



CR 88-35

State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

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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-3-88 was duly approved and adopted by this Department on June 23, 1988. 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 2nd
day of September, 1988.

Bruce B. Braun
Bruce B. Braun, Deputy Secretary

(SEAL)

17-1-88

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

.....
IN THE MATTER OF repealing s. NR 20.03(1)(a)1.a. .
and 2; renumbering s. NR 21.04(1)(b); amending .
ss. NR 20.02(1)(a) and (e), 21.04(1)(a) and .
23.05(5)(d); repealing and recreating .
ss NR 20.03(1)(a)8. and 20.03(1)(f)4; . FM-3-88
and creating ss. NR 20.03(1)(a)9. and 21.04(1)(b),.
Wis. Adm. Code, pertaining to sport fishing in .
inland waters, outlying waters, Wisconsin- .
Minnesota boundary waters and Wisconsin-Michigan .
boundary waters. .
.....

Analysis Prepared by Department of Natural Resources

The rules are promulgated under the authority of ss. 29.174(3) and 227.11(2)(a), Stats., and interpret ss. 29.085 and 29.174(2)(a), Stats. The Order:

1. Establishes a minimum size limit of 28 inches and a daily bag limit of 1 for walleye and sauger from March 2 to the day before the first Saturday in May on the Fox river from the mouth upstream to the dam at DePere.
2. Establishes a 12-inch minimum size limit on largemouth and smallmouth bass in outlying waters, Wisconsin-Michigan boundary waters, Wisconsin-Minnesota boundary waters north of Wisconsin highway 70, and inland waters north of a line from the St. Croix river to and along state highways 70, 27 and 64 and extending east to the waters of Green Bay and in all inland waters in Brown, Kewaunee and Door counties north of a line from the east bank of the Fox river to and along state highway 29 and extending east to Lake Michigan and establishes a 14-inch minimum size limit in the inland waters south of the lines specified above and the Wisconsin-Minnesota boundary waters south of Wisconsin highway 70 except the Mississippi River.
3. Establishes an open season for trout and salmon from the Saturday nearest April 1 to the day before the first Saturday in May in the following Douglas county waters: Amnicon river from its mouth upstream to Amnicon falls; Middle river from its mouth upstream to U. S. highway 2, Nemadji river from its mouth upstream to Great Northern Railroad bridge (T47N, R14W, sec. 4); Black river from its mouth upstream to Big Manitou falls; Poplar river from its mouth upstream to U.S. highway 2 and the St. Louis river from its mouth upstream to the Wisconsin-Minnesota state line.
4. Changes the bag limit on the Brule river, Douglas County, and its tributaries to 5 trout and salmon in aggregate of which only 2 may be brown trout exceeding 15 inches and only 1 of which may be rainbow trout, and changes the minimum size limit on these waters to 8 inches for brook trout, 10 inches for brown trout, and 12 inches for rainbow trout and salmon.

SECTION 1. NR 20.02(1)(a) and (e) are amended to read:

Species	Area	Open season	Daily bag limit	Minimum length (in.)
(a) WALLEYE AND SAUGER (Bag limit means total of all)	1. Lake Michigan and Green Bay <u>except the Fox river from its mouth upstream to the dam at DePere</u>	At all times	3	No size limit
	2. Fox river from <u>its mouth upstream to the dam at DePere</u>	<u>First Saturday in May to March 1</u> <u>March 2 to the day before the first Saturday in May.</u>	<u>3</u> <u>1</u>	<u>No size limit</u> <u>28</u>
	3. Lake Superior	At all times	5	No size limit
(e) LARGEMOUTH AND SMALLMOUTH BASS	1. Lake Michigan and Green Bay (excluding waters within 1/4-mile of Washington, Detroit, Plum, Pilot, Hog and Rock Islands)	First Saturday in May to March 1	5 of each	No-size-limit <u>12</u>
	2. <u>Town of Washington Island Waters within 1/4 mile, of Washington, Detroit, Plum, Pilot, Hog and Rock Islands.</u>	July 1 to March 1	5 of each	No-size-limit <u>12</u>
	3. Lake Superior	Second Saturday in May to March 1.	5 of each	No-size-limit <u>12</u>

SECTION 2. NR 20.03(1)(a)1.a. and 2. are repealed.

SECTION 3. NR 20.03(1)(a)8. is repealed and recreated to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
8. All other inland waters north of a line beginning with state hwy. 70 bridge over the St. Croix River, following state hwy. 70 east to its intersection with state hwy. 27, then south following state hwy. 27 to its intersection with state hwy. 64, then east following state hwy. 64 to its terminus in the City of Marinette, then due east to the waters of Green Bay; and all inland waters in Brown, Kewaunee and Door Counties north of a line beginning with the state hwy. 29 bridge over the Fox River, following state hwy. 29 east to its terminus in the City of Kewaunee, then continuing due east to the waters of Lake Michigan.	First Saturday in May to March 1	5 of each	12

SECTION 4. NR 20.03(1)(a)9. is created to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
9. In all other inland waters	First Saturday in May to March 1	5 of each	14

SECTION 5. NR 20.03(1)(f)4. is repealed and recreated to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
4. Lake Superior tributary streams except Brule river and its tributaries	First Saturday in May at 5:00 a.m. to May 31	5 in aggregate	6
	June 1 to September 30	10 in aggregate	6

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
a. Brule river and its tributaries	First Saturday in May at 5:00 a.m. to September 30	5 in aggregate of which only 2 may be brown trout exceeding 15 inches and only 1 of which may be rainbow trout	brook trout 8 brown trout 10 rainbow trout 12 salmon 12
b. There is a special early and extended open season for trout and salmon in the following county tributary streams.	Saturday nearest April 1 to the day before the first Saturday in May and October 1 to November 15.	5 in aggregate of which only 2 may be rainbow trout	10

ASHLAND COUNTY:

Bad river from its mouth upstream to Copper falls; Potato river from its mouth upstream to Guernev falls; White river from its mouth upstream to White River dam; Brunswellier and Marengo rivers upstream to hwy. 13

BAYFIELD COUNTY:

Cranberry river from its mouth upstream to the Lenawee road (T50N, R7W, sec. 28); north fork Fish creek (T47N, R5W, sec. 1) from its mouth upstream to the junction with Pine creek (T47N, R6W, sec. 13); Flag river from its mouth upstream to the junction with the east fork of Flag river; Iron river from its

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
<p>mouth upstream to Orienta dam; Sioux river from its mouth upstream to Big Rock falls (T49N, R4W, sec. 19); Siskowitt river from its mouth upstream to second bridge (T41N, R6W, sec. 35).</p>			
DOUGLAS COUNTY:			
<p>Brule river from its mouth upstream to U.S. hwy. 2 bridge crossing</p>	<p>During the special early and extended open season, fishing in the Brule river, excluding taking smelt with gear specified in s. NR 20.09 (3)(b), is prohibited one-half hour after sunset to one-half hour before sunrise.</p>	<p>5 in aggregate of which only 2 may be brown trout exceeding 15 inches and only 1 of which may be rainbow trout</p>	<p>brook trout 8 brown trout 10 rainbow trout 12 salmon 12</p>
<p>Amnicon river from its mouth upstream to Amnicon falls; Middle river from its mouth upstream to U.S. hwy. 2; Nemadji river from its mouth upstream to Great Northern Railroad Bridge (T47N, R14W, sec. 4); Black river from its mouth upstream to Big Manitou falls; Poplar river from its mouth upstream to U. S. hwy. 2 and the St. Louis river from its mouth upstream to the Wisconsin-Minnesota state line.</p>		<p>5 in aggregate of which only 2 may be rainbow trout</p>	<p>10</p>
IRON COUNTY:			
<p>Graveyard creek from its mouth upstream to U.S. hwy 2; Oronto creek from its mouth upstream to its source; Parker creek from its mouth upstream to its source.</p>			

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
c. There is a special extended open season for trout and salmon in the following county tributary waters.	October 1 to November 15	5 in aggregate of which only 2 may be rainbow trout	10

BAYFIELD COUNTY:

Bono creek from its mouth upstream to its source; Boyd creek from its mouth upstream to its source; Onion river from its mouth up to Lake Superior District Power Company power line (T49N, R4W, sec. 6); Pikes creek from its mouth upstream to the Red dam; Pine creek from its mouth upstream to junction with Little Pine creek (T47N, R6W, sec. 11) and Wittlesey creek from its mouth upstream to Town Hall road.

SECTION 6. NR 21.04(1)(a) is amended to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
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(1) LARGEMOUTH AND SMALLMOUTH BASS

(a) St. Louis river and St. Croix river downstream to the highway #10 #70 bridge at-Preseott	Saturday preceding Memorial Day to March 1	5 in aggregate	No-size limit 12
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SECTION 7. NR 21.04(1)(b) is renumbered NR 21.04(1)(c).

SECTION 8. NR 21.04(1)(b) is created to read:

Kind of fish and locality	Open season (both dates inclusive)	Daily bag limit	Minimum length (inches)
(b) St. Croix river downstream from the highway #70 bridge to the highway #10 bridge at Prescott	Saturday preceding Memorial Day to March 1.	5 in aggregate	14

SECTION 9. NR 23.05(5)(d) is amended to read:

Kind of fish and locality	Open season (both dates inclusive)	Possession and daily bag limit	Minimum length (in.)
(d) LARGEMOUTH BASS AND SMALLMOUTH BASS			
1. In lakes	First Saturday in May to March 1	5 in aggregate	No-size limit <u>12</u>
2. In rivers & impoundments	No closed season	5 in aggregate	No-size limit <u>12</u>

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on June 23, 1988.

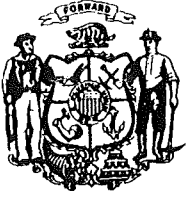
The rules contained herein shall take effect as provided in s. 227.22(2)(intro.), Stats.

Dated at Madison, Wisconsin, September 2, 1988.

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Carroll D. Besadny
 Carroll D. Besadny, Secretary

(SEAL)



State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

September 6, 1988

1020

Mr. Orlan L. Prestegard
Revisor of Statutes
Suite 702
30 W. Mifflin Street

Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. FM-3-88. These rules were reviewed by the Assembly Committee on Tourism, Recreation and Forest Productivity and the Senate Committee on Transportation, Tourism and Conservation pursuant to s. 227.19, Stats. A summary of the final regulatory flexibility analysis and comments of the legislative review committees is also enclosed.

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

Sincerely,


C. D. Besadny
Secretary

Enc.