

State of California  
FISH AND GAME COMMISSION

Apr.  
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State of California  
FISH AND GAME COMMISSION

Pursuant to the call of the President, the Fish and Game Commission met in the City Council Chambers, 1313 California Street, Redding, on April 3, 1981. The meeting was called to order at 8 a.m. by Commission President, Abel C. Galletti.

Persons present:

FISH AND GAME COMMISSION

Abel C. Galletti	President
Raymond F. Dasmann, Ph.D.	Vice President
Elizabeth L. Venrick, Ph.D.	Member
Norman B. Livermore, Jr.	Member
William A. Burke, Ed.D.	Member

COMMISSION STAFF

Harold C. Cribbs	Executive Secretary
A. Petrovich, Jr.	Assistant Executive Secretary

ATTORNEY GENERAL'S OFFICE

Denis Smaage	Deputy Attorney General
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DEPARTMENT OF FISH AND GAME

E. C. Fullerton	Director
Eugene Toffoli	Deputy Director
Ned Dollahite	Chief, Wildlife Protection Branch
Eldridge Hunt	Chief, Wildlife Management Branch
Leonard Fisk	Chief, Inland Fisheries Branch
A. E. "Spike" Naylor	Regional Manager, Region 1
Bob Schulenburg	Wildlife Management Supervisor, Wildlife Management Branch
Banky Curtis	Associate Wildlife Manager Biologist, Wildlife Management Branch
Robert A. Wright	Warden, Marine Resources Region
Donald Kelly	Warden, Marine Resources Region
Joseph A. Baima	Warden, Marine Resources Region
Michael A. Grima	Warden, Marine Resources Region
Joe Sheehan	Information Officer, Headquarters
Paul Wertz	Information Officer, Region 1

The following persons were also present and heard:

James R. DeForge	Research Biologist
Douglas T. Cole	West Coast Aquatics
Mike Keifer	Biologist, Department of Food and Agriculture

John Caton	Supervisor, Shasta County Board of Supervisors
Dave Jones	President, California Houndsmen for Conservation
Pat Bates	Administrative Officer, San Benito County
Don Carper	President, California Wildlife Federation
Bud Hemman	Western Sierra Sportsmen's Club
Donald Hayes	Hunters and Fishermen's Betterment Association, San Joaquin Valley
Jack Kennedy	Sportsman
Todd Kogle	Sportsman
Melvin Clare	Sportsman
John Reginato	Shasta-Cascade Wonderland Association
Rodney York	Sportsman
Ed Hague	President, Associated Sportsmen of California
Mike Ballew	Sportsman
Vito Quatraro	Sportsman
Jerry Hendricks	Northern Counties Wildlife Conservation Association
Bob Tanner	Eastern High Sierra Packers Association
Fritz Williams	Sportsman
Howard Kosal	Sportsman
Delbert Craig	Northeastern Sportsmen's Council
Mike Domeyer	Tulelake-Butte Valley Sportsmen's Association
Les Dalrymple	Sportsman
Elmer Larson	Dunsmuir Rod and Gun Club
Dale Dalrymple	Sportsman
Bill Standard	Sportsman
Henry Pickrell	Sportsman
Carl Parks	Pit River Rod and Gun Club
Jim Stokes	Sportsman
Dennis Swope	Sportsman
Cory Eastwood	Sportsman
Allen Potter	Sportsman
Ed Mort	Vice President, Mt. Shasta Long Rifles
Joe Becker	Legislative Representative, Northern California Bow Hunters
Ron Vanatta	United Sportsman
John Green	Tule River Houndsmen's Association
Spencer Thomas	President, California Trappers Association
Donald Steshel	Executive Secretary, California Trappers Association
Brian Bishoff	Western Sierra Sportsmen's Club
David Clarence Danielson	Commercial Fisherman
Ronald Ray Myers	Commercial Fisherman
William Enoch Melson	Commercial Fisherman
William Conley Cole	Commercial Fisherman
Roger Allen Griffin	Commercial Fisherman

Grant Blaine Howe	Commercial Fisherman
Charles Edward Martin	Commercial Fisherman
James Patrick Murphy	Commercial Fisherman
James Lewis Renton	Commercial Fisherman
Raymond LeeRoy Strickland	Commercial Fisherman
Harold John Vogl	Commercial Fisherman
Laurence Jones	Commercial Fisherman
William Bassett	Commercial Fisherman
Jeffery Scott Lerch	Commercial Fisherman

Mr. Galletti introduced the members of the Commission, the Commission staff and the Department staff.

1. READING AND APPROVAL OF MINUTES OF FEBRUARY 6, 1981 MEETING.

Mr. Cribbs stated that the minutes of the February 6, 1981 meeting had been distributed to members of the Commission and that the Commission staff knew of no errors or omissions therein and he suggested that they be approved in their present form. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT INASMUCH AS THE MINUTES OF THE FEBRUARY 6, 1981 MEETING HAVE BEEN DISTRIBUTED TO MEMBERS OF THE COMMISSION AND THERE ARE NO KNOWN ERRORS OR OMISSIONS THEREIN, READING BE DISPENSED WITH AND THEY BE APPROVED AS DISTRIBUTED.

PASSED UNANIMOUSLY.

2. CONSIDERATION OF REQUEST OF JAMES R. DE FORGE, RESEARCH BIOLOGIST, SOCIETY FOR THE CONSERVATION OF BIGHORN SHEEP, FOR AUTHORIZATION TO CONDUCT BIGHORN SHEEP STUDIES IN THE SANTA ROSA MOUNTAINS, RIVERSIDE COUNTY.

Mr. Cribbs reminded the Commission that this matter had been scheduled for the Commission's February 6 meeting in Monterey and the March 6 meeting in Los Angeles; however, it had been put over from the February 6 meeting at the request of the Department, and the Commission had limited its action at the March 6 meeting to approving the "hands-off" aspects of Mr. DeForge's proposal.

Mr. Cribbs stated that in summary, Mr. James R. DeForge, Research Biologist, Society for the Conservation of Bighorn Sheep, Ontario, had submitted a letter and study proposal to the Commission requesting authorization to conduct studies on bighorn sheep in the Santa Rosa Mountains, Riverside County. He said the Commissioners had been provided copies of the letter and the study proposal.

Mr. Cribbs stated that the Citizens Nongame Advisory Committee had reviewed Mr. DeForge's proposal and had recommended some changes in the scope of the investigations. He said the Department had incorporated input from the Nongame Advisory Committee into a revised study proposal which the Commissioners had before them.

Mr. Cribbs stated the Commissioners had also been provided copies of correspondence received in the Commission Office. He said this included letters from Lewis E. Carpenter, Sportsmen's Council of Central California; Dr. Michael

A. McCoy; Howard and Harriet Allen, Spring Valley; and a mailgram from Beula Edmiston, President of Friends of Wildlife; and a telegram from the Desert Protective Council, Palm Desert. He also noted a telephone call had been received in the Commission office from Richard Spotts, Defenders of Wildlife, recommending that the Commission postpone the issuance of the permit to Richard DeForge until the manual by the Department regarding the handling of animals is available for review and comment and if the Commission does approve Mr. DeForge's request, that the use of drugs not be permitted with darts.

Mr. Cribbs stated that the Commissioners had also been provided with a copy of the Department's environmental analysis of the proposal.

Director Fullerton stated that the Department recommended approval of Mr. DeForge's request with the additional stipulation that if any darting was conducted from a helicopter, Department personnel would have to be present.

Dr. Venrick stated that she had received several telephone calls from concerned individuals. She said they had pointed out that the study proposal was examining the disease aspect which was actually symptomatic of a stress situation which the proposed study was not addressing.

Mr. DeForge responded that the study proposal was examining stress from a medical standpoint, that is, the disease and bio-chemical aspects. He said the study proposal dealt with more than just the disease aspect.

Mr. Hunt, Chief of the Department's Wildlife Management Branch, stated that the Nongame Advisory Committee had raised similar questions, however, the present study was an opportunity to initiate a program which would be the forerunner of further investigations.

Dr. Venrick asked Mr. Hunt what the primary concerns of the Citizens Nongame Advisory Committee were. Mr. Hunt stated that their concerns dealt primarily with the way the proposal was written and not its proposed objective. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION APPROVES THE REQUEST OF MR. JAMES R. DE FORGE, RESEARCH BIOLOGIST, SOCIETY FOR THE CONSERVATION OF BIGHORN SHEEP, ONTARIO, FOR AUTHORIZATION TO CONDUCT SPECIFIED BIGHORN SHEEP STUDIES IN THE SANTA ROSA MOUNTAINS, RIVERSIDE COUNTY; AND FURTHER, AUTHORIZES THE DEPARTMENT OF FISH AND GAME TO ENTER INTO A MEMORANDUM OF UNDERSTANDING, WHICH WOULD SPECIFY THE TERMS AND CONDITIONS OF THAT STUDY.

PASSED UNANIMOUSLY.

3. CONSIDERATION OF REQUEST TO PUBLICIZE INTENT TO CONSIDER ON APRIL 24 APPROVAL OF MEMORANDUM OF UNDERSTANDING TO PERMIT THE NATIONAL PARK SERVICE TO CONDUCT BIGHORN SHEEP STUDIES IN DEATH VALLEY NATIONAL MONUMENT.

Mr. Cribbs stated that pursuant to Section 670.7, Title 14, CAC, the National Park Service, Western Region, had applied for a permit to capture desert bighorn sheep within the Death Valley National Monument for the purpose of equipping five additional animals with radio collars.

Mr. Cribbs stated that Dr. Charles L. Douglas, Unit Leader, Cooperative National Park Resources Studies Unit, Department of Biological Sciences, University of Nevada, Las Vegas, had submitted a study proposal and other pertinent background information of which the Commissioners had been provided copies. He said that in summary, Dr. Douglas had stated that the proposed study was directed at one of the major resource problems in Death Valley National Monument, that of encroachment on and degradation of bighorn habitat by feral livestock.

Mr. Cribbs stated that a letter had been received from Mr. George Von der Lippe, National Park Service, Death Valley National Monument, Death Valley, in support of the proposed study objectives and urging approval. He also stated that the Commissioners had been provided with copies of the Department's environmental analysis of the proposal. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY AUTHORIZES ITS STAFF AND THE DEPARTMENT TO PUBLICIZE ITS INTENT TO CONSIDER, AT ITS APRIL 24 MEETING, THE REQUEST OF THE NATIONAL PARK SERVICE, LAS VEGAS, FOR AUTHORIZATION TO CONDUCT DESERT BIGHORN SHEEP STUDIES IN THE DEATH VALLEY NATIONAL MONUMENT.

PASSED UNANIMOUSLY.

4. CONSIDERATION OF REQUEST OF FRANK A. THOMPSON, JR. FOR A SCIENTIFIC CAPTIVE RAPTOR BREEDING PERMIT.

Mr. Cribbs stated that the Commissioners had before them a scientific captive raptor breeding proposal from Mr. Frank A. Thompson, Jr., Fountain Valley. He stated Mr. Thompson was requesting authorization to breed red-tailed hawks, red-shoulder hawks and great horned owls in captivity.

Director Fullerton recommended approval of the request. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY APPROVES THE REQUEST OF MR. FRANK A. THOMPSON, JR., FOUNTAIN VALLEY, FOR A SCIENTIFIC CAPTIVE RAPTOR BREEDING PERMIT TO ALLOW HIM TO BREED RED-TAILED HAWKS, RED-SHOULDERED HAWKS AND GREAT HORNED OWLS, UNDER THE TERMS AND CONDITIONS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

5. CONSIDERATION OF REQUEST OF ANDREW J. SHULMAN FOR AN AMENDMENT OF HIS RECREATIONAL CAPTIVE RAPTOR BREEDING PERMIT.

Mr. Cribbs stated that Mr. Andrew J. Shulman, San Jose, was requesting an amendment to his recreational captive raptor breeding permit, which would allow him to acquire a second pair of Lanner falcons. He stated that the Commissioners had been provided copies of Mr. Shulman's letter.

Director Fullerton recommended approval of the request, contingent upon a determination that Mr. Shulman's facilities are suitable to house three pair of breeding raptors and that he obtains approval from the U.S. Fish and Wildlife Service which administers his federal breeding permit. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION APPROVES THE REQUEST OF ANDREW J. SHULMAN, SAN JOSE, FOR AN AMENDMENT OF HIS RECREATIONAL CAPTIVE RAPTOR BREEDING PERMIT TO ALLOW HIM TO ADD A SECOND PAIR OF LANNER FALCONS TO HIS PROJECT, UNDER THE TERMS AND CONDITIONS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

6. CONSIDERATION OF REQUEST OF DOUGLAS T. COLE, WEST COAST AQUATICS, FOR A PERMIT TO IMPORT, TRANSPORT, AND POSSESS AFRICAN CLAWED FROGS (Xenopus laevis).

Mr. Cribbs stated that Mr. Douglas T. Cole, West Coast Aquatics, Woodland, was requesting a waiver of the provisions of Section 671(c)(2), Title 14, CAC, to allow him to import, transport, and possess African clawed frogs (Xenopus laevis). Mr. Cribbs stated that the Commissioners had before them copies of Mr. Cole's request.

Mr. Cribbs stated, in summary, Mr. Cole was requesting a permit to keep the African clawed frog (Xenopus laevis). He said that Mr. Cole was currently using this animal for research purposes at the University of California at Davis under their existing permit. He noted that the permit Mr. Cole was requesting was for maintaining a frog colony intended for commercial distribution.

Director Fullerton recommended denial of the request because of the potential danger of the animal being established in the wild.

Mr. Cole stated that he was aware of the problems the animal could cause in the wild. He noted that there was a high demand for the animal for scientific purposes and he felt he could keep the animal in commercial quantities without the animal escaping to the wild.

Dr. Dasmann asked what was the present source of supply. Mr. Cole responded that there was only one commercial source at this time.

Dr. Venrick asked what was desirable about the African clawed frog for research purposes. Mr. Cole stated that the animal had large eggs and ovaries that were easily manipulated, it was easily bred, and it was short lived.

Mike Keifer, Biologist with the State Department of Food and Agriculture, recommended denial of Mr. Cole's request. He stated that it would be precedent setting and could create additional problems. After additional discussion, it was then:

MOVED BY DR. DASMANN, SECONDED BY DR. VENRICK, THAT THE FISH AND GAME COMMISSION DENIES THE REQUEST OF MR. DOUGLAS T. COLE, WOODLAND, FOR A PERMIT TO IMPORT, TRANSPORT, AND POSSESS AFRICAN CLAWED FROGS (Xenopus laevis) UNDER THE TERMS AND CONDITIONS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

7. CONSIDERATION OF REQUEST OF PAUL ARCULEO, JR. FOR A PERMIT TO IMPORT, TRANSPORT AND POSSESS MINK FOR PROPAGATION PURPOSES.

Mr. Cribbs stated that Mr. Paul Arculeo, Jr., Granada Hills, had submitted a request for authorization to import, transport, possess, and propagate both mink and ferrets for fur farming purposes. He stated Mr. Arculeo was advised that current Commission policy prohibits the importation or propagation of ferrets within the state. He said Mr. Arculeo was further notified that those aspects of his proposal pertaining to mink would be considered by the Commission at its April 3 meeting. He stated that Mr. Arculeo had indicated that he planned to obtain his animals from either the Davidson Fur Farm in Annandale, Minnesota, or the Hidden Valley Fur Farms in Iowa. He noted Mr. Arculeo's request involved a waiver of the provisions of Section 671(b)(11) of which the Commissioners had been provided copies.

Mr. Cribbs stated that a letter had been received in the Commission office from Action for Animal's Rights in opposition to Mr. Arculeo's request.

Director Fullerton recommended approval of the request, provided the mink were from a domesticated source.

Dr. Dasmann asked what the present status was of mink farming in California. Mr. Hunt stated that there were only a couple of mink farms still active and this had to do with the present fur market. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. BURKE, THAT THE FISH AND GAME COMMISSION APPROVES THE REQUEST OF MR. PAUL ARCULEO, JR., GRANADA HILLS, FOR A PERMIT TO IMPORT, TRANSPORT, POSSESS, AND PROPAGATE MINK, UNDER THE TERMS AND CONDITIONS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

8. DISCUSSION OF PROPOSALS AND ANNOUNCEMENT OF TENTATIVE APPROVALS FOR THE 1981-82 MAMMAL REGULATIONS.

Mr. Cribbs stated the Commissioners had before them the combined recommendations of the Department and the oral and written recommendations received from the public on March 6. He stated that in addition to the breakdown of the public recommendations, correspondence had been included for the Commissioners perusal which explained the reasons for the recommendations. He said the Commissioners also had been provided copies of the Department's comments on recommendations from the public.

Mr. Cribbs stated that the Fish and Game Code provided that the proposals in regard to mammals shall be opened to the public for discussion and presentation of objections to or in support of proposals presented at the March 6 meeting in Los Angeles.

Mr. Cribbs explained that after considering testimony, the Commission at this meeting would announce the regulations referred to at this point as "tentative approvals" which it proposed to make related to mammals. He noted that following approval of the tentative approvals by the Commission, the Commission staff would prepare and distribute a formal announcement of the regulations the Commission intended to adopt. He stated that at the third and final meeting, which would be held in Sacramento on April 24, the Commission as provided by statute, would hear and consider any objections to its proposed regulations, and at that time would adopt the 1981-82 mammal hunting and trapping regulations, which would generally become effective on July 1.

Mr. Cribbs stated that to aid the Commission and the audience in following the discussion of the proposals, the Commission staff had prepared a separate exhibit which put in sequential order the Department's proposed changes in the mammal regulations.

Mr. Cribbs summarized the correspondence received concerning the proposed changes in the regulations as follows:

#### GENERAL

A letter from James H. Welch, Sr., Legislative Representative, Sportsmen's Committee on Political Education, in support of the Department's proposals pertaining to the 1981 mammal and furbearer hunting and trapping regulations.

A letter from Dave Jones, President, California Houndsmen for Conservation, in support of the use of dogs in pursuit and/or hunting of wildlife.

A mailgram from Jack W. Gerwin, Vice President, California Wildlife Federation, in support of a two-week later opening and closing of the deer season in all zones north of Los Angeles County and supportive of a 12-day interval between the ending of the archery season and the start of the rifle deer season, and in opposition to the concept of setting deer hunting seasons on specific weekends with respect to deer management.

#### USE OF DOGS

Letters from Dave Jones, President, California Houndsmen for Conservation and 11 individuals in opposition to any changes in the regulations pertaining to the use of dogs in pursuit and/or hunting of mammals and furbearers in southern California.

#### RESIDENT SMALL GAME

Letters from John R. Wagner, California Hawking Club, and 13 individuals in support of an extension of the falconry seasons for small game mammals.

360. DEER

A letter from Charlie Parker, Chairman, Yuba County Board of Supervisors, in support of a deer hunting season of September 26 to November 8, 1981, for Zone D-3, and in support of a trophy buck hunt in portions of Zone D-3 for bucks, four points or better.

A letter in opposition to a one-week later opening of the deer season in Zone X-4.

A resolution from Wayne Wood, President, Pit River Rod and Gun Club, supportive of a deer hunting season in Zone X-5b, which would coincide with a deer hunting season from the last Saturday in September through the Columbus Day holiday, in the remainder of the X zones; and in support of the elimination of the permit system in Zone X-5b in the event there is a surplus of bucks.

A letter from Jerry J. Bernhardt, President, Southern Monterey County Sportsmen's Association, in support of having the deer hunting season in Zone A run from August 1 through September 15.

A letter from the Tehama County Board of Supervisors supportive of the same deer hunting season for the east and west side of the valley and supportive of a deer hunting season from September 26 through November 1, 1981.

A letter in opposition to opening the rifle deer season one week later.

A letter in opposition to a later deer season and supportive of further restrictions on archery deer hunters, including an archery deer season the same as the rifle deer season and archery proficiency requirements.

Senator Ray Johnson supports the resolution of the Lassen County Board of Supervisors recommending that 500 permits be issued for Zone X-5b with a deer hunting season of October 3 -18, concurrent with other X zones.

Senator Ray Johnson supports the resolution from the Northeastern Sportsmen's Council in opposition to the Zone X-5b late hunt. In the event that this hunt is authorized, and supportive of a deer hunting season the same as the adjoining X zones, which they would like to have from the last weekend in September through the Columbus Day holiday, and supportive of the elimination of the Zone X-5b quota hunt, if there is a surplus of bucks after a five-year evaluation of this hunt.

A letter supportive of later deer seasons and a deer hunting season in Zone D-2b which extends to at least November 8.

A letter in support of a two-week earlier opening and closing of the deer hunting season.

Letters from three individuals in support of a deer hunting season for Zone D-2b which ends no earlier than November 8.

A letter from Gene Mercer in support of a deer hunting season in Zone D-2b opening on the 19th of September and closing on the 25th of October.

A letter in support of additional X zones being available as alternatives for second choices to Zone X-5b.

A letter from Roger Boise, President, Tulalake-Butte Valley Sportsmen's Association, in support of a comprehensive study of the weapon restrictions being considered for Zone X-5b, supportive of an individual being issued either a rifle deer tag or archery deer tag, but not both, and supportive of a deer hunting season for the X zones of September 26 through October 12.

A copy of the results of the Humboldt Wildlife Sportsmen's Club annual questionnaire relating to deer hunting recommendations.

A letter from Walter B. Powell, President of the Southern Council of Conservation Clubs in support of the expansion of the Los Angeles County archery deer hunt to include the whole of the Angeles National Forest.

#### SPECIAL BUCK HUNTS

A letter in support of the Haiwee XS-1, Inyo County, special buck hunt.

A letter from Ray C. Foust, Superintendent, Whiskeytown National Recreation Area, in support of the Shasta-Trinity XS-3, Shasta and Trinity Counties, special buck hunt.

A resolution from the Northeastern Sportsmen's Council in opposition to the proposed Dixie Mountain State Game Refuge special buck hunt, or in the event that this hunt is authorized, a deer hunting season the same as the adjoining X zones.

#### MUZZLE LOADING

A letter from Roger Boese, President, Tulalake-Butte Valley Sportsmen's Association and one individual in support of the Horseshoe Ranch muzzle loading rifle deer hunt.

A petition from Harold Hollingsworth with 20 signatures in support of a muzzle loading rifle deer hunt in northern California.

A letter in support of a one week long muzzle loading rifle deer hunt at the end of November in Nevada County with participants not eligible for the rifle or archery deer season.

#### BEAR

A letter in support of further restrictions on the take of bear.

#### FURBEARING MAMMALS

A letter from Captain Gail R. Wilmuth, Southern California Houndsmen Club, and nine individuals in opposition to any change in the raccoon hunting season in southern California.

## NONGAME ANIMALS

Twelve letters in support of more restrictions on the hunting of bobcat.

Mr. Cribbs then reviewed the Department's list of recommendations for changes and the following discussions took place:

With respect to Section 263, Prohibition Against Night Hunting: Dave Jones, President, California Houndsmen for Conservation, expressed his group's support for their recommendation to allow the use of dogs in pursuit and/or hunting of mammals and furbearers at night in portions of San Benito and Monterey Counties.

Pat Bates, Administrative Officer for San Benito County, stated that San Benito County Board of Supervisors was adamant that their area remain closed to night hunting.

With respect to Sections 264, Use of Lights while Hunting-Specific Areas and Section 264.5, Use of Lights While Hunting-Remainder of State: Don Carper, President, California Wildlife Federation, asked if the revised regulations decreased the size of the area open to the use of lights while hunting.

Mr. Dollahite, Chief of the Department's Wildlife Protection Branch, said no, in actuality, the regulations expanded the area open to the use of lights.

With respect to Section 265, Use of Dogs in Pursuit and/or Hunting of Mammals and Furbearers: Bud Hemman, Western Sierra Sportsmen's Club, expressed his opposition to the closure specified under Section 265(a)(3), regarding the North Kings Deer Herd. He stated there was no reason to single out this particular area. He also stated his group's opposition to Section 265(c)(1)(A) regarding seasons, since it deleted three days from the dog training season. He further stated that his group was opposed to Section 265(c)(2)(B) because it restricted the carrying of a firearm during the dog training season. He said this restriction should only apply to bear.

Dr. Venrick asked why an individual had to carry a firearm at all if they were only involved in dog training.

Mr. Eldridge Hunt, Chief of the Department's Wildlife Management Branch, stated that there was not any real need to carry firearms during the dog training season.

Mr. Hunt also stated that the reason for the closure specified under Section 265(a)(3) was to reduce harrassment of the North King's Deer Herd by untrained hounds. He further stated that the loss of three days from the dog training season as specified under Section 265(c)(1)(A) was an attempt to prevent archers and houndsmen from being in the field at the same time.

Mr. Banky Curtis, Associate Wildlife Manager Biologist with the Department's Wildlife Management Branch, stated that there was a real conflict with archers and houndsmen being in the field at the same time. He also stated that if the dog training season were scheduled any earlier, it would place additional stress on

the bears during their post hibernation period. He also stated that the closure in the southern Sierra was to protect the North King Deer Herd from further harrassment while the animals were on their winter range. After additional discussion, it was then:

MOVED BY DR. VENRICK, SECONDED BY DR. BURKE, THAT SECTION 265(c)(2)(B) BE AMENDED TO PROVIDE FOR A WEAPONS RESTRICTION DURING THE DOG TRAINING SEASON ONLY WHILE IN PURSUIT OF MOUNTAIN LION AND BEAR.

AYES: BURKE, VENRICK, DASMANN

NOES: LIVERMORE

Donald Hayes, Hunter and Fisherman's Betterment Association, San Joaquin Valley, stated his opposition to Section 265(a)(3), regarding the North King's Deer Herd closure with respect to the use of dogs in pursuit and or hunting of mammals and furbearers.

Dave Jones, President, California Houndsmen for Conservation, expressed his group's concern regarding the loss of three days from the dog training season and suggested as a compromise, providing two weeks in May for dog training purposes. He also expressed his group's support for the opening of the North King's Deer Herd area closure to the use of dogs in the pursuit and/or hunting of mammals and furbearers. It was then:

MOVED BY MR. LIVERMORE, SECONDED BY DR. VENRICK THAT SECTION 265(c)(1)(A) BE AMENDED TO PROVIDE A ONE DAY INTERVAL BETWEEN THE OPENING OF THE ARCHERY DEER HUNTING SEASON AND THE CLOSING OF THE DOG TRAINING SEASON.

PASSED UNANIMOUSLY.

With respect to Section 350, Deer: Pat Bates, Administrative Officer of the County of San Benito, stated that he was appearing here today on behalf of the Board of Supervisors and the County Fish and Game Commission to express their mutual concern about the proposed later opening and closing dates of the Zone A deer season in San Benito County. He stated that this year's proposed dates would set the season back by one week and would extend hunting into the rutting season when he stated the bucks become less cautious. He maintained that this would cause the kill to be greater in an area where bucks are in short supply, and that the meat of a rutting buck was of poor taste quality and, therefore, it would probably result in the waste of great deal of venison. He appealed to the Commission to change the dates of the deer hunting season in San Benito County with the season opening on the first Saturday in August and closing the second weekend in September.

Mr. Hunt stated that the onset of the rutting season in San Benito County did not occur until the second week in October and that the deer hunting season as proposed by the Department would end basically before the rutting season ever started.

Jack Kennedy, Lake County, stated that he had observed bucks in the rut as early as mid-September and recommended that the deer season in Zone A open the first weekend in August.

Todd Cogle stated that he was opposed to the one week later opening date for the deer season in Zone B-2 and he was also opposed to the extended 30 day season. He further stated his opposition to the 38 day season in Zone B-3 which he thought was excessive.

Melvin Claire stated opposition to the one week later opening of the deer season in Zone B-2.

Bob Schulenburg, Wildlife Management Supervisor with the Department's Wildlife Management Branch, stated that it was the Department's intent to open and close the deer seasons on specific weekends in order to standardize season openings. Mr. Schulenburg indicated that in the past, season openings have shifted back and forth between the third and fourth weekends. He stated the present proposal would standardize the deer season opener on the fourth weekend.

John Reginato, Shasta Cascade Wonderland Association, recommended that the deer season remain the same as last year and that the Commission announce its policy to open on specified weekends beginning next year.

Rodney York was supportive of an earlier deer hunting season in the high country and a later season for lower elevations.

Don Carper, President of the California Wildlife Federation, and Ed Hague, President of the Associated Sportsmen of California, recommended later opening dates for the deer seasons.

Mike Ballew, Vito Quatraro and Jerry Hendricks, Northern Counties Wildlife Conservation Association, were all supportive of a deer hunting season for Zone D-2x, which would close on November 8.

Les and Dale Dalrymple and thirteen individuals expressed support for a deer hunting season in Zone D-2x which closed on November 8.

Mr. Hunt stated that the buck-doe ratio in Zone D-2x was still poor. Mr. Schulenburg stated that the buck-doe ratio for the southern portion of the Zone D-2x herd was 25 bucks to 100 does, while the buck-doe ratio for the northern part of the herd was 10 bucks to 100 does. He stated that the 25 to 100 figure for the southern part of the herd was based on a small sample size while the 10 to 100 ratio was probably more indicative of the Zone D-2x herd because of a much larger sample size.

Bob Tanner, Eastern High Sierra Packers Association, stated opposition to a one week later opening for the deer season in Zone D-7. He said that the packers were dependent upon the earlier opening date and that the later opening would set the season during the period when the first storms could be expected in the Sierra. He said most packers would not be willing to take hunters into the back country at this time because of the safety factors involved.

Mr. Schulenburg stated that to implement a public recommendation, the Department was proposing the establishment of a new deer hunting zone, D-13, which would include portions of San Luis Obispo, Santa Barbara, Ventura, Kern and Los Angeles Counties. He stated that the new zone would have a late season to alleviate the problem of fire closures and to avoid any conflicts with condors which used this area during August. He stated that this would also necessitate technical non-substantive changes in the dog training and archery deer, Sections 265 and 361. It was then:

MOVED BY MR. LIVERMORE, SECONDED BY DR. DASMANN THAT SECTION 360(a)(18) IS ADDED TO PROVIDE FOR A NEW DEER HUNTING ZONE D-13, WHICH INCLUDES PORTIONS OF SAN LUIS OBISPO, SANTA BARBARA, VENTURA, KERN AND LOS ANGELES COUNTIES, AND TO AMEND SECTION 361(a)(2) TO INCLUDE ZONE D-13. (THE ADDITION OF ZONE D-13 WOULD ALSO EFFECT AREAS SPECIFIED IN SECTION 265.)

PASSED UNANIMOUSLY.

Fritz Williams, Napa, representing 51 individuals, expressed support for a deer hunting season in Zone X-2 that would open on the second Saturday in October.

Mr. Schulenburg stated that hunting pressure had increased in the X Zones and that buck/doe ratios were still poor, and that the Department could not support that late an opener.

Howard Kosal supported a later deer season for Zone X-2.

Delbert Craig, Northeastern Sportsmen's Council, was opposed to a later deer season for Zone X-2, and was supportive of having the deer season in that zone the same as last year, that of September 26 to October 12. Jerry Hendricks, Northern Counties Wildlife Conservation Council, endorsed Mr. Craig's position.

Mike Domeyer, Tulelake-Butte Valley Sportsmen's Association, expressed support for the statements made by Mr. Craig and he also stated support for the proposed restrictions on carrying firearms during the deer season, having deer tags issued for either rifle or archery deer hunting, but not for both and for having the archery deer season run from August 15 through September 12. He opposed having a later opening of the deer season.

Elmer Larson, Dunsmuir Rod and Gun Club, recommended a deer hunting season of September 26 through October 12.

Bill Standard was supportive of a two-week later opening in the Zone X-6 deer season for the McDole area.

Bob Tanner, Eastern High Sierra Packers Association, was opposed to a later opening for Zone X-9. He was supportive of maintaining the same season as last year.

Henry Pickrell expressed opposition to a later deer season for Zone X-5b and expressed support for an unsuccessful applicant for Zone X-5b being allowed to hunt Zone X-5a.

Carl Parks, Pit River Rod and Gun Club and Jerry Hendricks, Northern Counties Wildlife Conservation Association, spoke in support of a deer hunting season in Zone X-5b that was the same as the deer hunting season for the surrounding areas.

Delbert Craig, Northeastern Sportsmen's Council, expressed opposition to a later deer season for Zone X-5b and in support of a deer hunting for Zone X-5b, which would be the same as the surrounding area.

Bill Standard expressed support for a one week later opening of the deer season in Zone X-5b and that that season follow the close of the regular deer season.

Vito Quatraro was supportive of a deer hunting season for Zone X-5b that was the same as the surrounding areas.

John Caton, Supervisor, Shasta County Board of Supervisors and representing the nine northern counties Board of Supervisors Association, expressed opposition to the late season Shasta-Trinity XS-3 Special Buck Hunt in the Whiskeytown area. He expressed opposition to trophy hunts of any kind due to the fact he maintained that the bucks were in rut and were highly vulnerable.

Jim Stokes, Dennis Swope and Corey Eastwood all spoke in support of the Shasta-Trinity XS-3 Special Buck Hunt.

Albert L. Potter expressed support for the Dixie Refuge XS-4 Special Buck Hunt.

Mr. Schulenburg stated that with respect to the S-2 Los Angeles antlerless and either sex archery deer hunt Los Angeles County, the Department was requesting that the northern portion of the Angeles National Forest be added to the S-2 hunt area. He stated that this was to implement a public recommendation. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT SECTION 360(e)(2)(B) BE AMENDED TO PROVIDE FOR A BOUNDARY CHANGE TO INCLUDE THE NORTHERN PORTION OF ANGELES NATIONAL FOREST IN THE S-2 LOS ANGELES ANTLERLESS AND EITHER SEX ARCHERY DEER HUNT, LOS ANGELES COUNTY.

PASSED UNANIMOUSLY.

Mr. Schulenburg also stated that the use of muzzle-loading rifles had inadvertently been deleted from the S-4 Fort Ord either sex deer hunt, Monterey County. He requested that the use of muzzle-loading rifles be authorized. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. BURKE, THAT SECTION 360(e)(4) BE AMENDED TO PROVIDE FOR THE USE OF MUZZLE-LOADING RIFLES IN THE S-4 FORT ORD EITHER SEX DEER HUNT, MONTEREY COUNTY.

PASSED UNANIMOUSLY.

Ed Mort, Vice President, Mount Shasta Long Rifles, expressed support for the proposed M-3 Horseshoe Ranch Muzzle-loading hunt, Siskiyou County. He also submitted a petition with 200 signatures supportive of this hunt.

Delbert Craig, Northeastern Sportsmen's Council, endorsed the M-3 Horseshoe Ranch muzzle-loading hunt, Siskiyou County.

Joe Becker, Legislative Representative, Northern California Bowhunters, endorsed the R-2 Gray Lodge archery buck hunt, Butte and Sutter Counties, and was supportive of this being made an either sex hunt.

With respect to Section 351, Bear: Dave Jones, President, California Houndsmen for Conservation, was supportive of an extension in the bear hunting season to have it run from October 17, 1981 to January 3, 1982.

Ron Vanatta, United Sportsman, was supportive of a 21-day extension in the bear season.

Donald Hayes, Hunters and Fishermens Betterment Association, San Joaquin Valley, was supportive of an extension of three weeks at the end of the bear season.

John Green, Tule River Houndsmen's Association, was supportive of a three week extension in the bear season.

Mr. Hunt stated that the Department's data with respect to bear indicated that bear were being over harvested in Shasta, Trinity and Siskiyou Counties and, therefore, the Department could not recommend an extension in the bear hunting season.

Bud Hemman, Western Sierra Sportsmen's Club, spoke in opposition to the wording in Section 365(e), methods of take, with respect to the word "used". He stated that someone could unknowingly use a bait pile and inadvertently break the law, therefore, he supported the addition of the word "knowingly" preceding the word "used". He stated that this should also be added to Section 475 as well.

Mr. Galletti asked Mr. Smaage for a legal opinion. Mr. Smaage stated that there was a body of law which specifically dealt with this type of wording with respect to minor crimes. He stated that he thought the section as presently worded was valid.

Mr. Hunt stated that subsection 361(b), Special Archery Tag, had been inadvertently deleted from the Department's March 6 proposals. He said the subsection should also be amended to provide a technical change in a reference. It was then:

MOVED BY DR. DASMANN, SECONDED BY DR. VENRICK, THAT  
SUBSECTION 361(b), SPECIAL ARCHERY TAG, BE INCLUDED  
IN THE DEPARTMENT'S PROPOSALS AND THAT A TECHNICAL  
CHANGE BE MADE IN THE REFERENCE IN THAT SECTION.

PASSED UNANIMOUSLY.

With respect to Section 401, Issuance of Permits to Kill Deer, Bear, Elk, Wild Pig, Gray Squirrel and Beaver causing damage: Mr. Hunt stated that the Department was requesting that subsection 401(d) be amended regarding the age at which an individual could be issued a depredation permit. He said this proposed change was in response to an inquiry made by Dr. Venrick at the March 6 meeting. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT SECTION 401(d) BE AMENDED TO PROVIDE FOR THE ISSUANCE OF DEPREDAATION PERMITS TO THOSE INDIVIDUALS WHO ARE 21 YEARS OF AGE OR OVER.

PASSED UNANIMOUSLY.

With respect to Section 461, Mink, Gray Fox and Badger: Bud Hemman, Western Sierra Sportsmen's Club, spoke in support of leaving the gray fox season the same as last year.

Mr. Hunt stated that everything was not well with the gray fox statewide. In addition, another reason for the season change was the incidental take of bobcat during the gray fox trapping season which opened prior to the bobcat season.

Spencer Thomas, President, California Trappers Association, was supportive of managing the gray fox and bobcat separately. He stated that the incidental take of bobcat during the gray fox season was not a problem. He was opposed to the Department's recommended change in the season for gray fox.

Dr. Venrick stated that she was concerned about the shortening of the gray fox season and wondered if the Department could propose some less stringent steps that would still be satisfactory.

With respect to Section 464, Raccoons: Dave Jones, President, California Houndsmen for Conservation, was opposed to a single statewide season for raccoon. He was supportive of leaving the southern California raccoon season the same as last year.

Bud Hemmon, Western Sierra Sportsmen's Club, spoke in support of having one statewide raccoon season.

With respect to Section 465.5, Use of Steel Leg-hold or Conibear Type Traps: Spencer Thomas, President, California Trappers Association, was supportive of re-wording subsection 465.5(d), to not specify the manner in which a bait had to be covered and to further clarify what constituted an artificial material used as bait. He also questioned the deletion of the requirement for the use of a tension device as presently provided for in subsection 465.5(d).

With respect to Section 472, General Provisions: Mr. Hunt stated the Department had proposed that Section 472 be amended. Under this proposed amendment, Section 472(e), common crows, would have been deleted. He stated this subsection

provided for landowners to take depredating crows under prescribed conditions. He stated that the Department was proposing that subsection 472(e), as presently worded, be retained. He stated the Department was also recommending that the method of take for crows be retained in its present form. He noted that federal regulations under Section 2143 of Title 50 provided that depredating crows could be taken by any method legal under state regulations. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. BURKE, THAT  
SUBSECTION 472(e), WHICH PROVIDES FOR LANDOWNERS  
TO TAKE DEPREDATING CROWS AND THE METHODS OF TAKE  
PROVISIONS OF THAT BE RETAINED IN THEIR PRESENT FORM.

PASSED UNANIMOUSLY.

With respect to Section 473, Possession of Nongame Animals: Mr. Hunt stated that originally Section 473 was proposed for repeal. He said this section provided for possession of nongame birds and mammals. He noted without this section it would be unlawful to possess nongame birds or mammals taken as prescribed by law. It was then:

MOVED BY DR. BURKE, SECONDED BY DR. VENRICK, THAT  
SECTION 473 BE RETAINED TO PROVIDE FOR THE POSSESSION  
OF NONGAME BIRDS AND MAMMALS.

PASSED UNANIMOUSLY.

With respect to Section 475, Methods of Take for Nongame Birds and Mammals: Dave Jones, President, California Houndsmen for Conservation, spoke in opposition to the proposed subsection 475(e), regarding the prohibition on the use of bait capable of attracting a nongame mammal in conjunction with the use of dogs.

With respect to Section 478, Bobcat: Mr. Donald Steshel, Executive Secretary, California Trappers Association, provided the Commissioners a report regarding bobcat. He stated that the Department last year had initiated a regional concept for bobcat management. He said a new approach had been developed at the University of California at Davis, termed the finite concept, which indicated that the season in northeastern California did not have to be shortened to three weeks as it was last season. He recommended that the UCD study be considered as the basis for a new concept in bobcat management.

Spencer Thomas, President, California Trappers Association, stated that the bobcat population in northeastern California was stable and healthy, based on his interpretation of current information. He urged the Commission to review the UCD study report. He discussed various studies that had been conducted on bobcat. He stated that the thrust of these studies indicated that the Department data were not reflective of the actual population status of bobcat in northeastern California.

With respect to Section 478.1, Bobcat Hunting Tags: Brian Bishoff, Western Sierra Sportsmen's Club, spoke in opposition to the bobcat hunting tag. He noted that it was discriminatory and it worked a hardship on the sport hunter.

Bud Hemmon, Western Sierra Sportsmen's Club, spoke in opposition to the bobcat hunting tag and said it was not accomplishing the purpose it was established to do.

Spencer Thomas, California Trappers Association, spoke in support of Section 478.1 and stated he felt it was accomplishing its purpose, that of determining the total take of bobcat in California along with the number of individuals taking bobcat.

Mr. Cribbs stated that copies of the tentative approvals and the issue papers would be available upon request. It was then:

MOVED BY DR. BURKE, SECONDED BY DR. VENRICK, THAT  
THE FISH AND GAME COMMISSION AUTHORIZES ITS STAFF  
TO PREPARE AND DISTRIBUTE THE FOLLOWING ANNOUNCEMENT  
OF THE COMMISSION'S TENTATIVE APPROVALS FOR THE  
MAMMAL REGULATIONS WHICH IT INTENDS TO ADOPT FOR  
THE 1981-82 SEASON.

ANNOUNCEMENT OF TENTATIVE APPROVAL OF 1981-82 MAMMAL REGULATIONS

Part 2. Game and Furbearers\*

Chapter 1. General Provisions and Definitions

- (1) 250. GENERAL PROHIBITION AGAINST TAKING RESIDENT GAME BIRDS, GAME MAMMALS AND FURBEARING MAMMALS. (Authority will be amended and reference added.)
- (2) 250.5 SHOOTING TIME. (Authority and reference will be added.)
- (3) 250.6 DEFINITION OF TAKE. (Definition of "take" appears in Fish and Game Code; therefore, the section will be repealed.)
- (4) 251. PROHIBITION ON PURSUING OR SHOOTING BIRDS AND MAMMALS FROM MOTOR-DRIVEN AIR OR LAND VEHICLES, MOTORBOATS, AIRBOATS, SAILBOATS OR SNOWMOBILES. (Authority and reference will be added.)
- (5) 251.2 PERMITS TO PURSUE, DRIVE, HERD, OR TAKE BIRDS AND MAMMALS. (Authority and reference will be added.)
- (5a) 251.4 PERMITS FOR THE PURSUIT OF MOUNTAIN LIONS. (Section to be repealed, regulations will be incorporated into new Section 265. USE OF DOGS IN PURSUIT AND/OR HUNTING OF MAMMALS AND FURBEARERS.)
- (6) 251.5 GAME BIRDS, GAME MAMMALS, FURBEARERS AND NONGAME ANIMALS, POSSESSION OF. (Authority will be amended, reference added, and subsection (a) will be amended to provide reference change.)

(a) Each person requesting permission to hold resident game birds and game mammals (See Section ~~360~~ 375 for special regulations regarding the holding

of deer, elk, bear, and antelope meat) after the close of the season shall make application to the Department of Fish and Game, or other duly designated representatives, prior to the close of the open season and the 10-day possession period thereafter permitted by the code.

(7) 251.6 TAGGING OF LIVE DOMESTICATED BIG GAME MAMMALS. (Authority will be amended and reference added.)

(8) 251.8 TRANSPORTATION OF GAME BIRDS AND GAME MAMMALS OFF INDIAN RESERVATIONS. (Authority will be amended and reference added.)

(9) 252. BAG AND POSSESSION LIMIT DEFINED. (Authority and reference will be added.)

(10) 253. BIG GAME DEFINED. (Section will be renumbered 350 and amended to provide technical nonsubstantive changes in generic and common names. Authority and reference will be added.)

350. BIG GAME DEFINED. "Big game" means the following: deer (genus *Odocoileus*), elk (genus *Cervus*), ~~prong-horned~~ pronghorn antelope (genus *Antilocapra*), ~~feral-pigs-and-European-wild-pigs-(genus-Sus)~~ wild pig (feral pigs, European wild pigs and their hybrids (genus *Sus*)), ~~black-and-brown-or-cinnamon bears-(genus-Euarctos)~~, black bear (genus *Ursus*), and mountain lion (~~Felis-concolor~~) (genus *Felis*).

(11) 255. CODE DEFINITIONS REAFFIRMED. (Authority and reference will be added.)

(12) 256. FORKED HORN AND THREE POINT BUCKS DEFINED. (The title will be amended to include antlerless and either-sex deer, which are also defined in this section, a reference will be amended in subsection (d), authority will be amended, reference added, and will be renumbered 351.) FORKED HORN AND BUCK, THREE POINT BUCKS, ANTLERLESS AND EITHER SEX DEER DEFINED.

(d) Either Sex Deer Defined. For the purpose of these regulations, either sex deer are defined as antlerless deer as described in Section 256 351 (c), or legal bucks that have two or more points in the upper two-thirds of either antler. Spike bucks may not be taken.

(13) 257. RESIDENT SMALL GAME DEFINED. (Authority will be amended and reference added.)

(14) 257.5 PROHIBITION AGAINST TAKING RESIDENT GAME BIRDS AND MAMMALS BY THE AID OF BAIT. (Authority will be amended and reference added.)

(15) 258. SEASON DEFINED. (Authority and reference will be added.)

(16) 260. PROHIBITION AGAINST TAKING OTHER THAN MIGRATORY GAME BIRDS AND QUAIL IN PICACHO STATE RECREATION AREA. (Authority will be amended and reference added.)

(17) 260.1 PROHIBITION AGAINST HUNTING OTHER THAN DURING SEPTEMBER-JANUARY ON PROVIDENCE MOUNTAINS STATE RECREATION AREA. (Authority will be amended and reference added.)

(18) 260.2 HUNTING RESTRICTIONS ON LAKE OROVILLE STATE RECREATION AREA. (Authority will be amended and reference added.)

(19) 260.3 PROHIBITION AGAINST TAKING OTHER THAN MIGRATORY GAME BIRDS ON SAN LUIS RESERVOIR STATE RECREATION AREA. (Authority will be amended and reference added.)

(20) 260.4 PROHIBITION AGAINST TAKING OTHER THAN WATERFOWL AND RESIDENT SMALL GAME ON PERRIS RESERVOIR STATE RECREATION AREA. (Authority will be amended and reference added.)

(20a) 263. PROHIBITION AGAINST NIGHT HUNTING. (No change proposed; authority will be amended and reference added.)

(21) 264. USE OF LIGHTS WHILE HUNTING. (This section will be repealed and added to specify that the regulations pertain to specific zones. In addition, that portion of the regulations pertaining to the use of lights while hunting in the balance of the state will be deleted from Section 264 and will be included in a new Section 264.5. Two of the zones described in Section 264 will be combined and all zone boundaries will be redefined for clarity. In addition, authority will be amended and reference added.)

#### 264. USE OF LIGHTS WHILE HUNTING - SPECIFIC AREAS.

(a) Lights of any size or voltage may be used to take furbearing or non-game mammals only in the following areas, (b) and (c) below, and only under the following conditions:

(1) The use of lights for night hunting is prohibited in any area where the firearm deer season is in effect.

(2) Furbearing mammals and nongame mammals may be taken with the aid of a spotlight or other artificial light operated from a vehicle provided such vehicle is stopped and standing no less than 100 feet from a public highway or other way.

(b) Zone 1. (Portions of Butte, Colusa, Glenn, Placer, Sacramento, Sutter, Tehama, Yolo and Yuba counties.)

Area: Within the boundary beginning at the junction of Interstate 880 and Interstate 5 near Sacramento; east on Interstate 880 to its junction with Interstate 80; north and east on Interstate 80 to its junction with Highway 65 near Roseville; along Highway 65 to its junction with Highway 20 at Marysville; west on Highway 20 to its junction with Highway 45; north on Highway 45 to its junction with Highway 162; east on Highway 162 to its junction with Highway 99; north on Highway 99 to South Avenue near the town of Corning; west on South Avenue to Interstate 5 in Corning; north on Interstate 5 to Corning Road; west on Corning Road to Paskenta Road; west on the Paskenta Road to the town of Paskenta; southwest on the Round Valley Road to the Garland Road; south on the Garland Road to the town of Newville; south on the Newville-Elk Creek Road to the town of Elk Creek; south on the Elk Creek-Stonyford Road to the town of Stonyford; south on the Stonyford-Leesville Road to the town of Ladoga; south on the Stonyford-Leesville Road to the town of Leesville; south from Leesville on the Bear Valley Road to its intersection with Highway 20; east on Highway 20 to its intersection with Highway 16; south and east on Highway 16 to its intersection with Interstate 5; east on Interstate 5 to Interstate 880 and the point of beginning.

(c) Zone 2. (Portions of Inyo, Mono, Imperial, Kern, Riverside, San Bernardino, Los Angeles and San Diego counties.)

Area: South and east of a line beginning at the junction of Highway 182 and the California-Nevada state line; south on Highway 182 to its junction with Highway 395; south on Highway 395 to its intersection with Highway 168 at Bishop; west on Highway 168 to its intersection with the Inyo National Forest boundary; south on the Inyo National Forest boundary to its junction with County Highway J41; south and east on County Highway J41 to its junction with Highway 395; south on Highway 395 to its junction with Highway 14 near Inyokern; south on Highway 14 to its junction with Highway 178 at Freeman; west on Highway 178 to its junction with the Bodfish-Caliente Road at Isabella; south on the Bodfish-Caliente Road to its junction with Highway 58; east on Highway 58 to its junction with the Los Angeles Aqueduct; south and west on the Los Angeles Aqueduct Road to its junction with 265th Street West near Neenach; south on 265th Street West to its junction with the Elizabeth Lake-Pine Canyon Road at Three Points; east along the Elizabeth Lake-Pine Canyon Road to its junction with Highway 14 at Palmdale; south on Highway 14 to its intersection with the Angeles Forest Highway; south on the Angeles Forest Highway to the Mill Creek Summit Road; east and south on the Mill Creek Summit Road to its intersection with the Angeles Crest Highway (Highway 2) at Upper Chialo Campground; east on the Angeles Crest Highway to its intersection with the Los Angeles-San Bernardino county line; north on the Los Angeles-Kern-San Bernardino county line to its intersection with Highway 58; east on Highway 58 to its intersection with the range line between R3W and R4W; south along the range line between R3W and R4W to the southeast corner of T8N, R4W; east along T7N to its intersection with the west boundary of the U.S. Marine Corps Training Center; south and east on that boundary to its intersection with Giant Rock Road; east along Giant Rock Road to a point where it turns southeast and corresponding with a projected north extension of Sunfair Road; south on Sunfair Road and its projected extension to the San Bernardino-Riverside county line; west on the San Bernardino-Riverside county line to its junction with Highway 62; south on Highway 62 to its junction with Interstate 10 near Whitewater; west on Interstate 10 to its junction with Highway 111 near Whitewater; south and east on Highway 111 to its junction with Highway 74 at Palm Desert; south and west on Highway 74 to its junction with Highway 79; south and east on Highway 79 to its junction with Interstate 8 near Pine Valley; east on Interstate 8 to its junction with County Road S1; south on County Road S1 to its junction with Highway 94; south and west on Highway 94 to its junction with Highway 188; south on Highway 188 to the California-Mexico border.

264.5 USE OF LIGHTS WHILE HUNTING - REMAINDER OF STATE. Lights may be used, in those portions of the state not listed in Section 264, to take furbearers and nongame mammals under the following conditions only:

(a) Only 9 volt lights or smaller, hand-held or worn on the head are permitted.

(b) Persons using such lights must be on foot and be a minimum of 100 feet from any vehicle.

(c) Lights may not be used in or from a vehicle and may not be attached or powered from any source other than self-contained batteries.

(d) A landowner or tenant suffering damage to livestock or other property by furbearing mammals or nongame mammals may apply to the department for a permit to allow persons designated by such landowner or tenant to use artificial lights in excess of 9 volts to assist in taking the depredating mammals. No permit shall be issued for the taking of depredating mammals on any public lands, nor shall any permit be valid for more than 60 days. The department may include restrictions or requirements in any permit to provide protection to other species of wildlife or for other purposes. The department may deny issuance of a permit if, in its opinion, depredation is not occurring. No person shall use any artificial light or take any furbearing mammal or nongame mammal in violation of the terms of a permit.

No furbearing or nongame mammals may be taken contrary to any other prohibition set forth in these regulations.

(22) 265. USE OF DOGS IN PURSUIT AND/OR HUNTING OF MAMMALS AND FURBEARERS. (Existing regulations pertaining to the use of dogs found in Sections 251.4 (Permits for the Pursuit of Mountain Lions), 357 (Use of Dogs in Hunting Deer, Bear and Wild Pigs), 357.1 (Use of Dogs in Pursuit of and/or Hunting Wildlife), 464(d) (Raccoon-Use of Dogs), 465.1 (Use of Dogs in Taking Furbearers), 472(f) (General Provisions), 461 (Mink, Gray Fox and Badger), and 478(c) (Bobcat) will be combined into a new Section 265 to provide clarity and uniformity in regulations pertaining to the use of dogs. In addition, the majority of Ventura County will be placed in the early training season and that season will be shortened by one day to avoid a conflict with the archery seasons; and the late training season will be extended by adding one week to the front of the season to provide additional dog training opportunity. The authority and reference will be added.)

#### 265. USE OF DOGS IN PURSUIT AND/OR HUNTING OF MAMMALS.

(a) Use of Dogs Prohibited. The use of dogs for pursuit and/or hunting of mammals is prohibited as follows:

(1) From the first Saturday in April through the day preceding the opening of deer season in the following areas:

(A) Central California: Napa County north of Highway 128 and east of Highway 29; Lake County south of the following line: Beginning at the intersection of the Main Eel River and the Lake-Mendocino county line; east along the Main Eel River to Lake Pillsbury at Scott Dam; southeast along the west shore of Lake Pillsbury and the Rice Fork of the Eel River to Forest Service Road 18N01; east on Forest Service Road 18N01 to the Lake-Colusa county line; east of a line beginning at the Lake-Napa county line and Highway 29; northwest on Highway 29 to Highway 20; northwest on Highway 20 to the Lake-Mendocino county line; Mendocino County east of Highway 101; north of Highway 20 and south of the following line: Beginning at the intersection of Highway 101 and Commercial Avenue in Willits; east on Commercial Avenue to the Hearst-Willits Road (County Road 306); north and east on the Hearst-Willits Road to the Main Eel River; southeast along the Main Eel River to the Lake-Mendocino county line.

(B) Southern California: Santa Barbara and Ventura counties within the Los Padres National Forest and west of Highway 33.

(2) From the first Saturday in April through the Friday preceding the second Saturday in July in the following areas:

(A) Northern California: Butte, Glenn, Plumas and Trinity counties; Del Norte County east of Highway 101; Humboldt County north and east of Highways 36 and 101; Siskiyou County south and west of the following line: from the Oregon-California state line south on Interstate 5 to its intersection with Highway 97 at the town of Weed; north on Highway 97 to the town of Macdoel; south from Macdoel on the Mt. Hebron Road to the Redrock Road; east on the Redrock Road to the Davis Road; north on Davis Road to the Gold Digger Pass Road; east on the Gold Digger Pass Road to the western boundary of the Lava Beds National Monument; north and east on said boundary to the Siskiyou-Modoc county line; Shasta County south and west of Highways 89 and 44 but north of the following line: where the Trinity National Forest boundary intersects the Shasta-Tehama county line; north on said boundary to Highway 36 near the town of Platina; east on Highway 36 to County Road A16; north on Road A16 to the City of Redding; north on Interstate 5 to the south shore of Shasta Lake; east and north along the shore of Shasta Lake to Fender's Ferry Road; southeast on Fender's Ferry Road to Highway 299; southwest on Highway 299 to Oakrun; southwest on the Oakrun Road to Fern Road; east and south on Fern Road to the town of Whitmore; south on Ponderosa Way to Highway 44 near Innwood; east on Highway 44 to the Wilson Hill Road to the Shasta-Tehama county line; those portions of Tehama County within the Mendocino and Trinity National Forests and east of the Ponderosa Truck Trail.

(B) Central California: Lake County north of the following line: beginning at the intersection of the Main Eel River and the Lake County line; east along the Main Eel River to Lake Pillsbury at Scott Dam; southeast along the west shore of Lake Pillsbury and the Rice Fork of the Eel River to Forest Service Road 18N01; east on Forest Service Road 18N01 to the Lake-Colusa county line; Mendocino County east of Highway 101 and north of the following line: beginning at the intersection of Highway 101 and Commercial Avenue in Willits; east on Commercial Avenue to the Hearst-Willits Road (County Road 306); north and east on the Hearst-Willits Road to the Main Eel River; southeast along the Main Eel River to the Lake-Mendocino county line; and those portions of Nevada, Placer, El Dorado, Amador, Calaveras and Tuolumne counties east of Highway 49.

(C) Southern Sierra: those portions of Mariposa, Madera, Fresno and Tulare counties east of the following line: south on Highway 49 to its intersection with Highway 140 at Mariposa; north on Highway 140 to its junction with the South Fork of the Merced River; east along the South Fork of the Merced River to Hite Cove and south on the U.S. Forest Service road and its continuation from Hite Cove, through Jerseydale Station and Darrah to the Triangle Road; south along the Triangle Road to Highway 49; south along Highway 49 to Highway 41 at Oakhurst; north along Highway 41 to its intersection with the Bass Lake Road at Yosemite Forks; south along Bass Lake Road and Road 274 past Bass Lake on the east side of the lake to the junction with the Mammoth Pool Road at North Fork; south along the North Fork-Auberry Road to the San Joaquin River; east along the San Joaquin River to Big Creek; east along Big Creek to the Big Creek Road; south along the Big Creek Road and Highway 168 to Dinkey Creek Road at Shaver Lake; east along Dinkey Creek Road to Nutmeg Road (10S69) through Lost Meadow, Nutmeg, Glenn Road; east on Road 11S51 through Oak Flat Campground to Dinkey Creek at Ross Crossing; south along Dinkey Creek and Black Rock Road; east on the Black Rock Road to the

Rodgers Ridge Road at Black Rock Station; east along Rodgers Ridge Road to Garlic Spur; south on Garlic Spur to the Kings River; west along the Kings River to Verplank Ridge; south on Verplank Ridge-Hoise Ridge to Highway 180 near Cherry Gap; south along Highway 180 to the north boundary of Kings Canyon National Park; south along that park boundary and along the west boundary of Sequoia National Park to the boundary of Sequoia National Forest between Grouse Peak and Dennison Mountain; south along the common line between R29E and R30E, M.D.B.M. to the boundary of the Sequoia National Forest; east and south along that boundary to its intersection with Forest Road 19S06; southeast along that road to the west boundary of Mountain Home State Forest; south and east along that boundary to Forest Trail 30E15; southeast along 30E15 to its intersection with the Doyle Springs Road; southwest along Doyle Springs Road to Camp Wishon; southeast along the Alder Creek Grove-Hossack Meadow Road to Camp Nelson; south along Highway 190 and the Coy Flat Road to the boundary of the Tule River Indian Reservation; south along the east boundary of that reservation to Parker Peak; southeast through Upper Parker Meadow to Parker Pass; south through Starvation Creek Grove to the southwest corner of Section 15, T23S, R31E, M.D.B.M.; east to the northeast corner of Section 22, T23S, R31E, M.D.B.M.; south approximately 6 miles to Sugarloaf campground; southeast along the Forest Road 24S06 through Portuguese Pass to the Tulare-Kern county line; that portion of Kern County within a line beginning where the Tulare-Kern county line intersects the west boundary of the Sequoia National Forest; south along the said boundary to the Poso Flat-Davis Station Road; northeast along said road through Davis Flat, Shirley Meadow, and Greenhorn Summit; northeast along Forest Highway 90, Cow Creek and Bull Run Creek to the Tulare-Kern county line; west along said county line to the point of beginning; and those portions of Inyo and Mono counties west of Highway 395.

(D) Southern California: Those portions of Los Angeles and Ventura counties within the Los Padres and Angeles National Forests east of Highway 33; and those portions of San Bernardino County within the San Bernardino and Angeles National Forests.

(3) Between February 1 and the first Saturday in April in the following area:

Southern Sierra: beginning at Pine Flat Reservoir and the Sierra National Forest boundary, north along forest boundary to Maxon Road; northwest along Maxon Road to Burroughs Valley Road; north along Burroughs Valley Road to Tollhouse Road; north along Tollhouse Road to Highway 168; northeast along Highway 168 to the Dinkey Creek Road at Shaver Lake; east along the Dinkey Creek Road to McKinley Grove Road; east along the McKinley Grove Road to the east end of Wishon Dam; north along the east side of Wishon Reservoir to Woodchuck Creek; east along Woodchuck Creek to the John Muir Wilderness Area boundary; south along the Wilderness Area boundary to the Kings Canyon National Park boundary at the Obelisk; southeast along the National Park boundary to the Middle Fork of the Kings River; west along the Middle Fork of the Kings River; continuing along the Kings River and the northern shore of Pine Flat Reservoir to the point of beginning.

(4) During the extra archery seasons for deer and/or bear.

(b) The use of dogs for pursuit and/or hunting of mammals is permitted as follows:

(1) In department authorized dog training and field trials.

(2) In pursuing and/or taking depredating animals by federal and county animal damage control officers or by permittees authorized under a depredation permit issued by the department.

(3) During the deer season no more than one dog per hunter may be used for the purpose of taking a deer.

(4) During the regular bear season only one dog per hunter may be used in the area where the deer season is in effect.

(5) Up to three dogs per hunter may be used for the purpose of taking wild pigs, (except that only one dog per hunter may be used in an area where the deer season is in effect) except for closures described in Section 265(a).

(6) Furbearers and nongame mammals as specified in Section 472(a) may be taken with the aid of dogs during the appropriate open season except for closures described in Section 265(a).

(c) Dog Training: in the course of breaking, training, or practicing dogs, such dogs may be permitted to pursue mammals subject to the following seasons and conditions:

(1) Seasons:

(A) Any wild mammal except fully protected, rare, endangered or big game species other than bear, may be pursued with the aid of dogs from the day following the close of deer season through the Wednesday preceding the third Saturday of October in the area described in Section 265(a)(1) and from the second Saturday in July through the Thursday preceding the fourth Saturday in August in the area described in Section 265(a)(2). (This section supersedes Section 4756 of the Fish and Game Code.)

(B) Mountain lions may be pursued with the aid of dogs, except for closures in Section 265(a)(3), during the period from October 1 through the last day of February if the following conditions are met:

(1) An application for a permit to pursue mountain lions shall be made on the form supplied by the department and shall contain such information as the department may require including but not limited to area (this may be up to 3 adjacent counties), approximate dates, names and addresses of people in the party and the purpose of the pursuit.

(2) The permit to pursue mountain lions shall be in the immediate possession of the permittee while he is in pursuit of mountain lions.

(3) No person shall knowingly pursue an immature mountain lion (less than one year old).

(4) A report providing the results of the pursuits and other such information as the department may require shall be submitted to the department within 30 days of the expiration of the permit.

(C) Gray fox may be pursued with the aid of dogs from March 1 through November 15, except for closures described in Section 265(a).

(D) Raccoon may be pursued with the aid of dogs from April 1 through November 15, except for closures described in Section 265(a).

(E) Bobcat may be pursued with the aid of dogs from the day following the close of bobcat season through November 30, except for closures described in Section 265(a).

(2) Conditions:

(A) No person shall kill, capture or injure any animal, nor shall any person's dog be allowed to kill, capture, or injure any animal.

(B) No firearm, archery gear or other weapon capable of killing or capturing any animal may be possessed by any person while using dogs under the authority of a permit to pursue mountain lions or by any person training or practicing dogs during the season described in subsection (c)(1)(A) of this section.

## Chapter 2. Resident Small Game

(22) 307. TREE SQUIRRELS. (This section and Section 307.5 (Archery and Falconry Tree Squirrels) will be combined for clarity and uniformity. Specific season dates will be deleted and a specific season by day of the month and length will be used; authority will be amended and reference added.) (Sections 307 and 307.5 will be repealed, and new Section 307 will be added.)

307. TREE SQUIRRELS. Tree squirrels may be taken only as follows:

(a) General Season and Areas:

(1) The season in the counties of Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Kings, Lassen, Madera, Mariposa, Mendocino, Merced, Modoc, Monterey, Nevada, Placer, Plumas, Sacramento, San Benito, San Luis Obispo, San Joaquin, San Mateo, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Yolo, Yuba, that portion of Kern County lying east of Interstate 5, and that portion of Lake County lying within the Mendocino National Forest shall open on the second Saturday in September extending through the last Sunday in January.

(2) The season in the counties of Marin, Napa, Solano, Sonoma and that portion of Lake County outside the Mendocino National Forest shall open on the first Saturday in August extending through the last Sunday in January.

(b) Archery and Falconry Tree Squirrel Season and Area: Tree squirrels may be taken with bow and arrow or raptors only during the general tree squirrel season and as follows:

(1) The season in the counties of Alpine, Amador, Butte, Calaveras, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Lassen, Madera, Mariposa, Modoc,

Nevada, Placer, Plumas, Shasta, Sierra, Siskiyou, Sutter, Tehama, Trinity, Tulare, Tuolumne, and Yuba; and that portion of Kern County lying east of Interstate 5 shall open on the first Saturday in August extending through the day before the general tree squirrel season.

(c) Bag and Possession Limit: Four squirrels per day, four in possession.

(d) Except as provided herein, tree squirrels may not be taken at any time in the balance of the state.

(23) 307.5 ARCHERY AND FALCONRY TREE SQUIRRELS. (Section will be repealed as its provisions will be included in Section 307.)

(24) 308. BRUSH, COTTONTAIL AND PIGMY RABBITS, AND VARYING HARE (SNOWSHOE). (This section and Section 309.5 (Falconry Rabbits and Hares) will be combined for clarity; section 309.5 will be repealed. Section 308 will be amended to provide specific days of the month for the opening and closing of the seasons, rather than specified dates; authority will be amended and reference added.)

308. BRUSH, COTTONTAIL AND PIGMY RABBITS, AND VARYING HARE (SNOWSHOE).

(a) ~~Season and Area: July 1, 1980 through January 27, 1981, statewide.~~ General Season and Area: The general statewide season shall open on July 1 extending through the last Sunday in January.

(b) Falconry Rabbits and Hares. Brush, cottontail and pigmy rabbits and varying hare (snowshoe) may be taken with raptors only during the general rabbit and hare seasons and as follows: The statewide season shall open on the first Monday following the close of the general season extending through the third Sunday in March.

(c) Bag and Possession Limit in the Aggregate of All Species: Ten per day, ten in possession in the counties of Lassen, Modoc, Shasta, and Siskiyou. Five per day, five in possession in the balance of the state.

(25) 309. JACK RABBITS, BLACK-TAILED AND WHITE-TAILED. (Technical, nonsubstantive changes will be made for clarity and consistency. Section will be amended to provide specific days of the month for opening and closing of the season, rather than specific dates; authority will be amended and reference added.)

309. JACK RABBITS, BLACK-TAILED AND WHITE-TAILED.

(a) ~~Season and Area: Open season statewide all year.~~ General Season and Area: The general season shall be open statewide all year.

(b) Bag and Possession Limit: No limit.

(26) 309.5 FALCONRY RABBITS AND HARES. (The provisions of this section pertaining to brush, cottontail and pigmy rabbits and varying hare (snowshoe) will be combined into Section 308. The provisions pertaining to black-tailed and

white-tailed jack rabbits are no longer appropriate due to the statewide season for jack rabbits; therefore Section 309.5 will be repealed.)

(27) 311. WEAPONS OR METHODS AUTHORIZED FOR TAKING RESIDENT SMALL GAME AND MIGRATORY GAME BIRDS. (Reference in subsection (e) will be amended, and authority and reference added.)

(e) Bow and arrow (see Section 359 354 for archery equipment regulations.);

### Chapter 3. Big Game

(28) 350. DEER. (Will be renumbered Section 360 and will be amended to provide:

(1) Seasons, bag limits and methods of take for deer in the form of Zone Hunts: (Zones A, B-1, B-2, B-3, D-1, D-2, D-2x, D-3, D-4, D-5, D-6, D-7, D-8, D-9, D-10, D-11, D-12, D-13, X-1, X-2, X-3, X-4, X-5a, X-6, X-7, X-8, X-9 and X-10). Quota Hunts: (X-5b, Lassen County); Special Buck Hunts: (Haiwee XS-1, Inyo County, Goodale XS-2, Inyo County, Shasta-Trinity XS-3, Shasta and Trinity counties, and Dixie Refuge XS-4, Plumas County); Antlerless and Either Sex Hunts: S-1, San Diego Archery Either Sex Deer Hunt, San Diego County, S-2, Los Angeles Antlerless and Either-Sex Archery Deer Hunt, Los Angeles County, S-3, Santa Catalina Island Antlerless Deer Hunt, Los Angeles County, S-4, Fort Ord Either Sex Deer Hunt, Monterey County, S-5, Fort Hunter Liggett Antlerless Deer Hunt, Monterey County, S-6, Camp Roberts Antlerless Deer Hunt, San Luis Obispo and Monterey counties, S-7, Monterey Archery Either Sex Deer Hunt, Monterey County, S-8, Monterey Private Lands Antlerless Deer Hunt, Monterey County, S-9, Tenaja Antlerless Deer Hunt, Orange, Riverside and San Diego counties, S-10, Camp Pendleton Either Sex Deer Hunt, San Diego County, S-11, San Diego Antlerless Deer Hunt, San Diego County, and S-12, Vandenberg Antlerless Deer Hunt, Santa Barbara County); Muzzle Loading Rifle Hunts: (M-1, Santa Barbara County, M-2, Ventura County, and M-3, Horseshoe Ranch Muzzle Loading Hunt, Siskiyou County); Recreational Buck Hunts: R-1, Ventana Wilderness Buck Hunt, Monterey County, and R-2, Gray Lodge Recreational Buck Hunt, Butte and Sutter counties;

(2) Restrictions on the weapons which may be possessed and used during the deer season in quota hunt X-5b and a later opening date for that hunt;

(3) A one-week later opening of the general deer seasons;

(4) Changes in boundary descriptions for Zone Hunts D-8, X-9 and X-10;

(5) A special buck hunt in the Dixie Mountain Refuge 1-P, Plumas County;

(6) A muzzle loading rifle hunt on Horseshoe Ranch.

(7) Specific days of the month for the opening and closing of seasons rather than dates; and

(8) Technical, nonsubstantive changes for clarity and consistency.

The authority will be amended and reference added.)

360. DEER.

(The title of subsection (a) will be amended to read):

(a) GENERAL ZONE HUNTS.

(1) Zone A.

(Subsections (a)(1)(A), (B) and (C) will be amended to read:)

(A) Area: In the counties of Alameda, Contra Costa, Kings, Marin, Monterey, Napa, San Benito, ~~San Luis Obispo~~, San Mateo, ~~Santa Barbara~~, Santa Clara, Santa Cruz, Solano, and Sonoma; and Ventura; those portions of the counties of Colusa, Fresno, Kern, Lake, Mendocino, Los Angeles, Madera, Merced, Sacramento, San Joaquin, San Luis Obispo, Santa Barbara, Stanislaus, Tulare, Ventura and Yolo lying south and west of a line beginning at the junction of the Humboldt-Mendocino county line and the Pacific Ocean; east along the Humboldt-Mendocino county line to Highway 101; south along Highway 101 to Commercial Avenue in the town of Willits; east on Commercial Avenue to the Hearst-Willits Road (County Road 306); north and east on the Hearst-Willits Road to the Main Eel River; southeast on the Main Eel River to Lake Pillsbury at Scott Dam; southeast along the west shore of Lake Pillsbury and the Rice Fork of the Eel River to Forest Service Road 18N01; east on Forest Service Road 18N01 to Letts Valley-Fouts Spring Road; east on the Letts Valley-Fouts Spring Road to the Elk Creek-Stonyford Road (County Road 306); north on the Elk Creek-Stonyford Road to the Glenn-Colusa county line; east along the Glenn-Colusa county line to Interstate 5; Interstate 5 south to Highway 99 in the City of Sacramento; Highway 99 south to ~~Interstate 5 in Kern County; south on Interstate 5 to Highway 118;~~ west on Highway 118 to the Ventura county line. Highway 166 in Kern County; west on Highway 166 to Maricopa; south and west from Maricopa on Highway 33 to Foster Park; south from Foster Park along the Ventura River to the Pacific Ocean.

(B) Season: ~~August 2, 1980 through September 14, 1980.~~ The season in Zone A shall open on the second Saturday in August and extend for 44 consecutive days.

(C) Bag and Possession Limit: Two bucks, forked horn (see Section 256 351(a) ) or better, per season.

(2) Zone B-1.

(A) Area: (No change.)

(Subsections (a)(2)(B) and (C) will be amended to read):

(B) Season: ~~September 20, 1980 through October 19, 1980.~~ The season in Zone B-1 shall open on the fourth Saturday in September and extend for 30 consecutive days.

(C) Bag and Possession Limit: Two bucks, forked horn (See Section 256 351(a)) or better, per season.

(3) Zone B-2.

(A) Area: (No change.)

(Subsections (a)(3)(B) and (C) will be amended to read):

(B) Season: ~~September-20,-1980-through-October-19,-1980.~~ The season in Zone B-2 shall open on the fourth Saturday in September and extend for 30 consecutive days.

(C) Bag and Possession Limit: Two bucks, forked horn (See Section 256 351(a)) or better, per season.

(4) Zone B-3.

(A) Area: (No change.)

(Subsection (a)(4)(B) and (C) will be amended to read):

(B) Season: ~~September-20,-1980-through-October-26,-1980.~~ The season in Zone B-3 shall open on the fourth Saturday in September and extend for 37 consecutive days.

(C) Bag and Possession Limit: Two bucks, forked horn (See Section 256 351(a)) or better, per season.

(5) Zone D-1.

(A) Area: (No change.)

(Subsections (a)(5)(B) and (C) will be amended to read):

(B) Season: ~~September-20,-1980-through-October-13,-1980.~~ The season in Zone D-1 shall open on the fourth Saturday in September and extend for 23 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(The title of subsection (a)(6) will be amended to read):

(6) Zone D-2.

(A) Area: (No change.)

(Subsections (a)(6)(B) and (C) will be amended to read):

(B) Season: ~~September-20,-1980-through-October-26,-1980.~~ The season in Zone D-2 shall open on the fourth Saturday in September and extend for 23 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(The title of subsection (a)(7) will be amended to read):

(7) Zone D-2~~x~~.

(A) Area: (No change.)

(Subsections (a)(7)(B) and (C) will be amended to read):

(B) Season: ~~September-20,-1980-through-October-26,-1980-~~ The season in Zone D-2x shall open on the fourth Saturday in September and extend for 37 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(8) Zone D-3.

(A) Area: (No change.)

(Subsections (a)(8)(B) and (C) will be amended to read):

(B) Season: ~~September-20,-1980-through-November-2,-1980-~~ The season in Zone D-3 shall open on the fourth Saturday in September and extend for 44 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(9) Zone D-4.

(A) Area: (No change.)

(Subsections (a)(9)(B) and (C) will be amended to read):

(B) Season: ~~September-20,-1980-through-November-2,-1980-~~ The season in Zone D-4 shall open on the fourth Saturday in September and extend for 44 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(10) Zone D-5.

(A) Area: (No change.)

(Subsections (a)(10)(B) and (C) will be amended to read):

(B) Season: ~~September-20,-1980-through-November-2,-1980-~~ The season in Zone D-5 shall open on the fourth Saturday in September and extend for 44 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(11) Zone D-6.

(A) Area: (No change.)

(Subsections (a)(11)(B) and (C) will be amended to read):

(B) Season: ~~September-20, 1980 through November-2, 1980.~~ The season in Zone D-6 shall open on the fourth Saturday in September and extend for 44 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(12) Zone D-7.

(A) Area: (No change.)

(Subsections (a)(12)(B) and (C) will be amended to read):

(B) Season: ~~September-20, 1980 through October-26, 1980.~~ The season in Zone D-7 shall open on the fourth Saturday in September and extend for 37 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(13) Zone D-8.

(Subsections (a)(13)(A), (B) and (C) will be amended to read):

(A) Area: In those portions of Fresno, Kern and Tulare counties within a line beginning at the intersection of Highway 99 and the Kings River; upstream and northeast along the Kings River through Reedley, Piedra and Pine Flat Reservoir to the junction of the Middle and South Forks of the Kings River; northeast along the Middle Fork Kings River to the Dusy Basin Trail; east along this trail to ~~Bishop Pass, south along the Fresno-Inyo and Tulare-Inyo county lines to the Kern County line, east along the Inyo-Kern county line to Highway 395, south along Highways 395 and 14 to the junction of Highways 14 and 178, west along Highway 178 to Highway 99 at Bakersfield, north along Highway 99 to the point of beginning,~~ the Kings Canyon National Park boundary at Bishop Pass; south along the Kings Canyon and Sequoia National Park boundaries to the Main Kern River; southeast along the Main Kern River and the common boundary between the Inyo and Sequoia National Forests to the end of the Chimney Meadow-Blackrock Station Road (Forest Road 21503) near Blackrock Mountain; southeast along the Chimney Meadow-Blackrock Station Road through Troy Meadows to the South Fork of the Kern River; south along the South Fork of the Kern River to the Doyle Ranch Road; south along the Doyle Ranch Road to Highway 178 in the town of Onyx; southwest along Highway 178 to Highway 99 at Bakersfield; north along Highway 99 to the point of beginning.

(B) Season: ~~September-20, 1980 through October-26, 1980.~~ The season in Zone D-8 shall open on the fourth Saturday in September and extend for 37 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(14) Zone D-9.

(A) Area: (No change.)

(Subsections (a)(14)(B) and (C) will be amended to read):

(B) Season: ~~September-20,-1980-through-October-26,-1980.~~ The season in Zone D-9 shall open on the fourth Saturday in September and extend for 37 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(15) Zone D-10.

(A) Area: (No change.)

(Subsections (a)(15)(B) and (C) will be amended to read):

(B) Season: ~~September-20,-1980-through-November-2,-1980.~~ The season in Zone D-10 shall open on the fourth Saturday in September and extend for 44 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(16) Zone D-11.

(A) Area: (No change.)

(Subsections (a)(16)(B) and (C) will be amended to read):

(B) Season: ~~October-11,-1980-through-November-23,-1980.~~ The season in Zone D-11 shall open on the second Saturday in October and extend for 44 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(17) Zone D-12.

(A) Area: (No change.)

(Subsections (a)(17)(B) and (C) will be amended to read):

(B) Season: ~~November-1,-1980-through-November-23,-1980.~~ The season in Zone D-12 shall open on the first Saturday in November and extend for 23 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(Subsections (a)(18)(A), (B) and (C) will be added to read):

(18) Zone D-13

(A) Area: In those portions of Kern, Los Angeles, San Luis Obispo, Santa Barbara, and Ventura counties within a line beginning at the intersection

of Highways 99 and 166 at Mettler; south on Highway 99 to Interstate 5; south on Interstate 5 to Highway 118; west on Highway 118 to the Ventura county line; south and west on the Ventura county line to the Pacific Ocean; north and west along the Pacific Ocean to the Ventura River at Ventura; north on the Ventura River to Foster Park; north from Foster Park on Highway 33 to Highway 166; north and east on Highways 33 and 166 to Maricopa; east from Maricopa on Highway 166 to Highway 99 at Mittler and the point of beginning.

(B) Season: Opens on the fourth Saturday in September and extends for 44 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 351 (a)), or better, per season.

(b) X ZONE HUNTS.

(1) Zone X-1.

(A) Area: (No change.)

(Subsections (b)(1)(B) and (C) will be amended to read):

(B) Season: ~~September-27,-1980-through-October-13,-1980.~~ The season in Zone X-1 shall open on the first Saturday in October and extend for 16 consecutive days.

(C) Bag and Possession Limit: One buck, three points (See Section 256 351(b)) or better, per season.

(2) Zone X-2.

(A) Area: (No change.)

(Subsections (b)(2)(B) and (C) will be amended to read):

(B) Season: ~~September-27,-1980-through-October-13,-1980.~~ The season in Zone X-2 shall open on the first Saturday in October and extend for 16 consecutive days.

(C) Bag and Possession Limit: One buck, three points (See Section 256 351(b)) or better, per season.

(3) Zone X-3.

(A) Area: (No change.)

(Subsections (b)(3)(B) and (C) will be amended to read):

(B) Season: ~~September-27,-1980-through-October-13,-1980.~~ The season in Zone X-3 shall open on the first Saturday in October and extend for 16 consecutive days.

(C) Bag and Possession Limit: One buck, three points (See Section 256 351(b)) or better, per season.

(4) Zone X-4.

(A) Area: (No change.)

(Subsections (b)(4)(B) and (C) will be amended to read):

(B) Season: ~~September-27,-1980-through-October-13,-1980.~~ The season in Zone X-4 shall open on the first Saturday in October and extend for 16 consecutive days.

(C) Bag and Possession Limit: One buck, three points (See Section 256 351(b)) or better, per season.

(The title of subsection (b)(5) will be amended to read):

(5) Zone X-5a (Zone X-5b-See Section ~~350~~360(c)).

(A) Area: (No change.)

(Subsections (b)(5)(B) and (C) will be amended to read):

(B) Season: ~~September-27,-1980-through-October-13,-1980.~~ The season in Zone X-5a shall open on the first Saturday in October and extend for 16 consecutive days.

(C) Bag and Possession Limit: One buck, three points (See Section 256 351(b)) or better, per season.

(6) Zone X-6.

(A) Area: (No change.)

(Subsections (b)(6)(B) and (C) will be amended to read):

(B) Season: ~~September-27,-1980-through-October-13,-1980.~~ The season in Zone X-6 shall open on the first Saturday in October and extend for 16 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better per season.

(7) Zone X-7.

(A) Area: (No change.)

(Subsections (b)(7)(B) and (C) will be amended to read):

(B) Season: ~~September-27,-1980-through-October-5,-1980.~~ The season in Zone X-7 shall open on the first Saturday in October and extend for 10 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(8) Zone X-8.

(A) Area: (No change.)

(Subsections (b)(8)(B) and (C) will be amended to read):

(B) Season: ~~September-27, 1980 through October-5, 1980.~~ The season in Zone X-8 shall open on the first Saturday in October and extend for 10 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(9) Zone X-9.

(Subsections (b)(9)(A), (B) and (C) will be amended to read):

(A) Area: In ~~Inyo and Mono Counties~~ County and that portion of Inyo County within a line beginning at the intersection of Highway 395 and Cottonwood Creek; northwest along Cottonwood Creek to the Horseshoe Meadow Road; south along the Horseshoe Meadow Road to the Cottonwood Pass Trail; west along the Cottonwood Pass Trail through Horseshoe Meadow to the Inyo-Tulare county line at Cottonwood Pass; north on the Inyo-Tulare and the Inyo-Fresno county lines to the Inyo-Mono county line; east along the Inyo-Mono county line to the California-Nevada state line; south along the California-Nevada state line to the Inyo-San Bernardino county line; west along the Inyo-San Bernardino and the Inyo-Kern county lines to Highway 395; north along Highway 395 to the point of beginning.

(B) Season: ~~September-20, 1980 through October-13, 1980.~~ The season in Zone X-9 shall open on the fourth Saturday in September and extend for 23 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(Subsection (b)(10) will be added to read):

(10) Zone X-10.

(A) Area: In those portions of Kern, Tulare and Inyo counties within a line beginning at the intersection of Highway 178 and the Doyle Ranch Road in the town of Onyx; north along the Doyle Ranch Road to the South Fork of the Kern River; north along the South Fork of the Kern River to the Chimney Meadow-Blackrock Station Road (Forest Road 21503); northwest along the Chimney Meadow-Blackrock Station Road through Troy Meadows to the road's end at the Inyo and Sequoia National Forest boundary near Blackrock Mountain; northwest along the Inyo and Sequoia National Forest to the main Kern River; northwest along the main Kern River to the Sequoia National Park boundary; northeast along the Sequoia National Park boundary to the Inyo-Tulare county line; southeast along the Inyo-Tulare county line to the Cottonwood Pass Trail at Cottonwood Pass; east along the

Cottonwood Pass Trail through Horseshoe Meadow to the Horseshoe Meadow Road; north along the Horseshoe Meadow Road to Cottonwood Creek; southeast along Cottonwood Creek to Highway 395; south along Highway 395 to Highway 14; south along Highway 14 to Highway 178; north and west along Highway 178 to the point of beginning.

(B) Season: The season in Zone X-10 shall open on the fourth Saturday in September and extend for 30 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 351(a)) or better, per season.

(c) ZONE HUNTS WITH LIMITED NUMBER OF PERMITS.

(1) Zone X-5b.

(A) Area: (No change.)

(Subsections (c)(1)(B) and (C) will be amended and subsection (c)(1)(E)3 will be added to read):

(B) Season: ~~August-23,-1980-through-September-14,-1980.~~

1. The season in Zone X-5b shall open on the fourth Saturday in August and extend for 23 consecutive days for use of archery equipment (as defined in Section 359 354) only. ~~September-27,-1980-through-October-13,-1980-for-weapons as-described-in-Section-355.~~

2. The season in Zone X-5b shall open on the fourth Saturday in October and extend for 16 consecutive days for weapons as described in Section 353.

(C) Bag and Possession Limit: One buck, three points (See Section 256 351(b)) or better, per season.

(D) Number of Permits: (No change.)

(E) Special Conditions:

1. (No change.)

2. (No change.)

3. Taking any bird or mammal with a firearm during the open deer season in Zone X-5b is prohibited except:

a. By hunters possessing a valid, unused X-5b deer tag. (Only weapons authorized under Section 353(a), (b), (c) and (d) may be used for taking deer.)

b. By licensed hunters not possessing a valid Zone X-5b tag using only the following weapons:

(i) Shotguns, capable of holding not more than three shells, using shot shells only with a shot size not larger than BB.

(ii) .22 caliber rifles and pistols for taking squirrels, rabbits, furbearers, and nongame mammals.

c. The provisions of this subsection shall not apply to the owner or tenant of land devoted to the agricultural industry nor to authorized county, state, or federal predatory animal control agents operating under a written trapping agreement with the appropriate landowner while on such land and in connection with such agricultural industry.

(d) SPECIAL BUCK HUNTS.

(Subsection (d)(1) will be repealed and added to read):

(1) Haiwee XS-1, Inyo County.

(A) Area: Those portions of Inyo County described below:

1. Zone 1: Within a line beginning at the intersection of Cottonwood Creek and Highway 395; south along Highway 395 to Olancha Creek; west along Olancha Creek to the Inyo-Tulare county line; north along the Inyo-Tulare county line to the Cottonwood Pass Trail at Cottonwood Pass; east along the Cottonwood Pass Trail through Horseshoe Meadow to Horseshoe Meadow Road; north along Horseshoe Meadow Road to Cottonwood Creek; southeast along Cottonwood Creek to the point of beginning.

2. Zone 2: Within a line beginning at the intersection of Olancha Creek and Highway 395; south along Highway 395 to Haiwee Creek Road; west along Haiwee Creek Road to Haiwee Pass Trail; west along Haiwee Pass Trail to the Inyo-Tulare county line; north along the Inyo-Tulare county line to Olancha Creek; east along Olancha Creek to the point of beginning.

3. Zone 3: Within a line beginning at the intersection of Haiwee Creek Road and Highway 395; south along Highway 395 to the Nine-mile Canyon Road; west along Nine-mile Canyon Road to Inyo-Tulare county line; north along the Inyo-Tulare county line to the Haiwee Pass Trail; east along the Haiwee Pass Trail to Haiwee Creek Road; east along Haiwee Creek Road to the point of beginning.

(B) Season: The season for the Haiwee XS-1 Special Buck Hunt shall open on the second Saturday in December and extend for 16 consecutive days.

(C) Bag and Possession Limit: One buck, three points (See Section 351 (b)) or better, per season.

(D) Number of Permits: 50.

(E) Special Conditions: The first 10 applicants drawn will receive permits for Zone 1; the next 20 applicants drawn will receive permits for Zone 2; and the remaining 20 applicants drawn will receive permits for Zone 3.

(2) Goodale XS-2, Inyo County.

(A) Area: (No change.)

(Subsections (d)(2)(B) and (C) will be amended to read):

(B) Season: ~~November-29, 1980-through-December-14, 1980.~~ The season for the Goodale XS-2 Special Buck Hunt shall open on the last Saturday in November and extend for 16 consecutive days.

(C) Bag and Possession Limit: One buck, three points (See Section 256 351(b)) or better, per season.

(D) Number of Permits: (No change.)

(3) Shasta-Trinity XS-3, Shasta and Trinity Counties.

(A) Area: (No change.)

(Subsections (d)(3)(B) and (C) will be amended to read):

(B) Season: ~~November-29, 1980-through-December-7, 1980.~~ The season for the Shasta-Trinity XS-3 Special Buck Hunt shall open on the first Saturday in December and extend for 9 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(D) Number of Permits: (No change.)

(Subsection (d)(4) will be added to read):

(4) Dixie Refuge XS-4, Plumas County.

(A) Area: That portion of Plumas County within the Dixie Mountain State Game Refuge 1-P. The Dixie Mountain State Game Refuge is described as: All that area within the County of Plumas, within the following boundaries: beginning at the junction of the Milford-Beckwourth Road and the Last Chance Doyle Road, following the east side of said Milford-Beckwourth Road to its junction with the Dixie Valley-Frenchman's Cove Road; following the east side of the Dixie Valley-Frenchman's Cove Road to its junction with the Little Last Chance Road; following the west side of the Little Last Chance Road to its junction with the Last Chance-Doyle Road; following the west side of the Last Chance-Doyle Road to the place of beginning.

(B) Season: The season for the Dixie Refuge XS-4 Special Buck Hunt shall open on the Monday following the close of the deer season for Zone X-6 and extend for 7 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 351(a)) or better, per season.

(D) Number of Permits: 25.

(The title of subsection (e) will be amended to read):

(e) ANTLERLESS AND EITHER SEX HUNTS (See Section 256 351(c) and (d) for definition of antlerless and either sex deer).

(Subsection (e)(1) will be repealed and subsection (e)(12) will be renumbered (e)(1) and amended to read):

~~(1) S-13 Rana Greek Antlerless Deer Hunt, Monterey County.~~

(1) S-12 S-1 San Diego Archery Either Sex Deer Hunt, San Diego County.

(A) Area: All of San Diego County excluding the U.S. Marine Corps Base, Camp Pendleton.

(B) Season: November 29, 1980 through January 31, 1981. The season for the San Diego County Archery Either Sex Deer Hunt S-1 shall open on the last Saturday in November and extend through January 31.

(C) Bag and Possession Limit: One either sex deer per season.

(D) Number of Permits: (No change.)

(2) S-2 Los Angeles Antlerless and Either Sex Archery Deer Hunt, Los Angeles County.

(Subsections (e)(2)(A), (B) and (C) will be amended to read):

(A) Area:

1. That portion of Los Angeles County, ~~excluding~~ including Santa Catalina Island, south of the boundary described as follows: Highway 118 from the Los Angeles-Ventura county line east to the Little Tujunga Canyon Road; the Little Tujunga Canyon Road northeast to the Little Tujunga Guard Station; a line from the Little Tujunga Guard Station due east along the south township boundary of T3N, R14W, S.B.B.M., and projection of this line  $4\frac{1}{2}$  miles to the Big Tujunga Canyon Road; the Big Tujunga Canyon Road east to the Angeles Forest Highway; the Angeles Forest Highway southeast to the Clear Creek Station; east along Highway 2 (Angeles Crest Highway) to the Red Box Station; east on the West Fork-Rincon-Red Box Truck Trail to Highway 39; Highway 39 east to the East Fork Road; the East Fork Road east to the Glendora Mountain Road; the Glendora Mountain Road southwest to the Glendora Ridge Road; the Glendora Ridge Road east to the Los Angeles-San Bernardino county line.

2. ~~That portion of Los Angeles County, not included in subsection 1 above and south and east of the line beginning at the intersection of Highway 118 and Interstate 5; north on Interstate 5 to Highway 14; northeast on Highway 14 to Highway 138; east on Highway 138 to the Los Angeles-San Bernardino county line.~~ That portion of Los Angeles County, not included in subsection 1 above and south of the line beginning at the intersection of Highway 138 and Interstate 5; east and south on Highway 138 to the Los Angeles-San Bernardino county line.

(B) Season: ~~October-18, 1980 through November-23, 1980--for antlerless deer in area 1 above, and November-24, 1980 through January-31, 1981 for either sex deer in areas 1 and 2.~~ The season for the Los Angeles Antlerless and Either Sex Archery Deer Hunt S-2, shall open on the third Saturday in October and extend for 37 consecutive days for antlerless deer in Area 1 above, and beginning the day following the conclusion of the antlerless season in Area 1 through January 31 for either sex deer in Areas 1 and 2.

(C) Bag and Possession Limit: One antlerless deer ~~beginning from October-18, 1980 through November-23, 1980~~ beginning from the third Saturday in October and extending for 37 consecutive days in Area 1 above, or one either sex deer from November-24, 1980 beginning the day following the conclusion of the antlerless season in Area 1 through January 31, 1981 in Areas 1 and 2.

(D) Number of Permits: (No change.)

(3) S-3 Santa Catalina Island Antlerless Deer Hunt, Los Angeles County.

(A) Area: (No change.)

(Subsections (e)(3)(B) and (D) will be amended to read):

(B) Season: ~~October-21, 1980 through November-7, 1980.~~ The season for the Santa Catalina Island Antlerless Deer Hunt S-3 shall open on the third Monday in October and extend for 19 consecutive days.

(C) Bag and Possession Limit: (No change.)

(D) Number of Permits: ~~100~~ 150.

(4) S-4 Fort Ord Either Sex Deer Hunt, Monterey County.

(A) Area: (No change.)

(Subsection (e)(4)(B) will be amended to read):

(B) Season: ~~October-11, 12 and 13, 1980.~~ Saturdays, Sundays and federal holidays only between the third Saturday in September and the last Sunday in October.

(C) Bag and Possession Limit: (No change.)

(D) Number of Permits: (No change.)

(E) Special Conditions: Only shotguns with solid slugs, or archery equipment as specified in Section ~~359~~ 354, or muzzle loading rifles as specified in subsection (d) of Section 353 may be used.

(5) S-5 Fort Hunter Liggett Antlerless Deer Hunt, Monterey County.

(A) Area: (No change.)

(Subsection (e)(5)(B) will be amended to read):

(B) Season: ~~October-11, -12 and -13, -1980.~~ Saturdays and Sundays only between the fourth Saturday in September and the first Sunday in October.

(C) Bag and Possession Limit: (No change.)

(D) Number of Permits: (No change.)

(The title of subsection (e)(6) will be amended to read):

(6) ~~S-14~~ S-6 Camp Roberts Antlerless Deer Hunt, Monterey and San Luis Obispo Counties.

(A) Area: (No change.)

(Subsection (e)(6)(B) will be amended to read):

(B) Season: ~~September-1, -1980-through-September-7, -1980.~~ The season for the Camp Roberts Antlerless Deer Hunt S-6 shall open on the first Monday in September (Labor Day) and extend for 7 consecutive days.

(C) Bag and Possession Limit: (No change.)

(D) Number of Permits: (No change.)

(7) S-7 Monterey Archery Either Sex Deer Hunt, Monterey County.

(A) Area: (No change.)

(Subsection (e)(7)(B) will be amended to read):

(B) Season: ~~October-11, -1980-through-October-26, -1980.~~ The season for the Monterey Archery Either Sex Deer Hunt shall open on the second Saturday in October and extend for 30 consecutive days.

(C) Bag and Possession Limit: (No change.)

(D) Number of Permits: (No change.)

(8) S-8 Monterey Private Lands Antlerless Deer Hunt, Monterey County.

(A) Area: (No change.)

(Subsection (e)(8)(B) will be amended to read):

(B) Season: ~~September-20, -1980-through-October-13, -1980.~~ The season for the Monterey Private Lands Antlerless Deer Hunt shall open on the third Saturday in September and extend for 24 consecutive days.

(C) Bag and Possession Limit: (No change.)

(D) Number of Permits: (No change.)

(9) S-9 Tenaja Antlerless Deer Hunt, Orange, Riverside, and San Diego Counties.

(A) Area: (No change.)

(Subsection (e)(9)(B) will be amended to read):

(B) Season: ~~October-11, 1980 through November-23, 1980.~~ The season for the Tenaja Antlerless Deer Hunt shall open on the second Saturday in October and extend for 44 consecutive days.

(C) Bag and Possession Limit: (No change.)

(D) Number of Permits: (No change.)

(10) S-10 Camp Pendleton Either Sex Deer Hunt, San Diego County.

(A) Area: (No change.)

(Subsections (e)(10)(B) and (E) will be amended to read):

(B) Season: ~~October-11, 12, 18, 19, 25 and 26 and November-1, 2, 8, 9, 15, 16, 22 and 23, 1980.~~ Saturdays and Sundays only during the period beginning the second Saturday in October and extending for 7 consecutive weekends.

(C) Bag and Possession Limit: (No change.)

(D) Number of Permits: (No change.)

(E) Special Conditions: The permits for the public shall be issued for the following periods in groups of 20 beginning the second weekend of the hunt and for 5 consecutive weekends. Permits will be valid for the period designated. Unsuccessful permittees may hunt on the last weekend of the season.

Period	Permits
1. --- October-18, 19, 1980	20
2. --- October-25, 26, 1980	20
3. --- November-1, 2, 1980	20
4. --- November-8, 19, 1980	20
5. --- November-15, 16, 1980	20

~~Permits will be valid for the period designated except that all unsuccessful permittees may hunt on November-22 and 23, 1980.~~

(11) S-11 San Diego Antlerless Deer Hunt, San Diego County.

(A) Area: (No change.)

(Subsection (e)(11)(B) will be amended to read):

(B) Season: ~~October-18, 1980 through November-23, 1980.~~ The season for the San Diego Antlerless Deer Hunt S-11 shall open on the third Saturday in October and extend for 37 consecutive days.

(C) Bag and Possession Limit: (No change.)

(D) Number of Permits: (No change.)

(Subsection (e)(13) will be renumbered (e)(12)):

~~{13}~~ (12) ~~S-13~~ S-12 Vandenberg Antlerless Deer Hunt, Santa Barbara County.

(A) Area: (No change.)

(Subsection (e)(12)(B) will be amended to read):

(B) Season: ~~September-1, 1980 through September-14, 1980.~~ The season for the Vandenberg Antlerless Deer Hunt S-12 shall open on the last Monday in August and extend for 14 consecutive days.

(C) Bag and Possession Limit: (No change.)

(D) Number of Permits: (No change.)

(Subsection (e)(14) will be renumbered (e)(13)):

~~{14}~~ (13) Conditions for Antlerless and/or Either Sex Hunts: (No change.)

(A) (No change.)

(B) (No change.)

(f) MUZZLE LOADING RIFLE HUNTS.

(1) M-1 Muzzle Loading Rifle Hunt, Santa Barbara County.

(A) Area: (No change.)

(Subsection (f)(1)(B), (C) and (E) will be amended to read):

(B) Season: ~~November-29, 1980 through December-14, 1980.~~ The season for the muzzle loading rifle hunt M-1 shall open on the last Saturday in November and extend for 16 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(D) Number of Permits: (No change.)

(E) Special Conditions: Only weapons specified in See Section 355 353  
(d) may be used for-authorized-weapons.

(2) M-2 Muzzle Loading Rifle Hunt, Ventura County.

(A) Area: (No change.)

(Subsections (f)(2)(B), (C) and (E) will be amended to read):

(B) Season: November-29, -1980-through-December-14, -1980. The season for the muzzle loading rifle hunt M-2 shall open on the last Saturday in November and extend for 16 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(D) Number of Permits: (No change.)

(E) Special Conditions: Only weapons specified in See Section 355 353  
(d) may be used for-authorized-weapons.

(Subsection (f)(3) will be added to read):

(3) M-3 Horseshoe Ranch Muzzle Loading Hunt, Siskiyou County.

(A) Area: That portion of Siskiyou County within the exterior boundaries of the Horseshoe Ranch Wildlife Area.

(B) Season: Period 1: Opens on the third Saturday in November and extends for 9 consecutive days; and Period 2: Opens on the first Saturday in December and extends for 9 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 351(a)) or better, per season.

(D) Number of Permits:	Period 1:	25
	Period 2:	25
	Total:	50

(E) Special Conditions:

(1) Only weapons specified in Section 353(d) may be used.

(2) Permits will be valid for only one period.

(3) The use of dogs is prohibited.

(4) All permits must be returned to the department within 30 days of the close of the last period whether or not the permittee kills a deer.

(5) Only persons possessing valid permits may possess a firearm on the wildlife area during the hunt periods.

(g) RECREATIONAL BUCK HUNTS.

(1) R-1 Ventana Wilderness Buck Hunt, Monterey County.

(A) Area: (No change.)

(Subsections (g)(1)(B) and (C) will be amended to read):

(B) Season: ~~November-15-through-December-7, 1980.~~ The season for the Ventana Wilderness Buck Hunt R-1 shall open on the second Saturday in November and extend for 23 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351 (a)) or better, per season.

(D) Number of Permits: (No change.)

(2) R-2 Gray Lodge Archery Buck Hunt, Butte and Sutter Counties.

(A) Area: (No change.)

(Subsections (g)(2)(B), (C), (D) and (E) will be amended to read):

(B) Season: ~~October-4, 1980-through-October-8, 1980.~~ The season for the Gray Lodge Archery Buck Hunt R-2 shall open on the first Saturday in October and extend for 9 consecutive days.

(C) Bag and Possession Limit: One buck, forked horn (See Section 256 351(a)) or better, per season.

(D) Number of Permits: ~~30~~ 50.

(E) Special Conditions: Only archery equipment as specified in Section 359 354 may be used.

(29) 351. BEAR. (This section will be renumbered Section 365 and amended to provide specific days of the month for the opening and closing of the season rather than dates; authority will be amended and reference added.)

365. BEAR. Except as provided in Section ~~358.5~~ 366, bear may be taken as follows:

(a) Area: (No change.)

(b) Season: ~~October-18, 1980-through-December-14, 1980.~~ The bear season shall open on the third Saturday in October and extend for 58 consecutive days.

(c) Bag and Possession Limit: (No change.)

(d) (No change.)

(e) Methods of Take: Bear may be taken only by weapons as specified in Section ~~355~~ 353. No feed, bait, or other materials capable of attracting a bear to a feeding area shall be placed or used for the purpose of taking a bear. No bear shall be taken over such bait. No person may take a bear within a 400-yard radius of a garbage dump or bait.

(30) 356. SHOOTING HOURS ON BIG GAME. (Section will be renumbered Section 352; authority and reference will be added.)

352. SHOOTING HOURS ON BIG GAME. (No amendments proposed.)

(31) 355. WEAPONS AND AMMUNITION AUTHORIZED FOR THE TAKING OF BIG GAME. (Section will be renumbered Section 353, and subsection (b) will be amended. In addition, authority will be amended and reference added.)

353. WEAPONS AND AMMUNITION AUTHORIZED FOR THE TAKING OF BIG GAME.

(b) Bow and arrow (See Section 359 354 for archery equipment regulations.)

(32) 354. WILD PIG. (Section will be repealed and new Section 368 will be added to delete reference to feral pigs and to provide for an increase in the bag limit from one pig per day, one in possession, to two pigs per day and four in possession on Santa Catalina Island. In addition, authority will be amended and reference added.)

368. WILD PIG. Wild pigs may be taken only as follows:

(a) Season: Open all year statewide (special closure for Tehama Wildlife Area. Check area regulations available at area headquarters and department offices).

(b) Bag and Possession Limit:

(1) Santa Catalina Island: Two pigs per day, four in possession.

(2) Balance of the state: One pig per day, one in possession.

(33) ARCHERY EQUIPMENT REGULATIONS. (Section 359 (Archery Equipment Regulations) and Section 359.5 (Use of Crossbows) will be combined, renumbered Section 354 and amended to provide definitions of permitted archery equipment to improve clarity and consistency. In addition, authority and reference will be added.)

354. ARCHERY EQUIPMENT REGULATIONS.

(a) (No change.)

(b) (No change.)

(c) ~~No arrow may be released from a bow or crossbow upon or across any highway, road, or other way open to vehicular traffic.~~ Bow, as used in these regulations means long bow, recurve or compound bow.

(d) ~~No bow may be used which will not cast a legal hunting arrow a horizontal distance of 130 yards.~~ No arrow may be released from a bow or crossbow upon or across any highway, road or other way open to vehicular traffic.

(e) Bow, as used in these regulations means long bow, recurve or compound bow. No bow may be used which will not cast a legal hunting arrow a horizontal distance of 130 yards.

(f) Archers hunting during any archery season may not possess a firearm while in the field engaged in archery hunting during an archery season. No crossbows, autoloading crossbows, or any device consisting of a bow affixed to a stock, or any bow that utilizes any device attached directly or indirectly to the bow for the purpose of keeping an arrow or the bowstring in a firing position, may be used for the purpose of taking any game bird or game mammal.

(g) Archers hunting under the provisions of an archery only tag may not possess a firearm while in the field. Archers may not possess a firearm while hunting in the field during any archery season, or while hunting during a general season under the provisions of an archery only tag.

(34) 357. USE OF DOGS IN HUNTING DEER, BEAR, WILD PIGS. (This section will be combined into Section 265. USE OF DOGS IN PURSUIT AND/OR HUNTING MAMMALS AND FURBEARERS, and Section 357 will be repealed.)

(35) 357.1 USE OF DOGS IN PURSUIT OF AND/OR HUNTING WILDLIFE. (This section will be combined with Section 265. USE OF DOGS IN PURSUIT AND/OR HUNTING MAMMALS AND FURBEARERS, and Section 357.1 will be repealed.)

(36) 358. ARCHERY DEER HUNTING. (This section will be renumbered Section 361 and will be amended to provide specific days of the month for the opening and closing of the archery seasons, rather than dates. In addition, the authority will be amended and reference added. Note: archery deer hunting areas and bag limits are included in new Section 351.)

361. ARCHERY DEER HUNTING.

(a) Area and Season:

(1) Zone A.

(Subsections (a)(1)(A) and (B) will be amended to read):

(A) Area: As described in Section ~~350~~ 360(a).

(B) Season: ~~July 12, 1980 through July 27, 1980.~~ The archery deer season in Zone A shall open on the second Saturday in July and extend for 16 consecutive days.

(Subsection (a)(2) will be amended to read):

(2) Zones B-1 - 3, D-1 - 10, D-13, X-1 - 5a and X-6 - 910.

(A) Area: As described in Section ~~350~~ 360 (a) and (b).

(B) Season: August-23,-1980-through-September-14,-1980. The archery deer season in Zones B-1 - 3, D-1 - 10, D-13, X-1 - 5a, and X-6 - 10 shall open on the fourth Saturday in August and extend for 23 consecutive days.

(3) Zone D-11.

(Subsections (a)(3)(A) and (B) will be amended to read):

(A) Area: As described in Section ~~350~~ 360(a).

(B) Season: September-13,-1980-through-October-5,-1980. The archery deer season in Zone D-11 shall open on the second Saturday in September and extend for 23 consecutive days.

(4) Zone D-12.

(Subsections (a)(4)(A) and (B) will be amended to read:

(A) Area: As described in Section ~~350~~ 360(a).

(B) Season: October-4,-1980-through-October-26,-1980. The archery deer season in Zone D-12 shall open on the first Saturday in October and extend for 23 consecutive days.

(Subsection (a)(5) will be amended to read:

(5) Zone X-5b - See Section ~~350~~ 360(c).

(Subsections (b) and (c) will be amended to read):

(b) Special Archery Tag. A person may obtain two archery only tags. The first is valid during the archery only season and the general season except in Zone D-2~~x~~ and the X-Zones. The second is valid during the archery only season and the general season in all two-deer zones.

(c) Bag and Possession Limit: All bag and possession limits per zone are the same as described in Section ~~350~~ 360 (a) and (b). Archers other than those with a special archery only tag may hunt only in the zone or zones for which they have tags.

(37) 358.5 ARCHERY BEAR. (Section will be renumbered Section 366 and amended to provide specific days of the month for the opening and closing of the archery bear season, rather than dates. In addition, authority will be amended and reference added.)

366. ARCHERY BEAR HUNTING. Bear may be taken with bow and arrow during the bear season as specified in ~~subsection (a)~~ of Section ~~357~~ 365, and as follows:

(Subsection (a) will be amended and subsections (b) and (c) will be renumbered (c) and (d) and subsection (b) will be added to read):

(a) Season and Area: ~~August-23, 1980 through September-14, 1980 in the area~~ That portion of the state as described in subsection (a) of Section 357 365.

(b) Season: The archery bear season shall open on the fourth Saturday in August and extend for 23 consecutive days.

~~(b)~~ (c) Bag and Possession Limit: One adult bear per season. Cubs and females accompanied by cubs may not be taken. (Cubs are defined as bears less than one year of age or bears weighing less than 50 pounds.)

~~(e)~~ (d) No open season for taking bear with bow and arrow in the balance of the state.

(38) 360. DEER, ELK, ANTELOPE AND BEAR MEAT, POSSESSION OF AFTER THE CLOSE OF THE SEASON. (Section will be renumbered Section 375 and will be amended to modify the procedures for providing proof that specified big game mammals were legally taken if possessed after the close of the seasons. In addition, authority will be amended and reference added.)

375. DEER, ELK, ANTELOPE AND BEAR MEAT, POSSESSION OF AFTER THE CLOSE OF THE SEASON.

(Subsection (a) will be amended to read):

(a) Each person requesting a permit to keep deer, elk, antelope, or bear meat after the close of the season shall furnish ~~the Department of Fish and Game or any person designated and authorized by the commission to issue such permits as provided by Section 3084 of the Fish and Game Code proof that such meat was legally taken during the open season. Permits shall be issued only for the possession of fresh, dried and canned deer, elk, antelope or bear meat.~~ proof that such meat was legally taken during the open season. This proof shall be furnished to the department or any person designated and authorized by the commission to issue such permits as provided by Section 3084 of the Fish and Game Code.

(39) 361. DEER TAGS AND BEAR TAGS, PERSONS AUTHORIZED TO VALIDATE. (Section will be renumbered Section 372; authority will be amended and reference added. No other changes proposed.)

(40) 362. APPLICATION FOR DEER TAGS AND PERMITS. (Section will be renumbered Section 371 and amended to provide references which are consistent with other proposed changes in the description of general deer zones and special hunts in Section 351. In addition, authority will be amended and reference added.)

371. APPLICATION FOR DEER TAGS AND PERMITS.

(Subsection (d)(1)(A) will be amended to read):

(A) A person must use a one deer application to apply for a tag for Zone B-2b D-2x, or Zones X7-9 X-1 - 10, a special buck hunt permit, or an M-3 hunt permit.

(Subsections (d)(2)(A), (B) and (D) will be amended to read):

(A) A person must use a two deer application to apply for an antlerless and/or either sex hunt permit, a muzzle loading rifle hunt permit, except M-3, or a recreational buck hunt permit.

(B) A person may use a two deer application to apply for a combination of an A, B, or D (except B-2b D-2x zone tag and an A or B zone tag.)

(C) A person who applies for a special archery only deer tag may use a two deer application to apply for one special archery tag and for one of the archery antlerless and/or either sex deer hunts S-1, S-2 or S-7 or S-12 or the recreational buck hunt R-2 or for a second tag in an A or and B zone.

(41) 363. DEER TAGS. (Section will be renumbered Section 370 and amended to make a technical, nonsubstantive change. In addition, authority will be amended and reference added.)

370. DEER TAGS. No person shall hunt deer without a valid tag in possession for that particular area. ~~in possession while hunting.~~

(42) PRONGHORN ANTELOPE. (Section will be repealed and added as new Section 363 to provide for 7 hunt zones, permits (495 buck permits and 25 doe permits), seasons, bag limits and methods of take for pronghorn antelope. It will also provide for a pre-archery season. Authority and reference will be added.)

363. PRONGHORN ANTELOPE.

(a) Areas:

(1) Zone 1 - Clear Lake: That portion of Modoc and Siskiyou counties within a line beginning at the junction of the Crowder Flat Road and the Oregon state line; south along the Crowder Flat Road to Highway 299; west on Highway 299 to Highway 139 near Canby; northwest on Highway 139 to County Road 97 near Perez; southwest on County Road 97 to its junction with the Monument Road; northwest and north on the Monument Road to the California-Oregon state line at Ainsworth Corners; east along the California-Oregon state line to the point of beginning.

(2) Zone 2 - Alturas: That portion of Modoc and Lassen counties within a line beginning at the junction of the Crowder Flat Road and the Oregon state line; east along the Oregon state line to its junction with the Summit Trail; south along the Summit Trail which follows the crest of the Warner Mountains to the South Warner Road; southwest along the South Warner Road to the Clarks Valley-Long Valley Road; southwest along the Clarks Valley-Long Valley Road to the Madeline-Clarks Valley Road; west along the Madeline-Clarks Valley Road to Highway 395 at Madeline; north along Highway 395 to the Modoc-Lassen County line; west along the county line to Highway 139; north on Highway 139 to Highway 299 at Adin; north and east on Highway 299 to the Crowder Flat Road; north along the Crowder Flat Road to the point of beginning.

(3) Zone 3 - Eastern Warners: That portion of Modoc and Lassen counties within a line beginning at the junction of the Summit Trail and the Oregon state line; east along the Oregon state line to the Nevada state line; south along the Nevada state line to the Tuledad-Clarks Valley Road; west along the Tuledad-Clarks Valley Road to the Clarks Valley-Long Valley Road; north along the Clarks Valley-Long Valley Road to the south Warner Road; north and east along the South Warner Road to the Summit Trail; north along the Summit Trail to the point of beginning.

(4) Zone 4 - East Lassen: That portion of Lassen County within a line beginning at the town of Madeline; east on the Clarks Valley-Tuledad Road to the Nevada state line; south along the Nevada state line to the Pyramid Lake Road; west and north along the Pyramid Lake Road to Highway 395; west along Highway 395 to Highway 36; west along Highway 36 to its junction with Highway 139 in Susanville; north along Highway 139 to the Lassen-Modoc county line; east along the Lassen-Modoc county line to Highway 395; south along Highway 395 to the point of beginning.

(5) Zone 5 - West Lassen: That portion of Shasta, Lassen and Plumas counties within a line beginning at the town of Susanville; west along Highway 36 to the Juniper Lake Road at the town of Chester; north along the Juniper Lake Road to the boundary of Lassen National Park; east and north along the Park boundary to the Butte Lake Road; north along the Butte Lake Road to Highway 44; west along Highway 44 to Highway 89; north along Highway 89 to Forest Service Road 22 at the Hat Creek Ranger Station; east on Road 22 to Lassen County Road 105; south and east on Road 105 to County Road 201; east and north on Road 201 to Highway 139; south on Highway 139 to the point of beginning.

(6) Zone 6 - Big Valley: That portion of Siskiyou, Modoc, Lassen and Shasta counties within a line beginning at the junction of Highway 89 and the Harris Springs Road near Bartle; north on the Harris Springs Road to the David Road; north on the Davis Road to the Pumice Stone Well-Medicine Lake Road; east on the Pumice Stone Well-Medicine Lake Road to the Medicine Lake-Mammoth Crater Road near Medicine Lake Guard Station; northeast on the Medicine Lake-Mammoth Crater Road to the Monument Road; southeast on the Monument Road to County Road 97; northeast on County Road 97 to Highway 139 near Perez; southeast on Highway 139 to Highway 299 near Canby; south along Highway 299 to Highway 139 at the town of Adin; south on Highway 139 to Lassen County Road 201; west and south along Road 201 to Road 105; north on Road 105 to U.S. Forest Service Road 22; west on Road 22 to the Hat Creek Ranger Station on State Highway 89; north along Highway 89 to the point of beginning.

(7) Sub-zone 6a - Big Valley: That portion of Zone 6 within Modoc and Lassen counties within a line beginning at the town of Adin; south on Highway 139 to Lassen County Road A2; west on Road A2 to Highway 299 at its junction with the Lookout Road; north on the Lookout Road to the Pit River; north and east along the Pit River to the Stone Coal Valley Road; east along the Stone Coal Valley Road to Highway 299; south and west along Highway 299 to the point of beginning.

(8) Zone 7 - Mount Dome: That portion of Siskiyou County within a line beginning at the junction of Interstate 5 and the Oregon state line; east along the Oregon state line to the Monument Road at Ainsworth Corners; south along the Monument Road to the Mammoth Crater Road; southwest along the Mammoth Crater-Medicine Lake Road to the Pumice Stone Well-Medicine Lake Road; southwest along the Pumice Stone Well-Medicine Lake Road to the Davis Road; south on the Davis Road to the Harris Springs Road; south on the Harris Springs Road to Highway 89; west on Highway 89 to Interstate 5; north on Interstate 5 to the Oregon state line.

(b) Season: The antelope season shall begin on the last Saturday in August and extend for a period of 10 consecutive days.

(c) Bag and Possession Limit: One buck. In sub-zone 6a one doe antelope may be taken by hunters holding valid doe permits.

(d) Archery Only Season:

(1) Area: All of Modoc County and the portions of Lassen, Plumas, Shasta and Siskiyou counties within the boundaries described below: Beginning at the junction of Interstate 5 and the Oregon state line; east along the Oregon state line to the Nevada state line; south along the Nevada state line to the Pyramid Lake Road; west and north along the Pyramid Lake Road to Highway 395; west along Highway 395 to Highway 36; west along Highway 36 to the Juniper Lake Road at Chester; north along the Juniper Lake Road to the Lassen National Park boundary; east and north along the Park boundary to the Butte Lake Road; north along the Butte Lake Road to Highway 44; west along Highway 44 to Highway 89; north and west on Highway 89 to Interstate 5 at Mt. Shasta; north along Interstate 5 to the point of beginning.

(2) Season: The archery only antelope season shall begin on the third Saturday in August and extend for a period of 9 consecutive days.

(3) Bag and Possession Limit: One buck.

(4) The Clear Lake National Wildlife Refuge will be closed to antelope hunting during the archery only hunt.

(e) Number of Permits: Not more than 495 buck permits and 25 doe permits shall be allocated to the zones as follows:

	<u>Buck Permits</u>	<u>Doe Permits</u>
<u>Zone 1</u>	<u>100</u>	--
<u>Zone 2</u>	<u>120</u>	--
<u>Zone 3</u>	<u>25</u>	--
<u>Zone 4</u>	<u>65</u>	--
<u>Zone 5</u>	<u>20</u>	--
<u>Zone 6 (inc. 6a)</u>	<u>20</u>	--
<u>Zone 6a</u>		<u>25</u>
<u>Zone 7</u>	<u>100</u>	--
<u>Archery Only</u>	<u>45</u>	--
<u>Total</u>	<u>495</u>	<u>25</u>

No permits will be valid in the Lava Beds National Monument or Federal and State Game Refuges lying within the hunt boundary, except for the Clear Lake National Wildlife Refuge in Modoc County during the rifle antelope seasons.

(f) Distribution of Permits:

The antelope hunting permits shall be issued by public drawing. Application forms shall be made available to the public through license agents and regular offices of the department. Each applicant must possess a current California resident hunting license, be over the age of 16 years, and must not have been issued an antelope permit during the last ten years. No person shall

submit more than one application. Applicants shall mail the application to the Department of Fish and Game, License Officer, 1416 Ninth Street, Sacramento, California 95814. Applications must be received before the close of the business day on the second Thursday in July. Applicants must file for one designated zone. No more than two persons shall submit applications in one envelope for drawing purposes. A public drawing shall be held in the office of the Department of Fish and Game, Resources Building, 1416 Ninth Street, Sacramento, California 95814, on the third Friday in July. Additional names will be drawn for an alternate list. An alternate list will not be established for the archery only hunt.

Successful applicants shall be notified by mail, and shall send \$35 along with their current hunting license number to the Department of Fish and Game, License Section, 1416 Ninth Street, Sacramento, California 95814, by the close of the business day on the first Monday in August. Should the quota for each zone remain unfilled after the first Monday in August, the alternate list shall be used in the same manner as the first list and shall entitle applicants to permits to fill vacancies until the quota has been filled for each zone or the alternate list has been exhausted. The alternate list of applicants shall be notified by mail and shall send \$35 along with their current hunting license number to the Department of Fish and Game, License Section, 1416 Ninth Street, Sacramento, California 95814.

(g) Conditions:

(1) Only persons possessing valid antelope hunting permits are entitled to hunt antelope during this hunt. Permits shall not be transferable and are valid only in the zone specified.

(2) Antelope permits do not give the holders thereof the right of entry into privately-owned lands against the will or consent of the owner or person in lawful possession thereof.

(3) All permit tags must be returned to the department, even though the permittee may not have killed an antelope, within one week after the close of the antelope season.

(4) Buck antelope are defined as an antelope with horns longer than its ears. Doe antelope are defined as antelope with horns shorter than its ears.

(5) Shooting time shall be one-half hour before sunrise to one-half hour after sunset.

(6) In addition to legal firearms, the use of bow and arrow (as described in Section 354) is authorized. During the archery only hunt, antelope may only be taken with archery equipment as defined in Section 354.

(7) The permit tag shall be attached to a horn of buck antelope or to the ear of doe antelope immediately after killing.

(8) The Clear Lake National Wildlife Refuge will be open to antelope hunting only as permitted by federal regulations. Hunter access to the Peninsula ("U") portion of this refuge will be limited to no more than five hunters at any

time. This area will be open only on weekends and holidays of the hunt. Entrance to this area will be granted at the gate entrance located on the Clear Lake Road, on a first-come, first-served basis. The fence at the gate entrance will constitute the south boundary. No permittee will be allowed to hunt north of this fence unless they are included in the quota for the Peninsula ("U"). This station will be opened from 6:00 a.m. to one hour after sunset. The antelope take from the Peninsula ("U") will be limited to a specific number based on the number of animals in this area. This area of the refuge will be closed when the quota is reached even though the season may still be open.

(9) Any person taking any antelope shall retain in his possession during the open season and for 15 days thereafter, that portion of the head which bears horns, and shall produce the designated portion of the head upon the demand of any officer authorized to enforce the provisions of these regulations.

(10) Antelope meat must be stamped in accordance with Section 3081 of the Fish and Game Code, and Section 375 of these regulations, if held after 15 days following the last day of this special antelope season.

(11) No person shall at any time capture or destroy any antelope and detach or remove from the carcass only the head, hide, or horns; nor shall any person at any time leave through carelessness or neglect any antelope which is in his possession or any portion of the flesh thereof usually eaten by humans, to go needlessly to waste.

(12) Any representative of the department may revoke forthwith the antelope permit of any person authorized to hunt during this hunt and to immediately take the said permit from the possession of the holder thereof for any one of the following reasons:

(A) Any act or threatened act on the part of the permittee which appears to the representative of the department to be a violation of any of the provisions of the Fish and Game Code, the regulations of this commission made pursuant thereto.

(B) Any act or threatened act on the part of the permittee which appears to the representative of the department to endanger the person or property of others.

The decision of the authorized representative of the department in such respects shall be final and binding upon the permittee.

(13) Prior to the acceptance or issuance of an antelope permit, all permittees shall consent in writing to the terms and conditions set forth on the permit.

(43) 364. RETURN OF DEER TAGS. (Sections 364 and 365 (Failure to Return Deer Tags) are to be combined and renumbered Section 373. Section will also be amended to extend the date by which all Zone X tags must be returned. Authority will be amended and reference added.)

373. RETURN OF DEER TAGS. Every person to whom a deer tag is issued shall return the completed report card portion to California Department of Fish and Game, within thirty days of taking a deer.

The entire tag for Zone X areas shall be returned ~~within-thirty-days-from~~ ~~close-of-season~~ on or before January 1 of the current license year if the tag holder was unsuccessful in taking a deer. Deer tag holders who fail to comply shall not apply for an X Zone deer tag for the following license year.

Any person who is convicted of a deer tag violation shall not apply for a deer tag for the following license year.

(44) 365. FAILURE TO RETURN DEER TAGS. (Section to be included in Section 374; Section 365 will be repealed.)

(45) 374. STANDARD PROCEDURES FOR DISTRIBUTION OF PERMITS FOR QUOTA DEER HUNTS. (Existing Section 403.5 of Chapter 4 - Special Hunts, will be renumbered Section 374 and will be amended to provide technical changes in permit distribution procedures to bring the provisions of this section into conformity with other changes in the deer hunting regulations. In addition, the authority will be amended and reference added.)

(Section 403.5 will be renumbered Section 374 and will be amended to read):

374. STANDARD PROCEDURES FOR DISTRIBUTION OF PERMITS FOR QUOTA DEER HUNTS.

(a) (No change.)

(Subsection (b) will be repealed and subsections (c), (d) and (e) will be amended to read):

~~(e)~~ (b) Applicants for the public drawing shall mail their deer tag application form to the designated office of the department in Sacramento. Applications must be received by the department by 5:00 p.m. on ~~July-3,-1980~~ the last workday prior to the July 4th holiday. A public drawing shall be held on July-7,-1980 the second workday following the July 4th holiday at the office of the Department of Fish and Game, Resources Building, 1416 Ninth Street, Sacramento 95814.

(1) Not more than four applications for antlerless and/or either sex hunts and/or zone deer hunts with limited numbers of permits, muzzle loading rifle hunt permits, or recreational buck hunt permits may be filed jointly when mailed in one envelope for drawing purposes.

(2) Not more than two applications for special buck hunt permits may be filed jointly when mailed in one envelope for drawing purposes.

(3) Applicants for antlerless and/or either sex hunt permits, muzzle loading rifle hunt permits, or recreational buck hunt permits must specify an A or a B zone as an alternate.

(4) Applicants for special buck hunt, and M-3 permits must specify an A, B, or D (except Zone B-2b D-2x) zone, or Zone X-9 as an alternate except applicants for XS-4 (Dixie Refuge Hunt) may also specify Zone X-6 as an alternate. Applicants for these hunts must not have been issued a special buck hunt permit during the last five years.

~~(d)~~ (c) For hunts which are divided into periods, permits will be drawn first for Period 1, next for Period 2, and so on until the quota for each period in the hunt has been filled. Permits shall be valid only in the period specified. Successful applicants shall be notified promptly by mail.

(e) (d) Permits for any hunts that do not have sufficient applications to fill authorized quotas, may be issued on a first-come, first-served basis at the closest designated office of the department.

#### Chapter 4. Special Hunts

(46) (The title of this chapter will be amended to reflect the changes in the content of the chapter.)

#### Chapter 4. ~~Special-Hunts~~ Depredation

(47) 400. DEER DEPREDATION HUNTS. (Existing Section 416.15 will be renumbered Section 400; authority will be amended and reference added.) (No other changes proposed.)

(48) 401. ISSUANCE OF PERMITS TO KILL DEER, BEAR, ELK, WILD PIG, GRAY SQUIRRELS AND BEAVER CAUSING DAMAGE. (The existing provisions of Section 453 (Issuance of Permits to Kill Deer Causing Damage) will be combined with the provisions of Section 454 (Issuance of Permits to Kill Bear, Elk, Wild Pig, Gray Squirrel and Beaver) and renumbered Section 401 to provide clarity and consistency. In addition, the authority will be amended and reference added.)

(49) (Section 454 will be renumbered Section 401, and the title of the section and subsections (a), (b), (c), (d), (e) and (f) will be amended to read):

401 ISSUANCE OF PERMITS TO KILL DEER, BEAR, ELK, WILD PIG, GRAY SQUIRREL AND BEAVER CAUSING DAMAGE.

(a) Permittee may kill deer, bear, elk, European wild pigs ~~or crosses of this animal with feral domestic pigs~~, gray squirrels, or beaver in any manner except as otherwise herein provided. No iron or steel-jawed or any type of metal-jawed traps may be used to take gray squirrels or bear. No poison may be used. Firearms using .22 caliber rimfire cartridges may be used only when authorized by the regional manager, except that such firearms may be used to take gray squirrels without such authorization. No pistols shall be used. The caliber and type of weapon to be used by each permittee shall be specified in each permit by the issuing officer who shall take into consideration the location of the area, the necessity for clean kills, the safety factor, local firearms ordinances, and other factors which apply. Rifle ammunition used shall have expanding bullets; shotgun ammunition shall have only single slugs except for taking gray squirrels.

(b) Permittee may only kill deer, bear, elk, wild pigs, gray squirrels, or beaver on the property described in the permit when such animals are doing or are immediately threatening damage.

(c) Both males and females may be killed during the period of the permit irrespective of hours or seasons and without regard to other hunting laws or regulations for taking of deer, bear, elk, wild pigs, gray squirrels, or beaver.

(d) The privilege granted in the permit may not be transferred and entitles only the permittee or his employees, or members of his family, all of whom must be 21 years of age or over, to kill deer, bear, elk, wild pigs, gray squirrels, or beaver.

(e) Any deer, bear, elk, wild pig, gray squirrel, or beaver killed under the permit must be immediately tagged with the special tag furnished with the permit, both tags must be completely filled out and the duplicate mailed to the Department of Fish and Game, Sacramento, without delay.

(f) The carcass shall be transported to a location agreed upon between the issuing officer and the permittee, but in no case will a permittee be required to deliver a carcass beyond the limits of his property unless he is willing to do so. If the permittee and issuing officer cannot agree upon the location, the matter shall be referred to the regional manager of the region wherein the deer, bear, elk, wild pigs, gray squirrel, or beaver is killed and the latter's decision shall be final. Neither the permittee nor his assigns shall be permitted to use the meat of the deer, bear, elk, wild pig, gray squirrel, or beaver. Beaver hides taken in accordance with this section may be sold under the provisions of a trapping license.

(Subsections (g) through (o) no change.)

(50) 455. ISSUANCE OF PERMITS TO KILL MOUNTAIN LION CAUSING DAMAGE. (Section will be renumbered Section 402; no other changes proposed; authority will be amended and reference added.)

(51) 403.5 STANDARD PROCEDURES FOR DISTRIBUTION OF PERMITS FOR QUOTA DEER HUNTS. (Existing Section 403.5 will be renumbered Section 374.)

(52) 417. PRONGHORN ANTELOPE. (Section will be repealed and added as new Section 363.)

#### Chapter 5. Furbearing Mammals

(52) 460. FISHER, MARTEN, RIVER OTTER, WOLVERINE, KITFOX, RINGTAILED CAT, ISLAND FOX AND RED FOX. (Section will be amended to delete references to wolverine, kitfox, ringtail cat and island fox, which are either rare, endangered or fully protected mammals. It also adds desert kitfox. In addition, authority will be amended and reference added.)

(Section 460 is amended to read):

460. FISHER, MARTEN, RIVER OTTER, ~~WOLVERINE, KITFOX, RINGTAILED CAT, ISLAND FOX,~~ DESERT KIT FOX AND RED FOX. May not be taken at any time. (This regulation supersedes Section 4001 of the Fish and Game Code.)

(53) 461. MINK, GRAY FOX AND BADGER. (Section will be amended to delete the provisions relating to the take of mink, which then will be included in Section 462. Section will also be amended to provide for seasons and areas of take for badger and gray fox and to make the season for gray fox coincide with the seasons and areas set for the take of bobcat. It will also delete the specifics of the dog training season, which will now be included in Section 265. Further, the authority will be amended and reference added.)

461. ~~MINK, GRAY FOX AND BADGER~~ AND GRAY FOX.

(a) Badger may be taken as follows:

Season and Area: ~~Mink, gray fox and badger may be taken from~~ November 16 through the last day of February, statewide. ~~(This regulation supersedes Section 4001 of the Fish and Game Code.)~~

~~In the course of breaking, training, or practicing dogs, such dogs may be permitted to pursue gray fox or badger during the period March 1 through November 15, providing that no gray fox or badger are killed or injured.~~

Bag and Possession Limit: No limit.

(b) Gray fox may be taken as follows:

(1) Northeastern California:

(A) Area: In those portions of Lassen, Modoc, Nevada, Plumas, Shasta, Sierra, Siskiyou, and Tehama counties within a line beginning at the California-Oregon state line and its intersection with Interstate 5; south on Interstate 5 to Highway 89 at Mt. Shasta; south and east on Highway 89 to its intersection with Interstate 80 at Truckee; north and east on Interstate 80 to the California-Nevada state line; north on the California-Nevada state line to its intersection with the California-Oregon state line; west on the California-Oregon state line to the point of beginning.

(B) Season: December 1 through December 21.

(2) South Coastal California:

(A) Area: In the counties of Monterey, San Benito, San Diego, San Luis Obispo, Santa Barbara, Ventura, and those portions of Fresno, Kern and Kings counties lying south and west of the following line: Beginning where Interstate 5 intersects the Merced-Fresno county line; south on Interstate 5 to its southernmost intersection with Highway 33 Fresno County; south and west along Highway 33 to the Kern-San Luis Obispo county line.

(B) Season: December 1 through January 31.

(3) Balance of the State:

(A) Area: The balance of the state not included in subsections (1) and (2) above.

(B) Season: December 1 through January 15.

(4) Bag and Possession Limit: No limit.

(5) Dogs may be permitted to pursue gray fox in the course of breaking, training, or practicing dogs in accordance to the provisions of Section 265 of these regulations.

(54) 462. MUSKRAT. (Section will be amended to include mink and to provide for the same season for the take of both species. Authority will be amended and reference added.)

462. MUSKRAT, AND MINK.

Except as noted in Section 4180, Fish and Game Code, Muskrat and mink may be taken only as follows:

Season and Area: November 16 through March 31, statewide.

(This regulation supersedes Section 4001 of the Fish and Game Code.)

Bag and Possession Limit: No limit.

(55) 463 BEAVER. (Section will be amended to enlarge and clarify the boundaries of the area where beaver may be taken. Amendments will also increase the length of the season by one month in 37 counties. In addition, authority will be amended and reference added.)

463. BEAVER. Beaver may be taken only as follows:

(a) Season and Area: November 1 through March 31 in the counties of Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Imperial, Inyo, Kern, Kings Lake, Lassen, Madera, Mariposa, Merced, Modoc, Mono, Monterey, Nevada (except Sagehen Creek), Placer, Plumas, Sacramento, San Joaquin, San Luis Obispo, Shasta, and Sierra, Siskiyou, Solano, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Yolo and Yuba; and those portions of Amador, Calaveras, El Dorado, Mariposa, Nevada (except Sagehen Creek), Placer and Tuolumne counties lying east and north of Highway-49; Riverside and San Bernardino counties within 10 miles of the Arizona-California border. (This regulation supersedes Section 4001 of the Fish and Game Code.)

Bag and Possession Limit: There is no bag or possession limit in these areas for the taking of beaver.

~~(b) Season and Area: November 1 through the last day of February in the counties of Alameda, Butte, Colusa, Contra Costa, Del Norte, Fresno, Glenn, Humboldt, Imperial, Kern, Kings Lake, Madera, Merced, Monterey, Sacramento, San Joaquin, San Luis Obispo, Solano, Stanislaus, Sutter, Tehama, Trinity, Tulare, Yolo and Yuba; those portions of Amador, Calaveras, El Dorado, Mariposa, Nevada, Placer and Tuolumne counties lying west and south of Highway-49; and that portion of Riverside and San Bernardino counties lying south and east of the following line: Starting at the intersection of Highway-86 with the north boundary of Imperial County; north along that highway to its intersection with Interstate-10; east on Interstate-10 to its intersection with the Cottonwood Springs Road in Section-9, T6S, R11E; north along that road and the Meesa Dale Road to Amboy; east along Highway-66 to the intersection with Highway-95; and north along Highway-95 to the California-Nevada boundary.~~

~~Bag and Possession Limit: There is no bag or possession limit in these areas for the taking of beaver.~~

(b) Beaver or any part thereof may not be taken in the balance of the state including the counties of Los Angeles, Marin, Mendocino, Napa, Orange, San Benito, San Diego, San Francisco, San Mateo, Santa Barbara, Santa Clara,

Santa Cruz, Sonoma, and Ventura; and those portions of Riverside and San Bernardino counties further than 10 miles from the California-Arizona border. (This regulation supersedes Section 4001 of the Fish and Game Code.)

(Subsection (c) will be repealed.)

(56) 464. RACCOON. (Section will be amended to provide for a deletion of the special year-round season in southern California and to set one statewide season. Amendments will also delete the specifics of the dog training season, which will be included in Section 265. In addition, the authority will be amended and reference added.)

464. RACCOON.

(a) Season and Area:

Raccoon may be taken from November 16 through March 31, statewide.

~~(1) -- Open all year in the following area: -- All of Imperial County and those portions of Riverside and San Bernardino Counties lying south and east of the following line: -- Starting at the intersection of Highway 86 with the north boundary of Imperial County; thence north along that highway to the intersection with Highway 10; thence east along Highway 10 to its intersection with the Gettonwood Springs Road in Sec. 9, T-6-S, R-11-E; thence north along that road and the Mecca Dale Road to Amboy; thence east along Highway 66 to the intersection with Highway 95; thence north along Highway 95 to the California-Nevada boundary.~~

~~(2) -- November 16 through March 31 in the balance of the state.~~

(b) Bag and Possession Limit: (No change.)

(c) Method of Take: When taking raccoon after dark, pistols not larger than 22 caliber rimfire and shotguns using shot no larger than No. BB are the only firearms which may be used during this night period. (This regulation supersedes Sections 4001 and 4002 of the Fish and Game Code.) (See Sections 264 and 264.5 for light regulations.)

(d) ~~Use of Dogs: Dogs may be permitted to pursue raccoons in the course of breaking, training or practicing dogs, such dogs may be permitted to pursue raccoon during the period April 1 through November 15, providing that no raccoon are killed or injured. -- (See Sections 357.1, 461, 465.1 and 478.)~~ in accordance to the provisions of Section 265 of these regulations.

(57) 465. METHODS OF TAKING FURBEARERS. (Section will be amended to delete the prohibition on the use of poison or saw-toothed or spike-jawed traps inasmuch as this is covered in Fish and Game Code Sections 4003 and 4004. In addition, the authority will be amended and reference added.)

465. METHODS FOR TAKING FURBEARERS.

Furbearing mammals may be taken only with a firearm, bow and arrow, poison, under proper permit from the department, or with the use of dogs, or

traps, except that traps may not be used in the area described in Section 474(a) of these regulations. ~~{Prohibition on the use of poison or saw-toothed or spiked-jawed traps. In accordance with Section 4003 of the Fish and Game Code, it is unlawful to use poison to take furbearers without a permit from the department, Section 4004 prohibits use of saw-toothed or spiked-jawed traps to take furbearers.}~~

The provisions of this section shall not apply to the owner or tenant of land devoted to the agricultural industry nor to authorized county, state or federal predatory animal control agents operating under a written trapping agreement with the appropriate landowner while on such land and in connection with such agricultural industry.

(57) 465.1 USE OF DOGS IN TAKING FURBEARERS. (Section will be repealed as the provisions pertaining to the use of dogs to take furbearers have been included in Section 265.)

(58) 465.5 USE OF STEEL LEG-HOLD OR CONIBEAR TYPE TRAPS. (Section will be amended to delete rewording of prohibitions on the use of specified trapping gear, which are provided for in Fish and Game Code Section 4004. In addition, authority will be amended and reference added.)

465.5 USE OF STEEL LEG-HOLD OR CONIBEAR TYPE TRAPS. The following regulations shall apply to the use of steel leg-hold or conibear type traps used to take furbearing or nongame mammals:

~~{a} Traps with saw-toothed or spiked jaws may not be used.~~

~~{b} (a) Steel leg-hold traps with an outside jaw spread of 5½ inches or larger shall have jaws offset a minimum of 3/16 inch. (This regulation supersedes Section 4004 of the Fish and Game Code, and shall incorporate a tension device of sufficient strength to prevent capture of non-target animals.~~

~~{c} Muskrats may not be taken with steel leg-hold traps having a jaw spread larger than 4-¾ inches.~~

~~{d} (b) Any person who traps furbearing mammals or nongame mammals shall obtain a trap number issued by and registered with the department. All traps, before being put in use, shall bear only the current registered trap number or numbers of the person using, or in possession of those traps. This number shall be clearly stamped on the trap or on a metal tag attached to the chain of the trap or to any part of the trap.~~

~~{e} (c) All traps shall be visited at least once daily by the owner of the traps or his designee. Such designee must carry on his person written authorization, as owner's representative, to check traps. At the time traps are checked all trapped animals shall be removed. (This section shall not apply to trapping carried out under the provisions of Sections 4152 and 4180 of the Fish and Game Code.)~~

~~{f} --Steel leg-hold traps with a jaw spread exceeding 7½ inches or traps of the conibear type with a jaw opening larger than 16 inches by 10 inches shall not be used.~~

~~{g} (d) Steel leg-hold traps shall not be set or maintained within 30 feet of any exposed bait. Any bait placed within 30 feet of a trap shall be completely covered by artificial or natural material so as to make such bait hidden~~

from view. As used in this subsection "bait" includes any bait composed of natural or artificial mammal, bird, or fish flesh, fur, hide, entrails or feathers.

(h)(e) Traps are defined to include steel-jawed, leg-hold, conibear, snares, deadfalls, cage traps, and other devices designed to hold, grasp, clamp, cut or crush mammals or birds.

(i)(f) Traps may not be set within 150 yards of any structure used as a permanent or temporary residence, unless such traps are set by a person controlling such property or by a person who has and is carrying with him written consent of the landowner to so place the trap or traps.

(59) 466. HOURS FOR TAKING FURBEARERS. (No change proposed; authority and reference will be added.)

(60) 467. TRAPPING REPORTS. (Section will be amended to delete rewording of requirements for submission of trapping reports as a prerequisite for obtaining trapping license, which is covered in Fish and Game Code Section 4008.)

467. TRAPPING REPORTS. Pursuant to Section 4008 of the Fish and Game Code, all holders of trapping license must submit to the department a sworn statement or report by July 1 of his annual take of fur for the preceding trapping season. ~~No trapping license shall be issued to any applicant within one year following the expiration of any trapping license unless the above report has been submitted.~~ Statement or report shall show the number of each kind of furbearing mammals and nongame mammals taken, number sold, county in which furs were taken and the names and addresses of the persons to whom furs were shipped or sold. The commission shall be notified of any suspension, and, subsequently, may revoke or reinstate applicant's license renewal application after written notice is given to the applicant and after he has been afforded an opportunity to be heard.

#### Chapter 6. Nongame Animals

(61) 470. NONGAME ANIMALS DEFINED. (Section will be repealed as it is a partial rewording of Section 4150 of the Fish and Game Code.)

(62) 472. GENERAL PROVISIONS. (Section will be amended to delete the provisions pertaining to the use of dogs to take nongame animals as these provisions will be included in Section 265. Technical, nonsubstantive changes will also be made to provide clarity and consistency. In addition, authority will be amended and reference added.)

472. GENERAL PROVISIONS. Except as otherwise provided in this section chapter, nongame birds and mammals may not be taken:

(a) The following nongame birds and mammals may be taken at any time of the year and in any number except as prohibited in this chapter: English sparrow,

starling, coyote, weasels, skunks, opossum, moles and rodents (excluding tree and flying squirrels, and those listed as furbearers, endangered, or rare species.)

(b) Fallow, sambar, sika, and axis deer may be taken only concurrently with the regular deer season.

(c) Aoudad, mouflon, tahr, and feral goats may be taken all year.

~~(d) Whales, porpoises, dolphins, seals and sea lions may not be taken at any time.~~

(e) (No change.)

~~(f) Nongame animals may not be taken with the aid of dogs between February 1 and April 30, in the following area:--Beginning north along forest boundary to Maxon Road; northwesterly along Maxon Road to Burroughs Valley Road; northerly along Burroughs Valley Road to the intersection with Tollhouse Road; northerly along Tollhouse Road to the intersection with Highway 168; northeasterly along Highway 168 to its intersection with the Dinkey Creek Road at Shaver Lake; easterly along the Dinkey Creek Road to the intersection with McKinley Grove Road to the east end of Wishon Dam; northerly along the east side of Wishon Reservoir to Woodchuck Creek; easterly along Woodchuck Creek to the John Muir Wilderness Area boundary; southerly along the Wilderness Area boundary to the Kings Canyon National Park boundary at the Obelisk; southeasterly along the National Park boundary to the Middle Fork of the Kings River; westerly along the Middle Fork of the Kings River; the Kings River; and the northern shore of Pine Flat Reservoir to the point of beginning.~~

Methods of Take: Common crows may be taken only by firearms, bow and arrow, or falconry.

(63) 473. POSSESSION OF NONGAME ANIMALS. (Authority and reference will be added.)

(64) 474. HOURS FOR TAKING. (Section will be amended to modify and clarify the boundary of the area closed to night hunting. In addition, the authority will be amended and reference added.)

#### 474. HOURS FOR TAKING.

(Subsection (a) will be amended to read):

(a) Area Closed to Night Hunting. Nongame mammals may be taken only between one-half hour before sunrise and one-half hour after sunset in the following described area: Beginning at a point where Little Panoche Road crosses Interstate Highway 5 near Mendota; southerly on Interstate 5 to State Highway 198; easterly on Highway 198 to State Highway 99; southerly on Highway 99 to its junction with Interstate Highway 5; southerly on Interstate 5 to the corner of Los Padres National Forest boundary in Section 8, T9N, R19W, S.B.B.M. near Fort Tejon Historical Monument; westerly along the National Forest boundary to Cerro Noroeste Road; northwesterly on Cerro Noroeste Road to its junction with State Highway 33-166; northerly on Highway 33-166 to its junction with the Soda Lake Road; northwesterly on the Soda Lake Road and to the Kern-San Luis-Obispo

~~county-line; northwesterly on the Simmler Soda Lake San Diego Creek Road to its junction with State Highway 58 at Simmler; westerly on Highway 58 to its junction with the Cammotti Shandon Road; northerly on the Cammotti Shandon Road to its junction with the Shandon San Juan Road; northerly on the Shandon San Juan Road to its junction with State Highway 41; northwesterly on Highway 41 to its junction with the Cholame Valley Road; northwesterly on Cholame Valley Road to the San Luis Obispo and Monterey County-lines; northwesterly on the Cholame Road to its junction with the Parkfield Coalinga Road in Parkfield; northerly on Parkfield Coalinga Road and to the Monterey-Fresno county-line; northerly on the Parkfield Grade to its junction with State Highway 198; westerly on Highway 198 to the Bear Canyon Coalinga Springs Road; northerly on the Bear Canyon Coalinga Springs Road to the Los Gatos Road; northwesterly on the Los Gatos Road to the Fresno-San Benito county-line; northerly along the Fresno-San Benito county-line northeast on Highway 198 to a point three miles west of Interstate 5; north along a line three miles west and parallel to Interstate 5 to the Little Panoche Road; northerly and easterly on the Little Panoche Road to the point of beginning at Interstate Highway 5. (This regulation supersedes Section 3000 of the Fish and Game Code.~~

(b) (No change.)

(c) (No change.)

(65) 475. METHODS OF TAKE FOR NONGAME BIRDS AND MAMMALS. (Section will be amended to provide for a prohibition on the placement or use of feed, bait or other material to attract nongame mammals in conjunction with the use of dogs. In addition, authority will be amended and reference added.)

475. METHODS OF TAKE FOR NONGAME BIRDS AND MAMMALS.

(Subsections (c) and (d) will be amended and subsection (e) will be added to read):

(c) Fallow deer, sambar deer, axis deer, sika deer, aoudad, mouflon, tahr and feral goats may be taken only with the weapons and ammunition specified in Section ~~355~~ 353 of these regulations.

(d) Steel leg-hold and conibear type traps may be used to take nongame birds and mammals only in accordance with the provisions of Section 465.5 of these regulations; and Section 4004 of the Fish and Game Code.

(e) No feed, bait or other material capable of attracting a nongame mammal may be placed or used in conjunction with dogs for the purpose of taking any nongame mammals. Nothing in this section shall prohibit a licensed trapper from using a dog to follow a trap drag and taking the mammal caught in that trap.

(66) 478. BOBCAT. (Section will be amended to remove the maximum limit for issuance of 6,000 commercial shipping tags as the criteria for closing the bobcat season. The amendment will also delete the dog training provisions, which will be included in Section 265. Technical nonsubstantive reference changes will also be made. In addition, the authority will be amended and reference added.)

478. BOBCAT. Except as provided in subsections (c) and (d) below no person shall pursue, take or possess any bobcat without first procuring a trapping license or a hunting license and bobcat hunting tags. The pursuit, take and/or possession of a bobcat under the authority of a hunting license and a bobcat hunting tag shall be in accordance with the provisions of this section and Sections ~~357.7~~ 265 and 479 472-479 of these regulations.

Bobcats taken under the authority of a trapping license shall be taken with traps or other means in accordance with this section and Sections 265, 465, ~~465.7~~, 465.5 and 475.

(a) Seasons and Areas: Bobcat may only be taken as follows:

(1) Northeastern California:

(A) Area: In those portions of Lassen, Modoc, Nevada, Plumas, Shasta, Sierra, Siskiyou, and Tehama counties within a line beginning at the California-Oregon state line and its intersection with Interstate 5; south on Interstate 5 to Highway 89 at Mt. Shasta; south and east on Highway 89 to its intersection with Interstate 80 at Truckee; north and east on Interstate 80 to the California-Nevada state line; north on the California-Nevada state line to its intersection with the California-Oregon state line; west on the California-Oregon state line to the point of beginning.

(B) Season: December 1~~3~~-1980 through December 21~~3~~-1980.

(2) South Coastal California:

(A) Area: In the counties of Monterey, San Benito, San Diego, San Luis Obispo, Santa Barbara, Ventura, and those portions of Fresno, Kern and Kings counties lying south and west of the following line: Beginning where Interstate 5 intersects the Merced-Fresno county line; south on Interstate 5 to its southernmost intersection with Highway 33 in Fresno county; south and west along Highway 33 to the Kern-San Luis Obispo county line.

(B) Season: December 1~~3~~-1980 through December 21~~3~~-1980.

(3) Balance of the State:

(A) Area: The balance of the state not included in subsections (1) and (2) above.

(B) Season: December 1 through January 15.

(b) Bag and Possession Limit:

(1) ~~Except-as-provided-in-(3)-below,~~ bBobcats taken under a hunting license and bobcat hunting tags: Two bobcat per season.

(2) ~~Except-as-provided-in-(3)-below,~~ bBobcats taken under a trapping license: No limit.

~~(3) -- When it is determined by the department that the number of bobcat shipping tags issued is approaching 6,000, the director shall close the bobcat season statewide. (See Section 479 regarding the tagging requirements for bobcat pelts.)~~

(c) ~~Dog Training Season. -- In the course of breaking, training or practicing dogs, such dogs may be permitted to pursue bobcats in any area during the period extending from the day following the closure of the bobcat season for the area through November 30, providing that no bobcats are killed or injured. (See Sections 357.1, 461, 464 and 465.1)~~ Dogs may be permitted to pursue bobcats in the course of breaking, training or practicing dogs in accordance with the provisions of Section 265 of these regulations.

(d) This section shall not apply to bobcats trapped under the provisions of Sections 4152 and 4180 of the Fish and Game Code (also see Section 480 of these regulations).

(67) 478.1 BOBCAT HUNTING TAGS. (No changes proposed; authority will be amended and reference added.)

(68) 479. BOBCAT PELTS. (Section will be amended to make technical nonsubstantive changes to provide clarity and consistency with other similar regulations. In addition, authority will be amended and reference added.)

#### 479. BOBCAT PELTS.

(Subsection (c)(5) will be amended to read):

(5) Method of take (trap, gun call or hounds).

The provisions of this section shall not apply to raw bobcat pelts, or parts thereof, which were not taken in California, providing that such shipments are accompanied by a declaration specifying the number of raw pelts in the shipment, the state in which the bobcats were taken and attesting that they were legally taken.

The department shall mark bobcat pelts and issue bobcat shipping tags for export of pelts at designated department offices during the trapping season and for a 14-day period immediately following the trapping season.

An administrative fee of \$3.00 shall be charged for the issuance of each shipping tag. There is no fee for marking bobcat pelts not for sale.

(69) 480. BOBCAT. (No change proposed; authority will be amended and reference added.)

(70) 485. COMMON CROW. (Section will be reviewed and amendments considered by the Commission when it meets in early August 1981 to consider changes in the resident and migratory (other than waterfowl) bird hunting regulations for the 1981-82 seasons.)

PASSED UNANIMOUSLY.

9. CONSIDERATION OF REQUEST OF THE U.S. FISH AND WILDLIFE SERVICE FOR APPROVAL OF MEMORANDUM OF UNDERSTANDING RE: EMERGENCY PROCEDURES FOR AIDING CALIFORNIA CONDORS THAT MAY BE INJURED OR THREATENED WITH INJURY OR DEATH.

Mr. Cribbs stated that Dr. Lucille F. Stickel, Director of the U.S. Fish and Wildlife Service's Patuxent Wildlife Research Center, Laurel, Maryland, had submitted a request for a memorandum of understanding, which would set forth emergency procedures for aiding a California condor that was injured or threatened with injury or death. He said that the Commissioners had been provided copies of the request.

Mr. Cribbs stated that the proposed emergency procedures document: (1) outlined the rationale for having a set of established guidelines; (2) provided a general discussion of basic procedures that would be used in an emergency situation; (3) listed the names and numbers of personnel that would be notified in the event of an emergency; and (4) listed the general types of emergencies that might be encountered. He said a more detailed discussion of examples of emergency situations with suggested appropriate responses by the field personnel was included as an appendix to the request document.

Mr. Cribbs stated that there was a representative from the U.S. Fish and Wildlife Service in the audience to answer any questions that the Commission might have but that the U.S. Fish and Wildlife Service was not planning on making a formal presentation to the Commission.

Mr. Cribbs noted that the Commission office had received a mailgram from Beula Edmiston, President, Friends of Wildlife, urging that the Commission deny authorizing the handling of California condors under any conditions. He said that the Commissioners had been provided a copy of her mailgram.

Mr. Cribbs stated that telephone calls had also been received from David Phillips, Friends of the earth, and Mark Palmer, Sierra Club, requesting that a provision be included that would require that the Commission be notified immediately of any implementation of the memorandum of understanding.

Mr. Hunt recommended approval of the memorandum of understanding. It was then:

MOVED BY MR. LIVERMORE, SECONDED BY DR. VENRICK, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTIONS 1002 AND 3511 OF THE FISH AND GAME CODE, APPROVES THE REQUEST OF THE U.S. FISH AND WILDLIFE SERVICE FOR APPROVAL OF A MEMORANDUM OF UNDERSTANDING THAT PROVIDES FOR EMERGENCY PROCEDURES FOR AIDING CALIFORNIA CONDORS THAT MAY BE INJURED OR THREATENED WITH INJURY OR DEATH, UNDER THE TERMS RECOMMENDED BY THE DEPARTMENT AND APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

10. FORMAL RECEIPT OF THE U.S. FISH AND WILDLIFE SERVICE'S "DRAFT" RE-APPLICATION FOR PERMIT TO TRAP CALIFORNIA CONDORS FOR RADIO TELEMETRY AND CAPTIVE BREEDING PURPOSES.

Mr. Cribbs stated that the Commissioners had before them a letter dated March 12, 1981, from Dr. Lucille F. Stickel, Director of the U.S. Fish and Wildlife Service's Patuxent Wildlife Research Center, Laurel, Maryland, along with a "draft" re-application for a permit to trap California condors for radio telemetry and captive breeding purposes.

Mr. Cribbs stated that copies of the "draft" application had also been submitted to the Condor Advisory Committee. He noted that their comments would be formally presented to the Commission on April 23 in Sacramento. He stated that there would be no public testimony at that hearing, however, the Commission would have the opportunity to ask any questions it might have of the Condor Advisory Committee. He said Commission comments on the proposal would then be transmitted to the U.S. Fish and Wildlife Service and a final draft of the application would be prepared and transmitted to the Commission and formally accepted on May 26 in Sacramento. He noted that there would be no testimony at that hearing, however, the Commission, if it desired, would schedule a hearing for the latter part of July in the Los Angeles area. He stated that this would give the public an opportunity to fully review the proposal in the interim and comment at the special hearing held in Los Angeles. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY FORMALLY ACCEPTS THE "DRAFT" RE-APPLICATION OF THE U.S. FISH AND WILDLIFE SERVICE FOR A PERMIT TO CARRY OUT RADIO TELEMETRY STUDIES AND TO INITIATE A CAPTIVE BREEDING PROGRAM INVOLVING THE CALIFORNIA CONDOR. THE COMMISSION FURTHER REQUESTS THAT THE DEPARTMENT AND THE CONDOR ADVISORY COMMITTEE FORMALLY REVIEW THE PROPOSAL AND MAKE THEIR COMMENTS TO THE COMMISSION, IN WRITING, BY APRIL 14, 1981, WITH SUCH COMMENTS TO BE FORMALLY ACCEPTED ON APRIL 23, 1981, IN SACRAMENTO; AND FURTHER, THAT THE COMMISSION STAFF AND THE DEPARTMENT BE AUTHORIZED TO PUBLICIZE COMMISSION INTENT TO FORMALLY RECEIVE THE FORMAL APPLICATION FOR THE PERMIT AT ITS MAY 26 MEETING IN SACRAMENTO, AT WHICH TIME IT WILL SCHEDULE A PUBLIC HEARING TO BE HELD THE LATTER PART OF JULY, 1981, IN THE LOS ANGELES AREA, AT WHICH PUBLIC TESTIMONY ON THE FINAL APPLICATION PROPOSAL WILL BE RECEIVED.

PASSED UNANIMOUSLY.

11. CONSIDERATION OF REQUESTS FOR EXPERIMENTAL GEAR PERMITS.

Mr. Cribbs stated that the Commission office had received three requests for experimental gear permits pursuant to the provisions of Section 8606 of the Fish and Game Code.

Bruce B. Leavitt

Mr. Cribbs stated that Mr. Bruce B. Leavitt of Stockton had requested an experimental gear permit to allow him to use traps to take rock crab and octopus. Mr. Cribbs stated that the Commissioners had been provided copies of Mr. Leavitt's request.

Director Fullerton recommended approval of the request. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. BURKE, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8606 OF THE FISH AND GAME CODE, HEREBY APPROVES THE REQUEST OF MR. BRUCE B. LEAVITT, STOCKTON, FOR A PERMIT TO ALLOW HIM TO USE TRAPS TO TAKE ROCK CRAB AND OCTOPUS, UNDER THE TERMS AND CONDITIONS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

Ray Williams

Mr. Cribbs stated that by a letter dated February 26, 1981, Mr. Ray W. Williams of San Diego, had requested a renewal of his experimental gear permit No. X-913, which allowed him to take mullet in portions of San Diego Bay, utilizing a gill net.

Director Fullerton recommended approval of the request. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8606 OF THE FISH AND GAME CODE, APPROVES THE REQUEST OF MR. RAY W. WILLIAMS, SAN DIEGO, FOR RENEWAL OF HIS EXPERIMENTAL GEAR PERMIT, WHICH ALLOWS HIM TO TAKE MULLET IN SOUTH SAN DIEGO BAY, UTILIZING GILL NETS, UNDER THE TERMS AND CONDITIONS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

Richard Martin

Mr. Cribbs stated that Mr. Richard Martin, Santa Barbara, had requested that consideration of his request for a permit to use a gill net to take sharks at San Miguel Island Ecological Reserve, be put over until the Commission's April 24, 1981 meeting in Sacramento.

12. CONSIDERATION OF REQUESTS FOR WAIVER OF COMMERCIAL ABALONE LANDING REQUIREMENTS.

Mr. Cribbs stated that Section 100(b)(1)(A), Title 14, CAC, required any person who applied for a commercial abalone diving permit to have held such a permit the previous season, and further required that he/she shall have landed at

least 6,000 pounds of abalone, or made 20 landings for each of which an official receipt (pink ticket) was received by the Department. He stated, those failing to meet the minimum landing requirements were denied a permit by the Department with an opportunity for the individual to appeal such denial to the Commission.

Mr. Cribbs noted the individuals appearing before the Commission at this time had failed to make the required minimum abalone landings for the 1980-81 commercial abalone season.

The following individuals appeared before the Commission to explain why they had not made the required abalone landings and were granted a waiver of the 1980-81 commercial abalone landing requirements: Laurence Jones and William Bassett.

The Commission approved the request of Hugh D. Wilson for a waiver of the minimum abalone landing requirements subject to Mr. Wilson providing to the Department a letter from his doctor indicating that he was physically able to re-enter the fishery.

The Commission approved the request of Gregory Hufft for a waiver of the 1980-81 commercial abalone landing requirements subject to him providing the required documentation of the number of landings that he made and the loss of his vessel.

Mr. Cribbs stated that the Department had informed the Commission office that the following individuals had failed to meet the minimum landing requirements, however, it believed that such non-use of the permit was due to circumstances beyond the permittees' control. He said the Department, therefore, recommended that the Commission waive the minimum abalone landing requirements for these individuals and classify them as prior permittees.

The Commission approved a waiver of the minimum abalone landing requirements for the 1980-81 abalone season for the following individuals: Kurt Rodas, Michael E. Carter, Rod Cochran, James Paul Cotton and Bruce Bramel.

13. CONSIDERATION OF REQUEST OF JOHN OETTER TO APPEAL DEPARTMENT'S DENIAL OF RENEWAL OF HIS GENERAL FALCONRY LICENSE.

Mr. Cribbs stated that by letter dated March 6, 1981, Mr. John Oetter, Huntington Beach, was notified by the Department that it was denying his request for renewal of his general falconers license. He stated that the Department indicated to Mr. Oetter that its records showed that on January 26, 1977, he had been found guilty by the U.S. District Court in Phoenix, Arizona for a violation of Title 16, United States Code, Section 703 (unlawful attempt to take a migratory nongame bird - one Harris' hawk) and that on February 7, 1977, he had paid a fine of \$100 for that violation.

Mr. Cribbs stated that the Department, based upon the provisions of Section 670(q), Title 14, CAC, notified Mr. Oetter that it was not going to renew his

general falconry license and that he could appeal this decision to the Commission. He stated Mr. Oetter had submitted a letter to the Commission office requesting this hearing.

Mr. Cribbs asked if Mr. Oetter was present. There was no response.

14. CONSIDERATION OF REVOCATION OF HUNTING AND TRAPPING PRIVILEGES OF BOBBY RAY DAVIS AND VITO ROBERT RUBINO.

Mr. Cribbs stated that the Department was requesting that the Commission further revoke the hunting and trapping privileges of Bobby Ray Davis for a period of time not to exceed three years from the date of his last conviction. He stated it was also requesting that the Commission revoke the hunting privileges of Vito Robert Rubino for a period not to exceed three years from the date of his last conviction. He said certified letters had been sent to each of these individuals notifying them of the possible action to be taken by the Commission. He stated they were further notified that should they not be able to attend the Commission meeting, they should send a letter to the Commission explaining the circumstances surrounding their citations.

Bobby Ray Davis

Mr. Cribbs reported that as a result of five previous hunting violations and one trapping violation, the Commission on October 3, 1980, extended the revocation of the hunting license and privileges of Bobby Ray Davis to expire on April 28, 1983. He said this request for extension involved an additional violation.

Mr. Cribbs stated that on September 15, 1980, Mr. Davis pled guilty in the San Benito Justice Court to a violation of Section 2005 of the Fish and Game Code (spotlighting) and was sentenced to 30 days in the San Benito County Jail. Mr. Cribbs stated that the Commissioners had been provided excerpts from Commission meetings which pertained to the revocation actions involving Mr. Davis. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. BURKE, THAT  
THE FISH AND GAME COMMISSION HEREBY FURTHER REVOKES  
THE HUNTING AND TRAPPING PRIVILEGES OF BOBBY RAY DAVIS  
FOR THREE YEARS OR UNTIL SEPTEMBER 15, 1983.

PASSED UNANIMOUSLY.

Vito Robert Rubino was arrested as follows:

1. On September 23, 1978, he was cited for a violation of Section 2006 of the Fish and Game Code, possession of loaded rifle in a vehicle. He pled guilty on November 6, 1978 in the Inyo Justice Court to the charge and paid a fine of \$50.

2. On September 21, 1980, he was cited for a violation of Section 2002 of the Fish and Game Code, involving the illegal possession of game (one spike buck). On September 23, 1980 in the Inyo Justice Court he pled guilty to the charge and was fined \$100.

3. On October 9, 1980, he was cited for a violation of Section 501(a), Title 14, CAC, taking dove out of season. On November 5, 1980 in the Newhall Municipal Court he pled guilty and was fined \$27.

Mr. Cribbs stated the Commission office had received a letter from Mr. Rubino and that copies had been provided to the Commissioners. Mr. Dollahite, Chief of the Department's Wildlife Protection Branch, read from the arrest report, which he stated demonstrated Mr. Rubino's intent to break the law. It was then:

MOVED BY DR. BURKE, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION FINDS THAT VITO ROBERT RUBINO HAS BEEN CONVICTED OF THREE VIOLATIONS OF THE CALIFORNIA HUNTING LAWS OR REGULATIONS WITHIN A FIVE-YEAR PERIOD AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS HUNTING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS, THE FISH AND GAME COMMISSION NOW DECLARES THAT PURSUANT TO SECTION 12155 OF THE FISH AND GAME CODE, THE HUNTING PRIVILEGES OF VITO ROBERT RUBINO ARE HEREBY REVOKED, AND ANY HUNTING LICENSE PREVIOUSLY ISSUED TO HIM SHALL BE REVOKED AND CANCELLED AND NO NEW HUNTING LICENSE SHALL BE ISSUED TO HIM UNTIL NOVEMBER 5, 1983.

PASSED UNANIMOUSLY.

15. CONSIDERATION OF REINSTATEMENT OF SPORT FISHING PRIVILEGES OF JEFFERY P. MOON.

Mr. Cribbs stated that at the Commission's January 9, 1981 meeting in San Bernardino, it had revoked the sport fishing privileges of Jeffery Pierce Moon, Crescent City, for a period of three years, or until June 27, 1983.

Mr. Cribbs stated that subsequent to that meeting, Mr. Moon requested a re-hearing on the revocation action. He stated Mr. Moon had sent a letter... concerning the revocation hearing, which was not received until after the Commission took action on January 9. He said that the Commissioners had been provided a copy of that letter. He reminded the Commissioners that at the Commission's February 6 meeting in Monterey, it granted Mr. Moon a re-hearing on April 3 in regard to this matter.

Mr. Cribbs asked if Mr. Moon was present. There was no response.

16. CONSIDERATION OF REVOCATION OF COMMERCIAL LOBSTER FISHING PRIVILEGES OF GASTON CARRILLO CAMOU, MANUEL NUMES COTTA, JR., DAVID BRUCE SIDMAN, AND RALPH GALVIN TROYER.

Mr. Cribbs stated that the Department was requesting that the Commission revoke the commercial lobster fishing privileges of Gaston Carrillo Camou, Manuel Numes Cotta, Jr., David Bruce Sidman, and Ralph Galvin Troyer. He said certified

Letters had been sent to each of these individuals notifying them of the possible action to be taken by the Commission on April 3. He stated they were further notified that they would be given an opportunity at that time to show cause why their commercial lobster fishing privileges should not be revoked.

Gaston Carrillo Camou

Mr. Cribbs stated that on December 17, 1980, Mr. Gaston Carrillo Camou's fishing vessel was boarded and inspected off of San Clemente Island. He stated Mr. Camou, a commercial lobster fisherman, was found to be in possession of 40 undersized lobster. He noted that Mr. Camou and his two crewmen were cited for violation of Section 8252 of the Fish and Game Code, possession of undersized lobster, 40 in possession.

Mr. Cribbs further stated that on December 18, 1980, the Department pulled and inspected eight of Mr. Camou's lobster traps. He stated the traps were found to not have escape ports or destruct panels as required by the Fish and Game Code. (It was later determined that all 65 of Mr. Camou's lobster traps lacked the required escape ports.) He pointed out Mr. Camou was cited for a violation of Section 9002 of the Fish and Game Code, fishing with illegal lobster traps, no escape ports. He stated on January 19, 1981, in the Catalina Justice Court, Mr. Camou pled guilty and was placed on one year summary probation and fined \$155, plus \$45 penalty assessment on count 1, and a similar fine on count 2.

Mr. Cribbs noted that the Department had informed the Commission that Mr. Camou had no previous convictions and that his commercial lobster permit was first issued on December 8, 1980.

Mr. Dollahite stated that Mr. Camou had exhibited a complete lack of knowledge of the laws. It was then:

MOVED BY DR. VENRICK; SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY REVOKES THE COMMERCIAL LOBSTER FISHING PRIVILEGES OF GASTON CARRILLO CAMOU FOR A PERIOD OF ONE YEAR OR UNTIL APRIL 3, 1982, AND FURTHER REQUIRES THAT HE MUST APPEAR BEFORE THIS COMMISSION AFTER THAT DATE TO SHOW CAUSE WHY A PERMIT SHOULD BE ISSUED TO HIM. THE COMMISSION PREDICATED ITS DECISION ON THE FACT THAT IT BELIEVED THAT HIS CONTINUED COMMERCIAL FISHING ACTIVITIES WOULD BE DELETERIOUS TO THE LOBSTER RESOURCE.

PASSED UNANIMOUSLY.

Manuel Numes Cotta, Jr.

Mr. Cribbs stated that on November 15, 1980, Mr. Cotta was contacted by a Department warden after he had received information that Mr. Cotta was fishing lobster without displaying permit numbers. He noted that Mr. Cotta stated that he had a permit but had taken no lobster. He pointed out that the warden had

returned with Mr. Cotta to his boat and found 13 lobster traps all without escape ports. He indicated that Mr. Cotta's boat had no lobster numbers displayed. He stated that Mr. Cotta also produced from his car, 42 lobsters of which 39 were undersized.

Mr. Cribbs stated that on February 4, 1981, in the San Diego Municipal Court, Mr. Cotta pled guilty to a violation of Section 8252 of the Fish and Game Code, possession of undersized lobster. He said Mr. Cotta was placed on three years probation and fined \$250. He noted that Mr. Cotta had no prior convictions. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY REVOKES THE COMMERCIAL LOBSTER FISHING PRIVILEGES OF MANUEL NUMES COTTA, JR. FOR A PERIOD OF ONE YEAR AND FURTHER, REQUIRES THAT AFTER THAT REVOCATION PERIOD IS TERMINATED, HE MUST APPEAR BEFORE THE COMMISSION TO SHOW CAUSE WHY A NEW PERMIT SHOULD BE ISSUED TO HIM. THE COMMISSION'S ACTION WAS PREDICATED UPON THE FACT THAT MR. COTTA SHOWED A TOTAL DISREGARD FOR THE LAWS AND REGULATIONS PERTAINING TO THE COMMERCIAL TAKE OF LOBSTER AND THAT HIS CONTINUED PARTICIPATION IN THIS FISHERY WOULD POSE A THREAT TO THE LOBSTER RESOURCE.

PASSED UNANIMOUSLY.

David Bruce Sidman

Mr. Cribbs stated that on December 17, 1980, Mr. Sidman was contacted aboard his boat near Bird Rock. He stated that Mr. Sidman was asked if he had any lobsters aboard and he said he did not. He noted that an inspection of his boat revealed two undersized lobsters.

Mr. Cribbs stated that on January 7, 1981, in the San Diego Municipal Court, Mr. Sidman pled guilty to a charge of violation of Section 8252 of the Fish and Game Code, possession of undersized lobster and was fined \$50.

Mr. Dollahite stated that Mr. Sidman had been warned about the same offense two weeks earlier. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. BURKE, THAT THE FISH AND GAME COMMISSION HEREBY REVOKES THE COMMERCIAL LOBSTER FISHING PRIVILEGES OF DAVID BRUCE SIDMAN FOR A PERIOD OF ONE YEAR AND FURTHER REQUIRES THAT AFTER THAT REVOCATION PERIOD IS TERMINATED, HE MUST APPEAR BEFORE THE COMMISSION TO SHOW CAUSE WHY A NEW PERMIT SHOULD BE ISSUED TO HIM. THE COMMISSION'S ACTION WAS PREDICATED UPON THE FACT THAT HE SHOWED A

TOTAL DISREGARD FOR THE LAWS AND REGULATIONS PERTAINING TO THE COMMERCIAL TAKE OF LOBSTER AND THAT HIS CONTINUED PARTICIPATION IN THIS FISHERY WOULD POSE A THREAT TO THE LOBSTER RESOURCE.

PASSED UNANIMOUSLY.

Ralph Galvin Troyer

Mr. Cribbs stated that on November 14-17, 1980, Mr. Troyer was observed fishing lobster near Catalina Island using traps that did not have escape ports or a destruct panel. He noted that in addition, the lobster permit number was not displayed on the vessel. He stated that Mr. Troyer's lobsters were found to be in such a condition that their size could not be determined (tailed), and he had not maintained his log of fishing activities.

Mr. Cribbs stated that on December 29, 1980, in the Catalina Justice Court, Mr. Troyer pled guilty to a violation of Fish and Game Code Sections 5508, possess fish on boat in a condition that size could not be determined; 8257, failure to display lobster permit number on boat used to take lobster; 9000.5, use traps without escape ports to take lobster; 9002, use traps without destruct panel to take lobster; and Section 122(1), Title 14, CAC, failure to keep log of lobster fishing activities. He said Mr. Troyer was placed on 12 months probation and fined \$100 plus a \$25 penalty assessment.

Mr. Dollahite said that Mr. Troyer had lied to the warden about his prior landings. He said they had not been recorded in Mr. Troyer's log. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY REVOKES THE COMMERCIAL LOBSTER FISHING PRIVILEGES OF RALPH GALVIN TROYER FOR A PERIOD OF ONE YEAR, AND FURTHER, REQUIRES THAT AFTER THAT REVOCATION PERIOD IS TERMINATED, HE MUST APPEAR BEFORE THE COMMISSION TO SHOW CAUSE WHY A NEW PERMIT SHOULD BE ISSUED TO HIM. THE COMMISSION'S ACTION WAS PREDICATED UPON THE FACT THAT HE SHOWED A TOTAL DISREGARD FOR THE LAWS AND REGULATIONS PERTAINING TO THE COMMERCIAL TAKE OF LOBSTER AND THAT HIS CONTINUED PARTICIPATION IN THIS FISHERY WOULD POSE A THREAT TO THE LOBSTER RESOURCE.

PASSED UNANIMOUSLY.

17. CONSIDERATION OF REVOCATION OF COMMERCIAL SALMON PERMITS OF DAVID CLARENCE DANIELSON, RONALD RAY MYERS, SHANE REYNOLDS, WILLIAM ENOCH MELSON, WILLIAM CONLEY COLE, JIM FORDHAM, ROGER ALLEN GRIFFIN, GRANT BLAINE HOWE, OSCAR PETER KNUDSEN, CHARLES EDWARD MARTIN, JAMES PATRICK MURPHY, JAMES LEWIS RENTON, GERALD WILLIAM SAWYER, ONIS LEON STEELE, RAYMOND LEEROY STRICKLAND, AND HAROLD JOHN VOGL.

Mr. Cribbs stated that the Department was requesting that the Commission revoke the commercial salmon fishing permits of David Clarence Danielson, Ronald Ray Myers,

Shane Reynolds, William Enoch Melson, William Conley Cole, Jim Fordham, Roger Allen Griffin, Grant Blaine Howe, Oscar Peter Knudsen, Charles Edward Martin, James Patrick Murphy, James Lewis Renton, Gerald William Sawyer, Onis Leon Steele, Raymond LeeRoy Strickland, and Harold John Vogl. He stated certified letters had been sent to each of these individuals, notifying them of the possible action to be taken by the Commission on April 3. He said they were further notified that they would be given an opportunity to show cause, at the hearing, why their commercial salmon permits should not be revoked.

Dr. Venrick asked what the implication of any revocation actions by the Commission might be with regard to a possible future limited entry for the fishery.

Director Fullerton responded that the salmon fishery was now under a moratorium which expired at the end of this year. He stated that in the event limited entry legislation was enacted, it could affect the future livelihood of those individuals being considered for revocation at this time. Director Fullerton suggested that the Commission might consider suspending an individual's salmon fishing privileges for a portion of the year, or if his privileges were revoked for the entire season, to stipulate that this revocation should not affect his ability to obtain a permit in the future.

David Clarence Danielson

Mr. Ned Dollahite, Chief of the Department's Wildlife Protection Branch, stated that on May 1, 1980, Mr. Danielson's fishing vessel the "West Point" was checked off shore of Tomales Point in Marin County. He stated that three salmon were found aboard the vessel with no heads or tails attached. He said, since they were unable to determine the size of these salmon, Mr. Danielson was cited for violation of Section 5508 of the Fish and Game Code.

Mr. Dollahite stated that on June 5, 1980 in the San Rafael Municipal Court, Mr. Danielson forfeited bail in the amount of \$55 plus \$14 penalty assessment to the charge of taking and possessing three commercial salmon without heads or tails. He said Mr. Danielson had no prior convictions.

Mr. Danielson stated that the three fish in question were boarderline keepers, that he had removed the heads but that the tails were still in place. He said that he was going to eat the fish on board his vessel.

Warden Wright stated the the arrest report indicated that the heads and tails had been removed. After additional discussion, it was then:

MOVED BY MR. LIVERMORE, SECONDED BY DR. VENRICK, THAT THE FISH AND GAME COMMISSION FINDS THAT DAVID CLARENCE DANIELSON HAS BEEN CONVICTED OF A VIOLATION OF SECTION 5508 OF THE FISH AND GAME CODE REGARDING THE HARVEST OF SALMON, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS COMMERCIAL SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. DANIELSON HAD NO PREVIOUS VIOLATIONS, THE FISH AND GAME

COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY SUSPENDS THE COMMERCIAL SALMON FISHING PRIVILEGES OF DAVID CLARENCE DANIELSON FOR A PERIOD OF ONE DAY OR UNTIL MAY 2, 1981.

PASSED UNANIMOUSLY.

Ronald Ray Myers

Mr. Dollahite stated that on July 29, 1980, Mr. Myers was checked while coming ashore with salmon. He stated Mr. Myers presented ten whole salmon when the warden asked to see his fish. He noted that when the warden asked to look into an ice chest, Mr. Myers replied that it only had some rockfish fillets in it. He stated it was found that the chest contained a salmon cut apart and the head was gone. He stated Mr. Myers was cited for a violation of Section 5508 of the Fish and Game Code in that he brought ashore a fish in such a condition that its size could not be determined.

Mr. Dollahite stated that on August 12, 1980 in the Garberville Justice Court, Mr. Myers forfeited bail in the amount of \$25 plus \$10 penalty assessment.

Mr. Dollahite pointed out that Mr. Myers previously was convicted on January 2, 1977, of taking 14 undersized crabs and fined \$75 and placed on one year's probation.

Mr. Myers stated that the illegal salmon had its head cut when it became caught in the motor prop. He stated he did not throw it back because it would not have survived. He stated that he did not volunteer the information to the warden about a salmon being in his ice chest. After additional discussion, it was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION FINDS THAT RONALD RAY MYERS HAS BEEN CONVICTED OF A VIOLATION OF SECTION 5508 OF THE FISH AND GAME CODE REGARDING THE HARVEST OF SALMON, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS COMMERCIAL SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS, THE FISH AND GAME COMMISSION PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY SUSPENDS THE COMMERCIAL SALMON FISHING PRIVILEGES OF RONALD RAY MYERS FOR A PERIOD OF ONE DAY OR UNTIL MAY 2, 1981.

PASSED UNANIMOUSLY.

Shane Reynolds

Mr. Dollahite stated on July 4, 1980, Mr. Reynolds was observed aboard his boat fishing commercially for salmon with Messrs. Nelson and Peterson. He stated Mr. Reynolds had not registered his boat for commercial fishing. He said, also, three king salmon of the total load of five, were less than the legal minimum size, and neither of his deck hands had commercial licenses.

Mr. Dollahite stated that on July 28, 1980 in the San Mateo Northern Municipal Court, Mr. Reynolds pled guilty to a violation of Section 7890, Fish and Game Code, failure to register boat prior to commercial fishing and was placed on one year probation and fined \$50 plus \$15 penalty assessment. He stated Mr. Reynolds failed to pay the fine and there is an outstanding warrant in the amount of \$150 for him at this time. He said Mr. Reynolds had no prior convictions.

Warden Kelly, the arresting officer, stated that Mr. Reynolds had two friends with him, sport fishing, while he was engaging in commercial fishing activities. It was then:

MOVED BY DR. BURKE, SECONDED BY DR. VENRICK, THAT THE FISH AND GAME COMMISSION FINDS THAT SHANE REYNOLDS HAS BEEN CONVICTED OF A VIOLATION OF SECTION 7890 OF THE FISH AND GAME CODE REGARDING THE HARVEST OF SALMON AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. REYNOLDS SHOWED A TOTAL DISREGARD FOR THE LAWS AND REGULATIONS PERTAINING TO THE COMMERCIAL TAKE OF SALMON, AND THAT HIS CONTINUED ACTIVITIES IN THIS FISHERY WOULD BE DETRIMENTAL TO THE SALMON RESOURCES OF THE STATE, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY REVOKES THE SALMON FISHING PRIVILEGES OF SHANE REYNOLDS FOR A PERIOD OF ONE YEAR OR UNTIL APRIL 3, 1982.

PASSED UNANIMOUSLY.

William Enoch Melson

Mr. Dollahite stated that on May 3, 1980, Mr. Melson was observed fishing commercially for salmon. He stated it was found that he did not have a commercial permit, but purchased one five days later on May 9, 1980. He said in addition, Mr. Melson had five salmon on board, two of which were less than the minimum legal size.

Mr. Dollahite stated that on June 18, 1980 in the San Rafael Municipal Court, Mr. Melson pled guilty to violations of Fish and Game Code Sections 8210.2 and 8218, possession of king salmon less than the legal minimum size, and 8230, commercially taking salmon without having a salmon permit. He said Mr. Melson was fined \$55 plus \$15 penalty assessment. He noted Mr. Melson had no previous convictions.

Mr. Melson stated that the salmon stamp had not been available for purchase in the Santa Cruz area where he was fishing. He stated he knew he was violating the law when he went out without a stamp. He stated he later purchased one at the Department's Menlo Park office. He said that the two sublegal salmon were just under the legal minimum size.

Warden Kelly, the arresting officer, stated that he thought the two individuals accompanying Mr. Melson might have been sport fishing while Mr. Melson was commercially fishing, although he could not prove that fact.

Mr. Melson stated that the two individuals were not sport fishing, but were just along to observe commercial fishing activities. After additional discussion, it was then:

MOVED BY DR. VENRICK, SECONDED BY MR. LIVERMORE, THAT THE FISH AND GAME COMMISSION FINDS THAT WILLIAM ENOCH MELSON HAS BEEN CONVICTED OF VIOLATIONS OF SECTIONS 8210.2 8218 AND 8230 OF THE FISH AND GAME CODE REGARDING THE HARVEST OF SALMON AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. MELSON SHOWED A TOTAL IGNORANCE OF AND DISREGARD OF THE LAWS AND REGULATIONS PERTAINING TO THE COMMERCIAL TAKE OF SALMON, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY SUSPENDS THE COMMERCIAL SALMON FISHING PRIVILEGES OF WILLIAM ENOCH MELSON FOR A PERIOD OF ONE MONTH, OR UNTIL JUNE 1, 1981.

AYES: LIVERMORE AND VENRICK

NOES: DASMANN, BURKE AND GALLETTI

It was then:

MOVED BY DR. DASMANN, SECONDED BY DR. BURKE, THAT THE FISH AND GAME COMMISSION FINDS THAT WILLIAM ENOCH MELSON HAS BEEN CONVICTED OF VIOLATIONS OF SECTIONS 8210.2, 8218 AND 8230 OF THE FISH AND GAME CODE, REGARDING THE HARVEST OF SALMON, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. MELSON SHOWED A TOTAL IGNORANCE OF AND DISREGARD FOR THE COMMERCIAL SALMON FISHING LAWS AND REGULATIONS, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY SUSPENDS THE COMMERCIAL SALMON FISHING PRIVILEGES OF WILLIAM ENOCH MELSON FOR A PERIOD OF ONE WEEK OR UNTIL MAY 8, 1981.

PASSED UNANIMOUSLY.

William Conley Cole

Mr. Dollahite stated that on May 14, 1980, Mr. Cole was found to have three king salmon less than the legal minimum size stored in a compartment underneath a load of ice in his fishing vessel. He said Mr. Cole had just completed unloading 90 king salmon.

Mr. Dollahite stated that on June 12, 1980 in the Oakland-Piedmont Municipal Court, Mr. Cole forfeited bail in the amount of \$60 plus \$15 penalty assessment for a violation of Sections 8210.2 and 8218 of the Fish and Game Code, possession of undersize king salmon. He said Mr. Cole had no previous convictions.

Mr. Cole stated that he was guilty of the charges and he had hidden the fish. He said he knew he had done wrong and in so doing had placed his boat in jeopardy. After additional discussion, it was then:

MOVED BY DR. DASMANN, SECONDED BY DR. BURKE, THAT THE FISH AND GAME COMMISSION FINDS THAT WILLIAM CONLEY COLE HAS BEEN CONVICTED OF VIOLATIONS OF SECTIONS 8210.2 AND 8218 OF THE FISH AND GAME CODE REGARDING THE HARVEST OF SALMON, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. COLE'S ACTIONS DID NOT MANDATE A HARSHER PENALTY AT THIS TIME, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY REVOKES THE COMMERCIAL SALMON FISHING PRIVILEGES OF WILLIAM CONLEY COLE FOR A PERIOD OF ONE DAY OR UNTIL MAY 2, 1981.

PASSED UNANIMOUSLY.

Jim Fordham

Mr. Dollahite stated that on May 14, 1980, Mr. Fordham was cited for possession of five undersized salmon. He said the fish were up to one inch short.

Mr. Dollahite stated that on June 2, 1980, in the Eureka Municipal Court, Mr. Fordham forfeited bail in the amount of \$25 plus \$10 penalty assessment for a violation of Section 8218 of the Fish and Game Code, possession of undersize king salmon. He said Mr. Fordham had no prior convictions. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. BURKE, THAT THE FISH AND GAME COMMISSION FINDS THAT JIM FORDHAM HAS BEEN CONVICTED OF A VIOLATION OF SECTION 8218 OF THE FISH AND GAME CODE REGARDING THE HARVEST OF SALMON, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT JIM FORDHAM SHOWED A TOTAL DISREGARD FOR THE COMMERCIAL SALMON FISHING LAWS AND REGULATIONS, AND THAT HIS ACTIONS WERE DETRIMENTAL TO THE SALMON RESOURCE, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY REVOKES THE COMMERCIAL SALMON FISHING PRIVILEGES OF JIM FORDHAM FOR A PERIOD OF TWO WEEKS OR UNTIL MAY 15, 1981.

PASSED UNANIMOUSLY.

Roger Allen Griffin

Mr. Dollahite stated that on May 29, 1980, Mr. Griffin was checked while unloading salmon. He said when Mr. Griffin was asked about the contents of a wet sack in the boat's cabin, Mr. Griffin replied that it contained rockfish. He stated the bag was found to contain five undersized king salmon and two undersized silver salmon.

Mr. Dollahite stated that on June 11, 1980 in the Eureka Municipal Court, Mr. Griffin pled guilty to a violation of Section 8218 of the Fish and Game Code, possession of undersized salmon, and was placed on 18 months probation and fined \$250 with \$130 suspended, and he paid a \$30 penalty assessment. He said Mr. Griffin had no prior convictions.

Mr. Griffin stated that he knew he had done wrong. Since that time he had made an investment in a new boat and now that investment was in jeopardy.

Mr. Galletti asked Mr. Griffin how long he had been fishing. Mr. Griffin replied, nine years. After additional discussion, it was then:

MOVED BY DR. VENRICK, SECONDED BY MR. LIVERMORE, THAT THE FISH AND GAME COMMISSION FINDS THAT ROGER ALLEN GRIFFIN HAS BEEN CONVICTED OF A VIOLATION OF SECTION 8218 OF THE FISH AND GAME CODE REGARDING THE HARVEST OF SALMON, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT ROGER ALLEN GRIFFIN SHOWED A TOTAL DISREGARD FOR THE COMMERCIAL SALMON FISHING LAWS AND REGULATIONS, AND THAT HIS ACTIONS WERE DETRIMENTAL TO THE SALMON RESOURCE, THE FISH AND GAME COMMISSION, PURSUANT TO PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY REVOKES THE COMMERCIAL SALMON FISHING PRIVILEGES OF ROGER ALLEN GRIFFIN FOR A PERIOD OF TWO WEEKS OR UNTIL MAY 15, 1981.

PASSED UNANIMOUSLY.

Grant Blaine Howe

Mr. Dollahite stated that on May 4, 1980, Mr. Howe was observed fishing. He stated that when he was checked, he was found to have seven salmon, two of which were undersized.

Mr. Dollahite stated that on May 30, 1980 in the San Rafael Municipal Court, Mr. Howe pled guilty to violations of Sections 8210.2 and 8218 of the Fish and Game Code, possession of undersized salmon. He stated Mr. Howe was placed on one year probation and fined \$95 plus \$25 penalty assessment. He said Mr. Howe had no prior convictions. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. BURKE, THAT THE FISH AND GAME COMMISSION FINDS THAT GRANT BLAINE HOWE HAS BEEN CONVICTED OF VIOLATIONS OF SECTIONS

8210.2 AND 8218 OF THE FISH AND GAME CODE REGARDING THE HARVEST OF SALMON, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. HOWE HAD NO PRIOR CONVICTIONS, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY REVOKES THE COMMERCIAL SALMON FISHING PRIVILEGES OF GRANT BLAINE HOWE FOR A PERIOD OF ONE DAY OR UNTIL MAY 2, 1981.

PASSED UNANIMOUSLY.

Oscar Peter Knudsen

Mr. Cribbs stated that Mr. Knudsen had telephoned the Commission office and requested that consideration of the revocation of his commercial salmon fishing privileges be put over until the Commission's April 24 meeting in Sacramento. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION PUTS OVER THE CONSIDERATION OF THE REVOCATION OF THE COMMERCIAL SALMON FISHING PRIVILEGES OF OSCAR PETER KNUDSEN UNTIL IT MEETS ON APRIL 24 IN SACRAMENTO.

PASSED UNANIMOUSLY.

Charles Edward Martin

Mr. Dollahite stated that on May 14, 1980, Mr. Martin was contacted while unloading king salmon from his vessel. He stated the warden checked the fish and discovered nine sublegal size fish in the load of 79 king salmon.

Mr. Dollahite stated that on June 5, 1980 in the Oakland-Piedmont Municipal Court, Mr. Martin forfeited bail in the amount of \$25 plus \$10 penalty assessment for a violation of Sections 8210.2 and 8218 of the Fish and Game Code, possession of undersized king salmon. He said Mr. Martin had no prior convictions.

Mr. Martin stated that he wished to submit a letter from Mr. Zeke Grader, General Manager, Pacific Coast Federation of Fishermen's Associations, Inc., requesting that the Commission give special consideration to these individuals and not revoke their permits: Charles Edward Martin, James Patrick Murphy and Oscar Knudsen.

Mr. Martin stated that prior to the trip on which the violation had occurred, his deck hand had quit. He noted that he had a large vessel which was difficult to fish by himself and that this had contributed to his problems with measuring the undersize salmon.

Warden Baima indicated that the measuring points on Mr. Martin's vessel were approximately one inch off.

Mr. Martin stated that his boat had recently been painted and this might account for the error. He stated that he usually makes sure the fish actually exceed the measuring points.

Mr. Martin indicated that he had been cooperative with the warden with respect to this violation. After additional discussion, it was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION FINDS THAT CHARLES EDWARD MARTIN HAS BEEN CONVICTED OF A VIOLATION OF SECTIONS 8210.2 AND 8218 OF THE FISH AND GAME CODE REGARDING THE HARVEST OF SALMON AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. MARTIN HAD NO PRIOR CONVICTIONS AND BECAUSE OF THE EXTENT AND SEVERITY OF THE CIRCUMSTANCES INVOLVED, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY REVOKES THE COMMERCIAL SALMON FISHING PRIVILEGES OF CHARLES EDWARD MARTIN FOR ONE DAY OR UNTIL MAY 2, 1981.

PASSED UNANIMOUSLY.

#### James Patrick Murphy

Mr. Dollahite stated that on May 15, 1980, while attempting to unload his catch of commercial king salmon, Mr. Murphy was found to be in possession of 13 undersized salmon. He said Mr. Murphy claimed that the salmon were legal at the time he measured them and must have shrunk over time.

Mr. Dollahite stated that on June 2, 1980 in the San Rafael Municipal Court, Mr. Murphy entered a plea of guilty and was fined \$345 plus \$85 penalty assessment for violation of Sections 8210.2 and 8218 of the Fish and Game Code, and Section 181 of Title 14, CAC, possession of 13 commercial king salmon less than the 26 inch legal length. He said Mr. Murphy had no prior convictions.

Mr. Murphy stated that he had been a commercial salmon fisherman for 22 years. He stated that he was conducting an experiment using different methods to keep and hold fish. He said he was comparing chilled fresh water refrigeration and chilled salt water refrigeration. He noted that the salmon being kept in the chilled salt water solution were the ones he was cited for and he stated this was due to the fact that there was shrinkage from the salt water solution, but not from the freshwater solution. After additional discussion, it was then:

MOVED BY DR. DASMANN, SECONDED BY DR. VENRICK, THAT THE FISH AND GAME COMMISSION FINDS THAT JAMES PATRICK MURPHY HAS BEEN CONVICTED OF VIOLATIONS OF SECTIONS 8210.2 AND 8218 OF THE FISH AND GAME CODE AND SECTION

181, TITLE 14, CAC, REGARDING THE HARVEST OF SALMON, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. MURPHY HAD NO PRIOR CONVICTIONS AND BECAUSE OF THE EXTENT AND SEVERITY OF THE CIRCUMSTANCES INVOLVED, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY REVOKES THE COMMERCIAL SALMON FISHING PRIVILEGES OF JAMES PATRICK MURPHY FOR ONE DAY OR UNTIL MAY 2, 1981.

PASSED UNANIMOUSLY.

James Lewis Renton

Mr. Dollahite stated that on August 16, 1980, Mr. Renton was contacted while his boat was tied up to a dock. He said when asked by the warden, he stated that he had caught salmon, but had already unloaded them. He said Mr. Renton then gave the warden permission to inspect his vessel. He noted three undersized salmon were found in the forward hole in a plastic bag. He said Mr. Renton had stated that he knew better, but had decided to take a chance.

Mr. Dollahite stated that on October 2, 1980 in the Central Municipal Court, San Mateo, Mr. Renton pled guilty to a violation of Section 2002 of the Fish and Game Code, and Section 182(c), Title 14, CAC, for possession of king salmon less than the minimum legal size. He said Mr. Renton was fined \$190. He noted that Mr. Renton had no prior convictions.

Mr. Renton stated that he was going to take the fish home to eat. After additional discussion, it was then:

MOVED BY DR. BURKE, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION FINDS THAT JAMES LEWIS RENTON HAS BEEN CONVICTED OF VIOLATIONS OF SECTION 2002 OF THE FISH AND GAME CODE AND SECTION 182(c), TITLE 14, CAC, REGARDING THE HARVEST OF SALMON, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. RENTON HAD NO PRIOR CONVICTIONS, BUT THAT HE SHOWED A DISREGARD FOR THE LAWS AND REGULATIONS PERTAINING TO THE COMMERCIAL TAKE OF SALMON, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY REVOKES THE COMMERCIAL SALMON FISHING PRIVILEGES OF JAMES LEWIS RENTON FOR A PERIOD OF THREE DAYS OR UNTIL MAY 4, 1981.

PASSED UNANIMOUSLY.

Onis Leon Steele

Mr. Dollahite stated that on July 24, 1980, Mr. Steele was contacted while he was unloading his boat on a trailer. He said Mr. Steele acknowledged the fact that he had been commercially fishing. He noted that the warden found two undersized salmon in a sack inside the compartment near the motor.

Mr. Dollahite stated that on July 28, 1980 in the Arcata Justice Court, Mr. Steele forfeited bail in the amount of \$10 plus \$5 penalty assessment for violation of Section 8218 of the Fish and Game Code, possession of undersized king salmon. He said Mr. Steele had no prior convictions. It was then:

MOVED BY DR. VENRICK, SECONDED BY MR. LIVERMORE, THAT THE FISH AND GAME COMMISSION FINDS THAT ONIS LEON STEELE HAS BEEN CONVICTED OF A VIOLATION OF SECTION 8218 OF THE FISH AND GAME CODE REGARDING THE HARVEST OF SALMON, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. STEELE HAD NO PRIOR CONVICTIONS, THE NUMBER OF FISH INVOLVED AND THE FACT THAT HE MADE NO ATTEMPT TO HIDE THE UNDERSIZED SALMON, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY REVOKES THE COMMERCIAL SALMON FISHING PRIVILEGES OF ONIS LEON STEELE FOR ONE WEEK OR UNTIL MAY 8, 1981.

PASSED UNANIMOUSLY.

Gerald William Sawyer

Mr. Cribbs stated that the request for consideration of the revocation of the commercial salmon fishing privileges of Gerald William Sawyer had been withdrawn by the Department.

Raymond LeeRoy Strickland

Mr. Dollahite stated that on May 2, 1980, Mr. Strickland was contacted as he came into the harbor at Half Moon Bay. He said Mr. Strickland stated he had salmon on board. He noted it was found that two of the ten fish on board were undersized.

Mr. Dollahite stated that on June 17, 1980 in the San Mateo Central Municipal Court, Mr. Strickland pled guilty to a violation of Section 8210.2 of the Fish and Game Code, possession of undersized salmon. He was fined \$75 plus \$20 penalty assessment. He said Mr. Strickland had no prior convictions.

Mr. Strickland stated that the arrest report was correct in that he was in possession of two undersized salmon. After additional discussion, it was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION FINDS THAT RAYMOND LEEROY STRICKLAND HAS BEEN CONVICTED OF A VIOLATION OF SECTION 8210.2 OF THE FISH AND GAME CODE, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. STRICKLAND HAD NO PRIOR CONVICTIONS, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY REVOKES THE COMMERCIAL SALMON FISHING PRIVILEGES OF RAYMOND LEEROY STRICKLAND FOR ONE DAY OR UNTIL MAY 2, 1981.

PASSED UNANIMOUSLY.

Harold John Vogl

Mr. Dollahite stated that on May 2, 1980, Mr. Vogl was checked while unloading his catch of salmon. He said it was found that three out of the total load of 20 fish were less than the legal size.

Mr. Dollahite stated that on May 30, 1980 in the Central Municipal Court, San Mateo County, Mr. Vogl forfeited bail in the amount of \$55 for violation of Section 8210.2 of the Fish and Game Code, possession of king salmon less than the minimum legal size. He said Mr. Vogl had no prior convictions.

Mr. Vogl stated that he had been commercial salmon fishing for thirteen years. He noted that there seemed to be a discrepancy in the way some wardens measured the fish. He said that he was surprised when he was notified that he had three undersized salmon in his load of twenty fish.

Warden Grima stated that the fish were less than 1/2 inch below the minimum legal size. After additional discussion, it was then:

MOVED BY DR. DASMANN, SECONDED BY DR. VENRICK, THAT THE FISH AND GAME COMMISSION FINDS THAT HAROLD JOHN VOGL HAS BEEN CONVICTED OF A VIOLATION OF SECTION 8210.2 OF THE FISH AND GAME CODE REGARDING THE HARVEST OF SALMON, AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS SALMON FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS THAT MR. VOGL HAD NO PRIOR CONVICTIONS, THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTION 8238 OF THE FISH AND GAME CODE, HEREBY REVOKES THE COMMERCIAL FISHING PRIVILEGES OF HAROLD JOHN VOGL FOR A PERIOD OF ONE DAY OR UNTIL MAY 2, 1981.

PASSED UNANIMOUSLY.

18. CONSIDERATION OF REVOCATION OF SPORT FISHING PRIVILEGES OF JAMES RUSSELL BARCELONA, BRUCE RAYMOND BARTLETT, GREGORY ANDRE DANO, JAIME LARA, VERNE WINTERS LOMAX, TERRY ALLEN PAIVA AND IGNACIO PEREZ RODRIGUEZ.

Mr. Cribbs stated that pursuant to the provisions of Section 12154 of the Fish and Game Code, the Department was requesting that the Commission revoke the sport fishing privileges of James Russell Barcelona, Bruce Raymond Bartlett, Gregory Andre Dano, Jaime Lara, Verne Winters Lomax, Terry Allen Paiva and Ignacio Perez Rodriguez for a period not to exceed three years from the date of their last convictions. He stated that certified letters had been sent to each of these individuals notifying them of the possible action to be taken by the Commission. He said they were further notified that should they be unable to attend the meeting they should send a letter to the Commission office explaining the circumstances surrounding their citations.

James Russell Barcelona was arrested as follows:

1. Cited May 27, 1978 for violation of Section 2.40, Title 14, CAC, angling within 250 feet of a fishway. He pled guilty in the Chester Justice Court on June 9, 1978 and was fined \$15, plus \$5 penalty assessment.

2. Cited March 23, 1980 for violation of Section 9.86(a), Title 14, CAC, angling in a closed stream. He pled guilty in the Gilroy Municipal Court on April 28, 1980 and was fined \$50 plus \$15 penalty assessment, placed on two years summary probation and had his fishing privileges suspended for one year.

3. Cited April 26, 1980 for violation of Section 9.86(a), Title 14, CAC, angling in a closed stream. He pled guilty in the Gilroy Municipal Court on April 28, 1980 and was fined \$50 plus \$15 penalty assessment.

Mr. Cribbs stated that the Commission office had received a letter from Mr. Barcelona and copies had been provided to the Commissioners. It was then:

MOVED BY DR. DASMANN, SECONDED BY DR. VENRICK, THAT THE FISH AND GAME COMMISSION FINDS THAT JAMES RUSSELL BARCELONA HAS BEEN CONVICTED OF THREE VIOLATIONS OF THE CALIFORNIA FISHING LAWS OR REGULATIONS WITHIN A FIVE-YEAR PERIOD AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS, THE FISH AND GAME COMMISSION NOW DECLARES THAT PURSUANT TO SECTION 12154 OF THE FISH AND GAME CODE, THE FISHING PRIVILEGES OF JAMES RUSSELL BARCELONA ARE HEREBY REVOKED, AND ANY FISHING LICENSE PREVIOUSLY ISSUED TO HIM SHALL BE REVOKED AND CANCELLED AND NO NEW FISHING LICENSE SHALL BE ISSUED TO HIM UNTIL APRIL 28, 1981.

PASSED UNANIMOUSLY.

Bruce Raymond Bartlett was arrested as follows:

1. Cited May 29, 1977 for violation of Section 700, Title 14, CAC, angling with no valid license in possession. He pled guilty in the Redding Justice Court on August 3, 1977 and was fined \$20 plus \$5 penalty assessment.
2. Cited February 10, 1979 for violation of Section 700, Title 14, CAC, angling with no valid license in possession. He pled guilty in the Redding Justice Court on March 26, 1979 and was fined \$20 plus \$5 penalty assessment.
3. Cited November 22, 1980 for violation of Section 19.40(b), Title 14, CAC, take fish in closed area. He pled guilty in the Redding Justice Court on December 8, 1980 and was fined \$45 plus \$15 penalty assessment.

Mr. Cribbs asked if Mr. Bartlett was present. There was no response. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION FINDS THAT BRUCE RAYMOND BARTLETT HAS BEEN CONVICTED OF THREE VIOLATIONS OF THE CALIFORNIA FISHING LAWS OR REGULATIONS WITHIN A FIVE-YEAR PERIOD AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS, THE FISH AND GAME COMMISSION NOW DECLARES THAT PURSUANT TO SECTION 12154 OF THE FISH AND GAME CODE, THE FISHING PRIVILEGES OF BRUCE RAYMOND BARTLETT ARE HEREBY REVOKED AND ANY FISHING LICENSE PREVIOUSLY ISSUED TO HIM SHALL BE REVOKED AND CANCELLED AND NO NEW FISHING LICENSE SHALL BE ISSUED TO HIM UNTIL DECEMBER 8, 1983.

PASSED UNANIMOUSLY.

Gregory Andre Dano was arrested as follows:

1. Cited January 7, 1978 for violation of Section 28.30, Title 14, CAC, take and possess undersize kelp bass (five undersize kelp bass). He pled guilty in the South Bay Municipal Court on January 25, 1978 and was fined \$20 plus \$5 penalty assessment.
2. Cited May 27, 1978 for violation of Section 700, Title 14, CAC, angling with no valid license in possession. He pled guilty in the Long Beach Municipal Court on June 2, 1978 and was placed on one year summary probation.
3. Cited August 16, 1980 for violation of Section 700, Title 14, CAC, angling with no valid license in possession. He pled guilty in the Porterville Municipal Court on September 4, 1980 and was fined \$30 plus \$10 penalty assessment.

Mr. Cribbs asked if Mr. Dano was present. There was no response. It was then:

MOVED BY DR. VENRICK, SECONDED BY MR. LIVERMORE, THAT THE FISH AND GAME COMMISSION FINDS THAT GREGORY ANDRE DANO HAS BEEN CONVICTED OF THREE VIOLATIONS OF THE CALIFORNIA FISHING LAWS OR REGULATIONS WITHIN A FIVE-YEAR PERIOD AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS, THE FISH AND GAME COMMISSION NOW DECLARES THAT PURSUANT TO SECTION 12154 OF THE FISH AND GAME CODE, THE FISHING PRIVILEGES OF GREGORY ANDRE DANO ARE HEREBY REVOKED AND ANY FISHING LICENSE PREVIOUSLY ISSUED TO HIM SHALL BE REVOKED AND CANCELLED AND NO NEW FISHING LICENSE SHALL BE ISSUED TO HIM UNTIL SEPTEMBER 4, 1983.

PASSED UNANIMOUSLY.

Jaime Lara was arrested as follows:

1. Cited January 28, 1979 for violation of Section 21.50(c), Title 14, CAC, angling in a closed stream. He pled guilty in the Arcata Justice Court on March 15, 1979 and was fined \$100 plus \$25 penalty assessment.
2. Cited May 25, 1979 for violation of Section 21.50, Title 14, CAC, angling in a closed stream. He pled guilty in the Hayfork Justice Court on June 27, 1979 and was fined \$25 plus \$10 penalty assessment.
3. Cited March 12, 1980 for violation of Section 21.50, Title 14, CAC, angling in a closed stream. He pled guilty in the Eureka Municipal Court on January 22, 1981 and was fined \$15 plus \$6 penalty assessment.

Mr. Cribbs asked if Mr. Lara was present. There was no response. It was then:

MOVED BY MR. LIVERMORE, SECONDED BY DR. VENRICK, THAT THE FISH AND GAME COMMISSION FINDS THAT JAIME LARA HAS BEEN CONVICTED OF THREE VIOLATIONS OF THE CALIFORNIA FISHING LAWS OR REGULATIONS WITHIN A FIVE-YEAR PERIOD AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS, THE FISH AND GAME COMMISSION NOW DECLARES THAT PURSUANT TO SECTION 12154 OF THE FISH AND GAME CODE, THE FISHING PRIVILEGES OF JAIME LARA ARE HEREBY REVOKED, AND ANY FISHING LICENSE PREVIOUSLY ISSUED TO HIM SHALL BE REVOKED AND CANCELLED AND NO NEW FISHING LICENSE SHALL BE ISSUED TO HIM UNTIL JANUARY 22, 1984.

PASSED UNANIMOUSLY.

Verne Winters Lomax was arrested as follows:

1. Cited May 24, 1975 for violation of Section 700, Title 14, CAC, angling with no valid license in possession. He pled guilty in the Southern Inyo Justice Court on October 28, 1975 and was fined \$50 plus \$15 penalty assessment.

2. Cited February 18, 1978 for violation of Section 7145 of the Fish and Game Code, angling in inland waters without an inland waters stamp on fishing license. He pled guilty in the Hemet Municipal Court on April 27, 1978 and was fined \$10 plus \$5 penalty assessment.

3. Cited June 22, 1980 for violation of Section 700, Title 14, CAC, angling with no valid license in possession. He pled guilty in the Los Angeles Municipal Court on September 24, 1980 and was sentenced to two days in the county jail.

Mr. Cribbs asked if Mr. Lomax was present. There was no response. It was then:

MOVED BY MR. LIVERMORE, SECONDED BY DR. VENRICK, THAT THE FISH AND GAME COMMISSION FINDS THAT VERNE WINTERS LOMAX HAS BEEN CONVICTED OF THREE VIOLATIONS OF THE CALIFORNIA FISHING LAWS OR REGULATIONS WITHIN A FIVE-YEAR PERIOD AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS, THE FISH AND GAME COMMISSION NOW DECLARES THAT PURSUANT TO SECTION 12154 OF THE FISH AND GAME CODE, THE FISHING PRIVILEGES OF VERNE WINTERS LOMAX ARE HEREBY REVOKED, AND ANY FISHING LICENSE PREVIOUSLY ISSUED TO HIM SHALL BE REVOKED AND CANCELLED AND NO NEW FISHING LICENSE SHALL BE ISSUED TO HIM UNTIL SEPTEMBER 24, 1983.

PASSED UNANIMOUSLY.

Terry Allen Paiva was arrested as follows:

1. Cited January 4, 1976 for violation of Section 17.50, Title 14, CAC, angling in American River closure. He pled guilty in the Fair Oaks Court on January 27, 1976 and was fined \$15 plus \$5 penalty assessment.

2. Cited March 17, 1979 for violation of Section 2.05, Title 14, CAC, angling in inland water with more than one line. He pled guilty in the Yolo County Municipal Court on April 2, 1979 and was fined \$25 plus \$10 penalty assessment.

3. Cited October 31, 1979 for violation of Section 19.95, Title 14, CAC, fishing in a closed area. He pled guilty in the Sutter County Municipal Court on November 16, 1979 and was fined \$50 plus \$15 penalty assessment.

Mr. Cribbs asked if Mr. Paiva was present. There was no response. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION FINDS THAT TERRY ALLEN PAIVA HAS BEEN CONVICTED OF THREE VIOLATIONS OF THE CALIFORNIA FISHING LAWS OR REGULATIONS WITHIN A FIVE-YEAR PERIOD AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS, THE FISH AND GAME COMMISSION NOW DECLARES THAT PURSUANT TO SECTION 12154 OF THE FISH AND GAME CODE, THE FISHING PRIVILEGES OF TERRY ALLEN PAIVA ARE HEREBY REVOKED, AND ANY FISHING LICENSE PREVIOUSLY ISSUED TO HIM SHALL BE REVOKED AND CANCELLED AND NO NEW FISHING LICENSE SHALL BE ISSUED TO HIM UNTIL NOVEMBER 16, 1982.

PASSED UNANIMOUSLY.

Ignacio Perez Rodriguez was arrested as follows:

1. Cited March 23, 1978 for violation of Section 700, Title 14, CAC, angling with no valid license in possession. He pled guilty in the Madera Justice Court on April 5, 1978 and was fined \$35.
2. Cited December 3, 1978 for violation of Section 16.50 and 17.80, Title 14, CAC, possession of overlimit of black bass (9 over limit), and possession of undersize black bass (14 undersize black bass). He pled guilty in the Chowchilla Justice Court on December 11, 1978 and was fined \$225.
3. Cited October 3, 1980 for violation of Section 2.05, Title 14, CAC, angling in inland waters with more than one line. He pled guilty in the Firebaugh Justice Court on November 5, 1980 and was fined \$70.

Mr. Cribbs stated that the Commission office had received a letter from Mr. Rodriguez's daughter written in his behalf, and that copies had been provided to the Commissioners. It was then:

MOVED BY MR. LIVERMORE, SECONDED BY DR. BURKE, THAT THE FISH AND GAME COMMISSION FINDS THAT IGNACIO PEREZ RODRIGUEZ HAS BEEN CONVICTED OF THREE VIOLATIONS OF THE CALIFORNIA FISHING LAWS OR REGULATIONS WITHIN A FIVE-YEAR PERIOD AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS, THE FISH AND GAME COMMISSION NOW DECLARES THAT PURSUANT TO SECTION 12154 OF THE FISH AND GAME CODE, THE FISHING PRIVILEGES OF IGNACIO PEREZ RODRIGUEZ ARE HEREBY REVOKED, AND ANY FISHING LICENSE PREVIOUSLY ISSUED TO HIM SHALL BE REVOKED AND CANCELLED AND NO NEW FISHING LICENSE SHALL BE ISSUED TO HIM UNTIL NOVEMBER 5, 1983.

PASSED UNANIMOUSLY.

19. CONSIDERATION OF DEPARTMENT PROPOSAL TO HOLD A "FISH OUT" TO REMOVE PREDATOR FISH BELOW RED BLUFF DIVERSION DAM TO PROTECT JUVENILE SALMON AND STEELHEAD.

Mr. Cribbs stated that for the past four years the Commission had permitted the Department to administer a predator fish control program in the Sacramento River area that was closed to fishing below the Red Bluff Diversion Dam. He said these "fish outs" had resulted in the removal of adult squawfish and thereby helped survival of juvenile salmon and steelhead on their seaward migration.

Mr. Cribbs stated that utilizing the provisions of Section 5509 of the Fish and Game Code, the Department was recommending that the Commission prescribe the terms of the permit and allow the Department to administer another fish control effort at Red Bluff on the days of May 9, 16, and 30, 1981. It was then:

MOVED BY DR. BURKE, SECONDED BY MR. LIVERMORE, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTION 1050 AND 5501 OF THE FISH AND GAME CODE, HEREBY AUTHORIZES THE DEPARTMENT OF FISH AND GAME TO ADMINISTER A PREDATOR FISH CONTROL PROGRAM IN THE SACRAMENTO RIVER AREA THAT IS CLOSED TO FISHING BELOW THE RED BLUFF DIVERSION DAM ON THE DAYS OF MAY 9, 16 AND 30, 1981, UNDER THE TERMS AND CONDITIONS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

20. CONFIRMATION OF AUTHORIZATION TO PUBLISH NOTICE OF INTENT TO REVIEW PART 1-CHAPTER 1 (GENERAL PROVISIONS AND DEFINITIONS-SECTION 3.90 ONLY); PART 2-CHAPTER 9 (SHOOTING CLUBS), AND CHAPTER 11 (ECOLOGICAL RESERVES); PART 3-CHAPTER 1 (COLLECTING PERMITS), CHAPTER 3 (MISCELLANEOUS), AND CHAPTER 4 (REGULATIONS FOR IMPLEMENTATION OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT OF 1970) OF DIVISION 1, TITLE 14, CAC.

Mr. Cribbs stated that as part of the review process for those Commission regulations found in Division 1, Title 14, CAC, as required by AB 1111, the Commission staff had scheduled the review of Part 1, Chapter 1 (General Provisions and Definitions-Section 3.90 only); Part 2-Chapter 9 (Shooting Clubs), and Chapter 11 (Ecological Reserves); Part 3-Chapter 1 (Collecting Permits), Chapter 3 (Miscellaneous), and Chapter 4 (Regulations for implementation of the California Environmental Quality Act of 1970) of Division 1, Title 14, CAC. He stated that in order for the Commission to comply with the Government Code's 45-day notice stipulation prior to hearing these issues on May 26 in Sacramento, it was necessary to submit the required information to the Office of Administrative Law prior to the April 3 meeting. He said that the Commissioners had been provided copies of the Issue Papers for these sections. It was then:

MOVED BY DR. DASMANN, SECONDED BY DR. VENRICK, THAT THE FISH AND GAME COMMISSION CONFIRMS ITS AUTHORIZATION TO ITS STAFF TO PUBLISH NOTICE OF ITS INTENT TO REVIEW PART 1-CHAPTER 1 (GENERAL PROVISIONS AND DEFINITIONS-

SECTION 3.90 ONLY); PART 2-CHAPTER 9 (SHOOTING CLUBS), AND CHAPTER 11 (ECOLOGICAL RESERVES); PART 3-CHAPTER 1 (COLLECTING PERMITS), CHAPTER 3 (MISCELLANEOUS), AND CHAPTER 4 (REGULATIONS FOR IMPLEMENTATION OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT OF 1970) OF DIVISION 1, TITLE 14, CAC, AND FURTHER THAT SUCH REGULATIONS WILL BE A SUBJECT TO A PUBLIC HEARING TO BE HELD ON MAY 26, 1981, IN SACRAMENTO.

PASSED UNANIMOUSLY.

21. CONSIDERATION OF DEPARTMENT REQUEST FOR APPROVAL TO AMEND LEASE AGREEMENT WITH CITY OF SAN DIEGO RE: SAN DIEGO-LA JOLLA ECOLOGICAL RESERVE, SAN DIEGO COUNTY, AND TO PUBLICIZE COMMISSION INTENT TO ADD APPROXIMATELY 18.3 ACRES TO THIS RESERVE.
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Mr. Cribbs stated that the Department had submitted a request from the City of San Diego to expand the boundary of the San Diego-La Jolla Ecological Reserve to include an additional parcel of 18.3 acres of Pacific Ocean and tideland and submerged lands lying within the boundaries of the City of San Diego. He said that this proposed action would add a wedge-shaped area with 0.3 miles of shoreline to the southeast corner of the reserve between Goldfish Point and Alligator Head.

Director Fullerton stated that there would be considerable opposition to this proposal of extending the size of the reserve unless bait fishing was authorized within the expanded area. He stated the controversy over this type of fishing activity resulted in the original adopted boundary line.

Director Fullerton stated that to meet the original needs for excluding this area and to consider extension of the reserve, the department was recommending that bait fishing for squid only by use of hand held dip nets be allowed to continue within the area proposed to be added to the reserve.

Dr. Venrick asked the Department to also look into the affects this expansion might have on party boat fishing activities. Mr. Cribbs stated that the Department's recommendation would require a regulation change and, therefore, the only action the Commission could take at this time was to authorize its staff to publish notice of its intent to amend Section 630(b)(16), Title 14, CAC, to add approximately 18.3 acres to the San Diego-La Jolla Ecological Reserve, San Diego County, and permit commercial bait fishing for squid in the specified area of that reserve. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTIONS 1580 AND 1583 OF THE FISH AND GAME CODE AUTHORIZES ITS STAFF TO PUBLISH NOTICE OF ITS INTENT TO AMEND SECTION 630(b)(16), TITLE 14, CAC, TO ADD APPROXIMATELY 18.3 ACRES TO THE SAN DIEGO-LA JOLLA

ECOLOGICAL RESERVE, SAN DIEGO COUNTY, AND PERMIT  
COMMERCIAL BAIT FISHING FOR SQUID IN THE SPECIFIED  
AREA OF THAT RESERVE.

PASSED UNANIMOUSLY.

Mr. Cribbs asked the Commission to suspend its rules to hear additional agenda items. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT  
THE FISH AND GAME COMMISSION HEREBY SUSPENDS ITS RULES  
TO HEAR ADDITIONAL AGENDA ITEMS.

PASSED UNANIMOUSLY.

21a. CONSIDERATION OF REQUEST OF GEORGIA BROWER FOR A WAIVER OF THE PROVISIONS OF SECTION 251.5 (f), TITLE 14, CAC, TO ALLOW HER TO POSSESS A DEER.

Mr. Cribbs stated that Ms. Brower requested that this matter be put over until the Commission's April 24, 1981 meeting in Sacramento.

21b. CONSIDERATION OF REQUEST OF JEFFERY SCOTT LERCH FOR REINSTATEMENT OF HIS COMMERCIAL SALMON PERMIT.

Mr. Cribbs reminded the Commission that at its March 6 meeting in Los Angeles, the Commission revoked any and all permits previously issued to Jeffery Scott Lerch, Rancho Cordova, for a period of one year, or until March 6, 1982, or until such time as he appeared before the Commission to show cause why he should be granted a new salmon permit.

Mr. Cribbs stated that the Commissioners had before them a letter submitted by Mr. Lerch to the Commission on March 6.

Mr. Dollahite stated that on March 1, 1980, Mr. Lerch's fishing vessel, "Dixie Mae", was checked offshore of Tomales Point, Marin County. He said the "Dixie Mae" was found to contain seven salmon with no heads or tails attached, out of the total catch of 14 fish. He stated that since the size of these salmon could not be determined, Mr. Lerch was cited for a violation of Section 5508 of the Fish and Game Code and was released.

Mr. Dollahite stated that on June 5, 1980 in the San Rafael Municipal Court, Mr. Lerch was found guilty of violation of Section 5508 of the Fish and Game Code, possession of seven salmon with heads and tails removed and was fined \$75 plus \$20 penalty assessment.

Mr. Lerch stated that on that day he had a new crew member aboard his vessel who was inexperienced in the cleaning of salmon. He stated that he had gone to the wheelhouse to move the vessel to a new fishing area and when he returned, his crew member had already cleaned the fish and cut off the heads and tails. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION FINDS THAT JEFFERY SCOTT LERCH HAS BEEN CONVICTED OF A VIOLATION OF SECTION 5508 OF THE FISH AND GAME CODE, REGARDING THE HARVEST OF SALMON AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS COMMERCIAL SALMON FISHING PRIVILEGES SHOULD BE REINSTATED. BASED UPON THE RECOMMENDATION OF THE DEPARTMENT AND CONSIDERATION OF THE FACTS INVOLVED IN THE CASE, IT WAS DECIDED TO LIMIT HIS REVOCATION PERIOD TO THE FIRST DAY OF THE 1981 COMMERCIAL SALMON FISHING SEASON OR UNTIL MAY 2, 1981.

PASSED UNANIMOUSLY.

21c. CONSIDERATION OF DEPARTMENT REQUEST TO PUBLISH NOTICE REGARDING AMENDMENTS TO SECTION 148, TITLE 14, CAC, REGARDING COMMERCIAL TAKE OF MACKEREL.

Director Fullerton stated that in order for the commercial fishery for Pacific mackerel to start effective July 1, 1981, it was necessary to request authorization to publish notice of intent to amend Section 148, Title 14, CAC, regarding the commercial take of Pacific mackerel. It was then:

MOVED BY DR. VENRICK, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTIONS 8410-8417 OF THE FISH AND GAME CODE, AUTHORIZES ITS STAFF TO PUBLISH NOTICE OF ITS INTENT TO AMEND SECTION 148, TITLE 14, CAC, TO REQUIRE ALL ROUND HAUL FISHERMEN TO OBTAIN PERMITS FOR THE COMMERCIAL TAKE OF PACIFIC MACKEREL, TO SET MONTHLY CATCH QUOTAS, TO SET SPECIFIC LANDING AND SAMPLING REQUIREMENTS AS A CONDITION OF THE PERMIT AND TO PROVIDE FOR THE REVOCATION OF PERMITS FOR CAUSE.

PASSED UNANIMOUSLY.

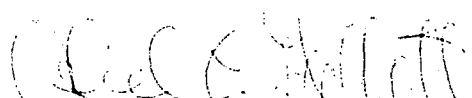
22. ANNOUNCEMENT OF FUTURE MEETINGS.

April 23, 1981 2:00 p.m.	Room 1098, Employment Development Department. 722 Capitol Mall, Sacramento
April 24, 1981 8:00 a.m.	Auditorium, Resources Building, 1416 Ninth Street, Sacramento
May 26, 1981 (Tuesday)	Auditorium, Resources Building, 1416 Ninth Street, Sacramento
June 26, 1981	City Council Chambers, City Hall, 377 W. Line Street, Bishop.

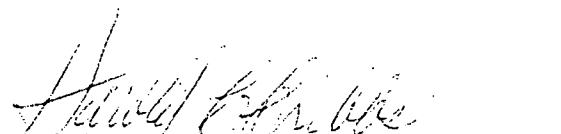
There being no further business, the meeting was adjourned at 3 p.m.

(NOTE: Copies of the environmental reports with respect to items considered by the Commission at this meeting and responses to alternatives proposed by the public are available upon request from the Fish and Game Commission office, 1416 Ninth Street, Sacramento, California 95814.)

APPROVED:

  
Abel C. Galletti, President

ATTEST:



Harold C. Cribbs  
Executive Secretary  
Minutes, Meeting of April 3, 1981