

appointed as inspector or clerk, a notice in writing signed by him as such city clerk with the corporate seal of the city duly affixed thereto, setting forth the fact of the appointment of said person as inspector or clerk, and shall require such person within ten days from the date of the service of such notice upon him to take and subscribe and file with the city clerk the oath of office as provided by law. Such notice may be served by any police officer of any such city. No person who has been appointed, as inspector or clerk, as hereinbefore provided, shall be excused from duty as such inspector or clerk except by the mayor of such city and then only upon good cause being shown to the satisfaction of the mayor.

Mayor may excuse party from acting.

Penalty for neglect to act.

SECTION 4. If any person lawfully notified as herein provided, to qualify and act as inspector or clerk of election, shall neglect to qualify within the time specified, or to act as inspector or clerk of election on any day of registration or election, without being excused as hereinbefore provided, he shall pay a fine not exceeding forty dollars, which shall be imposed by the municipal court of any such city. It shall be the duty of the city attorney of any such city, to prosecute every such person in such court in the name of such city.

City attorney to prosecute.

Repeal.

SECTION 5. All acts and parts of acts, contravening the provisions of this act, are hereby repealed.

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

Approved April 18, 1889.

[No. 305, A.]

[Published April 23, 1889.]

## CHAPTER 443.

AN ACT to amend chapter 374, of the laws of 1887, entitled, an act to secure the better preservation of game.

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

Amending ch. 374, laws 1887.

SECTION 1. Section 1, of chapter 374, of the laws of 1887, is hereby amended by striking out

the word "first," where it occurs in the third line of said section, and inserting in lieu thereof, the word, "fifteenth;" and also by striking out the word, "tenth," where it occurs in the fourth line of said section and inserting in lieu thereof the word, "first;" and also by striking out the word, "July," where it occurs at the end of said section, and inserting in lieu thereof the word, "August," so that said section when amended shall read as follows: Section 1. It shall be unlawful to take, catch, kill, or have in possession when killed or taken, any woodcock, between the fifteenth day of December and the succeeding first day of August.

When game  
may be taken,  
etc.

SECTION 2. Section 2, of chapter 374, of the laws of 1887, is hereby amended by inserting after the word, "fowl," where the same occurs in the seventh line of said section, the following words: "whatever, or any squirrel of any kind;" and also by striking out the word, "first," where the same occurs in the eighth line of said section, and inserting in lieu thereof the word, "fifteenth;" so that said section when amended shall read as follows: Section 2. It shall be unlawful to take, catch, kill, or have in possession when killed or taken, any quail, partridge, pheasant or ruffed grouse, prairie hen or prairie chicken, sharp-tailed grouse, or grouse of any other variety, snipe, plover, or wild duck of any variety, or wild goose or brant of any variety, or any aquatic fowl whatever, or any squirrel of any kind whatever, between the fifteenth day of December and the succeeding first day of August.

Squirrels  
protected.

When may be  
taken.

SECTION 3. Section 3, of chapter 374, of the laws of 1887, is hereby amended so as to read as follows: Section 3. It shall be unlawful to kill or take by any means, contrivance or device whatever, or pursue with intent to kill or take or worry, any deer, buck, doe or fawn, between the first day of December and the succeeding fifteenth day of October, or to hunt deer, buck, doe or fawn with dog or dogs at any time. And it shall also be unlawful for any person or persons to sell or expose for sale, or have in possession for the purpose of exposing for sale, any of the kind of game, birds, animals or venison protected by this act after the expiration of eight days next succeeding

Deer, buck, doe  
doe or fawn,  
when and how.

the time limited and prescribed for the killing of any such birds or animals.

Amending  
sec. 4.

Nets, etc., not  
to be used.

SECTION 4. Section 4, of chapter 374, of the laws of 1887, is hereby amended by inserting after the words, spring gun, where the same occur in the fifth line of said section, the following words: "or any other contrivance;" and it shall be unlawful for any person or persons to place, spread or set anywhere, or permit to be placed, spread or set, any net, trap or snare for the purpose of catching, taking or killing any of the animals or birds mentioned in the first three sections of this act; and any game warden, deputy game warden, sheriff, coroner or constable, having reason to believe that any violation against the provisions of any of the sections of this act has been or is about to be committed, may enter upon any land in search of evidence thereof and shall seize, confiscate and remove any net, trap or snare which shall be found so placed, spread or set as to indicate the purpose of taking, catching or killing of any of the animals or birds mentioned aforesaid, and take the same before any justice of the peace, police court or magistrate of the county, and if it shall be established on the trial to the satisfaction of such magistrate that such net, trap or snare was so placed, spread or set with design to make use of the same for catching, taking or killing any of the animals or birds mentioned aforesaid, contrary to the provisions of this act, such magistrate shall enter as part of his judgment, a finding to that effect and shall order and cause such net, trap, or snare or devise, to be destroyed by the game warden, his deputy or sheriff or any other official;" so that said section when amended shall read as follows: Section 4. It shall be unlawful at any time to take catch or kill, or attempt to take, catch or kill any of the animals or birds mentioned in the first three sections of this act, by means of any snare, net, trap or spring gun or any other contrivance; and it shall be unlawful for any person or persons to place, spread or set anywhere, or permit to be placed, spread or set, any net, trap or snare for the purpose of catching, taking or killing any of the animals or birds mentioned in the first three sections of this act; and any game warden, deputy game warden, sheriff, coroner or con-

Nets, snares,  
etc., not to be  
used.

stable having reason to believe that any violation against the provisions of any of the sections of this act has been, or is about to be committed, may enter upon any land in search of evidence thereof and shall seize, confiscate and remove any net, trap or snare, which shall be found so placed, spread or set as to indicate the purpose of taking, catching or killing of any of the animals or birds mentioned aforesaid, and take the same before any justice of the peace, police court or magistrate of the county, and if it shall be established on the trial to the satisfaction of such magistrate that such net, trap or snare was so placed, spread or set with design to make use of the same for catching, taking or killing any of the animals or birds mentioned aforesaid, contrary to the provisions of this act, such magistrate shall enter as part of his judgment a finding to that effect, and shall order and cause such net, trap or snare or device to be destroyed by the game warden, his deputy, or sheriff, or any other official; and it shall also be unlawful at any time to use in pursuit of any such animal or bird any pivot or swivel gun, or any other fire-arm not habitually held at arm's length and discharged from the shoulder.

**SECTION 5.** Section 5, of chapter 374, of the laws of 1887, is hereby amended by inserting after the words, "wild pigeon," where the same occur in the third line of said section, the words, "king-bird, robin, thrush, blue-bird, swallow, cat bird, woodpecker, flicker, pigeon, dove, wren, finch lark, plover, oriole, humming bird, bunting, grackle, grosbeak, warbler, flycatcher, swift, wax-wing, creeper, chic-a-dee, goatsucker, tanager or whip-poor-will," or to wantonly disturb or molest the nesting place of any such bird or pigeon, or to kill, wound or take any wild pigeon within three miles of the pigeon roost.

Birds' eggs protected.

**SECTION 6.** Section 6, of chapter 374, of the laws of 1887, is hereby amended by inserting after the words, "sneak boat," where the same occur in the third line of said section, the following words, "or scull boat, or any boat impelled by scull oars," so that said section when amended shall read as follows: Section 6. It shall be unlawful to use in the pursuit of any duck, goose, brant or other aquatic bird, any sneak boat or scull boat, or any

Use of scull boat or any boat propelled by oars prohibited.

boat impelled by scull oars, sail boat, steam-boat, or floating raft or box, or any similar device, and it shall also be unlawful to construct or use any blind in the open water outside the natural growth of grass or rushes then and there projecting above the water.

Hare and rabbits hunted only with fire-arm held at arms' length and discharged from shoulder.

**SECTION 7.** Chapter 374, of the laws of 1887, is hereby amended by adding at the end of section 6, a new section, to be known as section 6a, which shall read as follows: Section 6a. It shall be unlawful for any person or persons to use or employ, or cause to be used or employed, in the pursuit, taking, hunting or killing, or worrying hare or rabbits of any kind, any ferret or ferrets, nets, traps, snares, sticks, dogs or clubs, or any other means or contrivance whatever except a fire-arm, habitually held at arms' length and discharged from the shoulder.

Penalty for violation.

**SECTION 8.** Section 11, of chapter 374, of the laws of 1887, is hereby amended by inserting after the word, "provision," where the same appears in the second line of said section, the following words: "of section 1, section 2, section 4, section 5, section 6, section 6a, section 7, section 8, section 9, section 10;" also by inserting after the word, "five," where it occurs in the third line of said section, the words, "of not less than five dollars and;" also striking out the words, "one hundred" where they occur in the fourth line of said section and place in lieu thereof the word, "twenty-five," also by striking out the words, "six months" where they occur in the fifth line of said section and place in lieu thereof the words, "sixty days," also by inserting after the word, "imprisonment" where it occurs in the sixth line of said section the following words, "and any person who shall violate any provision of section 3, of this act shall be guilty of a misdemeanor and shall be punished by fine not less than twenty-five dollars and not more than one hundred dollars or by imprisonment in the county jail not less than sixty days nor more than six months or by both such fine and imprisonment, so that said section when amended shall read as follows: Section 11. Any person who shall violate any provision of section 1, section 2, section 4, section 5, section 6, section 6a, section 7, section 8, section 9, section 10 of this act, shall be guilty of

misdemeanor, and shall be punished by a fine of not less than five dollars and not exceeding twenty-five dollars, or by imprisonment in the county jail not more than sixty days, or by both such fine and imprisonment; and any person who shall violate any provision of section 3, of this act shall be guilty of a misdemeanor and shall be punished by fine not less than twenty-five dollars and not more than one hundred dollars, or by imprisonment in the county jail not less than sixty days nor more than six months, or by both such fine and imprisonment.

SECTION 9. This act shall take effect and be in force from and after its passage and publication.  
Approved April 16, 1889.

---

[No. 935, A.]

[Published April 23, 1889.]

## CHAPTER 444.

AN ACT to amend the charter of the city of Rice Lake.

(See Vol. 2.)

---

[No. 511, A.]

[Published April 26, 1889.]

## CHAPTER 445.

AN ACT to authorize parties therein named to construct and maintain a dam or dams across the Chief river, town forty one north, range seven west, and to collect toll on same.

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

SECTION 1. For the purpose of improving Little Chief creek, from the north line to the south line of town forty-one north, of range seven west, in