

By ROBINSON.]

[SENATE FILE No. 218.—FISH AND GAME.

A BILL

FOR AN ACT TO AUTHORIZE CITIES AND INCORPORATED TOWNS TO ERECT AND MAINTAIN FISH DAMS ACROSS THE OUTLETS OF MEANDERED LAKES AND TO PROVIDE PUNISHMENT FOR THE INJURY OR DESTRUCTION OF THE SAME.

Be it enacted by the General Assembly of the State of Iowa :

SECTION 1. That any city or incorporated town which is bounded in whole or in part by
 2 any meandered lake of this State is hereby authorized and empowered to construct and
 3 maintain across any outlet of such lake a dam to obstruct the passage of fish. Such dam
 4 may be constructed of earth, masonry or other substance to the height of the natural and
 5 ordinary level of the lake, but above such level and across the entire width of the natural
 6 outlet it shall be an open net work of bars, rods, or wire, including however, the necessary
 7 and proper frame work and supports therefor. Said net work may be constructed, to pre-
 8 vent, as far as possible, the escape of fish from the lake. But nothing herein contained
 9 shall be construed to authorize the raising of the ordinary and natural level of the lake or
 10 the interfering with any water power, dwelling house, outbuilding, orchard or grove.

SEC. 2. Such city or town is authorized to purchase, or to condemn in the manner pro-
 2 vided by law for condemning private property for streets and other municipal purposes so
 3 much land situated within or without the corporate limits of said city or town as the
 4 council may deem necessary for the construction and maintenance of such dam, and to pay
 5 for the same out of the general fund; provided, however, that before any city or incor-
 6 porated town shall be authorized to acquire property, or construct or maintain a dam by
 7 virtue of the provisions of this act, a majority of the resident tax payers of such city or
 8 town shall petition the council therefor.

SEC. 3. If any person shall willfully injury or destroy, or be a party to the injury or de-
 2 struction of any dam constructed or maintained by virtue of the provisions of this act, he
 3 shall be punished by fine not exceeding five hundred dollars and by imprisonment in the
 4 county jail not exceeding one year.

SEC. 4. This act being deemed of immediate importance, shall take effect and be in force
 2 from and after its publication in the Storm Lake Pilot and Storm Lake Tribune, newspapers
 3 printed at Storm Lake, Iowa, without expense to the State.