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Mashkisibi Center

**BAD RIVER BAND OF LAKE SUPERIOR
TRIBE OF CHIPPEWA INDIANS**
P.O. Box 39, Odanah, WI 54861

RESOLUTION NO. 2-5-86-2

- WHEREAS, the Bad River Band of Lake Superior Tribe of Chippewa Indians is a federally recognized Indian Tribe; and
- WHEREAS, the Bad River Tribal Council is the elected governing body of the Bad River Tribe; and
- WHEREAS, the Bad River Tribe believes it is important to protect the natural resources of the Tribe and to be able to regulate the taking of these resources; and
- WHEREAS, the Bad River Tribe believes it is necessary to eliminate the taking of Tribal resources on Tribal trust land by non-Indians,
- NOW THEREFORE BE IT RESOLVED that the Bad River Tribe hereby enacts the attached Charter 330 entitled "Bad River Conservation Ordinance Regulating Members From Assisting Non-Indians on the Reservation With Fishing Hunting, Trapping and Ricing."

CERTIFICATION

I, the undersigned, as Secretary of the Bad River Band of Lake Superior Tribe of Chippewa Indians, an Indian Tribe organized under Section 16 of the Indian Reorganization Act, hereby certify that the Tribal Council is composed of 7 members, of whom 7 members, constituting a quorum, were present at a meeting hereof duly called, noticed, convened, and held on the 5th day of February, 1986; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 6 members; 0 against; and 0 abstaining, and the said resolution has not been rescinded or amended.

Carol Scott
Carol Scott, Secretary
Bad River Tribal Council

BAD RIVER CONSERVATION ORDINANCE REGULATING MEMBERS FROM ASSISTING
NON INDIANS ON THE RESERVATION WITH FISHING, HUNTING, TRAPPING
AND RICING.

330.1 Title. This ordinance shall be known as the Bad River
Members Assisting Non Indians on the Reservation Ordinance.

330.2 Authority. This ordinance is enacted pursuant to Article
IV, Section 1(t) of the Bad River Tribal Constitution.

330.3 Effective Date. This ordinance shall be effective on the
date adopted by the Bad River Tribal Council.

330.4 Definitions.

(1) Conservation Department means the Conservation
Department of the Tribe.

(2) Fishing means using a hook and line, net, spear, or
any other means to catch and take fish.

(3) Hunt means to shoot, shoot at, pursue, take, catch,
or kill, any animal on-reservation, but does not
include the recovery of an animal which has already
been lawfully reduced to possession.

(4) Member means any person who is enrolled or is
eligible for enrollment in the Tribe, or who is
recognized as a member of the Tribe by the Tribal
Council.

(5) Non-member means any person who does not come within
the definition of member.

(6) Reservation means the Bad River Reservation.

(7) Trapping includes the taking, or the attempting to
take, of any wild animal by means of setting or

operating any device, mechanism or contraption that is designed, built or made to close upon, hold fast, or otherwise capture a wild animal or animals.

- (8) Tribal Council means the Tribal Council of the Tribe.
- (9) Tribe means the Bad River Band of Lake Superior Tribe of Chippewa Indians of the Bad River Reservation.
- (10) Trust Land means any land held in trust by the federal government for the use of the Bad River Tribe and its members. This does not include individually owned fee land not in trust.

330.5 Prohibition. No member shall assist, encourage or accompany any non-Indian with hunting, fishing, ricing or trapping on trust land within the exterior boundaries of the Bad River Reservation.

330.6 Penalty.

- (1) The penalty for a violation of any provision of this ordinance shall be
 - (a) a forfeiture not to exceed \$500.00; or
 - (b) community service to be set by the court; or
 - (c) both (a) and (b) above.