



Little River Band of Ottawa Indians

PO Box 314
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RESOLUTION NO. #98-0324-01

**CORRECTING LEGAL DESCRIPTION OF "MANISTEE ORCHARD A"
PARCEL FOR FEE-TO-TRUST REQUEST SUBMITTED
PURSUANT TO RESOLUTION NO. #97-0309-04**

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 has 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 Congress of the United States has recognized the Tribe's historic claim to Reservation lands in Manistee and Mason Counties in Michigan, as well as the Tribe's traditional ties to other Counties in Michigan; and

WHEREAS, Section 6 of the Little River Act, codified at 25 U.S.C. §1300k-4(b), requires the Secretary of the Interior to acquire and/or accept real property in trust for the benefit of the Tribe in Manistee and Mason Counties and that such lands shall become part of the Tribe's Reservation; and

WHEREAS, the Tribal Council has adopted a Reservation Restoration Plan to guide land acquisition efforts by the Tribe and the Secretary of the Interior; and

WHEREAS, the Tribe's Reservation Restoration Plan establishes as a priority, the acquisition of lands for the establishment of a Tribal gaming facility; and

WHEREAS, the Tribe has acquired an option to purchase a tract of land in the Manistee Reservation commonly known as "Manistee Orchard-A", consisting of approximately 152.8 acres; and

WHEREAS, the "Manistee Orchard-A" property is suitable for development of a Tribal gaming facility as documented in the Environmental Assessment report prepared relative to such development.

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 parcel of land in trust for gaming purposes for the Little River Band of Ottawa Indians pursuant to the authority and mandate of the Little River Act, 25 U.S.C. §1300k-4(b); description as follows:

The NE¼, Section 28, Township 22 North, Range 16 West, excepting that part commencing at the Northeast corner of the SE¼ of the NE¼, West 24 feet, South 1 degree 40' East 165 feet, East 264 feet, North 165 feet to the place of beginning. Also excepting the highway right-of-way for U.S. 31 in Liber 18, Page 180, and the highway right-of-way for M-22 in Liber 248, Page 18.

BE IT FURTHER RESOLVED THAT the Tribal Council hereby requests that the Secretary of the Interior, pursuant to 25 U.S.C. 1300k-4(d) declare such lands to be part of the Tribe's Reservation.

BE IT FURTHER RESOLVED THAT the Tribal Council hereby authorizes the Tribal Chairman 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 related to such conveyance.

Certificate of Adoption

This resolution was adopted by the Tribal Council of the Little River Band of Ottawa Indians at a Special Session held for this purpose on March 24, 1998 by a vote of 7 in favor, 0 opposed, 0 absent, and 0 abstentions. A quorum of the Tribal Council being present for such vote.

Date: 3/24/98



Charles Fisher, Secretary

Attest:



Kimberly Kequom, Councilor