



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

2015-2016 FISHING PROCLAMATION

Effective April 1, 2015 through March 31, 2016

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 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.

1. Fish and Bait 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 state's waters that are not listed above as game fish.

Legal live baitfish are Fathead Minnows, Creek Chubs, Sticklebacks and White Sucker.

Other legal live bait includes all 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.

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.

2. SEASONS

2.1 Season Dates

THE SEASON SHALL BE OPEN TO THE TAKING OF FISH SPECIES FROM APRIL 1, 2015 TO MARCH 31, 2016.

3. LIMITS

3.1 Description

The **daily creel limit** is defined as a limit of fish harvested or received from midnight to midnight. No person may possess more than one day's limit of fish while on the water actively engaging in 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.

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

SPECIES	DAILY LIMIT	POSSESSION LIMIT
Northern Pike	5	10
Walleye Sauger, or Saugeye (single species or combination)	5	10
Trout	3	3
Salmon	5	10
Largemouth Bass, Smallmouth Bass, or combination	3	6
Yellow Perch	20	80
Bluegill	20	80
Crappie	10	20
White Bass	20	80
Burbot	10	20
Channel Catfish	No Limit	No Limit
Non-Game Fish	No Limit	No Limit

3.1-1 Exceptions to daily creel and possession limits, as defined in 3.1 (I) of this section, are as follows:

SPECIES	DAILY CREEL	POSSESSION
Muskellunge (pure hybrid)	1	1
Paddlefish	Season limit of 1	
Smelt	5 gallons	5 gallons

3.1-2 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. Grass carp (white Amur)

3.1-3 Game fish may be given to another person, but the fish must be counted on donor's limit. 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.

3.2 SIZE LIMITS

1. It shall be illegal to take muskellunge (pure and hybrid) less than 48 inches in total length.
2. 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.

4. Description

FISHING LICENSE, BOATING LICENSE, AND CONSERVATION PERMITS:

Tribal fishing licenses are required of Tribal members 16 (sixteen) years of age and older fishing anywhere within the 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.

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 officer. Licenses and Conservation Permits are valid for one year. This proclamation shall be in effect from April 1, 2015 thru March 31, 2016.

All 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.

5. SCHEDULE OF FEES

ENROLLED TRIBAL MEMBERS:

Individual	\$10.00
Husband/Wife	\$15.00
55 and older.....	\$00.00
Under 16	\$00.00
Disabled Veteran (New Town office only).....	\$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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6. MANNER OF TAKING FISH

6.1 Descriptions

A PERSON FISHING MUST REMAIN WITHIN 150 FEET OF HIS/HER FISHING EQUIPMENT AND MUST MANUALLY CHECK IT AT LEAST ONCE AN HOUR.

It is illegal to take fish with any spring lever, chemically, or mechanically actuated fishhook or spear. 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. Snagging of fish is illegal. Tip-ups are legal for winter fishing (See Ice Fishing). It is legal to fish with a hook and line, bow equipment, and spears only.

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 HOOKS OR LURES PER PERSON. IT IS LEGAL TO USE A MAXIMUM OF FOUR LINES FOR FISHING THROUGH THE ICE ON LAKE SAKAKAWEA.

Artificial lures are considered a single hook. Lures with trailer hooks and live bait harnesses are legal only when single bait is attached. Hook less dodgers and attractors ahead of a lure or bait are legal.

BOW is legal from APRIL 1 THROUGH NOVEMBER 30 and SPEAR FISHING is legal from MAY 1 TO NOVEMBER 30 from sunrise to sunset each day. THE FOLLOWING FISH MAY NOT BE TAKEN with bow or spears: game fish, paddlefish, catfish, and any sturgeon. Permissible bow equipment shall consist of any bow except a crossbow, to which is attached by a line, an arrow equipped with a harpoon style point or a point equipped with wire barbs.

LEGAL UNDERWATER SPEAR EQUIPMENT is a rubber band powered or pneumatic powered spear gun. The spear must be attached to the gun with a lanyard not to exceed 20 feet. Underwater spear fishing is illegal within 150 yards of any designated swimming area, water ski area, boat dock or spillway. An international Diver's Flag must be properly displayed on a float or buoy any diving or spear fishing activity. The flag must be at least 12 (twelve) inches square. The color must be a red background with a white diagonal stripe one-fifth (1/5) of the width of the flag. BOAT FISHERMAN MUST BE ABLE TO RECOGNIZE THIS FLAG AND EXERCISE DUE CAUTION IN THE AREA! It shall be unlawful to display this flag when diving or spear fishing is not in the progress. The display of this flag does not restrict use of the area by others but implies the use of caution must be exercised in the vicinity.

The following may not be taken by underwater spear fishing: large or small mouthed bass, muskellunge, paddlefish, and sturgeon. The season for underwater spear fishing shall be legal only from MAY 1 THROUGH OCTOBER 31 and is legal from sunrise to sunset. IT IS ILLEGAL TO DEPOSIT ANY FISH AND FISH PARTS taken by angling, spearing or bow fishing on the ice or shore of, or in, any lake, reservoir marsh or stream within the Reservation.

It is legal to return fish to the water after being caught on a hook and line. If a fish is returned to the water it must be done immediately after catching, not after being placed on a stringer, in a bucket, basket or live well or other device. Fish returned must show no evidence of bleeding and be carefully placed back into the water.

Any dressed fish transported, if frozen, must be packaged individually. Two fillets will count as one fish.

Any fish retained and given to another person shall be counted in the creel and possession limit of the person catching the same.

7. LIVE BAIT

7.1 Description

LIVE BAIT

It shall be illegal to release any minnows or other live bait into waters other than those from which they originated. It shall be illegal to sell or possess with intent to sell as bait, any carp, bullhead, gold eye, golden shiner, carp sucker, goldfish, catfish, game fish, perch, or parts thereof for bait at any time. ALL FISH OF THE MINNOW FAMILY (except carp and goldfish), ALL FISH FROM THE SUCKER FAMILY (except buffalo fish, white sucker, and carp sucker), ALL FISH FROM THE STICKLEBACK FAMILY, FROGS, DEAD SMELT, COMMERCIALY PREPARED BAIT, LEECHES, NIGHTCRAWLERS, PERCH EYES AND SALMON EGGS MAYBE USED AS LEGAL BAIT.

A licensed fisherperson may take minnows by use of one minnow trap and/or dip net. Dip nets may not exceed twenty-four (24) inches in diameter or thirty-six (36) inches in length. Except as provided for the taking of minnows, dip nets may only be used as an aid in landing fish, which have been legally taken by hook and line. A fisherperson may not use more than one minnow trap and such trap may not exceed twelve (12) inches in diameter and thirty (30) inches in length with a throat or mouth opening not to exceed 1 1/4 inches. Each licensed fisherperson may possess up to 12 dozen minnows; numbers exceeding this requires a bait vendors license.

8. ICE FISHING

8.1 Description

ICE FISHING

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. However, 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.

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. OTHER INFORMATION

9.1 Miscellaneous

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.

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.

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.

10. Commercial Fishing

Commercial fishing consists of activities where a special permit or license is required 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.

10.1 Species

Species of fish eligible for commercial fishing are:

1. Species of fish not designated as Game Fish as stated in section I; and
2. Channel catfish in Lake Sakakawea and its tributaries.

10.2 Manner of 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).

The mesh size of legally licensed seines for commercial fishing shall not be less than 1 1/2 inches square or more than 3 inches square. Tags furnished with the license must be attached to the equipment at all times.

10.3 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.