

**UNITED STATES OF AMERICA
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

and

File No. 2:73 CV 26

BAY MILLS INDIAN COMMUNITY, SAULT
STE. MARIE TRIBE OF CHIPPEWA INDIANS,
GRAND TRAVERSE BAND OF OTTAWA AND
CHIPPEWA INDIANS, LITTLE RIVER BAND OF
OTTAWA INDIANS, and LITTLE TRAVERSE BAY
BANDS OF ODAWA INDIANS,

Hon. Paul L. Maloney

Plaintiff-Intervenors,

vs.

STATE OF MICHIGAN, et al.,

Defendants.

**ORDER AMENDING SECTION VIII.C.1.d.(3)(a) OF AUGUST 7, 2000
CONSENT DECREE**

A Consent Decree was entered on August 7, 2000 (2000 Consent Decree), upon the stipulation of the parties, by which the Court established regulation, management, and allocation of fish resources in the Great Lakes waters of Lakes Huron, Michigan, and Superior subject to the treaty fishing rights reserved by Plaintiff-Intervenors in the Treaty of March 28, 1836 (7 Stat. 491) (the 1836 Treaty waters) for the time period of 2000 to 2020; and

The parties have executed a stipulation to amend Section VIII.C.1.d.(3)(a) of the Consent Decree. The Court approves the agreement of the parties set forth in the stipulation and enters this Order:

IT IS ORDERED that section VIII.C.1.d.(3)(a) is hereby amended to read:

(3)(a) The Tribes shall:

(i) In Lake Superior:

- (A) From September 15 through November 6, prohibit possession of more than 100 pounds round weight of walleye per vessel per day, only from grids 1441, 1442, 1443, 1444, 1544, 1644, 1545, and 1645, except that the possession limit for non-gillnet fishers shall be 15 pounds per vessel per day;
- (B) Prohibit possession of more than fifteen (15) pounds round weight of walleye per vessel per day from all grids not identified in sub. (1) or sub. (3)(a)(i)(A), above, and in closed seasons.

(ii) In Lake Michigan:

- (A) From September 15 through November 6, prohibit possession of more than 150 pounds round weight of walleye per vessel per day, only from grids 220, 318, 319, 320, and the north half (N 1/2) of grid 616, except that the possession limit for non-gillnet fishers shall be 15 pounds per vessel per day;
- (B) Prohibit possession of more than fifteen (15) pounds round weight of walleye per day from all grids not identified in sub. (1) or sub. (3)(a)(ii)(A), above, and in closed seasons.

(iii) In Lake Huron:

- (A) From September 15 through November 6, prohibit possession of more than 150 pounds round weight of walleye per vessel per day, only from grids 404, 405, 406, 504, 505, and 506, except that the possession limit for non-gillnet fishers shall be 15 pounds per vessel per day;
- (B) Prohibit possession of more than fifteen (15) pounds round weight of walleye per day in all grids not identified in sub. (1) or sub. (3)(a)(iii)(A), above, and in closed seasons.

IT IS FURTHER ORDERED that this stipulated amendment shall be effective for the 2014, 2015, and 2016 commercial fishing seasons, and that it will expire thereafter unless it is re-authorized by the parties and by Order of the Court. The parties further agree that the status of walleye populations and the appropriate by-catch restrictions shall be placed on the 2016 Executive Council agenda for consideration and recommended action. All other provisions of the Consent Decree remain in effect and continue to apply.

Dated: August 15, 2014

/s/ Paul L. Maloney
Hon. Paul L. Maloney
U.S. District Judge