

inches flexible rule measure may be used at all times for the taking of smelt.

(q) No person shall during any one year be licensed to use in the aggregate more than 150,000 feet of gill nets, and in addition thereto not more than 3 gangs of hooks with not more than 3,000 hooks to each gang.

(2) BAIT NETS. Each set hook licensee may use or operate in the waters of Lake Michigan, northern Green Bay, and Lake Superior not more than 5,000 feet of gill net with a mesh of not less than 1½ inches nor more than 1½ inches and not to exceed 11 feet deep, except in reserve waters, for the purpose of taking bloaters for bait to be used on set hooks only. Any fish taken in such nets shall not be sold, traded, or bartered in any manner.

(3) POUND NETS. (a) Pound nets may be used in the waters of Lake Michigan, northern Green Bay, southern Green Bay and Lake Superior for the taking of all species of fish during the open seasons therefor, except during the period from April 10 to May 19 no pound net exceeding 15 feet in depth may be used in the waters of southern Green Bay.

(b) No pound net may be used, set, placed or operated in more than 80 feet of water.

(c) During the closed season for whitefish no pound nets of any kind shall be used, set, placed, or operated in the waters of Lake Superior.

(4) DROP AND FYKE NETS. (a) Drop and fyke nets may be used in the waters of Lake Michigan and northern Green Bay and southern Green Bay for the taking of all species of fish during the open season therefor, except that no drop or fyke nets may be set, placed or operated in the waters of southern Green Bay during the period from April 10 to May 19 of each year.

(b) Drop and fyke nets may be set under the ice in water not more than 50 feet in depth. The lifting of such nets shall be done in fishing shanties only. All live illegal fish shall be returned to the water immediately and must be lowered to a point at or near the bottom of the bay by the use of sink nets or frames.

(c) It shall be unlawful for any person to use, set, place or operate any fyke or drop net of any description, except the legal submarine trap net, in any of the waters of Door county.

(d) It shall be unlawful to use, set, place or operate any fyke or drop net, or any submarine trap net in the waters of Lake Superior.

(5) SUBMARINE TRAP NETS. (a) Submarine trap nets may be used in the waters of Lake Michigan, northern Green Bay and southern Green Bay for the taking of all species of fish during the open season therefor except that the use of submarine trap nets in Door county waters is prohibited unless a permit has first been obtained from the conservation commission or its agents.

(b) Submarine trap nets may be used, set, placed or operated in not more than 50 feet of water.

(c) Submarine trap nets shall not be used, set, placed or operated in Lake Superior.

(d) Submarine trap nets shall be not more than 30 feet in depth and the pot shall be square or rectangular. This includes any portion of the leads, hearts and crib.

(e) Submarine trap nets shall not be set, placed or operated in the waters of southern Green Bay during the period from April 10 to May 19 of each year.

(6) SEINES. (a) It shall be unlawful to use any seine with a mesh of less than 3 inches except as otherwise expressly provided.

(b) Seines of any size mesh not more than 75 feet in length and not more than 6 feet in depth, and one dip net not exceeding 8 feet in diameter or 8-foot square, may be used for the taking of smelt and suckers only in any of the outlying waters, including reserve waters, and in the Fox river up to 1,500 feet below the dam at De Pere, from April 1 to May 25, except that such a dip net may be used for the taking of smelt only in the waters of the Fox river up to 500 feet below the dam in the city of De Pere from April 1 to June 1. It shall be unlawful to use any seine in the waters of southern Green Bay during the period from April 10 to May 19 of each year except as expressly provided. Dip nets must be attended at all times while in use.

(c) Minnow seines not exceeding 75 feet in length and 6 feet in depth and one minnow dip net not exceeding 6 feet in diameter or 6-foot square may be used in any of the outlying waters, including reserve waters, and in that part of the Fox river extending from the mouth up to, but not within 1,500 feet of the dam at De Pere, for taking, catching or killing minnows for bait only. Dip nets must be attended at all times while in use.

(7) TRAWLS. (a) Trawls may be used in the waters of Lake Michigan, northern and southern Green Bay for the taking of all species of fish for which there is no minimum size limit thereon. No trawl may be operated unless a permit has first been obtained from the conservation commission or its agents. The permit specifies the conditions under which it may be operated.

(8) CONTRABAND NETS. (a) All nets or set hooks used in violation of this chapter are contraband and shall be seized and held subject to the order of the court whenever found in any prohibited waters or on any vessel, dock, reel, or fishing premises, or in any port or landing places bordering on such waters. Any such contraband net or nets, set hook or hooks so found shall be deemed sufficient evidence of the use of such net or nets, set hook, or hooks by the owner, owners, or operators thereof, who shall be subject to the same penalties as provided for other offenses mentioned in this chapter.

(b) Whenever any gill net set in the waters of Lake Michigan, northern Green Bay, and southern Green Bay for the purpose of catching herring, chubs, perch, menominees and smelt, and any gill net set in the waters of Lake Superior shall take illegal fish of any species, in an amount equal to more than 10% by weight of the total catch or lift, they shall be deemed illegally set and shall be seized and held for the order of the court by the state conservation commission or its deputies, and the owners or operators thereof shall be subject to the penalties in section 29.63 (1) (h), Wis. Stats., unless such nets are immediately removed from such fishing grounds.

History: 1-2-56; am. (1) (c), (d), (g), (p); (3) (a); (4) (a); (6) (b) and (d); cr. (5) (e), Register, December, 1957, No. 24, eff. 1-1-58; r. (6) (d), Register, October, 1958, No. 34, eff. 1-1-59; am. (1) (b) and (6) (b) and (c); renum. (7) (a) and (b) to be (8) (a) and (b); cr. (7) (a), Register, December, 1961, No. 72, eff. 1-1-62; am. (3) (c) and (8) (b), Register, June, 1962, No. 78, eff. 7-1-62; am. (1) (c), Register, November, 1964, No. 107, eff. 12-11-64.

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