

cumulation of water shall be rented, as herein provided, or their failure to furnish such hydraulic power or accumulation of water at the price fixed by the said arbitrators, as hereinbefore provided, if such power or accumulation of water is not needed for other use, or their failure to comply with all the conditions of this act, shall terminate or forfeit the franchise hereby granted, and the failure of the lessee or lessees of such hydraulic power or accumulation of water to submit the question of price to be paid for the same to arbitrators, as herein provided, or after submission to pay the price determined by such arbitrators, shall work a forfeiture of his lease or leases, if any he or they had of such power or accumulation of water.

Amendment and repeal reserved. SECTION 7. The right to alter, amend, or repeal this act is reserved.

Conditioned on filing acceptance. SECTION 8. This act shall take effect and be in force from and after its passage and publication, and the filing in the office of the secretary of state by the person or persons to whom the franchise is hereby given of a written acceptance of the conditions herein contained.

Approved June 25, 1907.

No. 857, A.]

[Published June 26, 1907.

CHAPTER 382.

AN ACT to create section 4560a—5, statutes of 1898, relating to the weight limit of certain fish.

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

SECTION 1. There is added to the statutes of 1898, a new section to read:

* * * * *

Approved June 25, 1907.

(In effect July 1, 1907.)

Game fish set free. (a) *Every person using or operating a dip net under the provisions of this act shall immediately return to the waters from which same have been taken, all game fish, and if any such person shall be found in possession of game fish, it shall be deemed to be prima facie evidence of a violation of this act.*

Penalties. (b) Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and shall upon conviction thereof, be punished by a fine of not less than *twenty-five* dollars nor more than *fifty* dollars and the costs of prosecution, or by imprisonment in the county jail of the county in which the offense was committed, not less than *twenty* days nor more than *sixty* days, or by both such fine and imprisonment in the discretion of the court. Provided that the provisions of this act shall not prohibit the taking of rough fish minnows under the provisions of section 3, chapter 489, laws of 1905.

(Ch. 79, 1907.)

Pickereel game fish. SECTION 4560a—4. For the purpose of construing and enforcing the laws of this state, relating to the protection, taking and having in possession of fish, the following named fish are hereafter to be known and classed as "game fish:" Any variety of brook trout, small mouth black bass, large mouth black bass, Oswego bass, green bass, yellow bass, silver bass, white bass, rock bass, pike, catfish, muskallonge, sturgeon and pickereel. All fish not classed as "game fish" are hereafter to be known and classed as "rough fish."

(Ch. 193, 1907.)

Catching individual pike, fiddler catfish, black bass: weight and length minimums; penalty. SECTION 4560a—5. Any person who shall take, catch, kill or have in his possession, pike of any variety of less than one pound, round or undressed weight, any fiddler catfish of less than one and one-half pounds, round or undressed weight, or less than one pound dressed weight, or any black bass of a length less than ten inches, shall be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not less than ten dollars nor more than fifty dollars, or by imprisonment in the county jail not more than sixty days, or by both such fine and imprisonment in the discretion of the court.

(Ch. 382, 1907.)