



**Y O LANDOWNERS ASSOCIATION**

# **2018-2019 Wildlife Regulations**

**For the period September 1, 2018 through August 31, 2019**

# **2018-2019 YO LANDOWNERS ASSOCIATION (YOLA)**

## **WILDLIFE REGULATIONS**

**FOR PURPOSES OF THESE REGULATIONS, THE TERM HARVEST AND HUNT ARE INTERCHANGEABLE  
EACH VIOLATION OF A YOLA WILDLIFE REGULATION IS SUBJECT TO FINE**

1. The following laws, regulations, and definitions apply to hunting on the YO Ranchlands. Included in "hunting" are darting, trapping and other capture methods.
  - a. All Federal, State, Local, Texas Parks and Wildlife, and any other applicable laws/regulations.
  - b. YOLA Wildlife Regulations in the CC&R's (as amended 2003).
  - c. As used in this document, Landowner and "designated representative" are interchangeable but mutually exclusive.
  - d. If a "designated representative" is named, he/she must be designated using the form provided at YOLA's website. (<http://www.yoranchlands.org>) *Note: Third party ownership requires that a Designation of Representative be filed with YOLA (from 2D2 of the CC&Rs).*
  - e. If a "designated hunt master" is used, the owner understands that he/she is responsible to the association for any violations by that person as if he/she him/herself had done them. This includes any fines. If a "designated hunt master" is named, he/she must be designated using the form provided at YOLA's website. (<http://www.yoranchlands.org>) *Note: A Designated Hunt Master may not be an employee of an organization that he/she will be overseeing on a Multiple Harvest/Hunt. A Designated Hunt Master is used when the Owner/Designated Representative will not be available to oversee a hunting activity on their property and has no authority to act for the Owner/Designated Representative other than in hunting matters.*
  - f. The following YOLA annual regulations apply from Sep 1, 2018 thru Aug 31, 2019.
2. Landowners are also responsible for the conduct of each of their invited guests/hunters, not only while on their property, **but on the entirety of the YO Ranchlands.**
3. Shooting of regulated animals is permitted ONLY from one-half hour before sunrise to one-half hour after sunset.
4. Hunting, scouting, or shooting is NOT allowed off the Landowner's property, in any developed road easement, or within 90' (main) & 60' (secondary) of the center of YOLA roads. The term "scouting" shall specifically include "spotlighting."
5. Shooting across property lines is NOT allowed without prior written approval of the adjoining Landowner.
6. Tracking of wounded animals off the Landowner's property is NOT permitted until YOLA Security and the adjoining Landowner have been contacted to request entry.
7. Landowners and/or Guests must make their vehicles, contents, Permission form (if applicable) and Texas State Hunting License available for inspection by Ranchlands Security upon request.
8. Harvest Tags:
  - a. Landowners who are considered a "Member in Good Standing" (dues paid, no outstanding fines) will be issued a tag for each animal allowed to be hunted and harvested in accordance with these Wildlife Regulations.

- b. These one-part tags must be used to report the harvest. The tag must be filled out as soon as the animal is taken and must remain with the animal. Tags for harvested animals must be deposited in the harvest box at the entrance to the YO Ranchlands when the **when the animal leaves the ranchlands, but no later than 7 days after the animal is harvested.**
  - c. **NO animal controlled by these regulations may be harvested without having a tag deposited in the harvest box. MAILING TAGS IS NOT PERMITTED. If you forget to put your tag in the box, call Mike Sample at cell 713-560-3194 and he will place a tag in the box on your behalf.**
  - d. Previous years' tags are **void** after August 31, 2018 and must **not** be used.
9. **HUNTING BY IMMEDIATE RELATIVES**--Landowners or "designated representatives" or "designated hunt master" are not required to be in residence when an immediate relative is hunting. An immediate relative is defined as father/mother, brother/sister, or son/daughter.
- a. The Landowner or "designated representative" or "designated hunt master" is responsible for the hunters even if the Landowner is not present [see 2 above].
  - b. The Landowner or "designated representative" or "designated hunt master" must ensure that immediate relatives are knowledgeable about safety, animal identification, hunting rules, harvest tag protocol, property lines, etc.
  - c. A Permission form is required for this group.
  - d. Security does not need to be contacted prior to hunting, but the Permission form must be available to Security upon request.
  - e. All Regulations in this document must be followed, including those dealing with Harvest Tags.
10. **HUNTING BY GUEST HUNTERS**--Landowners or "designated representatives" or "designated hunt master" are not required to be in residence when there are guest hunters (not immediate relatives), subject to specific rules. Guest hunters are those that are hunting without any fees (direct or indirect) being paid. Indirect fees would be those such as a barter transaction. ("I'll trade you a sika hunt for building me a fence").
- a. If the Landowner or "designated representative" or "designated hunt master" is not present:
    - These guests MUST contact YOLA Security to register before hunting.
    - These guests MUST have a Permission form and carry it on their person, making it available to present to Security upon request.
  - b. In all cases:
    - The Landowner or "designated representative" or "designated hunt master" must ensure that guest hunters are knowledgeable about safety, animal identification, hunting rules, harvest tag protocol, property lines, etc.
    - All Regulations in this document must be followed, including those dealing with Harvest Tags.
11. **HUNTING BY FEE HUNTERS**--Landowners or "designated representatives" or "designated hunt master" are required to be in residence (on their property) at all times when there are fee hunters unless a "designated hunt master" is named and a "designated hunt master" form has been filed with the Wildlife Committee. That form can be found on the YOLA website. Fee hunters are those that contract to hunt on a Landowner's property for a fee (direct or indirect). Fee hunters must follow all rules listed above for Guest Hunters, plus the following:

- a. At least 30 days prior to any fee hunt, the Landowner or “designated representative” or “designated hunt master” **MUST** submit to the YOLA President a copy of their liability insurance policy for \$1,000,000, showing YOLA as an “ADDITIONAL NAMED INSURED” under the policy. Other insurance designations are not acceptable.
  - b. These guests **MUST** follow all rules of YOLA.
  - c. The Landowner’s property **MUST** be marked with four (4) foot tall posts every 100 feet, except where there are roads, fences, utility poles, or where the property is otherwise marked in accordance with Texas law.
  - d. If a Landowner leases his/her property to others for hunting, all rules concerning fee hunting will apply, including the requirement that the Landowner, “designated representative”, or “designated hunt master” be present during a hunt.
  - e. All Regulations in this document must be followed, including those dealing with Harvest Tags.
12. **MULTIPLE HARVESTS/HUNTS**—Most Wildlife Regulations assume the traditional one rifle/one hunter situation. Multiple harvests/hunts include other methods such as netting, trapping, and darting. If multiple harvests/hunts are used,
- a. A permit must be requested and obtained from the Wildlife Committee prior to the multiple harvests/hunts. The Committee will issue permits after due consideration of pertinent facts, including species to be harvested/hunted, location of the multiple harvest/hunt, and experience of the harvester/hunter.
  - b. See Section 2 n 4 of the YOLA CC&Rs, reprinted later in this booklet, for additional considerations relating to multiple harvests/hunts in general.
  - c. If YOLA is granted all financial proceeds from this multiple harvest/hunt, the animals taken will not require tags. In all other cases, the animals taken will require tags. In either case, the Landowner must still obtain prior approval and must notify the Wildlife Committee of the number, species and sex of each animal taken within one week of completion of the multiple harvest/hunt.
  - d. The Landowner, “designated representative”, or the “designated hunt master” must be present during any multiple harvests/hunt.
  - e. All liability arising from the multiple harvests/hunts rests with the Landowner.
  - f. A permit request form is available at <http://www.yoranchlands.org>.
  - g. If approved, subject to Section 12(a) above, a Harvest Tag must be provided for each YOLA regulated animal taken in the multiple harvests/hunts.
13. **ENFORCEMENT**—As per the CC&R’s, the Wildlife Committee can recommend to the YOLA Board, fines up to \$2,000 for each violation of these Regulations. The authority to collect any fine approved by the Board is described in the CC&R’s.

## YO LANDOWNERS 2018/2019 WILDLIFE QUOTAS

**EFFECTIVE DATES: September 1, 2018 through August 31, 2019**

YOLA regulated animals for the 2018–2019 YOLA hunting season are: *Axis, Sika, Fallow, Blackbuck, Whitetail, and Aoudad*

Each YOLA member who is a “member in good standing” will be issued tags as described in the table below, on the recommendation by the Wildlife Committee and approval of the Board after reviewing the annual “Biologists Report and Harvest Recommendations”, and related factors.

YOLA QUOTAS 2018/2019		ACREAGE (Hunting on landowner property ONLY)	Up to & Including 50	>50 & up to & including 100	>100 & up to & including 150	>150 & up to & including 200	etc.
	Notes	<b>QUOTA</b>	1/2	1	1 1/2	2	
Axis Buck	1, 2		1	2	3	4	
Axis Doe	5	<b>OFF LIMITS</b>					
Whitetail Buck	1, 2, 4	<b>Unlimited</b> <i>(State of Texas license regulations apply per hunter, complete Blank Harvest Tags provided)</i>					
Whitetail Doe	1, 2, 4	<b>Unlimited</b> <i>(State of Texas license regulations apply per hunter, complete Blank Harvest Tags provided)</i>					
Blackbuck Buck	1, 2		1	2	3	4	
Blackbuck Doe	1, 2		1	2	3	4	
<b>BONUS TAG</b> <b>Choice of (1) Fallow or Sika</b> <b>Buck</b>	1 thru 3		1	1	1	1	
<b>BONUS TAG</b> <b>Choice of (1) Fallow or Sika</b> <b>Doe</b>	1 thru 3		1	1	1	1	
Aoudad Ram	1, 2, 4	<b>Unlimited</b> <i>(Complete Blank Harvest Tags provided)</i>					
Aoudad Ewe	1, 2, 4	<b>Unlimited</b> <i>(Complete Blank Harvest Tags provided)</i>					

### **NOTES:**

1. Harvesting of animals must be in accordance with Texas Parks & Wildlife regulations.
2. Harvest of animals regulated by YOLA must be reported using a YOLA issued tag. **Tags MUST be dropped in collection box in a timely manner after harvesting an animal – see Wildlife Regulations, 8(b).**
3. **One Bonus Tag is being issued to each YOLA member for harvesting ONE (1) Fallow or Sika Buck choice and (1) Fallow or Sika doe choice.**
4. There are no restrictions for **Aoudad Males and Females and Whitetail Bucks and Doe however, they must be reported with blank tags provided.**
5. **Axis doe are OFF LIMITS for the 2018-2019 season.**

**NOTES (continued):**

**6: Recommended harvest priorities:**

Whitetail buck and doe	Highest priority (unlimited)
Axis Buck	↓
Blackbuck buck and doe	
Fallow and Sika buck and doe	<b>ONLY</b> with a bonus tag
Axis doe	<b>OFF LIMITS</b>
Observing these priorities will help optimize our population of exotic and native game, improve the overall health and quality of the herd, and provide good hunting and viewing prospects for all landowners.	

**Further defining quotas:**

Quotas are based on the total number of acres owned by each landowner, not the number of tracts and the acreage of each tract.

*EXAMPLE: Mr. X owns 2 tracts: Tract 22A is 51 acres and 22B is 60 acres. Total acres owned by Mr. X are 111 which entitle him to 1-1/2 quotas, not 2 quotas. NOTE: If several tracts are owned under different names or entities but are essentially the same individual(s), the quota will be determined as in the "Mr. X" example above.*

## Highlights from the 2003 Amended CC&R's

**Note: These are excerpts from the various sections of the CC&R's dealing with Hunting. YOLA membership has approved fines of up to \$2000 for each violation of the Wildlife Regulations.**

**The original text of the 2003 Amended CC&R's will apply if there are any discrepancies or omissions between the original text and the following excerpts.**

### Section 2

#### k) Hunting Blinds and Feeders

- 1) Hunting blinds and feeders on any of the Properties shall be well screened behind hills or trees to substantially eliminate visibility from any road or other owner's permanent residence.
- 2) **Hunting blinds and feeders must be at least 500 feet from the main road and at least 300 feet from any Property line or secondary road.**

#### n) Hunting and Wildlife Management

It is the intent of the YOLA to actively manage the environment and the free ranging herds of both native and exotic species through hunting and other methods of herd density control where hunting alone does not sufficiently manage the population.

- 1) Hunting shall be permitted on Owner's individual properties only. No hunting is allowed from any main or secondary road right of way.
- 2) Each Owner shall be entitled to harvest annually the quota of animals, whether native or exotic, on such Owner's Property as the Wildlife Committee determines as provided in Section 9 hereof. Individual hunter's state hunting license requirements and restrictions may also apply.
- 3) No Owner may harvest other than the aforementioned quota of animals. If an Owner desires to harvest other than his quota of animals, he must secure prior approval of the Wildlife Committee for same and pay to the Association in cash that amount which would be necessary to acquire those animals.

#### 4) Alternate Game Harvesting Methods

##### (a) Fee Hunting

In the event that an Owner desires to sell his game to a non-Owner hunter, the Owner must supervise and accompany the hunter at all times. The Owner must provide prior satisfactory proof of insurance to the Wildlife Committee.

##### (b) Approved Capture Methods

Owners may use approved capture methods, such as netting, darting, or trapping to secure their quota.

(c) Licensed Meat Hunters

Owners may use licensed meat hunters from qualified companies to secure their quota.

(d) In the event that (a), (b) or (c) above is used, the following conditions must be met:

- (1) A permit must be obtained from the Wildlife Committee.
  - (2) The Wildlife Committee must be notified of the exact date or dates and times for the hunting or trapping operation. (Except (a))
  - (3) The Wildlife Committee may, at its discretion, have a representative present. (Except (a))
  - (4) The Wildlife Committee shall be provided with a list enumerating the species and sex of each animal taken at the end of each day's activity. The Committee shall have the right to physically verify this count.
  - (5) Professional hunters or trappers used must provide prior satisfactory proof of insurance to the Wildlife Committee.
- 5) All disputes concerning specific Owner quotas on any of the Properties and any other wildlife disputes shall be handled by the Wildlife Committee.
  - 6) No Owner shall do any act that is designed to be harmful or injurious to the Owner's property adjacent to such Owner's Property. Included within the meaning of this covenant, shall be a prohibition against feeding close to a property line.
  - 7) No Owner may release new species of live wild animals on any of the Properties without first securing the consent of the Wildlife Committee. Owners may introduce domestic or exotic species on their own property for ranching/farming/hunting as long as the containment of, and health of, said animals are assured, and the Wildlife Committee has inspected the containment methods and given their consent in writing. These animals shall not be counted in the Owners quota while on his property. If any of these animals escape, they may be eliminated or removed by anyone in the Properties without cost or penalty. To the extent that these animals escape or are allowed out of containment, the owner is responsible for their capture and any damage to the wildlife herd.
  - 8) Any Owner who causes his Property to be completely and permanently high fenced shall be exempted from the provisions of paragraphs (n) 2 and 3 above.

## **Section 7**

d) Wildlife Committee Duties

1) Wildlife Management

The Wildlife Committee shall be responsible for overseeing the management of the Free roaming wild life within the Properties.

(a) The Wildlife Committee shall have an annual wildlife survey ("SURVEY") performed on the Properties by a competent wildlife biologist ("BIOLOGIST") of the Committee's selection.



- (b) The SURVEY shall project the total numbers by sex of each species of wildlife on the Properties and shall contain the BIOLOGIST'S recommendations as to the harvest numbers by sex for each species.
- (c) The Wildlife Committee shall use the SURVEY and the BIOLOGIST'S harvest recommendations to determine each Owners harvest quotas by sex for each species on such individual Owner's property. Quotas shall be based on what each Owner's property will sustain and any other criteria that the Wildlife Committee deems to be sound management of the wildlife herd on the Properties.

2) Enforcement

The Wildlife Committee shall be responsible for enforcing the wildlife provisions of this Declaration on behalf of the Association.

3) Additional Rules and Regulations

The Committee may, from time to time, propose additional Rules and Regulations for wildlife management that will be submitted to the Board for approval.

## Frequently Asked Questions (FAQ's)

### **What happens if I'm stopped or caught with untagged animals or meat?**

You will be treated as having violated the tag system and subject to fine.

### **Should I report dead animals I find?**

Yes. Please phone or e-mail the Chairman of the Wildlife Committee or place a note in the tag box at either entrance, because it will assist the Wildlife Biologist in helping us manage our game. Please note the details of your observations. Of course, these do not require a tag.

### **I want to host a hunt for disadvantaged youths on my tract. How is this best done?**

There are several organizations that sponsor these types of hunts and will accompany the youths after they have given them training on safe hunting. Please contact a member of the Wildlife Committee for assistance. Rules concerning "HUNTING BY GUEST HUNTERS" will apply, and in this case the animals harvested/hunted by your guest youths WILL require a tag.

### **I will be participating in YOLA Wildlife Committee coordinated Youth Hunts as well as making my land available for the Exotic Co-Op commercial meat harvesters. Do any of the animals taken in either of these hunts require a tag?**

No. But these animals will be included in the overall harvest data compiled by the Wildlife Committee for reporting purposes.

### **Can I sell or give my hunting tags to someone else?**

You can, only if they do the hunting on your property and abide by the normal hunting guidelines, including the rules for Fee Hunting. See Section 11 of these "Wildlife Regulations". You may not transfer your tags to another Landowner.

### **Can I trap or remove animals from my property?**

Yes. The removal of animals from your property may still require use of your tags. See specific rules for "Multiple Harvests/Hunts" in Section 12 of these "Wildlife Regulations" and the Amended CC&R's.

### **If I wound an animal and it crosses to my neighbor's land, what should I do?**

Absolutely do not cross over to your neighbor's land without either contacting them or by requesting assistance from the YOLA Security team.

**Can I bring my dog to my land and let it run loose?**

Certainly, your dog can run your property, but it is your responsibility to ensure that it does not cross over onto the adjacent property. Also, Texas Parks and Wildlife regulations prohibit the use of dogs to "hunt or pursue deer".

**One of my guests harvested an animal over my limit. What should I do?**

Immediately contact the YOLA Wildlife Chairman or the YOLA President. You will be expected to reimburse the Association as per the Wildlife Regulations but may avoid a fine.

**I'd like to increase the income on my property. Can I sublease it?**

Of course you can! It is your property. However, you should be aware, for the purposes of the CC&Rs, you are personally and financially responsible for any and all violations occurring on that property and that you must provide your tenant/lessee with either a "Designation of Representative" or a "Designated Hunt Master" status to allow them to hunt on your property without you being present. Any violations on the part of your tenant/lessee could subject you to fines as shown in the FF&SAs and/or sanctions. (See example at the end of this section)

**After I butcher an animal, can I throw the remains in the YOLA trash trailer?**

NO! The trash trailer is only for normal household trash. Animal carcasses invite raccoons and other scavengers that throw the other trash on the ground. Just take the animal remains to a remote location on your land and leave them. After a few days, the natural scavengers will have completely recycled them for you!

**My neighbor has the feeder too close to my property line. What should I do?**

Contact YOLA Security or the Wildlife Committee Chairman. Each rule infraction will be investigated.

**I hear shooting or see activity that makes me think the regulations are being violated. Who should I call?**

Please contact YOLA Security or the Wildlife Committee Chairman. Each rule infraction will be investigated.

**May I give my tags to another Landowner for their use on their property?**

No. You may allow other Landowners to use your tags on your property but not on other property. The tags are issued specifically to your property and are not transferable.

**I will be having hunters on my property and they will be hunting in my blinds by themselves. I will be on the property but they will be hunting alone. Do they need a Permission Form?**

Yes. And they also need it on their person when they leave your property, as they may be stopped by Security and will need to have the permit available if requested.

**A contractor on my cabin is an avid hunter. Can I let him hunt?**

Yes, using the rules for "Guest Hunters." This assumes, of course, that there is no financial agreement for this hunt. Please be aware that even a subtle agreement for a future discount on more contract work clearly makes this a "Fee Hunt" and those rules then apply.

**The Wildlife Regulations discuss violations and the resulting fines in terms of "per occurrence." What does this mean?**

Example of violation and potential fine: A Landowner is out of town and told a friend he can enter his property and takes an animal covered by these regulations.

The friend comes to the ranch with no paperwork, takes an animal covered by these regulations, and is stopped in a random wildlife check.

Possible results for the Landowner are:

1. Did not notify YOLA Security: fine up to \$2,000
2. Did not have YOLA Permission form: fine up to \$2,000
3. Did not have YOLA Tag on animal: fine up to \$2,000
4. Did not put YOLA Harvest Tag in box: fine up to \$2,000

Total Potential Fine to Landowner **\$8,000**

The Landowner can appeal to the Wildlife Committee or the Board for extenuating circumstances; that process is described in the CC&Rs.

In a worst-case scenario, this activity could result in an \$8,000 fine. Our goal is "No violations, no fines."

**What is meant by the reference to "marking property in accordance with Texas law" in paragraph 11?**

The section referred to is the 'purple poles" section of the Texas Penal Code (Title 7, Chapter 30, Section 30.05, and (b2d)). This can be found on the Internet at:

<http://www.statutes.legis.state.tx.us/docs/PE/htm/PE.30.htm>