

Utah fishing law 1884

CHAPTER V.  
OF LAWS OF 1882.

*AN ACT to amend Section 2 of Chapter XXVIII. of the Laws of Utah of 1882.*

*Be it enacted by the Governor and Legislative Assembly of the Territory of Utah: That Section 2 of Chapter XXVIII of the Laws of Utah of 1882 be and the same is hereby amended as follows: By striking out all after the word "business" in line fourteen of said Section up to and including the word "petition" in line fifteen and substituting in lieu thereof the following, to-wit: "Before granting to the applicant a license he shall execute"; also by inserting after the word "be" and before the word "in" in line twenty-five of said Section the following, to-wit: "fixed by the county court, or city council, as the case may be."*

Approved Feb. 29, 1884.

CHAPTER VI.

OF FISH AND GAME.

*AN ACT for the Protection of Fish and Game.*

**SECTION 1. Be it enacted by the Governor and Legislative Assembly of the Territory of Utah: Penalty for killing quail, grouse, partridge, duck, etc., when.**

Removed not applicable.

**SEC. 2. Penalty for killing, etc, elks, deer, etc., when.**

Removed not applicable.

**SEC. 3. Penalty for buying, selling game, when.**

Removed not applicable.

**Penalty for killing, etc., trout, when.**

SEC. 4. Every person who at any time takes or kills an fish, except with hook and line, or wiwth seine, as here-inafter provided, or who shall catch or ill any trout in any way between the fifteenth day of March and the fifteenth day of June, of each year is guilty of a misdemeanor; Provided, That seines not more than two hundred yards long and twelve feet wide, with meshes not less than one and a half inches square for fifty yards in the centre, and meshes not less than two inches square in the wings or end thereof, may be used in Green River, and Bear and Utah Lakes, only between the first day of October, of each year, and the first day of June following: Provided further, That nothing in this act shall be so construed as to prevent any person from taking fish from the public waters of the Territory for the purpose of stocking private fish ponds, or to prohibit any person from managing and controlling his private ponds or taking fish therefrom.

**Fishing with lines, misdemeanor**

SEC. 5. Every person who at any time catches or kills any fish with set line or lines, is guilty of a misdemeanor.

**Penalty for using explosives, etc., 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.

SEC. 7. Every person who at any time takes any fish from any private fish pond or stream without the consent of the owner, is guilty of a misdemeanor.

**Penalty for failing to provide fishways, when.**

SEC. 8. Every person, corporation or association who shall construct or continue to keep any dam across any of the streams 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 keep it in repair as provided in the following section, is guilty of a misdemeanor.

**Fishway, how to be constructed.**

SEC. 9. The fishway for the passage of fish in large streams of water, mentioned in the preceding section, must be made in the form of a box, open at each end, not less than four feet wide, and three feet high, and of plank not less than two inches thick; and it must be fastened in the water at the top of the dam and the lower end must extend to and be fastened in the pool below the dam at any angle not exceeding thirty-five degrees. Inside this box, fastened at the bottom and 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. These 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 of less dimensions.

**Penalty for taking water from streams without providing grating, etc.**

SEC. 10. 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 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, to prevent fish from escaping into said canal or ditch. Failing to comply with the provisions of this section is a misdemeanor.

**Indians not exempted.**

SEC. 11. he provisions of this act apply to Indians Indians who kill deer for their skins.

SEC. 12. All former laws for the Protection of fish and game are hereby repealed.

Approved March 1, 1884

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