

1 **MEMORANDUM OF AGREEMENT**
2 **AMONG**
3 **THE NATIONAL PARK SERVICE,**
4 **THE MINNESOTA STATE HISTORIC PRESERVATION OFFICE,**
5 **THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES,**
6 **AND THE CITY OF DULUTH**
7 **REGARDING**
8 **THE LINCOLN PARK IMPROVEMENTS PROJECT,**
9 **DULUTH, SAINT LOUIS COUNTY, MINNESOTA**

10
11 **WHEREAS,** the National Park Service (NPS) administers the Outdoor Recreation Legacy
12 Partnership (ORLP) Program of the Land and Water Conservation Fund (LWCF); and
13

14 **WHEREAS,** under the authority of the LWCF Act (Public Law 88-578, as amended, now
15 codified at 54 U.S.C. §2003) the NPS may make ORLP grants available to States as the
16 grantee, and through States to local jurisdictions as subgrantees; and
17

18 **WHEREAS,** 54 U.S.C. §200305(f)(3) of the LWCF Act requires the Governor of each State to
19 delegate a state agency to accept and administer LWCF funds; and
20

21 **WHEREAS,** Governor Tim Walz has delegated the NPS grantee responsibility to the
22 Minnesota Department of Natural Resources (MnDNR); and
23

24 **WHEREAS,** in 2018, the NPS awarded LWCF grant number 27-01416 to the City of Duluth
25 (City), a subgrantee, for the Lincoln Park Improvements Project; and

26 **WHEREAS,** 54 U.S.C. §200305(f)(3) of the LWCF Act protects parks that have received funding
27 through the LWCF program from conversion to other than outdoor recreation use without approval
28 from the Secretary of the Interior, which approval shall be given only when the standards of 54
29 U.S.C. §200305(f)(3) and its regulations (36 CFR Part 59) are met; and
30

31 **WHEREAS,** the U.S. Department of Housing and Urban Development (HUD) may also fund
32 the Project through a Community Development Block Grant, and HUD has designated NPS to be
33 the lead federal agency for the Project for compliance with Section 106 pursuant to 36 CFR
34 800.2(a)(2); and

35 **WHEREAS,** the Project includes rehabilitation of a fire-damaged park pavilion, alterations to
36 park facilities and landscape features in order to improve ADA accessibility, increase public
37 safety, and address groundwater and other ecological issues; and

38 **WHEREAS,** the NPS has determined the approval of federal ORLP grant assistance for the
39 proposed Project is an undertaking as defined in 36 CFR 800.16(y), and therefore is subject to
40 review under Section 106 of the National Historic Preservation Act of 1966 as amended (54
41 U.S.C. § 306108); and

42 **WHEREAS,** the NPS, in consultation with the MnDNR and the Minnesota State Historic
43 Preservation Office (MnSHPO), has defined the Area of Potential Effect (APE) for indirect and

direct effects for the undertaking as shown on Attachment A; and

WHEREAS, the NPS, in consultation with the MnDNR and the MnSHPO, has identified the following historic properties in the APE that have been determined eligible for listing in the National Register of Historic Places (NRHP): Skyline Parkway Historic District (district eligible for listing in the NRHP includes contributing properties: Lincoln Park, Lincoln Park Bridge, Lincoln Park Drive, Lincoln Park Pavilion), Lincoln Park (individually eligible for listing in the NRHP), and Zion Lutheran Church; and

WHEREAS, the NPS, in consultation with the MnDNR and the MnSHPO, has reviewed the “Lincoln Park Improvement Project Updated and Assessment of Effects” (June, 2021), which was based on the “Lincoln Park Site Improvements” (6/14/2019), the Lincoln Park Pavilion architectural drawings (6/7/2021), and the draft schematic plans for Lincoln Park Drive (6/29/2021), and has found that certain aspects of the Project, as described in the said documentation, have been designed and are consistent with the Secretary of the Interior’s *Standards for the Treatment of Historic Properties* which will avoid and minimize adverse effects to character-defining features of: the Skyline Parkway Historic District and Lincoln Park; and

WHEREAS, the NPS, in consultation with the MnDNR and the MnSHPO, has found that the Project will have no adverse effect on the Zion Lutheran Church; and

WHEREAS, the NPS, in consultation with the MnDNR, the MnSHPO, and consulting parties, has found that the removal of Lincoln Park Wall Nos. 1 and 3 as part of the Project will result in an adverse effect to the Skyline Parkway Historic District and Lincoln Park; and

WHEREAS, the NPS, in consultation with the MnDNR, the MnSHPO, and consulting parties, has found that there is no practicable alternative that will avoid the adverse effect to historic properties and has developed this Memorandum of Agreement (MOA) to resolve the adverse effects; and

WHEREAS, requirements for public involvement were completed pursuant to 36 CFR 800.2(d) including presentations at public meetings, posting on the City’s website, and review by the Duluth Heritage Preservation Commission, which has issued a Certificate of Appropriateness for the rehabilitation of the Lincoln Park Pavilion, a locally designated landmark, and has expressed support for the Project as a whole; and

WHEREAS, federally recognized Native American tribes have been invited to consult on the undertaking, as summarized in Attachment B, and the Fond du Lac Band of Lake Superior Chippewa has requested to participate in consultation; and

WHEREAS, the Fond du Lac Band of Lake Superior Chippewa, the Duluth Heritage Preservation Commission, Scott A. Marek, and Equilibrium 3 have been invited to participate in the consultation and have been invited to sign this MOA as Concurring Parties; and

WHEREAS, the MnDNR has responsibilities under this MOA and is an Invited Signatory to this MOA; and

83 **WHEREAS**, the City has responsibilities under this MOA and is an Invited Signatory to this
84 MOA; and

85 **WHEREAS**, the NPS initially notified the Advisory Council on Historic Preservation (ACHP)
86 of the Project in 2019 and provided documentation related to the proposed Project and the ACHP
87 declined to participate at that time; and

88 **WHEREAS**, in accordance with 36 CFR 800.6(a)(1), the NPS reinitiated Section 106 for the
89 proposed Project and has notified the ACHP of the adverse effect determination and has
90 provided the documentation specified in 36 CFR 800.11(e), and the ACHP has chosen not to
91 participate in the consultation pursuant to 36 CFR 800.6(a)(1)(iii); and

92 **WHEREAS**, the Signatories, Invited Signatories, and Concurring Parties, are all considered
93 Consulting Parties pursuant to 36 CFR 800.2(c) and their roles are described herein are
94 consistent with those described in 36 CFR 800.6(c)(1), (2), and (3) respectively;

95 **WHEREAS**, the City shall implement the Project and shall complete the stipulations of this
96 MOA, the NPS, with assistance from the MnDNR, shall be responsible for ensuring that
97 implementation of the Project meets the terms of this MOA; and

98
99 **NOW, THEREFORE**, the NPS and SHPO agree that the Project shall be implemented in
100 accordance with the following stipulations in order to resolve the adverse effects of the Project
101 on historic properties.

102 **STIPULATIONS**

103 The NPS, with the assistance of the MnDNR, is responsible for ensuring the following measures
104 are carried out:

105 **I. MITIGATION MEASURES**

106 **A. Public Interpretation: Interpretive Plan**

- 107 i. The City shall prepare and implement a plan for incorporating an appropriate
108 level of public interpretation of the history and significance of Lincoln Park and
109 Skyline Parkway (Interpretive Plan). The Interpretive Plan shall be informed by
110 the National Association for Interpretation's Standards and Practices for
111 Interpretive Planning. The team preparing the content and location of the
112 Interpretive Plan shall include a qualified historian and/or architectural historian
113 who meets the Secretary of the Interior's (SOI's) *Professional Qualification*
114 *Standards* (48 FR §§ 44738-44739) for history and/or architectural history.

- 115 a. Within six (6) months of the execution of this MOA, the City shall prepare
116 a draft Interpretive Plan including themes for interpretation, planned
117 modes for delivering the interpretation, and draft text and graphics for
118 each mode. Modes may include, but not be limited to webpages,
119 interpretive signage, walking tours, and integration of interpretive
120 elements into the Project. In order to avoid additional adverse effects to
121 historic properties, any installation of new signage or other interpretive

elements proposed as part of the Interpretive Plan must be designed in accordance with the Secretary of the Interior's *Standards for the Treatment of Historic Properties* and associated *Guidelines for the Treatment of Cultural Landscapes*.

- b. Prior to issuance of a draft Interpretive Plan, the City shall invite the Consulting Parties to a consultation meeting to provide an overview of the proposed Interpretive Plan and receive input.
- c. The City shall submit the draft Interpretive Plan to the NPS and the MnDNR for coordination of review. Following approval of the draft Interpretive Plan by the MnDNR, the MnDNR shall distribute the draft Plan to the Consulting Parties for a thirty (30) calendar day review and comment period.
- d. Following receipt of, and in response to, comments from the Consulting Parties, the City may revise the draft Interpretive Plan. If the City chooses not to incorporate a recommended modification made in writing by the Consulting Parties, then the City and the MnDNR shall provide a written explanation to the Consulting Parties and consult, as appropriate, to seek resolution.
- e. The City shall submit the final Interpretive Plan to the MnDNR for coordination of final review with the MnSHPO. Following review of the final Interpretive Plan by the MnSHPO, the MnDNR shall distribute to all Consulting Parties for review and comment. The MnSHPO may disagree with the Interpretive Plan in writing to the MnDNR. Upon receiving such comments, the MnDNR and the City shall consult with the MnSHPO and other Consulting Parties, as appropriate, to seek resolution in accordance with Stipulation III of this MOA.
- f. Upon final approval by the MnDNR, the City shall distribute the final Interpretive Plan to all Consulting Parties.
- g. Within two (2) years after approval of the final Interpretive Plan, the City shall complete its implementation of the Interpretive Plan.

B. Historic Property Documentation: Minnesota Historic-Property Record

- i. Prior to commencement of any Project-related construction activity, the City shall complete Level I Documentation of Lincoln Park for the Minnesota Historic Property Record (Level I MHPR) according to the provisions outlined below. All documentation shall be completed by a historian and/or architectural historian who meets the SOI's *Professional Qualification Standards* (48 FR §§ 44738-44739) for history and/or architectural history.
 - a. Recordation will be completed in accordance with the "Minnesota Historic

Property Record Guidelines (updated June 2009)” Level I Documentation standards.

- b. The City shall provide the MnSHPO with a draft version of the Level I MHPR for review and comment. The MnSHPO shall have thirty (30) calendar days to review the Level I MHPR. The City will take the comments of the MnSHPO into account in developing the final Level I MHPR.
- c. The City shall provide a final archival copy and a digital (PDF) copy of the Level I MHPR to the MnSHPO. The City shall provide a high-quality digital (PDF) copy of the Level I MHPR to the NPS, the MnDNR, the Duluth Heritage Preservation Commission, the Duluth Collection at the Duluth Public Library, and the Northeastern Minnesota Historical Collections at the Kathryn A. Martin Library, University of Minnesota-Duluth. Submission of these final Level I MHPR sets will constitute fulfillment of this stipulation.

C. National Register of Historic Places Nomination

- i. Within two (2) years following execution of this MOA, the City, in consultation with the Consulting Parties, shall prepare a National Register of Historic Places Nomination Form (NRHP Nomination) for Lincoln Park.
- ii. The City shall have a qualified consultant prepare the NRHP Nomination in conformance with the National Park Service’s Bulletin 16A *How to Complete the National Register Registration Form*. The NRHP Nomination shall be prepared by a historian and/or architectural historian who meets the SOI’s *Professional Qualification Standards* (48 FR §§ 44738-44739) for history and/or architectural history, and who has successfully completed previous NRHP nominations.
- iii. The City shall submit the first draft NRHP Nomination, and any subsequent drafts, to the MnSHPO for formal review and comment. The MnSHPO shall have sixty (60) calendar days to provide written comments on the initial draft NRHP Nomination. Any subsequent drafts of the NRHP Nomination, up to and including the final NRHP Nomination, shall incorporate any written comments and recommendations provided by the MnSHPO. As needed, review of multiple drafts may be required, and the MnSHPO shall have thirty (30) calendar days to provide comments on each subsequent version after the initial draft NRHP Nomination review.
- iv. The actual nomination of Lincoln Park to the NRHP will be at the discretion of the MnSHPO and will follow the established procedures of the National Park Service (36 CFR § 60). The intent of this stipulation shall be met following the MnSHPO notification to the City that the NRHP Nomination for Lincoln Park is sufficient and has been forwarded to the State Review Board for formal consideration.

II. PROJECT DESIGN REVIEW

- A. The Project plans (drawings, specifications, special provisions, appendices, etc.) including plans for temporary construction -related work, shall effectively meet the Project purpose and be designed consistent with the SOI's *Standards for the Treatment of Historic Properties* (36 CFR Part 68) and associated SOI's *Guidelines for the Rehabilitation of Historic Buildings and Cultural Landscapes* (SOI Standards and Guidelines) in an effort to avoid and minimize additional adverse effects to historic properties.
- B. The City shall prepare updated 90% Project plans in accordance with the SOI Standards and Guidelines and submit them to the NPS and the MnDNR agency review and for coordination of review by parties to this MOA.
- D. If the NPS and the MnDNR find that the 90% Project plans will not expand the APE and have been developed consistent with the SOI Standards and Guidelines in order to avoid additional adverse effects to historic properties within the APE, the NPS shall issue this finding, along with an appropriate level of documentation including the 90% Project plans, to the Consulting Parties for a thirty (30) day review and comment period. If there are no objections to the NPS finding of the 90% Project plans' consistency with the SOI Standards and Guidelines and corresponding finding of effect, then the City shall finalize the Project plans accordingly. If there are written objections to the NPS finding of the 90% Project plans consistency with the SOI Standards and Guidelines and corresponding finding of effect, then the NPS and the MnDNR will continue consultation with the objecting party(ies) pursuant to Stipulation III of this MOA.
- E. If the NPS and the MnDNR find that the Project plan modifications will result in additional adverse effects to historic properties, the NPS and the MnDNR shall first consult with the Consulting Parties in accordance with 36 CFR 800.6 to seek ways to avoid and/or minimize the adverse effect. The Consulting Parties shall have thirty (30) days to review and provide comments on this effect finding. If it is determined that the adverse effect cannot be avoided, the NPS and the MnDNR will consult with the Consulting Parties, and the public, as appropriate, to develop a Mitigation Plan (Mitigation Plan) for the adverse effect, taking into account the character and significance of the historic property and the nature and scale of the adverse effect. Any newly identified consulting parties under this stipulation will be invited to sign this MOA as concurring parties pursuant to Stipulation IV.
- i. The Mitigation Plan shall be developed within forty-five (45) calendar days of any adverse effect finding made under this stipulation. The NPS and the MnDNR shall provide a copy of the draft Mitigation Plan to the Consulting Parties who shall have thirty (30) calendar days to provide comments on the Mitigation Plan prior to the initiation of Project construction, or fifteen (15) calendar days to provide comments on any Mitigation Plan prepared during Project construction.
- a. If the Consulting Parties do not provide comments during the review

periods specified in Subparagraph E(i) of this Stipulation, the NPS and the MnDNR shall consider it final, and the City will move forward with the Mitigation Plan as provided.

b. The NPS and the MnDNR shall take into account any comments provided by the Consulting Parties during the review period specified in Subparagraph E(i) of this Stipulation in the development of a final mitigation plan. The Mitigation Plan will be final upon acceptance by the MnSHPO and written notice by the NPS and the MnDNR. The NPS and the MnDNR shall provide copies of all final Mitigation Plans to the Consulting Parties.

c. Upon completion of consultation under this stipulation, the City shall ensure that the terms and conditions of the final Mitigation Plan are fully implemented.

III. TRIBAL MONITORING

- A. The City shall develop a tribal monitoring plan in consultation with the Fond du Lac Band of Lake Superior Chippewa (Fond du Lac) Tribal Historic Preservation Officer (THPO) to provide for tribal monitors to be present on site during ground disturbing activities associated with the Project's construction that may have the potential to inadvertently affect cultural resources or human remains. The City and the Fond du Lac THPO shall develop a budget of monitor-related expenses, and the City shall contract with Fond du Lac to perform the agreed upon work.
- B. The City shall submit the tribal monitoring plan to the NPS for review and confirmation with the Fond du Lac THPO.
- C. Following consultation with the Fond du Lac THPO, the NPS shall notify the City that the tribal monitoring plan is appropriate or outline necessary revisions. A copy of the final tribal monitoring plan will be provided to the Fond du Lac THPO for their records.
- D. The City may not begin any Project construction until the tribal monitoring plan has been approved by the NPS and Fond du Lac.

IV. INADVERTENT DISCOVERIES

- A. If previously unidentified historic properties (including archaeological sites) or unanticipated effects to historic properties (including exceptionally significant finds) are discovered during Project activities and reported to the City, the City shall immediately halt all Project activities within a one hundred (100) foot radius of the discovery, notify the NPS and the MnDNR of the discovery, and implement interim measures to protect the discovery from looting and vandalism.
- B. Immediately upon receipt of the notification required under Stipulation IV.A above, the City, and the MnDNR, will inspect the construction site to determine the extent of the

discovery and ensure that construction activities have halted, clearly mark the area of discovery, and implement additional measures, as appropriate, to protect the discovery from looting and vandalism, and notify the MnSHPO and the Fond du Lac THPO.

- C. The MnDNR, in consultation with the MnSHPO and the Fond du Lac THPO, will design a plan for avoiding, minimizing, or mitigating any further adverse effects prior to resuming Project activities in the area of the discovery, if the discovery is determined to be a historic property.

Treatment of Human Remains: If an inadvertent discovery contains human remains, the City will immediately halt Project construction work in the area of discovery, will ensure protection of the area of discovery, and will immediately notify local law enforcement and the Office of the State Archaeologist (OSA), the lead state agency for authentication of burial sites on non-federal lands. In accordance with Minn. Stat. § 307.08, the OSA has the final authority in determining if the remains are human and to ensure appropriate procedures are carried out in accordance with the statutes. Avoidance and preservation in place is the preferred option for the treatment of human remains. In accordance with Minn. Stat. § 307.08, subd. 3a, the OSA is required to coordinate with the Minnesota Indian Affairs Council (MIAC) if the remains or associated burial items are thought to be American Indian. The City and MnDNR shall work with the OSA and MIAC to develop and implement a reburial plan if that is the approach preferred as determined in accordance with Minn. Stat. § 307.08.

V. DISPUTE RESOLUTION

- A. Should any Consulting Party to this MOA object to or be unable to complete the execution of any provisions of this MOA, the NPS and the MnDNR shall take the objection into account and consult as needed with the objecting party to resolve the objection.
- B. If the NPS determines that the objection cannot be resolved, the NPS shall request the further comments of the ACHP pursuant to 36 CFR 800.7.
- C. Any ACHP comment provided in response to such a request will be taken into account by the NPS in accordance with 36 CFR 800.7(c)(4) with reference only to the subject of the dispute; the responsibility of the Consulting Parties to carry out all actions under this MOA that are not the subjects of the dispute will remain unchanged.

VI. DURATION, AMENDMENTS, AND TERMINATION

- A. This MOA will automatically terminate if its terms are not carried out within five (5) years from the date of its execution. Prior to such time, the NPS may consult with the MnDNR, the MnSHPO, and the City to amend it in accordance with Subparagraph VI.B below.
- B. This MOA may be amended when such an amendment is agreed to in writing by all Signatories and Invited Signatories. The amendment will be effective on the date a copy

signed by all of the Signatories and Invited Signatories is filed with the ACHP.

- C. If any Signatory or Invited Signatory to this MOA determines that its terms will not or cannot be carried out, that party shall immediately consult with the other Signatories and Invited Signatories to attempt to develop an amendment per Subparagraph B above. If within sixty (60) calendar days an amendment cannot be reached, any Signatory or Invited Signatory may terminate the MOA upon written notification to the other Consulting Parties.
- D. Once the MOA is terminated, and prior to work continuing on the undertaking, the NPS must either (a) execute an MOA pursuant to 36 CFR 800.6 or (b) request, take into account, and respond to the comments of the ACHP under 36 CFR 800.7. The NPS shall notify the parties to this MOA as to the course of action they will pursue.

VII. IMPLEMENTATION

- A. This MOA may be implemented in counterparts, with a separate page for each Consulting Party. This MOA shall become effective on the date of the final signature by the Signatories and Invited Signatories. The NPS and the MnDNR shall ensure each party is provided with a complete copy of the final, executed MOA, updates to appendices, and any amendments. The NPS and the MnDNR shall ensure that the final MOA, updates to appendices, and any amendments are filed with the ACHP.
- B. Execution of this MOA by the NPS and SHPO and implementation of its terms is evidence that the NPS has taken into account the effects of its undertaking on historic properties and has afforded the ACHP opportunity to comment pursuant to Section 106 of the National Historic Preservation Act.

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AMONG
THE CITY OF DULUTH,
THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES,
THE NATIONAL PARK SERVICE, AND
THE MINNESOTA STATE HISTORIC PRESERVATION OFFICE
REGARDING
THE LINCOLN PARK IMPROVEMENTS PROJECT,
DULUTH, SAINT LOUIS COUNTY, MINNESOTA**

SIGNATORY

NATIONAL PARK SERVICE

By: _____ Date _____
Roger Knowlton, Program Manager Recreation Grant Programs
Authorized Representative

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THE LINCOLN PARK IMPROVEMENTS PROJECT,
DULUTH, SAINT LOUIS COUNTY, MINNESOTA**

SIGNATORY

MINNESOTA STATE HISTORIC PRESERVATION OFFICE

By: _____ Date _____
Amy Spong, Deputy State Historic Preservation Officer
Authorized Representative

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THE LINCOLN PARK IMPROVEMENTS PROJECT,
DULUTH, SAINT LOUIS COUNTY, MINNESOTA**

INVITED SIGNATORY

MINNESOTA DEPARTMENT OF NATURAL RESOURCES

By: _____ Date _____
Ann Pierce, Director, Parks and Trails Division
Authorized Representative

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DULUTH, SAINT LOUIS COUNTY, MINNESOTA**

INVITED SIGNATORY

CITY OF DULUTH

By _____

Date _____

Mayor

Attest _____

Date _____

City Clerk

By

Chief Administrative Officer

Countersigned:

City Auditor

Approved as to form:

City Attorney

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DULUTH, SAINT LOUIS COUNTY, MINNESOTA**

CONCURRING

FOND DU LAC BAND OF LAKE SUPERIOR CHIPPEWA

By: _____ Date _____
Name, Title
Authorized Representative

**MEMORANDUM OF AGREEMENT
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DULUTH, SAINT LOUIS COUNTY, MINNESOTA**

CONCURRING

DULUTH HERITAGE PRESERVATION COMMISSION

By: _____ Date _____
Name, Title
Authorized Representative

**MEMORANDUM OF AGREEMENT
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THE NATIONAL LPARK SERVICE, AND
THE MINNESOTA STATE HISTORIC PRESERVATION OFFICE
REGARDING
THE LINCOLN PARK IMPROVEMENTS PROJECT,
DULUTH, SAINT LOUIS COUNTY, MINNESOTA**

CONCURRING

EQUILIBRIUM 3

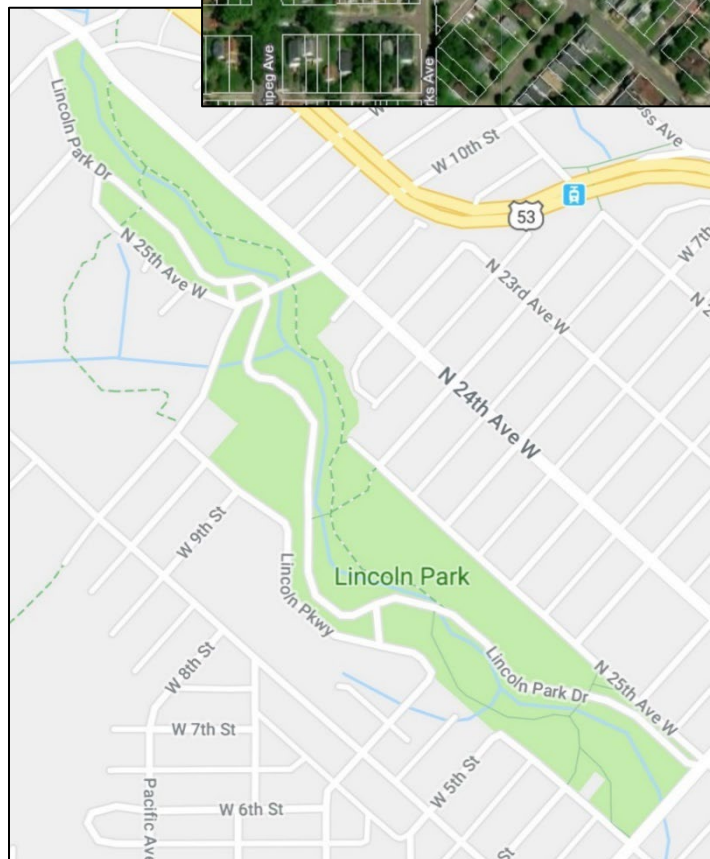
By: _____ Date _____
Jodi Slick, Executive Director
Authorized Representative

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THE MINNESOTA STATE HISTORIC PRESERVATION OFFICE
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THE LINCOLN PARK IMPROVEMENTS PROJECT,
DULUTH, SAINT LOUIS COUNTY, MINNESOTA**

CONCURRING

By: _____ Date _____
Scott Marek
Consulting Party

ATTACHMENT A: AREA OF POTENTIAL EFFECT



The APE illustrated above and below include areas that will be physically affected by the project or might be subject to indirect visual effects. The project will not physically affect or be visible from most of Lincoln Park. If the project makes Lincoln Park ineligible for the National Register, however, it would have an effect on the entire park, so the park as a whole (left) is also in the APE.



**ATTACHMENT B: FEDERALLY RECOGNIZED NATIVE AMERICAN TRIBES
INVITED TO CONSULT ON THE UNDERTAKING**

1. Apache Tribe of Oklahoma
2. Fort Peck Assiniboine and Sioux Tribes
3. Bad River Band of Lake Superior Tribe of Chippewa
4. Bois Forte Band (Nett Lake) of the Minnesota Chippewa Tribe
5. Cheyenne and Arapaho Tribes, Oklahoma
6. Fond du Lac Band of Lake Superior Chippewa
7. Fort Belknap Indian Community of the Fort Belknap Reservation of Montana
8. Grand Portage Band of the Minnesota Chippewa Tribe
9. Keweenaw Bay Indian Community
10. Lac du Flambeau Band of Lake Superior Chippewa Indians of the Lac du Flambeau Reservation of Wisconsin
11. Lac Vieux Desert Band of the Lake Superior Chippewa Indians
12. Menominee Indian Tribe of Wisconsin
13. Mille Lacs Band of the Minnesota Chippewa Tribe
14. Upper Sioux Community, Minnesota
15. White Earth Band of the Minnesota Chippewa Tribe
16. Fond du Lac Band of Lake Superior Chippewa