



THE MILLE LACS BAND OF
OJIBWE INDIANS

Executive Branch of Tribal Government

RESOLUTION 08-01-71-98

A Resolution amending the Fisheries Management Plan to cover the period 1998 through 2002 with 1998 being "year one" of the plan.


- WHEREAS, the Mille Lacs Band and other Chippewa Bands hold rights to hunt, fish and gather on lands and waters ceded in the Treaty of 1837, 7 Stat. 536, which were adjudicated by the Federal District court for the District of Minnesota in *Mille Lacs Band v. State of Minnesota*, No. 3-94-1226, and *Fond du Lac Band v. Carlson*, No. 5-92-159; and,
- WHEREAS, to implement the Bands' rights in accordance with the Court's orders, the Band Assembly adopted the Interim Treaty Fisheries Management Plan for the 1837 Minnesota Ceded Territory for the years 1997-2001 (Fisheries Management Plan"); and,
- WHEREAS, the Court's orders provide a mechanism for changes in Band management of hunting, fishing and gathering, which require that prior be given to the State of Minnesota; and,
- WHEREAS, as a result of stays entered by the Eight Circuit Court of Appeals, the bands were largely unable to implement the Fisheries Management Plan in 1997; and,
- WHEREAS, all of the Bands desire to amend the Fisheries Management Plan to make it effective for the years 1998-2002, with 1998 being "year one" under the plan; and,
- WHEREAS, the Bands notified the State of Minnesota of this proposed change in accordance with the Court's orders, and the State informed the Bands it has no objection to the change.

NOW, THEREFORE, BE IT RESOLVED:

1. The Fisheries Management Plan is amended to cover the period 1998 through 2002, with 1998 being "year one" under the plan; and

BE IT FURTHER AND FINALLY RESOLVED, this change shall be effective upon the adoption of parallel resolutions by all of the plaintiff and plaintiff-intervenor Bands in the *Mille Lacs* and *Fond du Lac* cases.

IN WITNESS WHEREOF, I, the Chief Executive, hereunto recommend and affix my signature to this resolution and forwarded to the Band Assembly for concurrence.


Marge Anderson, Chief Executive

WE DO HEREBY CERTIFY, that the foregoing resolution was duly concurred with and adopted at a regular session of the Band Assembly in Legislature Council Assembly, a quorum of legislators being present held on the 11th day of February, 1998, at Vineland, Minnesota by a vote of 2 FOR 0 AGAINST 0 SILENT.

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IN CONCURRENCE, with the action of the Chief Executive, we, the Band Assembly hereunto cause to have set the hand of the Speaker of Assembly to this resolution.


David Matrious, Speaker of Assembly

OFFICIAL SEAL OF THE BAND