

Little River Band of Ottawa Indians
Tribal Council
2608 Government Center Drive
Manistee, MI 49660
(231) 723-8288

Resolution #19-0918-244

*Requesting Federal Trust Status for Ten (10) Parcels of Land - Nine (9) in Manistee County;
One (1) in Mason County*

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 [codified at 25 U.S.C. §1300k-2(a)]; 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 again, on July 11, 2016 which became effective upon approval by the Assistant Secretary-Indian Affairs on August 24, 2016; and

WHEREAS, Article I, Section 1 of the Constitution describes the Tribe's territory as encompassing all lands which are now or hereinafter owned by or reserved for the Tribe, including the Manistee Reservation in Manistee County and all lands which are now or at a later date owned by the Tribe or held in trust for the Tribe; and

WHEREAS, Article IV, Section 7(c) and (d) of the Constitution empowers the Tribal Council with authority to acquire and to approve disposition of interests in land; and

WHEREAS, the Tribe has acquired fee title ownership of both surface and sub-surface rights to the following ten (10) real estate parcels depicted on the attached maps:

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|-----------------------------|---------------------|
| 1. Parcel Bear Creek | acquired 9/14/1999; |
| 2. Parcel Griffith Road I | acquired 6/14/2018; |
| 3. Parcel Griffith Road II | acquired 6/14/2018; |
| 4. Parcel Griffith Road III | acquired 6/14/2018; |
| 5. Parcel River Road | acquired 9/14/1999; |
| 6. Parcel Kettle Hole | acquired 9/14/1999; |
| 7. Parcel Becker Road | acquired 9/14/1999; |

- | | |
|-----------------------------|---------------------|
| 8. Parcel Rainbow Bend | acquired 9/14/1999; |
| 9. Parcel Indian Village II | acquired 5/12/2003; |
| 10. Parcel Custer 80 | acquired 11/4/2016; |

A separate Request to the Secretary of the Interior for Trust Status for each of these parcels is being submitted under authority of this Resolution; and

WHEREAS, other than Parcel Custer 80, the described land is located within the mandatory Manistee County acquisition area and within the Manistee Reservation designated for the Little River Band described in Article Second of the 1836 Treaty of Washington (7 Stat. 491), and Parcel Custer 80 is located within the Mason County mandatory acquisition area and within the reservation designated for the Little River Band in Article 1, clause Sixth of the 1855 Treaty of Detroit (11 Stat. 621); and

WHEREAS, the proposed use of the land described and included within this Resolution and the separate Requests is non-gaming related; and

WHEREAS, both P.L. 103-324 [as codified at 25 U.S.C. §1300k-4(b)] and the Indian Reorganization Act (specifically, 25 U.S.C. §5108) authorize acquisition of the land referenced in this Resolution and corresponding Requests; and this land qualifies for acceptance into federal trust status pursuant to 25 C.F.R. §151.3 because it is authorized by an act of Congress, because it is unrestricted land already owned by the Tribe, and because acquisition of the land is necessary to facilitate tribal self-determination and economic development;

NOW THEREFORE IT IS RESOLVED, that the Secretary of the Interior is hereby requested to approve and accept into federal trust status the land described and included within this Resolution and the separate Requests; and

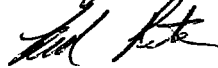
IT IS FURTHER RESOLVED, that the Tribal Ogema is authorized to execute applicable conveyance documents that may be required by the Bureau of Indian Affairs pursuant to the Secretary's delegated authority, including executing deeds conveying the Tribe's ownership to the United States in trust for the Tribe.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing Resolution was duly presented and adopted by the Tribal Council with 9 FOR, 0 AGAINST, 0 ABSTAINING, and 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on September 18, 2019, at the Little River Band's Governmental Center in Manistee, Michigan, with a quorum being present for such vote.

A handwritten signature in black ink, appearing to read "Gary Di Piazza", written over a horizontal line.

Gary Di Piazza, Tribal Council Recorder

A handwritten signature in black ink, appearing to read "Ronald Pete", written over a horizontal line.

Ronald Pete, Tribal Council Speaker

Attest:

Distribution: Council Records
Tribal Ogema