



THE MILLE LACS BAND OF
OJIBWE INDIANS

Legislative Branch of Tribal Government

RESOLUTION 10-01-55-02

**A RESOLUTION AUTHORIZING A UTILITY EASEMENT FOR
EAST CENTRAL ENERGY IN 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, East Central Energy, a cooperative corporation, respectfully requests a utility easement affecting tracts of Band owned fee simple lands for construction and maintenance of an underground electric distribution line consisting of structures, wires, cables, footings foundations, transformers, both above and below the ground as outlined in exhibit A, attached and therefore made apart of this resolution; and
- WHEREAS, a limited utility easement is to be authorized for East Central Energy, a cooperative corporation, for the aforementioned purposes only; and
- WHEREAS, appraisal and consideration for the limited easement is to be waived, and said easement is to be issued for a period of 25 years, with an option to renew for an additional 25 years, subject to the terms of the Easement Agreement, effective upon date of approval, for the property described herein; and
- WHEREAS, said land affected is a part of Tract 410 TF 138 and Tract # 410 TF 36 and is described as follows:

That part Township Forty-one North (T41N), Range Seventeen West (R17W), Section Four (4), Fourth Principal Meridian, Pine County, Minnesota commencing at the Southeast Corner of Government Lot 2 (Longitude: 92.502788; Latitude 46.066290) an in place monument; thence South 88 degrees 31 minutes 7 seconds West a distance of 480 feet (Long:-92.504678, Lat:46.066256), to the point of beginning; thence 15 feet either side of a line running North 87 degrees 15 minutes 34 seconds East a distance of 466 feet (Long:- 92.502846, Lat:46.066317); thence North 87 degrees 16 minutes 3 seconds East a distance of 1318 feet (Long:-92.497665, Lat:46.066489); thence North 4 degrees 9 minutes 11 seconds East a distance of 460 feet (Long:- 92.497534, Lat:46.067744); thence South 80 degrees 15 minutes 29 seconds East a distance of 145 feet (Long:-92.496973, Lat:46.067677); thence South 81 degrees 0 minutes 29 seconds East a distance of 138 feet (Long:-92.496437, Lat:46.067618); thence North 58 degrees 41 minutes 49 seconds East a distance of 145 feet (Long:-92.49595, Lat:46.067824): thence South 79 degrees 39

DISTRICT I

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(320) 532-4181 • Fax (320) 532-5800

DISTRICT II

36666 State Hwy 65 • McGregor, MN 55760
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DISTRICT III

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

minutes 9 seconds East a distance of 305 feet (Long:-92.494769, Lat:46.067674; thence South 69 degrees 20 minutes 25 seconds East a distance of 149 feet (long:-92.49422, Lat:46.06753); thence South 54 degrees 59 minutes 22 seconds east a distance of 244 feet (Long:-92.493434, Lat46.067147); thence South 32 degrees 50 minutes 39 seconds East a distance of 163 feet (Long:-92.493086, Lat:46.066772); thence South 6 degrees 15 minutes 28 seconds East a distance of 149 feet (Long:-92.493022, Lat:46.066366), to the point of termination;

NOW, THEREFORE, BE IT RESOLVED, that the Mille Lacs Band Assembly does hereby authorize a limited utility easement to East Central Energy, for the construction and maintenance of an underground electric distribution line consisting of structures, wires, cables, footings, foundations, transformers, both above and below the ground affecting the above described property, consideration and appraisal for said limited utility easement is hereby waived since the project is a cooperative effort between East Central Energy and the Band, and the easement is issued for a period of 25 years, with an option to renew for an additional 25 years, for the property described herein, effective upon date of approval; and,

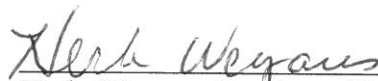
BE IT FURTHER RESOLVED, that East Central Energy will utilize the land in conformity with the provisions of the utility Easement Agreement during the term assigned herein and said lands will automatically revert to the Mille Lacs Band of Ojibwe upon the following conditions: (1) end of the term of the utility Easement Agreement; (2) non-conformance by East Central Electric to the terms of the Easement Agreement; and (3) abandonment of the lands by East Central Electric; and,

BE IT FURTHER AND FINALLY RESOLVED, that the Easement Agreement shall become null and void should any of the aforementioned conditions occur and the subject property shall automatically revert to the Mille Lacs Band of Ojibwe.

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 9th of May, 2002 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.

OFFICIAL SEAL OF THE BAND



Herb, Weyaus, Speaker of the Assembly