

**ORDINANCE NO. 83**

**WHEREAS**, the Tribal Council of Confederated Tribes of the Warm Springs Reservation of Oregon (“Tribe”) recognizes that it is sometimes necessary to waive the Sovereign Immunity of the Tribe from suit or action, in certain cases; and

**WHEREAS**, the Tribal Council considers that it is in the best interest of the Tribe and will provide the best protection to the Tribe to set forth a specific manner for the waiver of the Sovereign Immunity of the Tribe, its subdivisions and subordinate bodies, including Business Enterprises established pursuant to Section 12 of the Corporate Charter of Tribe; and

**WHEREAS**, it is appropriate to provide the opportunity for those with legitimate claims against the Tribe to have the opportunity to pursue such claims; now therefore

**BE IT ENACTED**, by the 22<sup>nd</sup> Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section (1) of the Constitution and Bylaws, that the “WARM SPRINGS TRIBAL CODE, CHAPTER 30, WAIVER OF SOVEREIGN IMMUNITY,” as attached hereto as Exhibit “A” is adopted as a portion of the Warm Springs Tribal Code.

**CERTIFICATION**

The undersigned, as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon hereby certifies that the Tribal Council is composed of 11 members, of whom 7 constituting a quorum were present at a meeting thereof, duly and regularly called, noticed, convened and held this 10<sup>th</sup> day of July, 2001; and the foregoing resolution was passed by the affirmative vote of 4 members, the Chairman not voting; and that the said resolution has not been rescinded or amended in any way.

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**Charles V. Jackson**  
**Secretary-Treasurer**

**APPROVED:**

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**Cheryl Lohman**  
**Acting Superintendent**