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## Little River Band of Ottawa Indians

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

### Resolution # 05-1119-609

#### *Pash & Associates Letter of Understanding Acceptance by Tribal Council*

WHEREAS, the status of the *Gaá Čhíng 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 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, the Tribal Council is authorized under Article IV, Section 7(b) to ratify agreements negotiated by the Ogema; and

WHEREAS, the Tribal Council adopted the Arbitration Code which identified processes by which limited waivers of sovereign immunity would be granted in order to provide for arbitration and enforcement of arbitration awards through the Commercial Division of the Tribal Court; and

WHEREAS, the Ogema has presented, for Tribal Council acceptance, a letter of understanding with Pash and Associates, Inc. to provide the Tribe with assistance in transitioning the current natural resources functions to the future state that will be needed to support the Tribe's reservation strategy; and

WHEREAS, the Tribal Council finds that the services of Pash and Associates, Inc is necessary to assist in the successful execution of the transfer of land and responsibilities to the Tribe's interests.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby accepts the letter of understanding as presented by Pash and Associates, Inc.

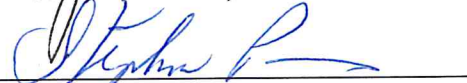
IT IS FURTHER RESOLVED THAT the Tribal Council authorizes a limited waiver of the Tribe's sovereign immunity in accordance with Article XI of the Constitution and section 4.03 of the Arbitration Code to have disputes resolved through arbitration and enforced through the Commercial Division of the Tribal Court in accordance with the Arbitration Code.

**CERTIFICATE OF ADOPTION**

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 0 AGAINST, 0 ABSTAINING, 1 ABSENT, and 1 VACANT, at a Regular Closed Session of the Little River Band of Ottawa Indians Tribal Council held on November 19, 2005, at the Little River Band's Conference Room 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