

WCD 16, 19



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United States of America
THE STATE OF WISCONSIN
CONSERVATION COMMISSION

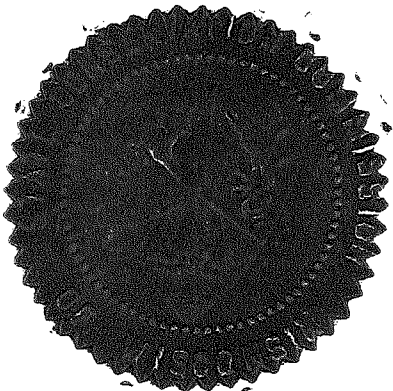


To All Whom These Presents Shall Come:

I, L. P. Voigt

Director of the Conservation Commission of the State of Wisconsin, do hereby certify that the annexed copy of Conservation Commission Order G-926

has been compared by me with the original order in my custody and on file in the office of the Conservation Commission at Madison, Wisconsin, and that the same is a true copy thereof, and of the whole of such original order; that said order was duly passed and published as set forth therein.



In Testimony Whereof, I have hereunto set my hand and affixed the Seal of the State Conservation Commission of Wisconsin at the State Office Building in the City of Madison, this 3rd day of November 19 59

L. P. Voigt, Conservation Director

STATE CONSERVATION COMMISSION OF WISCONSIN

IN THE MATTER of amending section WCD 16.04; :
repealing and recreating section WCD 19.07; and :
creating sections WCD 16.02 (1), WCD 16.03 (4), :
and WCD 16.10 (11) (p) of the Wisconsin Adminis- :
trative Code relating to game farms and exhibits :
and shooting preserves. :

Order No. G-926

ORDER OF THE STATE CONSERVATION COMMISSION OF WISCONSIN ADOPTING,
AMENDING AND REPEALING RULES

Pursuant to authority vested in the State Conservation Commission of Wisconsin by sections 29.573 and 29.574, Wisconsin Statutes, the State Conservation Commission of Wisconsin hereby amends, repeals and creates rules as follows:

Section WCD 16.02 (1) of the Wisconsin Administrative Code is created to read:

WCD 16.02 (1) Exception. Variation in fence construction other than specified shall be submitted to the conservation director and may be approved by the director if found to comply with the intent and purpose of these rules.

Section WCD 16.03 (4) of the Wisconsin Administrative Code is created to read:

WCD 16.03 (4) Location. Game bird farms licensed for pheasants which are taken by hunting may not be located within one-quarter mile of the exterior boundaries of a planned or approved state or federal wildlife area, public hunting ground or refuge which is managed in whole or in part for pheasants.

Section WCD 16.04 of the Wisconsin Administrative Code is amended to read:

WCD 16.04 Tagging hand-reared game. Hand-reared game shall not be released for hunting purposes within the boundaries of a licensed game bird and animal farm until there shall have been securely attached to the leg of such game, leg band or tag furnished at cost by the conservation commission.

Section WCD 16.10 (11) (p) of the Wisconsin Administrative Code is created to read:

WCD 16.10 (11) (p) Buffalo, elk, moose, and similar game animals.

1. Fenced area. Deer farm fence specifications WCD 16.01 (1) or exceptions WCD 16.01 (2) will be used.

a. Exception. The minimum fence height for buffalo only, shall be five feet.

- b. Exception. The "safety fence" defined in subsection (10) (b) shall be constructed where needed or in lieu thereof may be constructed inside the enclosure of sufficient strength and design to carry out the purpose and intent of such "safety fence".
2. The use of "rubbing posts" for the well-being of these animals is recommended. Wooden posts seven feet long and ten inches or more in diameter are set in the ground to a depth of four feet with three feet exposed. Posts may be placed singly in a group of three in a triangle six feet apart.

Section WCD 19.07 of the Wisconsin Administrative Code is repealed and re-created to read:

WCD 19.07 Shooting preserves.

(1) Land Ownership or Leases

Any person making application to the commission for a shooting preserve license must file with the commission a verified copy of any lease of lands contained in the area for which they are making application for a shooting preserve license after the area has been inspected and found eligible for license. In the event the person making application for a shooting preserve license is owner of the land, he shall file with the commission a sworn affidavit stating that he is the owner of such lands and has legal title to them.

(2) The Open Season

The season for taking pheasants on shooting preserves shall be concurrent with the general pheasant season in the county or portion thereof in which the preserve is located, and end on January 31. An additional season for the shooting of cocks only, extending through the last day of February, will be granted on those shooting preserves where a game management plan approved by the department is being followed.

(3) Hunting License Requirements

No person shall hunt, take, capture, or kill pheasants, or any other game or wild animals, on any licensed shooting preserve areas authorized under section 29.573, Wis. Stat., unless he has in his possession at the time of doing such hunting, shooting, or killing of game or wild animals, a hunting license as required under the provision of sections 29.10, 29.11, 29.12, and 29.147, Wis. Stat.

(4) Availability of Rules

Shooting preserve licensees shall have available for the review of each person hunting, taking, catching, or killing pheasants on the licensed shooting preserve areas a copy of the rules of the commission regulating such shooting preserve.

(5) Size and Location of Areas

No shooting preserve license shall be issued after the effective date of this section (December 1, 1959), other than for those already in operation, for any land area larger than 640 acres or smaller than 120 acres, or for any area less than one-quarter mile from the exterior boundaries of a planned or approved state or federal wildlife area, public hunting ground or refuge which is managed in whole or in part for pheasants. All lands under one license shall be contiguous.

(6) Investigation Before Licensing

The conservation department shall make such investigation necessary to determine that all provisions of section 29.573, Wis. Stat., and this section are complied with. All licenses are subject to the approval of the conservation director.

(7) Posting Requirements

All shooting preserve signs posted around licensed shooting preserve areas shall be purchased through the conservation department, and shall be placed at intervals of not more than 400 feet along the boundary lines of such areas.

(8) Stocking Procedure, Tagging and Credits

- (a) All licensed shooting preserves shall be required to make a yearly minimum stocking of pheasants in the ratio of not less than one pheasant for each four acres of the area licensed, except that the minimum stocking requirement for any shooting preserve in excess of 640 acres licensed prior to the effective date of this section (December 1, 1959), shall be 160 pheasants. Failure to comply with the minimum stocking requirements during each licensed year shall automatically prohibit the renewal of the license, and also prohibit the licensing of any of the lands involved in any new license for a period of one year. Shooting preserves licensed prior to the effective date of this section (December 1, 1959), shall be subject to the minimum stocking requirement beginning July 1, 1960.
- (b) All pheasants liberated shall be of the best quality stock and not less than 12 weeks of age. Upon written certification by the conservation department representative, listing the number and varieties of pheasants stocked, or leg-banded and placed in holding pens (see (e) below) and the date of such stocking or holding, regulation shooting preserve wing tags shall be furnished by the conservation department at a cost of five cents each to the licensee at a ratio of 75 per cent of the total birds certified. All shooting preserve tags and tag credits shall expire on March 1.
- (c) No person shall have in his possession or under his control any dead pheasant or pheasants of any species or varieties showing indications that they have been shot, unless the proper shooting preserve tag or seal has been immediately attached and locked through a slit in one wing of each pheasant. Such seals shall be supplied by the conservation commission at a cost of five cents each. This regulation will apply both during the general open season for pheasants and during the special pheasant season prescribed in this section for licensed shooting preserves.

- (d) Whenever a shooting preserve licensee indicates to the commission that he desires to stock pheasants on a shooting preserve area, the commission shall furnish an authorized representative of the commission who shall count and certify to all pheasants liberated. Such representative shall thereafter notify the conservation department in writing of the number and varieties stocked and the day and date when such stocking occurred, except as provided in par. (e).
- (e) During the pheasant hunting season for shooting preserves, any shooting preserve shall be authorized to retain and stock pheasants from an approved holding pen, provided such birds have been counted, banded on the left leg, and certified to by a conservation department representative. Leg bands will be provided by the commission at cost. The licensee agrees to stock all pheasants so retained.
- (f) A daily record shall be kept by the licensee of all pheasant stocking and harvesting, including stocking or removal from holding pens. Such daily records and inspection of the licensed area, holding pen, and pheasants, shall be open to representatives of the commission at any time. Reports shall be filed with the commission on forms and on dates as specified by the commission.
- (9) Duly authorized representatives of the commission in connection with preliminary inspections of areas which are licensed, and in conjunction with releases and holding of pheasants in pens, shall be reimbursed by the licensee for the actual mileage incurred in travel both to and from his station at the rate of ten cents per mile.

The rules, amendments, and repeals contained herein shall take effect on December 1, 1959.

Dated: October 20, 1959

STATE CONSERVATION COMMISSION OF WISCONSIN

By:

/s/ L. P. Voigt

Conservation Director

11-2-59
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