



CR 87-37

State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

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MADISON, WISCONSIN 53707

File Ref:

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES)

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 of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. FM-3-87 was duly approved and adopted by this Department on June 25, 1987. 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 here-
unto set my hand and affixed the
official seal of the Department at
the Natural Resources Building in
the City of Madison, this 31st
day of August, 1987.

Bruce B. Braun, Deputy Secretary

(SEAL)

RECEIVED

SEP 3 1987

4:00pm
Revisor of Statutes
Bureau

1-1-88

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

..... :
IN THE MATTER OF repealing s. NR 20.04(3)(a)56; :
renumbering s. NR 20.03(1)(a)7., (c)3. and :
(d)4.; amending ss. NR 20.03(1)(a)1.c. and :
(q)1.a., 20.04(3)(am)13 and 21.04(7)(a); :
and creating ss. NR 20.03(1)(a)1.d., : FM-3-87
20.03(1)(a)7.a. and b., (c)3.a. and b. and :
(d)4.a. and b., 20.04(7)(h), 21.04(7)(b) and :
26.01(11)(c) and (51), Wis. Adm. Code, :
pertaining to fishing in inland waters and :
fish refuges :
..... :

Analysis Prepared by Department of Natural Resources

Statutory authority: ss. 29.085, 29.174(3) and 227.11(2)(a), Stats.

Statutes interpreted: s. 29.174(2)(a), Stats.

The order makes the following changes relating to fishing and fish refuges.

1. To prevent overexploitation of northern pike, during low water levels caused by drawdown, it prohibits angling on Park Lake, Columbia County, until January 1, 1989, unless posted "open to fishing" by the department.
2. Creates a closed season on walleye, northern pike, and largemouth bass in Ripon Millpond, Fond du Lac County, to permit re-establishment of predators following fishery rehabilitation.
3. Creates a closed season on walleye, northern pike and largemouth bass in Beaver Dam Lake, Dodge County, to permit re-establishment of predators following fishery rehabilitation.
4. Establishes a 12 to 16-inch slot length limit on largemouth bass in Wilson Lake, Iron County, to complement ongoing evaluations of this management technique.
5. Closes the sturgeon season on the Nemadji and St. Louis Rivers, including Allouez Bay, Little Pokegama Bay, Pokegama Bay and Kimballs Bay to protect sturgeon being reintroduced.
6. Creates a refuge on the North Fork, Flambeau River, Price County, from Upper Park Falls dam downstream to Highway 182 to prevent poaching of fish stranded during low water periods.
7. Establishes special trout size and bag limits on South Branch, Oconto River to allow more trout to reach larger size. Fishing is also restricted to fly fishing and artificial lures only.

8. Allows year-round open season on the Pecatonica River, Iowa County, to provide common regulations for the whole river.

9. Deletes Pine Lake (at Baldwin), St. Croix County, from the list of lakes with year-round open season since an aeration system has been installed to eliminate winterkill.

10. Establishes an 18-inch minimum length limit on largemouth bass in Day Lake, Ashland County.

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

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
c. <u>Wilson lake, Iron county;</u> Kimball lake, Mueller lake and Sawyer lake, Langlade county; Rockland lake, Racine county; and Beulah lake, Walworth county (largemouth bass)	First Saturday in May to March 1	5	No minimum length, except the possession of fish between 12 and 16 inches is prohibited.

SECTION 2. NR 20.03(1)(a)1.d. is created to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
d. Day lake, Ashland county (largemouth bass)	First Saturday in May to March 1	5	18

SECTION 3. NR 20.03(1)(a)7., (c)3. and (d)4. are renumbered (a)7.c., (c)3.c. and (d)4.c., respectively.

SECTION 4. NR 20.03(1)(a)7.a. and b., (c)3.a. and b., and (d)4.a. and b. are created to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
(a) LARGEMOUTH AND SMALLMOUTH BASS			
7.a. Beaver Dam lake, Dodge county (largemouth bass)	No open season	--	--
b. Ripon millpond, Fond du Lac county (largemouth bass)	No open season	--	--
(c) WALLEYE AND SAUGER			

- 3.a. Beaver Dam lake, Dodge county (walleye) No open season -- --
- b. Ripon millpond, Fond du Lac county (walleye) No open season -- --

(d) NORTHERN PIKE

- 4.a. Beaver Dam lake, Dodge county No open season -- --
- b. Ripon millpond, Fond du Lac county No open season -- --

SECTION 5. NR 20.03(1)(q)1.a. is amended to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
a. In all waters--(except Lakes Poygan, Winneconne, Butte des Morts, Winnebago and connecting waters; in the Embarrass river from the Pella dam, Shawano county downstream to its confluence with the Wolf river in Outagamie county; and the <u>Nemadji river, Allouez Bay, Little Pokegama Bay, Pokegama Bay and Kimball's Bay, Douglas county</u> ; the Wolf river from the dam at Shawano downstream to Lake Poygan; and the Fox river down-stream from milepost No. 63, commonly known as Johnson creek in Green Lake county to Lake Butte des Morts)	First Saturday in September to October 15	1 per season	45

SECTION 6. NR 20.04(3)(a)56. is repealed.

SECTION 7. NR 20.04(3)(am)13. is amended to read:

NR 20.04(3)(am)13. Pecatonica river in Iowa, Lafayette and Green counties.

SECTION 8. NR 20.04(7)(h) is created to read:

NR 20.04(7)(h) South branch, Oconto river, in, on or along that part of the South branch of the Oconto river, Oconto county, from the Oconto county

highway "AA" bridge in section 19, township 30 north, range 17 east downstream to the state highway 32 bridge in section 3, township 29 north, range 17 east. The daily bag limit is 3 trout in aggregate with a 10-inch size limit for brook trout, a 6-inch size limit for rainbow trout and a 13-inch size limit for brown trout. The open season established in s. NR 20.03(1)(f)3. applies.

SECTION 9. NR 21.03(7)(a) is amended to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
(a) St. Croix, St. Louis and Mississippi rivers	Saturday nearest May 1 to October 31	1 per season	45 inches

SECTION 10. NR 21.04(7)(b) is created to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
(b) St. Louis river	No open season	--	--

SECTION 11. NR 26.01(11)(c) and (51) are created to read:

NR 26.01(11)(c) Park lake. Park lake located in sections 2 and 3, township 12 north, range 10 east, town of Wycocena, except when posted "open to fishing" by the department. This refuge is in effect only until January 1, 1989.

(51) PRICE COUNTY. North Fork, Flambeau river. That part of the Flambeau river from Upper Park Falls dam downstream to the state highway 182 bridge.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on June 25, 1987.

The rules shall take effect on the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22(2)(intro.), Stats.

Dated at Madison, Wisconsin August 31, 1987.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By Carroll D. Besadny
Carroll D. Besadny, Secretary