

ARTICLE V. MEMBERSHIP

A. Requirements.

1. Definitions.

a. For purposes of this section “Reservation” means the areas referenced in Public Law 103-324, 25 U.S.C. §1300k-2(b)(2)(A) as “the boundaries of the reservations for the Little Traverse Bay Bands as set out in Article I, paragraphs ‘third and fourth’ of the Treaty of 1855, 11 Stat. 621.”

b. “Durant Roll” means the Durant Roll of 1908 as approved by the Secretary of the Interior on February 18, 1910, and as clarified by Durant’s corresponding field notes.

2. **March 31, 2003 Roll.** All persons whose names appear on the Roll prepared by the Little Traverse Bay Bands of Odawa Indians and submitted to the Department of the Interior, Bureau of Indian Affairs, notice of receipt of which was published in the Federal Register on March 31, 2003, are members of the Little Traverse Bay Bands of Odawa Indians.

3. **Eligibility.** The following persons shall be eligible for membership in the Little Traverse Bay Bands of Odawa Indians:

a. All persons who are one fourth (1/4) or more North American Indian blood quantum, and can prove direct lineal descent from a person or persons identified in one or more of the sub-sections below:

i. All persons listed on the Durant Roll under the following Ogemuk (leaders or “chiefs”) or areas of residency:

Nawwemaishcotay - Cross Village
Shawwawdayse – Charlevoix
Shawwawnegwnaybe - Bay Shore
Louis Micksawbay – Charlevoix
Awmegwawbay – Petoskey
Nawogemaw - Good Heart/Middle Village
Simon Kewaydezhick - Harbor Springs
Joseph Waybwaydum - Burt Lake
Daniel Nesawwawquot - Harbor Springs
Payzhickwaywedung - Beaver Island
Nawoquaygawbowe – Manistique
Kawgegaypenayse - North Shore

ii. All persons whose name appears on the Durant Roll who resided within the Reservation at the time the Durant Roll was compiled;

iii. All persons listed on any of the Annuity payrolls of Ottawa & Chippewa Indians of Michigan from 1836 to 1871 and referenced in the 1850 through the 1920 Federal Population Enumeration (Census Records) who resided within our Reservation boundaries at the time the payrolls were written.

b. All descendants of persons enrolled under subsection 2 or 3(a) who are at least one fourth (1/4) North American Indian blood quantum.

B. Adoption.

1. Membership by Adoption into the Tribe.

a. Any person who can verify at least one fourth (1/4) North American Indian blood quantum may be adopted into the Little Traverse Bay Bands of Odawa Indians by a majority vote of the full Tribal Council, if that person can also demonstrate, by other means, substantial community ties to the Tribe, as defined by Tribal statute.

b. Adult persons who become members of the Little Traverse Bay Bands of Odawa Indians through the adoption procedure developed by the Tribal Council to implement this section shall thereupon enjoy and be entitled to the rights and privileges associated with membership in the Tribe except the elected positions of Tribal government.

2. Membership Rights of Children Who Have Been Adopted By Members of The Little Traverse Bay Bands of Odawa Indians. Indian minor children who are at least one fourth (1/4) North American Indian who have been legally adopted by members of the Little Traverse Bay Bands of Odawa Indians, in a Tribal Court or any other court of competent jurisdiction, are also eligible to be adopted by the Tribe. They shall thereupon enjoy and be entitled to the rights and privileges associated with membership in the Little Traverse Bay Bands of Odawa Indians except the elected positions of Tribal government.

3. Membership Rights of Indian Children Who Have Been Legally Adopted by non-member Indian or Non-Indian Families. Any Indian child eligible for membership pursuant to Section A(3) of this Article who is legally adopted in a Tribal Court or any other court of competent jurisdiction by a non-member Indian or non-Indian family shall be eligible for membership in the Little Traverse Bay Bands of Odawa Indians, notwithstanding such adoption.

C. Dual Membership Prohibition.

No person shall be a member of the Little Traverse Bay Bands of Odawa Indians if that...