

Little River Band of Ottawa Indians
Natural Resource Commission
Regulations for Nme (Lake Sturgeon) Harvest on Black Lake
For 2013

Section 1. Commission Title; Authority

1.1 Title. This entity shall be known as the "Little River Band of Ottawa Indians Natural Resource Commission," and may be referred to by the short title of "Natural Resource Commission." The official office and mailing address of the Commission is:

375 River Street
Manistee, MI 49660

1.2. Authority. The Natural Resource Commission was created by:

a. The Tribal Council has, pursuant to Tribal Ordinance No. 06-500-01, created the Natural Resource Commission and delegated to such Commission the authority to regulate the use of natural resources within the Tribes jurisdiction

1.3 Severability. If a Court of competent jurisdiction adjudges any section, provision, or portion of this Regulation unconstitutional or invalid, the remainder of this Regulation shall not be affected thereby.

Section 2. Delimitations

2.1 *Angler*, means an enrolled member of the Little River Band of Ottawa Indians with an authorized permit to harvest Nme (Lake Sturgeon)

2.2 *Lake/Black Lake*, for purposes of these regulations any reference to Lake or Black Lake will mean Black Lake that is located in Cheboygan and Presque Isle counties in Northern Michigan

2.3 *LRBOI Staff*, means authorized Little River Band of Ottawa Indians Natural Resource Department Staff, Little River Band of Ottawa Indians Law Enforcement personnel and/or Little River Band of Ottawa Indians Conservation Law Enforcement personnel

2.4 *Tribe*, means the Little River Band of Ottawa Indians

2.5 *Tribal Member*, means any enrolled member of the Little River Band of Ottawa Indians

Section 3. General Regulations

3.1 There is a **one** fish quota for entire Lake for 2013. **Only one fish total can be harvested regardless of the number of licensed anglers.**

3.2 After fish is harvested, the fishery is closed and all licensed anglers will be notified by LRBOI staff

3.3 Angler must maintain in their possession at all times a valid Lake Sturgeon Harvest Permit for Black Lake in order to fish. This permit must be acquired from the Natural Resources Department 48 hours prior to fishing. The permit will indicate specific dates and times for which the permit is valid. Because a LRBOI staff will be present during all sturgeon fishing, the Angler must call contacts designated on the permit **if** the permit will not be used for any of the designated days.

3.4 Daily Angler check-in is required. Once angler arrives at Black Lake they will call contacts designated on permit prior to fishing for the day.

3.5 The season starts at 12:00 am on Wednesday, May 1st through Sunday, June 30th (or until quota is reached after which season will be **immediately closed**).

3.6 No minimum size limit.

3.7 Method of harvest is open water spearing, hook and line, and/or bow. **Snagging is not allowed.**

3.8 After an angler harvests a sturgeon they must **immediately** contact the LRBOI staff Anglers will be notified of means to contact the LRBOI staff present at Black Lake.

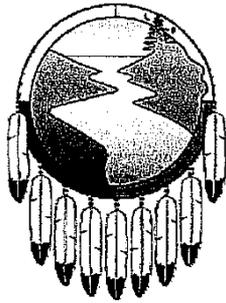
3.9 Mandatory registration of sturgeon is required immediately upon harvest with a LRBOI NRD field staff. Registration of fish harvest will include an examination of the fish.

3.10 Tribal Law Enforcement may check anglers during each fishing day.

3.11 If quota is exceeded the excess fish may be retained for future ceremonial purposes by LRBOI staff

Section 4. Violations

4.1 Any infraction or violation of the stated Regulations for Nme (Lake Sturgeon) Harvest on Black Lake may result in a fine of **no less than \$25 and not to exceed \$100**



Little River Band of Ottawa Indians

Natural Resource Commission

159 Brickyard Road

Manistee, MI 49660

Natural Resource Commission Resolution No: NRC 13-0325-003

Regulations for Nme (Lake Sturgeon) Harvest on Black Lake For2013

WHEREAS, the Little River Band of Ottawa Indians is a federally recognized Indian Tribe, as reaffirmed under Pub. L. 103-324, enacted on September 21, 1994; and

WHEREAS, the Tribal Council has, pursuant to Tribal Ordinance No. 06-500-01, created the Natural Resource Commission and delegated to such Commission the authority to regulate the use of natural resources within the Tribes jurisdiction; and

WHEREAS, the Natural Resource Commission, pursuant to Article VI of the Natural Resources Commission Ordinance, is authorized to promulgate rules for the purpose of regulation fishing activity; and

WHEREAS, the Little River Band of Ottawa Indians did, pursuant to Resolution No. #00-0724-06, approve Tribal membership in the Chippewa-Ottawa Resource Authority (CORA) and delegated to CORA the authority to regulate the exercise of Great Lakes treaty fishing rights by Tribal members and,

WHEREAS, the Little River Band of Ottawa Indians is a federally recognized tribe, as reaffirmed under P.L. 103-324, enacted on September 21, 1994, with property rights secured to it under the 1836 Treaty of Washington (7 Stat. 491) and the 1855 Treaty of Detroit (11 Stat. 621): and

WHEREAS, Article VI, Section 6.01 of the Natural Resource Commission Ordinance empowers the Commission to adopt and approve Regulations to implement the provisions of this Ordinance and all Ordinances governing commercial and subsistence fishing, hunting, trapping, gathering, and other activities pertaining to natural resources by any person on Tribal lands and to ensure the protection of

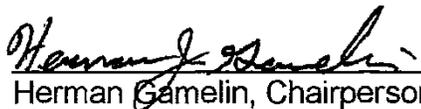
the environment and resources within the Little River Band of Ottawa Indians' ancestral lands and waters; and

WHEREAS, the Natural Resource Commission has determined that it is necessary to approve Regulations for the harvest of Nme (Lake Sturgeon) on Black Lake for the 2013 season

NOW THEREFORE BE IT RESOLVED, that the LRBOI Natural Resources Commission approves the **NRC Resolution NO: 13-0325-003: Regulations for Nme (Lake Sturgeon) Harvest on Black Lake For 2013**

Certificate of Adoption

This resolution was adopted by the Natural Resource Commission of the Little River Band of Ottawa Indians at a special meeting held on March 25, 2013 by a vote of (in favor, C) opposed, absent, and -!abstentions, a quorum being present for such vote.


Herman Gamelin, Chairperson

Ben Hamilton, Vice-Chairperson