

Chapter 2. Land Matters

17.201 QUITCLAIM DEED

A. THEREFORE BE IT RESOLVED that the Tribe will transfer by quitclaim deed any interest it has in the alley between lots 32 and 33 to the Gaylord Diocese so the inter-governmental project can move forward. Provided, that the quitclaim deed shall contain a provision stating that in the event that the land is not transferred to Readmond Township and the public park developed as anticipated, any interest the Tribe may have shall revert to the Tribe.

(Source: TRIBAL RESOLUTION # 05059601)

17.202 REQUEST FOR TRUST ACQUISITION-OSBORN ROAD

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept this parcel in trust for the Tribe.

(Source: TRIBAL RESOLUTION # 05199601)

17.203 REQUEST FOR TRUST ACQUISITION-OSBORN ROAD

A. THEREFORE BE IT RESOLVED that the Little Bay Bands of Odawa Indians requests that Secretary of the Interior accept this parcel in trust for the Tribe.

(Source: TRIBAL RESOLUTION # 05199602)

17.204 REQUEST FOR TRUST ACQUISITION-WAWATAM TOWNSHIP

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept this parcel in trust for the Tribe.

(Source: TRIBAL RESOLUTION # 05199603)

17.205 REQUEST FOR TRUST ACQUISITION-HEYNIG ROAD

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept this parcel in trust for the Tribe.

(Source: TRIBAL RESOLUTION # 05199604)

17.206 REQUEST FOR TRUST ACQUISITION-BEAVER ISLAND DOCK

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept this parcel in trust for the Tribe.

(Source: TRIBAL RESOLUTION # 05199605)

17.207 REQUEST FOR TRUST ACQUISITION-MURRAY ROAD

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept this parcel in trust for the Tribe.

(Source: TRIBAL RESOLUTION # 05199609)

17.208 REQUEST FOR TRUST ACQUISITION-WAA WAASH KESH

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept this parcel in trust for the Tribe.

B. BE IT FURTHER RESOLVED that the Little Traverse Bay Bands of Odawa Indians certifies to the Department of the Interior that the deed restrictions will in no way interfere with its intended use of this parcel.

(Source: TRIBAL RESOLUTION # 06239602)

17.209 REQUEST FOR TRUST ACQUISITION-WILDERNESS BIO STATION

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept this parcel in trust for the Tribe.

(Source: TRIBAL RESOLUTION # 08049601)

17.210 APPROVAL OF RESTORATION PLAN

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians adopts the attached Land Base Restoration Plan as presented at this meeting of the Tribal Council of August 4, 1996.

(Source: TRIBAL RESOLUTION # 08049602)

17.211 REQUEST FOR TRUST ACQUISITION-ST. MARTIN'S ISLAND

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of Interior acquire this parcel in trust for the Tribe as part of the Tribe's reservation.

(Source: TRIBAL RESOLUTION # 11039601)

17.212 REQUEST FOR TRUST ACQUISITION-915 EMMET STREET

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept this parcel in trust for the Tribe.

(Source: TRIBAL RESOLUTION # 04059802)

17.213 REQUEST FOR TRUST ACQUISITION-1345 US 31 (WHITE HOUSE)

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept this parcel in trust for the Tribe.

(Source: TRIBAL RESOLUTION # 04059803)

17.214 REQUEST FOR TRUST ACQUISITION-VICTORIES PROPERTY

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior accept this parcel in trust for the Tribe.

(Source: TRIBAL RESOLUTION # 10119802)

17.215 LAMKIN DRIVE PARKING POLICY

- A. THEREFORE BE IT RESOLVED** that the Little Traverse Bay Bands of Odawa Indians supports the prohibition of parking on Lamkin Road as soon as off-road parking is available, provided that special permits be available to park on Lamkin Road for one-time events, such as burials.

(Source: TRIBAL RESOLUTION # 12069802)

17.216 CHOICE OF FORUM REGARDING FIRST AMERICAN TITLE COMPANY

- A. THEREFORE IT IS RESOLVED** that the Tribe hereby warrants and represents to the Company that any action which the Tribe initiates arising under or in connection with any of the title insurance policies which the Company issues, as identified in the Property Schedule (the “Policies”), shall be commenced in the United States District Court for the Western District of Michigan, and solely for purposes of such action commenced by the Tribe, the Tribe consents to the jurisdiction of, and agrees to be bound in any such action under any of the Policies by a final un-appealable order or judgment entered by such District Court or by a final judgment of an appellate court as a result of an appeal from such order or judgment of such District Court.

- B. IT IS FURTHER RESOLVED** that Frank Ettawageshik, as Tribal Chairman, shall be and hereby is authorized, empowered and directed, by and on behalf of the Tribe, to provide the Company with true and correct copies of any Notices published in the Federal Register with regard to the United States’ acquisition of title to any parcel of real property which is insured under any of the policies.

(Source: TRIBAL RESOLUTION # 04119902)

17.217 CHOICE OF FORUM REGARDING FIRST AMERICAN TITLE COMPANY

- A. THEREFORE BE IT RESOLVED** that the Tribe hereby warrants and represents to the Company that any action which the Tribe initiates arising under or in connection with any of the title insurance policies which the Company issues, as identified in the Property Schedule (the “Policies”), shall be commenced in the United States District Court for the Western District of

Michigan, and solely for purposes of such action commenced by the Tribe, the Tribe consents to the jurisdiction of, and agrees to be bound in any such action under any of the Policies by a final un-appealable order or judgment entered by such District Court or by a final judgment of an appellate court as a result of an appeal from such order or judgment of such District Court.

B. IT IS FURTHER RESOLVED that Frank Ettawageshik, as Tribal Chairman, shall be and hereby is authorized, empowered and directed, by and on behalf of the Tribe, to provide the Company with true and correct copies of any Notices published in the Federal Register with regard to the United States' acquisition of title to any parcel of real property which is insured under any of the policies.

(Source: TRIBAL RESOLUTION # 05029901)

17.218 AUTHORIZATION FOR EXECUTION OF DEED

A. THEREFORE BE IT RESOLVED that Tribal Chairman Frank Ettawageshik, or his successor Chairman, is authorized to execute a 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.

(Source: TRIBAL RESOLUTION # 06299901)

17.219 AUTHORIZATION FOR EXECUTION OF DEEDS AND ESCROW OF TAXES

A. THEREFORE BE IT RESOLVED that Tribal Chairman Gerald V. Chingwa is authorized, on behalf of the Little Traverse Bay Bands of Odawa Indians, to execute deeds for the parcels described above transferring title from the Tribe to the United States of America in trust for the Little Traverse Bay Bands of Odawa Indians.

B. BE IT FURTHER RESOLVED that the Tribal Council authorizes Tribal Chairman Gerald V. Chingwa to execute escrow agreements with Northern Michigan Title to place funds in escrow sufficient to cover 1 ½ times the property taxes that would be due on the parcels for the year 2000 if the parcels were not placed in trust.

(Source: TRIBAL RESOLUTION # 04160004)

17.220 GRANT OF RIGHT-OF-WAY

A. THEREFORE BE IT RESOLVED by this Tribal Council in regular session assembled, that a grant of right-of-way for BIA road construction and improvements on the above parcel of land is hereby approved. A more clearly defined description will be prepared upon completion of the survey. Due to the overall benefits to the Tribe and its members derived from the road construction and improvements, compensation for granting of the right-of-way is hereby waived. The superintendent, Great Lakes Agency, is requested to prepare and recommend approval of the right-of-way documents.

B. BE IT FURTHER RESOLVED that the Tribal Chairman and Secretary, or their duly delegated representatives, are hereby authorized to execute any documentation required concerning the project, for and on behalf of the Little Traverse Bay Bands of Odawa Indians.

(Source: TRIBAL RESOLUTION # 06040002)

17.221 REQUEST FOR TRUST ACQUISITION-ST. MARTIN'S ISLAND

A. THEREFORE BE IT RESOLVED 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.

(Source: TRIBAL RESOLUTION # 08200005)

17.222 AUTHORIZATION FOR THE EXECUTION OF DEEDS AND ESCROW OF TAXES

A. THEREFORE BE IT RESOLVED that Tribal Chairman Gerald V. Chingwa is authorized, by and on behalf of the Little Bay Bands of Odawa Indians, to execute deeds for the parcels described above transferring title from the Tribe to the United States of America in trust for the Little Traverse Bay Bands of Odawa Indians.

B. BE IT FURTHER RESOLVED that the Tribal Council authorizes Tribal Chairman Gerald V. Chingwa to execute tax escrow agreements with Northern Michigan Title to place funds in escrow sufficient to cover 1 ½ times the property taxes that would be due on the parcels for the year 2000.

(Source: TRIBAL RESOLUTION # 08200006)

17.223 REQUEST FOR TRUST ACQUISITION-NINE MILE POINT

A. THEREFORE BE IT RESOLVED 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.

(Source: TRIBAL RESOLUTION # 08200007)

17.224 CORA TRIBES' TRUST LANDS

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians requests that the Secretary of the Interior, under the authority of 25 U.S.C. § 465, hold the above described parcels in trust jointly for the Little Traverse Bay Bands of Odawa Indians and the four other named CORA member tribes. Tribal Chairman Gerald V. Chingwa, is authorized, and on behalf of LTBB, to execute any documents which may be necessary to complete this request.

(Source: TRIBAL RESOLUTION # 11050001)

17.225 GAMING ADMINISTRATION LEASE AUTHORIZATION

A. THEREFORE BE IT RESOLVED that Tribal Chairman Gerald V. Chingwa and Tribal Treasurer Alice Yellowbank are authorized on behalf of the Tribe to execute a lease agreement between the Tribe (Lessor) and Gaming Administration (Lessee) to rent the Spring Street property to the Gaming Administration for \$14,000 per month under such other terms as mutually agreed upon by the parties.

B. BE IT FURTHER RESOLVED that the initial term of the lease shall be 12 months, after which time rent may be adjusted by mutual agreement of the Tribe and Gaming Administration.

(Source: TRIBAL RESOLUTION # 06030101)

17.226 LEASE, LEASEHOLD MORTGAGE AND LOAN AUTHORIZATION

A. THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians, as lessor, and the Little Traverse Bay Bands of Odawa Indians Housing Commission, as lessee, are authorized to enter into a ground lease for Lot 1 of the village of Wah-Wahs-Noo-Da-Ke, as recorded in the Register of Deeds Office, Emmet County, Liber 14 of Plats, Pages 27-30, for a term of 25 years with a 25 year renewal option.

B. BE IT FURTHER RESOLVED that the Housing Commission is authorized to borrow \$441,890 from USDA Rural Development and enter into a leasehold mortgage agreement with Rural Development to secure the loan.

C. BE IT FURTHER RESOLVED that the Chairs of the Tribal Council and Housing Commission are authorized to execute all documents necessary to effectuate the ground lease, leasehold mortgage and USDA loan.

(Source: TRIBAL RESOLUTION # 07220101)

17.227 EXECUTION OF DEED AND ESCROW OF TAXES

A. THEREFORE BE IT RESOLVED that Tribal Chairman Gerald V. Chingwa 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.

B. BE IT FURTHER RESOLVED that the Tribal Council authorizes Tribal Chairman Gerald V. Chingwa to execute a tax escrow agreement with Corporate Title (formerly Northern Michigan Title) to place funds in escrow sufficient to cover 1 ½ times the property taxes that would be due annually on the parcel.

(Source: TRIBAL RESOLUTION # 11040102)

17.228 REQUEST FOR TRUST ACQUISITION-ODAWA CASINO RESORT

A. WHEREAS the Little Traverse Bay Bands of Odawa Indians possesses clear title in fee to the following described parcel which it intends to transfer to the United States in trust for the

Tribe:

The following described premises situated in the Township of Resort, County of Emmet, State of Michigan, to wit:

The Southeast 1/4 of the Southeast 1/4 of Section 12, Township 34 North, Range 6 West.

B. THEREFORE BE IT RESOLVED 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.

(Source: TRIBAL RESOLUTION # 11180104)

17.229 REQUEST FOR TRUST ACQUISITION-ODAWA CASINO RESORT

A. WHEREAS the Little Traverse Bay Bands of Odawa Indians possesses clear title in fee to the following described parcel which it intends to transfer to the United States in trust for the Tribe:

The following described premises situated in the Township of Resort, County of Emmet, State of Michigan, to wit:

The Northeast 1/4 of the Southeast 1/4 and the South one-half of the Northwest 1/4 of the Southeast 1/4, all in Section 12, Township 34 North, Range 6 West, **EXCEPT:** Commencing at the East 1/4 corner of Section 12, Township 34 North, Range 6 West, Resort Township, Emmet County, Michigan, thence South along the East line of said Section 12, for a distance of 427.29 feet; thence West 33.00 feet to the concrete monument on the West edge of Greenwood Cemetery Road, which is the point of beginning; thence West 217.00 feet to a concrete monument; thence South 160.00 feet to a concrete monument; thence East 217.00 feet to a concrete monument on the West edge of Greenwood Cemetery Road; thence North 160.00 feet to the point of beginning .

B. THEREFORE BE IT RESOLVED 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.

(Source: TRIBAL RESOLUTION # 11180105)