



STATE OF WEST VIRGINIA
 OFFICE OF THE SECRETARY OF STATE
 CHARLESTON 25305

A. JAMES MANCHIN
 SECRETARY OF STATE

STATE REGISTER FILING

I, David C. Callaghan, Director,
 Title or Position

West Virginia Department of Natural Resources, hereby submit to record in
 Department or Division

the State Register on 8 1/2 x 11" paper two (2) copies of

- () proposed rules and regulations concerning topics of material not covered by existing rules and regulations;
- (X) proposed rules and regulations superseding rules and regulations already on file;
- () notice of hearing;
- () findings and determinations;
- () rules and regulations; or
- () other - specify ()

This filing pertains to

FILED IN THE OFFICE OF
 A. JAMES MANCHIN
 SECRETARY OF STATE
 THIS DATE 8/5/81

Chapter 20
 Article 1
 Series IX
 Section 1-3
 Page No. 1-5

- () proposed rules and regulations are required to go to Legislative Rule Making Committee;
- () proposed rules and regulations are excluded from Legislative Rule Making Committee;

August 3, 1981

Date Submitted

David C. Callaghan

Signature of Person Authorizing
 this Filing

WEST VIRGINIA ADMINISTRATIVE REGULATIONS

Department of Natural Resources
Chapter 20-1
Series IX
(1980) (1981)

FILED IN THE OFFICE OF
A. JAMES MENCHIN
SECRETARY OF STATE
THIS DATE 8/5/81

Subject: ~~1980-81~~; 1981-82 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,-1980~~, August 31, 1981, and shall expire at sunset on ~~January-31,-1981~~, January 31, 1982, 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---October-31,-1980~~;
September 1 - October 31, 1981 and ~~December-22,-December-30,~~
~~1980~~; December 23 - December 31, 1981.

1.02. Sora and Virginia Rails - ~~September-8-~~
~~November-16,-1980~~; September 7 - November 14, 1981.

1.03. Woodcock - ~~October-28---December-21,-1980~~;
October 17 - December 19, 1981.

1.04. Common Snipe - ~~September-8---December-23,-1980,~~
September 7 - December 22, 1981.

1.05. King and Clapper Rails - No open season.

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.~~ None.

~~2.06. --Shooting hours are one-half (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. Shooting hours are one-half (1/2) hour before
sunrise to sunset for all migratory birds.

3.01~~2~~. 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.

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

3.034. 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.

3.045. 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.

3.056. When hunting migratory birds you can use:

(a) A motor boat 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 with a one-piece filler which cannot be removed without disassembling the gun.

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

3.067. 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.

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