

**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 following Proclamations as provided by the Chapter 18 Code of Laws of the Three Affiliated Tribes:

- 1) 2003 Elk Gun Season
- 2) 2003-2004 Small Game and Furbearer
- 3) 2003 Deer Bow Hunting
- 4) 2003 Pronghorn Antelope

**2003-04 Small Game and Furbearer Proclamation  
Proposed Changes to Proclamations with Justification:**

Elk – None

Deer Bow – None

Pronghorn:

1. Available licenses reduced from 25 to 20. **Reflects herd numbers.**
2. Member license fees increased to \$10 from \$7.00.
3. Non-member resident and non-member non-resident (STRUCK). **Classify all Non-members the same.**
4. Strike Questionnaire penalty section and re-word for failure to hand in shall result in a \$5 penalty. **This provision is more consistent with the Deer Proclamation penalty for the same offense.**

Small Game and Furbearers:

1. Sandhill Crane charge for permit to \$5.00
2. Turkey open to non-members. **Overpopulation, depredation and underutilization by Tribal members.**
3. Sharp-tailed grouse daily bag limit decreased to 3 per day instead of 4. **To coincide with the pheasant daily bag. Keep hunters around to utilize tribal businesses.**
4. Non-member prices increased. **More in-line with what other reservations are getting for utilization of their resources.**
5. Pheasant possession limits are increased to 12 from 9. **Departmental re-introductions and controlled taking limits and intensive management efforts and good weather have restored numbers to pre-1994 limits to warrant an increase.**
6. Beaver hunting, trapping, and underwater snaring is opened up year round and taking limits have been relaxed to allow for an unlimited take. **High numbers with increasing incidences of depredation and under-utilization as a fur bearing animal warrant this action.**
7. Raccoon and Badger season lengthened and taking limits relaxed to account for a more aggressive take, from 5 to 15. **Good numbers and under-utilization as a fur bearing animal warrant this action, however, numbers do not justify an unlimited take.**

8. Statement of depredation concerning Mountain Lion and Wolves. Policy is consistent with United States Fish and Wildlife Native American Policy.

A handwritten signature in black ink, appearing to read 'Todd Hall', written over a horizontal line.

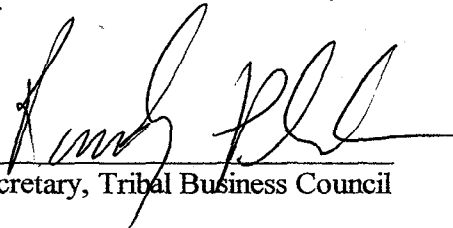
**Todd Hall, TATFW Director**  
**August 4, 2003**

CERTIFICATION

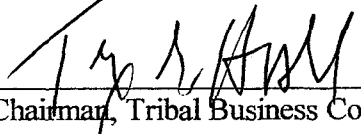
I the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitutes a quorum, 6 were present at a Regular Meeting, thereof duly called, noticed, convened, and held on the 14<sup>th</sup> day of August, 2003; That the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 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 14<sup>th</sup> day of August, 2003.

  
Secretary, Tribal Business Council

ATTEST:

  
Chairman, Tribal Business Council

**Three Affiliated Tribes  
2003  
NORTH AMERICAN ELK (Maadoga) GUN SEASON  
PROCLAMATION**

**Three Affiliated Tribes  
Natural Resources Department  
Game and Fish Division  
404 Frontage Road  
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 North American Elk or Maadoga (*Cervus elaphus*) 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 North American Elk with firearms shall be from sunrise to sunset each day from September 19<sup>th</sup> through December 28, 2003.

**2) LIMIT:**

One North American Elk regardless of age or sex, may be taken per license holder during the season.

**3) LICENSES AND PERMITS:**

Persons eligible to participate in the North American Elk gun season are: Tribal members ONLY.

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.

Thirty (30) permits will be issued on a first come first served basis. A completed application and full payment must be received prior to issuance. There will be no reserving of permits.

In addition to the elk gun license, each applicant will be issued an elk tag indicating the unit that he/she may legally hunt. Colors for the various units will be as follows:

30 Any Elk permits (Orange).....Unit #1 (Mandaree Area)

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 ELK LICENSE AND NOT A TRIBAL LICENSE WILL BE CITED FOR HUNTING WITHOUT A PROPER LICENSE.**

**4) FEES:**

Permits will be sold by Fish and Wildlife personnel at a cost of \$150.00/permit. Permit fees are non-refundable. There are no discounts available for Elk hunting permits.

Senior members who obtain an elk-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. Senior members for the tribal elk season must be over Sixty-five (65) years of age.

**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 mandatory fine of \$100 and loss of hunting privileges for a period of one (1) year..**

It is illegal to take or attempt to take an elk 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 an elk.

**5) WEAPONS RESTRICTIONS:**

Elk 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 .243 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 very corner and access point on fenced areas.

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

*Please use good judgement when hunting during the 2003 elk season. Fort Berthold ranchers will still be utilizing the Range Units and cattle will be present. Ranchers will be busy moving cattle during this season. HUNTER SAFETY must be practiced at all times. Close all gates and verify your targets before shooting.*

**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 an elk 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 elk 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 an elk 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 elk gun season.

## **11) MANNER OF TAKING:**

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

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

It is illegal to take or attempt to take an elk 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 an elk.

## **12) TAGGING**

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

Immediately upon killing an elk, 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. *Hunters are urged to contact the Game and Fish Division within 24 hours of their harvest to aide in the collection of scientific data.*

**THE SEAL SHALL REMAIN WITH THE ELK CARCASS UNTIL IT HAS BEEN CUT UP AND PACKAGED AS FOOD. PACKAGED MEAT MUST HAVE THE LICENSE NUMBER ON THE PACKAGE AND THE ELK 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 elk carcass during transportation, except when such game is shipped by public carrier in receipt of a proper bill of lading. Elk may be processed until September 1, 2004 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 designated hunter may transport a legally tagged elk 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 elk harvested and the optimum number of permits that can be issued to maintain a stable, healthy elk population on the Reservation lands for future generations. Successful hunters may call in their information.

#### **GENERAL REQUIREMENTS:**

- 1) Possess a valid general game license.
- 2) Possess a hunter safety certificate, if born after 12/31/61.
- 3) Complete your 2003 Hunter Application and make payment in full.
- 4) Receive, place on your general license and endorse in ink your game stamp.
- 5) Maintain your elk 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) **Only three (3) persons will be allowed to assist a legally licensed hunter.**

# **Three Affiliated Tribes**

2003 - 2004

## **SMALL GAME AND FURBEARER PROCLAMATION**

Three Affiliated Tribes  
Natural Resources Department  
Game and Fish Division  
404 Frontage Road - New Town, ND 58763  
Phone: (701) 627-4760

### **Fort Berthold Indian Reservation**

#### **NOTICE OF PROCLAMATION**

Pursuant to Chapter 18 of the Code of Laws of the Three Affiliated Tribes of the Fort Berthold Reservation, and the authority of the Three Affiliated Tribes Business Council: The Three Affiliated Tribes Game and Fish Division hereby declares an open season on certain species of wildlife, and for the harvest of certain furbearer.

Except as provided hereinafter or otherwise by law, no person shall hunt, trap, kill, harass, take, attempt to take or possess any small game, waterfowl, furbearer, or any other wildlife.

#### **SECTION 1. DEFINITIONS**

In this Proclamation, the following definitions shall be used, unless the subject matter otherwise requires.

- A) **"ALLOTTED-LAND"** is individually Indian-owned land held in trust by the United States.
- B) **"CONIBEAR SET"** are body gripping traps composed of a pair of rectangular wires that close like scissors when released.
- C) **"DAILY BAG LIMIT"** is the maximum number of a particular species of game allowed to a hunter, legally licensed by these Tribes, which may be taken or killed during a single hunting day for that species.
- D) **"FEE PATENT LAND"** is land within the exterior boundaries of the Fort Berthold Reservation, not held in trust or subject to restrictions or alienation and which is in private ownership.
- E) **"FURBEARERS"** are mammals including mink, muskrat, weasels, beaver, raccoon, badger, coyote, bobcat, prairie dog, and red or gray fox which are typically hunted or trapped for their fur value or pest status.
- F) **"GAME BIRDS"** includes various varieties of geese, ducks, grouse, pheasants, partridge, and cranes, along with coots, wild turkey, mourning doves, and crows for which a hunting season has been established.

- G) **"NON-MEMBER"** is any person who is not a member of the Three Affiliated Tribes.
  - H) **"NON-INDIAN"** is any person who is not a member of a federally recognized Indian tribe.
  - I) **"NON-RESIDENT"** is any person who is not a resident of the Fort Berthold Indian Reservation.
  - J) **"POSSESSION LIMIT"** is the maximum number of a particular species of game allowed to a hunter, legally licensed by these Tribes, which may be in the hunters actual possession during any phase of any single hunting trip, venture, or expedition of more than one day, provided, however, that the nonresident possession limit for all game, except migratory birds, may equal the nonresident season limit when such nonresident is in final departure not involving any excursion in the field.
  - K) **"PROTECTED SPECIES"** includes but is not limited to elk, bison, antelope, mountain lions, wolves, swift fox, wolverine, fisher, marten, birds of prey, songbirds, deer, lynx, and all other species for which a closed season is specified or for which taking is prohibited.
  - L) **"RESERVATION"** all lands within the exterior boundaries of the Fort Berthold Indian Reservation under jurisdiction of the United States, notwithstanding the issuance of any patent, and including rights-of-way running through the Reservation.
  - M) **"SMALL GAME"** includes all game birds, tree squirrels, rabbits and hares.
  - N) **"STORAGE LIMIT"** is the maximum number of a particular species of game allowed to a hunter, legally licensed by these Tribes, which may be held in the hunter's possession during the respective open season for that species of wildlife until September 1 of the following season in a dressed manner or otherwise, or in any combination of the following: 1) in the hunter's or another's rented, leased, or owned cold storage device not situated in the field, 2) in the storage of the hunter's or another domicile or place of business, 3) in the possession of any licensed common carrier or carriers, or 4) in the possession of any game processor or processors.
  - O) **"TAKE OR TAKING"** Pursuing, shooting at, shooting, hunting, capturing, killing, snaring, or trapping wildlife.
  - P) **"TRAP OR TRAPPING"** Taking wildlife in any manner except with a gun, bow, or any implement in hand.
  - Q) **"TRIBAL MEMBER"** An individual who is duly enrolled, pursuant to Section I Article II of the constitution of the Three Affiliated Tribes.
  - R) **"TRUST-LAND"** Land for which the U.S. Government holds legal title in trust for the benefit of Indians and Indian Tribes.
  - S) **"LIMITED-PROTECTION SPECIES"** Includes but is not limited to coyote, red and grey fox, and other species for which a continuous season exists.
  - T) **"UPLAND GAME BIRDS"** Includes various varieties of grouse, pheasant, partridge, wild turkeys, mourning doves, and crows.
  - U) **"WATERFOWL"** Consist of all varieties of swans, geese, and ducks.
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## **SECTION 2. GENERAL RULES AND REGULATIONS.**

- 1) **BAG LIMIT:** ANY PERSON ENTERING THE RESERVATION TO HUNT UPLAND GAME WHO ALREADY POSSESSES THE ALLOWED BAG LIMIT FOR THAT SPECIES WILL BE CONSIDERED TO HAVE FILLED THEIR BAG LIMIT UNDER TRIBAL LAW AND THEREFORE CAN NOT TAKE ADDITIONAL UPLAND GAME WITHIN THE RESERVATION BOUNDARIES ON THAT DAY.
- 2) **HOURS OF HUNTING:** Hunting hours shall be prescribed by Central Daylight Time until the date of hour change to Central Standard Time throughout the end of all seasons (except for coyote, red and gray fox which are continuous throughout the year).
- 3) **LEGAL WEAPONS AND AMMUNITION: (UNLESS OTHERWISE SPECIFIED)**

### **A. UPLAND GAME**

**Only shotguns no larger than ten (10) gauge, capable of holding no more than 3 shells, legal archery equipment, and raptors may be used. Arrows must be at least twenty-four (24) inches long and have at least two untrimmed feathers or not less than five trimmed feathers. Exploding tips or points are prohibited. Raptors may only be used by those possessing a falconry permit.**

### **B. FURBEARERS**

#### **(1) Rifles:**

- A. Having a barrel length of 16 inches or greater.
- B. Firing a cartridge of .222 caliber or greater.
- C. Capable of holding no more than 8 rounds in the clip or magazine.

#### **(2) Restrictions:**

- A. Fully automatic weapons, those capable of firing 3 shot bursts or greater, tracer rounds, or altered projectiles are prohibited.
- B. .22 caliber and .17 caliber rimfire rifles are unlawful.

**"CROSSBOWS"** Paraplegics and those persons having lost the use of an arm, having been granted a permit from the Game and Fish Division Director to hunt with a crossbow, may use a crossbow during the upland game season. Use of crossbows to hunt waterfowl, mourning doves, and cranes is prohibited. Crossbow arrows for upland game must have at least two untrimmed feathers or not less than five trimmed feathers. Arrow length restrictions shall not apply to crossbows.

- 4) **USE OF MOTOR DRIVEN LAND VEHICLES, BOATS, AND AIRCRAFT:** Aircraft, watercraft, snowmobiles, ATV's and all other motor vehicles shall not be used to kill, chase, or harass any wildlife. It is unlawful to carry any firearm in or on a motor vehicle with a cartridge in the chamber while hunting any wildlife. The entire cylinder of a revolver shall be considered as the chamber.

**MOTOR VEHICLE USE RESTRICTIONS:** Motor driven vehicle use is restricted to those constructed roads, well worn trails, and parking areas normally used by passenger cars. **ESTABLISHED ROADS AND TRAILS DO NOT INCLUDE TEMPORARY TRAILS ACROSS CULTIVATED LAND USED FOR AGRICULTURAL PURPOSES.**

Motorboats are legal for going to and from shooting grounds. It is illegal to shoot from a boat, which is unsecured within or not tied immediately alongside a stationary blind. Blinds may be of natural or artificial material. It is unlawful to shoot from any sunken device or from any floating battery, electric, steam, gasoline, or other powered vessel in an attempt to take waterfowl. A motorboat, sailboat or other craft may be used to pick up dead or injured birds. Each watercraft must be provided with U.S. Coast Guard approved life preservers for all occupants.

- 5) **IDENTIFICATION:** One fully feathered wing or fully feathered head of all waterfowl, cranes, and mourning doves; and one leg and foot or the fully feathered head of pheasants, partridge, and grouse shall remain attached to the game during the transportation or shipment to the final place of storage.
- 6) **TRANSPORTATION-PROCESSING:** Each licensee shall accompany his or her own game during the transportation thereof, except when such game is shipped by common carrier in receipt of a proper bill of lading. **CONTACT GAME AND FISH OFFICE OR A TRIBAL RANGER FOR FURTHER INFORMATION.**
  - A) Any person, other than a licensed fur buyer, who ships or transports hides or furs shall tag each hide or fur with the name and address of the person having taken them and such person's general game or furbearer license numbers.
  - B) No one may possess, store, transport, or ship at any time, more than the possession limit for upland game or waterfowl.
- 7) **STORAGE LIMIT:** Members may possess, in a manner described in Section I of this Proclamation, a storage limit of not more than 12 sharp-tailed grouse, 9 male pheasant, or 9 Hungarian partridge.
- 8) **NON-MEMBER, NON-INDIAN SEASON LIMITS:** Non-member and non-Indian season limits shall be as follows: 12 sharp-tailed grouse, 12 male pheasants, or 9-Hungarian partridge. The storage limit for all other species shall be the "possession" limit.

Any game in a hunter's possession in the field or other place not aforementioned must be included in the total of any of the foregoing categories.

In addition, the non-member and non-Indian storage limit shall be this season limit of upland game during his final departure from the Reservation.

- 9) **LICENSES AND SPECIAL PERMITS:** Licenses and special permits shall be issued for each season in a manner and form prescribed by the Game and Fish Director and in accordance with the applicable law. Each hunting license shall be in the form of a stamp which must be endorsed in ink with the licensee's signature and affixed to the back of the licensee's general game license. The general game license must be purchased prior to the purchase of the stamps.

**FEDERAL WATERFOWL STAMPS:** No person 16 years of age or older shall hunt or kill any waterfowl without having in his possession a **Federal Waterfowl Stamp** for the current season. The stamp shall be validated by the hunter's signature written across the face in ink.

- 10) **HUNTER SAFETY EDUCATION REQUIREMENT:** Persons born after December 31, 1961 must complete the Hunter Safety-Education course, and present the certificate to the license vendor to purchase a hunting license. Certificates from the other Reservations, States and Canada are valid. Exemptions: Persons who hunt with bow only; persons under 12 years of age (those under 12 may hunt if they have appropriate license and are accompanied by parent or guardian).

**Persons under 15 years of age afield with firearms must be accompanied by parent, guardian, or person authorized by parent or guardian.**

### **Hunters or trappers of all ages are required to purchase licenses.**

- 11) **GATE CLOSURE AND PROPERTY DAMAGE: NO PERSON SHALL LEAVE OPEN PREVIOUSLY CLOSED GATES OR BARS TO A FENCE ENCLOSING A FARM, FIELD, OR PASTURE WHILE IN THE PROCESS OF HUNTING OR RETRIEVING WILD GAME. NOR SHALL ANY PERSON DEFACE, MUTILATE, SHOOT AT, TEAR DOWN OR DESTROY ANY SIGN OR POSTED LAND.**

**PLEASE OBTAIN PERMISSION TO HUNT EVEN IF THE LAND IS NOT POSTED.**

**\*\*Any landowner who does not wish others to hunt on land owned by him or her shall post said land by placing signs every eighty (80) rods around unfenced land and on all access roads or gates to fenced land.**

- 12) **HUNTING NEAR RESIDENCES:** It is unlawful to hunt within 440 yards of any occupied buildings or residences without the owner's written consent. Any person caught within the 440-yard limit shall be prosecuted.
- 13) **HUNTING DOGS:** All hunting dogs must have current vaccinations for rabies before being brought on the Reservation. Proof of vaccination will be required.



- 14) **NON-GAME BIRDS:** It is unlawful to shoot non-game birds. All songbirds, hawks, owls, eagles, and other birds of prey or species not specifically having an open season are protected by Tribal and Federal law.
- 15) **AREA CLOSED TO HUNTING:** Federal properties such as refuges, sanctuaries, military installations, all parks and recreation areas or historic sites posted to trespassing and/or hunting are closed to hunting of all species. In addition, no person shall hunt in unharvested sunflowers without the owner's written consent.

**SECTION 3. SMALL GAME SEASONS.** For detailed information on the limits and seasons for small game please refer to the table below:

<b>SPECIES</b>	<b>SEASONS</b>	<b>DAILY BAG</b>	<b>POSSESSION LIMIT</b>
Sharptail Grouse	Sept. 6, 2003 -Dec. 28, 2003	3	12
Hungarian Partridge	Sept. 6, 2003 - Oct. 26, 2003	3	9
Pheasant (cocks only)	Oct. 4, 2003-Dec. 28, 2003	3	12
Mourning Dove	Sept. 6, 2003-Oct. 26, 2003	15	30
Sandhill Crane	Sept. 6, 2003-Sept. 28, 2003	1	<b>ONE BIRD PER TAG/SEASON</b>
Tree Squirrel	Sept. 6, 2003-Dec. 28, 2003	4	16
Wild Turkey	Oct. 4, 2003-Dec. 28, 2003	1	<b>ONE BIRD PER TAG/SEASON</b>
Crows  (two seasons)	Aug. 2, 2003-Oct. 26, 2003  March 6, 2004-April 25, 2004	Unlimited	Unlimited
Rabbits & Hares	Sept. 6, 2003-Dec. 28, 2003	Unlimited	Unlimited

**SPECIFIC SEASONS INFORMATION:**

- 1) **SHARP-TAILED GROUSE** may be taken from **SEPTEMBER 6, 2003** through **December 28, 2003**. The **DAILY BAG LIMIT** shall be 3 and the **POSSESSION LIMIT** 12. **SHOOTING HOURS** shall be sunrise to sunset.
- 2) **HUNGARIAN PARTRIDGE** may be taken from **SEPTEMBER 6, 2003** through **OCTOBER 26, 2003**. The **DAILY BAG LIMIT** shall be 3 and the **POSSESSION LIMIT** shall be 9. **SHOOTING HOURS** shall be sunrise to sunset.

- 3) **PHEASANT (MALE PHEASANT ONLY)** may be taken from OCTOBER 4, 2003 through DECEMBER 28, 2003. The DAILY BAG LIMIT shall be 3 and the POSSESSION LIMIT shall be 12. Shooting hours shall be sunrise to sunset.
- 4) **MOURNING DOVES** may be taken from SEPTEMBER 6, 2003 through OCTOBER 26, 2003. The DAILY BAG LIMIT shall be 15 and the POSSESSION LIMIT shall be 30. Shooting hours shall be ½ hour before sunrise to sunset.
- 5) **SANDHILL CRANES** may be taken from SEPTEMBER 6, 2003 through SEPTEMBER 28, 2003. The POSSESSION LIMIT shall be 1. SHOOTING HOURS shall be ½ hour before sunrise to 2 p.m. CST.

**IN ADDITION TO THE SMALL GAME LICENSE, A SPECIAL PERMIT IS REQUIRED TO HUNT CRANES.** This permit may be obtained from the Game and Fish Office.

- 6) **TREE SQUIRRELS** may be taken from SEPTEMBER 6, 2003 through DECEMBER 28, 2003. The DAILY BAG LIMIT shall be 4 and the POSSESSION LIMIT 16. SHOOTING HOURS shall be sunrise to sunset. Tree squirrels may be taken with shotguns, rimfire, and muzzleloading firearms, or with bows and arrows, legal for the taking of upland game.
- 7) **WILD TURKEYS** may be taken from the South Segment (Twin Buttes Area) and the West Segment (Mandaree Area) of the Fort Berthold Reservation ONLY from OCTOBER 4, 2003 through DECEMBER 28, 2003. THE SEASON LIMIT will be ONE wild turkey, Tom (Male), PER PERMITTEE. SHOOTING HOURS are from ½ hour before sunrise to sunset.

25 PERMITS WILL BE AVAILABLE TO TRIBAL MEMBERS ON A FIRST COME FIRST SERVE BASIS THROUGH OCTOBER 4, 2003.

15 PERMITS WILL BE AVAILABLE TO NON-TRIBAL MEMBERS ON A FIRST COME FIRST SERVE BASIS THROUGH OCTOBER 4, 2003.

Applications will be available from the Game and Fish Office and Tribal Rangers.

- 8) **CROWS** may be taken from AUGUST 2, 2003 through OCTOBER 26, 2003 and from MARCH 6, 2004 through APRIL 25, 2004. There shall be no limit on the number of crows taken. SHOOTING HOURS shall be ½ hour before sunrise to sunset. In addition to the crow season, crows may be taken when committing or about to commit depredations as specified in Federal Law (50 CFR 21.43).
- 9) **RABBITS & HARES** may be taken from SEPTEMBER 6, 2003 through DECEMBER 28, 2003. There shall be no limit to the number taken. SHOOTING HOURS shall be sunrise to sunset.

*A separate waterfowl hunting proclamation will be distributed in September, 2003.*

### NON-TOXIC (STEEL) SHOT REGULATIONS

Possession or use of shot other than steel is prohibited while hunting ducks, geese, coots, and sandhill cranes. **USE OF ONLY STEEL SHOT IS MANDATORY RESERVATION WIDE FOR THE 2003-04 WATERFOWL SEASON AS SET BY THE FEDERAL GOVERNMENT.**

### SECTION 4. FURBEARER SEASON

SPECIES	SEASON	DAILY BAG
Coyote Hunting:	Sept. 1, 2003 to Sept. 1, 2004	Unlimited
Trapping:	Sept. 1, 2003 to Sept. 1, 2004	Unlimited
Mink, Weasel, and Muskrat Hunting/Trapping:	Oct. 4, 2003 to March 14, 2004	Unlimited
<b>TRIBAL MEMBERS ONLY</b>		Unlimited
Prairie Dog Hunting:	September 1, 2003 to September 1, 2004	
Raccoon & Badger Hunting and Trapping:	Oct. 4, 2003 to March 14, 2004	15
Fox (Grey & Red) Hunting:	Sept. 1, 2003 to Sept. 1, 2004	Unlimited
Trapping:	Sept, 1, 2003 to Sept. 1, 2004	
Beaver <b>(TRIBAL MEMBERS ONLY)</b>		
Hunting/Trapping/Snaring:	Oct. 4, 2003 to Oct. 3, 2004	Unlimited
Bobcat (Tribal Members Only)		1 PER SEASON
Hunting and Trapping:	Nov. 8, 2003 to Mar. 14, 2004	

- 1) **FURBEARERS HUNTING AND TRAPPING RESTRICTIONS:** It is unlawful to trap on private land without the written permission of the owner or operator.

It is unlawful for non-members, non-Indians, or non-residents to take furbearers on the Fort Berthold Reservation without a non-member license.

- 2) **HUNTING HOURS:** The opening hour of the first day of all furbearer seasons is ½ hour before sunrise. After the first day of each season, trapping is legal at any hour. Hunting hours are for ½ hour before sunrise to sunset except for raccoon which may be taken at any hour with the aid of not more than a 2-cell flashlight with an aggregate of four volts. A red amber filter must be placed over the light except when taking a raccoon that is treed or at bay.

- 3) **LIMITS:** Unlimited numbers of any FURBEARER may be harvested if the Tribal Game and Fish has declared an unlimited daily bag limit on that species. **LIMITS ON FURBEARERS SPECIES ARE SPECIFIED ON THE PRECEDING TABLE.**

- 4) **FURBEARERS:**

A) **COYOTES** may be taken with firearms, trapped and dogs from **SEPTEMBER 1, 2003** through **SEPTEMBER 1, 2004**. Coyotes may also be taken with snares from **NOVEMBER 15, 2003** through **MARCH 14, 2004**.

B) **MINK, WEASEL, AND MUSKRAT** may be hunted and taken with traps only, from **OCTOBER 4, 2003** through **MARCH 14, 2004**.

C) **PRAIRIE DOGS** may be taken with firearms from **SEPTEMBER 1, 2003** through **SEPTEMBER 1, 2004**. Hunters who harvest black-tailed prairie dogs will be required to fill out a Harvest Informational Report in accordance with the TATFW Candidate Conservation Agreement with Assurances.

D) **RACCOON** may be taken with firearms, traps, bow and arrows and dogs from **OCTOBER 4, 2003** through **MARCH 14, 2004**. Raccoon may be taken with the aid of not more than a two-cell flashlight with an aggregate of four volts. A red or amber filter must be placed on any artificial light used in hunting of raccoon, except when treed or at bay. Legal guns for night hunting of raccoon shall be rifles or handguns firing a rimfire cartridge no larger than .22 caliber long rifle or a .410 gauge shotgun. Rifle slugs may not be used.

E) **BADGER** may be taken with traps, firearms, bow and arrows and dogs from **OCTOBER 4, 2003** through **MARCH 14, 2004**.

F) **RED AND GREY FOX** may be taken with firearms, traps and dogs from **SEPTEMBER 1, 2003** through **SEPTEMBER 1, 2004**.

- G) **BEAVER** may be taken with firearms and/or traps and/or underwater snared from **OCTOBER 4, 2003 through OCTOBER 3, 2004.**
- H) **BOBCAT** may be taken with traps, firearms, and dogs south and west of the Missouri River from **NOVEMBER 8, 2003 through MARCH 14, 2004.** The bobcat season shall be closed north and east of the Missouri River. Bobcat pelts and carcasses must be presented to a tribal ranger or the Game and Fish Office for inspection and tagging prior to their sale or transfer of possession, but no later than fourteen days after the season has closed. The animal carcass must accompany the pelt when presented to the Game and Fish Office for tagging. No fur dealer shall purchase or possess an untagged bobcat.
- I) **LYNX, WOLVES, MOUNTAIN LION, AND SWIFT FOX:** The season on wolves (*Canis lupes*), swift fox (*Volpes velox*), Mountain lion (*Felis concolor*), and lynx (*Lynx canadensis*) is **CLOSED.**

*There have been recent sightings of Mountain Lion and Wolves on the Fort Berthold Indian Reservation. Please contact the Game and Fish Division if you encounter these species. Control measures may be available for proven cases of depredation by these species.*

- 5) **SNARES:** It is unlawful to use snares in the taking of any animal except coyotes and underwater snares for beaver. Coyote Snaring: Use of snares for harvesting coyotes is legal everywhere within the Reservation boundaries except for state wildlife management areas and Federal waterfowl production areas or those areas so designated by tribal authority. **The following regulations also apply to the use of snares:**

- A metal or plastic tag must be attached to each snare. This tag must bear the trapper's name, address, and telephone number.
- Written permission must be obtained from the landowner prior to placing or setting a snare.
- Use of relaxed snares is permitted. One stop must be affixed to each snare on land that will prevent the snare from opening to a diameter greater than 12 inches.
- Snares may not be placed prior to opening day nor shall they remain after the closing of the season.
- No single strand snares are allowed; cable snares of 5/64" diameter or larger with a single thickness locking device no greater than 18 gauge or double thickness locking device no greater than 24 gauge are legal.
- Cable snares of the 1/16" equipped with double thickness locking devices no greater than 26 gauge or single thickness locking devices no greater than 22 gauge are legal.
- The sliding hole on the locking device shall be no further than 3/16" from the edge of the locking device on three sides.

- All snares must be affixed to an immovable object solidly attached to the ground. The use of drags is prohibited.
  - Snares cannot be set so that the bottom loop is higher than 12 inches off the ground; or when snow cover, more than 12 inches above the bottom of a person's footprint in the snow beneath the snare with the full body weight on the foot.
- 6) **TRAPS-REQUIRED IDENTIFICATION TAGGING:** A metal or plastic tag must be attached to every trap placed on Reservation lands. This tag must bear the trapper's name, address, and telephone number.
  - 7) **PROHIBITED TRAP SET:** Conibear type traps with an inside jaw spread greater than 8 inches and water sets with any other trap are prohibited unless the traps are set in 4 plus inches of water.
  - 8) **EXPOSED BAITS:** It is unlawful to place traps within 25 feet of any exposed bait. Exposed bait is defined as any bait weighing in excess of one pound, composed of animal flesh, fur, hide, entrails, or feathers placed in such a manner that it may be approached by free roaming animals of all types without restrictions.
  - 9) **HUNTER ORANGE REQUIREMENT: ANYONE HUNTING OR TRAPPING WILDLIFE DURING DEER GUN SEASON MUST WEAR HUNTER ORANGE WHEN AFIELD EXCEPT WHEN HUNTING WATERFOWL.**
  - 10) **VEHICLE RESTRICTIONS:** Aircraft may **NOT** be used to take coyotes, fox or any other furbearer. No person while operating a snowmobile, ATV, or other motorized vehicle in this Reservation, shall intentionally kill, chase, flush, or harass any wild animal whether of protected or limited-protection status.

**HELP PREVENT PRAIRIE FIRES. BECAUSE OF THE EXTREMELY HIGH FIRE DANGER, IT IS UNLAWFUL TO HAVE AN OPEN FIRE, DRIVE VEHICLES OFF GRADED ROADWAYS OR SMOKE WHILE AFIELD. VIOLATORS WILL BE CITED.** It is highly recommended that hunters carry fire-fighting equipment, i.e. flappers, water and shovels in their vehicles and be prepared to fight fires if necessary. If you should spot a fire, report it immediately to the nearest police station, fire department or Game and Fish Division.

## **SECTION 5. SCHEDULE OF FEES**

**SMALL GAME LICENSE (GROUSE, PARTRIDGE, PHEASANTS, SQUIRRELS, ETC.) NON-MEMBERS & NON-INDIANS MUST HAVE A SMALL GAME LICENSE, CONSERVATION PERMIT, AND AN UPLAND GAME HABITAT STAMP AND/OR A WATERFOWL HABITAT STAMP IN THEIR POSSESSION WHILE HUNTING ON TRUST LANDS WITHIN THE EXTERIOR BOUNDARIES OF FORT BERTHOLD RESERVATION.**

**MEMBERS:**

SMALL GAME.....	\$ 6.00/person
TURKEY (MALES ONLY).....	\$ 5.00/person
FURBEARER.....	\$ 6.00/person
SMALL GAME/FURBEARERS COMBO.....	\$11.00/person
SENIORS LICENSE (55 YEARS & OLDER).....	\$00.00/person

**NON-MEMBERS:**

CONSERVATION PERMIT.....	\$10.00/annual/person
7-DAY CONSERVATION PERMIT.....	\$ 5.00/person
SENIORS (65 YRS. & OLDER) CONSERVATION.....	\$4.00/annual/person
(For following fees, seniors subtract \$6.00)	
SMALL GAME/UPLAND HABITAT.....	\$75.00/person
WATERFOWL HABITAT.....	\$20.00/person
(Plus federal duck stamp)	
FURBEARERS.....	\$20.00/person
SMALL GAME/WATERFOWL COMBO.....	\$90.00/person
SPORTSMAN.....	\$120.00/person
(Small game/waterfowl/furbearer/annual conservation)	

**WATERFOWL LICENSES (DUCKS, GEESE, ETC.)**

Members must have a Tribal Small Game License and a Federal Duck Stamp.

Non-members must have a Tribal Small Game License, Tribal Conservation Permit, a Tribal Waterfowl Habitat Stamp and a Federal Duck Stamp.

All revenue from the sale of licenses is used for conservation management programs.

Revenue generated from the sales of stamps is utilized to acquire wildlife habitat and equipment needed for wildlife management.

**NOTIFY THE FORT BERTHOLD GAME AND FISH DIVISION OF ANY VIOLATIONS:** Call 627-4760 between the hours of 8:00 a.m. and 4:30 p.m. on

Monday through Friday. After office hours or on the weekends, contact your local Tribal Ranger by calling the New Town Police Department at 627-3617 or 627-3314.

**“All information is confidential.”**

**“A \$50.00 Reward is offered for information leading to a conviction for a Game and Fish Violation.”**

Published under the authority of the Chapter 18 Game, Fish & Recreation Code of Laws of the Three Affiliated Tribes by the Natural Resources Department, Game and Fish Division, 404 Frontage Road, Phone (701) 627-4760, New Town, ND 58763.



**2003**  
**Three Affiliated Tribes**  
**DEER**  
**BOW HUNTING**  
**PROCLAMATION**

Three Affiliated Tribes  
Natural Resources Department  
Game and Fish Division  
404 Frontage Road  
New Town, ND 58763  
701-627-4760

**Fort Berthold Indian Reservation**

**PROCLAMATION**

Pursuant to Chapter 18 Code of the Three Affiliated Tribes of Fort Berthold Reservation and the authority of the Three Affiliated Tribes of Fort Berthold Reservation and the authority of the Three Affiliated Tribes Business Council: the Director of the Three Affiliated Tribes Game and Fish Division hereby declares an open season on Mule Deer (*Odocoileus hemionus*) and White-tailed Deer (*O. Virginianus*) as described in the following proclamation.

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

**1) SEASON:**

The season for taking deer with bow and arrows shall be from one half hour before sunrise, September 6, 2003 each day to one day before deer gun season, November 6, 2003. The deer bow season will then resume one week from the last day of the deer gun season, December 7, 2003 until January 25, 2004.

**2) LIMITS:**

One deer regardless of sex, species, or age, may be taken per license holder during the season. (Hunters may obtain a deer bow and a deer gun license.)

### **3) LICENSES AND PERMITS:**

Persons eligible to participate in the deer bow season are: Tribal members, non-member spouses of Tribal members, non-member Indians, and non-member non-Indians (tribal or federal employees). Verification of tribal enrollment (personal or spousal), or employment must be provided upon purchase. There shall be no designation of hunters for Deer Bow Season.

There will be 10 Non-resident, Non-Member, Non-Indian Tags available for this season. Non-resident, Non-members of the Three Affiliated Tribes will be required to have a tribally licensed guide while in the field.

Licenses and special permits shall be issued in a manner and form prescribed by the Game and 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 their general game license.

### **HUNT REPORTING:**

All bow deer licenses will have a hunter's questionnaire. This questionnaire is to be filled out in full and returned to the Game and Fish Division within 30 days of the season close or harvest of an animal.

**\*NORTH DAKOTA STATE LICENSES ARE NOT VALID ON THE FORT BERTHOLD INDIAN RESERVATION. ANYONE HUNTING ON TRUST OR ALLOTTED LANDS WITH A 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 for tribal members. Only one license per hunter per season. Non-member non-Indian resident and tribal or federal employees license fees shall be \$25 per license. Non-member non-resident license fees shall be \$100.00 per license. Non-members must also possess a Tribal Conservation Permit.

### **5) WEAPONS RESTRICTIONS:**

A bow must be pulled and released by hand. The bow must be capable of casting a hunting arrow a distance of 130 yards or possess a draw weight of 40 pounds or more.

Arrows shall be at least 24 inches long and tipped with barbless hunting points of at least 3/4 inch wide by 1-1/2 inches long, having at least two cutting edges. Bows must be unstrung or made incapable of being drawn either by casing, locking or tying with a cord, at sundown.

Crossbows may only be used by paraplegics and persons having lost the use of an arm who have been granted a permit from the Game and Fish Director to hunt with a crossbow during the deer bow season. Arrow length restrictions do not apply to crossbows.

**IT IS ILLEGAL TO CARRY A FIREARM WHILE IN THE ACT OF BOW HUNTING. IT IS ILLEGAL TO HAVE A LOADED FIREARM WHILE IN OR ON A MOTOR VEHICLE. (REVOLVERS WITH A LOADED CYLINDER ARE CONSIDERED LOADED.) VIOLATOR'S OF THIS SECTION SHALL BE PROSECUTED UNDER THE PROVISIONS OF CHAPTER 18-4-5 OF THE THREE AFFILIATED TRIBES FISH AND GAME CODE.**

**6) HUNTING AREA RESTRICTIONS:**

Bow hunters will be allowed to hunt any deer unit within the boundaries of the Fort Berthold Reservation on any lands within the exterior boundaries of the reservation.

**POSTING:**

It is unlawful to hunt on lands legally posted without first obtaining 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 LAND OWNER OR TENANT EVEN IF LAND IS NOT POSTED.**

**7) AGE RESTRICTIONS:**

To purchase a deer bow license, persons must be 14 years of age or older on the opening day of the season. Persons under 16 years of age, afield with bow and arrow, must be accompanied by a parent, guardian or person authorized by the parent or guardian.

**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.

**8) 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, etc.) may not be used to locate, harass, pursue, take, and attempt to take or kill any wildlife. It is illegal to shoot from within or on any motor drive vehicle.

After an animal is in possession of the hunter and properly tagged, a motor vehicle may be used to retrieve the carcass. During 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.

**SPECIAL EXCEPTION:**

A handicapped hunter with a special permit from the Game and Fish Director.

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

**9) MANNER OF TAKING:**

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

It is ILLEGAL to use a dog as an aide in 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.

**10) TAGGING:**

The deer tag provided with the big game license must be affixed to the deer carcass either on an antler or through a slit in an ear.

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

**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.**

**11) TRANSPORTING AND PROCESSING:**

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

Each license holder must accompany his or her deer carcass during transportation except when such game is shipped by public carrier in receipt of a proper bill of lading. Deer may be possessed until September 1, 2004 anywhere in the state. Packaged meat must have the license number on the package and the deer tag must be available for inspection.

**REPORT ALL GAME VIOLATIONS TO THE GAME AND FISH DIVISION AT 627-4760 OR YOUR LOCAL TRIBAL RANGER OR THE NEW TOWN POLICE DEPARTMENT AT 627-3617.**

**A REWARD OF \$50.00 IS OFFERED FOR INFORMATION LEADING TO THE CONVICTION OF PERSONS COMMITTING GAME AND FISH VIOLATIONS.**

**THIS PROCLAMATION HAS BEEN PRINTED BY THE THREE AFFILIATED TRIBES GAME AND FISH DIVISION UNDER THE AUTHORITY OF THE CHAPTER 18 GAME, FISH AND RECREATION CODE OF THE THREE AFFILIATED TRIBES OF THE FORT BERTHOLD INDIAN RESERVATION.**

**Three Affiliated Tribes  
2003 PRONGHORN ANTELOPE GUN SEASON  
PROCLAMATION**

**Three Affiliated Tribes  
Natural Resources Department  
Game and Fish Division  
404 Frontage Road  
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 Pronghorn Antelope 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 Pronghorn Antelope with firearms shall be from sunrise to sunset each day from October 3 through October 26, 2003.

**2) LIMIT:**

One Pronghorn Antelope as prescribed on the license may be taken per license holder during the season. Hunter may apply and will be drawn for a tag in a manner prescribed by the Game and Fish Director.

**3) LICENSES AND PERMITS:**

Persons eligible to partake in the 2003 Pronghorn Antelope gun season are:  
**Tribal members and Non-members.**

Hunter's must be in good standing and in compliance with all Game and Fish rules and regulations; be current with questionnaires, etc.. to be eligible for the 2003 pronghorn antelope gun season.

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 pronghorn antelope gun license, each applicant will be issued a tag indicating the sex and unit that he/she may legally hunt. Colors for the various units will be as follows:

10 permits.....Unit #1 (Mandaree Area)- Blue  
*10 any antelope permits*

Closed.....Unit #2 (Little Shell Area)

10 permits.....Unit #3 (White Shield Area) - Red  
*10 any antelope permits*

Closed.....Unit #4 (Twin Buttes Area) - Yellow

**Explanation of License Types**

Doe or Kid only--a pronghorn antelope without a black "cheek patch" or with horns shorter than its ears.

Any antelope--a pronghorn antelope of any age or sex.

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 PRONGHORN ANTELOPE 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 pronghorn antelope gun license free of charge. Non-members license fees shall be \$150.00/license. Non-members must be accompanied by a tribally licensed hunting guide while in the field.

Senior tribal members who obtain a pronghorn antelope 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.

It is illegal for anyone other than a senior citizen tribal member to assign a designated hunter. Special exemption: A handicap tribal member incapable of going afield as a direct result of that handicap.

It is illegal to take or attempt to take a pronghorn antelope 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 pronghorn antelope.

#### **5) WEAPONS RESTRICTIONS:**

Pronghorn Antelope 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 .22 caliber or greater.
- 3) Capable of holding no more than 8 rounds in the clip or magazine.
- 4) Muzzleloading rifles of .45 caliber or greater.

##### **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) It is unlawful to go afield with a firearm while intoxicated.

##### **B) Muzzleloaders or Black Powder Rifles**



- 1) Having a barrel length of 18 inches or greater.
- 2) With .45 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.

#### **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 LAND OWNER 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)
- 2) Unit 2 (Shell Creek Area)

3) Unit 4 (Twin Buttes Area)

**8) AGE REQUIREMENTS:**

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

**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.

**9) VEHICLE RESTRICTIONS:**

It is illegal to operate a motor vehicle for the purpose of hunting pronghorn antelope 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.

**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 pronghorn antelope 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 pronghorn antelope gun season.

#### **11) MANNER OF TAKING:**

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

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

It is illegal to take or attempt to take a pronghorn antelope 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 the taking or attempting to take a pronghorn antelope.

#### **12) TAGGING**

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

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

THE SEAL SHALL REMAIN WITH THE PRONGHORN ANTELOPE CARCASS UNTIL IT HAS BEEN CUT UP AND PACKAGED AS FOOD. PACKAGED MEAT MUST HAVE THE LICENSE NUMBER ON THE PACKAGE AND THE PRONGHORN ANTELOPE 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 pronghorn antelope carcass during transportation except when such game is shipped by public carrier in receipt of a proper bill of lading. Pronghorn antelope may be processed until

September 1, 2004 anywhere in the state. Packaged meat must have the license number on the package and the pronghorn antelope tag must be available for inspection.

**EXCEPTION:** A designated hunter may hunt for a senior citizen. The senior citizen may transport a legally tagged pronghorn antelope 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 pronghorn antelope harvested and the optimum number of permits that can be issued to maintain a stable, healthy pronghorn antelope population on the Reservation lands for future generations. Hunter's are required to hand them in or send them to the Three Affiliated Tribes Game and Fish Division. **This is mandatory and is to be handed in before March 1, 2004. 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 any subsequent hunting and/or fishing seasons.**

#### **GENERAL REQUIREMENTS:**

- 1) Possess a valid general game license.
- 2) Possess a hunter safety certificate, if born after 12/31/61.
- 3) Complete your 2003 Hunter Application and make payment in full.
- 4) Receive, place on your general license and endorse in ink your game stamp.
- 5) Maintain your pronghorn antelope tag and license at all times while you hunt.
- 6) Hunt only in the unit for which the tag is issued.
- 7) Follow all weapon, 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) Non-members must also possess a Tribal Conservation permit.