

Daly and H. A. Sampson, their associates and assigns, are hereby authorized and empowered to erect and maintain a dam or dams across the said Little Yellow River, where the same is declared navigable for logs by section 1 of this act, and within the limits aforesaid to straighten, deepen and generally improve the said stream in aid of its navigability for log driving purposes. And the said persons named in this section, their heirs and assigns, in furtherance of the objects and purposes aforesaid, may exercise any and all the powers, except corporate powers, conferred upon corporations by section 1777 of the revised statutes. Nothing in this act shall be construed to authorize the obstructing of said stream so as to interfere with the free navigation thereof for logs, nor to authorize the collection of tolls thereon; provided, the right of the legislature is hereby reserved to alter, amend or repeal this act at any future time.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved March 20, 1883.

[No. 134, S.]

[Published March 27, 1883.]

CHAPTER 89.

AN ACT for the preservation of fish in certain lakes and streams of Dane county.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. No person between the first day of April and the tenth day of May each year, shall take, catch or kill, or attempt to do so, any fish of any kind from the lakes in Dane county, known as Wingra, Waubesa, Kegonsa, Monona and Mendota, or from any streams or waters in said county connected therewith, nor shall have in his possession any such fish when so taken, caught or killed, and at no time during the year shall any fish be taken or attempted to be taken from any of said waters, except by the common hook and line, except that white fish may be taken only with a dip net having a hoop not exceeding thirty inches in diameter, and then only between the fifteenth day of November and the fifteenth day of December. Minnows other than young bass may be taken at

May erect a dam.

Closed, time for catching fish.

any time and in any manner. No person fishing through the ice on any of said lakes or said waters shall use more than three hooks and lines at one time, nor shall set lines be used at any time except through the ice.

Penalty for violation.

SECTION 2. Any person who shall violate any provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction shall be adjudged to pay a fine for the first offense of not less than fifty nor more than one hundred dollars; and for any subsequent offense a like fine, and be imprisoned in the county jail not less than ten nor more than thirty days. The possession in said county of any fish common to any such lakes or streams, shall, during the period of total prohibition stated in the first section of this act, be deemed *prima facie* evidence that the same was taken, caught or killed in said waters in violation of this act.

Duties of sheriff.

SECTION 3. The sheriff of said county and his deputies, and each and every constable in said county, and the several police officers of the cities and villages in said county, are charged with the execution of this act, and may arrest with or without warrant in any part of the county any person found violating the same, and bring him before the proper court for trial. The common council of the city of Madison, the board of trustees of any village and the board of supervisors of any town in said county, may offer and pay suitable rewards for the apprehension and conviction of any person violating this act.

Fines.

SECTION 4. One-half of such fine imposed and collected under this act, shall be paid to the person informing of the offense and prosecuting the offender to conviction; the remainder shall be paid over as now provided by law, and held as a fund to defray the expense of like arrests, and prosecutions, but the net proceeds of all such fines shall go to the school fund in the manner provided by law.

SECTION 5. All acts and parts of acts relating specially to the preservation of fish in said lakes and streams are hereby repealed.

SECTION 6. This act shall take effect and be in force from and after its passage and publication.

Approved March 20, 1883.