

COMMISSIONER'S ORDER NO. 357-04
Natural Resources

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A Commissioner's Order establishing designation of Tract # 410 TF 214 for traditional cultural purposes and no other purposes.

WHEREAS, the Mille Lacs Band of Ojibwe is a signatory and successor of the Treaty of 1837, 7 Stat. 536, and the Treaty of 1842, 7 Stat. 591, and the Treaty of 1855, 10 Stat. 1165; and

WHEREAS, the Mille Lacs Band of Ojibwe has the power to maintain a government which may enact laws to preserve the sovereignty of the Band and to promote and maintain individual rights and promote the general welfare of the people of the Band pursuant to Title 2, Chapter 1 MLBSA § 1, and

WHEREAS, the Commissioner of Natural Resources has the authority to regulate lands within the jurisdiction of the Mille Lacs Band of Ojibwe pursuant to 11 MLBSA § 2003, and 2 MLBSA § 1153 etseq.; and,

WHEREAS, the Mille Lacs Band of Ojibwe has a limited land base and must protect its Natural Resources subject to development pressure; and,

WHEREAS, the Mille Lacs Band of Ojibwe has always promoted cultural awareness amongst its Band Members; and,

WHEREAS, there currently is a need in District I to set aside a portion of land to practice cultural crafts and traditions; and,

WHEREAS, in order to achieve this goal the land must be free from permanent structures and the use of motorized equipment; and,

WHEREAS, Tract # 410 TF 214 has been largely undisturbed land, which has a body of water contained in it; and,

WHEREAS, Tract # 410 TF 214 is legally described as the Northeast one-quarter and the North one-half of the Southeast one-quarter, all in Section Thirty, Township Forty-three North, Range Twenty-seven West (NE ¼ & N ½ SE ¼ Section 30, T43N, R27W), Mille Lacs County, 4th Principal Meridian, Minnesota; and,

WHEREAS, a copy of the deed showing title of property is vested in the Mille Lacs Band of Ojibwe Indians is attached to and therefore made a part of this commissioner order; and,

WHEREAS, by utilizing Tract # 410 TF 214 for traditional cultural purposes and no other purposes would satisfy the Mille Lacs Band of Ojibwe need to protect its Natural Resources and promote cultural awareness amongst its Band Members.

NOW THEREFORE IT IS HEREBY ORDERED, by the authority vested in me by the Mille Lacs Band of Ojibwe, I, Curt Kalk, Commissioner of Natural Resources for the Mille Lacs Band of Ojibwe, hereby establish Tract # 410 TF 214 as a Special Use Area for Traditional Cultural Purposes as outlined below:

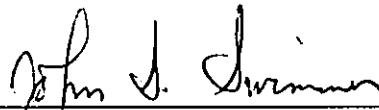
1. The property shall not be available for housing or commercial development.
2. There shall be no permanent structures located on the property.
3. There shall be no motorized equipment allowed on the property, with the exception of emergency vehicles
4. Only the two semi-permanent structures listed below will be allowed on the property
 - A warming house located around the well area for obtaining potable water; and,
 - An outhouse with a holding tank.
5. The property shall be used for constructing and demonstrating traditional housing, hunting and gathering techniques.
6. All housing, hunting and gathering tools shall be hand crafted.

Dated at Vineland, Minnesota this Twenty-second day of June in the year Two-Thousand Four.



Curt Kalk,
Commissioner of Natural Resources

APPROVE AS TO FORM,
EXECUTION AND NUMBERING



John Swimmer,
Solicitor General

OFFICIAL SEAL OF THE BAND