

designated by the officer in charge, or the draining or dumping of oil, acids, or poisons in, or otherwise polluting any waters, water holes, streams or other areas within any wildlife refuge area is prohibited.

**§ 26.20 Disorderly conduct.**

Disturbance of the peace or other disorderly conduct on any wildlife refuge area is prohibited. No person who is obviously intoxicated shall enter or remain upon any wildlife refuge area.

**§ 26.21 Interference with persons engaged in authorized activities.**

The disturbing, molesting, or interfering with any employee of the United States or of any local or State government engaged in official business, or with any private person engaged in the pursuit of an authorized activity on any wildlife refuge area is prohibited.

**§ 26.22 Abandonment of property.**

Abandoning, discarding, or otherwise leaving any personal property in any wildlife refuge area is prohibited.

**§ 26.23 Advertising.**

Posting, distributing, or otherwise displaying private or public notices, advertisements, announcements or displays of any kind in any wildlife refuge area, other than business designations carried on private vehicles or boats, is prohibited.

**§ 26.24 Private operations.**

Soliciting business or conducting a commercial enterprise on any wildlife refuge area is prohibited unless properly authorized.

**§ 26.25 Gambling.**

Gambling in any form, or the operation of gambling devices, for money or otherwise, on any wildlife refuge area is prohibited.

**§ 26.26 Begging.**

Begging on any wildlife refuge area is prohibited. Soliciting of funds for the support or assistance of any cause or organization is also prohibited unless properly authorized.

**§ 26.27 Motion or sound pictures.**

The taking or filming of any motion or sound picture which needs a script, cast, schedule, or "props" on any wildlife refuge area is prohibited unless authorized under the provisions of 43 CFR Part 5.

**§ 26.28 Search for and removal of objects of antiquity.**

Persons are prohibited from searching for or removing from wildlife refuge areas objects of antiquity except as may be authorized by 43 CFR Part 3.

**§ 26.28a Search for and removal of valued objects.**

Persons are prohibited from searching for buried treasure, treasure trove, valuable semiprecious rocks, stones, or mineral specimens unless authorized by special permit or in a special Regulation issued under the provisions of § 28.25 of this chapter.

**§ 26.29 Prospecting and mining.**

Prospecting for metal deposits or locating or filing mining claims on National Wildlife Refuges is prohibited. Prospecting or removal of minerals from wildlife refuge areas is prohibited except as may be authorized under the provisions of 43 CFR 192.9.

**§ 26.30 Audio equipment.**

The operation or use of radios, recording devices, loudspeakers or other sound or electrical equipment in a manner which disturbs animal life or annoys other persons on any wildlife refuge area is prohibited.

**§ 26.31 Tampering with equipment.**

No person shall operate or tamper with any motor vehicle, boat, equipment, machinery, or other implement on any wildlife refuge area unless he has been authorized to do so.

**§ 26.32 Operations of aircraft.**

The unauthorized operation of aircraft at low altitudes over, or the unauthorized landing of aircraft on a wildlife refuge area is prohibited, except in the event of emergency.

**PART 27—ENFORCEMENT PROVISIONS**

Sec.	
27.1	Exhibition of permits.
27.2	Revocation of permits.
27.3	Impoundment of abandoned property.
27.4	Impounding of domestic animals.
27.5	Control of dogs and cats.
27.6	Traffic violations; penalties.
27.7	Boating violations; penalties.
27.8	Fires.
27.9	Timber trespass.
27.10	Penalties.

**AUTHORITY:** The provisions of this Part 27 issued under sec. 2, 33 Stat. 614, as amended,

sec. 5, 43 Stat. 651, secs. 5, 10, 45 Stat. 449, 1224, secs. 4, 2, 48 Stat. 402 as amended, 1270, sec. 4, 76 Stat. 654; 5 U.S.C. 301, 16 U.S.C. 685, 725, 690d, 715i, 684; 43 U.S.C. 315a, 16 U.S.C. 460k; 80 Stat. 926.

SOURCE: The provisions of this Part 27 appear at 31 F.R. 16023, Dec. 15, 1966, unless otherwise noted.

### § 27.1 Exhibition of permits.

Any person on a wildlife refuge area shall upon request by an authorized employee of the Department exhibit the required Federal or State permit or license authorizing his presence and activity on the area and shall furnish such other information for identification purposes as may be requested.

### § 27.2 Revocation of permits.

If advantageous to the United States, a permit may be terminated at any time by agreement with the permittee; it may be revoked for noncompliance with the terms thereof or of the regulations in this subchapter, for nonuse, or for violation of any law, regulation, or order applicable to the area, or for violation of any State or Federal wildlife conservation law; and it is at all times subject to discretionary revocation.

### § 27.3 Impoundment of abandoned property.

Any property abandoned or left unattended without authority on any wildlife refuge area for a period in excess of 72 hours is subject to removal. The expense of the removal shall be paid for by the person owning or claiming ownership of the property. Such property is subject to sale or other disposal after 3 months, in accordance with section 203m of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. sec. 484m) and regulations issued thereunder. Former owners may apply within 3 years for reimbursement for such property, subject to disposal and storage costs and similar expenses, upon sufficient proof of ownership.

### § 27.4 Impounding of domestic animals.

(a) Any animal trespassing on the lands of any wildlife refuge area may be impounded and disposed of in accordance with State statutes insofar as they may be applicable. In the absence of such State statutes, the animals shall be disposed of in accordance with this section.

(b) If the owner is known, prompt written notice of the impounding will be served in person with written receipt obtained or delivery by certified mail with return receipt requested. In the event of his failure to remove the impounded animal within five (5) days from receipt of such notice, it will be sold or otherwise disposed of as prescribed in this section.

(c) If the owner is unknown, no disposition of the animal shall be made until at least fifteen (15) days have elapsed from the date a legal notice of the impounding has been posted at the county courthouse and in a newspaper of general circulation in the county in which the trespass took place.

(d) The notice shall state when and where the animal was impounded and shall describe it by brand or earmark, or distinguishing marks or by other reasonable identification. The notice shall specify the time and place the animal will be offered at public sale to the highest bidder, in the event it is not claimed or redeemed. The notice shall reserve the right of the official conducting the sale to reject any and all bids so received.

(e) Prior to such sale, the owner may redeem the animal by submitting proof of ownership and paying all expenses of the United States for capturing, impounding, advertising, care, forage, and damage claims.

(f) If an animal impounded under this section is offered at public sale and no bid is received or if the highest bid received is an amount less than the claim of the United States, the animal may be sold at private sale for the highest amount obtainable, or be condemned and destroyed or converted to the use of the United States by order of the Secretary. Upon the sale of any animal in accordance with this section, the buyer shall be issued a certificate of sale.

(g) In determining the claim of the Government in all livestock trespass cases on wildlife refuge areas, the value of forage consumed shall be computed at the commercial unit rate prevailing in the locality for that class of livestock. In addition, the claim shall include damages to wildlife refuge area property injured or destroyed, and all the related expenses incurred in impounding, caring for and disposing of the animal. The salary of Bureau employees for the time spent in and about the investigations, reports, and settlement or prosecution of

the case shall be pro rated in computing the expense. Payment of claims due the United States shall be made by certified check or postal money order payable to the Bureau of Sport Fisheries and Wildlife.

**§ 27.5 Control of dogs and cats.**

Dogs or cats running at large on a wildlife refuge area or found in the act of pursuing or molesting wildlife may be impounded pursuant to the provisions of § 27.4 or if necessary may be killed to protect wildlife.

**§ 27.6 Traffic violations; penalties.**

Persons on a wildlife refuge area violating Federal or State traffic laws or regulations may be required to remove themselves from the area. Such offenders may further be subject to the penalty provisions of § 27.10.

**§ 27.7 Boating violations; penalties.**

Persons on a wildlife refuge area violating Federal or State boating laws or regulations may be required to remove themselves from the area. Such offenders may further be subject to the penalty provisions of § 27.10.

**§ 27.8 Fires.**

Any person violating sections 1855-1856 of the Criminal Code (18 U.S.C. 1855-1856) as they pertain to fires on wildlife refuge area lands of the United States shall be subject to civil action and to the penalty provisions of the law.

**§ 27.9 Timber trespass.**

Any person violating sections 1852-1853 of the Criminal Code (18 U.S.C. 1852-1853) as they pertain to timber on wildlife refuge area lands of the United States shall be subject to civil action and to the penalty provisions of the law.

**§ 27.10 Penalties.**

Failure of any person, utilizing the resources of any wildlife refuge area or enjoying any privilege of use thereon for any purpose whatsoever, to comply with any of the provisions, conditions, restrictions, or requirements of this subchapter or to comply with any applicable provisions of Federal or State law may render such person liable to:

(a) The penalties as prescribed by law. (Sec. 4, 76 Stat. 654, 16 U.S.C. 460k-3; Sec. 7, 60 Stat. 1080, 16 U.S.C. 666a; Sec. 9, 45 Stat. 450, 16 U.S.C. 690g; Sec. 6, 40 Stat. 756, as amended, 16 U.S.C. 707; Sec. 14, 45 Stat. 1225, 16 U.S.C.

715m; Sec. 7, 48 Stat. 452, 16 U.S.C. 718g; Sec. 11, 43 Stat. 652, 16 U.S.C. 730; Sec. 2, 33 Stat. 614, as amended, 18 U.S.C. 41)

(b) Invalidation of permission to enter or be upon the area.

(c) Denial of future privileges on wildlife refuge areas.

**PART 28—PUBLIC ACCESS, USE, AND RECREATION**

- Sec.
- 28.1 Access to areas.
- 28.2 Access to headquarters.
- 28.3 Access when escorted.
- 28.4 Access for economic use privileges.
- 28.5 Emergency shelter.
- 28.6 Use of roads and trails.
- 28.7 Operation of vehicles.
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- 28.9 Fires.
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- 28.11 Scientific specimens.
- 28.12 Archeological and paleontological studies; search and removal of valued objects.
- 28.13 Public safety.
- 28.14 Public sanitation.
- 28.15 Reporting of accidents.
- 28.16 Lost and found articles.
- 28.17 Public recreation.
- 28.18 Sightseeing, nature observations, and photography.
- 28.19 Hunting and fishing.
- 28.20 Limitation on certain recreational uses.
- 28.21 Operation of boats.
- 28.22 Water skiing.
- 28.23 Facilitating services.
- 28.24 Fees, charges, and permits.
- 28.25 Special regulations.
- 28.26 Penalties; visitor control and protection.
- 28.27 Public notice and posting.
- 28.28 Special regulations, public access, use, and recreation; for individual wildlife refuge areas.
- 28.29 General provisions for cabin sites.

**AUTHORITY:** The provisions of this Part 28 issued under sec. 2, 33 Stat. 614, as amended, sec. 5, 43 Stat. 651, secs. 5, 10, 45 Stat. 449, 1224, secs. 4, 2, 48 Stat. 402, as amended, 1270, sec. 401, 49 Stat. 383, as amended, sec. 4, 76 Stat. 653; 5 U.S.C. 301, 16 U.S.C. 685, 725, 690d, 7151, 664, 43 U.S.C. 315a, 16 U.S.C. 715a, 460k; 80 Stat. 926.

**SOURCE:** The provisions of this Part 28 appear at 31 F.R. 16024, Dec. 15, 1966, unless otherwise noted.

**§ 28.1 Access to areas.**

(a) Any person entering or using any wildlife refuge area will comply with the regulations in this subchapter, the provisions of any special regulations, and all official notices posted in the area.