



# THE MILLE LACS BAND OF OJIBWE INDIANS

*Legislative Branch of Tribal Government*

## RESOLUTION 17-03-36-17

### **A RESOLUTION AUTHORIZING A LAND LEASE FOR RESIDENTIAL PURPOSES TO MILLE LACS BAND MEMBER 410B005912 AND MILLE LACS BAND MEMBER [REDACTED]**

- 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, tribal land leases are required on all tribal lands of the Band for agricultural purposes, to establish a home-site or a seasonal recreational residence, and for any commercial activity, or to acquire financing for a home; and
- WHEREAS, Mille Lacs Band Member [REDACTED] and Mille Lacs Band Member [REDACTED] respectfully requests a land lease for Residential purposes; and
- WHEREAS, the lease will be for a period of 25 years and renewable for an additional 25 years, subject to the lease provisions, effective upon date of approval, for the property described herein; and
- WHEREAS, said land is described as follows:  
That part of Tract 410TF000356 described as: All that part of Government Lot One (1), Section Seven (7), Township Forty-two (42) North, Range Twenty-six (26) West of the Fourth Principal Meridian, described as commencing at the southwest corner of said Government Lot 1; thence North, assumed basis of bearings, along the West line of said Government Lot 1 for 1569.83 feet to intersect the southwesterly line of the right-of-way of County State Aid Highway No. 35 (also known as old Trunk Highway No. 169), said point of intersection being a point formerly described as at a distance of 88.3 feet South of the northwest corner of said Government Lot 1 (also being known as the point of intersection of said West line of Government Lot 1 with the shore line of Mille Lacs Lake, and also being known as the meander corner on West line of Section 7); thence South 60 degrees, 05 minutes, 00 seconds East along said southwesterly line of right-of-way of county State Aid Highway No. 35 for 744.40 feet to a point to be hereafter known as Point “F” for the purpose of this description;

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#### **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  
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thence continue South 60 degrees, 05 minutes, 00 seconds East along said right-of-way for 120.00 feet to a point to be hereafter known as Point "G" for the purpose of this description; thence North 30 degrees, 05 minutes, 00 seconds East to intersect the shore line of Mille Lacs Lake, said point of intersection also being the actual point of beginning of the land to be hereby described; thence return South 30 degrees, 05 minutes, 00 seconds West to said point "G";

thence continue South 30 degrees, 05 minutes, 00 seconds West for 246.26 feet, more or less, to intersect the northeasterly line of the right-of-way of new U.S. Highway No. 169; thence westerly along said northeasterly line of the right-of-way of new Highway No. 169 for 130.59 feet, more or less, to intersect a line bearing South 30 degrees, 05 minutes, 00 seconds West from said point "F"; thence North 30 degrees, 05 minutes, 00 seconds East for 297.42 feet, more or less, to said point "F"; thence continue North 30 degrees, 05 minutes, 00 seconds East to intersect said shore line of Mille Lacs Lake, thence southeasterly along said shore line for about 120 feet to the point of beginning.

EXCEPT:

That part of Tract 410TF000356 lying South of the Twilight Road Right-of-Way. This lease site is 1 acre more or less.

NOW, THEREFORE, BE IT RESOLVED, the Band Assembly hereby authorizes a land lease for the property described herein for residential purposes be issued to Mille Lacs Band Member [REDACTED] and Mille Lacs Band Member [REDACTED] for a period of 25 years, renewable for an additional 25 years subject to the lease provisions, effective upon date of approval; and

BE IT FURTHER RESOLVED, that the lessee will utilize the land in conformity with the provisions of the lease within twelve (12) months of the effective date of the lease, and if all terms of the lease are not met, the land will revert to the Band; and

BE IT FURTHER RESOLVED, that this lease shall be null and void should the lessee abandon or vacate the above-described property for more than thirty (30) consecutive days after the 1<sup>st</sup> year anniversary of the effective date of the lease without the prior approval of the Band Assembly; and

BE IT FURTHER AND FINALLY RESOLVED, this will terminate any other residential lease agreement that may be in existence in the name of the lessees.

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 9<sup>th</sup> day of February, 2017 at Nayahshing, Minnesota by a vote of 2 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.

  
Carolyn Beaulieu, Speaker of the Assembly

**OFFICIAL SEAL OF THE BAND**