

No. 560, A.]

[Published May 6, 1907.]

CHAPTER 78.

AN ACT to amend section 4607h, statutes of 1898, relating to obstructing performance of dairy and food commissioner's duty and prescribing penalty.

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

SECTION 1. Section 4607h, statutes of 1898, is amended to read:

* * * * *

Approved May 3, 1907.

(In effect July 1, 1907.)

No. 852, A.]

[Published May 6, 1907.]

CHAPTER 79.

AN ACT to amend section 20, chapter 489, laws of 1905, making the same section 4560a—3, statutes of 1898, relating to dip nets in inland waters.

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

SECTION 1. Section 20, chapter 489, laws of 1905, is amended to read:

* * * * *

Approved May 4, 1907.

(In effect July 1, 1907.)

What fish not returned. (g) All fish authorized to be taken by nets under this act shall be brought to shore and sold, buried or otherwise disposed of, but none of said fish shall be returned to the water.

Fyke nets: number; closed season. (h) Fyke nets operated under the provisions of this act shall be limited to twenty to each licensee and said nets shall not be so used between March 31st and September 1st.

Game warden's supervision. (i) The location and setting of all fyke nets operated under the provisions of this act shall be done under the personal direction and personal supervision of the state fish and game warden or one of his deputies. Licensees shall pay the per diem and all expenses of the game warden while so engaged.

Records and fees. (j) The state fish and game warden shall keep a complete record in his office of all licenses issued under this act, and all moneys received for same shall be paid to the state treasurer and become a part of the hunting license fund.

Penalty. (k) 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 fifty dollars nor more than one hundred dollars and the costs of prosecution, or by imprisonment in the county jail in the county in which the offense was committed, not less than thirty days nor more than ninety days, or by both such fine and imprisonment in the discretion of the court.

(Ch. 136, 1907.)

Dip nets: diameter and meshes. SECTION 4560a—3. It shall be unlawful and is hereby prohibited to set, use or operate, a dip net, in any of the inland waters of this state, except in the streams or rivers flowing into Lake Michigan within a distance of three miles of the shore of said lake, and in the waters herein enumerated, dip nets not to exceed *fourteen* feet in diameter *with meshes not less than two inch stretch measure*, may be used only for the purpose of taking and catching buffalo-fish, carp, eel-pout, garfish, redhorse and suckers.

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.)