



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

A Resolution Entitled, “Approval of 2016-2017 Tribal Small Game/Furbearer and Fishing Proclamations”

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-laws pursuant to said Act; and

WHEREAS, Article III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and

WHEREAS, The Constitution of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

WHEREAS, Article VI, Section 5 (l) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies and Tribal officials on the Reservation; and

WHEREAS, Article VI, Section 5 (d) of the Constitution provides that the Tribal Business Council has the power to regulate hunting and fishing on all lands within the jurisdiction of the Tribes; and

WHEREAS, The Tribal Game and Fish Department has developed hunting and fishing proclamations for all authorized hunting and fishing on the Fort Berthold Indian Reservation for 2016 and 2017 and has presented said proclamations to the Natural Resource Committee for approval and the Natural Resources Committee; and the Natural Resources Committee has approved said proclamations.

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes hereby approves the following Game and Fish Proclamations for 2016-2017;

- 1. 2016-2017 Fishing Proclamation;
- 2. 2016-2017 Small Game and Furbearer Proclamation;



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2016-2017 SMALL GAME & FURBEARER PROCLAMATION

Pursuant to Chapter 18 of the Code of Law of the Three Affiliated Tribes of the Fort Berthold Reservation, and the authority of the Three Affiliated Tribes Business Council: The Three Affiliated Tribes Fish and Wildlife Division hereby declares an open season on certain species of wildlife, as hereafter identified, to be taken with archery equipment and gun and for the harvest of certain furbearers.

Except as provided hereinafter or otherwise by law, no person shall hunt, trap, use a cable device (snare), kill, take, possess, or so attempt to hunt, trap, use a cable device, kill, take, or possess any small game or furbearer or parts thereof.

This proclamation provides no authority for possession of live small game or furbearers.

1. DEFINITIONS

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

"Upland game" shall include sharp-tailed, sage and pinnated grouse (prairie chicken), Hungarian partridge, pheasants, ruffed grouse, and tree squirrels. "Waterfowl" shall include ducks, geese, swans, mergansers, and coots. "Migratory game bird" shall include ducks, geese, coots, mergansers, snipe, woodcock, cranes, swans, and doves. The Early September Canada Goose Season shall include those days proclaimed in August.

"Allotted-Land" is individually Indian-owned land held in trust by the United States.

"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.

"Member" is any person who is an enrolled member of the Three Affiliated Tribes.

"Non-Member" is any person who is not an enrolled member of the Three Affiliated Tribes.

"Non-Indian" is any person who is not an enrolled member of a federally recognized Indian tribe.

"Non-Resident" is any person who is not a resident of the Fort Berthold Indian Reservation.

"Non-Member Resident" is any person who is living within the boundaries of the Fort Berthold Indian Reservation but is not an enrolled member of the Three Affiliated Tribes.

"Non-Member Non-Resident" is any person who is not living within the boundaries of the Fort Berthold Indian Reservation and is not an enrolled member of the Three Affiliated Tribes.

"Daily bag limit" means the maximum number of the particular game referred to in single or aggregate for which a bag limit is prescribed and that one hunter, legally licensed by this tribe, may take or kill for that species during a single hunting day, within the boundaries of this reservation.

"Possession limit" means the maximum number of the particular game referred (except waterfowl and migratory game birds) that a hunter, legally licensed by the Three Affiliated Tribes Game & Fish, may have in his/her actual possession during any phase of any single hunting trip, venture, or expedition of more than one day. The possession limit at one's personal permanent residence is unlimited. No more than a daily limit may be taken on any one day

"Possession limit for waterfowl and migratory game birds" means the maximum number of migratory game birds of a single species or a combination of species permitted to be possessed by any one person

when lawfully taken in the United States in any one specified geographic area for which a possession limit is prescribed

“Body gripping trap” means a trap designed to allow the animal’s head, neck or torso to enter the trap opening and be held by compression of the jaws when sprung (example, Conibear).

“Cable device” means a noose used for restraining furbearers by the neck or body (example, snare).

“Colony trap” means an enclosure device designed to allow the capture of one or more furbearers in a single setting with one or more one-way entrances; cannot exceed twelve inches high or twelve inches wide or twelve inches in diameter by 36 inches long.

“Foothold trap” means a steel-jawed trap used for restraining furbearers by the foot (examples, longspring or coil spring trap).

“Protective covering” means a trap set covering of structural material (wire mesh, wood, plastic, metal) limiting access to the trap through an opening not to exceed eight inches high by eight inches wide.

“Reservation” all lands within the exterior boundaries of the Fort Berthold Indian Reservation.

“Sight-exposed bait” means any bait weighing in excess of one pound, composed of animal flesh, fur, hair, hide, entrails, or feathers placed in such a manner that it can be seen by a soaring Hawk, Owl, or Eagle.

“Water set” means a trap or cable device which is set or staked in a manner to permit the trap, cable device or trapped animal to reach water.

2. GENERAL RULES AND REGULATIONS

ELIGIBILITY

Minimum age – There is no minimum age for hunting furbearers, but anyone under age 15 afield with firearms must be under direct supervision (must be able to have unaided verbal contact) of a parent, guardian, or adult authorized by their parent or guardian who meets the hunter education requirements and possesses a TAT General License.

Hunter education requirement – Hunters born after December 31, 1961 must complete a certified tribal or state hunter education course and PRESENT the certification card earned to the license vendor in order to purchase a Fort Berthold hunting license. EXCEPTIONS: youth under age 12 if they have appropriate licenses and are accompanied by a parent or guardian, and 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 TAT Game and Fish office to be eligible.

HOURS OF HUNTING shall be prescribed by Central Daylight Time starting August 1, 2016 through November 5, 2016 and thereafter prescribed by Central Standard Time starting November 6, 2016.

Hours of hunting for upland game, dove, snipe, woodcock, crow, ducks, merganser, coot and Canada geese, during the Early September Canada Goose Season, shall be from one-half hour before sunrise to sunset each day. Hours of hunting for sandhill crane, white-fronted goose, Canada goose, and light goose shall be from one-half hour before sunrise to 1 p.m. each day, including the opening day, through November 5, 2016. Starting November 6, 2016, shooting hours for sandhill crane, white-fronted goose, Canada goose, and light goose shall be from one-half hour before sunrise to 2 p.m. each day. Shooting hours for geese shall be one-half (½) hour before sunrise to sunset on Saturdays and Wednesdays from September 24, 2016 through November 23, 2016 and on Saturdays, Sundays and Wednesdays from November 24, 2016 through the end of each season. Hours for hunting mink, muskrat, and weasel with firearms and archery equipment shall be from one-half hour before sunrise to one-half hour after sunset each day. Hours for hunting red and gray fox, bobcat, mountain lion, coyote, beaver, raccoon and badger with firearms, archery equipment, and dogs shall be from one-half hour before sunrise to one-half hour after

sunset each day except for Fox and Coyote which are continuous throughout the year. Beaver and raccoon may be taken at any hour of the day but only under the restrictions outlined in this proclamation. All trapping and cable device (snaring) seasons and raccoon hunting shall open at one-half hour before sunrise. Trapping or using a cable device is legal at any hour after the opening day.

TRAPS, FIREARMS, ARCHERY EQUIPMENT AND AMMUNITION.

Small Game: Only firearms, no smaller than .410 caliber nor larger than 10 gauge, loaded with shot and capable of holding no more than three shells, legal archery equipment, may be used except as otherwise specified. Pistols may not be used to take migratory game birds. A bow must be pulled, held, and released by hand. Any release aid may be used providing it is hand operated, the shooter supports the draw weight of the bow, and the release is not attached to any part of the bow other than at the bowstring. Telescopic sights, range finding devices, battery-powered or electronically lighted sights or other electronic devices attached to the bow, or the arrow, are not permitted. Handheld range finding devices are legal. Arrows capable of causing damage or injury to the animal in excess of that inflicted by the cutting edges of the broadhead, are prohibited while hunting small game with a bow (e.g., explosive arrow points, arrows tipped with drugs or chemicals, and pneumatic or hydraulic shafts are illegal). Arrows must be at least 24 inches long and have at least 2 untrimmed feathers or not less than 5 trimmed feathers when shooting at birds in flight.

Crossbows are illegal, except if disabled or handicapped (i.e. Paraplegics and/or having lost the use of one or both arms) and having a permit from the TAT Game and Fish Department Director. When permitted, crossbows must: a) have a peak draw weight of at least 75 pounds and not more than 200 pounds, b) be equipped with a working safety to prevent accidental firing, c) have a stock at least 14 inches long, d) use arrows or bolts at least 14 inches in length, e) battery-powered and electronic-lighted sight pins and telescopic sights not exceeding a maximum power of four by thirty-two millimeters may be attached to crossbows used for hunting, and f) crossbow hunters must comply with all other archery equipment regulations listed above.

Non-Toxic Shot: Possession or use of shot other than federally approved non-toxic shot is prohibited while hunting ducks, geese, sandhill cranes, snipe, tundra swans, mergansers, and coots. Possession of "shot other than non-toxic shot" means in the gun, or in the pockets, or within reach while in the process of hunting Ducks, Geese, Swans, Sandhill Cranes, Snipe, and Coots.

Cable Devices (Snares) Restrictions:

- A metal or plastic tag must be attached to each cable device. This tag must display the trapper's name, address, and telephone number.
- Written permission must be secured from the landowner prior to placing or setting cable devices on private land or Conservation PLOTS (Private Land Open To Sportsmen); the grantor may determine the length of time permission is granted.
- Use of relaxing cable devices is permitted. One stop must be affixed to each cable device on land to prevent the loop from opening to a diameter greater than 12 inches.
- Cable devices cannot be placed or set in the field prior to the opening date or remain set or placed in the field after the closing date of the cable device season for the respective species.
- All cable devices must be affixed to an immovable object solidly attached to the ground. The use of drags is prohibited.

- Cable devices must be set so that the bottom of the loop is no greater than 12 inches from the ground; or when the ground is snow covered, no greater than 12 inches above the bottom of an adult's footprint in the snow beneath the cable device with the full body weight on the foot.
- Cable devices must be constructed of single-strand (1x19) or multi-strand (7x7) or (7x19) carbon or stainless steel cable of one-sixteenth inch diameter or larger.
- Cable devices must possess a lock or breakaway device that has been tested to break or disassemble at no more than 350 pounds pull.
- Individuals that are self-assembling cable devices from components must assume liability and responsibility for ensuring that the devices, locks or parts break or disassemble at 350 pounds pull or less.
- All individuals who use cable devices must register at the TAT Game & Fish Department's office prior to participating. Registration can be done in person or called in.

Trap set restrictions:

From September 1, 2016 through October 21, 2016:

Body gripping traps greater than eight inches inside jaw spread and all water sets must –

- Be in four inches or more of water; or
- Be used in an upland set and recessed at least ten inches in a plastic, wood, or metal cubby with a maximum eighty square inch opening.

From October 22, 2016 through January 1, 2017:

Body gripping traps greater than eight inches inside jaw spread must –

- Be in four inches or more of water; or
- Be used in an upland set and recessed at least ten inches in a plastic, wood, or metal cubby with a maximum eighty square inch opening

From January 2, 2017 through March 15, 2017:

No restrictions on placement.

From March 16, 2017 through May 8, 2017:

Traps placed in or on the water must –

- Have a protective covering, including float sets; or
- Foothold traps must have a minimum of two inches of water covering the entire trap pan; or
- Body gripping traps less than eight inches inside jaw spread must have no more than two inches of the trap above the water surface.

Foothold and body-gripping traps used on float sets must -

- have a protective covering May 1, 2016 through May 10, 2017

From May 9, 2017 through August 31, 2017:

No restrictions on placement.

Written permission is required to trap or use a cable device on private land, including Conservation PLOTS (Private Land Open To Sportsmen); the grantor may determine the length of time permission is granted.

Any taken furbearer for which the season is closed or other protected species incidentally taken must be reported within twelve hours and turned over to the TAT Game & Fish.

Exposed Baits: It is illegal to place traps or cable devices (snares) within twenty-five feet of any sight-exposed bait.

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—this unit is designated as a Wildlife Reserve Area and no hunting is allowed.

WANTON WASTE OF WATERFOWL, MIGRATORY GAME BIRDS, AND UPLAND GAME. No person shall kill, cripple, waste, destroy, spoil, or abandon the edible flesh of any migratory game bird or upland game without making a reasonable effort to retrieve the bird/animal, and retain it in his/her actual custody, at the place where taken and between that place and either (a) his/her personal permanent residence, (b) taxidermist or (c) a common carrier. Edible flesh means the breast meat of any game bird or the hind legs and lower back of a squirrel.

IDENTIFICATION. One fully feathered wing or the fully feathered head of all waterfowl, snipe, crane, and woodcock; and one leg and foot, or the fully feathered head, or the fully feathered wing of pheasants, Hungarian partridge, and all grouse shall remain attached to such game during transportation or shipment until it reaches the hunter's legal residence or it is processed to be immediately consumed

TRANSPORTATION AND STORAGE. License holders must accompany their game, or parts thereof, (excluding hide) during transportation. Game may be shipped by common carrier in receipt of proper bill of lading. Except for legally gifted game, it is illegal to possess or transport another's game animal or parts thereof (excluding hides) without the license holder accompanying or as otherwise permitted.

No person shall leave or store any game birds at any place other than that person's legal residence unless each piece of game is tagged with the owner's signature and address, date taken, number and species of game, and license number of the person who harvested the game. The packaging of game birds away from a person's legal residence must be in a manner that the species and number of game birds in each package is easily determined.

Game may be gifted to another, however, nothing allows a person to exceed a daily limit. Any gifted game to be transported must be tagged with the above information and display sex and species identification as required. Termination of possession can only be accomplished by: 1) Gifting of legally harvested game. 2) By consuming the game.

No one may possess in the field, transport, or ship at any one time, more than a possession limit of upland game. No one may possess, store, transport or ship at any one time, more than a possession limit of migratory game birds.

LICENSES OR SPECIAL PERMITS shall be issued for each season in a manner and form prescribed by the Director and in accordance with law. Licenses must be signed in ink and are nontransferable. No person may give away, barter or sell an issued license. **FEDERAL WATERFOWL STAMP:** No person 16 years of age or older shall hunt, kill, or take any duck, goose, merganser, or swan without having in his\her possession a federal waterfowl stamp for the season and validated by his\her signature written across the face thereof in ink.

LIMITS. Unlimited numbers of any furbearer may be taken and possessed, unless otherwise specified. Limits on small game and waterfowl species are specified in the following sections.

3. SMALL GAME SEASONS

For detailed information on the limits and seasons for small game please refer to the table below:

SPECIES	SEASONS	DAILY BAG	POSSESSION LIMIT
Wild Turkey Spring	April 09, 2016—May 15, 2016	1	ONE BIRD PER TAG/SEASON
Fall Crow	Aug. 06, 2016 – Oct. 23, 2016	unlimited	unlimited
Mourning Dove	Aug. 26 , 2016—Nov. 06, 2016	15	45
Sharptail Grouse	Sept. 03, 2016—Jan. 01, 2017	3	12
Hungarian Partridge	Sept 03, 2016—Jan. 01, 2017	3	12
Snipe	Sept. 10, 2016 – Dec. 4, 2016	8	24
Tree Squirrel	Sept 10, 2016—Jan. 01, 2017	4	12
Sandhill Crane	Sept.17, 2016—Nov. 13, 2016	3	9
Woodcock	Sept. 17, 2016 – Nov. 6, 2016	3	9
Pheasant (cocks only)	Oct.01, 2016—Jan. 1, 2017	3	12
Wild Turkey Fall	Oct.08, 2016—Jan 01, 2017	1	ONE BIRD PER TAG/SEASON
Spring Crow	Mar. 04, 2017 – April 16, 2017	unlimited	unlimited

MALE PHEASANTS may be taken reservation wide from October 1, 2016 through January 1, 2017, with the following restrictions:

Youth Pheasant Season legally licensed residents and nonresidents 15 years of age or younger may hunt pheasant’s reservation wide on September 24 and 25, 2016. An adult, at least 18 years of age, must accompany the youth pheasant hunter into the field. Any adult accompanying the youth into the field may not carry a firearm and may not hunt any species of wildlife. Bag, possession limit and hunting hours shall be the same as during the regular season.

The daily bag limit shall be 3 and the possession limit 12.

HUNGARIAN PARTRIDGE may be taken reservation wide from September 3, 2016 through January 1, 2017. The daily bag limit shall be 3 and the possession limit 12.

MOURNING DOVE may be taken reservation wide from August 27, 2016 through November 6, 2016. The daily limit shall be 15 and the possession limit 45.

CROWS may be taken reservation wide from August 06, 2016 through October 23, 2016 (Fall Season), and from March 4, 2017 through April 16, 2017(Spring Season). There shall be no limit on the number of crows taken.

SANDHILL CRANES may be taken from September 17, 2016 through November 13, 2016. The daily bag limit shall be 3 cranes and the possession limit 9 cranes.

To hunt Sandhill Cranes, each hunter must possess a general game license, a small game (except those under 16 years of age), and a \$5.00 Sandhill Crane hunting permit available from the TAT Game and Fish Department's office.

Sandhill cranes may be taken from a floating craft, excluding a sinkbox, if such craft is beached, or fastened within or tied immediately alongside any type of fixed hunting blind, or from such craft resting at anchor.

SNIPE may be taken reservation wide September 1, 2016 through December 4, 2016. The daily bag limit shall be 8 and the possession limit 24.

WOODCOCK may be taken reservation wide September 17, 2016 through November 06, 2016. The daily bag limit shall be 3 and the possession limit 9.

SHARP-TAILED GROUSE may be taken reservation wide from September 3, 2016 through January 1, 2017. The daily bag limit shall be 3 and the possession limit 12.

PINNATED GROUSE (Prairie Chicken) season will be closed in 2016.

RUFFED GROUSE season will be closed in 2016

SAGE GROUSE season will be closed in 2016

TREE SQUIRRELS may be taken reservation wide from September 10, 2016 through January 1, 2017. Tree squirrels may be taken with shotguns, rimfire and muzzleloading firearms, or with bow and arrows legal for the taking of upland game. The daily bag limit shall be 4 and the possession limit 12.

WILD TURKEYS may be taken from the South Segment (Twin Buttes Area), West Segments (Mandaree/Four Bears Areas), and the East Segments (Parshall/White Shield Areas) of the Fort Berthold Reservation from April 09, 2016 through May 15, 2016 (SPRING SEASON) and October 08, 2016 through January 01, 2017 (FALL SEASON). The Season Limit will be one Tom (Male) wild turkey per permit per season. Shooting hours are from ½ hour before sunrise to sunset. All permits will be issued on a first-come-first-served basis according to the following:

15 permits will be available in the Mandaree/Four Bears Areas (Unit 1)

15 permits will be available in the Parshall/White Shield Areas (Unit 3)

20 permits will be available in the Twin Buttes Area (Unit 4)

4. FURBEARERS SEASONS

SPECIES	SEASON	DAILY BAG
<u>Coyote/Fox/Badger</u>		
Hunting & Trapping	Apr. 1, 2016 to March 31, 2017	Unlimited
Snaring:	Nov. 26, 2016 to March 15, 2017	Unlimited
<u>Prairie Dog</u>		
Hunting:	April 1, 2016 to March 31, 2017	Unlimited
<u>Mink/Muskrat</u>		
Hunting & Snaring	Nov. 21, 2016 to March 13, 2017	Unlimited
Trapping:	Oct. 22, 2016 to May 08, 2017	Unlimited
<u>Weasel</u>		
Trapping:	Oct. 22, 2016 to March 15, 2017	Unlimited
Hunting/Snaring:	Oct. 26, 2016 to March 15, 2017	Unlimited
<u>Beaver/Raccoon</u>		
Hunting/Trapping:	Apr. 1, 2016 to March 31, 2017	Unlimited
Snaring on land:	Nov. 26, 2016 to March 15, 2017	Unlimited
Snaring on land within 50 ft. of water	March 16, 2017 to May 08, 2017	Unlimited
<u>Bobcat</u>		
Hunting/Trapping:	Nov. 05, 2016 to March 15, 2017	1 cat/person/season
Snaring:	Nov. 26, 2016 to March 15, 2017	1 cat/person/season
<u>Mountain Lion</u>		
Hunting:	Aug. 26, 2016 to March 31, 2017	1 cat/person/season
<i>*Unless Quota of 10 is reached beforehand*</i>		

BEAVER AND RACCOON may be taken with firearms, traps, underwater cable devices (snares), and archery equipment reservation wide and year round. The season will officially close March 31 and reopen April 1 of each year. Cable devices may be used on land November 26, 2016 through March 15, 2017. From March 16, 2017 through May 8, 2017, cable devices must be within 50 feet of water, no greater than 4 inches off the ground and have a stop restricting loop size to 12 inches or less in diameter.

Beaver dams may be partially or completely dismantled when their presence causes property damage.

Raccoon may be pursued with dogs reservation wide and year round.

Beaver and raccoon may be taken at any hour of the day, while hunting on foot, with the aid of a flashlight with a power source of not more than 6 volts. A red or amber filter must be placed over the light except when taking a raccoon treed or at bay. The use of auto headlights, spotlights, and lights other than a flashlight with a power source of not over 6 volts as an aid in taking raccoon is prohibited. Legal firearms for flashlight hunting of beaver and raccoon are rifles or handguns firing a rimfire cartridge no larger than .22 caliber long rifle or shotguns no larger than .410 gauge. Rifled slugs are not legal.

WEASEL, MINK, AND MUSKRAT.

Weasel may be taken reservation wide with traps from October 22, 2016 through March 15, 2017. Cable devices (snares) may be used reservation wide from November 26, 2016 through March 15, 2017. Weasels may be hunted reservation wide with rimfire cartridges of .22 caliber or smaller, muzzleloaders of .45 caliber or smaller, and longbows and crossbows (if have a crossbow permit from TAT Game & Fish Director) from November 26, 2016 through March 15, 2017.

Muskrat and Mink may be taken reservation wide with traps from October 26, 2016 through March 15, 2017. From March 16, 2017 through May 8, 2017 colony traps must be under at least two inches of water and trapping on the outside of any muskrat house or structure of any size is prohibited. Traps may be placed completely inside a muskrat house or structure of any size. Foothold traps must have at least two inches of water over the entire trap pan or a protective covering. Body-gripping traps used in a water set can have no more than two inches of the trap above water or a protective covering. From May 1, 2016 through May 10, 2016, float sets must have a protective covering. Cable devices (snares) may be used reservation wide from November 26, 2016 through March 15, 2017. From March 16, 2017 through May 8, 2017, using cable devices on the outside of any muskrat house or structure of any size is prohibited. Muskrat and mink may be hunted reservation wide with rimfire cartridges of .22 caliber or smaller, muzzleloaders of .45 caliber or smaller, and with archery equipment from November 21, 2016 through March 13, 2017.

Muskrat huts may be opened for insertion of traps or cable devices (snares), however, the huts must be restored to their approximate original condition to prevent freeze-up.

BOBCATS may be harvested using firearms, archery equipment or traps, from November 5, 2016 through March 15, 2017. They can also be harvested with the use of a cable device (snare) or dogs from November 26, 2016 through March 15, 2017. The pelt and carcass of each bobcat must be presented to TAT Game & Fish Department personnel for inspection and tagging no later than 14 days after the close of the season (March 29, 2017), or prior to sale or transfer of possession, whichever comes first. No bobcat pelt will be tagged until the animal is skinned and presented with the intact carcass. The carcass shall remain the property of the TAT Game & Fish Department. No person, taxidermist, or fur dealer shall possess or purchase an untagged bobcat. When any part of the animal is mounted, if the tag is removed from the pelt, the tag must be securely fastened to the back or bottom of the mount and remain there.

RED FOX, GRAY FOX, COYOTE AND BADGER may be taken with firearms, traps, archery equipment and dogs reservation wide and year round. The season will officially close March 31 and reopen April 1 of each year. Cable devices (snares) may be used reservation wide from November 26, 2016 through March 15, 2017.

Red Fox, Gray Fox, and Coyotes may be hunted at any hour of the day from November 26, 2016 through March 15, 2017. Any person who engages in the hunting of red fox, gray fox, or coyotes during the time from one-half hour after sunset to one-half hour before sunrise, must hunt exclusively on foot and use a predator call. The use of a spotlight or any other artificial light is prohibited.

MOUNTAIN LIONS may be hunted by members and non-members. Legal firearms and archery equipment may be used from August 26, 2016 through March 31, 2017. Pursuing with dogs is allowed only from November 21, 2016 through March 31, 2017. The limit for mountain lions is one animal per hunter per season. Any mountain lion, other than kittens (kitten defined as a mountain lion with visible spots) or females accompanied by kittens, may be harvested during the season. Any mountain lion that is harvested must be reported to the TAT Game & Fish Department within 24 hours and the entire intact animal must be submitted for analysis and tagging. Legally taken animals will be returned to the hunter following analysis so that the pelt may be removed but the carcass shall remain the property of the TAT Game & Fish Department. The use of traps or cable devices (snares) to take mountain lions is prohibited. A quota of 10 mountain lions will be allowed.

Once this quota is reached, the season will be closed immediately. The TAT Game & Fish Department will inform the public through press releases and/or public service announcements. Mountain lions taken at any time in protection of human life and the person killing or catching a mountain lion under these conditions must report the kill or catch within twelve hours and surrender the mountain lion to the Department and it will remain the property of the TAT Game & Fish Department.

FISHER season closed in 2016-2017

PROTECTED FURBEARERS. The season for Canada lynx (*Lynx canadensis*), gray wolf (*Canis lupus*), swift fox (*Vulpes velox*), black bear (*Ursus americanus*), wolverine (*Gulo gulo*), American marten (*Martes americana*), and river otter (*Lontra canadensis*) shall remain closed. The gray wolf, west of U.S. Highway 83 to the south shore of Lake Sakakawea and continuing west of the Missouri River is an endangered species under the jurisdiction of the U.S. Fish and Wildlife Service.

5. AIRCRAFT, MOTOR-DRIVEN VEHICLES, AND LIGHTS

It is illegal to drive, concentrate, rally, raise, stir up, spot, or disturb game with all types of aircraft, including drones.

It is illegal to shoot with bow and arrow or firearm while in or on a motor-driven vehicle, except as otherwise provided by law.

No person may carry a firearm with a cartridge in the chamber in or on a motor-driven vehicle while hunting, except as otherwise provided by law. The entire cylinder of a revolver is considered the chamber, requiring the revolver to be completely unloaded. Handguns with removable magazines or clips must have the magazine or clips removed from the firearm if the magazine or clip contains any loaded shells. It is illegal to carry any muzzleloading firearm in or on a motor-driven vehicle with a cap or primer in place or powder in the flash pan

MOTOR-DRIVEN VEHICLES AND AIRCRAFT IN THE TAKING OF FURBEARERS. It is illegal to drive vehicles off established roads and trails during the deer gun season while attempting to take furbearers with firearms,

archery equipment, and dogs. Aircraft may not be used to take coyotes, fox, or any other furbearer, without a special permit.

6. WATERFOWL SEASONS

SPECIES	SEASONS	DAILY BAG	POSSESSION LIMIT
Canada Geese	Aug. 13, 2016—Sept. 15, 2016 (Early) Sept. 24, 2016 – Dec. 25, 2016	8	24
Light Geese	Sept. 24, 2016 – Jan. 1, 2017 (Fall) Feb. 19, 2017 – May 14, 2017 (Spring)	50	Unlimited
Ducks	Sept. 24, 2016 – Dec. 4, 2016	6	<i>*See Ducks and Mergansers restrictions below</i>
Mergansers	Sept. 24, 2016 – Dec. 4, 2016	6	<i>*See Ducks and Mergansers restrictions below</i>
Coots	Sept. 24, 2016 – Dec. 4, 2016	15	45
White-Fronted Geese	Sept. 24, 2016 – Dec. 4, 2016	3	9

GENERAL REQUIREMENTS: 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 (If a Non-Member Non-Resident and does not reside within the state of North Dakota), a Tribal Waterfowl Habitat Stamp and a Federal Duck Stamp.

DUCKS AND MERGANSER SPECIES/SEX RESTRICTIONS: The daily bag limit on Ducks is 6 with species and sex restrictions as follows: 5 mallards of which only 2 may be hens, 3 scaup, 3 wood ducks, 2 redheads, 2 pintails and 2 canvasbacks. The daily limit of 5 mergansers may include no more than 2 hooded mergansers. The possession limit on these restricted ducks and the hooded merganser is three times the daily limit.

FEDERAL REGULATIONS: Restrictions— No person shall take migratory game birds with the aid of baiting. An area is considered baited for 10 days after the removal of bait. It is not necessary for a hunter to need to know an area is baited to be in violation. Possession Limits—No person shall possess more than (1) one daily bag limit while in the field or while returning from the field to one's car, home, hunting camp, etc. One fully feathered wing must remain attached to all migratory game birds being transported between the field and their final destination.

BOATS: Ducks, Coots, Mergansers, Geese and Tundra Swans may be taken from a floating craft, excluding a sink box, if such is beached or fastened within or tied immediately alongside any type of fixed hunting blind or from a craft that is resting at anchor.

GEESE SPECIES INFORMATION: The season length and bag limit is different for Canada Geese, White-Fronted Geese and Light Geese. For regulation purposes, the term "Canada Geese" includes all Canada Geese and any other geese except White-Fronted Geese and Light Geese. Light Geese includes Snow Geese, Blue Geese and Ross' Geese.

SPECIAL YOUTH WATERFOWL HUNTING SEASON. Legally licensed hunters 15 years of age or younger may hunt ducks, coots, mergansers and geese reservation wide on September 17 and 18, 2016. An adult, at least 18 years of age, must accompany the youth hunter into the field. The adult may not hunt ducks, coots, or mergansers. Shooting hours for the Special Youth Waterfowl Hunting Season shall be one-half hour before sunrise to sunset. The daily bag limit, including species restrictions and all other regulations that apply to the regular duck and goose hunting seasons shall apply to this special season.

ELECTRONIC AND RECORDED CALLS. Possession or use of an electronic or recorded call is prohibited while hunting waterfowl.

7. LICENSE FEES

MEMBERS OF THE THREE AFFILIATED TRIBES:

One who is enrolled with the Three Affiliated Tribes

Small Game	\$10.00/person \$0.00/Seniors 55+
Turkey (Spring & Fall)	\$10.00/person \$0.00/Seniors 55+
Furbearer	\$10.00/person \$0.00/Seniors 55+
Small Game/Furbearer Combo	\$18.00/person

NON-MEMBER RESIDENTS:

One who is living within the boundaries of the Fort Berthold Reservation but is not an enrolled member of the Three Affiliated Tribes

For the following fees, seniors (65+) subtract \$6.00 and disabled veterans subtract \$10.00 from the regular price of all licenses except for the waterfowl habitat and furbearer permits.

Small Game/Upland Habitat	\$50.00/person \$44.00/Seniors 65+
Turkey	\$50.00/person \$44.00/Seniors 65+
Furbearer	\$50.00/person
Small Game/Furbearer Combo	\$80.00/person
Waterfowl Habitat <i>(Need to purchase Fed. Duck Stamp)</i>	\$20.00/person
Small Game/Waterfowl Combo	\$50.00/person
Sportsman Package <i>(Small Game/Upland Habitat, Furbearer, & Waterfowl)</i>	\$100.00/person

NON-MEMBER NON-RESIDENTS:

One who is neither an enrolled member of the Three Affiliated Tribes nor lives within the boundaries of the Fort Berthold Indian Reservation

For the following fees, seniors (65+) subtract \$6.00 and disabled veterans subtract \$10.00 from the regular price of all licenses except for the waterfowl habitat and furbearer permits.

All non-members non-residents who do not reside in North Dakota must purchase an annual conservation permit along with other licenses.

Conservation Permit	\$20.00/person/annual \$14.00/Seniors 65+/annual
Small Game/Upland Habitat	\$75.00/person \$69.00/Seniors 65+
Turkey	\$75.00/person \$69.00/Seniors 65+
Furbearer	\$50.00/person
Small Game/Furbearer Combo	\$105.00/person
Waterfowl Habitat <i>(Need to purchase Fed. Duck Stamp)</i>	\$20.00/person
Small Game/Waterfowl Combo	\$75.00/person
Sportsman Package <i>(Small Game/Upland Habitat, Furbearer, & Waterfowl)</i>	\$125.00/person

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

Contact Information: TAT Game & Fish Office, New Town at 701-627-4760

NOTIFY THE FORT BERTHOLD GAME AND FISH DIVISION OF ANY VIOLATIONS
"All information is confidential."



Fort Berthold Reservation
Mandan, Hidatsa and Arikara Tribes
Fish and Wildlife Division
404 Frontage Road, New Town, ND 58763
Phone: (701) 627-4760 Fax: (701) 627-4743

2016-2017 FISHING PROCLAMATION

Effective April 1, 2016 through March 31, 2017

The Three Affiliated Tribes Tribal Business Council, members of the Natural Resources Committee, in conjunction with the Fish and Wildlife Division, Natural Resources Department, will authorize the following:

ANY THREE AFFILIATED TRIBES TRIBAL MEMBERS FISHING WITHIN THE EXTERIOR BOUNDARIES OF THE FORT BERTHOLD INDIAN RESERVATION AND NOT HAVING A TRIBAL FISHING LICENSE IN THEIR POSSESSION WHEN FISHING SHALL RECEIVE A CITATION.

A. RECREATIONAL FISHING

1. Seasons

Season Dates

Recreational fishing is defined as those methods described hereafter as allowable activities during the fishing year of this proclamation with the possession of a valid fishing license.

THE SEASON SHALL BE OPEN TO THE TAKING OF FISH SPECIES FROM APRIL 1, 2016 TO MARCH 31, 2017.

2. Species Definitions

Game fish are bluegill, burbot, channel catfish, chinook salmon, crappie (black and white), largemouth bass, muskellunge (pure and hybrid), northern pike, paddlefish, sauger, saugeye, smallmouth bass, sturgeon (pallid, shovelnose and lake), trout (brown, lake, rainbow and cutthroat), walleye, white bass, yellow perch and zander.

Nongame fish are all species that inhabit and reproduce in the waters of Lake Sakakawea that are not listed above as game fish.

3. Bait & Lure

3.1 Definitions

Legal live baitfish are fathead minnows, creek chubs, sticklebacks, white sucker, and rainbow smelt.

Other legal live bait includes all native amphibians, insects and/or other invertebrates or parts thereof.

Prepared baitfish include any nongame fish (including legal live baitfish) which have been preserved by freezing, salting or otherwise treated to inactivate reproductive products. Prepared baitfish are legal bait. Nongame fish (including legal live baitfish), which have been reduced to sections, pieces or parts thereof are considered cut fish and are legal. Heads and entrails of non-game fish are considered cut fish.

Yellow perch eyes, and trout and salmon eggs are legal bait. The use of other game fish or parts thereof is illegal.

Manufactured and biodegradable bait are products manufactured as edible fishing bait and other inert biodegradable substances and are considered legal bait.

Lure is defined as any man-made object comprised of metal, plastic, wood and other nonedible materials made or used to catch fish. A lure may not contain more than three hooks and the

maximum distance between any hooks on a lure may not exceed 10 inches. A single hook may not include more than three points, barbed or otherwise. Spinners and other live bait rigs and harnesses are considered a lure and are permissible. Hookless dodgers or attractors used ahead of a lure or bait are legal.

4. Daily & Possession Limits, Transportation and Size Restrictions

4.1 Daily Creel and Possession Limits

The **daily creel limit** is defined as the maximum number of legally taken fish that may be harvested or received from midnight to midnight. No person may possess more than one day's limit of fish while on the water or the ice or actively engaging in any manner of fishing.

The **possession limit** is defined as the maximum number of legally taken fish (by species) that an individual may have in their actual possession during any phase of any single fishing trip of more than one day. The possession limit shall be two times the daily creel limit. Except as specified in section 4.1-1.

The daily creel and possession limit for the reservation shall be:

SPECIES	DAILY CREEL	POSSESSION
Northern Pike	5	10
Walleye Sauger, Saugeye or combination	5	10
Largemouth Bass, Smallmouth Bass, or combination	3	6
Salmon	5	10
Yellow Perch	20	40
Bluegill	20	40
White Bass	20	40
Crappie	10	20
Burbot	10	20
Channel Catfish	No Limit	No Limit
Non-Game Fish	No Limit	No Limit

4.1-1 Exceptions to daily creel and possession limits, as defined in 4.1 (l) of this section, are as follows:

SPECIES	DAILY CREEL	POSSESSION
Trout	3	3
Muskellunge (pure hybrid)	1	1
Smelt	5 gallons	5 gallons
Legal Live Baitfish*	150	150
Snapping Turtles**	1 annually	1 annually
Frogs	24	24
Salamanders	24	24
Crayfish	48	48

**Aggregate of all legal species*

***Only one snapping turtle may be harvested between July 1 through Nov 15 each fishing year*

- The storage limit at one's personal permanent residence is unlimited.

- No individual possessing any game fish species may waste, destroy or abandon the edible flesh.
- The packaging of fish (including parts thereof) away from one's personal residence must be done in such a manner that the number of fish in each package may be easily determined.
- Any fish (whole and/or fillets) may be given (gifted) to another individual but the fish must be counted in the donor's daily limit.
- Gifted fish, including packages of fish, must be accompanied with the following information from the individual gifting the fish: name, fishing license number, phone number, date, and species and number of fish gifted.
- Commercial processors, common carriers, and common storage areas may possess any individuals legally taken possession limit of fish. Each package must be labeled with the owners name and address.

4.2 Transportation

At no time may an individual transport more than a possession limit unless with a written approval from the TAT Game & Fish Director.

Except for legally gifted fish, it is illegal to possess or transport another individual's game fish or parts thereof without the license holder accompanying as otherwise permitted.

It is illegal to take, possess or transport any of the following fish at any time on Fort Berthold Reservation or the State of North Dakota. They must be immediately released back into the water from which they were caught:

1. Pallid Sturgeon
2. Shovelnose Sturgeon
3. Lake Sturgeon
4. Paddlefish

4.3 Size Limits

4.2.1 Minimum Size Restrictions

- It shall be illegal to take muskellunge (pure and hybrid) less than 48 inches in total length.
- It shall be illegal to remove more than the gills, entrails, and scales from fish that are subject to a size limit while on the water or actively engaged in fishing.
- Undersized game fish caught where there is a size limit must be returned to the water regardless of condition. They must be carefully handled to avoid maiming or death.

5. Licenses & Permits

5.1 Fishing License

Tribal fishing licenses are required of TAT tribal members 16 (sixteen) years of age and older fishing anywhere within the Fort Berthold Indian Reservation. A husband/wife fishing license shall be issued allowing a husband/wife only to fish for a reduced rate. The husband/wife license shall be only available to couples who are both enrolled with the Three Affiliated Tribes. Such license shall be valid for the same period as other fishing licenses and each person shall receive a separate license. The husband and wife may each possess a limit of fish.

5.2 Conservation Permits

Individuals required to purchase a conservation permit are tribal members that are not enrolled in a federally recognized tribe (need proof of enrollment at time of purchase) or non-tribal members that do not possess a ND state issued ID. Any person holding a tribal conservation permit or tribal fishing license shall carry it on him/her while fishing. Upon the request or demand of the director, biologist,

Tribal Warden, or Police Officer, he/she shall show the license or permit immediately to the aforementioned official. Licenses and Conservation Permits are valid for one year (April 1st – March 31st). This proclamation shall be in effect from April 1, 2016 thru March 31, 2017.

5.3 Boating License

All TAT tribal members who own boats powered by any motor and use them within the Fort Berthold Reservation Boundary must possess a valid Tribal Boat Registration and License. All boats must have a Coast Guard approved life preserver for each occupant and those boats over 16 feet must in addition have an approved throw able life preserver. All boats operating between sunset and sunrise must display legal lights. For more information on boating regulations and safety, contact the Game and Fish Division.

6. Schedule of Fees

ENROLLED TAT TRIBAL MEMBERS:

Individual	\$10.00
Husband/Wife	\$15.00
55 and older.....	\$00.00
Under 16.....	\$00.00
Disabled Veteran.....	\$00.00
Boats under 16 ft. and canoe.....	\$10.00
Boats 16 ft. and over.....	\$15.00
Retail Bait vendor (member).....	\$50.00
Commercial Fishing.....	Inquire at office

NON-MEMBER RESIDENTS:

ND STATE LICENSE REQUIRED

NON-MEMBER NON-RESIDENTS:

Individual	\$20.00/person
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** All non-member non-residents who do not reside in North Dakota must purchase a conservation permit which is an additional \$20.00 fee.*

7. Manner of Taking Fish

Legal means, equipment, and species are defined as follows:

7.1 Hook and Line Fishing

7.1-1 Means and Equipment

No person shall lay, set, or use any drug, poison, lime, medicated bait, dynamite, or other injurious substance whatsoever; or lay, stretch, or place any tip-up, snare, trap, set-line, net wire, string, jug, rope, or cable of any sort on the waters of this reservation for the purpose of catching, taking, killing, or destroying any fish. Legal hook and line equipment for each angler shall consist of not more than two poles, each equipped with one line to which is attached not more than two lures. The use of any free floating, anchored or remote-controlled device with an attached hook and line that is not held by an angler or secured to the boat, shore or ice with the use of a line is illegal. The use of any spring, lever, and chemically, electrically, or mechanically triggered hook is prohibited. Any fishing pole which is unattended or not checked for a period exceeding one hour is deemed to be a set line and is illegal. At all times, fishing poles must be easily visible and within a maximum distance of 150 feet of the participating angler. Possession of foul hooked fish is illegal. Any foul hooked or snagged fish must be returned immediately to the water regardless of condition. A foul hooked or snagged fish is

defined as any fish hooked or caught in any area from behind the gill covers to the tail. Attempting to snag any fish is prohibited at all times. Landing a fish caught on a hook and line equipment with aid of a gaff is legal except for sturgeon, paddlefish, muskellunge and species in waters in which there are size limits. No gaffed fish may be returned to the water. It is legal to return all other fish to the water at the site of capture if done no longer than the time needed to unhook, measure and/or photograph the fish immediately after being caught. All fish released from bridges must be done immediately after being placed in a fish basket/open container to ensure fish survival. High-grading or culling of fish is illegal. No fish may be returned to the water after being held on a stringer or confined by or in any type of holding structure, except in the case or permitted live-release fishing tournaments with written permission from the TAT Game & Fish director.

7.1-2 Species Legally Taken

All species (game and nongame) can be harvested while hook and line fishing except the following: pallid sturgeon, shovelnose sturgeon, lake sturgeon, and paddlefish (these four species must be immediately released back into the water from which they were caught regardless of condition).

8. Ice Fishing

8.1 Means and Equipment

Ice fishing is defined as hook and line fishing that occurs while on the ice. A maximum of four poles is legal for ice fishing. When fishing a water body where both open water and ice occur at the same time, an angler is allowed a maximum of four poles, of which no more than two poles can be used in open water.

Tip-ups are legal for ice fishing. Each tip-up is considered a single pole.

There is no restriction on the size of the hole in the ice while ice fishing. When a hole greater than 10 inches in diameter is left in the ice, the area in the immediate vicinity of the hole must be adequately marked with a natural object or a brightly painted or colored wooden lath. Markers must be visible from a minimum of 150 feet. Markers must be in possession of the anglers as soon as a hole greater than 10 inches is made.

Fishing holes outside a fish house may be placed no closer than 10 feet from the house without consent of the fish house occupant.

9. Archery, Spear, and Underwater Spear Fishing

9.1 Means and Equipment

Legal archery equipment for licensed anglers is any bow to which an arrow is attached by a line and equipped with a harpoon-style or wire barbed point. **Crossbows** are illegal, except if disabled or handicapped (i.e. Paraplegics and/or having lost the use of one or both arms) and having a permit from the TAT Game and Fish Department Director. The use of night vision equipment or electronically enhanced light gathering optics including all lights used for locating and/or shooting at fish is legal.

Legal spear equipment is any manually powered shaft with barbed points. The spear head shall not exceed 12 inches in width.

Legal equipment for underwater spear fishing is rubber band powered or pneumatic powered spear guns only. All spear guns shall have the spear attached by a lanyard with maximum length of twenty feet. Underwater spears may be discharged only when the operator and equipment are entirely under the surface of the water. Underwater spearfishing is prohibited within 150 feet of any designated swimming area, water ski area, boat dock, spillway or individuals engaged in fishing. The

Diver's Down Flag must be displayed on the water on a float or buoy during any underwater spear fishing. Underwater spears must stay within 100 feet of the vertical position of their Diver's Down Flag. Individuals who underwater spearfish between sunset and sunrise must display a lighted Diver's Down Flag and must carry a hand-held light which must be visible from a distance of 150 feet. The hand-held light must be displayed when the diver is at the surface.

It is illegal to return fish to the water after being shot or speared.

9.2 Seasons for Legally Taking Fish

Archery fishing is legal from April 1 through November 30

Spear fishing is legal from May 1 through November 30

Underwater spear fishing is legal from May 1 through November 30

9.3 Species Legally Taken

Archery and spear fishing – game fish, as defined in section 2 of this proclamation, may not be taken. All other species are legal.

Underwater spearfishing – all species except the following may be taken: smallmouth bass, muskellunge (pure & hybrid), paddlefish, pallid sturgeon, and shovelnose sturgeon.

10. Dark House Spear Fishing

10.1 Means and Equipment

Legal dark house spear equipment is any manually powered shaft with barbed points. The spear head shall not exceed 12 inches in width. Pneumatic or rubber powered spear guns shall not be legal while dark house spear fishing. There is no limit on the size of the ice hole while actively engaged in dark house spear fishing. All holes greater than 10 inches in diameter made in the ice must be marked by the spearer(s) when the area is vacated with 1) a natural object, or 2) a brightly painted or colored wooden lath – markers must be visible from a minimum of 150 feet. Possession of a spear is counted as a hook and line fishing pole while dark house spear fishing. Artificial and all bait defined in section 3.1 with the exception of live white sucker and rainbow smelt may be used as decoys. Any line used for a decoy will be considered a hook and line fishing pole if a hook is attached to the line. It is illegal to return fish to the water after being speared.

10.2 Seasons for Legally Taking Fish

Dark house spear fishing is legal from December 1 through March 15

10.3 Species Legally Taken

The only legal species for dark house spear fishing are northern pike and nongame species as listed in Section 2.

10.4 Other Regulations

All individuals who participate in dark house spear fishing shall register at the TAT Game & Fish Office.

11. Taking of Live Bait

11.1 Means and Equipment

It is legal for fishing license holder to take legal bait and legal live baitfish by hand, or by use of one dip net, or one trap which shall not exceed 12 inches in diameter and 30 inches in length with a throat or mouth opening not to exceed 1 ¼ inches. Possessing any other fish species taken in a trap, by hand, or dip net is illegal. It is legal to return fish to the water if done immediately after being caught.

11.2 Seasons and Species Legally Taken

Legal live bait and legal live baitfish may be taken at all times.

12. Other Rules and Regulations

1. It is illegal to deposit or cause to be deposited any fish or parts thereof, upon the ice, in the water, or upon the shore of any water body.
2. It is illegal to introduce anything into waters of Lake Sakakwea for the purpose of attempting to attract fish (e.g. chumming) that is not attached or applied to a lure. Decoys used while dark house spear fishing are excluded.
3. All unoccupied ice houses must be removed from all waters beginning midnight March 15 until ice-out.
4. It is illegal to leave fish houses on state-owned land or managed land after March 15.
5. Fishing holes outside of a fish house may be placed no closer than ten feet from the house except by permission of the occupant or owner.
6. No individual or entity may conduct a fishing contest on the waters within the exterior boundaries of the Fort Berthold Indian Reservation without first receiving a permit issued by the TAT Game & Fish Director.
7. Possession or transportation of any live fish, live fish eggs, live amphibians, or other live aquatic organisms, shall be illegal except for 1) licensed anglers transporting legal bait by legal means; 2) dealers of tropical fish species for the pet trade sold by a commercial outlet; or 3) individuals in possession of the appropriate license or permit issued by the TAT Game & Fish Director.
8. While traveling to or from a boating site, no persons shall trespass on posted land unless he/she has obtained written permission from the landowner to do so. Any person violating this section will be prosecuted vigorously and may be required by the convicting court to pay for all damages resulting from such prosecution.
9. The deposit of litter, refuse, rubbish, bottles, cans, or any other waste materials on or in the vicinity of any game refuge, lake, river, public park, recreation area, or any area other than a garbage receptacle or dump is unlawful.
10. Transporting live fish or fish eggs into or out of the reservation, and stocking of any live fish or fish eggs into any waters of the reservation thereof, shall be illegal without proper documentation.

B. Commercial Fishing

Commercial fishing consists of activities where a special permit or license is required by the TAT G&F Director rather than a regular fishing license. No person may harvest any fish or aquatic species for the purpose of sale except as provided in this section.

This section applies to enrolled members of the Three Affiliated Tribes **ONLY**. All other persons interested in commercial fishing must contact the North Dakota Game and Fish Department.

1. Species Legally Taken

Species of fish eligible for commercial fishing are:

1. Species of fish not designated as “game fish” as stated in section 2; and
2. Channel catfish in Lake Sakakawea and its tributaries.

2. Gears and Areas for Legally Taking Fish

Seines, hoop nets, and setlines shall be the only legal equipment used in commercial fishing, with the following limitations:

Lake Sakakawea and its tributaries south and east of the Four Bears Bridge to the southeastern boundary of the Reservation (with seines and hoop nets only), and the portion of the Little Missouri River, east of Lost Bridge (with set lines only).

2.2 Gear Restrictions

Seins – maximum length of 100 feet. Stretched mesh size shall not be less than 1 ½ inches square or more than 3 inches square.

Hoop nets – maximum hoop diameter if four feet. No more than five hoop nest may be possessed.

Set lines – no more than ten hooks per set line is allowed. No more than five set lines may be possessed. The entire set line, except for the ends used for anchoring, must be below the water line at all times. All set lines must be pulled and checked at least once every 48 hours.

2.3 Other

Tags furnished with the license must be attached to the equipment at all times.

3. Season for Commercial Harvest

- The open season for commercial fishing shall be from May 15 through November 30. The season shall be closed from December 1 through May 14.
- The open season for harvest of minnows by licensed bait dealers shall be from April 1 through March 31.
- The commercial harvest of leeches by licensed bait dealers shall be from April 1 through November 30.
- Contact the Game and Fish Division before harvesting any aquatic species from the following areas:
 - 1) Wildlife Management Areas located on the Reservation.
 - 2) The State Special Fish Management Area (Parshall Mine Pond).

PLEASE NOTIFY THE FORT BERTHOLD GAME AND FISH DIVISION OF ANY VIOLATIONS.

CALL 627-4760 BETWEEN 8 AM AND 4:30 PM MONDAY THRU FRIDAY.

The Game and Fish Division pays a reward to anyone providing information on a Game and Fish violation that leads to a conviction of the violator.

Please call the number listed above.

Callers may remain anonymous.



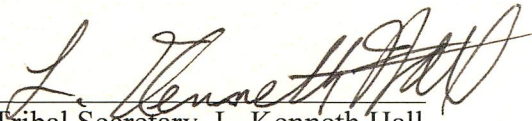
CERTIFICATION

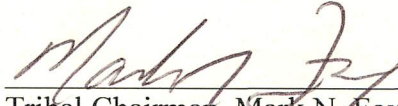
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 14th day of April 2016; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 0 members opposed, members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [X] voting. [] not voting.

Dated this 14th day of April 2016.

ATTEST:


Tribal Secretary, L. Kenneth Hall
Tribal Business Council
Three Affiliated Tribes


Tribal Chairman, Mark N. Fox
Tribal Business Council
Three Affiliated Tribes

