



Little River Band of Ottawa Indians

PO Box 314
Manistee MI 49660-0314
(616) 723-8288

affid

Resolution No. #99-0921-02

**Appropriating \$472,455.30 from July 1999 Net Gaming Revenues to
Complete the Acquisition of the "Dontz Farm" Properties**

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 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 community development purposes, including housing development; and

WHEREAS, the Tribe's Housing Commission has, pursuant to the terms of a Purchase Agreement, dated May 27, 1999, contracted to purchase two parcels of land, known as the "Dontz Farm" properties (which properties are described on the attached Exhibit A), from Daniel Dontz for the purpose of developing such property for housing for Tribal members and other Tribal community purposes; and

WHEREAS, the Tribe desires to proceed with the purchase such properties from Daniel Dontz for the sum of \$472,455.30, exclusive of closing costs, in accordance with the terms of the Purchase Agreement; 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 Tribal Council, pursuant to Article IV, Section 7(c) of the Constitution, has the power to acquire lands which are deemed beneficial to the Tribe; and

WHEREAS, the Tribal Council, pursuant to Article IV, 7(i)(2) of the Constitution, has the power to manage any funds within the exclusive control of the Tribe and to appropriate such funds for the benefit of the Tribe and its members; and

WHEREAS, the Tribe's Housing Commission has agreed to allocate a portion of its NAHASDA funds to provide up to one-half of the purchase price for the purpose of acquiring the Properties; and

WHEREAS, the Tribe desires to acquire the "Dontz Farm" properties, without incurring additional debt and that net gaming revenues received from July 1999 operations can be applied toward such acquisition costs.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves the appropriation of \$472,455.30 of the gaming revenues for the purpose of acquiring the "Dontz Farm" property for the purposes described;

IT IS FURTHER RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Tribal Ogema, or in his absence, the Tribal Council Speaker to withdraw \$472,455.30 from Account No. 01182019510 in the form of a bank draft to purchase the "Dontz Farm" properties.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with ___ FOR, ___ AGAINST, ___ ABSENT, and ___ ABSTAINING, at a Regular Session of the Little River Band of Ottawa Indians' Tribal Council held on September 21, 1999, in Manistee, Michigan, with a quorum being present for such vote.

Charles Fisher, Council Recorder

Attest:

Kathy Berentsen, Councilor
SERVING KENT, LAKE, MANISTEE, MASON, MUSKEGON, NEWAYGO,
OCEANA, OTTAWA AND WEXFORD COUNTIES
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