



State of Wisconsin

CR 84-74

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny  
Secretary

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File Ref:

STATE OF WISCONSIN )  
 ) ss  
DEPARTMENT OF NATURAL RESOURCES )

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TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Bruce B. Braun, Deputy Secretary of the Department of Natural Resources and custodian of the official records, do hereby certify that the annexed copy of Natural Resources Board Order No. F-4-84 has been compared by me with the original order on file in this office of the Department of Natural Resources, Madison, Wisconsin, and that the same is a true copy thereof, and of the whole of such original order; that said order was duly passed and published as set forth therein.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Natural Resources at General Executive Facility #2 in the City of Madison, this 27<sup>th</sup> day of September, 19 84.

Bruce B. Braun  
Bruce B. Braun, Deputy Secretary

SEAL

2-85

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

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OCT 11 1984

Revised  
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F-4-84

.....  
IN THE MATTER of repealing s. NR 26.12(59)(b);  
renumbering ss. NR 20.03(1)(a)4. and (f)4. to 6.;  
amending ss. NR 20.03(1)(f)7. (intro.),  
20.04(3)(d)2. (intro.), (4)(a)2. and 5., (7)(d) and  
(8)(b), 20.07(4)(a), 20.09(title) and (3)(c);  
repealing and recreating ss. NR 20.07(1)(d) and  
20.15(1) and creating ss. NR 19.27(4)(a)4.,  
20.015(5), 20.03(1)(a)4. and 5., (f)4., 20.04(7)(e),  
26.01(9)(a), 26.08(13)(a)3., 26.09(57)(c) and 26.29  
of the Wisconsin Administrative Code pertaining to  
the 1985 fishing regulations.  
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Analysis Prepared by Department of Natural Resources

The proposed rules revise the fishing regulations and fish refuge areas for 1985. The specified changes are:

1. Requiring that crayfish traps placed in trout streams be the same dimensions as minnow traps.
2. Establishment of slot size limits on largemouth bass in Blake lake, Polk county and Wabasso lake, Vilas county.
3. Establishment of a 12-inch minimum size limit on largemouth bass in Spruce lake, Vilas county and restriction of fishing to the use of artificial lures with a 2 daily bag limit.
4. Establishment of a 5 in aggregate daily bag limit for trout on the south fork of Main creek, Rusk county.
5. Reduction of the trout and salmon snagging season on designated areas of Lake Michigan and its tributary streams by 2 1/2 months.
6. Establishment of special size, bag limits and fishing methods on portions of Paradise Springs creek, Waukesha county.
7. Defining a telemetry device and prohibiting the use of such devices implanted or attached to fish to aid in fishing.
8. Permitting the use of bow/arrow to take rough fish, sunrise to sunset, in Sawyer county waters from May 20 to July 1.
9. Permitting the use of seines to take smelt and suckers from April 1 to May 25 in the St. Louis river and bays of Lake Superior, Douglas county.

10. Declaring bullheads detrimental fish in all waters of 8 northwest district counties.

11. Establishment of fish refuges on portions of the Chippewa river, Chippewa and Sawyer counties and the Yahara river, Dane county.

12. Permitting fishing within a refuge area on a portion of the Embarrass river, Shawano county, when the area is posted open to fishing with Department signs.

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Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by ss. 23.09(2)(intro.) and (c), 29.085, 29.174(3), 29.175(1), 29.623 and 227.014, Stats., the State of Wisconsin Natural Resources Board hereby renumbers, amends, repeals and recreates, and creates rules interpreting ss. 23.09(2)(intro.), (c) and (k), 29.085 29.174(2), 29.175 and 29.623 Stats., as follows:

SECTION 1. NR 19.27(4)(a)4. is created to read:

NR 19.27(4)(a)4. Traps. Crayfish traps placed in trout streams shall conform to the dimensions of minnow traps described in s. NR 20.10(4)(a)3. unless otherwise authorized by the department.

SECTION 2. NR 20.015(5) is created to read:

NR 20.015(5) "Telemetry device" means any device attached or implanted in fish that transmits a sonic or electronic signal to aid in fishing.

SECTION 3. NR 20.03(1)(a)4. is renumbered NR 20.03(1)(a)6.

SECTION 4. NR 20.03(1)(a)4. and 5. are created to read:

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Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
4. Blake lake, Polk county and Wabasso lake, Vilas county (largemouth bass)	First Saturday in May to March 1	5	No minimum length except the possession of fish between 12 and 15 inches is prohibited
5. Spruce lake, Vilas county (largemouth bass) (see also s. NR 20.04(4)(a)2. and 5.	Continuous	2	12

SECTION 5. NR 20.03(1)(f)4. to 6. are renumbered NR 20.03(1)(f)5. to 7.

SECTION 6. NR 20.03(1)(f)4. is created to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
4. South fork of Main creek, Rusk county	First Saturday in May at 5:00 a.m. to September 30	5 in aggregate	6

SECTION 7. NR 20.03(1)(f)7.(intro.) is amended to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
7. All other inland waters	First Saturday in May at 5 a.m. to but not including June 1	10 at which 5 may be rainbow or brown trout in aggregate	6
	June 1 to September 30	10 in aggregate	6

SECTION 8. NR 20.04(3)(d)2.(intro.) is amended to read:

NR 20.04(3)(d)2.(intro.) During the period from October 1 through ~~January 31, it shall be lawful to~~ to November 15, a person may take trout and salmon by hand without the use of any device and by foul hooking or snagging while fishing with hook and line, using a hook with a gape size of not larger than one-half inch from point to shank, in the following waters only. During such period fishing by hand and hook and line on the following waters is prohibited between one-half hour after sunset and one-half hour before sunrise, except in the Menominee river. The size limit on trout and salmon shall be 10 inches and the daily bag limit shall be 5 fish in the aggregate, of which only 3 may be lake trout.

SECTION 9. NR 20.04(4)(a)2. and 5. are amended to read:

NR 20.04(4)(a)2. Fishing in such waters ~~shall be done only with is~~ restricted to hook and line or rod and reel with fishing in Spruce lake further restricted to the use of artificial lures only and except that cisco may be taken in Pallette lake by means of dip nets or seines described under s. NR 20.11(2).

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 a 10-inch minimum size limit for smallmouth bass ~~and~~, a 17-inch minimum size limit on lake trout in Pallette lake and a 12-inch minimum size limit with a 2 daily bag limit on largemouth bass in Spruce lake.

SECTION 10. NR 20.04(7)(d) is amended to read:

NR 20.04(7)(d) Namekagon river - In, on or along that part of the Namekagon river, Sawyer county, from section 3, T42N, R8W, downstream through section 31, T42N, R8W, no trout between 10 and 15 inches in length may be kept. The open season, minimum size and bag limits established in s. NR 20.03(1)(f)~~6~~7. apply.

SECTION 11. NR 20.04(7)(e) is created to read:

NR 20.04(7)(e) Paradise Springs creek - In, on or along that part of Paradise Springs creek, Waukesha county, beginning at county hwy. N bridge in Eagle (section 16, T5N, R17E) and extending upstream 800 feet to the creek origin including the headwater pond. There is a 0 bag limit and the fishing for fun season is from January 1 to September 30.

SECTION 12. NR 20.04(8)(b) is amended to read:

NR 20.04(8)(b) The open and closed seasons and other regulations established by this ~~section~~subsection shall apply to s. NR 20.03(1)(f)~~6~~7.

SECTION 13. NR 20.07(1)(d) is repealed and recreated to read:

NR 20.07(1)(d) No person may fish with or leave any fish line or lines unattended in any waters; no person may take any fish by snagging or fouling in any manner unless otherwise specifically provided. Any fish illegally taken other than in the mouth by snagging or fouling shall be immediately returned to the water. No person may fish with the aid or use of any firearm, or pellet gun in any manner or by any means other than angling or trolling. No person may use a telemetry device attached or implanted in fish to aid in fishing. Dip nets (landing nets) 3 feet or less in diameter and a gaff may be used for the purpose of landing fish legally hooked.

SECTION 14. NR 20.07(4)(a) is amended to read:

NR 20.07(4)(a) ~~It is unlawful~~ No person may as prescribed in sub. (2) to take, catch or kill fish in the counties of Ashland (except in the Bad river as provided in par. (e)), Bayfield, Iron, Oconto (in that portion of the county west of highway #141 only), Oneida, Pierce, Price, Sawyer and Vilas counties and, except that rough fish may be taken sunrise to sunset with bow and arrow from the Saturday nearest May 20 to July 1 each year in Iron ~~county~~ and Sawyer counties.

SECTION 15. NR 20.09(title) and (3)(c) are amended to read:

NR 20.09 DIP NETS AND SEINES IN INLAND AND OUTLAYING WATERS.

NR 20.09 (3)(c) Seines not more than 75 feet in length and not more than 6 feet in depth may be used from April 1 to May 25 for the taking, catching and

killing of smelt and suckers in all the outlying waters except that portion of the Fox river in Brown county upstream from 1,500 feet below the dam in the city of DePere. Seines of this dimension may also be used in St. Louis bay, Superior bay, Allouez bay and from the mouth of the St. Louis river upstream to the north 28th st. landing in Douglas county.

SECTION 16. NR 20.15(1) is repealed and recreated to read:

NR 20.15 (1) The department finds that bullheads are detrimental fish in the following counties or specified county waters.

(a) All waters in Barron, Burnett, Langlade, Lincoln, Marathon, Oneida, Polk, Price, Rusk, Sawyer, Taylor, Vilas and Washburn counties.

(b) Adams and Juneau - Castle Rock flowage and the Wisconsin river beginning at the Petenwell dam and extending downstream to the Castle Rock dam except for that part of the Yellow river in Castle Rock flowage locally called the Buckhorn area, upstream from the electric power transmission line across the flowage in sections 26 and 35, T17N, R4E, Juneau county.

(c) Dodge - Beaver Dam lake and the Rock river from hwy. 49 downstream to the dam in Hustisford.

(d) Florence - Bass, Frog, Halsey, Long (Forest county), Scout and West Bass lakes; Line and Pine river flowages.

(e) Forest - Little Rice lake.

(f) Marinette - Town Corner lake.

(g) Sheboygan - Sheboygan marsh.

(h) Winnebago - Little Lake Butte des Morts from the lower dam on the Fox river at Menasha to the upper dam in Appleton, Outagamie county.

(i) Wood - Petenwell flowage and the Wisconsin river beginning at the Nekoosa dam in Wood county and extending downstream to the Petenwell dam in Adams and Juneau counties.

SECTION 17. NR 26.01(9)(a) is created to read:

NR 26.01(9) CHIPPEWA COUNTY. (a) That part of the Chippewa river from the Jim Falls dam located in section 29, T30N, R7W, and extending downstream for a distance of 1,000 feet.

SECTION 18. NR 26.08(13)(a)3. is created to read:

NR 26.08(13)(a)3. Village of McFarland. Beginning 400 feet upstream from the Dyreson Road bridge located in section 14, T6N, R10E, and extending upstream for a distance of 1,000 feet.

SECTION 19. NR 26.09(57)(c) is created to read:

NR 26.09(57)(c) That part of the Chippewa river from the Arpin dam located in section 23, T38N, R7W and extending downstream for a distance of 500 feet.

SECTION 20. NR 26.12(59)(b) is repealed.

SECTION 21. NR 26.29 is created to read:

NR 26.29 FISH REFUGES.(Intro.) The following described areas are created and established as fish refuges and no person may take, disturb, catch, capture, kill or fish for fish in any manner from April 15 to May 15 each year

in, on or along the following described water areas unless posted open to fishing with department signs:

(59)(a) Embarrass river. That part of the Embarrass river from county hwy. M-bridge located in the SE 1/4, section 9, township 26 north, range 14 east downstream to Rangeline road located in the SE 1/4, section 13, township 26 north, range 14 east.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on June 27, 1984.

The rules contained herein shall take effect on January 1, 1985.

Dated at Madison, Wisconsin

September 27, 1984

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By

Carroll D. Besadny  
Carroll D. Besadny, Secretary

(SEAL)  
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