

# Red Cliff Band of Lake Superior Chippewa Indians

RESOLUTION NO: 7/22/21A

## OPPOSING KRISTLE MAJCHRZAK'S APPLICATION TO BAYFIELD COUNTY FOR A CONDITIONAL USE PERMIT

WHEREAS: the Red Cliff Band of Lake Superior Chippewa Indians is a federally recognized Indian Tribe, organized under a constitution adopted April 18, 1936, and approved June 1, 1936, pursuant to Sec. 16 of the Indian Reorganization Act, said Constitution having been amended by the Band on January 28, 1991, and said amendments approved by the Secretary on July 2, 1991, in accordance with the provisions of applicable federal law; and

WHEREAS: the Red Cliff Tribal Council is the governing body of the Band; and

WHEREAS: the Band is a signatory to the Treaties of 1837 (7 Stat. 536), 1842 (7 Stat. 591) and 1854 (10 Stat. 1109) with the United States; and

WHEREAS: those treaties guarantee to the Lake Superior Chippewa Indians usufructuary rights (rights of use); and

WHEREAS: Gitchee Gamii (Lake Superior) has always held a central place in the culture and traditions of the Band and is central to the Band's usufructuary rights; and

WHEREAS: the Band recognizes that fresh water is a finite resource and that societal demands to monetize fresh water supplies represent an existential threat to our culture and lifestyle and a direct and pressing threat to the Lake Superior fishery and the wild rice beds which face depredation and eventual extinction from the commercial sale of Lake Superior water; and

WHEREAS: Kristle Majchrzak has submitted a Conditional Use Permit application for a proposed project to extract water from an artesian well in Herbster, Wisconsin near the Bark Bay Sloughs and the shores of Anishinaabeg Gitchigami (Lake Superior); and

WHEREAS: The proposed project is within the 1842 ceded territory and would impact aki (land) and nibi (water) ceded by our people in the 1842 Treaty of LaPointe; and

WHEREAS: the Band has retained and exercises stewardship responsibilities of our inawemaaganag (relatives), which the others might call "natural resources", across the ceded territories upon which meaningful exercise of Treaty Rights is based;

NOW THEREFORE BE IT RESOLVED: that the Red Cliff Band stands opposed to Kristle Majchrzak's application to Bayfield County for a Conditional Use Permit; and

BE IT FURTHER RESOLVED: that the Band hereby declares its opposition to any such project that proposes the commercial sale of Lake Superior water.

**CERTIFICATION**

I, the undersigned Secretary of the Red Cliff Tribal Council, do hereby certify that the council is composed of nine members (9), of whom 9 were present at a meeting duly called, convened and held this 22<sup>nd</sup> day of July, 2021, and that the foregoing resolution was adopted at said meeting by an affirmative vote of 7 members for, 0 against, and 1 members abstaining for the vote, and that said resolution has not been rescinded or amended in anyway.



Laura J. Gordon, Secretary  
Red Cliff Tribal Council

