

TRIBAL MEMBER FISHING PROCLAMATION

2004 - 2005

JICARILLA APACHE NATION

www.jicarillahunt.com

The following includes a partial listing of regulations applicable to Tribal Members fishing on the Jicarilla Apache Nation. For a complete listing of regulations refer to Title 10, the Game and Fish and Conservation Code.



New for 2004 - 2005

- The bag limit for trout at Stone Lake is 3 trout/day for adults/Seniors/Handicap and 2 trout/day for children.
- There will be no “catch and release” period at Stone Lake this year.
- The bag limit for largemouth bass in Mundo Lake is 1 bass greater than or equal to 14 inches per day.
- Apache, Ponderosa, Hillcrest, and Blue Hills ponds will be stocked with trout this year (see map at JGFD).
- The Jicarilla Game and Fish Department will be participating in the National Fishing Day, June 5th, 2004.
- The Department will host the annual Dulce Public Schools Kids Fishing Day on June 15th, 2004

FISHING PERMIT FEES

AGE	PERMIT TYPE	PRICE
Adult (13-49 yrs old)	Annual Permit (April 1 st 2004 – March 31 st 2005)	\$5.00
Adult (13-49 yrs old)	Five Year Permit (April 1 st 2004 – March 31 st , 2009)	\$15.00
Children (12 and under)	Youth Permits (Valid until 13 th Birthday)	No Charge
Senior Citizens (50 yrs and older), Veterans, Handicap	Lifetime Permits (for the life of the permittee)	No Charge
Married Spouses	Annual Permits (April 1 st , 2004 – March 31 st , 2005)	\$20.00
Duplicates	No Duplicates will be issued (must buy another permit)	

Tribal Fishing Permits will be sold at the Jicarilla Game and Fish Department from 8:00 AM to 5:00 PM, Monday through Friday. Tribal Fishing Permits may also be obtained at the Jicarilla Inn on weekends or after office hours for a \$1.00 a day plus a \$1.00 vendor fee (must show Tribal ID with census number).

NO REFUNDS ON PERMIT SALES

DEFINITIONS:

Angling or Fishing: Taking or attempting to take fish by hook and line, with the line held in the hand or attached to a pole or rod or other device that is held in the hand or closely attended (meaning in ones possession).

Bag Limit: What you may catch and keep in one fishing day.

Possession Limit: The total fish you have; including those in your home freezer PLUS those in your campground cooler.

Tribal Member: Any person registered with Jicarilla Apache Nation’s Census Bureau.

Minnows: ANY fish, alive or dead, in ones possession except those authorized in this proclamation for take by the Jicarilla Game and Fish Department (see below).

Trout: Rainbow trout (*Oncorhynchus mykiss*), brown trout (*Salmo trutta*), cutthroat trout (*Oncorhynchus clarki behnkei*).

Bass, bluegill, & catfish: Largemouth bass (*Micropterus salmoides*); channel catfish (*Ictalurus punctatus*), bluegill (*Lepomis macrochirus*)

*For all non-tribal member Dulce residents, tribal employees, and employees of the BIA, IHS, PHS, and Dulce Public Schools who have worked in Dulce for at least 6 months, permit prices are half the non-tribal member rates. *Handicap status will be determined at the Jicarilla Game and Fish Department. Applicants must have a disability, physical or mental, which would significantly hinder their ability to fish (i.e., cast a line and/or move about the shoreline or water) and must show proof of disability in the form of a letter signed by a doctor or a disability card provided by a state entity produced at the time of permit sale.*

SEASON DATES

All waters, excluding Stone Lake, open year-round. Stone Lake opens April 1st- November 30, 2004.



CREEL LIMITS

<u>ALL LAKES AND STREAMS EXCLUDING STONE LAKE</u>	Bag Limit <small>(All limits are per fishermen per day)</small>	Possession	STONE LAKE** <small>April 1st-Nov. 30, 2004</small>	Bag Limit <small>(All limits are per fishermen per day)</small>	Possession
Adult/Senior/Handicap	6 trout	12 trout	Adult/Senior/Handicap	3 trout	6 trout
Adult/Senior/Handicap	8 catfish	16 catfish	Children (≤12)	2 trout	4 trout
Children (≤12)	3 trout	6 trout			
Children (≤12)	4 catfish	8 catfish			
Adult/Senior/Handicap/Children	1 bass ≥ 14 inches	2 bass			
Adult/Senior/Handicap/Children	10 bluegill	20 bluegill			

****NOTE: ONLY ARTIFICIAL FLIES AND LURES ARE PERMITTED IN STONE LAKE.** Absolutely no bait fishing is allowed (see definition of bait below). Violations will be diligently prosecuted. Fishing with bait in Stone or Dulce Lakes is a CLASS D offense punishable by a mandatory \$500.00 fine and possible seizure and forfeiture of violator's vehicle, boat, and equipment. Baits include any hand-moldable material designed to attract fish by the sense of taste or smell; devices which scents or smell attractants have been externally applied; foods; traditional organic baits, such as worms, grubs, crickets, leeches, minnows and fish eggs; or manufactured baits, such as imitation fish eggs, dough baits or stink baits. A reward up to \$500 is offered for information leading to a conviction of this or any other tribal regulation.



FISHING REGULATIONS

1. **Minnows.** Possession or transportation of minnows on the Nation is strictly prohibited. Such transportation or possession of minnows constitutes a CLASS D offense, punishable by a mandatory \$500.00 fine and possible forfeiture of vehicles, equipment, and boats used in such possession or transport. This provision is STRICTLY enforced on the Nation.
2. **Fishing Permits.** It is unlawful to fish Nation waters without a valid Jicarilla Apache fishing permit on person. Anglers do not need a NM State Fishing Permit to fish Nation waters.
3. **Permitted Bait.** Non-fish and non-amphibian baits such as corn or other vegetable matter, worms, insects, commercially processed salmon eggs, and other non-prohibited baits are permitted in all lakes except Stone Lake.
4. **Prohibited Bait.** The use of ANY live, dead, or cut part of fish or amphibians as bait is strictly prohibited in all waters of the Nation.
5. **Barbless Hooks.** It is unlawful to fish with a barbed hook in Stone Lake.
6. **Fishing Methods.** Fish may be taken only by hook and line. For bait fishing, there is a limit of ONE line and TWO baited hooks, per permitted angler. For fishing with artificial lures, there is a limit of ONE line and TWO artificial lures. A single, double, or treble hook, if attached on the same shaft, shall be considered as ONE hook.
7. **Fishing Duration.** It is unlawful to continue fishing after the legal limit of fish is **retained** for human consumption.
8. **Fishing Hours.** At all lakes, excluding Mundo Lake, fishing is permitted from one-half hour before sunrise to one-half hour after sunset. At Mundo Lake, fishing is permitted 24 hours a day.
9. **Designated Fishing Areas.** Jicarilla tribal fishing permits are valid for the following lakes and streams: Dulce Lake, La Jara Lake, Enbom Lake, Mundo Lake, Hayden Lake,

Stone Lake, Horse Lake, Navajo River, Dedios Pond, Sicily's Pond, Joe Bert Pond, Carracas Pond, Horse Whisper Pond, Apache Pond, Ponderosa Pond, Hillcrest Pond, Blue Hills Pond, and Willow Creek (check with the Department for stocking update).

10. **Fish in Excess of Limit.** It is unlawful to take fish from any waters on the Nation in excess of the number permitted by Tribal Regulations. All fish possessed by violators of this Title shall be seized and forfeited to the Tribe.
11. **Navajo River and Amargo Creek.** All minnows, suckers, and whitefish (roundtail chub) must be released alive and unharmed immediately upon capture into the waters they were captured in.
12. **Snagging.** Snagging fish with a lure, treble-hook, snagging hook, or any other device is strictly prohibited in all Nation waters.
13. **Taking Amphibians, Crustaceans, Mollusks, or Reptiles.** It is unlawful to take any amphibians, crustaceans, mollusks, or reptiles in any manner or place not permitted by Tribal regulations.
14. **Unauthorized Taking, Transporting, Or Sale of Fish.** It is unlawful to take, possess, transport, import, trade, buy, sell, or offer for sale, any fish within the Nation, except as permitted by this Title or Tribal regulations.
15. **Fishing Pole Attendance.** Anglers must attend their fishing pole at all times, and the use of more than one pole, or more than one line, at a time is prohibited. For purposes of this regulation, attendance shall be defined as physically being within fifty (50) feet of their fishing pole.
16. **Chumming.** It is unlawful to place or spread bait in fishing waters for the purpose of attracting fish.
17. **Waste of Game.** It is unlawful to waste fish by failing to transport the edible portions of the meat of game fish to a place for human consumption or to provide for the human consumption thereof. It shall be lawful to dispose of obviously diseased or parasitized fish into a proper waste receptacle.
18. **Dogs.** All dogs must be either on a leash or within voice control of its owner.
19. **Vehicles on Designated Roads Only.** It is unlawful to drive or park a motor vehicle on a road posted as "no vehicles" or "authorized vehicles only" or on an area where no road clearly exist.
20. **Cleaning Fish.** It is unlawful to discard fish entrails or other fish parts in streams, springs, or lakes of the Nation.

Fish may be cleaned while in fishing areas, but the entrails and other discarded parts must be disposed of in a proper manner (a trash can).

21. **Using Explosives or Poisons.** It is unlawful to use any explosive compound or corrosive, narcotic, poison, or other deleterious substance for the purpose of taking, stunning, or killing fish.
22. **Ice Fishing.** It is unlawful to cut a hole larger than ten (10) inches in diameter for ice fishing, or to build a campfire on the frozen surface of a lake or stream.
23. **Recall of Permits.** All permits are issued subject to the condition that the Department Director has the right to recall and amend any provision of a permit, for just cause, at any time during its term.
24. **Outfitting and Guiding.** Only Tribal Members may guide or outfit on the Nation. Tribal members must be approved by the Department to conduct guiding or outfitting activities on the Nation.
25. **Trees, Shrubs, Plants, or Natural Objects.** Breaking, cutting, injuring, or removing any tree, shrub, plant, or natural objects is prohibited.
26. **Aerators.** In the event an aerator head or aerator line is snagged with a fishing line, the fishing line must be cut. It is unlawful to open, move or remove, or damage any aeration equipment or aeration equipment housing.
27. **Polluting Nation Waters.** It is unlawful to LITTER or pollute anywhere on the Nation.
28. **Donation and Possession.** Fish may be legally donated to another person with a donation certificate which shall state the name and fishing permit number of the donor, date of catch, where caught (i.e., which lake or stream), and the number of fish donated. Donated fish, given the same day they are caught, shall apply to the donor's daily bag limit.
29. **Rewards.** A reward of up to \$500 will be granted for those providing information leading to the arrest and conviction of anyone violating Game and Fish Department Regulations.
30. **Swimming.** Swimming is prohibited at all of the above-designated fishing lakes.
31. **Streambanks.** It is unlawful to willfully destroy streambanks and their vegetation within 15 feet of the Jicarilla Lakes, Navajo River and Amargo Creek without written permission from the Jicarilla Game and Fish Department Director.



BOATING REGULATIONS

1. **Boat Types.** All boat types, **EXCEPT CANOES WITHOUT OUTRIGGERS**, are allowed on the above-designated fishing lakes. Canoes with outriggers will be allowed on all Nation lakes. An outrigger is defined as, "any floatation device which keeps the canoe upright when the occupant(s) lean over either side of the vessel". It will be up to the investigating officer to determine if the outrigger device is safe.
2. **Operation.** No person shall operate a motorboat on any waters of the Nation in a reckless or negligent manner so as to endanger the life or property of any person, or while under the influence of alcohol or other intoxicating substance.
3. **Equipment.** Every boat shall be equipped with at least one life preserver, buoyant vest, ring buoy, or buoyant cushion, in serviceable condition for each person on board.

4. **Boat Size and Horsepower.** There are no boat size or engine horsepower restrictions on waters of the Nation. However, all vessels must be capable of operating at trolling speeds without producing a wake that is dangerous or annoying to other boaters (including float tubers) or

shore anglers. Trolling speeds only are permitted on Nation lakes.

5. **Float Tubes.** Float tubes that are in a safe working state may be used on waters of the Nation.



CAMPING REGULATIONS

1. **Camping Fees.** Tribal members do not have to pay camping or parking fees at Nation Lakes.
2. **Designated Areas.** Camping is allowed at all lakes except for Horse Lake, where day use only is permitted.
3. **Designated Camping.** Any use of a campground between 9:00 p.m. and 6:00 a.m. is considered overnight camping. Camping is limited to 10 days. Camps must not be left vacant for more than 24 hours. Camps must be kept clean and sanitary at all times.
4. **Campfires.** It is unlawful to build a campfire other than in designated campsites with fire rings or grills. It is expressly forbidden to build campfires along lakeshores, except in firepans at Mundo Lake. No ashes in trash cans.
5. **Camping Near Water Holes.** It is unlawful to camp within one quarter (1/4) mile of a wildlife or livestock water hole, other than at designated camping sites near fishing

waters.

6. **Defacing Property.** It is unlawful to deface signs, tables, improvements, crops, or personal or real property. In addition to other penalties, violators of this Section may be required to replace or restore such property.
7. **Littering.** Littering is strictly prohibited in all areas of the campground, and all other areas of the Nation.
8. **Destroying Timber.** It is unlawful to destroy, remove, injure, cut, or transport any green tree, dead tree, or other firewood on the Nation without Tribal authorization. Firewood gathering for use while camping at Nation lakes is permitted.
9. **Quiet Hours.** Quiet hours are from 10:00 p.m. - 7:00 a.m. Use of motorcycles, ATV's, fireworks, and loud music during these hours is prohibited.