



RESOLUTION NO. 76-23

ADOPTION OF HUNTING REGULATIONS FOR THE 2023 – 2024 SEASON

WHEREAS, the Lower Elwha Tribal Community, also known as the Lower Elwha Klallam Tribe (“the Tribe”), is a federally recognized, self-governing Indian tribe in accordance with the Treaty of Point-No-Point of January 26, 1855, its Constitution and By-laws, approved by the Secretary of the Interior on April 29, 1968, and the Indian Reorganization Act of June 18, 1934; and

WHEREAS, the Lower Elwha Klallam Tribal Business Committee of the Lower Elwha Community Council is the constitutionally and duly elected representative body of the Tribe, and is responsible for ensuring the health, safety, education, welfare, social and economic development, law and order, judicial services, and housing of its tribal citizens; and to preserve and protect the culture, treaty rights, natural resources, and otherwise promoting the welfare and interests of its tribal citizens; and

WHEREAS, The Business Committee recognizes the cultural importance of managing wildlife populations and regulating their harvest within reservation and tribal lands and throughout the area of the Tribe’s reserved treaty hunting, gathering, and fishing rights; and

WHEREAS, under Section 1.1.6.3 of the Tribe’s Treaty Hunting Ordinance, the Business Committee exercises final approval authority over annual hunting regulations; and

WHEREAS, the Business Committee has received the attached proposed regulations for the 2023-24 hunting season from the Tribe’s Wildlife Biologist and its advisory Game Committee (aka Hunting Committee), has consulted with the Office of Tribal Attorney regarding modifications thereto, and has determined to adopt the attached 2023-24 Hunting Regulations for the Lower Elwha Klallam Tribe, including the Hunter Information, Acknowledgement, and Certification requirements approved in 2020; and

WHEREAS, the Business Committee has also reviewed the three attached maps of open hunting areas, which include DNR gates that treaty hunters may use to access State public lands based on the terms of the Tribe’s 2017 *Intergovernmental Agreement for Vehicle Access to DNR Managed Lands*, and has also reviewed the attached *Tribal Member Contract For Access To Select DNR Gates* (as revised June, 2023), which treaty hunters must sign and adhere to in order to use one of the Tribe’s keys to the DNR gates;

THEREFORE BE IT NOW RESOLVED THAT, the Lower Elwha Klallam Business Committee hereby approves the attached Lower Elwha 2023-2024 Hunting Regulations, including the three maps and the *Tribal Member Contract For Access To Select DNR Gates* that are part thereof and attached thereto, and authorizes and directs the Tribal Chairwoman to execute the same on behalf of the Tribe.

CERTIFICATION

The foregoing resolution was presented at a duly called meeting of the Lower Elwha Klallam Business Committee held on the 30 day of June 2023, at which 3 members were present, constituting a quorum, and the Business Committee voted to adopt by a vote of 2 FOR, 0 AGAINST, and 0 ABSTENTIONS.



Frances G. Charles, Tribal Chairwoman



Council Member



ELWHA KLALLAM TRIBE

2851 Lower Elwha Road
Port Angeles, WA 98363

(360) 452-8471
FAX: (360) 452-4848

LOWER ELWHA 2023-2024 HUNTING REGULATIONS

Adopted June 2023

MANAGEMENT PERIOD

These 2023-2024 annual hunting regulations and seasons have been adopted by the Lower Elwha Klallam Tribal Council under the procedures of the Lower Elwha Klallam Hunting Ordinance. Opening and closing dates for the various seasons and species are found in Sections IV and VIII below. Open areas are found in Section II below and in the three attached maps. Any area not expressly opened by these regulations, or by a later emergency regulation, is closed.

***SPECIAL NOTICES ***

▪ **HOOF DISEASE (TREPONEME ASSOCIATED HOOF DISEASE, TAHD):**

We have recently discovered a form of hoof disease in our hunting area (specifically on the Pysht Tree Farm) called treponeme-associated hoof disease, or TAHD. TAHD is caused by an infection of the hooves by treponeme bacteria, and is contracted from the soil. TAHD causes lameness and sometimes death in impacted elk. For this reason, please follow these guidelines exactly when you harvest an elk:

- For ALL harvested elk in all GMUs, amputate all four legs above the dewclaw and leave them on-site – this will minimize the chance of the bacteria spreading.
- IF the hooves look malformed to you, please record a GPS coordinate of the harvest location and report the deformed hooves to Kim Sager-Fradkin at LEKT Natural Resources. This will allow us to examine the hooves and, if collected in time, send a sample to the Washington State diagnostics laboratory.
- The meat of affected elk is generally safe to eat, but should be inspected first.

▪ **HARVEST OF TAGGED ANIMALS:**

If you harvest a radio-collared or tagged animal, please notify Kim Sager-Fradkin at LEKT Natural Resources. It is legal to harvest a tagged or collared animal, but it is important to our wildlife management that we know where.

I. SUBJECT TO HUNTING ORDINANCE; HUNTER EDUCATION CERTIFICATION

In addition to these annual hunting regulations, the Lower Elwha Klallam Tribal Hunting Ordinance contains further provisions and requirements pertaining to: eligible hunters, permits, offenses, firearm restrictions, sentencing, and enforcement. In order to have a complete understanding of all applicable requirements, tribal hunters are required and expected to be familiar with the Ordinance as well as with these annual regulations. *In addition, these 2023-24 annual regulations preserve a requirement initially established in the 2020-21 annual regulations, that each hunter execute a Hunter Information, Acknowledgement, and Certification prior to receiving any permit to take wildlife under these regulations.*

II. LANDS CLOSED TO AND OPEN FOR HUNTING; RESTRICTIONS

Under Section 1.1.8 of the Hunting Ordinance, all lands where the Tribe holds hunting rights are closed to hunting unless opened by these annual regulations or subsequent emergency regulation. Hunting is prohibited within the Lower Elwha Reservation, any lands of the Tribe, and any other Indian Reservation or lands of another Tribe. Hunting is prohibited on private lands unless hunting on those lands is authorized by these regulations. Hunting is prohibited within National and State Parks. Hunting is prohibited on any lands when the U.S. Forest Service, the Washington Department of Natural Resources, the Tribe, or other authorized public agency closes those lands to public access due to extreme fire danger or other public hazard.

As set forth in the chart below of Washington State Game Management Units (GMUs) on the Olympic Peninsula, hunting is opened and permitted on certain public lands of the United States and State of Washington (excluding National and State Parks). Hunting is also permitted on certain private commercial timberlands where the Tribe administers a permit authorized by the landowner; tribal hunting on such lands will be by lottery conducted by the Tribe and additional regulatory requirements may apply, which will be provided to those hunters selected by the lottery. Currently, the only such permit systems are for the Pysht Tree Farm and the North Olympic Land Trust's Lyre Conservation Area; hunters will be notified if any additional private lands become available for such a permit system. In addition, the Tribe entered into a Hunting Co-Management Agreement with the Washington Department of Fish and Wildlife (WDFW Agreement) (approved by Resolution 48-22, dated June 14, 2022) under which tribal hunters may participate in certain damage control hunts on private lands within the Pysht GMU; participation is in accordance with a special permit issued by the Tribe and notice of such opportunity is provided when it becomes available. The disposition of all animals harvested on private lands by special permit as part of a damage hunt conducted pursuant to Section 6.7 of the WDFW Agreement, will be decided by the Elders Program. Oral or written permission to engage in treaty hunting on private lands given by a private landowner directly to an individual hunter is not a lawful form of authorization. A general access permit for private lands is not authorization to engage in treaty hunting on those lands.

The following GMU chart shows the extent to which each GMU is open to hunting by tribal members. These are subject to the other constraints contained in these annual regulations and the Lower Elwha Klallam Hunting Ordinance. **GMUs not listed here are closed to hunting.**

GMU	Name	Hunting Status	GMU	Name	Hunting Status
601	Hoko	OPEN WITH HUNTING RESTRICTIONS (see details below)	627	Kitsap	OPEN WITH GEOGRAPHIC RESTRICTIONS (see details below)
602	Dickey	OPEN WITH GEOGRAPHIC RESTRICTIONS (see details below)	633	Mason Lake	OPEN WITH GEOGRAPHIC RESTRICTIONS (see details below)
603	Pysht	OPEN WITH HUNTING RESTRICTIONS	636	Skokomish	OPEN WITH GEOGRAPHIC AND HUNTING RESTRICTIONS (see details below)
607	Sol Duc	OPEN WITH GEOGRAPHIC RESTRICTIONS (see details below)	638	Quinault Ridge	CLOSED
621	Olympic	OPEN WITH HUNTING RESTRICTIONS	648	Wynoochee	OPEN WITH GEOGRAPHIC RESTRICTIONS (see details below)
624	Coyle	OPEN	651	Satsop	OPEN

Dickey (602) – that portion of the GMU that is north and east of the D2000/RV9000/RV5000 road network (see hunting area map).

Sol Duc (607) – that portion of the Sol Duc GMU that is north of the Calawah River (see hunting area map).

GMUs 627 (Kitsap) and 633 (Mason Lake) are open in part. The eastern boundary of the open areas is described as follows:

Commencing at the intersection of U.S. 101 and SR 3 south of Shelton, N and NE on SR 3 to SR 305; E on SR 305 to SR 307 (Bond Rd. NE); NE on SR 307 to NE Gunderson Road; E along NE Gunderson Rd. to Miller Bay Road NE; N on Miller Bay Rd. NE to NE West Kingston Road; E and NE along NE West Kingston Rd to SR 104; E along SR 104 to Puget Sound and the existing eastern boundary of GMU 627 (Kitsap).

GMUs 636 (Skokomish; elk harvest not allowed) and 648 (Wynoochee) are open in part, as follows:

Only the parts of these GMUs east of the West Fork of the Satsop River will be opened until further notice.

III. SPECIAL CLOSURES

For the purpose of resource management, the following special closures are in effect:

- GMU 636 (Skokomish) will remain closed to elk harvest.
- GMU 621 (Olympic) south of the Big Quilcene River remains closed to cow elk harvest.
- GMU 601 (Hoko) is closed to cow elk harvest. Seasons are limited for bull elk harvest (see Section IV below), and bulls must have 3 antler points or more.
- Doe deer hunting remains closed in GMUs 601 (Hoko), 602 (Dickey), and 603 (Pysht).

IV. BIG GAME BAG LIMITS

PERMITS ARE REQUIRED ON ALL BIG GAME

General bag limits are as follows*:

Deer: 4/hunter/year, all sexes and GMUs combined

Elk: 1/hunter/year, all sexes and GMUs combined

*As an alternative to hunting for an elk, a hunter has the option to take up to two additional deer, for a total limit of six deer. Any hunter choosing this option must first notify the Natural Resources Office so the permits can be handled accordingly.

BIG GAME BAG LIMITS BY GMU

<i>Area</i>	<i>Species</i>	<i>Sex</i>	<i>Status</i>	<i>Dates</i>
601 Hoko	Deer	Doe	CLOSED	
		Buck	OPEN	July 1, 2023 – March 3, 2024
	Elk	Cow	CLOSED	
		Bull	Archery only, 3-pt or better Firearm, 3-pt or better	September 1, 2023 – September 30, 2023 October 1, 2023 – December 31, 2023

<i>Area</i>	<i>Species</i>	<i>Sex</i>	<i>Status</i>	<i>Dates</i>
602 Dickey N.	Deer	Doe	CLOSED	
<i>Note</i>		Buck	OPEN	July 1, 2023 – March 3, 2024
<i>geographic restrictions in section II.)</i>				

Elk	Cow	OPEN	September 23, 2023 – December 31, 2023
	Bull	OPEN	July 15, 2023 – March 3, 2024

<i>Area</i>	<i>Species</i>	<i>Sex</i>	<i>Status</i>	<i>Dates</i>
603 Pysht	Deer	Doe	CLOSED	
		Buck	OPEN	July 1, 2023 – March 3, 2024
	Elk	Cow		September 23, 2023 – December 31, 2023
		Bull	OPEN	July 15, 2023 – March 3, 2024

<i>Area</i>	<i>Species</i>	<i>Sex</i>	<i>Status</i>	<i>Dates</i>
607 Sol Duc <i>*Note geographic restrictions in section II.</i>	Deer	Doe	CLOSED	
		Buck	OPEN	July 1, 2023 – March 3, 2024
	Elk	Cow	OPEN	September 23, 2023 – December 31, 2023
		Bull	OPEN	July 15, 2023 – March 3, 2024

<i>Area</i>	<i>Species</i>	<i>Sex</i>	<i>Status</i>	<i>Dates</i>
621 Olympic	Deer	Doe	OPEN	September 9, 2023 – March 3, 2024
		Buck	OPEN	July 1, 2023 – March 3, 2024
	Elk	Cow	Closed south of the Big Quilcene River.	September 23, 2023 – December 31, 2023
		Bull	OPEN	July 15, 2023 – March 3, 2024

<i>Area</i>	<i>Species</i>	<i>Sex</i>	<i>Status</i>	<i>Dates</i>
636 Skokomish <i>*Note geographic restrictions in Section II.</i>	Deer	Doe	OPEN	September 9, 2023 – March 3, 2024
		Buck	OPEN	July 1, 2023 – March 3, 2024
	Elk	Cow	CLOSED	
		Bull	CLOSED	

<i>Areas</i>	<i>Species</i>	<i>Sex</i>	<i>Status</i>	<i>Dates</i>
624 Coyle, 627 Kitsap, 633 Mason,	Deer	Doe	OPEN	September 9, 2023 – March 3, 2024

648 Wynoochee,

651 Satsop

*Note any

geographic
restrictions in

Section II.

Buck OPEN

July 1, 2023 – March 3, 2024

Elk Cow OPEN

September 23, 2023 –
December 31, 2023

Bull OPEN

July 15, 2023 – March 3, 2024

OTHER BIG GAME HARVEST, ALL GMUs

SPECIES	SEX	BAG LIMIT	DATES
BEAR General Season Hound Season	Either	Two per season	July 1, 2023 – June 30, 2024 Oct 28, 2023 – Mar 3, 2024
COUGAR General Season Hound Season	Either	Two per season	July 1, 2023 – June 30, 2024 Oct 28, 2023 – Mar 3, 2024
MOUNTAIN GOAT	Either	Unlimited	July 1, 2023 – June 30, 2024
BOBCAT	Either	One per season	July 1, 2023 – June 30, 2024

V. HOUND HUNTING

Hounds shall not be used to hunt big game animals except for bear and cougar during the hound hunting seasons set forth in these regulations.

VI. PERMITS

1. **PERMITS REQUIRED:** Hunters are required to obtain a separate permit for each animal hunted.

2. **PERMIT FEE:** Hunters will be required to pay a \$10 per hunter permit fee, regardless of the number of permits requested. This fee will be waived for elders.

3. **PERMIT VALIDATION:** Immediately after any big game animal has been bagged, the hunting permit must be filled out properly, with area, including nearest road name or number and water drainage name, date, species and sex. The animals cannot be transported before this has been done.

4. **PERMITS DUE:** All permits are needed for harvest data count of game taken, whether animals were bagged or not. *The permits must be returned to the issuing agent within 5 days* of harvest of the animal, or within 30 days of the end of the season if there was no harvest.*

*If a successful hunter is unable to provide their Tribal Hunting Permit within 5 days to the Lower Elwha Department of Natural Resources, then that hunter may substitute the following acceptable interim form of documentation with an explanation of the animal taken and the GMU in which it was taken:

- a. Fax – Cover sheet
- b. Scan – Email
- c. Cell phone photo of permit texted to the Natural Resources Office Manager

If the above interim form of documentation is received by the Lower Elwha Department of Natural Resources within 5 days of harvest, the Hunter will have *a total of 14 days from harvest of the animal* to provide the original of the Hunting Permit for verification by Natural Resources Staff.

5. **LATE PERMITS:** An administrative fee of \$50.00 will be assessed for all permits not reported by the due date.

6. **LOST PERMITS:** Hunters losing their permits within a hunting season shall not be issued a permit for the remainder of the season, unless they come before the Hunting Committee and pay a fine of \$50.00. The Committee can decide at that time to reduce the fine or not allow the hunter a new permit.

VII. ACCESS TO DNR LANDS

Based on the Tribe's January 9, 2017 *Intergovernmental Agreement for Vehicle Access to DNR Managed Lands*, tribal member access to lands administered by the Washington Department of Natural Resources, for purposes of treaty hunting and gathering, will be by means of a key to locked gates maintained by DNR. Any tribal hunter or gatherer desiring to access such lands shall obtain a key from the Tribe's Natural Resources Office and shall execute and comply with the standard *Tribal Member Contract For Access To Select DNR Gates*, a copy of which is attached hereto.

VIII. BAG LIMITS – GAME BIRDS AND GAME ANIMALS

NO PERMIT REQUIRED

SPECIES	DATES	BAG LIMIT	SEX
RABBIT	August 19, 2023 – Feb. 25, 2024	10 per day	Either
GROUSE (Blue, Ruffed, Spruce)	July 15, 2023 – March 3, 2024	10 per day	Either
PHEASANT	August 19, 2023 – February 25, 2024	4 per day	Either
QUAIL	August 19, 2023 – February 25, 2024	10 per day	Either

TURKEY	March 2, 2024 - May 19, 2024	1 per day, 5 total per year	Gobblers and Turkey with visible beards only
BAND-TAILED PIGEON	September 1, 2023 – February 29, 2024	2 per day; possession limit 4	Either
MOURNING DOVE	September 1, 2023 – February 29, 2024	10 per day; possession limit 20	Either
TRUMPETER & WHISTLING SWAN	Closed year round	None	Neither
DUCKS (<i>see #1 below</i>)	September 3, 2022– January 1, 2023	7/day, with no more than 2 female mallard, 1 pintail, 2 redheads and 1 canvasback; possession limit 14	Either
COOT	September 3, 2023– January 1, 2024	25 per day; possession limit 50	Either
COMMON SNIPE	September 3, 2023– January 1, 2024	8 per day; possession limit 16	Either
GEESE (<i>see #2 below</i>)	September 3, 2023– January 1, 2024	4/day, with no more than 3 light geese; possession limit 8	Either
BRANT	Closed	None	Neither

1. Bag and possession limit on Harlequin ducks is one per season.
2. Closed season on Aleutian Canada geese.

XI. MIGRATORY BIRDS, OTHER RESTRICTIONS

1. Shooting hours for all migratory bird seasons are one-half hour before sunrise until sunset.
2. It is unlawful to take ducks, geese (including Brant), or coots with lead shot, or to possess lead shot while hunting for such birds. Steel, tungsten-iron, tungsten-polymer, tungsten-matrix and tin shot are allowed.
3. Hunters must report birds and rabbits bagged on a Migratory Bird & Rabbit reporting card and return it to the office by the due date, whether used or not.

XII. HUNTING OF MARINE MAMMALS PROHIBITED

The Tribe has discontinued its special permit program for hunting marine mammals under Section 1.1.16.2 of the Hunting Ordinance. Hunting or take of Gray Harbor Seals, California Sea Lions, and all other marine mammals is *prohibited*. Deterrence of marine mammals interfering in treaty fishing or posing a threat of personal injury continues to be regulated under Section 1.1.16.3 through 1.1.16.6 of the Hunting Ordinance, which may be modified by adoption of a Model Marine

Mammal Ordinance during the period when these 2023-24 Hunting Regulations are in effect, in which case notice will be provided.

XIII. OTHER SPECIES

For any species not listed in this annual regulation, the open hunting season and bag limits shall, as a matter of tribal law, be the same as the open season and bag limits for such species as established by regulation of the State of Washington, unless modified by emergency tribal regulations. This section shall not be construed as any concession of authority or jurisdiction over tribal treaty hunting to the State of Washington.

XIV. EMERGENCY REGULATIONS

This regulation is subject to change by emergency regulation. Emergency regulations will be posted on the regulation board at the Lower Elwha Klallam Reservation. Tribal hunters are responsible for checking on current regulations prior to hunting.

XV. GATHERING

Lower Elwha Klallam tribal members may gather traditional plant resources using their Treaty Fishing and Hunting Identification card as identification, with no additional permit required at this time. Gathering is permitted within the same geographic areas that are opened for hunting. If you are uncertain whether a particular area is open, please contact the Natural Resources Office. All non-cultivated berries, plants, trees, ferns, mushrooms, fungi, and other species may be gathered for subsistence or ceremonial use. Any gathering of species listed as threatened or endangered under the federal Endangered Species Act is prohibited.

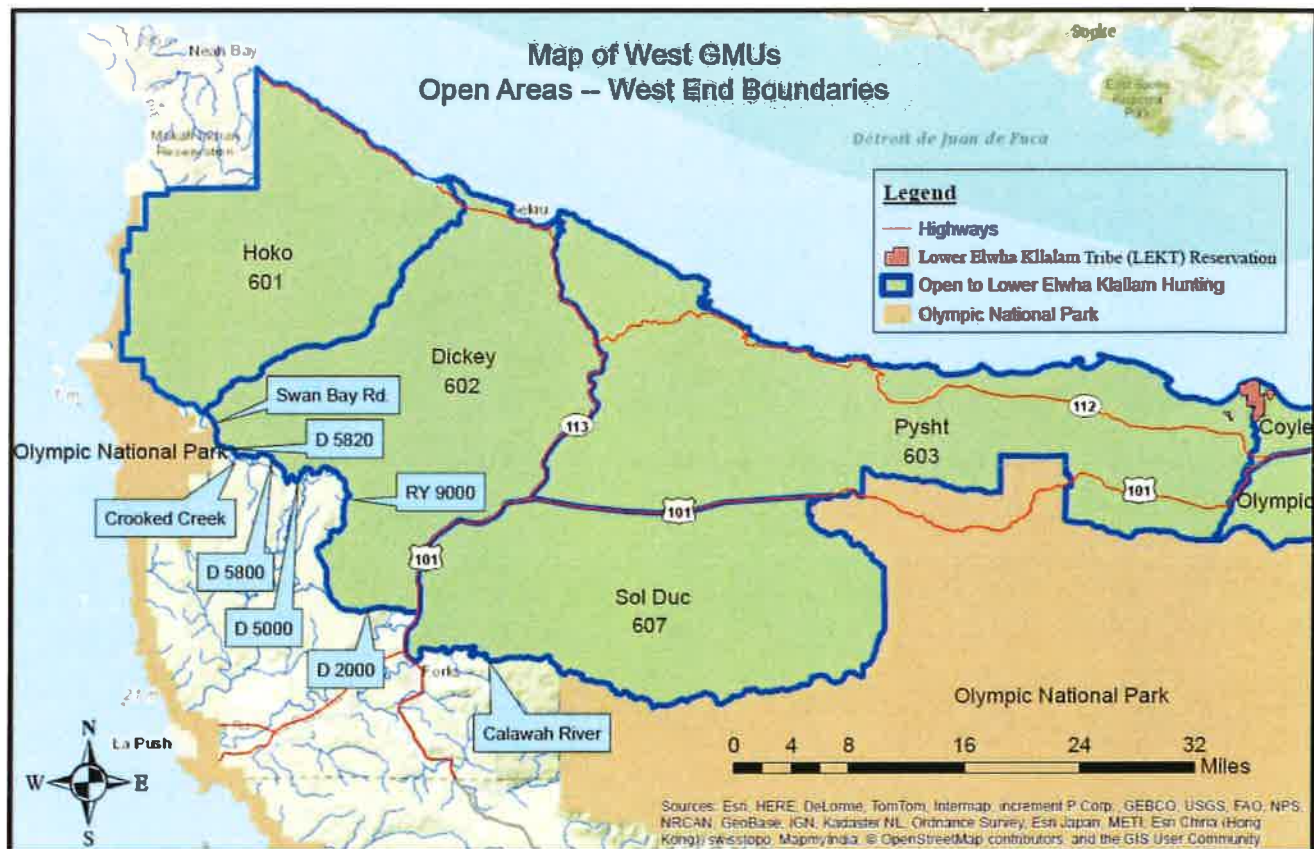
XVI. AUTHORIZATION

These Regulations are adopted pursuant to the Lower Elwha Klallam Tribe's authority to manage natural resources in which it holds treaty rights and to regulate the conduct of tribal members in the exercise of those rights, as more particularly set forth in the Tribe's Hunting Ordinance. The geographic and harvest limits placed on tribal members by these regulations are primarily for management and regulatory policy purposes and are not intended as a concession regarding the full geographic scope of the Tribe's right to hunt and gather on all open and unclaimed land.

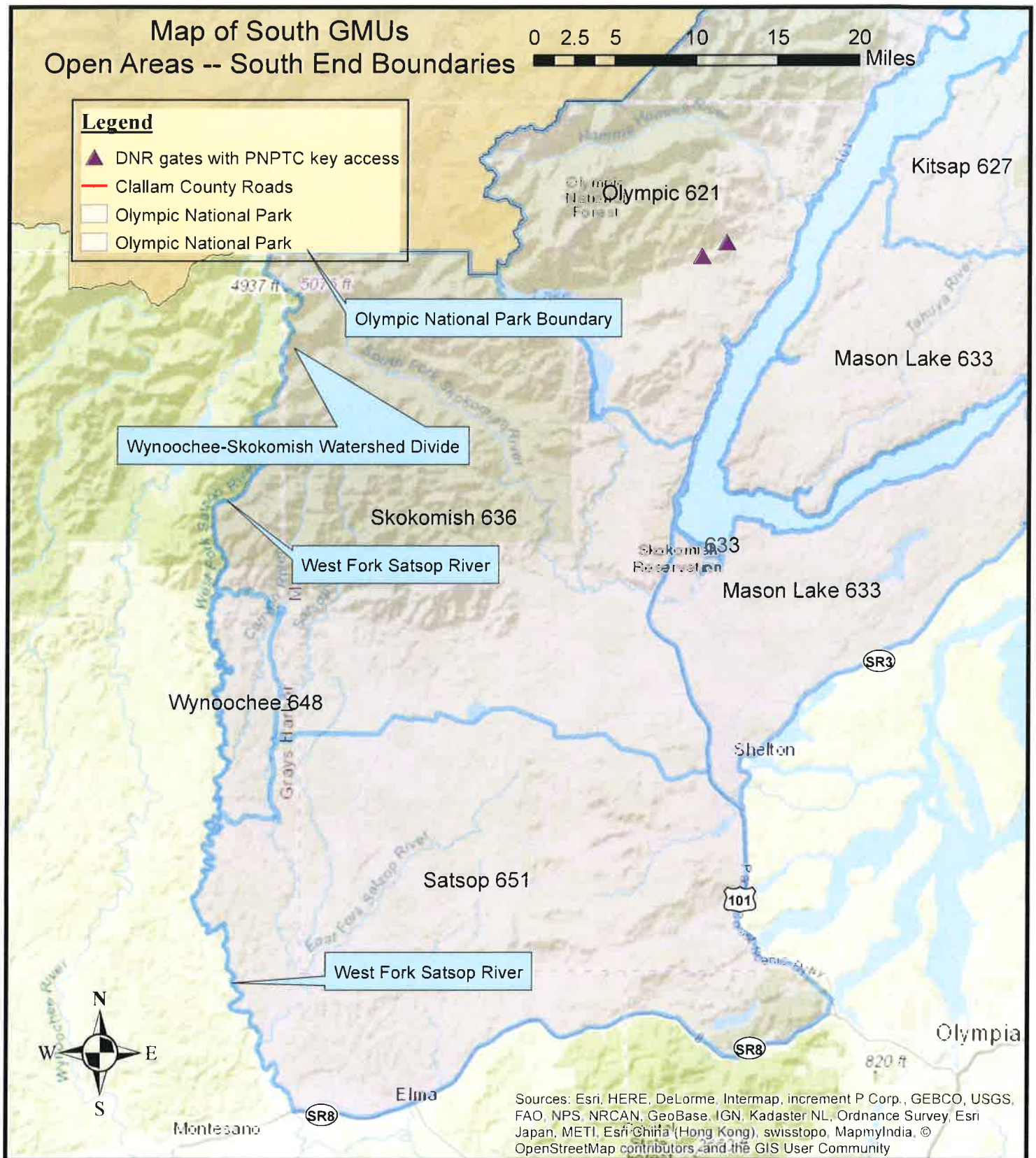
XVII. ADOPTION BY TRIBAL COUNCIL

I hereby certify that at a duly held Tribal Council meeting on June 28, 2023, with a quorum present, the foregoing 2023-2024 Lower Elwha Klallam Tribe Hunting Regulations were duly approved.

Frances G. Charles, Chairwoman
Lower Elwha Klallam Tribe



This map depicts the areas the Lower Elwha Klallam Tribe currently authorizes as open for treaty hunting and gathering activities by its members. Areas opened to treaty hunting are subject to change based on management and other considerations. This map should not be relied on for other purposes. It is not intended as any acknowledgement that treaty hunting areas may be defined in terms of maps created, or Game Management Units established, by the State of Washington, or that these opened areas are the only locations where the Tribe may authorize hunting and gathering activities under the Treaty of Point No Point. If there are any questions about the geographic extent of the Tribe's treaty activities, please contact the Tribe's Natural Resources Department.



This map depicts the areas the Lower Elwha Klallam Tribe currently authorizes as open for treaty hunting and gathering activities by its members. Areas opened to treaty hunting are subject to change based on management and other considerations. This map should not be relied on for other purposes. It is not intended as any acknowledgement that treaty hunting areas may be defined in terms of maps created, or Game Management Units established, by the State of Washington, or that these opened areas are the only locations where the Tribe may authorize hunting and gathering activities under the Treaty of Point No Point. If there are any questions about the geographic extent of the Tribe's treaty activities, please contact the Tribe's Natural Resources Department.



Lower Elwha Klallam Tribe

Lower Elwha Natural Resources Office

51 Hatchery Road
Port Angeles, WA 98363

(360) 457-4012

Fax: (360) 452-4848

TRIBAL MEMBER CONTRACT FOR ACCESS TO SELECT DNR GATES

I, _____, am a licensed Treaty Hunter of the Lower Elwha Klallam Tribe (Tribe). By signing this contract, I agree to be bound by the following requirements when accessing gated DNR lands to hunt or gather, including all provisions for penalties for non-compliance. I understand that in addition to the requirements of the Tribe's Hunting Ordinance and 2017-18 Hunting Regulations, I must also comply with the provisions of this contract and with Washington Department of Natural Resources (DNR) regulations, identified below, when accessing DNR lands for purposes of treaty hunting or gathering.

In order to gain access to DNR lands for treaty hunting and gathering, the Tribe has entered into an *Intergovernmental Agreement for Vehicle Access to DNR Managed Lands* as of January 9, 2017. Under this Access Agreement, tribal hunters will be allowed vehicular access through selected DNR gates within the Tribe's ceded area (see attached map and description).¹ The Tribe has placed locks on the DNR gates subject to the Access Agreement. The Tribe will maintain 3 keys to be in rotation for use by tribal hunters during the regular season. This contract sets forth the requirements for use of one of the Tribe's keys to the locks on these gates. Access to DNR lands via the Access Agreement is primarily for hunting, but may also be used to gather cultural and medicinal plants, roots, and berries for non-commercial, personal use in accordance with existing tribal regulations. Firewood cutting for personal use and harvest of cedar or cedar bark is not permitted under the Access Agreement or this contract.

The Access Agreement also provides that tribal members who use one of the Tribe's keys to access DNR lands must comply with all DNR regulations governing use of DNR property that are found in Washington Administrative Code Part 332-52 and in particular WAC 332-52-400 through 420. Copies of these DNR regulations are provided with this

¹ Roads may be closed seasonally by DNR for fire protection, conservation purposes, or where land management activities (such as logging or fire suppression) are in progress, and in any such case tribal hunters must abide by such seasonal closure.

contract. Among other requirements, hunters must be respectful of DNR property, refrain from littering, and not leave any trash.

Keys will be issued by the Tribe's Natural Resources Office to individual tribal hunters for a three-day period. The following rules apply to the use of keys:

- 1) The key must be checked out from the Natural Resources office during regular business hours (8:00-4:30, Monday through Friday, excluding Holidays), at which time this contract will be executed and a list of gates and rules will be provided.
- 2) The key must be returned to the Natural Resources Office *before noon* on the fifth day after it was checked out. The first and fifth days are considered administrative days, so that hunters may have access to the key for 3 full days excluding the days on which the key is checked out and returned. *If the fifth day falls on a weekend or on a tribal holiday when the Natural Resources Office is closed, then the key is due to the Natural Resources Office by 9 a.m. on the first day the Office is open after the fifth day.*
- 3) If the key is not returned by noon on the day it is due, the hunter will be fined \$50.00 and will not be allowed to use a key for the remainder of the hunting season. The fine will increase to \$100.00 effective at noon three (3) days after the key was due and increase again to \$200.00 effective at noon seven (7) days after it was initially due. In addition, once the key is more than seven (7) days overdue, the hunting privileges of the hunter responsible for its return will be immediately revoked (with immediate written notification to the hunter) and will not be reinstated until the key is returned and the penalty is paid in full.
- 4) Only the individual hunter who is going to use the key may sign it out, and the key *may not* be loaned to any other person, even an Elwha treaty hunter. The hunter responsible for the key may use it when hunting with other Elwha treaty hunters, except with any hunter who has failed to return a key or pay his or her penalty in full. Penalty for loaning the key to another hunter or for allowing a hunter ineligible to use a key under paragraph 3 or 6 of this contract is \$200.00.
- 5) The key may not be duplicated. The penalty for duplicating the key is \$200.00.
- 6) If the key is lost, the hunter will be required to pay a \$500.00 fee to the Elwha Tribe and will not be allowed to use a key for one calendar year from the date the key was due back to the Natural Resources office. In addition, all hunting privileges will be revoked until the fee has been paid in full.
- 7) Because there are only 3 keys, hunters must wait for at least one week after returning the key before requesting it again.
- 8) Key users will notify the Tribe's Natural Resources office of any property damage or unsafe conditions observed by the user on State lands while in possession of the key.
- 9) Hunters must ensure that the gate is locked behind them after opening it. A gate must not be left unlocked except while the hunter is actively entering or exiting the gated area.

- 10) It is unlawful to drive a vehicle on surfaces other than existing maintained roads, except that users of off-road vehicles (ORVs) may drive on trails specifically designed for ORVs. It is unlawful to degrade or damage roads, drainage ditches, or other managed resources in gated areas.
- 11) Hunters must carry this contract with them while using the key to access DNR lands, and be prepared to show it upon request to any DNR or State enforcement personnel encountered.

Signed _____ Date _____

Hunting Permit # _____ Treaty ID _____

Key needs to be returned by _____ Key Rec'd _____