



THE MILLE LACS BAND OF
OJIBWE INDIANS

Legislative Branch of Tribal Government

RESOLUTION 09-03-56-01

**A RESOLUTION MODIFYING RESOLUTION #09-01-65-00
AUTHORIZING A LAND LEASE TO THE CORPORATE COMMISSION
OF THE MILLE LACS BAND FOR CONVENIENCE STORE**

- WHEREAS, the Mille Lacs Band Assembly is the duly-elected governing body of the Mille Lacs Band of Ojibwe, a federally-recognized Indian Tribe; and,
- WHEREAS, tribal leases are required for the purposes of a homesite, agricultural and seasonal recreational residence, any commercial activity or acquiring financing for a home on all tribal lands of the Mille Lacs Reservation, and;
- WHEREAS, the Corporate Commission of the Mille Lacs Band (CCMLB) is responsible for a Convenience Store to be established in District III, and;
- WHEREAS, the lease will be for a period of 5 years and renewable for an additional 5 years subject to the lease provisions, effective upon date of approval, for the purpose of commercial development to be located on the property described herein; and,
- WHEREAS, said land is described as follows:
- Tract # 410 TF 80, Located within Township Forty-one North (T41N), Range Seventeen West (R17W), Section Twenty-seven (27) West, Fourth Principal Meridian, Pine County, Minnesota, Approximately 6.0 acres, more or less, and
- WHEREAS, the lease rental was incorrectly indicated as \$1.00 and should read, "the annual business lease rental fee is to represent the greater of the amount of property taxes assessed for the property for the previous year or 2% of net income after income taxes for the previous calendar year of the business operating under the terms of this lease, and there is a \$2.00 lease processing fee."

NOW, THEREFORE, BE IT RESOLVED, that the Mille Lacs Band Assembly hereby authorizes modification of the lease issued to (CCMLB), through Resolution #09-01-65-00. All other terms and conditions shall remain the same and the only change will be to reflect the annual business lease rental fee to represent the greater of the amount of property taxes assessed for the property for the previous year or 2% of net income after income taxes for the previous calendar year of the business operating under the terms of this lease, and there is a \$2.00 lease processing fee, effective upon date of approval; and,

DISTRICT I

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(320) 532-4181 • Fax (320) 532-4209

DISTRICT II

Route 2 • Box 58 • McGregor, MN 55760
(218) 768-3311 • Fax (218) 768-3903

DISTRICT III

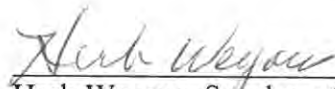
Route 2 • Box 233-N • Sandstone, MN 55072
(320) 384-6240 • Fax (320) 384-6190

BE IT FURTHER RESOLVED, that the lessee will utilize the land in conformity with the provisions of the lease within twelve (12) months of the effective date of the lease, and if all terms of the lease are not met, the land will revert back to the Mille Lacs Band of Ojibwe; and,

BE IT FURTHER AND FINANLLY RESOVLED, that this lease shall be null and void should the lessee abandon or vacate the above-described property for more than thirty (30) consecutive days after the 1st year anniversary of the effective date of the lease without the prior approval of the Band Assembly; and,

WE DO HEREBY CERTIFY, that the foregoing resolution was duly concurred with and adopted at a special session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present held on the 29th of May, 2001 at Vineland, Minnesota by a vote of 3 FOR, 0 AGAINST, 0 SILENT.

IN WITNESS WHEREOF, we, the Band Assembly hereunto cause to have set the signature of the Speaker of the Assembly to be affixed to this resolution and forwarded to the Chief Executive for Concurrence.



Herb Weyaus, Speaker of the Assembly

IN CONCURRENCE, with the action of the Speaker of the Assembly, I, set my hand to this resolution.



Melanie Benjamin, Chief Executive

OFFICIAL SEAL OF THE BAND