

THE CONFEDERATED TRIBES OF THE WARM SPRINGS RESERVATION OF OREGON

P.O. Box C, Warm Springs, Oregon 97761



RESOLUTION NO. 13,341

**WHEREAS**, The Treaty with the Tribes and Bands of Middle Oregon on June 25, 1855 reserved to the Confederated Tribes of the Warm Springs Reservation of Oregon, the exclusive right of taking fish in streams running through and bordering the Reservation; and,

**WHEREAS**, The **Warm Springs River** lies within the boundaries of the Warm Spring Reservation; and is a tributary to the Deschutes River; and,

**WHEREAS**, The Tribal Council regulates treaty fishing for conservation and other purposes pursuant to the inherent sovereign authority reserved in the Treaty of June 25, 1855, and pursuant to the Tribal Constitution and By-Laws and the Warm Springs Tribal Code Chapter 340.310 (2); and,

**WHEREAS**, The Tribal Council designates the On-Reservation Fish and Wildlife Committee under WSTC 340.310 (2) as the body to establish fishing regulations, and directs the On-Reservation Fish & Wildlife Committee to consider and establish such regulations in close coordination and consultation with the Branch of Natural Resources (BNR) fisheries department, and in a manner that meets harvest and conservation purposes; and,

**WHEREAS**, Notwithstanding its authority to set and add, rescind or modify fishing regulations, prior to the adoption of fishery regulations for usual and accustomed fishing stations, the Tribal Council directs the On-Reservation Fish & Wildlife Committee to present such proposals to Tribal Council for approval; and,

**WHEREAS**, The Tribal Council recognizes the hardship placed on Tribal members with harvest restrictions, as adopted by Resolutions in the past, but with concern for the future of the fishery resource understands the need; and,

**WHEREAS**, The coho population is a naturalized, healthy run of fish and does not have a conservation restriction; now, therefore,

**BE IT RESOLVED**, By the (30<sup>th</sup>) Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V Section 1 (l), and (u) of the Tribal Constitution and By-Laws, and Warm Springs Tribal Code Section 340.310 (2), that that following regulations are adopted for the **Tribal subsistence fishery in the Warm Springs River for 2026**, unless modified by the On-Reservation Fish & Wildlife Committee

or by the Tribal Council where its approval is required as set forth in the recital above:

1. The fishery will be open to **Tribal Members** for coho salmon only from September 15, 2026 to November 30, 2026.
2. Open Area: The Warm Springs National Fish Hatchery weir to the confluence with the Deschutes River. No fishing is allowed in any of the mainstem waters or tributary streams above the Warm Springs National Fish Hatchery for the protection of naturalized coho salmon, wild spring chinook salmon and wild steelhead.
3. In recognition of the traditional methods of fishing, fishing from scaffolds using hoopnets and setnets will be allowed 7 days per week through the salmon run. The provisions of WSTC 340.10 (8), requiring that setnets and hoopnets must be attended continuously will be strictly enforced.
4. Hook & Line fishing, one pole per person and 2 single hooks will be allowed.
5. Intentional snagging is prohibited and any fish that is incidentally snagged and is in viable condition must be returned to the river unharmed.
6. The use of gill nets is prohibited.
7. All fish caught are for subsistence purposes only. Pursuant to Warm Springs Tribal Ordinance 68, Section 490.500 and Section 490.510 (8), the sale of fish caught for subsistence purposes is prohibited. **Commercial sale of fish is not allowed.**
8. Pursuant to Warm Springs Tribal Code 340.310, the use of alcohol or drugs is prohibited.
9. Pursuant to Warm Springs Tribal Code 340.700 & 341.140, penalties for violations will be strictly enforced to ensure the rules and regulations will be complied with.

#### CERTIFICATION

The undersigned, as Secretary-Treasurer/CEO of The Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of **11** members of whom **8** members constituting a quorum, were present at a meeting thereof, duly and regularly called, noticed, convened and held this **18<sup>th</sup>** day of **August**,

2026; and that the foregoing resolution was passed by the affirmative vote of 7 members, the Chairman not voting; and that said resolution has not been rescinded or amended in anyway.



Edward R. Henderson  
Secretary-Treasurer/CEO

NOTED:



Cinco D. Cronemeyer  
Acting Superintendent

Attachment: Graph - WSNFH WS River Average Return 2019-2024

cc: Secretary-Treasurer/CEO  
Superintendent  
Administrative Service Center

GRAPH

Warm Springs River average coho return timing at WSNFH weir, 2019-2024

