

Clearinghouse Rule 97-015 State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

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STATE OF WISCONSIN

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DEPARTMENT OF NATURAL RESOURCES

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, George E. Meyer, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. FH-10-97 was duly approved and adopted by this Department on May 28, 1997. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at the Natural Resources Building in the City of Madison, this 7 day of August, 1997.

(SEAL)



Quality Natural Resources Management Through Excellent Customer Service

3-1-98



ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD REPEALING, AMENDING, REPEALING AND RECREATING, AND CREATING RULES

The Wisconsin Natural Resources Board proposes an order to repeal NR 20.03(1)(c)11., 20.09(2)(b) and (c), and 26.14; to amend NR 20.03(1)(c)1. and 7., (d)1. and 6., (k)5. and 6., (4)(g)(Table 1)16. and 68., (6)(b) and (d)1. (Table 1) v., w., and ze., 20.04(3)(am.)3., 20.09(2)(g) and 26.09(51); to repeal and recreate NR 20.03(1)(a),(c)10., (f)4.a., (s), (4)(g)(Table 1)49., 20.10(1)(b); and to create NR 20.03(1)(h)3m., (6)(d)1. (Table 1) am. and cm., 20.09(1)(b), 26.05(26) and 26.08(10) related to sport fishing and fish refuges

FH-10-97

Analysis prepared by the Department of Natural Resources

Statutory authority: ss. 29.174 and 227.11(2)(a), Stats. Statutes interpreted: ss. 29.085 and 29.174(2)(a), Stats.

In this order:

Section 1 establishes a uniform statewide minimum length limit for bass on most inland waters by increasing the minimum length limit from 12" to 14" in the northern bass zone. Also, most special 15" minimum length limit and 2 daily bag limit regulations on waters in the northern zone are eliminated and will revert to the statewide 14" minimum length limit and a daily bag of 5. This section also combines the daily bag limit for largemouth and smallmouth bass on all waters and increases the minimum length limit to 18" and reduces the daily bag limit from 5 to 1 on Windfall lake (Forest county), Stella lake (Oneida county) and Whitney lake (Vilas county);

Sections 1, 2, 3, 6, 9, 12 and 16 establish catch-and-release-only fishing for predatory fishes in Yellowstone lake, Lafayette county, to include largemouth and smallmouth bass; walleye, sauger and hybrids; northern pike, muskellunge and hybrids; channel and flathead catfish; garfish and bowfin;

Section 3 also increases the minimum length limit from 15" to 18" and reduces the daily bag limit from 5 to 3 for walleye in Stella and Thunder lakes, Oneida county; and Oconomowoc lake, Waukesha county;

Sections 4, 5 and 19 eliminate the year-around open fishing season on the Chippewa river from the Dells dam in Eau Claire county to the Holcombe flowage dam in Chippewa county;

Section 7 increases the minimum length limit to 26" and reduces the daily bag limit from 5 to 2 for northern pike in tributaries to Lake Superior (to coincide with regulations on Lake Superior), and on Whitney lake, a winterkill lake in Vilas county, and clarifies conflicts in existing code for northern pike regulations on Dubay lake, Portage county and on certain Lake Winnebago system waters;

Sections 8 and 13 establish special trout fishing regulations on the Bois Brule river, Douglas county, between the county hwy. S and county hwy. B crossings, with the following rules in effect: artificial lures only, daily bag limit of 3 trout and salmon in total only 2 of which may be brown trout and only 1 of which may be a rainbow trout, and minimum size limits of 10" for brook trout, 26" for rainbow trout, 15" for brown trout and 12" for salmon;

Section 10 reduces the daily bag limit for panfish from 50 to 10 for Bladder and Sawdust lakes, Bayfield county; and Pine lake, Iron county;

Section 11 includes Trude lake as part of the Turtle-Flambeau flowage for the purposes of regulating panfish with special size and bag restrictions already in place on the Turtle-Flambeau flowage;

Section 14 makes corrections to the boundaries of different trout regulation sections on the Tomorrow river, Portage county;

Section 15 adds a small section of the Waupaca river to the category 5 reach in Waupaca county and corrects the description of the upstream boundary;

Sections 17 and 18 increase the minimum length limit for muskellunge from 34" to 40" on all waters in Barron county, all waters in Burnett county, 1 water in Oneida county, 12 waters in Polk county, and all waters in Washburn county;

Sections 20, 21, 22, and 23 eliminate the harvest of all fish other than smelt and suckers with nets and traps from tributaries to Lake Michigan and Green Bay;

Section 24 establishes a fish refuge on the Little Turtle river, Iron county, for 200 feet upstream and 200 feet downstream of the Popko's Circle road (west) crossing from April 1 to, but not including, the first Saturday in May;

Sections 25 and 27 establish a fish refuge on the South fork Eau Claire river, Clark county, from the Mead Lake dam to a point 500 feet downstream from March 1 to, but not including, the first Saturday in May;

Section 26 changes the effective period of the fish refuge on the South fork Spirit river, Price county, from April 1 through May 31.

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SECTION 1. NR 20.03(1)(a) is repealed and recreated to read:

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	Open season (both	Daily bag	Minimum length
Kind of fish and locality	dates inclusive)	limit	(inches)
(a) LARGEMOUTH AND SMALLMOUTH BASS (See also s. NR 20.04)			
1. Forest lake, Fond du Lac county; Yellowstone lake, Lafayette county; Bittersweet, Oberlin, Prong and Smith lakes, Vilas county	First Saturday in May to March 1	0	en e
2. Lake Three, Day lake, East Twin lake, Mineral lake and Spillerberg lake, Ashland county; Crooked and Lund lakes, Bayfield county; Crane, Luna, McKinley, Pickerel, Three Johns, Trump, White Deer and Windfall lakes,	First Saturday in May to Friday preceding the third Saturday in June	0	
Forest county; Evelyn, O'Brien and One Man lakes, Iron county; Bearskin, Crescent, Oneida, Pelican,	Third Saturday in June to March 1		18 141 141
Shishebogama and Stella lakes, Oneida county; Cochram and Bass lakes (T38N, R2W, sec. 18), Price county; Black lake, Sawyer county; East Ellerson,			
Gunlock, Little Bass (T40N, R8E, sec. 15), Middle Ellerson, Papoose, Plum (T41N, R42E, sec. 31&32), Salsich,			e dates d'alternations d'alternations
Trout, White Sand (T42N, R7E, sec. 27), and Whitney lakes, Vilas county	an a		Anna Chuine Anna Chuine
3. Fish lake, Mud Lake (T9N, R7E, sec. 3,4), Lake Mendota, Dane county; Fox lake, Dodge county; Eagle Lake, Racine county; Big Muskego lake, including Bass bay, Waukesha county	First Saturday in May to March 1	1 in total	18
4. Columbia and Lazy lakes, Columbia county	Continuous	1 in total	18
5. Round lake (sec. 35, T20N, R11E), Waushara county	First Saturday in May to March 1	5 in total	18
6. Wilson lake, Iron county; Sawyer lake, Langlade county	First Saturday in May to Friday preceding the third Saturday in June	0	
	Third Saturday in June to March 1	5 in total	No minimum length except the
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en e			between 12 and 16 inches is
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Beulah lake, Walworth countyMay to March 1totallengti except t8. Nebish lake, Vilas countyContinuous5 in totaland 1 inches prohibit8. Nebish lake, Vilas countyContinuous5 in totalNo minin lengti except t9. Spruce lake, Vilas county. Only artificial lures may be used pursuant to s. NR 20.04(4)(a)2.Continuous2 in total10. Pallette lake, Vilas countyContinuous2 in total12 total11. Browns lake, Racine countyFirst Saturday in June5 in total16 total12. Little Bass lake (T39N, R7E, sec. 15), Oneida county, Wildwood lake, NR 20.07(11).First Saturday in June0 total13. In all urban waters of Kenosha, Racine, Walworth, Milwaukee, Waukesha, Washington, Ozaukee and Sheboygan counties1 in total10 o total14. Gile flowage, Iron countyFirst Saturday in June1 in thereof and northern pike0 o o o total14. Gile flowage, Iron countyFirst Saturday in June0 may to Friday preceding the third Saturday in June0 o o o o o total14. Gile flowage, Turtle-Flambeau flowage, Iron countyFirst Saturday in May to Friday preceding the third Saturday in June0 o o o o o total				• -
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May to March 1total12. Little Bass lake (T39N, R7E, sec. 15), Oneida county; Wildwood lake, Vilas county. Only artificial lures may be used on these lakes pursuant to s. NR 20.07(11).First Saturday in June0Third Saturday in June0May to Friday preceding the third Saturday in June013. In all urban waters of Kenosha, Racine, Walworth, Milwaukee, Waukesha, Washington, Ozaukee and Sheboygan countiesContinuous1 in total total totalNo size with walleye, sauger, hybrids thereof and northerm pike14. Gile flowage, Turtle-Flambeau flowage, Iron countyFirst Saturday in June0First Saturday in June0May to Friday preceding the third Saturday in June0	10. Pallette lake, Vilas county	Continuous		16
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hybrids thereof and northern pike 14. Gile flowage, Turtle-Flambeau flowage, Iron county First Saturday in May to Friday preceding the third Saturday in June	Racine, Walworth, Milwaukee, Waukesha, Washington, Ozaukee and Sheboygan	Continuous	total with walleye,	No size limit
flowage, Iron county May to Friday preceding the third Saturday in June	en e	an a	hybrids thereof and northern	
Third Saturday in 2 in 15	flowage, Iron county	May to Friday preceding the third Saturday in	0	
June to March 1 total		Third Saturday in June to March 1	2 in total	15
15. Lake Wauzee, Jackson county First Saturday in 2 in 14 May to March 1 total	15. Lake Wauzee, Jackson county		_	14
16. Lower Clam lake (T39N, R6E, secs. First Saturday in 5 in 14 34 and 35), Burnett county May to March 1 total			_	
17All Green Bay tributary streamsFirst Saturday in5 in12from their mouths upstream to theMay to March 1totalfirst dam or lake	from their mouths upstream to the		_	

18. Peshtigo flowage, Marinette, county; all other inland waters north of a line following state hwy. 70 from the bridge over the St. Croix river east to state hwy. 27, south on state hwy. 27 to state hwy. 64, east on state hwy 64 to its terminus in the city of Marinette and continuing due east to the shore of Green Bay; all other inland waters north of state hwy 29 from its bridge over the Fox river east to its terminus in the city of Kewaunee and continuing due east to the shore of Lake Michigan

19. All other inland waters

First Saturday in 0 May to Friday preceding the third Saturday in June Third Saturday in 5 in June to March 1 total

14

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First Saturday in 5 in May to March 1 total

SECTION 2. NR 20.03(1)(c)1. is amended to read:

Kind of fish and locality	Open Season (both dates inclusive)	Daily bag limit	Minimum length (inches)
(c) WALLEYE, SAUGER AND HYBRIDS THEREOF (see also s. NR 20.04)			ala Romania Romania
1. Forest lake, Fond du Lac county <u>;</u> Yellowstone lake, Lafayette county	First Saturday in May to March 1	0	

SECTION 3. NR 20.03(1)(c)7. is amended to read:

Kind of fish and locality	Open Season (both dates inclusive)	Daily bag limit	Minimum length (inches)
(c) WALLEYE, SAUGER AND HYBRIDS THEREOF (see also s. NR 20.04)			
7. Mineral, Spider and Moquah lakes, Ashland county; Silver lake, Columbia county; Lake Mendota and the following connected waters: Cherokee lake, Warner park lagoons, Pheasant Branch creek from its mouth upstream to county hwy. M, Sixmile creek from its mouth upstream to state hwy. 19 in Sec. 8, and Yahara river from its mouth upstream to state hwy. 19, all in Dane county; Fox Lake, Dodge county; Crane, Lucerne and Pickerel lakes, Forest county; Blackhawk, Cox Hollow and Twin Valley lakes, Iowa county; Grand Portage and Mercer			
lakes, Iron county; Yellowstone lake, Lafayette county; Pickerel and Rollingstone lakes, Langlade county; <u>Stella and Thunder lakes, Oneida</u> <u>county;</u> Lee lake, Richland county; Sand lake, Rusk county; Delavan lake and its tributaries, Walworth county; <u>Oconomowoc lake, Waukesha county</u>			

SECTION 4. NR 20.03(1)(c)10. is repealed and recreated to read:

Kind of fish and locality	Open Season (both dates inclusive)	Daily bag limit	Minimum length (inches)
	· · · · · ·		

(c) WALLEYE, SAUGER AND HYBRIDS THEREOF (see also s. NR 20.04)

5, but only 1 No minimum 10. English lake, Ashland county; First Saturday in length, may be longer May to March 1 Long lake, Chippewa county; except the than 18 Chippewa river from Dells Pond inches possession dam (Eau Claire county) upstream of fish from to Radison flowage dam (Sawyer 14 through county) including all 18 inches is impoundments and all tributaries prohibited upstream to the first dam or lake, Chippewa, Eau Claire, Rusk and Sawyer counties; Jump river and its tributaries upstream to the first dam or lake, Chippewa, Price, Rusk and Taylor counties; Butternut and Franklin lakes, Forest county; Boot, Long and McDermott lakes, Iron county; North Spirit, Spirit, Thompson and Whitcomb lakes, Price county; Flambeau river from its confluence with the Chippewa river upstream to the Thornapple flowage dam and its tributaries upstream to the first dam or lake, Rusk County; Grindstone lake, Sawyer county; Diamond, North Harper, Rib, Sackett and South Harper lakes, Taylor county; Anvil, Big Portage, Forest, Lost Canoe, Plum and White Sand (T42N R7E S27) lakes, Vilas county

SECTION 5. NR 20.03(1)(c)11. is repealed.

SECTION 6. NR 20.03(1)(d)1. is amended to read:

Kind of fish and locality	Open Season (bot dates inclusive	th Daily bag) limit	Minimum length (inches)
(d) NORTHERN PIKE (See also NR 20.04)			
1. Forest lake, Fond du Lac county; Yellowstone lake, Lafayette county	First Saturday in to March 1		

SECTION 7. NR 20.03(1)(d)6. is amended to read:

20.04) 6. Prairie, Chetek, Pokegama, First Saturday in 2 26 Mud, Ten Mile and Staples May to March 1 lakes, Barron county; Ellison, Muskellunge, Sand Bar and Tomahawk lakes, Bayfield County; Dunham lake, Burnett county; Dunham lake, Forest county; Iake Six, Iron county; Bear, John and Munger lakes, Occonto county; Peshtigo flowage, Marinette county; Balsam, Long and Loveless lakes, Polk county; Miltney lake, Vilas county; Slim lake, Washburn county; Partridge lake, Wolf river (downstream from Partridge lake), Waupaca county: Poygan, Winneconne, Butte des Morts, Winnebago, and Little Butte Bes Morts lakes, Wolf river and Fox river downstream from state hwy. 21/116 bridge, Talumet, Fond du Lac, Waushara and Winnebago counties notwithstanding s. NR 20.04 which applies to other species in these waters; all rributaries and connected sloughs to Lake Superior pstream to the first dam or take, all other waters of Yortage county except Dubay lake and Little Bau Pleine	Kind of fish and locality	Open Season (both Daily bag Minimum length dates inclusive) limit (inches)
Mud, Ten Mile and Staples May to March 1 lakes, Barron county; Ellison, Muskellunge, Sand Bar and Tomahawk lakes, Bayfield county; Dunham lake, Burnett county; Stevens lake, Forest county; Iake Six, Iron county; Bear, John and Munger lakes, Cocnto county; Peshtigo flowage, Marinette county; Balsam, Long and Loveless Balsam, Long and Loveless Bakes, Polk county; Whitney lake, Vilas county; Slim lake, Washburn county; Partridge lake and Wolf river (downstream from Partridge lake, Wupaca county; Poygan, Winneconne, Butte des Morts, Winnebago, and Little Butte Hes Morts lakes, Wolf river and Fox river downstream from state hwy. 21/116 bridge, Talumet, Fond du Lac, Waushara and Winnebago counties motwithstanding s. NR 20.04 which applies to other species in these waters; all cributaries and connected sloughs to Lake Superior pstream to the first dam or take; all other waters of Portage county <u>except Dubay</u> lake and Little Eau Pleine Towage; all other waters	(d) NORTHERN PIKE (See also NR 20.04)	
lake), Waupaca county; Poygan, Winneconne, Butte des Morts, Winnebago, and Little Butte les Morts lakes, Wolf river and Fox river downstream from state hwy. 21/116 bridge, Calumet, Fond du Lac, Waushara and Winnebago counties notwithstanding s. NR 20.04 which applies to other species in these waters; all cributaries and connected sloughs to Lake Superior upstream to the first dam or lake; all other waters of Portage county except Dubay lake and Little Eau Pleine flowage; all other waters	6. Prairie, Chetek, Pokegama, Mud, Ten Mile and Staples lakes, Barron county; Ellison, Muskellunge, Sand Bar and Tomahawk lakes, Bayfield county; Dunham lake, Burnett county; Stevens lake, Forest county; lake Six, Iron county; Bear, John and Munger lakes, Oconto county; Peshtigo flowage, Marinette county; Balsam, Long and Loveless lakes, Polk county; <u>Whitney</u> <u>lake, Vilas county;</u> Slim lake, Washburn county; Partridge lake and Wolf river	May to March 1
notwithstanding s. NR 20.04 which applies to other species in these waters; all cributaries and connected sloughs to Lake Superior upstream to the first dam or Lake; all other waters of Portage county except Dubay Lake and Little Eau Pleine clowage; all other waters	lake), Waupaca county; <u>Poygan,</u> Winneconne, Butte des Morts, Winnebago, and Little Butte des Morts lakes, Wolf river and Fox river downstream from state hwy. 21/116 bridge, Calumet, Fond du Lac, Waushara	
	and Winnebago counties notwithstanding s. NR 20.04 which applies to other species in these waters; all tributaries and connected sloughs to Lake Superior upstream to the first dam or lake; all other waters of Portage county except Dubay lake and Little Eau Pleine Elowage; all other waters	na an a

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SECTION 8. NR 20.03(1)(f)4.a. is repealed and recreated to read:

Kind of fish and locality	Open Season (both dates inclusive)	Daily bag limit	Minimum length (inches)
(f) TROUT AND SALMON (any variety except lake trout and splake in inland waters)	an a	en de la composition la composition de la composition la composition de la composition de la la composition de la c	
4.a. All Lake Superior tributaries, except the following waters: Montreal river; Bad river upstream from Copper falls, Brunsweiller river upstream from state hwy. 13, Marengo river upstream from state hwy. 13, Potato river upstream from Guerney falls and White river upstream from White river dam, Ashland county; Iron river upstream from Orienta dam, Little Sioux river upstream from falls in NE1/4 of NE1/4 T49N R5W S13, Siskiwit river upstream from falls in SW1/4 of NW1/4 T51N R6W S35, Bayfield county; Amnicon river upstream from Amnicon falls, Black river upstream from Big Manitou falls, Bois Brule river between county hwys. B and S, Middle river upstream from U.S. hwy. 2, Poplar river upstream from U.S. hwy. 2, Douglas county	First Saturday in May at 5:00 a.m. to September 30	5 in total of which only 2 may be brown trout exceeding 15 inches and only 1 of which may be rainbow trout	brown trout 10", salmon 12", rainbow

SECTION 9. NR 20.03(1)(h)3m. is created to read:

Kind of fish and locality	Open Season (both dates inclusive)	Daily bag limit	Minimum length (inches)
(h) CATFISH			
3m. Yellowstone lake, Lafayette county	First Saturday in May to March 1	0	

SECTION 10. NR 20.03(1)(k)5. is amended to read:

Kind of fish and locality	Open Season (both dates inclusive)	Daily bag limit	Minimum length (inches)
(k) BLUEGILL, CRAPPIE, PUMPKINSEED (sunfish), YELLOW PERCH			
5. Bladder and Sawdust lakes, Bayfield county; Pine lake, Iron county; Lake Wazee, Jackson county; Newman lake, Price county	Continuous	10 in total	No size limit

SECTION 11. NR 20.03(1)(k)6 is amended to read:

Ki	ind of fish and locality	Open Season (both dates inclusive)	Daily bag limit	Minimum lengt (inches)
(k) H PUMPH PERCH	BLUEGILL, CRAPPIE, XINSEED (sunfish), YELLOW H			
	urtle-Flambeau flowage <u>,</u> u <u>ding Trude lake</u> , Iron Y	Continuous	10 in total	10 for crappi no size limi for other species
SECT	ION 12. NR 20.03(1)(s) is r	repealed and recreated	to read:	
Ki	nd of fish and locality	Open Season (both dates inclusive)	Daily bag limit	Minimum lengt (inches)
threa	ROUGH FISH (Except for atened or endangered .es. See s. NR 27.03)			
Lafay	Yellowstone lake, Yette county (garfishes powfin only)	Continuous	0	a segunda a Seconda a da Seconda a da segunda Seconda a dagai
2. A	all other waters	Continuous	None	No size limit
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SECTION 13. NR 20.03(4)(g), Table 1, subdivision 16. is amended to read: TABLE 1

County	Water name	Portion	Regulation Category	Gear Restrictions, Size Limits, Daily Bag Limits, and Daily Size Limits for for Category 5 Waters, and Open Season Exceptions for Other Categories (Open Seasons Include Both Dates)
16. Douglas	All waters not listed except those portions of Lake Superior tribu	_	1	
	tary streams regulated under sub. (1)(f)4.			
	Anderson lake Bois Brule river	All County hwy. S to county hwy.	B 5	Gear restrictions: only artificial lure may be used. Daily bag limit: 3 trout an
	Eau Claire river	 Парада на на	3	salmon in total only 2 of which may be brow trout and only 1 of which may be a rainbo trout. Size limit: brook trout 10", rainbo trout 26", brown trout 15", salmon 12"
	Ounce river	A11	2	
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	an tha an			$\hat{\mathcal{A}}_{i}^{(1)} = \hat{\mathcal{A}}_{i}^{(1)} + \mathcal{$
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SECTION 14. NR 20.03(4)(g), Table 1, subdivision 49. is repealed and recreated to read:

TABLE 1

			Dogulation	Gear Restrictions, Size Limits, Daily Bag Limits, and Daily Size Limits for for Category 5 Waters, and Open Season
County	Water name	Portion	Regulation Category	Exceptions for Other Categories (Open Seasons Include Both Dates)
49. Portage	All waters not listed		2	
-	Adams lake	All	2	Open season: first Saturday in May at 5:00 a.m. to March 1
	Flume creek	All	3	5.00 a.m. co march i
	Little Wolf river	All	4	
	Rainy creek	All	3	
	Spring lake	All	2	Open season: first Saturday in May at 5:00 a.m. to March 1
	Sunset lake	All	2	Open season: first Saturday in May at 5:00 a.m. to March 1
	Thomas lake	All	2	Open season: first Saturday in May at 5:00 a.m. to March 1
	Tomorrow river	Waupaca county line ups to Durant road	tream 5	Gear restriction: only artificial lures may be used. Daily bag limit: 1 trout. Size limit: brown trout 18", brook trout 10"
	Tomorrow river	Durant road upstream to Amherst dam	4	
	Tomorrow river	Old railroad bridge croan north of Amherst upstream		Open season: first Saturday in May at 5:00 a.m. to Sept. 30. Gear restriction:
an an an an an Arran an Arran Arran an Arran an Arr		First street in Nelsonv		only artificial lures may be used. Daily
	$\sum_{i=1}^{n-1} \frac{1}{n} \left(\frac{1}{n} + \frac{1}{n} \right) = \frac{1}{n} \left(\frac{1}{n} + \frac{1}{n} + \frac{1}{n} \right) \left(\frac{1}{n} + \frac{1}{n} \right)$			bag limit: 1 trout. Size limit: brown
				trout 18", brook trout 10"
	Tomorrow river	First street in Nelsonv upstream to Clementson	road	
	Tomorrow river	Clementson road upstream Poncho creek	m to 5	Open season: first Saturday in May at 5:00 a.m. to Sept. 30. Gear restriction only artificial lures may be used. Dail
				bag limit: 1 trout. Size limit: brook trout 10", brown trout 14"
	Tomorrow river	Upstream from Poncho cr	eek 4	croue 10", prown croue 14"

 $|\mathcal{F}_{i}| = \sum_{i=1}^{n} |\mathcal{F}_{i}|^{2} + \sum$

SECTION 15. NR 20.03(4)(g), Table 1, subdivision 68., is amended to read:

TABLE 1

ounty	Water name	Portion	Regulation Category	Gear Restrictions, Size Limits, Daily Bag Limits, and Daily Size Limits for for Category 5 Waters, and Open Season Exceptions for Other Categories (Open Seasons Include Both Dates)
8. Waupaca	All waters not listed		2	
	Bass lakes	All	2	Open season: first Saturday
				in May at 5:00 a.m. to Mar. 1
	Chain of Lakes	All	4	Open season: first Saturday
	(all lakes)			in May at 5:00 a.m. to Mar. 1
	Comet creek	All	4	
	Crystal river	All	. 3	
	Flume creek	All	3	
	Little Long lake	All	2	Open season: first Saturday
				in May at 5:00 a.m. to Mar. 1
	Little Wolf river	CTH J upstream to Ness road	5	Gear restriction: only artificial lures ma
				be used. Daily bag limit: 1 trout. Size limit: brook trout 14"
	Little Wolf river	All except portion described	4	
	north branch)	above and south branch		
	Little Wolf (south	A11	3	
	branch)			
	Mirror lake	A11	2	Open season: first Saturday
				in May at 5:00 a.m. to Mar. 1
	Radley creek	A11	3	
	Walla Walla creek	All	3	
	Waupaca river	STH 10 River road upstream to	5 5	Gear restriction: only artificial lures ma
		Durant road Portage county 1:		be used. Daily bag limit: 1 trout. Size limit: brook trout 10", brown trout 18"
	Waupaca river	All except portion listed abo	ove 4	

SECTION 16. NR 20.03(6)(b) is amended to read:

NR 20.03(6)(b) Daily bag limit. The daily bag limit is one muskellunge, except on Yellowstone lake, Lafayette county, where the daily bag limit for muskellunge is 0.

SECTION 17 NR 20.03(6)(d)1.(Table 1)am. and cm. are created to read:

NR 20.03(6)(d) Minimum size limits. 1. The minimum size limits for muskellunge is 40 inches for all waters listed in Table 1.

	Waters with	ABLE 1 Limum Size Limit On	Muskellunge	
Coun	ity	 Waters		
am.	Barron	 All waters		
cm.	Burnett	All waters		

SECTION 18. NR 20.03(6)(d)1.(Table 1)v., w. and ze. are amended to read:

NR 20.03(6)(d) Minimum size limits. 1. The minimum size limits for muskellunge is 40 inches for all waters listed in Table 1.

			TABLE				
Waters with	а	40-inch	Minimum	Size	Limit	on	Muskellunge

County	Waters
v. Oneida	Bridge lake Katherine lake Nokomis lake (upstream from Prairie Rapids road)
	Rainbow flowage Rice River flowage <u>Stella Lake</u> Two Sisters lake
w Polk ze. Washburn	Bone lake <u>All waters</u> Nancy lake All waters

SECTION 19. NR 20.04(3)(am)3. is amended to read:

NR 20.04(3) (am)3. Chippewa river including sloughs, bayous and flowages from the Holcombe Dells dam in Chippewa Eau Claire county downstream to the Burlington Northern railroad bridge in Buffalo and Pepin counties, and streams flowing into this part of the Chippewa river from their mouths up upstream to the first highway or railroad bridge.

a. Yellow river from Lake Wissota upstream to the Suetlik dam at Cadott in Chippewa county.

SECTION 20. NR 20 09(1)(b) is created to read:

NR 20.09(1)(b) Notwithstanding any provision of this chapter, no person may take any fish other than smelt or suckers with dipnets or seines from the following waters:

1. Lake Superior, its bays and tributaries, only smelt may be taken.

2. Little river from its mouth upstream to the state highway 141 bridge.

3. Kewaunee river and its tributaries except Little Scarboro, Scarboro, Roger and Casco creeks.

4. Milwaukee river from its mouth upstream to the Chair Factory dam in the village of Grafton.

5. Menomonee river from its mouth upstream to the 45th street drop structure in the city of Milwaukee.

6. Pike river and its tributaries.

7. All other tributaries to Lake Michigan or Green Bay from their mouths upstream to the first dam or lake.

SECTION 21. NR 20.09(2)(b) and (c) are repealed.

SECTION 22. NR 20.09(2)(g) is amended to read:

NR 20.09(2)(g) Except in Lake Superior, its bays and tributaries, a A dip net not exceeding 8 feet in diameter or 8 feet square may be used in all other waters except designated trout streams at any time of the year, sunrise to sunset, for the taking of rough fish with no bag or possession limit.

SECTION 23. NR 20.10(1)(b) is repealed and recreated to read:

NR 20.10(1)(b) Notwithstanding any provision of this chapter, no person may take any fish other than smelt or suckers with nets, traps or seines from the following waters:

1. Lake Superior, its bays and tributaries, only smelt may be taken.

2. Little river from its mouth upstream to the state highway 141 bridge.

3. Kewaunee river and its tributaries except Little Scarboro, Scarboro, Roger and Casco creeks.

4. Milwaukee river from its mouth upstream to the Chair Factory dam in the village of Grafton.

5. Menomonee river from its mouth upstream to the 45th street drop structure in the city of Milwaukee.

6. Pike river and its tributaries.

7. All other tributaries Lake Michigan or Green Bay from their mouths upstream to the first dam or lake.

SECTION 24. NR 26.05(26) is created to read:

NR 26.05(26) Little Turtle river. That portion 200 feet upstream and 200 feet downstream of the Popko's Circle road (west) crossing (section 7, township 42 north, range 3 east).

SECTION 25. NR 26.08(10) is created to read:

NR 26.08(10) CLARK COUNTY. South fork Eau Claire river. From the Mead Lake dam downstream for 500 feet.

SECTION 26. NR 26.09(51) is amended to read:

NR 26.09(51) PRICE COUNTY. (a) Schnur creek. All of Schnur creek, beginning at the west shore of Schnur lake on the east side of the creek and extending westward to its mouth on the east shore of Butternut lake, SE1/4 of NE1/4, section 5, township 40 north, range 1 west. (b) South Fork Spirit river. That portion from the Spirit lake dam

downstream for 500 feet.

SECTION 27. NR 26.14 is repealed.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on May 28, 1997

The rules shall take effect on March 1, 1998 as provided in s. 227.22(2)(b), Stats.

Dated at Madison, Wisconsin,

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STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By George E Secret Meyer,

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State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor George E. Meyer, Secretary Box 7921 101 South Webster Street Madison, Wisconsin 53707-7921 TELEPHONE 608-266-2621 FAX 608-267-3579 TDD 608-267-6897

August 7, 1997

Mr. Gary L. Poulson Assistant Revisor of Statutes 131 West Wilson Street - Suite 800 Madison, WI

Dear Mr. Pou

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. FH-10-97. These rules were reviewed by the Assembly Committee on Natural Resources and the Senate Committee on Agriculture and Environmental Resources pursuant to s. 227.19, Stats. Summaries of the final regulatory flexibility analysis and comments of the legislative review committees are also enclosed.

You will note that this order takes effect following publication. Kindly publish it in the Administrative Code accordingly.

Sincerely,

George E. Meyer Secretary

Enc.

