

U.S. Fish and Wildlife Serv., Interior

§ 32.51

2. Permanent blinds are not permitted.

3. The refuge may designate special youth and/or persons with disabilities hunting days during the regular game bird season. This will apply to areas, species, days, and times that are currently part of the refuge's hunting program. For additional information concerning these changes, please contact the refuge staff. We will print specific dates and information regarding these special days in the refuge's 2008-2009 hunt leaflet.

B. Upland Game Hunting. [Reserved]

C. Big Game Hunting. [Reserved]

D. Sport Fishing. [Reserved]

[58 FR 5064, Jan. 19, 1993, as amended at 59 FR 6694, Feb. 11, 1994; 60 FR 62045, Dec. 4, 1995; 61 FR 46397, Sept. 3, 1996; 65 FR 30787, May 12, 2000; 65 FR 56406, Sept. 18, 2000; 66 FR 46360, Sept. 4, 2001; 67 FR 58948, Sept. 18, 2002; 69 FR 54362, 54433, Sept. 8, 2004; 70 FR 54184, Sept. 13, 2005; 73 FR 33193, June 11, 2008; 74 FR 45693, Sept. 3, 2009; 76 FR 3985, Jan. 21, 2011; 76 FR 56080, Sept. 9, 2011]

§ 32.51 New York.

The following refuge units have been opened for hunting and/or fishing, and are listed in alphabetical order with applicable refuge-specific regulations.

AMAGANSETT NATIONAL WILDLIFE REFUGE

A. Migratory Game Bird Hunting. [Reserved]

B. Upland Game Hunting. [Reserved]

C. Big Game Hunting. [Reserved]

D. Sport Fishing. Anglers may surf fish in the Atlantic Ocean from the refuge shoreline in accordance with state regulations.

ELIZABETH A. MORTON NATIONAL WILDLIFE REFUGE

A. Migratory Game Bird Hunting. [Reserved]

B. Upland Game Hunting. [Reserved]

C. Big Game Hunting. [Reserved]

D. Sport Fishing. Fishing is permitted on designated areas of the refuge subject to the following conditions:

1. Fishing is permitted only on the beach and in areas not designated as closed.

2. Fishing is permitted only during daylight hours.

IROQUOIS NATIONAL WILDLIFE REFUGE

A. Migratory Game Bird Hunting. We allow hunting of goose, duck, rail, coot, gallinule, snipe, and woodcock on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. For hunting of goose, duck, and coot (only allowed on Tuesdays, Thursdays, and Saturdays):

i. We require refuge waterfowl hunting permits. We allocate permits by random drawing at the Waterfowl Hunter Check Station on Route 77 on hunt days, except that we conduct a mail-in lottery for permits issued

for opening day and the first two Saturdays of the regular waterfowl season. Permits allow up to three hunters to hunt. We charge a daily fee. A hunt stand is available for physically challenged hunters possessing a Golden Access Passport. We will allocate the hunt stand in a separate random draw for opening day and by first-come, first-served basis for other hunt days. The permit will allow one helper who may also hunt.

ii. You must possess and carry a valid New York State Waterfowl Education Certificate of Qualification.

iii. You must provide and use a minimum of six decoys.

iv. We only allow hunting from ½ hour before legal sunrise to 12 p.m. (noon). All hunters must check out no later than 1 p.m. by returning the Harvest Report portion of your permit to the Waterfowl Hunter Check Station.

v. You may only possess approved nontoxic shotshells (see § 32.2(k)) in the field in quantities of 20 or less.

vi. You must hunt within 100 feet (30 m) of your designated stand unless actively pursuing crippled birds.

2. For hunting of rail, gallinule, snipe, and woodcock:

i. We require refuge daily small-game hunt permits and reports. You may obtain these self-issued permits at several kiosks located around the refuge. The hunter must complete and sign Part "A" and possess and carry Part "B" while hunting, then complete and return Part "B" to one of the kiosks at the end of the hunt day.

ii. You may only possess approved nontoxic shot in the field (see § 32.2(k)).

iii. We only allow hunting east of Sour Springs Road.

3. We allow youths ages 12 to 17 to hunt goose and duck on the first Sunday of the regular waterfowl season subject to the following conditions:

i. Each youth hunter must preregister at the refuge office.

ii. Each youth hunter must participate in the prehunt orientation and education program.

iii. Each youth must hunt with a preapproved, nonhunting adult (see refuge manager for details), who must be properly licensed to participate in the program.

iv. Conditions liv, lv, and lvi above apply.

B. Hunting of Upland Game. We allow hunting of ruffed grouse, gray squirrel, cottontail rabbit, pheasant, coyote, fox, raccoon, skunk, and opossum on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We require refuge daily small-game hunt permits and reports. You may obtain these self-issued permits at several kiosks located around the refuge. You must complete and sign Part A and possess and carry Part B while hunting, then complete and return

§ 32.51

50 CFR Ch. I (10–1–11 Edition)

Part B to one of the kiosks at the end of the hunt day.

2. We only allow hunting from legal sunrise to legal sunset. We prohibit night hunting.

3. We allow hunting only between October 1 and the last day of February.

4. You must only possess approved nontoxic shot (see § 32.2(k)) while in the field if hunting with a shotgun.

5. You must wear in a visible manner on head, chest, and back a minimum of 400 square inches (2,600 cm²) of solid-colored, hunter-orange clothing or material during any firearms deer season.

C. Big Game Hunting. We allow hunting of white-tailed deer and turkey on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. White-tailed deer:

i. We require refuge daily deer hunt permits and reports. These self-issued permits are available at several kiosks located around the refuge. You must complete and sign Part A and possess and carry Part B while hunting, then complete and return Part B to one of the kiosks at the end of the hunt day.

ii. All hunters must wear in a visible manner on head, chest, and back a minimum of 400 square inches (2,600 cm²) of solid-colored, hunter-orange clothing or material during any firearms deer season.

iii. If you use portable tree stands, blinds, and decoys, you must remove all equipment (see § 27.93 of this chapter) from the refuge at the end of the day.

2. Turkey (only allowed during the spring season):

i. We require refuge spring turkey hunting permits. We select permittees, except youth permittees as designated below, from a mail-in, random drawing for available permits. We charge a nonrefundable application processing fee.

ii. Only youth hunters ages 12 to 17, accompanied by a properly licensed, preapproved nonhunting adult (see refuge manager for details), may hunt at the refuge on the first Sunday of the season. All youth hunters must register at the refuge headquarters and attend a mandatory orientation.

iii. You may use portable blinds and decoys, but you must remove all equipment (see § 27.93 of this chapter) at the conclusion of each day.

iv. You may only scout during the 7 days immediately preceding the season. You must possess and carry your permit when scouting. We prohibit calling or possessing a call of any kind while scouting.

D. Sport Fishing. We allow fishing and frogging on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. You may only fish or frog from legal sunrise to legal sunset.

2. We allow fishing or frogging in Oak Orchard Creek east of Route 63 and on other designated areas of the refuge year-round during the State season.

3. We only allow ice fishing on Ringneck Marsh from December 15 through the last day of February.

4. We allow frogging in areas open for public fishing. We prohibit guns or archery equipment to kill or capture frog.

5. We prohibit wading or the use of boats or other flotation devices, with the exception that you may use nonmotorized boats on Oak Orchard Creek east of Route 63.

6. We require that anglers remove boats, structures, or other equipment (see § 27.93 of this chapter) from the refuge after the completion of the day's fishing activities.

7. We allow fishing and frogging from Schoolhouse Marsh dike and Center Marsh dike from July 15 to September 30.

MONTEZUMA NATIONAL WILDLIFE REFUGE

A. Migratory Game Bird Hunting. We allow waterfowl hunting on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We require daily refuge permits and reservations. You must possess and carry refuge permits while in the field and present them upon request to any law enforcement officer.

2. We allow hunting only on Tuesdays, Thursdays, and Saturdays during the established refuge season set within the State western zone season.

3. Except for opening day, we take telephone reservations from 8:30 a.m. to 9:00 a.m. on Tuesdays, Thursdays, and Saturdays for the next hunt day.

4. We take opening day reservations between 8:30 a.m. and 9:00 a.m. on a day set by the refuge manager or designee at least 1 week before the season opener.

5. The reservation telephone number is 315-568-4136.

6. All telephone reservations are on a first-come, first-served basis.

7. If you have a reservation for Tschache Pool, you may bring one companion; we will determine party limits for other areas annually.

8. You may request the parking area of your choice when making reservations.

9. Parking signs and blinds should not be moved except by refuge personnel.

10. All hunters with reservations and their hunting companions must check-in at the Route 89 Hunter Creek Station area at least 1 hour before legal shooting time or forfeit their reservation.

11. Hunters must set up in their chosen hunting spot before legal shooting time.

12. Forfeited reservations become available on a first-come, first-served basis to standby hunters at the Route 89 Hunter Check Station.

U.S. Fish and Wildlife Serv., Interior

§ 32.51

13. We require a fee of \$10 per reservation. If you have a Golden Age or Access Passport, the fee is \$5 per reservation.

14. In Tschache Pool, hunters must use motorless boats to hunt, and we limit hunters to one boat per reservation.

15. In Tschache Pool, you must not shoot from the dike or within 50 feet (15 m) of the dike or road, or from within 500 feet (150 m) of the observation tower. We do not limit hunting to specific blind sites.

16. We will announce selection procedures for hunting sites on other areas annually.

17. You may possess a maximum of 15 nontoxic shot shells while in the field (see §32.2(k)).

18. You must stop hunting at 12 p.m. (noon), and you must check out by 1 p.m.

19. We require proof of successful completion of the New York State Waterfowl Identification Course, the Montezuma Non-resident Waterfowl Identification Course, or a suitable nonresident State Waterfowl Identification Course to hunt the refuge; all hunters must show proof each time they hunt.

B. Upland Game Hunting. [Reserved]

C. Big Game Hunting. We allow hunting of white-tailed deer on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We allow hunting of white-tailed deer only on designated areas of the refuge using archery, firearms (see §27.42 of this chapter), or muzzleloaders during established refuge seasons set within the general State white-tailed deer season.

2. We prohibit hunting on Sunday.

3. You must possess, carry, and present upon request to any law enforcement officer a valid daily hunt permit card. We will also require you to return the daily hunt permit card at the end of hunting or at the end of the day.

4. Daily hunt permits are available at the Route 89 Hunter Check Station on a first-come, first-served basis, issued by refuge personnel or available on a self-service basis; hunters must come to the Route 89 Hunter Check Station to obtain a permit each day they hunt.

5. We issue a maximum of 300 archery and 150 firearms hunt permit cards each day on a first-come, first-served basis.

6. Hunters must fill out Part A of the daily hunt permit card at check-in and leave it with refuge personnel or deposit it in the Part A box at the Route 89 Hunter Check Station.

7. Hunters must carry Part B of the daily hunt permit card while hunting the refuge.

8. Hunters must complete Part B and deposit it in the Part B box at the Route 89 Hunter Check Station by the end of the hunt day.

9. Successful hunters must bring their deer to the Route 89 Hunter Check Station on days designated by the refuge manager.

10. Firearms hunters must wear in a visible manner on the head, chest, and back a minimum of 400 square inches (2,600 cm²) of solid, blaze orange.

11. We only allow shotguns, muzzleloaders, and bows during the firearms season (see §27.42 of this chapter); successful harvest with a bow during firearms season requires use of a firearms season tag.

12. You must disassemble, lock, or case all bows after legal sunset and before legal sunrise.

13. We prohibit advance scouting of the refuge prior to hunting season.

14. We prohibit boats and canoes on refuge pools and hunting on the open-water portions of the refuge pools.

15. We prohibit ATVs (see §27.31(f) of this chapter).

16. Hunters may only use portable tree stands and must remove them (see §27.93 of this chapter) from the refuge each day.

17. We prohibit screw-in tree steps, nails, and any object used to puncture the bark of a tree; we do allow climbing tree stands that grip the tree (see §32.2(i)).

18. We allow firearms hunters to be on the refuge during the period that begins 1 hour before legal sunrise and ends 1 hour after legal sunset.

19. We allow archery hunters to be on the refuge during the period that begins 1 hour before legal sunrise (except for opening day) and ends 1 hour after legal sunset.

20. On opening day of both archery and firearms seasons, we allow hunters on the refuge during the period that begins 2 hours before legal sunrise and ends 1 hour after legal sunset.

21. We prohibit parking along the Wildlife Drive unless otherwise posted by refuge personnel.

D. Sport Fishing. Anglers may access the New York State Barge Canal System Waters at only two sites on the refuge: The Seneca River Fishing Access Site and the May's Point Fishing Area. You may either bank fish or boat fish in accordance with State regulations.

OYSTER BAY NATIONAL WILDLIFE REFUGE

A. Migratory Game Bird Hunting. [Reserved]

B. Upland Game Hunting. [Reserved]

C. Big Game Hunting. [Reserved]

D. Sport Fishing. Anglers may fish in refuge-controlled waters of Oyster Bay. Anglers may also fish from designated areas on the refuge shoreline at Mill Pond during daylight hours. All fishing within the refuge is in accordance with state regulations.

SEATUCK NATIONAL WILDLIFE REFUGE

A. Migratory Game Bird Hunting. [Reserved]

§ 32.51

50 CFR Ch. I (10–1–11 Edition)

B. Upland Game Hunting. [Reserved]

C. Big Game Hunting. [Reserved]

D. Sport Fishing. Anglers may fish in refuge-controlled waters of Great South Bay from boats only. All fishing is in accordance with state regulations.

TARGET ROCK NATIONAL WILDLIFE REFUGE

A. Migratory Game Bird Hunting. [Reserved]

B. Upland Game Hunting. [Reserved]

C. Big Game Hunting. [Reserved]

D. Sport Fishing. Anglers may fish in Huntington Bay from the refuge shoreline when the refuge is open to visitors. All fishing is in accordance with state regulations.

WERTHEIM NATIONAL WILDLIFE REFUGE

A. Migratory Game Bird Hunting. [Reserved]

B. Upland Game Hunting. [Reserved]

C. Big Game Hunting. We allow hunting of white-tailed deer within designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We allow archery and shotgun hunting of white-tailed deer within portions of the refuge during specific days between October 1 and January 31.

2. We require refuge permits. We limit the number of deer hunters permitted to hunt on the refuge. We will issue permits by random selection.

3. You must take the specified number of antlerless deer as noted in the refuge hunting regulations before taking an antlered deer.

4. You must have all applicable and valid hunting licenses, permits, stamps, and a photographic identification in your possession while hunting on the refuge.

5. You must limit driving to designated access roads and park only in designated areas. We prohibit use of motorized vehicles on the refuge to retrieve white-tailed deer.

6. You must display refuge parking permits face up on the vehicle dashboard while hunting.

7. We allow hunters to enter the refuge 1 hour before legal hunting hours, and they must leave the refuge no later than 1 hour after legal hunting hours.

8. We prohibit the use of dogs to hunt or pursue game. We prohibit driving deer by any means.

9. We prohibit shooting directly into the 500-foot (150-m) "No Hunt Buffer."

10. We prohibit the killing or crippling of any deer without the hunter making reasonable effort to retrieve the deer and retain it in his or her custody.

11. If assigned to Unit 5, hunters must hunt from portable tree stands and must direct aim away from public roads and private dwellings.

12. We allow only shotgun shells loaded with slugs during the firearms season.

13. Hunters must wear a minimum of 400 square inches (2,600 cm²) of solid-orange clothing, visible on head, chest, and back during the firearms season. Camouflage orange does not qualify because it is not solid.

14. We prohibit construction or use of any type of structure while hunting. We prohibit driving nails, spikes, screws, or other metal objects into any tree or hunting from any tree into which a nail, spike, screw, or other object has been driven (see §32.2(i)).

15. We allow use of temporary or portable tree stands while hunting deer. You must clearly print your name and address on the stand. You must remove all stands or any blinds at the end of each hunt session (see §27.93 of this chapter).

16. You must report all serious accidents and injuries to refuge personnel as soon as possible and before leaving the refuge.

17. Failure to comply with Federal, State, or refuge regulations may lead to dismissal from the refuge and elimination of participation in future hunts.

18. Hunters must abide by all rules and regulations listed on the hunting permit.

19. We prohibit the use of any bait, salt, or enticement (see §32.2(h)).

20. A nonhunting adult possessing a valid New York State hunting license must accompany junior hunters (ages 14 and 15).

21. We prohibit the marking of any tree, trail, or other refuge feature with flagging, paint, reflective material, or any other substance.

22. You must use a safety harness and belt while hunting from a tree stand.

23. We allow scouting of hunting areas on the refuge only during designated times and days. We allow only permitted hunters to scout. We prohibit the use of dogs during scouting.

24. We prohibit the use of electronic calls during any hunting season.

25. We prohibit the trimming or cutting of branches larger than the diameter of a quarter.

D. Sport Fishing. Fishing is permitted on designated areas of the refuge subject to the following conditions:

1. Shore and boat fishing is permitted on that portion of the Carmans River between Sunrise and Montauk Highways.

2. Only boat fishing is permitted from Montauk Highway south to the mouth of the Carmans River.

3. Fishing is permitted only during daylight hours.

U.S. Fish and Wildlife Serv., Interior

§ 32.52

4. Spearfishing and taking of baitfish and frogs is not permitted.

[58 FR 5064, Jan. 19, 1993, as amended at 58 FR 29076, May 18, 1993; 59 FR 6695, Feb. 11, 1994; 60 FR 62045, Dec. 4, 1995; 63 FR 46919, Sept. 3, 1998; 65 FR 30787, May 12, 2000; 65 FR 56406, Sept. 18, 2000; 69 FR 54362, 54434, Sept. 8, 2004; 70 FR 54184, Sept. 13, 2005; 73 FR 33193, June 11, 2008; 74 FR 45694, Sept. 3, 2009]

§ 32.52 North Carolina.

The following refuge units have been opened to hunting and/or fishing, and are listed in alphabetical order with applicable refuge-specific regulations.

ALLIGATOR RIVER NATIONAL WILDLIFE REFUGE

A. Hunting of Migratory Birds. We allow hunting of migratory game birds on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. Hunters must possess and carry a valid refuge hunting permit.
2. We prohibit construction or use of a permanent blind.
3. We close the Farming Area to waterfowl hunting.
4. Each youth hunter must remain within sight and normal voice contact of an adult age 21 or older. An adult may directly supervise (up to two) youth hunters (age 15 and under), who must have successfully completed a State-approved hunter safety course and possess and carry proof of certification.
5. You may only possess approved nontoxic shot in the field (see § 32.2(k)).
6. We allow retrieving dogs in designated areas. We prohibit the use of dogs in the Gum Swamp Unit.
7. We open the refuge to daylight use only, except that we allow hunters to enter and remain in open hunting areas from 1 hour before legal shooting time until one hour after legal shooting time.

B. Upland Game Hunting. We allow upland game hunting on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. Conditions A1, A4, A5, and A7 apply.
2. We only allow dog training during the corresponding hunt season.
3. We require a Special Use Permit to hunt raccoon or opossum from ½ hour after legal sunset until ½ hour before legal sunrise.
4. We allow the use of dogs in designated areas as shown in the refuge Hunting Regulations and Permit Map brochure.
5. We allow retrieving, pointing, and flushing dogs in designated areas. We prohibit the use of dogs in the Gum Swamp Unit.

C. Big Game Hunting. We allow hunting of white-tailed deer on designated areas of the

refuge in accordance with State regulations subject to the following conditions:

1. Conditions A1, A4 (an adult may only supervise one youth hunter), A7 and B2 apply.
2. We close the Hyde county portion of the refuge to all hunting during State bear seasons.
3. We only allow pursuit/trailing dogs in designated areas as shown in the Refuge Hunting Regulations and Permit Map brochure.
4. Unarmed hunters may walk to retrieve stray dogs from closed areas and “no dog hunting” areas.

D. Sport Fishing. We allow fishing and frogging in accordance with State regulations subject to the following conditions:

1. We only allow fishing from legal sunrise to legal sunset.
2. We only allow pole and line, rod and reel, or cast net.
3. We require a Special Use Permit for fishing or frogging between legal sunset and legal sunrise.
4. You must only take frog by use of frog gigs.

CEDAR ISLAND NATIONAL WILDLIFE REFUGE

A. Migratory Game Bird Hunting. We allow hunting of tundra swan, Canada and snow goose, brant, duck, and coot on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We allow hunting on 400 acres (160 ha) of marsh located along the southern border of West Bay and the eastern border of West Thorofare Bay between the John Day Ditch and the Thorofare Ditch. The hunt area extends 300 feet (90 m) from the shoreline into the marsh.
2. We allow portable blinds, but you must remove them (see § 27.93 of this chapter) each day.
3. Hunters/hunt parties must not hunt closer than 150 yards (135 m) apart.
4. You may use decoys but you must remove them (see § 27.93 of this chapter) daily upon completion of your hunting.
5. We only allow hunting during the State waterfowl seasons occurring in November, December, and January.
6. Each youth hunter must remain within sight and normal voice contact of an adult age 21 or older. An adult may directly supervise up to two youth hunters age 15 or younger who must have successfully completed a State-approved hunter safety course and possess and carry proof of certification.
7. We open the refuge to daylight use only, except that we allow hunters to enter and remain in open hunting areas from 1 hour before legal shooting time until 1 hour after legal shooting time.

B. Upland Game Hunting. [Reserved]

C. Big Game Hunting. [Reserved]

D. Sport Fishing. [Reserved]