

## Chapter WCD 26

## FISH REFUGES

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## (Section 23.09, Wis. Stats.)

**WCD 26.01 Fish refuges.** The following described areas are hereby created and established as fish refuges and it shall be unlawful for any person or persons to take, catch, capture, kill or fish for fish in any manner or at any time in, on or along the following described water areas.

(1) **ADAMS COUNTY.** (a) *Lawrence creek.* That part of the Lawrence creek located in section 36, township 17 north, range 7 east.

(13) **DANE COUNTY.** (a) *University of Wisconsin arboretum.* All springs, spring holes, streams, potholes and lagoons lying within the boundaries of the University of Wisconsin arboretum located in section 9, township 6 north, range 9 east, town of Madison, and in sections 26, 27, 28, 32, 33, and 35, township 7 north, range 9 east, town of Fitchburg.

(18) **EAU CLAIRE COUNTY.** (a) *Little Niagara creek.* That stream known as Little Niagara creek from its mouth at the Chippewa river upstream to its source, said stream flowing through and along Putnam park and the property of the Eau Claire state teachers college, all located within the city limits of the city of Eau Claire.

(19) **FLORENCE COUNTY.** (a) *Woods creek.* That part of Woods creek beginning at the dam in and across said Woods creek in the NE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of section 28, township 39 north, range 17 east, and extending downstream for a distance of 500 feet.

(20) **FOND DU LAC COUNTY.** (a) *Parson creek.* That part of the stream known as Parson creek lying on property owned by David Coulter in the E $\frac{1}{2}$  of the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of section 16, township 14 north, range 17 east.

(24) **GREEN LAKE COUNTY.** (a) *White creek.* All that part of White creek situated in sections 34 and 35, township 16 north, range 13 east.

(26) **IRON COUNTY.** (a) *Flambeau river.* That part of the Flambeau river located in the SW $\frac{1}{4}$  of SE $\frac{1}{4}$  and SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of section 34, township 42 north, range 2 east, and the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  and the

NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of section 3, township 41 north, range 2 east, beginning at the dam in and across the Flambeau river in section 34, township 42 north, range 2 east, Iron county, Wisconsin, commonly known as the Turtle-Flambeau dam and extending downstream from said dam to the U. S. government gaging station on said river in the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of said section 3.

(39) MARQUETTE COUNTY. (a) *Fredreck creek*. That part of Fredreck creek beginning at the downstream side of the bridge on the fish hatchery road and thence upstream to its headwaters, said part of stream lying in sections 1 and 12, township 16 north, range 8 east.

(42) OCONTO COUNTY. (a) *McCauslin brook*. That part of McCauslin brook beginning at the bridge on state trunk highway 32, across said McCauslin brook in section 31, township 33 north, range 16 east and extending upstream to a point 100 feet west of the east line of section 36, township 33 north, range 15 east.

(43) ONEIDA COUNTY. (a) *Long Lake dam*. That part of the Eagle river located in section 5, township 39 north, range 11 east, beginning at the dam in and across the Eagle river in said section 5 and commonly known as the Long Lake dam and thence extending downstream for a distance of 500 feet.

(b) *Tomahawk river*. Beginning at the dam in and across the Tomahawk river, located in section 10, township 37 north, range 5 east, Oneida county, Wisconsin, commonly known as the Willow dam, and thence downstream from the said dam for a distance of 500 feet.

(c) *Wisconsin river*. Beginning at the dam in and across the Wisconsin river, located in section 31, township 39 north, range 8 east, Oneida county, Wisconsin, commonly known as the Rainbow dam, and thence downstream from the said dam for a distance of 500 feet.

(50) PRICE COUNTY. (a) *Jobe's dam*. All that part of the Big Elk river beginning at the dam commonly known as Jobe's dam, located in section 14, township 37 north, range 1 west, and thence downstream for a distance of 500 feet.

(b) *Big Elk river*. All that part of the Big Elk river beginning at the dam commonly known as the Weimer dam located in section 11, township 38 north, range 2 west, and thence downstream for a distance of 500 feet.

(c) *Flambeau river (South Fork)*. That part of the South Fork of the Flambeau river situated in section 26, township 40 north, range 3 east beginning at the dam in and across the South Fork of the Flambeau river in said section 26 at the outlet of Round lake and commonly known as the Pike Lake dam and extending thence downstream for a distance of 500 feet.

(54) RUSK COUNTY. (a) *Swift creek*. That part of Swift creek or its backwaters beginning at the Island Lake dam located in the SW $\frac{1}{4}$  of section 21, township 33 north, range 8 west, Rusk county and thence downstream on Swift creek for a distance of 500 feet.

(57) SAWYER COUNTY. (b) *Chippewa river (West Fork)*. That part of the west fork of the Chippewa river beginning at the Moose lake dam located in section 14, township 41 north, range 6 west, Sawyer county and thence downstream for a distance of 500 feet.

(c) *Spider creek*. That part of Spider creek downstream from the outlet of Spider lake and situated on the following described lands:

Sawyer county.

Township 42 north, range 7 west, town of Spider lake.

Section 34—E½ SW, govt. lot 4, SW SW.

Section 33—All that part of govt. lot 5 bounded by the following description: Beginning at a point in the center line of state trunk highway 77 where the north and south quarter line of section 33 intersects said highway 77, thence due west 140 feet, thence N35°W 650 feet, thence N57°E 655 feet, thence due north 75 feet, thence N83°W 120 feet, thence N20°W 390 feet, thence N77°E 380 feet, thence due south 1188 feet to the point of beginning.

Govt. lot 6.

Govt. lot 7.

Township 41 north, range 7 west, town of Round lake.

Section 3—All that part of the W½ NW bounded by the following description: Beginning at a point in center of town road at the southwest corner of NW¼ of the section, thence due east 660 feet, thence due north 1160 feet, thence N75°E 270 feet, thence N13°E 617 feet, thence N39°E 223 feet, thence due north 608 feet to the center line of state trunk highway 77, thence northerly and westerly on the highway 1240 feet to the intersection of town road on west section line, thence due south in the center line of town road 2625 feet to the point of beginning.

Section 4—N½ NE¼. SE NE. SW NE. N¼ NE SE.

(63) VILAS COUNTY. (a) *Grassy creek*. That part of Grassy creek beginning at the town road crossing said creek in the NW¼ of the NW¼, section 2, township 42 north, range 7 east, and extending downstream to the Fishtrap Lake road in the SE¼ of the NE¼, section 2, township 42 north, range 7 east.

(b) *Manitowish river*. Beginning at the dam in and across the Manitowish river, located in section 9, township 42 north, range 5 east, Vilas county, Wisconsin, commonly known as the Rest Lake dam, and thence downstream from the said dam for a distance of 500 feet.

(c) *Rice creek*. All that part of Rice creek in sections 4, 8, 9; township 42 north, range 6 east, Vilas county, Wisconsin beginning at Newcomb's Point in section 8 and extending upstream to the outlet of Big lake in section 4.

(d) *Squaw creek*. Beginning at the dam in and across the Squaw creek, located in section 28, township 40 north, range 4 east, Vilas county, Wisconsin, commonly known as the Squaw Lake dam, and thence downstream to state highway No. "70".

(e) *Trilby lake*. That lake known as Trilby lake (camp 7) located in sections 11, 12, 13 and 14, township 40 north, range 6 east.

(f) *Klondike lake*. Klondike lake located in section 4, township 40 north, range 7 east.

(64) WALWORTH COUNTY. (a) *Outlet of Lake Geneva*. The artificial raceway, that is a part of the outlet of Lake Geneva, beginning at the Broad street bridge and thence in and along the artificial raceway to

the control gates on the north side of Main street and located at the corner of the Wisconsin Power and Light company power plant; all located in the city of Lake Geneva and in section 36, township 2 north, range 17 east.

(66) WASHINGTON COUNTY.

(b) *Gilbert's lake and outlet*. That body of water known as Gilbert's lake and its outlet to the mouth of said outlet in Big Cedar lake; said Gilbert's lake and outlet lying in sections 17 and 20, township 11 north, range 19 east.

(67) WAUKESHA COUNTY. (a) *Rosenow creek*. That part of Rosenow creek and its tributaries in sections 26, 27, 34 and 35, in the town of Oconomowoc, east of the junction of the main stream with the creek, said junction lying east of Henry Rosenow's bridge one rod, in township 8 north, range 17 east.

**History:** 1-2-56; (57) (a), (66) (a) and (63) (a) r. Register, August, 1957, No. 20, eff. 9-1-57; (25) emergency rule, eff. 5-1-58; cr. Register, October, 1958, No. 34, eff. 1-1-59; r. (17) (a), and (50) (a), cr. (63) (f), Register, December, 1959, No. 48; eff. 1-1-60; r. (25), Register, May, 1960, No. 53, eff. 6-1-60; r. (43) (b) Big Elk river and (c) Flambeau river (South Fork); cr. (50), Register, July, 1960, No. 55, eff. 8-1-60.

**WCD 26.02 Fish refuges.** The following described areas are hereby created and established as fish refuges and it shall be unlawful for any person or persons to take, catch, capture, kill or fish for fish in any manner from January 1 to May 15 each year, both dates inclusive, in, on or along the following described water areas.

(70) WINNEBAGO COUNTY. (a) *Fox river (Eureka dam)*. Beginning at the dam in and across the Fox river, located in section 31, township 18 north, range 14 east, Winnebago county, Wisconsin, commonly known as the Eureka dam, and thence downstream from the said dam for 200 feet.

**History:** 1-2-56; r. (70) (b) and (c), Register, December, 1959, No. 48, eff. 1-1-60.

**WCD 26.03 Fish refuges.** The following described area is hereby created and established as a fish refuge, and it shall be unlawful for any person or persons to take, catch, capture, kill or fish for fish in any manner or at any time in, on or along the following described water areas throughout the open season for hunting migratory waterfowl each year.

(29) JUNEAU COUNTY. (a) *Meadow Valley flowage*. That part of the Meadow Valley Flowage beginning at a point in the E½ of section 10, township 20 north, range 2 east, where the drainage ditch intersects the Meadow Valley Flowage road; thence northerly along the east spoil bank of said ditch to the junction of a brushed line at the approximate interior quarter corner of section 3, township 20 north, range 2 east; thence west along said brushed line to its junction with the east-west drainage ditch; thence westerly along the north spoil bank of said ditch to its junction with the main north-south drainage ditch; thence south along the west spoil bank of said ditch to its point of intersection with the Meadow Valley Flowage road; thence east along said Meadow Valley road to the point of beginning, all in Juneau county.