

Utah Fishing Law 1862.

An Act to regulate fisheries, and to prohibit fish traps and other contrivances for catching fish in the River Jordan.

Sec. 1. Be it enacted by the Governor and Legislative assembly of the Territory of Utah, that the county courts of the several counties are hereby authorized to control all fisheries in their respective counties, to permit, regulate, license, restrain, or cause to be removed any and all fish traps, or other contrivances for catching fish in any and all the rivers and streams of this territory, excepting only the river Jordan, which shall, from and after the passage of this act, be kept open and free from all traps and other contrivances for catching fish which would block up, or turn the main current of the stream into any other channel for the purpose of preventing the free migration of fish down said river Jordan.

Sec. 2. It shall be the duty of any person or persons wishing to erect a fish trap or other contrivance for catching fish which would tend to hinder the free migration of fish in any of the rivers or streams this Territory, to petition the County Court of the County in which such fish trap or other contrivance for catching fish designed to be erected or placed, giving at least thirty days' notice of their intention to make such application by posting up notices in three public places in said county, or, by advertising for three consecutive weeks in some newspaper printed in this Territory. On such application being made, the County Court may grant a license to the party or parties so applying: Provided, that such grant does not interfere with the rights and privileges of any other citizen, or tend to the needless destruction of fish, and provided further that the river Jordan shall be except from control of all County Courts.

Sec. 3. All persons now owning fish traps or other contrivances for catching fish, which have been heretofore placed in any of the rivers or streams in this Territory, shall remove the same within thirty days after the passage of this act, under penalty of fine not exceeding one thousand dollars, excepting said person or persons owning such fish trap or other contrivances for catching fish, shall obtain from the County Court of the county in which the same is located, the right to continue the same.

Sec 4. Any person or persons violating the provisions of this act shall be liable to a fine not less than five nor more than one hundred dollars for each offense to be collected before any court having jurisdiction and all such fines, when collected shall be paid into the County Treasury.

Sec 5. That an act entitled "An act to prevent the needless destruction of fish," approved January 13, 1853 is hereby repealed.

Approved Jan. 17 1862

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