

**LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS**  
**7500 Odawa Circle**  
**Harbor Springs, MI 49740**

**TRIBAL RESOLUTION # 102509-03**

Bureau of Indian Affairs Construction Easement at Ninaatig Drive

**WHEREAS** the Waganakising Odawak Nation, known as the Little Traverse Bay Bands of Odawa Indians, and its citizens are vested with inherent sovereignty and right to self-governance;

**WHEREAS** the Little Traverse Bay Bands of Odawa Indians is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);

**WHEREAS** the Bureau of Indian Affairs requires granting of a construction easement in order to authorize road improvements on the following parcel(s) of Little Traverse Bay Bands of Odawa Indians Tribal trust land:

Township of Hayes, County of Charlevoix, State of Michigan containing 80 acres, more or less:

**IT IS THE ROAD KNOWN LOCALLY AS NINAATIG DRIVE.**

**BIA ROADS PROJECT NO. F6091607**

**THEREFORE, BE IT RESOLVED** that the Tribal Council hereby approves and grants a construction easement for BIA road improvements within the right-of-way on the above parcel of land. A more clearly defined description of said right-of-way has been provided on LTBB Plat No. 07272-1; (Exhibit A)

**BE IT FURTHER RESOLVED** that the Tribal Council approves and grants a construction easement for the purpose of constructing parking lots and a well house access road. A more clearly defined description has been provided on attached easement map and construction easement description; (Exhibit B)

**FINALLY BE IT RESOLVED** that due to the overall benefits to the Tribe and its members derived from the road improvements, compensation for granting of the construction easement is hereby waived.

Bureau of Indian Affairs Construction Easement at Ninaatig Drive

### CERTIFICATION

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Tribal Resolution was duly adopted by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held October 25, 2009 at which a quorum was present, by a vote of 9 in favor, 0 opposed, 0 abstentions, 0 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Marvin Mulholland	X			
Belinda Bardwell	X			
Melvin L. Kiogima	X			
Gerald V. Chingwa	X			
Rita Shananaquet	X			
Aaron Otto	X			
John Bott	X			
Regina Gasco Bentley	X			
Julie Shananaquet	X			

Date: 10/25/09

\_\_\_\_\_  
Julie A. Shananaquet, Legislative Leader

Date: 10-25-09

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Regina Gasco Bentley, Secretary

Received by the Executive Office on 10-26-09 by \_\_\_\_\_

Pursuant to Article VII, Section D, Subsection 1 of the Little Traverse Bay Bands of Odawa Indians Constitution adopted on February 1, 2005 the Executive concurs in this action of the Tribal Council.

Date: 11-6-09

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Ken Harrington, Tribal Chairperson