

# This is the Law



BY CHARLES W. DANIEL  
(For the N. C. Bar Association)  
North Carolina Game Laws

This being the transition period, between fishing and hunting seasons in North Carolina, let's take a look at some of the current game laws.

Who must have licenses? May the game warden confiscate your gun and equipment if you violate the wildlife laws? What are the statutory penalties for breaking the hunting laws? What about Federal statutes controlling migratory birds? These are all questions which stimulate arguments among sportsmen, year in and year out. Here are some facts which may help to settle the hot-stove arguments:

Every person who hunts wild animals or birds must have a license, whether he hunts on his own land or not! The only time that a person may legally kill wildlife without a license (or, during the closed season) is on the spot in protection of his property, person, or crops. For example, if a bear is eating corn and is caught in the act, he may be killed on the spot without a license and without permission from State authority. But, if it is necessary to track down the marauding animal, permission must be given by the game warden or the Wildlife Resources Commission, and (legally) pursuit must begin within 24 hours after the bear eats the corn.

The types of North Carolina hunting licenses available and the cost of each, good for one year, are:

Statewide, resident, \$3.10; State, non-resident, \$15.75; State combination, hunting and fishing, \$4.10; county (for hunting in county of residence only), \$1.10; hunting guide, \$5.25. Some kind of fishing or hunting license was sold to each of 555,266 persons in North Carolina last year.

### The Confiscation Law

The Wildlife Resources Commission, in its 1954-5 pamphlet (covering wildlife laws in effect until August 1, 1955), places this interpretation upon the law of confiscation:

"All devices, instruments, weapons, or vehicles used in the unlawful taking or unlawful attempt to take animals, birds or fish, or used in the unlawful transportation or unlawful sale of the same, MAY be seized by the arresting officer. Such property is to be placed in the custody of the sheriff pending trial, or MAY be returned to the owner provided that he post a bond conditioned upon presentation of the property as evidence at the trial. For MAJOR offenses, the court IN ITS DISCRETION, may order the property sold, after guilt has been established. For MINOR offenses, the property MAY be ordered to be returned to the owner."

So, the game warden has the power, if he cares to exercise it, to confiscate property used in violating game and fish laws. The court hearing a violations case has the power to sell such property, if it cares to do so in a particularly flagrant case.

### Other Penalties

Some of the other penalties which the law may exact from persons convicted of hunting violations, in addition to property confiscation, include:

1. MINIMUM fine for FIRST violation of ALL game laws (unless some statute provides otherwise) is \$10. The maximum fine in such case is \$50, OR, jail for not more than 30 days.

2. For a second offense, minimum and maximum fines are \$35 and \$200, respectively, or jail, or BOTH.

3. License is automatically revoked for any conviction.

4. Taking, or attempting to take, deer at night with a light will cost at least \$250 and/or a jail term.

5. Killing a doe deer, at least \$100, and/or jail.

### Migratory Bird Laws

Regulations concerning the open seasons, bag limits and other rules for migratory wildfowl, as established by



"MAN FROM MARS" styling is latest in guided missile wear for Army technicians who service missiles such as the Corporal, Nike, and Honest John. The suit, made of vinyl-coated glass fabric, protects crew members from corrosive acids and fuels used as propellants for these deadly new weapons.

the U. S. Department of Interior have been adopted by our Wildlife Commission and have the full force of State

- regulations.
- Did you know that it is unlawful:
    - To kill a female bear with cub at her side?
    - To kill a bear cub (under 50 lbs.)?
    - To shoot a 'coon in daylight west of U. S. 17?
    - To shoot at or into a squirrel's nest?
    - To import gray foxes into 21 west-central counties?
    - To hunt or trap near a flood or fire?
    - To hunt deer with dogs in and west of Rockingham, Guilford, Randolph, Montgomery, and Anson counties?
    - To hunt without landowner's permission?
    - To camp in a State-owned wildlife refuge except in designated public area?
    - To bring wild game into North Carolina for stocking purposes without permit?
    - To buy or sell rabbits or squirrels for resale?
    - To take deer in water at or deeper than its knees?
    - To kill game animals or birds from an auto or boat?
    - To take birds or game from a baited area?
    - To kill game birds on the ground?

Checks Perspiration! Stops Odor 24 Hours!



Sold In Edenton By  
**Mitchener's Pharmacy**  
PHONE 100

# Paul Jones



\$2.10  
PINT

\$3.40 1/2 QT.

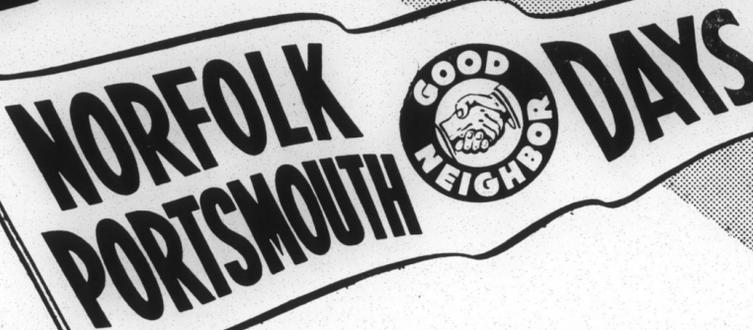
BLENDED WHISKEY. 86 proof. 72 1/2% grain neutral spirits. Frankfort Distillers Co., N.Y.C.

Try A Herald Classified Ad For Quick Results!

All NORFOLK and PORTSMOUTH Merchants  
are offering outstanding values in this Great

# 2-DAY CITY GOOD NEIGHBOR DAYS SALE!

FRIDAY AND SATURDAY  
**OCT. 8-9**



Yes... if you can't buy it at home you're sure to find it in Norfolk and Portsmouth. Big stores mean big selections.

And, during "Good Neighbor Days", you'll find unbelievable bargains on all kinds of quality merchandise.

Come with the whole family... all your friends and neighbors from Tidewater Virginia and Eastern North Carolina will be here. Stores, restaurants, theatres all invite you to "plan now to shop in Norfolk and Portsmouth... Friday and Saturday, October 8th and 9th".

AMPLE PARKING



IF YOU CAN'T FIND IT AT HOME...

# You Can Find It In NORFOLK and PORTSMOUTH

and you'll find Wonderful OVERNIGHT ACCOMMODATIONS, too!

Top off an exciting weekend with a college football game  
**N. C. STATE vs. WILLIAM AND MARY**  
Saturday Night... October 9th... Norfolk's Foreman Field

**LAIRD'S**  
4/5 QUART  
**\$4.15**  
PINTS  
**\$2.60**  
STRAIGHT APPLE BRANDY  
84 Proof  
**LAIRD AND COMPANY**  
North Garden, Va.  
Salem, N. J.