



THE MILLE LACS BAND OF
OJIBWE INDIANS

Legislative Branch of Tribal Government

RESOLUTION 14-01-31-10

A RESOLUTION AUTHORIZING A ROAD RIGHT-OF-WAY FOR NOPIMING LANE, IRR ROUTE #123, MILLE LACS 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 Mille Lacs Band Public Works Department (MLB Public Works), respectfully requests a right-of-way affecting a tract of Tribal trust land, for road purposes as outlined in the Bugg Hill Development; and
- WHEREAS, a right-of-way is authorized for road purposes only and consideration and appraisal for the right-of-way is waived since this project is for the benefit of 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, the Right-of-Way to be conveyed to the MLB Public Works Department is an easement over, under and across affecting the following tracts and which is 33 feet on each side of the centerline described below:

The centerline is located on tract # 410T1001 described as North one-half (N 1/2) of the Northeast one-quarter (NE ¼) of section Twenty, Township Forty-three North, Range Twenty-seven West, 4th principal meridian, Mille Lacs County, MN and

The center line is further described as Commencing at the Northwest corner of said North Half of the Northeast Quarter marked by a U.S. Department of the Interior General Land Office brass monument, according to the Survey of Indian Allotments in Sections 17, 20, 27, 28 and 29, Township 43 North, Range 27 West performed by Earl G. Harrington, U.S. Cadastral Engineer and Hal D. Craig, U.S. Surveyor, dated August 13, 1923, on file in the Office of the Minnesota Secretary of State; thence South 89 degrees 51 minutes 55 seconds East, assumed bearing along the north line of said North Half of the Northeast Quarter, a distances of 327.44 feet to the southeast corner of Allotment # 114, marked by a U.S. Department of the Interior General Land Office brass monument, according to said survey of Indian Allotments; thence South 07 degrees 32 minutes 27 seconds East a distance of 101.28 feet to the point of beginning of the centerline to be described; thence South 01 degrees 25 minutes 13 seconds East a distance of 784.38 feet; thence southerly and southeasterly a distance of 308.35 feet along a tangential curve concave to the northeast, having a radius of 200.00 feet and a central angel of 88 degrees 20 minutes 09 seconds; thence South 89 degrees 45 minutes 22 seconds East, tangent to said curve, a distance of 332.09 feet; thence easterly and northeasterly a distance of 286.47 feet along a tangential curve concave to the northwest, having a radius of 300.00 feet and a central angel of 54

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DISTRICT IIA

2605 Chimnising Drive • Isle, MN 56342
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degrees 42 minutes 42 seconds; thence North 35 degrees 31 minutes 56 seconds East, tangent to said curve, a distance of 444.70 feet; thence northeasterly a distance of 197.16 feet along a tangential curve concave to the northwest, having a radius of 300.00 feet and a central angel of 37 degrees 39 minutes 20 seconds; thence North 02 degrees 07 minutes 24 seconds West, tangent to said curve, a distance of 209.34 feet; thence northerly a distance of 34.22 feet along a tangential curve concave to the east, having a radius of 800.00 feet and a central angel of 02 degrees 27 minutes 02 seconds; thence North 00 degrees 19 minutes 38 seconds East, tangent to said curve, a distance of 57.89 feet and there terminating as outlined on Exhibit A, Westwood Professional Services, Inc., project number 2005606.dwg dated July 15, 2003 showing the affected areas, attached and therefore made a part of this resolution. Said right-of-way is approximately 0.5 miles more or less and contains approximately 4 acres more or less.


NOW, THEREFORE, BE IT RESOLVED, that the Mille Lacs Band Assembly hereby authorizes a right-of-way, to the MLB Public Works Department for road purposes only as outlined in the Bugg Hill Development, affecting the above described property, consideration and appraisal for said right-of-way is hereby waived since this project is for the benefit of the Band and it is issued in perpetuity, subject to terms of the right-of-way agreement, effective upon date of approval; and

BE IT FURTHER RESOLVED, that the MLB Public Works Department will utilize the land in conformity with the provisions of the right-of-way agreement, and if all terms of the agreement are not met, the land will revert to the Mille Lacs Band of Ojibwe; and

BE IT FURTHER RESOLVED, that the right-of-way shall be null and void should the MLB Public Works abandon or vacate the above-described property and the subject property will 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 regular session of the Band Assembly in Legislative Council assembled, a of legislators being quorum present held on the 12th of January, 2010 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.


Herb Weyaus, Speaker of the Assembly

OFFICIAL SEAL OF THE BAND