



COMMUNITY DEVELOPMENT SERVICES  
ECONOMIC DEVELOPMENT DIVISION  
**COUNTY OF HUMBOLDT**  
*The Headwaters Fund*

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[www.theheadwatersfund.org](http://www.theheadwatersfund.org)

### **Waiver of Sovereign Immunity for Headwaters Fund Grants and Loans**

Grants and loans from the Headwaters Fund are contracts between the County of Humboldt and the grantee or loan applicant. For the County to enter into these agreements with any applicant, including non-profit charitable corporations, universities and colleges, or state and local governments, the agreements must be enforceable in court in the event there is a breach of the agreement.

Like other government grantees and applicants, tribal entities have sovereign immunity from court enforcement unless that immunity is expressly waived. Non tribal governments such as the United States, the State of California, cities, and counties have waived that immunity by statute. Tribal entities have generally not waived immunity in this broad way.

Accordingly, as a condition of the grant or loan and to assure equal conditions for all applicants, tribal entities are requested to provide limited waivers of sovereign immunity to ensure that the County may enforce the Headwaters Fund agreement.

Call our office at 707-476-4805 with any questions about this requirement.