



THE MILLE LACS BAND OF
OJIBWE INDIANS

Legislative Branch of Tribal Government

RESOLUTION 15-02-155-12

**A RESOLUTION AUTHORIZING A ROAD RIGHT-OF-WAY FOR
NOPEMING STREET, IRR ROUTE NO. 214, 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 Mille Lacs Band Public Works Department respectfully requests a right-of-way for NOPEMING STREET affecting Tract 410TF115 held in fee by the Band; and
- WHEREAS, this right-of-way is part of the Community Development ZHINGWAAK OODENA SECOND ADDITION project; and
- WHEREAS, a right-of-way is authorized for road purposes and the associated infrastructure including and limited to water, sewer, gas and electric only and consideration and appraisal for the right-of-way is waived since this project is a cooperative effort between the Mille Lacs Band Public Works Department 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 right-of-way description is located on part of Tract 410TF000115 and is described as

That part of the South one-half of the Northeast one-quarter (S ½ NE ¼) and that part of the North one-half of the Southeast one-quarter (N ½ SE ½) all in Section Twenty-nine (29), Township Forty-one North (T41N), Range Twenty West (R20W); 4th Principal Meridian, Pine County, Minnesota, which lies 33.00 feet on each side of the following described centerline: Commencing at the East Quarter corner of said Section 29; thence North 01 degree 01 minute 04 seconds, bearing based on the Pine County Coordinate Database NAD 83/96, 321.08 feet along the east line of said Section 29 to the southeast corner of the plat of ZHINGWAAK OODENA, according to the recorded plat thereof, on file in the Pine County Recorder's office; thence North 89 degrees 24 minutes 06 seconds West 253.27 feet along the south line of said plat of ZHINGWAAK OODENA; thence South 00 degrees 39 minutes 33 seconds West 290.84 feet; thence southerly 250.45 feet along a tangential curve, concave to the west, having a central angle of 47 degrees 49 minutes 54 seconds and a radius of 300.00 feet, to the point of beginning of the centerline to be described; thence South 41 degrees 30 minutes 33 seconds East 166.17 feet and said centerline there terminating.

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DISTRICT I

43408 Oodena Drive • Onamia, MN 56359
(320) 532-4181 • Fax (320) 532-4209

DISTRICT II

36666 State Highway 65 • McGregor, MN 55760
(218) 768-3311 • Fax (218) 768-3903

DISTRICT IIA

2605 Chiminising Drive • Isle, MN 56342
(320) 676-1102 • Fax (320) 676-3432

DISTRICT III

45749 Grace Lake Road • Sandstone, MN 55072
(320) 384-6240 • Fax (320) 384-6190

URBAN OFFICE

1404 E. Franklin Avenue • Minneapolis, MN 55404
(612) 872-1424 • Fax (612) 872-1257

Together with a cul-de-sac having a radius of 50.00 feet, the center of said cul-de-sac being the terminus of the above described centerline.

Sketch and Description IRR ROUTE No. 214, Widseth, Smith, Nolting, Surveyor Chad M. Conner, License No 41643.

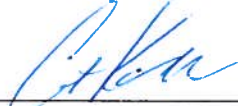
NOW, THEREFORE, BE IT RESOLVED, that the Mille Lacs Band Assembly hereby authorizes a right-of-way for road purposes and the associated infrastructure including and limited to water, sewer, gas and electric to the Mille Lacs Band Public Works Department as outlined in the ZHINGWAAK OODENA SECOND ADDITION Project, affecting the above described property, consideration and appraisal for said right-of-way is hereby waived since this project is a cooperative effort between Mille Lacs Band Public Works and 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 Mille Lacs Band Public Works will utilize the land in conformity with the provisions of the right-of-way , 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 Mille Lacs Band 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 24th of July, 2012 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.



Curt Kalk, Speaker of the Assembly

OFFICIAL SEAL OF THE BAND