



THE MILLE LACS BAND OF OJIBWE INDIANS

Legislative Branch of Tribal Government

JOINT RESOLUTION 15-01-112-12

A JOINT RESOLUTION APPROVING THE 2012 -2016 MINNESOTA 1837 CEDED TERRITORY WILDLIFE MANAGEMENT PLAN.

- WHEREAS, the Mille Lacs Band Assembly is the duly elected governing body for the Mille Lacs Band of Ojibwe, a federally-recognized Indian Tribe; and
- WHEREAS, according to 3 MLBSA § 2(d), the Band Assembly is empowered to adopt resolutions to promote the general welfare of the people of the Band; and
- WHEREAS, the Chief Executive of the Band is empowered to exercise the Executive Branch powers of the Band; and
- WHEREAS, the Mille Lacs Band of Ojibwe and other Chippewa Bands hold rights to hunt, fish and gather on land and waters ceded in the Treaty of 1837, 7 Stat. 536, which rights 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 (“Treaty Litigation”); and
- WHEREAS, to implement the Bands’ rights in accordance with the Court’s orders, the Band Assembly, with the concurrence of the Chief Executive, adopted the Bands’ Interim Treaty Wildlife Management Plan for the 1837 Minnesota Ceded Territory for the Years 1997-2001 (“1997 Wildlife Management Plan”), the Bands’ Treaty Wildlife Management Plan for the 1837 Minnesota Ceded Territory for the Years 2002-2006 (“2002 Wildlife Management Plan”), and Bands’ Treaty Wildlife Management Plan for the 1837 Minnesota Ceded Territory for the years 2007-2011 (“2007 Wildlife Management Plan”); and
- WHEREAS, the 2007 Wildlife Management Plan expired at the end of 2011 and required the Bands to adopt a new multi-year management plan to be effective commencing in 2012; and
- WHEREAS, the 2007 Wildlife Management Plan required the Bands to inform the State of Minnesota by the end of 2011 of their proposed changes to the 2007 Wildlife Management Plan that would be adopted into a new plan, and the decisions in the Treaty Litigation required the Bands to inform the State of Minnesota of proposed changes to Protocols #2, #3, #4, and #5 and changes in their conservation codes before making those changes; and

DISTRICT I

43408 Oodena Drive • Onamia, MN 56359
(320) 532-4181 • Fax (320) 532-4209

DISTRICT II

36666 State Highway 65 • McGregor, MN 55760
(218) 768-3311 • Fax (218) 768-3903

DISTRICT IIA

2605 Chiminising Drive • Isle, MN 56342
(320) 676-1102 • Fax (320) 676-3432

DISTRICT III

45749 Grace Lake Road • Sandstone, MN 55072
(320) 384-6240 • Fax (320) 384-6190

URBAN OFFICE

1404 E. Franklin Avenue • Minneapolis, MN 55404
(612) 872-1424 • Fax (612) 872-1257

WHEREAS, all of the Bands discussed and agreed upon proposed changes to the 2007 Wildlife Management Plan that would be adopted in a new wildlife management plan for the years 2012-2016, Protocols #2, #3, #4, #5 and to the Bands' Model Conservation Code (11 MLBSA § 4001), as those changes are reflected in the attached enclosures; and


WHEREAS, the Bands have informed the State of Minnesota of these changes as required by the 2007 Wildlife Management Plan and the decisions in the Treaty Litigation, and the State has not objected to them.

NOW, THEREFORE, BE IT RESOLVED that the Mille Lacs Band of Ojibwe hereby:

- (1) Approves the Bands' Treaty Wildlife Management Plan for the 1837 Minnesota Ceded Territory for the Years 2012-2016, with the proposed changes to Protocols #2, #3, #4, and #5 that are reflected in the attached enclosures; and
- (2) Amends 11 MLBSA § 4001 consistently with the amendments to the Bands' Model Conservation Code that are reflected in the attached enclosure (March 19, 2012); and
- (3) Authorizes its attorney to work with the other Bands and the Great Lakes Indian Fish and Wildlife Commission to ensure that the State of Minnesota is informed of the adoption of the new wildlife management plan and the amendment of the Band's code as required by the 2007 Wildlife Management Plan and the decisions in the Treaty Litigation.


WE DO HEREBY CERTIFY that the foregoing resolution was duly concurred with and adopted at a regular session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present, held on the 12th day of April, 2012 at Hinckley, Minnesota by a vote of 3 FOR, 0 AGAINST, 0 SILENT.

IN WITNESS WHEREOF, we, the Band Assembly hereunto cause to have set the signature of the Speaker of the Assembly.



Curt Kalk, Speaker of the Assembly

IN CONCURRENCE, with the action of the Speaker of the Assembly, I hereunto set my hand to this resolution.



Marge Anderson, Chief Executive

OFFICIAL SEAL OF THE BAND