

(b) *Muskellunge*. The minimum size limit will be increased when the department is notified by the Chippewa bands that their harvest goal on an individual water is 60% or more of the safe harvest. The minimum size limits to be used with different percentages of the safe harvest are as follows:

Increased minimum size limits for muskellunge angling	
% of safe harvest to be speared, trapped or netted by tribes	Minimum size limit
60-94	45 inches
95 or more	55 inches

(2) **READJUSTMENT.** If the Chippewa bands inform the department that they have completed harvesting and their goal has not been reached, the secretary may raise the daily bag limit or reduce the minimum size limit to the limit specified as appropriate using the percent of the safe harvest level expected to be harvested as indicated in sub. (1). If a new population estimate is made, the safe harvest level shall be changed accordingly and the secretary may adjust the daily bag limit or minimum size limit according to the percentage of the new safe harvest level that is expected to be harvested as indicated in sub. (1), where deemed necessary to remain consistent with the safety factors established under *Lac Courte Oreilles v. State of Wis.*, 707 F. Supp. 1034 (W. D. Wis. 1989). The readjusted daily bag and size limits shall be in effect until March 1 of the year following the tribal harvest.

(3) **BAG AND POSSESSION LIMITS.** (a) Reduced daily bag limits calculated pursuant to this section are individual lake limits and may be combined, but no person may exceed a total daily bag limit of 5 walleyes.

(b) While fishing no person may possess fish on any water in excess of the bag limit or under the size limit for that water.

(4) **NOTICE.** Adjustments and readjustments of bag limits and minimum size limits under subs. (1) and (2) shall become effective upon publication of the adjustment or readjustment in the official newspaper in the area affected.

History: Cr. Register, November, 1989, No. 407, eff. 12-1-89; am. (2) Register, July, 1994, No. 463, eff. 8-1-94.

NR 20.038 Special size and bag limits for Lac du Flambeau reservation. (1) Notwithstanding bag and size limits established by ss. NR 20.02 and 20.037, there is a bag limit of 3 walleye and a minimum size limit for muskellunge of 40", effective until March 1, 1992, on lakes wholly or partially within the following area, commonly known as the Lac du Flambeau reservation:

(a) Iron county - T41N-R4E - sections 1-4, 10-16, 21-28 and 33-36.

(b) Vilas county - T40N-R4E - sections 1-3, 10-15, 22-27 and 34-36; T40N-R5E - All except NE section 1, NW/NW section 5, NE section 6; T40N-R6E - sections 5-8, 17-20 and 29-32.

(2) The bag limit of 3 walleye and minimum size limit of 40" may be extended by the secretary beyond March 1, 1992, if future agreements are reached with the Lac du Flambeau band which limit their off-reservation harvest goals to a level allowing a state walleye bag limit of 3 when calculated pursuant to s. NR 20.037. Adjustments to the on-reservation

bag and size limits shall become effective upon publication of the adjustment in the official newspapers of Vilas and Oneida counties.

History: Cr. Register, October, 1991, No. 340, eff. 11-1-91.

NR 20.04 Open seasons in specified waters. (3) SPECIAL WATERS-LAKES. (a) There shall be no closed season for hook and line fishing for any species of fish except muskellunge, sturgeon and trout in the following described waters; all bag limits, minimum size limits and other regulations governing fish and fishing as set forth in this chapter shall remain in full force and effect:

8. Calumet county-Winnebago
11. Columbia county-Columbia
13. Dane county-Koshkonong
14. Dodge county-Lost and Sinnissippi
17. Dunn county-Dunville bottoms
20. Fond du Lac county-Mullet and Winnebago
24. Green Lake county-Big Green, Maria and Puckaway
28. Jefferson county-Bean, Goose, Hahns, Koshkonong, Red Cedar and Mud (at Koshkonong)
39. Marquette county-Buffalo
50. Portage county-Bass and Pleasant
54. Rock county-Koshkonong
60. Sheboygan county-Sheboygan marsh
69. Waupaca county-Campbell, Crystal, Cynco (Rice), Kinney, Partridge and Partridge Crop
70. Waushara county-Fish (at Wautoma), Beans, Pine (at Hancock), Poygan and Big Twin
71. Winnebago county-Butte des Morts, Little Butte des Morts, Poygan, and Winneconne, and Winnebago

(am) **SPECIAL WATERS-RIVERS AND STREAMS.** There shall be no closed season for hook and line fishing for any species of fish except muskellunge, sturgeon and trout in the following described rivers, streams, and impoundments thereon; all bag limits, minimum size limits and other regulations governing fish and fishing as set forth in this chapter shall remain in full force and effect:

1. Baraboo river in Sauk and Columbia counties.
3. Chippewa river including sloughs, bayous and flowages from the Holcombe dam in Chippewa county downstream to the Burlington Northern railroad bridge in Buffalo and Pepin counties, and streams flowing into this part of the Chippewa river from their mouths up to the first highway or railroad bridge.
 - a. Yellow river from Lake Wissota upstream to the Suetlik dam at Cadott in Chippewa county.
4. Eau Claire river including sloughs and bayous in Eau Claire county from the Altoona dam downstream to its confluence with the Chippewa river.