

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS

7500 Odawa Circle
Harbor Springs, MI 49740

CERTIFIED MOTION # 061012-03

**Request for Trust Acquisition of Parcel in Emmet County,
Mackinaw City, MI**

WHEREAS the Secretary of the Interior is generally authorized to accept land into trust for the Little Traverse Bay Bands of Odawa Indians (“LTBB” or “Tribe”) under the Indian Reorganization Act, 25 U.S.C. § 465, as expressly made applicable to LTBB under 25 U.S.C. § 1300k-2(a), and specifically mandated to accept transfer of lands in trust for LTBB within Emmet and Charlevoix Counties, Michigan under 25 U.S.C. § 1300k-4(a);

WHEREAS the Little Traverse Bay Bands of Odawa Indians possesses clear title in fee by virtue of the warranty deed recorded at Liber 1141 Page 297, Emmet County Register of Deeds to the parcel with tax ID nos. 42-03-13-400-012, 014, located in Mackinaw City, Emmet County, Michigan,. The full legal description, which may be subject to technical correction during the trust application process, is contained in that deed, which is attached hereto.

WHEREAS LTBB desires to transfer title of this parcel from LTBB to the United States of America in trust for the Tribe.

WHEREAS although this acquisition is mandatory, for informational purposes LTBB notes that it intends to use the parcel for economic development.

THEREFORE BE IT RESOLVED:

1. that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept the above described parcel in trust for the Little Traverse Bay Bands of Odawa Indians;
2. that as per Waganakising Odawak Statute 2009-007, Section VIII, the Executive Branch shall prepare the application and take all necessary steps to complete the Trust acquisition, including but not limited to entering into an escrow agreement to guaranty payment of any taxes that may become due after the date of trust acceptance; and

3. that the Tribal Council Treasurer is authorized, by and on behalf of the Little Traverse Bay Bands of Odawa Indians, to execute a warranty deed for the parcel described above transferring title from the Tribe to the United States of America in trust for the Little Traverse Bay Bands of Odawa Indians.

CERTIFICATION

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held June 10, 2012 at which a quorum was present, by a vote of 9 in favor, 0 opposed, 0 abstentions, 0 absent as recorded by this certification:

	In Favor	Opposed	Abstained	Absent
Winnay Wemigwase	<u>X</u>	_____	_____	_____
Belinda Bardwell	<u>X</u>	_____	_____	_____
Bill Denemy	<u>X</u>	_____	_____	_____
John Keshick	<u>X</u>	_____	_____	_____
Kevin A. Gasco	<u>X</u>	_____	_____	_____
Aaron Otto	<u>X</u>	_____	_____	_____
John Bott	<u>X</u>	_____	_____	_____
Regina Gasco Bentley	<u>X</u>	_____	_____	_____
Melvin L. Kiogima	<u>X</u>	_____	_____	_____

Date: 6/10/12

Melvin L. Kiogima, Legislative Leader

Date: 6-10-12

Regina Gasco Bentley, Secretary

Received by the Executive Office on 6-11-12 by _____

The Executive concurs in this action of the Tribal Council.

Date: 6-20-12

Dexter McNamara, Tribal Chairperson