

**THE CONFEDERATED TRIBES OF THE WARM SPRINGS RESERVATION OF OREGON**

P.O. Box C, Warm Springs, Oregon 97761



**RESOLUTION NO. 13,215**

**WHEREAS**, The Treaty with the Tribes of Middle Oregon on June 25, 1855 reserved to the Confederated Tribes of the Warm Springs Reservation of Oregon, off-reservation fishing rights at all usual and accustomed stations in common with citizens of the United States; and,

**WHEREAS**, The Tribal Council regulates all treaty fishing for conservation and other purposes pursuant to the inherent sovereign authority reserved in the Treaty of June 25, 1855, and pursuant to the Tribal Constitution and By-Laws and the Warm Springs Tribal Code Chapter 340.310 (2); and,

**WHEREAS**, Treaty-based subsistence fishing may be authorized and occur within the aboriginal territories, the Tribe's ceded lands, as well as at other usual and accustomed fishing stations; and,

**WHEREAS**, Treaty-based subsistence fishing is open year round within the ceded lands of the Tribe unless otherwise regulated by the Tribal Council or its designee; and,

**WHEREAS**, Only enrolled Warm Springs Tribal members may engage in the act of treaty-based subsistence fishing, and Warm Springs Tribal members cannot authorize non-members to fish for them; and,

**WHEREAS**, The Tribal Council designates the Fish and Wildlife Committee under WSTC 340.310 (2) as the body to establish off-reservation fishing regulations, and directs the Committees to consider and establish such regulations in close coordination and consultation with the Branch of Natural Resources (BNR) fisheries department, and in a manner that meets harvest and conservation purposes; and,

**WHEREAS**, The Fish and Wildlife Committee has the designated authority to add, rescind, or modify off-reservation fishing regulations on an in-season basis without additional approval of the Tribal Council; and,

**WHEREAS**, Notwithstanding its authority to set and add, rescind or modify off-reservation fishing regulations, prior to the adoption of off-reservation fishery regulations for usual and accustomed fishing stations outside the ceded lands, the Tribal Council directs the Committee to present such proposals to Tribal Council for approval; and,

**WHEREAS,** The Tribal Council recognizes the hardship placed on Tribal members with harvest restrictions, as adopted by Resolutions in the past, but with concern for the future of the fishery resource understands the need; and,

**WHEREAS,** It is in the best interest of the Warm Springs people to have stable access to fish through a permanent ceded lands resolution with regulations adjusted as needed based on the run strength by the Fish and Wildlife Committee in consultation with the Branch of Natural Resources, now therefore,

**BE IT RESOLVED,** By the (29<sup>th</sup>) Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon pursuant to Article V, Section 1 (1), and (u) of the Tribal Constitution and By-Laws, and Warm Springs Tribal Code Section 340.310 (2), that the following regulations for a tribal subsistence fisheries are hereby adopted for 2025 unless modified by the Fish and Wildlife Committees or by the Tribal Council where its approval is required as set forth in the recital above:

**I. CEDED LANDS**

**A. Deschutes River - Salmon**

*Sherars Falls* - For the 2025 spring salmon season fishing is open after the Celilo Salmon Feast to July 6, 2025, Thursdays at dawn to Sundays at dusk, for adipose-marked spring chinook. If fish passage over Bonneville Dam indicates the run will not meet brood needs at Warm Springs National Fish Hatchery and Round Butte Hatchery an adjustment or closure may need to be made by the Fish & Wildlife Committees.

Fall salmon season is open 7 days per week, 24 hours per day for marked and unmarked fall chinook, marked and unmarked coho and adipose-marked steelhead may be retained. Sockeye, may not be retained. All un-clipped spring chinook and steelhead (wild) must be released.

*Remainder of Deschutes River* - Wild spring chinook may not be retained. Marked and unmarked fall chinook & marked and unmarked coho salmon and adipose-marked steelhead may be retained. Sockeye may not be kept.

Spring chinook are generally present March-June; fall chinook, coho and summer steelhead from July-December.

**B. Hood River - Salmon**

**Hood River Sub-basin (all forks and tributaries)** - Open 7 days per week, dawn until dusk, after Celilo Salmon Feast through July 15<sup>th</sup> for spring chinook salmon, with the EXCEPTION of the following areas that are closed year round:

1. 100 feet up or downstream from the Dee Mill fish trap in the East Fork of the Hood River.
2. In the West Fork of Hood River upstream of Green Point Creek.
3. In the entire length of Rogers Creek, tributary to the Middle Fork of Hood River.

Only marked hatchery chinook may be retained. Other salmon species may be retained during the spring chinook season.

If 200 Hood River origin adults have not passed Bonneville Dam by May 31, an "emergency closure" may be implemented by the Fish and Wildlife Committee in consultation with the Branch of Natural Resources will evaluate if further harvest is warranted.

Gear must be removed on the last day of the season. Gear left over 24 hours after the end of the season will be considered abandoned and become the property of BNR.

#### **C. John Day River - Salmon**

**Entire John Day River** - Open after Celilo Salmon Feast through July 15<sup>th</sup> for spring chinook salmon, with the EXCEPTION of:

1. John Day River Upstream of the Sheep Rock National Monument and tributaries.

Both marked hatchery and unmarked spring chinook may be retained. Other salmon species may be retained during the spring chinook season.

#### **D. Eagle Creek (above Bonneville Dam) - Salmon**

**Downstream of Railroad Bridge**- open during Treaty tribe fisheries in Zone 6.

**Upstream of Railroad Bridge**- open May 23 - August 15 for chinook and coho salmon. No fishing is permitted in the fish ladder. Allowed gear is hook & line.

#### **E. Regulations Applicable to All Ceded Area Tributary Fishing**

1. When WILD FISH retention is not permitted, all UNMARKED fish must be released back to the river unharmed.
2. All unmarked steelhead incidentally caught with any type of approved gear must be released and returned to the river unharmed in all locations unless additional regulations are adopted at a future time that allow retention.
3. In recognition of the traditional methods of fishing, fishing from scaffolds, using hoopnets, dipnets, and setnets (nets and hoops must be attached to a pole) will be allowed seven days per week April 1<sup>st</sup> through July 15<sup>th</sup>.
  - a. The provisions of WSTC 340.10 (8), requiring that setnets and hoopnets must be attended continuously will be strictly enforced.
  - b. Alternative gear such as buoy sets, flag nets and similar commercial-type gear may not be used in tributaries.
  - b. Hook and line fishing, one pole containing up to two single hooks per person will be permitted.
4. BNR will be responsible for the biological monitoring and enforcement each fishery. All harvested fish must be made available to BNR staff for biological monitoring and enforcement [WSTC 340.310 (11)]
5. Intentional snagging of fish is prohibited, fish that are snagged incidentally and are in viable condition must be returned to the river unharmed.
6. Pursuant to Warm Springs Tribal Code 340.310 (13), the use of alcohol or drugs is prohibited.
7. Pursuant to Warm Springs Tribal Code 340.700 & 341.140, penalties for violations will be strictly enforced to ensure the rules and regulations will be complied with.
8. Pursuant to Warm Springs Tribal Ordinance No. 68, Section 490.520 Section 490.510 (8), and 340.010 (9), the sale, exchange, or trade of fish caught for subsistence purposes to non-Indians is prohibited. Sale or exchange of fish with Treaty Indians must be for their personal use. Commercial sale of fish is not allowed unless and until permitted by additional future regulation.

II. Other Usual & Accustomed Fishing Stations - all salmon species and steelhead.

A. All other Columbia River tributaries usual and accustomed fishing stations are **CLOSED** for salmon and steelhead subsistence fishing in calendar year 2025,

B. unless or until regulations setting a 2025 open season are subsequently adopted. This does not include Columbia River mainstem fisheries, which are managed by separate regulations.


**CERTIFICATION**

The undersigned, as Secretary-Treasurer/CEO of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members of whom 7 constituting a quorum, were present at a meeting thereof, duly and regularly called, noticed, convened and held this 18<sup>th</sup> day of **February, 2025**; and that the foregoing resolution was passed by the affirmative vote of 6 members, the Chairman not voting; and that said resolution has not been rescinded or amended in any way.

NOTED:



Bodie Shaw  
Acting Superintendent

  
Robert A. Brunoe  
Secretary-Treasurer/CEO

Attachment: Tables - 2025 Hood River Spring Chinook &  
Winter Steelhead Forecast

cc: Secretary-Treasurer/CEO  
Superintendent  
Administrative Services Center