



# THE MILLE LACS BAND OF OJIBWE INDIANS

*Legislative Branch of Tribal Government*

## RESOLUTION 11-04-108-05

**A RESOLUTION MODIFYING RESOLUTION 06-02-16-95 TO EXTEND THE TERM OF THE RESIDENTIAL LAND LEASE, REMOVE [REDACTED] NAME FROM THE RESOLUTION, REMOVE THE EXISTING MCT HOME LOAN AND ATTACH A HOUSING INITIATIVE RE-FINANCING MORTGAGE FOR [REDACTED]**

- 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, resolution 06-02-16-95 authorized a residential land lease to [REDACTED] to the subject property for a term of 25 years with an option to renew for 25 years effective November 9th, 1994 with a MCT home loan attached; and,
- WHEREAS, [REDACTED] is a non-band member and therefore Band Assembly requests removal of his name from Resolution 11-04-108-05; and,
- WHEREAS, [REDACTED] has been approved for financing from the Mille Lacs Band of Ojibwe Housing Initiative home-loan program for the purpose of re-financing their existing home; and,
- WHEREAS, the term of the lease will be reflective of the mortgage to be for a period of 35 years and renewable for an additional 15 years, subject to the lease provisions, effective upon date of approval, for the property described herein; and,
- WHEREAS, said land is described as follows:

Part of Tract #410 TF 67 located in the Northeast One-quarter (NE ¼) of Section Twenty-three, (23), Township Forty-one (T41), Range Twenty (R20) Pine County, Minnesota Fourth Principal Meridian, further described as follows:

Commencing at the NE ¼ corner of said NE ¼, thence South 01 degrees 36 minutes, 1 second East, assumed bearing along the East line of said NE ¼ 33.00 feet to the point of beginning of the parcel to be described, thence continuing

DISTRICT I

43405 Odessa Drive • Onamia, MN 56359

DISTRICT II

36666 State Hwy 65 • McGregor MN 55760

DISTRICT III

Route 2 • Box 233-N • Sandstone, MN 55072

South 88 degrees 23 minutes 59 seconds West 238 feet, thence South 0 degrees 36 minutes 01 second East parallel with said East line of the NE ¼ 190 feet, thence North 88 degrees 23 minutes 59 seconds East 236 feet, thence North 01 degrees 36 minutes 01 second West parallel with said East line of the NE ¼ and along the right-of-way of County Road 20, 183.01 feet to the point of beginning, containing one acre, more or less.

WHEREAS, The lease rental is \$1.00 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 land lease to [REDACTED] authorized by Resolution 11-04-108-05 by removing [REDACTED] name and the MCT home loan and extending the term of the lease to reflect the attachment of the Housing Initiative home loan mortgage for the property described herein for residential purposes for a period of 35 years, renewable for an additional 15 years subject to the lease provisions, effective upon date of approval; and,

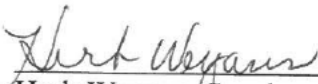
BE IT FURTHER RESOLVED, that the lessee will utilize the land in conformity with the provisions of the lease within twelve (12) months of the effective date of the lease, and if all terms of the lease are not met, the land will revert to the Mille Lacs Band of Ojibwe; and,

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,

BE IT FURTHER AND FINALLY RESOLVED that this will terminate any other residential lease agreement that may be in existence in the name of the lessee.

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 1st of September, 2005 at Lake Lena, 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.

  
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Herb Weyaus, Speaker of the Assembly

**OFFICIAL SEAL OF THE BAND**