2.5 **Other Watercraft:** Any boat, pontoon, jet-ski, or any other object or apparatus that is used in the water, whether motor driven or propelled by other methods, that is operated by a person or persons, and which is not defined as an “Acceptable Ricing Watercraft” in Section 2.4 of this Ordinance.

2.6 **Person:** Any individual, corporation, partnership or organization.

2.7 **Leech Lake Reservation:** The ancestral homeland of the Leech Lake Band of Chippewa Indians established by the Treaties of 1855, 1864, and 1867 and whose legal boundaries are described by the Memorandum of Settlement Agreement between the Leech Lake Band of Chippewa Indians and the State of Minnesota in the Federal District Court case of *Leech Lake Band of Chippewa Indians vs. Robert L. Herbst, et al.*

2.8 **Boundary Waters:** shall mean those lakes, rivers and streams bisected by the exterior geographical borders of the Leech Lake Reservation. Jurisdiction shall extend to include those portions of a body of water which extend outside the exterior boundary line of the Reservation as stated in the Memorandum of Understanding dated August 16, 1995 between the Leech Lake Reservation and the State of Minnesota.

**Section 3** **Prohibitions, Watercraft:** Any watercraft which is not defined in Section 2.4 of this Ordinance, as being “Acceptable Wild Rice Watercraft,” is not permitted in wild rice beds during prohibited times.

**Section 4** **Prohibitions, Time:** No boat or other watercraft shall enter any wild rice bed within the boundaries of the Leech Lake Reservation, nor shall any watercraft enter any wild rice bed which lies within the boundary waters of the Leech Lake Reservation, from the time when fishing season is opened the second Saturday in May to September 15 of each year.

**Section 5** **Enforcement:** Primary responsibility for enforcing this Ordinance shall be vested in Leech Lake Conservation Officers. Other recognized officers authorized to enforce the terms of this Ordinance shall be any officer of the Leech Lake Reservation Law Enforcement Department, County Sheriff’s Departments and Minnesota Department of Natural Resources Conservation Officers.

**Section 6** **Exceptions:**

6.1 Any authorized Division of Resources Management Personnel, specifically Leech Lake Conservation Officers and Natural Resources Advisory Committee members, may enter any wild rice bed within the exterior boundaries of the Leech Lake Reservation, or within any boundary waters bordering the Leech Lake Reservation, at any time, in order to monitor the
wild rice, to ascertain its growth, ripeness, quantity and quality, provided that reasonable care is used to assure the safety of the wild rice bed.

6.2 Individuals who are in possession of a valid ricing permit may enter the wild rice beds at appropriate times, in acceptable watercraft, in order to harvest wild rice.

6.3 In situations where an emergency, crisis or extreme circumstances exist, any person or persons, any authorized Division of Resources Management personnel or Emergency or Law Enforcement personnel, while in the performance of their official duties, are exempt from the provisions of this ordinance.

Section 7 Penalties: Any individual who violates the terms and intent of this ordinance shall be cited and ordered to appear before a judge of the Leech Lake Tribal Court or a court of competent jurisdiction. Fines may be imposed in Tribal Court which will not exceed $250 per violation, without a written order issued by a judge of the Leech Lake Tribal Court.

Section 8 Effective Date: The terms and provisions of this Ordinance will be effective immediately upon its passage by the Leech Lake Reservation Tribal Council.

CERTIFICATION

I DO HEREBY CERTIFY, that the foregoing resolution was duly presented and adopted by a vote of ___ For, ___ Against and ___ Silent at a SPECIAL meeting of the Leech Lake Tribal Council, a quorum being present, held on JULY 10, 1998 at Cass Lake, Minnesota.

Eli O. Hunt, Chairperson  Linda G. Johnston, Secretary-Treasurer