



NR 20, 23, 26

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

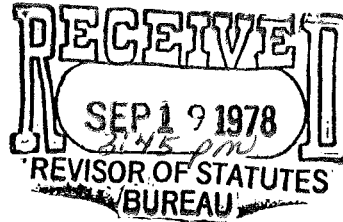
Anthony S. Earl
Secretary

BOX 7921
MADISON, WISCONSIN 53707

IN REPLY REFER TO: _____

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES)

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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-17-78 was duly approved and adopted by this Department on June 29, 1978. 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 16TH day of September, 1978.

Anthony S. Earl, Secretary

(SEAL)

STATE OF WISCONSIN NATURAL RESOURCES BOARD

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 IN THE MATTER of repealing sections NR 23.03(1)(a)1. .
 and (d)2.; amending sections NR 19.09(1)(c), 20.02 .
 (1)(e), 20.03(1)(d)1., (1)(f)1.f., (1)(f)3., 20.04 .
 (3)(a)69., (3)(am)3. & 24., (3)(b), (4)(a)5., 20.05 .
 (2), 20.06(1)(b), 20.09(3)(a) & (b) and 20.10(4)(a)1. .
 & 2.; repealing and recreating section NR 20.07(1)(g); . F-17-78
 and creating sections NR 26.08(68)(d), 26.12(4), .
 26.14(30)(c) & (d) and 26.15(54) of the Wisconsin .
 Administrative Code pertaining to the 1979 fishing .
 regulations .

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD

REPEALING, AMENDING, REPEALING AND RECREATING, AND CREATING RULES

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 23.09, 23.11, 29.085, 29.174, 29.415, 29.544 and 227.014, Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby repeals, amends, repeals and recreates, and creates rules as follows:

SECTION 1 - Section NR 19.09 (1) (c) is amended to read:

(c) Burnett county. Bashaw lake, Big Clam lake, Briggs lake, Gaslyn lake, Long lake, Mud Hen lake, Rice lake.

SECTION 2 - Section NR 20.02 (1) (e) is amended to read:

Species	Area	Open season	Daily bag limit	Minimum length (in.)
(e) Largemouth and smallmouth bass	Lake Michigan and Green Bay (excluding waters within 1/4 mile of Washington, Detroit, Plumb, Pilot, Hog, and Rock Islands)	First Saturday in May to March 1	5 of each	No size limit
	Town of Washington Island	July 1 to March 1	5 of each	No size limit
	Lake Superior	Second Saturday in May to March 1	5 of each	No size limit

SECTION 3 - Sections NR 20.03 (1) (a) 1. and (d) 2. are repealed.

SECTION 4 - Section NR 20.03 (1) (d) 1. is amended to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (in.)
1. In all waters of Kenosha, Milwaukee, Racine and Walworth counties	First Saturday in May to March 1	2	No size limit

SECTION 5 - Section NR 20.03 (1) (f) 1. f. is amended to read:

f. All other inland waters	First Saturday in May at 5 a.m. to but not including June 1	10 of which only 5 may be rainbow or brown trout in aggregate	6
	June 1 to September 30	10 in aggregate	6

SECTION 6 - Section NR 20.03 (1) (f) 3. is amended to read:

3. There shall be an extended open season for trout and salmon on the following waters:	October 1 to November 15	5 in aggregate	6
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Risk creek pond in Adams county; Gilmanton pond in Buffalo county; Banach lake in Burnett county; Anderson lake in Douglas county; Sand lake (sec. 13, T39N, R18E) in Florence county; Bug, Logger and Valley lakes in Forest county; Hoffman, Lowe Creek pond, Trout Run SCS, Trout Run Church and Oxbow ponds in Jackson county; McGee, Pence and Townline lakes in Langlade county; Ament, Hanson, Morgan, Moraine and Taho lakes in Lincoln county;

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (in.)
Horseshoe lake in Manitowoc county; Cataract, Evans, Hans Biegel, Kickapoo Spring and Pinnacle Rock ponds in Monroe county; Bass lake (sec. 15, T39N, R7E) in Oneida county; Silverthorn lake in Sawyer county; Quarry lake in Sheboygan county; Eleva pond in Trempealeau county; Esofea and Timber Coulee ponds in Vernon county; Bluegill, Firefly, Weber, Little John, Jr., Otto Mielke and Pauto lakes in Vilas county; Lannon Park pond in Waukesha county; and Keller lake, Waupaca county.			

SECTION 7 - Section NR 20.04 (3) (a) 69. is amended to read:

69. Waupaca county - Campbell, Crystal, Cynco (Rice), Hatch, Kinney, Partridge, Partridge Crop, Silver and White.

SECTION 8 - Section NR 20.04 (3) (am) 3. is amended to read:

3. Chippewa river including sloughs, bayous and flowages up to the flowing portion of all tributary streams beginning at the Holcombe flowage dam in Chippewa county downstream to the Chicago, Burlington and Quincy railroad in Buffalo and Pepin counties.

SECTION 9 - Section NR 20.04 (3) (am) 24. is amended to read:

24. Wisconsin river and flowages beginning at the St. Regis dam in Rhineland in Oneida county downstream to the Chicago, Burlington and Quincy railroad bridge in Crawford and Grant counties including all connecting sloughs and bayous. Including Columbia county tributary streams (except as specified in subd. 1.) upstream to the first highway bridge and the Yellow river and all connecting flowages, sloughs and bayous from its confluence with the Castle Rock flowage in Juneau county upstream to the highway no. 54 dam at Dexterville.

SECTION 10 - Section NR 20.04 (3) (b) is amended to read:

(b) The department shall open the season for fishing with dip nets in any waters when it finds after scientific investigation and study that the fish populations in such waters are threatened with imminent mortality because of depletion of dissolved oxygen or other adverse habitat conditions under which fish will not survive. During such open season all species of fish may be taken by means of dip nets not more than 3 feet in diameter or 3 feet square, but no person shall have more than 25 pounds and one fish of any species of game fish of any size so taken in possession. No person shall fish with more than one such dip net. Such open season shall be put into effect by posting a notice thereof on or in the vicinity of the shore of the waters affected, such posting being deemed by the department to be the most feasible way of notifying the public that such open season for fishing with dip nets is in effect. Such open season shall remain in full force and effect only so long as such waters are covered with ice and so long as such posting is continued.

SECTION 11 - Section NR 20.04 (4) (a) 5. is amended to read:

5. There is a continuous open season with no daily bag limit or size limit for all species of fish contained in these waters except in Nebish lake there shall be an 8-inch minimum size limit for smallmouth bass.

SECTION 12 - Section NR 20.05 (2) is amended to read:

(2) Method of taking. Crayfish or crabs may be taken in the following ways; by hand, minnow seines, minnow dip nets and minnow traps where the same are permitted for the taking of minnows (see minnow regulations, section NR 20.10) and by crab traps with the entrance of the trap not to exceed 2½ inches at greatest diagonal measurement. Each such trap shall have securely attached to it a label or tag clearly bearing in the English language the name and address of the

operator. All such traps shall be raised and the crayfish or crabs removed therefrom at least once in every 24 hours.

SECTION 13 - Section NR 20.06 (1) (b) is amended to read:

(b) Trolling. It shall be unlawful for any person to take, capture or kill fish or fish for fish of any variety at any time in the inland waters of the state from a motor-driven boat when the motor is running or from any boat in tow of a motor-driven boat when the motor is running or from any sailboat when in motion; or by means of shutting or drawing off water for that purpose. Casting and immediate retrieval of a bait or lure while positioning a boat by means of an electric motor, when motors are permitted, shall not be deemed trolling. The restrictions in this paragraph do not apply to the waters of Barron, Bayfield, Burnett, Douglas, Polk, Racine, Rusk, Taylor, Washburn and Waukesha counties, the Wisconsin river from county trunk A east of Tomahawk, Lincoln county, downstream, the Chippewa river including sloughs, bayous and flowages up to the flowing portion of all tributary streams from the Holcombe flowage, Chippewa county, downstream, the Fox river from Buffalo lake downstream to the DePere dam and the following named lakes and rivers including their flowages and sloughs:

1. Adams county - Mason
2. Ashland county - Kakagon
9. Chippewa county - Chain; Holcombe flowage; Long 32-8
10. Clark county - Arbutus
13. Dane county - Crystal; Kegonsa; Koshkonong; Mendota; Monona; Waubesa
14. Dodge county - Beaver Dam; Fox; Sinnissippi
15. Door county - Clarks; Kangaroo
17. Dunn county - Menomin; Tainter

18. Eau Claire county - Altoona; Big Dells pond; Eau Claire
19. Florence county - Halsey; Twin Falls flowage
21. Forest county - Butternut; Franklin; Kentuck; Lucerne; Metonga; Pickerel;
Pine; Wabicon
24. Green Lake county - Green; Maria; Puckaway
27. Jackson county - Arbutus
28. Jefferson county - Koshkonong; Rock
29. Juneau county - Kilburn flowage
30. Kenosha county - Elizabeth
32. La Crosse county - Neshonoc
34. Langlade county - Post (Lower); Post (Upper); Rolling Stone
35. Lincoln county - Mohawksin; Spirit R. flowage
37. Marathon county - Big Eau Pleine reservoir
38. Marinette county - Chalk Hills flowage; High Falls reservoir; Noquebay
39. Marquette county - Buffalo
42. Monroe county - Monroe county flowage
43. Oconto county - Christy; Machickanee (Stiles pond); White Potato
44. Oneida county - Columbus; Katherine; Rainbow flowage; Sugar Camp;
Thunder; Willow flowage
50. Portage county - Little Eau Pleine flowage
51. Price county - Pike; Round
54. Rock county - Koshkonong
56. St. Croix county - Cedar
57. Sauk county - Redstone
58. Sawyer county - Chetac; Grindstone; Lac Court Oreilles; Nelson, Round;
Whitefish; Windigo; Winter
59. Shawano county - Shawano

60. Sheboygan county - Sheboygan marsh

64. Vilas county - Big Portage; Black Oak; Kentuck; Laura; Smoky; Stormy

65. Walworth county - Beulah; Como; Delavan; Geneva; Whitewater

67. Washington county - Big Cedar; Pike

69. Waupaca county - Partridge; White

70. Waushara county - Poygan

71. Winnebago county - Butte des Morts; Little Butte des Morts; Poygan; Rush;

Winnebago; Winneconne

SECTION 14 - Section NR 20.07 (1) (g) is repealed and recreated to read:

(g) Any fish taken into actual possession, unless released immediately, shall be included as part of the daily bag limit.

SECTION 15 - Section NR 20.09 (3) (a) and (b) are amended to read:

(3) Smelt. (a) Dip nets not exceeding 8 feet in diameter or 8 feet square may be used at any time for the taking, catching or killing of smelt in Lake Michigan and all streams and rivers flowing into Lake Michigan and the northern and southern parts of Green Bay, in that part of each of such streams beginning at or in the bay or lake and extending upstream to a point 500 feet below the first dam located on any such stream or a distance of 5 miles inland on any of such streams where no dam is located within 5 miles of the mouth.

(b) Dip nets not exceeding 8 feet in diameter or 8 feet square, may be used from April 1 to May 25 for the taking, catching or killing of smelt and suckers in Lake Superior and all streams flowing into Lake Superior in Bayfield, Ashland and Iron counties and the Brule river in Douglas county from a point beginning at their mouths and extending inland for a distance of one-half mile in a straight line. Zoning does not apply on Bear creek, Bluff creek and Nemadji river, the St. Louis river and the other non-trout streams in Douglas county and in the waters of the Chippewa, Bad and White rivers in Ashland county not inhabited by trout, or on streams where active sea lamprey control

structures are located. The taking of rough fish by dip netting is permitted from April 1 to July 15 below the posted portion of a stream on which an active lamprey control structure is located.

SECTION 16 - Section NR 20.10 (4) (a) 1. and 2. are amended to read:

1. Minnow seines. Minnow seines may be used sunrise to sunset only, that do not exceed 25 feet in length and 6 feet in depth flat measure and contain mesh not exceeding one-half inch stretch measure.

2. Minnow dip nets. Minnow dip nets may be used sunrise to sunset only and are defined as follows: A piece of netting suspended from a round or square frame not exceeding 8 feet in diameter or 8 feet square.

SECTION 17 - Section NR 26.08 (68) (d) is created to read:

(d) Lac La Belle (Oconomowoc river). From the grill structure at the outlet, upstream for a distance of 600 feet in NW $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 32, T8N, R17E.

SECTION 18 - Section NR 26.12 (4) is created to read:

(4) Bayfield county. (a) Eau Claire Chain of Lakes. That part of the Eau Claire river system connecting the Eau Claire Chain of Lakes in Barnes township.

SECTION 19 - Section NR 26.14 (39) (c) and (d) are created to read:

(c) Fox river. That part of the Fox river beginning at the Buffalo lake dam and extending downstream a distance of 50 feet.

(d) Lower Neenah creek. That part of Lower Neenah creek beginning at the Briggsville dam and extending downstream to the state highway 23 crossing.

SECTION 20 - Section NR 26.15 (54) is created to read:

(54) Rusk county. (a) Flambeau river. That part of the Flambeau river within 200 feet of all hydroelectric dams.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on June 29, 1978.

The rules contained herein shall take effect upon publication.

Dated at Madison, Wisconsin 29 August 1979

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Anthony S. Earl
Anthony S. Earl, Secretary

(SEAL)

APPROVED:

Martin J. Schreiber
Governor Martin J. Schreiber

SEP 12 1978
Date