PROCLAMATION

RE: SHELLFISH POLLUTED AREA

Dr. Louis B. Daniel III, Director, Division of Marine Fisheries, upon the recommendation of Laura Gerald, M.D., M.P.H., State Health Director, Department of Health and Human Services, hereby announces that the following shellfish area temporary **closure** will **take effect immediately**:

No person shall take or attempt to take any oysters, clams or mussels or possess, sell or offer for sale any oysters, clams or mussels taken from the following polluted areas:

CARTERET COUNTY

Newport River - All those waters in Newport River upstream of a line beginning near Penn Point on the south shore at a point 34° 45.6960' N - 76° 43.5180' W running northeasterly to a point 34° 46.5733' N - 76° 42.6350' W on the north shore near Hardesty Farms subdivision.

The following also remains closed:

CARTERET COUNTY

Newport River - All those waters in Newport River within a boundary beginning at Crab Point 34° 44.8242' N -76° 42.1718' W; running easterly to IWW Beacon "32"; running southwesterly to IWW Beacon "34"; running southwesterly to IWW Beacon "36"; running southerly across the IWW to a point 34° 43.7680' N -76° 41.3084' W at the southern tip of Phillips Island, to include Crab Point Thorofare and a portion of the Newport River Marshes

GENERAL INFORMATION:

A. This proclamation is issued under the authority of N.C.G.S. 113-170.4; 113-170.5; 113-182; 113-221.1; 143B-289.52 and N.C. Marine Fisheries Commission Rules 15A NCAC 03H . 0103 and 03K .0101.

B. It is unlawful to violate the provisions of any proclamation issued by the N.C. Fisheries Director under his delegated authority pursuant to N.C. Marine Fisheries Commission Rule 15A NCAC 03H .0103.

C. This temporary closure is due to heavy rainfall and resultant runoff.

December 13, 2012
8:45 A.M.
PA-99-2012