

An Act for the preservation of Game.

Chap. 28.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. No person or persons shall kill, destroy, or take, or pursue with intent to kill, destroy, or take by any device, contrivance, or means whatsoever, any woodcock, ^{When game not to be taken} between the first day of March and the first Tuesday of July; or any grouse, prairie hen or chicken, between the first day of January and the twelfth day of August, or any partridge between the first day of February and the first Tuesday in September; or any quail between the first day of February, and the first Tuesday in October in each and every year.

SEC. 2. Every person or persons who shall expose for sale any woodcock, grouse, prairie hen or chicken, partridge, or quail, or shall have either or any of said birds in his, her, or their possession, or custody, which shall have been taken during the time when the killing or taking of the same is prohibited by this act, shall be deemed guilty of killing the same within the meaning of the first section of this act, and be liable to the penalty or penalties hereinafter provided. ^{Subject to penalty.}

SEC. 3. Every person offending against the provisions of this act, or either of them, shall be subject to a penalty ^{Penalty.} of five dollars and costs of suit, for each and every grouse, prairie hen or chicken, and two dollars for each and every woodcock or quail, whereof he, she, or they shall be convicted of having taken, killed or destroyed, or pursued with intent to take, kill, or destroy, or have had in possession within the meaning of this act, which penalty or penalties may be sued for and recovered in the name of the State of Wisconsin, before any justice of the peace of the county in which the offence shall have been committed, which suit shall be commenced and carried on in the same manner as prosecutions for other misdemeanors are. The provisions of this bill shall not be construed to include any Indians located within the limits of this State.

SEC. 4. An act to prevent the killing of game therein mentioned, in certain seasons of the year, approved ^{Repealing clause.} March 15th, 1851, and all other acts contravening the provisions of this act are hereby repealed.

Approved, March 14, 1853.