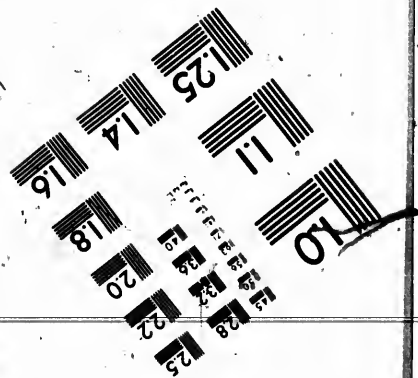
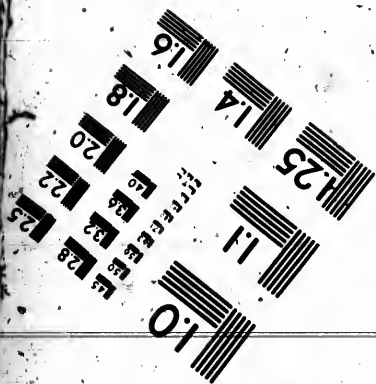
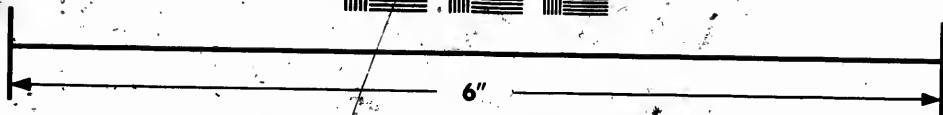
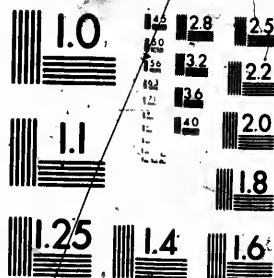


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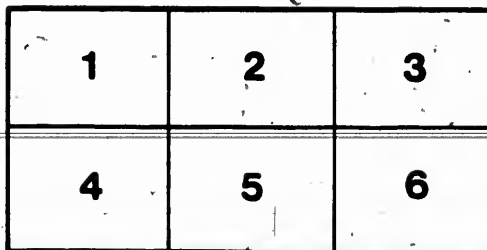
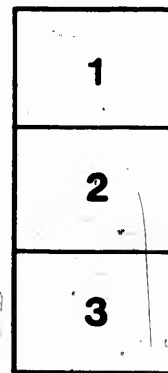
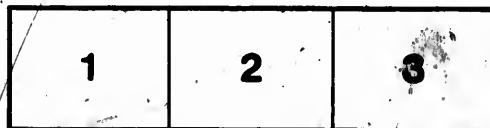
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# ONTARIO GAME AND FISHING LAWS

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A Digest of the whole law, Provincial and Dominion, affecting the Birds, Animals and Fish of Ontario, alphabetically arranged, with references to the various Statutes and Orders in Council in force on September 18th, 1899.

BY

**A. H. O'BRIEN, M. A.,**

*Barrister-at-Law.—Assistant Law Clerk of the House of Commons—Author of the "New Conveyancer," "Chattel Mortgages and Bills of Sale," etc.*

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**FOURTH EDITION.**

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Issued under the authority of the  
**ONTARIO FISH AND GAME DEPARTMENTS**

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DESPATCH & AGENCY CO., LIMITED,  
39 SPARKS ST., OTTAWA.  
1899.



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## PREFACE TO FOURTH EDITION.

The difficulty of ascertaining the law from the network of original and amended statutes, both of the Dominion Parliament and the Ontario Legislature, and from the various Orders in Council suspended and re-enacted, is the reason for the issue of this Digest.

Since the last edition the laws relating to both game and fishing have been consolidated, and again amended, while many new Orders in Council have been passed. The numerous changes in the laws have necessitated this new edition, which is considerably increased in size and in the number of headings and cross references.

The Digest is a synopsis of the whole law, so far as it relates to the various animals, birds and fish protected by it, and is intended both as a handbook for the guidance and protection of sportsmen, and also as a book of reference for those whose duty or privilege it is to enforce the laws for the protection of the game of this Province.

OTTAWA, Sept. 18th, 1899.

A. H. O'B.

## EXPLANATIONS AND ABBREVIATIONS

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- "C.O.C."=Consolidated Orders in Council (Dominion) 1889.  
"D.O.C." followed by the month, day and year, refers to a Dominion Order in Council of that date.  
"D.O.C." followed by a year date and page, refers to a Dominion Order in Council bound with the Statutes of Canada of that year.  
"G.P.A."="The Ontario Game Protection Act," being R.S.O., c. 287.  
"O.F.A."="The Ontario Fisheries Act," being R.S.O. c. 288.  
"O.O.C." followed by the month, day and year, refers to an Ontario Order in Council of that date.  
"O.O.C." without any date refers to an Ontario Order in Council of June 9th, 1899.  
"R.S.C."=Revised Statutes of Canada (1886.)  
"R.S.O."=Revised Statutes of Ontario (1897.)  
"S.C."=Statutes of Canada of the year which follows.  
"S.O."=Statutes of Ontario of the year which follows.  
"ib."=Same reference as the one preceding.

The words "hunt," "take," and "kill," with regard to animals and birds, and "fish for," "take," "catch," and "kill," with regard to fish, are usually interchangeable.

Each day during which an infraction of "The Fisheries Act" (R.S.C., c. 95) continues, constitutes a separate offence (S.C. 1894, c. 51, s. 9). If there is no reference in this Digest to any particular fish, there is only the general law relating to it, for which see title "Fish"; as to animals, see title "Animal," and as to birds, see title "Bird."





## DIGEST.

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**ANGLING**—See **FISHING**.

**ANIMAL**—Persons not resident in Ontario may not hunt or kill any animal without a license. (G.P.A. s. 4, s-s. 1).

See **GAME ANIMAL—LICENSE**.

**BAIT**—Small trout may be used by fishermen for baiting traps. (R.S.C. c. 95, s. 9, s-s. 4.)

**BAITED LINES**—See **TRAPS**.

**BASS**—Open season June 16 to April 14 in following year, both days inclusive. (D.O.C. 1895, p. lxxxvi.)

May not be sold or had in possession from April 15 to June 15, both days inclusive. (ib.)

Under 10 inches must be returned to the water uninjured. (O.O.C.)

Under 10 inches may not be sold. (O.O.C.; S.O. 189), c. 34, s. 17.)

Not more than 12 may be caught in one day, by any person, of black or Oswego (or large mouthed) bass, or 20 green bass. (O.O.C.)

**Black or Oswego bass may not be caught for purpose of sale**, from Dec. 1 to April 15, both days inclusive, without a license. (ib.)

**May not be taken with spears, grapnel hooks, negog or nishagans.** (R.S.C. c. 95, s. 14, s-s. 8.)

See **FISHING-LEASE-ROCK BASS-SETTLERS.**

**BEAVERS**—Open season Nov. 1 to April 1 in following year, both days inclusive. (G.P.A., s. 9, s-s. 1, (a)) *But see below.*

**May not be killed before Nov. 1, 1900.** (ib.)

**May not be received for transportation** (or any skin or portion thereof), except from Nov. 1 to Nov. 22, unless accompanied by an affidavit of the shipper that it was legally hunted. (S.O. 1899, c. 33, s. 7.)

See **EXPORTATION-POSSESSION-SALE-TRAPS.**

**BIRD**—Persons not resident in Ontario may not hunt or kill any bird without a license. (G.P.A., s. 4, s-s. 1.)

**Native wild birds may not be killed, injured, or caught**, except hawks, crows, blackbirds and English sparrows, and game birds in their open season, but robins attacking fruit may be killed. (R.S.O., c. 289, s. 2.)

**No bird may be taken**, exposed for sale, or had in possession, except hawks, crows, blackbirds, English sparrows, cage and domesticated birds, and game birds in their open season. (ib. s. 3.)

**Nests, young or eggs** of any bird except hawks, crows, blackbirds and English sparrows, may not be taken or destroyed at any time. (ib. s. 4.)

**Ornithologists and biologists** may obtain from the Chief Game Warden a permit to take, for the purpose of study, birds and eggs other than those above mentioned. (ib. s. 6.)

See **GAME BIRD-LICENSE-TIME-TRAPS.**

**BLACKBIRDS** may be killed any time. (R.S.O., c. 289, s. 2.)

**BOARD**—See **FISH AND GAME COMMISSIONERS**.

**BOATS**—See **ILLEGAL CONTRIVANCES**.

**BREEDING**—Game put or bred on lands for breeding purposes may not be hunted without consent of owner of land. (G.P.A., s. 17.)

**BROOK TROUT**—See **SPECKLED TROUT**.

**CARIBOU**—See **DEER**.

**CHIEF FISH AND GAME WARDEN**—Edwin Tinsley, Parliament Buildings, Toronto. (O.O.C., May 2, 1895.)

Appointed by Lieut.-Governor in Council. (G.P.A., s. 22.)

May appoint Deputy Wardens on authorization of Fish and Game Commissioners. (ib.)

Is a Justice of the Peace for the purposes of "The Ontario Game Protection Act." (ib. s. 2.)

See **WARDENS**.

**CISCOES**—See **HERRING**.

**COMMISSIONER**, where used in this Digest, means the Commissioner of Fisheries Ontario (Hon. A. S. Hardy, Q. C., Toronto).

**Dominion Commissioner and General Inspector of Fisheries**—Edward E. Prince, Ottawa. (*Canada Gazette*, Nov. 16, 1895.)

See **DEPUTY COMMISSIONER - FISH AND GAME COMMISSIONERS**.

**CONSTABLES**—See **DEPUTY WARDENS - FISHERY OVERSEERS**.

**COUPON**—See **LICENSE**.

**CROWN LANDS**, when referred to in this Digest, mean ungranted lands belonging to the Province, and include land covered by water. (R.S.O., c. 285, s. 3, s-s. 1.)

**CROWN LANDS' AGENTS**—See **DEPUTY WARDENS**.

**CROWS** may be killed at any time. (R.S.O., c. 289, s. 2)

**CRUSTING** - See **DEER**.

**CUSTOMS** - See **NON-RESIDENT**.

**DEER**—Open season Nov. 1 to Nov. 15, both days inclusive, but no moose, elk, reindeer, or caribou may be hunted before Nov. 1, 1900. (G.P.A., s. 6, s-s. 1.) But persons who put or breed deer on their own lands (and the licensees of such persons) may hunt such deer between Oct. 1 and Nov. 15. (S.O. 1899, c. 33, s. 4.)

Only 2 deer may be taken in one season by one person. But this does not apply to deer which are private property. (G.P.A. s. 6, s-s. 3.)

License required to hunt—See **LICENSE**:

Hunting by crusting, or when deer are yarding, prohibited. (G.P.A., s. 6, s-s. 4.)

In Indian Peninsula deer may not be taken in the water, or immediately after leaving it. (ib. s. 5; S.O. 1899, c. 33, s. 3.)

Transportation prohibited of any wild deer, or its head, skin or venison, unless a shipping coupon (see **LICENSE**) is attached thereto. (S.O., 1899, c. 33, s. 7.) But a common carrier may transport any moose, caribou or deer, or its head, skin or venison, if the same is accompanied by a declaration that it was killed in some other Province during the open season in such Province. (G.P.A., s. 8.)

No person may receive for transportation any wild deer, skin or portion thereof, except from Nov. 1, to Nov. 22, unless, in addition to the coupon above mentioned, such deer, etc., is accompanied by an affidavit of the shipper that it was legally hunted. (ib. s. 7.)

**May not be taken or killed for exportation** or be exported from Ontario, but a non-resident who holds a license may export the two deer allowed to be killed by him. (ib. s. 14, s. ss. 2, 3.) *But see below.*

**Export prohibited** of a carcass or part thereof from Canada, *except as below.* (S.C. 1897, c. 16, s. 8.)

**May be exported from Canada** by persons not domiciled in Canada, when shot for sport and not for gain or hire, and under Provincial authority, subject to the following conditions:—

1. The deer may be exported only at the customs ports of Halifax, Yarmouth, Macadam Junction, Quebec, Montreal, Ottawa, Kingston, Niagara Falls, Fort Erie, Windsor, Sault Ste. Marie, Port Arthur and such other ports as may be designated by the Minister of Customs.

2. Exportation in the carcass or parts thereof (except as to cured heads and hides) is permitted only up to the fifteenth day after the open season has expired.

3. No person shall, in one year, export more than the whole or parts of 2 deer, nor shall exportation be made by the same person, more than twice in a calendar year.

4. If killed contrary to Provincial law they may not be exported.

5. A permit of the Collector of Customs must accompany the shipment.

6. An export entry may be made on taking a declaration before a Collector of Customs that the above requirements have been complied with, and on production of the Provincial license or permit. (D.O.C., Aug. 19, 1899).

**Deer bred on a person's own land, or on land held by an Association of which he is a member, may be exported from Canada** by making affidavit of above facts to local Collector of Customs. (D.O.C., Aug. 17, 1899.)

Deer which are private property and killed by the owner, or with his consent, and upon his own lands, may be exported from Ontario. (G.P.A. s. 14 (3).) *See also above.*

*See* ~~DOGS-ESSEX-INDIANS-LICENSE-SALE-SETTLERS-TRAPS.~~

**DEPUTY COMMISSIONER OF FISHERIES** —  
S. T. Bastedo, Parliament Buildings, Toronto.

May decide appeals from Fishery overseers. (S.O. 1899, c. 34, s. 15.)

**DEPUTY WARDENS**, appointed by Board, or Chief Game Warden. (G.P.A. s. 22, s-s. 1.)

Are constables for purposes of Game Protection Act. (ib. s-s. 4.)

To seize all birds and animals in possession of any person contrary to Game Protection Act, and to bring such person before a J.P. (G.P.A. s. 23)

To search any receptacle in which they believe game taken out of season is hidden. (ib. s-s. 2.)

May arrest any person violating the game laws in their presence. (ib. s. 24.)

**Persons with power of Deputy Wardens:**—Sheriffs, deputy-sheriffs, constables, police, wood rangers, Crown Lands' agents, timber agents, fire wardens, and fishery inspectors or overseers are vested with all the powers of Deputy Wardens. (ib. s-s. 2.)

**DISGUISE** — Persons masked or disguised may not have fire arms in their possession when near any shooting ground. (G.P.A. s. 27.)

**DOGS**—Hounds or dogs accustomed to pursue deer shall not be allowed at large where deer are found, during close season for deer. (G.P.A., s. 6, s-s. 2.)

**Hounds or dogs running deer** during the close season **may be killed on sight** by any person, who shall not be liable to damages for so doing. (ib.)

**See POISON.**

**DORE**—*See* **PICKEREL.**

**DUCKS**—Open season **Sept. 1 to Dec. 15**, both days inclusive. (G.P.A., s. 7, s-s. 1, [d].)

**Hunting from sail boats and steam yachts prohibited.** (ib., s. 13.)

**Killing by batteries, swivel guns and sunken punts prohibited.**

**See EXPORTATION—LICENSE—SALE—TIME—TRAPS.**

**DUTY**—*See* **NON-RESIDENT.**

**DYNAMITE**—*See* **EXPLOSIVES.**

**EELS**—**May be caught by weirs and mill dams**, but not so as to deprive other weirs of a share in the run of eels. (R.S.C., c. 95, s. 14, s-s. 4.)

**May not be taken by spear or torch** during October and November in any waters frequented by salmon or trout. (D.O.C. 1895, p. lix.)

**EGGS**—**Of game birds may not be taken**, destroyed or had in possession at any time. (G.P.A., s. 8, s-s. 2.) *But see below.*

**Of any bird except hawks, crows, blackbirds and English sparrows may not be taken**, destroyed or had in possession. (R.S.O., c. 289, s. 4.)

**Ornithologists and biologists may obtain from Chief Game Warden a permit to collect eggs** at any time for the bona fide purpose of study. (ib. s. 6.)

**ELK**—*See* **DEER.**

**ESSEX COUNTY**—Deer may not be taken at any time.  
(O O.C., Oct. 23, 1896.)

**EVIDENCE**—An accused person and the person laying the information are competent and compellable to give evidence at any hearing or trial under the Game Protection Act or the Ontario Fisheries Act. (G.P.A., s. 33; O.F.A., s. 56.)

**EXPLOSIVES**—Use of any explosive material to kill fish is prohibited. (C.O.C., p. 655; S.C. 1894, c. 51, s. 1.)

**EXPORTATION**—No game bird or animal may be hunted or killed for exportation or be exported from Ontario (G.P.A., s. 14, s-s. 3). *But see DEER.* As to Ducks, *see LICENSE.*

Wild turkeys, quail, partridge, prairie fowl and woodcock may not be exported from Canada. (S.C. 1897, c. 16, s. 8.)  
*See DEER.*

**FINES**—*See PENALTIES.*

**FIRE ARMS**—Killing of fish by, prohibited. (D.O.C. 1892, p. xxvi.)

**FIRE WARDENS**—*See DEPUTY WARDENS.*

**FISH**—May not be taken by nets, traps, night lines, etc., in Provincial waters, without a license from the Commissioner. But this does not apply to mullet, suckers or pike while they are running, where taken under a permit granted by the Commissioner. (O.F.A., s. 30.)

May not be killed by explosive materials. (C O.C., p. 655; S.C. 1894, c. 51, s. 1.)

May not be caught to use as manure. (S.C. 1894, c. 51, s. 5.)

Young of fish may not be caught, sold or had in possession. (R.S.C., c. 95, s. 14, s-s. 9.)



**May not be sold or had in possession** if caught in Provincial waters contrary to law. (O.F.A., s. 37.)

**May only be taken by angling** unless a license, lease or permit is obtained from Commissioner. (O.O.C.)

*See* **POLLUTION OF FISHING GROUNDS—STURGEON.**

**FISH AND GAME COMMISSIONERS**—Board composed of 5 members appointed for three years by Lieutenant-Governor in Council. (G.P.A., s. 20.)

**Are Justices of the Peace** for purposes of Game Protection Act. (ib. s. 22, s-s. 2.)

**May make rules for Wardens and Deputy Wardens.** (ib. s-s. 3.)

**To enforce game laws, propagate fish, collect information and statistics, etc.** (ib. s. 21; O.F.A., s. 40.)

**May appoint Deputy Wardens, and dismiss them in their discretion.** (G.P.A., s. 22.)

**Members of Board:** G. A. MacCallum, M.D. (Chairman), Dunnville; W. B. Wells, Chatham; W. G. Parish, Athens; James Dickson, P.L.S., Fenelon Falls, and Henry S. Osler, Barrister, Toronto; Edwin Tinsley (Secretary), Parliament Buildings, Toronto.

**FISH PONDS**—Destroying flood gates or sluices on any private water, or putting in lime to destroy fish is an indictable offence. (S.C. 1892. c. 29, s. 499, s-s. C. (e), (f).)

*See* **POISON.**

**FISH POUNDS**—*See* **NETS.**

**FISHERY INSPECTORS**—*See* **DEPUTY WARDENS—~~FISHERY OVERSEERS—INSPECTORS OF FISHERIES.~~**

**FISHERY OFFICERS**, *See* **INSPECTORS OF FISHERIES.**

**FISHERY OVERSEERS** - Appointed by Lieut.-Governor in Council. (O.F.A., s. 42.)

Are Justices of the Peace for the purposes of Ontario Fisheries Act. (ib.)

Have jurisdiction throughout Province. (S.O. 1899 c. 34 s. 8.)

Provincial constables are fishery overseers. (ib.)

May enter on private property in discharge of their duties, and also persons accompanying them. (O.F.A., s. 44.)

May examine any boat, box, etc., in possession of any person fishing, in order to ascertain if Fisheries Act has been complied with. (S.O. 1899, c. 34, s. 10.)

To direct location of nets, and distances between. (ib./s. 14.)

Disputes as to fishing limits or claims shall be settled by local fishery overseer, subject to appeal to Deputy Commissioner of Fisheries. (ib., s. 15.)

May try cases under Ontario Fisheries Act, where penalty does not exceed \$50 and imprisonment. (O.F.A., s. 49.)

May convict on view and destroy nets, etc., illegally in use. (ib., ss. 52, 61)

See **DEPUTY WARDENS-INSPECTORS OF FISHERIES.**

**FISHING** by any means except angling prohibited without a license. (O.O.C.)

See **NIPIGON-STURGEON.**

**FISHING RIGHTS**-Exclusive right of fishing is not conveyed by a grant by patent of the bed of any water in Ontario, unless such exclusive right is conveyed expressly. (O.F.A., s. 9.)

**FISH WAYS**—Every dam, slide or obstruction across any stream must, where the Commissioner considers it necessary, be provided with a fish way by the owner or occupier; the place, form and capacity whereof may be prescribed by any fishery overseer in writing. (O.F.A., s. 4, s-s. 1.)

**Must be kept open and supplied with water.** (ib., s-s. 3.)

**Must not be injured or obstructed.** (ib., s-s. 5.)

**Fish may not be caught in fish ways.** (R.S.C., c. 95, s. 14, s-s. 6.)

*See* **NETS.**

**FOREIGNER**—*See* **NON-RESIDENT.**

**GAME ANIMAL**—*See* **GAME BIRD—POISON.**

**GAME BIRD** or **GAME ANIMAL** means a bird or animal protected by the provisions of "The Ontario Game Protection Act." (G.P.A., s. 2.)

**Open season Sept 15 to Dec. 15, both days inclusive, for game animals and birds, not otherwise provided for.** (ib., s. 7, s-s. 1 (a).)

**May not be hunted without a license.** *See* **LICENSE.**

**Traps, nets, snares, gins, baited lines, etc., may not be set for any game animal or bird, and any traps, etc., so set may be destroyed by any person without incurring any liability therefor.** (ib., s. 12.)

*See* **EXPORTATION—POSSESSION—SALE—TIME.**

**GAME FISH** includes speckled trout, bass and maskinonge. (S.O. 1899, c. 34, s. 2.)

**If taken in nets used for catching minnows or bait, must be immediately returned to the water alive.** (ib. s. 7.)

**GEESE**—Open season—[Owing to an error in the consolidation of the Statutes it would appear as if swans and geese may not

be killed at any time. The evident intention of the Statute was that the open season should be from Sept. 15 to May 1 in following year, both days inclusive. The error will undoubtedly be rectified at the next session of the Legislature, but in the meantime the true interpretation of the Statute (G.P.A. s. 7, s-s. 1 (c)) is doubtful.]

**Killing by batteries, swivel guns or sunken punts prohibited.** (G.P.A. s. 13.)

*See* EXPORTATION—SALE—TIME—TRAPS.

**GILL NETS—***See* NETS — RAINY RIVER DISTRICT — SALMON TROUT—WHITE FISH.

**GINNS—***See* TRAPS.

**GRAPNEL HOOKS—***See* SPEARING.

**GRAYLING—***See* FISHING.

**GREY TROUT—***See* SALMON TROUT.

**GROUSE—**Open season Sept. 15 to Dec. 15, both days inclusive. (G.P.A. s. 7, s-s. 1 (a).)

*See* EXPORTATION—SALE—TIME—TRAPS.

**GUIDES** for hunting, shooting or fishing may be licensed by Chief Warden on the recommendation of a J.P. countersigned by any Warden. (S.O. 1899, c. 33, s. 11, s-s. 1.)

License fee is \$2. (ib. s-s. 4.)

License may be cancelled by the Chief Warden at any time. (ib. s-s. 3.)

**HARES—**Open season Sept 15 to Dec. 15, both days inclusive. (G.P.A. s. 7, s-s. 1 (a).)

**Cotton-tail rabbit may be destroyed.** (ib. s-s. 3.)

*See* EXPORTATION—RABBITS—SALE—TRAPS.

**HAWKS—**May be killed any time. (R.S.O. c. 289, s. 2.)

**HERRING**—May not be taken with spears, grapnel hooks, negog or nishagans. (R.S.C. c. 95, s. 14, s-s. 8.)

See **FISHING**.

**HOOK AND LINE**—See **FISHING**.

**HOUND**—See **DOGS**.

**ICE**—Fishing for speckled trout through the ice prohibited. (D.O.C. 1896, p. lix.)

**ILLEGAL CONTRIVANCES**—Spears, grapnel hooks, negog and nishagans prohibited for catching salmon trout, maskinonge, winaniche, bass, pickerel, white-fish herring and shad. (R.S.C., c. 95, s. 14, s-s. 8.)

**Vessels, vehicles, fishing material, etc.**, used in violating the fishery law, are liable to be confiscated. (S.C. 1898, c. 39, s. 4.)

**Torchlight fishing prohibited.** (O.O.C., May 26, 1887.)

**Batteries, swivel-guns and sunken punts** for killing swans, geese or ducks, prohibited. (G.P.A., s. 13.)

**May be destroyed by any person** without his being liable for damages. (ib., s. 12.)

See **NETS—TRAPS**.

**INDIAN PENINSULA**—Bruce County—See **DEER**.

**INDIANS**—Game laws do not apply to, in unorganized townships, or territory not divided into townships, if game killed for their own food and not to sell. (G.P.A., s. 34)

**INSECTIVOROUS BIRDS**—See **BIRD**.

**INSPECTORS OF FISHERIES**—(Dominion.) Eastern Division, F. H. Cunningham, Ottawa; Western Division, O. B. Sheppard, Toronto; North-Western Division A. G. Duncan, Marksville.

**Appointed by Governor in Council.** (R.S.C., c. 95, s. 2, s-s. 7.)

**May require fishways to be made in dams** where determined necessary by Minister. (ib., s. 13, s-s. 1.)

**May prescribe distance between fishery limits.** (ib., s. 14, s-s. 11.)

**May convict on view, detain any fishing materials unlawfully in use, and search any vessel or place for this purpose.** (ib., s. 17.)

**May confiscate on view any vessels, vehicles, fish, fishing material, etc., used in violation of the fishery law.** (S.C. 1898, c. 39, s. 4.)

**Are Justices of the Peace for the purposes of "The Fisheries Act. (Dom.)"** (D.O.C., Feb. 6 and April 17, 1899.)

**Local fishery officers to settle disputes about fishing limits, etc., and the position or use of nets.** (R.S.C., c. 95, s. 17, s-s. 5.)

**See DEPUTY WARDENS-FISHERY OVERSEERS.**

**JUSTICE OF THE PEACE may convict on view for any offence under the Game Protection Act.** (G.P.A., s. 25.)

**LAKE DES CHATS—Hook and line and night lines only permitted until May 22, 1904.** (D.O.C., May 1, 1899.)

**LAKE TROUT—Open season Dec. 1 to Oct. 31 in following year, both days inclusive.** See note under **SALMON TROUT.**

**May not be taken with spears, grapnel hooks, negog or nishagans.** (R.S.C. c. 95, s. 14, s-s. 8.)

**10 trout only, weighing 3 lbs. and over, may be caught by any tourist in one day by angling, or**

**20 lbs. only of trout under 3 lbs. each, may be caught, as an alternative to the above.** (O.O.C.)

**Under 2 lbs. may not be caught.** (ib.)

**Under 2 lbs. undressed, or  $1\frac{3}{4}$  lbs. dressed, may not be sold, exposed for sale, had in possession or be exported from Ontario. (ib.; S.O. 1899, c. 34, ss. 17, 18.)**

**See FISHING-LEASE-SETTLERS-TROUT.**

**LEASE-Fishing except by angling prohibited without a lease, license or permit. (O.O.C.)**

**Non-residents must obtain a fishing permit from Commissioner. (O.O.C., May 26, 1887.)**

**Commissioner may issue fishery leases and fishing licenses, subject to Orders in Council, to fish in any waters belonging to the Province. Leases for more than 5 years can be issued only by Order in Council. (O.F.A., s. 11.)**

**Leases may not be transferred or sub-let without written consent of Commissioner. (ib. s. 13.)**

**Fishing lease extends 66 feet inland from water. (O.O.C., May 26, 1887.)**

**See LICENSE-PERMIT.**

**LICENSE-Non-residents may not hunt any bird or animal without a license signed by the Chief Fish and Game Warden, and countersigned by the Provincial Secretary or his deputy, and such license must have endorsed on it the signature of the person to whom it is granted. Such license is for one season only, and the fee is \$25. The license must be carried while hunting, and be shown to any person making request at any time, on pain of forfeiture and a penalty of \$20 to \$50. (G.P.A., s. 4, s-s. 1; S.O. 1899, c. 33, ss. 1, 2, 10.)**

**A non-resident may take 50 brace of ducks out of the Province if killed by him, provided he has the above license, and also obtain a permit from a Warden (G.P.A., s. 4, s-s. 3.)**

**Residents of Ontario may not hunt deer without a license signed by the Chief Fish and Game Warden, and countersigned**

by the Provincial Secretary or his deputy. Such license is for one season only, and the fee is \$2. The license must be carried while hunting, and be shown to any person making request at any time, on pain of forfeiture and a penalty of \$20 to \$50. (G.P.A., s. 4, s-s. 1; S.O. 1899, c. 33, ss. 1, 2, 10). Licenses are issued by the Chief Game Warden or any Warden. Two shipping coupons are attached to each license, one of which shall be signed and detached by the person to whom the license is issued, in the presence of the shipping agent at the point of shipment, and must be attached to each deer or part of a deer about to be shipped, and such coupon shall be cancelled by the carrier on arriving at destination by writing "cancelled" across the face. (ib. s. 3; S.O. 1899, c. 33, s. 1.)

**LORD'S DAY**—See **SUNDAY**.

**MASKINONGE**—Open season June 16 to April 14 in following year, both days inclusive. (C.O.C., p. 655)

In Rice Lake, open season June 2 to April 14 in following year, both days inclusive. (D.O.C. 1896, p. 1x.)

Only 4 may be taken in one day by any person. (O.O.C.)

Under 15 inches must be returned to the water uninjured. (ib.)

May not be taken with spears, grapnel hooks, negog or nishagans. (R.S.C., c. 95, s. 14, s-s. 8.)

See **FISHING-LEASE**.

**MASKS**—See **DISGUISE**.

**MILL DAMS**—See **EELS**.

**MINISTER**—Where used in this Digest means the Minister of Marine and Fisheries, Canada (Hon. Sir L. H. Davies, Q.C., Ottawa).

**MINNOWS**—See **NETS**.



**MOOSE**—See **DEER**.

**MULLET**—See **FISH**.

**MUSCALLONGE**—See **MASKINONGE**.

**MUSKRAT**—Open season Jan. 1 to May 1, both days inclusive, but no muskrat may be shot during April. (G.P.A., s. 9, s-s. 1, b. c.)

Muskra<sup>t</sup> houses may not be destroyed or injured at any time. (ib.), but see below.

Muskra<sup>t</sup>s destroying property may be killed at any time by owner of property, and also when there is a probability of their injuring dams or drainage embankments. (ib. s-s. 2.)

See **EXPORTATION—SALE—TRAPS**.

**NEGOG**—See **SPEARING**.

**NEST**—Of any bird, except hawks, crows, blackbirds and English sparrows, may not be taken, injured, or had in possession. (R.S.O. c. 289, s. 4.)

**NETS**—Fishing with nets or other apparatus prohibited without a license. (O.O.C.) See **LEASE**.

Nets for catching minnows may not be used in streams inhabited by speckled trout. (S.O. 1899, c. 34, s. 7.)

Snares for catching fish prohibited. (C.O.C. p. 655.)

Pound nets prohibited except under license. (D.O.C. 1892, p. xxx.)

Purse nets prohibited. (S.C. 1891, c. 43, s. 1.)

Boats must not destroy or injure. (R.S.C. c. 95, s. 14, s s. 2.)

Must not obstruct navigation. (ib.)

Main channel of stream must not be obstructed by. (ib. s-s. 4.)

Bag-nets, trap-nets and fish pounds prohibited. (ib. s-s. 7.)

Weirs, seines, nets, etc., must be raised to admit free passage of fish, from 6 P.M. Saturday, to Monday at 6 A.M. (S.C. 1898, c. 39, §. 1.)

Passage of fish must not be obstructed unduly by nets, weirs, etc. (O.O.C. May 26, 1887; S.C. 1894, c. 51, s. 5; O.F.A. s. 5.)

See **ILLEGAL CONTRIVANCES—SALMON—SALMON TROUT—TRAPS—WHITE FISH.**

**NIGHT LINES**—Prohibited without a license. (O.O.C.)

See **LEASE—TRAPS.**

**NIGHT TIME**—See **TIME.**

**NIPIGON**—In Lake Nipigon, River Nipigon, and any of their tributaries no one may fish by angling without a license or permit obtained from Commissioner through local fishery officer at Nipigon.

License is for 2 weeks only.

Fee \$10 to non-permanent residents of Canada; \$2 to permanent residents of Algoma, Rainy River or Thunder Bay; \$5 to all other residents of Canada.

Holder of license may catch, in one day, not more than 15 lbs. weight of speckled or brook trout, nor more than 1 of each trout in any case. (O.O.C., June 10, 1899.)

**NISHAGAN**—See **SPEARING.**

**NON-RESIDENT** when used in this Digest means a person not residing in Ontario, unless otherwise stated.

Non-residents of Canada may bring in, as tourists' outfits, guns, fishing gear, canoes, tents, camp equipment, cooking utensils, musical instruments, kodaks, etc. On these articles a deposit of the duty on their appraised value must be made with the nearest Collector on arrival in Canada, which deposit will be

approved in full provided the articles are taken out of Canada within six months. (Order of Department of Customs.) Forms for above can be obtained from any Customs Officer in Canada.

**Organized shooting or fishing clubs outside of Canada,** which have duly obtained shooting or fishing privileges in any Province in Canada, may deposit with the Department of Customs at Ottawa, a guarantee (for form, see Schedule A, page 37) as security for the due exportation or payment of duty on the sporting outfits brought into Canada temporarily, for their own use, and not for gain or hire, by members of the club resident outside of Canada.

If the "Guarantee" be approved by the Minister of Customs, Guarantee Certificates will be sent to the club to be presented to Customs Officers (and returned to visiting members after inspection) as evidence of the deposit and approval of the Club Guarantee.

A special ticket of membership signed by the secretary of the club, and dated within one year from the time of its presentation to the Customs Officer, will be accepted by such officer as evidence that the person presenting the ticket is a visiting member of such club, resident outside of Canada.

Visiting members (non-resident in Canada) of any such club may bring with them such guns, fishing rods and sporting outfit as they require for their own use, and not for gain or hire, conditional on exportation within ninety days from the time of entrance, upon depositing their ticket of membership and furnishing to the Customs Officer at the Port of Entry in Canada a report (in duplicate) signed by him and containing a description of the articles comprised in his outfit, and giving the value thereof: but *duty must be paid on ammunition and provisions brought in with such outfit.* (For form of report see Schedule B, page 37.)

One copy of the report, stamped by the Customs Officer for identification, will be handed back to the party presenting it, so

that a certificate as to the exportation of the articles may be endorsed thereon by a Customs Officer when they are not exported outwards and examined by a Customs Officer at the Port of Entry where they have been brought into Canada. (Order of Department of Customs.)

See **ANIMAL-BIRD-DEER-LEASE-LICENSE.**

**OTTER**—Open season Nov. 1 to April 1 in following year, both days inclusive. (G.P.A., s. 9, s-s. 1 (a).) *But see below.*

May not be killed before Nov. 1, 1900. (ib.)

May not be received for transportation (or any skin or portion thereof), except from Nov. 1 to Nov. 22, unless accompanied by an affidavit of the shipper that it was legally hunted. (S.O. 1899, c. 33, s. 7.)

See **EXPORTATION-SALE-TRAPS.**

**OVERSEER**—See **FISHERY OVERSEERS.**

**PARTRIDGE**—Open season Sept. 15 to Dec. 15, both days inclusive. (G.P.A., s. 7, s-s. 1 (a).) *But see below.*

May be sold only from Sept. 15 to Dec. 20, both days inclusive, in the years 1899 and 1901. (S.O. 1899, c. 33, s. 5 (3).)

May not be sold during the year 1900, no matter where killed or procured. (ib.)

White Partridge—See **GROUSE.**

See **EXPORTATION-TIME-TRAPS.**

**PENALTIES AND FINES**—Heavy penalties are imposed for infractions of the game and fishing laws.

Half of every fine is paid to prosecutor or person on whose evidence the conviction is made. (G.P.A., s. 29; O.F.A., s. 61, s-s. 1; For penalties generally, see R.S.C. c. 95, s. 21, s-s. 6; S.C. 1892, c. 29, s. 499, s-s. (c); S.C. 1894, c. 51, ss. 1, 7, 10; S.C. 1895, c. 27, s. 1; S.C. 1897, c. 16, s. 8; S.C. 1898, c. 39, s. 3; G.P.A., ss. 16, 23, 28, 29; O.F.A., s. 4, s-s. 2, s. 48; R.S.O., c. 289, s. 8; S.O. 1899, c. 33, ss. 10, 12.)

**PERCH**—See **FISHING—LEASE**.

**PERMIT**—Commissioner may grant, for one month, to fish in water adjoining Crown Lands. (O.F.A., s. 18)

See **LEASE—LICENSE**.

**PHEASANTS**—Open season Sept. 15 to Dec. 15, both days inclusive. (G.P.A., s. 7, s-s. 1 (a.)) *But see below.*

English and Mongolian pheasants may not be killed before Sept. 15, 1900. (ib., s-s. 2.)

See **EXPORTATION—SALE—TIME—TRAPS**.

**PICKEREL (Doré)**—Open season May 16 to April 14 in following year, both days inclusive. (C.O.C., p. 655.)

May not be taken with spears, grapnel hooks, negog or nishagans. (R.S.C., c. 95, s. 14, s-s. 8.)

Only 20 may be caught in one day by one person. (O.O.C.)

Under 12 inches must be returned to the water uninjured (ib.)

See **FISHING—LEASE**.

**PIKE**—See **FISH—FISHING—LEASE**.

**PLOVER**—Open season Sept. 15 to Dec. 15, both days inclusive. (G.P.A., s. 7, s-s. 1 (a.))

See **EXPORTATION—SALE—TIME—TRAPS**.

**POISON**—Killing any game animal by poison prohibited.

Poison, poisoned bait, etc., must not be exposed in any locality to which dogs or cattle might have access. (G.P.A., s. 11.)

Poisonous matter must not be thrown into any water frequented by fish. (S.C. 1895, c. 27, s. 1.)



Putting lime or other noxious material into a private fishery or salmon river, is an indictable offence. (S.C. 1892, c. 29, s. 499, s-s. C. (f).)

See **POLLUTION OF FISHING GROUNDS.**

**POLICE**—See **DEPUTY WARDENS.**

**POLLUTION OF FISHING GROUNDS**—Sawdust, coal ashes, ballast, stones, lime, chemicals, poisonous matter, dead fish, etc., must not be thrown into any water frequented by fish; and no offal, decayed leaves or fish must be left upon any beach. (R.C.S., c. 95, s. 15, s-s. 1; S.C. 1895, c. 27, s. 1.)

**POSSESSION of fish during close season prohibited.**  
(O.F.A., s. 37.)

Except during open season and for 5 days afterwards, no person shall have in possession any game animal or bird, no matter where killed or procured, but such may be had in possession for the private use of the owner and his family at any time. (S.O. 1899, c. 33, s. 5 (4).) (See, however, **PARTRIDGE—QUAIL—SNIPE—WOODCOCK.**)

Possession of guns, decoys, etc., at times and places where game is usually found, is prima facie evidence of pursuing game. (ib., s. 7, s-s. 4.)

Persons masked or disguised may not have fire arms in their possession when near any shooting ground. (G.P.A., s. 27.)

See **FISH—SALE—TRANSPORTATION.**

**PRAIRIE FOWL**—Open season Sept. 15 to Dec. 15, both days inclusive. (G.P.A., s. 7, s-s. 1 (a).) *But see below.*

May not be killed till Sept. 15, 1900. (ib. s-s. 2.)

See **EXPORTATION—SALE—TIME—TRAPS.**

**PRIVATE LANDS**—See **TRESPASS.**

**PROVINCIAL CONSTABLES**—*See* **FISHERY OVERSEERS.**

**PTARMIGAN**—*See* **GROUSE.**

**QUAIL**—Open season Oct. 15 to Dec. 15, both days inclusive, (G.P.A. s. 7, s-s. 1 (b).) *But see below.*

**May not be sold**, no matter where killed or procured, until Oct. 15, 1900, and then only during open season and 5 days afterwards. (S.O. 1899, c. 33, s. 5 (3).)

*See* **EXPORTATION—TIME—TRAPS.**

**QUEBEC**—If, and when, residents of Ontario are placed on the same footing under the Quebec Game Laws as residents of Quebec, the Lieut.-Governor may, by Order in Council, exempt residents of Quebec from the license required for hunting birds and animals in Ontario. (G.P.A. s. 4, s-s. 5.)

*See* **ANIMAL—BIRD—LAKE DES CHATS.**

**RABBITS**—**May be destroyed any time.** (G.P.A. s. 7, s-s 3)

*See* **HARES.**

**RACK**—*See* **NETS—TRAPS.**

**RAIL**—Open season Sept. 15 to Dec. 15, both days inclusive. (G.P.A. s. 7, s-s. 1 (a).)

*See* **EXPORTATION—SALE—TIME—TRAPS.**

**RAINY RIVER DISTRICT**—Gill nets may be used by settlers in certain lakes under certain conditions. (D.O.C 1896, p. lvii.)

**REINDEER**—*See* **DEER.**

**RICE LAKE**—*See* **MASKINONGE.**

**RIVER TROUT**—*See* **SPECKLED TROUT.**

**ROBINS**—May be destroyed if attacking fruit on owner's own premises. (R.S.O., c. 289, s. 2, s-s. 2.)

See **BIRD**.

**ROCK BASS**—The Department of Fisheries, Ontario, does not intend that the Ontario law respecting bass shall apply to Rock Bass; the Dominion law, however, does apply.

**RONDEAU HARBOUR**—See **RONDEAU PROVINCIAL PARK**.

**RONDEAU PROVINCIAL PARK**—No birds or animals may be killed except foxes, skunks, weasels, owls, hawks or other noxious animals or birds, and then only with the written consent of the park ranger. (This does not apply to wild duck or geese in the surrounding waters during season. (G.P.A., s. 16; R.S.O., c. 47, s. 9)

Rowboats and canoes are the only vessels which may be used in taking water fowl. (O.O.C. Oct. 6, 1896.)

Boats or devices must not be more than 100 yards from shore or outer limit of rushes. (ib.)

150 ducks or water fowl only may be taken in one year by any person. (ib.)

**SABLE**—Open season Sept. 15 to Dec. 15, both days inclusive. (G.P.A., s. 7, s-s. 1 (a).)

See **EXPORTATION—LICENSE—TRAPS**.

**SALE**—Fish caught contrary to law may not be sold or had in possession. (O.F.A., s. 37.)

No person may buy, sell or keep for sale any game bird or animal, no matter where killed or procured; except during open season and for 5 days afterwards (*but see* **SNIBE, WOOD-COCK, QUAIL** and **PARTRIDGE**.) (S.O. 1899, c. 33, s. 5 (3).)

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**SALMON**—Open season May 1 to July 31, both days inclusive, but may be caught by fly fishing with rod and line to August 31 in addition. (R.S.C., c. 95, s. 8, s-s. 1.)

Foul or unelean salmon, fry, parr and smolt may not be caught at any time. (ib. s-ss. 2, 3.)

Weight must be 3 pounds at least. (ib. s-s. 3.)

Meshes of nets must be 5 inches wide. (ib. s-s. 4.)

Swing nets prohibited. (ib. s-s. 5.)

May not be taken with spears, grapnel hooks, negog or nishagans. (ib. s. 14, s-s. 8.)

See **EELS—FISHING—LEASE—NETS.**

**SALMON TROUT**—Open season Dec. 1 to Oct. 31 in following year, both days inclusive. (D.O.C. 1892, p. xxxvi.)

*Note.*—The Dominion and Ontario Departments of Fisheries hold that, in Ontario, the term "Salmon Trout" includes the fish known as Lake Trout and Grey Trout, therefore the season allowed for taking Salmon Trout is the season allowed for taking Lake Trout and Grey Trout.

Gill nets must have 5-inch meshes, and shall not beset within two miles of any seining ground. (R.S.C., c. 95, s. 10, s-s. 3.)

May not be taken with spears, grapnel hooks, negog or nishagans. (ib. s. 14, s-s. 8.)

Under 2 lbs. may not be caught. (O.O.C.)

Under 2 lbs. undressed or  $1\frac{3}{4}$  lbs. dressed may not be sold, exposed for sale, had in possession or be exported from Ontario. (ib.; S.O. 1899 c. 34, ss. 17, 18.)

See **FISHING—LEASE—TROUT.**

**SAWDUST**—See **POLLUTION OF FISHING GROUNDS.**

**SEINES**—See **NETS—TRAPS.**

**SET LINE**—See **TRAPS.**

**SETTLERS** — Game laws do not apply to, in unorganized townships, or territory not divided into townships, if game killed for their own food and not to sell. (G.P.A. s. 34.)  
*But see below.*

**May not hunt moose, elk, reindeer or caribou** before Nov. 1, 1900, or have the same in possession. (ib.)

**Permit to hunt deer** may be granted to bona fide settlers, in the rural districts only, in certain portions of Province. Residents in towns and villages in these districts cannot obtain permits. Permit, when granted by a local issuer, is subject to a fee of 25 cents. (O.O.C. Oct. 14, 1897; March 9, 1898.)

**May take by angling, for domestic use** of their families, 12 bass and any number of lake trout in one day if caught within 5 miles of their residence. (O.O.C.)

*See* **RAINY RIVER DISTRICT.**

**SHAD**—**May not be taken with spears, grapnel hooks, negog or nishagans.** (R.S.C., c. 95, s. 14, s-s. 8.)

*See* **FISHING.**

**SHERIFF**—*See* **DEPUTY WARDENS.**

**SHIPPING COUPON**—*See* **LICENSE.**

**SHOOTING OF FISH**—Killing by fire arms prohibited.  
 (D.O.C. 1892, p. xxvi.)

**SNARES**—*See* **NETS—TRAPS.**

**SNIBE**—Open season Sept. 15 to Dec. 15, both days inclusive.  
 (G.P.A. s. 7, s-s. 1 (a.)) *But see below.*

**May not be sold, no matter where killed or procured, until** Sept. 15, 1900, and then only during open season and 5 days afterwards. (S.O. 1899, c. 33, s. 5 (3).)

*See* **EXPORTATION—TIME—TRAPS.**

**SPARROWS (English)** — May be killed any time.

(R.S.O., c. 289, s. 2.)

**SPAWNING**—Catching fish during spawning time or disturbing spawning beds prohibited. (O.O.C., May 26, 1887.)

**SPEARING** — Salmon, trout, maskinonge, winaniehe, bass, pickerel, whitefish, herring and shad may not be taken by means of spears, grapnel hooks, negog or nishagans. (R.S.C., c. 95, s. 14 s-s. 8)

Minister may allow spearing in certain localities. (ib.)

Spears, grapnel hooks, negog and nishagans prohibited without a lease, license or permit from Commissioner. (O.O.C.)

See **EELS-TRAPS**.

**SPECKLED TROUT**—Open season May 2 to Sept. 14, both days inclusive. (D.O.C. 1892, p. xxxvi.)

*Note.*—The Dominion and Ontario Departments of Fisheries do not recognize any distinction between Brook Trout, River Trout and Speckled Trout; therefore the season allowed for taking Speckled Trout is the season allowed for taking the fish commonly known as Brook Trout and River Trout.

Fishing through the ice prohibited. (D.O.C. 1896, p. lix.)

Minnow nets prohibited in streams inhabited by speckled trout. (S.O. 1899, c. 34, s. 7)

May not be taken with spears, grapnel hooks, negog or nishagans. (R.S.C., c. 95, s. 14, s-s. 8.)

15 lbs. weight only may be taken in one day by any person. (O.O.C.) *But see below.*

50 only may be caught in one day by any person, though the aggregate weight be less than 15 lbs. (ib.)

Under 6 inches must be returned to the water uninjured. (ib.)

See **FISHING-LEASE-TROUT**.

**SQUIRRELS**—(Black and Grey)—Open season Sept. 15 to Dec. 15, both days inclusive. (G.P.A., s. 7, s-s. 1 (4).)

See **EXPORTATION-SALE-TRAPS**.

**STORAGE**—Cold storage of game allowed certain persons under a license from Chief Warden, with certain restrictions. (S.O. 1899, c. 33, s. 5.)

**STURGEON**—May not be taken in any manner without a license. (O.O.C.)

Under 10 lbs. dressed may not be caught, sold, exposed for sale, or had in possession. (ib.)

See **LEASE**.

**SUCKERS**—See **FISH**.

**SUNDAY**—Hunting prohibited. (R.S.O., c. 246, s. 4; G.P.A., s. 10.)

Fishing prohibited. (R.S.O., c. 246, s. 5)

**Nets, seines, weirs, etc., must be raised** so as to admit the free passage of fish, between 6 p.m. on Saturday and 6 a.m. on Monday, and during such time no one shall fish therein, whether licensed or not. (S.C. 1898, c. 39, s. 1.)

**SUNRISE AND SUNSET**—See **TIME**.

**SWANS**—As to open season see note under **GEESE**.

Killing by batteries, swivel guns and sunken punts prohibited. (G.P.A., s. 13.)

See **EXPORTATION-SALE-TIME-TRAPS**.

**SWING NETS**—See **SALMON**.

**TIMBER AGENTS**—See **DEPUTY WARDENS**.

**TIME**—Between half an hour after sunset and half an hour before sunrise no game bird may be killed. (G.P.A., s. 8, s-s. 1.)

**Hunting on Sunday prohibited.** (ib. s. 10; R.S.O., c. 246, s. 4.)

**Fishing on Sunday prohibited.** (R.S.O., c. 246, s. 5.)

**Information must be laid within 6 months** of the commission of offences under the Ontario Acts respecting game, and **within 3 months as to fish.** (S.O. 1899, c. 33, s. 13; O.F.A., s. 55.)

**Nets, seines, weirs, etc., must be raised** from 6 p.m. Saturday to 6 a.m. Monday. (S.C. 1894, c. 51, s. 4.)

**TORCHLIGHT—Fishing by, prohibited.** (O.O.C. May 26, 1887.)

**TOURIST** is one who, during the spring, summer or autumn, temporarily visits a locality 5 miles distant from his residence. (O.O.C.)

See **NON-RESIDENT.**

**TRANSPORTATION—Bags, boxes and parcels containing game** packed for transportation, shall be constructed so as to show the contents, and shall be marked with a description of the contents, and the name and address of the owner. (S.O. 1899, c. 33, s. 8.)

**Salmon trout, lake trout and white fish** weighing less than 2 lbs. undressed may not be transported out of Ontario, or had in possession for that purpose. (S.O. 1899, c. 34, ss. 17, 18.)

See **POSSESSION.**

**TRAPS, nets, snares, gins, baited lines, etc., may not be set at any time** to take any kind of deer, sable, black and grey squirrels, hares, grouse, pheasants, prairie fowl, partridge, woodcock, snipe, rail, plover, quail, wild turkeys, swans, geese or ducks; and such traps, etc., if found set, may be destroyed by any person without his incurring any liability therefor. (G.P.A. s. 12.)

**Traps, snares, gins, etc., must not be set in close season** for beavers, otters, or muskrats. (ib. s. 9, s-s. 1 (a).)

**Nets, traps, snares, cages, etc., may not be set for any** bird except hawks, crows, black birds and English sparrows, and such nets, etc., if found set, may be destroyed by any person without his incurring any liability therefor. (R.S.O. c. 289, s. 3.)

**Fish may not be taken with a net, seine, snare, rack, trap, weir, night line, set line, spear, etc., without a license.** (O.O.C.)

*See* **ILLEGAL CONTRIVANCES—NETS.**

**TRESPASS**—No person may enter growing grain, or permit his dogs to, without permission of owner or occupant, or hunt or shoot upon another's land after being notified not to do so. (G.P.A. s. 19)

**Owner or occupant may give notice to trespassers verbally** or in writing, or by maintaining in at least two conspicuous places in every 40 acres, upon or near the borders of the premises to be protected, two sign boards, each at least 1 ft. square, containing the notice, "Hunting or shooting on these lands forbidden under Ontario Game Laws." (S.O. 1899, c. 33, s. 9.)

**Fishing in leased premises prohibited.** (O.F.A. s. 23)

**Fishing in private streams, etc., prohibited.** (ib. s. 24.)

**TROUT**—Small trout for baiting traps may be used by fishermen. (R.S.C., c. 95, s. 9, s-s. 4.)

*See* **EELS—LAKE TROUT—LEASE—SALMON TROUT—SPECKLED TROUT.**

**TULIBEE**—*See* **FISHING.**

**TURKEYS (Wild)**—Open season Oct. 15 to Dec. 15, both days inclusive. (G.P.A., s. 7, s-s. 1 (b).) *But see below.*

**May not be killed before Oct. 15, 1900.** (ib., s-s. 2.)

*See* **EXPORTATION—SALE—TIME—TRAPS.**

**VESSELS**—See **ILLEGAL CONTRIVANCES.**

**WARDENS**—Appointed by Lieut.-Governor in Council, and not to exceed 4 in number. (G.P.A., s. 22)

Are Justices of the Peace for the purposes of "The Ontario Game Protection Act." (ib. s-s. 2.)

May appoint deputy wardens. (ib. s-s 1)

May convict on view for an offence under above Act. (ib. s. 25.)

**Chief Fish and Game Warden:** Edwin Tinsley, Parliament Buildings, Toronto.

**Wardens:** J. H. Wilmott (Beaumaris, Muskoka); H. K. Smith (Belleville); John A. Gill (Dunnville); F. C. Quallins (Windsor).

See **CHIEF GAME WARDEN—DEPUTY WARDENS.**

**WATER FOWL**—Open season Sept. 15 to Dec. 15, both days inclusive, for all water fowl not specially mentioned in this digest. (G.P.A., s. 7, s-s. 1 (a).)

Hunting from sail boats and steam yachts prohibited. (ib. s. 13.)

See **SALE-TIME.**

**WEIRS**—See **EELS—NETS—SUNDAY—TRAPS.**

**WHITEFISH**—Open season Dec. 1 to Oct. 31 in following year, both days inclusive. (D.O.C. 1892, p. xxxvi.)

Under 2 lbs. may not be caught. (O.O.C.)

Under 2 lbs undressed, or  $1\frac{3}{4}$  lbs dressed, may not be sold, exposed for sale, had in possession, or be exported from Ontario. (ib.; S.O. 1899, c. 34, ss. 17, 18.)

Fry may not be destroyed. (R.S.C., c. 95, s. 10, s-s. 2.)

Gill nets must have 5-inch meshes, and must not be set within two miles of any seining ground. (ib. s-s. 3.)

Seines must have 4-inch meshes. (ib. s-s. 4.)

May not be taken with spears, grapnel hooks, negog or nishagans. (ib. s. 14, s-s. 8.)

See **FISHING**.

**WILD FOWL**—See **GAME BIRD**—**WATER FOWL**.

**WINANICHE**—May not be taken with spears, grapnel hooks, negog or nishagans. (R.S.C., c. 95, s. 14, s-s. 8.)

See **FISHING**.

**WOLVES**—\$10 will be paid by any County Treasurer to any one producing the head of a wolf, with the ears on, before a J.P., and proving that the wolf was killed within the county. (R.S.O. c. 290.)

Where a wolf is killed in a district not forming part of a county, the head may be produced to a Judge, Magistrate, Sheriff, Crown Lands, or Free Grant Agent, or Division Court Clerk (ib.)

**WOODCOCK**—Open season Sept. 15 to Dec. 15, both days inclusive. (G.P.A. s. 7, s-s. 1 (a.)); *but see below*.

May not be sold, no matter where killed or procured, till Sept. 15, 1900, and then only during open season and 5 days afterwards. (S.O. 1899, c. 33, s. 5 (3).)

See **EXPORTATION**—**TIME**—**TRAPS**.

**WOOD RANGERS**—See **DEPUTY WARDENS**.

**YARDING**—See **DEER**.

**YOUNG** of any fish may not be caught, sold or had in possession. (R.S.C. c. 95, s. 14, s-s. 9.) *But see BAIT*.

Of any bird may not be caught, killed, injured, or had in possession, except of hawks, crows, blackbirds and English sparrows. (R.S.O. c. 289, s. 4.)



**SCHEDULE A.****GUARANTEE FOR EXPORT OF OUTFITS OF SHOOTING AND FISHING CLUBS.**

Referred to under "Non-Resident," page 23

*The Commissioner of Customs of Canada:*

Referring to Memorandum No. 1006 B, issued by the Customs Department of Canada on the \_\_\_\_\_ day of June, 1898, the undersigned club, known as \_\_\_\_\_ with headquarters at \_\_\_\_\_ hereby applies for the temporary admission into Canada of the sporting outfits of the members of the said club resident outside of Canada, without payment of duty on such outfit, at the time of its importation; and in consideration thereof and for other considerations the said club and \_\_\_\_\_ of \_\_\_\_\_ and \_\_\_\_\_ of \_\_\_\_\_ do jointly and severally hereby guarantee to pay to Her Majesty the Queen, all Customs duties due and to become due on the whole or any part of the outfits of the said members admitted into Canada as aforesaid, between the \_\_\_\_\_ day of \_\_\_\_\_ 1899, and the \_\_\_\_\_ day of \_\_\_\_\_ 1899, unless they shall be duly exported in accordance with the requirements of the said Memorandum.

Dated at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ 1899

In presence of

[Name of Club.] \_\_\_\_\_

[Witness]

[President or chief officer.] \_\_\_\_\_

[Signature of Secretary.] \_\_\_\_\_

The above Guarantee is approved and filed the \_\_\_\_\_ day of \_\_\_\_\_ 1899.

**SCHEDULE B.****CLUB VISITORS SHOOTING AND FISHING OUTFITS.**

Report referred to under "Non-Resident," page 23

Port \_\_\_\_\_

Report No. \_\_\_\_\_

Entry No. \_\_\_\_\_

Report of Club Visitor's Outfit imported by \_\_\_\_\_ of \_\_\_\_\_ per \_\_\_\_\_ from \_\_\_\_\_

(Continued on next page.)

Marks and Numbers.	Description of Articles.	Value.	Rate.	Duty.	Remarks re exportation.

I, \_\_\_\_\_ [owner or agent], do solemnly declare that the above is a full and true statement of the description and values of the articles imported by me as a Club Visitor's Outfit, conditional on payment of duty on all the articles which are not duly exported within \_\_\_\_\_ days.

[Signature.] \_\_\_\_\_

[Address.] \_\_\_\_\_

Customs Officer.

Stamp.

Guarantee by club known as \_\_\_\_\_

Declaration as to return of Outfit, attested to before a Customs Officer in Canada or at a place out of Canada.

Articles as described herein, inspected by me at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, and exported or landed as declared.

Sworn to before me,

\_\_\_\_\_  
Customs Officer.

Stamp.

I, \_\_\_\_\_ [owner or agent], do solemnly declare that the identical goods hereinbefore described are now presented for inspection, the same having been delivered for exportation from the Port of \_\_\_\_\_ per \_\_\_\_\_ [or landed at \_\_\_\_\_ from \_\_\_\_\_ per \_\_\_\_\_]

[Signature.] \_\_\_\_\_

NOTE.—If the tourist is unable to have his outfit exported and identified before leaving Canada, at the port where reported inwards, he can have the articles inspected and certified as above. The tourist's report of the articles exported and certified as aforesaid may then be mailed to the Custom Officer at the port of entry, and duty must be paid on all articles not re-exported.

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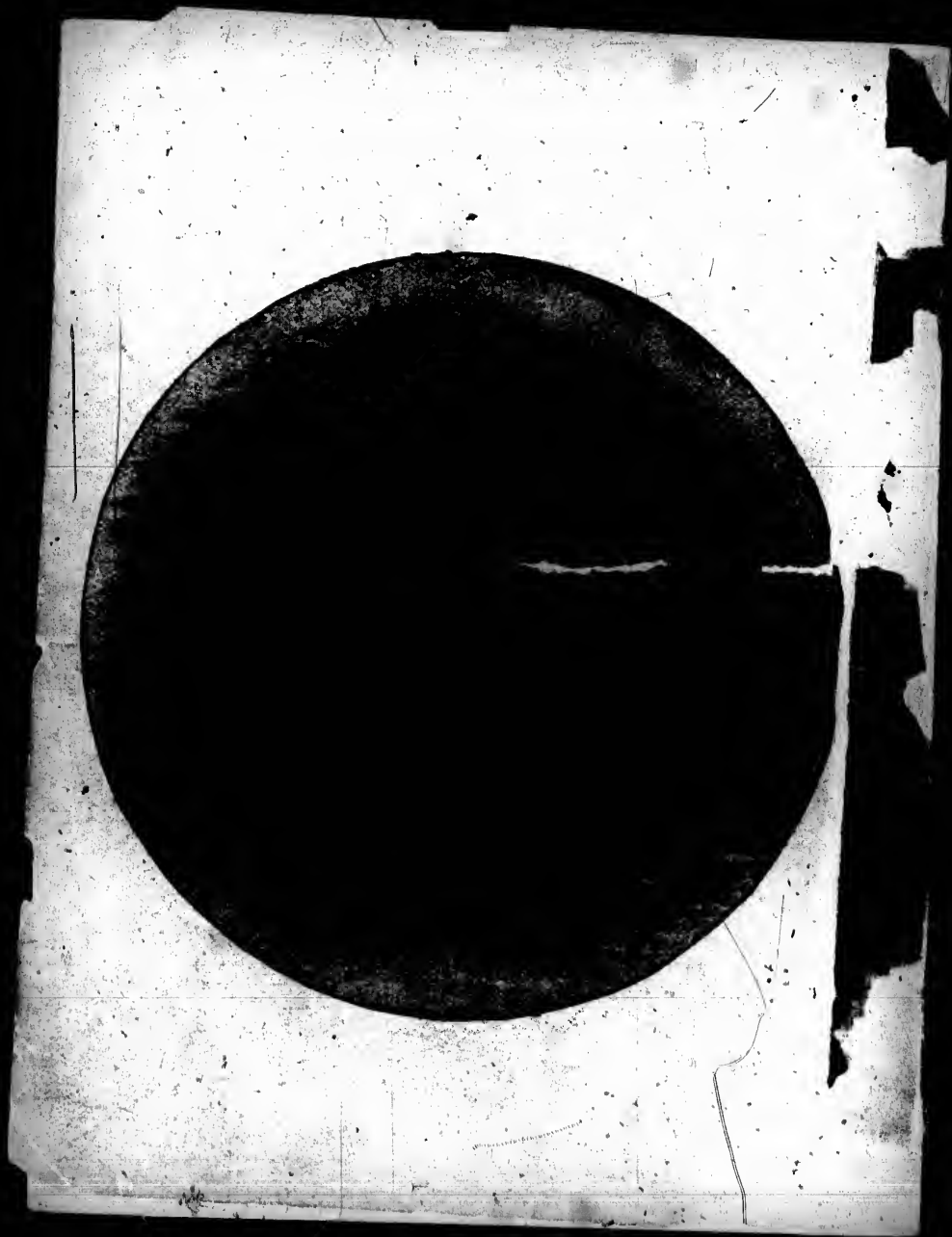
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etc , and the position or use of nets. (R.S.C., c. 95, s. 17, s.

See **DEPUTY WARDENS—FISHERY OVERSEER**

**JUSTICE OF THE PEACE** may convict on view  
any offence under the Game Protection Act. (G.P.A., s. 2)

**LAKE DES CHATS**—Hook and line and night  
only permitted until May 22, 1904. (D.O.C., May 1, 1899)

**LAKE TROUT**—Open season Dec. 1 to Oct. 31 in follow-  
ing year, both days inclusive. See note under **SALMON TR**

May not be taken with spears, grapnel hooks, negog or  
gans. (R.S.C. c. 95, s. 14, s-s. 8.)

10 trout only, weighing 3 lbs. and over, may be c  
by any tourist in one day by angling, or

~~20 lbs. only of trout under 3 lbs. each, may be caught,~~  
alternative to the above. (O.O.C.)

Under 2 lbs. may not be caught. (ib.)

