

July 1976

STATE OF INDIANA
DEPARTMENT OF NATURAL RESOURCES

DISCRETIONARY ORDER NO. W-1, REVISED JULY 1976

WILD BIRDS

WHEREAS, it has been determined after thorough investigation that many wild birds need protection; and

WHEREAS, said determination has been based on data relative to the welfare of wild birds, their relationship to other animals and the welfare of the people;

NOW, THEREFORE, I, Joseph D. Cloud, Director of the Department of Natural Resources, acting pursuant to the authority of the Acts of 1969, Chapter 70, as found in the Indiana Code 1971, 14-2-3-3; and having given notice and held a public hearing as required by the Acts of 1945, Chapter 120, as found in the Indiana Code 1971, 4-22-2, hereby make the following order to be known as Discretionary Order No. W-1.

1. It shall be unlawful for any person to hunt, to take or to possess, sell, offer for sale, purchase, offer to purchase, or to ship, transport, carry or deliver or receive for shipment, transportation, or carriage in any manner beyond the limits of this state any wild bird or any part, nest or egg thereof except for the following provisions and as otherwise provided by law and in this Order.
 - a. The English sparrow, starling, and feral pigeons (not including homing pigeons) may be taken at any time;
 - b. Cowbirds and all species of grackles, redwing blackbirds, and common crows may be taken when such birds are committing or about to commit depredations upon ornamental or shade trees, agricultural crops, livestock or wildlife or when concentrated in such numbers and manner as to constitute a health hazard or other nuisance as provided under Part 16 of Title 50, Code of Federal Regulations.
2. It shall be unlawful for any person to take any wild bird protected by law by means of any net, trap, snare or dead-fall or to possess at any time any net or trap for the purpose of netting or trapping any wild bird protected by law except as otherwise provided.

THIS ORDER SHALL BECOME EFFECTIVE FIFTEEN (15) DAYS AFTER RECEIPT BY COUNTY CLERK AND SHALL REMAIN IN FORCE AND EFFECT UNTIL RESCINDED OR MODIFIED ACCORDING TO LAW.

APPROVED as to form and legality
this _____ day of _____ 1976

AUG 12 1976

Joseph D. Cloud
Joseph D. Cloud, Director
Department of Natural Resources

Theodore L. Sendak
Theodore L. Sendak
Attorney General of Indiana

APPROVED this 21 day of Aug. 1976

Larry A. Conrad
Larry A. Conrad -
Secretary of State

Otis R. Bowen
Otis R. Bowen, M.D., Governor
State of Indiana

B. J. Embury 8/24/76

8-13-76

8-16

WNT

8-21-76

I hereby certify that this is a true and accurate copy of
Discretionary Order No. W-1, Revised July 1976

Larry A. Conrad
Larry A. Conrad
Secretary of State

This document prepared by Frank R. Lockard
Director of the Division of Fish and Wildlife