

Utah fishing law for 1882

AN ACT for the Preservation of Fish and Game

Penalty for taking fish with seine, when.

SEC. 4. Every person who at anytime takes or catches any fish except with a hook and line and with seine except as provided for in the following section shall be deemed guilty of a misdemeanor.

Penalty for taking, etc, fish with seines, nets, etc. Proviso.

SEC. 5. Every person who takes catches or kills fish by the use of seines gill or dip nets baskets traps setlines or any device whatever except as provided in this act shall be deemed guilty of a misdemeanor; Provided, That seines not more than 200 yards long and twelve feet wide, with meshes not less than two inches square, for fifty yards in the centre, and meshes not less than two and one half inches square in the wings or ends thereof may be used in Green River, Bear, and Utah Lakes only, between the 1st day of September and the 15th day of March following and that the use of minnow nets shall not be considered within the meaning of this section.

Penalty for placing poison or explosives in water.

SEC. 6. Every person who puts into the waters of this Territory any poisonous or explosive substance or anything that is injurious to fish or that renders the water unfit for household purposes is guilty of a misdemeanor.

Indians exempt from provisions of act.

SEC. 7. Indians taking fish or game for their own subsistence are exempted from the penalties prescribed in this chapter

Penalty for taking certain fish from water, when.

SEC. 8. Every person who at any time within the next four years shall take from any of the waters of this territory any shad, salmon, black bass, white fish, silver eel, or any other fish which has been or may be imported or their progeny, or any oysters from any private oyster bed without the consent of the owner is guilty of a misdemeanor and shall be fined in any sum not exceeding four dollars for each fish or oyster so taken.

Person constructing dams must provide fishways, when, penalty.

SEC. 9. Every person who shall construct or continue to keep any dam across any of the streams of water of this territory in which fish migrate in such a manner as to hinder or obstruct the migration of fish to or from their spawning grounds, without providing a fishway and keeping it in repair as provided in the following section is guilty of a misdemeanor.

Fishways how constructed.

SEC. 10. The fishway for the passage of fish in large streams of water in the dam mentioned in the preceding section must be made of plank or other material equivalent thereto in the form of a box open at each end not less than four feet wide and three feet high and it must be fastened at the top of the dam, and the other end must extend to, and be fastened in the pool below the dam at an angle not exceeding thirty-five degrees Inside this box, fastened at the bottom and at one end to the side of the box, there must be pieces of plank four feet apart placed transversely so as to cause a riffle not less than ten inches high Those pieces of plank must be thirty inches long and so fastened as to be at right angles with the sides of the box alternately fastened one at one side, the other at the other side of the box. whenever the stream is small, the County Court of the county in which the dam is, or is to be constructed, may permit the box to be made of less dimensions, the court taking good care to have suit-able passage.

Fish and Game Commissioner to be appointed. Must see to enforcement of laws. Must make annual report.

SEC. 11. The County Courts of the respective counties of this Territory shall at the December term of each year appoint a fish and game commissioner whose term of office shall be for one year and whose duty it shall be to see to the enforcement of the laws for the protection of fish and game and one half of all fines collected for the violation of said laws shall be paid to the informant the other half shall be paid into the

county treasury and the said commissioner shall make an annual report to the County Court on or before the 31st day of December of each year

Persons taking water must place grating at head of canal or ditch.

Sec. 12. That any person corporation or association who has taken or may hereafter take out the waters of any stream or lake In this territory that contains fish shall be required to place across the head of such canal or ditch a grating of horizontal bars not more than one inch apart sufficiently secured on the sides top and bottom to prevent fish from escaping into said canal or ditch around said grating.

Approved March 9th 1882
BLI H MURRAY
Governor of the Territory

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