

# SPORT FISHING

## *Emergency Order*

ALASKA DEPARTMENT  
OF FISH & GAME

Under Authority of AS 16.05.060

Emergency Order No.: 1-4-98

Issued at: Juneau, May 26, 1998

Effective Date: Date: 12:01 a.m.  
Monday, June 1, 1998

Expiration Date: 12:01 A.M. Monday, August 10,  
1998. Unless superseded by subsequent  
emergency order.

### EXPLANATION:

This emergency order closes the Windfall Lake outlet stream and that portion of the Herbert River within 100 yards of the confluence of the Windfall Lake outlet stream and Herbert River to all sport fishing. This area will then be open to sport fishing two days a week during the month of June, and then be closed until this emergency order expires. Additionally, Windfall Lake will be closed to sockeye salmon fishing, but remain open to fishing for other species during this time period. This will allow limited opportunity for anglers to fish for sockeye salmon, but will also provide necessary protection for sockeye salmon returning to the Windfall Lake drainage to spawn.

### REGULATION:

5 AAC 47.022. WATERS; SEASONS; BAG, POSSESSION, AND SIZE LIMITS; AND SPECIAL PROVISIONS (56) is amended and (193) is added to read:

5 AAC 47.022. WATERS; SEASONS; BAG, POSSESSION, AND SIZE LIMITS; AND SPECIAL PROVISIONS

(1) 5 AAC 47.022 WATER	SEASON AND BAG LIMIT						SPECIAL PROVISIONS
	King Salmon	Other Salmon	Trout/ Steelhead	Dolly Varden	Halibut/ Lingcod	Other Fish/Shell fish	
(56) WINDFALL LAKE and all inlet streams	Closed	1D <sup>1,2</sup>	1M,1R	1H		1S	Only unbaited, artificial lures may be used. <sup>1</sup> Only 2 coho salmon 16 inches or more in length daily and in possession. <sup>2</sup> Closed to sockeye salmon fishing.

(193) WINDFALL LAKE OUTLET STREAM and that portion of the Herbert River within 100 yards of the confluence of the Windfall Lake outlet stream and the Herbert River <sup>1</sup>	Closed	1D <sup>2</sup>	1M,1R	1H		1S	<sup>1</sup> These waters are closed to all fishing except from 12:01 A.M to 11:59 P.M. on the following days: June 3,6,10,13,17,20,24, and 27. <sup>2</sup> Only 2 coho salmon 16 inches or more in length, and only 1 sockeye salmon, daily and in possession.
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**JUSTIFICATION:**

Sockeye salmon returning to Windfall Lake hold and ripen at the confluence of the Windfall Lake outlet stream and the Herbert River. In the late 1980s and 1990, fishing effort at this site increased dramatically and in 1989, anglers harvested over 800 sockeye salmon. In 1990, fishing effort continued to increase dramatically.

The sport fishery has either been partially or completely closed since 1991, and escapements have often been well below the escapement goal of 1,000 fish. However, escapements over the last two years have increased, and studies in 1997 indicate that our peak counts of spawning sockeye in the index area may be an overly conservative indicator of the actual escapement, and that a limited fishery can be allowed. Therefore, on Wednesdays and Saturdays through the month of June, the outlet stream will be open to provide anglers with an opportunity to fish for sockeye salmon. The lake will be closed to sockeye salmon fishing, but remain open to fishing for other species.