

Type of Gear	Period Gear May Be Used Dates Inclusive	Specifications	Restrictions
(a) Setlines	The Saturday nearest April 1 to October 31	Each licensee is limited to 8 setlines with not to exceed a total of 50 hooks on each line or 4 setlines with not to exceed 100 hooks on each line, either not to exceed a total of 400 hooks in the aggregate.	<p data-bbox="802 379 1040 473">Frogs or game fish, or any part of, whether dead or alive, shall not be used as bait in the Mississippi river.</p> <p data-bbox="802 554 1040 957">Lines must be equipped with a metal tag stamped to designate the number of the license covering it at- tached to a buoy or stake at one end of the setline so that it will be visible above the surface of the water. At each end of every set- line, there shall be a buoy on each end of the gang. The buoys shall have a staff extending at least 3 feet above the surface water. Upon the upper end of the staff there shall be a flag at least 10 inches square. Upon the bowl of the buoys there shall be maintained in plain figures the license number of the licensee.</p> <p data-bbox="802 977 1040 1139">Lines must be lifted and fish removed at least once each day following the day set in open water only be- tween one hour before sun- rise and one-half hour after sunset, unless a longer pe- riod is granted by the de- partment or its agents.</p> <p data-bbox="802 1159 1040 1239">Lines may not be set in a manner which blocks off to any type of boat travel more than ¼ the width of any slough, bay or channel.</p> <p data-bbox="802 1260 1040 1320">Shovelnose (hackleback) sturgeon 25" and over in length may be taken.</p> <p data-bbox="802 1340 1040 1380">Additional restrictions are contained in section NR 21.11.</p>
(b) Seines	All year	No size restriction	<p data-bbox="802 1387 1040 1512">Seines may only be used in the Mississippi river, Lake St. Croix and the St. Croix river downstream from the U.S. Hwy. 8 bridge located in St. Croix Falls, Wisconsin.</p>

Type of Gear	Period Gear May Be Used Dates Inclusive	Specifications	Restrictions
(c) Gill Nets	<p>All year in the waters of the Mississippi river, except that portion of Pool 6, between mile posts 719 and 723, Trempealeau county, known as Blacksmith slough in which dead set gill nets are prohibited during open water. During the open season, drive netting is permitted sunrise to sunset only provided there is continuous net attendance.</p> <p>Under the ice only in Lake St. Croix from the Hwy. 64 bridge at Houlton, Wisconsin, downstream to its confluence with the Mississippi river.</p>	<p>Only gill nets with a mesh of 7 inches stretch measure or larger may be used.</p>	<p>Licensees may not take more than 100 lbs. of catfish per day, 15 inches or over in length from the Saturday nearest October 1 to April 30 in seines.</p> <p>Shovelnose (hackleback) sturgeon shall not be taken.</p> <p>Seines shall not be lifted or operate in any manner between ½-hour after sunset and ½-hour before sunrise of the following day without permission of the department.</p> <p>Additional restrictions are contained in section NR 21.11.</p> <p>Gill nets may not be used as a drag seine or drift net at any time.</p> <p>At each end of every gill net, there shall be a buoy on each end of the gang. The buoys shall have a staff extending at least 3 feet above the surface of the water. Upon the upper end of the staff there shall be a flag at least 10 inches square. Upon the bowl of the buoys there shall be maintained in plain figures the license number of the licensee.</p>

Type of Gear	Period Gear May Be Used Date Inclusive	Specifications	Restrictions
(d) Buffalo and Frame Nets	None		<p>On gill nets set through the ice there shall be maintained on each end of the gang a board or similar material which shall bear the license number authorizing the use of the net.</p> <p>All gill nets must be lifted and emptied of fish at least once each day following the day set, only between one hour before sunrise and one-half hour after sunset when set in open water and at least once every 2 days following the day set, only between one hour before sunrise and one-half hour after sunset when set under ice, unless a longer period is granted by the department or its agents.</p> <p>Gill nets shall not be set in the waters of the Mississippi river within 300 feet of the mouth of any tributary stream to such boundary water or in such tributary stream except that gill nets may be used from May 15 to October 15 in Pool 7 of the Mississippi river in that area north and easterly of the east bank of the main channel. Drive netting during daylight hours requiring net attendance is allowed during the remainder of the open water season.</p> <p>Gill nets shall not be set in a manner that will shut-off more than 1/2 of any channel, bay or slough to any type of boat travel or set within 1,000 feet of any other net. (See 29.30 (2) (b) )</p> <p>Shovelnose (hackleback) sturgeon shall not be taken.</p> <p>Additional restrictions are contained in section NR 21.11.</p>
(e) Slat and Trammel Nets	None		

(2) Except where otherwise expressly provided, turtles and tortoises taken incidental to licensed commercial fishing operations may be possessed and sold. (29.415 - new)

History: Cr. Register, February, 1979, No. 278, eff. 3-1-79; am. (1) (c), Register, January, 1980, No. 289, eff. 2-1-80.

#### PART 4. TURTLES AND TORTOISES

**NR 21.13 Turtles and tortoises.** (1) All turtles taken with commercial gear or traps may be possessed and sold only upon compliance with the following conditions: (29.415 - new)

(a) A small game license must be possessed to take, possess or have under control a turtle or tortoise. (29.09)

(b) Snapping turtles (*Chelydra serpentina*) with a dorsal surface of the carapace or shell which measures less than 10 inches in length shall not be possessed.

(c) Turtle traps constructed of webbing shall be of a mesh size not less than 6 inch stretch measure. Traps constructed of wire mesh shall have at least one square opening in the top panel measuring at least 4 inches on a side and one of the same dimensions near the bottom in each of the side panels.

(d) Turtle traps must be set in water shallow enough to place the top no less than 2 inches above the water surface.

(e) Turtle traps shall be checked and serviced at intervals not exceeding 48 hours.

(f) No individual may operate more than 40 traps in aggregate.

(g) When in use, each turtle trap must have affixed a metal or plastic tag, visible from above, bearing the name and address of the operator and owner. Such tags shall be of dimensions no less than 2 1/2 inches in length and 5/8 inches in width.

(h) No person other than the operator or owner identified on the trap tag may tend or operate a turtle trap or remove a turtle from it. (29.415 - new)

History: Cr. Register, February, 1979, No. 278, eff. 3-1-79.

#### PART 5. GENERAL PROVISIONS

**NR 21.14 Transportation of fish and turtles.** (1) Any properly licensed resident or nonresident holder of an angling or commercial fishing license from the state of Minnesota having lawfully taken fish or turtles in the boundary waters described in this chapter during the open season therefor, may land on the Wisconsin side of the said boundary waters and shall transport such fish with him to the state of Minnesota by the most convenient, practicable route. (23.11, 29.085, 29.16, 227.014)

History: Cr. Register, February, 1979, No. 278, eff. 3-1-79.

**NR 21.15 Fish refuges.** (1) No person may take, catch, disturb, kill or fish for fish of any variety in any manner from March 15 through April 25 both dates inclusive, in, on or along the following described water areas: (23.09)

Register, January, 1980, No. 289

(a) La Crosse county. (No. 32) That part of the Mississippi river beginning at the Onalaska dam, in the city of Onalaska, and extending downstream for a distance of 300 feet.

(2) No person may taken, catch, disturb, kill or fish for fish of any variety from March 1 to April 30 within 300 feet below the following structures unless posted open with department signs:

(a) Buffalo county. (No. 6) Dam 4 at Alma.

(b) Pierce county. (No. 48) Dam 3 at Red Wing.

**History:** Cr. Register, February, 1979, No. 278, eff. 3-1-79.

**NR 21.16 Taking of fish by and for the department.** Nothing in this chapter prohibits the department by contract or otherwise from carrying out its management of these boundary waters as required by the law or department policy. (23.09, 29.286, 29.62, 29.623, 29.625, 227.014)

**History:** Cr. Register, February, 1979, No. 278, eff. 3-1-79.

**NR 21.17 Conflicting rules.** Where there are differences in elements of the boundary waters regulations of Minnesota and Wisconsin, anglers and commercial fishers must comply with the regulations of the state whose territorial waters they are fishing in. (23.11, 29.085, 29.16, 227.014)

**History:** Cr. Register, February, 1979, No. 278, eff. 3-1-79.

**NR 21.18 Severability.** Should any section or portion of this chapter be declared invalid or unconstitutional for any reason, the remainder of the chapter shall not be affected thereby.

**History:** Cr. Register, February, 1979, No. 278, eff. 3-1-79.