



THE MILLE LACS BAND OF  
**OJIBWE INDIANS**

*Legislative Branch of Tribal Government*

**RESOLUTION 11-01-36-04**

**A RESOLUTION AUTHORIZING A LAND LEASE FOR RESIDENTIAL PURPOSES TO THE MILLE LACS RESERVATION HOUSING AUTHORITY (MLRHA) FOR FOURTEEN SITES.**

- 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 land leases are required on all tribal lands of the Mille Lacs Band of Ojibwe for agricultural purposes, to establish a home-site or a seasonal recreational residence, and for any commercial activity, or to acquire financing for a home; and,
- WHEREAS, there is an urgent need for housing for Mille Lacs Band members such that the Department of Natural Resources of the Mille Lacs Band of Ojibwe has been appropriated money to purchase and construct homes in all three districts under the Housing Initiative Plan through Band Assembly Bill 09-03-13-01 to provide Band housing; and,
- WHEREAS, Thirteen houses located in all three districts were purchased under the Housing Initiative Plan and one house was constructed. All fourteen homes have been turned over to the MLRHA for management under their home ownership, rental or elder programs which promote safe and adequate housing for band members; and,
- WHEREAS, the Mille Lacs Reservation Housing Authority (MLRHA), respectfully requests a lease for the houses referenced above for residential purposes, and,
- WHEREAS, the lease will be for a period of 25 years and renewable for an additional 25 years, subject to the lease provisions, effective upon date of approval, for the properties described herein; and,
- WHEREAS, said land is described as follows:

DISTRICT I

Part of Tract 410 TF 186, located in the Southwest Quarter of the Northwest Quarter (SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$ ) and the Northwest Quarter of the Southwest Quarter (NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$ ) of Section Thirty-One (31), Township Forty-Three North (T43N), Range Twenty-Seven West (R27W), Fourth Principal Meridian, Mille Lacs County, Minnesota, described as follows:

Commencing at Global Position System (GPS) coordinate (438015.12, 5112840.36) thence on an assumed bearing North 0 degrees 53 minutes 22 seconds East a distance of 217.37 feet, thence North 89 degrees 33 minutes 35 seconds West a distance of 218.73 feet, thence South 0 degrees 26 minutes 07 seconds West a distance of 219.57 feet, thence North 89 degrees 51 minutes 32 seconds East a distance of 217.02 feet to GPS coordinate (438015.12, 5112840.36) the point of beginning (GPS Coordinates are Universal Transverse Mercator (UTM) Zone 15 NAD 83 Projection Points). The lease site is approximately 1 acre more or less.

Part of Tract # 410 TF 198, located in Section Fifteen (15), Township Forty two North (T42N), Range Twenty-six West (R26W), Fourth Principal Meridian, Mille Lacs County, Minnesota, described as follows:

Lots One (1), Two (2), Seven (7) and Eight (8), of Block Seven (7), all in Mille Lacs according to the filed Plat thereof, together with the vacated alley lying between said Lots 1, 2 and said Lots 7 and 8 and the East Half (E  $\frac{1}{2}$ ) of vacated North South alley adjoining Lots 2 and 7.

Part of Tract # 410 TF 209, located in Section Six (6), Township Forty- Three North (T43N), Range Twenty-Seven West (R27W), Fourth Principal Meridian, Mille Lacs County, Minnesota, described as follows:

Lots Fifty (50), Fifty one (51) and Fifty two (52), Block Six (6), Port Mille Lacs Golf Acres North.

DISTRICT II

Part of Tract # 410 TF 197, located in that part of Lot Four (4) of Section Thirty-One (31), Township Forty-Nine North (T49N), Range Twenty-Three West (R23W), Fourth Principal Meridian, Aitkin County, Minnesota, described as follows:

Commencing at the Southwest corner of Lot 4, thence easterly along the South line thereof 142 feet to the East right of way boundary of State Highway Number 65; thence easterly along said South lot line 660 feet to the point of beginning; thence easterly along said South lot line 200 feet; thence northerly on a line parallel with the East line of said lot 550 feet; thence westerly on a line parallel with the South line of said lot 200 feet; thence southwesterly to the point of beginning.

#### DISTRICT IIA

Part of Tract # 410 TF 206, located in that fractional part of the unplatted part of Village of Wahkon in the Northwest Quarter of Southeast Quarter (NW  $\frac{1}{4}$  of SE  $\frac{1}{4}$ ) of Section Seventeen (17), Township Forty-Two North (T42N), Range Twenty-Five West (R25W), Fourth Principal Meridian, Mille Lacs County, Minnesota, described as follows:

Commencing at a point 50 feet West of the centerline of Main Street, Wahkon Townsite, if extended southerly to the South one sixteenth line of Section 17 where it intersects at right angles a parallel line drawn 50 feet West of the centerline of Main Street as extended, at a point 247  $\frac{1}{2}$  feet South of the South boundary line of the Minneapolis, St. Paul and Ste. Marie Railway Company's right of way, as the point of beginning thence West 240 feet; thence South 167 feet parallel with the centerline of Main Street; thence East 255 feet, parallel to the one sixteenth section line; thence North 167 feet; thence West 15 feet to the point of beginning.

Part of Tract # 410 TF 175, located in part of the Southwest Quarter of the Northwest Quarter (SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$ ) lying south of the Railway Right of Way, Section One (1), Township Forty-Two North (T42N), Range Twenty-Five West (R25W), Fourth Principal Meridian, Mille Lacs County, Minnesota, described as follows:

Commencing at the southeast corner of the SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  as referred above; thence West on the South line of said forty, 250 feet, thence North 350 feet, parallel to the East line of said forty, thence East 250 feet parallel to the South line of said forty to the East line of said forty; thence South 350 feet to the point of beginning.

Part of Tract # 410 TF 199, located in Section Fifteen (15), Township Forty -Two North (T42N), Range Twenty-Six West (R26W), Fourth Principal Meridian, Mille Lacs County, Minnesota, described as follows:

Lots One (1), Two (2), Three (3), Four (4), Five (5), Block Fourteen (14), Isle Harbor Beach, according to the filed plat thereof.

Part of Tract # 410 TF 208, located in the West 448 feet of the North Half of the Northwest Quarter of the Southwest Quarter (N  $\frac{1}{2}$  of NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$ ), Section One (1), Township Forty-Two North (T42N), Range Twenty-Five West (R25W), Fourth Principal Meridian, Mille Lacs County, Minnesota, described as follows:

Together with a driveway easement in, over and across the South 16.5 feet of the North  $\frac{1}{2}$  of Northwest  $\frac{1}{4}$  of Northwest  $\frac{1}{4}$  of Southwest  $\frac{1}{4}$  and the North 16.5 feet of the South  $\frac{1}{2}$  of Northwest  $\frac{1}{4}$  of Northwest  $\frac{1}{4}$  of Southwest  $\frac{1}{4}$ .

### DISTRICT III

Part of Tract # 410 TF 190, located in Section Twenty four (24), Township Forty-One North (T41N), Range Twenty-One West (R21W), Fourth Principal Meridian, Pine County, Minnesota, described as follows:

Lots Five (5) and Six (6), Block One hundred Forty-eight (148), original Townsite of Hinckley.

Part of Tract # 410 TF 192, located in Section Twenty-Four, (24), Township Forty-One North (T41N), Range Twenty-One West (R21W), Fourth Principal Meridian, Pine County, Minnesota, described as follows:

The East  $\frac{1}{2}$  (E  $\frac{1}{2}$ ) of Lot Two (2), Block Two (2), Sunset Estates.

Part of Tract # 410 TF 217, located in Section Twenty-Four (24), Township Forty-One North (T41N), Range Twenty-One West (R21W), Fourth Principal Meridian, Pine County, Minnesota, described as follows:

Lot Eleven (11), Block One (1), Sunset Estates 2<sup>nd</sup> Addition.

Part of Tract # 410 TF 203, located in Section Twenty-Four (24), Township Forty-One North (T41N), Range Twenty-One West (R21W), Fourth Principal Meridian, Pine County, Minnesota, described as follows:

Lots Two (2), Three (3), Fourteen (14) and Fifteen (15), Block Ninety-Four (94), Townsite of Hinckely, and that part of Lots Four (4) and Thirteen (13), Block Ninety-Four (94) of the Townsite of Hinckley which lies East of the West 25 feet thereof, as measured at right angles to and parallel with the West line of said Lots 4 and 13.

Part of Tract # 410 TF 191, located in Section Twenty-Four (24), Township Forty-One North (T41N), Range Twenty-One West (R21W), Fourth Principal Meridian, Pine County, Minnesota, described as follows:

The East Half (E ½) of Lot Three (3), Block One (1), Sunset Estates.

Part of Tract # 410 TF 138, located in Section Four (4), Township Forty-One North (T41N), Range Seventeen West (R17W), Fourth Principal Meridian, Pine County, Minnesota, described as follows:

North One-Half (N ½) Lot One (1), Block Two (2) of Wilderness Estates 1<sup>st</sup> Addition Plat.


NOW, THEREFORE, BE IT RESOLVED, that the Mille Lacs Band Assembly hereby authorizes land leases on the property described herein to be issued to the MLRHA for the purpose of establishing a residence for use by a Mille Lacs Band member, for a period of 25 years, with an option to renew for an additional 25 years, subject to the lease provisions, effective upon date of approval; and,

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 RESOLVED, 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 1<sup>st</sup> 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 regular session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present held on the 17<sup>th</sup> of February 2004 at Onamia, 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.

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

**OFFICIAL SEAL OF THE BAND**