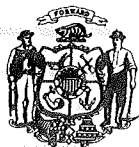


NR 16



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl
Secretary

March 14, 1978

BOX 7921
MADISON, WISCONSIN 53707

IN REPLY REFER TO: 1020

Mr. Orlan L. Prestegard
Revisor of Statutes
411 West
C A P I T O L

Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. G-19-77. Pursuant to staff conference with your office, this is a corrective document and replaces G-19-77 submitted to your office in error on February 7, 1978. There were no substantive changes in the final order.

A certified copy has been sent to the Secretary of State.

You will note that this order takes effect upon publication. Kindly publish it in the Administrative Register accordingly.

Sincerely,

Anthony S. Earl
Secretary

Enclosure



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl
Secretary

BOX 7921
MADISON, WISCONSIN 53707

IN REPLY REFER TO: 1020

STATE OF WISCONSIN)
DEPARTMENT OF NATURAL RESOURCES)

ss.

RECEIVED
MAR 16 1978
9:50 am
REVISOR OF STATUTES
BUREAU

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Anthony S. Earl, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. G-19-77 was duly approved and adopted by this Department on May 19 and November 17, 1977. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at Pyare Square Building in the Village of Shorewood Hills, this 14TH day of March, 1978.

(SEAL)

Anthony S. Earl, Secretary

STATE OF WISCONSIN NATURAL RESOURCES BOARD

.....
IN THE MATTER of renumbering section NR 16.10(12); .
repealing and recreating section NR 16.10(11); and .
creating section NR 16.10(12) of the Wisconsin . G-19-77
Administrative Code pertaining to pen specifications .
for wildlife exhibits .
.....

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD
RENUMBERING, REPEALING AND RECREATING, AND CREATING RULES

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 29.02, 29.572, 29.573, 29.574, 29.575, 29.578, 29.585, 29.586 and 227.02(1)(e), Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby renumbers, repeals and recreates, and creates rules as follows:

DEPARTMENT OF NATURAL RESOURCES
Box 7921
Madison, Wisconsin 53701

SECTION 1. NR 16.10(11) is repealed and recreated to read:

(11) MINIMUM PEN SPECIFICATIONS. Pens shall be constructed to comply with the following minimum specifications unless an exception is granted pursuant to subsection (12).

(a) Deer of any species. 1. Not more than 3 deer may be held together in one pen unless additional space is provided.

2. Deer farm licensee may exhibit not to exceed 4 fawn deer not confined in any manner from June 1 to the opening date of the bow and arrow season for deer in that county, provided that such fawn deer have been first ear tagged by the department with tags furnished free of charge.

3. Floor. Natural soil, well drained.

4. Space. a. 400 sq. ft.

b. 100 sq. ft. for each additional animal.

5. Fencing. Deer farm fence specification shall be required.

6. Height. Deer farm height specification shall be required.

7. Shelter. Weatherproof shelter with roof and 3 walls and floor space of 24 sq. ft. per animal shall be provided.

(b) Buffalo, elk, moose and similar animals. 1. Fenced area.

a. Deer farm fence specifications NR 16.01 shall be required except the minimum fence height for buffalo shall be 5 feet.

b. 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 7 feet long and 10 inches or more in diameter are set in the ground to a depth of 4 feet with 3 feet exposed. Posts may be placed singly in a group of 3 in a triangle 6 feet apart.

(c) Bear and Cougar. 1. No more than 2 adults and their offspring of the year may be held together in one pen. Pen must be completely enclosed, including a top.

2. Floor. Concrete 4 inches thick.

3. Space. 200 sq. ft. for 1 animal; an additional 100 sq. ft. for 2 animals and their young of the year.

2. Floor. Concrete 4 inches thick.
3. Space. 144 sq. ft. with circular construction recommended.
4. Walls and top. 12-gauge woven or welded wire with mesh no greater than 2 inches.
5. Height. 10 ft.
6. Shelter. Weatherproof den box, wood, concrete, stone or cement block, inside dimensions 3 ft. x 4 ft. x 3 ft. high.
7. Perches. A minimum of 2 perches measuring 1 ft. x 2 ft. should be provided for each animal.

(f) Red fox, gray fox or mutations, fisher and pine marten. 1. Not more than 2 adults, and these must be of the same species, and their offspring of the year, may be held together in one pen unless additional space is provided. Pen must be completely enclosed, including a top.

2. Floor. Concrete 4 inches thick or gravel or sand 4 inches deep with 16-gauge wire mesh base, or raised floor of 16-gauge fur-farm netting with hexagonal mesh no greater than 1-inch. Raised floor shall include a board runway 1-inch x 6 inches the length of the pen.

3. Space. a. Concrete, gravel or sand floor. 1) 120 sq. ft.
2) 8 ft. each additional animal
- b. Raised floor. 1) 50 sq. ft.
2) 4 sq. ft. each additional animal
- c. Circular construction recommended.

4. Walls and top. Material: 16-gauge fur-farm netting with mesh no greater than 1-inch.

5. Height. a. Concrete, gravel or sand floor - 6 ft.
b. Raised floor - 3 ft.

6. Shelter. Weatherproof den box 2 ft. x 3 ft. x 2 ft. high.

(g) Opossum, porcupine, raccoon, skunk and woodchuck. 1. Not more than 3 adults, and these must be of the same species, or 1 pair and their offspring of the year, may be held together in one pen unless additional space is provided.

2. Floor. Concrete 4 inches thick, gravel or sand 4 inches deep with 16-gauge wire mesh base, or raised 16-gauge fur-farm netting with mesh no greater than 1-inch.

3. Space. a. Concrete, gravel or sand floor. 1) 30 sq. ft.
2) 10 sq. ft. for each additional animal.
- b. Raised floor - 20 sq. ft.
- c. Circular construction recommended.

4. Walls. 16-gauge fur-farm netting with mesh no greater than 1-inch, built with metal frames.

5. Height. a. Concrete, gravel or sand floor - 6 ft.
b. Raised floor - 3 ft.

3. Floor. Material: 4-inch concrete or a raised floor using hardware cloth with mesh no greater than $\frac{1}{2}$ -inch.

4. Space. a. Weasel and muskrat: 15 sq. ft.; 5 sq. ft. for each additional animal.
b. Mink: 6 sq. ft.

5. Walls and top. Material: hardware cloth with mesh not greater than, a. $\frac{1}{2}$ -inch for weasel. b. 1-inch for mink and muskrat.

6. Shelter. Weatherproof den box 1 ft. sq.

(k) Rabbits and hares. 1. No more than 1 pair and their offspring of the year may be held together in one pen unless additional space is provided. Pen must be completely enclosed, including a top.

2. Floor. A raised floor is to be used. 16-gauge fur-farm netting with mesh no greater than $\frac{1}{2}$ -inch.

3. Space. a. 20 sq. ft.
b. 3 sq. ft. each additional animal.

4. Walls and top. 18-gauge fur-farm netting or hardware cloth, with mesh no greater than $\frac{1}{2}$ -inch.

5. Height. 3 ft.

6. Shelter. Weatherproof den box, 1 ft. x 1- $\frac{1}{2}$ ft. x 1 ft. high.

(l) Tree squirrels, ground squirrels, and chipmunks. 1. Not more than 3 individuals, or 1 pair and their offspring of the year, may be held together in one pen unless additional space is provided. Pen must have escape-proof top either completely enclosed or have the top 2 feet of the walls covered with sheet metal or other nonclimbing material.

2. Floor. Material: Dirt, gravel or concrete 4 inches thick, or raised floor using hardware cloth with mesh no greater than $\frac{1}{2}$ -inch.

3. Space. a. 16 sq. ft.
b. 3 sq. ft. each additional animal.

4. Walls and top. 18-gauge fur-farm netting with mesh no greater than 1-inch or hardware cloth with mesh no greater than $\frac{1}{2}$ -inch.

5. Height. 4 ft.

6. Shelter. Weatherproof den box, 1 ft. sq.

(m) Waterfowl. 1. Not more than 2 pairs of adults or 1 pair and their offspring of the year may be held together in one pen unless additional space is provided.

2. Floor. Natural soil, well drained.

5. Shelter. Weatherproof shelter with roof and three sides, 2 ft. x 3 ft. x 3 ft. high or a lean-to furnishing equivalent space and protection.

(p) Turkeys and peafowl. 1. Not more than 2 pairs of adults, or 1 pair and their offspring of the year may be held together in one pen unless additional space is provided. Top shall be completely enclosed.

2. Floor. Natural soil, well drained.

3. Space: a. 100 sq. ft.

b. 8 sq. ft. for each additional bird.

4. Walls and top. 18-gauge woven wire with mesh no greater than 2 inches.

5. Shelter. A weatherproof shelter with a roof and 3 sides.

(q) Eagles, hawks, falcons and owls. 1. Not more than 2 adults or 1 pair and their offspring of the year may be held together in one pen. Pen must have escape-proof top.

2. Floor. 2 inches of pea gravel, well drained.

3. Space. a. Hawks, falcons and owls - 250 sq. ft.

b. Eagles - 400 sq. ft.

c. Circular construction recommended.

4. Walls. A minimum of 2 walls shall be constructed of wood. The remainder shall consist of vertical bars spaced narrower than the width of the bird's body completely covered on the outside by 20-gauge woven or welded wire with mesh no greater than 1-inch or 18-gauge welded wire fabric with mesh no greater than 1-inch.

5. Height. a. Hawks, falcons and owls - 8 ft.

b. Eagles - 12 ft.

6. Top. Wood or 18-gauge welded wire fabric with mesh no greater than 1-inch or combination of wood and wire. Wire construction requires additional woven nylon netting with mesh no greater than 1-inch installed a minimum of 7 inches below and parallel to the wire surface.

7. Water supply. Fresh water shall be provided daily. A minimum of 1 suitable container for each bird, 2 to 6 inches deep and wider than the length of the bird shall be required.

8. Perches. a. Falcons - A minimum of 1 shelf-type perch, 1 ft. wide and covered with artificial turf or similar materials.

b. Hawks, owls and eagles - A minimum of 2 perches shall be required for each bird consisting of a tree limb which shall be covered with natural bark or hemp rope. The diameter of the covered perch shall conform to the bird's foot.

9. Marking. (a) Raptors held under a permit shall wear a numbered non-reusable marker supplied by the fish and wildlife service.

(b) The marker must be attached to the raptor immediately upon acquisition.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on May 19, 1977 and November 17, 1977.

The rules contained herein shall take effect upon publication.

Dated at Madison, Wisconsin 14 March 1978

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Anthony S. Earl
Anthony S. Earl, Secretary

(SEAL)



NR 16

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl
Secretary

BOX 7921
MADISON, WISCONSIN 53707

IN REPLY REFER TO: _____

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) SS

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Anthony S. Earl, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. G-19-77 was duly approved and adopted by this Department on May 19, 1977. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at Pyare Square Building in the Village of Shorewood Hills, this 3RD day of February, 1978.

RECEIVED
FEB 8 1978
7:10p
REVISOR OF STATUTES
BUREAU

Anthony S. Earl
Anthony S. Earl, Secretary

(SEAL)

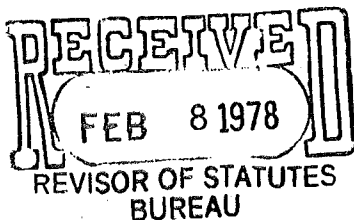
STATE OF WISCONSIN NATURAL RESOURCES BOARD

.....
IN THE MATTER of renumbering section NR 16.10(12);
repealing and recreating section NR 16.10(11); and
creating section NR 16.10(12) of the Wisconsin
Administrative Code pertaining to pen specifications
for wildlife exhibits
.....

G-19-77

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD
RENUMBERING, REPEALING AND RECREATING, AND CREATING RULES

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 29.02, 29.572, 29.573, 29.574, 29.575, 29.578, 29.585, 29.586 and 227.02(1)(e), Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby renumbers, repeals and recreates, and creates rules as follows:



DEPARTMENT OF NATURAL RESOURCES
Box 7921
Madison, Wisconsin 53701

SECTION 1. NR 16.10(11) is repealed and recreated to read:

(11) MINIMUM PEN SPECIFICATIONS. Pens shall be constructed to comply with the following minimum specifications unless an exception is granted pursuant to subsection (12).

(a) Deer of any species. 1. Not more than three deer may be held together in one pen unless additional space is provided.

2. Deer farm licensee may exhibit not to exceed four fawn deer not confined in any manner from June 1 to the opening date of the bow and arrow season for deer in that county, provided that such fawn deer have been first ear tagged by the department with tags furnished free of charge.

3. Floor. Natural soil, well drained.

4. Space. a. 400 ft.

b. 100 ft. for each additional animal.

5. Fencing. Deer farm fence specification shall be required.

6. Height. Deer farm height specification shall be required.

7. Shelter. Weatherproof shelter with roof and three walls and floor space of 24 square feet per animal shall be provided.

(b) Buffalo, elk, moose and similar animals. 1. Fenced area.

a. Deer farm fence specifications NR 16.01 shall be required except the minimum fence height for buffalo shall be 5 feet.

b. 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 7 feet long and 10 inches or more in diameter are set in the ground to a depth of 4 feet with 3 feet exposed. Posts may be placed singly in a group of three in a triangle six feet apart.

(c) Bears. 1. No more than two adults and their offspring of the year may be held together in one pen. Pen must be enclosed completely, including a top.

2. Floor. Concrete 4 inches thick.

3. Space. 200 sq. ft. for one animal; an additional 100 sq. ft. for two animals and their young of the year.

4. Framework for the walls and top. 2-inch galvanized iron pipe or 2-inch x 2-inch angle iron with all upright members set 2 feet deep in concrete.

5. Walls. 9-gauge chain-link fence with mesh no greater than 2-inch diameter, fastened at the bottom, at each 4-inch interval, to horizontal crossbar, 1 inch x 3/8-inch in cross section, welded at the ends to the vertical framework of the pen; or vertical steel bars or rods of 1/2-inch diameter, spaced no greater than 2 inches apart, set 4 inches deep in concrete, and having at every 36-inch interval above the floor a horizontal crossbar, 1 inch x 3/8-inch in cross section welded to each vertical bar; or three walls may be of cement block, stone or concrete construction.

6. Height. 6 ft.

7. Top. Materials: Concrete, stone, cement block, or 9-gauge chain-link fence.

(d) Timber wolf and coyote. 1. Not more than two adults, and these must be of the same species, or one pair and their offspring of the year, may be held together in one pen. The pen as required herein must have an escape-proof top completely enclosed; however, additional but not required exercise yards do not require enclosed tops.

2. Floor: Concrete, 4 inches thick. Additional exercise yard may be provided on natural soil, well drained.

3. Space. 150 sq. ft. provided by rectangular or circular fence structure.

4. Walls. a. 9-gauge chain-link fence with mesh no greater than 2 inches.

b. Additional exercise yards must be constructed of the same wall materials. Bottom of the wall to extend 6 inches beneath ground surface connecting to a 3-foot width of 12-gauge woven or welded wire which shall extend parallel and beneath the ground surface toward the inside of the pen.

5. Height. a. Top enclosed - 6 ft.

b. Top not enclosed - 9 ft.

6. Top. 12-gauge woven or welded wire with mesh no greater than 2 inches.

7. Shelter. Weatherproof den box, wood, concrete, stone or cement block, inside dimensions 4 ft. x 6 ft. x 4 ft. high.

(e) Bobcat (wildcat) and lynx. 1. Not more than two adults, and these must be of the same species, or one pair and their offspring may be held together in one pen. Pen must have escape-proof top completely enclosed.

2. Floor. Concrete 4 inches thick.

3. Space. 300 sq. ft. with circular construction recommended.

4. Walls and top. 12-gauge woven or welded wire with mesh no greater than two inches.

5. Height. 12 ft.

6. Shelter. Weatherproof den box, wood, concrete, stone or cement block, inside dimensions 4 ft. x 4 ft. x 4 ft.

7. Perches. A minimum of two perches measuring 1 ft. x 2 ft. should be provided for each animal.

(f) Red fox, gray fox or mutations. 1. Not more than two adults, and these must be of the same species, and their offspring of the year, may be held together in one pen unless additional space is provided. Pen must be enclosed completely, including a top.

2. Floor. Concrete 4 inches thick, or raised floor of 16-gauge fur-farm netting with hexagonal mesh no greater than 1 inch. Raised floor shall include a board runway 1-inch x 6 inches the length of the pen.

3. Space. a. Concrete floor. 1) 120 sq. ft.
2) 8 ft. each additional animal
b. Raised floor. 1) 50 sq. ft.
2) 4 sq. ft. each additional animal
c. Circular construction recommended.

4. Walls. Material: 16-gauge fur-farm netting with mesh no greater than 1 inch.

5. Height. a. Concrete floor - 6 ft.
b. Raised floor - 3 ft.

6. Top. 16-gauge fur-farm netting with mesh no greater than 1 inch.

7. Shelter. Weatherproof den box 2 ft. x 3 ft. x 2 ft. high.

(g) Opossum, porcupine, raccoon, skunk and woodchuck. 1. Not more than three adults, and these must be of the same species, or one pair and their offspring of the year, may be held together in one pen unless additional space is provided.

2. Floor. Concrete 4 inches thick, gravel or sand 4 inches deep with wire mesh base, or raised 16-gauge fur-farm netting with mesh no greater than 1 inch.

3. Space. a. Concrete, gravel or sand floor. 1) 30 sq. ft.
2) 10 sq. ft. for each additional animal.
b. Raised floor - 20 sq. ft.
c. Circular construction recommended.

4. Walls. 16-gauge fur-farm netting with mesh no greater than 1 inch, built with metal frames.

5. Height. a. Concrete, gravel or sand floor - 6 ft.
b. Raised floor - 3 ft.

6. Top. Same as walls, completely enclosed or top 2 ft. of walls with sheet metal or other nonclimbing material.

7. Shelter. Weatherproof den box 2 ft. x 3 ft. x 2 ft. high.

(h) Beaver and otter. 1. Not more than 2 adults, and these must be of the same species, and their offspring of the year, may be held together in one pen unless additional space is provided. Pen must have escape-proof top either completely enclosed or have the top 2 feet of the walls covered with sheet metal or other nonclimbing material.

2. Floor. The floor must be constructed containing a trough 6 ft. long, 2 ft. deep and 4 ft. wide at top, with top of trough at floor level and drain at bottom.

3. Material. Concrete 4 inches thick.

4. Space. a. 100 sq. ft.

b. 10 sq. ft. for each additional animal.

5. Walls. Material: 12-gauge woven or welded fence or netting, with mesh no greater than 1 inch x 2 inches.

6. Height. 6 ft.

7. Shelter. Weatherproof den box 2 ft. x 3 ft. x 2 ft. high.

8. Water supply. Water shall be drained at frequent intervals to provide clean and sanitary conditions.

(i) Badger. 1. Not more than three adults or one pair and their offspring of the year may be held together in one pen unless additional space is provided. Pen must have escapeproof top either completely enclosed or have the top 2 feet of the walls covered with sheet metal or other nonclimbing material.

2. Floor. Material: Concrete 4 inches thick.

3. Space. a. 100 sq. ft.

b. 6 sq. ft. for each additional animal.

4. Walls and top. 14-gauge woven or welded fence or netting, with mesh no greater than 1 inch, built with metal frames using 1 inch pipe or 2 inches x 2 inches angle iron.

5. Shelter. Weatherproof den box 2 ft. x 3 ft. x 2 ft. high.

(j) Weasel, mink, and muskrats. 1. Not more than three adults or one pair and their offspring of the year may be held together in one pen unless additional space is provided. Pen must have escape-proof top either completely enclosed or have the top two feet of the walls covered with sheet metal or other nonclimbing material.

2. Floor. Material: 4-inch concrete or a raised floor using hardware cloth.

3. Space. a. 15 sq. ft.

b. 5 sq. ft. for each additional animal.

4. Walls and top. Material: hardware cloth with mesh not greater than 1/2-inch.

5. Shelter. Weatherproof den box 1 sq. ft. in size.

(k) Rabbits and hares. 1. Not more than one pair and their offspring of the year may be held together in one pen unless additional space is provided. Pen must be enclosed completely, including a top.

2. Floor. A raised floor is to be used. 16-gauge fur-farm netting with mesh no greater than 1/2-inch.

3. Space. a. 20 sq. ft.

b. 3 sq. ft. each additional animal.

4. Walls and top. 18-gauge fur-farm netting or hardware cloth, with mesh no greater than 1/2-inch.

5. Height. 3 ft.

6. Shelter. Weatherproof den box, 1 ft. x 1-1/2 ft. x 1 ft. high.

(l) Tree squirrels, ground squirrels, and chipmunks. 1. Not more than three individuals, or one pair and their offspring of the year, may be held together in one pen unless additional space is provided. Pen must have escape-proof top either completely enclosed or have the top two feet of the walls covered with sheet metal or other nonclimbing material.

2. Floor. Material: Dirt, gravel or concrete 4 inches thick, or raised floor using hardware cloth.

3. Space. a. 16 sq. ft.

b. 3 sq. ft. each additional animal.

4. Walls and top. 18-gauge fur-farm netting with mesh no greater than 1 inch or hardware cloth with mesh not greater than 1/2-inch.

5. Height. 4 ft.

6. Shelter. Weatherproof den box, 1 ft. sq.

(m) Waterfowl. 1. Not more than two pairs of adults or one pair and their offspring of the year may be held together in one pen unless additional space is provided.

2. Floor. Natural soil, well drained.

3. Space. a. Ducks. 1) 24 sq. ft.

2) 4 sq. ft. each additional bird.

b. Geese or brant. 1) 120 sq. ft.

2) 8 sq. ft. each additional bird.

c. Swans. 1) 130 sq. ft.

2) 12 sq. ft. each additional bird.

4. Walls. 20-gauge woven wire with mesh no greater than 2 inches.

5. Height. 6 ft. including portion which may be buried beneath ground surface.

6. Top. 20-gauge woven wire or plastic with mesh no greater than two inches.

7. Shelter. Weatherproof shelter with roof and three walls and floor space of 8 sq. ft. per pair of birds in pen, or a lean-to furnishing equivalent space and protection.

8. Water supply. Pens shall be provided with an adequate and constant water supply easily accessible to the waterfowl and cleaned and drained daily.

(n) Pheasants and ruffed grouse. 1. Not more than two adults or one pair and their offspring may be held in one pen unless additional space is provided. Pen must have top completely enclosed.

2. Floor. a. Natural soil, well drained.

b. Cover crops consisting of dwarf-essex rape, dwarf sun-flower, grain sorghum or similar types are recommended for pheasant rearing.

3. Space. a. 20 sq. ft.

b. 4 sq. ft. for each additional bird.

4. Walls. 20-gauge woven wire with mesh no greater than 2 inches, the lower 2 ft. of which shall be 16-gauge woven wire with mesh no greater than 1 inch.

5. Height. 6 ft. including portion which may be buried beneath ground surface.

6. Top. 20-gauge woven wire or plastic with mesh no greater than 2 inches.

7. Shelter. Weatherproof shelter with roof and three walls and floor space of 8 sq. ft. per pair of birds in pen or a lean-to furnishing equivalent space and protection.

(o) Quail, Chukar partridge and Hungarian partridge. 1. Not more than two adults or one pair and their offspring may be held together in one pen unless additional space is provided. Pen must have top completely enclosed.

2. Floor. Wire, wood, concrete or natural soil, well drained or raised floor constructed with 1/2-inch hardware cloth, 3 feet above ground surface.

3. Space. a. 3 sq. ft.

b. 1 sq. ft. for each additional bird.

4. Walls and top. 20-gauge woven wire with mesh no greater than one inch.

5. Shelter. Weatherproof shelter with roof and three sides, 2 ft. x 3 ft. x 3 ft. high or a lean-to furnishing equivalent space and protection.

(p) Turkeys and peafowl. 1. Not more than two pairs of adults, or one pair and their offspring of the year may be held together in one pen unless additional space is provided. Top shall be completely enclosed.

2. Floor. Natural soil, well drained.

3. Space: a. 100 sq. ft.

b. 8 sq. ft. for each additional bird.

4. Walls and top. 18-gauge woven wire with mesh not greater than 1 inch.

5. Shelter. A weatherproof shelter with a roof and three sides.

(q) Eagles, hawks, falcons and owls. 1. Not more than 2 adults or one pair and their offspring of the year may be held together in one pen. Pen must have escape-proof top.

2. Floor. Two inches of pea gravel, well drained.

3. Space. a. Hawks, falcons and owls - 250 sq. ft.

b. Eagles - 400 sq. ft.

c. Circular construction recommended.

4. Walls. A minimum of two walls shall be constructed of wood. The remainder shall consist of vertical bars spaced narrower than the width of the bird's body completely covered on the outside by 20-gauge woven or welded wire with mesh no greater than one inch or 18-gauge welded wire fabric with mesh no greater than one inch.

5. Height. a. Hawks, falcons and owls - 8 ft.

b. Eagles - 12 ft.

6. Top. Wood or 18-gauge welded wire fabric with mesh no greater than one inch or combination of wood and wire. Wire construction requires additional woven nylon netting with mesh no greater than one inch installed a minimum of 7 inches below and parallel to the wire surface.

7. Water supply. Fresh water shall be provided daily. A minimum of one suitable container for each bird, 2 to 6 inches deep and wider than the length of the bird shall be required.

8. Perches. a. Falcons - A minimum of one shelf-type perch, one ft. wide and covered with artificial or similar materials.

b. Hawks, owls and eagles - A minimum of two perches shall be required for each bird consisting of a tree limb which shall be covered with natural bark or hemp rope. The diameter of the covered perch shall conform to the bird's foot.

9. It is recommended that beaks and talons be inspected and filed down as necessary each month.

10. It is recommended that foot health and overall body condition be inspected at frequent intervals.

11. It is recommended that partitions to provide escape from public view be provided.

(r) Other birds or animals. 1. Not more than 5 adults, or 1 pair and their offspring of the year may be held together in one pen, unless additional space is provided.

2. Floor. Natural soil or 4 inches of gravel or sand, well drained.

3. Space. a. 100 sq. ft.

b. 10 sq. ft. for each additional animal.

4. Walls and top. 20-gauge woven wire with mesh not greater than 1 inch. Top completely enclosed. A board shelter 18 inches high shall be built around the bottom sides of the pen to prevent current draft.

5. Shelter. Weatherproof shelter house shall have a top and three sides, 2 ft. x 3 ft. x 3 ft. high.

SECTION 2. NR 16.10(12) is renumbered NR 16.10(13).

SECTION 3. NR 16.10(12) is created to read:

(12) General Exception. The use of other materials or variation in pen or fence construction other than specified in this section shall be submitted to the secretary and may be permitted if found to comply with the intent and purpose of these rules.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on May 19, 1977 and November 17, 1977.

The rules contained herein shall take effect upon publication.

Dated at Madison, Wisconsin 3 February 1978

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Anthony S. Earl
Anthony S. Earl, Secretary

(SEAL)