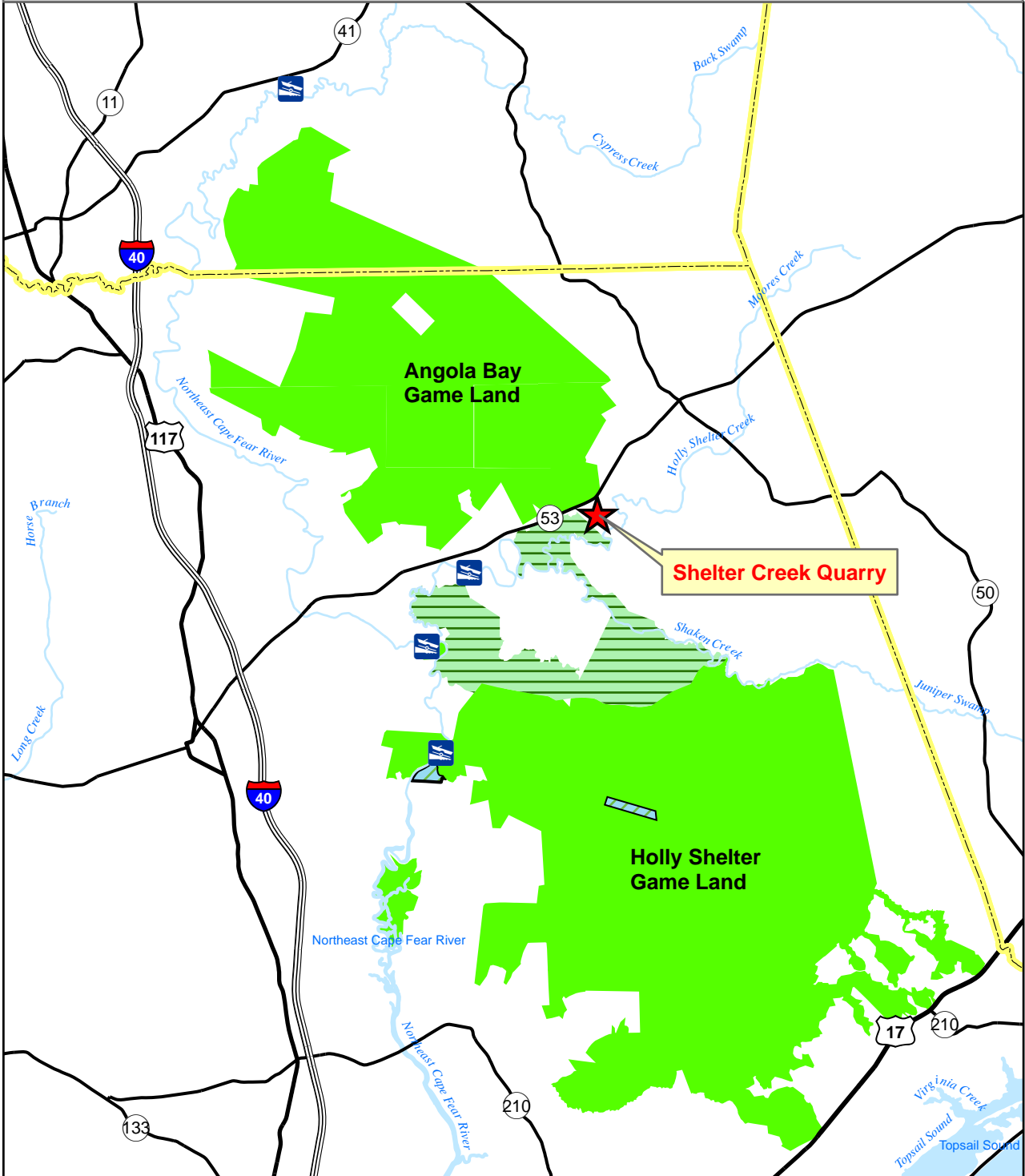
Sincerely,



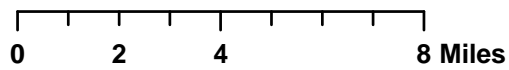
Dana A. Lutheran
Project Manager

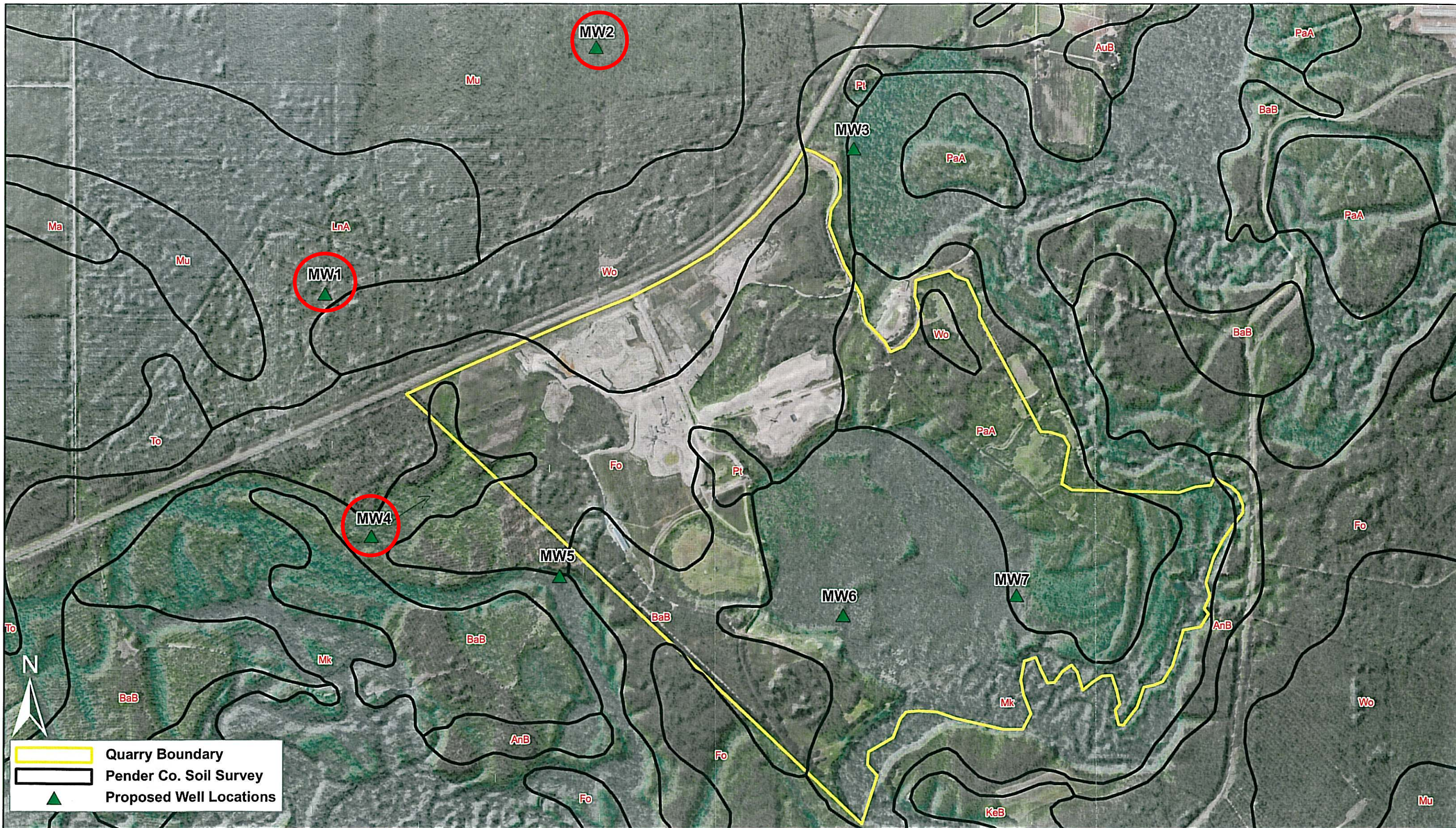
Enclosures (3)

Shelter Creek Lime & Stone Quarry Maple Hill, NC 28454 Pender County



August 5, 2011





1 inch = 759 feet
 0 225 450 900 1,350 1,800 Feet

Map source: Bing Maps, NCDOT LIDAR data
 Property boundary not a result of a specific survey,
 and is not representative of permitted minable area

**Proposed Monitoring Well Location Map
 for
 Shelter Creek Quarry
 Pender County, North Carolina
 06-010 01 Revised 4/22/2011**



**Diagram of a Monitoring Well with an Infinities
USA, Inc. Pressure Water Level Datalogger in place**

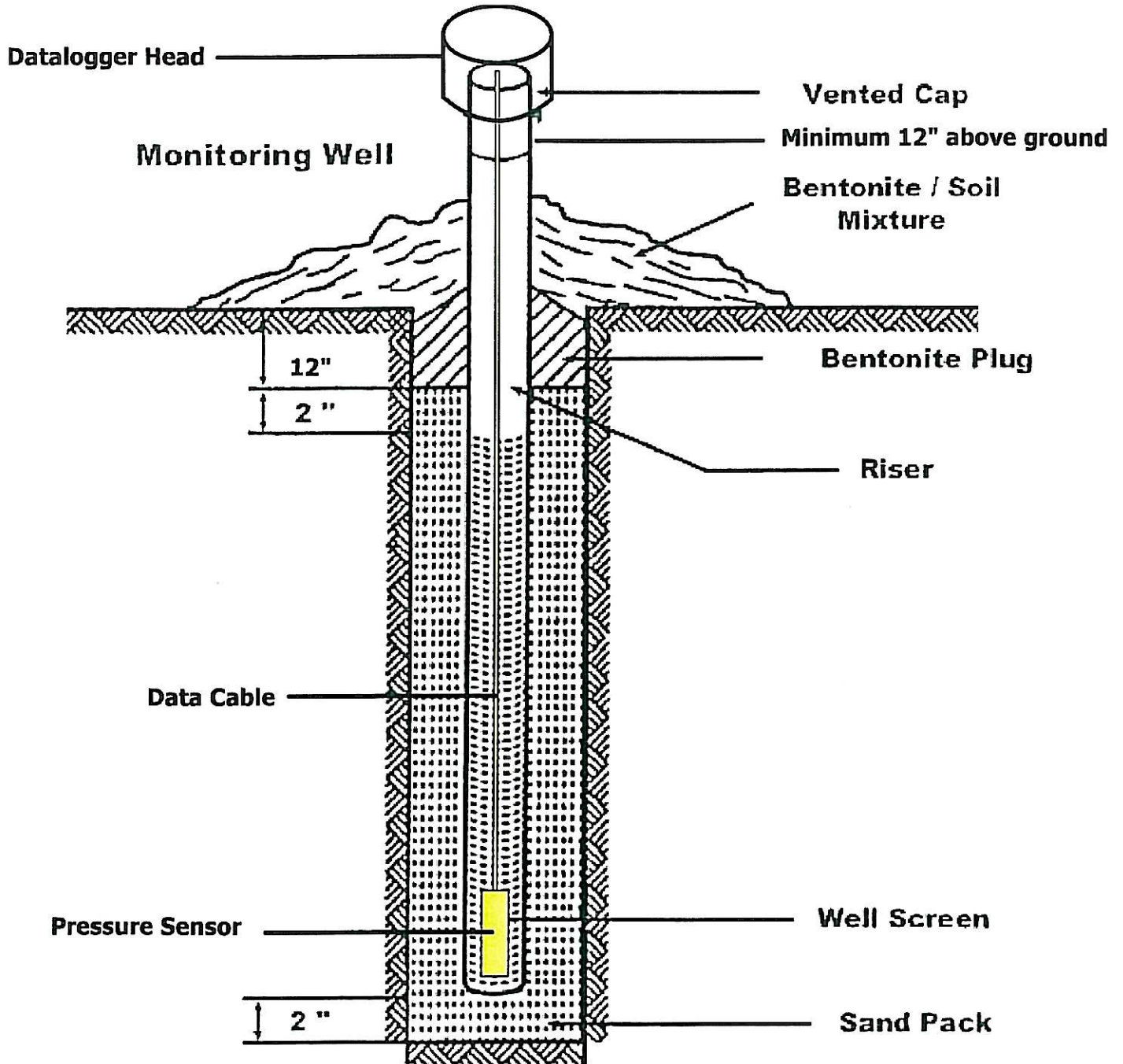


EXHIBIT G

August 25, 2011



⊠ North Carolina Wildlife Resources Commission ⊠

August 9, 2011

MEMORANDUM

TO: Isaac Harrold, Section Manager
State & Private Lands Programs

FROM: Dale Davis
Northern Coastal Management Biologist

SUBJECT: Disposal of Old Structures – Chowan Swamp Game Land

We are requesting approval to dispose of an old hunting cabin and two small additional sheds on the Sandbanks Tract of Chowan Swamp Game Land. This entire game land complex consists of approximately 27,000 acres of public lands used by many sportsmen and outdoor enthusiasts for numerous outdoor activities. These structures, originally constructed around 1950 by a local hunt club, were in place when we acquired the property from the Nature Conservancy in 2006 and are not currently included in the fixed asset system. Attached for reference are photographs of the cabin and one of two identical sheds.

These structures represent a significant potential liability with no benefit to WRC and negligible value. They are an eyesore and have been vandalized in the past. Removal of these buildings would benefit us greatly by cleaning up the area along the Chowan River and reducing our liability for any associated accidents. I have made contact with Gates County Emergency Management and they have expressed interest in burning these structures as a fire department training exercise. We have already secured an asbestos inspection on the structures with negative results.

Thank you for seeking approval to dispose of these buildings. Let me know if you need any additional information.

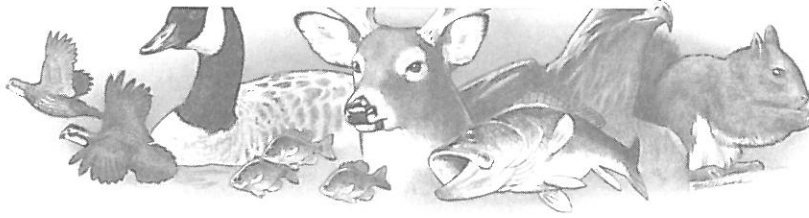
Division of Wildlife Management
Mailing Address: 1722 Mail Service Center, Raleigh, N.C. 27699-1722
Physical Address: 1751 Varsity Drive, Raleigh, N.C. 27606
Phone: 919-707-0050 Fax: 919-707-0067





EXHIBIT H

August 25, 2011





☒ North Carolina Wildlife Resources Commission ☒

Gordon S. Myers, Executive Director

August 4, 2011

MEMORANDUM

TO: Dr. David Cobb, Ph.D., Chief
Division of Wildlife Management 

FROM: Isaac Harrold, Section Manager
State & Private Lands Programs 

SUBJECT: North Carolina Field Trial Association 2011-2012 Running Schedule
J. Robert Gordon Field Trial Grounds

The 2011-2012 running schedule submitted by the NC Field Trial Association for use of the J. Robert Gordon Field Trial Area is consistent with NCAC rules governing this use and staff recommends approval.

**NORTH CAROLINA FIELD TRIAL ASSOCIATION
RUNNING SCHEDULE
2011-2012**

<u>Date</u>	<u>Club</u>	<u>Location</u>
October 8,9	Duplin County Field Club	Warsaw, NC
October 20-23	Richmond County Field Trial Club	Hoffman, NC
Oct. 28-30	Catawba Classic	Hoffman, NC
November 3-6	Tar Heel Open All Age Championship	Hoffman, NC
November 7-13	Central Carolina Field Trial Club	Hoffman, NC
December 2-4	Carolina Amateur Field Trial Club	Hoffman, NC
December 9,10	Cool Spring FTC	Statesville, NC
December 9-11	Hoffman Amateur Field Trial Club	Hoffman, NC
December 15-18	Region 111 Amateur Championship	Hoffman, NC
Dec 30,31 Jan1	Pinehurst FTC	Hoffman, NC
January 5-8	Tarheel Brittany	Hoffman,NC
January 13-15	Southeastern Brittany	Hoffman, NC
January 20-22	NC Amateur All Age	Hoffman,NC
January 25-28	Atlantic Coast Shooting Dog Championship	Hoffman,NC
Jan. 31, Feb 1-3	US Quail Futurity	Hoffman, NC
February 6-10	NC Shooting Dog Championship	Hoffman, NC
February 17-19	NC Pointing Dog Association	Hoffman, NC
February 23-27	Spring Valley	Hoffman, NC
March 2-4	Lean Breed	Hoffman, NC
March 8-10	NCFTA Open All Age	Hoffman, NC
March 12-16	NC Open Quail Championship	Hoffman, NC
March 17-20	Southern Pines Classic	Hoffman, NC
March 31, April 1	Cool Springs FTC	Statesville, NC

EXHIBIT I-1

August 25, 2011

TRENDS IN DUCK BREEDING POPULATIONS, 1955–2011

Nathan L. Zimpfer, Walter E. Rhodes, Emily D. Silverman,
Guthrie S. Zimmerman, and Ken D. Richkus

U.S. Fish & Wildlife Service
Division of Migratory Bird Management
11510 American Holly Dr.
Laurel, MD 20708

Administrative Report—July 1, 2011

This report summarizes information about the status of duck populations and wetland habitats during spring 2011, focusing on areas encompassed by the U.S. Fish & Wildlife (USFWS) and Canadian Wildlife Services' (CWS) Waterfowl Breeding Population and Habitat Survey. We do not include information from surveys conducted by state or provincial agencies. In the traditional survey area, which includes strata 1–18, 20–50, and 75–77 (Figure 1), the total duck population estimate (excluding scoters [*Melanitta* spp.], eiders [*Somateria* spp. and *Polysticta stelleri*], long-tailed ducks [*Clangula hyemalis*], mergansers [*Mergus* spp. and *Lophodytes cucullatus*], and wood ducks [*Aix sponsa*]) was 45.6 ± 0.8 [SE] million birds. This represents an 11% increase over last year's estimate of 40.9 ± 0.7 million, and is 35% higher than the long-term average^a (1955–2010; Table 1). The estimated mallard (*Anas platyrhynchos*) abundance was 9.2 ± 0.3 million, which was 9% above the 2010 estimate of 8.4 ± 0.3 million, and 22% above the long-term average of 7.5 ± 0.04 million (Table 2). Estimated abundance of gadwall (*A. strepera*; 3.3 ± 0.2 million) was similar to the 2010 estimate and 80% above the long-term average (1.8 ± 0.02 million; Table 3). The estimate for American wigeon (*A. americana*; 2.1 ± 0.1 million) was 14% below the 2010 estimate and 20% below the long-term average (Table 4). The estimated abundance of green-winged teal (*A. crecca*) was 2.9 ± 0.2 million, which was 17% below the 2010 estimate and 47% above the long-term average (Table 5). The estimate of blue-winged teal abundance (*A. discors*) was 8.9 ± 0.4 million, which was 41% and 91% above the 2010 estimate and the long-term average, respectively (Table 6). The estimate for northern pintails (*A. acuta*; 4.4 ± 0.3 million) was 26% above the 2010 estimate of 3.5 ± 0.2 million and similar to the long-term average (Table 7). The northern shoveler (*A. clypeata*) estimate was 4.6 ± 0.2 million which was 14% above the 2010 estimate and 98% above the long-term average (Table 8). Redhead abundance (*Aythya americana*; 1.4 ± 0.1 million) was 27% above the 2010 estimate and 106% above the long-term average (Table 9). The canvasback estimate (*A. valisineria*; 0.7 ± 0.05 million) was similar to the 2010 estimate and 21% above the long-term average (Table 10). Estimated abundance of scaup (*A. affinis* and *A. marila* combined; 4.3 ± 0.3 million) was similar to that of 2010 and 15% below the long-term average of 5.1 ± 0.05 million (Table 11).

Habitat conditions during the 2011 Waterfowl Breeding Population and Habitat Survey were characterized by average to above-average moisture and a normal winter and spring across the entire

^aPopulations are considered to have changed from the previous year or long-term average if the observed significance value associated with change is ≤ 0.10 . Actual *P*-values are presented in tables.

traditional and eastern survey areas (Figure 3). The exception was a portion of the west-central traditional survey area that had received below-average moisture. The total pond estimate (Prairie Canada and U.S. combined) was 8.1 ± 0.2 million (Table 12, Figure 2). This was 22% above the 2010 estimate of 6.7 ± 0.2 million ponds, and 62% above the long-term average of 5.0 ± 0.03 million ponds.

Conditions across the Canadian prairies were greatly improved relative to last year. Building on excellent conditions from 2010 in portions of southern Alberta, Saskatchewan and Manitoba, the area of excellent conditions in the prairies expanded in 2011, including a region along the Alberta and Saskatchewan border that had been poor for the last two years (Figure 3 and 4). The 2011 estimate of ponds in Prairie Canada was 4.9 ± 0.2 million. This was 31% above last year's estimate (3.7 ± 0.2 million) and 43% above the 1961–2010 average (3.4 ± 0.03 million). As expected, residual water from summer 2010 precipitation remained in the parklands and the majority of the area was classified as good. Fair to poor conditions, however, were observed in the parklands of Alberta.

Wetland numbers and conditions were excellent in the U.S. prairies. The 2011 pond estimate for the north-central U.S. was 3.2 ± 0.1 million, which was similar to last year's estimate (2.9 ± 0.1 million) and 102% above the 1974–2010 average (1.6 ± 0.02 million). The eastern U.S. prairies benefited from abundant moisture in 2010 and the entire U.S. prairies experienced above-average winter and spring precipitation in 2010 and 2011, resulting in good to excellent conditions across nearly the entire region. The western Dakotas and eastern Montana were extremely dry in 2010. However, conditions there improved from fair to poor in 2010 to good to excellent in 2011. Further, the abundant moisture and delayed farming operations in the north-central U.S. and southern Canadian prairies likely benefited early-nesting waterfowl.

In the bush regions of the traditional survey area (Northwest Territories, northern Manitoba, northern Saskatchewan, and western Ontario), spring breakup was late in 2011. However, a period of warm, fair weather just prior to the survey greatly accelerated ice-out. Habitats improved from 2010 across most of northern Saskatchewan and Manitoba as a result of average to above-average summer and fall precipitation in 2010. Habitat conditions in the Northwest Territories and Alaska were classified as good in 2011. Dry conditions in the boreal forest of Alberta in 2010 persisted into 2011 as habitat conditions were again rated as fair to poor. The dry conditions in this region contributed to numerous forest fires during the 2011 survey.

In the eastern survey area, winter temperatures were above average and precipitation was below average over most of the region, with the exception of the Maritimes and Maine, which had colder than normal temperatures and above-average precipitation. Despite regional differences in winter conditions, above-average spring precipitation recharged deficient wetlands, subsequently providing good to excellent production habitat across the region. The boreal forest and Canadian Maritimes of the eastern survey area continued to have good to excellent habitat conditions in 2011. Habitat conditions in Ontario and southern Quebec improved from poor to fair in 2010 to good to excellent. Northern sections of the eastern survey area continued to remain in good to excellent conditions in 2011.

In 2005, the USFWS and CWS began to integrate data from two previously independent waterfowl surveys conducted in eastern North America into a single composite estimate using hierarchical models. Consequently, total indicated bird definitions for American black ducks (*Anas rubripes*) were modified to provide a common index across surveys, and adjustments were made to the geographic stratification of the eastern survey area. Additional refinements to analytical methods are incorporated in the estimates presented in this report. For these reasons, population estimates presented in this report for the eastern survey area (strata 51–72; Table 13) are not directly comparable with estimates presented in reports issued prior to 2006. Specifically, estimates are presented for only a portion of the eastern survey area and include data from strata 51, 52, 63, 64, 66–68, and 70–72. These 10 strata were chosen for presentation because at least one survey (i.e., either

the CWS or USFWS survey) was conducted for each of these strata for the full period of record of the eastern survey (1990–2011). In cases where the USFWS has traditionally not recorded observations to the species level, composite estimates are provided only for multiple-species groupings (i.e., mergansers, goldeneyes [*Bucephala clangula* and *B. islandica*]). The CWS and USFWS agreed to use a hierarchical modeling approach for all species in the east. Currently, the models perform well for the six most common species. In previous years, we used design-based estimates and an overall mean weighted by precision to derive integrated annual population indices for American wigeon, scaup, bufflehead (*Bucephala albeola*), and scoters until the hierarchical models could adequately analyze the data for these species. Due to concerns about (1) the appropriateness of weighting estimates from these surveys by their precision, and (2) whether estimates for some species should be integrated given the data quality and coverage in the eastern survey, we have discontinued deriving these estimates. Nonetheless, the USFWS will continue to explore methods for deriving integrated estimates for some of the less common species in the eastern survey area. Analytical methods applied to eastern survey area data and results will be presented in greater detail in the 2011 Waterfowl Status Report. We anticipate additional refinements to composite estimates for the eastern survey area in the coming years as the USFWS and CWS work toward a final integrated survey design and analytical approach.

Estimated abundance of mallards in the eastern survey area was 0.4 ± 0.1 million, which was similar to the 2010 estimate and the long-term average. The estimated abundance of American black ducks was 0.5 ± 0.04 million, which was similar to the 2010 estimate and 13% below the long-term average of 0.63 million. Abundance estimates for goldeneyes, green-winged teal, and mergansers were similar to last year's estimates and their 1990–2010 averages (Table 13, Figure 6, Appendix B).

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS1	District 1	Agree	I agree mostly with this framwork however I do think we should have extended dates on dark geese in the northeastern hunt zone. While still having to buy a permit and a limit of one,I feel that there are enough migratory canada geese to support an extra week or two in this season. As far as the regular waterfowl season,my thoughts are that a majority of NC ducks migrate through in Nov and early Dec and this is when I mostly have better hunting.I do not think it would be a bad idea if some time were taken off the end of the season in Jan and added to this time of the season.I am happy that the season on black duck was moved up alittle. I think the dates set on them are just right, but there again I would not be against some time being taken away from the end of the season to make more time at the beging for black ducks. Thank you for allowing us the public the chance to comment on this subject. Sincerly, Justin S. Anderson	Camden	ANDERSON, JUSTIN S
LS1	District 2	Disagree	General Duck Season: 2nd split begining November 12 should begin one week later but close as recomended. The one week taken from the 2nd split should be added to the end of the 3rd split which would extend the 3rd split into 1st week of February. Our NC HOT/COLD weater patterns make for eratic and uncertain migaration patterns. Generally the last 2 weeks in January and first 2 weeks in February gaurantee some good duck hunting days for NC hunters. An additionl week on the tail end should be considered.	Pitt	ANDERSEN JR, KARL E
LS1	District 3	Agree	Great job guys!	Halifax	SPEARS, ADRIAN O
LS1	District 2	Agree		Craven	WALL, EVERETTE T
LS1	District 5	Disagree	Start season a week later in November and start December a week earlier. Example based on this years dates. Nov. 19 - Dec 3 and Dec 10 - Jan 28. We normally do not see many ducks until the later in November. Would really like to see the days backed from Jan 28 and have no split except for the Oct dates.	Guilford	DECKER III, HENRY J
LS1	District 3	Agree		Wake	HOYLE, BRADLEY D
LS2	District 3	Option 4		Wake	HOYLE, BRADLEY D

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS2	District 5	Option 2		Guilford	DECKER III, HENRY J
LS2	District 2	Option 4		Craven	WALL, EVERETTE T
LS2	District 3	Option 4		Halifax	SPEARS, ADRIAN O
LS2	District 2	Option 4		Pitt	WHITLEY, ROBERT W
LS2	District 2	Option 4		New Hanover	ROSE IV, DAVID J
LS2	District 1	Option 4		Dare	KAVANAGH III, JOSEPH D
LS2	District 8	Option 4		Gaston	HARRIS, BLAKE R
LS2	District 5	Option 4	The day should occur on Feb 11th.	Person	CATES, RICHARD C
LS2	District 1	Option 2	youth should have priority over adults when it comes to there success and enjoyment of our priviledge, tradition, and haritage sports because they will ultimatly be the saviors of them.	Camden	ANDERSON, JUSTIN S
LS2	District 3	Option 1	To limit hunting pressure during the later seasons and to allow ducks to migrate without another hunt day during peek migrations I would suggest Oct. 15th. I am thrilled to see another youth hunt date. Thank you.	Johnston	HASTY, BRADLEY M
LS2	District 2	Option 1		Pitt	PRENTICE, MARSHALL W
LS2	District 5	Option 4	Thank you for the additional youth day as someone who takes several youth hunters every year it is much appreciated	Guilford	BOYD, JAMES H
LS2	District 2	Option 1		Craven	Stallings IV, Robert L
LS2	District 4	Option 2	Just think that having one youth day late season and one earlier provides a more balanced experience for the young waterfowler.	Cumberland	GAINES, DONALD E
LS2	District 3	Option 1		Wake	LOWDERMILK, JOHN B
LS2	District 2	Option 4		Onslow	JACKSON, DANIEL E
LS2	District 5	Option 4	The later date could time the youth day when significant numbers of migratory ducks are present, and, if so, this would increase the quality of the hunting experience.	Rockingham	BROMLEY, PETER T
LS2	District 3	Option 4		Wake	PERRY SR, JONATHAN C

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS2	Out of State	Option 1	It would be nice if the kids could have a day this early where the weather would be more tolerable.	Out of State	WINN JR, BARCLAY C
LS2	District 3	Option 1	I chose Oct.15 because it puts kids in the swamp first, before a lot of birds get shot at and become shy and more alert.	Franklin	PERRY, BRIAN E
LS2	District 2	Option 4	best for migration of plenty of ducks	Pitt	GIBSON, BENJAMIN P
LS2	District 6	Option 2		Rowan	ARMOUR, ALAN L
LS2	District 5	Option 2	This will give a gap between youth day and the opening of the second season.	Orange	LAMB JR, JOHN T
LS2	District 6	Option 3		Moore	CAMERON, JAMES B
LS2	District 6	Option 4		Rowan	WALLER III, JOHN F
LS2	District 4	Option 3		Cumberland	WARREN JR, JAMISON L
LS2	District 9	Option 4		Buncombe	GUFFEY, MATTHEW L
LS2	District 7	Option 4		Iredell	ROLLINS, TRAVIS B
LS2	District 7	Option 4		Wilkes	HOLCOMB, JAMES N
LS2	District 8	Option 4	usual high count of ducks for where I hunt (Mattamuskeet)	Burke	HERSEY, RANDOLPH
LS2	District 3	Option 4	Second youth season should be in Nov. or Dec. - Oct. is too early.	Wake	TANNER III, JAMES M
LS2	District 6	Option 1		Mecklenburg	WHISONANT, JOSEPH S
LS2	District 3	Option 4	The December date would allow the greatest chance to experience waterfowl hunting in when waterfowl are most likely to here in numbers and during cooler weather. A Saturday in better than a holiday.	Wake	HAMILTON, RICHARD B
LS2	District 7	Option 2		Ashe	CHATHAM, GREGORY B

EXHIBIT I-2

August 25, 2011

Proposed Regulations Frameworks for 2011–12 Late Hunting Seasons on Certain Migratory Game Birds

Pursuant to the Migratory Bird Treaty Act and delegated authorities, the Department of Interior approved the following proposals for season lengths, shooting hours, bag and possession limits, and outside dates within which States may select seasons for hunting waterfowl and coots between the dates of September 1, 2011, and March 10, 2012. These frameworks are summarized below.

General

Dates: All outside dates noted below are inclusive.

Shooting and Hawking (taking by falconry) Hours: Unless otherwise specified, from one-half hour before sunrise to sunset daily.

Possession Limits: Unless otherwise specified, possession limits are twice the daily bag limit.

Permits: For some species of migratory birds, the Service authorizes the use of permits to regulate harvest or monitor their take by sport hunters, or both. In many cases (e.g., tundra swans, some sandhill crane populations), the Service determines the amount of harvest that may be taken during hunting seasons during its formal regulations-setting process, and the States then issue permits to hunters at levels predicted to result in the amount of take authorized by the Service. Thus, although issued by States, the permits would not be valid unless the Service approved such take in its regulations.

These Federally authorized, State-issued permits are issued to individuals, and only the individual whose name and address appears on the permit at the time of issuance is authorized to take migratory birds at levels specified in the permit, in accordance with provisions of both Federal and State regulations governing the hunting season. The permit must be carried by the permittee when exercising its provisions and must be presented to any law enforcement officer upon request. The permit is not transferrable or assignable to another individual, and may not be sold, bartered, traded, or otherwise provided to another person. If the permit is altered or defaced in any way, the permit becomes invalid.

Flyways and Management Units

Waterfowl Flyways:

Atlantic Flyway—includes Connecticut, Delaware, Florida, Georgia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, and West Virginia.

Definitions:

For the purpose of hunting regulations listed below, the collective terms “dark” and “light” geese include the following species:

Dark geese: Canada geese, white-fronted geese, brant (except in California, Oregon, Washington, and the Atlantic Flyway), and all other goose species except light geese.

Light geese: Snow (including blue) geese and Ross's geese.

Area, Zone, and Unit Descriptions: Geographic descriptions related to late-season regulations are contained in a later portion of this document.

Area-Specific Provisions: Frameworks for open seasons, season lengths, bag and possession limits, and other special provisions are listed below by Flyway.

Waterfowl Seasons in the Atlantic Flyway

In the Atlantic Flyway States of Connecticut, Delaware, Maine, Maryland, Massachusetts, New Jersey, North Carolina, Pennsylvania, and Virginia, where Sunday hunting is prohibited statewide by State law, all Sundays are closed to all take of migratory waterfowl (including mergansers and coots).

Special Youth Waterfowl Hunting Days

Outside Dates: States may select 2 days per duck-hunting zone, designated as “Youth Waterfowl Hunting Days,” in addition to their regular duck seasons. The days must be held outside any regular duck season on a weekend, holidays, or other non-school days when youth hunters would have the maximum opportunity to participate. The days may be held up to 14 days before or after any regular duck-season frameworks or within any split of a regular duck season, or within any other open season on migratory birds.

Daily Bag Limits: The daily bag limits may include ducks, geese, tundra swans, mergansers, coots, moorhens, and gallinules and would be the same as those allowed in the regular season. Flyway species and area restrictions would remain in effect.

Shooting Hours: One-half hour before sunrise to sunset.

Participation Restrictions: Youth hunters must be 15 years of age or younger. In addition, an adult at least 18 years of age must accompany the youth hunter into the field. This adult may not duck hunt but may participate in other seasons that are open on the special youth day. Tundra swans may only be taken by participants possessing applicable tundra swan permits.

Atlantic Flyway

Ducks, Mergansers, and Coots

Outside Dates: Between the Saturday nearest September 24 (September 24) and the last Sunday in January (January 29).

Hunting Seasons and Duck Limits: 60 days. The daily bag limit is 6 ducks, including no more than 4 mallards (2 hens), 1 black duck, 2 pintails, 1 mottled duck, 1 fulvous whistling duck, 3 wood ducks, 2 redheads, 2 scaup, 1 canvasback, and 4 scoters.

Closures: The season on harlequin ducks is closed.

Sea Ducks: Within the special sea duck areas, during the regular duck season in the Atlantic Flyway, States may choose to allow the above sea duck limits in addition to the limits applying to other ducks during the regular duck season. In all other areas, sea ducks may be taken only during the regular open season for ducks and are part of the regular duck season daily bag (not to exceed 4 scoters) and possession limits.

Merganser Limits: The daily bag limit of mergansers is 5, only 2 of which may be hooded mergansers. In States that include mergansers in the duck bag limit, the daily limit is the same as the duck bag limit, only two of which may be hooded mergansers.

Coot Limits: The daily bag limit is 15 coots.

Zoning and Split Seasons: Delaware, Florida, Georgia, Maryland, North Carolina, Rhode Island, South Carolina, Virginia, and West Virginia may split their seasons into three segments; Connecticut, Maine, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, and Vermont may select hunting seasons by zones and may split their seasons into two segments in each zone.

Canada Geese

Season Lengths, Outside Dates, and Limits: Specific regulations for Canada geese are shown below. These seasons also include white-fronted geese. Unless specified otherwise, seasons may be split into two segments. In areas within States where the framework closing date for Atlantic Population (AP) goose seasons overlaps with special late-season frameworks for resident geese, the framework closing date for AP goose seasons is January 14.

North Carolina:

SJBP Zone: A 70-day season may be held between October 1 and December 31, with a 5-bird daily bag limit.

RP Zone: An 80-day season may be held between October 1 and March 10, with a 5-bird daily bag limit. The season may be split into 3 segments.

Northeast Hunt Unit: A 7-day season may be held between the Saturday prior to December 25 (December 24) and January 31, with a 1-bird daily bag limit.

Light Geese

Season Lengths, Outside Dates, and Limits: States may select a 107-day season between October 1 and March 10, with a 25-bird daily bag limit and no possession limit. States may split their seasons into three segments.

Brant

Season Lengths, Outside Dates, and Limits: States may select a 50-day season between the Saturday nearest September 24 (September 24) and January 31, with a 2-bird daily bag limit. States may split their seasons into two segments.

Tundra Swans

In portions of the Atlantic Flyway (North Carolina and Virginia) and the Central Flyway (North Dakota, South Dakota [east of the Missouri River], and that portion of Montana in the Central Flyway), an open season for taking a limited number of tundra swans may be selected. Permits will be issued by the States that authorize the take of no more than 1 tundra swan per permit. A second permit may be issued to hunters from unused permits remaining after the first drawing. The States must obtain harvest and hunter participation data. These seasons are also subject to the following conditions:

In the Atlantic Flyway:

- The season may be 90 days, from October 1 to January 31.
- In North Carolina, no more than 5,000 permits may be issued.
- In Virginia, no more than 600 permits may be issued.

Area, Unit, and Zone Descriptions

Geese

Atlantic Flyway

North Carolina

SJBP Hunt Zone: Includes the following Counties or portions of Counties: Anson, Cabarrus, Chatham, Davidson, Durham, Halifax (that portion east of NC 903), Montgomery (that portion west of NC 109), Northampton, Richmond (that portion south of NC 73 and west of US 220 and north of US 74), Rowan, Stanly, Union, and Wake.

RP Hunt Zone: Includes the following Counties or portions of Counties: Alamance, Alleghany, Alexander, Ashe, Avery, Beaufort, Bertie (that portion south and west of a line formed by NC 45 at the Washington Co. line to US 17 in Midway, US 17 in Midway to US 13 in Windsor, US 13 in Windsor to the Hertford Co. line), Bladen, Brunswick, Buncombe, Burke, Caldwell, Carteret, Caswell, Catawba, Cherokee, Clay, Cleveland, Columbus, Craven, Cumberland, Davie, Duplin, Edgecombe, Forsyth, Franklin, Gaston, Gates, Graham, Granville, Greene, Guilford, Halifax (that portion west of NC 903), Harnett, Haywood, Henderson, Hertford, Hoke, Iredell, Jackson, Johnston, Jones, Lee, Lenoir, Lincoln, McDowell, Macon, Madison, Martin, Mecklenburg, Mitchell, Montgomery (that portion that is east of NC 109), Moore, Nash, New Hanover, Onslow, Orange, Pamlico, Pender, Person, Pitt, Polk, Randolph, Richmond (all of the county with exception of that portion that is south of NC 73 and west of US 220 and north of US 74), Robeson, Rockingham, Rutherford, Sampson, Scotland, Stokes, Surry, Swain, Transylvania, Vance, Warren, Watauga, Wayne, Wilkes, Wilson, Yadkin, and Yancey.

Northeast Hunt Unit: Includes the following Counties or portions of Counties: Bertie (that portion north and east of a line formed by NC 45 at the Washington County line to US 17 in Midway, US 17 in Midway to US 13 in Windsor, US 13 in Windsor to the Hertford Co. line), Camden, Chowan, Currituck, Dare, Hyde, Pasquotank, Perquimans, Tyrrell, and Washington.

EXHIBIT I-3

August 25, 2011

Opening Statement

The North Carolina Wildlife Resources Commission urges the public to provide input into the selection process for regular waterfowl seasons (duck, goose, brant). Each year, the U.S. Fish and Wildlife Service develops frameworks which establish the opening and closing dates of waterfowl seasons and season structure (i.e. split seasons), and the Commission must remain within those established guidelines. We have provided a recommended season structure under the various species categories for which we are requesting feedback. The Commission values your comments and will consider them if applicable when discussing future season date selections; however, we do not plan to respond to individual comments posted here.

Click on the link below to view the season frameworks or guidelines for regular waterfowl seasons.

Click on the link below to view the 2011 video report on North America's Waterfowl Populations and Habitat Conditions.

Note: You will leave the Wildlife Commission's web site by following this link.

Status of Waterfowl 2011 <http://flyways.us/status-of-waterfowl/video-report>

Click on the link below to view the North Carolina Canada goose hunt zone map.

RECOMMENDED SEASON DATES
FOR 2011-2012 WATERFOWL SEASONS
OCCURRING AFTER SEPTEMBER 30

GENERAL DUCK SEASON (includes coots and mergansers)

Season Dates: October 5 - 8
 November 12 – December 3
 December 17 – January 28
 (Black duck and mottled duck season closed until Nov. 19th)

February 4 – Youth Waterfowl Day, 2nd youth day not yet determined

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

Season Dates: October 1 – January 31

GOOSE SEASONS

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

RESIDENT (RP) ZONE

Season Dates: October 5 – October 15
 November 12 - December 3
 December 17 – February 4

SOUTHERN JAMES BAY (SJB) ZONE

Season Dates: October 5 – November 4
 November 12 - December 31

NORTHEAST HUNT ZONE

Season Dates: January 21 – January 28

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

Season Dates: October 19 – October 22
 November 12 – March 10

Expanded hunting methods: allow the use of electronic calls and unplugged guns from Feb. 6 – Mar. 10

ATLANTIC BRANT:

Season Dates: November 19 – December 3
December 17 - January 28

TUNDRA SWAN:

Season Dates: November 12 - January 31

EXTENDED FALCONRY STAFF RECOMMENDATION

EXTENDED FALCONRY (ducks and coots only):

Season Dates: Oct. 24 – Nov. 5
Jan. 30 – February 18

LS1. General Waterfowl Season Dates

Of the waterfowl season dates listed above, do you agree or disagree? Please provide additional comments below.

- Agree **42 responses**
- Disagree **14 responses**

LS2. Youth Waterfowl Day Question

This year, 2 non-consecutive youth waterfowl hunting days are being allowed. Guidelines for selecting youth days include:

1. The day can occur up to 14 days before or after any regular duck season or in the closed portion between season segments.
2. The day must occur on any non-school day. In North Carolina, this includes Saturdays and any statewide holidays.

In the past, the Wildlife Commission has normally chosen the Saturday after the close of the general duck season as the youth waterfowl day (February 4th this year). We are proposing to include this day again. We are requesting your opinion for when the additional youth waterfowl day should be held. Of the choices below, which is your preference for an additional youth waterfowl day?

- The 2nd Youth Waterfowl Day should occur on October 15th **7 responses**
- The 2nd Youth Waterfowl Day should occur on November 5th (Saturday prior to the opening of the 2nd duck segment). **6 responses**
- The 2nd Youth Waterfowl Day should occur on November 11th – Veteran’s Day (day before the opening of the 2nd duck segment). **2 responses**
- The 2nd Youth Waterfowl Day should occur on December 10th (Saturday between the 2nd and 3rd duck segments). **20 responses**

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS1	District 7	Agree		Ashe	CHATHAM, GREGORY B
LS1	District 3	Agree		Wake	HAMILTON, RICHARD B
LS1	District 2	Disagree	Please move Oct duck split 1 week later. Please move the NE hunt zone season to the Christmas holiday period, this would allow more participation with kids out of school.	Pitt	FARLEY, JOHN B
LS1	District 3	Agree		Wake	TANNER III, JAMES M
LS1	District 6	Agree		Mecklenburg	WHISONANT, JOSEPH S
LS1	District 8	Agree		Burke	HERSEY, RANDOLPH
LS1	District 7	Agree		Iredell	ROLLINS, TRAVIS B
LS1	District 9	Agree		Buncombe	GUFFEY, MATTHEW L
LS1	District 1	Disagree	For the most part I agree with the proposed regulations. I am glad to see that we have a few more weeks to hunt back ducks. I don't know why we can't shoot one all along like other states but you can't have it all. The main thing is the Canada geese in the northeast hunt zone during the late season. I wish we could get say 2 a day for the last two weeks to a month. I believe the most of the geese we see then are locals still anyway (but there are some migratory ones around). Just a thought. Thanks for the opportunity to comment. Joey Roberts	Chowan	ROBERTS JR, JOSEPH F
LS1	District 5	Agree		Orange	LAMB JR, JOHN T
LS1	District 2	Agree	do away with the early oct season and add those days to either of the longer stretches. with teal season it is pointless to go to shoot them after a month with a few wood ducks mixed in.	Pitt	GIBSON, BENJAMIN P

Comments are verbalim as entered by respondent

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS1	District 3	Disagree	Why is the general duck season broken into 3 sections? This is a waste of possible "good days"-no one hunts everyday of the season so the ducks do not need that much of a break. There are also people like me who do not hunt on Saturday due to Sabbath observance-not allowing duck hunting on Sunday is discrimination.	Johnston	ELLIS, CALEB Z
LS1	District 4	Disagree	MOST OF THE PEOPLE I TALKED WITH IN MY AREA OF THE STATE AGREE THAT THE DAYS FOR THE OCTOBER HUNT WOULD SHOULD BE MOVED TO THE END OF THE REGULAR SEASON, MAYBE SCHEDULED DURING THE MONTH OF FEBRUARY. WEATHER IN OCTOBER IS MUCH TO WARM FOR DUCK HUNTING IN THE SOUTHEAST AREA OF THE STATE.	Bladen	COLLINS, PHILIP A
LS1	District 6	Disagree	I feel the NE goose zone season should be extended based on the seasons being used in the rest of the flyway states where they are being hunted. No evidence has been provided that a longer season in NC would hurt the population especially considering the length of seasons in states noth of us.	Moore	CAMERON, JAMES B
LS1	District 4	Agree		Cumberland	WARREN JR, JAMISON L
LS1	District 2	Agree		New Hanover	SWART SR, JAMES B
LS1	District 6	Agree		Rowan	ARMOUR, ALAN L
LS1	District 3	Agree	I'd like to see it ok to shoot up to one hour after sunset during the extended season for white geese: Feb 6th - March 10th. thank you, Ralph McCrery	Wake	MCCRERY, RALPH B
LS1	District 3	Agree		Vance	ANNIS, JEFFREY D
LS1	District 6	Disagree	Please take the 4 day October duck season and add it to the end of the November-December split.	Mecklenburg	KONERMANN, IVAN M
LS1	District 3	Agree		Franklin	PERRY, BRIAN E
LS1	Out of State	Agree		Out of State	WINN JR, BARCLAY C
LS1	District 8	Agree	Open Black Duck season on Nov 12th.	Gaston	HURDT, JOSHUA A
LS1	District 3	Agree		Wake	PERRY SR, JONATHAN C

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS1	District 3	Agree	Need to look into why is Halifax and Northhampton county in the Southern James bay hunt zone? Halifax goes from shooting 15 geese per day to only 5 perday and ends early cause of the SJB hunt zone. I feel that they should be in the resident zone. Thank you	Halifax	HAWKINS, EDWARD K
LS1	District 4	Agree	these dates are fine by me!!!	Harnett	PITTMAN, BRIAN A
LS1	District 3	Agree		Johnston	QUIEL, GREGORY S
LS1	District 2	Agree		New Hanover	BRAME, RICHEN M
LS1		Disagree	Why not bring in the season on black ducks Nov 12. I hunt in Virginia as well and there blacks are only out of season for the Oct split. Also the northeast hunt zone for geese should be done away with and it should be changed to the same guidelines as the rest of the flyway with 45 days 2 geese.		MURPHY, JASON W
LS1	District 2	Agree	Do however think the days used in the early Oct hunt would better serve the State's waterfowlers if used later in the regular season when the weather and the migration is more suited to watwerfowl hunting.	Pitt	JOHNSTON, HENRY M
LS1	District 3	Agree	I would like to see up to (2) youths available to hunt any given permit hunt per party who are over the age of 13. I would also like to see a second youth day. There have been many cases where I'd like to take a youth as a back up partner on permit hunts, when an adult party member wasn't able to attend the hunt. I feel like many youths are being shorted of hunting opportunities with our current system.	Johnston	HASTY, BRADLEY M

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS1	District 2	Disagree	I believe that the duck populations are looking the best we have seen in 6 decades. All reports being received support the numbers that prove to be far above the long term averages. I believe this provides an excellent opportunity to increase the number of hunting days while leaving the daily bag limits as recommend. The increase of hunting days will increase early season hunters from VA, TN, SC, etc. and possible regular season hunters as well. Not only will this increase revenue to NCWRC but will also increase profits for local businesses. Profits should being taken at the cost of hurting duck populations; however, when the populations support an increase in hunting days and opportunities for hunters, I believe NC should capitalize on the current situation. I believe a review of past harvest reports will show the extended season will provide only a marginal increase in ducks taken. When ducks taken are compare to the potential in increased revenue, the ratio will support logic	Onslow	JACKSON, DANIEL E
LS1	District 6	Disagree	I would like to eliminate the early waterfowl season all together (Oct 5-8th) and start opening days of the next two splits during mid-week or on Mondays. I would also cut the season dates down to half of what they are here in NC. There are not enough birds for the hunting pressure here in central NC. Also this would give birds more rest time while in the state.	Rowan	MCCASKILL, JONATHAN D
LS1	District 2	Agree		Onslow	BRANNEN III, MICHAEL J

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS1	District 3	Agree	1) enact a 25 shell limit per person on all game lands 2) reopen Tuesday non permit day on goose creek game land 3) do not allow hunting outside of impoundments on goose creek game lands on days permits hunters are allowed to hunt 4) do away with the "hunter safety law" which takes away rights to PUBLIC WATERS	Wake	LOWDERMILK, JOHN B
LS1	District 3	Agree	I like these seasons. I think that the Wildlife Commission does a great job in setting them.	Wake	GREEN JR, JOHN R
LS1	District 3	Disagree	1) duck- Sept 24 - Oct 14, Dec 23 - Jan 29 2) special sea duck- Sept 15 - Oct 14, Nov 17- Jan 31 3) dark Goose resident- Oct 1-10, Jan 1 - March 10 4) southern james- Oct 1-14, Nov 6 - Dec 31 5) light geese- same as resident dark geese	Wake	KIRBY JR, HARRY T
LS1	District 4	Agree		Cumberland	GAINES, DONALD E
LS1	District 2	Disagree	The October 5-8 General Duck Season is too early. Should be later in the month.	Craven	Stallings IV, Robert L
LS1	District 5	Disagree	I would like to see the November split shortened and the days added in December. I also would like to see the Sept. teal season to include areas west of Hwy. 17. We see many bluewings while hunting resident geese, otherwise looks great. Keep up the fine work	Guilford	BOYD, JAMES H
LS1	District 2	Agree	I would like to see the first week of duck October 5-8 moved to the first week in Feb instead. Duck hunting is poor that first week in October (Mosquitos, Snakes, and lack of birds) but is excellent the first week of Feb.	Pitt	PRENTICE, MARSHALL W

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS1	District 2	Agree	I would like to see swan season last at least 1 full week after regular duck season. even without electronic calls being used, this would give more opportunities to take a swan, get more chances/interest in snow goose hunting. Adds another week of money brought into the region. There is very little if any swan activity/hunting the 1st of Oct. It can be easily moved one week. GENERATES MORE GAIN/BENEFIT WITH NO LOSS.	Pitt	WHITLEY, ROBERT W
LS1	District 6	Agree	Do away with the 4 day october season and give it to me at the end of january or first week of february. satisfied with all other regulations	Cabarrus	BEARDEN, PATRICK D
LS1	District 5	Agree	Resident Goose should be extended through the end of Feb.	Person	CATES, RICHARD C
LS1	District 8	Agree		Gaston	HARRIS, BLAKE R
LS1	District 1	Agree		Dare	KAVANAGH III, JOSEPH D
LS1	District 2	Agree		New Hanover	ROSE IV, DAVID J
LS1	District 6	Agree		Rowan	FLOWERS, TONY K
LS1	Out of State	Agree		Out of State	SPEIGHT JR, WALTER K
LS1	District 6	Agree	This is a good reference dates seem to be good, personally opening the season in sept. would be a little early because the majority of the ducks in nc at that time are wood ducks and even in oct. most of them are still young no plumage and are just learning to fly good if they were a late clutch. I duck hunt and turkey hunt and keep track of the wood ducks on the catawba and yadkin rivers and there were alot of late hatchlings this year so oct seems fair it has been that way for years now I would like to see the late split be extended a week or so to hit peak of cold weather. Thanks Neal Queen	Cabarrus	QUEEN, NEAL A

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS1	District 1	Agree	I agree mostly with this framwork however I do think we should have extended dates on dark geese in the northeastern hunt zone. While still having to buy a permit and a limit of one,I feel that there are enough migratory canada geese to support an extra week or two in this season. As far as the regular waterfowl season,my thoughts are that a majority of NC ducks migrate through in Nov and early Dec and this is when I mostly have better hunting.I do not think it would be a bad idea if some time were taken off the end of the season in Jan and added to this time of the season.I am happy that the season on black duck was moved up alittle. I think the dates set on them are just right, but there again I would not be against some time being taken away from the end of the season to make more time at the beging for black ducks. Thank you for allowing us the public the chance to comment on this subject. Sincerly, Justin S. Anderson	Camden	ANDERSON, JUSTIN S
LS1	District 2	Disagree	General Duck Season: 2nd split begining November 12 should begin one week later but close as recomended. The one week taken from the 2nd split should be added to the end of the 3rd split which would extend the 3rd split into 1st week of February. Our NC HOT/COLD weater patterns make for eratic and uncertain migaration patterns. Generally the last 2 weeks in January and first 2 weeks in February gaurantee some good duck hunting days for NC hunters. An additionl week on the tail end should be considered.	Pitt	ANDERSEN JR, KARL E
LS1	District 3	Agree	Great job guys!	Halifax	SPEARS, ADRIAN O
LS1	District 2	Agree		Craven	WALL, EVERETTE T
LS1	District 5	Disagree	Start season a week later in November and start December a week earlier. Example based on this years dates. Nov. 19 - Dec 3 and Dec 10 - Jan 28. We normally do not see many ducks until the later in November. Would really like to see the days backed from Jan 28 and have no split except for the Oct dates.	Guilford	DECKER III, HENRY J
LS1	District 3	Agree		Wake	HOYLE, BRADLEY D
LS2	District 3	Option 4		Wake	HOYLE, BRADLEY D

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS2	District 5	Option 2		Guilford	DECKER III, HENRY J
LS2	District 2	Option 4		Craven	WALL, EVERETTE T
LS2	District 3	Option 4		Halifax	SPEARS, ADRIAN O
LS2	District 2	Option 4		Pitt	WHITLEY, ROBERT W
LS2	District 2	Option 4		New Hanover	ROSE IV, DAVID J
LS2	District 1	Option 4		Dare	KAVANAGH III, JOSEPH D
LS2	District 8	Option 4		Gaston	HARRIS, BLAKE R
LS2	District 5	Option 4	The day should occur on Feb 11th.	Person	CATES, RICHARD C
LS2	District 1	Option 2	youth should have priority over adults when it comes to there success and enjoyment of our priviledge, tradition, and haritage sports because they will ultimatly be the saviors of them.	Camden	ANDERSON, JUSTIN S
LS2	District 3	Option 1	To limit hunting pressure during the later seasons and to allow ducks to migrate without another hunt day during peek migrations I would suggest Oct. 15th. I am thrilled to see another youth hunt date. Thank you.	Johnston	HASTY, BRADLEY M
LS2	District 2	Option 1		Pitt	PRENTICE, MARSHALL W
LS2	District 5	Option 4	Thank you for the additional youth day as someone who takes several youth hunters every year it is much appreciated	Guilford	BOYD, JAMES H
LS2	District 2	Option 1		Craven	Stallings IV, Robert L
LS2	District 4	Option 2	Just think that having one youth day late season and one earlier provides a more balanced experience for the young waterfowler.	Cumberland	GAINES, DONALD E
LS2	District 3	Option 1		Wake	LOWDERMILK, JOHN B
LS2	District 2	Option 4		Onslow	JACKSON, DANIEL E
LS2	District 5	Option 4	The later date could time the youth day when significant numbers of migratory ducks are present, and, if so, this would increase the quality of the hunting experience.	Rockingham	BROMLEY, PETER T
LS2	District 3	Option 4		Wake	PERRY SR, JONATHAN C

Late Season Waterfowl Comments Report for 2011

Reg	District	Position	Comment	County	Name
LS2	Out of State	Option 1	It would be nice if the kids could have a day this early where the weather would be more tolerable.	Out of State	WINN JR, BARCLAY C
LS2	District 3	Option 1	I chose Oct.15 because it puts kids in the swamp first, before a lot of birds get shot at and become shy and more alert.	Franklin	PERRY, BRIAN E
LS2	District 2	Option 4	best for migration of plenty of ducks	Pitt	GIBSON, BENJAMIN P
LS2	District 6	Option 2		Rowan	ARMOUR, ALAN L
LS2	District 5	Option 2	This will give a gap between youth day and the opening of the second season.	Orange	LAMB JR, JOHN T
LS2	District 6	Option 3		Moore	CAMERON, JAMES B
LS2	District 6	Option 4		Rowan	WALLER III, JOHN F
LS2	District 4	Option 3		Cumberland	WARREN JR, JAMISON L
LS2	District 9	Option 4		Buncombe	GUFFEY, MATTHEW L
LS2	District 7	Option 4		Iredell	ROLLINS, TRAVIS B
LS2	District 7	Option 4		Wilkes	HOLCOMB, JAMES N
LS2	District 8	Option 4	usual high count of ducks for where I hunt (Mattamuskeet)	Burke	HERSEY, RANDOLPH
LS2	District 3	Option 4	Second youth season should be in Nov. or Dec. - Oct. is too early.	Wake	TANNER III, JAMES M
LS2	District 6	Option 1		Mecklenburg	WHISONANT, JOSEPH S
LS2	District 3	Option 4	The December date would allow the greatest chance to experience waterfowl hunting in when waterfowl are most likely to here in numbers and during cooler weather. A Saturday in better than a holiday.	Wake	HAMILTON, RICHARD B
LS2	District 7	Option 2		Ashe	CHATHAM, GREGORY B

EXHIBIT I-4

August 25, 2011

DIVISION OF WILDLIFE MANAGEMENT STAFF RECOMMENDATIONS FOR BAG LIMITS, SHOOTING HOURS AND SEASON DATES FOR WATERFOWL DURING 2011-2012 SEASONS OCCURRING AFTER SEPTEMBER 30

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

GENERAL DUCK SEASON (includes coots and mergansers) STAFF RECOMMENDATION

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

Season Dates: October 5 - 8
November 12 – December 3
December 17 – January 28
(Black duck and mottled duck season closed until Nov. 19)

December 10 and February 4 – Youth Waterfowl Days

Bag Limits:

a) **Conventional duck 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 19), 1 canvasback, or 1 fulvous whistling duck. The season on harlequin ducks is closed.

b) **coots and mergansers:**

- 15 coots
- 5 mergansers (2 hooded mergansers)

SPECIAL SEA DUCK SEASON (IN SPECIAL SEA DUCK AREA ONLY) STAFF RECOMMENDATION

Season Length: 105 hunting days

Season Dates: October 1 – January 31

Bag limit: 7 sea ducks (In special sea duck area 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
STAFF RECOMMENDATIONS

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

RESIDENT (RP) ZONE

Season Length: 72 days
Season Dates: October 5 – October 15
November 12 - December 3
December 17 – February 4
Bag Limit: 5 geese per day

SOUTHERN JAMES BAY (SJB) ZONE

Season Length: 70 days
Season Dates: October 5 – November 4
November 12 - December 31
Bag Limit: 5 geese per day

NORTHEAST HUNT ZONE

Season Length: 7 days
Season Dates: January 21 – January 28
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 19 – October 22
November 12 – March 10
Bag Limit: 25 birds daily (no possession limit)
Expanded hunting methods: allow the use of electronic calls and unplugged guns from Feb. 6 – Mar. 10

ATLANTIC BRANT:

Season Length: 50 Days
Season Dates: November 19 – December 3
December 17 - January 28
Bag Limit: 2 birds daily

TUNDRA SWAN:

Season Length: 69 Days
Season Dates: November 12 - January 31
Bag Limit: 1 per season (with valid permit)

EXTENDED FALCONRY

STAFF RECOMMENDATION

EXTENDED FALCONRY (ducks and coots only):

Season Length: 106 total hawking days (includes 60 days of gun season + 16 days of special teal season)
Season Dates: Oct. 24 – Nov. 5
Jan. 30 – February 18
Bag Limit: 3 migratory game birds daily



2011-2012 BAG LIMITS, SHOOTING HOURS, AND SEASON DATES FOR WATERFOWL SEASONS OCCURRING AFTER SEPTEMBER 30

SEE THE CURRENT NORTH CAROLINA INLAND FISHING, HUNTING & TRAPPING REGULATIONS DIGEST FOR OTHER REGULATIONS CONCERNING WATERFOWL

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 19), 1 canvasback, or 1 fulvous whistling duck. The season on harlequin ducks is closed. (Possession limits are twice the daily bag unless otherwise noted.)
- b) **Other limits:**
- 1) 25 light geese (Includes snow, blue and Ross' geese), no possession limit
 - 2) 2 brant
 - 3) 5 mergansers (2 hooded mergansers)
 - 4) 7 sea ducks (In special sea duck area 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.
 - 5) 15 coots
 - 6) 5 dark geese (Includes Canada geese & white-fronted geese) in the Resident Hunt Zone, 5 in the Southern James Bay Zone and 1 in the Northeast Hunt Zone.

HOURS: One-half hour before sunrise to sunset.

Ducks, Mergansers and Coots	October 5-8, November 12 – December 3 and December 17 - January 28 [Black and mottled ducks closed until Nov. 19]
Sea Ducks (In special sea duck area only)	October 1 – January 31
Dark Geese (Includes Canada geese and white-fronted geese) To view a map of the goose hunt zones, refer to the Regulations Digest or www.ncwildlife.org	Resident Population Hunt Zone: Oct. 5-15, Nov. 12 – Dec. 3 and Dec. 17 – Feb. 4 Southern James Bay Hunt Zone (Gaddy Goose refuge closed after Sept. 30): Oct. 5 – Nov. 4 and Nov. 12 – Dec. 31. Northeast Hunt Zone: Jan. 21 – Jan. 28 (By permit only)
Light Geese (Includes snow and blue geese, and Ross' geese)	October 19 - October 22 November 12 – March 10 Electronic calls and unplugged guns are allowed from February 6 – March 10
Brant	November 19 – December 3 and December 17 - January 28
Tundra Swan	November 12 - January 31 (1 per season by permit only - 5,000 will be issued.)
Youth Waterfowl Days (Includes ducks, geese, brant, mergansers, coots and tundra swans.) The youth must have a valid permit to harvest a tundra swan or a Canada goose (NE Hunt Zone only).	December 10 and February 4 Youth must be 15 years of age or younger and accompanied by a properly licensed adult. The adult can not duck hunt but may participate in other seasons that are open on the special youth day.

**You may also call 1-800-675-0263 for this information.
Report all bands by calling 1-800-327-BAND or www.reportband.gov**



**2011-2012 EXTENDED FALCONRY SEASONS AND
BAG LIMITS FOR MIGRATORY GAME BIRDS**

SPECIES	OPEN DATES	DAILY BAG	POSSESSION
Dove	Oct. 15 – Nov. 19	3	6
King, Clapper, Sora and Virginia Rails	Nov. 19 – Dec. 24	3	6
Gallinule and Moorhens	Nov. 19 – Dec. 24	3	6
Woodcock	Nov. 7 – Dec. 10 & Jan. 30 – Feb. 25	3	6
Ducks, mergansers and coots ¹	Oct. 24 – Nov. 5 & Jan. 30 – Feb. 18	3	6

¹ the taking of harlequin ducks is prohibited

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

**** With the following exception, falconry hours for all species are from ½ hour before sunrise until sunset. For doves on September 3 (gun season), falconry hours are from noon 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.**

EXHIBIT J

August 25, 2011



Staff Recommendations to Allow Take of Migrant Peregrine Falcons From the Wild for Use in Falconry - 2011

Allocation of the 36 migrating peregrine falcons to be taken during 2011 from the U.S. east of 100 degrees W longitude has been determined. Based upon those recommendations, the FWS has allocated the allowed take of 12 fall migrants in 2011 east of 100 degrees W longitude to Atlantic Flyway states. North Carolina is initially allocated 1 bird.

Based on this allocation of 1 bird for take from within North Carolina, DWM staff recommends that the WRC accept the FWS allocation framework and establish a season in 2011 with the following stipulations.

- Total allowable take is 1 bird during the period from September 20, 2011 through October 20, 2011.
- All birds taken must be juveniles.
- Take would be allowed only by permit from the WRC and only east of US Highway 17.
- No banded birds could be taken. Any banded birds captured must be immediately released at the site of capture.
- Permits will be issued through our special hunts permitting system (random).
- One permit will be issued to N.C. residents only.
- An individual issued a permit must have the proper state and federal falconry licenses/permits.
- Each person receiving a permit must complete a post-season survey provided by DWM staff and submit that survey no later than December 15, 2011.

NOTE: The state of New Jersey has been allocated 1 peregrine for take during 2011, but action will not have been taken on final rules allowing for take in N.J. until September 22, 2011. If for any reason those rules are not adopted by N.J., the 1 peregrine allocated by the FWS for take in N.J. will become available for take in N.C. If rules are not adopted to allow peregrine take in N.J., DWM staff recommends that the WRC accept this re-allocation of one peregrine, as previously approved by the FWS, and issue a second permit for take of peregrine in N.C. during the 2011 season. There would be no residency restriction on this second permit, which will be drawn from the original non-successful applicant pool. Otherwise, the permit would be issued and be applicable as described above.

EXHIBIT K-1

August 25, 2011

Summary of Comments Received on Proposed Temporary Rules Affecting Crows, Coyotes and Feral Swine

Number of Comments Received via E-mail	Number of Comments Received at the Public Hearing	Total	Agree	Disagree
15	0	15	13	2

DISTRICT	COMMENTS
D-2	<p>AGREE</p> <p><i>I was pleased to see that North Carolina will establish a feral swine season. I am writing in support of establishing a season that will allow feral swine hunting on Game Lands. In my area of the state, there is a large population of feral swine in Croatan National Forest. But hunters can only hunt them during deer season, as Game Lands have firearms restrictions during off-seasons. I suggest that a hunting season that begins at the end of deer season and ends before spring turkey season be established. Legal methods for taking should include centerfire weapons, shotguns, archery tackle, and blackpowder rifles.</i></p>
D-2	<p>DISAGREE</p> <p><i>I personally object to the NCWRC regulating Feral Swine for the following reasons. As of this writing, I understand that Feral Swine can be shot at night, with aid of artificial light, 7 days a week, with any weapon, without a license, without a permit. Most hog damage to crops and other property is done at night! Regulation will only allow a minor problem to become a "Major" problem for all of us.</i></p>
D-3	<p>DISAGREE</p> <p><i>I think this is too wide open and needs to be buckled up tighter on hunters. Very dangerous. Bad enough I have shot guns being shot off in woods behind my house. So if a crow or any creature gets on my property hunter can just have free for all shooting at it and then realizes oops I am not on someone's property aiming a gun? We have swamp and woods behind our area. Lots of hunters in the Clayton area. This is not good. Lock your children and your pets if this goes through until hunting season is over. If you can shoot a crow, coyote or any wildlife that is fair game for anything that moves in the woods.</i></p>
D-3	<p>AGREE</p> <p><i>I support the Temporary rules as sent to me in the emailed document.</i></p>
D-3	<p>AGREE</p> <p><i>As a farmer and landowner, I know first hand the damage wild animals can cause to crops. In my area there is a lot of deer and they really like to eat soybeans, peanuts and lots of garden plants. Just a few miles from my farming operation there is wild hogs. I have seen the total destruction of all crops in large areas of fields due to wild hogs. The hogs cause more damage than deer. I also know there is an increasing population of coyotes in my area. I think any use of electronic calls for crows or coyotes or open seasons on hogs will be a big help to farmers and land owners!!</i></p>

D-4	<p>AGREE</p> <p><i>Just want to take a moment to register my support for HB 432 as it is long overdue. Secondly, most states allow using electronic calls for coyotes and crows and NC should also - the sooner the better. It is well known that many hunters use these devices already in addition to mouth calls and there is no reason to challenge them even under current regulations. Feral pigs are a growing menace for farmers across our state. In Texas it is an epidemic! We need to get ahead of the swine situation as fast as we can to stop their ever increasing numbers. Check the weight of some of these critters in SC just below Rockingham as they are big. For sure, all hunters and trappers should be in possession of a current license to be able to take game or predator at anytime anywhere with a trap, firearm, air rifle, or bow. Personally, as a Hunter Education instructor, I would like to see it mandatory for all hunters to be in possession of a Hunter Education Certificate. Grandfathering older hunters was understandable, but they need to experience up to date safety classes also.</i></p>
D-5	<p>AGREE</p> <p><i>I strongly support the continued and permanent use of electronic game calls for crows and coyotes. Both are nuisance animals that destroy crops and other game.</i></p>
D-5	<p>AGREE</p> <p><i>I am in favor of the temporary rules that will allow hunters to continue to use electronic calls for crow and coyote hunting. I am in favor of re-classifying wild boar as feral swine and no closed season for them. The temporary rules should be changed to permanent rules in the near future.</i></p>
D-6	<p>AGREE</p> <p><i>I would like to have the commission pass the temporary and permanent rules to maintain the status quo.</i></p>
D-6	<p>AGREE</p> <p><i>Electronic calls are needed to help control the exploding coyote population in NC. Currently the coyote population in NC is expanding at much too high of a rate. In places like Alabama and South Carolina coyotes have had a devastating effect on the deer herds. Electronic calls are an efficient and needed resource when hunting these crafty creatures. Ferals Swine are a problem in most every state in the Southeast and Southwest. Without open seasons and no bag limits NC agriculture and forest will be destroyed by these feral swine. These animals have no natural predators and can only be controlled through hunting and trapping as many of the swine as we can. They reproduce at such an alarming rate that bag limits and closed seasons will not keep their populations in check. I am writing this email to show my support for electronic calls for coyote hunting and that there be no bag limits and no closed seasons for feral swine.</i></p>

D-7	<p>AGREE</p> <p><i>Over the past 12 years or so, I've turkey hunted nearly every day of the season, so I've spent a lot of time in the woods. I live near on the Mitchell River in Surry County, for the past 6 or 7 years I've seen a decline each year in the turkey population. There use to be a fair amount of birds around here, you could go out late in the day and hear birds gobbling going to roost and in the mornings it would be rare not to hear several birds. I see and hear less every year, places where I always found sign of birds now all I find is coyote c**p, and in several place the birds are completely gone. I get reports from neighbors of seeing less birds and hearing more coyotes. And now seeing a coyote is not a uncommon thing. It's a shame to see all the efforts to bolster the turkey population ruined by these killing varmits. Also in the past couple of years I have noticed a sharp drop in the amount of deer that I see around the area, and its no doubt due to the coyotes. I've been commenting about this for several years to my neighbors up and down the river and talk to them about what they see and hear. This is a problem that needs to be addressed aggressively. I've taken up coyote hunting but its just a drop in the bucket to what needs to be done. I certainly don't know the answer to it as its hard to compete with mother nature. I would like to see unrestricted night hunting for coyotes, it would help a little. With the poor economy maybe a bounty would help slow them down. Just my opinion , but these are just killing machines with no natural predators around here and they are increasing their numbers each year while other game animals are declining. It's bad enough with development and habitat loss we now have to deal with these things.</i></p>
D-8	<p>AGREE</p> <p><i>With coyote populations soaring and taking our live stock we need every way possible to control these animals. I'm in full support of electronic calls for coyotes and crows. Heck the skies are black with crows.</i></p>
D-8	<p>AGREE</p> <p><i>I hope that the commission will continue to allow the use of electronic calls for crows and coyotes. I have used this to introduce many new hunters to our sport. On a good saturday I can take kids or others who have never really been into hunting and give them an experience crow hunting that gets them involved. Crows are numerous and fun to hunt. It is only possible because of the electronic calls. I just dont have enough wind to blow a hand call for hours while instructing them on what to do and when to do it. It will be difficult with out the use of the electronic calls. I will be at the district 8 meeting to help voice my opinion.</i></p>
D-9	<p>AGREE</p> <p><i>I would like to see rules legalizing the night hunting of feral hogs as is currently allowed. I support the temporary rules for crows and coyotes.</i></p>
Out of State	<p>AGREE</p> <p><i>I Would like to be able to continue to run hogs with dogs during the bear hunts on public lands. Tn. has stopped this and it has a caused a bad uproar over the state. Everyone in our community comes to NC to hunt and buys license every year and would appreciate the oppurtunity to continue to do so.</i></p>

EXHIBIT K-2

August 25, 2011

Temporary Rules

Staff recommends the Wildlife Resources Commission adopt the following temporary rules:

15A NCAC 10B .0215 CROWS

(a) Open Seasons: Wednesday, Friday and Saturday of each week from the first Wednesday in June to the last day of February and on the following holidays: July 4, Labor Day, Thanksgiving, Christmas, New Years and Martin Luther King, Jr. days.

Note: Federal law protects crows and limits state seasons to a maximum of 124 days per year.

(b) Bag Limits: No restriction.

(c) Manner of Take. Hunters may use electronic calls.

*History Note: Authority G.S. 113-134; 113-291.2; 50 C.F.R. 20.133;
Eff. February 1, 1976;
Amended Eff. May 1, 2009; May 1, 2006; June 1, 2005; July 1, 1991; July 1, 1987; July 1, 1984;
July 1, 1983.*

15A NCAC 10B .0219 COYOTE

(a) No closed season.

(b) Bag Limits: No restriction.

(c) Manner of Take. Hunters may use electronic calls.

*History Note: Authority G.S. 113-134; 113-291.2;
Eff. July 1, 1993.*

15A NCAC 10B .0223 FERAL SWINE

(a) Open season. There is no closed season for taking feral swine by hunting.

(b) Bag limits. There are no bag limit restrictions.

History Note: Authority G.S. 113-129; 113-134; 113-291; 113-291.2

EXHIBIT L

August 25, 2011

North Carolina Wildlife Resources Commission Land Acquisition Investigation Form

Date: 8/16/2011

Tract Name: Rankin Tract II

Acreage: 96.1

County: Warren

Advertised Purchase Amount: \$240,000

Based on Appraisal: Yes No

Contact: John Barbour (State Property Office)

Phone: 919-807-4682

Address: 1321 Mail Service Center
Raleigh, NC 27699-1321

Status: High Interest Moderate Interest Low Interest No Interest

Grant Potential: NHTF CWMTF Other (State Wildlife Grant, USFWS Recovery Land Acquisition Grant, local Land Conservancies)

Resource Potential (Brief): This tract is approximately 96 acres and has close to 2000 ft. of stream frontage on Shocco Creek. Multiple Wildlife Action Plan priority species are extant in Shocco Creek in the vicinity of Rankin Tract II. Two of those priority species, the dwarf wedge mussel and the Tar spiny mussel, are federally-listed. This tract offers long-term protection for these priority species and has been identified by USFWS as one of the core habitats necessary for these species to successfully recover. This tract partially borders Shocco Creek Game Lands and Rankin Tract I which is currently being pursued through USFWS Recovery Land Acquisition Grant and other private funding sources. Rankin Tract II is forested with a mix of loblolly pines and hardwood trees and has access via SR 1628 which runs the length of the northern boundary of the property. Shocco Creek has a good to fair sunfish resource for anglers. Staff has consulted with Wildlife Management on Rankin Tract II and has confirmed that this tract would be a good addition to the Game Lands Program.

Access Assessment: Direct road access to property from Ernest Turner Road (SR 1628)

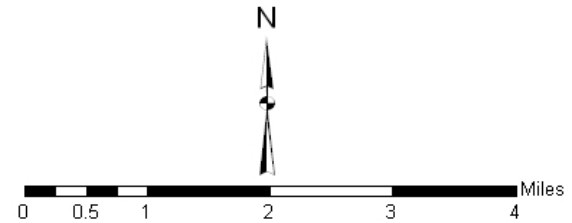
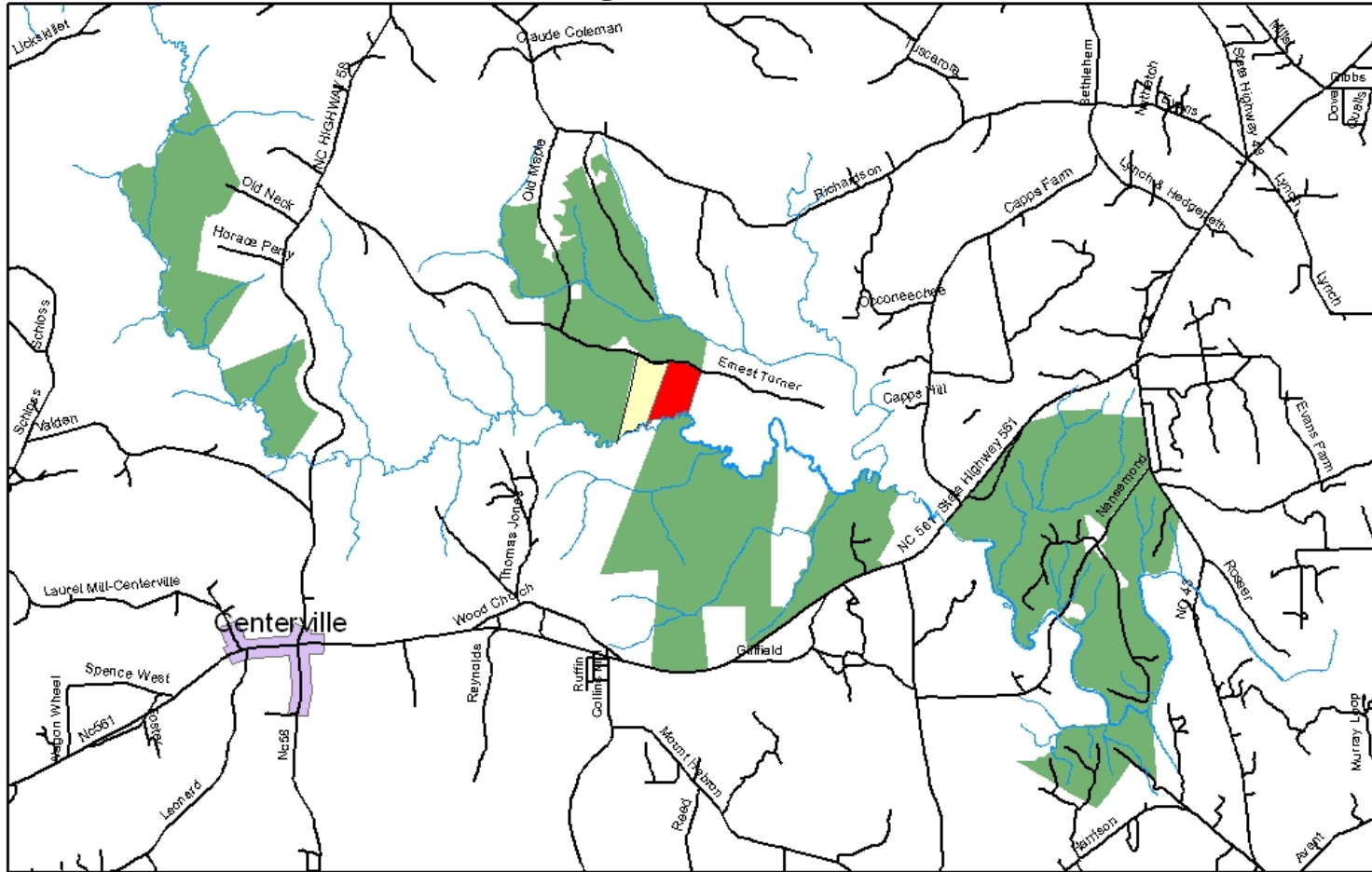
Game Lands Program Potential: Yes No

Recommendation: Pursue Acquisition Defer Do Not Pursue Acquisition

Map Attached: Yes No

EXHIBIT L

August 25, 2011



Location of proposed acquisition (Rankin Tract II) in relation to Centerville, NC and Shocco Creek Game Lands.

EXHIBIT M

August 25, 2011



ROY COOPER
ATTORNEY GENERAL

State of North Carolina
Department of Justice
9001 Mail Service Center
RALEIGH, NORTH CAROLINA
27699-9001

REPLY TO:
C. NORMAN YOUNG, JR.
SERVICE TO STATE AGENCIES
PHONE: 919-716-6800
FAX: 919-716-6755
E-MAIL: NYOUNG@NCDOJ.GOV

No Wake Zone in Hyde County 15A NCAC 10F.0313

Agency Contact: C. Norman Young, Jr.
Rule Making Coordinator
Wildlife Resource Commission
919-716-6800

Summary of Impact: State government: No
Local government: Yes
Substantial impact: No
Federal government: No
Small businesses: No

This rule establishes a "no wake zone" on the Lake Landing Canal in Hyde County as indicated by the proposed changes (see Appendices 1 & 2). This rule change is aimed at increasing boating safety in the area; therefore WRC believes that the rule amendment is necessary to serve the public interest.

STATE IMPACT ANALYSIS: The agency has concluded that the cost to the State will be none since this no wake zone was made at the request of Hyde County and the county has agreed to bear the cost of marking the no wake zone.

* This rule is intended to accomplish the agency's mandate to provide for the safety of boaters and other members of the public, and is part of a regulatory program enforced by the Commission's Division of Enforcement. The proposed change will not require any additional staffing or costs to WRC.

* The proposed rule change does not require any action by a State agency other than the Wildlife Resources Commission.

* The proposed rule change has been reviewed and evaluated pursuant to Governor Perdue's Executive Order 70, and has been determined to be necessary and in the public interest.

LOCAL IMPACT ANALYSIS: WRC has concluded that the cost to local government as a result of the adoption of this proposal would be approximately \$1,000 for the following reasons:

* The proposed no-wake zone is at the request of Hyde County to minimize the risk of boat accidents in a very narrow, although navigable, drainage canal. As the entity requesting the no wake zone, Hyde County will bear the costs.

* The cost of placement of markers is estimated to be \$1,000 to \$1,800. This estimate is based on the costs of materials and labor for similar installations by the Wildlife Resources Commission, but will be determined by the conforming materials and the contractor selected by Hyde County.

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 proposal for the following reasons:

* Based on its site survey, WRC does not believe that there will be any appreciable economic impact to the public. The primary use of this particular waterway is recreational, and the imposition of a "no wake" zone at this location will not result in any measurable economic loss or gain to the public.

* However, boating safety will be enhanced by the implementation of this rule, resulting in less likelihood of personal injury or property damage which is a potential positive economic benefit to the public, although one which is impossible to quantify or even reasonably estimate.

Accordingly WRC has determined that the economic impact to the public is minimal to none, and does not meet the threshold impact requirement of \$500,000 dollars annually.

Appendix 1

15A NCAC 10F .0313 is proposed for amendment as follows:

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 Marker #10 in Pamlico Sound and extending the entire length of the canal;
- (2) Carawan Canal near the Town of Swan Quarter beginning at its entrance located 440 yards North by Northeast from Marker #7 off Long Point in Pamlico Sound 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) Far Creek near the Town of Engelhard beginning at its entrance at Marker #10 in Pamlico Sound and extending the entire length of the canal;
- (5) Fodrey Canal. That portion of Fodrey Canal beginning at its entrance at the number 3 beacon and extending inland for a distance of 300 yards;
- (6) Silver Lake in Ocracoke. Harbor-wide; ~~and~~
- (7) The entire waters of the Hydeland Canal beginning at the Hydeland Canal Access Area (35.42131N, 76.20915W) and ending at the end of SR 1122 (~~35.40873N, 76.21185W~~); (35.40873N, 76.21185W); and
- (8) The waters of Lake Landing Canal beginning near the SR 1110 bridge at the intersection of Great Ditch Road and Nebraska Road, at a point at 35.45879 N, 76.07517 W and ending at a point at 35.45027 N, 76.06862 W.

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

(c) Placement and Maintenance of Markers. The Board of Commissioners of Hyde 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.

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

Appendix 2

Aerial View of Proposed No Wake Zone

