



NR 10

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl
Secretary

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IN REPLY REFER TO: _____

STATE OF WISCONSIN)
) ss
DEPARTMENT OF NATURAL RESOURCES)

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TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Anthony S. Earl, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. G-49-77 was duly approved and adopted by this Department on August 18, 1977. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Natural Resources at Pyare Square Building in the Village of Shorewood Hills, this 14TH day of December, 1977.

Anthony S. Earl, Secretary

(SEAL)

STATE OF WISCONSIN NATURAL RESOURCES BOARD

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IN THE MATTER of repealing section NR 10.12(2)(a);
renumbering sections NR 10.01(1)(1) through (p),
inc.; amending section NR 10.05(2); repealing and
recreating sections NR 10.01(1) title, (b) through
(e), inc., NR 10.01(1)(g), (j) & (k), NR 10.06(2)
(d) and NR 10.12(2)(c); and creating sections NR
10.001(3) through (5), inc., NR 10.01(1)(1) and
NR 10.12(5)(b) of the Wisconsin Administrative
Code pertaining to the 1977 waterfowl regulations
.....

G-49-77

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD

REPEALING, RENUMBERING, AMENDING, REPEALING & RECREATING, AND CREATING RULES

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 23.09, 29.085, 29.174 and 227.014 Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby repeals, renumbers, amends, repeals and recreates, and creates rules as follows:

SECTION 1 - Sections NR 10.001 (3) through (5), inclusive, are created to read:

(3) "Open water" means any water beyond a natural growth of vegetation rooted to the bottom and extending above the water surface of such height as to offer whole or partial concealment for the hunter. Dead stumps and dead trees in water do not constitute a natural growth of vegetation.

(4) "Waterfowl" means any migratory game bird of the family Anatidae including wild ducks, geese and brant.

(5) "Migratory game birds" means any bird which is migratory and on which an open season has been prescribed in this chapter and belonging to one of the following families:

- (a) Anatidae (wild ducks, geese and brant),
- (b) Rallidae (rails, coots and gallinules),
- (c) Scolopacidae (woodcock and Wilson's snipe (jacksnipe)).

SECTION 2 - Section NR 10.01 (1), title, and (b) through (e), inclusive, are repealed and recreated to read:

(1) Migratory game birds and waterfowl.

Kind of animal	Locality	Open season (both dates inclusive)	Daily bag limit	Possession limit
(b) 1. All species of wild duck	Entire state, except for canvasback and redhead ducks as provided in (a)	October 1 at 12:00 noon through October 9, and October 15, through November 19.	The daily bag limit is reached when the point value of the last bird taken plus the total value of birds already taken during that day equals or exceeds 100 points.	The possession limit is the maximum number of species and sex which could have legally been taken in 2 days.
<u>Point Values</u>				
100 points, canvasback redhead, black duck and hen mallard.		October 1 at 12:00 noon through October 9.		
70 points, wood duck, hooded merganser and drake mallard.				
25 points, ringneck, ruddy duck, goldeneye, bufflehead, wigeon and all other ducks not otherwise listed.				
15 points, pintail, blue-winged teal, green-winged teal, gadwall, shoveler, scaups and other mergansers.				
<u>Point Values</u>				
100 points, canvasback, redhead and black duck.		October 15 through November 19.		
70 points, hen mallard, wood duck and hooded merganser.				
25 points, drake mallard, ringneck, ruddy duck, goldeneye, bufflehead, wigeon and all other ducks not otherwise listed.				

Kind of animal	Locality	Open season (both dates inclusive)	Daily bag limit	Possession limit
15 points, pintail, blue-winged teal, green-winged teal, gadwall, shoveler, scaups and other mergansers.				
2. Scaup (special season).	Lake Michigan, Shawano lake, lake Pepin, the waters of the Mississippi river in Grant county, that part of the state north of hwy. 64; and beyond 500 feet from the shoreline in the waters of Green Bay, lake Superior and lake Winnebago.	November 20 through December 5	5	10
(c) Coot and gallinules	Entire state	Concurrent with the open season for ducks as established in section NR 10.01 (1)(b)	15	30
(d) Sora and Virginia rails	Entire state	Concurrent with the open season for ducks as established in section NR 10.01 (1)(b).	25	25
(e) Wilson's snipe (jacksnipe)	Entire state	Concurrent with the opening date for duck hunting as established in section NR 10.01 (1)(b) and continuing through December 11.	8	12

SECTION 3 - Section NR 10.01 (1) (g) is repealed and recreated to read:

Kind of animal	Locality	Open season (both dates inclusive)	Daily bag limit	Possession limit
(g) Geese. 1. Canada geese and its subspecies.	a. Horicon zone	October 15 through November 30	1	1 when season bag is 1; 2 when season bag is 2.
	b. East Central zone	October 1 at 12:00 noon through October 9, and October 15 through November 30.	1	2
	c. Brown county zone	October 1 at 12:00 noon through October 9, and October 15 through November 19.	1	2
	d. Burnett county zone	None	-	-
	e. New Auburn zone	None	-	-
	f. Rock Prairie zone	October 1 at 12:00 noon through October 9, and October 15 through October 31.	1	2
	g. Remainder of the state.	October 1 at 12:00 noon through October 9, and October 15 through November 30.	1	2
2. All other species	Entire state.	October 1 at 12:00 noon through October 9, and October 15 through November 30.	A total of 5, including not more than 1 Canada goose or its subspecies and 1 white-fronted goose, or 2 white-fronted geese.	A total of 5, including not more than 2 Canada geese or its subspecies (except as otherwise provided in (g)) or 1 Canada goose and 1 white-fronted or 2 white-fronted geese.

SECTION 4 - Section NR 10.01 (1) (j) is repealed and recreated to read:

(j) The following described area is established as the Horicon zone:

All that part of the counties of Fond du Lac, Green Lake, Washington and Dodge enclosed by a line beginning at the intersection of county highway N and state highway 175 in Fond du Lac county, thence southerly on said highway 175 to its intersection with state highway 33, thence westerly on said highway 33 to the city of Beaver Dam, thence northerly on said highway 33 to its intersection with county highway A, thence northerly on county highway A to its intersection with county highway S, thence easterly on county highway S to its intersection with county highway E, thence northerly on county highway E to its intersection with county highway N, thence easterly on county highway N to the point of beginning.

SECTION 5 - Section NR 10.01 (1) (k) is repealed and recreated to read:

(k) The following described area is established as the East Central zone:

All that part of Fond du Lac, Winnebago, Green Lake, Marquette, Columbia and Dodge counties enclosed by a line beginning in Winnebago county at the intersection of state highway 21 and U.S. highway 45, thence southerly on said highway 45 to its intersection with state highway 175 at North Fond du Lac, thence northerly on said highway 175 to its intersection with county highway N, thence westerly on said highway N to its intersection with county highway E, thence southerly on said highway E to its intersection with county highway S, thence westerly on said highway S to its intersection with county highway A, thence southerly on said highway A to its intersection with state highway 33, thence southeasterly on said highway 33 to its intersection with U.S. highway 151, thence southwesterly on said highway 151 to its intersection with state highway 73, thence northerly on said highway 73 to its intersection with state highway 33, thence westerly on said highway 33 to its intersection with state highway 22, thence northerly on said highway 22 to its intersection with state highway 23, thence northeasterly on said highway 23 to its intersection with state

highway 49, thence northerly on said highway 49 to its intersection with state highway 116, thence easterly on said highway 116 to state highway 21, thence easterly on said highway 21 to the point of beginning.

SECTION 6 - Sections NR 10.01 (1) (1) through (p), inclusive, are renumbered NR 10.01 (1) (m) through (q), inclusive.

SECTION 7 - Section NR 10.01 (1) (1) is created to read:

(1) Horicon and East Central zone restrictions. 1. Canada goose permit and tag or seal requirement. It is unlawful to hunt Canada geese without being in possession of a valid Canada goose hunting permit, Canada goose tag or seal and state hunting license.

2. Permit application procedures. Application forms supplied by the department shall be completed and submitted by the applicant. Applications for the Horicon zone must be received by the department no later than September 10 of each year. Applications for the East Central zone must be received by the department no later than September 25 of each year. Application forms will be available at most department and county clerk offices.

a. It shall be unlawful for any person to submit more than one application per year or an application containing false information.

b. Only one zone may be selected by an applicant except that individuals applying for the Horicon zone may indicate their desire to receive a permit for the East Central zone if they are unsuccessful in their application for the Horicon zone.

c. In the Horicon zone, applicants may indicate preference for one of 2 time periods:

1) October 15-31, or

2) November 1-30.

d. In the Horicon zone, if 2 or more persons wish to hunt together, each must fill out an application form and submit them together in one envelope clearly marked "group application" on the outside. Group applications will be considered as one application.

3. Permit and tag or seal issuance procedures. a. Permits and tags or seals are not transferable or replaceable and shall not be reused, altered or defaced.

b. Horicon zone. 1) If applications for permits exceed the number of permits available, successful applicants will be randomly selected and priority given to persons who applied for permits and were unsuccessful the previous year pursuant to section 29.174, Wis. Stats.

2) If applications for permits are less than the number of permits available, at least one permit per applicant shall be issued and a random selection will be made for the remaining permits.

3) Unsuccessful applications will be retained by the department and notice will be mailed to such applicant in advance of the following year's season. The notice will establish application priority for issuance of permits and tags for that season.

c. East Central zone. All qualified applicants shall receive a permit and 3 seals.

4. Permits and tags or seals issued. a. Horicon zone - 52,000.

b. East Central zone - unlimited.

5. Tagging requirements. When a Canada goose is killed and before it is carried by hand or transported in any manner, the hunter shall:

a. In the Horicon zone, attach and lock the metal tag through the nostrils of the goose.

b. In the East Central zone, completely attach the seal by its own adhesive to one leg of the goose.

c. Validate the permit by tearing or cutting out notches on such permit or seal designating the month, day and time of kill. Failure to follow the validation procedure in this manner invalidates the permit.

d. Transport the goose in a motor vehicle in such a manner that the tag or seal attached to the goose cannot be handled or manipulated by any occupant of the vehicle.

e. Keep the tag or seal attached to the goose until it reaches the personal abode of the person taking it.

6. Reporting requirements. Permit holders may be required to provide the department a goose hunting report. Such report forms will be mailed to certain hunters prior to the hunting season. The selected hunter shall be required to complete the report and mail such report within 12 hours after the close of the goose season.

SECTION 8 - Section NR 10.05 (2) is amended to read:

(2) It shall be unlawful to hunt waterfowl or coot from any public roads or railroads including the respective rights-of-way along or within the area described as the Horicon zone in Wis. Adm. Code section NR 10.01(1)(j).

SECTION 9 - Section NR 10.06 (2) (d) is repealed and recreated to read:

(d) The hunting hours for migratory game birds shall be the same as those established for small game hunting.

SECTION 10 - Section NR 10.12 (2) (a) is repealed.

SECTION 11 - Section NR 10.12 (2) (c) is repealed and recreated to read:

(c) Open water in Big Green lake, Lake Superior and Lake Michigan. It shall be lawful for any person to hunt migratory game birds during the open season thereof in open water of Big Green lake in Green Lake county and the outlying waters of Lake Superior and Lake Michigan including Green Bay under

the jurisdiction of the state of Wisconsin beyond 500 feet of any shore line of said lakes and beyond 500 feet of any natural growth of vegetation rooted to the bottom and extending above the water surface of such height as to offer whole or partial concealment for the hunter.

SECTION 12 - Section NR 10.12 (5) (b) is created to read:

(b) Non-toxic shot requirements. 1. While hunting waterfowl and coot within any area described in part 2 of this subsection, it shall be unlawful to:

a. Take, catch, kill or pursue such game birds with any 12 gauge shotshells loaded with any metal other than steel shot.

b. Possess any 12 gauge shotshell loaded with any metal other than steel shot.

2. Non-toxic shot zones. a. In that portion of the state lying west of the Burlington Northern railroad in Buffalo, Trempealeau, La Crosse, Vernon, Crawford and Grant counties.

b. On all waters of Dodge, Green Lake, Jefferson, Winnebago counties, and that portion of Fond du Lac county lying west of a line formed by the Fond du Lac river and highway 41 and that portion of Lake Winnebago in Calumet and Fond du Lac counties and that portion of Lake Poygan in Waushara county; and within a 150-yard zone of land adjacent to the margins of these waters. The waters referred to above include lakes, ponds, marshes, swamps, rivers, streams and seasonally flooded areas of all types.

Exception: Drainage ditches and temporary sheet water more than 150 yards from the water areas described above are excluded from the non-toxic shot requirements.

c. On the following state-owned wildlife areas: Mead wildlife area in Marathon, Wood and Portage counties; Mud Lake wildlife area in Columbia county; Theresa Marsh wildlife area in Dodge and Washington counties.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on August 18, 1977.

The rules contained herein shall take effect upon publication.

Dated at Madison, Wisconsin 16 November 1977

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Anthony S. Earl
Anthony S. Earl, Secretary

(SEAL)

APPROVED:

Martin J. Schreiber
Governor Martin J. Schreiber

Date