

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

RESOLUTION #020605-10
Authorization of Lears Road Extension Agreement

WHEREAS the Little Traverse Bay Bands of Odawa Indians (LTBB) is in the final stages of the planning process for development of a casino resort complex on its trust land located off of Cemetery Road in Resort Township, Michigan (“Victories 2”);

WHEREAS the extension of Lears Road to Cemetery Road will enhance public accessibility to the Victories 2 site as well as promoting traffic safety and easing congestion for the general public;

WHEREAS Petoskey Investment Group owns the land on which Lears Road can be extended to Cemetery Road;

WHEREAS LTBB and Petoskey Investment Group have negotiated an Agreement for Petoskey Investment Group to extend Lears Road and provide public access to LTBB’s Victories 2 property;

THEREFORE BE IT RESOLVED that Chairman Ettawageshik, by and on behalf of LTBB, is authorized to execute the Agreement between the Little Traverse Bay Bands of Odawa Indians and Petoskey Investment Group for extension of Lears Road and public access to LTBB’s Victories 2 property and conveyance of title or easement to a 0.4 acre parcel for signage;

FURTHER RESOLVED that LTBB waives its common law immunity to suit, right to a jury trial, and Tribal Court jurisdiction to the limited and specific extent as expressly set out in the Agreement.

CERTIFICATION

As Tribal Chairman and Tribal Secretary, we certify that this 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 February 6, 2005 at which a quorum was present, by a vote of 4 in favor, 2 opposed, 0 abstentions, and 1 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Frank Ettawageshik	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Beatrice Law	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Alice Yellowbank	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Dexter McNamara	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Fred Harrington, Jr.	<u> </u>	<u> x </u>	<u> </u>	<u> </u>
Rita Shananaquet	<u> </u>	<u> </u>	<u> </u>	<u> x </u>
Regina Bentley	<u> x </u>	<u> x </u>	<u> </u>	<u> </u>

Date: _____

Frank Ettawageshik, Tribal Chairman

Dexter McNamara, Tribal Secretary