

WARM SPRINGS FISH AND WILDLIFE COMMITTEE ACTION

The Fish and Wildlife Committee has been advised of a Memorandum of Understanding (MOU) between the CTWSRO, the State of Oregon, and the State of Washington specifically addressing Tribal Fishing downstream of Bonneville Dam; and,

The Fish and Wildlife Committee of the Warm Springs Reservation of Oregon adopts the following restrictive regulations for tribal subsistence fishing in the Columbia River Downstream of Bonneville Dam:

1. Warm Springs Tribal members may harvest salmon, steelhead, shad, walleye, carp, catfish, yellow perch and bass in the areas described below for subsistence purposes only starting May 22 and ending May 25, 2016. The Committee will review the catch for determination of whether the harvest can continue. The fishery may be closed based on harvest numbers. Should high catch rates be evident, a 5-10 fish limit per day per fisherman or per fishing crew member will be enacted and enforced by enforcement officers, monitors, and/or the Committee. Any re-opening will occur by Fish and Wildlife Committee action.
2. This is a subsistence fishery, Sale of fish is prohibited. Repeat violators of tribal regulations for this fishery may forfeit treaty reserved rights for the remainder of 2016, including hunting and fishing, along with the spring season of 2017.
3. Retention of any sturgeon that may be caught incidentally while fishing for allowed species within the prescribed area shall be prohibited.
4. The fishery shall be open only Sunday through Wednesday with Wednesday reserved for elder's day only (55 years and older). Elders have to be fishing. They may be assisted but have to be able to fish. Fishing times may be limited by the location fished such as Hamilton Park (access gates open 5 am to 10 pm).
5. **Only one fishing pole actively fished and pole holder allowed per person. A person is defined as 12 years and older. Saving spots or holding spots for other persons is not allowed. Fishing pole must be continuously attended.**
6. Fishers must yield spot to elders and the handicapped if requested. An elder is any members 55 years and older.
7. Any Warm Springs tribal members fishing downstream of Bonneville Dam pursuant to this resolution shall carry an official tribal enrollment card and produce it upon request by state or tribal enforcement officers. Any person who produces a Warm Springs tribal enrollment card will not be required to produce a state fishing license.
8. Gear restrictions:

This fishery will be with hook and line only.

9. The geographic scope of this fishery covers the banks of the Columbia River in the area bounded by a deadline marker on the Oregon bank (approximately four miles downstream

from Bonneville Dam Powerhouse No. 1) in a straight line through the western tip of Pierce Island, to a deadline marker on the Washington bank at Beacon Rock up the river to a point 600 feet below the Bonneville dam, but excluding the following four areas:

(A) between markers located 150 feet upstream and 450 feet downstream from the mouth of Tanner Creek out to the center of the Columbia River, during the period August 16 to October 15;

(B) inside the south navigation lock at the Bonneville Dam from a marker on the western-most point of Robins Island to a marker on the Oregon mainland shore;

(C) from Bradford Island below Bonneville Dam from the south shore between the dam and a line perpendicular to the shoreline marker at west end of riprap and from north shore between fishway entrance and a line perpendicular to the shoreline marker 850 feet downstream; and,

(D) from Robins Island below Bonneville Dam downstream to a line perpendicular to the shoreline marker on mooring cell.

(E) Fishing from boats or other floating device is not permitted.

10. The CTWSRO Branch will be responsible for the biological monitoring of the CTWSRO Fishery. Reports will be provided to the Fish and Wildlife Committee for determination if harvest can continue. Fishery may be closed if the catch is deemed too high.
11. Conduct of the tribal fishers shall be consistent with Warm Springs Tribal Code 340.310 which defines Off-Reservation Fishing by Tribal Members.
12. Pursuant to Warm Springs Tribal Code 340.310 (13), the use of alcohol or drugs is prohibited when exercising Treaty Rights and will be strictly enforced. If not followed, the Fish and Wildlife Committee has authority to suspend fishing privileges.
13. Pursuant to Warm Springs Tribal Code 340.700, penalties shall be strictly enforced to ensure the rules and regulations will be complied with.

CERTIFICATION

Chairman



Date

