



STATE OF WEST VIRGINIA
DEPARTMENT OF NATURAL RESOURCES
CHARLESTON 25305

June 1, 1978

DAVID C. CALLAGHAN
Director

The Honorable A. James Manchin
Secretary of State
State Capitol Building
Charleston, West Virginia 25305

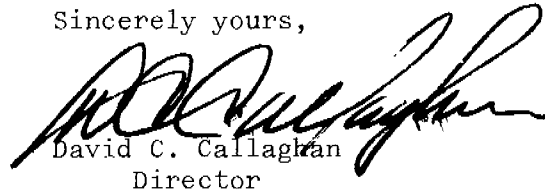
Dear Secretary Manchin:

Enclosed herewith are three copies of the proposed West Virginia Administrative Regulations, designated Series XII of Chapter 20-1, to be filed in the State Register in accordance with the provisions of Chapter 29A-3.

The Department of Natural Resources has scheduled a public hearing for July 10, 1978, between 1:00 p.m. and 4:00 p.m. in Room 811, Motor Vehicles Building, 1800 Washington Street, East, Charleston, West Virginia to allow anyone interested to submit evidence or make written or oral statements regarding the collection and sale of ginseng within the state.

Please notify me if you have any questions regarding this matter.

Sincerely yours,


David C. Callaghan
Director

DCC/dc

Enclosures

FILED IN THE OFFICE OF
SECRETARY OF STATE
THIS DATE 6-6-78

WEST VIRGINIA ADMINISTRATIVE REGULATIONS
Department of Natural Resources

THIS DATE AUG 11 1976

Chapter 20-1
Series IX
(1976)

Subject: 1976-77 Hunting Seasons for Migratory Game Birds

By virtue of the authority granted to the Natural Resources Commission of the Department of Natural Resources by Article 1, Section 17, Chapter 20 of the Code of West Virginia, the following hunting seasons and regulations for migratory game birds are hereby promulgated and shall become effective at 12:00 noon on September 1, 1976, and shall expire at sunset on December 24, 1976, unless otherwise amended or new regulations are issued by the director. All seasons, unless otherwise noted, are statewide and subject to change. The opening and closing dates shall be inclusive, except as noted under exceptions. All time periods shall be prevailing time except as otherwise noted.

Section 1 - Opening and Closing Dates

- 1.01. Mourning doves - September 1 through November 9, 1976.
- 1.02. Sora and Virginia rails - October 16 - December 24, 1976.
- 1.03. Woodcock - October 16 - December 18, 1976.

1.04. Common snipe - September 1 - December 16, 1976.

Section 2 - Bag and Possession Limits

2.01. Mourning doves - bag limit 12 per day, 24 possession limit.

2.02. Sora and Virginia rails - (in combination) - 25 per day, 25 possession limit.

2.03. Woodcock - 5 per day, 10 possession limit.

2.04. Common (Wilson's) snipe - 8 per day, 16 possession limit.

2.05. King and Clapper rails - No open season.

2.06. Shooting hours are one-half ($\frac{1}{2}$) hour before sunrise to sunset for all migratory birds except mourning doves which may only be hunted from noon (12:00 p.m. prevailing time) to sunset.

Section 3 - General Regulations

3.01. Everyone who has attained the age of 16 years must have an unexpired Federal Migratory Bird Hunting Stamp (commonly called a "Duck Stamp") on his person validated by his signature in ink across the face of the stamp to hunt ducks and geese.

3.02. A "Duck Stamp" is not needed to hunt doves, coots, rails, gallinules, snipe, or woodcock.

3.03 It is lawful to hunt waterfowl on open lakes, rivers and waterways of the State during the antlered deer season should the waterfowl season be open at that time.

3.04 One fully-feathered wing or head must remain attached to all migratory game birds, except doves, at all times while being transported from the place where taken until they have arrived at the personal abode of the possessor or a commercial preservation facility. Any package or container in which birds are being transported by common carrier must have the name and address of the shipper and consignee, and an accurate statement of the numbers and kinds of birds contained therein conspicuously marked on the outside.

3.05 When hunting migratory birds you can use:

(a) A motorboat as a shooting site if it is beached, resting at anchor, or tied to a hunting blind or other fixed object.

However, rails may be taken from a boat with the motor attached when the motor is shut off, forward progress from power has ceased, and the boat is immobile or being propelled by paddle, oars, or pole.

(b) Motor-driven boats to retrieve injured or dead birds, if you do not shoot.

(c) A motorboat from which to shoot cripples after motor is shut off, anchor dropped, and forward motion

has ceased.

(d) Dogs for both flushing and retrieving waterfowl.

(e) Long bow and arrow, or a shotgun not larger than 10-gauge and limited to three-shell capacity by construction or by plugging, as described in the following paragraph.

(f) A blind or other type of concealment except a sinkbox or livestock.

3.06 When hunting migratory birds you cannot use:

(a) A shotgun larger than 10-gauge, or one capable of holding more than three shells unless plugged with a one-piece filler which cannot be removed without disassembling the gun.

(b) A trap, snare, net, crossbow, rifle, pistol, swivel or machine gun.

(c) Live birds as decoys.

(d) Bait (shelled, shucked, or unshucked corn, wheat or other grain, salt, or other food) to lure or attract birds.

(e) Electronic recordings or electrically amplified imitation of bird calls.

(f) Livestock as a blind or means of concealment.

(g) Any motor-driven land, water, or air conveyance or a sailboat to concentrate, drive, rally, or stir up waterfowl.