WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1937

\[\text{ENROLLED}\]

SENATE BILL No. 14

(By Mr. Moler)

PASSED \(\text{March 10th, 1937}\)

In Effect from Passage
ENROLLED

Senate Bill No. 14

(By Mr. Moler)

[Passed March 10, 1937; in effect from passage.]

AN ACT to amend and reenact section five, article six, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended by section five, article six, chapter five, acts of the Legislature, regular session, one thousand nine hundred thirty-three, relating to unlawful devices and methods of fishing.

Be it enacted by the Legislature of West Virginia:

That section five, article six, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended by section five, article six, chapter five, acts of the Legislature, regular session, one thousand nine hundred thirty-three, be amended and reenacted to read as follows:
Section 5. It shall be unlawful for any person to kill, catch or attempt to kill or catch, any fish in this state, at any time, by means of seines, nets, or traps, or devices of like nature, unless written consent shall have been given by the commission for the use of such seines as hereinafter provided; or by draining water out of any pool, pond or stream, with the intent to take or injure the fish therein, or by the use of dynamite, or any like explosive or other explosive mixture, or any poisonous drug or substance; or by the use of electricity or lime; or by the use of a gun, rifle, pistol or any other like weapon; or by any other means whatsoever, except by rod, line and hook or hooks with natural or artificial lures: Provided, That any person may employ a seine not more than six feet in length for the purpose of securing minnows other than salmon, bass, shad, pike, perch and trout for use in angling. It shall be unlawful for any person, firm or corporation to sell any seine more than six feet in length without immediately reporting same to the commission, giving the name and address of the purchaser: Provided further, That any person may catch or attempt to catch other than game fish by means
or use of a dip net or may engage in the practice of dipping
for other than game fish in all of the streams in Jefferson
and Berkeley counties directly tributary to the Potomac
river, with a dip net having a mesh of not less than one and
one-quarter inches by one and one-quarter inches: Provided
further, That the commission may at any time catch fish
with nets, seines, or otherwise for the purpose of propaga-
tion and protection of the fish of this state. It shall be un-
lawful for any person at any time to kill or catch any
game fish by gigging, snaring, spearing, gaffing or grappling,
but the commission may, upon application by petition signed
by two hundred citizens of any county showing the reason
or necessity therefor, permit gigging of non-game fish in
any stream or part of such stream in said county, provided
said petitioners are holders of fishing license, except that no
person shall gig during April, May and June.

I certify that the foregoing act,
having been presented to the Governor for
his approval, and not having been returned
by him to the House of the Legislature in
which it originated within the time pre-
scribed by the constitution of the State, has
become a law without his approval.

[Signature]

This the...19__...day of...March...............

SECRETARY OF STATE
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the.

Takes effect.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within this the...

day of,..., 1937.

Governor

Filed in the office of the Secretary of State of West Virginia

Wm. S. O'Brien,
Secretary of State