§ 7.75 Padre Island National Seashore.

(a) Off-road motor vehicle and motorcycle operation. (1) The following regulations pertain to the operation of motor vehicles and motorcycles off established roads and parking areas. The operation of such vehicles and motorcycles is subject also to the applicable provisions of part 4 of this chapter and paragraphs (e) and (g) of this section.

(i) No person may operate a motor vehicle or motorcycle without a valid operator’s license or learner’s permit in his possession; an operator who has a learner’s permit must be accompanied by an adult who has a valid operator’s license; a driver's license or learner’s permit must be displayed upon the request of any authorized person.

(ii) In addition to the requirements of §4.10 of this chapter, every motor vehicle and motorcycle must have an operable horn, windshield wiper or wipers design and not larger than five feet at the greatest dimension, and bait fish may be taken by nets of no greater overall length than 20 feet and of mesh not larger than 1 inch stretched: Provided further, that paragraphs (e) (3), (4), and (5) of this section shall apply.

(2) The use or possession of any type of spearfishing equipment within the boundaries of the park is prohibited.

(3) The species of crustaceans known as Florida Spiny Lobster (Panulirus argus) may be taken by hand or handheld hook. No person shall take female lobsters with eggs; or take more than two lobsters per person per day; or have in possession more than two days’ limit: Provided, That paragraph (e)(5) of this section shall apply.

(4) Species of mollusks commonly known as whelks and conchs may be taken by hand. No person shall take more than two conchs or one gallon of whelks, or both, per day, or have in possession more than two days’ limit: Provided, That paragraph (e)(5) of this section shall apply.

(5) All known means of taking fish, crustaceans, mollusks, turtles, or other marine life are prohibited in Trunk Bay and in other waters containing underwater signs and markers.

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(except motorcycles), brake light or
lights, and rearview mirror.

(iii) Motor vehicles and motorcycles
must have valid license plates.

(iv) Every motor vehicle and motor-
cycle must have a valid State vehicle
inspection certificate when such cer-
tificate is required for highway use in
the State in which the vehicle is li-
censed.

(v) When two motor vehicles or mo-
torcycles meet on the beach, the op-
erator of the vehicle in southbound traf-
cic shall yield the right-of-way, where
necessary, by turning out of the track
to the right.

(2) Off-road motor vehicle and motor-
cycle use areas and routes. The following
routes and areas are open to such vehi-
cles:

(i) Travel is permitted on all of
the beach adjacent to the Gulf of Mex-
ico, except for the approximately 4½
miles of beach between the North and
South Beach Access Roads.

(ii) The route west of Big Shell
Beach, locally known as the Back
Road. This route begins on the beach
adjacent to the Gulf of Mexico approxi-
mately three miles south of Yar-
borough Pass and returns to the beach
approximately 15 miles south of Yar-
borough Pass.

(iii) The route beginning on the
beach adjacent to the Gulf of Mexico
approximately 11 miles south of Yar-
borough Pass and ending with its inter-
section with the Back Road approxi-
mately one mile west of the beach.
This route is locally known as the
Dunn Ranch Road.

(iv) Travel is permitted in an area
within 200 feet of the north bank of the
Mansfield Channel, beginning on the
beach adjacent to the Gulf of Mexico
and ending approximately ¾ mile west
of the beach.

(b) Hunting. (1) Hunting is prohibited,
except that during the open season pre-
scribed by State and Federal agencies,
the hunting of waterfowl is allowed
upon the waters of Laguna Madre
wherever a floating vessel of any type
is capable of being operated, at what-
ever tide level may exist. Provided,
however, that the waters surrounding
North and South Bird Islands and other
designated rookery islands are closed
to all hunting as posted. Hunting,
where authorized, is allowed in accord-
ance with all applicable Federal, State
and local laws for the protection of
wildlife.

(2) The erecting of a structure for use
as a hunting blind is prohibited except
that a temporary blind may be used
when removed at the end of each hunt-
ing day.

(c)–(d) [Reserved]

(e) Prohibited vehicle operations. The
following operations are prohibited on
and off established roads and parking
areas.

(1) The use of ground effect or
aircushion vehicles is prohibited.

(2) The use of vehicles propelled by
the wind, commonly known as sail
cars, is prohibited.

(3) Towing of persons behind vehicles
on a sled, box, skis, surfboard, para-
chute, or in any other way is prohib-
ited.

(4) Riding on fenders, tailgate, roof,
or any other position outside of the ve-
Hicular is prohibited.

(f) [Reserved]

(g) Speed. Except where different
speed limits are indicated by posted
signs or markers, speed of automobiles
and other vehicles shall not exceed 25
miles per hour where driving is per-
mitted on the beach.

(h) Mineral exploration and extrac-
tion—(1) Scope. The regulations in this
parade are made, prescribed, and
published pursuant to the Act of Sep-
459d-3 (1964), to provide for the occupa-
tion and use of so much of the surface
of the land or waters within the Padre
Island National Seashore—for all pur-
poses reasonably incident to the min-
ing and removal of oil and gas minerals
and of other minerals which can be re-
moved by similar means—in a manner
that will be consistent with develop-
ment of recreational facilities by the
Secretary of the Interior, with surface
use of the lands and waters in the Sea-
shore by the public for recreational
purposes and with preservation of the
area's natural features and values. The
provisions of these regulations shall
govern also any right of occupation or
use of the surface within the bound-
daries of the Seashore, granted by the
Secretary subsequent to April 11, 1961.
for the exploration, development, production, storing, processing or transporting of oil and gas minerals that are removed from outside the boundaries of the Seashore. They shall not apply to such rights of occupation or use existing on April 11, 1961, which are reasonably necessary.

(2) Operator. As used in this paragraph, an operator shall mean anyone who in accordance with the provisions of the aforesaid Act of September 28, 1962, possesses the right (whether as owner of a mineral interest, lessee, holder of operating rights, or otherwise), to mine or remove minerals from lands within the Padre Island National Seashore or the right to occupy or use the surface of Seashore lands for the exploration, development, production, storing, processing or transporting of oil and gas minerals that are removed from outside the boundaries of the Seashore.

(3) Exercise of non-Federal Oil and Gas Rights. Before entering the National Seashore for the purpose of conducting any operations pursuant to a mineral interest authorized under the Act providing for establishment of the Seashore, the operator shall comply with the requirements of part 9, subpart B of this chapter.

(4) All activities relating to the exercise of mineral interests which take place within the boundaries of the park shall be in accordance with an approved Plan of Operations.

(5) Applicability of State laws. All operators, as defined in subparagraph (2) of this paragraph shall abide by all rules and regulations as may be prescribed by the Texas Railroad Commission or other authority of the State of Texas.

§ 7.76 Wright Brothers National Memorial.

(a) Designated airstrip. Wright Brothers National Memorial Airstrip, located at Kill Devil Hills, N.C.

(b) Use of airstrip. Except in emergencies, no aircraft may be parked, stopped, or left unattended at the designated airstrip for more than 24 consecutive hours, or for more than a total of 48 hours during any 30-day period.

[32 FR 2564, Feb. 7, 1967]

§ 7.77 Mount Rushmore National Memorial.

(a) Climbing Mount Rushmore is prohibited.

[32 FR 13071, Sept. 14, 1967]

§ 7.78 Harpers Ferry National Historical Park.

(a) All persons shall register at park headquarters before climbing any portion of the cliff face of Maryland Heights. A registrant shall check out, upon completion of climbing, in the manner specified by the registering official.

[34 FR 8356, May 30, 1969]

§ 7.79 Amistad Recreation Area.

(a) Hunting. (1) Hunting is allowed at times and locations designated as open for hunting.

(2) The hunting season and species allowed to be taken will be designated on an annual basis by the superintendent.

(3) Deer, javelina, and turkey may be taken only by bow and arrow. Water fowl and game birds may be taken only by shotguns and bird shot. The use of all other weapons for hunting is prohibited.

(b) Fishing. Unless otherwise designated, fishing in a manner authorized under applicable State law is allowed.

(c) Personal Watercraft (PWC). (1) PWCs are allowed within Amistad National Recreation Area with the following exceptions:

(i) The following areas are closed to PWC use:
(A) Hidden Cave Cove (where marked by buoys), located on the Rio Grande.
(B) Painted Canyon (where marked by buoys), located on the Rio Grande.
(C) Seminole Canyon, starting 0.5 miles from the mouth of the Rio Grande.
(D) Government coves at Diablo East and Rough Canyon to include the water and shoreline to the top of the ridge/property line.

(E) All terrestrial cave and karst features.
(F) The Lower Rio Grande area below Amistad Dam.