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11:10 am J. L. Tolson

NR 26



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl
Secretary

BOX 450
MADISON, WISCONSIN 53701

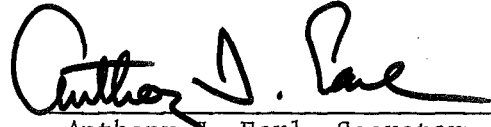
IN REPLY REFER TO: _____

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) ss

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Anthony S. Earl, 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. F-38-76 was duly approved and adopted by this Department on May 13, 1976. 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 Pyare Square Building in the Village of Shorewood Hills, this 21st day of June, 1976.


Anthony S. Earl, Secretary

(SEAL)

STATE OF WISCONSIN NATURAL RESOURCES BOARD

.....
IN THE MATTER of repealing and recreating .
section NR 26.23 of the Wisconsin .
Administrative Code pertaining to fish .
refuges .
.....

F-38-76

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD

REPEALING & RECREATING RULES

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 23.09, 23.11, 29.174 and 29.33 and chapter 227, Wisconsin Statutes, the Natural Resources Board hereby repeals and recreates rules as follows:

SECTION 1 - Section NR 26.23 is repealed and recreated to read:

NR 26.23 Fish Refuges. (1) In order to prevent substantial depletion of the fish supply, the following described spawning areas and nursery areas in Lake Superior are hereby created and established as fish refuges and it shall be unlawful for any person to take, catch, capture, kill or fish for fish in any manner at any time in, on or along the following described water area: From the southernmost point of Outer Island in a straight line and a southerly direction to the Gull Island Light and then south to the northernmost point of Michigan Island proceeding in a southerly direction following the shoreline of Michigan Island to the Michigan Island Light, thence southerly to the center of the mouth of the Bad river in Ashland county; thence due east to the Michigan state line; thence northerly along the state line to a point due east of the southerly tip of Outer Island; from that point due west to the southernmost point of Outer Island, the place of beginning excluding those waters within one-half mile of the mainland shoreline of Ashland county; all that area within these external boundaries wherein the lake bottom lies at a depth of 35 fathoms (210 feet) or less.

(2) In order to prevent substantial depletion of the fish supply, the following described spawning areas in Lake Superior are hereby created and established as fish refuges and it shall be unlawful for any person to take, catch, capture, kill or fish for fish in any manner from September 1 to November 15, both dates inclusive in, on or along the following described water areas:

(a) Sand cut defined as an area bounded by a line extending from the Madeline Island bell buoy #2 due south to a point intersecting the shore of Long Island; thence due east to a point intersecting a line extending directly south from Big Bay Point; thence northward along that line to a point intersecting a line extending due east from the Madeline Island bell buoy #2; thence due west to Madeline Island bell buoy #2, the location of said buoy being 90°45" west by 46°45" north.

(b) Cat Island Shoal is defined as an area bounded by a line extending from the northernmost end of Cat Island easterly to the Outer Island Light; thence westerly to the northernmost end of North Twin Island; thence southwesterly to the northernmost end of Rocky Island; thence southeasterly to the north end of Cat Island, the place of beginning.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on May 13, 1976.

The rules contained herein shall take effect upon publication.

Dated at Madison, Wisconsin 18 June 1976

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Anthony S. Earl
Anthony S. Earl, Secretary

(SEAL)

APPROVED:

Patrick J. Lucey
Patrick J. Lucey, Governor

6/18/76
Date