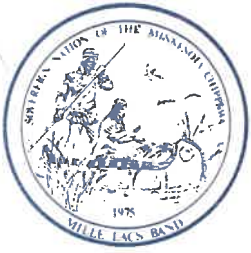


Rescinded on 10/7/87  
See Res #  
02-02-02-88



## MILLE LACS BAND OF CHIPPEWA INDIANS

### *Executive Branch of Tribal Government*

RESOLUTION 02-01-40-87

A RESOLUTION GRANTING RIGHT OF WAY ACROSS LANDS UNDER THE JURISDICTION OF THE NON-REMOVABLE MILLE LACS BAND OF CHIPPEWA INDIANS TO RAYMOND KEGG & MARILYN DAVIS FOR THE PURPOSE OF ACCESS TO HOME-SITE.

- WHEREAS, Raymond Kegg and Marilyn Davis are desirous of obtaining a right of way for use on the premises in connection with said land leases, and;
- WHEREAS, Band Statute 1094-MLC-47 designates rules and regulations governing the issuance of right of way across lands under the jurisdiction of the Band, and;
- WHEREAS, tribal land leases without the right of way access to said parties will not meet the requirements of the Minnesota Chippewa Tribe Home Loan Program, and;
- WHEREAS, Frances Boswell has written a letter to the Speaker of Assembly stating that she wishes to relinquish a part of her land lot for the purpose of a right of way access to Raymond Kegg's land lot, and;
- WHEREAS, the Speaker of Assembly has acknowledged and received Frances Boswell's letter as a legal document expressing her sincere intent to establish a right of way access to Raymond Kegg's land lot, and;
- WHEREAS, pursuant to his statutory authority, the Commissioner of Natural Resources has reviewed the request of Raymond Kegg and Marilyn Davis and does hereby recommend that the Chief Executive approve said right of way request, and;
- WHEREAS, said land for the purpose of a right of way access is described as follows: Starting east line of Section 28, T43, R27W at the point of SE corner of the NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  hence west along east/west line of NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  a distance of 662.37 feet, to a point and hence South on line (N00° 45' 07" W) a distance of 302.50 feet hence 90° due east a distance of 136.02 feet then beginning right of way access will be 10 feet on either side of said line continuing a distance of 150 feet to Vineland Public Road identified as Spur B. All right of way access shall be within Lot 3, Block 1 as defined by the Vineland Hills Registration Number 12266, Surveyor Anthony Kerick.

WHEREAS, the right of way access will have to be for a period of 25 years plus 25 years effective May 26, 1987 for the purpose of meeting the requirements for a Minnesota Chippewa Tribe Home Loan.

NOW THEREFORE BE IT RESOLVED, that the Mille Lacs Band Assembly hereby approves a right of way access to be issued to Raymond Kegg in conjunction with his land lot for a period of 25 years plus 25 years renewal effective May 26, 1987 at the rate of \$ 1.00 per term.

BE IT FURTHER & FINALLY RESOLVED, that Raymond Kegg will utilize the provisions of this resolution within twelve (12) months, if provisions are not met, right of way access will then revert back to Frances Boswell.

IN WITNESS WHEREOF, I, Don Wedell, Commissioner of Natural Resources do hereunto recommend the signature of the Chief Executive to be affixed to this resolution and forwarded to the Band Assembly for concurrence.

  
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Arthur Gahbow, Chief Executive

WE DO HEREBY CERTIFY, that the foregoing resolution was duly concurred with and adopted at a regular session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present, held on the 26th day of May, 1987 at Vineland, Minnesota by a vote of 3 FOR, 0 AGAINST, 0 SILENT.

In concurrence with the action of the Chief Executive, we, the Band Assembly hereunto cause to have set the hand of the Speaker of Assembly to be affixed to this resolution.

  
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Margie Anderson, Speaker of Assembly

OFFICIAL SEAL OF THE BAND