

No. 532, S.]

[Published May, 23, 1907.]

CHAPTER 130.

AN ACT to create section 4560a—10, statutes, relating to fishing in Lakes St. Croix and Pepin and the Mississippi river, and to repeal chapter 466, laws of 1905, and section 12, chapter 489, laws of 1905.

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

SECTION 1. There is added to the statutes a new section to read:

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SECTION 2. Section 12, of chapter 489, laws of 1905, and chapter 466, laws of 1905 are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved May 23, 1907.

No 342, S.]

[Published May 23, 1907.]

CHAPTER 131.

AN ACT to create section 1953e of the statutes, regulating life insurance companies, and requiring them to report to the commissioner of insurance moneys disbursed and other consideration paid in opposing and promoting legislation.

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

SECTION 1. There is added to the statutes a new section to read:

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Approved May 23, 1907.

(In effect July 1, 1907.)

Penalties. * * * Any person who shall violate any of the provisions of this act, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than ten dollars nor more than twenty-five dollars and the costs of prosecution, or by imprisonment in the county jail in the county in which the offense was committed not less than ten days nor more than thirty days, or by both such fine and imprisonment in the discretion of the court.

(Sec. 2, Ch. 151, 1907.)

Lakes St. Croix and Pepin and the Mississippi: permissible methods of fishing. SECTION 4560a—10. (a) It shall be unlawful and is hereby prohibited to take, any fish by any other method than by angling or trolling with hook and line, or by licensed set lines, or for the purpose of propagation when taken by the superintendent of hatcheries or his duly authorized agents, or taking rough fish by the aid of spears in the day time, without first having complied with all the requirements of this act.

Net licenses necessary. (b) The state fish and game warden shall upon application therefor issue to any person a license to set, use or operate seines, pound nets of not more than one and one-half inch bar in the pot, and fyke or hoop nets of not more than one and one-half inch bar back of the tail hoop, and gill nets of not less than three and one-half inch bar, bait nets without leads, with four foot hoop front, twenty-one inch tail hoop, not more than fifteen feet in length, two inch bar in front, one and one-half inch bar between throats, one and one-quarter inch bar between fish hooks, turtle nets of three and one-half inch bar in that part of the St. Croix river known as Lake St. Croix and that part of the Mississippi river known as Lake Pepin and the Mississippi river, and the lakes, bays, bayous and sloughs tributary and connected therewith, for the purpose of catching and taking all fish except pike of any variety, bass, croppies, and buffalo fish of less than three pounds round or undressed weight.

Manner of using nets. (c) Such nets shall not be set, used, or operated except in the manner hereinafter provided, and then only in compliance with such rules and regulations as are or may hereafter be prescribed by law.

Certain fish to be set free. (d) Every licensee shall immediately return to the waters from which the same shall

have been taken all fish above enumerated in subdivision "b" of this act, when taken in any net used by him or under his supervision and control, and the possession of such fish by said licensee shall be deemed to be prima facie evidence of a violation of this act.

Licenses annual and non-transferable; fees therefor.

(e) Licenses issued under the provisions of this act shall expire on the first day of April next succeeding the date of their issuance and shall not be transferable. Any person who shall desire to set, use or operate a net or nets under the provisions of this act, shall make application to the state fish and game warden therefor upon blanks to be furnished by the game warden department and shall accompany such application with a fee of five dollars for each two thousand lineal feet or fraction thereof, and five dollars for each seven hundred lineal feet of pound leaders or fraction thereof with one pound, and for each additional pound shall pay an additional fee of five dollars. Five dollars for each five hundred feet of seine or fraction thereof or for each fyke or hoop net and one dollar for each bait or turtle net.

Bond with sureties, or cash deposit. (f) Before any such license shall be issued the applicant shall execute and deliver to the state fish and game warden a bond running to the state of Wisconsin in the penal sum of two hundred dollars with two sureties who shall each justify in the sum of two hundred dollars in property in this state over and above all debts and liabilities and property exempt by law from sale on execution. In lieu of such bond said licensee may make a cash deposit of two hundred dollars or provide the bond of any surety company authorized to do business in this state; such bond shall be conditioned that if the applicant shall well and faithfully observe and comply with all the requirements of this act and the rules and regulations which are or may be hereafter prescribed by law, such obligation to be null and void, otherwise to remain in full force and effect.

Record of licenses; disposition of fees. (g) The state fish and game warden shall keep in his office a complete record of all licenses issued under this act and all moneys received for the same shall be paid to the state treasurer and become a part of the hunting license fund.

Temporary fish ponds; marketing of fish. (h) Licenses operating nets under the provisions of this act are hereby permitted to construct temporary fish ponds for the purpose of keeping fish therein until the same can be marketed, provided that fish so taken may be shipped to points within or without the state at any time and in any quantity.

Penalties. (i) Any person who shall violate any of the provisions of this act shall be deemed guilty of a misdemeanor and shall upon conviction thereof forfeit his bond and be punished by a fine of not less than fifty dollars nor more than one hundred dollars and the costs of prosecution or by imprisonment in the county jail of the county in which the offense was committed not less than sixty days, nor more than ninety days or by both such fine and imprisonment in the discretion of the court. The license of any person convicted of any violation of the provisions of this act shall be forfeited and such convicted person shall not be entitled to another license for the period of one year from and after the date of such conviction.

(Ch. 130, 1907.)

Confiscated game sales: proceeds; certificate; consumption; return tag. SECTION 4560a—11. All protected birds, fowls or animals confiscated by any warden shall be sold at the highest market price, the proceeds thereof to be turned into the state treasury and credited to the hunting license fund.

The state game warden or his deputies shall issue a certificate to the person purchasing, certifying that the same was legally obtained from said warden. The person so buying said game shall have three days in which to consume same, but no part thereof shall be re-sold by said person purchasing from said state or deputy game warden, provided that this shall not be construed to prevent any restaurant, club or hotel keeper from buying and serving said game to guests. Said game shall be tagged by the game warden selling same and said tag shall show the date of sale and shall be returned to the said game warden within five days from the date of purchase.

(Ch. 287, 1907.)

Fish: closed season; inland waters, special and general. SECTION 4560a—12. It shall be unlawful and is hereby prohibited to take, catch, or kill, in any manner or by any device whatever, any large or small mouth black bass, Oswego