

State of California  
FISH AND GAME COMMISSION

Minutes, Meeting of March 7, 1980

Mar.

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State of California  
FISH AND GAME COMMISSION

Pursuant to the call of the President, the Fish and Game Commission met in Room 1098, 722 Capitol Mall, Sacramento, California, on March 7, 1980. The meeting was called to order by President Venrick at 9 a.m.

Persons present:

FISH AND GAME COMMISSION

Elizabeth L. Venrick, Ph.D.	President
Abel C. Galletti	Vice President
Sherman Chickering	Member
Raymond F. Dasmann, Ph.D.	Member
Norman B. Livermore, Jr.	Member

COMMISSION STAFF

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

ATTORNEY GENERAL'S OFFICE

Denis Smaage	Deputy Attorney General
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DEPARTMENT OF FISH AND GAME

E. C. Fullerton	Director
Eugene Toffoli	Deputy Director
James Leiby	Chief of Operations
Ned Dollahite	Chief, Wildlife Protection Branch
George McCammon	Chief, Inland Fisheries Branch
Eldridge Hunt	Chief, Wildlife Management Branch
Ed Greenwood	Chief, Marine Resources Branch
Robert Kaneen	Manager, Marine Resources Region
Brian Hunter	Manager, Region 3
Joe Sheehan	Information Officer, Headquarters

The following persons were also present and heard:

Mike Connelly	Ducks and Bucks, Inc.
Mike Ballew	Dye Creek Preserve
Doug Knox	Sportsman
Judi Johnson	Chairman, Tehama County Board of Supervisors
Elwood Davis	Chairman, Alpine County Fish and Game Commission
Rodney York	Sportsman
Vito Quartaro	Sportsman
Henry Pickrell	Sportsman
Arch Richardson	California Trappers Association
Bob McCurry	Sportsman
Ray Spencer	Sportsman

Jerry Hendricks

Bud Hemmon

Jerry Miller

Burt Banzhaf

Morris Curry

Dave Hilldendahl

Everett Sartori

Ed Hague

Allan Littman

Hugh Staton

Katherine Holbrook

Scott Pierson

Jack Phillip Cook

Robert Ballew

Bob McCurry

Matt M. Manuel

Northern Counties Wildlife Conserva-  
tion Association

Sportsman

California Bowmen Hunters

Ukiah Rod and Gun Club

Konocti Rod and Gun Club

Sonoma County Fish and Wildlife Advi-  
sory Board

Petaluma Outdoorsmen

Associated Sportsmen of California

Attorney

California Marine Associates

Environmental Action Committee for  
Tomales Bay

Special Agent in Charge, U.S. Fish  
and Wildlife Service

Sportsman

Abalone Diver

Domesticated Breeder

Citizen

1. READING AND APPROVAL OF MINUTES OF DECEMBER 6-7, 1979 AND JANUARY 4, 1980 MEETINGS.

Mr. Cribbs stated that the minutes of the December 6-7, 1979 and January 4, 1980 meetings had been distributed to members of the Commission and that the Commission staff knew of no errors or omissions therein. He suggested that they be approved in their present form. It was then:

MOVED BY MR. GALLETTI, SECONDED BY MR. LIVERMORE, THAT  
INASMUCH AS THE MINUTES OF THE DECEMBER 6-7, 1979 AND  
JANUARY 4, 1980 MEETINGS HAVE BEEN DISTRIBUTED TO MEMBERS  
OF THE COMMISSION AND THERE ARE NO KNOWN ERRORS OR OMIS-  
SIONS THEREIN, READING BE DISPENSED WITH AND THEY BE  
APPROVED AS DISTRIBUTED.

PASSED UNANIMOUSLY.

2. CONSIDERATION OF AMENDING SECTION 123(f)(1) AND (2), TITLE 14, CAC, RE: THE COMMERCIAL TAKE OF TIDAL INVERTEBRATES.

Mr. Cribbs stated that at the Commission's January 4, 1980 meeting in Oxnard, it had authorized its staff to publish notice of its intent to amend Section 123(f), Title 14, CAC, to delete scallops from the list of tidal invertebrates that could be taken for commercial purposes, and to add the Robert W. Crown Reserve to the list of reserves where the harvesting of marine plants or tidal invertebrates was prohibited. He said that legal notice had been published.

Mr. Cribbs noted that all legal requirements had been met and that the Commission office had received no correspondence on the matter. The Department recommended final adoption of the regulations, as proposed on January 4. It was then:

MOVED BY MR. GALLETTI, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTION 8500 OF THE FISH AND GAME CODE, AND TO IMPLEMENT, INTERPRET OR MAKE SPECIFIC SAID SECTION OF SAID CODE, AMENDS SECTION 123(f)(1) AND (2), TITLE 14, CALIFORNIA ADMINISTRATIVE CODE, REGARDING THE COMMERCIAL TAKE OF TIDAL INVERTEBRATES.

(1) Subsections (f)(1) and (f)(2) of Section 123 are amended to read:

(1) Under the terms of the permit only the following invertebrates may be taken for commercial purposes: barnacles, chiones, clams, cockles, crabs, limpets, mussels, sand dollars, octopuses, shrimp, sea cucumbers, sea urchins, starfish, worms and squid.

(2) No mollusks, crustaceans or other invertebrates may be taken in marine life refuges, Robert W. Crown Reserve, Duxbury Reef Reserve, Point Lobos State Reserve, Gerstle Cove Reserve, Point Reyes Headlands Reserve, Estero de Limantour Reserve, San Diego-La Jolla Ecological Reserve, Del Mar Landing Ecological Reserve, Bolsa Chica Ecological Reserve, Abalone Cove Ecological Reserve, Carmel Bay Ecological Reserve, and Corte Madera Ecological Reserve.

PASSED UNANIMOUSLY.

3. CONSIDERATION OF AMENDING SECTION 100, TITLE 14, CAC, RE: THE COMMERCIAL TAKE OF ABALONE AND THE ISSUANCE OF ABALONE DIVING PERMITS.

Mr. Cribbs pointed out that at the Commission's January 4, 1980 meeting in Oxnard, it had authorized its staff to publish notice of its intent to amend Section 100, Title 14, CAC, to provide for implementation of new code provisions, which became effective January 1, 1980. He said that legal notice had been published.

Mr. Cribbs stated that Assembly Bill 1067 required the Commission to establish the number of abalone diving permits to be issued for each annual season as necessary to protect the resource and to provide for the issuance of such permits to prior permittees as defined; and to new entrants as defined.

Mr. Cribbs noted that this bill also authorizes the Commission to close and open areas for the commercial taking of abalone for up to two years, provided the area was closed or opened to the sport taking of abalone. He said this provision would become operative March 1, 1982.

Mr. Cribbs indicated that the Commissioners had before them the proposed regulations and the Department's environmental plan on the matter. He said the Commission office had received no correspondence on this item, and that the Department recommended final adoption.

Dr. Venrick asked the Department how it arrived at the figure of 175 abalone diving permits for the 1980-81 season. Ed Greenhood, Chief of the Department's Marine Resources Branch, responded that that was a compromise figure between the 200 permits that were issued for the previous year (1979-80 season) and the 154 individuals that had met the landing requirements during the 1979-80 season. Dr. Venrick asked if this meant that there would be 21 new

permits available through the lottery for the 1980-81 season. Mr. Greenhood responded that that would be the case. Mr. Galletti asked if the lottery had been used during the previous season. Mr. Greenhood replied that it had not been necessary to use the lottery as there were more permits than applicants. It was then:

MOVED BY MR. GALLETTI, SECONDED BY DR. DASMAN, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTIONS 7701, 7708, 8040 AND 8300-8307.6 OF THE FISH AND GAME CODE, AND TO IMPLEMENT, INTERPRET OR MAKE SPECIFIC SAID SECTIONS OF SAID CODE, AMENDS SECTION 100, TITLE 14, CALIFORNIA ADMINISTRATIVE CODE, REGARDING THE COMMERCIAL TAKE OF ABALONE AND THE ISSUANCE OF ABALONE DIVING PERMITS.

(1) Subsection (b) of Section 100 is amended to read:

(b) Classes of Permits.

(1) Abalone Diving Permits. The total number of abalone diving permits issued under this section shall not exceed 175. The total number of permits issued to new entrants as defined in subsection (b)(1)(B) shall be the difference in the number of permits issued to individuals qualifying under subsection (b)(1)(A) and the total number of permits authorized by the commission. Notwithstanding the total number of permits authorized by the commission, in any event the total number of abalone diving permits available under subsection (b)(1)(B) shall be a minimum of 5 percent of the total number of permits issued by the department the previous year. Abalone diving permits shall be issued in two categories, as follows:

(A) Prior Permittees. Eligible applicants shall consist of abalone diving permittees who during the preceding season landed at least 6,000 pounds of abalone or who made 20 landings for each of which an official receipt (pink ticket) was received by the department pursuant to Sections 8011 and 8014 of the Fish and Game Code. No abalone diving permit authorized pursuant to this subsection shall be issued by the department following June 30 of each license year. Any permittee who fails to meet the minimum landing requirement for the previous season or who has not had this requirement waived by the commission shall not be eligible for a permit or the permit drawing according to subsection 100(b)(1)(B) held during the immediate following season. For the purpose of administering these regulations, an abalone landing shall be defined as delivery of a minimum of two dozen abalone of any species combined to the mainland shore or a pick-up boat as authorized pursuant to Section 102(e)(4), Title 14, CAC. Any person denied an abalone diving permit pursuant to these regulations may request a hearing before the commission to show cause why his request for such permit should not be denied.

1. Qualifying Receipts.

a. To qualify as a valid official receipt to be included in the required 20 landings in subsection (b)(1)(A), the official receipt form, FG SC 620 (pink ticket) shall be issued by a qualified licensed dealer and shall include the following required entries:

(i) All information required by Section 8011, Fish and Game Code.

(ii) Fishermen as used in this section shall be a current registered abalone diving permittee. Not more than one abalone diver shall be shown on the fish receipt issued pursuant to these regulations. Such receipt shall designate the diver's name and permit number.

(iii) The number of each species of abalone landed or received shall be shown in weight or count on the receipt.

b. All abalone receipts issued on one calendar day, or from one load shall qualify for only one valid official landing. Receipts for abalone below the minimum number of two dozen (24) as provided in this section may be accumulated "chronologically in sequence" to meet qualification requirements and shall then collectively qualify as one official abalone landing.

c. It shall be unlawful for any permittee to enter or furnish for entry any false or incorrect information on any official abalone receipt, or to alter or deface any official receipt or entries thereon, to evade the provisions of this section.

(i) Any false, incorrect, or incomplete entry shall disqualify the receipt from any credit toward the required qualification count.

d. The official receipt issued pursuant to these regulations shall be delivered to the department, or if mailed, postmarked by the 1st and 16th day of each month.

(B) New Entrants. An applicant shall be eligible for this category if he does not qualify as a prior permittee under subsection (b)(1)(A) and meets either of the following conditions:

1. At least three years experience as an abalone diver or crew member with a permit issued in accordance with subsection (b)(1)(B) 2; or

2. Successfully passed a proficiency test administered by the department within the past 24 month period. Tests will be given in March and September of each year in department offices at Menlo Park, Long Beach and San Diego. Applicants must contact the appropriate office where the test is to be given for an appointment prior to the first day of the month in which the test is scheduled.

Whenever there are more applicants than there are permits available in a category, a public drawing shall be held to determine who will receive the permits in that category.

If there is a drawing in the category of prior permittee, then such drawing shall be held before permits are awarded to new entrants. An eligible person who fails to receive a permit at the prior permittee drawing shall be eligible to participate on an equal basis in any new entrant's drawing.

A public drawing, when determined necessary, will be held annually on the Wednesday nearest to March 15 at the Department of Fish and Game, Marine Region.

Headquarters, 350 Golden Shore, Long Beach. Applications for the drawing shall be received at the Marine Region Headquarters by March 1 preceding the drawing.

(2) Crew Member Permits. Those persons who do not qualify for an abalone diving permit may be issued a crew member permit. A crew member permittee is authorized to assist an abalone diving permittee except that a crew member permittee shall not engage in diving while the holder of the abalone diving permit, whom the crew member is assisting, is taking abalone for commercial purposes.

(3) Season. For the purposes of this section the abalone season shall be from April 1 to March 31 of the following year.

(4) Landing Waiver. Abalone diving permittees shall be eligible for a landing waiver for a period not to exceed two years provided they have complied with the minimum landing requirements as specified in subsection (b)(1)(A) of these regulations for a period of not less than five years, inclusive.

Permittees requesting a landing waiver shall submit a letter of intent requesting such waiver for a specific period to the department's Long Beach office three months prior to the effective date. Permittees who have filed such request may withdraw the letter of intent during the 60-day period prior to the effective date. Permittees under waiver may not take, possess, or transport abalone.

(2) Subsection (e) of Section 100 is amended to read:

(e) Closed Areas. Except as otherwise provided, abalone may not be taken for commercial purposes in the mainland coastal waters from Palos Verdes Point in Los Angeles County to Dana Point in Orange County, nor in waters less than 20 feet in depth, except that in District 19 within one mile of the shore of San Nicholas, San Miguel and San Clemente Islands when divers and abalone are submerged, abalone may be taken for commercial purposes in waters less than 20 feet in depth, except that the take of abalone is not permitted within 300 yards of shore west of a line drawn between Judith Rock and Castle Rock on San Miguel Island.

PASSED UNANIMOUSLY.

4. RECEIPT OF PROPOSALS FOR CHANGES IN THE 1980-81 REGULATIONS TO TAKE MAMMALS AND FURBEARERS.

Mr. Cribbs explained that this was the meeting held under the provisions of Section 211 of the Fish and Game Code for the purpose of receiving recommendations from its own officers, the Department and other public agencies, and from organized groups and private citizens as to what regulations should be made relating to mammals.

He further explained that under the provisions of Sections 450-460 of the Fish and Game Code, which became effective January 1, 1978, special deer hunts (antlerless and either-sex) would be considered at the same time and in the same manner as other changes in the deer hunting regulations.

He stated that as last year, the Commission was not required to hold hearings on these special deer proposals. He noted that under the provisions of the legislation, those counties having veto power may hold, on their own, a public hearing regarding special antlerless hunts in their counties and by resolution may object to or recommend modification of the Department's proposals. He said such hearings must be held, and the Commission notified, not later than March 1.

Mr. Cribbs pointed out that during receipt of the recommendations the Commission may, if it wishes, receive testimony supporting any of the recommendations. He said that this meeting was not the meeting for debate of the issues, which, he said, would take place at the Commission's April 4 meeting in San Diego, and its April 25 meeting in Los Angeles.

Mr. Cribbs stated that all correspondence received in the Commission office, postmarked no later than March 7, would be included in the compilation of recommendations for changes in the 1980-81 hunting and trapping regulations.

He indicated that all oral recommendations would be compiled by the staff, along with the written recommendations, and would be mailed to the Commissioners prior to the April 4 meeting. He said after consideration of both oral and written recommendations at the San Diego meeting, the Commission would announce its tentative approvals of those regulations it intends to adopt at its April 25 meeting in Los Angeles.

Mr. Cribbs noted that the environmental statements prepared by the Department relative to its proposals were provided to the Commission and would be available to the public in the Commission office. Mr. Cribbs further stated that the normal order for the receipt of proposed regulation changes would be for the Department to first present its recommendations with any recommendations by the Commission to follow, and then open the meeting to recommendations from the general public.

Director Fullerton indicated that the proposed Gray Lodge Either-Sex Hunt had been vetoed by the Butte County Board of Supervisors and would now be proposed as a buck-only hunt. He further stated that Mr. Eldridge Hunt, Chief of the Department's Wildlife Management Branch, would present a summary of the Department's proposed changes in the hunting regulations for 1980-81. Mr. Hunt stated that the Department's proposals were before the Commission, as well as its environmental plans, with respect to these proposals. He noted that modifications to existing plans were also provided for changes in the regulations where proposed. He said the Department had received input from its employees and other appropriate resources agencies with respect to the status of the species under consideration and that the Department's regulations fully reflected this biological input. He noted that the regulations for 1980-81 were not substantially different than those for the 1979-80 season. Mr. Hunt went over the proposals for the edification of the Commission and the audience.

Ned Dollahite, Chief of the Department's Wildlife Protection Branch, explained the Department's proposal to add Section 355.5, regarding methods of take for species other than deer. He said the proposed action would disallow hunting with weapons approved for big game hunting during the open deer season by any person who did not possess a current valid deer tag for the area being

hunted. He further stated that under the present law hunters without valid tags could hunt deer with big game weapons while alleging to be hunting small game, non-game, mammals or furbearers. He maintained that the present Department proposal would not interfere with the legal pursuit of small game, non-game mammals, non-game birds or furbearers by hunters using weapons generally used for that purpose. He pointed out that unless this regulation were implemented there would continue to be considerable illegal party hunting for deer, as hunters with used tags or persons with no tags at all would pursue deer under the guise of hunting other species during the open deer season.

Dr. Venrick asked a question regarding the shortening of the deer season in Zones D-2a and D-2b. Mr. Hunt indicated that buck numbers were down and therefore it was recommended that there be a shorter season for Zone D-2b.

Director Fullerton informed the Commission that the Department was asking that Section 264, relating to the use of lights, also be included in the Department's proposals. He said the Department was working with the San Bernardino County Board of Supervisors on a boundary change for that portion of San Bernardino County affected by that regulation. He said the Commissioners would be provided copies of that proposal.

#### Recommendations for 1980-81 Hunting and Trapping Seasons and Bag Limits for Mammals

The Department of Fish and Game is pleased to submit recommendations for the 1980-81 hunting seasons and bag limits for Fish and Game Commission consideration. Except as noted, recommended changes have been kept to a minimum. The antelope regulations have been added to the booklet and seasons have been shortened in several deer zones. Later seasons have been recommended for portions of Mendocino County and a wilderness buck hunt has been added.

These proposed regulations are designed to maintain the species under consideration in these sections and to provide for diversified recreational and commercial use of surplus animals. They are based on field surveys, studies and recommendations from the Department staff of field biologists and wildlife enforcement officers.

#### 250-260.4

No changes recommended.

#### 262. Prohibition Against Taking Other Than Deer or Bear in Mineral King National Game Refuge.

Repeal

#### 263

No changes recommended.

#### 264. Use of Lights While Hunting.

(a) No changes recommended.

(b)(2) Change boundary as follows:

(2) Area: South and east of a line beginning at the junction of Highway 266 and the California-Nevada state line; south on Highway 266 to its junction with Highway 168; west on Highway 168 to its junction with Highway 395 at Big Pine; west from Big Pine on the Big Pine Creek Road to the Inyo National Forest boundary; south along the Inyo National Forest boundary to its junction with County Highway J41; south and east on County Highway J41 to its junction with Highway 395; south on Highway 395 to its junction with Highway 14 near Inyokern; south on Highway 14 to its junction with Highway 178 at Freeman; west on Highway 178 to its junction with the Bodfish-Caliente Road at Isabella; south on the Bodfish-Caliente Road to its junction with Highway 58; east on Highway 58 to its junction with the Los Angeles Aqueduct; south and west on the Los Angeles Aqueduct Road to its junction with 265th Street West near Neenach; south on 265th Street West to its junction with the Elizabeth Lake-Pine Canyon Road at Three Points; east along the Elizabeth Lake-Pine Canyon Road to its junction with Highway 14 at Palmdale; south on Highway 14 to its intersection with the Angeles Forest Highway; south on the Angeles Forest Highway to the Mill Creek Summit Road; east and south on the Mill Creek Summit Road to its intersection with the Angeles Crest Highway (Highway 2) at Upper Chialo Campground; east on the Angeles Crest Highway to its intersection with the Los Angeles-San Bernardino county line; ~~north on the Los Angeles-San Bernardino county line to its intersection with the California Aqueduct; east along the California Aqueduct to its junction with the San Bernardino National Forest boundary; east along the San Bernardino National Forest boundary to its junction with the Onyx Mine Pipes Creek Road; east on the Onyx Pipes Creek Road to its junction with Highway 247; south on Highway 247 to its junction with Highway 62 at Yucca Valley; south and west on Highway 62 to its junction with Interstate 10 near Whitewater~~ north on the Los Angeles and Kern-San Bernardino county line to its intersection with U.S. Highway 466; east along the south right-of-way of U.S. Highway 466 to its intersection with the range line between Range 3 West and Range 4 West; south along the range line between Range 3 West and Range 4 West to the southeast corner of Township 8 North, Range 4 West; east along Township line 7; north to its intersection with the west boundary of the U.S. Marine Corps Training Center; south and east along said boundary to its intersection with Giant Rock Road; east along Giant Rock Road to a point where it turns southeast and corresponding with a projected north extension of Sunfair Road; south on Sunfair Road and its projected extension to the San Bernardino-Riverside county line; west on the San Bernardino-Riverside county line to its junction with Highway 62; south on Highway 62 to its junction with Interstate 10 near Whitewater; west on Interstate 10 to its junction with Highway 111 near Whitewater; south and east on Highway 111 to its junction with Highway 74 at Palm Desert; south and west on Highway 74 to its junction with Highway 79; south and east on Highway 79 to its junction with Interstate 8 near Pine Valley; east on Interstate 8 to its junction with County Road S1; south on County Road S1 to its junction with Highway 94; south and west on Highway 94 to its junction with Highway 188; south on Highway 188 to the California-Mexico border.

(3) No change recommended.

307. Tree Squirrels.

(a) Area: No changes recommended.

Season: September ~~15,~~ 13, 197980 through January ~~27,~~ 25, 198081.

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

- (b) Area: No changes recommended.  
Season: August ~~4~~, 2, 197980 through January ~~27~~, 25, 198081.  
Bag and Possession Limit: Four squirrels per day, four in possession.

(c) No season in the balance of the state not included in (a) and (b) above.

307.5 Archery and Falconry Squirrels.

- (a) Area: No changes recommended.  
Season: August ~~4~~, 2, 197980 through September ~~3~~, 7, 197980.  
Bag and Possession Limit: Four squirrels per day, four in possession.

(b) Area: No season in the balance of the state not included in (a) above or in Section 307.

308. Brush, Cottontail and Pigmy Rabbits and Varying Hare (Snowshoe).

- (a) Area: No changes from 1979, statewide.  
Season: July 1, 197980 through January ~~27~~, 25, 198081.

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

309. Jackrabbits, Black-tailed and White-tailed.

- (a) Area: No changes recommended, statewide.  
Season: Open all year.

(b) Bag and Possession Limit: No limit.

309.5 Falconry Rabbits and Hares.

- (a) Area: No changes from 1979.  
Season: January ~~28~~, 26, 198081 through March 15, 198081 for Brush, Cottontail and Pigmy Rabbits and Varying Hare (Snowshoe). No closed season for jackrabbits.

(b) Bag and Possession Limits: (1) Black-tailed and white-tailed jackrabbits, no limit; (2) All other species of rabbits and hares ~~five~~ ten per day, ~~five~~ ten in possession in Lassen, Modoc, Shasta and Siskiyou counties; five per day, five in possession in the balance of the state.

310.

No change recommended.

311. Weapons or Methods Authorized for Taking Resident Small Game and Migratory Game Birds.

(f) Rifles and pistols for taking rabbits and squirrels- except in Los Angeles County. During an open deer season in any area outside Los Angeles only .22 caliber rim fire rifles and pistols may be used, in addition to the weapons listed in (a), (b), and (c).

312.

No changes recommended.

350. Deer. Except as otherwise provided in this Title 14, deer may be taken only as follows:

(a) ZONE HUNTS

Zones A-1 and A-2

Repeal 350(a)(1) and (a)(2) and add new 350(a)(1)

(1) Zone A

(A) Area: In the counties of Alameda, Contra Costa, Kings, Marin, Monterey, Napa, San Benito, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Solano, Sonoma and Ventura; those portions of the counties of Colusa, Fresno, Kern, Lake, Mendocino, Los Angeles, Madera, Merced, Sacramento, San Joaquin, Stanislaus, Tulare and Yolo lying south and west of a line beginning at the mouth of the Noyo River and the Pacific Ocean east along the Noyo River to Highway 1; south on Highway 1 to Highway 20; east on Highway 20 to Highway 101; north on Highway 101 to Commerce Avenue; east on Commerce Avenue to the Hearst-Willits Road (County Road 306); north and east on the Hearst-Willits Road to the Main Eel River; southeast on the Main Eel River to Lake Pillsbury at Scott Dam; southeast along the west shore of Lake Pillsbury and the Rice Fork of the Eel River to Forest Service Road 18N01; east on Forest Service Road 18N01 to Letts Valley-Fouts Spring Road; east on the Letts Valley-Fouts Spring Road to Elk Creek-Stonyford Road (County Road 306); north on the Elk Creek-Stonyford Road to the Glenn-Colusa county line; east along the Glenn-Colusa county line to Interstate 5; Interstate 5 south to Highway 99 in the City of Sacramento; Highway 99 south to Interstate 5 in Kern County; south on Interstate 5 to Highway 118; west on Highway 118 to the Ventura county line.

(B) Season: August ~~4~~ 2, 197980 through September ~~16~~ 14, 197980.

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

(2) Zone B-1

(A) Area: Repeal existing area description and add the following:

In the county of Del Norte and those portions of Humboldt, Mendocino, Siskiyou and Trinity counties within a line: beginning at the California-Oregon state line and the Pacific Ocean; east along the state line to the point

where Cook-Green Pass Road (Forest Service Road 48N20) intersects the California-Oregon state line; south on the Cook-Green Pass Road to Highway 96 near Seiad Valley; west and south along Highway 96 to Highway 299 at Willow Creek; southeast along Highway 299 to the South Fork of the Trinity River; southeast along the South Fork of the Trinity River to the boundary of the Yolla-Bolly-Middle Eel Wilderness Area; southwest along the boundary of the Yolla-Bolly-Middle Eel Wilderness Area to the North Fork of the Middle Fork of the Eel River; south along the North Fork of the Middle Fork of the Eel River to the Middle Fork of the Eel River at Fern Point; south along the Middle Fork of the Eel River to the Main Eel River near Dos Rios; south along the Main Eel River to the Hearst-Willits Road (County Road 306); southwest on the Hearst-Willits Road to Commerce Avenue; west on Commerce Avenue to Highway 101; south on Highway 101 to Highway 20; west on Highway 20 to Highway 1; north on Highway 1 to the Noyo River; west along the Noyo River to the Pacific Ocean; north on the Pacific coastline to the point of beginning.

(B) Season: September ~~22~~ 20, 197980 through October ~~21~~ 19, 197980.

(C) Bag and Possession Limit: No change.

(3) Zone B-2

(A) Area: No change.

(B) Season: September ~~22~~ 20, 197980 through October ~~21~~ 19, 197980.

(C) Bag and Possession Limit: No change.

(4) Zone B-3

(A) Area: Repeal existing area description and add the following:

In those portions of Colusa, Humboldt, Lake, Mendocino, Shasta, Tehama, and Trinity counties within a line beginning at the intersection of Highway 299 and Interstate 5 in Redding; south on Interstate 5 to the Glenn-Colusa county line; west along the Glenn-Colusa county line to the Elk Creek-Stonyford Road (County Road 306); south on the Elk Creek-Stonyford Road to the Letts Valley-Fouts Spring Road; west on the Letts Valley Fouts Spring Road through Fouts Spring to Forest Service Road 18N01; west on Forest Service Road 18N01 to the Rice Fork of the Eel River; northwest along the Rice Fork of the Eel River and the shore of Lake Pillsbury to the Main Eel River at Scott Dam; west and north along the Main Eel River to its junction with the Middle Fork of the Eel River near Dos Rios; east and north along the Middle Fork of the Eel River to the North Fork of the Middle Fork of the Eel River at Fern Point; north along the North Fork of the Middle Fork of the Eel River to the boundary of the Yolla Bolly-Middle Eel Wilderness Area; north along the boundary of the Yolla Bolly-Middle Eel Wilderness Area to the Tehama-Trinity county line; north on the Tehama-Trinity county line to Forest Service Arterial Road 41 at Stuart Gap; north on Forest Service Arterial Road 41 to Highway 36; west on Highway 36 (200 yards) to the Browns Creek-Harrison Gulch Road; north on the Browns Creek-Harrison

Gulch Road to the Shasta-Trinity county line; northeast along the Shasta-Trinity county line to Mud Springs where the Bully Choop Mountain Road joins the Shasta-Trinity county line; north on the Bully Choop Mountain Road to Highway 299 at Buckhorn Summit and the Shasta-Trinity county line; east on Highway 299 to Interstate 5 in Redding.

(B) Season: September 22 20, 197980 through October 28 26, 197980.

(C) Bag and Possession Limit: No change.

(5) Zone D-1

(A) Area: No change.

(B) Season: September 22 20, 197980 through October 14 12, 197980.

(C) Bag and Possession Limit: No change.

(6) Zone D-2a

(A) Area: No change.

(B) Season: September 22 20, 197980 through October 28 26, 197980.

(C) Bag and Possession Limit: No change.

(7) Zone D-2b

(A) Area: In those portions of Butte, Glenn, Lassen, Plumas, Shasta and Tehama counties within a line beginning at the junction of Interstate 5 and Highway 44 in Redding; east on Highway 44 to Highway 89 at the north entrance of Lassen Volcanic National Park; northeast on Highways 44 and 89 to Old Station; southeast on Highway 44 to Highway 36 west of Susanville; west on Highway 36 to Highway 147 near Westwood; south on Highway 147 to Highway 89; south on Highway 89 to Highway 70; ~~southeast~~west on Highway 70 to Highway 162 at Oroville; west on Highway 162 to Interstate 5; north on Interstate 5 to Highway 44.

(B) Season: September 22 20, 197980 through ~~November 4, 1979~~  
October 26, 1980.

(C) Bag and Possession Limit: No change.

(8) Zone D-3

(A) Area: No change.

(B) Season: September 22 20, 197980 through November 4 2, 197980.

(C) Bag and Possession Limit: No change.

(9) Zone D-4

(A) Area: No change.

(B) Season: September 22 20, 197980 through November 4 2, 197980.

(C) Bag and Possession Limit: No change.

(10) Zone D-5

(A) Area: No change.

(B) Season: September 22 20, 197980 through November 4 2, 197980.

(C) Bag and Possession Limit: No change.

(11) Zone D-6

(A) Area: No change.

(B) Season: September 22 20, 197980 through November 4 2, 197980.

(C) Bag and Possession Limit: No change.

(12) Zone D-7

(A) Area: No change.

(B) Season: September 22 20, 197980 through ~~November-4~~ October 26, 197980.

(C) Bag and Possession Limit: No change.

(13) Zone D-8

(A) Area: No change.

(B) Season: September 22 20, 197980 through ~~November-4~~ October 26, 197980.

(C) Bag and Possession Limit: No change.

(14) Zone D-9

(A) Area: No change.

(B) Season: September 22 20, 197980 through ~~November-4~~ October 26, 197980.

(C) Bag and Possession Limit: No change.

(15) Zone D-10

(A) Area: No change.

(B) Season: September 22 20, 197980 through November 4 2, 197980.

(C) Bag and Possession Limit: No change.

(16) Zone D-11

(A) Area: No change.

(B) Season: October ~~13~~ 11, 197980 through November ~~25~~ 23, 197980.

(C) Bag and Possession Limit: No change.

(17) Zone D-12

(A) Area: No change.

(B) Season: November ~~3~~ 1, 197980 through November ~~25~~ 23, 197980.

(C) Bag and Possession Limit: No change.

(b) X ZONE HUNTS

(1) Zone X-1

(A) Area: No change.

(B) Season: September ~~29~~ 27, 197980 through October ~~14~~ 12, 197980.

(C) Bag and Possession Limit: No change.

(2) Zone X-2

(A) Area: No change.

(B) Season: September ~~29~~ 27, 197980 through October ~~14~~ 12, 197980.

(C) Bag and Possession Limit: No change.

(3) Zone X-3

(A) Area: No change.

(B) Season: September ~~29~~ 27, 197980 through October ~~14~~, 12, 197980.

(C) Bag and Possession Limit: No change.

(4) Zone X-4

(A) Area: No change.

(B) Season: September ~~29~~ 27, 197980 through October ~~14~~ 12, 197980.

(C) Bag and Possession Limit: No change.

(5) Zone X-5a

(A) Area: No change.

- (B) Season: September 29 27, 197980 through October 14 12, 197980.
- (C) Bag and Possession Limit: No change.
- (6) Zone X-6
- (A) Area: No change.
- (B) Season: September 29 27, 197980 through October 14 12, 197980.
- (C) Bag and Possession Limit: No change.
- (7) Zone X-7
- (A) Area: No change.
- (B) Season: September 29 27, 197980 through October 14 5, 197980.
- (C) Bag and Possession Limit: No change.
- (8) Zone X-8
- (A) Area: No change.
- (B) Season: September 29 27, 197980 through October 14 5, 197980.
- (C) Bag and Possession Limit: No change.
- (9) Zone X-9
- (A) Area: In ~~these portions of~~ Inyo and Mono counties east of the Sierra-Crest.
- (B) Season: September 22 20, 197980 through October 14 12, 197980.
- (C) Bag and Possession Limit: No change.
- (c) ZONE HUNTS WITH LIMITED NUMBER OF PERMITS
- (1) Zone X-5b
- (A) Area: No change.
- (B) Season: August 25 23, 197980 through September 16 14, 197980 for use of archery equipment (as defined in Section 359) only. September 29 27, 197980 through October 14 12, 197980 for weapons as described in Section 355.
- (C) Bag and Possession Limit: No change.
- (D) Number of Permits: No change.
- (E) Special Conditions:

1. No change.
2. No change.

(d) SPECIAL BUCK HUNTS

(1) Haiwee XS-1, Inyo County

(A) Area: Repeal existing area description and add the following: Those portions of Inyo County described in 1. and 2. below:

1. That portion of Inyo County within a line beginning at the intersection of Cottonwood Creek and Highway 395; south along Highway 395 to Olancha Creek; west along Olancha Creek to the Inyo-Tulare county line; northwest along the Inyo-Tulare county line to the New Army Pass Trail; southeast along the New Army Pass Trail to Cottonwood Creek; southeast along Cottonwood Creek to the point of beginning.

2. That portion of Inyo County within a line beginning at the intersection of Highway 395 and Nine-mile Canyon Road; west along Nine-mile Canyon Road to the Inyo-Tulare county line; north along the Inyo-Tulare county line to Haiwee Pass Trail; east along Haiwee Pass Trail to Haiwee Creek Road; east along Haiwee Creek Road to Highway 395; south along Highway 395 to the point of beginning.

(B) Season: December ~~1~~ 13, 197980 through December ~~16~~ 28, 197980.

(C) Bag and Possession Limit: No change.

(D) Permits: 25.

(2) Goodale XS-2, Inyo County

(A) Area: Repeal existing area description and add the following: In that portion of Inyo County with a line beginning at the intersection of Highway 395 and Lone Pine Creek; west along Lone Pine Creek to the Inyo-Tulare county line; northwest along the Inyo-Tulare and Inyo-Fresno county lines to Taboose Creek; east along Taboose Creek to Highway 395; south along Highway 395 to the point of beginning.

(B) Season: ~~December 1, 1979~~ November 29, 1980 through December ~~16~~ 14, 197980.

(C) Bag and Possession Limit: No change.

(D) Number of Permits: No change.

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

(A) Area: In those portions of Shasta and Trinity counties beginning at the junction of Highways 3 and 299 in Weaverville; north on Highway 3 to the ~~Eastside~~ East Side Road at the north end of Trinity Lake; east on the ~~Eastside~~ East Side Road to Dog Creek Road; east on Dog Creek Road to Interstate 5 at Vollmers; south on Interstate 5 to Shasta Lake; south along the

west shore of Shasta Lake to Shasta Dam; south from Shasta Dam along the Sacramento River to Keswick Dam Road; west on Keswick Dam Road to Rock Creek Road; south on Rock Creek Road to Highway 299; west on Highway 299 to the point of beginning.

(B) Season: ~~December 1, 1979~~ November 29, 1980 through December 9, 7, 197980.

(C) Bag and Possession Limit: No change.

(D) Number of Permits: No change.

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

~~(1) S-1 Gray Lodge Either Sex Archery Hunt, Butte and Sutter Counties.~~

Repealed - Renumber S-13 Rana Creek to S-1

(1) S - 1 Rana Creek Antlerless Deer Hunt, Monterey County

(A) Area: No change.

(B) Season: ~~October 20, 21, 22, 27, 28 and 29 and November 3, 4, 5, 10, 11, and 12, 1979.~~ September 27, 28 and 29 and October 4, 5, 6, 11, 12 and 13, 1980.

(C) Bag and Possession Limit: No change.

(D) Number of Permits: ~~100~~ 60. Permits shall be issued as follows:

Period	Permits
1. <del>October 20, 21, 22, 1979</del> <u>September 27, 28 and 29, 1980</u>	<u>25</u> <u>20</u>
2. <del>October 27, 28, 29</del> <u>4, 5, and 6, 1979<u>80</u></u>	20
3. <del>November 3, 4 and 5, 1979</del> <u>October 11, 12 and 13, 1980</u>	20

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

(A) Area: That portion of Los Angeles County, excluding Santa Catalina Island, south of the boundary described as follows:

1. Highway 118 from the Los Angeles-Ventura county line east to the Little Tujunga Canyon Road; the Little Tujunga Canyon Road northeast to the Little Tujunga Guard Station; a line from the Little Tujunga Guard Station due east along the south township boundary of T3N, R14W and projection of this line 4-1/4 miles to the Big Tujunga Canyon Road; the Big Tujunga Canyon Road east to the Angeles Forest Highway; the Angeles Forest Highway southeast

to the Clear Creek Station; east along Highway 2 (Angeles Crest Highway) to the Red Box Station; east on the West Fork-Rincon-Red Box Truck Trail to Highway 39; Highway 39 east to the East Fork Road; the East Fork Road east to the Glendora Mountain Road; the Glendora Mountain Road southwest to the Glendora Ridge Road; the Glendora Ridge Road east to the Los Angeles-San Bernardino county line.

2. No change.

(B) Season: October ~~20~~, 18, 197980 through November ~~25~~ 23, 197980 for antlerless deer in area 1 above, and November ~~26~~ 24, 197980 through January 31, 198081 for either sex deer in areas 1 and 2.

(C) Bag and Possession Limit: One antlerless deer from October 20 18, 197980 through November ~~25~~ 23, 197980, or one either sex deer from November ~~26~~ 24, 197980 through January 31, 198081.

(D) Number of Permits: No change.

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

(A) Area: No change.

(B) Season: October ~~23~~ 21, 197980 through November 9 7, 197980.

(C) Bag and Possession Limit: No change.

(D) Number of Permits: No change.

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

(A) Area: No change.

(B) Season: ~~September-29-and-30,-and October 6,-7,-8,-13-and-14,-1979~~  
11, 12, and 13, 1980.

(C) Bag and Possession Limit: No change.

(D) Number of Permits: No change.

(E) Special Conditions: No change.

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

(A) Area: No change.

(B) Season: ~~September-29-and-30,-and October 6,-7,-8,-13,-and-14,-1979-~~  
11, 12 and 13, 1980.

(C) Bag and Possession Limit: No change.

(D) Number of Permits: ~~300~~ ~~150~~ 150 (75 military and ~~150~~ 75 general public).

- (6) S-6 Camp Roberts Antlerless Deer Hunt, Monterey and San Luis Obispo Counties.
- (A) Area: No change.
- (B) Season: September 4 1, 197980 through September 9 7, 197980.
- (C) Bag and Possession Limit: No change.
- (D) Number of Permits: No change.
- (7) S-7 Monterey Archery Either Sex Deer Hunt, Monterey County
- (A) Area: No change.
- (B) Season: October ~~13~~, 11, 197980 through October 28 26, 197980.
- (C) Bag and Possession Limit: No change.
- (D) Number of Permits: ~~600~~ 400.
- (8) S-8 Monterey Private Lands Antlerless Deer Hunt, Monterey County
- (A) Area: No change.
- (B) Season: September ~~1~~ 20, 197980 through ~~September 23, 1979~~  
October 13, 1980.
- (C) Bag and Possession Limit: No change.
- (D) Number of Permits: ~~450~~ 200.
- (9) S-9 Tenaja Antlerless Deer Hunt, Orange, Riverside, and San Diego Counties.
- (A) Area: No change.
- (B) Season: October ~~13~~, 11, 197980 through November 25 23, 197980.
- (C) Bag and Possession Limit: No change.
- (D) Number of Permits: No change.
- (10) S-10 Camp Pendleton Either Sex Deer Hunt, San Diego County
- (A) Area: No change.
- (B) Season: October ~~13, 14, 20, 21, 27 and 28~~ 11, 12, 18, 19, 25  
and 26 and November ~~3, 4, 10, 11, 17, 18, 24 and 25, 1979~~ 1, 2, 8, 9, 15,  
16, 25 and 26, 1980.
- (C) Bag and Possession Limit: No change.

(D) Number of Permits: No change recommended.

(E) Special Conditions: The permits for the public shall be issued for the following periods:

Period	Permits
1. October <del>20-21, 1979</del> <u>18, 19, 1980</u>	20
2. October <del>27-28, 1979</del> <u>25, 26, 1980</u>	20
3. November <del>3-4, 1979</del> <u>1, 2, 1980</u>	20
4. November <del>10-11, 1979</del> <u>8, 9, 1980</u>	20
5. November <del>17-18, 1979</del> <u>15, 16, 1980</u>	20

Permits will be valid for the period designated except that all unsuccessful permittees may hunt on November 24 25 and 25 26, 197980.

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

(A) Area: No change.

(B) Season: October 20 18, 197980 through November 25 23, 197980.

(C) Bag and Possession Limit: No change.

(D) Number of Permits: No change.

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

(A) Area: No change.

(B) Season: ~~December 1, 1979~~ November 29, 1980 through January 31, 198081.

(C) Bag and Possession Limit: No change.

(D) Number of Permits: No change.

(13) S-~~14~~13 Vandenberg Antlerless ~~and Either Sex~~ Deer Hunts, Santa Barbara County.

Renumbered S-13 from S-14

(A) Area: No change.

(B) Season: September 1, 197980 through September 16 14, 197980 for antlerless deer. ~~and September 17, 1979 through November 15, 1979 for either sex deer.~~

(C) Bag and Possession Limit: One antlerless deer. ~~from September 1 through September 16, 1979, or one either sex deer from September 17 through November 15, 1979.~~

(D) Number of Permits: No change.

CONDITIONS FOR ANTLERLESS AND/OR EITHER SEX HUNTS:

(1) No change.

(2) No change.

(f) MUZZLE LOADING RIFLE HUNTS

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

(A) Area: No change.

(B) Season: ~~December-1~~ November 29, 1979 through December ~~16~~ 14, 197980.

(C) Bag and Possession Limit: No change.

(D) Number of Permits: No change.

(E) Special Conditions: No change.

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

(A) Area: No change.

(B) Season: ~~December-1, 1979~~ November 29, 1980 through December ~~16~~ 14, 197980.

(C) Bag and Possession Limit: No change.

(D) Number of Permits: No change.

(E) Special Conditions: No change.

(g) RECREATIONAL BUCK HUNTS

(1) WR-1 Ventana Wilderness Buck Hunt

(A) Area: That portion of Monterey County and the Los Padres National Forest within the exterior boundaries of the Ventana Wilderness.

(B) Season: November 15, 1980 through December 7, 1980.

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

(D) Number of Permits: 50.

Add Gray Lodge Archery Buck Hunt, Butte and Sutter Counties (S-1 changed to R-2).

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

(A) Area: Those portions of Butte and Sutter Counties within the exterior boundaries of the Gray Lodge State Wildlife Area.

(B) Season: October 4 through 8, 1980.

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

(D) Number of Permits: 30.

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

351. Bear. Except as provided in Section 358.5, bear may be taken only as follows:

(a) Area: No change.

(b) Season: October 20 18, 197980 through December 16 14, 197980.

(c) Bag and Possession Limit: No change.

(d) No change.

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

354. Wild Pig. Wild or feral pigs may be taken only as follows:

(a) Area and Season: Open all year statewide in Deer Zone A (See Section 350(a)(1)(A) for zone description). Remainder of State: Open all year except in those zones where the deer season is open. Special closure for Tehama Wildlife Area. Check area regulations available at area headquarters and Department offices.

(b) Bag and Possession Limit: One pig per day, one in possession.

355.5 Weapons or Methods Authorized for Taking Nongame Birds and Nongame Mammals, Resident Small Game and Furbearers During Open Deer Season. The hunting of nongame birds, nongame mammals, resident small game, and furbearers is prohibited where the deer season is open except to the following persons:

(a) Hunters possessing a valid unused deer tag for area being hunted.

(b) Those persons who do not possess a valid deer tag, but who use the following weapons or methods only:

(1) Shotguns, 10-gauge or smaller, using shot shells only. When taking resident small game see Section 311(a) for number of shell restrictions.

(2) Shotgun shells may not be used or possessed that contain shot size larger than No. BB, except that shot size larger than No. 2 may not be used or possessed when taking wild turkey. All shot shall be loose in the shell.

(3) Muzzle-loading shotguns.

(4) Falconry.

(5) Bow and Arrow. Arrows with a broad head type blade may not be used or possessed. (See Section 359 for archery equipment regulations).

(6) .22 caliber rim fire rifles and pistols, except in Los Angeles County, in addition to the weapons listed in (1)(2), (3) and (4). See Section 311(f).

(7) In San Diego County only, rabbits may be taken at any time during the open season by means of box traps (see Section 311(g)).

(8) Archers hunting during any archery deer season may not possess a firearm while in the field engaged in archery hunting during an archery season.

(9) Persons taking furbearers only may use:

(A) Steel leg-hold Conibear type traps (see Section 465.5 and Section 474(a)).

(B) Dogs.

(C) Poison (under permit from Department of Fish and Game).

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

357. Use of Dogs in Hunting Deer, Bear, Wild Pigs. During the regular deer hunting seasons, no more than one dog per hunter may be used for the purpose of taking deer or bear or combinations thereof. During the extra archery season for deer and bear, the use of dogs is prohibited.

Dogs may not be used to run bear at any other time of the year except as herein provided. The use of more than one dog for the hunting of bear is permitted during the open season on bear in any section of the state, except during the period when extra archery deer seasons or regular deer seasons are in effect.

~~Dogs may not be used at any time in hunting deer or bear within the Mineral King National Game Refuge.~~

No more than three dogs per hunter or hunting party may be used for the purpose of taking wild pigs.

Subsections (a) and (c)(3) of Section 357.1 are amended.

357.1 Use of Dogs in Pursuit of and/or Hunting Wildlife.

(a) From April 1 through August ~~31~~ 1 in Lake, Santa Barbara and Ventura counties; Los Angeles County within the Los Padres and Angeles National Forests west of Interstate 5; Mendocino County east of Highway 101; Napa County north of Highway 128; and Sonoma County north and east of Highways 101 and 128.

(c)(3) Any person who is involved in breaking, training or practicing dogs on any wild mammals except fully protected, rare, endangered, or big game mammals other than bear, from September ~~29~~ 27, 197980 through October ~~14~~ 12, 197980 in the area described in (a) above and from July ~~12~~ 10, 197980 through August ~~24~~ 22, 197980 in the area described in (b) above pursuant to the following terms and conditions:

(A) No changes recommended.

(B) No changes recommended

358. Archery Deer Hunting. Deer may be taken with bow and arrow during the general deer seasons as follows:

(a) Area and Season:

(1) Zones ~~A-1 and A-2~~

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

(B) Season: July ~~14~~ 12, 197980 through July ~~29~~ 27, 197980.

(2) Zones B 1-3, D1-10, and X 1-5a, and X 6-9.

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

(B) Season: August ~~25~~ 23, 197980 through September ~~16~~ 14, 197980.

(3) Zone D-11

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

(B) Season: September ~~15~~ 13, 197980 through October ~~7~~ 5, 197980.

(4) Zone D-12

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

(B) Season: October ~~6~~ 4, 197980 through October ~~28~~ 26, 197980.

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

(b) Special Archery Tag - Repeal existing wording and add the following:

A person may obtain two archery only tags. The first is valid during the archery only season and the general season, except in Zone D-2b and the X zones. The second is valid during the archery only season and the general season in all two-deer zones.

(c) Bag and Possession Limit: No change.

358.5 Archery Bear Season. Bear may be taken with bow and arrow during the bear season as specified in subsection (a) of Section 351, and as follows:

(a) Season and Area: August ~~25~~ 23, 197980 through September ~~16~~ 14, 197980 in the area described in subsection (a) of Section 351.

(b) Bag and Possession Limit: No change.

(c) No change.

359. Archery Equipment Regulations. Subsection (a) is amended and subsections (h) and (i) are added to read:

(a) For the taking of big game, hunting arrows with a broad head type blade which will not pass through a hole seven-eighths inch in diameter shall be used. For the taking of migratory game birds, resident small game, furbearers and nongame mammals and birds, any arrow may be used except as prohibited by subsections (b) and (h) below.

(h) Arrows with broadhead tips may not be used and broadhead tips may not be possessed by archers hunting migratory game birds, nongame birds or mammals, resident small game and furbearers during open deer season in the area being hunted unless the hunter is in possession of a valid deer tag for that area.

(i) Broadhead as used in these regulations means any edged arrow tip.

359.5 - 361 No changes recommended

362. Application for Deer Tags and Permits. Amend subsection (d) to read:

(d) Deer Tag Applications.

(1) One Deer Application.

(A) No change.

(B) No change.

(2) Two Deer Application.

(A) A person must use a two deer application to apply for an antlerless and/or either sex hunt permit, or a wilderness Recreational Buck Hunt.

(B) A person may use a two deer application to apply for a combination of an A, B, or D (except D-2b) zone tag and an A-~~1~~ or B zone tag.

(C) A person who applies for a special archery only deer tag may ~~only~~ use a two deer application to apply for one of the archery antlerless and/or either sex deer hunts S-2, S-7, S-12 or the Recreational Buck Hunt R-2. ~~The second choice must be one of these hunts.~~

363 - 365 No changes recommended.

403.5 Standard Procedures for Distribution of Permits for Quota Deer Hunts.

(a) No change.

(b) No change.

(c) No change in initial paragraph; subsections (1), (2), (3) and (4) are amended to read:

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

(2) No change.

(3) Applicants for antlerless and/or either sex hunt permits must specify an A-1 or a B zone as an alternate.

(4) Applicants for special buck hunt permits ~~or muzzle-loading rifle hunt permits~~ must specify an A, B, or D (except D-2b) zone, or Zone X-9 as an alternate. Applicants for these hunts must not have been issued a special buck hunt permit ~~or muzzle-loading rifle hunt permit~~ during the last five years.

(d) No change.

(e) No change.

417. Antelope Season, Modoc, Lassen, Shasta and Siskiyou Counties.

(a) Season: It is ordered that the area described in (b)(1) below be open for the taking of antelope from August 23, 1980 through September 1, 1980, both dates inclusive.

(b) Area: Repeal existing area descriptions and add the following:

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

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

(2) Hunting Zones: The open area described above shall be divided into seven zones as follows:

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

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

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

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

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

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

(G) Sub-zone 6A-Big Valley: That portion of Zone 6 within a line beginning at the town of Adin; west on State Highway 299 to the Lookout Road; north on the Lookout Road to the Pit River; north and east along the Pit River to the Stone Coal Valley Road; east along the Stone Coal Valley Road to Highway 299; south and west along Highway 299 to the point of beginning.

(H) Zone 7 - Mount Dome: That portion of the open area in Siskiyou County west of Zones 1 and 6.

(c) Number of Permits: Not more than 450 buck permits and 20 doe permits shall be allocated to the zones as follows:

	Buck Permits	Doe Permits
Zone 1	110	-
Zone 2	120	-
Zone 3	15	-
Zone 4	80	-
Zone 5	15	-
Zone 6	35	-
Zone 6a	-	20
Zone 7	<u>75</u>	<u>-</u>
Total	450	20

(d) Distribution of Permits: The antelope hunting permits shall be issued by public drawing. Application forms shall be made available to the public through license agents and regular offices of the department. Each applicant must possess a valid ~~1979-80~~ 1980-81 California resident hunting license, be over the age of 16 years, and must not have been issued an antelope permit during the last ten years. No person shall submit more than one application. Applicants shall mail the application to the Department of Fish and Game, License Officer, 1416 Ninth Street, Sacramento, California 95814. Applications must be received before the close of the business day, ~~July 13, 1979~~ July 10, 1980. Applicants must file for one designated zone and one alternate zone. No more than two persons shall submit applications in one envelope for drawing purposes. A public drawing shall be held at the office of the Department of Fish and Game,

Resources Building, 1416 Ninth Street, Sacramento, California 95814, July 17, 1979 18, 1980. Additional names will be drawn for an alternate list.

Successful applicants shall be notified by mail, and shall send \$35 and their 1979-80 1980-81 hunting license number to the Department of Fish and Game, License Section, 1416 Ninth Street, Sacramento, California 95814, by the close of the business day, August 3, 1979 6, 1980. Should the quota for each zone remain unfilled after August 4, 1979 7, 1980, the alternate list shall be used. The alternate list shall be used in the same manner as the first list and shall entitle applicants to permits to fill vacancies until the quota has been filled for each zone or the alternate list has been exhausted. The alternate list of applicants shall be notified by mail and shall send \$35 and their 1979-80 1980-81 hunting license number to the Department of Fish and Game, License Section, 1416 Ninth Street, Sacramento, California 95814.

(e) Conditions: No change except as follows:

(1) No change.

(2) No change.

(3) No change.

(4) ~~The bag limit shall be one male antelope, defined as an antelope with horns longer than its ears.~~ The bag limit for buck antelope shall be one male antelope, defined as an antelope with horns longer than its ears. The bag limit for doe antelope shall be one antelope with horns shorter than its ears.

(5) No change.

(6) No change.

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

(8) The Clear Lake National Wildlife Refuge will be open to antelope hunting only as permitted by federal regulations. Hunter access to the Peninsula ("U") portion of this refuge will be limited to no more than five at any time. This area will be open only on the following days during the hunt: August 25 and 26 23, 24, 30 and 31, and September 1, 2 and 3, 1979 1, 1980. Entrance to this area will be granted at the gate entrance located on the Clear Lake Road, on a first-come, first-served basis. The fence at the gate entrance will constitute the south boundary of the Peninsula. No permittee will be allowed to hunt north of this fence unless they are included in the quota for the ("U"). This station will be opened from 6:00 a.m. to one hour after sundown. The antelope take from the Peninsula will be limited to a specific number based on the number of animals on this area. This area of the refuge will be closed when the quota is reached even though the season may still be open.

(9) No change.

(10) No change.

(11) No change.

(12) No change.

(A) No change.

(B) No change.

(13) No change.

(f) Checking Stations: There shall be two checking stations located in the hunt area. These stations will open at 9:00 a.m. and close at 6:00 p.m. on August ~~24, 25, and 26, 1979~~ 22, 23 and 24, 1980.

Check stations will be for the purpose of providing hunter information and to collect biological data from antelope taken. Hunters are not required to stop at these check stations, but are urged to do so. (Hunter success is better for those hunters who check in for information prior to hunting.)

Information on antelope hunting may also be obtained at the department's regional office in Redding. This office is located at 627 Cypress Avenue. Office hours are 8 a.m. to 5 p.m., Monday through Friday.

Checking stations locations:

Susanville.....At Safeway parking lot, at the junction of State Highway 139 and 36 in eastern Susanville.

Alturas.....At the Department of Fish and Game office, 8th and D Streets, Alturas.

460. Fisher, Marten, River Otter, Wolverine, Kitfox, Ringtailed Cat, Island Fox and Red Fox.

No changes recommended.

461. Mink, Gray Fox and Badger.

Season and Area: Mink, gray fox and badger may be taken from ~~November-16~~ December 1, through the last day of February, statewide.

In the course of breaking, training, or practicing dogs, such dogs may be permitted to pursue gray fox or badger during the period March 1 through November ~~15~~ 30, providing that no gray fox or badger are killed or injured.

462. Muskrat.

No changes recommended.

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

(a) Season and Area: November 1 through the last day of February in the counties of: Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Imperial, Inyo, Kern, Kings, Lake, Lassen, Madera, Mariposa, Merced, Modoc, Mono, Monterey, Nevada, (except Sagehen Creek), Placer, Plumas, Sacramento, San Joaquin, San Luis Obispo, Sierra, Solano, Siskiyou, Shasta, Stanislaus, Sutter, Tehama, Tuolumne, Trinity, Yolo, Yuba, and ~~all-of-Fish-and-Game-District-22~~ that portion of Riverside and San Bernardino counties lying south and east of the following line: Starting at the intersection of Highway 86 with the north boundary of Imperial County, north along that highway to its intersection with Interstate 10; east on Interstate 10 to its intersection with the Cottonwood Springs Road in Sec. 9, T6S, R11E; north along that road and the Mecca Dale Road to Amboy; east along Highway 66 to the intersection with Highway 95; and north along Highway 95 to the California-Nevada boundary.

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

(b) Beaver or any part thereof may not be taken ~~or possessed~~ in the balance of the state not included in subsection (a) above.

464. Raccoon.

No changes recommended.

465. Methods for Taking Furbearers.

No change recommended.

465.1 Use of Dogs in Taking Furbearers.

No change recommended.

465.5 Use of Steel Leg-hold and Conibear Type Traps.

(a), (b), and (c) No change recommended.

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

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

(f) No change recommended.

(g) Steel leg-hold traps shall not be maintained within 30 feet of any exposed bait. ~~In addition,~~ Any bait placed within 30 feet of a trap shall be completely covered by artificial or natural material so as to make such bait hidden from view. As used in this subsection, "bait" includes any bait hidden from view. As used in this subsection "bait" includes any bait composed of natural or artificial mammal, bird or fish flesh, fur, hide, entrails or feathers.

(h) No change recommended.

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

466 - 467 No changes recommended.

470 - 472 No changes recommended.

473. Bobcat. ~~(a)--Season and Area:--November 16 through January 31, state-wide, except that~~ When it is determined by the department that the number of bobcat pelt export tags issued is approaching the 6,000 tag quota, the director shall close the bobcat season statewide. (See Section 479 regarding the tagging requirement for bobcat pelts.)

(a) Northeastern California Season. (1) Area: In those portions of Lassen, Modoc, Nevada, Plumas, Shasta, Sierra, Siskiyou, and Tehama counties within a line beginning at the California-Oregon state line and its intersection with Interstate 5; south on Interstate 5 to Highway 89 at Mt. Shasta; south and east on Highway 89 to its intersection with Interstate 80 at Truckee; north and east on Interstate 80 to the California-Nevada state line; north on California-Nevada state line to its intersection with California-Oregon state line; west on California-Oregon state line to the point of beginning. (2) Season: December 16 through January 7. (3) Bag and Possession Limit: No limit.

~~(b)--Bag and Possession Limit:--No limit.~~

(b) South Coastal California Season. (1) Area: In the counties of Monterey, San Benito, San Diego, San Luis Obispo, Santa Barbara, Ventura, and those portions of Fresno, Kern and Kings counties south and west of Interstate 5 north of its southernmost intersection with Highway 33 in Fresno County and south and west of Highway 33 south of its southernmost intersection with Interstate 5 in Fresno County. (2) Season: December 1 through January 31. (3) Bag and Possession Limit: No limit.

(c) General Season. (1) Area: The balance of the state not included in subsections (a) and (b) immediately preceding. (2) Season: December 16 through January 31. (3) Bag and Possession Limit: No limit.

In the course of breaking, training or practicing dogs, such dogs may be permitted to pursue bobcats during the period February 1 through November 15 30, providing that no bobcats are killed or injured.

474 - 479

No changes recommended.

#### ORAL RECOMMENDATIONS

- (1) Mr. Mike Connelly of Bucks and Ducks, Inc., recommends that there be no changes in the boundaries for Zones A, B-1 and B-3.
- (2) Mr. Mike Ballew of Dye Creek Preserve, Tehama County, recommends that the season for Zone D-2b be from September 20 through October 26.
- (3) Mr. Doug Knox recommends that the deer seasons in Zones D-3 through D-12 be delayed at least 1 week to open on September 27 and run through at least November 9.
- (4) Ms. Judi Johnson, Chairman, Board of Supervisors, Tehama County, recommends that there be one zone only in Tehama County, and that the season for Zone D-2b be September 13 through October 19.
- (5) Mr. Ellwood Davis recommends that there be a nine-day season, with only one weekend in Zone X-8, Alpine County, and if this were not possible, a five-day season.
- (6) Mr. Rodney York, California Bow Hunters, Professional Bowhunters Society, California Wildlife Federation, and the High Sierra Bowmen, recommends that there be an archery only season for antelope, with split seasons (August 9 - 31, with an opportunity for an optional either-sex antelope hunt during the first hunting period, and that the second half of the split season be for bucks only during the Period November 1 - 30); that the number of rifle permits be limited to 300 with a season date of September 1 - 13; and that there be 500 archery only permits issued.
- (7) Mr. Vito Quataro recommends that the season for Zone D-2b be from September 20 through November 2; that there be no restrictions on the carrying of weapons while in the field during deer season; and that Zone D-2b hunters also be able to obtain an A zone tag.
- (8) Mr. Henry Pickrell recommends that the mandatory tag return system for the X zones be repealed and that hunters be required to only return the report card portion of the deer tags to the Department.
- (9) Mr. Bob McCurry recommends that there be a provision to allow partners who are involved in trapping to utilize the same number on their traps.
- (10) Mr. Ray Spencer recommends that senior citizens be issued two tags and be allowed to hunt in any zone for deer during the deer seasons.
- (11) Mr. Jerry Hendricks of the Northern Counties Wildlife Conservation Association, recommends: (1) that in Zone A the boundaries be the same as in 1978, and that there be a one-buck limit in Lake County and a two-buck limit in the other counties of the zone; (2) that if a boundary

change is implemented for Zone B-3, the season in that zone not extend beyond October 19; (3) that the boundary of Zone D-1 be moved from along the Callaghan Gazelle Road to the Stuart Springs Road; (4) that the season in Zone D-2a close on October 19; and (5) that there be no firearms restrictions placed on hunters in the field during the deer season.

- (12) Mr. Bud Hemmon recommends that there be only one year shown on the bear tags.
- (13) Mr. Jerry Miller, representing the California Bowmen Hunters, California Wildlife Federation, and the American Archery Council, recommends that there be no restrictions on the carrying of archery equipment by individuals while in the field during the deer season.
- (14) Mr. Burt Banzhaf, representing the Ukiah Rod and Gun Club and the Mendocino Four-Wheel Drive Club, recommends that there be no changes in the boundaries for Zone A; that the season be the same as last year with the exception of providing for a Saturday opening date; that as an alternative the boundaries for Zone A be the same as last year, with the season opening one week later; that any major changes in the deer seasons in northern California be delayed until the 1981 season to give those sportsmen in the northern part of the state an opportunity to appear at the later regulations-adoption meetings to provide testimony on the issues; that the bobcat remain classified as a predator; that there be no restriction placed upon the hunter with respect to the carrying of firearms in the field during the deer seasons; and that there be no changes in the bear and deer seasons which would result in an overlap of these seasons.
- (15) Mr. Burt Banzhaf recommends that if a portion of Zone A is put in Zone B-3 that the northern boundary of Zone A be the Mendocino Pass Road at the Mendocino-Glenn county line, down the mountain to the Middle Fork of the Eel River, along the Middle Fork of the Eel River to Dos Rios, from Dos Rios on the county road to Laytonville, continuing on the county road to the coast near Alder Point.
- (16) Mr. Morris Curry of the Konocti Rod and Gun Club, recommends that Zone A season run from August 7 through September 7 with a one-buck limit in Lake County and a two-buck limit in the remainder of the zone; that there be no change in the season dates for the Lake County area if the boundary changes are made in Zones B-3 and A; that there be no restrictions placed on the hunter in the field with regard to the carrying of weapons during the deer season; and that in the future if changes are proposed for deer seasons in the northern part of the state that they be carried out in years when testimony can be received in the northern part of the state.
- (17) Mr. Dave Hillendahl of the Sonoma County Fish and Wildlife Advisory Board, recommends that the Department's proposals for deer seasons be adopted with the exception of providing for a one-week later opening in Zone A and a one-week earlier closing in Zone B-3.

- (18) Mr. Everett Sartori of the Petaluma Outdoorsmen, recommends that the Department's proposed boundary change for Zone B-3 be implemented, with a season of September 20 through October 19; that the season for Zone A-1 be August 9 through September 14; and that there be a continuation of the mandatory tag return system for the X zones.
- (19) Mr. Ed Hague, representing the Associated Sportsmen of California, recommends that there be no restrictions placed upon the hunter with regard to the use of weapons in the field during the deer seasons.

#### WRITTEN RECOMMENDATIONS

##### Miscellaneous

- (20) Mr. Jack Gerwin, President, California Wildlife Federation; Walter Powell, President, Southern Council of Conservation Clubs; Jerrod H. Hendricks, President, Northern Counties Wildlife Conservation Association, recommend that there be no restrictions placed on the hunter with regard to carrying firearms in the field during the deer season.
- (21) Ms. Helen Madden, Palo Verde, recommends that there be a prohibition against night hunting.
- (22) California Houndsmen for Conservation; Andy Boyce, Potter Valley; and David Rich, Santa Cruz, recommend that there be no change in the regulations pertaining to mountain lions.
- (23) John C. Fell, San Jose, recommends there be a prohibition on baiting and also to make it illegal to take any game animal within a quarter mile of any dumped produce.
- (24) F. J. Gesswin, Goleta, recommends that a minimum of .25 caliber be required for all centerfire rifles to hunt big game species.
- (25) Dave Benedict, Benedict Crossbows, Inc., Chatsworth and 79 Individuals recommend permitting the use of crossbows for hunting game animals.

##### Deer

- (26) Ed Hague, Vice President, Associated Sportsmen of California; and Jack Gerwin, President, California Wildlife Federation, recommend a two-week later opening and closing of the rifle deer season and longer intervals between the archery and rifle seasons.
- (27) Ed Hague, Vice President, Associated Sportsmen of California; Jerry Miller, Legislative Coordinator, California Bowmen Hunters; Joe Becker, Legislative Representative, Nor-Cal Bowhunters; and 19 Individuals, recommend: (1) Concurrent archery seasons for bear and deer (same as 1979-80); (2) archers be allowed to hunt all zones during the archery only season, including the X zones; (3) archery hunts be scheduled as follows:

Zone A: July 4-August 3 (forked horn or better); Zones B-1 and 2, D-1 - 10, and X-6 - 9: August 16-September 14 (forked horn or better), Zone D-11: September 6-October 5 (forked horn or better), Zone D-12: September 27-October 26 (forked horn or better), Zone X-1 - 5: August 16-September 14 (three points or better), Zone S-2: October 18-November 23 (antlerless), November 24-February 1 (either sex), and Zone S-12 hunt: November 29-February 1 (either sex); (4) Zones S-2, S-7 and S-12 be considered special archery hunts with no permit limitations and a second tag be sold to the archery only hunter to be used only in S-2, S-7 and S-12; (5) that there be 50 permits issued for the Gray Lodge special hunt if 10 deer are to be harvested; and (6) that the balance of the regulations remain as last year.

- (28) Albert S. White, Jr., Alhambra, recommends an archery permit statewide for any established archery and general season and in support of establishing a special antlerless hunt on the Tejon Ranch Company land in Kern County.
- (29) Jerrod H. Hendricks, President, Northern Counties Wildlife Conservation Association recommends: A two-buck bag and possession limit in Zone A except for that portion of Zone A in Lake County, which should remain one buck; Zone A season to run from August 2 to September 7; Zone B-3 season to run from September 20 to October 19; Zone D-1 boundary change from Callaghan-Gazelle Road to Stuart Springs Road; X zones to open the last weekend in September; that there be no quota system hunt in Zone X-5b; Zone D-2a closing date October 12; Zone D-2b season September 20 - October 19; and that individuals who use bow and arrow and/or muzzle loaders in a special hunt cannot hunt during regular rifle season.
- (30) Three Individuals recommend reinstatement of a two-buck limit in Lake and Napa counties.
- (31) Morris W. Curry, President, Konocti Rod and Gun Club, Lakeport, recommends: (1) Zone A bag limit to be two bucks, except for that portion in Lake County, which should be one buck; (2) Zone A season to run from August 2 to September 7; (3) Zone B-3-in the event a boundary change puts some of Lake County in Zone B-3 that the season be the same dates as Zones B-1 and B-2, that is September 20 to October 19.
- (32) Larry E. Week, Napa, recommends that Lake and Napa counties be restored to Zone A-1 with a two deer bag limit; and that that portion of Lake County and all of Mendocino County lying north of Highway 20 be included in the two deer zone with a season of September 1 to October 13.
- (33) Douglas Haberman, President, Napa County Rod and Gun Club, Inc.; and Warren Sievers, Dixon, recommend a two buck bag and possession limit for deer in Lake and Napa counties.
- (34) Douglas Haberman, Napa County Rod and Gun Club, Inc. recommends that northern Mendocino and Lake counties be in Zones B-1 and B-3 during the late season.

- (35) Wayne D. Nygaard, Lancaster, recommends that hunters be allowed to hunt in two zones, or as a second choice to hunt in another zone for the last week of the season.
- (36) Frederick G. deHoll, Forest Supervisor, Cleveland National Forest, recommends that there be a continued harvest of antlerless deer within the Cleveland National Forest.
- (37) William Scott Smith, Maxwell, recommends a five-year moratorium on hunting in Zone X-4.
- (38) Henry Pickrell, Redding, recommends that the Zone X deer tag system, requiring that the tag must be returned whether it is validated or not, be discontinued.
- (39) Earl V. Brown, Bishop, recommends a multi-zone deer stamp be instituted.
- (40) Armando Sivilla, Maywood, recommends that there be an antlerless hunt in the Los Padres National Forest area.
- (41) Ronald E. Kinnaman, Dixon, recommends eliminating the use of the zone concept for deer hunting.
- (42) Yorke R. Vance, Bishop, recommends that the physically handicapped or senior citizens have a choice of two zones with a tag for each, one deer only, if one tag is filled the other to be returned.
- (43) William J. Geiger, La Habra Heights, recommends that the XS-1 special buck hunt, Haiwee, open later in December.
- (44) Mr. and Mrs. D. W. Dow, Pinecrest, recommend that there be a three year moratorium on deer hunting for the Tuolumne County deer herd or a drastic reduction in the season length.
- (45) Johnny Ortega, Manager, Game Management Special Services, Tejon Ranch Company, Lebec, recommends modifying the boundary for Zone D-10 to have it coincide with the Tejon Ranch Company's holdings and for an antlerless hunt on the Tejon Ranch during the 1980 deer season.
- (46) Lyle A. Deckard, Altadena, recommends: (1) allow only one buck as the bag and possession limit per season in all zones in which two bucks could be taken during the 1979 season; (2) increase the number of special antlerless hunts; (3) open and/or close the deer seasons later in Zones X-9, D-9, D-10, D-11 and D-12; and (4) establish a special antlerless deer hunt on the Tejon Ranch Company's land in Kern County.
- (47) James J. Willett, Colonel, U.S. Air Force, recommends that there be an antlerless hunt held during the 1980 deer season on Vandenberg Air Force Base.
- (48) Mariposa County Board of Supervisors, Mariposa, recommends that there be no trophy hunts or special hunts held in Mariposa County.

- (49) Vic Ledbetter, Grass Valley, recommends a deer hunting boundary change Lake County of Highway 20 to be the east/west boundary and Interstate 5 to be the north/south line.
- (50) John A. Chula recommends that the zone system be eliminated and that the deer season should not start until September, and should run until November, with a one-week interval between coastal and inland seasons.
- (51) Burton L. Banzhaf, Legislative Representative, Ukiah Rod and Gun Club, recommends the one-deer limit area extend from San Francisco Bay north to the Humboldt county line and from Interstate 5 on the east to 101 highway on the west, or the road from Longvale through Covelo and over the Mendocino Pass Road instead of the Humboldt county line.
- (52) Robert R. Marble, Carmel Valley, recommends that there be a special antlerless deer hunt held on the Rana Creek Ranch.
- (53) State Senator Ray Johnson; the Plumas County Fish and Game Commission; Albert L. Potter, President, Sierra Valley Fish and Game Club; Tom Holland, Chairman, Sierra County Fish and Game Commission; and the Nevada County Fish and Wildlife Commission, recommend a nine-day deer season for Zone X-7 (September 27 - October 5).
- (54) Plumas County Fish and Game Commission recommends a shortened deer season (nine days) for Zone X-6.
- (55) LaVon Jakobsen, President, Redbud Audubon Society, Inc. and Four Individuals, recommend a deer hunting season boundary change for Lake and Mendocino counties as proposed by the Department.
- (56) Kandeda Brandeurae of Covelo recommends a later deer season for the Covelo area.
- (57) H. R. Plate of Willits recommends a later deer season to run from the first Saturday after Labor Day to October 19 for northern Mendocino County.
- (58) Robert P. Hayden, Laytonville, recommends a later deer season for Mendocino County, beginning in mid-September.
- (59) Petitions with 152 Signatures recommend a boundary change for Zones B-1 and B-3 to include northern Mendocino and Lake counties, and a deer season change for Zone B-3 of September 20 to October 26, and Zone B-1 of September 20 to October 19, with a bag and possession limit of two bucks, forked horn or better.
- (60) Petitions with 270 Signatures recommend a late deer season for northern Mendocino and Lake counties.
- (61) Four Individuals recommend a later deer season for Mendocino County.
- (62) Thirteen Individuals recommend a later deer season for northern Mendocino County.

- (63) Branscomb Rifle and Pistol Club; Georgia-Pacific Corporation; Eel River Associated Sportsmen, Inc.; Charles L. McFadin, District Ranger (Covelo), Mendocino National Forest; P. Barnard, Assistant Resource Manager, Louisiana-Pacific Corporation; John Sweeley, Chief Forester, Masonite Corporation; Gilbert H. Easter, Jr., District Ranger (Upper Lake), Mendocino National Forest; and Douglas Haberman, President, Napa County Rod and Gun Club, Inc. recommend a deer season in northern Mendocino and Lake counties that would run concurrently with the season in Zones B-1 and B-3 that would include most of the high country in Mendocino and Lake counties.
- (64) Thirteen Individuals recommend a later deer season and boundary change for Zones A-1 and A-2.
- (65) Mendocino County 4-Wheel Patrol and Petitions with 156 Signatures, and Robert M. Donaldson of Walnut Creek, recommend that there not be a later deer season for northern Mendocino and Lake counties.
- (66) Eight Persons (owners of Bel-Lin Ranch) recommend no changes be made in the boundaries and deer season for Zone A-1.
- (67) Clyde B. Boyd, Willits, recommends that there be no change in the present Zone A boundaries.
- (68) Ducks and Bucks, Inc. recommends that there be no change in the season or boundaries for Zone A.
- (69) Kenneth Koplin recommends that there be no season change for Mendocino County.
- (70) A. J. Vinl, Chico, recommends a deer season for Zone B-1, which starts two weeks later and extends two weeks beyond last season's closing date.
- (71) Richard A. Cuneo, Secretary, Sonoma County Fish and Wildlife Advisory Board recommends the creation of a new hunting regulation zone for B-3 and further recommends that the early deer season start on August 16 and end on September 14.
- (72) Anson H. Crutcher, Sebastopol, recommends a standard six-week deer season for Zone A-1.
- (73) Richard F. Sannar, Gridley, recommends that there be a special archery only tag available on a voluntary basis and not a mandatory basis; and that the archery tag be valid in all zones except for zones with limited numbers of permits; and for a quota permit system for zones where it is necessary to restore the quality of hunting.
- (74) The Tehama County Sportsman Association recommends that the season in Tehama County run from September 20 through October 26.
- (75) John V. Hammonds, Vice President, Mountain Valley Hunting Club, Inc. and 41 Individuals recommend no change in the deer season for Zone D-2b.

- (76) Tehama County Board of Supervisors and the Tehama Fly Fishers recommend that the deer season in all of Tehama County run from September 13 through October 19.
- (77) Dye Creek Preserve recommends a deer season in Zone D-2b from September 20 through October 26.
- (78) Mr. and Mrs. V. Christison, Woodland, recommend that there be no change in Zone D-2 seasons.
- (79) Steve Hammons, Yuba City, recommends no change in the deer season for Zone D-2a.
- (80) Jay M. Gates, III, recommends a deer season in Zone D-2b of September 27 to October 26.
- (81) Eight Individuals recommend not limiting a hunter with a deer tag for Zone D-2b to only hunting deer in that zone.
- (82) Lawrence F. Weckerle, President, Northern California Blacktail Association and 26 Individuals, recommend a special late season buck hunt for Zone XS-3 in Shasta and Trinity counties.
- (83) Trinity County Board of Supervisors; Shasta County Board of Supervisors; and A. D. Potter, President, Trinity County Chamber of Commerce, Weaverville, recommend that there be no special buck hunt held in Trinity County.
- (84) Betty Gowan, Smartsville, recommends that there be no muzzle loading rifle and archery deer hunts.
- (85) E. E. Mort, Vice President, Mt. Shasta Long Rifles and Two Individuals, recommend: (1) a two week season for muzzle loaders between the archery and rifle seasons or after the rifle season in accordance with the statewide seasons for coastal, inland and southern; and (2) muzzle loading rifles of .45 caliber or larger with rifled barrels.
- (86) W. A. Reigel recommends that there be a two week season for muzzle loaders between the archery and rifle seasons or after the rifle season for each of the statewide seasons (coastal, inland and southern); that muzzle loading rifles of .45 caliber or larger with rifled barrels be used; and that there be special trophy hunts, with one of the hunts to be the Horseshoe Ranch state property near Iron Gate Reservoir or the Whiskeytown hunt.
- (87) Three Individuals recommend expanded opportunities for muzzle loading rifle hunts.
- (88) John W. Clove, California State Muzzle Loading Rifle Association, recommends a minimum barrel length for muzzle-loading rifles of 20 - 24 inches with a .44 caliber minimum designation.

- (89) Lt. Commander Desiderio of Alameda recommends a minimum barrel length for muzzle-loading rifles of 24 inches.
- (90) Matt Denesik of Sacramento recommends a special muzzle loading rifle deer season in the Sierra Mountains of northern California, and antlerless deer hunts.
- (91) Larry Halter of Mendocino recommends a special muzzle loading rifle deer season of one to two weeks, one week after the centerfire season closes in Zones B-1, B-2, and B-3; and also a special opportunity buck hunt for muzzle loading rifles only.
- (92) Ronald G. Stomp, Santa Ana, recommends an antlerless muzzle loading rifle hunt.
- (93) Colonel Robert D. Cremer, Jr., Director, Facility Engineers, U.S. Army, Fort Ord, recommends the following special hunts for 1980: Fort Ord, either sex, 100 permits, October 11, 12 and 13; Fort Hunter Liggett, antlerless, 150 permits, October 11, 12 and 13; Camp Roberts, antlerless, 100 permits, September 1 through 7 (all permits to be for 50% military and 50% civilian allocation).
- (94) Colonel J. R. Aichele, Assistant Chief of Staff, Facilities, U.S. Marine Corps, recommends an either sex deer hunt at Camp Pendleton with 200 permits (100 public and 100 military) be issued.
- (95) A. Douglas Propst, President, Santa Catalina Island Conservancy, recommends an antlerless deer hunt for Santa Catalina Island from October 27 to November 7, with 100 permits to be issued.
- (96) Tulelake-Butte Valley Sportsmen's Association, Tulelake; and Three Individuals recommend the use of hand guns to take deer.
- (97) F. J. Gesswin, Goleta, recommends that the use of pistols, .30 caliber or larger, be permitted for hand gun hunting, and that passage of a hand gun proficiency test be required to hunt big game.
- (98) Steven H. Gaines, Redding, and Elton E. Correll, Sutter, recommend that all X zones be quota hunts.
- (99) Four Individuals recommend that Zone X-5b not be a quota hunt.
- (100) Chet Hart, Sacramento, recommends that the five-year period that special buck hunt permittees may not apply for another special hunt be effective only for those hunts which have at least a 50% success, including hunts held in 1979.
- (101) Two Individuals recommend that the boundary line between Zones D-3 and X-7 be Highway 89 rather than Gold Lake Road.
- (102) Douglas McCool of San Mateo recommends realigning the western boundary of Zone X-7 to extend along the crest of the Sierra.

- (103) Robert W. Krause of Petaluma recommends a deer season boundary change for Zone X-7: from the crest of the Sierras at I-80 to continue southward along the crest of the Sierras along the well marked Sierra Crest trail, to the junction of this trail and the trail, also well-marked, leading eastward into Squaw Valley, or, the trail well-marked leading eastward past Five Lakes to the Alpine Meadows road to Calif. 89, thence southward the Tahoe City etc.
- (104) Ed Edgerton, Chico, recommends a permit quota system for all zones.
- (105) Don L. Fleming of Bellflower recommends closing Zone X-3 to deer hunting or institute permit quota system.
- (106) Scott B. Dalzell of Ukiah recommends a permit quota system for Zone X-3 and making that zone a two-point or better district zone.
- (107) John W. Heasell of Santa Rosa recommends a later deer season (October 15 or 20) for Zone X-3.
- (108) Dennis M. Johnson, Loyalton, recommends a permit quota system for Zone X-6.
- (109) Leon M. Lesecka and Bill Smith, Brawley, recommend a longer deer season in Zone D-12.
- (110) Jim Low, Imperial, recommends that the season and area for Zone D-12 revert to what it was prior to 1977.
- (111) Delbert E. Craig, President, Organized Sportsmen of Modoc County, recommends: that the deer season for Modoc County be from September 27 through October 13; and that all other regulations remain the same as the 1979 hunting regulations.
- (112) Clyde Mortenson, President, Golden State Sportsman Club, and 7 Individuals, recommend: (1) that there be one deer tag issued per hunter, per season; (2) that there be one general deer season statewide as late as feasible; (3) that the archery season follow rifle season; (4) that there be no three-point or better regulations; and (5) that there be as few zones as possible with easily defined boundaries.
- (113) R. P. Buristeken, Auburn, recommends that the deer seasons have a later starting date (latter part of October or November).
- (114) R. J. More, Three Rivers, recommends that there be a general statewide deer season to run from October 20 through November 20, with no zones.
- (115) Phillip Foursha, Winton, recommends that there be a general deer season to run from October 15 through November 10, and a special hunt for those deer that winter outside the boundaries of Yosemite National Park.

- (116) Toshihiko Kobayashi, Santa Ana, recommends that Zone X seasons extend to the end of October.
- (117) Five Individuals recommend a two-week later opening and closing of the deer seasons.
- (118) Jess Turner, Bishop, recommends a deer season opener for Zone X-9 to coincide with the deer season in Nevada.
- (119) Alpine County Board of Supervisors and Alpine County Fish and Game Commission recommend a ten-day deer season for Zone X-8.
- (120) Rich Braur, San Jose, recommends a longer deer season for Zone X-8.
- (121) Frank M. Sagehorn, Willits, recommends a deer season in Mendocino County to run from approximately September 1 until October; and that archery deer season not precede the regular deer season.
- (122) Ralph Otto, Livermore, recommends a longer and later season for Zone X-4, either the end of October or the first of November, or at least from the middle of October to the end of October.
- (123) Bob Sjordal, Napa, recommends that there be a return to the A and B tag system to allow hunting in both an A or B tag area and also in north-eastern California.
- (124) William J. Young, Jr., D.V.M., Fremont, recommends a separate fee for an archery only deer tag to be used during the archery season; and if the archery only tag is not utilized in tagging a deer, the individual be permitted to purchase deer tag, valid for rifle or archery during the general deer season; and further recommends that there be extended and later archery seasons.
- (125) Bob Collins, Yreka, recommends that the three-point or better restriction in Zone X-1 be eliminated.
- (126) Jim Lemieux, Forester, Louisiana-Pacific Corporation, recommends a boundary change for early and late deer seasons in Glenn and Colusa counties.
- (127) Stanley R. Radom, Director, Sportsmen's Council of Central California, recommends one tag in a two deer area (Zones A-1, B-1, B-2, or B-3) and one tag in Zone A-2, or any of the D zones, except Zone D-2b.

#### Bear

- (128) California Houndsmen for Conservation and Andy Boyce, Potter Valley, recommend that the bear season be October 18, 1980 through January 4, 1981; that there be no change in the regulations allowing the baiting of bear.
- (129) Gertrude K. Duffy, Sterling City, recommends that the bear season be two weeks in length.

- (130) Ronnie Moore, Chairman, Game Committee, California Houndsmen for Conservation, Acampo, recommends extension of the 1980 bear season until January 1, 1981.

#### Pigs

- (131) Leonard Craig, President, Save Our Salmon, recommends that the wild pig season in Mendocino County be from November 15 through March 15.
- (132) Frank M. Sagehorn, Willits, recommends that there be an open season for pigs; an increase in the bag limit for pigs; and that individual landowners or lessees be allowed to control feral pigs on their property in any way or any number needed to restrict the damage pigs are doing to their land.

#### Antelope

- (133) Delbert E. Craig, President, Organized Sportsmen of Modoc County, recommends that there be a special archery season for antelope to precede the rifle season.

#### Use of Dogs

- (134) Gertrude K. Duffy, Sterling City, recommends that dogs may only be used to pursue bears during the bear season.
- (135) John A. Buckley, Tuolumne, recommends that there be greater restrictions placed on the use of dogs in pursuit of bears.
- (136) Edward Hemman, Western Sierra Club, Inc., recommends repealing Sections 357.1 and 465.1.
- (137) California Houndsmen for Conservation and Andy Boyce, Potter Valley, recommend no change in the regulations pertaining to the pursuit season for bear, bobcat, raccoon and fox; and open Cow Mountain Recreation Area (BLM Recreation Guide Map) to pursuit of wildlife with dogs.
- (138) Lyra Salisbury, Secretary, Siskiyou Houndsmen; and Don Brown, Fort Jones, recommend that the dog training season in northeastern California be continued.
- (139) Buckie Stone, Central Valley; and Lyra Salisbury, Secretary, Siskiyou Houndsmen, recommend that the dog training season in northeastern California be longer than two weeks.

#### Squirrels

- (140) Jerry Miller, Legislative Coordinator, California Bowmen Hunters, recommends that archery squirrel season run concurrent with the late deer season.

- (141) John R. Holtsinger recommends the inclusion of the San Bernardino National Forest in San Bernardino County and the Los Padres National Forest in Ventura County in the hunting season for tree squirrels.

#### Rabbits

- (142) Lyle A. Deckard, Altadena, recommends that the season for brush, cottontail, pigmy rabbits and varying hare be December 1 through March 31.

#### Trapping

- (143) California Trappers Association recommends that the regulation requiring steel leg-hold traps to have a tension device of sufficient strength to prevent capture of non-target animals be eliminated; that the words "natural or artificial" be deleted from the definition of bait used for trapping; make non-resident trapping in California subject to the same bag and possession limits imposed on non-residents in the state in which they reside; and require that each person who is purchasing a trapping license for the first time to take a trapper training course and establish such a program to train people in safe and proper techniques.
- (144) Mr. and Mrs. W. L. K. McCurdy, Eureka, recommend that trapping be banned.
- (145) Joseph Gaylord, La Canada, recommends a prohibition on trapping in the area of the West Fork of the San Gabriel River from Red Box Station to below Valley Forge Campground.
- (146) Joan T. Green, Chairperson, Mono County Board of Supervisors, recommends a prohibition on the setting of traps (steel leg-hold) within 300 feet of any publicly-maintained roadway on which the travel portion is 20 feet or wider; a prohibition on the setting of traps within 500 feet of any structure used as a permanent or temporary residence, unless such traps are set by a person controlling such property; and a season for the use of steel leg-hold traps used to take furbearing or non-game mammals from October 15 to January 15.

#### Furbearers and Non-Game Mammals

- (147) John A. Buckley, Tuolumne, recommends a one year moratorium on the take of beaver in Tuolumne County.
- (148) Lyle A. Deckard, Altadena, recommends that seasons for coyote and raccoon be from November 16 through the last day of February, statewide.
- (149) California Houndsmen for Conservation recommends no change in the regulations for bobcat, fox and raccoon.
- (150) Twelve Individuals recommend support for stricter regulations for the protection of bobcats.
- (151) Anne Baeck, Berkeley, recommends more controls on the export of bobcat pelts.

- (152) Mr. and Mrs. John Pyner, Sun City, recommend that an overall limit be set on the number of bobcats that may be killed.
- (153) Myra Shanahan, Central Valley, recommends that the bobcat season and bag and possession limit for houndsmen be the same as for other user groups on a statewide basis.
- (154) C. Warren Sievers, Dixon, recommends a bobcat season for most areas of the state from December 15, 1980 through February 28, 1981.
- (155) Edwin M. Hill, Lakewood, recommends separate seasons and export tag quotas for the take of bobcat in the southern and northern parts of the state.
- (156) Duane Sage, Central Valley, recommends a later season closure for bobcat season than in 1979.
- (157) Ten Individuals recommend that if further restrictions are needed for the protection of bobcats, then these restrictions should be placed on trapping and not on varmint callers.
- (158) California Trappers Association recommends that there be two beaver seasons based on whether the average elevation of a county is above or below 3,000 feet; above 3,000 feet the season would be from November 1 through March 31, and at elevations less than 3,000 feet, November 1 through the last day of February; establish a statewide bobcat season of November 16 through January 31; establish tag quota for bobcat at 15% of the immediate pre-season population; and direct the Department to adopt a bobcat management program as soon as possible.
- (159) Ten Individuals recommend that predator callers be allowed to have a longer season than trappers and that the take by predator callers not be restricted.
- (160) James W. Bensley, Yucaipa, recommends that bobcats taken during the 1978-79 season be allowed to be tagged without requiring the jaws to be turned in, and that there be an increased fee for bobcat tags in order to help support research on this species.
- (161) A. R. Huber, Kerman, recommends that trappers be limited to ten bobcats and that the muskrat and raccoon seasons close on March 15.

Mr. Cribbs also pointed out that included in this item should be the setting of the date for the antelope hearing and announcement of the hearing officer. He stated that the Department was proposing an antelope hunt with 470 permits (450 buck and 20 does) for the season of August 23, 1980 through September 1, 1980. He further stated the Department's proposal, as well as its environmental plan were before the Commissioners. He pointed out that Section 333 of the Fish and Game Code provides that the Commission hold a special hearing in the area involved in this hunt. Mr. Cribbs stated that the hearing officer would report back to the full Commission at its April 25 meeting on the testimony received at that hearing. He suggested that the hearing be held in the Division of

Forestry Building, 8th and D Streets, Alturas, at 7:00 p.m. on April 16, 1980, with Commissioner Chickering as the hearing officer. It was then:

MOVED BY MR. GALLETTI, SECONDED BY MR. LIVERMORE, THAT THE FISH AND GAME COMMISSION AUTHORIZES ITS STAFF TO PUBLISH THE REQUIRED LEGAL NOTICE CONCERNING AN ANTELOPE HEARING, AS PROVIDED IN SECTIONS 331 AND 333 OF THE FISH AND GAME CODE.

ANTELOPE HEARING: APRIL 16, 1980, 7:00 P.M.  
HEARING OFFICER: COMMISSIONER CHICKERING  
LOCATION: DIVISION OF FORESTRY BUILDING, 8TH AND D STREETS, ALTURAS, CALIFORNIA.

PASSED UNANIMOUSLY.

It was further:

MOVED BY DR. DASMANN, SECONDED BY MR. GALLETTI, THAT THE FISH AND GAME COMMISSION ALSO CONSIDER A SPECIAL ANTELOPE ARCHERY HUNT AT THE ANTELOPE HEARING AS PROVIDED IN SECTIONS 331 AND 333 OF THE FISH AND GAME CODE.

PASSED UNANIMOUSLY.

5. CONSIDERATION OF REQUEST OF JOHN SPATARO REGARDING WRIT OF MANDATE FROM SAN MATEO COUNTY SUPERIOR COURT.

Mr. Cribbs stated that this item had been withdrawn because the funds had not yet been deposited in the attorney-client trust account. He indicated that this matter would be re-scheduled upon notification to the Commission by John E. Thorne, attorney at law, that the funds had been deposited.

6. RECEIPT OF DEPARTMENT RECOMMENDATION RE: THE INCIDENTAL TAKE OF SWORDFISH IN GILL NETS.

Mr. Cribbs stated that at the Commission's December 6, 1979 meeting in Sacramento, the question of the incidental take of swordfish by gill net fishermen was brought to the attention of the Commission. He said after listening to considerable testimony on the matter the Commission took emergency action to provide for the temporary landing of incidentally taken swordfish by gill net fishermen. Mr. Cribbs noted that the Commission further requested that the Department provide, at the March 7 meeting, a recommendation for a solution to the matter.

Mr. Cribbs indicated that considerable correspondence had been received in the Commission office with respect to this issue. He said copies of typical letters had been included in the exhibits for the Commissioners' information. He reported that letters in opposition to the incidental take of swordfish with gill nets had been received from State Senator Ollie Speraw; The Balboa Angling Club; the Marlin Club, San Diego; Southwestern Yacht Club Anglers, San Diego;

City of Avalon; Koni Kai Anglers; 71 individuals; telegrams or mailgrams from Camarillo Fishing Club; and Pacific Anglers; and 50 individuals; plus three form letters. The key points were as follows: (1) That the use of gill nets has resulted in the depletion of the sport fish resources; (2) That the indiscriminate nature of gill nets has resulted in the take of non-target species such as: swordfish, marlin and marine mammals; (3) That the authorized use of drift gill nets to take swordfish will deplete that resource; (4) That there is concern that there will be a depletion of the shark resource with proliferation in the use of drift gill nets; (5) That harpoon be the only method authorized for the take of swordfish; and (6) That lost gill nets continue to "ghost" fish.

He stated that two letters in support of the incidental take of swordfish with gill nets had been received. The key points were as follows: (1) That last year was an atypical year with respect to water temperature, which kept swordfish from finning at the surface and thus were not available to harpoon boats but provided an ideal condition for the incidental catch of swordfish by drift gill nets. This may never happen again. A one-year history does not warrant restrictive measures; (2) That shark drift gill net fishermen are full-time fishermen, and that many of the swordfish harpoon fishermen are only part-time fishermen; (3) That the Mexican and Japanese fishermen are harvesting billfish using longlines before these fish enter U.S. waters, therefore, why penalize U.S. fishermen with additional restrictions? (4) That it is more efficient to use drift gill nets in terms of fuel economy and these vessels do not need to run all day as do the harpoon boats; and (5) That the estimated swordfish catch by shark drift gill net boats amounted to only between 5 and 7% of the total production of nets during 1979.

Mr. Cribbs noted that inquiries had been received regarding this matter from State Senator Beverly and Congressman Lungren. He pointed out that a letter had been received from Eldon M. Jamison, Director, California Billfish Protective Association, requesting a larger meeting facility for the San Diego meeting, if the swordfish/drift gill net controversy was considered. He also noted that a telephone call had been received from Herbert Kameon recommending that the April meeting not be held during Easter week.

Mr. Cribbs explained that a review of the Commission's authority with respect to this matter indicated: (1) That the Fish and Game Code provides for the use of gill nets to commercially take sharks, and thus, the Commission would not have regulatory control over that fishery (Fish and Game Code Sections 8685, 8589 and 8692-8696); (2) Fish and Game Code Section 8393 provides that the exception of imported marlin meat, marlin meat whether fresh, smoked, canned or preserved by any means, shall not be bought or sold or possessed or transported for the purpose of sale in California. The Commission has no authority to modify this prohibition; and (3) That the Commission, under the authority of Section 8394 of the Fish and Game Code, may adopt such regulations as necessary to provide for the commercial take of swordfish. Sections 107 and 107.5, Title 14, CAC, provides for implementation of the provisions of Section 8394. Any action taken by the Commission with regard to this matter would have to be under the provisions of Section 8394 of the Fish and Game Code, and could, in no way, restrict the use of gill nets to take sharks or other species not under Commission authority.

Mr. Cribbs further pointed out that Section 107.5, Title 14, CAC, which provided for the incidental landing of swordfish taken with drift gill nets was only valid for 120 days from December 14, 1979, and that it would then expire. He stated that no public testimony would be heard on this item, and that the only item before the Commission was the receipt of the Department's recommendation regarding this matter.

Director Fullerton made the following recommendation regarding the incidental take of swordfish in gill nets:

"During the early 1979 fishing season, a number of broadbill swordfish were caught incidentally in gill net used to take sharks. This catch of swordfish in gill nets has caused considerable concern among various recreational and commercial user groups. Presently, there is little documented information on the incidental catch of swordfish and other species by shark fishermen using gill nets.

"In dealing with this controversy, two courses of action available to the Commission are - maintenance of the present policy and regulations, or initiation of an experimental gill net fishery for swordfish. Monitoring of the experimental fishery will provide documented information on this important issue. If the experimental fishery is initiated under regulations proposed in this report, the following would occur:

"The experimental fishery would be conducted from June 1, 1980 to May 31, 1981.

"The fishery would be limited to 25 permittees.

"The Director would have the authority to terminate the experimental fishery or close areas to fishing if the Department determines the incidental catch of marlin, marine mammals or any other species is deleterious to that resource.

"The experimental fishery would be conducted 3 or more miles from the mainland and islands off southern California. Additional area closure options are also presented in this report.

"Data would be gathered from mandatory fishing logs and by on-board observers provided by the Department.

"Data would be compiled, analyzed and evaluated by the Department.

"The Department would report the results of the experiment to the California Fish and Game Commission in July 1981.

"It should be stressed that the fishery would be a one-year experimental fishery and that there is no assurance that it would be continued in the 1981 season."

Dr. Venrick asked why there was a proposed restriction to keep shark/drift gill net fishermen outside three miles. Director Fullerton indicated to avoid

inshore conflicts and in addition, he stated that most of the shark fishing took place outside three miles. Dr. Venrick pointed out that since this proposed fishery was experimental in nature that drift gill net fishermen should be allowed to fish in areas of high and low swordfish density for comparison purposes. She maintained that if you have a shark/gill net fishery you would need to determine where the swordfish and marine mammal impacts occurrrd.

Mr. Chickering asked if swordfish incidentally taken in drift gill nets could be returned to the water alive. Director Fullerton said that generally the fish would be dead when the net was retrieved.

Dr. Dasmann asked how the proposed experimental fishery would effect the shark/gill net fishermen. Director Fullerton indicated it would only affect them in that they would have to turn over any incidentally taken billfish to the Department.

Dr. Venrick asked about the expense of the observer program. Director Fullerton indicated that this would definitely be a consideration.

Mr. Galletti wanted to know how many boats fished both drift gill nets for sharks and also harpooned for swordfish. Director Fullerton responded that there were about 100 boats that were involved in both fisheries. Mr. Galletti expressed concerns over the control of the experimental fishery. Mr. Galletti also indicated he was concerned that perhaps the problem of the incidental take of swordfish was not being addressed. Director Fullerton responded that the proposed experimental fishery would provide an evaluation of both the harpoon and the drift gill net fisheries.

Dr. Venrick pointed out that controls would be needed, therefore, the proposed 25 permits in the experimental fishery rather than the 100 boats, which were in the fishery last year. Dr. Venrick wanted to know how the 25 would be selected. Director Fullerton indicated through a lottery system based on experience qualifications.

Mr. Cribbs noted that if the Commission wished to consider the Department's recommendation, then a motion was required to set a meeting date to consider the matter. He said that the environmental plan and the complete report, including alternatives to the Department's proposal, would be available at the Department's San Diego office, Long Beach office, and at the Sacramento headquarters. He said that copies of the summary were available at the meeting and from the Commission office upon request. After additional discussion of the matter, it was:

MOVED BY MR. CHICKERING, SECONDED BY MR. LIVERMORE, THAT  
THE FISH AND GAME COMMISSION HEREBY SETS A HEARING TO CONSIDER  
THE DEPARTMENT'S PROPOSAL REGARDING THE INCIDENTAL TAKE OF  
SWORDFISH IN GILL NETS; SUCH HEARING TO BE HELD IN THE COPPER  
ROOM OF THE CONVENTION AND PERFORMING ARTS CENTER, 202 C  
STREET, SAN DIEGO, ON APRIL 3, 1980 AT 1:00 P.M.

PASSED UNANIMOUSLY.

7. CONSIDERATION OF REQUEST OF CLARK PERMAR FOR RENEWAL OF EXPERIMENTAL GEAR PERMIT NO. X-806 RE: USE OF DANISH SEINE.

Mr. Cribbs stated that on March 30, 1979, the Commission had authorized the Department to renew the experimental gear permit of Clark Permar to allow him to use a Danish seine within Fish and Game District 10, between Pt. Reyes and Pigeon Point to take white croaker. He said that extension was until March 30, 1980.

Mr. Cribbs indicated that at the Commission's January 4, 1980 meeting in Oxnard, it had considered a similar request from Mr. Jimmy Lee Williams, San Francisco, for an experimental gear permit to allow him to use a Danish seine to take groundfish, rockfish and kingfish in the area between Monterey to Pt. Reyes from the beach out to 200 fathoms.

Mr. Cribbs noted that the Department's recommendation at the January 4, 1980 meeting was that the Commission only authorize one experimental gear permit to use a Danish seine. He said the Department informed the Commission that Mr. Permar's permit had not been used and that it was their understanding he would not renew his permit. He said the Department, therefore, recommended that the Commission approve Mr. Williams' request subject to the condition that Mr. Permar not renew his permit prior to April 1. Mr. Cribbs said that subsequent to the January 4 meeting, the Commission office received a letter from Mr. Permar stating that he had only recently received his net, and therefore, he was requesting renewal of the permit. He further stated that he would not be able to use the gear full-time, and therefore, he asked that Mr. Williams also be permitted to utilize the permit.

Director Fullerton stated that after reviewing the matter, the Department found that Mr. Williams and Mr. Permar had entered into a business arrangement whereby they would share and cooperatively experiment with a single piece of gear. He said that the Danish seine would be fished from either vessel, but under no circumstances would more than one piece of gear be used. Mr. Fullerton therefore recommended that the Commission authorize the Department to issue an experimental gear permit with Mr. Williams and Mr. Permar listed as co-permittees. He said such a permit would be subject to those terms and conditions previously agreed upon. It was then:

MOVED BY MR. CHICKERING, SECONDED BY MR. GALLETTI, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTION 8606 OF THE FISH AND GAME CODE, HEREBY APPROVES THE REQUEST OF MR. CLARK PERMAR FOR RENEWAL OF HIS EXPERIMENTAL GEAR PERMIT NO. X-806 TO USE A DANISH SEINE, AND ADDS MR. JIMMY LEE WILLIAMS AS A CO-PERMITTEE, UNDER THE CONDITIONS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

8. CONSIDERATION OF AFFIRMATION OF REVOCATIONS OF MARICULTURE LEASES NO. M430-06 (MORGAN OYSTER COMPANY), AND M532-01 (MR. ROBERT W. HIRSCHKIND).

Mr. Cribbs stated that the Department was requesting that the Commission affirm the revocations of mariculture leases No. M430-06 (Morgan Oyster Company), and M532-01 (Mr. Robert W. Hirschkind).

Morgan Oyster Company

Mr. Cribbs pointed out that mariculture lease No. M430-06, comprised of some ten acres in Tomales Bay, Marin County, was currently held by Morgan Oyster Company. He said the lease was acquired by that holding company for the purpose of cleansing clams harvested from their private holdings in San Francisco Bay. He further stated that after obtaining the lease, Morgan Oyster Company found insufficient clams on their holdings to start the proposed relaying operation.

Mr. Cribbs noted that the conditions of the lease agreement require that the company utilize its lease by February 1980 or face abandonment proceedings. He further noted, to date, the Department had no record that the lease had been utilized. He said, therefore, in compliance with Section 131(k)(1), Title 14, CAC, the Department recommended that the company appear before the Commission and show cause why the lease should not be declared abandoned.

Mr. Cribbs stated that Morgan Oyster Company had been notified of this proposed action and that they would be afforded an opportunity to appear at the March 7 meeting before the Commission to show cause why the Commission should not declare this lease abandoned. He further stated that the Commission office had received a phone call from Mr. Allan Littman, attorney for Morgan Oyster Company, and that he had indicated that he would appear at the March 7 meeting.

Mr. Littman said the reason for Morgan Oyster Company's failure to utilize its lease was two-fold. The first involved difficulties in obtaining a permit from the Coastal Commission for the use of rafts in the relaying operation. Mr. Littman said it had taken almost one year to obtain the permit and even then the permit provided for only two rafts rather than the 20 that were originally requested. He further indicated that once the permit had been obtained, it was determined that Morgan Oyster Company's holdings in San Francisco Bay had insufficient numbers of clams available to begin the relaying operation.

Mr. Galletti asked if the two rafts allowed under the Coastal Commission permit would still make the relaying operation feasible. Mr. Littman indicated yes, on an experimental basis. Mr. Galletti asked Mr. Littman how long they would need to evaluate their experimental program. Mr. Littman indicated that Morgan Oyster Company was requesting a two-year extension of its lease agreement and hoped to start the relaying operations in May.

Mr. Livermore asked if there were any other objections from the Coastal Commission besides the depositing of detritus. Mr. Littman indicated their other concern was the introduction of non-native species. Director Fullerton recommended that if it is the intent of Morgan Oyster Company to utilize its lease, then they would recommend that they be given a one-year extension, provided they demonstrate a good faith effort to implement the terms of their lease. It was then:

MOVED BY MR. GALLETTI, SECONDED BY MR. LIVERMORE, THAT  
THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY  
OF SECTIONS 6519-6520 OF THE FISH AND GAME CODE, AND  
SECTION 131(k)(1), TITLE 14, CALIFORNIA ADMINISTRATIVE

CODE, HEREBY EXTENDS MARICULTURE LEASE NO. M430-06 IN THE NAME OF MORGAN OYSTER COMPANY FOR A PERIOD OF ONE YEAR, AT WHICH TIME MORGAN OYSTER COMPANY MUST REPORT BACK TO THE COMMISSION AT ITS MARCH 1981 MEETING AS TO ITS EFFORTS TO UTILIZE THE LEASE.

PASSED UNANIMOUSLY.

Robert W. Hirschkind

Mr. Cribbs stated that mariculture lease No. M532-01, comprised of about five acres in the Pacific Ocean, near Granite Canyon, Monterey County, was currently held by Mr. Robert W. Hirschkind. He said at the Commission's February 2, 1979 meeting, the Commission determined that the lessee was delinquent in meeting the planting requirements of his lease agreement and allowed Mr. Hirschkind until February 1, 1980 to plant 3,000 abalone on the lease, or the lease would be declared abandoned.

Mr. Cribbs noted that the Department to date had no record that the required number of abalone had been planted on the lease. He said, therefore, in compliance with Section 131(k)(1), Title 14, CAC, the Department recommended that mariculture lease No. M532-01, held by Mr. Robert W. Hirschkind, be declared abandoned.

Mr. Cribbs indicated that Mr. Hirschkind had been notified of the possible action by the Commission at this meeting and would be afforded an opportunity to appear on March 7 to show cause why this lease should not be declared abandoned.

Mr. Cribbs then asked if Mr. Hirschkind were present; there was no response. Director Fullerton recommended abandonment of the lease. It was then:

MOVED BY MR. CHICKERING, SECONDED BY MR. GALLETTI, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY OF SECTIONS 6493-6494 OF THE FISH AND GAME CODE, AND SECTION 131(k)(1), TITLE 14, CALIFORNIA ADMINISTRATIVE CODE, HEREBY DECLARES THAT MARICULTURE LEASE NO. M532-01 IN THE NAME OF ROBERT W. HIRSCHKIND IS HEREBY DECLARED ABANDONED.

PASSED UNANIMOUSLY.

9. CONSIDERATION OF REQUEST OF CALIFORNIA MARINE ASSOCIATES FOR AN ALLOTMENT OF APPROXIMATELY 3 ACRES OF WATER BOTTOMS IN "CHINA HARBOR", SAN LUIS OBISPO COUNTY, FOR MARICULTURE PURPOSES.

Mr. Cribbs stated that at the Commission's November 2, 1979 meeting in San Diego, it had authorized its staff to publish notice of its intent to allot approximately three acres of water bottoms in "China Harbor", San Luis Obispo County, for mariculture purposes. He said that legal notice had been published.

Mr. Cribbs explained that Mr. Hugh W. Staton of California Marine Associates, Cayucos, had submitted the necessary application, map and filing fee in this request, and that the company's intention was to cultivate red, pink, white,

green, and associate hybrid abalone on the lease. Mr. Cribbs pointed out that the Department recommended that a mariculture lease be granted to California Marine Associates for the "China Harbor" site in San Luis Obispo County, for the purpose of cultivating abalone. He said that the State Lands Commission had certified that the proposed lease site was unencumbered by leases or permits issued by them.

Mr. Cribbs noted that the Commissioners had before them the Department's environmental impact statement, and that no correspondence had been received on this issue.

Director Fullerton recommended approval of the mariculture lease. Mr. Hugh Staton, California Marine Associates, indicated that he was available to answer any questions, and that he and the Department had agreed on the tentative lease conditions. It was then:

MOVED BY MR. CHICKERING, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTIONS 6480-6504 OF THE FISH AND GAME CODE, AND SECTION 131, TITLE 14, CALIFORNIA ADMINISTRATIVE CODE, HEREBY ALLOTS APPROXIMATELY THREE ACRES OF STATE WATER BOTTOMS IN "CHINA HARBOR", SAN LUIS OBISPO COUNTY, TO CALIFORNIA MARINE ASSOCIATES FOR MARICULTURE PURPOSES, UNDER THE TERMS AGREED UPON BY THE COMMISSION.

PASSED UNANIMOUSLY.

10. CONSIDERATION OF REQUEST FOR CONTINUANCE RE: APPLICATION OF MANFRED SCHICKENBERG FOR AN ALLOTMENT OF 3 PARCELS OF STATE WATER BOTTOMS TOTALING APPROXIMATELY 10.5 ACRES IN TOMALES BAY, MARIN COUNTY, FOR MARICULTURE PURPOSES.
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Mr. Cribbs stated that at the Commission's November 2 meeting in San Diego, it had authorized its staff to publish notice of its intent to allot three parcels of state water bottoms, totaling approximately 10.5 acres, in Tomales Bay, Marin County, to Mr. Manfred Schickenberg for mariculture purposes. He further stated that on Thursday, February 21, Mr. Schickenberg had notified the Commission office that he would appreciate a continuance of this matter to give him time to resolve some differences which had surfaced as a result of the Department's review of his proposal.

Mr. Cribbs, therefore, requested that the matter be continued until a later, unspecified date. It was then:

MOVED BY MR. CHICKERING, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY CONTINUES TO AN UNSPECIFIED DATE ITS CONSIDERATION OF THE REQUEST OF MANFRED SCHICKENBERG FOR AN ALLOTMENT OF THREE PARCELS OF STATE WATER BOTTOMS, TOTALING APPROXIMATELY 10.5 ACRES IN TOMALES BAY, MARIN COUNTY, FOR MARICULTURE PURPOSES.

PASSED UNANIMOUSLY.

11. CONSIDERATION OF REQUEST OF INTERNATIONAL SHELLFISH ENTERPRISES TO AUTHORIZE ADDITIONAL CULTURAL METHODS ON ALLOTMENTS M430-04 AND M430-08; AND TO CONSOLIDATE PARCEL 1 OF ALLOTMENT M430-08 WITH ALLOTMENT M430-04, TOMALES BAY, MARIN COUNTY.

Mr. Cribbs indicated that at the Commission's November 2 meeting in San Diego, it had authorized its staff to publish notice of its intent to consider the request of International Shellfish Enterprises to consolidate parcel 1 of allotment M430-08 with parcel 2 of that allotment, Tomales Bay, Marin County. He said that legal notice had been published. He noted that the request from Mr. Bruce Morgan, Executive Vice President of International Shellfish Enterprises, Moss Landing, also asked for consideration of a modification of the terms of existing oyster allotments M430-04 and M430-08 to permit the use of additional cultural practices.

Mr. Cribbs pointed out that Mr. Lawrence T. Tanaka, Director of Operations for International Shellfish Enterprises, had requested a modification of their original proposal. He said they were, therefore, asking that approximately eight acres in parcel 1 of allotment M430-08 be relocated to the west of allotment M430-04 to make one contiguous area for culture. He indicated that Mr. Tanaka's letter of January 28, and maps of the original request and the location of the modified site had been provided the Commissioners.

Mr. Cribbs stated that letters had been received from the following individuals pertaining to this issue: Mr. Richard Plant of Inverness; Steve Obreski, Director and Resident Ecologist, Tomales Bay Marine Laboratory; Petaluma Outdoorsmen; Inverness Park Association; and a joint letter from the Environmental Action Committee, Inverness Association, Inverness Yacht Club, Marin Conservation League, and Tomales Bay Association. He said that he expected several individuals from the Inverness - Tomales Bay area to be at the meeting to testify on this proposal.

Mr. Cribbs pointed out there are two issues which should be acted upon by the Commission. He said first, the request in regard to permitting additional cultural practices on allotments M430-04 and M430-08, Tomales Bay, Marin County, and second, the consolidation aspects of International Shellfish Enterprises' request.

Director Fullerton stated that he had met with the concerned individuals who wanted a delay in the issuance of mariculture leases in Tomales Bay until the local coastal plan was completed in approximately 90 days. He said he had informed these individuals that he would request a delay, but subsequent to that meeting he had determined that such a delay would cost the applicants a considerable amount of money. Director Fullerton pointed out that no new land was being committed to mariculture purposes with this request and that he would recommend that the Commission hold any new applications for water bottoms in Tomales Bay for 90 days.

Ms. Katherine Holbrook, representing the various organizations who expressed concern over this matter indicated that her groups wished to see no new allotments on the west side of Tomales Bay, which she said would conflict with the long-time recreational uses in that area. She indicated that in a letter she had written, she had raised a number of questions with respect to the 80

additional acres proposed for mariculture in Tomales Bay, and also the policy on using public lands for private profit. She stressed the need for a detailed plan for Tomales Bay.

Director Fullerton pointed out that in any mariculture lease, the lessee must permit hunting and fishing activities on the lease site. He explained that only Humboldt, Tomales and Morro bays had suitable areas left for mariculture purposes. Director Fullerton recommended approval of the request of International Shellfish Enterprises for consolidation of parcel 1 of allotment M430-08 with allotment M430-04. He said that approval of the changes in the mariculture practices on these allotments should be subject to the Department's approval of the site locations for the raft cultures.

It was then:

MOVED BY MR. CHICKERING, SECONDED BY MR. GALLETTI, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTIONS 6510-6536 OF THE FISH AND GAME CODE, APPROVES THE REQUEST OF INTERNATIONAL SHELLFISH ENTERPRISES FOR CONSOLIDATION OF PARCEL 1 OF ALLOTMENT M430-08 WITH ALLOTMENT M430-04, TOMALES BAY, MARIN COUNTY, FOR MARICULTURE PURPOSES, UNDER THE TERMS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

It was then also:

MOVED BY MR. CHICKERING, SECONDED BY MR. GALLETTI, THAT THE FISH AND GAME COMMISSION, PURSUANT TO SECTIONS 6510-6536 OF THE FISH AND GAME CODE, APPROVES THE REQUEST OF INTERNATIONAL SHELLFISH ENTERPRISES, MOSS LANDING, TO USE ADDITIONAL CULTURAL PRACTICES WHICH SHALL INCLUDE THE USE OF RAFTS, RACKS AND BOTTOM CULTURE ON ALLOTMENT M430-04, AND BOTTOM CULTURE ON ALLOTMENT M430-08; AND FURTHER THAT OTHER CULTURAL PRACTICES MAY BE EMPLOYED IN AREAS WHERE EEL GRASS WILL NOT BE DISTURBED. THE LOCATIONS OF ANY RAFTS SHALL BE AT SITES APPROVED BY THE DEPARTMENT.

PASSED UNANIMOUSLY.

12. CONSIDERATION OF REVOCATION OF CAPTIVE RAPTOR BREEDING PERMIT OF HERMAN L. DAVIS.

Mr. Cribbs stated that the Department was requesting that the Commission revoke the captive raptor breeding permit issued to Mr. Herman L. Davis of Novato. He said a certified letter had been sent to Mr. Davis notifying him of the possible action to be taken by the Commission.

Mr. Cribbs further stated that at the Commission's August 3, 1979 meeting, the Commission gave approval to the Department to issue a captive raptor breeding permit to Mr. Davis. He said the permit issued on August 13, 1979 authorized Mr. Davis to possess six peregrine falcons for captive raptor breeding purposes.

He noted that the permit contained 14 stipulations under which Mr. Davis could possess the raptors, including the pair in his possession and the five eyas birds produced by the adult birds in the spring of 1979.

Mr. Dollahite briefed the Commission regarding Mr. Davis violation. Mr. Dollahite stated:

"On January 3, 1980, Warden Ken Lindeman contacted Mr. Davis at 310 Olive Avenue, Novato, and placed state falconry bands on the five young birds. At this time Warden Lindeman advised Mr. Davis that the birds would also have to have the federal bands and advised Mr. Davis to contact the U.S. Fish and Wildlife Service and arrange to get federal markers for the birds. On or about January 5, 1980, Warden Lindeman again contacted Mr. Davis by phone and confirmed that the birds must be immediately banded with federal markers.

"On or about January 24, 1980, Agent Scott Pierson of the U.S. Fish and Wildlife Service contacted Warden Pirtle of the Department's headquarters office to check on the status of Mr. Davis' breeding project. Warden Pirtle advised that Mr. Davis' permit had been issued and the project contained two adult peregrines and five young peregrines that were hatched in the spring of 1979. Agent Pierson stated that Mr. Davis had not applied for a federal breeding permit nor had Mr. Davis requested federal markers for the young birds.

"On January 25, 1980, Agent Scott Pierson and Agent Bill Zimmerman contacted Mr. Davis at 310 Olive Avenue, Novato, to check his project and inquire as to why Mr. Davis had not applied for a federal permit and federal markers for the birds. During their inspection, Agent Pierson and Agent Zimmerman determined that there were only four young peregrines and two adult peregrines on the premises. When questioned about the missing young bird, Mr. Davis stated that he had lost a young female wearing state band No. 750 while flying the bird for falconry.

"By flying the young peregrine falcon while it was being held under the authority of the breeding permit issued on August 13, 1979, Mr. Davis violated condition number two of the permit which states, 'raptors used for breeding studies shall at no time be used for falconry or any other purpose,' and condition number five which states, 'all raptors acquired and possessed for breeding research shall be housed in escape-proof pens at 310 Olive Avenue, Novato, California, and shall not be removed from this location without prior approval from the Sacramento Headquarters Office of the Department of Fish and Game'.

"Due to the fact that Mr. Davis showed complete disregard for the stipulations of his permit by flying the young female peregrine for falconry purposes, the Department requests that the Commission take action to revoke the captive raptor breeding permit issued to Herman L. Davis."

Scott Pierson, Special Agent in Charge, U.S. Fish and Wildlife Service, indicated that the Service's position was not to issue Mr. Davis a federal permit pending the Commission's action. It was then:

MOVED BY MR. CHICKERING, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY REVOKES THE CAPTIVE RAPTOR BREEDING PERMIT OF HERMAN L. DAVIS, UNTIL SUCH TIME AS HE APPEARS BEFORE THE COMMISSION TO SHOW CAUSE WHY HIS PERMIT SHOULD BE REINSTATED.

PASSED UNANIMOUSLY.

13. CONSIDERATION OF REQUEST OF GUY NELSON WRIGHT FOR REINSTATEMENT OF FALCONRY PRIVILEGES.

Mr. Cribbs stated that Mr. Wright had contacted the Commission office and asked that the matter relative to reinstatement of his falconry privileges be withdrawn and re-scheduled for the Commission's April 4 meeting in San Diego. He reported that Mr. Wright was scheduled to have oral surgery, and would not be able to make the March 7 meeting. It was then:

MOVED BY MR. CHICKERING, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY RE-SCHEDULES THE REQUEST OF MR. GUY NELSON WRIGHT FOR REINSTATEMENT OF HIS APPRENTICE FALCONRY PRIVILEGES UNTIL THE COMMISSION'S APRIL 4 MEETING IN SAN DIEGO.

PASSED UNANIMOUSLY.

14. CONSIDERATION OF REQUESTS OF RONALD L. COLLETTE AND ARTHUR HASCHAK RE: CAPTIVE RAPTOR BREEDING PERMITS.

Mr. Cribbs stated that the Commission office had received two requests pertaining to captive raptor breeding.

Ronald L. Collette

Mr. Cribbs said that pursuant to Mr. Collette's request, his application for an amendment to his present captive raptor breeding permit had been withdrawn.

Arthur L. Haschak

Mr. Cribbs explained that Mr. Haschak of Willits, California, had submitted a request for a captive raptor breeding permit to allow him to breed Harris' hawks. Mr. Cribbs further stated that the Commission office had received a letter from the California Hawking Club in support of Mr. Haschak's proposal.

Mr. Dollahite indicated that the Department recommended approval of Mr. Haschak's request. It was then:

MOVED BY MR. CHICKERING, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY APPROVES THE REQUEST OF ARTHUR HASCHAK, WILLITS, FOR A CAPTIVE RAPTOR BREEDING PERMIT TO ALLOW HIM TO BREED HARRIS' HAWKS, UNDER THE TERMS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

15. CONSIDERATION OF REVOCATION OF COMMERCIAL LOBSTER FISHING PERMIT OF DOUGLAS ANDREW HATANO.

Mr. Cribbs indicated that the Department was requesting that the Commission revoke the commercial lobster fishing permit of Mr. Douglas Andrew Hatano, Rancho Palos Verdes. He said a certified letter had been sent to Mr. Hatano notifying him of the possible action to be taken by the Commission.

Mr. Cribbs noted that a letter had been received in the Commission office from Mr. Hatano asking that consideration of the revocation of his commercial lobster fishing privileges be put over until the Commission's April 25 meeting in Los Angeles. He said that in the past the Commission had taken action to suspend the commercial lobster fishing privileges of a person until such time as the individual appeared before the Commission.

Mr. Dollahite summarized Mr. Hatano's violations as follows:

"On October 28, 1979, Fish and Game Officers McLean, Terwilliger and Prosser pulled and examined seven lobster traps in the ocean from the area of Portuguese Bend belonging to Mr. Hatano. Seven of these traps were found to have escape ports and destruct openings that were not in compliance with Fish and Game Code Section 9002. Mr. Hatano was contacted and a criminal complaint was obtained charging him with the violation. On December 27, 1979, in the Los Angeles Municipal Court, Mr. Hatano pled guilty to the charge of violation of Section 9002 of the Fish and Game Code, and was fined \$120 plus \$30 penalty assessment.

"With regard to prior convictions on the part of Mr. Hatano, on November 24, 1978, he entered a plea of nolo contendere to a violation of Section 180(h), Title 14, CAC, no destruct device. At that time he was placed on one year summary probation, and a letter of warning was sent by the Fish and Game Commission to Mr. Hatano on January 9, 1979."

It was then:

MOVED BY MR. CHICKERING, SECONDED BY DR. DASMAN, THAT THE FISH AND GAME COMMISSION HEREBY SUSPENDS THE COMMERCIAL LOBSTER FISHING PRIVILEGES OF MR. DOUGLAS HATANO UNTIL SUCH TIME AS HE APPEARS BEFORE THE COMMISSION TO SHOW CAUSE WHY HIS LOBSTER FISHING PRIVILEGES SHOULD BE REINSTATED.

PASSED UNANIMOUSLY.

16. CONSIDERATION OF REVOCATION OF SPORT FISHING PRIVILEGES OF JACK PHILLIP COOK AND DAVID JOHN ESHIA.

Mr. Cribbs stated that pursuant to the provisions of Section 12154 of the Fish and Game Code, the Department was requesting that the Commission revoke the sport fishing privileges of Jack Phillip Cook and David John Eshia for a period of time not to exceed three years from the date of their last convictions. He said certified letters had been sent to each of these individuals notifying them of the possible action to be taken by the Commission. He pointed out that they

were also notified that should they be unable to attend the March 7 meeting they should provide the Commission with a written explanation of their convictions.

Jack Phillip Cook was arrested as follows:

1. Cited March 2, 1975 for violation of Section 2.05, Title 14, CAC, angling with more than one rod. He forfeited \$25 bail plus \$10 penalty assessment in the Ramona Justice Court on March 19, 1975.

2. Cited November 13, 1977 for violation of Section 17.55, Title 14, CAC, fishing in American River closure. He pled guilty in the Fair Oaks Justice Court on November 22, 1977 and was fined \$25 plus \$10 penalty assessment.

3. Cited August 9, 1979 for violation of Section 700, Title 14, CAC, angling without a valid fishing license. He pled guilty in the Fair Oaks Justice Court on October 1, 1979 and was fined \$10 plus \$5 penalty assessment.

Mr. Cribbs asked if Mr. Cook were present. As Mr. Cook came forward, Mr. Cribbs asked him if his arrest record was a true court record. Mr. Cook indicated it was.

Mr. Cook stated that with respect to his second violation, he had been fishing this area of the American River prior to the closure and was unaware that a closure was in effect since he had just moved to the area. He said with respect to his third violation that he did have a valid fishing license, but he had left it at home. He concluded by stating that he did not feel his violations were serious enough to warrant revocation.

Mr. Livermore asked him about his first offense. Mr. Cook indicated that it was the first time he had ever gone fishing, and he was not aware that you could not fish with more than one rod. It was then:

MOVED BY MR. CHICKERING, SECONDED BY DR. DASMANN, THAT  
JACK PHILLIP COOK BE GIVEN A STERN WARNING AND ADMONISHED  
THAT ANY FUTURE VIOLATION OF LAWS OR REGULATIONS PERTAINING  
TO FISHING WOULD BE DEALT WITH MOST SEVERELY.

PASSED UNANIMOUSLY.

David John Eshia was arrested as follows:

1. Cited April 16, 1975 for violation of Section 700, Title 14, CAC, angling without a valid fishing license. He forfeited \$25 bail plus \$10 penalty assessment in the Walnut Grove Justice Court on May 7, 1975.

2. Cited May 14, 1975 for violation of Section 2.05, Title 14, CAC, angling with more than one line. He pled guilty in the Walnut Grove Justice Court on June 3, 1975 and was fined \$50 plus \$10 penalty assessment.

3. Cited September 25, 1979 for violation of Section 700, Title 14, CAC, angling without a valid fishing license. He forfeited \$25 bail plus \$10 penalty assessment in the Walnut Grove Justice Court on October 24, 1979.

Mr. Cribbs asked if Mr. Eshia were present; there was no response. It was then:

MOVED BY MR. CHICKERING, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION FINDS THAT DAVID JOHN ESHIA HAS BEEN CONVICTED OF THREE VIOLATIONS OF THE CALIFORNIA FISHING LAWS OR REGULATIONS WITHIN A FIVE-YEAR PERIOD AND HAS BEEN INVITED TO APPEAR BEFORE THIS COMMISSION TO SHOW CAUSE WHY HIS FISHING PRIVILEGES SHOULD NOT BE REVOKED. BASED UPON ITS FINDINGS, THE FISH AND GAME COMMISSION NOW DECLARES THAT PURSUANT TO SECTION 12154 OF THE FISH AND GAME CODE, THE FISHING PRIVILEGES OF DAVID JOHN ESHIA ARE HEREBY REVOKED, AND ANY FISHING LICENSE PREVIOUSLY ISSUED TO HIM SHALL BE REVOKED AND CANCELLED AND NO NEW FISHING LICENSE SHALL BE ISSUED TO HIM UNTIL OCTOBER 24, 1982.

AYES: COMMISSIONERS CHICKERING, DASMANN AND LIVERMORE.

NOES: COMMISSIONER GALLETTI.

17. CONSIDERATION OF REQUEST OF ROBERT BALLEW FOR A WAIVER OF THE COMMERCIAL ABALONE LANDING REQUIREMENTS FOR THE 1978-79 SEASON.

Mr. Cribbs stated that the Commission office had received a letter from Mr. Robert Ballew of Long Beach, which included a request for a waiver of the commercial abalone landing requirements for the 1978-79 season and an explanation of the circumstances which prevented him from obtaining the required 20 landings.

Mr. Cribbs indicated that Mr. Ballew's request involved reinstatement of his commercial abalone fishing privileges for the 1979-80 season, which concludes on March 31. He said Mr. Ballew made only five landings during the 1978-79 season. He further stated that if the Commission grants Mr. Ballew's request for the 1979-80 permit, he would have to meet the minimum landing requirements during the remaining days of March. Mr. Cribbs noted that if he does not make these landings he would then again have to appear before the Commission to show cause why a 1980-81 permit should be issued to him.

Mr. Cribbs pointed out that the Department had reviewed this proposal and recommended that Mr. Ballew's request be denied due to the fact that he failed to seek reinstatement of the permit within a reasonable amount of time.

Mr. Ballew requested that the Commission waive the 20 landing requirement for the 1978-79 season and also the abalone permit fee. He said that he had numerous repair problems with his boat, which prevented him from diving for abalone. He indicated he held a permit for eight years without any violations. Mr. Cribbs pointed out to Mr. Ballew that the permit fee could not be waived; that was a legislative matter. Mr. Livermore asked Mr. Ballew how long he had owned his present boat. Mr. Ballew responded four years. Mr. Galletti asked about prior landings. Mr. Ballew indicated that he had always met the landing requirements.

Director Fullerton recommended that Mr. Ballew's request for a waiver be denied because he did not make an honest effort. Mr. Fullerton said that he should try for a permit in the lottery. After considerable discussion, it was:

MOVED BY MR. GALLETTI, SECONDED BY MR. CHICKERING, THAT THE FISH AND GAME COMMISSION HEREBY DENIES THE REQUEST OF ROBERT BALLEW FOR A WAIVER OF THE MINIMUM COMMERCIAL ABALONE LANDING REQUIREMENTS TO ALLOW HIM TO OBTAIN A 1979-80 COMMERCIAL ABALONE DIVING PERMIT.

PASSED UNANIMOUSLY.

18. CONSIDERATION OF REQUEST OF STELLA M. QUATE FOR A WAIVER OF THE PROVISIONS OF SECTION 671.4, TITLE 14, CAC, PERTAINING TO CAT CAGING REQUIREMENTS.

Mr. Cribbs indicated that a lengthy letter and backup material had been received in the Commission office from Ms. Stella M. Quate, Shasta County. He said she is asking for a waiver of the requirements of the Commission's regulations which pertain to the caging of cheetahs. He said that the Department had stated that the square footage provided by Ms. Quate was more than adequate, but the facilities were not covered, and the fencing material was not chain-link.

Director Fullerton recommended approval of Ms. Quate's request. It was then:

MOVED BY MR. CHICKERING, SECONDED BY MR. GALLETTI, THAT THE FISH AND GAME COMMISSION HEREBY APPROVES THE REQUEST OF MS. STELLA M. QUATE, SHASTA COUNTY, FOR A WAIVER OF THE PROVISIONS OF SECTION 671.4, TITLE 14, CALIFORNIA ADMINISTRATIVE CODE, PERTAINING TO CAT CAGING REQUIREMENTS.

PASSED UNANIMOUSLY.

19. CONSIDERATION OF REQUEST OF ANDIE WILLIAMS FOR A PERMIT TO IMPORT AND POSSESS WOLF PUPS.

Mr. Cribbs stated that Ms. Andie Williams, a Modesto animal dealer, had submitted a request for a permit to import six wolf pups from South Dakota.

Mr. Cribbs said that the intent of the legislation upon which the importation regulations was based was to stop the take of animals from the wild for pet purposes. He said that the Department recommended approval, if documentation could be provided indicating that the wolves were from a domestic source.

He pointed out that Ms. Williams currently possesses an animal welfare permit and any transfers of the above wolf pups would require Department approval and animal welfare permits for the new owners. He concluded by stating that a letter had been received from the Action for Animal's Rights opposed to Ms. Williams' request. It was then:

MOVED BY MR. GALLETTI, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY APPROVES THE REQUEST OF MS. ANDIE WILLIAMS, MODESTO, FOR A PERMIT TO IMPORT AND POSSESS SIX WOLF PUPS, UNDER THE TERMS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

20. CONSIDERATION OF REQUEST OF BOB D. MC CURRY FOR A PERMIT TO IMPORT AND POSSESS MINK FOR BREEDING PURPOSES.

Mr. Cribbs stated that Mr. Bob McCurry of Yuba City had submitted a request for a permit to import and possess four Alaskan black mink from the A. C. Lortis Fur Farm in Waseca, Minnesota, for breeding purposes.

Mr. Cribbs further stated that a letter had been received from Action for Animal's Rights opposed to Mr. McCurry's request.

Director Fullerton recommended approval of Mr. McCurry's request pending inspection of his facilities. Mr. McCurry came forward and indicated that he was not aware of this requirement. Mr. Dollahite stated that it was only with respect to his meeting sanitary conditions. It was then:

MOVED BY MR. GALLETTI, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY APPROVES THE REQUEST OF MR. BOB MC CURRY, YUBA CITY, FOR A PERMIT TO IMPORT AND POSSESS FOUR ALASKAN BLACK MINK, UNDER THE TERMS APPROVED BY THE COMMISSION.

PASSED UNANIMOUSLY.

21. RECEIPT OF DEPARTMENT RECOMMENDATION RE: IMPORTATION OF FERRETS.

Mr. Cribbs stated that at the Commission's February 1, 1980 meeting in Fresno there had been a discussion with regard to the importation of ferrets. He said it was apparent that the number of requests coming before the Commission had increased significantly in recent times. He noted that while existing Commission regulations provided for the importation of neutered male ferrets, there was no provision for such importation of neutered female ferrets. He further noted that it was also evident from testimony presented at the February 1 meeting that there were numerous unneutered ferrets in the possession of people within the state. He said these animals are not being maintained under animal welfare permits. He said that the Department was, therefore, asked to come back at the Commission's March 7 meeting with a proposal to resolve this matter. Mr. Cribbs pointed out that Action for Animal's Rights had submitted a letter in opposition to the importation of ferrets.

Director Fullerton indicated that the Department's proposal basically was to place a moratorium on arrests for 30 days to allow individuals with female ferrets to have them neutered and marked and placed under permit. After that time, all requests for female ferrets should be denied. Dr. Venrick was concerned about the 30-day time limit. She indicated, perhaps, that it might be better to stipulate that they must show evidence of ownership prior to a certain

time. Mr. Cribbs pointed out that he had contacted the States of Nevada, Oregon and Hawaii with respect to the importation of ferrets. The State of Hawaii had indicated a strong concern against importation of exotic animals. He noted that the State of Nevada was trying to get a handle on the sale of ferrets in their state. He also indicated that Oregon was beginning to deal with exotic importations and had asked for copies of California's regulations with respect to the importation and possession of exotics.

Mr. Chickering recommended that perhaps all those individuals who possessed female ferrets prior to March 7, 1980, could be "grandfathered" in under permits, provided that they could prove that the animal was owned prior to a specified time, and that such animals be neutered and marked within a 60-day period. It was then:

MOVED BY MR. CHICKERING, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY AUTHORIZES THE DEPARTMENT, FOR A PERIOD OF SIXTY DAYS, TO PROVIDE FOR THE ISSUANCE OF PERMITS TO POSSESS NEUTERED FEMALE FERRETS TO INDIVIDUALS WHO CAN VERIFY THAT SUCH ANIMALS WERE ACQUIRED PRIOR TO MARCH 7, 1980, AND FURTHER THAT SUCH ANIMALS SHALL BE NEUTERED AND MARKED, AND VERIFICATION OF THIS SHALL BE PROVIDED TO THE DEPARTMENT PRIOR TO THE ISSUANCE OF ANY PERMIT.

PASSED UNANIMOUSLY.

22. CONSIDERATION OF REQUESTS OF MATT R. MANUEL TO POSSESS A NEUTERED FEMALE FERRET, AND DAN YOST TO IMPORT AND POSSESS NEUTERED FERRETS FOR RETAIL SALE.

Matt R. Manuel

Mr. Cribbs pointed out that Mr. Manuel's request would be covered by the action taken by the Commission with respect to agenda item No. 21, therefore, no further action would be needed.

Dan Yost

Mr. Cribbs stated that Mr. Dan Yost of Colorado Ferrets, Inc., Evergreen, Colorado, had submitted a request for permits and/or rights for the resale or distribution of male and female neutered ferrets in California.

Mr. Cribbs pointed out that Mr. Yost's representative had phoned and indicated that they would not be in attendance. He said that Colorado Ferrets, Inc. had sent a book on ferrets to the Commission, and a letter had been received from American Scientific Laboratories in support of the request of Colorado Ferrets, Inc. He also stated that they had informed him that an ad had been placed in the L.A. Times by Colorado Ferrets, Inc. advertising that they could provide permits for the importation of ferrets.

Director Fullerton pointed out that for reasons already presented to the Commission the Department recommended disapproval of all requests for permits

to import and possess neutered female prohibited species. He said that the Department would be concerned with any blanket approval for such importations of these animals, which might lead to any large-scale importation. It was then:

MOVED BY DR. DASMANN, SECONDED BY MR. CHICKERING, THAT THE FISH AND GAME COMMISSION HEREBY DENIES THE REQUEST OF MR. DAN YOST OF EVERGREEN, COLORADO, FOR A PERMIT TO IMPORT NEUTERED MALE AND FEMALE FERRETS FOR RETAIL SALE IN PET SHOPS.

PASSED UNANIMOUSLY.

23. CONSIDERATION OF APPROVAL OF 1980 TROUT PLANTS IN UNDERPRIVILEGED YOUTH CAMPS.

Mr. Cribbs stated that in compliance with Commission policy the Department submits the following report:

"Under authority of Section 6402 of the Fish and Game Code and in conformance with Commission policy, we planted the following numbers of trout in the underprivileged youth camps indicated in 1979:

<u>Camp</u>	<u>Number of Trout Planted</u>
1. Camp Tehama, Tehama County	502
2. Elder Creek Camp, El Dorado County	460
3. Bear Valley Camp, Nevada County	615
4. Rancho El Chorro Camp, San Luis Obispo County	500
5. Camp Harmon, Santa Cruz County	2,465
6. YMCA's Camp Campbell, Santa Cruz County	2,465
7. San Francisco Boys Club Camp, Mendocino County	5,000
8. Masonite Boy Scout Camp (Noyo River), Mendocino County	1,500
9. Masonite Boy Scout Camp (Navaro River), Mendocino County	1,500
10. Diabetic Youth Foundation Camp, Fresno County	500
11. R. M. Pyle Boys Camp, Tulare County	<u>4,170</u>
Total	19,677

"The foregoing 11 camps were approved for stocking by the Commission at its March 30, 1979 meeting. However, there were actually 15 approved camps, but not all of them were stocked. Some variability can be expected from year to year because of adverse weather or water conditions or because camp directors, for a variety of reasons, may not request trout for that year."

Mr. Cribbs suggested that since this matter dealt with Commission policy, that it not be heard in the future as a separate agenda item, but only when adherence to Commission policy was discussed; unless, for some reason there was a question regarding the program.

Mr. Livermore asked what the maximum allotment was in respect to what was actually planted. Mr. McCammon, Chief of the Department's Inland Fisheries Branch, indicated that there wasn't a maximum allotment per se, but that the total number of fish planted reflected what the Department had stocked in the past. Stocking was predicated on the body of water to be stocked, the time of year, and the number of participants. Mr. Livermore asked if all stocking opportunities were being pursued. Mr. McCammon responded that they were. It was then:

MOVED BY MR. CHICKERING, SECONDED BY MR. LIVERMORE, THAT THE FISH AND GAME COMMISSION HEREBY AUTHORIZES THE DEPARTMENT OF FISH AND GAME TO MAKE THE FOLLOWING TROUT PLANTS IN UNDER-PRIVILEGED YOUTH CAMPS FOR 1980:

<u>Camp</u>	<u>Number of Trout to be Planted</u>
1. Camp Carlsburg, Modoc County	1,000
2. Camp Tehama, Tehama County	500
3. Elder Creek Camp, El Dorado County	400
4. Camp Sacramento Youth Camp, El Dorado County	1,000
5. Bear Valley Camp, Nevada County	500
6. San Francisco Boys Club Camp, Mendocino County	2,500
7. Camp Harmon, Santa Cruz County	2,000
8. YMCA's Camp Campbell, Santa Cruz County	1,000
9. Salvation Army Camp, Santa Cruz County	1,000
10. Rancho El Chorro Camp, San Luis Obispo County	500
11. Masonite Boy Scout Camp (Noyo River), Mendocino Co.	1,500
12. Masonite Boy Scout Camp (Navarro River), Mendocino Co.	1,500
13. Diabetic Youth Foundation Camp, Fresno County	500
14. R. M. Pyle Boys Camp, Tulare County	<u>4,000</u>
Total	18,900

PASSED UNANIMOUSLY.

24. CONFIRMATION OF EMERGENCY ACTION AMENDING SECTION 163, TITLE 14, CAC, RE: 100-TON LIMITATION ON COMMERCIAL HERRING GILL NET VESSELS.

Mr. Cribbs stated that on December 20, 1979, the Commission, by emergency action, amended Section 163, Title 14, CAC, to provide for a 100-ton limitation on commercial herring/gill net vessels. He further stated that at that time the Commission had also authorized its staff to publish notice of its intent to confirm this matter at its March 7, 1980 meeting. He said that legal notice had been published.

Mr. Cribbs noted that the Government Code provided that the Commission must publish notice and hold a public hearing within 120 days of any emergency action, if this action is to remain in effect. He said the matter before the Commission is for confirmation of the December 20 amendment. He pointed out that the regulation, as it now reads, provides for a 100-ton per season limitation on all commercial herring vessels. It was then:

MOVED BY MR. GALLETTI, SECONDED BY MR. LIVERMORE, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTION 8550 OF THE FISH AND GAME CODE, AND TO IMPLEMENT, INTERPRET OR MAKE SPECIFIC SAID SECTION OF SAID CODE, CONFIRMS ITS EMERGENCY ACTION OF DECEMBER 20, 1979, WHICH PROVIDED FOR A 100-TON SEASONAL LIMITATION ON ALL COMMERCIAL HERRING VESSELS.

PASSED UNANIMOUSLY.

25. CONFIRMATION OF EMERGENCY ACTION AMENDING SECTION 148, TITLE 14, CAC, RE: PACIFIC MACKEREL.

Mr. Cribbs stated that on February 6, 1980, the Commission, by telephonic emergency action, amended Section 148, Title 14, CAC, regarding the take of Pacific mackerel. He said the text of the regulations as adopted were before the Commissioners.

Mr. Cribbs further stated that the Commission also, at that time, authorized publication of notice of its intent to confirm this emergency action at its April 25, 1980 meeting, which will be held in Los Angeles. He said the matter before the Commission today is for confirmation of the telephonic emergency action, which amended Section 148 and authorized publication of notice. Mr. Cribbs said the Department recommends confirmation of the emergency actions of February 6, 1980. It was then:

MOVED BY MR. CHICKERING, SECONDED BY MR. GALLETTI, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTIONS 1050, 8388.1, AND 8388.5 OF THE FISH AND GAME CODE, CONFIRMS ITS TELEPHONIC EMERGENCY ACTION OF FEBRUARY 6, 1980, AMENDING SECTION 148, TITLE 14, CALIFORNIA ADMINISTRATIVE CODE, REGARDING THE TAKING OF PACIFIC MACKEREL; AND AUTHORIZING ITS STAFF TO PUBLISH NOTICE OF ITS INTENT TO CONFIRM THIS MATTER AS ITS APRIL 25 MEETING IN LOS ANGELES.

PASSED UNANIMOUSLY.

26. CONFIRMATION OF EMERGENCY AUTHORIZATION OF EXTENSION OF EXPLOSIVES PERMIT NO. B-10-78 ISSUED TO AMINOIL, U.S.A., INC. RE: DEMOLITION OF ELLWOOD PIER CAISSONS, SANTA BARBARA COUNTY.

Mr. Cribbs stated that on February 13, 1980, Commissioners Venrick, Dasmann and Livermore had given telephonic approval to the Department to extend the expiration date of the permit held by Aminoil, U.S.A., Inc., Huntington Beach, No. B-10-78 to use explosives in the Santa Barbara Channel in conjunction with demolition of the Ellwood Pier well caissons to March 15, 1980. He said the matter before the Commission was for confirmation of that telephonic approval. It was then:

MOVED BY MR. GALLETTI, SECONDED BY MR. CHICKERING, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTION 5500 OF THE FISH AND GAME CODE, CONFIRMS ITS

EMERGENCY ACTION OF FEBRUARY 13, 1980, AUTHORIZING THE DEPARTMENT TO EXTEND THE EXPLOSIVES PERMIT NO. B-10-78 HELD BY AMINOIL, U.S.A., INC., HUNTINGTON BEACH, TO ALLOW IT TO USE EXPLOSIVES IN CONJUNCTION WITH THE DEMOLITION OF THE ELLWOOD PIER WELL CAISSONS, SANTA BARBARA COUNTY, TO MARCH 15, 1980.

PASSED UNANIMOUSLY.

27. CONSIDERATION OF DEPARTMENT REQUEST TO PUBLISH NOTICE OF INTENT TO AMEND SECTION 671, TITLE 14, CAC, RE: THE IMPORTATION, TRANSPORTATION AND POSSESSION OF ELK, GENUS CERVUS.

Mr. Cribbs pointed out that the Department was requesting that the Commission authorize its staff to publish notice of its intent to amend Section 671, Title 14, CAC, regarding importation, transportation and possession of elk, genus Cervus. He noted that the current regulations authorize the Department to issue permits to bonafide zoos, animal dealers, researchers, the entertainment industry, and California-licensed domestic game breeders to import all Cervids. Mr. Cribbs indicated that Assembly Bill No. 475 added Section 2118.2 to the Fish and Game Code, which now prohibits the importation, except for zoos and the Department, of all elk (Cervus) into California. He said continued possession of elk already in California was not affected by AB 475.

Mr. Cribbs stated that the Department's proposed amendments to Section 671 would bring that section into compliance with Fish and Game Code Section 2118.2. Mr. Chickering expressed dissatisfaction with the new law because it affected species indigenous to California. It was then:

MOVED BY MR. CHICKERING, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY VESTED BY SECTIONS 2116-2191 OF THE FISH AND GAME CODE, AUTHORIZES ITS STAFF TO PUBLISH NOTICE OF ITS INTENT TO AMEND SECTION 671, TITLE 14, CALIFORNIA ADMINISTRATIVE CODE, REGARDING THE IMPORTATION, TRANSPORTATION AND POSSESSION OF ELK, GENUS CERVUS.

PASSED UNANIMOUSLY.

28. CONSIDERATION OF DEPARTMENT REQUEST TO PUBLISH NOTICE OF INTENT TO AMEND SECTION 122, TITLE 14, CAC, RE: THE COMMERCIAL TAKE OF LOBSTER.

Mr. Cribbs stated that the Department had requested that the Commission authorize its staff to publish notice of its intent to amend Section 122, Title 14, CAC, regarding permits to take lobsters. He said noncompliance with the regulations requiring lobster fishing logs and a significant unlawful disturbance of lobster receivers at offshore islands had necessitated the proposed regulation changes. He noted that these changes would require receivers impounding lobsters to be individually buoyed and logs to be submitted to be eligible for a lobster permit for the next season. It was then:

MOVED BY DR. DASMANN, SECONDED BY MR. LIVERMORE, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE AUTHORITY

VESTED BY SECTION 8254 OF THE FISH AND GAME CODE, AND TO IMPLEMENT, INTERPRET OR MAKE SPECIFIC SAID SECTION OF SAID CODE, AUTHORIZES ITS STAFF TO PUBLISH NOTICE OF ITS INTENT TO AMEND SECTION 122, TITLE 14, CALIFORNIA ADMINISTRATIVE CODE, REGARDING PERMITS TO TAKE LOBSTERS.

PASSED UNANIMOUSLY.

29. CONSIDERATION OF DEPARTMENT REQUEST TO PUBLISH NOTICE OF INTENT TO AMEND SECTION 670.5, TITLE 14, CAC, RE AMENDING THE LIST OF RARE OR ENDANGERED SPECIES.

Mr. Cribbs said that the Department was requesting that the Commission authorize its staff to publish notice of its intent to amend Section 670.5, Title 14, CAC, to change the list of two species from rare to endangered, to delete entirely from the list one species now designated as endangered, and to make minor, nonsubstantive changes in the names of two species already listed.

Mr. Cribbs indicated that the Commission had been provided with copies of the Department's environmental statements, a summary of the proposed changes, and that the complete report was available in the Commission office for review.

Mr. Cribbs noted that in conjunction with the Department's request a letter had been received from Jim Ruch, State Director, Bureau of Land Management, proposing that the magic gecko (Anarbylus switaki) be designated as a rare species in California. It was then:

MOVED BY MR. CHICKERING, SECONDED BY MR. GALLETTI, THAT THE FISH AND GAME COMMISSION, PURSUANT TO SECTIONS 2050-2055 OF THE FISH AND GAME CODE, AND TO IMPLEMENT, INTERPRET OR MAKE SPECIFIC SAID SECTIONS OF SAID CODE, AUTHORIZES ITS STAFF TO PUBLISH NOTICE OF ITS INTENT TO AMEND SECTION 670.5, TITLE 14, CALIFORNIA ADMINISTRATIVE CODE, REGARDING AMENDING THE LISTS OF RARE OR ENDANGERED SPECIES.

PASSED UNANIMOUSLY.

30. CONSIDERATION OF REQUEST TO PUBLICIZE INTENT TO APPROVE THE DEPARTMENT'S PROPOSED MANAGEMENT PLAN FOR PACIFIC BONITO.

Mr. Cribbs stated that the Department was requesting that the Commission authorize the Department and the Commission staff to publicize the fact that the Commission would consider the adoption of the Department's proposed management plan for Pacific bonito at its May 30 meeting. He said this would give the public ample opportunity to review the plan and to provide its comments to the Commission prior to its consideration on May 30.

Director Fullerton indicated that the Department's plan, in part, would prohibit the importation or landing of bonito for commercial purposes that were under five pounds. It was then:

MOVED BY MR. GALLETTI, SECONDED BY DR. DASMANN, THAT THE FISH AND GAME COMMISSION HEREBY AUTHORIZES ITS STAFF

AND THE DEPARTMENT TO PUBLICIZE THE FACT THAT IT INTENDS TO CONSIDER THE ADOPTION OF THE DEPARTMENT'S PROPOSED MANAGEMENT PLAN FOR PACIFIC BONITO AT ITS MAY 30 MEETING IN SANTA BARBARA.

PASSED UNANIMOUSLY.

Mr. Cribbs reported that since publication of the Commission's agenda for the March 7 meeting, the Department had submitted an additional request and had asked that it be heard by the Commission. He then requested that the Commission suspend its rules to hear this additional agenda item.

MOVED BY MR. GALLETTI, SECONDED BY MR. CHICKERING, THAT THE FISH AND GAME COMMISSION HEREBY SUSPENDS ITS RULES TO HEAR AN ADDITIONAL AGENDA ITEM.

PASSED UNANIMOUSLY.

Prior to discussing the additional agenda item, Mr. Cribbs reported on the status of the revocation of the hunting privileges of Donald Albert Dockins, which was heard at the February 1 meeting and held in abeyance. Mr. Cribbs said the Department had reported that the citation issued to Mr. Dockins on July 14, 1979 was dismissed by the court. Therefore, the request to have Mr. Dockins hunting privileges revoked had been rescinded. He said a letter of apology had been sent to Mr. Dockins.

30a. REQUEST OF DR. COSTA FOR A SCIENTIFIC RESEARCH PERMIT TO CAPTURE, HOLD, AND RELEASE TEN ELEPHANT SEAL PUPS FROM AÑO NEUVO STATE PARK.

Mr. Cribbs stated that the Department had reviewed Dr. Costa's application and recommended that the Commission take emergency action approving his request. He said that the National Marine Fisheries Service, which had overall management responsibility for seals and sea lions, had issued Dr. Costa a permit to conduct scientific research.

Mr. Cribbs noted that although Section 655(f), Title 14, CAC, prohibited the take of seals or sea lions within a state park, the Department concurred with Dr. Costa that time constraints and the unique opportunity afforded by the proximity of the park to the marine lab at the University of California at Santa Cruz warrants approval of his request. He said the animals would be held for a period not to exceed 14 days and then would be transported back to Año Nuevo State Park where they would be released near the site of capture. It was then:

MOVED BY DR. DASMANN, SECONDED BY MR. CHICKERING, THAT THE FISH AND GAME COMMISSION, PURSUANT TO THE PROVISIONS OF SECTION 655, TITLE 14, CALIFORNIA ADMINISTRATIVE CODE, APPROVES THE REQUEST OF DR. COSTA FOR A PERMIT TO CAPTURE, HOLD AND RELEASE TEN ELEPHANT SEALS FROM AÑO NEUVO STATE PARK.

PASSED UNANIMOUSLY.

31. ANNOUNCEMENT OF FUTURE MEETINGS.

April 3, 1980	Copper Room, Convention and Performing Arts Center, 202 C Street, San Diego.
April 4, 1980	Room 358, County Building, 1600 Pacific Highway, San Diego.
April 25, 1980	Room 1138, State Building, 107 S. Broadway, Los Angeles.
May 30, 1980	Planning Commission Hearing Room, Room 17, 123 E. Anapamu Street, Santa Barbara.
June 27, 1980	Supervisors' Chambers, Courthouse, Independence.
August 1, 1980	Supervisors' Chambers, Courthouse, 825-5th Street, Eureka.
August 29, 1980	Supervisors' Chambers, Marin County Civic Center, San Rafael.

Director Fullerton reported to the Commission regarding flood damage in the Delta. He said that there were some breaks in the levies at Joice Island, as well as Grizzly Island and that the Department had applied for federal flood disaster funds.

Director Fullerton indicated that the San Jacinto land purchase was moving forward.

He said that another bill on bobcats had been introduced by Assemblyman Holmdahl and that the Department was working closely with the author to try to come up with a viable bill. Mr. Cribbs stated that the Commission staff would also be following this bill closely to discern if it would usurp Commission authority with regard to the take of bobcats. He said if this occurred that he would inform the Commission as to testifying against the bill. The Commission concurred in this.

Director Fullerton indicated that a bill had been introduced to give broad veto powers to county boards of supervisors in respect to deer hunting regulations.

He reported that the Department's budget bill had been passed out of the Senate Finance Committee.

He reported that the Director's Herring Advisory Committee had recently met; that no changes were proposed for San Francisco Bay next season, and that the spawning population estimate for 1979-80 season was 50,000 tons. He indicated that the committee had asked for revisions in the odd/even system for Tomales Bay. He said that legislation had been introduced which would add permittees, quotas and seasons for the herring fishery. He noted that gill net fishermen were paid at the dock during the 1979-80 season but round-haul

vessels were not, and that the price settlement was still pending. He reported that in the British Columbia herring fishery the price opened at \$600 a ton for purse seine and \$900 a ton for gill net, which is considerably lower than California where the price opened at \$2,000 per ton.

He reported on the recent bighorn sheep transport mortality at Lava Beds National Monument in Modoc County.

He indicated that Mr. Wang was moving his elk out of the state and that he had been issued a temporary permit until the move was completed.

He also said that the people that were present in the audience regarding the swordfish/gill net controversy knew they could not testify but wanted to convey their concern.

There being no further business the meeting was adjourned at 1:10 p.m.

(NOTE: Copies of the environmental reports with respect to items considered by the Commission at this meeting and responses to alternatives proposed by the public are available upon request from the Fish and Game Commission office, 1416 Ninth Street, Sacramento, California 95814.)