

**A BILL TO BE ENTITLED AN ACT ESTABLISHING A GAME COMMISSION FOR HAYWOOD COUNTY.**

The General Assembly of North Carolina do Enact:

Section 1. That for the purpose of carrying out the provisions of this act a Game Commission is hereby established in Haywood County, which commission shall be composed of three members, and D. Clark is hereby named one of said commissioners, who shall hold office for a period of two years, and G. C. Plott is hereby named one of said commissioners, who shall hold his office for a period of four years, and Dr. T. A. Hargrove is hereby named as one of said commissioners, who shall hold his office for a period of six years, and each of said commissioners shall hold their respective office until their successors shall have been duly named and qualified.

Sec. 2. That on the expiration of the terms of office of said commissioners, said vacancies shall be filled by the remaining two commissioners, and for the period of six years.

Sec. 3. That it shall be the duty of said game commission, on the first day of April, one thousand nine hundred twenty-five, and annually thereafter, to meet and organize by electing a chairman of said commission, and a treasurer, and to appoint a chief game warden for Haywood County whose duty it shall be to diligently enforce the game laws of Haywood County as herein set forth, and all other game laws applicable to said county, either general or special; and it shall further be the duty of the chief game warden to appoint as many deputy game wardens throughout the county as he may deem necessary, and it shall also be the duty of said chief game warden, and his deputies, to co-operate with the State Fish Commission in all matters pertaining to the propagation of fish and the protection of the streams of said county when requested by the State Fish Commission.

Sec. 4. Every game warden or deputy game warden so appointed shall, before entering upon the duties of his office, take and subscribe before the Clerk of the Superior Court of Haywood County, an oath to perform the duties of his office, together with those subscribed for police officers, and to execute bond in

such sum as the game commission may prescribe, for the faithful performance of his duties. Said oath and bond shall be recorded by the Clerk of Haywood County, and who shall not charge more than fifty cents for administering and recording said oath. It shall be the duty of all wardens and deputy wardens to arrest all violators of this act, and they are hereby given all the powers and authority as now vested in the sheriff and deputy sheriffs of Haywood County, in so far as the enforcement of this act is concerned.

Sec. 5. That any person desiring to hunt in Haywood County, who is not a resident of said county, but is a resident of the State, shall first obtain a license from the chief game warden of said county, or his duly named and appointed deputies, which license shall be on a regular printed form and shall be good for the hunting season in which issued. All such license shall be issued in duplicate and a copy thereof filed with the Register of Deeds, and the fee for such license shall be the sum of ten dollars. That any person desiring to hunt in Haywood County, who is not a resident of said county, and who is not a resident of said state of North Carolina, shall first obtain a license from the chief game warden or his deputies, and which license shall be on a regular printed form, and shall be good for the hunting season in which issued, and shall be issued in duplicate and a copy filed with the Register of Deeds, and the fee for such license on non-resident hunters shall be the sum of twenty-five dollars; Provided, that the license tax herein prescribed to be paid by non-residents of the county and non-residents of the state shall not be paid by any party who is a bona fide member of some club or organization of Haywood County engaged in protecting game and propagating the same; and provided further, that said member pays dues to said club or organization in an amount equal to the license tax hereinbefore provided to be paid. All license fees collected and received by the chief game warden or his deputies, under the terms of this section shall be immediately paid over to the treasurer of the game commission, to be used for the game commission as hereinafter provided: Provided further, that all persons who desire to hunt, off their own premises, shall pay a tax

of one dollar and twenty-five cents, except minors under the age of fifteen years who shall hunt on their own or their parent's or guardian's lands. All license for hunting issued to non-residents, and residents shall be non-transferable and shall be carried on the person when hunting and shall be produced for inspection on demand of the chief game warden or his deputies.

Sec. 6. That all moneys received by the game commission by reason of license fees, or otherwise, as herein provided, shall be held by the treasurer of said commission and paid out under the orders and direction of said game commission in paying the chief game warden and his deputies, and other expenses of said commission. Any surplus in the hands of said commission shall be used and expended by said commission for the protection of wild game, for the enforcement of all game laws, and for such matters and things as may be necessary in the discretion of said commission.

Sec. 7. That it shall be unlawful for any person or persons to hunt or trap upon the lands of another without first obtaining the written permission of the owner of such lands, his authorized representative.

Sec. 8. That the open season for hunting in Haywood County shall be as follows: (a) For deer, from November first to December thirty-first, inclusive, and no person shall kill more than two deer, both of which shall be bucks, in any one season; (b) For quail, partridge, pheasant, wild turkey, woodcock and doves, from November fifteenth to January fifteenth, both dates inclusive, and no person shall kill more than fifteen quail or partridges or doves in any one day, or more than one hundred in any one season; nor more than four pheasants or woodcock in any one season; nor more than two wild turkeys in any one season; Provided, that no wild turkey shall be killed or taken before November fifteenth, one thousand nine hundred and twenty-six; (c) For squirrels, from September fifteenth to December thirty-first, inclusive, and no person shall kill more than five squirrels in any one day, or more than forty in any one season; (d) For bear, from October first to January first, inclusive; (e) For opossum and raccoon, from

October first to January thirty-first, inclusive; (f) For wild cats, no closed season.

Sec. 9. That it shall be unlawful for any person to set any bear traps, steel trap, dead-fall, snare, or any device whatsoever for catching wild animals or birds; Provided, that rabbit guns or boxes shall not be so considered: And provided further, that any person may set a trap upon his own premises for the purpose of catching any wild animal making depredations upon his fowls or other domestic animals.

Sec. 10. That any person violating any of the preceding sections of this act shall be guilty of a misdemeanor and punished in the discretion of the court.

Sec. 11. That it shall be unlawful for any person to use, or to have in his possession while hunting, a maxim silencer, or to use or have on his gun while hunting, or in his possession while hunting, any other device or method for killing or smothering the report of any fire arm used in hunting. That any person violating the terms of this section shall be guilty of a misdemeanor and shall be punished in the discretion of the court.

Sec. 12. That it shall be unlawful for any person, firm or corporation to sell, offer for sale, or have in his possession for the purpose of sale, either directly or indirectly, any deer, or part thereof, any bear, or part thereof, any partridge or quail, pheasant, wild turkey, or dove, and it shall further be unlawful for any such person or persons, firm or corporation to ship, convey, transport, or cause to be shipped, transported or conveyed in any manner whatsoever out of Haywood County any such game; Provided, that any person who is a bona fide member of any hunting corporation or organization of Haywood County who lives out of the county, and who shall have paid his dues for the season to such club or organization in an amount equaling the license tax hereinbefore provided for, shall have the right to ship, transport out of the county and out of the State, such game as he may individually kill; any person violating the terms of this section shall be guilty of a misdemeanor and punished in the discretion of the court.

Sec. 13. That this act shall apply to Haywood County only.

Sec. 14. That all laws and clauses of law in conflict with this act are hereby repealed.

Sec. 15. That this act shall be in full force and effect from and after its ratification.

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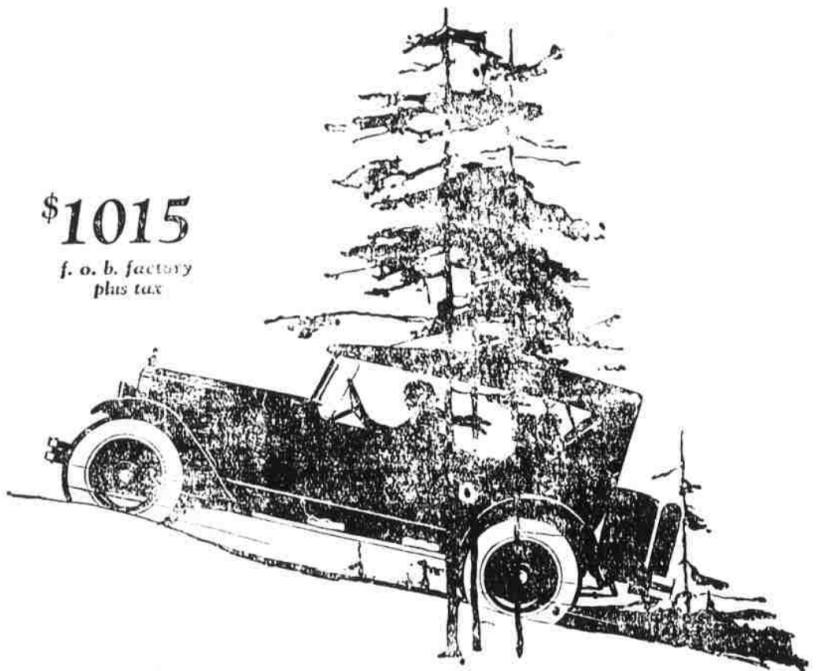
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