

## Research Article

**Cite this article:** Melville GE (2023). Opportunistic observation effort and seasonal-spatial fidelity: a qualitative approach, applied to an *Orcinus orca* first record. *Journal of the Marine Biological Association of the United Kingdom* **103**, e98, 1–11. <https://doi.org/10.1017/S002531542300084X>

Received: 29 August 2022

Revised: 4 October 2023

Accepted: 10 November 2023

### Keywords:

cetaceans; conservation; herring; opportunistic sightings; puffins; qualitative effort; seasonal-spatial fidelity

### Corresponding author:

Guy E. Melville;

Email: [guymelville1@gmail.com](mailto:guymelville1@gmail.com)

# Opportunistic observation effort and seasonal-spatial fidelity: a qualitative approach, applied to an *Orcinus orca* first record

Guy E. Melville 

Independent Scholar, PO Box 26, Freeport, Nova Scotia B0V 1B0, Canada

## Abstract

This study formulates a qualitative image-based approach to establishing cetacean sightings' effort at an ecosystem scale in the Gulf of Maine. As a first step, I investigate a rare set of long-term sightings (2008–2017, the study period) of a male killer whale (*Orcinus orca*) representing unusually consistent occurrences, without considering observation effort. Largely unknown, killer whale populations in the NW Atlantic are tiny, travelling over vast areas, and at risk of human-caused extinction. The synthesis uses opportunistic observations, reported mainly by recreational mariners and commercial fishers incorporated into data manipulations anonymously. Adding an effort index using the qualitative image-based approach, I then investigate the hypothesis that the killer whale sightings constitute seasonal-spatial fidelity to the greater GoM, the first documentation of fidelity patterns in the western Atlantic hemisphere. The analysis includes comparisons to frequency distributions of single killer whales in the gulf in the historical past as a baseline, i.e. post mid 1940s. Finally, the fidelity analysis reveals a substantial spatial anomaly in the recent sightings data for the northeastern GoM. An explanation for the emergent anomaly is pursued by analyses of indicators of the availability of Atlantic herring (*Clupea harengus*) [fisheries landings, Atlantic puffin (*Fratercula arctica*) chick diets] as potential prey in the NE gulf. With the development of complementary corroborative approaches to the analysis of incidental sightings, it is possible to chip away at impediments to the understanding of ecosystem attractants and deterrents with respect to cetacean distributions.

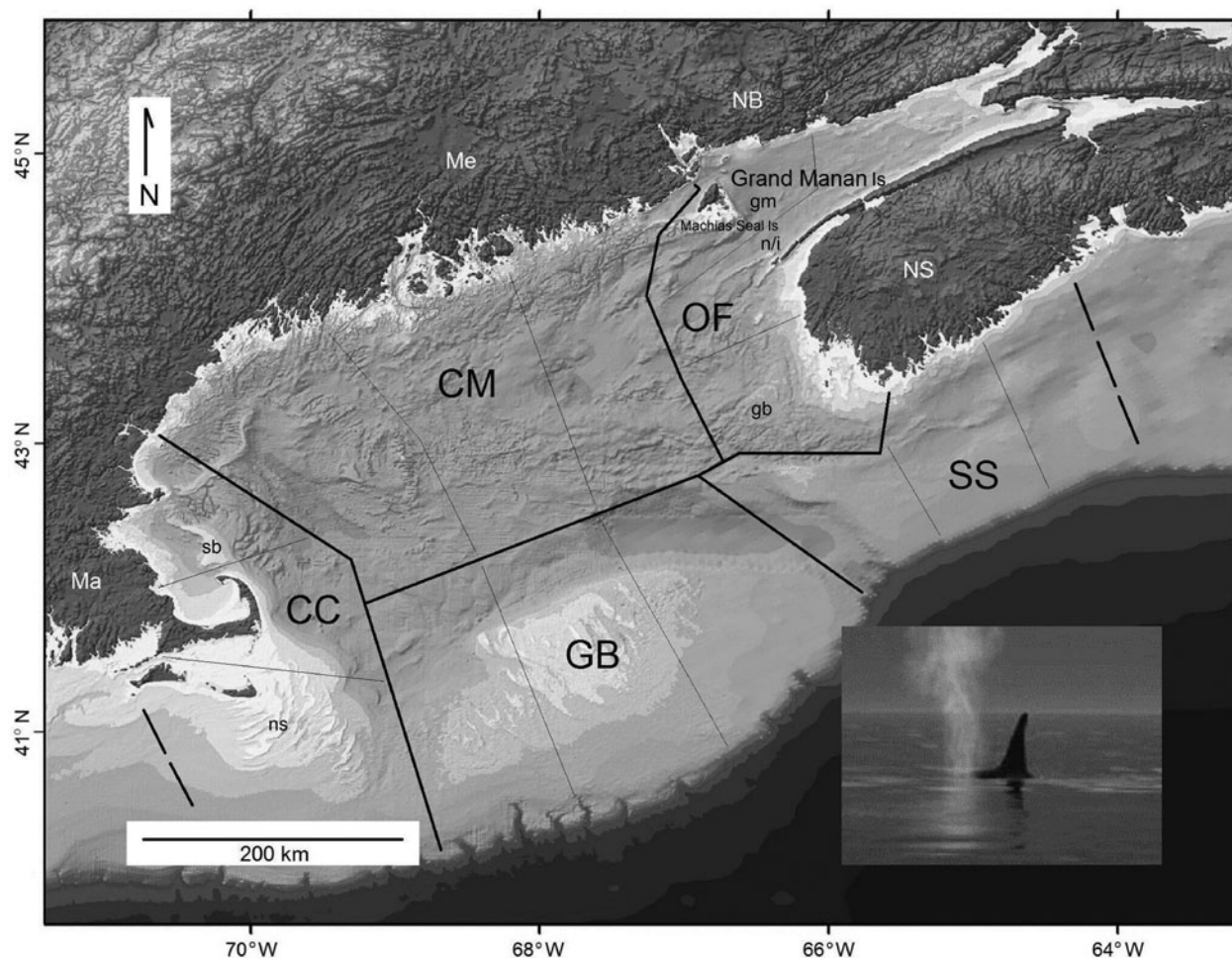
## Introduction

A biogeographic distribution may include flux and directional shift components, as well as accounts of major ecosystem attractants and deterrents with respect to species' occurrences. Cetacean researchers continue to value opportunistic or incidental data in documenting occurrences, given the paucity of information about many species and the impediments to undertaking designed quantitative surveys (e.g. Santillan, 2011; Foote *et al.*, 2014; Reinhart *et al.*, 2014; Accardo *et al.*, 2018; Gibson *et al.*, 2020). Incidental sightings vary from point-location 'first records' of a single animal (e.g. Accardo *et al.*, 2018; Towers *et al.*, 2022) to, collectively numerous individuals of various resident species over very large areas (Delefosse *et al.*, 2018). Extensive routine sightings have been documented in recent decades for many marine ecosystems, but the number of unusual opportunistic sightings is relatively small. Even a few novel or 'first record' opportunistic data can be particularly informative about ecosystem influences on organisms.

Structured seasonal-spatial patterns of use by an individual provide evidence of well-developed 'fidelity' to a geographic area, including the use of particular prey resources. Incorporating observation effort into fidelity studies helps determine, for example, whether an animal chooses to frequent a particular area, or is seen more in the area because more potential observers are present. Generally, effort considerations do not accompany presentations of opportunistic especially novel data, leaving investigators to couch reporting in greater uncertainty or diminish the contributions of their work to understanding fidelity. This effect need not be the end state (e.g. Ochoa-Pachas, 2021); although opportunistic data tend to fall in the qualitative domain, many of these data can also be standardized and often calibrated by quantitative means, providing additional valuable information (Bain *et al.*, 2014). Qualitative determinations of area-specific effort draw heavily on Purposeful or Purposive sampling (also Judgmental or Authoritative) (Explorable.com, 2009; Lopez and Whitehead, 2013; Palinkas *et al.*, 2013) where, from a body of potential observers, the investigator selects one or more who have substantial knowledge of area usage (information-rich).

In the contexts of biogeographic change and fidelity, scattered public accounts have reported sightings of a killer whale (*Orcinus orca*, 'orca') in the greater Gulf of Maine (GoM, Figure 1) from time to time in recent years. It is unusual to see killer whales in most areas of the NW Atlantic Ocean, especially the GoM (Forney and Wade, 2006). Extended groups, thought to be tiny, may number no more than 10–12 individuals but inhabit 10,000s km<sup>2</sup> of ocean (e.g. COSEWIC, 2008). As a consequence, sparse scientific information exists for killer whales in the region, despite the conservation designation 'special concern' for





**Figure 1.** Terrain map of the greater Gulf of Maine highlighting major marine sub regions, selected seascape features and adjacent land jurisdictions. Ocean letter codes/symbols: CC, Cape Cod; CM, Coastal Maine; GB, Georges Bank; OF, Outer Fundy; SS, Scotian Shelf; straight lines, sub region boundaries. West boundaries of OF and SS approximate Canada–US international boundary. Seascape/select subunit codes: gb, German Bank; gm, Grand Manan; n/i, Digby neck and islands; ns, Nantucket Shoals; sb, Stellwagen Bank. Land letter codes, states/provinces: NS, Nova Scotia; NB, New Brunswick; Me, Maine; Ma, Massachusetts. Inset credit, anonymous German tourist.

eastern Canadian waters (COSEWIC, 2008). Conservationists face a comparable situation for eastern USA waters (NOAA, 2015). Jourdain *et al.* (2019) declare that there is an urgent need to collect data on killer whales off NE North America.

As the first objective, this study formulates a qualitative image-based approach to establishing cetacean sightings' effort at an ecosystem scale, here the Gulf of Maine. In parallel I investigate sightings of the killer whale indicated previously, and propose that they represent a rare example (without effort) of unusually high long-term consistency. The synthesis uses opportunistic observations, reported mainly by recreational mariners and commercial fishers, incorporated into data manipulations anonymously. Adding effort using the qualitative approach, I then investigate the hypothesis that the killer whale sightings constitute seasonal-spatial fidelity to the greater GoM, the first documentation of fidelity patterns in the western Atlantic hemisphere. Analyses include a validity test of sightings' activity importance in relation to effort, and comparisons to frequency distributions of single killer whales in the GoM in the historical past as a baseline, i.e. post World War II – a landmark event of great stress to whales generally (e.g. Trumble *et al.*, 2018). The possibility of killer whale fidelity, such as seasonal migratory movements, in the NW Atlantic has been raised repeatedly (Mitchell and Reeves, 1988; Reeves and Mitchell, 1988; Lawson and Stevens, 2014; Matthews and Ferguson, 2014), and hinted at by several apparent

re-sightings of a few recognizable individuals (anonymous reviewer, personal communication).

Finally, the fidelity analysis reveals a substantial spatial anomaly in the recent sightings data for the northeastern GoM (Figure 1). Observations (Melville, 2023 and unpub.) suggest mainly a fish-eating habitude for the killer whale in the GoM, with a focus on Atlantic herring (*Clupea harengus*). An explanation for the emergent anomaly is pursued by analyses of indicators of the availability of herring [fisheries landings, Atlantic puffin (*Fratercula arctica*) chick diets] as potential prey in the NE gulf.

## Materials and methods

### Study system

The greater GoM, covering ~180,000 km<sup>2</sup>, consists of a semi-enclosed shallow sea bounded by Georges Bank to the south (middle), the west end of the Scotian Shelf (right) and most of the Nantucket Shoals (left) (Figure 1). It has many tidally-mixed areas which distribute incoming nutrients e.g. the Bay of Fundy, making this Large Marine Ecosystem one of the most productive areas of the ocean (Longhurst, 1990). As a complement, topographic Rossby waves propagating across the continental shelf are thought give rise to the transport of nutrient-laden

continental slope water up onto the shelf. The conjunction of polar and subtropical climatic conditions (Longhurst, 1990) ultimately causes the characteristically dynamic, highly variable circulation. It has supported major fisheries for centuries, for which a great many data exist (e.g. Sosebee, 2022), although substantial data gaps, inconsistencies and access issues abound. Major migratory predators including sharks, whales and seabirds arrive in pursuit of prey such as herring on a seasonal basis, peaking in abundance in mid-to-late summer (e.g. NOAA, 2015; Diamond, 2021). Waters are warmest in the late summer, and coldest in February-March.

Complementary investigation (Melville, 2023) shows that the killer whale of record in this study forages in the company of white-sided dolphins (*Lagenorhynchus acutus*) (Supplementary Figure), known to eat herring as small as ~7.5 cm long (age 1; but usually >18 cm, age ≥2; Craddock *et al.*, 2009) on about 25% of sighting days. In addition to Atlantic herring, the observations suggest he probably preys on other small schooling fish in the GoM – Atlantic mackerel (*Scomber scombrus*) and juvenile Atlantic pollock (*Pollachius virens*) [and perhaps even sand lance (*Ammodytes* sp.)]. Similar prey seemed to be the focus for single killer whales occasionally encountered historically in the GoM (e.g. Katona *et al.*, 1988). As well, he has taken Atlantic Halibut (*Hippoglossus hippoglossus*) off commercial fishing hooks (J. Peterson, personal communication) and eaten fishing-bait scraps, although most sightings of the male by commercial fishers do not involve catch-related feeding. Especially notable, on one occasion, without any overt behavioural actions he suddenly captured a Harbour Porpoise (*Phocoena phocoena*) adjacent a boat (J. Swift, personal communication). Overall his putative diet, particularly of schooling-fish with emphasis on herring, might include supplements of harbour porpoise (sensu Remili *et al.*, 2023) and occasionally other species in the greater GoM.

The killer whale, with his unique dorsal fin (Figure 2), has been variously described as active, of reasonable weight, normal colour and in good health. Popular accounts have tended to mention him as being a very large killer whale, but he has grown substantially since I first observed him in 2010. A stand-alone study of his mid life growth and maturation is currently underway, using opportunistic observations from close approaches: this will report precise estimates of some basic biological characteristics (e.g. Melville, 2023). Nothing is known about his social history. Most often people refer to him as ‘Old Thom’ (or similar spelling), other names less so.

Opportunistic effort

I incorporate large-scale opportunistic viewing effort as an index by rating the sighting-potential for five sub regions (Figure 1), each consisting of three subunits, while treating the decade as a single time unit. Ratings (Table 1) vary from high effort = 4 to low effort = 1, while values of 3 and 2 equate to high-moderate and low-moderate respectively. I independently assign a new rating four times per subunit, one for each of the periods January through March, April–June, July–September, and October–December, then sum these seasonal ratings. The ultimate assignment of a subunit rating is determined by one-to-one relational comparisons (two values each) with other ratings within each column (four columns) and across each row (15 rows) (Table 1), resulting in  $4\{15!/2!(15-2)!\} = 420$  and  $15\{4!/2!(4-2)!\} = 90$  comparisons respectively (e.g. Hare *et al.*, 2016). The order of determination is: probable 4s, 1s, 3s, then 2s, and includes where appropriate the question, ‘is the overall potential effort re a higher rating substantially more than that represented in a rating one unit smaller, or at least  $\sim 5/3 >$  the latter?’ A fraction facilitates separation of ratings, and  $5/3$  (e.g. vs  $4/3$ ) adds modest



Figure 2. The mature male killer whale in the Outer Fundy, showing nick (x) on trailing/posterior edge of upper dorsal fin. Telephoto credit, J. Melville. Inset: putative prey, Atlantic herring, ≤45 cm long (not to scale), credit NOAA.

protection against overestimation of potential effort in individual sightings. A final index value for a sub region is calculated from the three subunit totals (Table 1). Effort for each sub region is then employed as a proportion of the effort assigned across the whole GoM.

Table 1. Effort index values based on sighting-potential for areas and seasons in the greater Gulf of Maine, as in Figure 1

Sub region and subunits	Season				
	Jan-Mar	Apr-Jun	Jul-Sept	Oct-Dec	
Outer Fundy					
Grand Manan	4	4	4	4	
Neck / Islands	4	4	4	4	
German Bank	3	3	3	2	
Sums	11	11	11	10	Row = 43
Coastal Maine					
West	4	4	4	4	
Middle	3	3	3	2	
East	4	4	4	4	
Sums	11	11	11	10	Row = 43
Cape Cod					
Nantucket Shoals	1	2	3	2	
Middle	2	3	4	3	
Stellwagen Bank	3	3	4	3	
Sums	6	8	11	8	Row = 33
Georges Bank					
West	3	3	3	2	
Middle	1	2	2	1	
East	1	2	1	1	
Sums	5	7	6	4	Row = 22
Scotian Shelf W					
West	2	2	3	1	
Middle	1	1	2	1	
East	1	1	1	1	
Sums	4	4	6	3	Row = 17



The data used to assess the maritime activities contributing ‘eyes on the water’ (Table 2), i.e. to potential effort values, initially derive from judgements of the relative importance (re ~spatial-temporal coverage) of major activities within each of the subunits in Figure 1. Heuristically, four major groupings encompass the effort activities, with three possible constituents per group (Table 2). Ideally activities conceptually overlay the subunit terrain or seascapes, with each subunit becoming a terrain-informed image or single-pattern ‘datum’, like a medical x-ray (Melo *et al.*, 2011). A trained medical professional can diagnose from an x-ray and suggest differential (alternative) possibilities in a matter of seconds (Melo *et al.*, 2011), through non-analytical reasoning based on experience (Norman *et al.*, 2007). Time to diagnose is not a consideration in this study, rather it seeks some form of basic image-component articulation as a result for, ultimately, transcription of data between disparate scientific reasoning approaches and accuracy-standard development.

Inclusion of a major activity in a priority (‘most important’) group is determined in a categorical (yes/no) manner, and the priority group then represents the sightings’ potential for the spatial subunit. The activities (Table 2) are similar to the suits in a deck of playing cards used in the game of poker (CMU, 1992), where the suits share the same importance probability scale. Potential differences in importance ratings between activities are inevitable but the use of the same scale diminishes them. Here, where there might be two most important activities instead of one in a subunit for example, the two (some overlap assumed) do not change the assigned status – collectively, activity in the subunit is simply assessed as ‘most important’. The maximum number of activities per subunit is also set at four regardless of importance level. Collective importance levels within an activity, thus subunit, are coded using the same number sequence (least important = 1 to most important = 4) as in comparisons between subunits for consistency and ease of translation.

Comparable to card games, extraordinary elements and inequities invoke conventions. Any on-water activity in the GoM connected with Atlantic bluefin tuna (*Thunnus thynnus*) is a potential ‘most important’ wild card, given the connection with killer whales in the GoM (Katona *et al.*, 1988). Accounting for gross background information inequities between Cape Cod subunits and the other subunits, the ‘most important’ effect level for Cape Cod is capped at two activities although all possibilities are acknowledged. I ignored personal local knowledge of the inshore Outer Fundy in judging the importance of maritime

activities, to minimize possible bias in scaling up potential effort to the sub region level. Unlike comparisons between subunits, less emphasis is placed on activities judged to be least important within subunits since there can be many, especially proximal to Cape Cod. To test the validity of using importance to indicate potential eyes on the water, foreshadowing sufficient sample sizes, I undertake frequency comparisons of activities resulting in sightings in the Outer Fundy. Evaluation of numerical superiority between subunits is left to the comparisons outlined in the first paragraph of this section.

The effort ratings factor in a number of basic considerations contributing to reliability and mixed-method numerical transparency for example (Noble and Smith, 2015; Hare *et al.*, 2016). Inherent in the study design, the potential for sightings is lower for areas farther from the mainland, those with fewer seascape features (e.g. Figure 1), winter periods and fishing closures. However, while variable from one fishery to another, winter fishing across the GoM is relatively intense, often maintaining at least moderate sightings potential. Also, a pre-analysis indicates GoM effort ratings present no pattern in relation to subunit areas, based on a ranking of the latter variable. Analyses include a simulation in which sightings ( $n = 9$  d) in the vicinity of Grand Manan Island (Outer Fundy, Figure 1), near the eastern boundary of the Coastal Maine region, are reassigned to the latter unit. This a posteriori ‘thought experiment’ examines the extent to which a substantial spatial bias at the subunit level, e.g. an incorrect or ‘wrong’ placement of sightings would affect the frequency results of sightings system-wide.

### The killer whale records

Personal viewings (2010 and later), sightings by colleagues, and those by other knowledgeable observers make up many of the records from the NE GoM through 2008–2017, the study period. Additional records were derived from searches of internet sources such as news outlets, postings from research institutions and recreational tour operations, and experiences recounted on social media. Observations were made from many types of seagoing as well as island-based (four occasions) viewing platforms. Multiple sightings on a single day are considered a single record to avoid pseudo-replication. Photographs and or videos representing 47 sightings’ days were ultimately viewed for the majority of the sightings I accept, other than those duplicated in databases such as OBIS-SEAMAP (OBIS, 2022).

Basal information included here about confirmed and allowed-probable killer whale sightings consists of an identification based on a description of his physical features, season and approximate location. Five nominally probable sightings with information deficiencies (each multiple sources but missing specifics; little description overlap), largely related to commercial fishing in the Outer Fundy, were omitted from analyses. Identification from photos, videos, and some verbal descriptions build on Bigg (1982), focusing for example on one or more of: dorsal fin (Figure 2) – vertical and apex orientations, polynomial outlines of apex and posterior edge, including nick, height-to-lateral width ratios; saddle patch – shape, details near posterior junction of back with dorsal fin, ephemeral details; more general transitory elements re body surface. Collectively the sightings constitute more of a true statistical sample than most strict photo-identification studies, because acceptance of some probable sightings accepts the possibility of (admittedly very small) sampling error. All third-party data and observations in this study were made anonymous (PDPC, 2018), which tends to be most useful with respect to indirect personal identifiers and the activities of fishers (Acheson and Gardner, 2014; Chiu, 2017).

Historical or ‘baseline’ records of single-killer whale occurrences in the GoM are found in Appendix 1 of Katona *et al.*,

**Table 2.** Human maritime activities – potential contributors to the designation of observation-effort values, i.e. ‘eyes on the water’, in subunits of the GoM

Major activity	Code	Suffix	Possibilities
Commercial fishing	CF	a	Bottom fish
		b	Benthic invertebrates
		c	Pelagic forage
Dedicated service	DS	a	Sea surveys
		b	Security patrols
		c	Search & rescue
Recreational pursuits	RP	a	Wildlife viewing
		b	Individual fishing
		c	Pleasure boating
Working transit	WT	a	Cargo shipping
		b	Passenger ferries
		c	Coastal industrial

(1988, excludes case 132 and related, presumed end-of-life) with records spanning 38 years, 1949 through 1986. No animal ages are known, and potential observation effort is not assessed for the baseline period.

### Coastal Maine herring

Regression analysis of herring decadal landings (SW New Brunswick), available through 2017, uses fixed-gear data (juvenile herring, ages 1–3) from DFO (2018) and references therein. Puffin herring-forage data (Machias Seal Island, SW of Grand Manan, Figure 1) for the same period (herring ages 1~2) appear in Depot *et al.*, (2020) and Diamond (2021; courtesy L. Scopel, Univ. of New Brunswick, CA), as part of compilations of fish biomass delivered annually to puffin chicks. Herring are the preferred prey of puffins, although variable year-to-year and as prey can at times indicate herring availability.

Preacher (2001) outlines the Chi-square test of independence for comparing sightings' frequencies across spatial units. The Custom variant allows one to specify expected frequencies of one's choosing, for example distributions expected based on effort and history. The Yates' correction improves the null-condition (no effect) sampling distribution, particularly if some sampling frequencies are very low. In the validity test of using importance to indicate potential eyes on the water, the minimum frequency is set = 2 sightings per importance grouping by subtracting the appropriate count from the maximum activity-specific total; this manipulation, to meet test procedural requirements results in a conservative statistical evaluation.

Regression analyses use ordinary least squares (Sokal and Rohlf, 1981) for the herring-related time series, where 2000 is year = 0 and 2017 = 17, the last year for which data are available. Slopes and intercepts reflect these domain values, while the trends represent those over the time series expressed in years. Since puffin herring-forage values are percentages, they are arcsine transformed to minimize distortions in the distribution of the percentages, by compression of the middle of the % spectrum (Sokal and Rohlf, 1981).

## Results

The killer whale was seen on multiple occasions every year for a total of 65 different days over the study period (65 decade<sup>-1</sup>), in contrast to single-sightings during the historical baseline of 6.1 decade<sup>-1</sup>. The increase, an order of magnitude, occurred despite a much shorter (75% less) observation period. No trend in numbers occurred through the baseline, although eight single-animal sightings occurred 1979–1981. Katona *et al.* (1988) do not state details of the eight historical sightings but a few probably were re-sightings. Given the spread of almost four decades it is assumed that most baseline sightings were of different animals despite killer whale longevity. In the recent decade, 92.3% of sightings are considered confirmed identifications, while the remainder are designated probable.

### Records without effort

Aggregate sightings by season in the recent (male killer whale) and baseline periods are both typical, peaking in late summer (Figure 3). The larger recent sample size probably helps spread the distribution, contributing to higher frequencies during spring and fall.

### Records with effort

The killer whale was seen in four of the five major sub regions, especially (82%) throughout the Outer Fundy (Figure 4;

'conservative', given the five case omissions). Sightings for this area are triple the number of sightings expected based on estimated effort. There are no reports of sightings for Coastal Maine, contrary to the number expected which equals that for the Outer Fundy. Sightings in Outer Fundy drop to 68% in the 'wrong placement' simulation, in which sightings ( $n=9$  d) in the vicinity of Grand Manan Island (Outer Fundy, Figure 1), near the eastern boundary of the Coastal Maine region, are reassigned to the latter unit. The effect on the overall regional distribution of sightings is minimal, supported by a comparison of the simulation frequency with that of sightings expected based on effort (Custom Yates'  $\chi^2 = 49.226$ ,  $P=0$ ,  $df=4$ ; Scotian Shelf expected value 6) (here ~2.5 times expected).

The frequency of killer whale sightings by region during the baseline period mimics that expected according to effort in the recent decade, with eastern observations split between Outer Fundy and Coastal Maine (Figure 4). One difference occurs, in that more baseline killer whale sightings were reported for the Cape Cod region than expected recently (frequencies expressed as percentages, Custom Yates'  $\chi^2 = 35.781$ ,  $P=3.2e-7$ ,  $df=4$ ). The striking difference between the Outer Fundy and the paucity of recent sightings in Coastal Maine does not occur in the baseline.

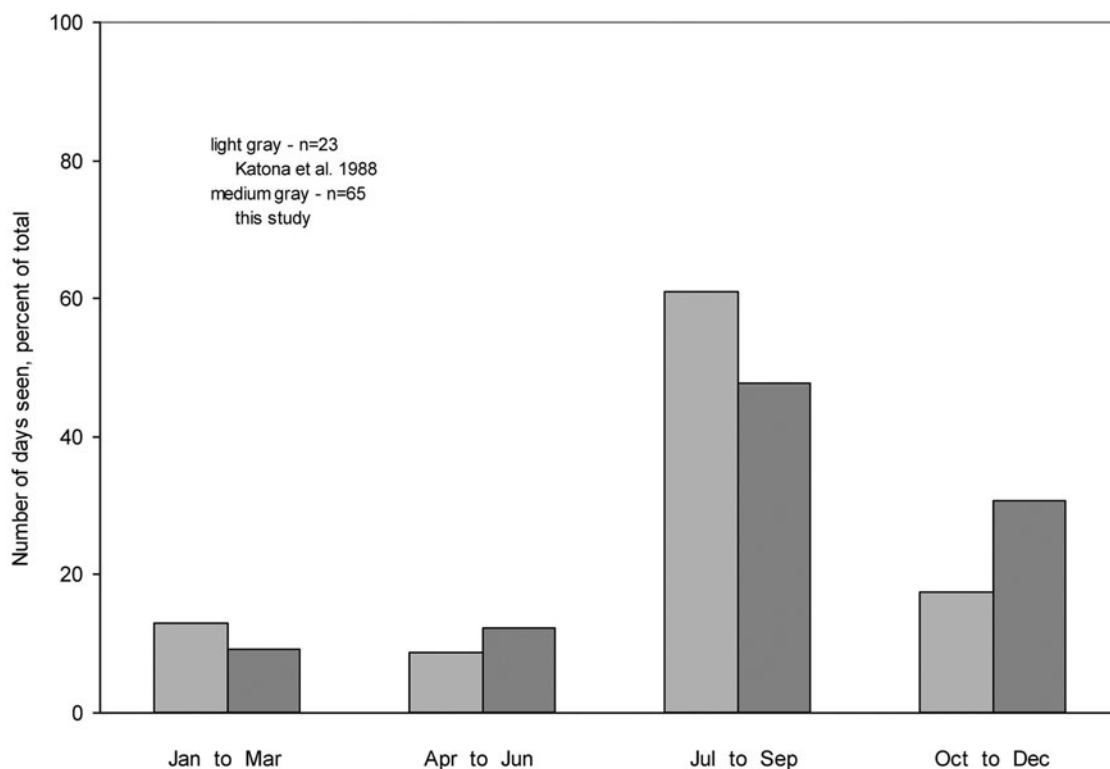
Sighting' counts correspond with importance level when 1 maritime activity predominates, and are more even when higher importance levels are shared among activities (Figure 5). With shared importance in the Grand Manan subunit, frequencies are no different from those expected in an even distribution (as %, Custom Yates'  $\chi^2 = 2.627$ ,  $P=0.269$ ,  $df=2$ ). Having different single predominate activities, the frequency distributions in the Neck/Islands and German Bank subunits are markedly different (as %, Custom Yates'  $\chi^2 = 59.401$ ,  $P=0$ ,  $df=2$ ). Working transit (WT, Table 2) activities reported no sightings in the latter subunits, so WT is not included in Figure 5.

### Coastal Maine revisited

Recent herring landings, Canadian but symptomatic of eastern Coastal Maine forage, declined dramatically (6% year<sup>-1</sup> since 2000, Figure 6;  $R^2=0.690$ , Pearson  $r=-0.842$ , 'strong',  $P<0.0001$ ,  $df=15$ ; 2007 outlier 30,100 t omitted), to the point of fishery near-collapse by 2017. Inclusion of the 2007 outlier results in very similar pattern but decreases the  $R^2$  to 0.487. The pattern of juvenile herring delivered to puffin chicks is more complex, as indicated by the polynomial curve fit (Figure 7,  $R^2=0.999$ ), showing some stability ( $x^2$  term) before a steep decline during the recent period of GoM male killer whale sightings.

## Discussion

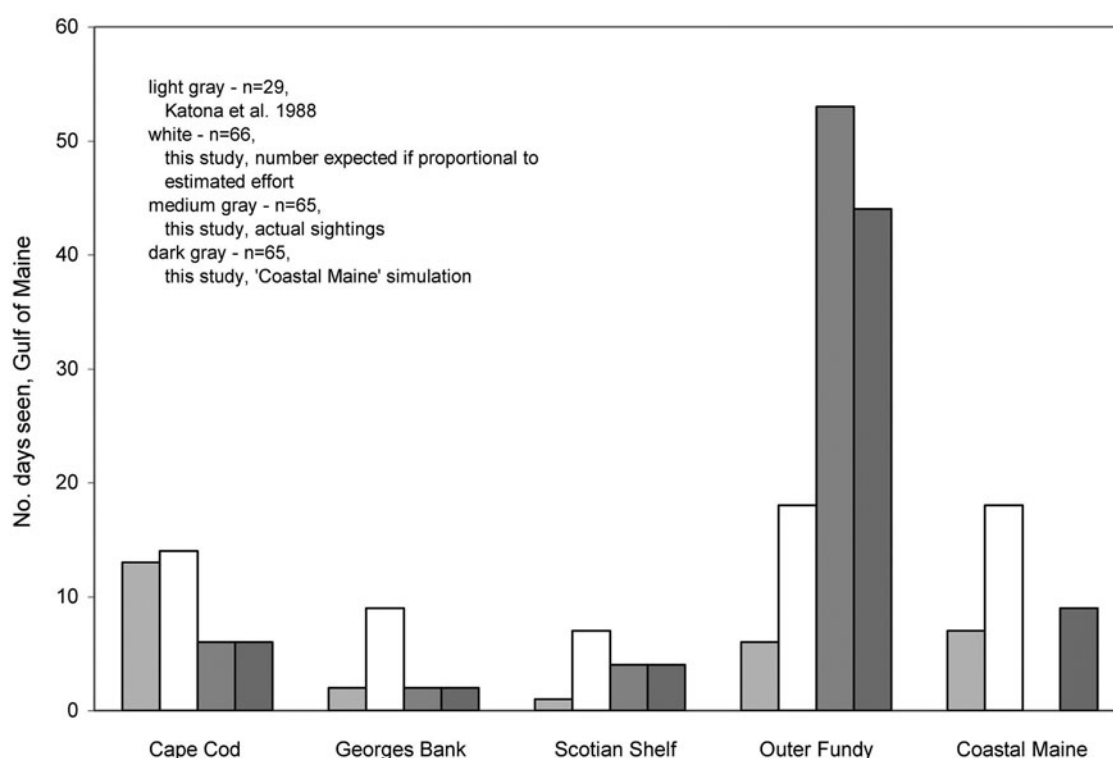
The male killer whale provides the first patterns of interannual site fidelity for killer whales in the western half of the Atlantic hemisphere, demonstration enabled by the qualitative image-based approach to observation effort. The contrast with historical comparisons adds additional support for the recent fidelity. Inclusion of effort greatly reduces the uncertainty with respect to seasonality and the likelihood of detection which arises in incidental surveys, even when observed survey distributions (e.g. Delefosse *et al.*, 2018) are highly consistent, include larger sample sizes across multiple species, and can be attributed to causes. In this manner, inclusion of effort such as the type of index here would serve as a natural complement to valuable incidental survey methods, such as those employed by Delefosse *et al.* (2018) on oil rigs in the North Sea. Single activities considered to be important sources of sightings appear to provide adequate levels of relative observation effort, at least at the basal level introduced in this



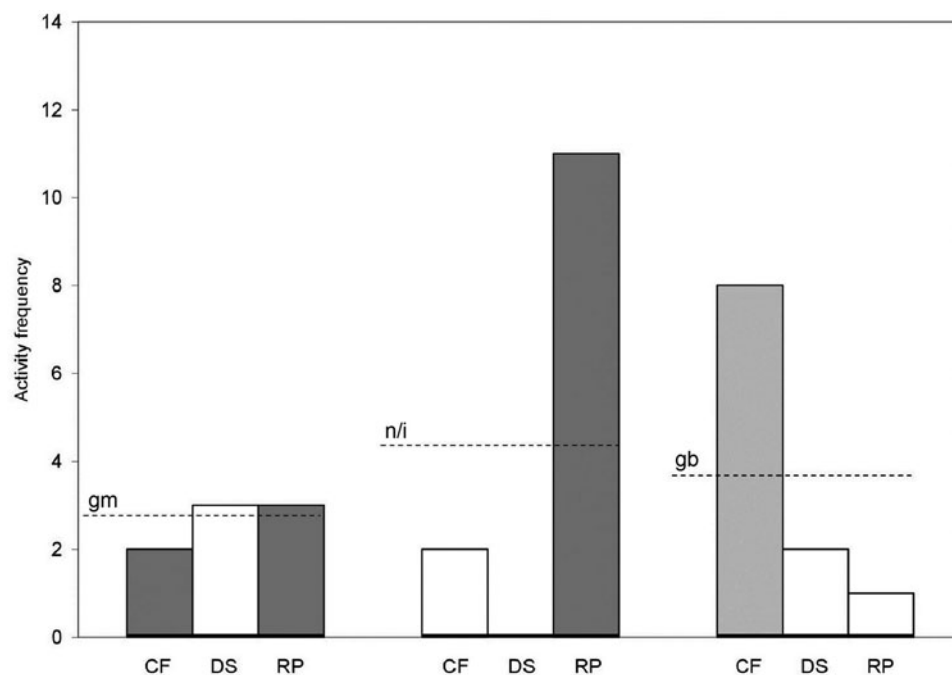
**Figure 3.** Records without effort: sightings by season in the greater Gulf of Maine, for the male killer whale and for single killer whales in the historical baseline, i.e. post World War II.

study. Adding other potentially important sources of sightings does not necessarily increase the total number of sightings, but they would serve as robust backup effort in more complicated analyses. Dedicated service activities provide sporadic sightings' options because their primary purpose is to look, albeit often

for other reasons. Since a fundamental qualitative entity is not based on quantitative data i.e. without standards, necessary for retrospection (after Norman *et al.*, 2007), consistency of description in image interpretation is the only consideration available in making credible assessments of activity importance.



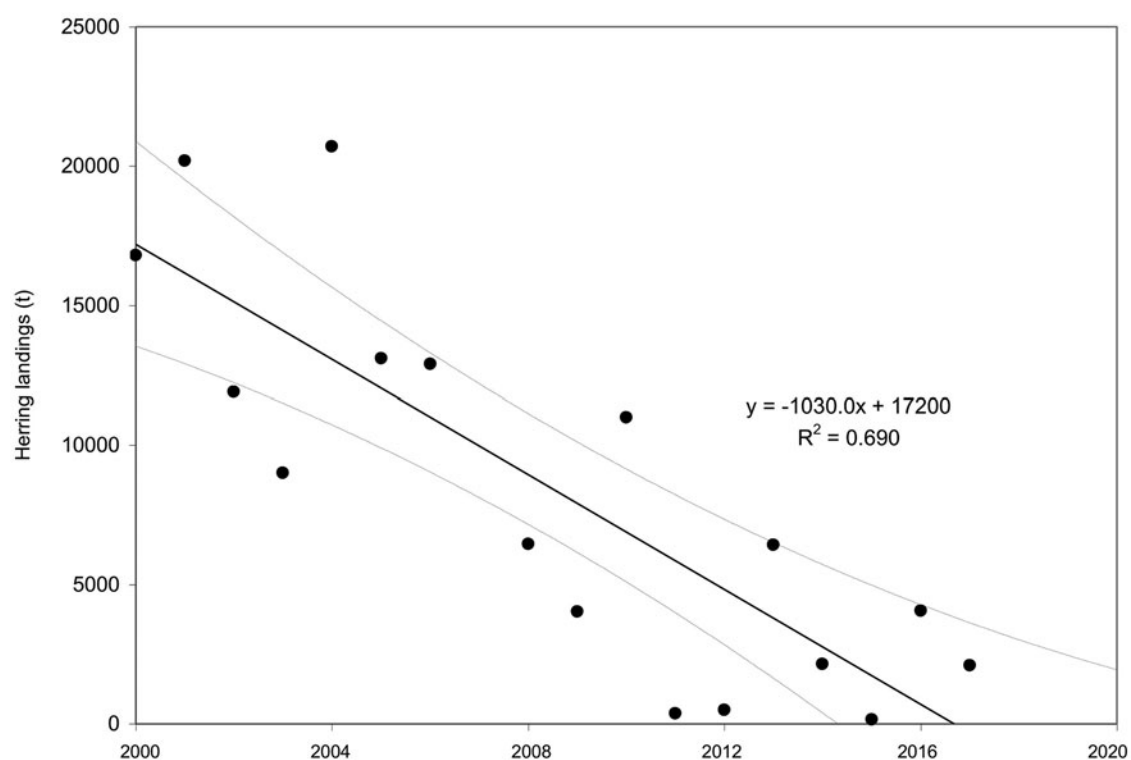
**Figure 4.** Records with effort: sightings of the male killer whale, actual and expected, and of single killer whales historically, by sub region in the greater Gulf of Maine.



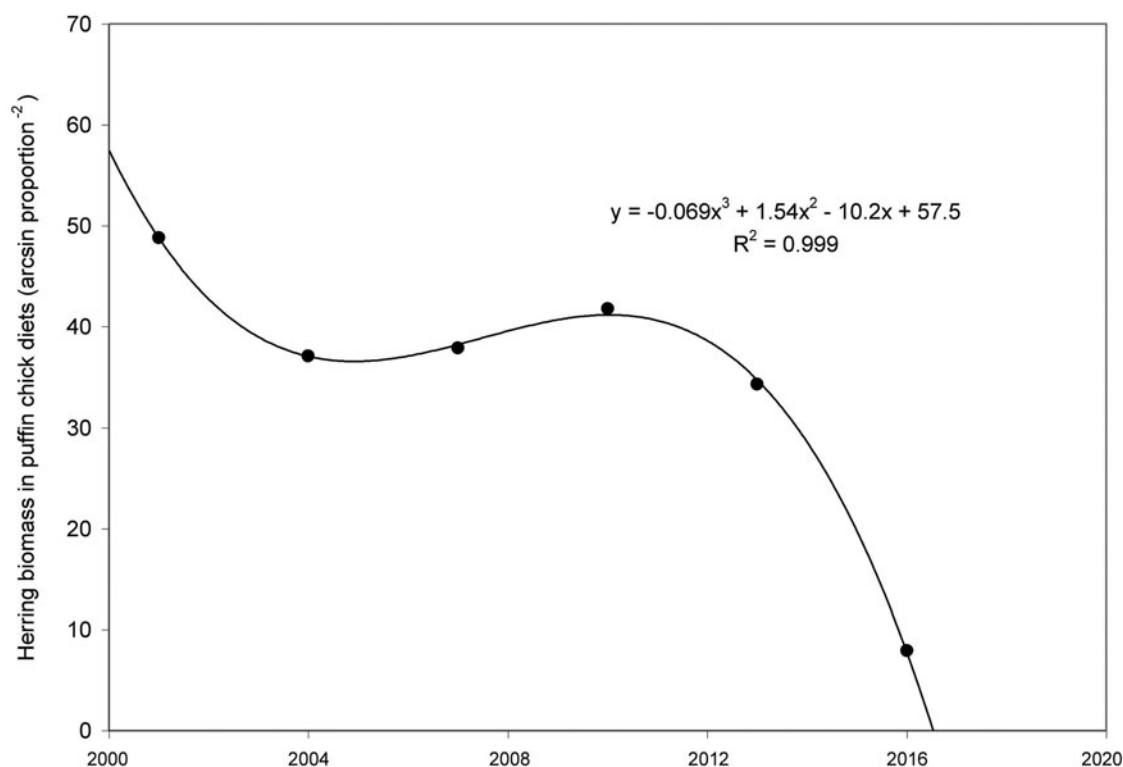
**Figure 5.** Frequency of activities (Table 2; CF, DS, RP) by subunit (Figure 1; gm, n/i, gb) importance level resulting in male killer whale sightings; data are for summers in the Outer Fundy sub region (half of all sightings). Frequency comparisons illustrate the validity of using importance to indicate sightings' potential, i.e. 'eyes on the water'. Dark grey = most important, medium grey = important, white = less important (a priori). Dashed lines = subunit averages.

The approach could also serve as a precursor to the development of monitoring in well-established management domains (Hare *et al.*, 2016), perhaps even highly sophisticated models (Pace *et al.*, 2019) which in most resource-limited situations are not practical. Regions rich in specific data types but with very large temporal-spatial gaps would also benefit from the

complementary coverage rooted under a qualitative umbrella. Using data generated by observers on ferries in the northern Mediterranean, Arcangeli *et al.* (2023) found that indicators of low-density cetacean behaviour were representative when tied to areas of survey effort but limited otherwise. Domain constraint issues aside, conservation developments for Grizzly bears (*Ursus*



**Figure 6.** Decline of Atlantic herring landings in the weir/shutoff fishery since 2000, north of Grand Manan, Outer Fundy (Figure 1), part of the Coastal Maine stock component. Dashed lines, two-tailed 95% confidence limits. Outlier value for 2007 omitted. Data, representing juvenile herring, ages 1–3, from DFO (2018) and references.



**Figure 7.** Relative quantity of Atlantic herring in forage delivered to Atlantic puffin chicks since 2000, Machias Seal Island SW of Grand Manan, Outer Fundy (Figure 1); herring part of the Coastal Maine stock component. Y-axis - mean year<sup>-1</sup>, 3 year 'bins'. Puffin data, representing juvenile herring ages 1~2, appear in Depot *et al.*, (2020) and Diamond (2021; originally courtesy of L. Scopel, Univ. of New Brunswick, CA).

*arctos horribilis*) offer a model of at least some of what could be targeted in the development of marine activity-efforts. In their approach (Morgan *et al.*, 2019) bear population units have similarities to killer whale sightings within subunits, while environmental threat activities (Environmental Reporting BC, 2020) are analogous to sightings' activities in this study. Given the degree of activity monitoring consistency across the GoM it will be some time before empirical or 'measurement' data sets provide enough coverage to portray most subunits as numerical data-driven entities.

In the greater GoM, sightings indicate that the male killer whale shifts his activities from the S and W to the N and E during the warm seasons, at times starting the progression in the Cape Cod sub region. By mid summer-early autumn, he concentrates on the Outer Fundy sub region, similar to white-sided dolphins if they forage in the northeastern gulf (Sampson *et al.*, 2012). The Outer Fundy focus of both the killer whale and dolphins here corresponds to the main area of herring habitat in the extended Gulf of Maine during the warm seasons [e.g. 'larval retention area', Figure 1c in Boyce *et al.* (2019)]. Residual elements of the herring stocks off SW Nova Scotia use the area for spawning, egg incubation, larval development and feeding according to various spatial-temporal schedules (e.g. DFO, 2018). The general correspondence between GoM male killer whale occurrences and herring habitat is similar to that exhibited by killer whales in pursuit of herring in Norwegian (Simila *et al.*, 1996) and Icelandic (Samarra *et al.*, 2017) waters, and mackerel off Norway (Nottestad *et al.*, 2014). Summer and fall data suggest similar movements for harbour porpoise in the GoM (Read and Westgate, 1997).

Herring analyses with respect to the far northern edge of the Outer Fundy, contiguous with Coastal Maine, raise the hypothesis of herring depletion as the cause of the absence of recent killer whale sightings in the latter sub region. Although fished in

Canadian waters, these herring are considered the NE extension of herring which frequent Coastal Maine, and are managed by the US as a consequence. Knowledge of the fishery and resultant stock responses remains cursory. Fishers, for example tend to rig fewer weirs if a decrease in herring catch is anticipated, often after a previous decline, which introduces a lag in effort reduction. The 2007 spike in the weir catch was partly associated with a brief spike in the number of active weirs, following a period of years of broad socio-political flux affecting regional fisheries management considerations (e.g. Wiber *et al.*, 2012 and references). The weir fishery has never been monitored for fishery-independent herring abundance. Locally, salmonid net-pen aquaculture also has negative impacts on herring, eliminating small-scale habitat and disrupting herring movements (Wiber *et al.*, 2012). With links to recurrent themes (Diamond, 2021), the puffin analysis corroborates the fisheries findings with solid independent evidence, at a larger scale, of the herring decline indicated to this point. While highly probable, the proposed effects of herring depletion on the male killer whale movements may be difficult to explore further with such large antecedent knowledge gaps.

This discussion of predation on herring embodies a long-standing challenge re proof of diet i.e. ingestion and retention (if not partial digestion) in wild killer whales, especially when the body sizes of putative prey are relatively small. A sidebar but necessary caveat, broad studies of killer whale prey rely heavily on behaviour as evidence (Samarra *et al.*, 2018; Terrapon *et al.*, 2021). Samarra *et al.* (2018) document only three accounts (3/35) of killer whale stomach contents, none with fish, from Icelandic waters, however fish make up half of the prey accounts. Herring as prey constitute 26% of the accounts (Event 8), but there are no descriptions of predator-prey interactions. Combining their data for larger fish with those of Terrapon *et al.* (2021) (halibut, sharks, rays), 5/12 accounts (42%) explicitly



describe killer whales eating the fish, and four others killing fish without specifying ingestion. The consumption off commercial fishing lines in the former study is most telling; almost all halibut are clearly eaten and although the settings are manipulated, selected over other fish species such as redfish (*Sebastes* sp.). The weight of interaction evidence surrounding killer whale prey makes up a credible interim knowledge base, which should stimulate further investigation with respect to tangible proof of killer whale diets.

The effort analysis indicates that the male leaves the GoM proper for a relatively short time mid winter, as there is a lull in sightings unrelated to continuing observer effort, after early winter sightings from lobster fishing boats. He may move somewhat south to proximal warmer waters and perhaps farther off-shore, the historical winter extent of GoM Atlantic herring (e.g. NEFSC, 2018), similar to many other species including harbour porpoise (Read and Westgate, 1997). The observations of the male illustrate a diversification of activities as killer whale populations attempt recovery in the changing environments of the NW Atlantic. A decline in killer whale numbers through the baseline period, suggested with respect to the GoM and brought about by way of meta population processes (e.g. dispersal), could have reflected threats to killer whales in the North Atlantic. These include: whaling mortality, and killings and removals associated with government, industry and others (Jourdain *et al.*, 2019), simultaneous declines in many species which could serve as alternate prey for killer whales (Roberts, 2007) and, importunately less scavenging on great whales with the cessation of whaling (Whitehead and Reeves, 2005). Lawson and Stevens (2014) estimate a minimum of only 67 identified animals in the recent period for the whole NW Atlantic. The male might well be a remnant of a larger regional population, with unknown (pre)historical connections to other killer whales in the NW Atlantic prior to the baseline period.

### Conservation implications

Concurrent with the theoretical reemphasis of individual differences (Bolnick *et al.*, 2003), Kareiva (2001) highlighted the necessity of conserving individuals one by one for any species which had declined to the point where such action could save a population. Even a single male can contribute to population success, by way of male-mediated gene flow among killer whale lineages when and where overlap occurs (Foote *et al.*, 2014). Systemic over-fishing of potential prey, especially Atlantic herring (Melville, 2018; Archibald *et al.*, 2020; NEFMC, 2020; EAC, 2023) constitutes an immediate threat to many piscivorous species at both system and smaller spatial scales (e.g. Breton and Diamond, 2014; Melville, 2018). Similar threats exist for prospective alternate killer whale prey (Atlantic Mackerel, also Atlantic Pollack), species at times greatly diminished in the study system (Sosebee, 2022). Fidelity here supports a fine-grained conservation perspective with respect to killer whale occurrences which includes reliance on harvested fish stocks, since killer whale prey availability is a must in the face of predator preferences (Lefort *et al.*, 2020). Community fisheries management (Mangel and Levins, 2005) must be implemented jointly by both Canada and the US, since all of the species of concern regularly move across the shared international boundary.

Knowledge of geographical movement and regional connectivity remains a priority to evaluate threats to killer whales (Foote *et al.*, 2014; Jourdain *et al.*, 2019). Overall the species faces severe threats to its' existence worldwide (Reeves *et al.*, 2017), and since extirpation looms for small killer whale populations no threat can be overlooked (Beck *et al.*, 2014). Based entirely on qualitative analysis, they determine the connectivity of a tiny population of

killer whales in the Atlantic off the western UK and Ireland, now down to nine known animals (five males, four females) after the death of the young female adult 'Lulu' by entanglement in late 2015. With additional development of corroborative approaches such as the observation effort based on qualitative analyses here, it is possible to chip away at impediments to the research of many challenging cetacean populations, not just killer whales (e.g. Bain *et al.*, 2014).

**Supplementary material.** The supplementary material for this article can be found at <https://doi.org/10.1017/S002531542300084X>.

**Data availability statement.** All killer whale data analysed (season, approximate location) are contained in the manuscript. Additional enquiry with respect to specific sightings is welcome, adhering to the spirit and intent of anonymization.

**Acknowledgements.** I thank the people who contributed observations to this presentation. Fellow Captains J. Swift and R. Small contributed several noteworthy biological observations, and the Atlantic puffin data (published by A.W. Diamond) are originally from L.C. Scopel. C.K. Melville assisted with literature acquisition. GOMA created the bathymetric base map Figure 1 using USGS data. Several anonymous reviewers and other readers made suggestions which improved the manuscript. Y. Cuttle, R. St Pierre and J. Melville kindly read full drafts. In memory of Ed Maly.

**Financial Support.** No funding was received to undertake this research.

**Competing interests.** None.

**Ethical standards.** The author abides by ethical standards in using the personal experiences and accounts of others in the study.

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