

# Preserve Archery Hunting Guide – Winter 2017

## ARS Game and Fish Dept. Rules and Laws

**Open Season:** Archery hunting is permitted in the McDowell Sonoran Preserve:

Javelina and Deer - December 15, 2017 through January 31, 2018.

Mountain Lion - July 1, 2017 through June 30, 2018.

**License and Permit (tag) Requirements:** Any valid hunting license (except single day hunting license). Verify identity of hunter and check expiration date of license (one year from date of sale). The permit will state non-permit tag and deer, javelina or mountain lion will be hole punched. The tag will be adhesive backed and needs to be attached to the carcass upon removal from the field.

**Legal Wildlife:** Any antlered deer (white tailed or mule deer)

Any javelina (male, female, juvenile)

Any mountain lion except spotted kittens or females accompanied by spotted kittens

**Violations:** (All are **misdemeanor** offences, strict liability, can cite in City Court)

**17-101. A.20.** "Take" means pursuing, shooting, hunting, fishing, trapping, killing, capturing, snaring or netting wildlife or the placing or using of any net or other device or trap in a manner that may result in the capturing or killing of wildlife.

**17-309. A.** Unless otherwise prescribed by this title, it is unlawful for a person to:

9. Litter hunting and fishing areas while taking wildlife.
10. Take wildlife during the closed season.
11. Take wildlife in an area closed to the taking of that wildlife.
16. Possess or transport any wildlife or parts of the wildlife that was unlawfully taken.
17. Possess or transport the carcass of big game without a valid tag being attached.

## Applicable SRC Codes

**SRC 21-12(b1) Possessing Air Rifle/ Air Pistol/ Slingshot in Preserve:**

(Does not include firearms or knives per state law) (M1)

**SRC 21-12(b3) Camping Prohibited:** (M1)

**SRC 21-12(b4) Discharging Firearm/ Air Rifle/ Air Pistol/ Slingshot in Preserve:**

(Except under ARS 13-3107.A (Firearms) NO Firearm Hunting allowed in Preserve per AZGFD Order) (M2)

**SRC 21-12(b6) User Must Stay on Designated Trails**

(Exceptions for those actually hunting NOT "scouting") (M2)

**SRC 21-12(b7) Using Preserve Facility or Area Posted "Closed"**

(Cannot Enter - **Except** to retrieve wounded/killed game) (M2)

**SRC 21-12(b8) Preserve Closed Sunset to Sunrise** (M2)

(Use official time from Weather.Com etc.)

**SRC 21-12(b10) Unlawful to Possess/Shoot Bow and Arrow**

(Except with State Hunting License in Designated Areas) (M2)

**SRC 21-12(b17) Littering** (M2)

**SRC 21-12(b18 and b19) Deal with wildlife and WOULD NOT BE APPLICABLE IF SUBJECT IS LEGALLY HUNTING**

**SRC 21-12(b20) Unlawful To Erect Any Temporary Structure**

(Tent, Tarp, Canopy, Hunting Blind) (M2)

## Preserve Archery Hunting Guide – Winter 2017

### **17-331.** License or proof of purchase required

A. Except as provided by this title, rules prescribed by the commission or commission order, a person shall not take any wildlife in this state without a valid license or a commission approved proof of purchase. The person shall carry the license or proof of purchase and produce it on request to any game ranger, wildlife manager or peace officer. (Reasonable suspicion or probable cause of violation is not needed to detain persons taking wildlife to inspect their license and/or tags)

### **Preserve Specific Rules and Commission Order Notes**

#### **(cite ARS 17-309. A.11)**

AGFD 17-18 Hunting Regulations; Commission Order 2 notes

34. The following parks and preserves in Maricopa County are open to hunting as defined in R12-4-321 and are open for archery-only: Lake Pleasant, White Tank Mountains, Estrella Mountain and McDowell Mountain Regional parks; McDowell Sonoran Preserve; and portions of Skyline Regional Park (Back Country designated area only – contact the Arizona Game and Fish Department’s Mesa Regional office or City of Buckeye for open area maps). Hunting in parks and preserves opened by this Commission Order is not permitted within ¼ mile of any developed picnic area, developed camp ground, shooting range, occupied building, boat ramp, or golf course. Developed areas do not include trails.

36. Those portions of Units 11M, **25M**, and 26M within ¼ mile of an occupied residence or building within municipal or corporate limits are closed to deer hunting during this season. (McDowell Sonoran Preserve is within GMU **25M**)

AZ Game and Fish – Wildlife Manager/ Officer Curtis Herbert  
C: 928-856-0766; e-mail CHerbert@azgfd.gov

## **Applicable Criminal State Laws - ARS**

### **ARS 13-1502.A1 Trespass in the 3<sup>rd</sup> Degree**

(On real property after a reasonable request to leave by owner, person with control, or police officer or notice. See Preserve Hunting Map) **(M3)**

### **ARS 13-1504.A1 and. A2 Trespass in the 1st Degree**

**A1**-(In or on residential structure) **(F6; F6\* if unoccupied)**

**A2**-(In fenced residential yard) **(M1)**

### **Trespass Consideration**

- According to AZGFD, until the animal carcass is tagged by the hunter, it is considered State Property. Hunters looking to retrieve game that has wandered and died on private property need to reasonably obtain permission to enter the property to retrieve the animal.
- If permission cannot be granted by property owner, hunters should be advised to first call LE before entering any private property posted or not.
- An officer of the state could enter the property (with consent or exigency) to recover the animal as evidence in the investigation for the take of the animal. If no violations are identified the “evidence” could be returned to the hunter to tag and maintain possession.

### **ARS 13-2904.A6 Disorderly Conduct- Recklessly handle, display or discharge a deadly weapon / dangerous instrument**

(Must INTENTIONALLY or KNOWINGLY disturb the peace or quiet of a neighborhood, family, or person) **(F6)**