



STATE OF WEST VIRGINIA
DEPARTMENT OF NATURAL RESOURCES
CHARLESTON 25305

February 24, 1981

JOHN D. ROCKEFELLER IV
Governor

DAVID C. CALLAGHAN
Director

WILLIS H. HERTIG, JR.
Deputy Director

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA
THIS DATE 2/26/81

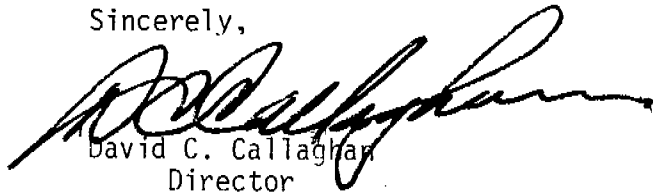
Mr. John R. Homburg
Attorney-at-Law
West Virginia Legislative Services
Joint Committee on Government and Finance
Room 3-132, State Capitol Building
Charleston, West Virginia 25305

Dear Mr. Homburg:

Enclosed are 17 copies of an amendment to the Administrative Regulations covering the West Virginia Fishing Regulations, designated Series III of Chapter 20-1. This amendment will establish a portion of Rich Creek in Monroe County as a Fly Fishing Only section effective March 1, 1981.

Thank you for your immediate attention to this matter.

Sincerely,


David C. Callaghan
Director

DCC/bmc

Enclosures (17)

cc: Secretary of State
Natural Resources Commission
Division of Wildlife Resources

SECRETARY OF STATE

81 FEB 26 ALL: 50

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MINUTES
PUBLIC HEARING
February 23, 1981

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA
THIS DATE 2/26/81

A public hearing was scheduled to discuss a proposed amendment to the 1981 West Virginia fishing regulations on February 23, 1981, at 7 P.M., in the DNR Operations Center, Ward Road, Elkins, WV 26241. The amendment, if adopted, will establish a portion of Rich Creek in Monroe County as a Fly Fishing Only section, effective March 1, 1981.

Mr. Don Phares, Administrator of Coldwater Management, was to chair the meeting; however, no sportsmen nor other interested persons were in attendance. Mr. Phares closed the building at 8 P.M.

Only one written statement was received concerning the proposed amendment. Mr. S. N. Nichols, 37 Mobile Manor, St. Albans, WV 25177, wrote to express his approval of the amendment.

AG

2/24/81

SECRETARY OF STATE
OFFICE

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NEWS

STATE OF WEST VIRGINIA • DEPARTMENT OF NATURAL RESOURCES • CHARLESTON 25305

David C. Callaghan, Director

FOR RELEASE: January 22, 1981

PHONE: 304/348-3381

DNR SEEKS COMMENTS ON FISHING REGULATIONS

WATER RESOURCES PUBLICATIONS AVAILABLE

DNR SEEKS COMMENTS ON FISHING REGULATIONS

The Department of Natural Resources will conduct a public hearing to discuss an amendment of the 1981 fishing regulations on February 23, 1981 from 7:00 to 8:30 p.m., in the DNR Operations Center, Ward Road Elkins West Virginia 26241.

All interested persons are urged to participate in the regulations hearing. The proposed amendment to the 1981 fishing regulations, if adopted, will establish a portion of Rich Creek in Monroe County as a Fly Fishing Only section and will become effective March 1, 1981. Both written and oral comments will be received at the meeting. Also, written statements will be received at the above address until February 23.

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WATER RESOURCES PUBLICATIONS AVAILABLE

The water resources division of the Department of Natural Resources has announced that it has surplus copies of the following publications and requests that anyone wanting free copies of these documents, notify its Public Information Office, 1201 Greenbrier Street, Charleston, WV, (304) 348-7861 by February 27. Excess copies remaining after that date will be discarded.

-- Acid Mine Drainage Study in North Branch Potomac River Basin, 1974

-- Comprehensive Survey of the Bluestone River Basin, Volume I - Inventory, 1978

(more)



STATE OF WEST VIRGINIA
DEPARTMENT OF NATURAL RESOURCES
CHARLESTON 25305

JOHN D. ROCKEFELLER IV
Governor

January 21, 1981

DAVID C. CALLAGHAN
Director

WILLIS H. HERTIG, JR.
Deputy Director

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA
THIS DATE 2/26/81


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

Dear Secretary Manchin:

Enclosed are two copies of a proposed amendment to West Virginia Administrative Regulations, designated Series III of Chapter 20-1. The amendment will establish a portion of Rich Creek in Monroe County as a Fly Fishing Only section. (See pages 1 and 4.)

A public hearing will be held from 7:00 p.m. to 8:30 p.m., at the Department of Natural Resources Operations Center, Ward Road, Elkins, West Virginia to solicit public comments concerning the proposed amendment to the regulations.

Sincerely,


David C. Callaghan
Director

DCC/alg

Enclosures

OFFICE
SECY. OF STATE

81 FEB 26 AM: 50

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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

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;
- 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

Chapter 20
 Article 1
 Series III
 Section 1-7
 Page No. 1-7

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

Date Submitted _____

David C. Callaghan
 Signature of Person Authorizing
 this Filing

WEST VIRGINIA ADMINISTRATIVE REGULATIONS

DEPARTMENT OF NATURAL RESOURCES

Chapter 20-1
Series III

1981 FISHING REGULATIONS

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 2/26/81

SECRETARY OF STATE

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SECTION 1.0 OPENING AND CLOSING DATES

- 1.01 Black Bass--(Smallmouth, Largemouth, Spotted)--Open year-round.
- 1.02 Trout--(Rainbow, Brook, Brown, Golden Rainbow)-- Open year-round.
 - 1.02.1 Edwards Run in marked area within boundaries of Edwards Run Public Hunting and Fishing Area, Hampshire County (pond excluded)-- Open for Fly Fishing Only--June 1 through December 31.
 - 1.02.2 Rich Creek--in marked area extending from U.S. Route 219 crossing near Lindside, Monroe County to a point approximately one mile east of U.S. Route 219 toward the Mercer County Anglers Club Hatchery--Open for Fly Fishing Only--March 1 through December 31.
- 1.03 Muskellunge, Tiger Musky, Northern Pike--Open year-round.
- 1.04 Walleye--Open year-round.
- 1.05 Channel Catfish--Open year-round.
- 1.06 Other Species--Open year-round.
- 1.07 Frogs--(Bull Frog and Green Frog)--Open 9 p.m. DST, June 13. Closes at midnight, July 31.
 - 1.07.1 Frog season will open from May 15 through October 31, on Big Sandy and Tug Fork Rivers bordering Kentucky.

SECTION 2.0 DAILY CREEL LIMITS AND POSSESSION LIMITS

- 2.01 Black Bass--(Smallmouth, Largemouth, Spotted)--Daily creel limit is 8. Possession limit is 16 bass in aggregate.
 - 2.01.1 A daily creel limit of 5 per day and a possession limit of 10 shall be in effect in that portion of the Potomac River between the states of Maryland and West Virginia.

a deeply hooked or gill-hooked fish, the leader should be cut; 4) All fish caught must be returned to the water at once.

SECTION 5.0 FLY FISHING ONLY FISHING AREAS

- 5.01 Edwards Run--in marked area within the boundaries of the Edwards Run Public Hunting and Fishing Area, Hampshire County (pond excluded).
 - 5.02 Second Creek, a marked area on the Monroe, Greenbrier County line, extending in a continuous section 3/4 mile downstream from Rodgers Mill.
 - 5.03 Rich Creek--in marked area extending from U.S. Route 219 crossing near Lindside, Monroe County to a point approximately one mile east of U.S. Route 219 toward the Mercer County Anglers Club Hatchery.
- 5.023.1 Special Regulations--Fly Fishing Only (Fish-for-Fun) for Edwards Run, and Second Creek, and Rich Creek are as follows: 1) Fishing permitted during daylight hours only; 2) Only artificial flies and streamers may be used or in possession on any of the Fly Fishing Only streams; 3) Only conventional fly fishing tackle may be used. Open and closed faced spinning or spin cast reels are prohibited; 4) All fish caught must be returned to the water at once.

SECTION 6.0 GAME FISH DEFINED

- 6.01 Game Fish--Brook trout, brown trout, rainbow trout, golden rainbow trout, largemouth bass, smallmouth bass, spotted bass, striped bass, pickerel, muskellunge, tiger musky, northern pike, walleye, sauger, white bass, rock bass, crappie, bluegill, other sunfish, channel catfish, and flathead catfish.

SECTION 7.0 OTHER METHODS OF FISHING

- 7.01 Dipping--Dipping for non-game fish only shall be lawful in open waters during the period from February 1 to midnight April 30. A dip net so used shall not exceed 36 square feet in overall area, and its mesh shall not be smaller than one-quarter inch.