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2. Only boat fishing is permitted from Montauk Highway south to the mouth of the Carmans River.

3. Fishing is permitted only during daylight hours.

4. Spearfishing and taking of baitfish and frogs is not permitted.

[58 FR 5064, Jan. 19, 1993, as amended at 58 FR 29076, May 18, 1993; 59 FR 6695, Feb. 11, 1994; 60 FR 62045, Dec. 4, 1995; 63 FR 46919, Sept. 3, 1998]

### § 32.52 North Carolina.

The following refuge units have been opened to hunting and/or fishing, and are listed in alphabetical order with applicable refuge-specific regulations.

#### ALLIGATOR RIVER NATIONAL WILDLIFE REFUGE

*A. Hunting of Migratory Game Birds.* Hunting of swans, geese, ducks, coots, snipe, mourning doves and woodcock is permitted on designated areas of the refuge subject to the following condition: Permits are required.

*B. Upland Game Hunting.* Hunting of squirrel, rabbit, quail, raccoon and opossum is permitted on designated areas of the refuge subject to the following condition: Permits are required.

*C. Big Game Hunting.* Hunting of white-tailed deer is permitted on designated areas of the refuge subject to the following condition: Permits are required.

*D. Sport Fishing.* Fishing and frogging are permitted on designated areas of the refuge subject to the following conditions:

1. Fishing is permitted year-round only from sunrise to sunset.

2. Only the use of pole and line, rod and reel or cast net is permitted.

3. A permit is required for night fishing.

4. Frogs may be taken by the use of frog gigs only. A permit is required.

#### CEDAR ISLAND NATIONAL WILDLIFE REFUGE

*A. Hunting of Migratory Game Birds.* Hunting of ducks and coots is permitted on designated areas of the refuge subject to the following conditions:

1. Hunters shall possess and use, while in the field, only nontoxic shot.

2. Only portable blinds are permitted.

3. Blinds must be removed from the refuge following each day's hunt.

4. Ducks and coots may be taken only during the State waterfowl seasons occurring during November, December and January.

*B. Upland Game Hunting.* [Reserved]

*C. Big Game Hunting.* [Reserved]

*D. Sport Fishing.* [Reserved]

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#### GREAT DISMAL SWAMP NATIONAL WILDLIFE REFUGE

Refer to §32.66 Virginia for regulations.

#### MACKAY ISLAND NATIONAL WILDLIFE REFUGE

*A. Hunting of Migratory Game Birds.* [Reserved]

*B. Upland Game Hunting.* [Reserved]

*C. Big Game Hunting.* Hunting of deer is permitted on designated areas of the refuge subject to the following condition: Permits are required.

*D. Sport Fishing.* Fishing is permitted on designated areas of the refuge subject to the following conditions:

1. Fishing is permitted only from sunrise to sunset from March 15 through October 15 with the exception that bank fishing is permitted in Corey's Ditch and the canal adjacent to the Knotts Island Causeway year-round.

2. All fishing lines must be attended.

3. Airboats are not permitted.

#### MATTAMUSKEET NATIONAL WILDLIFE REFUGE

*A. Hunting of Migratory Game Birds.* Hunting of swans, ducks and coots is permitted on designated areas of the refuge subject to the following condition: Permits are required.

*B. Upland Game Hunting.* [Reserved]

*C. Big Game Hunting.* Hunters may hunt white-tailed deer on designated areas of the refuge subject to the following condition:

1. Hunters must possess a refuge permit.

*D. Sport Fishing.* Fishing and crabbing are permitted on designated areas of the refuge subject to the following conditions:

1. Fishing and crabbing are permitted from March 1 through November 1 from ½ hour before sunrise to ½ hour after sunset or as posted.

2. Bank fishing and crabbing are permitted year-round along the Highway 94 Causeway and in the immediate vicinity of the Lake Landing water control structure, the Rose Bay water control structure, and the Outfall Canal water control structure. Other areas open to this activity are the Central Canal and East and West Main Canal as signed. Bank fishing and crabbing is permitted from one half hour before sunrise to one-half hour after sunset except that the Highway 94 Causeway is open to fishing and crabbing 24 hours per day.

3. Fishermen may not dip herring (alewife).

4. All fish lines and crabbing equipment must be attended. Crabbing equipment is restricted to five handlines and/or hand-activated traps per person. The catch/possession limit is 12 blue crabs per day per person.

5. Airboats, sailboats, wind surfers, and jet skis are not permitted.

6. Bank fishing is prohibited along the entrance road from Highway 94 to the Refuge Headquarters.

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PEA ISLAND NATIONAL WILDLIFE REFUGE

A. *Hunting of Migratory Game Birds.* [Reserved]

B. *Upland Game Hunting.* [Reserved]

C. *Big Game Hunting.* [Reserved]

D. *Sport Fishing.* Fishing and crabbing are permitted on designated areas of the refuge subject to the following condition: Fishing and crabbing are prohibited in North Pond, South Pond and Newfield impoundments.

PEE DEE NATIONAL WILDLIFE REFUGE

A. *Hunting of Migratory Game Birds.* Hunters may hunt mourning doves on designated areas of the refuge subject to the following condition:

1. Hunters must possess a refuge permit.

B. *Upland Game Hunting.* Hunters may hunt quail, squirrel, rabbit, raccoon and opossum on designated areas of the refuge subject to the following condition:

1. Hunters must possess a refuge permit.

C. *Big Game Hunting.* Hunters may hunt white-tailed deer on designated areas of the refuge subject to the following condition:

1. Hunters always must possess a refuge permit and a special quota permit for gun deer hunts.

D. *Sport Fishing.* Fishermen may fish in designated waters of the refuge subject to the following conditions:

1. Fishermen may fish with a pole and line or rod and reel from March 15 to October 15 during daylight hours only.

2. Fishermen may use boats in Andrews Pond, Beaver Ponds, and Arrowhead Lake only.

3. Fishermen may only use electric motors in refuge waters.

4. Fishermen may not possess or use of trotlines, set hooks, gigs, yo-yo's, jug-lines, limblines, nets, seines, fish traps, and other similar equipment on the refuge.

5. Fishermen may not possess or use minnows as bait on the refuge.

6. Fishermen may not frog or turtle on the refuge.

7. The refuge may close certain fishing areas at anytime for management purposes.

POCOSIN LAKES NATIONAL WILDLIFE REFUGE

A. *Hunting of Migratory Game Birds.* Hunting of ducks, snow geese, swans, doves, woodcock, rails and snipe is permitted on designated areas of the refuge subject to the following conditions:

1. Access permitted 1½ hours before and after legal shooting time.

2. Firearms must be unloaded and encased while being transported by a vehicle or boat under power.

3. Only portable blinds and temporary blinds constructed of natural materials are permitted. Portable blinds must be removed following each day's hunt.

4. Hunting is permitted during State season.

B. *Upland Game Hunting.* Hunting of quail, squirrel, raccoon, opossum, rabbit, and fox is permitted on designated areas of the refuge subject to the following conditions:

1. Permits are required for any night hunting.

2. Access permitted 1½ hours before and after legal shooting time.

3. Firearms must be unloaded and encased while being transported by a vehicle or boat under power.

4. Hunting is permitted during State season except opossum and raccoon hunting will be closed during State bear season including 5 days before and after that season.

5. Hunters must wear 500 square inches of fluorescent orange material above the waist, visible from all directions.

6. Possession of buckshot or slugs while hunting with dogs is prohibited.

7. Hunters shall use only shotguns and/or 22 caliber rim-fire rifles for upland game hunts.

8. Hunters shall possess and use, while in the field, only nontoxic shot on designated areas of the refuge (nontoxic shot regulation to be effective starting with the 1996-97 hunting season).

C. *Big Game Hunting.* Hunting of white-tailed deer is permitted on designated areas of the refuge subject to the following conditions:

1. Each hunter must wear 500 square inches of fluorescent orange material above the waist visible from all directions during the muzzle loading and gun seasons.

2. Only shotguns, muzzle-loaders, and bow and arrow are allowed for big game hunts.

3. Firearms must be unloaded and encased while being transported by a vehicle or boat under power.

4. Access permitted 1½ hours before and after legal shooting time.

5. Hunting permitted during State season.

6. Dogs are not permitted.

7. All stands must be removed from the refuge following each day's hunt. The construction or use of permanent stands, blinds, platforms, or ladders is prohibited.

8. Archery hunting on the Pungo Unit is permitted during the regular State archery season and from November 1 through 30. State bag limits apply.

9. Shotgun, muzzle-loaders, and bow and arrow are permitted on the Pungo Unit subject to the following condition: Permits are required.

D. *Sport Fishing.* Anglers may fish in designated areas of the refuge subject to the following conditions:

1. The refuge portion of New Lake and the Pungo Lake is open to fishing from March 1 to November 1. The public may not access the refuge portion of New Lake and Pungo Unit during the period from November 2 to

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the end of February. Anglers may fish in all other refuge waters year round.

2. Anglers may bank fish only in the Pungo Unit.

3. Anglers may only fish from sunrise to sunset.

4. Boats may not be left on the refuge overnight.

ROANOKE RIVER NATIONAL WILDLIFE REFUGE

A. *Hunting of Migratory Game Birds.* Hunting of ducks and coots is permitted on designated areas of the refuge subject to the following conditions:

1. Permits are required.

2. Hunters shall possess and use, while in the field, only nontoxic shot.

B. *Upland Game Hunting.* Hunting of squirrel, raccoon and opossum is permitted on designated areas of the refuge subject to the following condition: Permits are required.

C. *Big Game Hunting.* Hunting of white-tailed deer and turkey is permitted on designated areas of the refuge subject to the following condition: Permits are required.

D. *Sport Fishing.* [Reserved]

SWANQUARTER NATIONAL WILDLIFE REFUGE

A. *Hunting of Migratory Game Birds.* Hunting of ducks and coots is permitted on designated areas of the refuge subject to the following conditions:

1. Hunters shall possess and use, while in the field, only nontoxic shot.

2. Only portable blinds are permitted.

3. Blinds must be removed from the refuge following each day's hunt.

4. Ducks and coots may be taken only during the State waterfowl seasons occurring during November, December and January.

[58 FR 5064, Jan. 19, 1993, as amended at 58 FR 29076, May 18, 1993; 58 FR 29085, May 18, 1993; 59 FR 6695, Feb. 11, 1994; 59 FR 55187, Nov. 3, 1994; 60 FR 62045, Dec. 4, 1995; 61 FR 46397, Sept. 3, 1996; 63 FR 46919, Sept. 3, 1998]

§32.53 North Dakota.

The following refuge units have been opened for hunting and/or fishing, and are listed in alphabetical order with applicable refuge-specific regulations.

ARROWWOOD NATIONAL WILDLIFE REFUGE

A. *Hunting of Migratory Game Birds.* [Reserved]

B. *Upland Game Hunting.* Hunting of pheasant, sharp-tailed grouse, partridge, rabbit and fox is permitted on designated areas of the refuge subject to the following conditions:

1. Hunting is permitted from December 1st through the end of the regular seasons.

2. Hunters shall possess and use, while in the field, only nontoxic shot (nontoxic shot

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regulation to be effective starting with the 1996-97 hunting season).

C. *Big Game Hunting.* Hunting of deer is permitted on designated areas subject to the following condition: Permits are required.

D. *Sport Fishing.* Anglers may sport fish in accordance with state law and refuge restrictions as posted.

AUDUBON NATIONAL WILDLIFE REFUGE

A. *Hunting of Migratory Game Birds.* [Reserved]

B. *Upland Game Hunting.* Hunting of ring-necked pheasants, gray partridge and sharp-tailed grouse is permitted on designated areas of the refuge subject to the following conditions:

1. Hunting is permitted from December 1 until the close of the State season.

2. Only nontoxic shot is permitted for upland game hunting (nontoxic shot regulation to be effective starting with the 1996-97 hunting seasons).

3. All islands are closed to hunting.

4. Vehicle use is restricted to the tour route road only.

C. *Big Game Hunting.* Hunting of white-tailed deer is permitted on designated areas of the refuge subject to the following conditions:

1. Rifle and muzzleloader deer hunting opens according to State regulations.

2. Refuge and State permits are required for the first one and one-half days of the State rifle season.

3. Orange clothing is required for deer hunters as per State regulations.

4. Hunting with bow and arrow is permitted only the day following the close of the State deer firearms season through the close of the State archery season.

5. All islands are closed to hunting.

6. All refuge roads are closed for use by rifle deer hunters except for retrieval of deer.

7. Muzzleloader and archery deer hunters may use the auto tour route for access during the hunt and all roads for retrieval of deer.

D. *Sport Fishing.* Anglers may sport fish in accordance with state law and refuge restrictions as posted.

CHASE LAKE NATIONAL WILDLIFE REFUGE

A. *Hunting of Migratory Game Birds.* [Reserved]

B. *Upland Game Hunting.* [Reserved]

C. *Big Game Hunting.* Hunting of deer is permitted on designated areas of the refuge subject to the following condition: Archery hunting is permitted through the day before the opening of the State waterfowl season, and it is permitted following the deer gun season.

D. *Sport Fishing.* [Reserved]