

THE MINNESOTA CHIPPEWA TRIBE

ORDINANCE NO. 17

WHEREAS, The United States Congress did enact the "Indian Land Consolidation Act", 25 USC, et.seq., in 1983, and

WHEREAS, Section 2205 of Title 25 of the United States Code provides that any Indian tribe may provide by appropriate action of the governing body, subject to approval of the Secretary of the Interior, that non-members of the Tribe or non-Indians shall not be entitled to receive by devise or descent any interest of a member of such tribe's reservation or otherwise subject to that tribe's jurisdiction, and

WHEREAS, The Minnesota Chippewa Tribe seeks to protect and prevent the further loss and erosion of the tribal land base in order to insure for its further economic and political survival.

NOW THEREFORE BE IT RESOLVED that the following Ordinance is adopted:

Section 1 – Notwithstanding any other provision of law, non-members of The Minnesota Chippewa Tribe or non-Indians shall not be entitled to receive by devise or descent any interest of a member of The Minnesota Chippewa Tribe in trust or restricted lands within the reservations of the Bands comprising The Minnesota Chippewa Tribe or otherwise subject to the jurisdiction of The Minnesota Chippewa Tribe or its constituent Bands.

Section 2 – If a member of The Minnesota Chippewa Tribe dies intestate, the surviving non-Indian or non-member spouse and/or children shall be entitled to life estate in as much of the trust or restricted lands as he/she or they would have been entitled to take under existing law.

Section 3 – If an intestate decedent member of The Minnesota Chippewa Tribe has no heir to whom interest in trust or restricted land may pass, such interest shall escheat to The Minnesota Chippewa Tribe constituent Band on within the boundaries of whose reservation said interest in trust or restricted land is located.

We do hereby certify that the foregoing Ordinance was duly presented and acted upon by a vote of 10 For, 0 Against, 0 Silent, at a Regular Meeting of The Minnesota Chippewa Tribal Executive Committee, a quorum present, held on April 29 & 30, 1985 at Minneapolis, Minnesota.

Darrell Wadena, President
THE MINNESOTA CHIPPEWA TRIBE

ATTEST: Daniel Morrison, Sr., Secretary
THE MINNESOTA CHIPPEWA TRIBE