

FILED AUG 14 1996 *clj*

IN THE JUDICIAL COURT OF THE  
SHAKOPEE MDEWAKANTON SIOUX (DAKOTA) COMMUNITY  
GARNETT SVENDAHL  
CLERK OF COURT

COUNTY OF SCOTT

STATE OF MINNESOTA

In Re the Petition of Shawn Bielke

Case No. 069-96

ORDER TO  
DISBURSE  
CHILDREN'S  
TRUST MONEY

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This matter came duly on for hearing at 1:00 p.m. on August 14, 1996 at the Shakopee Mdewakanton Sioux (Dakota) Community Tribal Court, on the Petition of Shawn M. Bielke seeking disbursement of a portion of the Children's Trust Fund set aside for the benefit [REDACTED]. Petitioner appeared personally and by and through his attorney, William J. Hardacker. [REDACTED] appeared personally. The Court having considered the evidence and being fully advised in the premises now makes the following:

FINDINGS OF FACT

1. Shawn Bielke is the legal guardian of [REDACTED].
2. Shawn Bielke is an enrolled Member of the Shakopee Mdewakanton Sioux (Dakota) Community.
3. [REDACTED] is an enrolled Member of the Shakopee Mdewakanton Sioux (Dakota) Community.
4. [REDACTED] was born on June 22, 1979.
5. [REDACTED] gave birth to a [REDACTED] on September 5, 1995.
6. The Shakopee Mdewakanton Sioux (Dakota) Community established a Children's Trust Fund pursuant to the Business Proceeds Distribution Ordinance, Ordinance No. 12-29-88-002 as amended by the Gaming Revenue Allocation Amendments to Business Proceeds Distribution Ordinance, Ordinance No. 10-27-93-002.



7. The Shakopee Mdewakanton Sioux (Dakota) Community maintains a trust agreement with Merrill Lynch Trust Company of America, 500 Atrium Drive, Third Floor, Sommerset, New Jersey, whereby Merrill Lynch Trust Company of America administers the Children's Trust Fund established by the Community pursuant to the Business Proceeds Distribution Ordinance, Ordinance No. 12-29-88-002 as amended by the Gaming Revenue Allocation Amendments to Proceeds Distribution Ordinance, Ordinance No. 10-27-93-002.
8. [REDACTED] has been listed as a participant in the Children's Trust Fund since October 1, 1985.
9. [REDACTED] maintains a financial need of \$1760.00 per month which is a need above and beyond her current financial resources.
10. [REDACTED] has shown the capability to take more responsibility over her own affairs including but not limited to the management of her financial resources subject to the supervision of her legal guardian.
11. It is necessary for the health, education and welfare of [REDACTED] that she learn the value of sound financial management and personal responsibility prior to her 18th birthday and that by providing her with supervised control of her own financial resources.

#### CONCLUSIONS OF LAW

1. Pursuant to the Business Proceeds Distribution Ordinance, Ordinance No. 12-29-88-002 as amended by the Gaming Revenue Allocation Amendments to Business Proceeds Distribution Ordinance, Ordinance No. 10-27-93-002; specifically Section 14.6 (A) of Ordinance No. 10-27-93-002, this Court maintains jurisdiction over this Petition and further maintains the authority to order a disbursement of the Children's Trust Fund.
2. As the Administrator of the Children's Trust Fund and as a party to the Trust Agreement with the Shakopee Mdewakanton Sioux (Dakota) Community, Merrill Lynch is subject to the jurisdiction and authority of this Court.
3. Petitioner has shown it is necessary for the health, education and welfare of [REDACTED] to set a necessary and appropriate amount of money to be disbursed from the Children's Trust Fund to Petitioner for the benefit of [REDACTED].

NOW THEREFORE IT IS ORDERED

1. That Merrill Lynch Trust Company of American shall disburse to Shawn Bielke each month \$1,760.00 from Trust Funds set aside in the Shakopee Mdewakanton Sioux (Dakota) Community Children's Trust Fund for the benefit of [REDACTED].
2. Such disbursements shall commence for the month in which this Order is signed until the month of June 1997.

Dated: \_\_\_\_\_

8/14/96

Robert Grey Eagle  
Judge Robert GreyEagle