

State of California  
FISH AND GAME COMMISSION

Minutes, Meeting of August 1-2, 1996

<u>ITEM</u>	<u>PAGE</u>
1. REQUEST OF JIM CAITO, CAITO FISHERIES, INC. FORT BRAGG, FOR COMMISSION CONSIDERATION OF AN AMENDMENT TO SECTION 147(a)(3)(E)(1), TITLE 14, CCR, TO ALLOW FOR THE REDUCTION OF EXCESS ANCHOVIES TAKEN FOR BAIT PURPOSES IN THE NORTHERN PERMIT AREA . . . . .	2
2. PUBLIC FORUM . . . . .	4
3. REQUESTS OF GILBERT HAN, NORTHRIDGE; RALPH W. KANZ, OAKLAND; AND KARL STRACK, SITKA, AK, FOR REINSTATEMENT OF EXPIRED COMMERCIAL SALMON VESSEL PERMITS . . . . .	4
4. REQUEST OF SCOTT WARWICK, GOLETA, FOR REINSTATEMENT OF AN EXPIRED COMMERCIAL LOBSTER PERMIT . . . . .	8
5. CONSIDERATION OF SUSPENSION OF COMMERCIAL SEA URCHIN DIVING PERMIT OF MICHAEL SCOTT FARMER, GOLETA . . . . .	11
6. CONSIDERATION OF PERMANENT REVOCATION OF COMMERCIAL ABALONE DIVING PERMIT OF LANCE ANTHONY ROBLES . . . . .	14
7. REQUEST OF MEO DOAN, OXNARD, FOR REINSTATEMENT OF HIS REVOKED COMMERCIAL FISHING LICENSE . . . . .	17
8. RECEIPT OF DEPARTMENT LEGISLATIVE REPORT . . . . .	20
9. RECEIPT OF DEPARTMENT INFORMATIONAL ITEMS . . . . .	20
10. RECEIPT OF COMMISSION INFORMATIONAL ITEMS . . . . .	21
11. RECEIPT OF LEGAL COUNSEL INFORMATIONAL ITEMS . . . . .	23
12. CONSIDERATION OF FINAL CERTIFICATION OF ENVIRONMENTAL DOCUMENT, ADOPTION OF FINDINGS AND PROPOSED PROJECT (OR ALTERNATIVE), AND FINAL ADOPTION OF THE 1996-97 RESIDENT AND MIGRATORY UPLAND GAME BIRD AND MIGRATORY NONGAME BIRD (AMERICAN CROW) REGULATIONS . . . . .	26
13. CONSIDERATION OF FINAL CERTIFICATION OF ENVIRONMENTAL DOCUMENT, ADOPTION OF FINDINGS AND PROPOSED PROJECT (OR ALTERNATIVE), AND FINAL ADOPTION OF THE 1996-97 REGULATIONS FOR STATE AND FEDERAL WILDLIFE AREAS . . . . .	29
14. RECEIPT OF PUBLIC RECOMMENDATIONS FOR CHANGES IN THE 1996-97 MIGRATORY GAME BIRD (WATERFOWL) REGULATIONS . . . . .	35

15.	RECEIPT OF PUBLIC TESTIMONY RE: AMENDMENT OF SECTION 163, TITLE 14, CCR, RE: COMMERCIAL HERRING REGULATIONS . . . . .	38
16.	RECEIPT OF PUBLIC TESTIMONY RE: AMENDMENT OF SECTION 164, TITLE 14, CCR, RE: HARVESTING OF HERRING EGGS ON KELP . . . . .	41
17.	AMENDMENT OF SECTION 238.5, TITLE 14, CCR, RE: STOCKING OF AQUACULTURE PRODUCTS . . . . .	42
18.	APPROVAL OF PRIVATE LANDS HABITAT ENHANCEMENT AND WILDLIFE MANAGEMENT AREA LICENSES (1996-2001) AND 1996-97 MANAGEMENT PLAN FOR:	
	(A) SPRING VALLEY RANCH, COLUSA COUNTY . . . . .	44
19.	APPROVAL OF ANNUAL REPORT AND 1996-97 PRIVATE LANDS HABITAT ENHANCEMENT AND WILDLIFE MANAGEMENT AREA PLANS. .	45
	(A) CLOUD'S WILLOW CREEK RANCH, MODOC COUNTY	
	(B) CORNING LAND AND CATTLE COMPANY, TEHAMA COUNTY	
	(C) CORTINA RIDGE RANCH, COLUSA COUNTY	
	(D) MUSTY BUCK GUN CLUB, BUTTE COUNTY	
	(E) ROSENDAHL SUFFOLKS RANCH, MODOC COUNTY	
	(F) STEWART RANCH, TRINITY COUNTY	
	(G) SUGARLOAF LAND AND CATTLE COMPANY, YUBA COUNTY	
20.	ANNOUNCEMENT OF FUTURE MEETINGS . . . . .	56

State of California  
FISH AND GAME COMMISSION

Minutes, Meeting of August 1-2, 1996

Pursuant to the call of the President, the Commission met in the Ontario City Council Chambers, 303 East B Street, Ontario, California, on August 1, 1996. The meeting was called to order at 10:25 a.m. by President McGeoghegan.

Persons present:

FISH AND GAME COMMISSION

Douglas B. McGeoghegan	President
Richard T. Thieriot	Vice President
Frank D. Boren	Member
Margie J. Phares	Member

COMMISSION STAFF

Robert R. Treanor	Executive Director
Ronald J. Pelzman	Assistant Executive Director
Sandy J. Daniel	Executive Secretary

OFFICE OF THE ATTORNEY GENERAL

Randall Christison	Deputy Attorney General
--------------------	-------------------------

DEPARTMENT OF FISH AND GAME

Al Petrovich	Deputy Director, Policy
Jack Edwards	Deputy Chief, Wildlife Protection Division (WPD)
Tony Warrington	Fish and Game Lieutenant
Todd Tognazzini	Fish and Game Warden

ELECTED OFFICIALS

Aaron Thomas	Field Representative for Senator Bill Leonard
Reba Harrison	Deputy Chief of Staff for Assemblyman Aguiar
Brian Gossage	Staff Assistant for Assemblyman James Brulte

The following persons were also present and heard:

Bill Dyer	Wildlife Protection League
Mike McCorkle	So. California Trawlers Association
Mary Sheehy	Friends of the Animals
Mick Kronman	Fisheries Consultant
Barry Cohan	Interpreter
Greg Wilkinson	State Water Contractors

President McGeoghegan introduced members of the Commission, its staff, the Directorate, Randall Christison, Deputy Attorney General and aides to Senator Bill Leonard, Assemblyman Fred Aguiar and Assemblyman Jim Brulte.

President McGeoghegan introduced former Commissioner Ted Dutton. Aaron Thomas presented a resolution on behalf of Senator Leonard and Assembly members Aguiar and Brulte to Mr. Dutton honoring his work as a Commissioner. Mr. Thomas read the closing paragraph from the resolution. Mr. Dutton accepted the resolution and thanked everyone and then wished his previous colleagues the best in their future endeavors. On behalf of the Commission, President McGeoghegan read and presented Mr. Dutton with a resolution. He then presented Mr. Dutton with a Fish and Game Commission Badge.

1. REQUEST OF JIM CAITO, CAITO FISHERIES, INC. FORT BRAGG, FOR COMMISSION CONSIDERATION OF AN AMENDMENT TO SECTION 147(a)(3)(E)(1), TITLE 14, CCR, TO ALLOW FOR THE REDUCTION OF EXCESS ANCHOVIES TAKEN FOR BAIT PURPOSES IN THE NORTHERN PERMIT AREA.

#### Summary of Issue

Mr. Jim Caito, Caito Fisheries, Inc., requests Commission consideration for an amendment to Section 147(a)(3)(E)(1), Title 14, CCR, to allow for the reduction of excess anchovies taken for live bait purposes in the northern permit area. In a letter dated May 20, 1996, Mr. Caito provides the following information:

"Caito Fisheries is asking that Section 147(a)(3)(E)(1) of the Fish and Game Code to have the word Northern Permit Area be added. The reason for the request is we have boats in the northern area that fish for anchovy for bait but cannot deliver there excess for reduction."

#### Department Recommendation

"Vessels operating under a declaration of intent to take anchovies for reduction purposes may also take anchovies for live bait purposes [Section 147(a)(3)(E)(12)] in the Southern Permit Area [Section 147(a)(3)(E)(1)]. The Southern Permit Area includes the waters of the Pacific Ocean between the United States-Mexico International Boundary and a line extending due west from Point Buchon, San Luis Obispo County [Section 147(a)(3)(F)2]. The Northern Permit Area includes the waters of the Pacific Ocean between the California-Oregon border and a line extending due west from Point Buchon, San Luis Obispo County.

"The anchovy resource is distributed from the Queen Charlotte Islands, British Columbia to Magdalena Bay, Baja, California. The biomass is divided into northern, central, and southern stocks. The central stock ranges from approximately San Francisco, California to Punta Baja, Baja California.

"Total harvests and exploitation rates for anchovy in the central region have been below the levels for maximum sustained yields since 1983. Annual harvests in the future are expected to be even lower, based on the Mexican reduction fishery which has become unprofitable and ceased operations. The size of the anchovy resource is now being determined mostly by natural causes. The 1995 estimate of the central stock of anchovies was 388,000 metric tons from which 18,000 tons was available for harvest. The August 1, 1995, through June 30, 1996, take of anchovies for reduction purposes was about 3,900 pounds.

"There is no biological reason why vessels should not be allowed to land excess anchovies taken for live bait anchovies for reduction purposes in the Northern Permit Area. The Department recommends approval of Jim Caito Fisheries, Inc. request for amending Section 147(a)(3)(E)(1), Title 14, CCR, to allow for the reduction of excess anchovies taken for live bait purposes in the Northern Permit Area."

#### Action

Executive Director Treanor introduced the item and indicated that the Department concurred with the suggested amendment and would be preparing a Pre-publication of Notice Statement to start the process, if the Commission voted for staff to go to notice. He noted that tomorrow's agenda included a similar item to establish an anchovy quota and that both items could be combined for noticing purposes. He added that a motion would be in order to authorize staff to go to notice and that Deputy Director Petrovich was available to answer any questions.

Executive Director Treanor asked if anyone in the audience wished to speak on the item, and there was no response.

It was then:

MOVED BY MR. BOREN, SECONDED BY MR. THIERIOT, THAT THE FISH AND GAME COMMISSION HEREBY APPROVES THE REQUEST OF JIM CAITO, CAITO FISHERIES, INC., FORT BRAGG, FOR COMMISSION CONSIDERATION OF AN AMENDMENT TO SECTION 147(a)(3)(E)(1), TITLE 14, CCR, TO ALLOW FOR THE REDUCTION OF EXCESS ANCHOVIES TAKEN FOR BAIT PURPOSES IN THE NORTHERN PERMIT AREA. FURTHER, THE COMMISSION AUTHORIZES ITS STAFF TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND SECTION 147, TITLE 14, CCR.

PASSED UNANIMOUSLY.

2. PUBLIC FORUM.

Summary of Issue

This item is scheduled to afford any member of the public the opportunity to address and/or ask questions of the Commission relating to the implementation of its policy or to any matter within the jurisdiction of the Commission. That issue need not be related to any item on the current agenda. Not more than five minutes per individual should be allocated to receive this public input. The Commission has the option of requesting additional study or response by the Department, or it may direct its staff to schedule an agenda item to address the issue at a future meeting.

Action

Bill Dyer spoke regarding a bear that was killed and tested for rabies because it had injured an eight year old boy. Mr. Dyer strongly opposed this action and contended that rabies has not been detected in bears in the State of California since 1921.

Mike McCorkle strongly opposed the dumping of storm debris into the ocean near Santa Barbara because it created hazardous conditions for trawlers. He suggested that in the future, debris should be hauled to a landfill.

Mary Sheehy supported Mr. Dyer's statements and suggested the Department explore other options before killing animals.

3. REQUESTS OF GILBERT HAN, NORTHRIDGE; RALPH W. KANZ, OAKLAND; AND KARL STRACK, SITKA, AK, FOR REINSTATEMENT OF EXPIRED COMMERCIAL SALMON VESSEL PERMITS.

Summary of Issue

The following individuals have requested reinstatement of their expired commercial salmon vessel permits.

A. Gilbert Han, Northridge

In a letter dated June 5, 1996, Mr. Han provides the following information:

"Lois - D (F&G 28559) & Judy - Lee (F&G 03655) in response to the letter dated May 15, 1996. I have the above two Commercial Boats Lois - D, Judy - Lee.

"However, for the year of 1996, I did not renew the salmon vessel permit for Lois - D because of my ignorance and short of experience of owning a fishing boat.

"I was not able to renew my license, therefore I am sending you this explanatory letter. I also called several times to the Licensing department but because of my short of English. I was not able to communicate and therefore passing the due date although it's past the renewal date.

"Please reconsider and allow me to receive my salmon permit.

"Thank you in advance for your help."

#### Department Recommendation

"Mr. Han states in his letter that he did not renew the permit 'because of my ignorance and short of experience of owning a fishing boat.' Mr. Han signed a permit transfer application that specifically states the permit would be renewed as well as received a letter regarding his salmon permit transfer request containing statements about the permit renewal. Copies of the three documents are attached.

"According to Fish and Game Code Section 8235(f), '...the department shall not renew a permit for which the application for renewal is not received, or, if mailed, is received or postmarked after expiration of the permit.'

"The exceptions to this are found in Section 8246.7 (a)(1): 'The commission shall...order the permit renewed...if...the failure to renew a permit...was due to death, physical illness, mental incapacity, or being called to active military duty, and the person was not reasonably able to have an agent renew the permit.'

"Based on the information submitted by Mr. Han, the Department is unable to support the reinstatement of this commercial salmon vessel permit because the law does not provide an exception for the circumstances of this request."

#### Action

Executive Director Treanor summarized the item and inquired if Mr. Han was in the audience. Mr. Han was not present. Deputy Director Petrovich reported that all three of these requests for reinstatement did not fit the criteria for reinstatement established in Section 8246.7 of the Fish and Game Code.

It was then:

MOVED BY MR. THIERIOT, SECONDED BY MR. BOREN, THAT  
THE FISH AND GAME COMMISSION HEREBY DENIES THE REQUEST OF  
GILBERT HAN, NORTHRIDGE, FOR REINSTATEMENT OF HIS EXPIRED  
COMMERCIAL SALMON VESSEL PERMIT.

PASSED UNANIMOUSLY.

B. RALPH W. KANZ, OAKLAND

In a letter dated June 28, 1996, Mr. Kanz provides the following information:

"Re: Commercial Salmon Vessel Permit, F&G No. 41691

"This letter is to appeal the expiration of the above noted Salmon Vessel Permit. Please inform me as to how to renew this permit as it is an important source of income for me, and being deprived of the permit creates a hardship.

"Please contact me at your soonest as to the proper means for expediting this process."

Department Recommendation

"Mr. Kanz is requesting reinstatement of the commercial salmon vessel permit that was allowed to expire. He states in his letter (see above), 'Please inform me as to how to renew this permit...being deprived of the permit creates a hardship.'

"According to Fish and Game Code Section 8235(f), '...the department shall not renew a permit for which the application for renewal is not received, or, if mailed, is received or postmarked after expiration of the permit.'

"The exceptions to this are found in Section 8246.7(a)(1): 'The commission shall...order the permit renewed...if ...the failure to renew a permit...was due to death, physical illness, mental incapacity, or being called to active military duty, and the person was not reasonably able to have an agent renew the permit.'

"Based on the information submitted by Mr. Kanz, the Department is unable to support the reinstatement of this commercial salmon vessel permit because the law does not provide an exception for the circumstances of this request."

Action

Executive Director Treanor summarized the item and reported that Mr. Kanz had contacted the Commission office and indicated that he would be unable to attend this meeting and asked to be rescheduled to a meeting location closer to the Bay area so he could attend. President McGeoghegan agreed to reschedule the item. Commission took no action and this item was put over to a future meeting.

C. KARL STRACK, SITKA, ALASKA

In a letter dated June 25, 1996, Mr. Strack provides the following information:

"This letter is in reply to your letter of May 15, 1996, about my salmon permit being expired.

"I would like to appeal to you to allow me to renew it. The delay in renewing it is no ones fault but mine. I won't make a lot of excuses for not renewing in time. I should have done it in a timely manner.

"I have never been late in the past and if you let me renew, I will not be late again. Please renew my permit.

"I will be fishing in Alaska this summer."

Department Recommendation

"Mr. Strack is requesting reinstatement of the commercial salmon vessel permit that was allowed to expire. He states in his letter (see above), 'The delay in renewing it is no one's fault but mine.'

"According to Fish and Game Code Section 8235(f), '...the department shall not renew a permit for which the application for renewal is not received, or, if mailed, is received or postmarked after expiration of the permit.

"The exceptions to this are found in Section 8246.7(a)(1): 'The commission shall...order the permit renewed...if...the failure to renew a permit...was due to death, physical illness, mental incapacity, or being called to active military duty, and the person was not reasonably able to have an agent renew the permit.'

"Based on the information submitted by Mr. Strack, the Department is unable to support the reinstatement of this commercial salmon vessel permit because the law does not provide an exception for the circumstances of this request."

Action

Executive Director Treanor summarized the item and reported that Mr. Strack had contacted the Commission office and indicated that he would be unable to come down from Alaska for the meeting and did not provide any new additional information.

It was then:

MOVED BY MR. BOREN, SECONDED BY MR. THIERIOT, THAT THE FISH AND GAME COMMISSION HEREBY DENIES THE REQUEST OF KARL STRACK, SITKA, ALASKA, FOR REINSTATEMENT OF HIS EXPIRED COMMERCIAL SALMON VESSEL PERMIT.

PASSED UNANIMOUSLY.

Commissioner Boren inquired about the salmon quotas. Deputy Director Petrovich stated the Department will provide a salmon status report at a future meeting.

4. REQUEST OF SCOTT WARWICK, GOLETA, FOR REINSTATEMENT OF AN EXPIRED COMMERCIAL LOBSTER PERMIT.

Summary of Issue

Mr. Scott Warwick, Goleta, requests reinstatement of an expired commercial lobster permit. In a letter dated May 23, 1996, Mr. Warwick provides the following information:

"I am writing to appeal the California Department of Fish and Game's decision to not issue me a lobster permit for the 1995-96 season and to seek approval for obtaining a lobster permit for the 1996-97 season, as an eligible participant in this limited entry fishery. My appeal is based on documentation showing that a temporary medical disability was the only factor precluding my qualification for inclusion in the fishery. If your Commission agrees to hear my case, I would like to appear before you at your August meeting in Santa Barbara, to answer questions and address any concerns you may have.

"Attached for your review, please find:

- "• Documentation of my physical disability during the 1994-95 lobster season
- "• Copies of lobster permits under which I operated during the 1992-93 and 1993-94 seasons
- "• Copies of landing receipts demonstrating my active participation in the lobster fishery
- "• Copies of invoices for fishing gear, demonstrating significant investment in the lobster fishery
- "• Support letters from Santa Barbara lobster fishermen

"I have been an active commercial fisherman working out of Santa Barbara Harbor since 1991. In addition to fishing for crab and rockfish (which I sold at a local farmers market), I entered the lobster fishery in 1992 hoping to make it a consistent and ongoing part of my future. In 1992-93, I worked 30 traps along the Santa Barbara County coast. Because my boat was small, (25') and I was just entering the fishery, my landings were modest, with none exceeding the

100-pound minimum necessary to qualify for a recently-negotiated limited entry program. I continued trapping lobsters during the 1993-94 season, setting about 50 traps. In 1994, however, factors beyond my control precluded me from fishing during the 1994-95 lobster season, which would have qualified me for future inclusion in the fishery.

"Specifically, in late 1993, I suffered a severe family crisis and was diagnosed with Traumatic Stress Disorder (TSD). As a result, I was hospitalized, forcing me to hire another fisherman to tend my gear and eventually retrieve it and bring it back to port. Owing to my hospitalization and the subsequent interruption of my fishing business due to a debilitating medical condition, I believe I deserve to be included in the lobster fishery as it is currently configured. As the attached support letters indicate, this view is shared by fellow Santa Barbara fishermen, including members of the *California Lobster and Trap Fishermen's Association*, which introduced the limited entry plan. I, too, am a member of that association.

"If you have any questions regarding information in this letter or its attachments, please write to me or phone me. In the meantime, I look forward to hearing from you regarding my appeal."

The Commission was provided with a copy of a letter from Dr. Federico C. Grosso dated October 31, 1995, documenting Mr. Warwick's physical disability; copies of lobster permits for the 1992-93 and 1993-94 seasons; copies of landing receipts demonstrating Mr. Warwick's active participation in the lobster fishery; copies of invoices for fishing gear, demonstrating significant investment in the lobster fishery; and support letters from Santa Barbara lobster fishermen (Gorden P. Coxa and Thomas Dabney).

#### Department Recommendation

"By way of background, the Commission adopted a moratorium on the issuance of new lobster permits in November 1994, and directed the Department of Fish and Game to work with the lobster fishing industry to develop a formal limited-entry program for the lobster fishery. The Commission has just adopted that formal limited entry program for commercial lobster fishing at its June 21, 1996, meeting.

"Beginning with the current (1996-97) lobster season, anyone with a lobster operator permit from the immediately preceding license year will be able to renew that permit. Also, there will be a "window" period during the 1996-97 season for former permit holders to re-enter the fishery, if they meet one of the following two criteria:

"1. Held a valid, unrevoked lobster permit in any three permit years between April 1, 1987, and March 31, 1994, or:

"2. held a valid, unrevoked lobster permit in two of the four permit years between April 1, 1990, through March 31, 1994, and made at least 100 pounds of spiny lobster that was reported to the Department on a fish landing receipt.

"Mr. Warwick held a permit for only two years, 1992-93 and 1993-94, and did not make at least one landing of at least 100 pounds of lobster during that time. Therefore, he does not meet either of the aforementioned two criteria.

"The Commission has also set a "target" goal of 225 permits in the fishery. There are approximately 375 persons eligible to renew their 1995-96 permits, and an unknown number of persons who meet one of the two criteria for re-entry during the 1996-97 season.

"We believe it would be inappropriate to increase fishing effort by issuing permits to those who do not meet the established criteria until we have determined how many people will obtain a permit during the first year of the new program (the 1996-97 lobster season). Also, the recently adopted regulations allow a person not eligible for a lobster operator permit to obtain a lobster crewmember permit, and participate in the fishery by working with someone who does have a lobster operator permit.

"Therefore, we recommend denial of subject request."

#### Action

Executive Director Treanor introduced the item and reported that Scott Warwick was present. Mick Kronman represented Mr. Warwick and requested that Mr. Warwick's Commercial lobster permit be reinstated on the basis that Mr. Warrick had demonstrated appropriate concern for the conservation of the resource, had demonstrated consistent and responsible participation in the lobster fishery and had endured a medical problem.

Deputy Director Petrovich summarized that beginning with the upcoming season there would be a formal limited entry system and to renew a permit for the coming season a person would need to hold a valid permit the previous year or meet one of two criteria developed: 1) held a valid unrevoked lobster permit in any three permit years between 1987 and 1994 or 2) held a permit in two of four permit years between 1990 and 1994 and made at least one landing of 100 pounds of spiny lobster. He then reported that in

Mr. Warwick's case he met the two year requirement but did not have a 100 pound landing, although he had more than 100 pounds in a season.

It was then:

MOVED BY MS. PHARES, SECONDED BY MR. BOREN, THAT THE FISH AND GAME COMMISSION HEREBY APPROVES THE REQUEST OF SCOTT WARWICK, GOLETA, FOR REINSTATEMENT OF AN EXPIRED COMMERCIAL LOBSTER PERMIT, SUBJECT TO THE TERMS AND CONDITIONS RECOMMENDED BY THE DEPARTMENT AND APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

5. CONSIDERATION OF SUSPENSION OF COMMERCIAL SEA URCHIN DIVING PERMIT OF MICHAEL SCOTT FARMER, GOLETA.

Summary of Issue

The Department requests that the Commission suspend the Commercial Sea Urchin Diving Permit of Michael Scott Farmer for a period of one year from August 2, 1996, through August 1, 1997, or other such time period as the Commission deems appropriate. A certified letter has been sent to Mr. Farmer notifying him of the possible action to be taken by the Commission.

The Department's request is predicated on the fact that on February 16, 1996, in the Los Angeles Municipal Court-San Pedro District, Mr. Farmer pled nolo contendere to a violation of Section 120.7, (p)(1), Title 14, CCR, take and possession of more than 30 undersized red sea urchins. As background, on February 18, 1995, the commercial fishing vessel "The Boss" transported urchins from San Clemente Island to Fish Harbor. CF/V "The Boss" is a pick-up boat for commercial fishermen. Mr. Farmer had three (3) bags of urchins aboard "The Boss", weighing 1,477 pounds. Within that load was 64 undersized red sea urchins. Mr. Farmer was placed on three years' probation, fined \$535 and his 1,477 pounds of red sea urchins was forfeited to the Department of Fish and Game.

Mr. Michael Scott Farmer also has prior violations which are as follows:

	<u>Date</u>	<u>Violation(s)</u>
1.	01/24/85	Section 7887 of the Fish and Game Code, commercial fishing (sea urchins) without a commercial boat registration. He was fined \$40.00.
2.	08/11/81	Section 8251 of the Fish and Game Code, taking spiny lobster out of season; Section 8252, of the Fish and Game Code,

possession of undersized lobster; and Section 120.7(b), Title 14, CCR, a violation relating to the sea urchin resource. He was fined \$150.00.

The Commission's authority to take this action is pursuant to Section 120.7(k), Title 14, CCR.

The Commission was provided with a copy of the Commission's letter to Mr. Michael Scott Farmer; the Department's request dated April 26, 1996; the citation; the arrest report; the court record; and copies of Mr. Farmer's prior citations.

#### Action

Executive Director Treanor introduced the item and noted that a certified letter had been sent to Mr. Farmer notifying him of the possible action to be taken by the Commission.

Mick Kronman represented Mr. Farmer, who was ill and not present, and requested that Mr. Farmer's suspension start January 1, 1997, to enable Mr. Farmer to make his 20 landings this year and to allow him the opportunity to secure other employment.

WPD Deputy Chief Edwards explained that two of the three bags of urchins belonging to Mr. Farmer were measured in the middle of the night and twice the amount of overage of undersized red sea urchins was found. He clarified that Mr. Farmer's 1985 violation for commercial fishing without a boat registration resulted from his boat not being properly marked. Lt. Tony Warrington explained that this was not a gross violation compared to what he had seen on other boats in violation. Deputy Chief Edwards read the Department's proposed findings.

Commissioner Boren commented that he was not inclined to give a lot of leniency, particularly since Mr. Farmer was not present, and a message needed to go out to the sea urchin community that the Commission is not arbitrary in its decisions, wants the resources preserved and will not tolerate resource-related mistakes.

It was then:

MOVED BY MR. BOREN, SECONDED BY MS. PHARES, THAT THE FISH AND GAME COMMISSION HEREBY SUSPENDS THE COMMERCIAL SEA URCHIN DIVING PERMIT OF MICHAEL SCOTT FARMER, GOLETA, FOR A PERIOD OF ONE YEAR OR UNTIL AUGUST 2, 1997, OR UNTIL SUCH TIME AS HE APPEARS BEFORE THE COMMISSION, PURSUANT TO THE FOLLOWING FINDINGS:

- 1) Michael Scott Farmer pled nolo contendere on February 16, 1996, in the Los Angeles Municipal Court, San Pedro District, of a violation of Section 120.7(p)(1), Title 14, CCR, possession of more than 30 undersized red sea urchins.

- 2) Section 12158.5 of the Fish and Game Code states:

"For the purpose of invoking any provision of this code, or any rule, regulation, or order made or adopted under this code, relating to the suspension, revocation, or forfeiture of any license or permit, a plea of nolo contendere or 'no contest' to, or forfeiture of bail from, a charge of a violation of any provision of this code, or any rule, regulation, or order made or adopted under this code, is a conviction of a violation thereof."

Therefore, it is the Commission's view that Michael Scott Farmer's nolo contendere plea to a violation of Section 120.7(p)(1), Title 14, CCR, is a conviction of the violation as charged.

- 3) The Department of Fish and Game believes, and the Commission adopts the view, that the requirement to obey the size limit for red sea urchins is of utmost importance in the proper management of the sea urchin resource.
- 4) Section 120.7(k), Title 14, CCR, allows the Commission to suspend a sea urchin diving permit for a violation of the terms or provisions of the laws or regulations relating to the taking of sea urchins by the permittee, his agent, servant, employee or those acting under his direction and control.
- 5) In making this determination, the Commission has considered Michael Scott Farmer's previous violations:
1. January 24, 1985      Section 7887 of the Fish and Game Code, commercial fishing (for sea urchin) without filing a certificate of registration on the vessel.
  2. August 11, 1981      Section 8251 of the Fish and Game Code, taking of spiny lobster out of season; Section 8252 of the Fish and Game Code, possession of undersized lobster; and Section 120.7(b), Title 14, CCR, a violation of the sea urchin resource.

- 6) Michael Scott Farmer's actions in possessing 64 undersized red sea urchins warrant the suspension of his sea urchin diving permit for one year.
- 7) Michael Scott Farmer did not appear at the Commission meeting to present mitigating evidence sufficient to dissuade the Commission from suspending his commercial sea urchin diving permit for one year or until such time as he appears before the Commission to provide mitigating evidence sufficient to convince the Commission to lift or reduce the suspension. Michael Scott Farmer must take responsibility for possession of 64 undersized red sea urchins because of the important public policy involved.

PASSED UNANIMOUSLY.

Mr. Kronman stated that the findings were absolutely clear to him and appropriate and that he would convey them to Mr. Farmer.

6. CONSIDERATION OF PERMANENT REVOCATION OF COMMERCIAL ABALONE DIVING PERMIT OF LANCE ANTHONY ROBLES.

Summary of Issue

The Department requests that the Commission permanently revoke the Commercial Abalone Diving Permit of Lance Anthony Robles. A certified letter has been sent to Mr. Robles notifying him of the possible action to be taken by the Commission.

The Department's request is predicated on the fact that on March 26, 1996, in the Los Angeles Municipal Court, Mr. Lance Anthony Robles pled nolo contendere to a violation of Section 8310 of the Fish and Game Code, unlawful sale of abalone; Section 2002 of the Fish and Game Code, unlawful possession of abalone; and Section 100(b)(1)(A)1.c., Title 14, CCR, enter false information on abalone landing receipt. As background, between September 20, 1995, and November 10, 1995, Lance Anthony Robles illegally possessed abalone in San Mateo and Los Angeles counties. Mr. Robles falsified abalone landings on six dates during September, October and November 1995 in order to conceal illegal abalone landings. These landings involved a total of 222 red abalone for which Mr. Robles was paid at least \$7,770.00. Mr. Robles failed to submit transportation records for any of these landings. Mr. Robles was placed on 24 months probation and served 180 days in jail.

Mr. Lance Anthony Robles also has a prior violation as follows:

	<u>Date</u>	<u>Violation</u>
1.	03/24/92	Section 8304(a)(4) of the Fish and Game Code, possession of black abalone less than the commercial minimum size limit.

(The Commission suspended his commercial abalone diving permit for a period of one year.)

The Commission's authority to take this action is pursuant to Section 8306.6(a) of the Fish and Game Code.

In a letter dated May 20, 1996, Mr. Robert Brodney, Deputy District Attorney, Los Angeles County District Attorneys office, provides the following information regarding Mr. Lance Anthony Robles:

"On March 25, 1996, the above named defendant appeared for arraignment in Division 45 of the Los Angeles Municipal Court before the Honorable David Horowitz and entered a plea of nolo contendere to four misdemeanor violations of the Fish and Game Code. They are as follows: count 10 alleging a violation of Fish and Game Code Section 8310 (unlawful sale of Abalone); count 11 alleging a violation of Fish and Game Code Section 2002 (unlawful possession of Abalone) and counts 16 and 18 alleging a violation of Fish and Game Code Section 12000 (falsification of fish landing receipts). Mr. Robles was placed on probation for two years and sentenced to serve thirty months in county jail. The court imposed the time in custody but stayed imposition of all but 180 days.

"I am informed the defendant has committed two prior Fish and Game violations. These include taking undersized abalone and a commercial license violation. The instant case involved illegal taking and illegal sales of commercial quantities of abalone, a number of falsified landing receipts which were submitted to the Department and transportation of abalone statewide making detection difficult for Game Wardens. Mr. Robles' repeated course of criminal behavior indicates he is a continued threat to the resources of this state. It is therefore, the recommendation of this office that the Fish and Game Commission permanently revoke Mr. Robles' commercial and sport fishing privileges.

"Should you have any questions or wish to discuss the matter further please feel free to telephone me."

The Commission was provided with a copy of the Commission's letter dated June 10, 1996, to Mr. Lance Anthony Robles; the Department's request dated April 19, 1996; the citation; the arrest report; the court record; a copy of Mr. Robles' prior citation; and a copy of the Commission's letter dated September 16, 1992.

#### Action

Executive Director Treanor summarized the item and noted that a certified letter had been sent to Mr. Robles notifying him of the possible action to be taken by the Commission and explaining

that if he did not appear the Commission would support the Department's recommendation to permanently revoke his commercial abalone diving permit. Mr. Robles was not present.

WPD Deputy Chief Edwards read the Department's proposed findings. Warden Todd Tognazzini, the arresting officer, classified the infraction a gross violation.

There was then discussion regarding the issue of revocations and whether the Commission should be required to reconsider revoked licenses and permits. Deputy Attorney General Christison reported that a revocation should be permanent and reconsideration should not occur except under very specific conditions. He agreed to prepare draft guidelines on conditions under which the Commission will hear appeals for reinstatement of revoked licenses and permits and have them available at the next meeting.

It was then:

MOVED BY MR. MCGEOGHEGAN, SECONDED BY MR. BOREN, THAT THE FISH AND GAME COMMISSION HEREBY PERMANENTLY REVOKES THE COMMERCIAL ABALONE DIVING PERMIT OF LANCE ANTHONY ROBLES PURSUANT TO THE FOLLOWING FINDINGS:

- 1) Lance Anthony Robles pled nolo contendere on March 26, 1996, in the Los Angeles Municipal Court of a violation of Section 8310 of the Fish and Game Code, unlawful sale of abalone; Section 2002 of the Fish and Game Code, unlawful possession of abalone; and Section 100(b)(1)(A)1.c., Title 14, CCR, enter false information on abalone landing receipt.
- 2) Section 12158.5 of the Fish and Game Code states:

"For the purpose of invoking any provision of this code, or any rule, regulation, or order made or adopted under this code, relating to the suspension, revocation, or forfeiture of any license or permit, a plea of nolo contendere or 'no contest' to, or forfeiture of bail from, a charge of a violation of any provision of this code, or any rule, regulation, or order made or adopted under this code, is a conviction of a violation thereof."

Therefore, it is the Commission's view that Lance Anthony Robles' nolo contendere plea to a violation of Sections 8310; 2002 of the Fish and Game Code, and Section 100(b)(1)(A)1.c., Title 14, CCR, is a conviction of the violation as charged.

- 3) The Department of Fish and Game believes and the Commission adopts the view, that the requirement to obey all commercial fishing regulations for abalone is of utmost importance in the proper management of the abalone resource.
- 4) Section 8306.6(a) of the Fish and Game Code, allows the Commission to permanently revoke a commercial abalone diving permit for a violation of the terms or provisions of the laws relating to abalone diving by the permittee, his agent, servant, employee or those acting under his direction and control.
- 5) In making this determination, the Commission has considered Lance Anthony Robles' prior conviction on March 24, 1992, in the Santa Barbara Municipal Court of a violation of Section 8304(a)(4) of the Fish and Game Code, possession of black abalone less than the commercial minimum size limit, for which the Commission suspended his commercial abalone diving permit for a period of one year.
- 6) Lance Anthony Robles' actions in the unlawful sale of abalone, the unlawful possession of abalone, and the falsification of landing receipt information warrant the permanent revocation of his commercial abalone diving permit.
- 7) Lance Anthony Robles did not appear at the Commission's August 1, 1996, meeting to present mitigating evidence sufficient to dissuade the Commission from permanently revoking his commercial abalone permit. Lance Anthony Robles must take responsibility for failing to obey all commercial fishing regulations for abalone because of the important public policy involved.

PASSED UNANIMOUSLY.

7. REQUEST OF MEO DOAN, OXNARD, FOR REINSTATEMENT OF HIS REVOKED COMMERCIAL FISHING LICENSE.

#### Summary of Issue

Mr. Meo Doan, Oxnard, requests reinstatement of his revoked commercial fishing license. In a letter dated February 5, 1996, Mr. Doan provides the following information:

"I, the undersigned, am Meo Doan. I respectfully submit to the Fish & Game Commission that I have made some mistakes such that the Fish & Game Commission revoked my Gill Net Permit and Fishing license. I am therefore requesting that the Fish & Game Commission let me beg (the reinstatement) of my fishing license so that I can go back to work in order to feed my family of four children and my wife. My children

are still very small and my wife is in ill health, unable to work at all. This is why I am beseeching the Fish & Game Commission to consider and forgive the errors and mistakes I've made. Please give me your consideration. Let my family have back my fishing license so that I can feed them. We are all hoping for the approval of the Fish & Game Commission. This family thanks the Commission.

"I have asked my friend, Barry Cohan, to translate this petition and to write a letter (on my behalf) in addition. If I have left anything out, I ask my friend to supplement."

In a letter dated February 5, 1996, Mr. Cohan provides the following information:

"I met Meo Doan approximately 17 years ago when working for the Southeast Asian Resettlement Program in Monterey. He was a fore-running 'Boat Person' who essentially pioneered the effort of his community in putting reconditioned craft to sea in the (my opinion) wrongly maligned gill net fishery which sprang up in the Monterey Bay. He was one of the first Vietnamese fisherman here and was manifestly the best. He is the consummate fisherman. He has been plagued by coming into this environment from a situation in which there was no controls, open fishing, and little need for them; the Gulf of Tokin fishing grounds were some of the most profuse in the world.

"He is admired and respected by every and all Vietnamese fishermen, competing clans or not, and is as well admired, known and respected by all the Italian fishing families of Monterey, the Tringali's, the Alioti's and so on. Ask them.

"Meo Doan has made some mistake, yes, but to deny him access to the only work that defines him, as long as he is under the supervision of people who don't find the laws of the Fish & Game quite as incomprehensible as he unfortunately does in tantamount to a prison sentence or some kind of career lobotomy. Meo is a wonderful, charming, generous, living legend of a man. Please help him go back to the sea working for someone. He needs his livelihood, a way to support his family, a way to regain some measure of his self-esteem. Please do not deny this petition."

#### Department Recommendation

"The Fish and Game Code allows the forfeiture of a commercial fishing license of a person who has been convicted of a violation relating to the use of nets, or failure to show fish, game, or equipment used to take them or required licenses to an officer upon demand or illegally obtaining or transferring a license or permit. On December 2, 1993, the Commission permanently revoked (forfeited) Mr. Meo Doan's commercial fishing license for a

conviction for improperly marking a gill net. Mr. Doan has asked the Commission to consider reinstating his commercial fishing license.

"In this case, Mr. Doan set two, improperly marked, gill nets in closed waters off San Nicholas Island. Mr. Doan was subsequently convicted of not marking his gill net along the corkline.

"Mr. Doan's prior violations include:

- "1. Unlawful use of a gill net in a closed area and illegal possession of a salmon taken in a gill net, on June 27, 1980.
- "2. Unlawful use of a gill net in a closed area on May 22, 1992.
- "3. Unlawful use of a gill net in a closed area and failure to mark gill nets as required, on October 6, 1992.

"The Department believes that Mr. Doan has demonstrated a habitual disregard for Fish and Game laws and regulations. The Commission took appropriate action when it permanently revoked Mr. Doan's commercial fishing license on December 2, 1993.

"The Department strongly recommends that the Commission deny Mr. Doan's request for reinstatement of his commercial fishing license."

The Commission was provided with a copy of the Commission's letter dated January 20, 1993, revoking Mr. Doan's commercial fishing license, and the background information for the Commission's revocation action.

#### Action

Executive Director Treanor summarized the item and noted that Mr. Meo Doan and his interpreter Mr. Barry Cohan were present. Commissioner Boren inquired why this item was on the agenda and questioned whether a person who has a permit revoked has the right to repeatedly appeal that action before the Commission. Mr. Treanor stated he put the item on the agenda because he felt there may have been a language barrier in the first hearing.

Mr. Cohan requested reinstatement of Mr. Doan's commercial fishing license and summarized the case. After some discussion, he expressed the opinion that a lawyer should be helping Mr. Doan.

WPD Deputy Chief Edwards summarized Mr. Doan's prior violations.

Commissioner Boren commented about the procedures used for placing an item on the agenda and suggested that new circumstances or new evidence be required for reconsideration of a revocation.

The dialogue then focused on the determination made during the previous agenda item to allow the Commission's legal counsel to develop guidelines on conditions under which the Commission would reconsider revoked licenses and permits.

The Commission took no action on Mr. Doan's revoked commercial fishing license, pending him qualifying for reconsideration under the new guidelines. Executive Director Treanor stated that once the Commission had adopted guidelines they would be provided to Mr. Doan or his attorney upon request and if Mr. Doan met the criteria he could be placed on a future agenda.

The Commission recessed for one hour for lunch and reconvened at 1:25 p.m.

8. RECEIPT OF DEPARTMENT LEGISLATIVE REPORT.

Summary of Issue

This item is scheduled to afford the Commission an opportunity to receive the Department's Legislative Report. The Department will be prepared to discuss this item and respond to any questions the Commission may have at the August 1, 1996, meeting.

Action

The Commission was provided with a copy of the Department's Legislative Report. Executive Director Treanor introduced the item and stated that Deputy Director Petrovich would answer any questions the Commissioners might have. There was no discussion.

9. RECEIPT OF DEPARTMENT INFORMATIONAL ITEMS.

Summary of Issue

This item is set aside to afford the Department an opportunity to present the Commission with informational items.

A. UPDATE ON SAN LORENZO RIVER SPORTFISHING REGULATIONS.

The Commission was provided with copies of a written update on the San Lorenzo River sportfishing regulations. Executive Director Treanor noted that the Department met with the County and other interested individuals in July.

Deputy Director Petrovich reported that the Santa Cruz County Fish and Game Commission met and recommended changes to sport fishing regulations for the San Lorenzo River and for eight other streams in central coast counties. He reported that the Department could support

the proposed changes but didn't feel it was an emergency situation and recommended they be considered by the Commission as part of the 1997 Sport Fishing Regulation process. The Commission took no action.

B. UPDATE ON CALIFORNIA DOMESTIC FERRET ASSOCIATION LITIGATION.

Deputy Director Petrovich apologized for not providing the Commission with a written report on the item. He reported that relative to the preparation of an environmental document on ferrets, the Department had three options: 1) continue to use Department staff to prepare it requiring a re-direction of staff; 2) allow the Department to enter into a contract with an outside entity to have the document prepared at a cost of \$30,000 to \$60,000, postponing completion until mid 1997; or 3) require the applicant to prepare the document. He closed by saying that the Department's goal is to prepare the draft environmental document by December 1996.

C. SPRING-RUN CHINOOK SALMON ANNUAL REPORT.

The Commission was provided with a copy of a written update on the Spring-run Chinook Salmon Task Force. Deputy Director Petrovich reported that the Department recommended using the Salmon Project Work Team within the existing Interagency Ecological Program, which is made-up of most of the state and federal agencies involved with water and Delta issues, to serve as the spring-run Chinook salmon monitoring group. He emphasized that the process would be open to public input. Mr. Greg Wilkinson supported the Department's proposed approach.

D. MARINE RESOURCES PROTECTION ACT - RESERVES RESEARCH GRANT APPROVAL.

Deputy Director Petrovich reported on the issue of the approval of research grants, and that the Department was requesting the Commission to authorize the Department to act as the Commission's designee for approval of these grants. Commissioner Boren emphatically insisted that the Commission will remain as the designee for approval of the grants. President McGeoghegan appointed Commissioner Boren to lead a Research Grant Subcommittee of he and Commissioner Phares to monitor this issue.

10. RECEIPT OF COMMISSION INFORMATIONAL ITEMS.

Summary of Issue

This item is scheduled for the Commission to receive informational items from its staff and to afford the Commission an opportunity to discuss items of interest with the Department.

A. SUBCOMMITTEE REPORTS.

Commissioner Boren provided a brief report on the Commission's Pack Trip. He said he was impressed with the willingness of legislators to support the Department and to establish better communications with the Commission and the Department. He encouraged Commissioners to attend in future years.

Commissioner Phares reported on her attendance at the Western Association of Fish and Wildlife Agencies meeting and said she found it was not only valuable and productive but afforded an opportunity to interact with the Commission's counterparts in other states.

Executive Director Treanor concurred that the Western was very productive and a great opportunity to interact with counterparts. He reported that next year's mid-winter and Western meeting would be hosted by Nevada.

Commissioner Boren reported on the California Business/Environmental Dialogue meetings.

Commissioner Phares asked the Commissioners if they would be interested in a tour of the White Seabass Hatchery or a behind-the-scenes tour of Sea World and if they would be interested in coming to San Diego a day early. It was decided to take a poll the following day at the close of the meeting.

B. PROPOSAL FROM SANTA CRUZ COUNTY TO AMEND SECTION 401  
RE: WILD PIG DEPREDATION.

Executive Director Treanor reported that on June 14, 1996, he sent a memo to Commissioners regarding a Santa Cruz County proposal to amend Section 401, Title 14, California Code of Regulations, regarding the take of wild pigs under depredation permits. He added that since this proposal raised some question relative to possible conflict with the wanton waste provisions of Section 4304 of the Fish and Game Code, Commission staff had contacted the Office of Administrative Law (OAL) requesting a preliminary opinion on the proposed regulations. He reported that OAL responded that there did not appear to be a conflict. Mr. Treanor stated that if the Commission desired, it could pursue the amendment to Section 401.

It was then:

MOVED BY MR. BOREN, SECONDED BY MS. PHARES, THAT  
THE FISH AND GAME COMMISSION HEREBY AUTHORIZES ITS STAFF  
TO PUBLISH NOTICE OF COMMISSION INTENT TO CONSIDER  
AMENDING SECTION 401, TITLE 14, CCR, RE: WILD PIG  
DEPREDAATION.

AYES: COMMISSIONERS BOREN, PHARES AND MCGEOGHEGAN  
ABSTAINED: COMMISSIONER THIERIOT

MOTION PASSED.

11. RECEIPT OF LEGAL COUNSEL INFORMATIONAL ITEMS.

This item is scheduled for the Commission's Legal Advisor to discuss any informational items and certain legal issues or procedures with the Commission. In addition, the Commission may wish to provide its legal counsel with suggested informational item topics of future meetings.

Action

There were no informational items.

There being no further business, the meeting recessed at 2:50 p.m. to reconvene in Executive Session.

EXECUTIVE SESSION  
(NOT OPEN TO PUBLIC)

The Commission met in closed Executive Session at 2:50 p.m. pursuant to the authority of Government Code Section 11126(q), to consider the following items:

PENDING LITIGATION TO WHICH THE COMMISSION IS A PARTY:

- (A) CALIFORNIA DOMESTIC FERRET ASSOCIATION vs. FISH AND GAME COMMISSION, ET AL., RE: FERRETS.
- (B) MOUNTAIN LION FOUNDATION, ET AL., vs. FISH AND GAME COMMISSION, ET AL., RE: MOHAVE GROUND SQUIRREL.
- (C) NATURAL RESOURCES DEFENSE COUNCIL, ET AL., vs. FISH AND GAME COMMISSION RE: CALIFORNIA GNATCATCHER.
- (D) TOM HAYDEN, ET AL., vs. FISH AND GAME COMMISSION RE: SACRAMENTO RIVER SPRING-RUN CHINOOK SALMON.
- (E) POSSIBLE LITIGATION INVOLVING THE COMMISSION.

Persons present:

FISH AND GAME COMMISSION

Douglas B. McGeoghegan	President
Richard T. Thieriot	Vice President
Frank D. Boren	Member
Margie J. Phares	Member

COMMISSION STAFF

Robert R. Treanor	Executive Director
Ronald J. Pelzman	Assistant Executive Director
Sandy J. Daniel	Executive Secretary

OFFICE OF THE ATTORNEY GENERAL

Randall Christison	Deputy Attorney General
--------------------	-------------------------

DEPARTMENT OF FISH AND GAME

Al Petrovich	Deputy Director, Policy
--------------	-------------------------

The Executive Session adjourned at 3:00 p.m.

State of California  
FISH AND GAME COMMISSION

Minutes, Meeting of August 2, 1996

Pursuant to the call of the President, the Commission met in the Ontario City Council Chambers, 303 East B Street, Ontario, California, on August 2, 1996. The meeting was called to order at 8:35 a.m. by President McGeoghegan.

Persons present:

FISH AND GAME COMMISSION

Douglas B. McGeoghegan	President
Richard T. Thieriot	Vice President
Frank D. Boren	Member
Margie J. Phares	Member

COMMISSION STAFF

Robert R. Treanor	Executive Director
Ronald J. Pelzman	Assistant Executive Director
Sandy J. Daniel	Executive Secretary

OFFICE OF THE ATTORNEY GENERAL

Randall Christison	Deputy Attorney General
--------------------	-------------------------

DEPARTMENT OF FISH AND GAME

Al Petrovich	Deputy Director, Policy
Jack Edwards	Deputy Chief, Wildlife Protection Division (WPD)
Frank Henry	Senior Biologist, Department of Fish and Game-Menlo Park

The following persons were also present and heard:

Joyce Pieper	The Fund for Animals
Rich McLellan	Coalition to Protect California Wildlife
Tim Fields	Commercial Herring Fisherman
Sal Papetti	Commercial Herring Fisherman
William Schoening	Commercial Herring Fisherman
Harold Vanniro	Commercial Herring Fisherman
Joe Spadero	Commercial Herring Fisherman
Anthony Lanero	Commercial Herring Fisherman

President McGeoghegan introduced members of the Commission, its staff, the Directorate and Randall Christison, Deputy Attorney General.

12. CONSIDERATION OF FINAL CERTIFICATION OF ENVIRONMENTAL DOCUMENT, ADOPTION OF FINDINGS AND PROPOSED PROJECT (OR ALTERNATIVE), AND FINAL ADOPTION OF THE 1996-97 RESIDENT AND MIGRATORY UPLAND GAME BIRD AND MIGRATORY NONGAME BIRD (AMERICAN CROW) REGULATIONS.

Summary of Issue

This is the time and the place for the Commission hearing on the adoption of the proposed 1996-97 Resident and Migratory Upland Game Bird and Migratory Nongame Bird (American Crow) Regulations. The Department of Fish and Game has prepared a draft environmental document regarding resident game bird hunting. This document was made available for a 45-day public comment period, commencing on May 20, 1996, and ending on July 5, 1996. The Department has also prepared an environmental document on migratory game bird hunting regulations including the American Crow, Band-tailed Pigeons and Doves. This document was made available for a 45-day public comment period commencing on May 20, 1996, and ending on July 5, 1996.

Today, the Commission is scheduled to review the final environmental documents and to consider the materials and comments that have been presented by individuals, groups and other public agencies. The process to be used at this certification and adoption meeting will be to consider certification of the final environmental documents and adoption of the proposed project (or an alternative) followed by consideration of adoption of proposed regulations for resident and migratory upland game bird and migratory nongame bird (American Crow) regulations.

The Commission has been provided with the environmental documents as well as responses to the public comments concerning the document. It will be appropriate for the Commission to make motions concerning certification and adoption of the environmental documents prepared by the Department.

Action

Executive Director Treanor introduced the item and explained that the Commission would first consider certification of the final environmental document associated with the proposed regulatory changes.

## Certification of Environmental Document

It was then:

MOVED BY MR. BOREN, SECONDED BY MR. THIERIOT, THAT THE FISH AND GAME COMMISSION CERTIFIES THAT THE FINAL ENVIRONMENTAL IMPACT DOCUMENTS ON RESIDENT GAME BIRDS AND MIGRATORY NONGAME BIRD (AMERICAN CROW), BAND-TAILED PIGEONS AND DOVE HAVE BEEN COMPLETED IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, THAT THEY WERE PRESENTED TO THE COMMISSION AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE FINAL EID PRIOR TO APPROVING THE PROJECT. THE CERTIFIED EID PROVIDES THAT THERE ARE NO SIGNIFICANT ADVERSE ENVIRONMENTAL IMPACTS RESULTING FROM THE PROPOSED PROJECT. THE COMMISSION FINDS THAT, ON THE BASIS OF FACTS IN THE RECORD AND THE ENVIRONMENTAL DOCUMENT, THE PROPOSED PROJECT AND ALTERNATIVES WILL HAVE NO SIGNIFICANT ADVERSE IMPACTS.

PASSED UNANIMOUSLY.

This is the final meeting required for the receipt, consideration and adoption of changes in the Resident and Migratory Upland Game Bird and Migratory Nongame Bird (American crow) regulations. The Commission is reminded that at its May 6, 1996, meeting in Sacramento, the Department provided its recommended changes in the 1996-97 Resident and Migratory Upland Game Bird and Migratory Nongame Bird (American crow) regulations. At its June 21, 1996, meeting in Bridgeport, the Commission also allowed for receipt of oral recommendations from the public with respect to changes in these regulations.

The Commission was provided with a copy of the Department's Pre-publication of Notice Statement, the Pre-adoption Statement, a Summary of the Public's Recommended Actions, the Department's responses to those recommendations received by the Commission by the June 21, 1996, deadline. The Department's proposed project and alternatives relative to Upland Game Bird regulations can be summarized as follows:

"The existing sage grouse regulation allows 250 permits for the East Lassen Area, 100 permits for the Central Lassen Area, 150 permits for the North Mono Area, and 100 permits for the South Mono and Inyo Area. To enable the Department to set permit quotas that reflect the status of the populations, the original proposal changed the number of permits available for hunting sage grouse to a series of ranges.

"The modified proposal provides final tag quotas as follows: East Lassen Area - 250 permits; Central Lassen Area - 100 permits; North Mono Area- 150 permits; and South Mono and Inyo Area - 50 permits. The final tag quotas reflect the

status of the populations, based on the April strutting and June/July brood counts. Low lek counts over the past several years precipitated a reduction in permits for the South Mono and Inyo Area to allow this population to increase.

"The existing sage grouse regulation allows for the public to apply for a sage grouse permit using a postcard. The modified proposal allows the use of a postcard to apply for a sage grouse hunting permit, as well as applying through the Internet. The Internet application will be received directly at the License and Revenue Branch office. This option will provide hunters with an alternative way to apply for these permits.

"The existing sage grouse regulation allows permit applicants to include up to four (4) names to be submitted as a party, if all hunters' names and hunting license numbers are included in the application. The modified proposal requires that permit applicants also include the address of each hunter in the party. This will allow the Department to send each hunter their own permit. This is needed because occasionally the lead permittee is not available for the hunt and fails to send the permit to the other hunters in the party.

"The proposal includes editorial changes to improve the clarity and consistency of the regulations."

Should additional correspondence be received on this item, it will be brought to the attention of the Commission at the time the matter is discussed on August 2, 1996. The Commission will recall that at its June 21, 1996, meeting, it did not receive any oral recommendations from the public pertaining to this subject.

Another aspect of this item is to adopt the 1996-97 Dove and Band-tailed pigeon regulations as set forth in the proposed framework published in the federal register. The final dove and band-tailed pigeon framework is expected to be available to the Commission at its August 2, 1996, meeting. Once that framework is received and the Commission takes action, the Commission office will notify the federal government as to California's proposed season and bag limits for doves and band-tailed pigeons.

#### Action

Executive Director Treanor introduced the item and reported that the Department proposed only one minor change relative to the sage grouse quotas. He then asked if anyone in the audience wished to speak on the item, and there was no response.

It was then:

MOVED BY MR. BOREN, SECONDED BY MS. PHARES, THAT THE FISH AND GAME COMMISSION PURSUANT TO SECTION 21080.5 OF THE PUBLIC RESOURCES CODE, HEREBY ADOPTS THE PROPOSED PROJECT FOR THE PROPOSED REGULATORY ACTION RELATING TO RESIDENT AND MIGRATORY UPLAND GAME BIRD AND MIGRATORY NONGAME BIRD (AMERICAN CROW) HUNTING.

AND

MOVED BY MR. BOREN, SECONDED BY MS. PHARES, THAT THE FISH AND GAME COMMISSION UNDER THE AUTHORITY VESTED BY SECTIONS 200, 202, 203, 203.1, 214.5, 356 AND 3800 OF THE FISH AND GAME CODE AND SECTIONS 20.101-20.107 AND 20.133, TITLE 50, FEDERAL CODE OF REGULATIONS, PART 20 AND THE FEDERAL MIGRATORY BIRD TREATY ACT AND TO IMPLEMENT, INTERPRET AND MAKE SPECIFIC SAID SECTIONS OF THE SAID CODE AND SAID FEDERAL REGULATORY ACT, REPEALS, ADDS, AMENDS OR CONTINUES IN EFFECT ITS REGULATIONS PERTAINING TO THE TAKE OF MIGRATORY UPLAND GAME BIRDS AND MIGRATORY NONGAME BIRDS (AMERICAN CROW) AS SET FORTH IN SECTIONS 250-501, TITLE 14, CALIFORNIA CODE OF REGULATIONS. THE COMMISSION HEREBY DIRECTS STAFF TO PREPARE A NOTICE OF DETERMINATION CONSISTENT WITH THE APPROVAL OF THIS PROJECT AND ADOPTION OF ASSOCIATED REGULATIONS. THIS NOTICE OF A DETERMINATION IS TO BE FILED WITH THE SECRETARY OF RESOURCES PURSUANT TO SECTION 781.5, TITLE 14, CCR, AND SECTION 21080.5 OF THE PUBLIC RESOURCES CODE. (NOTE: THE REGULATORY LANGUAGE FOR THIS ACTION WILL BE INCLUDED IN THE COMMISSION OFFICE MASTER MINUTES AS AN APPENDIX.)

PASSED UNANIMOUSLY.

13. CONSIDERATION OF FINAL CERTIFICATION OF ENVIRONMENTAL DOCUMENT, ADOPTION OF FINDINGS AND PROPOSED PROJECT (OR ALTERNATIVE), AND FINAL ADOPTION OF THE 1996-97 REGULATIONS FOR STATE AND FEDERAL WILDLIFE AREAS.

#### Summary of Issue

This is the time and place for the Fish and Game Commission hearing on the adoption of the proposed project (or alternative) regarding changes in the regulations for State and Federal wildlife areas.

Today the Commission is scheduled to consider comments that have been presented by individuals, groups and other public agencies. The process to be used will be to consider adoption of the proposed project (or an alternative) followed by consideration of adoption of proposed regulations for State and Federal wildlife areas.

The Commission was provided with a copy of the Department's Pre-publication of Notice and Pre-adoption Statements as well as the regulations in strikeout/underline format.

As the Commission may recall, on May 6, 1996, in Sacramento, it authorized its staff to publish notice of its intent to amend sections 550, 551 and 552, Title 14, CCR, regarding State and Federal wildlife areas. That legal notice has been published. The Department's proposed project and alternatives relative to State wildlife areas can be summarized as follows:

"Existing regulations in sections 550, 551, and 552 of Title 14 provide for various types of public uses on wildlife areas administered by the Department of Fish and Game, and for uses related to hunting on a number of national wildlife refuges where hunting programs are administered by the Department.

"A proposed change to Section 550 would add five wildlife areas to this section. These are the East Walker River and Green Creek wildlife areas in Mono County, the Truckee River Wildlife Area in Nevada and Placer counties, the Cantara/Ney Springs Wildlife Area in Siskiyou County, and the Cedar Roughts Wildlife Area in Napa County. The East Walker River, Green Creek, and Cedar Roughts wildlife areas have been acquired recently. The Truckee River Wildlife Area would be made up of what are now four fishing access sites. Similarly, the Cantara/Ney Springs Wildlife Area would be made up of what are now two fishing access sites. Wildlife area designation in Title 14 is needed for these areas in order to properly regulate public use, particularly camping, occupancy, and fires, where inadequate facilities exist.

"In addition to adding the five wildlife areas listed above, the Gadwall Unit would be added to the existing North Grasslands Wildlife Area. This unit was recently acquired.

"Fall River Public Fishing Access/Wildlife Area would be deleted from Section 550. This site was leased from a private landowner and the lease will not be renewed.

"Section 550 would be amended to add the existing classifications (Type A, B, or C) to regulatory wording. These classifications are important because other sections of these regulations refer to them, and fees for hunting and some use regulations are different, depending on an area's classification. The addition of the type designation will make it easier for readers of these regulations to quickly understand what hunting fees and other regulations are in effect for each area.

"Classification for some areas is proposed to be changed from Type B to Type C, meaning that no fee would be required to hunt on them, and that daily entry permits would no

longer be required to hunt during the waterfowl and pheasant seasons. Making entry permits available at these areas, some of which can be accessed only by boat, is not feasible.

"The subsection dealing with camping and unattended personal property would be amended to provide that any hunting blinds on wildlife areas be available on a first-come, first-served basis. This is to clarify that people may not claim locations for their exclusive use.

"This same subsection would be amended to allow for exceptions to the existing regulation that decoys may not be left in the field overnight. This change is proposed to address a concern about this regulation as it applies to a wildlife area in the Sacramento Delta (Lower Sherman Island) where daily removal of decoys is not practical.

"Portions of the subsection titled 'Hunting and Trapping' and all of the subsection titled 'Use Permits' would be reorganized and placed in other subsections titled 'Entry Restrictions', 'Procedures for Issuing Entry Permits', 'Permit Requirements', and 'Use Permits for Organized Events'. This reorganization is to provide for easier understanding of these regulations.

"In addition to reorganization, wording would be changed to provide the Department with the clear authority to limit the number of all users (rather than only hunters and trappers) for safety reasons, to reduce crowding, or to provide for the limited take of a species, and to close areas or portions of areas as necessary.

"Section 551 would be amended to delete the list of wildlife areas where possession and use of firearms and archery equipment is prohibited. This list is unnecessary, since it appears in Section 550.

"An amendment to Section 551 would delete Kesterson National Wildlife Refuge from the list of those refuges where the Department administers a hunting program, and thus where uses are regulated by this section. The U.S. Fish and Wildlife Service now considers Kesterson to be a unit of San Luis National Wildlife Refuge. The Kesterson and Blue Goose units have been added under the San Luis Refuge subsection. (The Blue Goose Unit was recently acquired.)

"The subsection addressing reservation applications would be amended to change the length of time before desired hunt dates that reservation applications must be received. This time period would increase from 10 to 17 days. This change is needed to provide adequate processing and mailing time.

"The requirement for entry permits for hunting outside the general waterfowl and pheasant seasons on Type A and B areas would be deleted. In a number of cases, these entry permits have not been available even though technically they were required. Typically, this regulation was not enforced.

"Portions of Section 551 that address limiting public entry or closing areas, posting closed areas, fees for hunting, issuing entry permits, and prohibited acts would be deleted. Similar language addressing these provisions is contained elsewhere in these regulations.

"The subsection of Section 551 dealing with posting of closed areas would be amended to include Type C areas, rather than only Type A and B areas, and the limitation of closing to public access no more than fifty percent of an area would be deleted. This change is needed to properly protect wildlife populations and habitat.

"Changes in regulations for specific areas would allow pheasant hunting and camping to occur at Ash Creek and Butte Valley, to allow entry of persons other than M-2 deer tag holders to Horseshoe Ranch, and to allow camping at Shasta Valley all year, rather than only during the waterfowl season. These changes are to provide additional public use opportunity.

"Additional restrictions are proposed for Butte Slough Wildlife Area which would prohibit the use and possession of rifles and pistols (needed for safety reasons), and prohibit camping and night use of the area. These restrictions are needed because no camping facilities are available, and a residence is located near the wildlife area parking lot.

"An additional regulation is proposed for Daugherty Hill that would restrict the use of horses and bicycles to the period from May 1 to September 15. This change is needed to prevent conflicts with other users, and to reduce disturbance to deer during the winter period. Similarly, a prohibition is proposed on bicycles at Hallelujah Junction to prevent disturbance to deer on an important winter range and migration route.

"The prohibition on the use of floating devices at White Slough Wildlife Area would be deleted, since it is no longer necessary.

"Additional regulations for Laguna Wildlife Area are proposed which would prohibit the use of rifles and pistols, and camping, and limit horseback riding and dogs to only a portion of the year. These regulations are needed for safety and to protect resources.

"Additional hunting opportunity would be provided on

wildlife areas in Region 4 by allowing hunting of all legal species on the Cottonwood Creek Wildlife Area, and by allowing hunting of pheasant and some other species on the day following Thanksgiving on North grasslands, Los Banos, Volta, and Mendota wildlife areas.

"The Mud Slough Unit of Los Banos Wildlife Area would be added to those units of Los Banos where special permits are required to hunt during the waterfowl season. This is needed to reduce crowding on the small unit.

"Regulations for Mendota Wildlife Area would be amended to make it clear that the designated tour route and fishing site are open all year. This is to provide additional fishing and wildlife observation opportunity.

"For Baldwin Lake Wildlife Area, amendments are proposed that would restrict hunters to 25 shot shells, and would require boats to be in and completely surrounded by water when hunting is occurring. The shot shell restriction is needed to discourage high shooting that reduces hunting quality for other hunters, and the boat restriction is needed to assure that hunting occurs a sufficient distance from houses so that residents are not unduly disturbed.

"The subsection dealing with Imperial Wildlife Area would be amended to add the month of July and the week before the beginning of waterfowl season to the period during which raccoon hunting is prohibited. This change is proposed to reduce disturbance to ground nesting birds and other wildlife, and to reduce disturbance to waterfowl before the waterfowl season.

"This subsection also would be amended to clarify that only dog field trials (rather than all dog training) is restricted to designated areas.

"Regulations for San Jacinto Wildlife Area would be amended to provide that pheasant hunting be allowed only on Mondays, rather than on Saturdays and Wednesdays. This proposal is to avoid conflicts with waterfowl hunters and wildlife observers.

"Section 552 (regulations for national wildlife refuges where hunting programs are administered by the Department of Fish and Game) would be amended to add the Kesterson and Blue Goose units to the San Luis National Wildlife Refuge. In addition, regulations for the Salton Sea National Wildlife Refuge would be amended to allow hunters in the Hazard Unit to hunt from within 100 feet of their assigned blind site, rather than only from the assigned site. This would provide hunters with more flexibility, and thus increase opportunity.

"Other minor changes are proposed for clarity and consistency, and to remove from regulation items that can be placed more appropriately in public information portions of the Department pamphlet that deals with public uses on State wildlife areas.

"The subsection in Section 551 that deals with possession of firearms and archery equipment would be amended from the change that was proposed in the Pre-publication of Notice. The change proposed in the Pre-publication of Notice would have added the statement that the general prohibition against possession or discharge of firearms, archery equipment, or other propulsive devices that exists unless otherwise provided, does not apply to firearms that are stored in vehicles.

"Because of possible confusion about the term 'stored in vehicles', the revised proposal would strike this addition. Instead, the words 'in the field' would be inserted following 'no person shall possess'. This will make it clear that this subsection prohibits, unless otherwise provided, discharge or possession in the field, of firearms and archery equipment, and does not apply to firearms and archery equipment in vehicles."

#### Action

Executive Director Treanor summarized the item, indicating that most of the regulatory changes related to adding recently acquired properties to the list of state and federal wildlife areas. He said there was no known opposition to the proposed changes except that the Commission office had received comments from Senator Tim Leslie's office, the California Cattleman's Association and some individual cattlemen expressing concern that the designation of the East Walker River Wildlife Area. Mr. Treanor announced that the Commission would put over consideration of the East Walker River Wildlife Area to the August 30, 1996, meeting in South Lake Tahoe. He then asked if anyone in the audience wished to speak on the item, and there was no response.

It was then:

MOVED BY MR. BOREN, SECONDED BY MS. PHARES, THAT  
THE FISH AND GAME COMMISSION PURSUANT TO SECTION 21080.5 OF  
THE PUBLIC RESOURCES CODE HEREBY ADOPTS THE PROPOSED PROJECT  
FOR THE PROPOSED REGULATORY ACTION RELATING TO STATE AND  
FEDERAL WILDLIFE AREAS.

AND

MOVED BY MR. BOREN, SECONDED BY MS. PHARES, THAT  
THE FISH AND GAME COMMISSION PURSUANT TO THE AUTHORITY  
VESTED BY SECTIONS 355, 713, 1526, 1528, 1530, 1570-1572 AND

10504 OF THE FISH AND GAME CODE AND TO IMPLEMENT, INTERPRET OR MAKE SPECIFIC SECTION 355, 1526, 1528, 1530, 1570-1572 AND 10504 OF SAID CODE AND THE 1962 U.S. STATUTES AT LARGE, PAGE 238, AND EXISTING AGREEMENTS WITH THE UNITED STATES RELATING TO THE ADMINISTRATION OF FEDERALLY OWNED OR LEASED AREAS HEREBY AMENDS SECTIONS 550, 551 AND 552, TITLE 14, CCR, REGARDING STATE WILDLIFE AREAS AND STATE-OPERATED PUBLIC HUNTING AREAS, EXCLUDING THE DESIGNATION OF THE EAST WALKER RIVER WILDLIFE AREA. THE COMMISSION HEREBY DIRECTS ITS STAFF TO PREPARE A NOTICE OF DETERMINATION CONSISTENT WITH THE APPROVAL OF THIS PROJECT AND ADOPTION OF ASSOCIATED REGULATIONS. THIS NOTICE OF DETERMINATION IS TO BE FILED WITH THE SECRETARY FOR RESOURCES PURSUANT TO SECTION 781.5, TITLE 14, CCR, AND SECTION 21080.5 OF THE PUBLIC RESOURCES CODE. (NOTE: THE REGULATORY LANGUAGE FOR THIS ACTION WILL BE INCLUDED IN THE COMMISSION OFFICE MASTER MINUTES AS AN APPENDIX.)

PASSED UNANIMOUSLY.

14. RECEIPT OF PUBLIC RECOMMENDATIONS FOR CHANGES IN THE 1996-97 MIGRATORY GAME BIRD (WATERFOWL) REGULATIONS.

Summary of Issue

At the Commission's May 6, 1996, meeting in Sacramento, it authorized its staff to publish notice of its intent to amend the Migratory Game Bird (Waterfowl) Regulations for the 1996-97 season at its August 30, 1996, meeting in South Lake Tahoe. That notice, which has been published, stated that the Commission would receive public recommendations for changes in these regulations at its June 21, 1996, meeting in Bridgeport and August 2, 1996, meeting in Ontario with final adoption scheduled for August 30, 1996, in South Lake Tahoe. This agenda item is merely to receive that public input. All written recommendations for changes in the regulations received on this matter by June 21, 1996, as well as any oral recommendations received at that meeting, have been brought to the attention of the Commission. The Commission will meet on August 30 in South Lake Tahoe to consider the adoption of the 1996-97 Waterfowl Regulations.

In the interim, the Commission will await the arrival of the Federal 1996-97 waterfowl framework which will identify those options available to the Commission. That information will be sent out to the Commission in early August. Under the current procedures, the Commission must consider the Federal framework options available to it during the late August meeting.

The Commission was provided with a copy of the Department's Pre-publication of Notice Statements for proposed changes in Section 502, Title 14, CCR, regarding migratory waterfowl, common snipe, American coot and common moorhen hunting, and

concurrence with Federal regulations as well as regulations in strikeout/underline format; and a letter from Dr. M. Robert McLandress, Director of Waterfowl and Wetlands Programs, California Waterfowl Association.

The Department's proposed amendments can be summarized as follows:

Section 502:

"Existing duck hunting regulations provide bag and possession limits of six per day and 12 in possession. Within those limits no more than two pintail may be taken daily and no more than four possessed. The proposed regulatory change increases the bag and possession limits on ducks to seven and 14. It also increases the bag and possession limits on pintail to three and six. Should the final Federal framework allow, these proposals will provide more hunting opportunity.

"Within the duck bag limits, there are also limits of two pintail ducks per day and four in possession. Should the final Federal framework allow, it is proposed to increase these limits to three per day and six in possession.

"Existing regulations provide for a 93 consecutive day duck season. The proposal, if approved by the U.S. Fish and Wildlife Service, would allow for one extra hunting day outside of the regular waterfowl season for junior hunters.

"Existing regulations provide a goose hunting season that is not concurrent with the duck season. The proposed regulation would shift the goose season one week later to allow for a concurrent closure of the duck and goose seasons. This change is intended to allow goose hunting during a more productive period of time and to simplify the regulation."

Section 507:

"The existing State regulations related to the prohibition against baiting for migratory birds relies on adoption of Federal regulations. The proposed regulations would establish language identical to that of the Federal sections in State regulations.

"The existing State regulations under Section 507 do not ban the use of bait to take migratory birds. State regulations instead depend upon the adoption of Federal regulations under Section 509, to govern baiting issues. The proposed regulations would move in total those relevant Federal regulations dealing with the use of bait for migratory birds, into State regulations Section 507.

"This will allow prosecution in State court for those individuals violating baiting laws. State Wildlife Protection Officers will be able to have their cases heard in State court as well as having fines increase State revenues to support management programs."

Section 508:

"Existing regulations under Section 508 provide for a licensing program for areas that want to hunt ducks and geese in close proximity to areas where they are feeding waterfowl. The proposed action would repeal this entire Section because it has been judged to be illegal by the U.S. Fish and Wildlife Service after changes in policy and regulations pertaining to the sphere of influence of bait. The repeal of this Section will reduce regulation complexity for the public by eliminating a non-operable section."

Section 600.4:

"Existing regulations, under subsection(k), provide for a special licensing provision to allow the hunting of loosely controlled domesticated migratory game birds. Under this program, adopted in 1987, a licensee can harvest the birds released by another licensee a number of miles away. These regulations were adopted in conflict with statutes found in Fish and Game Code (sections 3304, 3306, and 3307) from powers granted to the Fish and Game Commission under Section 219 of the Fish and Game Code. A law change effective in January 1, 1992 limited the time period to 12 months that a regulation adopted under Section 219 of the Fish and Game Code can be in effect. Under this law change the existing regulation was automatically repealed January 1, 1993. The proposed amendment deletes that affected subsection."

**ENVIRONMENTAL DOCUMENT**

The Department is recommending that the Commission adopt regulations that will continue to authorize the hunting of 46 species of migratory game birds in California at the maximum levels that are allowed under the Federal regulation frameworks. The Department is providing the Commission with alternatives to the proposed project which could attain at least some of the basic objectives of the project. The effects of these alternatives, including a no project alternative are evaluated and discussed in a draft Migratory Game Bird Hunting Environmental Document. The U. S. Fish and Wildlife Service has circulated and accepted comments on two Environmental Impact Statements (EIS) regarding the issuance of annual regulations permitting the hunting of migratory game birds. These documents are incorporated in the draft Environmental Document by reference. The draft Migratory Game Bird Hunting Environmental

Document contains an analysis of potential impacts and a determination that no significant adverse environmental impacts, cumulatively or individually are expected as a consequence of the proposed project. The document was posted for public review on June 18, 1996. The close of the public comment period will be August 2, 1996. Testimony on the draft document will be received today.

### Action

Executive Director Treanor summarized the item, indicating that this meeting was to receive public recommendations on the proposed regulations and the related environmental document.

Joyce Pieper spoke against youth hunts and requested that California set an example for other states by not adopting the youth hunt proposed by the U.S. Fish and Wildlife Service.

Dr. Rich McLellan commented that sport hunting was immoral and on the decline. He stated that the Commission and the Department still see hunting as being the main reason why there is support for the environment. He commented that fewer and fewer people consider hunting a sport and in the future hunting would be passé in this country. He pointed out that extending a hunt solely because there are more birds to kill in a given year may be progressive but not appropriate.

Executive Director Treanor noted that the Commission would consider adoption of the proposed amendments at its August 30 meeting in South Lake Tahoe and at that time the Department would report on the meetings of the Pacific Flyway Council. He then asked if there was anyone in the audience who wished to speak on the item, and there was no response.

(Commissioner Boren had to leave the meeting.)

15. RECEIPT OF PUBLIC TESTIMONY RE: AMENDMENT OF SECTION 163, TITLE 14, CCR, RE: COMMERCIAL HERRING REGULATIONS.

### Summary of Issue

At the Commission's June 21, 1996, meeting in Bridgeport, it authorized its staff to publish notice of Commission intent to amend Section 163, Title 14, CCR, to provide for the commercial herring fishery for 1996-97. That legal notice has been published. This agenda item is scheduled to afford the Commission the opportunity to receive public recommendations for changes in Section 163. Final adoption of these proposed regulations is scheduled for the Commission's August 30, 1996, meeting in South Lake Tahoe.

The Commission was provided with a copy of the Department's Pre-publication of Notice Statement, the text of the regulations in strikeout/underline format, as well as correspondence from

Luis Grossi. The Department's Environmental Document on the commercial herring fishery has been provided to the Commissioners under separate cover.

The Department's proposal can be summarized as follows:

- "- Provide for a 14,850-ton fishing quota in San Francisco Bay and for an initial 260-ton fishing quota in Tomales Bay.
- "- Require all fees, overage payments, release of property forms, and crew lists from prior seasons to be submitted before a permit will be issued.
- "- Require all landing receipts to be immediately available to the Department.
- "- Increase penalties for certain fishing violations.
- "- Allow three San Francisco Bay gill net permittees to participate in a Department-sponsored mesh size study.

"In addition, the Commission is provided the option for San Francisco Bay of allowing only one permit to be fished on a vessel during each gill net platoon (i.e., fishing group)."

#### Action

Executive Director Treanor summarized the proposal. Deputy Director Petrovich explained that the Department would provide an overview briefing at the August 30, 1996, meeting in South Lake Tahoe.

Tim Fields supported reinstating the one gill net-permit/one boat provision, including the language "when wet after use" as a provision for measuring to see if nets are legal, providing lead time for manufacturers to produce the required gear and adopting a  $\frac{3}{8}$  inch tolerance for  $2\frac{1}{8}$  inch mesh size for this year only. Mr. Fields commented that he was opposed to zero tolerance in net mesh size because the manufacturer can't be depended on to consistently produce uniformity.

Sal Papetti supported the two gill net-permits/one boat provision, concurred with the mesh size points made by Tim Fields and opposed shutting down fishing in any area.

William Schoening supported both the one gill net-permit/one boat provision and a  $1\frac{7}{8}$  inch mesh size requirement for a net out of the water.

Harold Vanniro expressed concerns about how the Department proposed to measure the nets.

Joe Spadero voiced strong opposition to the one gill net-permit/one boat provision and contended such a provision would increase the fleet size by approximately 40 percent.

President McGeoghegan asked if a mesh size change was being proposed. Deputy Director Petrovich reported that a new measurement technique was being proposed and that fishermen were concerned that their nets would not be within the allowed tolerance. He indicated this had been an issue for some time and that the proposed regulation was an attempt to implement an accurate measuring technique.

Senior Biologist Frank Henry expressed his concern that the nets catch primarily the older age class fish and that is why the 2 $\frac{1}{8}$  inch mesh size is important. Mr. Henry added that the current measuring system is allowing the use of nets at the small end of the range.

WPD Deputy Chief Edwards reported that the allowable net mesh size range in San Francisco Bay is 2 $\frac{1}{8}$  inches to 2 $\frac{1}{2}$  inches. He commented that fishermen should buy nets at the upper end of the range instead of at the lower end. He indicated that having a better methodology for measuring nets and being consistent, would have a tendency to alleviate the problem of undersized nets.

Mr. Henry provided a summary sheet to the Commissioners showing the pros and cons of simultaneous fishing of two gill net permits aboard a single gill net vessel in San Francisco Bay.

Anthony Lanero pointed out that nets are fished wet so the measurements should be done when they are wet. He added that net measurements also differ by the manufacturer and type of net material.

Executive Director Treanor noted that correspondence had been received from Peter Coniglio, attorney for the San Francisco Bay round haul permittees, regarding the round haul issue. He reminded the Commission that it had heard considerable testimony on this issue last year, and that the round haul fishermen hired a consultant to prepare a related study. Mr. Treanor commented that the results of the study and a discussion on eliminating the phase out of round haul permits would be provided at the August 30, 1996, Commission meeting.

Executive Director Treanor asked if anyone else in the audience wished to speak on the item, and there was no response.

16. RECEIPT OF PUBLIC TESTIMONY RE: AMENDMENT OF SECTION 164, TITLE 14, CCR, RE: HARVESTING OF HERRING EGGS ON KELP.

Summary of Issue

At the Commission's June 21, 1996, meeting in Bridgeport, it authorized its staff to publish notice of Commission intent to amend Section 164, Title 14, CCR, regarding harvesting of herring eggs. That legal notice has been published. This agenda item is scheduled to afford the Commission an opportunity to receive public recommendations and comments for changes in Section 164. Final adoption of these regulations are scheduled for the Commission's August 30, 1996, meeting in South Lake Tahoe.

The Commission was provided with a copy of the Department's Pre-publication of Notice Statement as well as the text of the regulations in ~~strikeout~~/underline format.

The Department's proposal can be summarized as follows:

"Under existing law, herring-eggs-on-kelp may be taken for commercial purposes only under a revocable permit, subject to such regulations as the Fish and Game Commission shall prescribe. In addition, every person taking herring eggs must pay a royalty, as the Commission may prescribe, of not less than fifty dollars (\$50) per ton of herring eggs taken. Current regulations specify: permit numbers; permit qualifications; method of take; season; permit areas; permit limitations; landing and processing requirements; fishing quotas; gear restrictions; harvesting requirements; monitoring requirements; and a royalty fee of \$500 per ton of herring eggs taken.

"The proposed amendments to Section 164, Title 14, CCR, for the 1996-97 herring-eggs-on-kelp season will: establish a fishing quota of 26 tons for round haul permittees, 6 tons for gill net permittees, and 26 tons for permittees with "CH" permits; clarify the definition of San Francisco Bay where herring-eggs-on-kelp may be harvested to include the waters of Fish and Game District 2 known as Richardson Bay; clarify the requirements for the identification of assist boats; clarify the requirements for the marking of bins and totes used in the herring-eggs-on-kelp fishery; clarify the requirements for when weight tally sheets and landing receipts are to be completed."

Action

Executive Director Treanor summarized the item and indicated he was not aware of any outstanding issues at this time. He then asked if anyone in the audience wished to speak on the item, and there was no response.

## CONSENT CALENDAR

Items 17 through 19 have been placed on the Commission's consent calendar. Your staff knows of no opposition to these proposals at this time, other than as may be specified in the analysis. The Department has provided a recommendation on each of these items which calls for approval or modified approval by the Commission. Any item may be removed from the consent calendar by the Commission or upon the request of the Department or someone in the audience who would like to speak to that item. Your staff has prepared a summary of consent calendar items which will be made available to the audience. One overall motion is appropriate for approval of these items.

### Action

Executive Director Treanor introduced the Consent Calendar. He reported that there was a modification to Item No. 19 C. - Cortina Ridge Ranch Private Lands Management Program in which the deer tags for a late hunt had been withdrawn and only elk tags were part of the proposal at this time. Mr. Treanor stated there were no other changes or modifications to the Consent Calendar and asked if anyone from the audience wished to comment on any of the items. There was no response.

It was then:

MOVED BY MR. THIERIOT, SECONDED BY MS. PHARES, THAT  
THE FISH AND GAME COMMISSION HEREBY APPROVES ITS AUGUST 2,  
1996, CONSENT CALENDAR, ITEMS 17 THROUGH 19, WITH THE ONE  
CHANGE TO ITEM #19 C.

PASSED UNANIMOUSLY.

17. AMENDMENT OF SECTION 238.5, TITLE 14, CCR, RE: STOCKING OF  
AQUACULTURE PRODUCTS.

The Commission, at its May 6, 1996, meeting in Sacramento, authorized its staff to publish notice of Commission intent to amend Section 238.5, Title 14, CCR, regarding stocking of aquaculture products. That legal notice has been published. The Commission was provided with a copy of the Department's Pre-publication of Notice and Pre-adoption Statements as well as the text of the regulations in strikeout/underline format.

The Department's proposal can be summarized as follows:

"Current regulations require stocking permits for the stocking of aquaculture products in the waters of the State. Regulation of private stocking is important to prevent the introduction of unwanted exotic species, fish diseases, and parasites. For administrative efficiency, and to reduce the regulatory burden, the current regulations allow multiple

consignments of the same species under the provisions of a single permit, in all of the waters of the State except for the waters of Inyo and Mono counties. When this regulation was adopted, Inyo and Mono counties were excluded from the permissive provision because of the perception that the importance of the trout fisheries in these counties justified more rigorous regulation.

"On the basis of administrative experience, the Department has determined that the exclusion of Inyo and Mono counties is not justified. The Department is therefore recommending the current regulation be amended to enable the Department to permit multiple consignments at multiple stocking sites identified in a stocking permit."

#### Action

It was then:

MOVED BY MR. THIERIOT, SECONDED BY MS. PHARES, THAT THE FISH AND GAME COMMISSION, UNDER THE AUTHORITY VESTED BY SECTIONS 1050, 2363, 6401, 7701, 7708, 15005, 15200, 15202, 15501 AND 15504 OF THE FISH AND GAME CODE, AND TO IMPLEMENT, INTERPRET AND MAKE SPECIFIC SECTIONS 17, 1050, 6400-6401, 7701-7708, 8371, 8435, 8436, 15005, 15200, 15202 and 15504 OF SAID CODE, HEREBY AMENDS SECTION 238.5, TITLE 14, CCR, RE: STOCKING OF AQUACULTURE PRODUCTS AS FOLLOWS:

Subsection (d)(1) of Section 238.5, Title 14, CCR, is amended to read:

(1) Each stocking of fish shall require a separate Private Stocking Permit (FG 749 (Rev. 5/93), which is incorporated by reference herein) issued by the department. A copy of this permit shall accompany all shipments. However, ~~with the exception of Inyo and Mono counties,~~ a copy of the same permit (FG 749 (Rev. 5/93)) may be used for additional consignments of the same species when stocked in the same water or waters, until canceled by the department. See subsection 699(b) of these regulations for the fee for this permit.

Authority cited: Sections 1050, 2363, 6401, 7701, 7708, 15005, 15200, 15202, 15501 and 15504, Fish and Game Code.  
Reference: Sections 17, 1050, 6400-6401, 7701-7708, 8371, 8435, 8436, 15005, 15200, 15202 and 15504, Fish and Game Code.

PASSED UNANIMOUSLY.

18. APPROVAL OF PRIVATE LANDS HABITAT ENHANCEMENT AND WILDLIFE MANAGEMENT AREA LICENSES (1996-2001) AND 1996-97 MANAGEMENT PLAN FOR:

(A) SPRING VALLEY RANCH, COLUSA COUNTY

Summary of Issue

The following applicant has requested a Private Lands Habitat Enhancement and Wildlife Management Area (PLM) license (1996-2001) and approval of its 1996-97 Management Plan. The required application and management plan have been submitted to the Department. The license period would be for five years to run from 1996-2001. The Department has determined that these plans conform to the regulations provided in Section 601, Title 14, CCR, and to the Commission's policy related to Private Lands Wildlife Management Areas. The Department has reviewed the annual report for this ranch and recommends that the Commission approve the Management Plan for the coming year. The Commission was provided with a copy of a summary of this proposal. Should the Commission desire a complete packet which was included with the application, please contact the Commission office.

Department Recommendation

"The Department of Fish and Game has reviewed the initial management plan and application for the 4,254-acre Spring Valley Ranch near Williams in Colusa County. The owner is applying for an initial license under Fish and Game Commission regulations pursuant to Section 601, Title 14, California Code of Regulations. A public notice was published in a local newspaper, and certified letters were mailed to adjacent landowners with notification of the applicant's intent to enter the program. The applicant has identified the location where records will be kept and made available for inspection. The operator agrees to allow Department of Fish and Game employees unlimited access to the area for the purposes of compliance verification. Access to public lands will not be diminished under implementation of the management plan. The management plan is in compliance with Commission policy requirements for private lands management. The habitat improvements performed under this plan will help to enhance and maintain a wildlife habitat in Colusa County on and around the Spring Valley Ranch. The goals and objectives outlined in the management plan are compatible with the Cache Creek Tule Elk Management Plan.

"Wildlife habitat improvement projects proposed for the 1996 license period include establishing and fencing 40 acres of dryland alfalfa for exclusive use by Tule elk; constructing a sediment trapping dam in Spring Creek to create sediment buildup to improve and increase riparian habitats and to

reduce erosion; burning or chaining 50 acres of decadent chamise to improve the quality and quantity of forage for wildlife; and creating and maintaining water sources and constructing riparian exclosures.

"Wildlife habitat improvement projects proposed for 1996/97 include: fencing 40 acres of wildlife habitat; planting 40 acres of dryland alfalfa; reduce grazing on 40 acres of alfalfa; and burn or crush 50 acres.

"Elk herd composition counts for the Cortina Ridge Subherd of the Cache Creek Tule Elk Herd conducted by Department of Fish and Game personnel in late January 1995 showed 65 bulls and 27 calves per 100 cows. Bull ratios are above and calf ratios are within the goals contained within the Cache Creek Tule Elk Herd Management Plan.

"The Department did not receive any letters of opposition as a result of newspaper notification and notification of adjoining landowners by Spring Valley Ranch of its intent to enter the PLM Program.

"To comply with Commission regulations, no hunting of Tule elk is proposed during the initial year of this five-year plan. A harvest proposal will be developed for the 1997 license year. Habitat benefits for Tule elk will be evaluated by the Department in 1997.

"Therefore, the Department recommends that the Commission approve the Spring Valley Ranch initial application and five-year Wildlife Habitat Management Plan."

19. APPROVAL OF ANNUAL REPORT AND 1996-97 PRIVATE LANDS HABITAT ENHANCEMENT AND WILDLIFE MANAGEMENT AREA PLANS FOR:

- (A) CLOUD'S WILLOW CREEK RANCH, MODOC COUNTY
- (B) CORNING LAND AND CATTLE COMPANY, TEHAMA COUNTY
- (C) CORTINA RIDGE RANCH, COLUSA COUNTY
- (D) MUSTY BUCK GUN CLUB, BUTTE COUNTY
- (E) ROSENDAHL SUFFOLKS RANCH, MODOC COUNTY
- (F) STEWART RANCH, TRINITY COUNTY
- (G) SUGARLOAF LAND AND CATTLE COMPANY, YUBA COUNTY

(APPLICATIONS SUBMITTED FOR ITEMS 18 AND 19 HAVE BEEN ANALYZED BY DEPARTMENT STAFF AND A DETERMINATION MADE THAT THEY ARE WITHIN THE SCOPE OF THE HUNTING PROGRAM ENVIRONMENTAL DOCUMENTS PREPARED FOR THE AFFECTED SPECIES PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.)

Summary of Issue

The following applicants have requested renewal of their Private Lands Habitat Enhancement and Wildlife Management Area

(PLM) licenses and approval of their 1996-97 Management Plans. The Department has reviewed the annual report for each of these ranches and recommends that the Commission approve the Management Plans for the coming year. The Department has determined that the activities on the ranches unless otherwise specified, have been completed as proposed in the 1995-96 objectives. The Commission was provided with a summary of each ranch proposal. Copies of the complete annual reports and full Management plans are available for the Commissioners upon request.

(A) CLOUD'S WILLOW CREEK RANCH, MODOC COUNTY

Department Recommendation

"The Department of Fish and Game has reviewed the annual report, management plan, and renewal application for the 2,189-acre Cloud's Willow Creek Ranch in northeastern Modoc County. The ranch is currently licensed under Fish and Game Commission regulations in Section 601, Title 14, California Code of Regulations. Full payment was made for all tags used in 1995, and all habitat work was completed. The applicant has identified the location where records will be kept and made available for inspection. The operator agrees to allow Department of Fish and Game employees access to the area for the purpose of license compliance verification. The plan is in compliance with Commission policy requirements for private lands management. The habitat improvements accomplished under this plan will enhance and maintain wildlife resources in Modoc County on and around the ranch. The goals and objectives outlined in the management plan are compatible with the Warner Mountains Deer Herd Management Plan and the California Pronghorn Antelope Management Plan. In addition, access to public lands will not be diminished under implementation of the management plan.

"Habitat enhancement projects completed in 1995 included maintaining 60 acres of livestock exclosures; 10 goose nesting platforms; 343 acres of established alfalfa; five water sources and all springs and troughs; 20 acres of fawning cover; riparian zones and willow thickets; planting 27 acres of new alfalfa; and one-half mile of riparian habitat was fenced to exclude livestock.

"Habitat enhancement projects proposed for 1996 include maintaining all previous habitat enhancement projects.

"Deer herd composition surveys for the Warner Mountains Deer Herd indicated a ratio of 19 bucks per 100 does. Fall and spring fawn ratios were 56 and 30 per 100 does, respectively. The current buck ratio is within the herd goal of 15-20 bucks per 100 does. The current fawn ratio is above the herd goal of 35-40 fawns per 100 does. Analysis

using these ratios and the proposed 1996 harvest for the ranch show no potential impacts to the herd resulting from the recommended hunting program. Herd composition data for antelope are currently well within the 24 bucks per 100 does specified in the California Pronghorn Antelope Management Plan. However, because of herd trends in this area, antelope will not be hunted on the area in 1996. In 1995, the ranch was authorized four buck and two antlerless deer tags. One buck and two antlerless deer were harvested.

"The Department recommends that the Commission approve the Cloud's Willow Creek Ranch Wildlife Management Plan and 1996 harvest program under the following conditions:

- "1. Issue two buck deer tags to take forked horn or better buck deer for the period of September 21 through October 31, 1996.
- "2. Issue two buck deer tags to take forked horn or better buck deer for the period of September 21 through November 17, 1996.
- "3. Issue two antlerless deer tags to take antlerless deer for the period of September 21 through November 17, 1996.
- "4. No person may take more than one buck deer and one antlerless deer."

(B) CORNING LAND AND CATTLE COMPANY, TEHAMA COUNTY

Department Recommendation

"The Department of Fish and Game has reviewed the annual report, management plan, and renewal application for the 6,200-acre Corning Land and Cattle Company in western Tehama County. The ranch is currently licensed under Fish and Game Commission regulations in Section 601, Title 14, California Code of Regulations. Full payment was made for all tags used in 1995, and habitat work was completed. The management plan is in compliance with Commission policy requirements for private lands management. The applicant has identified the location where records will be kept and made available for inspection. The operator agrees to allow Department of Fish and Game employees access to the area for the purpose of license compliance verification. The habitat improvements accomplished under this plan will enhance and maintain wildlife resources on and around the Corning Land and Cattle Company Ranch. The goals and objectives outlined

in the management plan are compatible with the Yolla Bolly Deer Herd Management Plan. In addition, access to public lands will not be diminished under implementation of the management plan.

"Habitat enhancement projects completed in 1995 included restoring all past improvements which were damaged during winter floods; maintaining 15 acres of permanent irrigated pasture planted in grain/vetch/forbs combination; building brush piles for quail; and continuing reduced livestock numbers and deferred grazing.

"Habitat enhancement projects proposed for 1996 include continuing reduced livestock numbers and deferred grazing; maintaining approximately 15 acres of forage plants (alfalfa, burnet, cereal grains) exclusively for wildlife; maintaining irrigated pastures; planting 14 acres of winter wheat for wildlife; and establishing additional brush piles for wildlife.

"Fall 1995 herd composition surveys for the Yolla Bolly Deer Herd show 17 bucks and 45 fawns per 100 does. Spring 1996 ratios are estimated at 40 fawns per 100 does. Composition counts on the ranch are higher and currently are within or exceed herd goals. In 1995, the Corning Land and Cattle Company was authorized 14 buck deer tags, three antlerless deer tags, and 300 quail seals; seven buck deer and one antlerless deer were harvested. Detailed harvest data were recorded for all deer taken. No quail were taken.

"The Department recommends that the Commission approve the Corning Land and Cattle Company Wildlife Management Plan and the 1996 harvest program under the following conditions:

- "1. Issue 14 buck deer tags to take forked horn or better bucks for the period of August 24 through December 1, 1996.
- "2. Issue four antlerless deer tags for the period of August 24 through December 1, 1996.
- "3. No more than seven bucks may be taken after November 1, 1996.
- "4. Issue 300 quail seals for the period of September 1, 1996 through February 28, 1997."

(C) CORTINA RIDGE RANCH, COLUSA COUNTY

Department Recommendation

"The Department of Fish and Game has reviewed the annual report, management plan, and renewal application for the 4,600-acre Cortina Ridge Private Lands Management Area in Colusa County. Cortina Ridge is currently licensed under

Fish and Game Commission regulations pursuant to Section 601, Title 14, California Code of Regulations. No tags were authorized in 1995. Habitat projects proposed for 1995 were completed and additional habitat work is in progress. The applicant has identified the location where records will be kept and made available for inspection. The operator agrees to allow Department of Fish and Game employees access to the area for the purpose of compliance verification. Access to public lands will not be diminished under implementation of the management plan. The management plan is in compliance with Commission policy requirements for private lands management. The habitat improvements performed under this plan will help to enhance and maintain wildlife habitat in Colusa County on and around Cortina Ridge. The goals and objectives outlined in the management plan are compatible with the Cache Creek Tule Elk Management Plan and the Capay-East Park Deer Herd Management Plan.

"Habitat enhancement projects completed in 1995 included developing and fencing two springs; fencing approximately ten acres of riparian habitat to prohibit use by livestock; planting 50 elderberry, 50 ceanothus, and 100 mountain mahogany plants. Additional habitat projects currently in progress include seeding plots with dryland alfalfa, blue wildrye, purple vetch, and four-winged salt bush; discing and seeding a 20 acre plot with sudan grass for elk use; repairing one washed out pond; and constructing one small new pond.

"Wildlife habitat improvement projects proposed for 1996 include developing and fencing two to three springs; plant a minimum of 40 acres with a variety of vegetation including vetch, wheat, rose and sub-clovers, and possibly sudan grass; constructing rock dams in the creek in east flat to inhibit erosion and bring the water table up; fencing and planting willows and elderberry in riparian areas; planting more browse plants such as ceanothus and mountain mahogany; conducting experimental range fertilization in elk use areas.

"In 1995, no tags were authorized for Cortina Ridge. Elk herd composition counts on the area conducted by Department personnel in late January 1995 showed ratios of 65 bulls: 26 calves: 100 cows. Composition counts conducted by Multiple Use Managers personnel in January 1996 showed ratios of 43 bulls: 48 calves: 100 cows. Both bull and calf ratios are currently in excess of Department management objectives. The current population estimate for the resident black-tailed deer herd utilizing the area is approximately 70-80 deer. The number of tags requested by the applicant is lower than the historic harvest level.

"The Department recommends that the Commission approve the Cortina Ridge Wildlife Management Plan and 1996 harvest program under the following conditions:

- "1. Issue six elk tags to take bull elk for the period of August 20 through November 20, 1996.
- "2. Issue seven antlerless elk tags to take antlerless elk for the period of August 20 through November 20, 1996.
- "3. Method of Take for Elk: Only rifles using centerfire cartridges with expanding or softnose bullets, and bows and arrows as defined in Section 354, Title 14, California Code of Regulations.
- "4. Issue four buck deer tags to take forked horn or better bucks for the period of August 20 through November 20, 1996."

(D) MUSTY BUCK GUN CLUB, BUTTE COUNTY

Department Recommendation

"The Department of Fish and Game has reviewed the annual report, management plan and renewal application for the 8,707 acre Musty Buck Gun Club in Butte County. The Musty Buck Gun Club is currently licensed under Fish and Game Commission regulations pursuant to Section 601, Title 14, California Code of Regulations. Full payment was made for all tags used in 1995, and all habitat work was completed. The applicant has identified the location where records will be kept and made available for inspection. The operator agrees to allow Department of Fish and Game employees access to the area for the purpose of compliance verification. Access to public lands will not be diminished under implementation of the management plan. The management plan is in compliance with Commission policy requirements for private lands management. The habitat improvements performed under this plan will help to enhance and maintain wildlife habitat in Butte County on and around the Musty Buck Gun Club. The goals and objectives outlined in the management plan are compatible with the East Tehama Deer Herd Management Plan.

"Habitat enhancement projects completed in 1995 included limiting cattle grazing to 50 percent of the stocking rate of adjacent lands; burning, pruning, and crushing of brush on rangeland; improving and maintaining water sources; and range seeding clover species.

"Wildlife habitat improvement projects proposed for 1996 include clearing, pruning, and burning brush; burning of mechanically cleared brush piles; limiting cattle grazing to 50 percent of the stocking rate on adjacent lands; and improving and maintaining water sources.

"In 1995, the Musty Buck Gun Club was authorized 15 buck, 15 either-sex and 25 antlerless deer tags, 400 upland game seals to take quail, 5 turkey tags, 10 pig tags, and two bear tags. Seventeen buck deer, six antlerless deer, 25 quail, one turkey, zero bears, and zero wild pigs were harvested. Deer herd composition counts for the area suggested ratios of 35 bucks: 100 does: 38 fawns, which is above the herd objectives.

"More than 42 percent of East Tehama deer herd winter range in Butte County has been lost to residential encroachment, including lands surrounding the Musty Buck Gun Club. This plan offers a means to encourage protection of this portion of critical deer winter range, particularly as it is the intent of Butte County to rezone the area from grazing and open space to residential zones.

"The Department recommends that the Commission approve the Musty Buck Gun Club Wildlife Management Plan and 1996 harvest program under the following conditions:

- "1. Issue 15 buck deer tags, to take forked-horn or better bucks, for the period of September 1 through December 15, 1996.
- "2. Issue 15 either-sex deer tags for the period of September 1 through December 15, 1996.
- "3. Issue 20 antlerless deer tags for the period of September 1 through December 15, 1996.
- "4. Issue 200 upland game seals to take quail for the period of September 1, 1996 through March 1, 1997.
- "5. Issue 3 turkey tags to take tom turkeys for the spring 1997 season, March 29 through May 4, 1997, pending final adoption of the 1996 California Resident Game Bird Hunting Regulations by the Fish and Game Commission.
- "6. Issue 5 bear tags for the period of October 14 through December 31, 1996.
- "7. No person may take more than one buck deer and one doe deer."

(E) ROSENDAHL SUFFOLKS RANCH, MODOC COUNTY

Department Recommendation

"The Department of Fish and Game has reviewed the annual report, management plan, and renewal application for the 340-acre Rosendahl Suffolks Ranch in southeastern Modoc County. The ranch is currently licensed under Fish and Game Commission regulations in Section 601, Title 14, California Code of Regulations. Full payment was made for all tags used in 1995. The plan is in compliance with Commission policy for private lands management. The applicant has identified the location where records will be kept and made available for inspection. The operator agrees to allow Department of Fish and Game employees access to the area for the purpose of license compliance verification. The habitat improvements performed under this plan will enhance and maintain wildlife habitat in Modoc County on and around the Rosendahl Suffolks Ranch. The goals and objectives outlined in the management plan are compatible with the Warner Mountains Deer Herd Management Plan. In addition, access to public lands will not be diminished under implementation of the management plan.

"Habitat enhancement projects completed in 1995 included planting willows along Kaiser Creek and Little Canyon Creek; thinning two acres of junipers; planting 10 pounds of sweet clover seed; maintaining livestock exclusion on a 40-acre parcel of wheatgrass and alfalfa; and maintaining the reduction in livestock use.

"Habitat enhancement projects proposed for 1996 include planting additional willows along Kaiser Creek and Little Canyon Creek, thinning two acres of junipers; planting 40 pounds of sweet clover seed; maintaining livestock exclusion on a 40-acre parcel of wheatgrass and alfalfa; and maintaining the reduction in livestock use.

"Composition counts for the Warner Mountains Deer Herd show a postseason composition ratio of 19 bucks and 56 fawns per 100 does. Herd composition ratios are currently within the objectives stated in the approved deer herd management plan.

"The ranch was authorized two buck and one antlerless deer tags in 1995; two bucks and one antlerless deer were harvested.

"The Department recommends that the Commission approve the Rosendahl Suffolks Ranch Wildlife Management Plan and the 1996 harvest program under the following conditions:

- "1. Issue two buck deer tags to take forked horn or better buck deer for the period of September 28 through November 17, 1996.

"2. Issue one antlerless deer tag for the period of September 28 through November 17, 1996.

"3. No person may take more than one buck deer."

(F) STEWART RANCH, TRINITY COUNTY

Department Recommendation

"The Department of Fish and Game has reviewed the annual report, management plan, and renewal application for the 11,000-acre Stewart Ranch near Zenia in Trinity County. The Stewart Ranch is currently licensed under Fish and Game Commission regulations pursuant to Section 601, Title 14, California Code of Regulations. Full payment was made for all tags used in 1995 and all habitat work was completed. The applicant has identified the location where records will be kept and made available for inspection. The operator agrees to allow Department of Fish and Game employees access to the area for the purpose of license compliance verification. The plan is in compliance with Commission policy requirements for private lands management. The habitat improvements performed under this plan will help to enhance and maintain wildlife habitat in Trinity County on and around the ranch. The goals and objectives outlined in the management plan are compatible with the Mad River Deer Herd Management Plan. In addition, access to public lands will not be diminished under implementation of the management plan.

"Wildlife habitat improvement projects completed in 1995 included constructing and placing ten wood duck nest boxes; installing small animal access ramps in 25 water sources; maintaining 15 mineral supplement sources for wildlife, establishing a nest protection zone for nesting Peregrine falcons; maintaining conservative rest-rotational cattle grazing; planting alders and willows as riparian habitat enhancement; modifying fencing to provide for improved wildlife movement; and creating one brush pile.

"Wildlife habitat improvements proposed for 1996 include installing additional wood duck nest boxes; removing hogwire fencing to improve wildlife movements; installing one riparian enclosure; creating additional brush piles for small birds and mammals; maintaining the nest protection zone for nesting Peregrine falcons; maintaining trace mineral supplement stations for wildlife, continuing conservative rest-rotational grazing; and maintaining all past projects.

"Deer herd composition counts for the Mad River Deer Herd showed 52 bucks and 68 fawns per 100 does, above herd objectives. Ratios on the ranch are consistent with herd ratios. The ranch was authorized 40 either-sex tags in 1995; 23 bucks and three does were taken.

"The Department recommends that the Commission approve the Stewart Ranch Wildlife Management Plan and 1996 harvest program under the following conditions:

- "1. Issue 40 either-sex deer tags to take forked horn or better buck deer or antlerless deer for the period of August 17 through November 30, 1996.
- "2. No more than 25 bucks or 25 antlerless deer may be taken.
- "3. No person may take more than two deer."

(G) SUGARLOAF LAND AND CATTLE COMPANY, YUBA COUNTY

Department Recommendation

"The Department of Fish and Game has reviewed the annual report, management plan, and renewal application for the 3,600-acre Sugarloaf Land and Cattle Company Ranch in Yuba County. The Sugarloaf Land and Cattle Company Ranch is currently licensed under Fish and Game Commission regulations pursuant to Section 601, Title 14, California Code of Regulations. Full payment was made for all tags used in 1995, and all habitat work was completed. The applicant has identified the location where records will be kept and made available for inspection. The operator agrees to allow Department of Fish and Game employees unlimited access to the area for the purpose of compliance verification. Access to public lands will not be diminished under implementation of the management plan. The management plan is in compliance with Commission policy requirements for private lands management. The habitat improvements performed under this plan will help to enhance and maintain wildlife habitat in Yuba County on and around the Sugarloaf Land and Cattle Company Ranch. The goals and objectives outlined in the management plan are compatible with the Bucks Mountain/Mooretown Deer Herd Management Plan.

"Habitat enhancement projects completed in 1995 included creating brush piles on 400-500 acres for quail; maintaining roads and firebreaks for fire protection; and continuing a moderate livestock grazing program to protect the habitat.

"Wildlife habitat improvement projects proposed for 1996 include creating brush piles on 400-500 acres for quail; maintaining roads and firebreaks for fire protection; and continuing a moderate livestock grazing program to protect the habitat.

"In 1995, the Sugarloaf Land and Cattle Company Ranch was authorized 21 buck deer tags and 1,000 upland game seals. The harvest was 21 buck deer and 350 quail.

"Deer herd composition counts for the Bucks Mountain/Mooretown deer herd showed 13 bucks and 41 fawns per 100 does. Buck ratios are below and fawn ratios are within the goals contained within the Bucks Mountain/Mooretown Deer Herd Management Plan. Although the herd ratio is below current objectives, the take proposed on the PLM Area will have no significant effect relative to the buck ratio.

"The Department recommends that the Commission approve the Sugarloaf Land and Cattle Company Ranch Wildlife Habitat Management Plan and 1996 harvest program under the following conditions:

- "1. Issue 21 buck deer tags to take forked horn or better bucks for the periods of September 28 through November 3, 1996 and November 9 through December 8, 1996.

"No more than six buck deer will be taken from September 28 through November 3, 1996 and 15 buck deer from November 9 through December 8, 1996.

- "2. Issue 500 upland game seals to take quail for the period of October 5, 1996 through February 28, 1997, pending final adoption of the 1996 California Resident Game Bird Hunting Regulations by the Fish and Game Commission. Upon the request of the licensee in writing on or before December 1, 1996, issue up to 500 additional upland game seals in increments of 100 to accomplish the authorized harvest."

20. ANNOUNCEMENT OF FUTURE MEETINGS.

1996 MEETING SCHEDULE

DATE	LOCATION
August 29-30	City Council Chambers 1900 Lake Tahoe Boulevard South Lake Tahoe Adopt waterfowl regulations
October 3-4	Hubbs-Sea World Research Institute 2595 Ingraham Street San Diego
November 7-8	Ahwahnee Hotel Yosemite National Park Yosemite
December 5-6	Board of Supervisors Chambers 825 Fifth Street Eureka

There being no further business, the Fish and Game Commission meeting was adjourned at 9:55 a.m.

#T14 303. Sage Grouse.

Sage Grouse may only be taken as follows:

(a) Season:

(1) The season in the East Lassen Area and Central Lassen Area shall open on the first Saturday in September extending for a period of two days.

(2) The season in the North Mono Area and the South Mono and Inyo Area shall open the first Saturday in October extending for a period of two days.

(b) Falconry-only Season:

The falconry-only season in the East Lassen Area, Central Lassen Area, North Mono Area, and South Mono and Inyo Area shall open on the ~~second~~first Saturday in ~~October~~November and extend for a period of 60 days.

(c) Areas:

(1) East Lassen Area: That portion of Lassen County beginning at the intersection of Highway 395 and County Road 502 in the town of Ravendale; north and east on County Road 502 to County Road 526 (Buckhorn Road); east on county Road 526 to the Nevada state line; south along the Nevada state line to its intersection with County Road 320 (Wendel-Flanigan Road); northwest on County Road 320 to its intersection with Highway 395 between Wendel and Litchfield; north on Highway 395 to the point of beginning.

(2) Central Lassen Area: That portion of Lassen County beginning at the intersection Highway 139 and County road 513 (Termo-Grasshopper Road): east on County road 513 to its intersection with County Road 523 (Westside Road): north on County Road 523 to its intersection with County Road 525 (Brockman Road): east on County Road 525 to its intersection with Highway 395: south on Highway 395 to its intersection with Highway 36 in the town of Johnstonville: west on Highway 36 to its intersection with Highway 139 in Susanville: north on Highway 139 to the point of beginning.

(3) North Mono Area: That portion of Mono County beginning at the intersection of Highway 182 and the California-Nevada state line; south and east along the California-Nevada state line to Highway 167; west along Highway 167 to Highway 395; north along Highway 395 to Highway 182 at Bridgeport; north along Highway 182 to the point of beginning.

(4) South Mono and Inyo Area: That portion of Mono and Inyo counties beginning at the intersection of Highway 167 and the California-Nevada state line; south and east along the California-Nevada state line to the second crossing of Highway 266; west along Highway 266 to Highway 168; south and west along Highway 168 to Highway 395; north along Highway 395 to Highway 167; east along highway 167 to the point of beginning.

(5) No open season in the balance of the state not included in subsections (b) (1), (2), (3) and (4) above.

(d) Bag and Possession Limit: Two sage grouse per day, two per season in the East Lassen Area or the Central Lassen Area: and one sage grouse per day, one per season in the North Mono Area or the South Mono and Inyo Areas.

(e) Number of Permits: East Lassen Area 250 permits

FINAL REGULATIONS  
APPROVED BY OAL

Central Lassen Area, 100 permits; North Mono Area, 150 permits; South Mono and Inyo Area, ~~100~~50 permits.

(f) Distribution of Permits:

(1) The free sage grouse hunting permits shall be issued by public drawing. ~~All permit applicants shall apply on a postcard and provide name, address, zip code, hunting license number, and the hunt area desired. All applicants shall apply either on a postcard or through the Internet at the License and Revenue Branch home Page at [HTTP://WWW.DFG.CA.GOV](http://www.dfg.ca.gov) and select sage grouse drawing. All applicants must provide their name, address, zip code, hunting license number, and the area they wish to hunt.~~ Applicants ~~may~~ shall submit only one drawing application for either the East Lassen Area or the Central Lassen Area, and only one drawing application for either the North Mono Area or the South Mono and Inyo Area. Up to four (4) ~~names~~ hunters may be ~~submitted~~ apply, as a party, ~~if a~~ All hunters' names, addresses, and hunting license numbers ~~are~~ must be included on the application. ~~Postcard applications~~ Applications for all hunts shall be mailed to the Department of Fish and Game, License and Revenue Branch, 3211 S Street, Sacramento, California, 95816. Applications must be received before the close of the business day on the second Monday of August for the East Lassen Area and Central Lassen Area hunts. Applications for the North Mono Area and South Mono and Inyo Area hunts must be received before the close of the business day on the second Monday of September. Successful applicants will be notified by mail prior to the opening date of the season. Permits are nontransferable. Any permits remaining after each drawing will be issued on a first-come, first-served basis, and will be advertised by news release following each drawing. Applications for remaining permits shall be mailed to the above address with the same required information. Successful drawing applicants previously selected, or hunt party members, may not apply for remaining permits.

(2) Applicants desiring to use a sage grouse permit during the falconry-only season specified in subsection (b) must declare upon the application that the permit is for falconry use only.

NOTE

Authority cited: Sections 200, 202 and 203, Fish and Game Code.  
Reference: Sections 200, 202, 203, 208 and 220, Fish and Game Code.

# FINAL REGULATIONS APPROVED BY OAL

Section 550, Title 14, CCR, is amended to read:

550. Regulations for General Public Use Activities on All State Wildlife Areas Listed Below.

- (a) State Wildlife Areas:
- (1) Antelope Valley Wildlife Area (Sierra County) (Type C);
  - (2) Ash Creek Wildlife Area (Lassen and Modoc counties) (Type B);
  - (3) Bass Hill Wildlife Area (Lassen County), including the Egan Management Unit (Type C);
  - (4) Battle Creek Wildlife Area (Shasta and Tehama counties);
  - (5) Big Lagoon Wildlife Area (Humboldt County) (Type C);
  - (6) Big Sandy Wildlife Area (Monterey and San Luis Obispo counties) (Type C);
  - (7) Biscar Wildlife Area (Lassen County) (Type C);
  - (8) Buttermilk Country Wildlife Area (Inyo County) (Type C);
  - (9) Butte Slough Wildlife Area (Sutter County) (Type C);
  - (10) Butte Valley Wildlife Area (Siskiyou County) (Type B);
  - (11) Cache Creek Wildlife Area (Colusa and Lake counties), including the Destanella Flat and Harley Gulch Management Units (Type C);
  - (12) Camp Cady Wildlife Area (San Bernardino County) (Type C);
  - (13) Cantara/Ney Springs Wildlife Area (Siskiyou County) (Type C);
  - (14) Cedar Roughts Wildlife Area (Napa County) (Type C);
  - ~~(15)~~ Cinder Flats Wildlife Area (Shasta County) (Type C);
  - ~~(16)~~ Collins Eddy Wildlife Area (Sutter and Yolo counties) (Type C);
  - ~~(17)~~ Colusa Bypass Wildlife Area (Colusa County) (Type C);
  - ~~(18)~~ Coon Hollow Wildlife Area (Butte County) (Type C);
  - ~~(19)~~ Cottonwood Creek Wildlife Area (Merced County), including the Upper Cottonwood and Lower Cottonwood management units (Type C);
  - ~~(20)~~ Crescent City Marsh Wildlife Area (Del Norte County);
  - ~~(21)~~ Crocker Meadow Wildlife Area (Plumas County) (Type C);
  - ~~(22)~~ Daugherty Hill Wildlife Area (Yuba County) (Type C);
  - ~~(23)~~ Decker Island Wildlife Area (Solano County) (Type C);
  - ~~(24)~~ Doyle Wildlife Area (Lassen County) (Type C);
  - ~~(25)~~ Dutch Flat Wildlife Area (Modoc County) (Type C);
  - ~~(26)~~ East Walker River Wildlife Area (Mono County) (Type C);
  - (27) Eel River Wildlife Area (Humboldt County) (Type C);
  - ~~(28)~~ Elk Creek Wetlands Wildlife Area (Del Norte County);
  - ~~(29)~~ Elk River Wildlife Area (Humboldt County) (Type C);
  - ~~(30)~~ Eureka Slough Wildlife Area (Humboldt County) (Type C);
  - ~~(31)~~ Fall River Public Fishing Access/Wildlife Area (Shasta County) (Type C);
  - ~~(32)~~ Fay Canyon Wildlife Area (Alpine County) (Type C);
  - ~~(33)~~ Fay Slough Wildlife Area (Humboldt County) (Type C);
  - ~~(34)~~ Feather River Wildlife Area (Sutter and Yuba counties), including the Abbott Lake, Lake of the Woods, Marysville, Morse Road, Nelson Slough, O'Connor Lakes, and Star

Bend management units (Type C);  
(3234) Fremont Weir Wildlife Area (Yolo County) (Type C);  
(3335) Grass Lake Wildlife Area (Siskiyou County) (Type C);  
(3436) Gray Lodge Wildlife Area (Butte and Sutter  
counties) (Type A);  
(37) Green Creek Wildlife Area (Mono County) (Type C);  
(3538) Grizzly Island Wildlife Area (Solano County),  
including the Cordelia Slough, Crescent (Type A), Gold Hills  
(Type B), Goodyear Slough (Type B), Grey Goose (Type C), Grizzly  
Island (Type A), Island Slough (Type B), Joice Island (Type A),  
and Montezuma Slough management units;  
(3639) Hallelujah Junction Wildlife Area (Lassen and Sierra  
counties) (Type C);  
(3740) Heenan Lake Wildlife Area (Alpine County) (Type C);  
(3841) Hill Slough Wildlife Area (Solano County);  
(3942) Honey Lake Wildlife Area (Lassen County) (Type B);  
(4043) Hope Valley Wildlife Area (Alpine County) (Type C);  
(4144) Horseshoe Ranch Wildlife Area (Siskiyou County) (Type  
C);  
(4245) Imperial Wildlife Area (Imperial County), including  
the Wister Management Unit (Type A) and Finney Ramer Management  
Units (Type C);  
(4346) Indian Tom Wildlife Area (Siskiyou County) (Type C);  
(4447) Indian Valley Wildlife Area (Lake County) (Type C);  
(4548) Kelso Peak and Old Dad Mountains Wildlife Area (San  
Bernardino County) (Type C);  
(4649) Kinsman Flat Wildlife Area (Madera County) (Type C);  
(4750) Knoxville Wildlife Area (Napa County) (Type C);  
(4851) Laguna Wildlife Area (Sonoma County) (Type C);  
(4952) Lake Earl Wildlife Area (Del Norte County) (Type C);  
(5053) Lake Sonoma Wildlife Area (Sonoma County) (Type C);  
(5154) Little Panoche Reservoir Wildlife Area (Fresno  
County) (Type C);  
(5255) Los Banos Wildlife Area (Merced County) (Type A);  
(5356) Lower Sherman Island Wildlife Area (Sacramento  
County) (Type C);  
(5457) Mad River Slough Wildlife Area (Humboldt County) (Type  
C);  
(5558) Marble Mountains Wildlife Area (San Bernardino  
County) (Type C);  
(5659) Mendota Wildlife Area (Fresno County) (Type A);  
(5760) Merrill's Landing Wildlife Area (Tehama County) (Type  
C);  
(5861) Miner Slough Wildlife Area (Solano County) (Type C);  
(5962) Monache Meadows Wildlife Area (Tulare County) (Type  
C);  
(6063) Moss Landing Wildlife Area (Monterey County) (Type C);  
(6164) Mouth of Cottonwood Creek Wildlife Area (Shasta and  
Tehama counties) (Type C);  
(6265) Mud Lake Wildlife Area (Siskiyou County) (Type C);  
(6366) Napa-Sonoma Marshes Wildlife Area (Solano, Napa, and  
Sonoma counties), including the American Canyon, Coon Island,  
Dutchman Slough, Huichica Creek, Napa River, Ringstrom Bay, Tolay  
Creek, White Slough, and Wingo management units (All Type C,

except White Slough;

(6467) North Grasslands Wildlife Area (Merced and Stanislaus counties), including the China Island, Gadwall, and Salt Slough management units (Type A);

(6568) O'Neill Forebay Wildlife Area (Merced County) (Type C);

(6669) Oroville Wildlife Area (Butte County), including the Thermalito Afterbay Management Unit (Type C);

(6770) Petaluma Marsh Wildlife Area (Marin and Sonoma counties), including the Black John Slough, Burdell, Day Island, Green Point, Novato Creek, Petaluma River, Point Sonoma, and Rush Creek management units (Type C);

(6871) Pickel Meadow Wildlife Area (Mono County) (Type C);

(6972) Point Edith Wildlife Area (Contra Costa County) (Type C);

(7073) Putah Creek Wildlife Area (Solano County) (Type C);

(7174) Red Lake Wildlife Area (Alpine County) (Type C);

(7275) Sacramento Bypass Wildlife Area (Yolo County) (Type C);

(7376) Sacramento River Wildlife Area (Butte, Colusa, and Glenn counties) (Type C);

(7477) San Jacinto Wildlife Area (Riverside County) (Type A);

(7578) San Luis Obispo Wildlife Area (San Luis Obispo County);

(7679) San Luis Reservoir Wildlife Area (Merced County) (Type C);

(7780) San Pablo Bay Wildlife Area (Marin and Sonoma counties) (Type C);

(7881) Santa Rosa Wildlife Area (Riverside County) (Type C);

(7982) Shasta Valley Wildlife Area (Siskiyou County) (Type

B);

(8083) Sheepy Ridge Wildlife Area (Siskiyou County) (Type C);

(8184) Silver Creek Wildlife Area (Lassen County) (Type C);

(8285) Slinkard-Little Antelope Wildlife Area (Mono County) (Type C);

(8386) Smithneck Creek Wildlife Area (Sierra County) (Type C);

(8487) South Fork Wildlife Area (Kern County) (Type C);

(8588) Spannus Gulch Wildlife Area (Siskiyou County) (Type C);

(8689) Spenceville Wildlife Area (Yuba and Nevada counties) (Type C);

(8790) Surprise Valley Wildlife Area (Modoc County) (Type C);

(8891) Sutter Bypass Wildlife Area (Sutter and Colusa counties) (Type C);

(8992) Tehama Wildlife Area (Tehama County), including the Carley Range Management Unit (Type C);

(93) Truckee River Wildlife Area (Placer and Nevada counties), including the Boca, Polaris, Union Ice, and West River management units (Type C);

(9094) Upper Butte Basin Wildlife Area (Butte and Glenn counties), including the Howard Slough, Little Dry Creek, and Llano Seco management units (Type A);

(9195) Volta Wildlife Area (Merced County) (Type A);

- (9296) Walker River Wildlife Area (Mono County) (Type C);  
(9397) Waukell Creek Wildlife Area (Del Norte County) (Type C);  
(9498) Warner Valley Wildlife Area (Plumas County) (Type C);  
(9599) West Hilmar Wildlife Area (Stanislaus County) (Type C);  
(96100) White Slough Wildlife Area (San Joaquin County) (Type C);  
(97101) Willow Creek Wildlife Area (Lassen County) (Type B);  
(98102) Yucca Flat Wildlife Area (Tulare County) (Type C);  
(99103) Yolo Bypass Wildlife Area (Yolo County).

(b) Area Regulations:

(1) Regional Manager's Authority: The regional manager shall have the authority to regulate public use of State wildlife areas where such use is not provided for in these regulations or in sections 551 and 552 of this title.

(2) Entry Restrictions. The department may limit the number of persons entering any area listed in section 550 or 551 of this title during any period for safety reasons, to reduce crowding, to provide for the limited take of a species, or may close portions of areas or close areas entirely to public entry or to specific activities.

(3) Procedures for Issuing Entry Permits. In the event that the department elects to limit the number of hunters, trappers, or other users, entry permits will be issued on a first-come, first-served basis, or by a drawing to be held at a designated department office. The department shall inform the commission in writing and the public via the news media of any implementation of the provisions of this subsection, when limits imposed under this subsection differ substantially for a specific area from the prior year. Such notification shall include: the State wildlife area affected, the time period, the reason for the limitation or closure, the number of entry permits to be issued, and the method of issuance.

(4) Permit Requirements. No person shall enter any State wildlife area or portion thereof where the department has limited public entry without a valid entry permit in their immediate possession. [See subsections 551(f), (g), and (h) for regulations regarding general requirements and costs for individual entry permits. See subsection 551(g) for entry permit requirements for specific areas.]

(5) Use Permits for Organized Events. Any person organizing an event or gathering to be conducted on a State wildlife area shall obtain a use permit from the appropriate regional manager. Such events or gatherings shall be compatible with wildlife area objectives.

(6) Motor Driven Vehicles.

(A) No person shall drive, operate, leave, place, or stop any motor driven vehicle on any State wildlife area except on public or established roads or on designated jeep trails and such other areas as designated by the Department.

(B) No person shall drive a vehicle carelessly in willful disregard of the rights or safety of others, or without due caution and/or at a speed or in a manner likely to endanger any

person, property, or wildlife.

(37) Traffic and Road Closures.

(A) Drivers of motor driven vehicles operated within the wildlife areas shall comply with the directions of traffic signs posted in the area by the department.

(B) No person shall break down, remove, or destroy any barrier, sign, or signboard erected or placed on any road, jeep trail, or unimproved road.

(48) Boats.

(A) The department may restrict the use and operation of boats on State wildlife areas, department administered national wildlife refuges, and State recreation areas to protect natural resources or provide for the orderly operation of hunting and fishing programs on these areas. Boating restrictions may include, but not be limited to, limiting boat speeds, limiting motor size and type, or prohibiting the use of motors. During the times waterfowl are present, the provisions of Section 251 of this Title will also apply.

(B) Except as prohibited in subsection 551(q), boats may be used under the following regulations on State wildlife areas, department administered national wildlife refuges, and State recreation areas.

1. When launch sites are designated by the department, all boats must be launched and removed from those sites.

2. All persons shall remove their boats from the waters when instructed to do so by an employee of the department.

3. The use of boats may be restricted to certain zones designated by the department.

4. Boat speed shall not exceed five miles per hour.

(59) Vandalism and Litter.

(A) No person shall tamper with, damage, or remove any property not his own when such property is located within a State wildlife area.

(B) No person shall leave, deposit, drop, bury, or scatter bottles, broken glass, feathers, hides, wastepaper, cans, sewage, or other rubbish in any State wildlife area except in a receptacle or area designated for that purpose, and no person shall import and deposit any rubbish or toxic substance into State wildlife areas from other places. Where no designated receptacles are provided, any refuse resulting from a person's use of the area must be removed from the area by such person.

(610) Trees and Minerals.

(A) No person shall dig up, cut, damage, or remove from a wildlife area any trees, shrubs, vines, plants or wood, except that vegetation may be cut and used for the purpose of building blinds, unless otherwise directed by the area manager.

(B) No person shall dig up or remove any humus, soil, sand, gravel, or rock.

(711) Bottle and Artifact Collecting. No person shall collect or remove bottles or artifacts, or dig or otherwise disturb the soil to locate or remove bottles or artifacts, from any Wildlife Area.

(812) Camping and Unattended Personal Property. No person shall camp in any part of a State wildlife area except in areas

designated by the department. (See subsection 551(q) for additional camping restrictions on specific areas). Camping on wildlife areas shall be limited to not more than seven consecutive days, and not more than 14 days total in any calendar year. Personal property may not be left on State wildlife areas for camping or other purposes, except at authorized locations. Decoys may not be left in the field overnight, except as provided in subsection 551(q). Any hunting blinds on wildlife areas shall be available on a first-come, first-served basis.

(913) Fires. From April 30 through October 30 on Type C areas, and during the entire year on Type A and B areas, no person shall build or maintain fires except in portable gas stoves or in fireplaces at sites developed by the department. No fire shall be left unattended and all fires shall be extinguished with water before leaving. (See subsection 551(q) for additional fire restrictions.)

(1014) Use of Dogs and Field Trials. The department may prohibit or restrict the use of dogs on any State wildlife area [see subsection 551(q)]. Except as further prohibited in subsection 551(q), dogs are allowed only for hunting or when under immediate control. Dogs must be leashed at designated campsites and check station areas. Special permits are required for field trials. Dog training is allowed only in areas designated by the department.

(1115) Pesticides Use. No person, other than authorized federal, state, or local employees conducting a pest control program approved by the department, shall apply any pesticide in any State wildlife area.

(1216) Livestock. No person shall permit livestock, including but not limited to cattle, horses, sheep, goats, and hogs, to browse, graze, bed, cross, or otherwise trespass on any State wildlife area except under an authorized grazing permit issued by the department. The recreational use of horses is allowed, except as designated in subsection 551(q). Persons who fail to remove their livestock from any State wildlife area within 48 hours after receiving official notice of trespass by the regional manager through certified mail, shall be in violation of this section.

(1317) Fish and Frogs. Frogs may not be taken for commercial purposes [see subsection 551(q) for specific area regulations].

(1418) Hunting and Trapping. Hunting and trapping shall be allowed on State wildlife areas during the regular open seasons subject to subsections 550(b) (1519), 551(b), and 551(q), and such other area use regulations as specified by the regional manager. ~~The department may limit the number of persons hunting or trapping on areas during any period for safety reasons, to reduce crowding, to provide for the limited take of a species, or may close areas entirely to hunting or trapping to protect a species. In the event that the department elects to limit the number of hunters, trappers, or other users, entry permits will be issued on a first come, first served basis, or by a drawing to be held at a designated department office. No person shall enter any State wildlife area or portion thereof where the department has~~

~~limited public entry without a valid entry permit in their immediate possession. The department shall inform the commission in writing and the public via the news media of any implementation of the provisions of this subsection, when limits imposed under this subsection differ substantially for a specific area from the prior year. Such notification shall include: the State wildlife area affected, the time period, the species involved, the number of entry permits to be issued, and the method of issuance.~~

(1519) Special Restrictions (Areas where hunting and possession of firearms and archery equipment is prohibited).

~~Battle Creek, Crescent City Marsh, Elk Creek Wetlands, and Hill Slough wildlife areas; Cordelia Slough and Montezuma Slough management units of Grizzly Island Wildlife Area; and White Slough Unit of Napa-Sonoma Marshes Wildlife Area:—No person, except authorized personnel, shall possess or discharge a firearm, bow and arrow, air or gas gun, spear gun, or other propulsive device of any kind in the following areas: Battle Creek, Crescent City Marsh, Elk Creek Wetlands, and Hill Slough wildlife areas; Cordelia Slough and Montezuma Slough management units of Grizzly Island Wildlife Area; and White Slough Unit of Napa-Sonoma Marshes Wildlife Area.~~

~~(16) Use Permits. Any person organizing an event or gathering to be conducted on a State wildlife area shall obtain a use permit from the appropriate regional manager. Such events or gatherings shall be compatible with wildlife area objectives. Individual use permits other than as provided for in subsection 550(b) and Section 551 of this title are required in all State wildlife areas unless waived by the director of the department [see subsection 551(q) for fee requirements].~~

(1720) Ejection. The department may eject any person from a State wildlife area for violation of any of these rules or regulations or for disorderly conduct, intoxication, or when a department employee determines that the general safety or welfare of the area or persons thereon is endangered. The decision, in such respect, of any department employee assigned management or enforcement responsibilities for the area shall be final.

(1821) User Responsibility for Knowing Regulations. All wildlife area users shall be responsible for area-specific regulations listed under subsection 551(q). Failure to comply with any of the area-specific regulations shall be a violation of this subsection.

NOTE

Authority: Sections 200, 202, 203, 355, 713, 1526, 1528, 1530, and 10504, Fish and Game Code. Reference: Sections 355, 711, 1055.3, 1526, 1528, 1530, 1585, 1764, 1765, and 10504, Fish and Game Code.

Section 551, Title 14, CCR, is amended to read:

551. Hunting, Firearms, and Archery Equipment Use and Permit Requirements on State and Federal Areas.

(a) The following regulations apply to areas listed below: ~~(see subsection 550(b)(15), Battle Creek, Crescent City Marsh, Elk Creek Wetlands, and Hill Slough wildlife areas, Cordelia Slough and Montezuma Slough management units of Grizzly Island Wildlife Area, and White Slough management unit of Napa Sonoma Marshes Wildlife Area, for areas where possession and use of firearms and archery equipment are completely prohibited):~~

~~(Except for areas listed in subsection 550(b)(15), areas not otherwise designated Type A or Type B are Type C areas).~~

(1) State wildlife areas listed in Section 550. (See subsection 550 (b) (19) for areas where possession and use of firearms and archery equipment are completely prohibited.)

(2) Areas operated in cooperation with the U.S. Fish and Wildlife Service (for additional regulations for Federal areas, see Section 552):

(A) Colusa National Wildlife Refuge, Type A (Colusa County);

(B) Delevan National Wildlife Refuge, Type A (Colusa County);

(C) Kern National Wildlife Refuge, Type A (Kern County);

~~(D) Kesterson National Wildlife Refuge, Type A (Merced County);~~

(ED) Merced National Wildlife Refuge, Type A (Merced County);

(FE) Sacramento National Wildlife Refuge, Type A (Glenn and Colusa counties);

(CF) Salton Sea National Wildlife Refuge, Type A (Imperial County) (operated with the Imperial Wildlife Area);

(HG) San Luis National Wildlife Refuge, Type A (Merced County) including the San Luis, Kesterson, and Blue Goose Units;

(HH) Sutter National Wildlife Refuge, Type A (Sutter County).

(3) Areas operated in cooperation with other Federal agencies:

(A) Baldwin Lake, Type C (San Bernardino County);

(B) Volta Wildlife Area, Type A (Merced County);

(C) Lake Sonoma Wildlife Area, Type C (Sonoma County).

(4) Areas operated in cooperation with other State agencies:

(A) Lake Earl Project Area, Type C (Del Norte County).

(Unclassified land administered by the Department of Parks and Recreation);

(B) O'Neill Forebay Wildlife Area, Type C (Merced County);

(C) San Luis Reservoir Wildlife Area, Type C (Merced and Santa Clara counties);

(D) Little Panoche Reservoir Wildlife Area, Type C (Fresno County);

(E) Perris Reservoir State Recreation Area, area day use fee (Riverside County).

(F) Clifton Court Forebay, Type C (Contra Costa County).

(b) Method of Take.

(1) Firearms and Archery Equipment, General: Except as otherwise provided, no person shall possess in the field or discharge a firearm, bow and arrow, air or gas gun, or other propulsive device of any kind on any wildlife area.

(2) Except as otherwise provided, no shotguns larger than twelve gauge and no rifles, pellet guns, combination rifle-shotguns, pistols, archery equipment, or revolvers shall be possessed in the field or discharged on any Type A or Type B areas. All legal firearms and archery equipment may be used on Type C areas unless prohibited (see subsection 551(q)).

(3) Shotgun shells shall not contain shot size larger than size BB in lead and size T in steel. On those areas where big game species may be hunted, shotguns with slugs may be used.

(4) At Grizzly Island Wildlife Area and on all national wildlife refuges listed in Section 552, only steel or other nontoxic shot approved by the U.S. Fish and Wildlife Service may be used or possessed in the field.

(5) Archery equipment shall not be used during the waterfowl and pheasant seasons on Type A and B areas, unless provided for in subsection 551(q).

(6) Loaded firearms, as defined in Section 2006 of the Fish and Game Code, are prohibited in the parking lots on all wildlife areas and on national wildlife refuges listed in Section 552.

(7) On Type C areas, raptors may be used to take legal game in accordance with general hunting regulations.

(8) On Type A and B state wildlife areas, raptors may be used to take legal game only from the first Saturday following the end of the general waterfowl season through the end of the falconry pheasant season. Raptors may be used only on Saturdays, Sundays, and Wednesdays.

(C) Nonhunting Uses of Firearms and Archery Equipment:

(1) Except at designated shooting sites or with a special permit, possession in the field and use of firearms and archery equipment is permitted only for the purpose of hunting on all wildlife areas and on national wildlife refuges listed in Section 552.

(2) No glass or porcelain targets shall be used on any wildlife area. Clay targets shall be used only at designated sites where their use is permitted.

(d) Hunting Days:

(1) Except as provided for in subsection 551(q), waterfowl may be taken on Type A and Type B areas only on Saturdays, Sundays, and Wednesdays.

(2) All Type A and Type B areas shall be closed to hunting on Christmas Day, except for the following Type B areas: Island Slough, and Gold Hills, ~~and Gray Geese~~ units of Grizzly Island Wildlife Area, ~~and Napa Sonoma Marshes Wildlife Area~~. These areas will be open to hunting on Christmas Day when Christmas occurs on a Wednesday, Saturday, or Sunday.

(3) On Type C areas, hunting days shall be daily except as noted in subsections 551(b) and 551(q).

(e) Shooting Hours: Waterfowl: Except as provided for in subsection 551(q), shooting hours on all Type A and Type B areas shall be the legal waterfowl shooting hours as designated by the

U.S. Fish and Wildlife Service. Other Species: Except as noted in subsection 551(q), other species may be taken only during the hours designated for the taking of each species under the regulatory powers of the Fish and Game Commission or U.S. Fish and Wildlife Service.

(f) Requirements for Entry Permits and Trespass: No person shall enter upon any area listed in sections 550 or 551 of this Title where the department requires a valid daily entry permit without the required entry permit in their immediate possession, or unless otherwise authorized by the department. Entry must be made at locations designated by the department. Daily entry permits are required to hunt during the waterfowl and pheasant seasons on Type A and B areas. Daily entry permits also may be required at other times on Type A and B areas or on Type C areas (see subsection 551(q)).

(g) Season Pass, Two-day Pass, and Entry Permit Fees:

(1) To obtain a daily entry permit to hunt during the waterfowl and pheasant seasons on Type A areas, possession of a season pass, a two-day pass, or payment of a daily fee is required, except as provided in subsection 551(q).

(2) The base fee for a Type A season pass is \$75; the base fee for a two-day pass is \$15; and the base fee for a one-day entry permit that is obtained without using a season or two-day pass is \$10. All these fees shall be adjusted annually, as required under Fish and Game Code Section 713, except that the one-day entry permit fee shall be rounded to the nearest dollar, following the computation of the annual adjustment as required by Fish and Game Code Section 713. Holders of junior hunting licenses are exempt from these fees.

(3) On Type B areas during the waterfowl and pheasant seasons, a Type B season pass or a Type A season pass is required to obtain a daily entry permit for all hunting, unless otherwise provided in subsections 551(q) or 551(1)(3).

(4) The base fee for a Type B season pass is \$25, as adjusted under Section 713. Holders of junior hunting licenses are exempt from this fee.

(5) At State recreation areas included in subsection 551(a)(14), the entry permit fee for hunting shall be the recreation area day-use fee.

(6) On Type C areas (all wildlife areas not listed as Type A, Type B, or State recreation areas in Section 551), no fees for hunting are required.

(7) On some areas (see subsection 551(q)), day use passes are required for all public access. Fees may be charged (see Fish and Game Code Section 1765).

(h) Issuance of One-day Entry Permits:

(1) Hunters with season passes shall not receive priority in the issuance of daily entry permits over hunters who do not have season passes.

(2) Holders of junior hunting licenses will be issued entry permits only when accompanied by a person at least 18 years old. A person who is at least 18 years old may be accompanied by up to two junior hunters. On Type A and B areas, adults must accompany junior hunters in the field.

(3) Entry permits must be returned, as required by the department, when departing the area.

(4) No person shall apply for, obtain, use, or have in his or her possession while hunting, any one-day entry permit which has not been issued to that person by the department or which is a duplicate, forgery, or alteration of an official department form; or which has been obtained by use of a non-validated or fraudulent application or advance reservation form. Any person who violates this section shall be barred from all State-operated areas for the entire waterfowl season following the date of discovery of the violation by the department.

(5) Any person who violates regulations governing drawing procedures for hunting opportunities on State-operated areas, other than reservation drawings described in subsection 551(j), shall not be issued a permit for that day, or shall be ejected for that day if a permit has been issued, and shall be denied entry for the remainder of the season.

(i) Daily Entry Permit Revocations, Refusals, and Ejections: On Type A and Type B areas the department is authorized to refuse to issue a one-day entry permit to anyone and to revoke this permit and eject the holder forthwith from the area for disorderly conduct, intoxication, or for any other reason when it appears that the general safety or welfare of the area, or persons thereon, is endangered. Decision of the Department employee in charge of the area in such respect shall be final. Any person whose entry permit has been revoked shall not be entitled to hunt on any wildlife area during the current hunting year. Persons affected by this section may appeal such actions to the Commission.

(j) Reservations:

(1) Advance reservations for waterfowl and pheasant hunting will be available for certain areas as specified under subsections 551(q) and 552(a).

(2) Reservations shall be issued by drawing to licensed hunters as follows: Official application forms and stamps shall be made available to the public through license agents and department offices. Applicants shall affix a \$1.05 nonrefundable application stamp to the form and submit it to the Department's License and Revenue Branch, 3211 S Street, Sacramento, CA 95816. Applications must be received in the License and Revenue Branch office at least ~~ten~~17 days prior to the authorized shoot date on which the applicant wishes to hunt. Late, incomplete, or incorrect applications will not be included in the drawing.

(3) Multiple Applications:

(A) The applicant is limited to one application for each area for each authorized shoot date as specified under subsections 551(q) and 552(a), unless otherwise specified in subsection 551(q).

(B) The department may eliminate from any drawing all applications not in compliance with these regulations. Persons who submit more than one application for the same shoot date for the same area may be barred from hunting on State-operated areas for a period of one year following the date of discovery of the violation by the department. Any reservation issued to any

person as a result of such improper submission, or to any person already barred from the State-operated areas, shall be void and of no force and effect.

(4) Priorities: Successful applicants shall be granted a one-day entry permit during the waterfowl or pheasant season, provided they present themselves and their reservation at the appropriate checking station, on the hunt date and at least one and one-half hours before waterfowl shoot time, unless otherwise designated on the reservation itself or on information mailed with the reservation. For some areas, reservations will be numbered by the department in the order in which they are drawn. These reservations will be accepted at checking stations in that order, only if the reservation holder is present at the time the number is called.

(5) Except as provided for in subsections 551(j)(6) or 551(q), or Section 552, a reservation shall assure entry for up to six persons. No more than two may be hunters who have adult licenses. (An adult license is that license required of hunters who are 16 years old or older at the time they purchase the license.) Each person who is at least 18 years old may be accompanied by up to two hunters holding junior licenses or two nonshooters irrespective of age, or one of each. Nonshooters are defined as persons who wish to accompany a permittee in the field or remain at a designated parking space. They shall not discharge or possess a firearm on the area.

(6) If hunting a special blind area, a reservation will assure entry of no more persons (adult hunters, junior hunters, and/or nonshooters) than will fill the blind.

(7) Unless otherwise provided for in this section, the advance reservation system only serves to assure entry onto the area and does not necessarily constitute a method for prioritization over other users.

(k) Deferred Openings: When the department considers such deferment desirable to protect agricultural crops from waterfowl, it is hereby authorized and directed to defer opening to public access any area until in the opinion of the Department the danger of crop damage in the immediate region is abated.

(1) Species Allowed:

(1) On Type A and Type B areas, only ducks, geese, coots, moorhens, and snipe which are then in season may be legally taken by permittees on designated shooting days during the open waterfowl hunting season; unless otherwise provided under this section or Section 552 of these regulations.

(2) Pheasant Hunting: Pheasant hunting shall be permitted as provided for in subsection 551(q) and Section 552. The regional manager may authorize junior pheasant hunts during or outside the general pheasant season.

~~(3) Hunting of Other Species on Type A and Type B areas: Except during the general waterfowl and pheasant seasons, or unless provided for in subsection 551(q), no fee, daily entry permits to hunt may be issued. Hunting shall be allowed only by obtaining a no fee, daily entry permit from the area to be hunted during the regular open season for the respective species. The Department shall limit the entry permits as to area and number,~~

~~or close the area entirely to hunting of any species when necessary for proper protection of the species concerned, or when said hunting interferes with the primary purpose of the area. Such entry permits shall be issued on a first come, first served basis or by special drawing. The sections of wildlife areas that are closed to hunting shall be posted by the Department. Except as otherwise provided, during the waterfowl season the one day entry permit fee for hunting any or all legal species shall be the same as for waterfowl hunting, except that no fee shall be charged for persons exercising hunting privileges under a junior hunting license.~~

(43) Hunting on Type C areas General: Except as provided for in subsection 551(q), hunting is permitted for each authorized species allowed to be hunted on each area, during the open season of that species.

(m) Assigned Hunting Zones: In order to assure proper hunter dispersal and to promote safety, the Department may subdivide the open hunting portion of any Type A or Type B area into zones and assign hunters to these zones as they are checked in.

(n) Posting Closed Areas: Any portion of any ~~Type A or Type B~~ State wildlife area, ~~not to exceed in the aggregate fifty percent (50%) thereof,~~ and any adjoining lands under control of the Department, may be closed to hunting or public access by the Department by posting such lands with signs at least five (5) to the mile.

~~(o) Prohibited Acts Penalties: No person shall enter, behave, hunt, or possess or use firearms and archery equipment upon any wildlife area contrary to these rules and regulations. The use of firearms and archery equipment on any of the above listed areas other than as authorized by this title is prohibited. Failure to comply therewith with regulations contained in sections 550, 551, or 552 may result in any or all of the following:~~

(1) denial of permission to enter a State-operated area; and/or

(2) revocation of any permit already issued; and/or

(3) ejection from the area; and/or

(4) citation under the provisions of the Fish and Game Code or Title 14 of the California Code of Regulations. A proceeding under (1), (2), (3) or (4) will not preclude the invocation of any other remedy.

(p) Enforcement of Regulations: These regulations shall be incorporated by reference into and become a part of all permits.

(q) ADDITIONAL REGULATIONS FOR SPECIFIC AREAS

In addition to the regulations in Section 550 and subsections 551(a) through 551(p), the following areas have special regulations which are listed below (see Section 552 for additional regulations on national wildlife refuges on which the Department of Fish and Game manages hunting programs):

Antelope Valley Wildlife Area, Type C (Sierra County);

Ash Creek Wildlife Area, Type B (Modoc and Lassen counties);

Baldwin Lake, Type C (San Bernardino County);

Bass Hill Wildlife Area, Type C (Lassen County);

Big Sandy Wildlife Area, Type C (Monterey and San Luis Obispo counties);  
Butte Slough Wildlife Area, Type C (Sutter County);  
Butte Valley Wildlife Area, Type B (Siskiyou County);  
Cache Creek Wildlife Area, including the Destanella Flat and Harley Gulch Management Units, Type C (Colusa and Lake counties);  
Clifton Court Forebay, Type C (Contra Costa County);  
Collins Eddy Wildlife Area, Type C (Sutter and Yolo counties);  
Colusa Bypass Wildlife Area, Type C (Colusa County);  
Cottonwood Creek Wildlife Area, Type C (Merced and Santa Clara counties);  
Daugherty Hill Wildlife Area, Type C (Yuba County);  
Decker Island Wildlife Area, Type C (Solano County);  
Eel River Wildlife Area, Type C (Humboldt County);  
Elk River Wildlife Area, Type C (Humboldt County);  
Fay Slough Wildlife Area, Type C (Humboldt County);  
Feather River Wildlife Area, Type C (Yuba and Sutter counties);  
Fremont Weir Wildlife Area, Type C (Sutter and Yolo counties);  
Gray Lodge Wildlife Area, including the west side and east side units, Type A (Butte County);  
Grizzly Island Wildlife Area, including the Type A Crescent, Joice Island, and Grizzly Island management units, and the Type B Gold Hills, Goodyear Slough, Grey Goose, and Island Slough management units, the Type C Grey Goose Management Unit, and the Cordelia Slough and Montezuma Slough management units (Solano County);  
Hallelujah Junction Wildlife Area, Type C (Lassen and Sierra counties);  
Heenan Lake Wildlife Area, Type C (Alpine county);  
Honey Lake Wildlife Area, including the Dakin and Fleming units, Type B (Lassen County);  
Hope Valley Wildlife Area, Type C (Alpine County);  
Horseshoe Ranch Wildlife Area, Type C (Siskiyou County);  
Imperial Wildlife Area, including the Type A Wister Unit and the Type C Finney Ramer Unit (Imperial County);  
Indian Valley Wildlife Area, Type C (Lake County);  
Kinsman Flat Wildlife Area, Type C (Madera County);  
Laguna Wildlife Area, Type C (Sonoma County);  
Lake Earl Wildlife Area, Type C (Del Norte County);  
Lake Earl Project Area, Type C (Del Norte County);  
Lake Sonoma Wildlife Area, Type C (Sonoma County);  
Little Panoche Reservoir Wildlife Area, Type C (Fresno County);  
Los Banos Wildlife Area, Type A (Merced County);  
Lower Sherman Island Wildlife Area, Type C (Sacramento County);  
Mad River Slough Wildlife Area, Type C (Humboldt County);  
Mendota Wildlife Area, Type A (Fresno County);  
Miner Slough Wildlife Area, Type C (Solano County);  
Moss Landing Wildlife Area, Type C (Monterey County);

Mouth of Cottonwood Creek Wildlife Area, Type C (Shasta County);

Napa-Sonoma Marshes Wildlife Area, including the American Canyon, Coon Island, Dutchman Slough, Huichica Creek, Napa River, Ringstrom Bay, Tolay Creek, and Wingo management units, Type BC, and White Slough Management Unit (Napa, Solano, and Sonoma counties);

North Grasslands Wildlife Area, including China Island, Gadwall, and Salt Slough units, Type A (Merced and Stanislaus counties);

O'Neill Forebay Wildlife Area, Type C (Merced County);

Oroville Wildlife Area, Type C (Butte County);

Petaluma Marshes Wildlife Area, Type C (Marin and Sonoma counties);

Point Edith Wildlife Area, Type C (Contra Costa County);

Putah Creek Wildlife Area, Type C (Solano County);

Sacramento Bypass Wildlife Area (Type C, Yolo County);

Sacramento River Wildlife Area, Type C (Glenn, Butte, and Colusa counties);

San Jacinto Wildlife Area, Type A (Riverside County);

San Luis Obispo Wildlife Area, \$4 range fee (San Luis Obispo County);

San Luis Reservoir Wildlife Area, Type C (Merced and Santa Clara counties);

San Pablo Bay Wildlife Area, Type C (Marin and Sonoma counties);

Santa Rosa Wildlife Area, Type C (Riverside County);

Shasta Valley Wildlife Area, Type B (Siskiyou County);

Spenceville Wildlife Area, Type C (Nevada and Yuba counties);

Surprise Valley Wildlife Area, Type C (Modoc County);

Sutter Bypass Wildlife Area, Type C (Colusa and Sutter counties);

Tehama Wildlife Area, Type C (Tehama County);

Truckee River Wildlife Area, including the Boca, Polaris, Union Ice, and West River management units, Type C (Placer and Nevada counties);

Upper Butte Basin Wildlife Area, including the Howard Slough, Little Dry Creek, and Llano Seco units, Type A (Butte and Glenn counties);

Volta Wildlife Area, Type A (Merced County);

West Hilmar Wildlife Area, Type C (Merced County);

White Slough Wildlife Area, Type C (San Joaquin County);

Willow Creek Wildlife Area, Type B (Lassen County);

Yolo Bypass Wildlife Area, Type A (Yolo County) (closed to public uses during construction).

#### REGION 1

(1) Ash Creek Wildlife Area

(A) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons. Doves: Daily during the September dove season and on waterfowl hunt days during the late dove season. Pheasants: Sundays only during the pheasant season.

(B) Authorized Species: Waterfowl, coots, moorhens, doves, pheasants, and snipe. Pronghorn antelope and ~~pheasants~~ may be taken during junior hunts only.

(C) Camping and Trailers: ~~Not~~ Allowed.

(D) Special Restrictions: Designated portions may be closed to public entry from March 1 through August 15. No person shall enter or leave the wildlife area except at designated entry points. All dogs must be on a leash from March 1 to August 15.

(2) Bass Hill Wildlife Area

(A) Hunt Days: Daily during seasons for authorized species, except for Special Restrictions listed below.

(B) Authorized Species: All legal species.

(C) Camping and Trailers: Not allowed.

(D) Special Restrictions: No person shall enter Bass Hill Wildlife Area, including the Egan Management Unit, during the period January 1 through April 30 except with prior written permission of the regional manager. The Egan Management Unit of Bass Hill Wildlife Area shall be closed to all entry and hunting from the last Friday in September through the last Sunday in October.

(3) Butte Valley Wildlife Area

(A) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during the waterfowl season. Pheasants: Sundays only during the pheasant season Doves: Daily during the September dove season and on waterfowl hunt days during the late dove season.

(B) Authorized Species: Waterfowl, coots, moorhens, snipe, pheasants, and doves. Pronghorn antelope and ~~pheasants~~ may be taken during junior hunts only.

(C) Camping and Trailers: ~~Not~~ Allowed.

(D) Special Restrictions: Boats with motors are prohibited. Boating and other water-related sports are prohibited from March 1 to September 1. No person shall enter or leave the area except at designated entry points. The area is open to public use only from two hours before sunrise to one hour after sunset. Dogs must be on a leash from March 1 to August 15.

(4) Eel River Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily, during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coot, and snipe.

(D) Camping and Trailers: Not allowed.

(5) Elk River Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coot, and snipe.

(D) Camping and Trailers: Not allowed.

(6) Fay Slough Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coot, and snipe.

(D) Camping and Trailers: Not allowed.

(7) Honey Lake Wildlife Area (Fleming and Dakin Units)

(A) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons.

Pheasants: Waterfowl hunt days during the pheasant season.

Quail and rabbits: Waterfowl hunt days that occur during the pheasant season. Doves: Daily during the September dove season and on waterfowl hunt days during the late dove season.

(B) Authorized Species: Waterfowl, snipe, coots, moorhens, pheasants, quail, doves, and rabbits.

(C) Camping and Trailers: Allowed.

(D) Special Restrictions: Designated portions of the wildlife area may be closed to all public entry from March 1 through August 15. No person shall enter or leave the area except at designated entry points. Dogs must be on a leash from March 1 to August 15.

(8) Horseshoe Ranch Wildlife Area

(A) Method of Take Restrictions: All authorized methods of take except during the spring turkey season when only shotguns and archery equipment are permitted and during the M-2 deer season when only muzzle loading firearms [as per subsection 353(a)] are permitted.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: All legal species.

(D) Camping: Camping allowed.

(E) Special Restrictions: ~~Only hunters with special permits are allowed on the wildlife area during the M-2 deer season.~~ Only persons possessing a valid M-2 deer tag may possess a firearm on the wildlife area during the M-2 hunt periods.

(9) Lake Earl Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coots, snipe, and moorhens.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: Possession and use of authorized firearms and archery equipment is permitted only within the first 100 feet of land along the shoreline and on the water surface of Lake Earl and Lake Talawa during the regular open waterfowl season. Boats are allowed, but motors are prohibited during the waterfowl season.

(10) Lake Earl Project Area (Lands administered by the Department of Parks and Recreation)

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Saturdays, Sundays, and Wednesdays during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coots, and moorhens.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: Entry for hunting purposes is allowed only from the public access sites on Kellogg Road and Pala Road.

(11) Mad River Slough Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coot, and snipe.

(D) Camping and Trailers: Not allowed.

(12) Mouth of Cottonwood Creek Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Not allowed.

(13) Shasta Valley Wildlife Area

(A) Hunt Days: Waterfowl, snipe, coots, and moorhens: Saturdays, Sundays, and Wednesdays during open seasons. Pheasants: Sundays only during the pheasant season. Quail: Waterfowl hunt days only. Doves: Daily during the September dove season and on waterfowl hunt days during the late dove season.

(B) Authorized Species: Waterfowl, snipe, coots, moorhens, pheasants, quail, and doves.

(C) Camping and Trailers: Allowed, ~~only during waterfowl season.~~

(D) Special Restrictions: No person shall enter or leave the wildlife area except at designated entry points. Only electric boat motors are allowed. Dogs must be on a leash from March 1 to August 15. Pheasant hunters must have special permits obtained at the check station. Fishing is allowed only as follows: At Bass Lake, fishing is allowed only from April 1 through October 15. At Trout Lake, fishing is allowed only from August 1 through September 30. In addition, all anglers at Trout Lake must have a reservation issued by special drawing, all fish taken at Trout Lake must be released alive back into Trout Lake, and only artificial lures may be used. Frogs may be taken only from August 1 to October 15.

(14) Surprise Valley Wildlife Area

(A) Hunt Days: Daily during open seasons for authorized species.

(B) Authorized Species: All legal species.

(C) Camping and Trailers: Allowed in south parking area, except during the period April 1 to August 15.

(15) Tehama Wildlife Area

(A) Hunt Days: Daily during open seasons for authorized species, except for Special Restrictions listed below.

(B) Authorized Species: All legal species.

(C) Camping and Trailers: Allowed.

(D) Special Restrictions:

1. No person shall enter the Carley Range Unit or that portion of Tehama Wildlife Area lying south of Hogsback (Belle Mill) Road during the period December 1 through the first Friday in April except with prior written permission of the regional manager.

2. During the Zone G-1 deer season and in the wild pig management area when wild pig hunting is allowed, only persons with Department issued entry permits may enter the Tehama Wildlife Area.

3. During April and May, wild pig hunting will be permitted in designated areas by Department issued entry permits only.

4. Dogs may not be used to hunt wild pigs.

(16) Willow Creek Wildlife Area

(A) Hunt Days: Saturdays, Sundays, and Wednesdays during open seasons for authorized species.

(B) Authorized Species: Waterfowl, snipe, coots, and moorhens.

(C) Camping and Trailers: Not allowed.

REGION 2

(17) Antelope Valley Wildlife Area

(A) Hunt Days: Daily from July 1 through January 31 during open seasons for authorized species.

(B) Authorized Species: All legal species.

(C) Camping and Trailers: Trailers are not allowed.

(D) Special Restrictions: Hunting is allowed only from September July 1 through January 31.

(18) Butte Slough Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily from September 1 through January 31.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: Area closed to public use from one hour after sunset to one hour before sunrise.

(19) Clifton Court Forebay

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Saturdays, Sundays, and Wednesdays during open seasons for authorized species.

(C) Entry Permit: Self-registration is required.

(D) Authorized Species: Waterfowl, coots, and moorhens.

(E) Camping and Trailers: Not allowed.

(20) Collins Eddy Wildlife Area

(A) Method of Take Restrictions: No rifles, pistols, or archery equipment may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coots, moorhens, and all upland game.

(D) Camping and Trailers: Not allowed.

(21) Colusa Bypass Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Not allowed.

(2122) Daugherty Hill Wildlife Area

(A) Method of Take Restrictions: During the spring turkey season, only shotguns and archery equipment may be used, and then only for the purpose of turkey hunting.

(B) Hunt Days: Daily from July 1 through January 31 during open seasons for authorized species and during the spring turkey season.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: Entry permit, issued by special drawing, is required for the first nine days of the spring turkey season. Hunting is allowed only from July 1 through January 31 and during the spring turkey season, when only turkeys may be hunted. Dogs are allowed only for hunting. Horses and bicycles are allowed only from May 1 to September 15.

(2223) Decker Island Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Not allowed.

(2324) Feather River Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily from July 1 through January 31 during open seasons for authorized species and during the spring turkey season.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: No person shall enter that portion of the O'Connor Lakes Management Unit marked as closed to entry from March 1 through June 30 without special authorization of the Department. Hunting is allowed only from July 1 to January 31 and during the spring turkey season, when only turkeys may be hunted.

(2425) Fremont Weir Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Pheasants, doves, quail, and waterfowl.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: Hunting is allowed only from September 1 through January 31.

(2526) Gray Lodge Wildlife Area

(A) Ammunition Restrictions: A hunter shall not possess more than 25 shotgun shells while in the field during the waterfowl season.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons. Pheasant: Every day during the first nine days of the pheasant season. Thereafter, during the regular pheasant season, pheasant hunting will be allowed only on Saturdays, Sundays, and Wednesdays. Doves: Daily during the September dove season and only on waterfowl or pheasant hunt days during the late dove season. Rabbits: Only on pheasant hunt days. Deer: Only during the Gray Lodge Deer Hunt under special permit issued by drawing.

(C) Day Use Pass Requirement for Public Access: In addition to a daily entry permit required for hunting during the waterfowl and pheasant seasons, a day use pass or valid annual pass is required of all users except for users that possess a valid California sport fishing license, hunting license, or trapping license, or users that are under 16 years of age, or users that are part of an organized youth or school group, having free permits issued by the appropriate regional office.

(D) Authorized Species: Waterfowl, snipe, coots, moorhens, pheasants, doves, rabbits, and deer (special hunt only).

(E) Camping and Trailers: Allowed only during the waterfowl season.

(F) Special Restrictions: Closed to all nonhunting uses from two weeks before waterfowl season to one week after waterfowl season, except that a wildlife viewing area is open on most days during the entire year. Dove hunting is allowed only in designated portions of the wildlife area. Public entry is allowed only from sunrise to sunset, except by written permission. Horses are restricted to roads only on the east side of the area and are allowed only during July and August. Hunting with falcons is restricted to the east side of the area.

(2627) Hallelujah Junction Wildlife Area

(A) Hunt Days: Daily from July 1 through January 31 during open seasons for authorized species.

(B) Authorized Species: All legal species.

(C) Camping and Trailers: Not allowed.

(D) Special Restrictions: Hunting is allowed only from July 1 through January 31 during open seasons for authorized species. Horses and bicycles are prohibited. Dogs are allowed for hunting only.

(2728) Heenan Lake Wildlife Area

(A) Hunt Days: Daily during open seasons for authorized species.

(B) Authorized Species: All legal species.

(C) Camping and Trailers: Not allowed.

(D) Special Restrictions: Boats are not allowed unless participating in the controlled entry fishing opportunity.

(2829) Hope Valley Wildlife Area

(A) Hunt Days: Daily from the opening of archery deer season through January 31 during open seasons for authorized species.

(B) Authorized Species: All legal species.

(C) Camping and Trailers: Backpack camping east of Highway 89 only. No open fires allowed.

(D) Special Restrictions: Hunting is allowed only from the opening of archery deer season through January 31.

(2930) Lower Sherman Island Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coots, moorhens, pheasants, doves, and rabbits.

(D) Camping: Not allowed.

(E) Special Restrictions: The Regional Manager may determine whether decoys may be left in the field.

(3031) Miner Slough Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl.

(D) Camping and Trailers: Not allowed.

(3132) Oroville Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed, except at the designated target practice area.

(B) Hunt Days: Daily from September 1 through January 31 during open seasons for authorized species and during the spring turkey season.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Allowed in designated campsites.

(E) Special Restrictions: All legal firearms and archery equipment may be possessed and discharged at the target practice area, which is open all year. Use of the target practice area is permitted only from sunrise to sunset. Entry permits issued by special drawing are required for turkey hunting, which is allowed only during the spring turkey season. Hunting is allowed only from September 1 through January 31 and during the spring turkey season, when only turkeys may be hunted. Fires are allowed only in portable gas stoves at sites designated for camping by the department. Dog training is allowed only in designated areas and only from July 1 through March 15. Horses are restricted to roads open to vehicles and within 25 feet of exterior boundary fences. Bicycles and horse drawn carriages are restricted to roads open to vehicles. No off-highway vehicles are allowed at any time. Public entry is allowed only from sunrise to sunset on some portions of the area.

(3233) Putah Creek Wildlife Area

(A) Hunt Days: Daily from the opening of deer season through January 31 during open seasons for authorized species.

(B) Authorized Species: All legal species.

(C) Camping and Trailers: Not allowed.

(D) Special Restrictions: Hunting is allowed only from the opening of the deer season through January 31.

(3334) Sacramento Bypass Wildlife Area

(A) Method of Take Restrictions: No rifles, pistols, or archery equipment may be used or possessed. Shot shells only. No buckshot or slugs.

(B) Hunt Days: Daily from September 1 through January 31 during open seasons for authorized species.

(C) Authorized Species: Upland game and waterfowl.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: Hunting is allowed only from September 1 through January 31.

(3435) Sacramento River Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily from the opening of deer season through January 31 during open seasons for authorized species.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: Hunting is allowed only from the opening of deer season through January 31.

(3536) Spenceville Wildlife Area

(A) Hunt Days: Daily from September 1 through January 31 during open seasons for authorized species and during the spring turkey season.

(B) Authorized Species: All legal species.

(C) Camping and Trailers: Allowed in designated campsites during the period September 1 through April 15.

(D) Special Restrictions: Entry permit, issued by special drawing, is required for the first 9 days of the spring turkey season. Hunting is allowed only from September 1 through January 31, and during the spring turkey season, when only turkeys may be hunted. Dog training is allowed only in designated areas and only from July 1 through March 15. Bicycles are allowed only on designated roads. Horses are restricted to designated trails. Fires are allowed only in portable gas stoves at sites designated for camping by the department. All legal firearms and archery equipment may be possessed and discharged at the designated target practice area, which is open all year. Use of the target practice area is permitted only from sunrise to sunset.

(3637) Sutter Bypass Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Not allowed.

(38) Truckee River Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Not allowed.

(3739) Upper Butte Basin Wildlife Area

(A) Ammunition Restrictions: A hunter shall not possess more than 25 shotgun shells while in the field during the waterfowl season.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons. Pheasant: Every day during the first five days of the season, and on waterfowl hunt days during the remainder of the pheasant season. Doves and rabbits: Daily during the September dove season, and on waterfowl or pheasant hunt days during the late dove season.

(C) Entry Permit: For the Howard Slough and Llano Seco units, hunters must purchase before arrival either a two-day pass or Type A season pass to obtain a daily entry permit. ~~For the Little Dry Creek Unit, daily entry permits must be obtained through the Gray Lodge checking station.~~

(D) Authorized Species: Waterfowl, coots, moorhens, snipe, dove, pheasants, and rabbits.

(E) Camping and Trailers: Camping in checking station parking lots at Llano Seco and Howard Slough units only. Trailers not allowed.

(F) Special Restrictions: Closed to all nonhunting uses from two weeks before waterfowl season to one week after waterfowl season. Public entry is allowed only from sunrise to sunset, except by written permission. On the Little Dry Creek Unit, dove hunting is allowed only east of Little Dry Creek. Horses are prohibited. Dogs are allowed for hunting only.

(3840) White Slough Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl, pheasants, quail, and doves.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: Possession and use of firearms or other propulsive device is prohibited in that portion of White Slough Wildlife Area designated as Pond 9. Horses are not allowed on the wildlife area. ~~No flotation devices allowed.~~ Hunting is allowed only from September 1 through January 31.

(3941) Yolo Bypass Wildlife Area

(A) Special Restrictions: No person shall enter the area without a special permit issued by the Regional Manager.

REGION 3

(4042) Big Sandy Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Not allowed.

(4143) Cache Creek Wildlife Area

(A) Hunt Days: Daily during open seasons for authorized species.

(B) Authorized Species: All legal species.

(C) Camping and Trailers: Trailers are not allowed. Primitive camping is allowed on all units of the Cache Creek Wildlife Area, except that no camping is allowed within one-quarter mile of designated parking areas.

(D) Special Restrictions: Except for the Destanella Flat and Harley Gulch management units, no person shall enter that portion east of the North Fork and south of the Main Fork of Cache Creek during the elk calving period, April 1 through June 30 except with prior written permission of the regional manager. Use of dogs is restricted (see Section 265). In addition to this restriction, dogs are not allowed for pig hunting at any time of year.

(4244) Grizzly Island Wildlife Area

(A) Ammunition Restrictions: Shotguns may only be used with steel or other nontoxic shot approved by the U.S. Fish and Wildlife Service, and not more than 25 shot shells may be possessed while in the field during the waterfowl season.

(B) Hunt Days: Crescent and Grizzly Island Units: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons. Pheasants: Each day during the first 12 days of the general pheasant season, and only on Saturdays, Sundays, and Wednesdays during the remainder of the pheasant season. Rabbits and doves: Rabbit hunting is allowed daily in July and on pheasant hunt days. Dove hunting is allowed daily during the season in September after the close of the Grizzly Island tule elk hunt and on pheasant hunt days during the late dove season. Joice Island Unit: Waterfowl, coots, moorhens, and snipe: Sundays only when the department determines that the fall flight forecast and/or waterfowl numbers in the Suisun Marsh warrant its opening. Goodyear Slough and Gold Hills units: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons. Island Slough and Grey Goose Units: Waterfowl, coots, moorhens, snipe, and pheasants: Saturdays, Sundays, and Wednesdays during open seasons. Cordelia Slough and Montezuma Slough units: No hunting allowed.

(C) Day Use Pass Requirement for Public Access: For the Grizzly Island Unit, in addition to a daily entry permit required for hunting during the waterfowl and pheasant seasons, a day use pass or annual pass is required of all users except for users that possess a valid California sport fishing license, hunting license, or trapping license, or users that are under 16 years of age, or users that are part of an organized youth or school group, having free permits issued by the appropriate regional office.

(D) Authorized Species: Grizzly Island Unit: Waterfowl, snipe, coots, moorhens, elk, rabbits, doves, and pheasants. Crescent, Grey Goose, and Island Slough units: Waterfowl, snipe, coots, moorhens, rabbits, and pheasants. Gold Hills, Goodyear Slough, and Joice Island units: Waterfowl, snipe, coots, and moorhens.

(E) Camping and Trailers: Not allowed except with prior written permission of the area manager during the tule elk hunting season.

(F) Special Restrictions: Cordelia Slough Unit: Closed to public use except with prior written permission from the area manager. Crescent Unit: Closed from October 1 through the end of the general waterfowl season to uses other than hunting. Grizzly Island Unit: Closed to uses other than hunting from the last Monday in July through the end of the Grizzly Island tule elk hunting season and from October 1 through the end of the general waterfowl season. Gold Hills, Goodyear Slough, Gray Goose, and Island Slough units: Closed from October 1 through the end of the general waterfowl season to uses other than hunting. Joice Island Unit: Closed to public use except when permits are issued for waterfowl hunting, or with prior written permission of the area manager and during the special season open to fishing from mid-May to mid-August (contact area Headquarters for details). On all units, horses are allowed only under permit and only during organized dog field trials. On all units, fires are restricted to portable gas stoves throughout the year. The use of boats for hunter access on all management units of the Grizzly Island Wildlife Area, except the Grey Goose Unit, is prohibited. This shall not prohibit launching of boats at the Grizzly Island and Montezuma Slough management units for access to Montezuma Slough. Boats less than eight feet in length may be used to transport decoys and/or blind materials.

(4345) Indian Valley Wildlife Area

(A) Hunt Days: Daily during open seasons for authorized species.

(B) Authorized Species: All legal species. . .

(C) Camping and Trailers: Camping allowed, but trailers are prohibited.

(D) Special Restrictions: Use of dogs restricted (see Section 265).

(46) Laguna Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Camping and Trailers: Not allowed.

(C) Special Restrictions: Horseback riding is not allowed from November 15 through June 15. Dogs are not allowed from March 2 through June 30.

(4447) Lake Sonoma Wildlife Area

(A) Method of Take Restrictions: As authorized during special hunts.

(B) Hunt Days: As authorized for special hunts.

(C) Entry Permit: Entry permit, issued by special drawing, is required. (See subsection 360(C) for deer hunt information.)

(D) Daily Hunter Capacity: As authorized for special hunts.

(E) Authorized Species: Deer, wild pigs, and turkeys.

(F) Camping and Trailers: Allowed in Army Corps of Engineers designated campgrounds only.

(G) Special Restrictions: No person, except by special authorization of the Department of Fish and Game, shall enter that portion of the Lake Sonoma Wildlife Area marked by signs as "Critical Habitat" during the period of February 1 through August 1. Dogs are not allowed.

(4548) Moss Landing Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Saturdays, Sundays, and Wednesdays during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coots, and moorhens.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: Closed to all hunting on New Years Day. The Salt Ponds are closed to hunting.

(4649) Napa-Sonoma Marshes Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Saturdays, Sundays, and Wednesdays during open seasons for authorized species, except that doves and rabbits may be hunted daily during the September dove season.

(C) Authorized Species: Waterfowl, coots, moorhens, snipe, rabbits, pheasants, and doves.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: White Slough Unit: Closed to all hunting and firearms and archery equipment use. Dogs are not allowed from March 2 through June 30.

(4750) Petaluma Marsh Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coots, moorhens, and rabbits.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: Day Island, Green Point, Novato Creek, Point Sonoma, and Rush Creek units: Closed to hunting and firearms and archery equipment use. All units: Dogs are not allowed from March 2 through June 30.

(4851) Point Edith Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coots, and moorhens.

(D) Camping and Trailers: Not allowed.

(4952) San Luis Obispo Wildlife Area

(A) Period of Firearms and Archery Equipment Use: All year. No firearms or other propulsive devices of any kind may be possessed or discharged except at the designated shooting range at such times as the facility is open to the public and under the direction and control of the authorized rangemaster.

(B) Days of Operation: Friday through Monday, 8:00 a.m. to 4:30 p.m.

(C) Fee: \$4 per day for range fees.

(D) Authorized Species: None.

(E) Camping and Trailers: Not allowed.

(F) Special Restrictions: No person shall enter the San Luis Obispo Wildlife Area except that portion of the area designated as a public shooting facility under supervision of the authorized rangemaster or with written permission from the

regional manager. Alcoholic beverages may not be possessed or consumed on any part of the San Luis Obispo Wildlife Area by any person who officially acts as a rangemaster, or by any person who attempts to discharge a firearm or shoot an arrow.

(5053) San Pablo Bay Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl, coots, and moorhens.

(D) Blinds: Shall be available on first-come, first-served basis.

REGION 4

(5154) Cottonwood Creek Wildlife Area

(A) Lower Cottonwood Creek Unit.

1. Method of Take Restrictions: No rifles or pistols may be used or possessed. During the archery deer season, wild pigs may be taken only with archery equipment.

2. Hunt Days: Wild Pigs: Daily from opening of Zone A archery deer season through the close of the Zone A general deer season. Other species: Daily from opening of Zone A deer season through January 31 during open seasons for authorized species.

3. Entry Permit: Self registration permit (obtained from Upper Cottonwood, O'Neill, or San Luis Reservoir wildlife areas) required.

4. Authorized Species: ~~All legal species, Deer, wild pigs, rabbits, turkeys, quail, and doves.~~

5. Camping and Trailers: Not allowed.

6. Special Restrictions: Dogs are not allowed for hunting wild pigs. Horseback riding is not allowed.

(B) Upper Cottonwood Creek Unit.

1. Method of Take Restrictions: No rifles or pistols may be used or possessed, except during Zone A deer season when centerfire rifles and pistols are allowed. During the archery deer season, wild pigs may be taken only with archery equipment.

2. Hunt Days: Wild Pigs: Daily from opening of Zone A archery deer season through the close of Zone A general deer season. Other species: Daily from opening of Zone A deer season through January 31 during open seasons for authorized species.

3. Entry Permit: Self registration required. Special permit, obtained by special drawing, is required for all entry during the opening weekend of Zone A firearms deer season.

4. Authorized Species: ~~All legal species, Deer, wild pigs, rabbits, turkeys, quail, and doves.~~

5. Camping and Trailers: Allowed in parking lot only.

6. Special Restrictions: Dogs are not allowed for hunting wild pigs. Horseback riding is not allowed.

(5255) Kinsman Flat Wildlife Area

(A) Method of Take Restrictions: Only shotguns and archery equipment are permitted during the spring turkey season.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Not allowed.

(5356) Little Panoche Reservoir Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Allowed in parking lot only.

(E) Special Restrictions: Dogs are not allowed for hunting wild pigs. Dogs must be leashed from April 1 through June 30. Horseback riding is allowed during authorized field trials only.

(5457) Los Banos Wildlife Area

(A) Ammunition Restrictions: A hunter shall not possess more than 25 shot shells while in the field during the waterfowl season.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons.

Pheasants: Every day during the first nine days of the pheasant season and on Saturdays, Sundays, and Wednesdays during the remainder of the pheasant season and on the day following Thanksgiving. Other authorized species: Daily during open seasons during the periods July 1 through September 15, and from the beginning of waterfowl season through March 31, except that hunt days are limited to waterfowl and pheasant hunt days during the waterfowl and pheasant season. Raccoons and rabbits may not be taken during the waterfowl or pheasant seasons.

(C) Day Use Pass Requirement for Public Access: In addition to a daily entry permit required to hunt during the waterfowl and pheasant seasons, a day use pass or annual pass is required of all users except for users that possess a valid California sport fishing license, hunting license, or trapping license, or users that are under 16 years of age, or users that are part of an organized youth or school group and having free permits issued by the appropriate regional office.

(D) Authorized Species: Waterfowl, snipe, coots, moorhens, pheasants, doves, raccoons, and rabbits.

(E) Camping and Trailers: House trailers may not be taken beyond the checking station parking lot during the waterfowl and pheasant seasons.

(F) Special Restrictions: Closed to all public uses from September 15 until the opening of waterfowl season. However, wildlife observation is allowed in authorized locations on Saturdays, Sundays, and Wednesdays during waterfowl season, and will be permitted daily during the balance of the public use period. Dogs must be on a leash from April 1 through June 30. Special permits are required to hunt zones 6 and 7 and the Mud Slough Unit during the waterfowl season. When assigned blind sites, hunters shall hunt only from their assigned sites, except to retrieve ~~crippled and~~ downed birds. Horseback riding is allowed for authorized field trials only. During the waterfowl season, shooting hours in the Zone 7 blind area will be legal starting time until 12:00 noon.

(5558) Mendota Wildlife Area

(A) Ammunition Restrictions: A hunter shall not possess more than 25 shot shells while in the field during the waterfowl season.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons. Pheasants: Every day during the first nine days of the pheasant season and only on Saturdays, Sundays, and Wednesdays during the remainder of the pheasant season and on the day following Thanksgiving. Other authorized species: Daily during open seasons from July 1 through September 15, and from the beginning of waterfowl season through March 31, except that hunt days are restricted to waterfowl and pheasant hunt days during the waterfowl and pheasant season. Raccoons may not be hunted during the waterfowl season.

(C) Authorized Species: Waterfowl, snipe, coots, moorhens, pheasants, dove, rabbits, and raccoons.

(D) Camping and Trailers: Allowed only at hunter check station during waterfowl season.

(E) Special Restrictions: ~~Closed to all public use, except for authorized hunting from September 15 until February 1.~~ The designated tour route and fishing site are open all year. The remainder of the area is open to authorized hunting from September 15 to February 1. Dogs must be on a leash from April 1 through June 30.

(5659) North Grasslands Wildlife Area

(A) Ammunition Restrictions: A hunter shall not possess more than 25 shot shells while in the field during the waterfowl season.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons. Snipe also may be taken on pheasant hunt days. Pheasants: Every day during the first nine days of the pheasant season and thereafter on Saturdays, Sundays and Wednesdays during the remainder of the pheasant season and on the day following Thanksgiving. Other authorized species: Daily during open seasons from July 1 through September 15, and from the beginning of waterfowl season through March 31, except that hunt days are restricted to waterfowl and pheasant hunt days during the waterfowl and pheasant season. Raccoons may not be hunted during the waterfowl season.

(C) Authorized Species: Waterfowl, snipe, coots, moorhens, pheasants, doves, raccoons, and rabbits.

(D) Camping and Trailers: Not allowed beyond checking station.

(E) Special Restrictions: Dogs must be on a leash from April 1 through June 30. Horseback riding is allowed during authorized field trials only. Closed to all public use from September 15 to the opening of waterfowl season.

(5760) O'Neill Forebay Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Waterfowl, pheasants, quail, doves, and rabbits.

(D) Camping and Trailers: Allowed in parking lot only.  
(E) Special Restrictions: Dogs must be on a leash from April 1 through June 30. Horseback riding is allowed only during authorized field trials.

(5861) San Luis Reservoir Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: All legal species.

(D) Camping and Trailers: Allowed in parking lot only.

(E) Special Restrictions: Dogs are not allowed for wild pig hunting. Horseback riding is not allowed.

(5962) Volta Wildlife Area (U.S. Bureau of Reclamation Lands)

(A) Ammunition Restrictions: A hunter shall not possess more than 25 shot shells while in the field during the waterfowl season.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons. Pheasants: Every day during the first nine days of the pheasant season and thereafter on Saturdays, Sundays, and Wednesdays during the remainder of the pheasant season and on the day following Thanksgiving. Other Authorized Species: Daily from July 1 through September 15, and from the beginning of waterfowl season through March 31, except that hunt days are restricted to waterfowl and pheasant hunt days during the waterfowl and pheasant season.

(C) Authorized Species: Waterfowl, snipe, coots, moorhens, pheasants, and rabbits. Rabbits may not be taken during the waterfowl season.

(D) Camping and Trailers: Allowed at checking station parking lot during waterfowl season only.

(E) Special Restrictions: Closed to all public use from September 15 until the beginning of waterfowl season, except for fishing in the Volta Wasteway Channel. From September 15 through the Saturday following the end of waterfowl season, fishing is restricted to the Volta Wasteway Channel for a distance of one mile downstream of Ingomar Grade. Except during waterfowl and pheasant seasons, when hunting permittees are allowed to drive to designated parking areas, vehicle access is not allowed.

(6063) West Hilmar Wildlife Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Daily during open seasons for authorized species.

(C) Authorized Species: Quail, doves, pheasants, rabbits, and waterfowl.

(D) Camping and Trailers: Not allowed.

REGION 5

(6164) Baldwin Lake, San Bernardino National Forest

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Saturdays and Wednesdays during open seasons for authorized species.

(C) Entry Permit: ~~An entry permit is required for the first seven days of duck season.~~

~~(D) Reservations and Entry Permits: Waterfowl hunting reservations, which serve as entry permits, are required for the first seven hunt days (Saturdays and Wednesdays) of duck season. Reservations are issued by drawing ten days prior to each shoot day. Beginning on the fourth Wednesday of the season, entry permits are not required. Reservations will be available only in years when water is available in sufficient quantity to support waterfowl hunting.~~

(ED) Authorized Species: Waterfowl, coots, and moorhens.

(FE) Camping and Trailers: Not allowed.

(GF) Special Restrictions: Shore hunting is not allowed. Hunting is permitted only from boats. All boats must be in and completely surrounded by water. All boats must be launched from the designated sites only. Hunting is permitted only in designated areas. A hunter shall not possess more than 25 shot shells while in the field.

(6265) Imperial Wildlife Area

(A) Wister Unit

1. Ammunition Restrictions: A hunter shall not possess more than 25 shot shells while in the field during the waterfowl season.

2. Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons. Snipe may also be taken on pheasant hunt days. Doves: Daily during the September dove season and on pheasant hunt days. Pheasants: Mondays during the pheasant season. Rabbits: Daily during season, except the waterfowl season. Rabbits may also be hunted on pheasant hunt days. Quail: Only on pheasant hunt days. Raccoons: ~~Daily during season during the period July 1 through January 31, except during from August 1 through one week before the waterfowl season.~~

3. Day Use Pass Requirement for Public Access: In addition to a daily entry permit required for hunting during the waterfowl and pheasant seasons, a day use pass or valid annual wildlife pass is required of all users, except for users who possess a valid California sport fishing license, hunting license, or trapping license or users who are under 16 years of age, or users who are part of an organized youth or school group and having free permits issued by the appropriate regional office.

4. Hunting Party Size and Restrictions: Waterfowl hunting parties may not exceed 6 individuals nor 4 adults. At the Union Tract and Hazard Unit each blind site will be limited to 4 individuals. At the Wister Unit of the Imperial Wildlife Area on waterfowl hunt days, 6 individuals are allowed per reservation with no more than 4 adults.

5. Authorized Species: Waterfowl, snipe, coots, moorhens, doves, pheasants, quail, rabbits, and raccoons.

6. Camping and Trailers: Limited camping in designated area. Campers must obtain a use permit daily. No unattached trailers or tents allowed on the checking station parking lot.

7. Special Restrictions: Waterfowl hunters must hunt from within 100 yards of assigned blind sites. Closed to all nonhunting uses from one week before waterfowl season through the last day of waterfowl season, except for designated wildlife viewing sites and designated fishing areas. ~~Pheasant hunting is allowed only by permits issued through special drawings.~~ Only hand-portable boats and only electric boat motors may be used.

(B) ~~Finney-Ramer Unit (including Ramer and Finney lakes).~~

1. Method of Take Restrictions: No rifles or pistols may be used or possessed.

2. Ammunition Restrictions: A hunter shall not possess more than 25 shot shells while in the field during the waterfowl season.

3. Hunt Days: Daily during open seasons for authorized species during the period July 1 through January 31.

4. Day Use Pass Requirement for Public Access: Daily entry permits are required of all persons hunting or for other area uses. A day use pass or annual wildlife pass is required of all users except for users that possess a valid California sport fishing license, hunting license, or trapping license, or users that are under 16 years of age, or users that are part of an organized youth or school group and having free permits issued by the appropriate regional office. 5. Checking Station: Entry permits are required and will be available at the self-service registration booths at both Finney and Ramer lakes on a first-come, first-served basis.

6. Authorized Species: Waterfowl, snipe, coots, moorhens, quail, doves, pheasants, rabbits, and raccoons.

7. Boats: Boats are required for waterfowl hunting; however, no motor-driven boats, except those with electric motors, shall be permitted.

8. Camping and Trailers: Allowed only in designated area at Finney Lake.

9. Special Restrictions: Waterfowl hunting is allowed only from boats and islands. Dog ~~field trials~~ ~~are training~~ is allowed only in designated areas.

(6366) Perris Reservoir State Recreation Area

(A) Method of Take Restrictions: No rifles or pistols may be used or possessed.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays and Wednesdays during open seasons. Upland game: Daily during respective seasons that fall within the period from the first Saturday following Labor Day through January 31.

(C) Hunt Hours: Shooting times for migratory waterfowl, snipe, coots, and moorhens will be from one-half hour before sunrise until 12:00 noon. Upland game: as provided in the regulations.

(D) Entry Permit and Fee: Except for the recreation area day-use fees, there shall be ~~no entry permit or additional fees~~ for waterfowl or upland game hunting.

(E) Authorized Species: Waterfowl, coots, moorhens, doves, pheasants, quail, and rabbits.

(F) Boats: Boat with motor required.

(G) Camping and Trailers: Not allowed on hunting area.

(H) Special Restrictions: Shore hunting for waterfowl, coots, and moorhens not allowed. Upland game may be taken only in designated areas. Fishing shall be permitted in the designated waterfowl hunting area only on non-shoot days.

(6467) San Jacinto Wildlife Area

(A) Ammunition Restrictions: A hunter shall not possess more than 25 shot shells while in the field during the waterfowl season.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays and Wednesdays during the duck season. Upland game: Daily during respective seasons that fall within the period July 1 through January 31. Pheasant: ~~Saturdays and Wednesdays~~ Mondays during the pheasant season.

(C) Shooting Hours: Shooting times for migratory waterfowl, snipe, coots, and moorhens will be from one-half hour before sunrise until 12:00 noon. Upland game: As provided in regulations.

(D) Entry Permits and Day Use Pass Requirements for Public Access: Entry permits (reservations) are required for all pheasant and waterfowl hunting. In addition to a daily entry permit required for hunting waterfowl and pheasants, a day use pass or annual wildlife pass is required of all users except for users that possess a valid California sport fishing license, hunting license, or trapping license, or users that are under 16 years of age, or users that are part of an organized youth or school group and having free permits issued by the appropriate regional office.

(E) Reservations: Each reservation shall assure entry for up to two adults and two holders of junior hunting licenses. ~~At the San Jacinto Wildlife Area, reservation applicants may submit a separate application for a waterfowl hunt and a pheasant hunt for the same day.~~

(F) Authorized Species: Waterfowl, coots, moorhens, doves, quail, pheasants, and rabbits.

(G) Camping and Trailers: Not allowed.

(H) Special Restrictions: Upland game (doves, pheasants, quail, and rabbits) may be taken only in designated areas.

(6568) Santa Rosa Wildlife Area

(A) Hunt Days: Daily during open seasons for authorized species.

(B) Authorized Species: Deer, rabbits, and quail.

(C) Special Restrictions: No person, except authorized personnel, shall possess or discharge a firearm, bow and arrow, air or gas gun, spear gun, or other propulsive device of any kind on that portion of the Santa Rosa Wildlife Area lying within Fish and Game refuge District 4D (see Section 10837, Fish and Game Code).

NOTE

Authority: Sections 202, 355, 1526, 1528, 1530, 1570-1572, 1765, and 10504, Fish and Game Code. Reference: Sections 355, 713, 1526, 1528, 1530, 1765, 2006 and 10504, Fish and Game Code.

Section 552, Title 14, CCR, is amended to read:

552. Regulations for National Wildlife Refuges Where Hunting Programs are Administered by the Department of Fish and Game.

(a) The power to control entry on the federally owned areas listed in subsection 551(a)(2) is at the discretion of the Director of the U.S. Fish and Wildlife Service. The following lands owned by the U.S. Fish and Wildlife Service are open to hunting by the public under control of the California Department of Fish and Game.

(1) Colusa National Wildlife Refuge.

(A) Area Firearms Restrictions: Shotguns and steel or other nontoxic shot approved by the U.S. Fish and Wildlife Service only. A hunter shall not possess more than 25 shot shells while in the field.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons.

Pheasant: Waterfowl hunt days during the pheasant season.

(C) Authorized Species: Waterfowl, coots, moorhens, snipe, and pheasants.

(D) Camping and Trailers: Not allowed.

(E) Bicycles: Not allowed.

(2) Delevan National Wildlife Refuge.

(A) Area Firearms Restrictions: Shotguns and steel or other nontoxic shot approved by the U.S. Fish and Wildlife Service only. A hunter shall not possess more than 25 shot shells while in the field.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons.

Pheasant: First Monday of pheasant season and on waterfowl hunt days during the pheasant season.

(C) Authorized Species: Waterfowl, coot, moorhens, snipe, and pheasants.

(D) Nonreservation Drawing: Nonreservation hunters may enter the drawing for either Delevan or Sacramento, but not both, on any single hunt date.

(E) Camping and Trailers: Not allowed.

(F) Bicycles: Not allowed.

(G) Special Restrictions: When assigned hunting sites, hunters shall hunt only within 100 feet of their assigned sites, except to retrieve downed birds.

(3) Kern National Wildlife Refuge.

(A) Area Firearms Restrictions: Shotguns and steel or other nontoxic shot approved by the U.S. Fish and Wildlife Service only. A hunter shall not possess more than 25 shot shells while in the field.

(B) Hunt Days: Waterfowl, coots, and moorhens: Saturdays and Wednesdays during open seasons. Pheasant: Waterfowl hunt days during the regular pheasant season.

(C) Authorized Species: Waterfowl, coots, moorhens, and pheasants. There shall be no hunting of common snipe.

(D) Camping and Trailers: Not allowed.

(4) ~~Kesterson National Wildlife Refuge.~~

~~(A) Area Firearms Restrictions: Shotguns and steel or other~~

~~nontoxic shot approved by the U.S. Fish and Wildlife Service only. A hunter shall not possess more than 25 shot shells while in the field.~~

~~(B) Hunt Days: Saturdays, Sundays, and Wednesdays during open seasons.~~

~~(C) Authorized Species: Waterfowl, coots, and moorhens. There shall be no hunting of common snipe or pheasants.~~

~~(D) Camping and Trailers: Not allowed.~~

~~(E) Bicycles: Allowed.~~

~~(F) Special Restrictions: Hunters must hunt from assigned blinds, except when shooting to retrieve crippled and downed birds.~~

~~(5) Merced National Wildlife Refuge.~~

(A) Area Firearms Restrictions: Shotguns and steel or other nontoxic shot approved by the U.S. Fish and Wildlife Service only. A hunter shall not possess more than 25 shot shells.

(B) Hunt Days: Saturdays and Wednesdays during duck season.

(C) Shooting Hours: Waterfowl shooting hours will be from one-half hour before sunrise until 12:00 noon.

(D) Authorized Species: Waterfowl, coots, and moorhens. " There shall be no hunting of common snipe.

(E) Camping and Trailers: Not allowed.

(F) Bicycles: Allowed.

(G) Special Restrictions: Hunters must hunt from assigned blinds, except when shooting to retrieve crippled and downed birds.

(65) Sacramento National Wildlife Refuge.

(A) Area Firearms Restrictions: Shotguns and steel or other nontoxic shot approved by the U.S. Fish and Wildlife Service only. A hunter shall not possess more than 25 shot shells while in the field.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons.

Pheasants: The first Monday of pheasant season and on waterfowl hunt days during the pheasant season.

(C) Authorized Species: Waterfowl, coots, moorhens, snipe, and pheasants.

(D) Nonreservation Drawing: Nonreservation hunters may enter the drawing for either Delevan or Sacramento, but not both, on any single hunt date.

(E) Camping and Trailers: Not allowed.

(F) Bicycles: Not allowed.

(G) Special Restrictions: When assigned hunting sites, hunters shall hunt only within 100 feet of their assigned sites, except to retrieve downed birds.

(76) Salton Sea National Wildlife Refuge.

(A) Area Firearms Restrictions: Shotguns and steel or other nontoxic shot approved by the U.S. Fish and Wildlife Service only. A hunter shall not possess more than 25 shot shells while in the field. Firearms must be unloaded when being transported between parking areas and blind sites.

(B) Hunt Days: Saturdays, Sundays, and Wednesdays during open seasons.

(C) Authorized Species: Waterfowl, coots, and moorhens.

(D) Camping and Trailers: Not allowed.

(E) Special Restrictions: Hunters in the Hazard Unit must shall hunt only from within 100 feet of their assigned blind sites or stakes, except when shooting to retrieve downed birds. Hunters in the Union Tract shall hunt only from within their blinds, except to retrieve downed birds.

(F) Parties may not exceed four individuals at each blind site.

(87) San Luis National Wildlife Refuge.

(A) Area Firearms Restrictions: Shotguns and steel or other nontoxic shot approved by the U.S. Fish and Wildlife Service only. A hunter shall not possess more than 25 shot shells while in the field.

(B) Hunt Days: Saturdays, Sundays, and Wednesdays during duck season.

(C) Authorized Species: Waterfowl, coots, and moorhens, snipe, and pheasants. Hunting for common snipe and pheasants is permitted only within the San Luis Unit free roam area.

(D) Camping and Trailers: Not allowed on the San Luis National Wildlife Refuge. Trailers are allowed on California's Salt Slough Unit parking lot.

(E) Bicycles: Allowed.

(F) Special Restrictions: Hunters in the Kesterson and Blue Goose units must hunt from assigned blinds, except to retrieve downed birds. Hunters in free roam areas are not restricted to blinds.

(98) Sutter National Wildlife Refuge.

(A) Area Firearms Restrictions: Shotguns and steel or other nontoxic shot approved by the U.S. Fish and Wildlife Service only. A hunter shall not possess more than 25 shot shells while in the field.

(B) Hunt Days: Waterfowl, coots, moorhens, and snipe: Saturdays, Sundays, and Wednesdays during open seasons. Pheasant: Waterfowl hunt days during the pheasant season.

(C) Authorized Species: Waterfowl, coot, moorhens, snipe, and pheasants.

(D) Camping and Trailers: Not allowed.

(E) Bicycles: Not allowed.

NOTE

Authority: Sections 202, 355, 1526, 1528, 1530, 1570-1572, and 10504, Fish and Game Code. Reference: Sections 355, 1526, 1528, 1530, 1570-1572, and 10504, Fish and Game Code.

