

No. 611, S.]

[Published July 16, 1907.]

**CHAPTER 627.**

AN ACT to amend sections 4562e and 4562f of the statutes, relating to the hunting of upland game birds.

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

SECTION 1. Section 4562e of the statutes is amended to read:

\* \* \* \* \*

SECTION 2. Section 4562f of the statutes is amended to read:

\* \* \* \* \*

Approved July 15, 1907.

(In effect from and after date of publication.)

No. 613, S.]

[Published July 16, 1907.]

**CHAPTER 628.**

AN ACT to create sections 4560a—35 and 4560a—40 of the statutes and to amend subsection h of section 4560a—25 of the statutes, relating to fishing in certain inland lakes and outlying waters.

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

SECTION 1. There are added to the statutes two new sections to read:

\* \* \* \* \*

SECTION 2. Subsection h of section 4560a—25 of the statutes is amended to read:

\* \* \* \* \*

Approved July 13, 1907.

(In effect from and after date of publication.)

in nets shall take effect and be in force from and after January 1st, 1909.

(Ch. 471, 1907.)

**Certain outlying waters: use of nets.** [Section 4560a—25.]h. In any of the outlying waters within the jurisdiction of this state except lakes St. Croix and Pepin, any fyke net having meshes less than two and one-fourth inches stretch measure in the pot or tail of said net, or any seine having meshes less than three inches stretch measure, except minnow seines for bait.

\* \* \* *The provisions of section 4560a—25 of the statutes shall take effect and be in force from and after the passage and publication of this act, except that the provisions thereof relative to the size of the meshes of nets shall not be operative and in force as to nets to be used only in the waters of Green Bay and Lake Michigan until after January 1st, 1908.*

(Ch. 628, 1907.)

**Fishermen must carry wardens to nets.** SECTION 4560a—26. All persons operating nets or set lines within the outlying waters within the jurisdiction of the state are hereby required to carry any officers authorized to enforce the fish and game laws on their boats to and from their nets and raise same for his or their inspection upon demand by such officer or officers.

(Ch. 471, 1907.)

**Trout and whitefish; weight limit of daily catch.** SECTION 4560a—27. It shall be unlawful and is hereby prohibited for any person, firm or corporation,

a. To have in his or their possession or to sell, offer for sale, or transport in any one day more than one hundred pounds of undersized lake trout, to-wit: lake trout of less than two pounds round or undressed weight or less than one and one-half pounds dressed weight.

b. To have in his or their possession more than twenty-five pounds of undersized white fish, to-wit: white fish of less than two pounds round or undressed weight, or less than one and one half pounds dressed weight; or to sell, offer for sale or transport any undersized white fish.

(Ch. 471, 1907.)

**Certain outlying waters: nets and traps forbidden entirely or for seasons; angling.** SECTION 4560a—28. It shall

From May 25th in each year until March 1st of the year following it shall be lawful to have in possession, sell and transport to points within and without this state pike which have been lawfully taken from the waters of Lake Superior without restriction as to the number of pounds possessed, sold or transported. Provided that such shipments shall be billed from a port on Lake Superior directly to their destination, and shall not be rebilled or reshipped from any other point within this state, further provided that persons actually engaged in fishing with nets in the waters of Green Bay, may ship not to exceed 50 pounds of pike a day, to points within or without this state, under the restrictions as to time of closed season and provided that pike be shipped in separate packages, billed from a port on Green bay, and shall not be rebilled from other points within this state. For the purpose of stocking waters or securing fish eggs for artificial propagation the commissioners of fisheries or the superintendent of fisheries, or his duly appointed agents authorized by him in writing may take fish at any time from any of the waters within the jurisdiction of this state; provided that no fish shall be taken except in the presence and under the direction of one of the above enumerated persons; whenever permission is granted to any agent for the taking of fish for the purposes herein specified, same shall be a written permit and shall plainly state to whom the permit is given, the date of expiration, what kind or kinds of fish shall be taken thereunder and only such fish shall be taken and possessed and no other. Fish necessarily killed in such taking shall be disposed of for the best interests of the state.

(Ch. 471, 1907.)

**Penalties.** SECTION 4560a—32. Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not less than twenty-five dollars nor more than one hundred dollars for the first offense and not less than fifty dollars nor more than one hundred and fifty dollars for a second offense, or by imprisonment for not less than thirty days nor more than six months, or by both such fine and imprisonment.

(Ch. 471, 1907.)

**Certain inland lakes: gill nets and white fish.** SECTION 4560a—35. The state fish and game warden shall grant permits to any person making proper application for the same to

use and operate not to exceed one hundred lineal feet of gill net with meshes not less than two and one-half inches stretch measure in the waters of Rice lake, Cedar lake, Bear lake and Long lake in Barron and Washburn counties for the purpose of catching white-fish from October first to October tenth, inclusive, under the following restrictions:

No person shall have any game fish in their possession while operating said nets, or sell, barter or exchange any white-fish taken in said nets or have more than fifty pounds of white-fish in their possession at any time.

Applications for such permits shall state the name and address of applicant, name of the lake where he intends to operate such nets, and shall be accompanied by a fee of twenty-five cents for a metal tag to be furnished by the state game warden, such tag to be securely fastened on gill net when operated under permit.

Any person violating any provision of this act shall be deemed guilty of a misdemeanor and shall on conviction thereof be fined not less than fifty dollars nor more than one hundred dollars and the cost of prosecution, or by imprisonment in the county jail not less than sixty days nor more than ninety days or by both such fine and imprisonment.

All gill nets operated in these waters without permit or metal tag attached are hereby declared public nuisances.

(Ch. 628, 1907.)

**Game shipper's labeling, inscription, statement; failure or falsity penal; access.** SECTION 4560a—36. It is hereby required that any and all packages containing fish or game shall be labeled in plain letters on the address side of the package so as to disclose the name and address of the shipper and the name and address of the person to whom shipped, the number of pounds of each kind of fish and the number of each variety of game, animals or birds contained therein, and the shipper shall give a signed statement to the receiving agent or common carrier stating that he or she is the person or consignor of said shipment.

Any person who shall deliver to a common carrier for transportation, any package or parcel containing fish or game, which said package or parcel shall not be so labeled as herein required, or who shall place upon said package or parcel, a false statement as to the contents thereof, or who shall fail to give a statement to the receiving agent as hereinbefore provided

**Outlying waters: net and seine licenses requisite.** SECTION 4560a—40. 1. It shall be unlawful and it is prohibited for any person or persons, firm or corporation to set or use nets or seines for catching fish or to catch fish of any kind, except as otherwise provided by law, in the waters of lake Michigan, Green Bay, lake Superior or in any of the bays thereof, within the jurisdiction of this state without first having procured a license from the state fish and game warden as provided by law.

**License fees and numbers.** 2. The license for each seine shall be fifty dollars and for each pound net twenty dollars.

The license for each vessel or boat used in setting or using such nets or in carrying fish caught therein shall be as follows:

For each steam tug or steam vessel seventy-five dollars;

For each boat or launch over thirty feet in length, propelled by the use of naphtha, gasoline or other motive power other than steam fifty dollars;

For a boat less than thirty feet in length, propelled by motive power other than steam, thirty-five dollars;

For any sail boat, rowboat, scow or pound boat, fifteen dollars; provided that any person having paid a license for the use of pound nets or seines may employ any boat in and about the use thereof without obtaining a license for the use of such boat.

All licensed boats must bear a number corresponding to the number of the license authorizing the operation of said boat and such license must be exhibited upon said boat in a conspicuous place.

**Duration of licenses; non-transferable.** 3. Licenses as hereinbefore provided shall be issued by the state fish and game warden upon application therefor and upon payment of the sum required by this section. Such licenses shall expire upon the first day of January succeeding the day of their issuance and shall not be transferable.

**State warden's records and payments.** 4. The state fish and game warden shall keep in his office a complete record of all licenses issued under the provisions of this section and all moneys received for such licenses shall be paid into the state treasury and shall become a part of the general fund.

**Penalties.** 5. Any person, firm or corporation who shall set or attempt to set any net or shall use any boat or vessel without having obtained a license therefor as required by this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than twenty-five nor more than fifty dollars or by imprisonment in a county jail not less than two months nor more than six months.

**Confiscations.** 6. Vessels and boats used contrary to the provisions of this act are declared public nuisances and shall be confiscated by the state and shall be sold at private or public sale and the proceeds thereof paid to the state treasurer and placed in and become a part of the hunting license fund.

(Ch. 628, 1907.)

**Repeal.** Section 4560c, statutes of 1898, as amended is hereby repealed.

(Ch. 226, 1907.)

**Repeal.** SECTION 4560f, statutes of 1898 is hereby repealed.

(Ch. 603, 1907.)

**Dane county: season for spearing.** SECTION 4560g—2. It shall be lawful to use a spear for the purpose of taking, catching or killing any rough fish in the day-time in Dane county, except from the first day of January in each year to and including the succeeding fifteen day of April.

(Ch. 295, 1907.)

**Repeal.** SECTION 4560h, statutes of 1898, is hereby repealed.

(Ch. 649, 1907.)

**Repeal.** SECTION 4561, repealed by Sec. 2, Ch. 471, 1907.

**Deer hunting.** [SECTION 4562d.] 1. It shall be unlawful and is hereby prohibited to hunt, take, capture or kill, by any means or in any manner whatever, or to pursue with the intent to hunt, take, capture or kill:

**General closed season.** (a) Any deer between the thirtieth day of November and the succeeding tenth day of November of the succeeding year (hereby intending to include in the closed season for hunting deer all the year, except the last twenty days of November inclusive);