



THE MILLE LACS BAND OF OJIBWE INDIANS

Legislative Branch of Tribal Government

RESOLUTION 15-02-156-12

A RESOLUTION AUTHORIZING A ROAD RIGHT-OF-WAY FOR OSHKI ODENA COURT , IRR ROUTE NO. 213, 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 OSHKI ODENA COURT 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 257.84 feet; thence North 89 degrees 20 minutes 27 seconds West 228.42 feet; thence westerly 332.66 feet along a tangential curve, concave to the north, having a central angle of 12 degrees 42 minutes 24 seconds and a radius of 1500.00 feet, to a point of reverse curvature; thence westerly 382.63 feet along said reverse curve, concave to the south,

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

having a central angle of 31 degrees 19 minutes 07 seconds and a radius of 700.00 feet, to a point of reverse curvature; thence southwesterly 186.88 feet along said reverse curve, concave to the northwest, having a central angle of 10 degrees 42 minutes 26 seconds and a radius of 1000.00 feet, to the point of beginning of the centerline to be described; thence South 07 degrees 14 minutes 45 seconds East 228.54 feet and said centerline there terminating. 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 described centerline.
Sketch and Description, IRR ROUTE No. 213, Widseth Smith Nolting, Surveyor Chad M. Conner, License No. 41643.


NOW, THEREFORE, BE IT RESOLVED, that the Mille Lacs Band Assembly hereby authorizes the OSHKI ODENA STREET right-of-way for road purposes and 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