

# GAY HEAD WAMPANOAG TRIBE

STATE ROAD, RFD BOX 137, GAY HEAD, MASSACHUSETTS 02535 • (617) 645-9265

WAMPANOAG TRIBAL COUNCIL  
OF GAY HEAD, INC.

GAY HEAD  
WAMPANOAG TRIBE  
Donald Malanson  
Chief  
Luther Malson  
Medicine Man



## RESOLUTION

WHEREAS the Wampanoag Tribal Council of Gay Head, Inc. Officers and Board of Directors desire to effect the settlement of Gay Head Indian land claim and

WHEREAS there is currently an approved settlement enacted as P.L. 100-95;

BE IT HEREBY RESOLVED that Donald A. Widdiss, President of the Tribal Council, sign any waiver of claims pursuant to Section 5, [2] of P.L. 100-95.

The above resolution was proposed at a meeting of the Officers and Board of Directors of the Wampanoag Tribal Council of Gay Head, Inc. on Wednesday, January 13, 1988 there being a quorum present.

The resolution was adopted by a vote of 8 to 0.

  
ATTEST: Donald A. Widdiss, President  
Wampanoag Tribal Council of Gay Head, Inc.

DATE: January 13, 1988

I, \_\_\_\_\_, certify that the above resolution was adopted at a meeting of the Board and Officers of the Wampanoag Tribal Council of Gay Head, Inc., a quorum being present, on Wednesday, January 13, 1988 by a vote of 8-0.

SIGNED: David E. Vanderhoop, Vice-President

DATE:

WAIVER OF CLAIM

Pursuant to Section 5 of P.L. 100-95, the Wampanoag Tribal Council of Gay Head, Inc., hereby waives:


- A. (1) Any claim based upon any transfer which may have occurred before the date of the enactment of P.L. 100-95 of land or natural resources now located anywhere within the United States from, by, or on behalf of the Wampanoag Tribal Council of Gay Head, Inc., or (2) any claim based upon any transfer which may have occurred before the date of the enactment of P.L. 100-95 by, from, or on behalf of any Indian, Indian nation, or tribe or band of Indians, of any land or natural resources located anywhere within the town of Gay Head, Massachusetts, including any transfer pursuant to any statute of the State, and the incorporation of the town of Gay Head; or
- B. Any aboriginal title held by the Wampanoag Tribal Council of Gay Head, Inc., or any other entity presently of at any time in the past known as the Gay Head Indians, to any land or natural resources the transfer of which is consented to and approved in subsection (a) of Section 4 of P.L. 100-95.

The Wampanoag Tribal Council of Gay Head, Inc., further waives and agrees to the extinguishment of any claim, including any claim for damages for use and occupancy, by the Wampanoag Tribal Council of Gay Head, Inc., for itself, its assigns, predecessors and successors in interest, or any other entity presently or at any time in the past known as the Gay Head Indians, or any other Indians, Indian nation, or tribe or band of Indians, against the United States, any State or political subdivision of a State, or any other person which is based on:

1. Any transfer of land or natural resources waived in Paragraph A; or
2. Any aboriginal title claim to land or natural resources which is waived in Paragraph B.

No provision of this waiver shall be construed to offset or eliminate the personal claim of any individual Indian which is pursued under any law of general applicability that protects non-Indians as well as Indians.

This waiver shall take effect upon the date on which the title of all the private settlement lands provided for in P.L. 100-95 are transferred to the Wampanoag Tribal Council of Gay Head, Inc. The fact of such transfer, and the date thereof, shall be certified and recorded by the Secretary of the Commonwealth of Massachusetts. ||

  
Don Widdiss, Chairman  
Wampanoag Tribal Council of  
Gay Head, Inc.  
4/21/88