

**YUROK TRIBE**  
**2018 FALL HARVEST MANAGEMENT PLAN**

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## **PART 1. GENERAL PROVISIONS**

### **SECTION 101. Authority**

This 2018 Fall Harvest Management Plan is established by the Tribal Council pursuant to the Yurok Tribal Fishing Rights Ordinance and may be supplemented by pre-season and in-season adjustments as necessary for Tribal fishery resource conservation and harvest management purposes.

### **SECTION 102. Definitions**

Those definitions used in the Tribal Fishing Rights Ordinance and the following definitions shall apply:

- (a) *DB* means downstream boundary, a line in the estuary below which there may be additional regulations
- (b) *Chute* means the narrow portion of the Klamath River estuary where the river passes through the sand spit to meet the ocean.
- (c) *Clip* means the complete removal of the dorsal fin of a salmon or steelhead to within one-quarter inch of the fish's back.
- (d) *Commercial Fish* means any Chinook salmon caught within the commercial zone, during the commercial season, by a commercial fisher having a commercial buoy on the net, and handled according to the Quality Control Requirements and other commercial regulations laid out in this document.
- (e) *Commercial Fisher* means an eligible fisher certified for commercial fishing.
- (f) *Commercial Zone* is the part of the Estuary above the downstream boundary and below the Hwy. 101 Bridge, excluding all sloughs.
- (g) *Fishing Gear* or *Gear* means any net, seine, hook and line, boat, trailer, vehicle, gun or other apparatus used for taking, attempting to take, or transporting fish.
- (h) *Fish Monitors* means Yurok Tribal staff hired to monitor the Tribe's fishery harvest.
- (i) *FRO* means the Yurok Tribal Fishing Rights Ordinance.
- (j) *Guide* means a Yurok Tribal member certified by the Yurok Tribe and authorized to act as a guide for the Tribal Guide Fishery.
- (k) *HMP* means this 2018 Fall Harvest Management Plan
- (l) *Non-Tribal Member* means non-Indians and Indians who are not a member of the Yurok Tribe.
- (m) *Transporting Fish* means taking or carrying fish from one place to another by means of a vehicle, including a boat, and includes moving fish more than 40 feet from the wetted channel of the Klamath River, having fish on a road, or moving fish more than 200 feet from the fishing site.

### **SECTION 103. Harvest Quota**

The Yurok Tribe allocation is 14,498 adult fall-run Chinook salmon during the year 2018. The harvest will be managed under the terms of the FRO and this HMP.

Harvest of Tribal fishery resources is based upon a predetermined allocation for adult fall Chinook. This allocation is intended to provide adequate natural spawning escapement in the Klamath River. The Yurok Tribe assumes that all requirements for escapement will be met and are reflected in the Yurok Tribal quota. Accordingly, no mention of escapement requirements will be made in this plan except to address coho salmon.

### **SECTION 104. Amended FRO**

Many of the regulations that are not specific to a given year are incorporated into the amended FRO, and will not be found listed in this HMP. Please consult the FRO for regulations that seem to be missing. Copies of the FRO are available on the Yurok Tribe's web site as well as at Tribal offices.

## **PART 2. FISHERIES MANAGEMENT**

### **SECTION 201. Management Season**

This HMP shall manage harvest of Tribal fishery resources from July 29 through November 30, 2018.

### **SECTION 202. Management Areas and Subquotas**

This HMP establishes the following management areas and fall Chinook salmon subquotas, which may be altered by an adjustment as necessary:

- (a) Estuary. Mainstem Klamath River from the river mouth to the Highway 101 Bridge shall have a subsistence subquota of 6,800 fish;
- (b) Middle Klamath. Mainstem Klamath River from the Highway 101 bridge upstream to Surpur Creek shall have a subsistence subquota of 2,500 fish.
- (c) Upper Klamath. Mainstem Klamath River from Surpur Creek to the upstream boundary of the Yurok Reservation shall have a subsistence subquota of 4,800 fish that shall only be used for subsistence
- (d) Elders' Fishery. The Tribe shall provide an opportunity for Fishers to donate fish to the elders' program, with an option to be compensated for expenses at a rate of \$1.25/lb. for the first 400 fish received. There is no limit regarding the number of fish that can be donated to the elders' program without compensation for expenses. Elders who have requested fish may collect one fresh fish at Requa as they become available. More may be distributed to individual elders if the intake of fish is sufficient.

- (e) Tribal Guide Fishery. 200 fish will be set aside to be available to the clients of Tribally-certified guides.

**SECTION 203. Reserve Quota**

The “Reserve Quota” for the entire reservation is 298 fish. After the subquota for a management area is harvested, dip net fishing and angling will be permitted at all times in that management area until the reserve quota has been harvested, except as prohibited by the coho conservation quota described in section 206. After attainment of the reserve quota, all angling and dip net fishing will be prohibited in any closed area.

**SECTION 204. Fishing Hours**

This section establishes fishing hours for the fishery management areas. All fishing hours will be superseded by the coho protection closure and stock protection closure.

Beginning July 29, all areas will be open for net fishing from 9:00 a.m. Friday through 9:00 a.m. the following Wednesday until the area’s subquota is harvested. Angling will be permitted every day, except during the Coho Protection Closure.

**SECTION 205. Stock Protection Closure**

The purpose of this closure is to spread harvest impacts between Klamath and Trinity Basin stocks, while still ensuring that fishing will be allowed over Labor Day Weekend.

After 70% of an area’s suballocation has been harvested prior to August 31, that area will be closed to all fishing, except for the clients of tribal guides, until 9:00 a.m. on August 31.

**Section 206. Coho Protection Closure**

Beginning Tuesday, September 25 through November 30, all fishing shall be prohibited from 9:00 a.m. Wednesday through 9:00 a.m. Friday (closed to fishing Wednesday and Thursday) and is allowed from 9:00 a.m. Friday through 9:00 a.m. on Wednesday of each week. This closure includes angling. The purpose of this restriction is to protect coho stocks, which have been listed as “threatened” under the Endangered Species Act.

**SECTION 206. Reserve Quota to Allow Dip Nets and Angling**

After the subquota for a management area has been harvested, dip net fishing and angling will be permitted at all times in that management area until the reserve subquota has been harvested, except as prohibited by the coho protection closure. After attainment of the reserve quota, all angling and dip net fishing will be prohibited in any closed area.

**PART 3. NON-COMMERCIAL, SUBSISTENCE FISHERY**

**SECTION 301. Elders’ Fishery**

The Elders Fishery will be comprised of donations. The Tribe shall compensate Fishers for expenses incurred while fishing for elders at a rate of \$1.25/lb. for the first 400 elders fish donated, if desired by the donator. There is no limit on the number of fish that can be donated to elders' program. To participate in the Elders Fishery, an eligible fisher must meet the requirements as given in the FRO Section 1311. Failure to maintain commercial quality will get a fisher barred from donating or selling elders' fish until they have watched the quality control video.

Elders fish must be harvested in the estuary. Only adult chinook salmon will be accepted. The dorsal fin is not to be clipped on fish to be donated and unclipped fish may not be removed from the water; they must be delivered directly to the donation intake personnel. Unclipped fish on land or outside of the estuary will be penalized at Level 3 as per Section 1305 of the FRO. Fish may not be held overnight unless the fisher and fish remain on the water overnight.

Fish may be donated to the fishery monitors from 10:00 a.m. through 11:00 p.m. on days when net fishing is allowed. Fish to be donated may not be harvested during the net closure, nor held over the closure.

#### **PART 4. COMMERCIAL FISHERIES**

##### **SECTION 401. No Commercial Fishing is Permitted**

As the Tribe's allocation is not sufficient to provide both adequate subsistence fish and a reasonable number of commercial fish, commercial fishing will not be permitted in 2018, except for purchase of fish for the Salmon Festival.

#### **PART 5. TRIBAL GUIDE FISHERY**

The Tribal Guide Fishery has been authorized in 2018 under the provisions of the FRO. 200 fish have been allocated to the fishery.

##### **SECTION 501. Non-Tribal Member Fishing License and Bag Limit**

Tribal Guide clients who have purchased a non-Tribal member fishing license will be permitted to harvest two Yurok fall Chinook per day. Licenses will be sold to the clients by the guide for a fee of \$20 for a one-day license.

**C\*E\*R\*T\*I\*F\*I\*C\*A\*T\*I\*O\*N**

This is to certify that this 2018 Fall Harvest Management Plan was approved at a duly called meeting of the Yurok Tribal Council on June 21, 2018, at which a quorum was present, and that this 2018 Fall Harvest Management Plan was adopted by a vote of all Council members present in accordance with the Yurok Tribal Fishing Rights Ordinance section 1701.

**DATED THIS 21st DAY OF June, 2018**

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Thomas P. O'Rourke, Sr., Chairperson  
Yurok Tribal Council

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Mindy Natt, Council Secretary