

Secretary of State  
Certificate and Order for Filing  
**TEMPORARY ADMINISTRATIVE RULES**  
A Statement of Need and Justification accompanies this form.

I certify that the attached copies\* are true, full and correct copies of the TEMPORARY Rule(s) adopted on June 8, 2011 by the  
Date prior to or same as filing date

Oregon Department of Fish and Wildlife	Fish Division	635
Agency and Division		Administrative Rules Chapter Number
<u>Theresa Kucera</u> <u>Colleen Munson</u>	3406 Cherry Avenue NE Salem, OR 97303	(503) 947-6035
Rules Coordinator	Address	Telephone

to become effective June 13, 2011 through September 1, 2011.  
Date upon filing or later      A maximum of 180 days including the effective date.

**RULE CAPTION**

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

Lower Umatilla River Spring Chinook Salmon Fishery Extended Through June 30, 2011

**RULEMAKING ACTION**

List each rule number separately, 000-000-0000.

**ADOPT:** (Secure approval of rule numbers with the Administrative Rules Unit prior to filing.)

**AMEND:**

635-019-0090

**SUSPEND:**

635-019-0090 (Temp. rule effective 5-28-11)

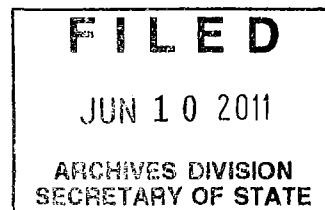
ORS 183.325, 496.138, ORS 496.146, and ORS 506.119

Stat. Authority:

Other Authority:


ORS 496.162 and ORS 506.129

Stats. Implemented:



**RULE SUMMARY**

Amended rule extends the lower Umatilla River spring Chinook salmon fishery, set in permanent rule to run through June 12, until 11:59 p.m. on Thursday, June 30, 2011. This allows recreational anglers opportunities to harvest excess returning hatchery spring Chinook salmon in an area from the Highway 730 Bridge upstream to Three Mile Dam. This extension was made possible because harvest rates have been very low and harvest allocations remain available from this year's Umatilla River spring Chinook run. In addition, broodstock and natural production needs have already been met. The Confederated Tribes of the Umatilla Indian Reservation (CTUIR) co-manage this fishery and operational plans for the species.

  
\_\_\_\_\_  
Authorized Signer

Debbie Colbert  
\_\_\_\_\_  
Printed Name

June 10, 2011  
\_\_\_\_\_  
Date

\* With this original and Statement of Need, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules.  
ARC 940-2005

DFW 04-2011(T)

Secretary of State  
**STATEMENT OF NEED AND JUSTIFICATION**  
A Certificate and Order for Filing Temporary Administrative Rules accompanies this form.

Oregon Department of Fish and Wildlife  
Agency and Division

Fish Division

635

Administrative Rules Chapter Number

In the Matter of: Amendment of OAR Chapter 635, Division 019, related to recreational fisheries in the Northeast Zone.

Rule Caption: (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

Lower Umatilla River Spring Chinook Salmon Fishery Extended Through June 30, 2011.

Statutory Authority: ORS 183.325, 496.138, 496.146 and 506.119

Other Authority:

Stats. Implemented: ORS 496.162 and 506.129

Need for the Temporary Rule(s):

This rule is needed to extend the open period for the Lower Umatilla River recreational adipose fin-clipped spring Chinook salmon fishery in the area from Highway 730 Bridge upstream to Three Mile Dam through 11:59 p.m. Thursday, June 30, 2011.

Documents Relied Upon, and where they are available:

1. Justification (email) from: William Duke, Pendleton Fish District Biologist; to: Rhine Messmer, Recreational Fisheries Program Manager; dated June 8, 2011

The above documents are available for public inspection in the Department of Fish and Wildlife, Fish Division, Third Floor, 3406 Cherry Avenue NE, Salem, Oregon, between 8:00 a.m. and 4:30 p.m., on normal working days, Monday through Friday.

Justification of Temporary Rule(s):

This fishery is co-managed with the Confederated Tribes of the Umatilla Indian Reservations. There is not adequate time to go through normal rulemaking proceedings to extend this on-going fishery. Failure to adopt this rule would cause serious prejudice to the public interest in that recreational fishers would not be allowed the opportunity to harvest this valuable resource.



Authorized Signer

Debbie Colbert  
Printed name

June 10, 2011  
Date



## Oregon Administrative Rules Oregon Department of Fish and Wildlife

635-019-0090

**Temp. Rule effective 6-13-11 thru 9-1-11**

### **Inclusions and Modifications**

(1) The **2011 Oregon Sport Fishing Regulations** provide requirements for the Northeast Zone. However, additional regulations may be adopted in this rule division from time to time and to the extent of any inconsistency, they supersede the **2011 Oregon Sport Fishing Regulations**.

(2) The Imnaha River from the mouth to Summit Creek Bridge (River Mile 45) is open to angling for adipose fin-clipped adult Chinook salmon from May 28 until further notice.

(a) The daily bag limit is two (2) adipose fin-clipped adult Chinook and five (5) adipose fin-clipped jacks; two daily limits in possession. It is illegal to continue fishing for jack Chinook once the adult bag limit is met.

(b) All other General, Statewide and Northeast Zone Regulations, as provided in the 2011 Oregon Sport Fishing Regulations, remain in effect.

(3) The Willowa River from a deadline at the lower end of Minam State Park upstream to the confluence with the Lostine River is open to angling for adipose fin-clipped adult Chinook salmon from May 28 until further notice.

(a) The daily bag limit is two (2) adipose fin-clipped adult Chinook and five (5) adipose fin-clipped jacks; two daily limits in possession. It is illegal to continue fishing for jack Chinook once the adult bag limit is met.

(b) All other General, Statewide and Northeast Zone Regulations, as provided in the 2011 Oregon Sport Fishing Regulations, remain in effect.

(4) Lookingglass Creek from the Moses Creek Lane Bridge (County Road 42) to the confluence of Jarboe Creek is open to angling for adipose fin-clipped adult Chinook salmon from May 28 until further notice.

(a) The daily bag limit is two (2) adipose fin-clipped adult Chinook and five (5) adipose fin-clipped jacks; two daily limits in possession. It is illegal to continue fishing for jack Chinook once the adult bag limit is met.

(b) During the duration of the spring Chinook angling season, the area closure listed for Lookingglass Creek in the Northeast Zone Special Regulations is modified to: Lookingglass Creek closed between Jarboe Creek and 200 feet upstream of the hatchery water intake.

(c) Hook gap restrictions listed in the Northeast Zone Special Regulations for Lookingglass Creek are removed for the duration of the spring Chinook angling season.

(d) All other General, Statewide and Northeast Zone Regulations, as provided in the 2011 Oregon Sport Fishing Regulations, remain in effect.

(5) The lower Umatilla River, from the Highway 730 Bridge upstream to Three Mile Dam, is open to angling for and retention of adipose fin-clipped spring Chinook salmon effective at 12:01 a.m. Monday, June 13 through 11:59 p.m. Thursday, June 30, 2011.

(a) The bag limit is two (2) adult fin-clipped spring Chinook salmon and five (5) jacks per day; ten (10) adult fin-clipped Chinook salmon may be kept per year.

(b) All other General, Statewide and Northeast Zone Regulations, as provided in the 2011 Oregon Sport Fishing Regulations, remain in effect.

Stat. Auth.: ORS 183.325, 496.138, 496.146 and 506.119

Stats. Implemented: 496.162 and 506.129