

## **2008-2009 FALL WILD TURKEY PROCLAMATION**

Pursuant to North Dakota law and the recommendation of the Game and Fish Director, I hereby declare an open season for North Dakota residents for the taking of not to exceed 10,000 wild turkeys. Except as provided hereinafter or otherwise by law, no person shall hunt, kill, take, possess, or so attempt to hunt, kill, take, or possess any wild turkeys.

### **1. SEASON DATES, TIMES, OPEN AREAS:**

<u>SEASON</u>	<u>OPENS</u>	<u>CLOSES</u>	<u>AREAS</u>	<u>RESTRICTIONS</u>
Fall	Oct. 11	Jan. 11	All Open Units	Restricted to fall season dates and unit described on license.

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HOURS OF HUNTING: are one-half (½) hour before sunrise to sunset.

### **2. ELIGIBILITY:**

Only North Dakota residents are eligible to apply in the fall turkey lottery. Should licenses remain following the lottery, both residents and nonresidents are eligible to apply.

### **3. LICENSES:**

Licenses are issued by a weighted lottery drawing among eligible applicants as prescribed by the director. Persons must submit applications to the Department's Bismarck office by July 2, 2008. Because of sometimes delayed postmarking procedures, applications postmarked July 2 or 3 and earlier will be accepted.

After the initial lottery, remaining licenses will be issued as prescribed by the Director which may allow individuals to obtain additional licenses in select units.

An \$8 fee per resident applicant must accompany all resident applications. The fee for a

nonresident license will be \$80. If an insufficient funds check is issued and the collection agency cannot collect, the applicant will be ineligible for a turkey license for both the current year and the following calendar year.

Gratis--Gratis licenses are available to North Dakota residents owning or leasing for agricultural purposes and actively farming or ranching at least 160 acres of land located in an open hunting unit and are valid only upon land described on the application and, subsequently the license. Gratis licenses are issued only through Department's Bismarck office and are subtracted from the maximum number of turkey licenses available for each unit.

Other Licenses Required--To hunt wild turkey, all hunters regardless of age must also possess a 2008 fishing, hunting and furbearer certificate and 2008 general game and habitat license. In addition, hunters 16 years of age and older must possess a 2008 small game license or a combination license before hunting wild turkeys.

All stamps must be signed in ink and affixed to the back of each person's fishing, hunting, and furbearer certificate.

A concurrent experimental turkey bow season is proclaimed for the City of Bismarck and specific surrounding areas. A maximum of 25 licenses will be available. Licenses will be distributed on a first come - first serve basis to individuals who are licensed to bow hunt deer within the city limits of Bismarck. Licenses will be available at the NDGFD headquarters in Bismarck once a person has a valid city archery permit.

#### **4. WEAPONS:**

- \* Shotguns--Only shotguns no larger than 10 gauge and capable of holding not more than three shells in the magazine and chamber are legal. Minimum barrel length is 18 inches. Fully automatic weapons are illegal.
- \* Rifles--Only muzzleloading long guns are legal. Centerfire rifles and rimfire rifles are illegal for hunting wild turkeys.
- \* Bows and Arrows--Bows must be pulled, held, and released by hand. Any release aid may be used providing it is hand operated, the shooter supports the draw weight of the bow, and the release is not attached to any part of the bow other than at the bowstring. A compound bow used for hunting turkey must have at least 35 pounds of draw at 28 inches or less draw length. Recurve and long bows used for hunting turkey must have at least 35

pounds of draw at 28 inches. Arrows must be at least 24 inches long, tipped with a metal broadhead, with at least two sharp cutting edges, and have a cutting diameter of at least 3/4 inches (i.e., not able to pass through a 3/4 inch ring.) It is illegal to hunt turkey with barbed arrows. Broadheads with mechanical or retractable blades are legal. Telescopic sights, range finding devices, battery-powered or electronically lighted sights or other electronic devices attached to the bow, or the arrow, are not permitted. Handheld range finding devices are legal. Arrows capable of causing damage or injury in excess of that inflicted by the cutting edges of the broadhead, are prohibited while hunting turkey with a bow (e.g., explosive arrow points, arrows tipped with drugs or chemicals, and pneumatic or hydraulic shafts are illegal). Crossbows are not legal, except with a permit from the North Dakota Game and Fish Department Director. When permitted, crossbows must: a) have a peak draw weight of at least 75 pounds and not more than 200 pounds, b) be equipped with a working safety to prevent accidental firing, c) have a stock at least 14 inches long, d) use arrows or bolts at least 14 inches in length, e) Battery-powered and electronic-lighted sight pins and telescopic sights not exceeding a maximum power of four by thirty-two millimeters may be attached to crossbows used for hunting, and f) crossbow hunters must comply with all other archery equipment regulations listed above.

- \* Handguns--Handguns of .35 cal. and larger with 4 inch or greater barrel length are legal.
- \* American's with Disabilities--The Director may make reasonable accommodations to comply with the American's with Disabilities Act.

## **5. AIRCRAFT AND MOTOR-DRIVEN VEHICLES:**

- \* Aircraft may not be used to drive, concentrate, rally, raise, stir up, spot, or disturb game.
- \* It is illegal to shoot with bow and arrow or firearm while in or on a motor-driven vehicle.
- \* It is illegal to carry a firearm in or on a motor-driven vehicle with a shell in the chamber. The entire cylinder of a revolver is considered the chamber, requiring the revolver to be completely unloaded. It is illegal to carry any muzzleloading firearm in or on a motor-driven vehicle with a percussion cap or primer on the nipple or powder in the flash pan.
- \* No person may use a motor-driven vehicle while in the process of hunting turkeys or aid another in the process of hunting turkeys including travel to and from the hunting location unless the motor-driven vehicle is on an established road or trail during the deer gun season. A landowner or lessee who actively farms or ranches land and persons having written permission from a landowner or lessee who actively farms or ranches that land

may use a motor-driven vehicle on that land other than on an established road or trail to hunt turkeys except during the deer gun season.

- \* The use of all motor-driven vehicles on wildlife management areas is restricted to those constructed roads, well worn trails, and parking areas normally used by passenger cars.
- \* No person may use motor-driven vehicles on North Dakota Game and Fish Department's Conservation PLOTS (**Private Land Open To Sportsmen**) property without permission from the landowner. These areas have been entrusted to the public for walking access through written agreements by private landowners. The boundaries of these properties are delineated in the North Dakota Game and Fish Department's annual PLOTS Guide and on-site by large yellow triangular signs.

## **6. BAG LIMIT:**

One wild turkey of any sex or age per license, not to exceed 15 licenses per person.

## **7. TAGGING REQUIREMENTS:**

Immediately after the turkey has been killed, the hunter must indicate the date of kill by cutting out the appropriate month and day from the tag provided with the license, and attach it around the leg of the turkey in an exact manner as illustrated on the back of the tag, to prevent its removal. In no case is it legal to possess or transport a turkey unless it is properly tagged. The tag shall remain with the carcass until it is packaged as food. No person may reuse or attempt to reuse any tag issued. All used tags must be kept in possession until the meat is consumed or disposed of.

## **8. TRANSPORTATION AND STORAGE:**

License holders must accompany their wild turkey during transportation, except that it may be shipped by licensed public carrier in receipt of proper bill of lading.

## **9. AREAS CLOSED TO HUNTING:**

- \* Federal or state properties such as refuges, sanctuaries, military installations, parks, or historic sites posted to no trespassing or no hunting are closed to the hunting of wild

turkey.

- \* It is illegal to hunt in unharvested crops without the owner's consent. Crops also include alfalfa, clover, and other grasses grown for seed.

In accordance with N.D.C.C. 20.1-08-04.9, non-residents shall be prohibited from hunting from October 11 through October 17, 2008 on Game and Fish Department wildlife management areas or Conservation PLOTS (Private Land Open To Sportsmen) areas.

#### 10. LICENSES AVAILABLE BY UNIT:

<u>Unit</u>	<u>Available</u>	<u>Unit</u>	<u>Available</u>
02	125	34	100
03	300	37	75
04	350	40	75
06	50	41	200
10	30	44	300
13	800	45	200
15	150	47	50
17	1,400	50	50
18	60	51	300
19	250	53	CLOSED
21	CLOSED	70	100
25	850	98	500
27	1,000	99	450
30	600	R	275
31	60	Total	<u>8,700</u>

Additional licenses, up to a maximum of 1,300, may be issued if turkeys are deemed too numerous in specific units because of good reproduction. These additional licenses may be available after the lottery on a first come first served basis for specific units by October 1, 2008.

#### 11. HUNTING UNIT DESCRIPTIONS:

Unit 02--Barnes County

Unit 03--Those portions of Benson County west of ND No. 20, Towner County south of ND No. 17, Pierce County east of ND No. 3 and south of ND No. 17, and that part of Ramsey County west of ND No. 20 and south of ND No. 17. **NOTE!** In addition to a Unit 03 fall wild turkey license, a special permit is required to hunt in Graham's Island State Park. Special restrictions will be required when hunting in Graham's Island State Park. Contact the park office for additional information and for obtaining these free permits (701) 766-4015.

Unit 04--Those portions of Billings and Golden Valley counties south of Interstate 94.

Unit 06--Bowman County.

Unit 10--An area in Cavalier and Pembina counties starting at the west junction of ND No. 5 and ND No. 32, then north on ND No. 32 to the U.S.-Canadian border, then west to ND No. 1, then south to ND No. 5, and then east to the point of origin.

Unit 13--Dunn County.

Unit 15--Emmons County.

Unit 17--Those portions of Billings and Golden Valley counties north of Interstate 94.

Unit 18-- That portion of Grand Forks County that lies north of U.S. Highway 2.

Unit 19--Grant County, Sioux County, and that part of Morton County south of Interstate 94 that lies west of Morton County Road No. 86 (the Almont to Carson road) and that part of Morton County north of Interstate 94 that lies west of ND No. 31.

Unit 21--Hettinger County and Adams County. **CLOSED**

Unit 25--McHenry County and that part of Pierce County west of ND No. 3 and that part of Ward County that lies east of U.S. Highway 83.

Unit 27--McKenzie County.

Unit 30--Morton County except for that part of Morton County south of Interstate 94

that lies west of Morton County Road No. 86 (the Almont to Carson road) and except that part of Morton County north of Interstate 94 that lies west of ND No. 31.

Unit 31--Mountrail County.

Unit 34--An area in Pembina County starting at the junction of ND No. 32 and the U.S.-Canadian border, then south to ND No. 5, then east to the Minnesota-North Dakota border, then north to the U.S.-Canadian border, then west to the point of origin.

Unit 37--An area in Ransom, Richland, and Sargent counties starting at the east junction of ND No. 32 and ND No. 46, then east to the Minnesota-North Dakota border, then south to ND No. 13 at Wahpeton, then west on ND No. 13 to ND No. 32 at Gwinner, then north on ND No. 32 to the point of origin.

Unit 40--Rolette County, and those portions of Bottineau and Renville counties east of US Highway 83 and that portion of Pierce County north of ND No. 17.

Unit 41--Those portions of Richland and Sargent counties south of ND No. 13.

Unit 44--Slope County.

Unit 45--Stark County.

Unit 47--That portion of Stutsman County that lies east of U.S. Highway 281.

Unit 50--Those parts of Cavalier, Pembina, Ramsey and Walsh counties starting at the junction of ND No. 1 and ND No. 5 at Langdon, then east on ND No. 5 to the Minnesota-North Dakota border, then south to the Walsh County/Grand Forks County line, then west on the county line to ND No. 1, then north to ND No. 5 (the point of origin).

Unit 51--Burke County, all of Renville County except that portion east of U.S. Highway 83, that part of Bottineau County west of U.S. Highway 83, and that part of Ward County that lies west of U.S. Highway 83.

Unit 53 -- Williams County and Divide County. **CLOSED**

Unit 70--Those parts of Dickey, LaMoure, Ransom and Sargent counties bounded by ND No. 46 on the north, ND No. 32 on the east, ND No. 13 on the south and ND No. 1 on

the west.

Unit 98--Burleigh County and McLean County.

Unit 99--Mercer County and Oliver County.

Unit R--The remainder of North Dakota not included in a numbered unit.

## **12. WANTON WASTE OF A WILD TURKEY.**

No person shall kill, cripple, waste, destroy, spoil, or abandon the edible flesh of any wild turkey without making a reasonable effort to retrieve the bird, and retain it in his/her actual custody, at the place where taken and between that place and either (a) his/her personal permanent residence, (b) taxidermist or (c) a common carrier. Edible flesh means the breast meat of any wild turkey.

## **13. VIOLATIONS AND PENALTIES:**

The following violations have the listed penalties:

- \* Hunting before or after legal hours (Section 1) up to 30 minutes--penalty--\$100. In excess of 30 minutes--Class B Misdemeanor.
- \* No person may keep or carry in or on any motor-driven vehicle any firearm with a cartridge in the chamber while hunting small game or big game animals (Section 5)--penalty \$100.
- \* Failure to sign and affix stamps to the licensee's fishing, hunting, and furbearer certificate (Section 3)--penalty--\$25.
- \* Use of motor-driven vehicle in a restricted area (Section 5)--penalty--\$50.
- \* Failure to accompany one's own game during transportation or transporting another's game (Section 8)--penalty--\$50.
- \* Wanton Waste of a Wild Turkey (Section 12) - - penalty -- \$100

**GIVEN UNDER MY HAND** and the Great Seal of the State of North Dakota this

5th day of June, 2008.

/s/\_\_\_\_\_

John Hoeven  
Governor

Attest:

/s/\_\_\_\_\_

Secretary of State

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Deputy

# 14. 2008-2009 FALL WILD TURKEY HUNTING UNITS

