



## Little River Band of Ottawa Indians

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

### Resolution # 05-1102-572

*Ratification of Disbursement Agreement with Good Thunder Motorcycles and  
Authorization of a Limited Waiver of Sovereign Immunity for Claims or Suits to be  
Brought in Tribal Court*

WHEREAS, the status of the *Gaá Čhing Ziibi Daáwaa Aniřhinaábek* (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 Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; 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, a disbursement agreement regarding a Small Business Incentive Grant to Good Thunder Motorcycles has been developed and presented for ratification; and

WHEREAS, the Ogema has reviewed the contract and approved its submission to Tribal Council; and

WHEREAS, the disbursement agreement contains the requirements listed in Section 8.01 of the Small Business Incentive Program Code; and


WHEREAS, the contract contains an agreement to have claims and disputes to be brought in Tribal Court;

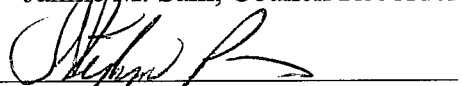
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby ratifies the Disbursement Agreement with Good Thunder Motorcycles regarding a grant award approved by Tribal Council resolution # 05-1019-532.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby authorizes a limited waiver of sovereign immunity to enforce the terms of the contract in the Commercial Division of the Tribal Court.

**CERTIFICATE OF ADOPTION**

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 6 FOR, 0 AGAINST, 1 ABSTAINING, 1 ABSENT, and 1 VACANT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on November 2, 2005, at the Little River Band's Dome Room in Manistee, Michigan, with a quorum being present for such vote.

  
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Janine M. Sam, Council Recorder

  
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Stephen Parsons, Council Speaker

Attest:

Distribution: Council Records  
Tribal Ogema  
Tribal Court