

Chapter NR 10

GAME AND HUNTING

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(Sections 29.085 and 29.174, Wis. Stats.)

NR 10.01 Open and closed seasons. A closed season is established for each species of wild animal and bird named herein extending during all the time of each year except the open season period embraced within the specified dates both inclusive. Such open season shall apply to all of the area described in each locality except as otherwise provided in Wis. Adm. Code chapters NR 11 and NR 15. Except as otherwise expressly provided, no person shall take, catch, kill, hunt, pursue, shoot, or trap any wild animal or bird at any time other than the open season and the established hunting hours therefor, nor in the open season in excess of the daily bag limit designated for each species, nor have any such protected wild animal or bird in his possession or under his control in excess of the possession limit. Whenever open and closed seasons are defined by highways, the boundary shall be the center line of the highway except as otherwise provided.

(1) MIGRATORY BIRDS AND WATERFOWL

Kind of animal	Locality	Open season (both dates inclusive)	Daily bag limit	Possession limit
(a) Wild duck	Entire state	October 3 at 12:00 noon through November 26	A total of 6, including not more than 1 canvasback or 1 redhead; 2 mallards; 2 wood ducks; 1 hooded merganser.	A total of 12, including not more than 1 canvasback or 1 redhead; 4 mallards; 4 wood ducks; 2 hooded mergansers.
		October 3 at 12:00 noon through October 11	In addition to the regular daily bag limit, 2 blue-winged teal are allowed.	In addition to the regular possession limit, 4 blue-winged teal are allowed.
		October 24 through November 26	In addition to the regular daily bag limit, 2 scaup ducks are allowed.	In addition to the regular possession limit, 4 scaup ducks are allowed.

Kind of animal	Locality	Open season (both dates inclusive)	Daily bag limit	Possession limit
(b) Coot.....	Entire state	October 3 at 12:00 noon through November 26	15	30
(c) Sora and Virginia rails.....	Entire state	October 3 at 12:00 noon through November 26	25	25
Gallinules.....	Entire state	October 3 at 12:00 noon through November 26	15	30
(d) Wilson's snipe	Entire state	October 3 at 12:00 noon through December 6	8	16
(e) Woodcock.....	Entire state	Beginning on the Saturday nearest September 15 and continuing for 65 consecutive days	5	10
(f) Geese 1. Canada geese and its subspecies	Horicon zone as established under (h)	October 17 through November 1	1	1 (season limit)
	Burnett county zone as established under (g)	None	-----	-----
	Remainder of the state	October 3 at 12:00 noon through December 11	1	2
2. All other species.....	Entire state	October 3 at 12:00 noon through December 11	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 (only 1 in the Horicon zone, or 1 Canada goose and 1 white-fronted goose, or 2 white-fronted geese.

(g) The following described area is established as the Burnett County Zone:

All that part of Burnett County lying westerly of a line beginning at the junction of state highway 77 with the west boundary of said county, thence easterly along said highway 77 to its junction with state highway 35, thence southerly along said highway 35 to its junction with county highway U, thence westerly, southerly and easterly along said highway U to its junction with state highway 35, thence southerly along said highway 35 to its junction with state highway 70, thence westerly along said highway 70 to its junction with state highway 48, thence southerly along said highway 48 to its junction with state highway 87, thence southerly along said highway 87 to its junction with the south boundary of said county.

(h) The following described area is established as the Horicon Zone: The Horicon Zone includes portions of Columbia, Dodge, Fond du Lac, Green Lake, Washington and Winnebago counties, bounded on the north by state highway 44 between Oshkosh and Ripon and state highway 23 between Ripon and its junction with state highway 73 east of Princeton; on the east by U. S. highway 45 from Oshkosh to Fond du Lac and then state highways 175 and 83; on the south by state highway 60; and on the west by state highway 73.

(i) The following described area is established as the Horicon Intensive Management Zone:

All that part of the counties of Dodge and Fond du Lac enclosed by a line beginning at the junction of state highway 26, with the east-west center line of sections 9, 10, 11, and 12 in township 12 north, range 15 east, thence eastward along said center line and continuing eastward along the east-west center of sections 7, 8, 9, and 10 in township 12 north, range 16 east to its junction with county highway TW, thence north and east on said highway TW to its junction with county highway Y, thence northerly on said highway Y to its junction with county highway YY, thence northerly on said highway YY to its junction with county highway Y, thence northerly on said highway Y to its junction with county highway B, thence southwesterly on said highway B to its junction with county highway D, thence westerly on said highway D to its junction with highway AS, thence westerly on said highway AS to its junction with U. S. Highway 151, thence southwesterly on said highway 151 to its junction with the C.M.St.P. and Pac. railroad, thence southerly along said C.M.St.P. & Pac. railroad to its junction with state highway 26, thence north on said highway 26 to its junction with the east-west center line of sections 9, 10, 11 and 12 in township 12 north, range 15 east which is the point of beginning.

(j) Canada goose hunting permit and tag:

1. Each person must have been issued in his name and must carry on his person while hunting Canada geese, a valid state hunting license, valid Canada goose permit and report card, in order to hunt and kill Canada geese in Wisconsin during the 1970 season. In addition, each person hunting Canada geese in the Horicon zone must have issued in his name and carry on his person a Canada goose tag, serially numbered to correspond to his Canada goose permit and report card. The required permits and tags are nontransferable.

2. To be valid, the tag must remain unused and the permit must remain attached to the report card until a Canada goose is reduced to possession.

Then the goose tag must be affixed and securely locked around either leg of the Canada goose when it is reduced to possession. Such Canada goose cannot be carried or transported in any manner without the tag being secured. The tag must remain attached to the Canada goose until it reaches the abode of the permit holder. The tag may not be reused.

3. Each person hunting in the Horicon zone must report on tag use or nonuse on the report card provided within 12 hours after a Canada goose is killed or the close of the period whichever occurs first. Outside the Horicon zone, each permit holder must report the number of Canada geese he killed using the card provided. The report must be placed in the mail within 12 hours following the close of the period for which the permit is valid.

In the Horicon Zone, the hunting periods and number of valid permits and tags issued in each period will be as follows:

Period No.	Valid dates (inclusive)	Number of permits and tags issued	Days valid
1	Oct. 17-30.....	14, 250	14
2	Oct. 19-Nov. 1.....	14, 250	14

In the remainder of Wisconsin, permits will be valid for the full length of the Canada goose season established under paragraph 10.01 (1) (f).

(2) UPLAND GAME BIRDS

Kind of animal and locality	Open season (both dates inclusive)	Bag limit
(a) Ruffed grouse (partridge)		
1. All that part of Wisconsin lying northerly of State Highway 64.....	Beginning on the Saturday nearest October 1 and continuing for 46 consecutive days	5 each day 10 possession
2. All that part of Wisconsin lying southerly of State Highway 64.....	Beginning on the Saturday nearest October 1 and continuing through December 31	5 each day 10 possession
(b) Sharp-tailed grouse		
1. All that part of Wisconsin lying northerly of a line beginning at the junction of State Highway 64 extending westerly to the west boundary of said state, thence easterly along said Highway 64 to its junction with State Highway 13, thence southerly along said Highway 13 to its junction with State Highway 29, thence easterly along said Highway 29 ending in the City of Green Bay.....	Beginning on the Saturday nearest October 1 and continuing for 23 consecutive days	3 each day 6 possession
In all other parts of the state.....	None	None

Kind of animal and locality	Open season (both dates inclusive)	Bag limit
(c) Pheasants		
1. In all counties of the state.....	Cocks only Beginning on the Saturday nearest October 27, at 12:00 noon and continuing for 44 consecutive days	The bag limit for the first 2 days of the season is one each day with a possession limit of 2; thereafter the bag limit is 2 each day with a possession limit of 4.
2. In addition to 1 above, there shall be an open season for hunting pheasants, with bow and arrow only, in Milwaukee County and in the Village of Menomonee Falls, the Town of Brookfield, and the cities of New Berlin and Muskego, Waukesha County.....	Hens or cocks Beginning on the Saturday nearest October 27, at 12:00 noon and continuing through February 15	2 each day, 4 possession
(d) Hungarian partridge		
1. All that part of Wisconsin lying southerly and easterly of a line beginning at the junction of the Mississippi and Wisconsin Rivers, thence upstream along said Wisconsin River to its junction with State Highway 64, thence easterly along said Highway 64 to its junction with the east boundary of the state.....	Beginning on the Saturday nearest October 27 at 12:00 noon and continuing for 44 consecutive days	3 each day, 6 possession
2. In addition to 1 above, there shall be an open season for hunting partridge, with bow and arrow only, in Milwaukee County and in the Village of Menomonee Falls, the Town of Brookfield, and the cities of New Berlin and Muskego, Waukesha County.....	Beginning on the Monday following the closing of the regular season through February 15	3 each day, 6 possession
In all other parts of the state.....	None	None
(e) Bobwhite quail.....	Entire state	None

(3) UPLAND GAME ANIMALS

Kind of animal and locality	Open season (both dates inclusive)	Bag limit
(a) Gray and fox squirrels		
In all counties of the state.....	Beginning on the Saturday nearest October 1 and continuing through January 31	Bag limit means total of both species, 5 each day, 10 possession
(b) Raccoon (hunting and trapping)		
1. Hunting season and trapping		
a. In the counties of Clark, Grant, Juneau, Marathon, Marinette, Monroe, Oconto, Pierce, Sauk, Vernon and Wood.....	Beginning on the Saturday nearest October 1 through January 31	None

Kind of animal and locality	Open season (both dates inclusive)	Bag limit
b. In the counties of Adams, Brown, Calumet, Crawford, Dane, Door, Green, Iowa, Jefferson, Kewaunee, Lafayette, Manitowoc, Milwaukee, Ozaukee, Richland, Rock, Sheboygan and Waukesha.....	Beginning on the Saturday nearest October 27 through January 31	None
c. In all other counties of the state.....	All year	None
2. Trapping season (traps only, as provided in 1. above) in the counties of Door and Milwaukee.	All year	None
(c) Cottontail, jackrabbit and snowshoe hare		
1. Snowshoe hare in all counties of the state.....	All year	None
2. Cottontail and jackrabbit		
All that part of Wisconsin lying North of State Highway 29.....	Beginning on the Saturday nearest October 1, through January 31	3 of each, each day, 6 of each possession
All that part of Wisconsin lying South of State Highway 29.....	Beginning on the Saturday nearest October 27, at 12:00 noon and continuing through January 31	3 of each, each day, 6 of each possession
In addition there shall be an open season for hunting cottontails, except with use of firearms, snares and poison in Milwaukee county.	All year	None
(d) Wildcats (bobcats)		
Hunting season and trapping		
In all counties of the state.....	Beginning on the Saturday following Labor Day and continuing through February 28	None
(e) Deer		
1. Gun season		
<i>Firearm season:</i> There shall be an open season for hunting deer with rifle and shotguns loaded with single slug or ball, in described zones during the period designated "firearm season".		
<i>Shotgun season:</i> There shall be an open season for hunting deer with smoothbore, muzzle-loading muskets of not less than .45 caliber, rifled muzzle-loading muskets of not less than .40 caliber, and shotguns loaded with single slug or ball, in described zones during the period designated "shotgun season".		
ZONE "A" On all islands except Madeline Island in the outlying waters of Lake Superior in the Counties of Ashland and Bayfield, commonly known as the Apostle Islands.		
<i>Firearm season</i>	October 16 through November 28	*One deer per season, either sex

*Any holder of a valid deer hunting license may obtain an Apostle Islands' deer tag without additional fee upon application to the department of natural resources on forms provided by the department. Such Apostle Islands' deer tag authorizes the holder to take and tag one additional deer on the Apostle Islands (except Madeline Island) during the firearm season.

Kind of animal and locality	Open season (both dates inclusive)	Bag limit
<p>ZONE "B" The counties or parts of counties of Buffalo, Chippewa (south of State Highway 64 and west of U. S. Highway 53), Dunn (south of State Highway 64), Eau Claire (west of U. S. Highway 53 and State Highway 93), Jackson (south of State Highways 54, 71, and 108), La Crosse, Monroe (south of State Highway 71 and west of State Highway 27), Pepin, Pierce, St. Croix (south of State Highway 64), Trempealeau (west and south of State Highways 93 and 121, U. S. Highway 53 and State Highway 54), Vernon (north and west of State Highway 82 and State Highway 27).</p>		
<p>a. In the counties of Chippewa (south of State Highway 64 and west of U. S. Highway 53), Vernon (west and north of State Highway 27 and State Highway 82).</p>		
<i>Firearm season</i>	November 20 through November 21	One deer per season, either sex
	November 22 through November 28	One buck deer per season with an antler not less than 3 inches in length
<p>b. In the counties of Eau Claire (west of U. S. Highway 53 and State Highway 93), Jackson (south of State Highways 54, 108, and 71), La Crosse, Monroe (south of State Highway 71 and west of State Highway 27), and Trempealeau (west and south of State Highways 93 and 121, U. S. Highway 53 and State Highway 54).</p>		
<i>Shotgun season</i>	November 20 through November 21	One deer per season, either sex
<i>Firearm season</i>	November 22 through November 28	One buck deer per season with an antler not less than 3 inches in length
<p>c. All other parts of Zone "B"</p>		
<i>Shotgun season</i>	November 20 through November 21	One deer per season, either sex
	November 22 through November 28	One buck deer per season with an antler not less than 3 inches in length
<p>ZONE "C" The counties of Crawford, Grant, Lafayette and that part of Vernon County south of State Highway 82 and U. S. Highway 61.</p>		
<p>a. In the counties of Crawford, Grant and Vernon</p>		
<i>Firearm season</i>	November 20 through November 22	One deer per season, either sex
<p>b. In Lafayette County</p>		
<i>Shotgun season</i>	November 20 through November 22	One deer per season, either sex

Kind of animal and locality	Open season (both dates inclusive)	Bag limit
ZONE "D" The counties of Columbia (south of State Highway 60), Dane (east of State Highway 78 and south of U. S. Highway 18), Green, Jefferson, Kenosha, Milwaukee, Racine, Rock, Walworth and Waukesha		
a. Milwaukee County.....	None	None
b. Columbia County (south of State Highway 60)		
<i>Fircarm season</i>	November 20 through November 24	One deer per season, either sex
c. All other parts of Zone "D"		
<i>Shotgun season</i>	November 20 through November 24	One deer per season, either sex
ZONE "E" The counties of Dodge, Ozaukee and Washington except Horicon Marsh National Wildlife Refuge		
<i>Shotgun season</i>	November 20 through November 23	One deer per season, either sex
	November 24 through November 28	One buck deer per season with an antler not less than 3 inches in length
ZONE "F" All other parts of the state including Madeline Island, Ashland County, not specifically included in Zones A, B, C, D and E.		
a. In the counties or parts of counties of Brown, Calumet, Dane (west of State Highway 78 and north of U. S. Highway 18), Fond du Lac (except Horicon Marsh National Wildlife Refuge), Kewaunee, Manitowoc, Outagamie, Sheboygan, Shawano (south of State Highway 29), Waupaca and Winnebago		
<i>Shotgun season</i>	November 20 through November 28	One buck deer per season with an antler not less than 3 inches in length
b. All other parts of Zone "F"		
<i>Fircarm season</i>	November 20 through November 28	One buck deer per season with an antler not less than 3 inches in length

Horicon Marsh National Wildlife Refuge, Dodge and Fond du Lac Counties. See Wis. Adm. Code NR 10.15.
 Sandhill Wildlife Demonstration Area, Wood County. See Wis. Adm. Code NR 10.22.

WISCONSIN ADMINISTRATIVE CODE

DEER QUOTAS FOR 1971 DEER SEASON

Quota areas are composed of single management units or parts of units, the boundary descriptions of which are contained in Wis. Adm. Code section NR 10.24 and are established, defined and restricted in the following table. The open season in such areas shall be from November 20 through November 28, and the bag limit shall be one deer, either sex, per deer hunting party:

Total Permits Available		Total Permits Available	
Management Unit	1971 Permits	Management Unit	1971 Permits
21	250	59c	650
22	250	62a	500
23	450	62b	1,650
24	200	63a	1,150
25	600	63b	550
26	350	64	400
27	150	65	800
32	450	66	550
33	100	67	1,000
53	1,000	68	200
54a	700	69a	150
54b	200	70a	650
55	1,550	70b	1,050
56	600	71	300
57a	200	72	700
57b	250	80	250
57c	300	81	100
58	450		
		35 Units	18,700

Kind of animal and locality	Open season (both dates inclusive)	Bag limit
2. <i>Bow and arrow season</i>		
There shall be an open season for hunting deer with bow and arrow in all counties of the state	September 18 through November 14	One deer per season, either sex
	December 4 through December 31	
(g) Bear		
1. The open season for hunting bear with firearms shall be concurrent with the open season established for hunting deer with firearms and the open season for hunting bear with bow and arrow shall be concurrent with the open season established for hunting deer with bow and arrow, except there shall be no open season for hunting bear with bow and arrow during the month of December.		
2. An open season for hunting bear with firearms and bow and arrow is established in that portion of the state north of Highway 29	Beginning on the Saturday following Labor Day and continuing for 23 consecutive days thereafter	*The state-wide bag limit for bear is one adult bear per license holder per year

*For the purpose of this section an adult bear is defined as any bear except a cub of the year on which there is no open season.

(4) FUR-BEARING ANIMALS.

Kind of animal and locality	Open season (both dates inclusive)	Bag limit
(a) Muskrat and mink		
1. All that part of the state lying northerly of State Highway 64 and all that part of Dodge County lying northerly of State Highway 60, and Fond du Lac, Outagamie, Waupaca, Waushara and Winnebago Counties.....	Beginning on the Saturday nearest October 25 and continuing through December 31 (water sets permitted)	None
2. All that part of the state lying southerly of State Highway 64 and northerly of the line beginning at the junctions of U. S. Highway 16 with the western boundary of the state, thence easterly along said Highway 16 to its junction with Interstate 90, thence southeasterly along said Highway 90 to its junction with State Highway 60, thence easterly along said Highway 60 to its junction with Ozaukee County Highway "Q" extended easterly to Lake Michigan except that part of Dodge County lying northerly of State Highway 60, and Fond du Lac, Outagamie, Waupaca, Waushara and Winnebago Counties.....	Beginning on the Saturday nearest November 1 and continuing through December 31 (water sets permitted)	None
3. All that part of Buffalo, La Crosse, Trempealeau and Vernon Counties lying westerly of State Highway 35, that part of Crawford County beginning with the junction of State Highway 35 and the Vernon County line, thence southerly along said highway 35 to its junction with U. S. Highway 18, thence westerly along said Highway 18 to its junction with the C.B.&Q. Railroad, thence southerly along said railroad to its junction with the Grant County line and that part of Grant County lying westerly of the C.B.&Q. Railroad.....	Beginning of the day following the close of the open season for hunting ducks as established under NR 10.01 (1) through January 15 (water sets permitted)	None
4. All other parts of the state.....	Beginning on the Saturday nearest November 10 and continuing through December 31 (water sets permitted)	None
5. All that part of Dodge County lying northerly of State Highway 60, Fond du Lac, Outagamie, Waupaca, Waushara and Winnebago Counties	January 1 through March 15 (water sets prohibited)	None
(b) Trapping muskrats. There shall be an additional open season for trapping muskrats concurrent with the beaver season and with no bag limit in the portions of the state open to beaver trapping as described in section NR 10.01 (4) (c).		
(c) Beaver	It is unlawful for any person to take in any zone more than the season bag limit established for such zone, and it is unlawful for any person to take more than a total combined season bag limit of 35 beaver in all the open season zones in the state.

Kind of animal and locality	Open season (both dates inclusive)	Bag limit
ZONE A Counties of Sawyer, Washburn, Burnett, Douglas, Bayfield, Ashland, Iron, Vilas, Oneida, Forest, Florence, Marinette, Oconto, Langlade, and Lincoln.....	January 3 through April 18	35
Counties or parts of counties north of state highway 29 as follows: Polk, St. Croix, Pierce, Barron, Dunn, Rusk, Chippewa, Price, Taylor, Clark, Marathon, Shawano, Menominee and Brown.....	January 3 through March 31	35
ZONE B Counties of Calumet, Manitowoc and Sheboygan.....	None	
ZONE C In all other parts of the state.....	January 3 through January 31	20

(d) **Otter.** The opening date for the trapping season for otter shall be concurrent with the opening date for trapping beaver in all zones established under paragraph (c) of this section. The open season for trapping otter shall extend through January 31 in Zone A and Zone C. There shall be no open season in Zone B nor in the counties of Brown, Dodge, Door, Fond du Lac, Green Lake, Kewaunee, Ozaukee, Marquette, Portage, Washington, Waushara, and Winnebago. The season bag limit is one otter. Each person who has trapped an otter will affix to such carcass immediately upon trapping a tag issued by the State of Wisconsin Department of Natural Resources. Upon request such tags will be issued free of charge by the state of Wisconsin Department of Natural Resources, Box 450, Madison, Wisconsin 53701.

(e) **Tagging of otter and beaver pelts.** Each person who has trapped an otter or beaver during the established open season for such animals shall exhibit each pelt to an authorized representative of the conservation commission in the county in which such animal was trapped, or in the adjoining county, but within the area included within the open season in which such animal was trapped, not later than five days after the close of said season. Said representatives shall inspect the pelt and attach and lock a special tag indicating it has been inspected. It shall be unlawful for any person to possess raw pelts from such animals beginning six days after the close of the season to the opening date of the following season without such tag attached and locked. No person shall transfer, give, trade, sell, or purchase any such pelts without such tag being attached and locked to the head of each pelt.

History: 1-2-56; am. (1) (2), (3), (4), Register, August 1956, No. 8, eff. 9-1-56; am. (4) (c), (d), (f), Register, January, 1957, No. 13, eff. 2-25-57; am. (1), (2), (3), (4), Register, August, 1957, No. 20, eff. 9-1-57; am. (4) (c), (d) and (f), Register, January, 1958, No. 25, eff. 2-1-58; r. and recr., Register, August, 1958, No. 32, eff. 9-1-58; am. emerg. eff. 10-1-58; 11-17-58; r. and recr. (4) (c), (d) and (f), Register, January, 1959, No. 37, eff. 2-1-59; am. emerg. eff. 3-23-59; 4-10-59; r. and recr. (1) (a), (2) (a), (b), (c), (d), (e); am. (3) (a); r. and recr. (3) (b), (c), (d), (e), (g); am. (4) (c); r. and recr. (4) (e) and (f), Register, August, 1959, No. 44, eff. 9-1-59; r. and recr. (1), Register, September, 1959, No. 45, eff. 10-1-59; r. and recr. (2) (3) (a), (b), (c), (d), (e) and (g), Register, August, 1960, No. 56, eff. 9-1-60; r. and recr. (1), Register, September, 1960, No. 57, eff. 10-1-60; Emergency rule, r. and recr. (1) (a) eff. 10-16-60; emergency rule, am. (4) (c) eff. 4-10-61; r. and recr. (2) (3) and (4), Register, August, 1961, No. 68, eff. 9-1-61; r. and recr. (1), Register, September, 1961, No. 69, eff. 10-1-61; emergency rule, r. and recr. WCD 10.01 (1) (a) and (b) 6. eff. 10-16-61, and emerg. rule, r. and recr. WCD 10.01 (1) (a) and (b) 6. eff. 10-26-61; emerg. rule, am. (4) (c) and (d), cr. (4) (e), eff. 2-3-62; emerg. rule, cr. (4) (b), eff. 3-10-62; am. intro. par. (2) (a), (b), (c), (d), (e) and (3) (a) and (c); r. and recr. (3) (e) and (g); am. (4) (a), Register, August, 1962, No. 80, eff. 9-1-62; r. and recr. (1), Register, September, 1962, No. 81, eff. 10-1-62; emerg. rule, r. and recr. (1) (a) and (b) eff. 10-9-62; r. and recr. (4) (c) and (d); cr. (4) (e) and (f), Register, January, 1963, No. 85, eff. 2-1-63; r. and recr. (1) (a) and (b), emerg. eff. 10-9-62; r. and recr. (2) (a); am. (2) (b), (c) and (d), and (3) (a), (b) and (c); r. and recr. (3) (e) and (g) and (4) (a), Register, August, 1963, No. 92, eff. 9-1-63; r. and recr. (1); am. (3) (e), Register, September, 1963, No. 93, eff. 10-1-63; emergency rule, am. (1) (a), eff. 10-19-63; emergency rule, am. (1) (a), (b), (c), (d), eff. 11-1-63; emergency rule, r. (1) (a), am. (1) (b), eff. 11-10-63; am. intro. par.; r. and recr. (4) (c) and (d), Register, January, 1964, No. 97, eff. 2-1-64; am. intro. par.; am. (2) (a), (b) (c), (d) and (3) (a); r. and recr. (3) (b); am. (3) (c); r. and recr. (3) (e), (g) and

Register, August, 1971, No. 188

(4) (a), Register, August, 1964, No. 104, eff. 9-1-64; r. and recr. (1); am. (4) (a), Register, September, 1964, No. 105, eff. 10-1-64; emergency rule, am. (1) (a) and (3) (e), eff. 10-17-64; emergency rules r. (1) (a); am. (1) (b), eff. 10-22-64; r. and recr. (4) (c) and am. (d), Register, January, 1965, No. 109, eff. 2-1-65; am. (2) (a), (b) and (c); r. and recr. (2) (d), (3) (b) 2. and (c), (3) (e) and (g); am. (4) (a), Register, August, 1965, No. 116, eff. 9-1-65; emergency rule, r. and recr. (1) (a), (b), (c) and (d), eff. 9-5-65; emergency rule, am. (1) (a), eff. 10-2-65; emergency rule, r. (1) (a), am. (1) (b) and (3) (e), eff. 10-8-65; r. and recr. (4) (c) and (d), Register, January, 1966, No. 121, eff. 2-1-66; cr. (2) (f), Register, March, 1966, No. 123, eff. 4-1-66; emergency rule, am. (4) (c) (1), eff. 4-20-66; am. (2) (a) and (b); r. and recr. (2) (c) and (d) and (3); am. (4) (a) Register, August, 1966, No. 128, eff. 9-1-66; r. cr. (1), Register, September, 1966, No. 129, eff. 10-1-66; emergency rule r. and recr. (1) (a) 5. and (b) 1. eff. 10-15-66; r. and recr. (4) (c) and (d), Register, December, 1966, No. 132, eff. 1-1-67; emergency rule, r. and recr. (1) (a) 5. and (b) 1. eff. 10-15-66; am. (2) (f), Register, March, 1967, No. 135, eff. 4-1-67; am. (2) (a) (open season column), r. and recr. (2) (c) and (d) and (3); am. (4) (a), Register, August, 1967, No. 140, eff. 9-1-67; emerg. r. and recr. (1), am. (3) (e) I, zone II, eff. 9-1-67; emerg. am. (1) (f) 1. eff. 11-18-67; emerg. am. (1) (j) 4. eff. 11-18-67; r. and recr. (4) (c) and (d), Register, December, 1967, No. 144, eff. 1-1-68; am. (2) (f), Register, March, 1968, No. 147, eff. 4-1-68; am. (2) (a), r. and recr. (2) (b), am. (2) (c) and (d), (3) (a), (b) and (c); r. and recr. (3) (e) and (g); am. (4) (a), Register, August, 1968, No. 152, eff. 9-1-68; emerg. r. and recr. (1) eff. 9-30-68; r. and recr. (4) (c) and (d), Register, December, 1968, No. 156, eff. 1-1-69; emerg. r. and recr. (1), eff. 9-30-68; am. (2) (a) and (b), r. (2) (f), r. and recr. (3) (e) and (g) and (4) (a), cr. (4) (b) and r. (4) (f), Register, August, 1969, No. 164, eff. 9-1-69; emerg. r. and recr. (1), eff. 8-30-69; r. and recr. (1), Register, November, 1969, No. 167, eff. 12-1-69; renum. WCD 10.01 to be NR 10.01; am. (1) (e); r. and recr. (2) (a) (c) and (d) 1.; am. (3) (b) and (c); cr. (3) (d); r. and recr. (3) (e), Emerg. r. and recr. (4) (c) and (d) eff. 1-1-70; r. and recr. (4) (c) and (d), Register, June, 1970, No. 174, eff. 7-1-70; am. (1) (a), (b), (c), (d), (f), and (j), Register, September, 1970, No. 177, eff. 10-1-70; emerg. am. (1) (h) eff. 11-28-70; emerg. r. and recr. (4) (c) and am. (d) eff. 1-1-71; emerg. r. and recr. (4) (c) eff. 4-1-71; am. (1) (e); r. and recr. (1) (h) and (2) (a); am. (2) (e), (3) (b) and (c); r. and recr. (4) (c); am. (4) (d), Register, July, 1971, No. 187, eff. 8-1-71; am. (3) (e), Register, August, 1971, No. 188, eff. 9-1-71.

NR 10.02 Wild animals protected at all times. (1) There shall be no open season on Canada lynx, timber wolf, badger, moose, elk, marten, fisher, wolverine, flying squirrel, or white deer.

(2) There shall be no open season on prairie chicken, Canada spruce grouse (spruce hen), mourning doves, swans, cranes, bitterns, eagles, plovers, kingfishers, cormorants, great blue herons, sandpipers, and all species of hawks and owls except as provided in subsection (3) or on any other song birds or wild birds not specified in this chapter.

(3) (a) The conservation director may issue a special permit to any holder of a valid hunting license to take, possess and transport hawks and owls for personal use in the sport of falconry. Eagles may be possessed and used for falconry only if the federal permit for their possession was issued prior to October 1962. The permittee may use hawks, eagles and owls for falconry hunting during the open seasons for hunting with firearms or bow and arrow subject to the daily kill and possession limits, hunting hours, and other rules specified for such hunting. Such permit authorizes the permittee to capture alive and use the birds specified in the permit for falconry purposes only. Birds held under this permit shall not be sold or bartered. Birds held under this permit shall wear a metal or plastic band or tag clearly stating the owner's name and address.

(b) Applications for falconry permits shall be made on forms prepared and furnished by the conservation director and shall show such information as the conservation director shall deem reasonable to determine that the applicant is qualified to use birds for falconry.

(c) Falconry permits are not transferable and may be revoked at any time by the conservation director.

(d) The permit must be carried upon the person of the permittee when exercising any privileges thereunder.

(e) Annual reports shall be filed with the conservation director on or before January 31 of each year, on forms furnished by the director, and shall show such information deemed reasonable by the director to determine the use and current status of such permits.

(f) Trapping is subject to Wis. Adm. Code section NR 10.14 (1) which prohibits the use of pole traps. All traps used in capturing operations shall bear a label showing the name and address of the permittee and the number of the permit, or the trapping area must be adequately posted with signs bearing the name and address of the permittee and his permit number.

Note: The following forms are available from the Department of Natural Resources, Pyare Square Office Building, Madison, Wisconsin 53702: Application for falconry permit, No. 9400-157; Permit, No. 9400-158, Annual Report, No. 9400-159.

History: 1-2-56; am. (2), Register, August, 1956, No. 8, eff. 9-1-56; am. (1), Register, August, 1957, No. 20, eff. 9-1-57; am. (1) and (2), Register, August, 1958, No. 32, eff. 9-1-58; am. (1) emerg. eff. 9-20-58; am. (1), Register, August, 1959, No. 44, eff. 9-1-59; am. (2), cr. (3), Register, September, 1965, No. 117, eff. 10-1-65; am. (2), Register, March, 1966, No. 123, eff. 4-1-66; am. (1), Register, August, 1967, No. 140, eff. 9-1-67; renum. to be NR 10.02; am. (2), Register, June, 1970, No. 174, eff. 7-1-70.

NR 10.03 Wild animals protected with exceptions. (2) There shall be no open season on hen pheasants unless otherwise expressly provided in this chapter.

(3) There shall be no open season on woodchuck except as provided in section 29.24, Wis. Stats.

History: 1-2-56; am. Register, August, 1956, No. 8, eff. 9-1-56; am. Register, August, 1966, No. 128, eff. 9-1-66; r. and recr., Register, August, 1967, No. 140, eff. 9-1-67; renum. to be NR 10.03; r. (1), Register, June, 1970, No. 174, eff. 7-1-70.

NR 10.04 Unprotected wild animals. (1) There shall be no closed season on coyotes, any species of foxes or mutations thereof, opossum, skunk, weasel, and all other wild mammals not specifically mentioned in this chapter.

(2) There shall be no closed season on crows, starlings, red-winged blackbirds, cowbirds, English sparrows, coturnix quail and chukar partridge.

History: 1-2-56; am. (1), Register, August, 1957, No. 20, eff. 9-1-57; am. (2), Register, August, 1958, No. 32, eff. 9-1-58; renum. to be NR 10.04; am. (1) and (2), Register, June, 1970, No. 174, eff. 7-1-70.

NR 10.05 Highways. (1) It shall be unlawful for any person to hunt deer or bear in any manner at any time within a distance of 200 feet from the center line of any lettered state forest road, and of any federal, state, or county highway.

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

(3) It shall be unlawful for any person to hunt any species of game during the gun deer season with any rifle or shotgun loaded with single slug or ball within a distance of 200 feet from the center line of any lettered state forest road, and of any federal, state, or county highway.

(4) In the counties of Vilas and Oneida it shall be unlawful for any person to hunt deer or bear in any manner at any time within

(2) **OPEN WATER; EXCEPTIONS.** (a) "Open water" is any water outside or beyond a natural growth of vegetation extending over the water surface and of such height as to offer partial or whole concealment for the hunter.

(b) Blinds in Buffalo, Crawford, La Crosse, Pepin, Pierce, St. Croix, Trempealeau and Vernon counties. In any of the waters of the Mississippi River, the St. Croix River, and Lake St. Croix, and their bays, bayous and sloughs wherein they border on the counties of Buffalo, Crawford, La Crosse, Pepin, Pierce, St. Croix, Trempealeau and Vernon and in any of the inland lakes of these counties, it shall be unlawful for any person to use blinds for the purpose of taking, catching, killing and shooting at wild ducks, wild geese or other aquatic fowl that are set, placed, or located not more than 100 feet from any shoreline during the open season for such game birds. Such blinds shall in all instances be securely anchored to the place or spot where they are to be used.

(c) It shall be lawful for any person to hunt wild ducks, wild geese and other aquatic fowl during the open season therefor in open water in any of the outlying waters of Lake Superior and Lake Michigan including Green Bay under the jurisdiction of the state of Wisconsin except the water area within 500 feet of any shoreline of said lakes and except the water area within 500 feet of any natural growth of vegetation extending over the water surface and of such height as to offer whole or partial concealment for the hunter.

(d) Blinds in Calumet, Fond du Lac and Winnebago counties. In any of the waters of Lake Winnebago wherein they border Calumet, Fond du Lac and Winnebago counties it shall be lawful for any person to use blinds that are set, placed or located more than 1,500 feet from any shoreline, including islands for the purpose of taking, catching, killing and shooting at wild ducks, wild geese or other aquatic fowl. Such blinds may include any boat, canoe, raft or similar device which shall in all instances be securely anchored to the place or spot where they are to be used, and shall be removed from such location at the conclusion of the hunting hours each day.

(e) Blinds in Grant county and Lake Pepin. In any waters of the Mississippi River, wherein they border Grant county and in Pepin, Pierce and Buffalo counties wherein they border Lake Pepin, it shall be lawful for any person to use blinds that are set, placed or located beyond the natural growth of vegetation for the purpose of taking, catching, killing and shooting at wild ducks, wild geese or other aquatic fowl. Such blinds may include any boat, canoe, raft, or similar device which shall in all instances be securely anchored to the place or spot they are to be used, and shall be removed from such location at the conclusion of the hunting hours each day.

(3) **BAITING.** (a) It shall be unlawful for any person to hunt, catch or kill any waterfowl or migratory game birds under any circumstances by the aid or use of salt or shelled or shucked or unshucked corn, wheat or other grains or other feed or means of feeding similarly used to lure, attract or entice such birds to, on, or over the area where hunters are attempting to take them.

(b) This subsection shall not be construed to apply to propagating, scientific or other operations in accordance with the terms of lawfully issued state and federal permits, or to the taking of birds over salt blocks, properly shocked corn, standing crops (including aquatics),

grains found scattered solely as a result of normal agricultural practices, flooded standing crops or flooded harvested crop lands, or to the feeding of migratory game birds at any time not in connection with hunting.

(4) **LIVE DECOYS.** It shall be unlawful in the hunting of any migratory waterfowl to use directly or indirectly any live duck or live goose decoys, regardless of the distance intervening between any such live decoys and the position of the hunter.

(5) **GUNS AND AMMUNITION.** (a) It shall be unlawful for any person to take, catch, kill, or pursue any migratory bird or waterfowl with any shotgun of a larger bore than a No. 10 gauge, nor shall any person take, catch, kill, hunt, pursue or shoot at any migratory birds or waterfowl with any automatic-loading or hand-operated repeating shotgun capable of holding more than 3 shells the magazine of which has not been cut off or plugged with a one-piece filler incapable of removal without disassembling the gun so as to reduce the capacity of said gun to not more than 3 shells at one time in the magazine and chamber combined nor by any means other than a shotgun fired from the shoulder or a bow and arrow, or by falconry pursuant to Wis. Adm. Code section NR 10.02 (3).

History: 1-2-56; am. (2) (c), (3) (a), (4), (5) (c). Register, August, 1956, No. 8, eff. 9-1-56; am. (1) (e) and (2) (c) and r. (5) (b), Register, August, 1958, No. 32, eff. 9-1-58; am. (1) (b); r. and recr. (1) (d); cr. (1) (f) and (g); am. (5) (a), Register, September, 1960, No. 57, eff. 10-1-60; r. and recr. (1) (f), Register, August, 1961, No. 68, eff. 9-1-61; r. and recr. (1) (f), Register, September, 1963, No. 93, eff. 10-1-63; r. (5) (c) Register, August, 1965, No. 116, eff. 9-1-65; am. (5) (a), Register, September, 1965, No. 117, eff. 10-1-65; am. (1) (f), Register, September, 1966, No. 129, eff. 10-1-66; am. (2) (b); cr. (2) (d), (e) and (f), Register, August, 1967, No. 140, eff. 9-1-67; emerg. am. (1) (f), eff. 9-1-67; am. (2) (b) and (e), Register, August, 1968, No. 152, eff. 9-1-68; emerg. am. (1) (f), eff. 9-30-68; emerg. am. (2) (c), eff. 10-11-68; emerg. am. (1) (f) and (2) (c), eff. 8-30-69; am. (1) (f) and (2) (c), Register, November, 1969, No. 167, eff. 12-1-69; renum. to be NR 10.12, Register, June, 1970, No. 174, eff. 7-1-70; am. (2) (d) and (e), and r. (f), Register, September, 1970, No. 177, eff. 10-1-70.

NR 10.13 Fur-bearing animals; method of taking. (1) No person shall hunt: any raccoon during the special season for trapping only; any mink, muskrat, beaver or otter with the aid of any spear, gun, or dog; or disturb or molest any raccoon den or den trees; or disturb or molest any mink den; or disturb or molest any muskrat house, muskrat feeding house, beaver house, or beaver dam; or set any trap or traps at any time within 50 feet of any beaver house or beaver dam, except during the open season for beaver, when it shall be lawful to set traps for beaver not less than 15 feet from any such beaver house or beaver dam.

(2) No person shall set out or place any traps for fur-bearing animals, whether set or sprung, or set out or place any bait or scent for attracting fur-bearing animals thereto during the closed season for such animals.

(3) The trapping hours shall be from 6:00 a.m. to 7:00 p.m. (CST) and it shall be unlawful for any person to set or reset any trap or traps or attend any trapline from 7:00 p.m. to 6:00 a.m. (CST).

(4) It shall be unlawful for any person to set, place, or operate more than 75 traps of any kind for the purpose of capturing wild fur-bearing animals.

(5) It shall be unlawful for any person to take, capture, or kill, or attempt to take, capture, or kill any fur-bearing animals at any

time by means of water sets except during that period when and in those areas where there is an open season for trapping muskrat, beaver, or otter. A water set is any trap which is set or staked in such manner as to permit the trap or trapped animal to reach the water at any point.

History: 1-2-56; am. (1), Register, August, 1962, No. 80, eff. 9-1-62; r. and recr. (1) and (3), Register, August, 1964, No. 104, eff. 9-1-64; r. and recr. (3), Register, August, 1966, No. 128, eff. 9-1-66; renun. to be NR 10.13; am. (3), Register, June, 1970, No. 174, eff. 7-1-70; am. (1), Register, July, 1971, No. 187, eff. 8-1-71.

NR 10.14 Trapping, prohibited methods. (1) No person shall set a steel-jawed trap or any trap which might kill or injure birds, on a pole, post, tree stump, or any other elevated perch more than 3 feet above the ground except as authorized by permits issued under section 29.596, Wis. Stats.

(2) It shall be unlawful for any person to set, place, or operate any trap other than a steel-jawed trap, chain-loop trap, or live traps so constructed that not more than one animal can be taken or captured in any such trap at a single setting, for the purpose of taking, capturing, or killing fur-bearing animals.

(3) No person shall construct or place on the ice of any of the waters of this state any artificial house or den for the purpose of taking, catching, or killing any fur-bearing animals, or place or set therein any trap or traps of any kind which might take, catch, or kill fur-bearing animals.

(4) It shall be unlawful for any person to set, place, or operate except as a waterset any killer type trap of the conibear type that is larger than 7" x 7".

History: 1-2-56; cr. (4), Register, August, 1969, No. 164; eff. 9-1-69; renun. to be NR 10.14; am. (1), Register, June, 1970, No. 174, eff. 7-1-70.

NR 10.15 Horicon National Wildlife Refuge. (2) **HORICON GUN DEER HUNT.** (a) Deer of either sex and fox may be taken with smooth-bore muzzle-loading muskets of not less than .45 caliber, rifled muzzle-loading muskets of not less than .40 caliber, and shotguns loaded with a single slug or ball within the Horicon National Wildlife Refuge (except posted closed areas) on November 20 and 21 during the hours of 6:30 a.m. to 4:30 p.m. and subject to provisions of this section.

(b) Hunting on the Horicon National Wildlife Refuge is permitted under permit (armband) only as authorized by the Bureau of Sport Fisheries and Wildlife. The number of permits issued shall not exceed 300 per day, and a permit shall be valid for one day only. Permits are not transferable. In order to assure better hunter distribution, entry to the Refuge shall be at designated access points only. Daily hunting hours shall be from 6:30 a.m. to 4:30 p.m.

(c) Permits must be applied for in person and will be issued at the Horicon Marsh Wildlife Area headquarters commencing on October 30 on a first-come, first-served basis. Permits will be issued between 8:00 a.m. and 4:30 p.m. until 600 permits have been allotted. Only one permit per person may be obtained, and hunting licenses shall be marked to show a permit has been issued.

(d) A service fee of \$1.00 per permit shall be paid by each person to which a permit is issued.

(e) When finished hunting, each hunter must register his deer and surrender his armband in person at an authorized registration station as provided in section NR 10.20, Wis. Adm. Code.

(5) Except as provided in subsections (2), (6) and (7), it shall be unlawful for any person to take, catch, kill, hunt, trap, or pursue any species of wild animal or bird at any time, or have in possession or under control any firearm unless the same is unloaded and enclosed within a carrying case or any bow and arrow unless the same is unstrung or enclosed in a carrying case, upon that area known as the Horicon National Wildlife Refuge. Nothing in this section shall prohibit, prevent, or interfere with the bureau of sport fisheries and wildlife, its deputies, agents, or employes in the destruction of unprotected wild animals as listed in Wis. Adm. Code section NR 10.04.

(6) HUNTING AND TRAPPING. (a) With the written approval of the secretary of the department of natural resources, an open season may be declared for trapping muskrat, mink and raccoon within the Horicon National Wildlife Refuge. Such permits for trapping shall be issued by the bureau of sport fisheries and wildlife, and shall be subject to all other rules covering hunting and trapping set forth in this chapter, except that the use of wet or dry sets, the number of traps, and the trapping of muskrats in or on muskrat houses or feeder houses, may be authorized by such permit.

(7) An open season for hunting deer, and unprotected wild animals as listed in Wis. Adm. Code section NR 10.04, with bow and arrow shall be established on the Horicon National Wildlife Refuge and said season shall fall within the state-wide season for bow and arrow established in section NR 10.01 (3) (e). Such open season shall be effective only in those areas on the Horicon National Wildlife Refuge designated by posted notices of the Bureau of Sport Fisheries and Wildlife. No special permits shall be required but hunting licenses and deer tag as required by statutes are necessary.

History: 1-2-56; am. Register, August, 1956, No. 8, eff. 9-1-56; am. Register, August, 1957, No. 20, eff. 9-1-57; r. and recr. Register, August, 1958, No. 32, eff. 9-1-58; am. emerg. eff. 11-17-58; r. (1) and (2); am. (3) (c) 1. and 5. and (4) (a) and (c) 3. a. Register, August, 1959, No. 44, eff. 9-1-59; am. (3) (a), Register, September, 1959, No. 45, eff. 10-1-59; cr. (1) and (2); am. (3) (a) and (c) 1.; r. and recr. (4) (a) and (c) 4. b.; am. (5); cr. (7). Register, September, 1960, No. 57, eff. 10-1-60; r. (1), (2) and (3); am. (4) (c) 3. a. and b.; Register, August, 1961, No. 68, eff. 9-1-61; am. (4) (a) and (c) 3. a. and 4. b., Register, September, 1961, No. 69, eff. 10-1-61; r. and recr. (5) and (7), Register, August, 1962, No. 80, eff. 9-1-62; am. (4) (a) and (c) 3. a.; r. and recr. (4) (c) 3. b. Register, September, 1962, No. 81, eff. 10-1-62; am. (4) (a), (c) 1, 3. d. and e.; cr. (4) (c) 4. c. and 4. d.; am. (4) (c) 5. and 10., Register, September, 1963, No. 93, eff. 10-1-63; emerg. rule, am. (4) (a), eff. 10-19-63; emerg. am. (4) (a), eff. 11-1-63; cr. (2); am. (4) (c) 3. e. and 10; Register, August, 1964, No. 104, eff. 9-1-64; am. (4) (a), Register, September, 1964, No. 105, eff. 10-1-64; r. and recr. (2), Register, August, 1965, No. 116, eff. 9-1-65; emergency rule am. (4) (a) eff. 9-5-65; emergency rule am. (4) (c) 3. a. eff. 9-13-65; am. (2) (a) and (c), Register, August 1966, No. 128, eff. 9-1-66; am. (4) (a) and (c) 4. b. and 14., Register, September, 1966, No. 129, eff. 10-1-66; r. and recr. (2), Register, August, 1967, No. 140, eff. 9-1-67; emerg. r. (4) and emerg. am. (5), eff. 9-1-67; am. (2) (a) and (c), (5) and (6) (a), r. (4), Register, August, 1968, No. 152, eff. 9-1-68; am. (2) (a) and (c); emerg. am. (5) and (6) (a), eff. 9-30-68; am. (5) and (6) (a), Register, August, 1969, No. 164, eff. 9-1-69; renum. to be NR 10.15; am. (2) (a) and (c), Register, June, 1970, No. 174, eff. 7-1-70; am. (2) (a) and (c), Register, August, 1971, No. 188, eff. 9-1-71.

NR 10.16 Necedah National Wildlife Refuge, Juneau county. Except as provided in subsections (1), (2), (3), and (4) it shall be unlawful for any person to take, catch, kill, hunt, trap, or pursue any species of wild animal or bird at any time, or have in possession or under control any firearm unless the same is unloaded and enclosed within a carrying case, or any bow and arrow unless the same is