

STATE OF MINNESOTA
DEPARTMENT OF NATURAL RESOURCES
COMMISSIONER'S ORDER NO. 2341
EARLY SEASON REGULATIONS
FOR TAKING CANADA GEESE IN 1989

Pursuant to authority vested in me by Minn. Stat. §§ 97A.045, 97A.401, 97B.801, 97B.805 (1988) and other law, I Joseph N. Alexander, Commissioner of Natural Resources, hereby prescribe the following early season regulations for taking Canada geese.

Section 1. TWIN CITIES METROPOLITAN CANADA GOOSE ZONE HUNT.

(a) Season Length and Hours. Canada geese may be taken in the Twin Cities Metropolitan Canada Goose Zone as described in Sec. 1(c) during the 10-day period beginning September 1, 1989, dates inclusive, from one-half hour before sunrise to sunset each day.

(b) Daily and Possession Limits. From September 1 to September 10, 1989 no person shall in any one day take more than four (4) Canada geese. No person shall have in possession more than eight (8) Canada geese.

(c) The Twin Cities Metropolitan Canada Goose Zone is described as follows:

All of Hennepin County and Ramsey County.

In Anoka County, all of Columbus Township lying south of County State Aid Highway (CSAH) 18, Anoka County, all of the

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COMMISSIONER'S ORDER NO. 2341

municipalities of Ramsey, Andover, Anoka, Coon Rapids, Spring Lake Park, Fridley, Hilltop, Columbia Heights, Blaine, Lexington, Circle Pines, Lino Lakes, Centerville, and all of the municipality of Ham Lake except that portion described as follows:

Beginning at the intersection of CSAH 18, Anoka County, and U.S. Highway 65, thence east along CSAH 18 to the eastern boundary of Ham Lake, thence north along said boundary to the north boundary of Ham Lake, thence west along said boundary to U.S. Highway 65, thence south along U.S. Highway 65 to the point of beginning.

In Carver County, all of the municipalities of Victoria, Chaska, Chanhassen, and Carver and the Township of Chaska.

In Scott County, all of the municipalities of Shakopee, Savage, Prior Lake, and Jordan, and all of the Townships of Jackson, Louisville, St. Lawrence, Sand Creek, Spring Lake, and Credit River.

In Dakota County, all of the municipalities of Burnsville, Eagan, Mendota Heights, Mendota, Sunfish Lake, Inver Grove Heights, Apple Valley, Lakeville, Rosemount, Farmington, Hastings, Lilydale, West St. Paul, and South St. Paul, and all of the Township of Nininger.

In Washington County, all of the municipalities of Cottage Grove, St. Paul Park, Newport, Woodbury, White Bear Lake, Oakdale, Landfall, Lake Elmo, Pine Springs, Willernie, Birchwood, Mahtomedi, Dellwood, Forest Lake, Marine, Stillwater, Oak Park

COMMISSIONER'S ORDER NO. 2341

Heights, Bayport, Hugo, Lakeland, Lakeland Shores, St. Croix Beach, St. Mary's Point, Afton, and Hastings; all of the Townships of Gray Cloud Island, May, Grant, Stillwater, Baytown, Denmark, and West Lakeland, and that portion of Forest Lake Township lying south of State Trunk Highway (STH) 97 and CSAH 2, Washington County, and those portions of New Scandia Township lying south of STH 97, and of a line drawn due east from the intersection of STH 97 and STH 95 to the east boundary of the state.

Sec. 2. SOUTHWEST BORDER CANADA GOOSE ZONE HUNT.

(a) Season Length and Hours. Canada geese may be taken in the Southwest Border Canada Goose Zone as described in Sec. 2(c) during the 10-day period beginning September 1, 1989, dates inclusive, from one-half hour before sunrise to sunset each day.

(b) Daily and Possession Limits. From September 1 to September 10, no person shall, in any one day, take more than two (2) Canada geese. No person shall have in possession more than four (4) Canada geese.

(c) The Southwest Border Canada Goose Zone is described as follows:

All of Martin and Jackson Counties except that portion of Jackson County lying north and west of U.S. Highway (Hwy.) 60 and described as follows:

COMMISSIONER'S ORDER NO. 2341

Beginning at the intersection of U.S. Hwy. 60 and the north boundary of Jackson County; thence southwesterly along U.S. Hwy. 60 to the west boundary of Jackson County; thence north along the west boundary of Jackson County to the north boundary of Jackson County; thence east along the north boundary of Jackson County to the point of beginning.

(d) Notwithstanding the provisions of Commissioner's Order No. 2321, the use of motorized watercraft is allowed in the waterfowl feeding and resting area on South Heron Lake established by Sec. 1(e) of Commissioner's Order No. 2321 for the 10-day period beginning September 1, 1989.

Sec. 3. FERGUS FALLS/ALEXANDRIA CANADA GOOSE ZONE HUNT.

(a) Season Length and Hours. Canada geese may be taken in the Fergus Falls/Alexandria Canada Goose Zone as described in Sec. 3(c) during the 10-day period beginning September 1, 1989, dates inclusive, from one-half hour before sunrise to sunset each day.

(b) Daily and Possession Limits. From September 1 to September 10, no person shall in any one day take more than two (2) Canada geese. No person shall have in possession more than four (4) Canada geese.

(c) The Fergus Falls/Alexandria Canada Goose Zone is described as follows:

Beginning at the intersection of State Trunk Highway (STH) 55 and STH 28; thence east on STH 28 to County State Aid Highway (CSAH) 33, Pope County; thence north along CSAH 33 to CSAH 3, Douglas County; thence north along CSAH 3 to CSAH 69, Otter Tail County; thence north along CSAH 69 to CSAH 46, Otter Tail County; thence east along CSAH 46 to the

COMMISSIONER'S ORDER NO. 2341

eastern boundary of Otter Tail County; thence north along the east boundary of Otter Tail County to CSAH 40, Otter Tail County; thence west along CSAH 40 to CSAH 75, Otter Tail County; thence north along CSAH 75 to STH 210; thence west along STH 210 to STH 108; thence north along STH 108 to CSAH 1, Otter Tail County; thence west along CSAH 1 to CSAH 14, Otter Tail County; thence north along CSAH 14 to CSAH 44, Otter Tail County; thence along CSAH 44 to CSAH 35, Otter Tail County; thence along CSAH 35 to STH 108; thence along STH 108 to CSAH 19, Wilkin County; thence along CSAH 19 to STH 55, thence along STH 55 to the point of beginning.

Sec. 4. EARLY GOOSE HUNT APPLICATION AND PERMIT.

(a) A small game license and a permit issued by the Commissioner of Natural Resources are required to take Canada geese during the seasons established in Secs. 1, 2 and 3. Permits must be obtained by mailing or delivering a 1989 Special Canada Goose Hunt Application to the appropriate address provided on the application. If mailed, applications must be postmarked no later than August 1, 1989, or if hand delivered, no later than 4:30 p.m., August 1, 1989. Applicants must supply full name, complete address including state and zip code, and sign the application, otherwise the application will be rejected.

(b) Each applicant must submit along with his or her application a cashier's check, money order or personal check in the amount of \$3.00 payable to the Minnesota Department of Natural Resources. Any checks that are returned to the Department of Natural Resources for nonpayment will invalidate the application and the check will be destroyed. A separate application and fee is required for each hunt. Fees are non-refundable.

COMMISSIONER'S ORDER NO. 2341

(c) Persons participating in these seasons must possess a permit validated for the zone in which they are hunting.

Sec. 5. SPECIAL PROVISIONS ON TAKING.

(a) Taking Canada geese during the seasons established by Secs. 1, 2 and 3 is prohibited on or within 100 yards of all surface waters including but not limited to wetlands, lakes, rivers, and streams except on specific waters as described or shown on a map that shall be provided to the permittee by the Commissioner.

(b) Taking Canada geese during the seasons established by Secs. 1 and 3 in the Twin Cities Metropolitan Canada Goose Zone and Fergus Falls/Alexandria Canada Goose Zone on public roads and their rights-of-way is prohibited. Taking Canada geese on public roads and their rights-of-way is permitted during the season established by Sec. 2 in the Southwest Border Canada Goose Zone.

(c) Methods of Take.

(1) Canada geese may be taken only with a shotgun no larger than 10 gauge.

(2) A person may not take geese with a shotgun capable of holding more than three shells, unless it is plugged with a one-piece filler which is incapable of removal without disassembling the gun.

COMMISSIONER'S ORDER NO. 2341

(3) A person may not take geese by the aid of baiting or on or over any baited area. A baited area is considered to be baited for 10 days after the removal of the bait.

(4) The use of live decoys or records or tapes of migratory bird calls or electrically amplified imitations of bird calls is prohibited.

Sec. 6. RETRIEVAL.

A person may not kill any migratory game bird without making a reasonable effort to retrieve the bird and include it in his daily bag limit. Wounded birds reduced to possession shall be immediately killed and included in the daily bag limit.

Sec. 7. OPENING DAY POSSESSION LIMIT.

No person shall have in possession on the opening day of each of the above established seasons more than a single daily limit. Thereafter, possession limits shall apply.

Sec. 8. LOCAL ORDINANCES.

None of the provisions of this order shall be construed as modifying or superseding any ordinance or rule prohibiting discharging of firearms by any local unit of government including county, city, or township.

Sec. 9. FIELD LIMIT.

No person shall possess, have in custody or transport more than the daily bag limit of Canada geese, tagged or not tagged, at or between the place where taken and either:

COMMISSIONER'S ORDER NO. 2341

- (a) His automobile or principal means of land transportation;
- (b) His personal abode or temporary or transient place of lodging;
- (c) A migratory bird preservation facility;
- (d) A post office; or
- (e) A common carrier facility.

Sec. 10. FEDERAL REGULATIONS.

Nothing in this order shall be construed as allowing any hunter to hunt or take any Canada geese in violation of applicable federal regulations.

Sec. 11. GAME REFUGES AND STATE PARKS.

None of the provisions of this order shall be construed as modifying or superseding any order establishing game refuges within the state nor as permitting the taking of any wild animals within such refuges or within state parks, except that the Fox Lake Statutory Game Refuge in Martin County, the Douglas County Statutory Goose Refuge in Douglas County and the Otter Tail County Statutory Goose Refuge in Otter Tail County, all as addressed by Commissioner's Order No. 2318, Secs. 2(e), (f), and (g), are open to Canada goose hunting for the period beginning September 1 and ending September 10, 1989, both dates inclusive, in addition to the open seasons prescribed for them by Commissioner's Order No. 2318 or superseding orders. All other statutory game refuges, posted sanctuaries, and state duck

COMMISSIONER'S ORDER NO. 2341

refuges are closed to hunting during the seasons established by Secs. 1, 2, and 3.

Sec. 12. STEEL SHOT AND SIZE REGULATIONS.

It shall be unlawful to take ducks, mergansers, geese, coot or moorhens on all lands and waters within the boundaries of the state while possessing shotshells loaded with shot made of any material other than steel or such nontoxic material as may be approved by the Director of the U. S. Fish and Wildlife Service.

Sec. 13. BLINDS AND DECOYS ON PUBLIC LANDS AND PUBLIC WATERS.

When not in use, any blind located on public land or in public waters is deemed public and not the exclusive property of the person or persons that constructed it. Such blinds are open to use by the public on a first come first served basis. Any use of threat or force against another to gain possession of any such blind shall be unlawful.

A person may not erect a blind or place decoys in public waters or on public land more than one hour before the open season. During the open season, a person may not place decoys in public waters or on public land more than one hour before lawful shooting hours.

Sec. 14. FEDERAL DUCK STAMP.

Each waterfowl hunter 16 years of age and over must carry on his person a valid Federal Migratory Bird Hunting and Conservation Stamp (duck stamp) signed in ink across its face.


COMMISSIONER'S ORDER NO. 2341

Sec. 15. MINNESOTA MIGRATORY WATERFOWL STAMP.

Except for residents under the age of 18 and over the age of 65 years, no person who is otherwise required to possess a Minnesota small game license shall hunt or take migratory waterfowl within this state without first purchasing a stamp and having the stamp in possession while hunting or taking migratory waterfowl. Each stamp shall be validated by the signature of the licensee written across its face. People who are hunting on their own property shall not be required to possess a Minnesota waterfowl stamp.

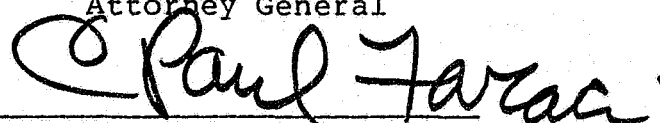
Sec. 16. At all times until delivery to the taker's residence or a commercial processing facility, migratory waterfowl must be transported in an undressed condition. An undressed migratory waterfowl is one with a fully feathered wing attached.

Dated at Saint Paul, Minnesota, this 29 day of June, 1989.


JOSEPH N. ALEXANDER, Commissioner
Department of Natural Resources

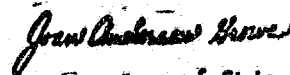
APPROVED AS TO FORM AND EXECUTION

HUBERT H. HUMPHREY, III
Attorney General


C. PAUL FARACI
Deputy Attorney General

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

JUL 7 1989


Secretary of State