

[No. 378, S.]

[Published April 26, 1887.]

CHAPTER 374.

AN ACT to secure the better preservation of game.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. It shall be unlawful to take, catch, kill or have in possession when killed or taken, any woodcock, between the first day of December and the succeeding tenth day of July.

Preservation of woodcock.

SECTION 2. It shall be unlawful to take, catch, kill or have in possession when killed or taken, any quail, partridge, pheasant or ruffed grouse, prairie-hen or prairie chicken, sharp tailed grouse or grouse of any other variety, snipe, plover, or wild duck of any variety, or wild goose or brant of any variety, or any aquatic fowl whatever, between the first day of December and the succeeding first day of September.

Preservation of quail, partridge, pheasant, ruffed grouse, etc.

SECTION 3. It shall be unlawful to kill or take by any means, contrivance or device whatever, or pursue with intent to kill or take or worry, or to hunt with dog or dogs, any deer, buck, doe or fawn, between the tenth day of November and the succeeding first day of October.

Deer, buck, doe or fawn.

SECTION 4. It shall be unlawful at any time to take, catch or kill or to attempt to take, catch or kill any of the animals or birds mentioned in the first three sections of this act, by means of any snare, net, trap or spring gun; and it shall also be unlawful at any time to use in pursuit of any such animal or bird, any pivot or swivel gun, or any other fire-arm not habitually held at arm's length and discharged from the shoulder.

Use of snare, net, trap or spring gun prohibited.

SECTION 5. It shall be unlawful to take, destroy or have in possession the eggs of any of the birds mentioned in this act, or of any wild pigeon, or to wantonly disturb or molest the nesting place of any such bird or pigeon, or to kill, wound or take any wild pigeon within three miles of a pigeon roost.

Destruction of eggs prohibited.

SECTION 6. It shall be unlawful to use, in the pursuit of any duck, goose, brant or other aquatic

Use of sneak boat, sail boat, steam boat, etc., in pursuit of certain game prohibited.

bird, any sneak boat, sail boat, steam-boat or floating raft or box, or any similar device, and it shall also be unlawful to construct or use any blind in the open water outside the natural growth of grass or rushes then and there projecting above the water.

Not to hunt, shoot, catch or pursue certain game in night time.

SECTION 7. It shall be unlawful at any season to hunt, shoot, catch or pursue any of the birds or animals mentioned in the first six sections of this act, in the night time, or to employ any device, means or contrivance whatever for catching, killing or destroying any such bird or animal in the night time.

Export, prohibited.

SECTION 8. It shall be unlawful to kill, take, wound or pursue, purchase or have in possession when so killed or taken, any of the birds or animals mentioned in the first six sections of this act with intent to export, carry or convey the same, or any part or portion of such bird or animal, beyond the boundaries of this state. In determining the question of intent of any party charged under this section, any competent proof that the accused has within one year exported or caused to be exported or conveyed beyond the limits of this state, any bird or animal covered by this section, or any part of such bird or animal, shall be received as prima facie evidence of the existence of such unlawful intent charged in the complaint or information.

Otter, martin, mink or fisher, when may be taken.

SECTION 9. It shall be unlawful to take, catch, kill or destroy, or have in possession when so killed or taken, any otter, martin, mink or fisher, between the first day of May and the succeeding first day of November.

Fur bearing animals not to be taken, etc.

SECTION 10. It shall be unlawful to pursue, trap, ensnare or kill any otter, beaver, mink or muskrat, or other fur-bearing animal, upon the lands or to the middle of any stream of water adjoining lands of another person who is engaged in the business upon such lands, of breeding or rearing any such animals.

Penalty.

SECTION 11. Any person who shall violate any provision of this act shall be guilty of a misdemeanor, and shall be punished by fine not exceeding one hundred dollars, or by imprisonment in the county jail not more than six months, or by both such fine and imprisonment.

SECTION 12. Sections 4564, 4565 and 4566, and all

acts and parts of acts contravening the provisions ^{Repeal.} of this act are hereby repealed, but this act shall not to be held to repeal or suspend the operation of penal laws of a local character applicable to the same subject which are now in force, within local territorial limits.

SECTION 13. This act shall take effect and be in force from and after its passage and publication.
Approved April 8, 1887.

[No. 379, S.]

[Published April 26, 1887.]

CHAPTER 375.

AN ACT for the protection of fish in the inland waters of the state.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. No person or persons shall be allowed to set, place or use any gill, fyke, pound, seine, dip or other net or snare in the inland lakes, rivers or streams of the state of Wisconsin (except fish known as white fish may be taken with a dip net having a hoop not exceeding thirty inches in diameter, between the tenth day of November and the fifteenth day of December in each year). The inland lakes, rivers or streams shall be construed as meaning all waters within the jurisdiction of the state, except Lake Superior, Lake Michigan, Green Bay, Sturgeon Bay, that part of Fox river lying between Green Bay and the dam at Depere, and private ponds. This act shall not be construed to prevent the catching of minnows, shiners, chub, dace, suckers or stickleback for bait by means of dip nets or seines of not more than fifty feet in length, nor more than three feet in depth.

Protection of fish in in and waters of state.

SECTION 2. No person or persons shall be allowed to fish for, catch or kill with any device, nor shall any person or persons sell or offer for sale, or buy or have in their possession any brook trout, mountain trout, rainbow trout, mackinaw trout, pike, pickerel or black bass during their