

**RESOLUTION OF THE GOVERNING BODY
OF THE
THREE AFFILIATED TRIBES
OF THE
FORT BERTHOLD INDIAN RESERVATION**

WHEREAS, This nation having accepted the Indian Reorganization Act of June 18, 1934 and the authority under said Act; and

WHEREAS, The Constitution of the Three Affiliated Tribes does authorize and Empower the Tribal Business Council to enact laws on behalf of, and in the interest of the welfare and benefit of the Tribes and the enrolled members thereof; and

WHEREAS, Pursuant to Chapter 18-2-2 (2) of the Game, Fish and Recreation Code of Laws for the Three Affiliated Tribes, the Game and Fish Division shall propose to the Council and enforce when enacted, tribal regulations relating to game and fish resources and recreation; and

WHEREAS, Pursuant to Chapter 18-2-4 (4) of the Game, Fish and Recreation Code of Laws, the Game and Fish Director will formulate and publish the respective proclamations annually, according to information gathered from census and studies.

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council does empower the Game and Fish Division to enact and enforce the 2001 Deer Gun Season Proclamation as provided by the Chapter 18 Code of Laws of the Three Affiliated Tribes.

**Three Affiliated Tribes
2001
DEER GUN SEASON
PROCLAMATION**

**Three Affiliated Tribes
Natural Resources Department
Game and Fish Division
HC3 Box 2
New Town, ND 58763
701-627-4760**

**Fort Berthold Indian Reservation
PROCLAMATION**

Pursuant to Chapter 18 Code of Law of the Three Affiliated Tribes of the Fort Berthold Reservation and the authority of the Three Affiliated Tribal Business Council; The Director of the Three Affiliated Tribes Game & Fish Division hereby declares an open season on Mule Deer (ZIDA SHABISHA) and the White-tailed Deer(ZIDA DAGI) as described in the following proclamation.

Except as provided hereafter or otherwise by law, no person shall hunt, trap, kill, harass, take, attempt to take, or possess any Big Game.

1) SEASON:

The season for taking deer with firearms shall be from sunrise to sunset each day from November 2 through November 25, 2001.

2) LIMIT:

One deer as specified by sex, and/or species, regardless of age, may be taken per license holder during the season. Hunter may apply for either a buck or doe (where available) license but will only be eligible for one license per season.

3) LICENSES AND PERMITS:

Persons eligible to partake in the deer gun season are: Tribal members, spouses of Tribal members, non-member Indians, Tribal employees, Federal

Indian Health Service employees and school staff members of the Mandaree, White Shield, and Twin Buttes School Systems.

NON-TRIBAL MEMBERS WHO PARTICIPATE IN THE 2001 NORTH DAKOTA STATE DEER GUN SEASON ARE NOT ELIGIBLE FOR A TRIBAL DEER LICENSE. FAILURE TO COMPLY WITH THIS PROVISION MAY SUBJECT AN INDIVIDUAL TO TRIBAL FINES OR PENALTIES.

Licenses and special permits shall be issued in a manner and form prescribed by the Game & Fish Director and in accordance with applicable laws. Such licenses and permits shall be in the form of stamps that must be endorsed in ink with the licensee's signature and affixed to the back of the General Certificate.

In addition to the deer gun license, each applicant will be issued a deer tag indicating the sex, species (where applicable), and unit that he/she may legally hunt. Colors for the various units will be as follows:

165 Any Antlered permits.....Unit #1 (Mandaree Area)- ORANGE
35 Any Antlerless Only permits.....BLUE

25 Any Antlered permits.....Unit #2 (Little Shell Area) - GREEN

165 Whitetail Antlered Only permits.....Unit #3 (White Shield Area)- TAN
40 Whitetail Antlerless Only permits.....RED

165 Any Antlered Only permits.....Unit #4 (Twin Buttes Area)-YELLOW
25 Any Antlerless Only permits.....BROWN

Duplicate licenses are available at the Tribal Game and Fish Office from 8:00 a.m. To 4:30 p.m., Monday through Friday.

***NORTH DAKOTA STATE LICENSES ARE NOT VALID ON THE FORT BERTHOLD INDIAN RESERVATION. ANYONE HUNTING ON TRUST OR ALLOTTED LANDS WITH STATE DEER LICENSE AND NOT A TRIBAL LICENSE WILL BE CITED FOR HUNTING WITHOUT A PROPER LICENSE.**

4) FEES:

The cost of each license will be \$10.00/license. Only one license per hunter per season. Senior members (55 years of age and older) may obtain a deer gun license free of charge.

Other fees are listed on the 2001 Deer Gun Application.

Senior members who obtain a deer hunting license may have it assigned to a designated hunter of their choice if they do not wish, or are unable to go afield themselves. Request for assignment of a designated hunter must be made on the application form. Only the designated hunter may fill a permit issued in such a manner. Unless otherwise specified, senior citizens who obtain a designated hunter will automatically be issued an Antlerless only deer gun tag.

The designated hunter privilege is to be utilized by senior members ONLY. Persons using another's license to hunt, or the act of loaning out ones license for another to hunt for you are a Violation of Section 18-3-6 of the Chapter 18 Code of Laws and is punishable by a fine of \$100.

It is illegal to take or attempt to take a deer by dragging a wire, rope, or other contrivance.

It is illegal to use any artificial light, electronic range finding device or electronic sight device in taking or attempting to take a deer.

5) WEAPONS RESTRICTIONS:

Deer may only be taken with the following weapons:

A) Rifles:

- 1) Having a barrel length of 16 inches or greater.
- 2) Firing a centerfire cartridge of .222 caliber or greater.
- 3) Capable of holding no more than 8 rounds in the clip or magazine.

RESTRICTIONS:

1) Fully automatic weapons, those capable of firing 3 shot bursts or greater, full metal jacket cartridges, tracer rounds, or altered projectiles are prohibited.

- 2) .22 caliber and .17 caliber rimfire rifles are unlawful.

B) Muzzleloaders or Black Powder Rifles

- 1) Having a barrel length of 18 inches or greater.
- 2) With .44 caliber or larger slug or ball.

RESTRICTIONS:

1) Muzzleloaders with powder charge and percussion cap in place will be considered loaded and are illegal for transport in that manner.

2) Revolvers with bullets in the cylinder will be considered loaded and are illegal for transport in that manner.

6) HUNTING AREA RESTRICTIONS:

Hunters will only be allowed to fill their permit within the unit designated on their license.

It is unlawful to leave any open gates, bars or other device used to enclose any lands, upon entry or exit.

It is unlawful in any way to cut, remove, or lay down any fence to gain entry to any land for the purpose of hunting.

It is unlawful to shoot, destroy, molest, mutilate, or remove any signs.

It is unlawful to hunt or discharge a firearm within 440 yards of any occupied buildings, schools, medical facilities, or residence.

POSTING: It is unlawful to hunt on lands legally posted without first obtaining written permission from the owner or tenant. It is unlawful for anyone but the owner or tenant to post land. Legal signs shall give notice that no hunting is permitted and shall display: NAME, ADDRESS OF OWNER OR TENANT and DATE OF POSTING. Signs must be every eighty (80) rods on unfenced lands and at every corner and access point on fenced areas.

PLEASE OBTAIN WRITTEN PERMISSION FROM THE LANDOWNER OR TENANT EVEN IF LAND IS NOT POSTED.

7) AREAS CLOSED TO HUNTING:

It shall be unlawful to hunt or pursue game in the following areas:

- 1) The buffalo pasture located in Unit #1 (Mandaree Area) known as Range Unit 904 in the Skunk Creek Bay Area.

8) AGE REQUIREMENTS:

To purchase a deer gun license, persons must be 14 years of age or older on the opening day of the season. A parent, guardian or a person authorized by the parent or guardian, must accompany persons under 16 years of age, afield with a gun.

HUNTER'S SAFETY COURSE: Persons born after December 31, 1961 must complete a certified Reservation or State Hunter Safety Program and present the certification card earned to the license vendor in order to purchase a Fort Berthold or North Dakota State hunting license.

Exemption: Veterans of the United States Armed Forces that have been honorably discharged. Persons applying for this exemption **MUST** present a copy of form DD214 to the Game and Fish Division to be eligible.

9) VEHICLE RESTRICTIONS:

It is illegal to operate a motor vehicle for the purpose of hunting deer except for transportation on established roads and trails. Aircraft and motor-powered land vehicles (including but not limited to; automobiles, motorcycles, snowmobiles, ATV's etc.) may not be used to locate, harass, pursue, take, attempt to take, or kill any wildlife. It is illegal to shoot from within or on any motor driven vehicle.

After an animal is in possession of the hunter and properly tagged, a motor vehicle may be used to retrieve the carcass. During the retrieval, it is permissible for a vehicle to leave an established road or trail, take the most direct route to the carcass and immediately return by the same route to the established roadway. However, **fire restrictions may apply.**

SPECIAL EXCEPTION: A handicapped hunter with a special permit from the Game & Fish Director.

ESTABLISHED ROADS AND TRAILS DO NOT INCLUDE TEMPORARY TRAILS ACROSS CULTIVATED LAND AND PASTURES USED FOR AGRICULTURAL PURPOSES.

10) CLOTHING REQUIREMENTS:

While hunting a deer with a gun, each person shall be required to wear a cap and an outer garment above the waistline of daylight fluorescent orange color, totaling 400 sq. inches or more. All hunters and trappers, except those pursuing waterfowl, must obey this requirement during the deer gun season.

11) MANNER OF TAKING:

It is legal to use a horse in the process of hunting deer.

It is illegal to use a dog as an aid to hunting deer.

It is illegal to take or attempt to take a deer by dragging a wire, rope, or other contrivance.

It is illegal to use any artificial light, electronic range finding device or electronic sight device in taking or attempting to take a deer.

12) TAGGING

The deer tag provided with the Big Game license must be attached and locked on the deer carcass either through a slit in the ear, or a hind leg.

Immediately upon killing a deer, the license holder shall sign their seal in ink and indicate the date of the kill by fill out the appropriate month and day as provided on the seal.

THE SEAL SHALL REMAIN WITH THE DEER CARCASS UNTIL IT HAS BEEN CUT UP AND PACKAGED AS FOOD. PACKAGED MEAT

MUST HAVE THE LICENSE NUMBER ON THE PACKAGE AND THE DEER TAG MUST BE AVAILABLE FOR INSPECTION.

13) TRANSPORTING AND PROCESSING

The hide, legs and head of any Big Game animal must be attached or present and accompany the carcass to its final place of storage.

Each license holder must accompany his deer carcass during transportation except when such game is shipped by public carrier in receipt of a proper bill of lading. Deer may be processed until September 1, 2002 anywhere in the state. Packaged meat must have the license number on the package and the deer tag must be available for inspection.

EXCEPTION: A designated hunter may hunt for a senior citizen. The senior citizen may transport a legally tagged deer harvested for that specific senior citizen.

14) HUNTER QUESTIONNAIRES

Complete and accurate information on the hunter questionnaires will greatly assist the Game & Fish Division in determining the number of deer harvested and the optimum number of permits that can be issued to maintain a stable, healthy deer population on the Reservation lands for future generations. **This is mandatory and is to be handed in before March 1, 2002. Failure to comply with this statute will result in a penalty of \$5.00. This penalty must be paid before a hunter will be eligible to participate in the 2002 Deer Gun Season.**

GENERAL REQUIREMENTS:

- 1) Possess a valid general game license.
- 2) Possess a hunter safety certificate, if born after 12/31/61.
- 3) Complete your 2001 Hunter Application and make payment in full.
- 4) Receive, place on your general license and endorse in ink your game stamp.
- 5) Maintain your deer tag and license at all times while you hunt.
- 6) Hunt only in the unit for which the tag is issued.
- 7) Follow all weapons, vehicle and other hunting restrictions.
- 8) Abstain from hunting in closed areas.

9) Wear the appropriate amount of hunter orange while in the field.

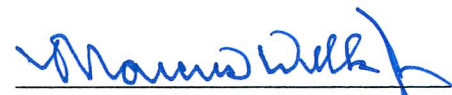
10) Hunters must have filled out and handed in to the Game and Fish Division the 2000 Deer Harvest Questionnaire to be eligible to participate in the 2001 Deer Gun Season or have paid \$5 penalty fee.

CERTIFICATION

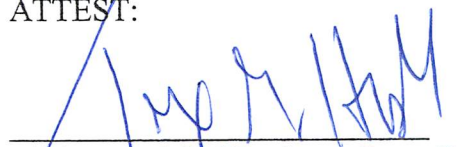
I the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitutes a quorum, 7 were present at a SPECIAL Meeting, thereof duly called, noticed, convened, and held on the 25 day of SEPT, 2001; That the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting and that said Resolution has not been rescinded or amended in any way.

Chairman (voting) (not voting).

Dated this 25 day of May, 2001.


Secretary, Tribal Business Council

ATTEST:


Chairman, Tribal Business Council