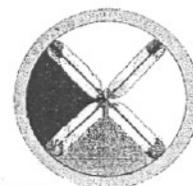


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**FISHING REGULATIONS**

**Rule 1: Subsistence Fishing during Closed Season**

Subsistence fishing during whitefish closed season is permitted; provided that no more than 300 feet of small mesh gill net is set and tended by a vessel, and further provided that no more than 100 pounds of fish is present on a vessel, or, on land, in the possession of a subsistence fisher.

Adopted 10/4/00

**PREVIOUS RULES:**

- (1) *Subsistence fishing during whitefish closed season is permitted; provided that no more than 300 feet of gillnet is set and tended by a vessel, and further provided that no more than 100 pounds of fish is present on a vessel, or, on land, in the possession of a subsistence fisher.*

Adopted 11/13/96

- (2) *No subsistence fishing with large mesh gill nets (4 1/2 inch or larger) shall be conducted in Bay Mills commercial gillnet fishing zones during the closed season for whitefish.*

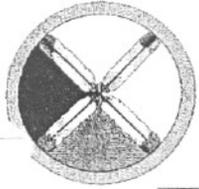
Adopted 11/11/92

- (3) *No member of the Bay Mills Indian Community shall utilize large mesh (4 1/2 inch or larger) gill nets in commercial fishing waters for either commercial or subsistence purposes during the following time period: after 12:00 o'clock p.m. on each November 6th until 12:00 o'clock p.m. on each November 29th.*

Adopted 4/21/92

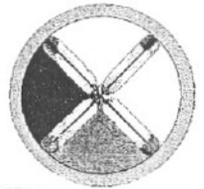
- (4) All large mesh (4 1/2" or larger) gill nets will be illegal for use in all commercial fishing waters from November 6, 1989 at 12:00 p.m. thru November 29, 1989 at 12:00 p.m. for subsistence purposes.

Adopted 11/2/89



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**FISHING REGULATIONS**

**Rule 2: Commercial Fishing by Conservation Enforcement Personnel**

No member of the Bay Mills Indian Community employed as a conservation warden shall be issued a commercial fishing license.

Adopted 11/11/92

authorization shall have his/her license to fish suspended for not less than 30 days and shall pay a civil remedial forfeiture or not less than \$250.

Adopted 3/2/95

- (2) No member of the Bay Mills Indian Community who holds a Captain's license shall engage in commercial fishing activities with a member of another 1836 Treaty Tribe, unless such activities have received prior approval of the Conservation Committee.

A member who does not receive the Committee's prior approval for such activity and does engage in them with a member of another Tribe may have his Captain's license suspended by the Committee.

Adopted 12/21/91

- (3) No member licensed to engage in fishing by the Bay Mills Indian Community shall conduct that activity with the assistance of any person who is not also licensed by the Bay Mills Indian Community.



## Bay Mills Indian Community

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### FISHING REGULATIONS

#### Rule 4: Area Closure for Netting

There shall be no netting in that portion of Grid S-1646 which lies west of a line beginning at the west bank of the Waishkey River and ending at Bay Mills Point, from the date of enactment through August 7, 2020.

Adopted 1/21/02

#### PREVIOUS RULES:

- (1) *There shall be no netting in that portion of Grid S-1646 which lies west of a line beginning at the west bank of the Waishkey River and ending at Bay Mills Point, from the date of enactment through December 31, 2000.*

~~Adopted 2/10/00~~

- (2) *There shall be no netting in that portion of Grid S-1646 which lies west of a line beginning at the west bank of the Waishkey River and ending at Bay Mills Point, from the date of enactment through December 31, 1999.*

Adopted 1/11/99

- (3) *There shall be no netting in that portion of Grid S-1646 which lies west of a line beginning at the west bank of the Waishkey River and ending at Bay Mills Point, from the date of enactment through December 31, 1998.*

Adopted 1/7/98

- (4) *There shall be no netting in that portion of Grid S-1646 which lies west of a line beginning at the west bank of the Waishkey River and ending at Bay Mills Point, from the date of enactment through December 31, 1997.*

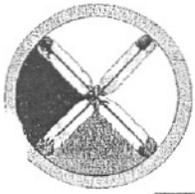
Adopted 6/4/97

- (5) *There shall be no netting in that portion of Grid S-1646 which lies west of a line beginning at the west bank of the Waiska River and ending at Bay Mills Point, from the date of enactment through December 31, 1996.*

*Adopted 4/3/96*

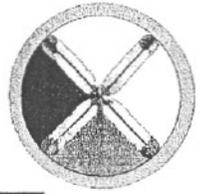
- (6) *There shall be no netting in that portion of Grid S-1646 which lies west of a line beginning at the west bank of the Waiska River and ending at Bay Mills Point, from the date of enactment through December 31, 1995.*

*Adopted 5/3/95*



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**FISHING REGULATIONS**

**Rule 5: Commercial Catch Reporting -- Additional Penalties**

Each holder of a Captain's license who fails to file a commercial catch report within the time specified by Section XXII(a) of CORA's Fishing Regulations, or within the time specified by a permit issued by the Conservation Committee, shall be immediately issued a citation, which shall be personally served. Failure to file the required report within five (5) working days of service shall result in the immediate suspension of his/her license to fish commercially, which shall remain in effect until such time as the holder files the required report(s).

Adopted 10/4/00

**PREVIOUS RULES:**

- (1) *Each holder of a Captain's license who fails to file a commercial fishing catch report within the time specified by Section 6(A) of the COTFMA Fishing Regulations shall be immediately issued a citation, which shall be personally served. Failure to file the required report within five (5) working days of service shall result in the immediate suspension of his/her license to fish commercially, which shall remain in effect until such time as the holder files the required report(s).*

Adopted 2/21/96



# BAY MILLS INDIAN COMMUNITY

RURAL ROUTE NO. 1  
BRIMLEY, MICHIGAN 49715



## CONSERVATION COMMITTEE

### CAPTAIN'S LICENSE SUSPENSION

PLEASE TAKE NOTICE that the commercial fishing license of \_\_\_\_\_, License No. BM-\_\_\_\_\_, is suspended as of the date noted below for failure to comply with the catch reporting requirements of Section 6(A) of the fishing regulations of the Chippewa-Ottawa Treaty Fishery Management Authority.

Documentation has been provided to the Committee which demonstrates that a citation for violation of Section 6(A) was personally served on the license holder at least five (5) working days previously, and that no catch report has been submitted.

This suspension shall remain in effect until the above-named license holder files the required catch reports. Written notice of the termination of the suspension will be issued.

This Notice is made pursuant to Fishing Regulation Rule 5 of the Bay Mills Indian Community Conservation Committee.

Dated:

\_\_\_\_\_  
JULIE A. TIMMER  
Secretary



## Bay Mills Indian Community

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### FISHING REGULATIONS

#### Rule 6: Ice Shanties

- A. No member shall place, maintain or use a house or other enclosure for ice fishing on any body of water unless the owner's name and address are clearly displayed on the outside of the house.
- B. No member shall fail to remove an ice fishing house or other enclosure from any body of water after the dates specified below, except that portable shelters may be used while ice fishing after said dates only if the portable shelter is removed daily from the ice:
1. March 15 at 12:00 a.m., for those waters which are south of the shipping channel in the Mackinac Straits.
  2. March 31 at 12:00 a.m., for those waters which are north of the shipping channel in the Mackinac Straits.
- C. Penalties.
1. A violation of either of these regulations shall subject the member to a fine of \$25.00.
  2. Any ice house or other enclosure which is not removed from the ice by the required dates shall be deemed abandoned property, subject to removal and forfeiture under Sections XXVI(d) and (e) of the CORA Fishing Regulations.

Adopted 8/6/03

#### PREVIOUS RULES

- A. *No member shall place, maintain or use a house or other enclosure for ice fishing on any body of water unless the owner's name and address are clearly displayed on the outside of the house.*
- B. *No member shall fail to remove an ice fishing house or other enclosure from any body of water after the dates specified below, except that portable shelters may be used while ice fishing after said dates only if the portable shelter is removed daily*

from the ice:

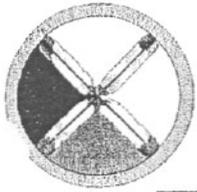
1. March 15 at 12:00 a.m., for those waters which are south of the shipping channel in the Mackinac Straits.
2. March 31 at 12:00 a.m., for those waters which are north of the shipping channel in the Mackinac Straits.

C. Penalties.

1. A violation of either of these regulations shall subject the member to a fine of \$25.00.
2. Any ice house or other enclosure which is not removed from the ice by the required dates shall be deemed abandoned property, subject to removal and forfeiture under Sections 15(E) and (F) of the COTFMA Fishing Regulations.

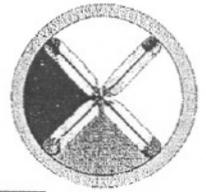
Adopted 3/13/96

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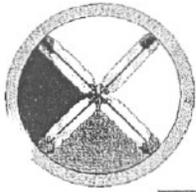


#### FISHING REGULATIONS

##### **Rule 7: Sale of Fish**

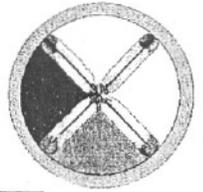
No sale of fish shall be made by any person who does not have a current commercial fishing Captain's license. Any person who sells fish under a helper's license shall be subject to a minimum fine of \$250 and suspension of license for not less than 30 days.

Adopted 4/3/96



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#### FISHING REGULATIONS

##### **Rule 8: Damages Penalty for Fish Caught in Unattended Nets**

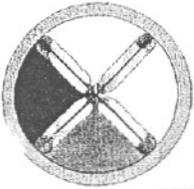
In addition to any penalty provided by the Chippewa-Ottawa Resource Authority regulations for unattended nets, and in such cases as the nets contain fish, the Chippewa-Ottawa Conservation Court shall impose a civil remedial forfeiture in the amount of \$750 as and for damages to the fishery resource for which the Bay Mills Indian Community is the manager and trustee.

Adopted 10/4/00

#### PREVIOUS RULES:

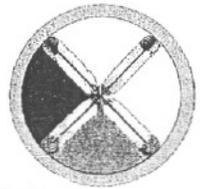
- (1) *In addition to any penalty provided by the Chippewa-Ottawa Treaty Fishery Management Authority regulations for unattended nets, and in such cases as the nets contain fish, the Chippewa-Ottawa Conservation Court shall impose a civil remedial forfeiture in the amount of \$750 as and for damages to the fishery resource for which the Bay Mills Indian Community is the manager and trustee.*

Adopted 9/11/96



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#### FISHING REGULATIONS

##### **Rule 9: Subsistence Fishing with Impoundment Gear**

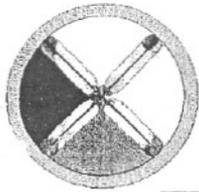
A member fishing under a subsistence fishing license may set, lift, or tend one (1) trap net, only, provided that member is in compliance with the possession limits, use restrictions and area restrictions contained in the regulations of the Chippewa-Ottawa Resource Authority.

Adopted 10/4/00

#### PREVIOUS RULES:

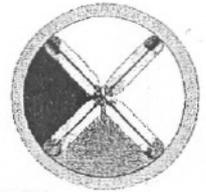
- (1) *A member fishing under a subsistence fishing license may set, lift, or tend one (1) trap net, only, provided that member is in compliance with the possession limits, use restrictions and area restrictions contained in the regulations of the Chippewa-Ottawa Treaty Fishery Management Authority.*

Adopted 4/14/98



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## FISHING REGULATIONS

### **Rule 10: Identification of Recreational Fishers**

RULE RESCINDED 10/4/00, AS NOW SPECIFIED IN SEC. XVII OF  
CORA REGULATIONS

#### PREVIOUS RULES:

- (1) *A picture identification card issued by the Bay Mills Indian Community is the tribal subsistence fishing card required under Chippewa-Ottawa Treaty Fishery Management Authority regulations for any member aged 12 years or older who engages in any of the following recreational fishing activities:*

- \* fishes with hook and line,*
- \* uses dip nets for smelt,*
- \* fishes with spear or spear-gun.*

Adopted 9/23/98



## Bay Mills Indian Community

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### FISHING REGULATIONS

#### Rule 11: Southern Lake Huron Trap Net Zone Permits

- A. *Permit required.* No member of the Bay Mills Indian Community shall utilize impoundment gear in the Southern Lake Huron Trap Net Zone without having been issued a permit for that activity by the Conservation Committee.
- B. *Number.* Unless additional permits are determined available by the Chippewa-Ottawa Resource Authority (CORA), there shall be no more than two (2) trap net permits issued by the Conservation Committee for the Southern Lake Huron Trap Net Zone.
- C. *Term.* A permit shall be issued for the period of December 1 through November 30 of each year.
- D. *Permit Criteria.* Any member who seeks a permit shall:
1. have owned and operated a trap net boat as a captain for at least one (1) fishing season (not less than six months in duration) prior to requesting the permit, and submit proof of ownership with documentation satisfactory to the Conservation Committee;
  2. have all the equipment necessary to set, lift and pull trap nets; and
  3. shall not have had a permit terminated by the Conservation Committee or the Conservation Court for a violation.
- E. *Selection Process.* If more than two (2) members desire a permit, the Conservation Committee shall select the permittees by random draw, conducted on or before the first Wednesday of September of each year. Excluded from the persons in the draw will be the holders of the previous years' permits, until all persons eligible for a permit have received one. Thereafter, the draw shall be made from the pool of eligible fishers, excluding from each draw the holders of the previous year's permits, until all persons eligible for a permit have received one. This system shall be in place until 2020.

- F. **Permit Execution.** The fishers selected by the Conservation Committee shall sign the permit form for the Trap Net Zone devised by the Natural Resources Department on or before the 30th day of the month in which the fisher is selected. Failure to sign the permit by the required date shall be deemed declination of the permit. In the event that either, or both, of the prospective permittees decline to accept the permit, the Conservation Committee shall select the permittees under the procedure established in subsec. E., above.
- G. **Permit Conditions.** In addition to the regulations contained in the CORA Code, holders of a permit for the Trap Net Zone shall:
1. be ineligible for any other permit from the Bay Mills Conservation Committee during the permit's term;
  2. be required to exclusively fish impoundment gear in the Southern Lake Huron Trap Net Zone. This restriction shall not limit the use of other fishing gear by the permit holder;
  3. fish in the Trap Net Zone at least six (6) months during the term of the permit;
  4. be present on the vessel during any fishing activity conducted under the permit; and
  5. submit monthly catch reports for the harvest in the Trap Net Zone not later than the fifth day of the following month.
- H. **Permit Termination.** The Conservation Committee shall terminate a permit for the Trap Net Zone if:
1. the permit holder violates any of the conditions of the permit and/or the CORA Code regulations; or
  2. the permit holder abandons the permit. Issuance of a citation to the permit holder for unattended nets shall constitute conclusive evidence of abandonment.
- I. **Reissuance of Permit upon Termination.** The Conservation Committee may issue a permit to any eligible member for the Trap Net Zone, for the remainder of the permit term. Selection of the member for that permit shall be made in accordance with subsec. E. of this Rule; provided, that the restriction on eligibility shall not apply to the holder of a reissued permit.

Adopted 1/9/02

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Fish Rule 11

-3-

PREVIOUS RULES:

(1) A. **Permit required.** No member of the Bay Mills Indian Community shall utilize impoundment gear in the Southern Lake Huron Trap Net Zone without having been issued a permit for that activity by the Conservation Committee.

B. **Number.** Unless additional permits are determined available by the Chippewa-Ottawa Resource Authority (CORA), there shall be no more than two (2) trap net permits issued by the Conservation Committee for the Southern Lake Huron Trap Net Zone.

C. **Term.** A permit shall be issued for the period of December 1 through November 30 of each year.

D. **Permit Criteria.** Any member who seeks a permit shall:

1. have owned and operated a trap net boat as a captain for at least one (1) fishing season (not less than six months in duration) prior to requesting the permit, and submit proof of ownership with documentation satisfactory to the Conservation Committee;
2. have all the equipment necessary to set, lift and pull twelve (12) trap nets; and
3. shall not have had a permit terminated by the Conservation Committee or the Conservation Court for a violation.

E. **Selection Process.** If more than two (2) members desire a permit, the Conservation Committee shall select the permittees by random draw, conducted on or before the first Wednesday of September of each year. Excluded from the persons in the draw will be the holders of the previous years' permits, until all persons eligible for a permit have received one. Thereafter, the draw shall be made from the pool of eligible fishers, excluding from each draw the holders of the previous year's permits, until all persons eligible for a permit have received one. This system shall be in place until 2020.

F. **Permit Execution.** The fishers selected by the Conservation Committee shall sign the permit form for the Trap Net Zone devised by the Natural Resources Department on or before the 30th day of the month in which the fisher is selected. Failure to sign the permit by the required date shall be deemed declination of the permit. In the event that either, or both, of the prospective permittees decline to

accept the permit, the Conservation Committee shall select the permittees under the procedure established in subsec. E., above.

**G. Permit Conditions.** In addition to the regulations contained in the CORA Code, holders of a permit for the Trap Net Zone shall:

1. be ineligible for any other permit from the Bay Mills Conservation Committee during the permit's term;
2. be required to exclusively fish impoundment gear in the Southern Lake Huron Trap Net Zone. This restriction shall not limit the use of other fishing gear by the permit holder;
3. fish in the Trap Net Zone at least six (6) months during the term of the permit;
4. be present on the vessel during any fishing activity conducted under the permit; and
5. submit monthly catch reports for the harvest in the Trap Net Zone not later than the fifth day of the following month.

**H. Permit Termination.** The Conservation Committee shall terminate a permit for the Trap Net Zone if:

1. the permit holder violates any of the conditions of the permit and/or the CORA Code regulations; or
2. the permit holder abandons the permit. Issuance of a citation to the permit holder for unattended nets shall constitute conclusive evidence of abandonment.

**I. Reissuance of Permit upon Termination.** The Conservation Committee may issue a permit to any eligible member for the Trap Net Zone, for the remainder of the permit term. Selection of the member for that permit shall be made in accordance with subsec. E. of this Rule; provided, that the restriction on eligibility shall not apply to the holder of a reissued permit.

Adopted 12/4/01

- (2) **A. Permit required.** No member of the Bay Mills Indian Community shall utilize impoundment gear in the Southern Lake Huron Trap Net Zone without having been issued a permit for that activity by the Conservation Committee.

B. **Number.** Unless additional permits are determined available by the Chippewa-Ottawa Resource Authority (CORA), there shall be no more than two (2) trap net permits issued by the Conservation Committee for the Southern Lake Huron Trap Net Zone.

C. **Term.** A permit shall be issued for the period of December 1 through November 30 of each year.

D. **Permit Criteria.** Any member who seeks a permit shall:

1. have owned and operated a trap net boat as a captain for at least one (1) fishing season (not less than six months in duration) prior to requesting the permit, and submit proof of ownership with documentation satisfactory to the Conservation Committee;

2. have all the equipment necessary to set, lift and pull twelve (12) trap nets; and

3. shall not have had a permit terminated by the Conservation Committee or the Conservation Court for a violation.

E. **Selection Process.** If more than two (2) members desire a permit, the Conservation Committee shall select the permittees by random draw, conducted on or before the first Wednesday of September of each year. Excluded from the persons in the draw will be the holders of the previous years' permits, until all persons eligible for a permit have received one. Thereafter, the draw shall be made from the pool of eligible fishers, excluding from each draw the holders of the previous year's permits, until all persons eligible for a permit have received one. This system shall be in place until 2020.

F. **Permit Conditions.** In addition to the regulations contained in the CORA Code, holders of a permit for the Trap Net Zone shall:

1. be ineligible for any other permit from the Bay Mills Conservation Committee during the permit's term;

2. be required to exclusively fish impoundment gear in the Southern Lake Huron Trap Net Zone. This restriction shall not limit the use of other

fishing gear by the permit holder;

3. fish in the Trap Net Zone at least six (6) months during the term of the permit;
4. be present on the vessel during any fishing activity conducted under the permit; and
5. submit monthly catch reports for the harvest in the Trap Net Zone not later than the fifth day of the following month.

**G. Permit Termination.** The Conservation Committee shall terminate a permit for the Trap Net Zone if:

1. the permit holder violates any of the conditions of the permit and/or the CORA Code regulations; or
2. the permit holder abandons the permit. Issuance of a citation to the permit holder for unattended nets shall constitute conclusive evidence of abandonment.

**H. Reissuance of Permit upon Termination.** The Conservation Committee may issue a permit to any eligible member for the Trap Net Zone, for the remainder of the permit term. Selection of the member for that permit shall be made in accordance with subsec. C. of this Rule; provided, that the restriction on eligibility shall not apply to the holder of a reissued permit.

Adopted 12/20/00

- (3) **A. Permit required.** No member of the Bay Mills Indian Community shall utilize impoundment gear in the Southern Lake Huron Trap Net Zone without having been issued a permit for that activity by the Conservation Committee.
- B. Number.** Unless additional permits are determined available by the Chippewa-Ottawa Resource Authority (CORA), there shall be no more than two (2) trap net permits issued by the Conservation Committee for the Southern Lake Huron Trap Net Zone.
- C. Term.** A permit shall be issued for the period of January 1 through December 31 of each year. In 2000, the permits shall be issued for the period of September 8 through December 31,

2000.

**D. Permit Criteria.** Any member who seeks a permit shall:

1. have owned and operated a trap net boat as a captain for at least one (1) fishing season (not less than six months in duration) prior to requesting the permit, and submit proof of ownership with documentation satisfactory to the Conservation Committee;
2. have all the equipment necessary to set, lift and pull twelve (12) trap nets; and
3. shall not have had a permit terminated by the Conservation Committee or the Conservation Court for a violation.

**E. Selection Process.** If more than two (2) members desire a permit, the Conservation Committee shall select the permittees by random draw, conducted on or before the 8th day of November of each year. Excluded from the persons in the draw will be the holders of the previous years' permits, until all persons eligible for a permit have received one. Thereafter, the draw shall be made from the pool of eligible fishers, excluding from each draw the holders of the previous year's permits, until all persons eligible for a permit have received one. This system shall be in place until 2020. This restriction on eligibility shall not apply to the holders of the permits issued for 2000.

**F. Permit Conditions.** In addition to the regulations contained in the CORA Code, holders of a permit for the Trap Net Zone shall:

1. be ineligible for any other permit from the Bay Mills Conservation Committee during the permit's term;
2. be required to exclusively fish impoundment gear in the Southern Lake Huron Trap Net Zone. This restriction shall not limit the use of other fishing gear by the permit holder;
3. fish in the Trap Net Zone at least six (6) months during the term of the permit;
4. be present on the vessel during any fishing activity conducted under the permit; and

5. submit monthly catch reports for the harvest in the Trap Net Zone not later than the fifth day of the following month.

**G. Permit Termination.** The Conservation Committee shall terminate a permit for the Trap Net Zone if:

1. the permit holder violates any of the conditions of the permit and/or the CORA Code regulations; or

2. the permit holder abandons the permit. Issuance of a citation to the permit holder for unattended nets shall constitute conclusive evidence of abandonment.

**H. Reissuance of Permit upon Termination.** The Conservation Committee may issue a permit to any eligible member for the Trap Net Zone, for the remainder of the permit term. Selection of the member for that permit shall be made in accordance with subsec. C. of this Rule; provided, that the restriction on eligibility shall not apply to the holder of a reissued permit.

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Adopted 8/30/00

## Southern Lake Huron Trap Net Zone Fishing Permit

Authorized by:  
Bay Mills Indian Community

Adopted August 24, 2000  
Revised October 4, 2001

Purpose of Permit: To authorize licensed Bay Mills commercial fishers for tribal commercial trap net fishing activities in the Southern Lake Huron Trap Net Zone.

Location of Permitted Fishery: Northern Lake Huron statistical grids 507-512, 606-611, 709, those portions of grids 612, 613, 710, 711, and 810 which are north of a line from the mouth of the Thunder Bay River in a straight line northeast through the northeast corner of grid 711 to the international border (See Attached Map).

Applicability of Permit: No person (s) other than the permitted individual and his licensed helpers are authorized by this permit to exercise commercial fishing activities in the Southern Lake Huron Trap Net Zone. The permitted fisher is required to be on the vessel at all times during all fishing activities.

Term of Permit: *December 1 - November 30*

Closed Fishing Season: Trap net gear authorized by this permit *shall be closed and no fish will be harvested during the period of November 6 at 12:00 noon through November 29 at 12:00 noon*

Permitted Gear: No more than twelve (12) commercial trap nets having at least a pot mesh size of 4 ½ inch stretch mesh or greater shall be set or in the water at one time. The permitted fisher shall not engage in commercial trap net fishing activities in any other Great Lakes water during the term of this permit.

*No more than eight (8) commercial trap nets or any additional part of a trap net may be fished or in the water at any time between October 1 and November 6.*

Required Gear and Equipment: The permitted fisher must have at his disposal or own the following commercial fishing gear and equipment: six standard commercial trap nets (complete with lines, anchors, and buoys), a trap net vessel, a trap net reel, a vehicle for transport of fish and gear, depth sounder, and either a Global Positioning System (GPS) or Loran unit. Each vessel must be USCG certified and must have passed an annual dockside examination within the last year.

Retention of Lake Trout and Other Fish Species: All fish species, except lake whitefish, shall be returned to the water dead or alive.

### Additional Permit Requirements

Additional Helpers: The permitted fisher may hire and/or replace helpers to assist with fishing activities associated with this permit provided that helpers are licensed or approved by the Bay Mills Conservation Committee.

Sale of Harvested Fish: All lake whitefish harvested under this permit shall be sold in the name of the permitted fisher.

Net Locations: Latitude and longitude or Loran coordinates for each trap net set shall be provided to the Bay Mills Fishery Biologist each month.

Catch Reporting: The permitted fisher will be required to submit monthly commercial catch reports to the Bay Mills Fishery Biologist within 5 days following the end of the month of harvest.

Onboard Monitoring and Biological Sampling: On-board biological monitoring and commercial harvest sampling is required and will be conducted at the request by Bay Mills Fishery Biologist or staff.

Other Rules and Regulations: The permitted fisher and his helpers must follow all conditions and requirements of this permit and those additional rules established by the Chippewa/Ottawa Resource Authority.

Enforcement: Enforcement officers recognized by the Chippewa/Ottawa Resource Authority may at any time inspect the permittee's vessel, gear, and harvests. All other provisions as set forth in Section XVII of the Consent Decree will be recognized and followed.

Fishing Activity: The permittee must attempt to tend trap nets at least one time per week unless restricted by weather, ice, or seasonal closure during the term of this permit. Unattended nets, as identified by law enforcement personnel, shall be considered for revocation of the fishing permit.

Revocation of Permit: Upon finding that the permittee has violated the terms and or restrictions as set forth in this permit, the Bay Mills Conservation Code, or the Chippewa/Ottawa Resource Authority Rules and Regulations, this permit may be revoked and additional penalties established by the Tribe may be imposed.

**Permitted Fisher:** \_\_\_\_\_ **Helper(s):** \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

**Permitted Vessel:** \_\_\_\_\_ **COTFMA Lic#:** \_\_\_\_\_

This permit or any privileges it conveys are not transferable. The permittee will hold Bay Mills Indian Community and the Tribe's representatives harmless for any loss or liability resulting from this permit or the operations hereunder Unless sooner rescinded, modified, or revoked, this permit expires **November 30, 2001.**

\_\_\_\_\_  
Signature of Permittee

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Tribal Biologist

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Conservation Committee Chairman

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Tribal Chairman

\_\_\_\_\_  
Date

## Southern Lake Huron Trap Net Zone Fishing Permit

Authorized by:  
Bay Mills Indian Community

Adopted August 24, 2000

Purpose of Permit: To authorize licensed Bay Mills commercial fishers for tribal commercial trap net fishing activities in the Southern Lake Huron Trap Net Zone.

Location of Permitted Fishery: Northern Lake Huron statistical grids 507-512, 606-611, 709, those portions of grids 612, 613, 710, 711, and 810 which are north of a line from the mouth of the Thunder Bay River in a straight line northeast through the northeast corner of grid 711 to the international border (See Attached Map).

Applicability of Permit: No person (s) other than the permitted individual and his licensed helpers are authorized by this permit to exercise commercial fishing activities in the Southern Lake Huron Trap Net Zone. The permitted fisher is required to be on the vessel at all times during all fishing activities.

Term of Permit: September 8 – December 31, 2000

Closed Fishing Season: Trap net gear authorized by this permit will be removed from the above-described waters or will have the tunnels closed during the lake whitefish spawning season closure (November 6 (12:00 noon) – November 29 (12:00 noon), 2000).

Permitted Gear: No more than twelve (12) commercial trap nets having at least a pot mesh size of 4 ½ inch stretch mesh or greater shall be set or in the water at one time. The permitted fisher shall not engage in commercial trap net fishing activities in any other Great Lakes water during the term of this permit.

Required Gear and Equipment: The permitted fisher must have at his disposal or own the following commercial fishing gear and equipment: six standard commercial trap nets (complete with lines, anchors, and buoys), a trap net vessel, a trap net reel, a vehicle for transport of fish and gear, depth sounder, and either a Global Positioning System (GPS) or Loran unit. Each vessel must be USCG certified and must have passed an annual dockside examination within the last year.

Retention of Lake Trout and Other Fish Species: All fish species, except lake whitefish, shall be returned to the water dead or alive.

### Additional Permit Requirements

Additional Helpers: The permitted fisher may hire and/or replace helpers to assist with fishing activities associated with this permit provided that helpers are licensed Bay Mills fishers.

Sale of Harvested Fish: All lake whitefish harvested under this permit shall be sold in the name of the permitted fisher.

Net Locations: Latitude and longitude or Loran coordinates for each trap net set shall be provided to the Bay Mills Fishery Biologist each month.

Catch Reporting: The permitted fisher will be required to submit monthly commercial catch reports to the Bay Mills Fishery Biologist within 5 days following the end of the month of harvest.

Onboard Monitoring and Biological Sampling: On-board biological monitoring and commercial harvest sampling is required and will be conducted at the request by Bay Mills Fishery Biologist or staff.

Other Rules and Regulations: The permitted fisher and his helpers must follow all conditions and requirements of this permit and those additional rules established by the Chippewa/Ottawa Resource Authority.

Enforcement: Enforcement officers recognized by the Chippewa/Ottawa Resource Authority may at any time inspect the permittee's vessel, gear, and harvests. All other provisions as set forth in Section XVII of the Consent Decree will be recognized and followed.

Fishing Activity: The permittee must attempt to tend trap nets at least one time per week unless restricted by weather, ice, or seasonal closure during the term of this permit. Unattended nets, as identified by law enforcement personnel, shall be considered for revocation of the fishing permit.

Revocation of Permit: Upon finding that the permittee has violated the terms and or restrictions as set forth in this permit, the Bay Mills Conservation Code, or the Chippewa/Ottawa Resource Authority Rules and Regulations, this permit may be revoked and additional penalties established by the Tribe may be imposed.

<b><u>Permitted Fisher:</u></b>	_____	<b><u>Helper(s):</u></b>	_____
Address:	_____		_____
Phone:	_____		_____

<b><u>Permitted Vessel:</u></b>	_____	<b><u>COTFMA Lic#:</u></b>	_____
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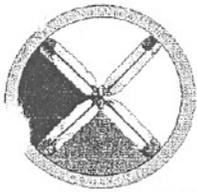
This permit or any privileges it conveys are not transferable. The permittee will hold Bay Mills Indian Community and the Tribe's representatives harmless for any loss or liability resulting from this permit or the operations hereunder Unless sooner rescinded, modified, or revoked, this permit expires December 31, 2000.

_____ Signature of Permittee	_____ Date
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_____ Signature of Tribal Biologist	_____ Date
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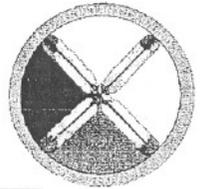
_____ Signature of Conservation Committee Chairman	_____ Date
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_____ Signature of Tribal Chairman	_____ Date
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**Bay Mills Indian Community**  
12140 West Lakeshore Drive  
Brimley, Michigan 49715  
(906) 248-3241 Fax - (906) 248-3283

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**FISHING REGULATIONS**

**Rule 12: Small Boat Zone Permits**

- A. **Number.** Unless additional permits are determined available by the Technical Fisheries Committee, there shall be no more than ten (10) commercial fishing permits issued by the Conservation Committee for any calendar year.
- B. **Priority for Permits.** Priority, in the order described in this subsection, shall be given by the Conservation Committee in issuing a Small Boat Zone permit to those members:
1. who have depended on large mesh gill net fishing for their sole source of income for each of the last five (5) years;
  2. who have engaged in commercial fishing with large mesh gill nets for their livelihood for not less than six (6) months of each year for the last ten (10) years;
  3. who have engaged in commercial fishing for their livelihood for not less than six (6) months of each year for the last two (2) years;
  4. who have engaged in commercial fishing for the last ten (10) years;
  5. who have engaged in commercial fishing for at least the last two (2) years;
  6. have a captain's license issued by the Bay Mills Indian Community.
- C. **Selection Process.** If more than ten (10) members desire a permit and are entitled to priority under subsec. B.1., above, the Conservation Committee shall select the permittees by random draw. If less than ten (10) members seek a permit who are entitled to first priority, those with that priority shall be issued a permit, and the remaining permittees shall be selected from the second priority by random draw. In the event

that permits are available after the second priority permit holders have been selected, a random draw shall be conducted of those eligible for the third priority, and thereafter for the fourth and fifth priorities, should permits remain available. For subsequent years' permits, the members with first priority shall be eligible for a permit; selection shall be made according to the procedure described herein.

- D. **Permit Conditions.** In addition to the conditions contained in the CORA Code, holders of a permit for the Small Boat Zone shall:
1. be ineligible for a Trap Net Zone permit from the Bay Mills Conservation Committee during the permit's term;
  2. submit monthly catch reports for the harvest in the Small Boat Zone not later than the fifth day of the following month; and
  3. be present on the vessel during any fishing activity conducted under the permit.
- E. **Permit Termination.** The Conservation Committee shall terminate a permit for the Small Boat Zone if the permit holder violates any of the Zone regulations or permit conditions. Any member whose permit is terminated shall be ineligible for a permit issued by the Conservation Committee for not less than three (3) years.

Adopted 9/6/00

## Hammond Bay Small Boat Gill Net Zone Fishing Permit

Authorized by:  
Bay Mills Indian Community

Adopted September 7, 2000

Purpose of Permit: To authorize licensed Bay Mills commercial fishers to fish with large mesh gill nets from small boats in Lake Huron grids 505 and 506 (Bay Mills Small Boat Gill Net Zone).

Location of Permitted Fishery: Those portions of statistical grids 505 and 506 that lie south of a line from Hammond Bay Harbor buoy to the northeast corner of grid 506 in northern Lake Huron.

Applicability of Permit: No person (s) other than the permitted individual and his licensed helpers are authorized by this permit to exercise commercial fishing activities in the Bay Mills Small Boat Gill Net Zone. The permitted fisher is required to be on the vessel at all times during fishing activities. No more than one permitted fisher shall be on a vessel at one time.

Term of Permit: October 1 - December 31, 2000

Closed Fishing Season: Gill net gear authorized by this permit will be removed from the above-described waters during the lake whitefish spawning season closure (November 6 (12:00 noon) – November 29 (12:00 noon), 2000).

Gill Net Effort: No more than 6,000 feet of large mesh (4 ½-inch stretch mesh or greater) gill net may be set or fished by a permitted fisher and his helpers at any time.

Depth Restrictions: No Large mesh gill nets will be set or fished in waters deeper than 75 feet within the Bay Mills Small Boat Gill Net Zone.

Species Restrictions: All live lake trout shall be released.

Required Gear and Equipment: The permitted fisher must have at his disposal or own the following commercial fishing gear and equipment: a small boat (less than or equal to 26 feet in length), 24 large mesh (4 ½ inch stretch mesh or greater) gill nets or 6,000 feet of large mesh gill net, sufficient and required lines, anchors, and buoys, and a vehicle to transport fish and gear. Each vessel must be USCG certified and must have passed an annual dockside examination within the last year.

### Additional Permit Requirements

Additional Helpers: The permitted fisher may hire and/or replace helpers to assist with fishing activities associated with this permit provided that helpers are licensed or approved by the Bay Mills Conservation Committee.

Sale of Harvested Fish: All fish harvested under this permit shall be sold in the name of the permitted fisher.

Catch Reporting: The permitted fisher will be required to submit monthly commercial catch reports to the Bay Mills Fishery Biologist within 5 days following the end of the month of harvest.

Onboard Monitoring and Biological Monitoring: On-board biological monitoring and commercial harvest sampling is required and will be conducted at the request of the Bay Mills Fishery Biologist or staff.

Other Rules and Regulations: The permitted fisher and his helpers must follow all conditions and requirements of this permit, the Bay Mills Conservation Code, and those additional rules established by the Chippewa/Ottawa Resource Authority.

Enforcement: Enforcement officers recognized by the Chippewa/Ottawa Resource Authority may at any time inspect the permittee's vessel, gear, and harvest. All other provisions as set forth in Section XVII of the Consent Decree will be recognized and followed.

Fishing Activity: The permittee must attempt to lift, tend, or pull gill nets at least two times per week unless restricted by weather or other environmental conditions during the term of this permit. Unattended nets, as identified by law enforcement personnel, shall be confiscated and used as evidence for revocation of the fishing permit.

Revocation of Permit: Upon finding that the permittee has violated the terms and or restrictions as set forth in this permit or the Chippewa/Ottawa Resource Authority Rules and Regulations, this permit may be revoked and additional penalties established by the Tribe may be imposed.

**Permitted Fisher:** \_\_\_\_\_ **Helper(s):** \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_

**Permitted Vessel:** \_\_\_\_\_ **COTFMA Lic#:** \_\_\_\_\_

This permit or any privileges it conveys are not transferable. The permittee will hold Bay Mills Indian Community and the Tribe's representatives harmless for any loss or liability resulting from this permit or the operations hereunder Unless sooner rescinded, modified, or revoked, this permit expires December 31, 2000.

\_\_\_\_\_  
Signature of Permittee Date

\_\_\_\_\_  
Signature of Tribal Biologist Date

\_\_\_\_\_  
Signature of Conservation Committee Chairman Date

\_\_\_\_\_  
Signature of Tribal Chairman Date



## Bay Mills Indian Community

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Brimley, Michigan 49715  
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### FISHING REGULATIONS

#### **Rule 13: Subsistence Catch Reporting -- Additional Penalties**

Any member to whom a subsistence license has been issued and who fails to file a catch report as required by Section XIX(1) and Section XXII(b) of the Chippewa-Ottawa Resource Authority Fishing Regulations for 1836 Treaty Ceded Waters shall be ineligible for any future subsistence license and/or permit. No subsistence license or permit shall be issued to such member until the Fisheries Department provides written confirmation that all required catch reports have been received by the Department.

Adopted 10/2/02



## Bay Mills Indian Community

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### FISHING REGULATIONS

#### Rule 14: Trap Net Location Report

Any holder of a Captain's License who utilizes trap net gear shall provide to the Tribe's Fishery Department the latitude and longitude, or Loran coordinates for each trap net set within seven (7) days of the setting of each net. The Fisheries Department shall provide this information upon request of an Enforcement Officer, as such is defined in the Regulations of the Chippewa-Ottawa Resource Authority.

Adopted 5/11/04



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### FISHING REGULATIONS

#### Rule 15: Maximum Number of Trap Nets Authorized

RULE RESCINDED 8/16/04 BY GENERAL TRIBAL COUNCIL MOTION

#### PREVIOUS RULE:

- A. No more than twelve (12) trap nets may be set at any one time by any tribal fishing operation conducted by a registered commercial fishing vessel owned by a member of the Bay Mills Indian Community. The number of licensed fishers utilizing the vessel shall be irrelevant to the application of this limitation.
- B. A violation of this regulation shall subject the owner of the commercial fishing vessel to ~~suspension of his/her fishing license or permit~~ for a period of not less than six (6) months, which shall occur from May 1st through October 1st of the calendar year subsequent to the violation.

Adopted 6/2/04

**Excerpt from the  
Bay Mills Indian Community  
General Tribal Council Meeting Minutes  
August 16, 2004**

Rule 15 – Maximum Number of Trap Nets Authorized – Tony LeBlanc, Vice-Chairman of the Conservation Committee asked the GTC to rescind the rule that was approved by the Conservation Committee on June 2, 2004 that limits Bay Mills fishermen to 12 trap nets. Tony said there is no biological reason for the rule. He provided data regarding the gill net fishermen as well as trap net fishermen. He said the rule is helping the Canadian fisherman and tying the hands of the Bay Mills fishermen. He said the resources are available. Irma Parrish asked for input from the individuals that supported the rule. No one spoke up. **Allard Teeple made a motion, seconded by Norma Bennett to rescind Rule 15 of the Conservation Committee that limits Bay Mills fishermen to 12 trap nets. Motion carried unanimously.**

Respectfully submitted by,



Kathi L. Carrick  
Executive Secretary

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