



THE MILLE LACS BAND OF
OJIBWE INDIANS
Legislative Branch of Tribal Government

JOINT RESOLUTION 17-02-28-17

A JOINT RESOLUTION AUTHORIZING TO GRANT ROAD RIGHT-OF-WAY TO MILLE LACS BAND OF OJIBWE’S PUBLIC WORKS DEPARTMENT FOR ROADWAY PURPOSES ON TRUST LAND KNOWN AS APPLE ORCHARD, 410T001013 AND 410T001014

WHEREAS, the Mille Lacs Band Assembly (“Band Assembly”) is the duly-elected governing body of the Mille Lacs Band of Ojibwe (“Band”), a federally-recognized Indian Tribe; and

WHEREAS, pursuant to 3 MLBSA § 2 (d), the Band Assembly has the power to adopt resolutions to promote the general welfare of the people of the Band; and

WHEREAS, pursuant to 4 MLBSA § 2, the Chief Executive of the Band is empowered to exercise the Executive Branch powers of the Band; and

WHEREAS, the Band is committed to providing safe and functional roads for vehicle and pedestrian traffic on its lands; and

WHEREAS, transportation plays an integral role in serving local infrastructure and community needs; and

WHEREAS, the Bureau of Indian Affairs (“BIA”) requires granting of a right-of-way in order to authorize road improvements on the following route numbers:

196 th Place	BIA Route #0010	Paving
197 th Place	BIA Route #0012	Paving
Apple Orchard Drive	BIA Route #0011	Paving

the Right-of-Way legal descriptions are further described as:

LEGAL DESCRIPTION (Apple Orchard Road #0011)

A strip of land and sixty six (66) feet and one hundred thirty two (132) feet Wide across Section 21, Township 47 N, Range 23 W, 4th Principal Meridian, Aitkin County, Minnesota, the centerline of said strip of land described as follows:

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

Beginning at the West Quarter Corner of Section 21 Township 47 N, Range 23 W; Thence on a bearing of S 57°23'07" E a distance 1356.21 ft to Engineering St. 0+00, said point being the Beginning of Project NO. F5341019 and beginning of Proposed 66' Right of Way 33' Lt. & Rt. for APPLE ORCHARD DR. station 0+00.00; Thence on a bearing of S 85°56'28" E a distance 45.15 ft to PC station 0+45.15; Thence 43.30 ft. along the arc of a curve to the right with a radius of 500.00 ft. and delta angle of 04°57'42" to PT Sta. 0+88.45; Thence on a bearing of S 80°58'46" E a distance 186.55 ft to PI Station 2+75.00; At said point Right of Way widens to 66 ft on the left and 66 ft on the right; Thence continuing on said bearing of S 80°58'46" E a distance 19.01 ft to PI Station 2+94.01; Thence on a bearing of S 75°41'33" E a distance 39.54 ft to PC Station 3+33.55; Thence 87.87 ft. along the arc of a curve to the left with a radius of 400.00 ft. and delta angle of 12°35'11" to PT Sta. 4+21.42; At said point Right of Way Narrows to 33 ft on the left and 33 ft on the right; Thence on a bearing of S 88°16'45" E a distance 360.18 ft to Station 7+81.60; Said point being the beginning station for 196th Place; Thence continuing on said bearing of S 88°16'45" E a distance 221.88 ft to Station 10+03.48; Said point being the beginning station for 197th Place; Thence continuing on said bearing of S 88°16'45" E a distance 117.91 ft to PC Station 11+21.39; Thence 32.97 ft. along the arc of a curve to the left with a radius of 400.00 ft. and delta angle of 04°43'24" to PT Sta. 11+54.36; Thence on a bearing of N 86°59'50" E a distance 101.14 ft to PC Station 12+55.50; Thence 153.86 ft. along the arc of a curve to the left with a radius of 345.00 ft. and delta angle of 25°33'04" to PT Sta. 14+09.36; Thence on a bearing of N 61°26'46" E a distance 49.31 ft to PC Station 14+58.67; Thence 48.33 ft. along the arc of a curve to the right with a radius of 350.00 ft. and delta angle of 66°56'26" to Sta. 15+07.00; At said station proposed 66 ft Right of Way joins existing 66 ft right of Way along the North - South Quarter line and there terminates.

LEGAL DESCRIPTION (196th Place #0010)

A strip of land and sixty six (66) feet wide across Section 21, Township 47 N, Range 23 W, 4th Principal Meridian, Aitkin County, Minnesota, the centerline of said strip of land described as follows:

Beginning at said Sta. 7+81.60 Apple Orchard; Thence on a bearing of N 00°09'01" E a distance 11.79 ft to Station 0+00.00; Thence continuing on said bearing of N 00°09'01" E a distance 21.22 ft to Station 0+21.22; Said Sta. being the beginning of Proposed 66' Right of Way 33' Lt. & Rt. For 196th Place; Thence on said bearing of N 00°09'01" E a distance 299.53 ft to PC Station 3+20.75; Thence 21.36 ft. along the arc of a curve to the left with a radius of 1000.00 ft. and delta angle of 01°13'25" to PT Sta. 3+42.11; Thence on a bearing of N 01°04'24" W a distance 178.59 ft to PC Station 5+20.70; Thence 25.75 ft. along the arc of a curve to the left with a radius of 1000.00 ft. and delta angle of 01°28'31" to PT Sta. 5+46.45; Thence on a bearing of N 02°32'55" W a distance 251.44 ft to Station 7+97.89; At said Sta. proposed 66 ft Right of Way adjoins existing 365th roadway and there terminates.

LEGAL DESCRIPTION (197th Place #0012)

A strip of land and sixty six (66) feet wide across Section 21, Township 47 N, Range 23 W, 4th Principal Meridian, Aitkin County, Minnesota, the centerline of said strip of land described as follows:

Beginning at said Sta. 10+03.48 Apple Orchard; Thence on a bearing of N 00°00'00" E a distance 11.36 ft to Station 0+00.00; Thence continuing on said bearing of N 00°00'00" E a distance 18.66 ft to PC Station 0+18.66; Thence 2.99 ft. along the arc of a curve to the left with a radius of 300.00 ft. and delta angle of 12°26'20" to Sta. 0+21.65; Said Sta. being the beginning of Proposed 66' Right of Way 33' Lt. & Rt. For 197th Place; Thence continuing along said curve a distance of 62.14 ft to PC Station 0+83.79; Thence on a bearing of N 12°26'20" W a distance 129.76 ft to PC Station 2+13.55; Thence 151.65 ft. along the arc of a curve to the right with a radius of 495.00 ft. and delta angle of 17°33'13" to PT Sta. 3+65.22; Thence on a bearing of N 05°06'53" E a distance 47.99 ft to PC Station 4+13.21; Thence 122.62 ft. along the arc of a curve to the left with a radius of 485.00 ft. and delta angle of 14°29'09" to PT Sta. 5+35.83; Thence on a bearing of N 09°22'16" W a distance 70.26 ft to PC Station 6+06.09; Thence 83.35 ft. along the arc of a curve to the right with a radius of 500.00 ft. and delta angle of 09°33'05" to PT Sta. 6+89.44; Thence on a bearing of N 00°10'49" E a distance 125.48 ft to Station 8+14.92; At said Sta. proposed 66 ft Right of Way adjoins existing 365th roadway and there terminates.

NOW, THEREFORE, BE IT RESOLVED, that the Band Assembly and Chief Executive does hereby grant the right-of-way as described above and an easement on additional land as required to construct and maintain cut and fill slopes and pave roads, which may extend beyond the regular right-of-way to the Band's Public Works Department for BIA road improvements on Indian Reservation Route Numbers 0010, 0011 and 0012. Due to the overall benefit to thrive and its members derived from the road improvements, compensation for granting the right-of-way is hereby waived.


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 12th day of January, 2017 at Nayahshing, Minnesota by a vote of 3 FOR 2 AGAINST, 0 SILENT.

IN WITNESS WHEREOF, we, the Band Assembly hereunto cause to have set the signature of the Speaker of the Assembly.



Carolyn Beaulieu, Speaker of Assembly

IN CONCURRENCE, with the action of the Speaker of the Assembly, I hereunto set my hand to this resolution.



Melanie Benjamin, Chief Executive

OFFICIAL SEAL OF THE BAND