



Little River Band of Ottawa Indians

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(616) 723-8288

RESOLUTION NO. #98-0308-21

APPROVING TECHNICAL REVISIONS TO
80/20 PLAN PROVIDING FOR
USE AND DISTRIBUTION OF THE TRIBE'S SHARE OF
DOCKETS 18-E, 58 AND 364 JUDGMENT FUNDS
AND
AUTHORIZING SUBMISSION OF SUCH PLAN TO
SECRETARY OF THE INTERIOR
IN ACCORDANCE WITH PUBLIC LAW 105-143

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, Section 8(a)(2) of the Little River Act (25 U.S.C. §1300k-6(a)(2)), provides that the governing documents in effect as of September 21, 1994 shall be the interim governing documents for the Tribe until such time as a new governing document is enacted under the Secretarial election required by the Little River Act; and

WHEREAS, Congress has enacted Public Law 103-143, which provides for the division of judgment funds of the Ottawa and Chippewa Indians of Michigan pursuant to dockets numbered 18-E, 58, 364, and 18-R; and

WHEREAS, the Little River Band of Ottawa Indians is the political successor to Grand River Ottawa bands who are entitled to share in the division of such judgment funds as recognized in Public Law 105-143; and

WHEREAS, Section 5 of Public Law 105-143 requires the Tribe to prepare a plan for use and distribution of the Tribe's share of the Dockets 18-E, 58 and 364 judgment funds; and

WHEREAS, the Tribal Council proposed alternative plans for use and distribution of the Tribe's share of the judgment funds and reviewed the concepts of such plans with the Tribal membership; and

WHEREAS, the Indian Judgment Funds Distribution Act, codified at 25 U.S.C. 1401 et seq., requires the Tribal Council to consider the views of all Tribal members in formulating and adopting a plan for use and distribution of the Tribe's share of the judgment fund; and

WHEREAS, the Tribal Council referred the two alternative plans for use and distribution of the Tribe's share of judgment funds should be referred to the Tribal membership for a vote pursuant to the referendum provisions of the Tribal Constitution; and

WHEREAS, approximately seventy-six percent (76%) of the adult members of the Tribe participated in such referendum election; and

WHEREAS, a majority of those Tribal members participating in such referendum election preferred the 80/20 distribution plan; and

WHEREAS, the Tribal Council has determined that the "80/20 Plan" presented by that work group meets the minimum standards for approval established by Section 5 of the Indian Judgment Funds Distribution Act, in that such plan reserves 20% of the Tribe's share of the judgment fund for acquisition of Tribal lands and for distribution of the remaining 80% to per capita payments to qualified Tribal members; and

WHEREAS, certain technical revisions to the 80/20 Plan have been submitted and approved by the Tribal Council as a result of technical assistance review of such Plan by staff from the Bureau of Indian Affairs' Office of Tribal Government Services.

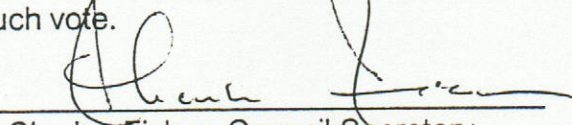
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council approves the "80/20 Plan" for use and distribution of the Tribe's share of the Dockets 18-E, 58 and 364 Judgment Funds, as presented, with the technical revisions recommended by the BIA Office of Tribal Government Services and the Tribal Attorney.

IT IS FURTHER RESOLVED THAT copies of this resolution, the alternate plans approved this date, election rules/procedures, certification of results from the Election Board, and all other pertinent records concerning the development and approval of the Tribe's Plan, be forwarded to the Superintendent of the Michigan Agency, Minneapolis Area Director, and the Assistant Secretary - Indian Affairs to expedite approval of the Tribe's Plan.

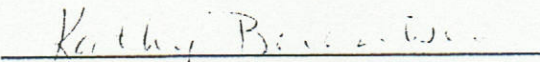
CERTIFICATION OF ADOPTION

This resolution was adopted by the Tribal Council of the Little River Band of Ottawa Indians at its Regular Session held on March 8, 1998, by a vote of 762 in favor, C opposed, 7 absent, and C abstentions. A quorum of the Tribal Council being present for such vote.

Date: 3/8/98


Charles Fisher, Council Secretary

Attest:


Kathy Berentsen, Vice-Chairperson