



Little River Band of Ottawa Indians

375 River Street
Manistee, MI 49660
(231) 723-8288

Resolution # 03-0813-252

Authorizing the Tribal Ogema, or in the absence of, the Tribal Council Speaker to Submit the Trust Acquisition Request for the "Newland Academy" Property

WHEREAS, the status of the *Gaá Čhing Ziibi Daáwaa Aníshinaábek* (Little River Band of Ottawa Indians) as a sovereign and Treaty-making power is confirmed in numerous treaties, from agreements with the initial colonial powers on this land, to various treaties with the United States; and

WHEREAS, the Little River Band of Ottawa Indians (Tribe) is descended from, and is the political successor to, the Grand River Ottawa Bands, signatories of the 1836 Treaty of Washington (7 Stat. 491) with the United States, as reaffirmed by federal law in P.L. 103-324, enacted in 1994; and

WHEREAS, the Tribe adopted a new Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, the Tribe's status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, 108 Stat. 2156 (25 U.S.C. §1300k et seq.)(hereinafter "Little River Act"); and

WHEREAS, the Tribal Council and Tribal membership have determined that restoration of the Tribe's historic reservation land base and other lands within the Tribe's historic territory is a critical priority;

WHEREAS, the Tribe's Reservation Restoration Plan has identified acquisition of lands for housing and community purposes within or near the Manistee Reservation as a priority; and

WHEREAS, the Tribe has acquired a parcel of land, known as the "Newland Academy", which may be used for various governmental and other community purposes; and

WHEREAS, the Tribe adopted a new Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribal Council, pursuant to Article IV, Section 7(c) of the Constitution, has the power to acquire lands which are deemed beneficial to the Tribe; and

WHEREAS, pursuant to Article IV, Section 5 (a)(4) and Article V, Section 5(a)(3) and (8) of the Tribal Constitution, the Tribal Ogema, or in his/her absence, the Council Speaker is authorized to represent the Tribe in its relations with other governments or organizations, in a manner consistent with the Tribal Constitution and resolutions of the Tribal Council.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby requests that the United States of America, through the Secretary of the Interior, or his authorized designee, take title to the following described parcels of land in trust for the Little River Band of Ottawa Indians pursuant to the Little River Act, 25 U.S.C. 1300k-4(b), described as follows:

The South 93 rods of the Southwest Quarter (SW 1/4) lying West of Railroad right of way, Section (15), Township Twenty-two (22) North, Range Sixteen (16) West, Manistee Township, Manistee County, Michigan.

AND

That part of the Southwest corner of said Section Fifteen (15), Township Twenty-two (22) North, Range Sixteen (16) West, more fully described as: Commencing at the Southwest corner of said Section Fifteen (15), thence North 00°21'39" East, along the West line of said Section Fifteen (15), 1531.46 feet to the point of beginning, thence North 00°21'39" East, continuing along said West line, 34.57 feet to the centerline of Domres Road, thence South 89°36'49" East, along said centerline, 802.25 feet to the Westerly line of the abandoned railroad right-of-way, thence South 01°15'54" West, along said right-of-way, 56.69 feet, thence North 88°02'00" West, 801.67 feet to the point of beginning.

Said parcel contains approximately 21.5 acres more or less.

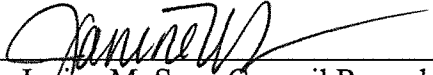
Property ID Number: 51-07-115-007-00

IT IS FURTHER RESOLVED THAT the Tribal Council requests that the United States of America declare such lands to be a part of the Tribe's Reservation pursuant to 25 U.S.C. 1300k-4(d).


IT IS FURTHER RESOLVED THAT the Tribal Council hereby authorizes the Tribal Ogema, or in his absence, the Tribal Council Speaker, to convey the above described property to the United States of America in Trust for the Little River Band of Ottawa Indians and to execute any documents necessary to complete that conveyance.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 8 FOR, 0 AGAINST, 0 ABSTAINING, and 1 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on August 13, 2003, at the Little River Band's Community Center in Manistee, Michigan, with a quorum being present for such vote.



Janine M. Sam, Council Recorder



Stephen Parsons, Council Speaker

Attest:

Distribution: Council Records
 Tribal Ogema
 Tribal Court
 Legal Department
 Bureau of Indian Affairs