



**MILLE LACS BAND OF CHIPPEWA INDIANS**  
*Legislative Branch of Tribal Government*  
**RESOLUTION 09-03-43-01**

**A RESOLUTION AUTHORIZING A ROAD RIGHT-OF-WAY AND  
TEMPORARY SLOPE EASEMENT FOR COUNTY HIGHWAY 173, PINE  
COUNTY, MINNESOTA**

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, the Pine County Highway Department respectfully requests a right-of-way affecting various tracts of Band fee and trust land, for road purposes as outlined in Pine County Project Number S.P. 58-596-02, Pine County Highway 173, including a temporary slope easement which will allow for slope and embankment construction only; and,

WHEREAS, a limited right-of-way is authorized for road purposes only and consideration and appraisal for the limited right-of-way is waived since this project is a cooperative effort between Pine County and the Band, and it is issued in perpetuity, subject to the terms of the right-of-way agreement, effective upon date of approval, for the property described herein; and,

WHEREAS, said land is described as affecting the following tracts:

410 TF 110, TF 50, TF 147, TF 99, TF 79, TF 39, TF 92, TF 18; and 410 T 182, T 180, T 258, T 189, T1020, as outlined on Exhibit A, map for Pine County Project Number S.P. 58-596-02 showing the affected areas and road design, attached and therefore made a part of this resolution; and,

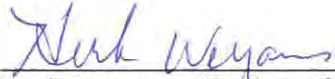
NOW, THEREFORE, BE IT RESOLVED, that the Mille Lacs Band Assembly hereby authorizes a limited right-of-way, and temporary slope easement, to the Pine County Highway Department for road purposes only as outlined in Pine County Project Number S.P. 58-596-02, affecting the above described property, consideration and appraisal for said limited right-of-way is hereby waived since this project is a cooperative effort between Pine County and the Band and it is issued in perpetuity, subject to terms of the right-of-way and temporary slope easement agreement, effective upon date of approval; and,

BE IT FURTHER RESOLVED, that the County will utilize the land in conformity with the provisions of the right-of-way and temporary slope easement agreement, and if all terms of the agreement are not met, the land will revert back to the Mille Lacs Band of Ojibwe; and,

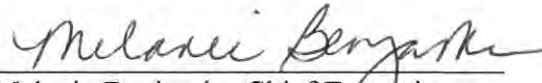
BE IT FURTHER RESOLVED, that the right-of-way shall be null and void should the County abandon or vacate the above-described property and the subject property will automatically revert to the Mille Lacs Band of Ojibwe; and,

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 of legislators being quorum present held on the 16th of March, 2000 at Hinckley, Minnesota by a vote of 2 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

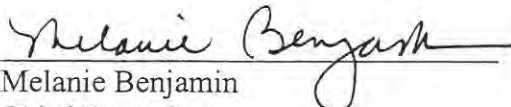
**OFFICIAL SEAL OF THE BAND**

CHIEF EXECUTIVE APPROVAL

I have reviewed the Pine County Highway 173 Right-of-way agreement for Mille Lacs Band of Ojibwe fee simple lands in Pine County, State of Minnesota.

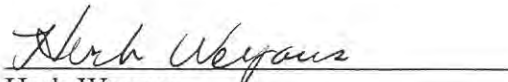
In accordance with 4 MLBSA, Section 7B, and upon recommendation of the Commissioner of Natural Resources, I hereby approve and recommend ratification by the Band Assembly of the Mille Lacs Band of Ojibwe Indians of said Right-of-way agreement.

Dated this 20<sup>th</sup> day of March, 2001.

  
\_\_\_\_\_  
Melanie Benjamin  
Chief Executive

BAND ASSEMBLY RATIFICATION

The Band Assembly of the Mille Lacs Band of Ojibwe Indians hereby considered said Right-of-way agreement and based upon recommendation of the Chief Executive, we do hereby ratify the subject Right-of-way agreement on this 20<sup>th</sup> day of March, 2001.

  
\_\_\_\_\_  
Herb Weyaus  
Speaker of the Assembly