



THE MILLE LACS BAND OF
OJIBWE INDIANS

Legislative Branch of Tribal Government

RESOLUTION 16-01-77-14

**A RESOLUTION AUTHORIZING AN EASEMENT FOR
CONSTRUCTION AND MAINTENANCE OF A WASTEWATER
SYSTEM AS PROPOSED IN PLANS FOR EDDY'S RESORT, LLC
PROJECT**

WHEREAS, the Mille Lacs Band Assembly is the duly-elected governing body of the Mille Lacs Band of Ojibwe, a federally-recognized Indian tribe (the "**Band**"); and

WHEREAS, the Corporate Commission of the Mille Lacs Band of Ojibwe Indians, a corporate body politic organized under the Band's laws has created and is a member of Eddy's Resort, LLC, a Minnesota limited liability company ("**Eddy's Resort**"); and

WHEREAS, Eddy's Resort respectfully requests from the Band an easement located on a parcel of property described below for the construction and maintenance of a wastewater system related to Eddy's Resort's development, construction and operation of a resort, hotel, restaurant, RV park and marina on land located in Onamia, Minnesota; and

WHEREAS, the easement will be for a period of 50 years, subject to the terms of the easement document, effective upon date of approval, for the property described herein; and,

WHEREAS, said land of the Band is described as follows:

A part of TRACT# 410 TF 113 described as:

Easement: Government Lot 3, lying south of Highway 169, known as Tract B of Section Two (2), Township Forty-two North (T42N), Range Twenty-seven West (R27W), containing approximately 26 acres, more or less, Fourth Principal Meridian, Milles Lacs County, Mille Lacs Reservation, Minnesota;

And

All that part of the West Half of Government Lot 2 as measured along the South line thereof and lying Southerly of US Highway 169, Section 2, Township 42 North, Range 27 West; and

See attached survey by Sunde Land Surveying, LLC, dated January 30, 2014, Surveyor Leonard F. Carlson P.L.S. Minn Lic. No. 44890 as Exhibit A;

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

1433 E. Franklin Avenue, Ste. 7c • Minneapolis, MN 55404
(612) 872-1424 • Fax (612) 872-1257

WHEREAS, the provisions of § 201 of Chapter 3, Title 21 of the Mille Lacs Band Statutes Annotated regarding easement over trust land, on trust land or under trust land does not apply as the land described above is fee land located within the exterior boundaries of the Mille Lacs Reservation.

NOW, THEREFORE, BE IT RESOLVED, that the Mille Lacs Band Assembly hereby authorizes the attached Grant of Easement; and

BE IT FURTHER RESOLVED, that the easement shall be null and void if Eddy's Resort abandons or vacates the above-described property and, in that circumstance, the subject property will automatically revert to the Band.

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 25th day of February, 2014 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