



STATE OF WEST VIRGINIA
DEPARTMENT OF NATURAL RESOURCES
CHARLESTON 25305

IRA S. LATIMER, Jr.
Director

September 15, 1976

The Honorable James R. McCartney
Secretary of State of West Virginia
State Capitol Building
Charleston, West Virginia 25305

Dear Secretary McCartney:

Your attention is invited to my letter of August 3, 1976, transmitting the West Virginia Administrative Regulations covering the 1976-77 Hunting Seasons for Waterfowl and Other Migratory Game Birds, designated Series IX of Chapter 20-1. Federal Guidelines have now been established for waterfowl, and we are enclosing an addendum, designated Series IXa.

In order to meet the opening date of October 6, as set by the Federal Government, these regulations are being filed on an emergency basis, to be effective October 6, 1976. It is our desire that these regulations be made permanent at the earliest date permitted according to the provisions of 29A-Code of West Virginia.

As stipulated in 29A-3-8 of the Code, all interested parties may submit data, objections, amendments, views, evidence or arguments, in writing, to the Department of Natural Resources, 1800 Washington Street East, Charleston, West Virginia 25305, anytime prior to the effective date of these regulations.

Information relating to these regulations will be disbursed to all news media of the State in the form of a news release, and will be available to all interested individuals prior to the effective date of the migratory waterfowl hunting regulations.

I hereby certify that the enclosed regulations are true and accurate copies of official regulations to be adopted by the Department of Natural Resources.

Sincerely,

A handwritten signature in cursive script that reads "Ira S. Latimer, Jr.".

Ira S. Latimer, Jr.
Director

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

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Enclosures

THIS DATE SEP 13 1976

Section 7. Methods.

Section 8. Restricted Areas.

THIS DATE SEP 16 1976

Section 9. Out of State Sale Prohibited.

SERIES IX. Hunting Seasons for Migratory Game Birds.

Section 1. Opening and Closing Dates.

Section 2. Bag and Possession Limits.

Section 3. General.

SERIES IXa. Addendum to the 1976-77 Hunting Seasons for Waterfowl and Other Migratory Game Birds.

Section 1. Opening and Closing Dates.

Section 2. Bag and Possession Limits.

Section 4. Special State Regulations.

SERIES X. Commercial Fishing Regulations.

Section 1. Season.

Section 2. Area Open.

Section 3. Restricted Area.

Section 4. Species Which may be Taken.

Section 5. Size Limit.

Section 6. Gear Restrictions.

Section 7. Reports.

Section 8. Special Permits to Take Small Channel Catfish.

Section 9. Possession Restriction.

Section 10. Inspection

Section 11. License Revocation.

SERIES XI. Regulations on Services of Licensed Outfitters and Guides.

Section 1. General Regulations

Section 2. Hunting and Fishing Trips.

Section 3. Commercial Whitewater Outfitter

Section 4. Commercial Whitewater Expedition.

WEST VIRGINIA ADMINISTRATIVE REGULATIONS
Department of Natural Resources
Chapter 20-1
Series IXa
(1976)

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE SEP 16 1976

Subject: Addendum to the 1976-77 Hunting Seasons for Waterfowl
and Other 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 waterfowl are hereby promulgated and shall become effective at 12:01 a.m. on October 6, 1976, and shall expire at midnight on January 15, 1977, 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

1.06. Ducks - Split season - October 6 - October 23;
December 15 - January 15, 1977.

1.07. Mergansers - Split season - October 6 - October 23;
December 15 - January 15, 1977.

1.08. Coots - Split season - October 6 - October 23;
December 15 - January 15, 1977.

1.09. Gallinules - October 6 - October 23; December 15 -
January 15, 1977.

1.10. Canada Geese - October 6 - October 23; December 15 -
January 15, 1977.

1.11. Snow and Blue Geese - December 17 - January 15, 1977.

Section 2 - Bag and Possession Limits

2.07. Ducks - 4 per day, 8 possession limit. The daily duck bag limit of 4 can include only two (2) black ducks and two (2) wood ducks. The duck possession limit of 8 can include only four (4) black ducks and four (4) wood ducks. During the period October 7 - October 15, a hunter may also take two (2) blue-winged teal daily and four (4) in possession. This extra limit is in addition to the regular duck bag limits. Also, hunters may take two (2) additional scaup (bluebills) statewide. This extra limit is in addition to the regular duck bag limits.

2.08. Mergansers - 5 per day, 10 possession limit. The daily merganser bag limit can include only one (1) hooded merganser, and the possession limit for hooded mergansers is two (2).

2.09. Coots - 15 per day, 30 in possession.

2.10. On opening days October 6 and December 14 waterfowl cannot be hunted until 12:00 noon prevailing time to sunset.

Section 4 - Special State Regulations

4.01. Mason County, including the Ohio River to the north of the Kanawha River, shall be closed to hunting Canada Geese.

4.02. McClintic Wildlife Station - (A) Hunting hours for all waterfowl will be from legal shooting time until 12:00 noon (prevailing time) October 6 - October 23, 1976 in the migratory game bird area. This area is so marked by signs. This includes ponds 3,6,7,8,9,11,17,18,19,36,39,40, and the area known as the Igloo Section.

4.03. Regulations for the controlled hunt area of
McClintic Wildlife Station:

(a) Hunting on the controlled area shown on the map, including that portion of Old Town Creek, is restricted to waterfowl hunting only from state-controlled blinds.

(b) Successful applicants must report to the McClintic Wildlife Station Office prior to 5:00 a.m. on the morning of the hunt.

(c) Failure to report by 5:00 a.m. forfeits the successful applicant's reservation. That blind will then be filled on a first come, first served basis.

(d) Hunters in the controlled area are restricted to 15 shells with shot size no larger than #4.

(e) Guns must be cased and unloaded except when in the blind area.

(f) Dogs must be on leash except when in the blind area.

(g) A controlled hunting permit and a blind tag must be in possession while hunting in the controlled area.

(h) Hunting is from legal shooting hours for waterfowl until 12:00 noon local time.

(i) Hunters must check out at the McClintic Wildlife Station Office, present the day's bag for inspection and return blind tags and permit, prior to 1:00 p.m. on the day of the hunt.

(j) Hunters may not travel more than 75 yards from the blind in the pursuit of cripples.

(k) Hunters must furnish their own decoys and other hunting gear.

(l) Bag limits are the same as those in effect statewide with the following exceptions:

- (i) The taking of geese is illegal on McClintic Wildlife Station.
- (ii) Only waterfowl may be taken during the first phase of waterfowl season in the controlled hunt area even if other seasons run concurrently.
- (iii) No more than one hen mallard may be taken daily.
- (m) No alcoholic beverages will be permitted in the blind area.
- (n) A hunter in the controlled area who violates regulations or conducts himself in an unsportsman-like manner at the McClintic Wildlife Station will be denied a permit.