



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

**RESOLUTION 18-03-66-19**

**A RESOLUTION TO CANCEL A RESIDENTIAL LEASE WITH AN ATTACHED MORTGAGE AUTHORIZED BY RESOLUTION 11-02-27-05 FOR 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, Resolution 11-02-27-05 authorized a residential land lease with an attached mortgage to Band Member [REDACTED] for the purpose of obtaining a lease site; and

WHEREAS, the land lease was to be for a period of 35 years and renewable for an additional 15 years, subject to the lease provisions, effective upon date of approval, for the property described herein; and

WHEREAS, said land is described as follows:

Part of Tract #410TF000164, located in the West Half of the Southeast Quarter (W1/2 of SE1/4) of Section Twenty-one (21), Township Forty-seven North (47N), Range Twenty-three West (23W), Fourth Principal Meridian, Aitkin County, Minnesota described as follows:

Lot One (1), Block Eleven (11), Apple Orchard II Plat.

Lease site contains 1.0 acres, more or less.

WHEREAS, the residential home was destroyed by a house fire and has sat vacant and in disrepair since the house caught fire; and

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WHEREAS, the Real Estate Department on October 11, 2012 sent Notice of Lease Violation in which Lessee had 30 days from receipt of said notice to cure the violations, the violations were not cured; and

WHEREAS, the Real Estate Department, on January 15, 2016, sent Notice of Cancellation due to failure to cure the violations in which Lessee had 30 days from receipt of said notice to cure the violations, dispute the determination or request additional time to cure the violation, the Real Estate Department did not receive a response; and

WHEREAS, Mille Lacs Band Housing Department received a Judgment on March 15, 2013 for their mortgage, and will issue a Satisfaction of Mortgage; and

WHEREAS, Lessee executed a Voluntary Relinquishment of Land Lease on December 31, 2018; and


WHEREAS, the Real Estate Department requests cancellation of the lease site due to non-use, disrepair and the residence is unfit for residential purposes.

NOW, THEREFORE, BE IT RESOLVED, the Band Assembly hereby approves the cancellation of Resolution 11-02-27-05; and authorize the Real Estate Department to terminate the residential lease; and

BE IT FURTHER AND FINALLY RESOLVED that the lease site will revert back to the Band.

WE DO HEREBY CERTIFY, that the foregoing resolution was duly concurred with and adopted at a special session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present held on the 30<sup>th</sup> day of April, 2019 at McGregor, 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.

  
Sheldon Boyd, Speaker of the Assembly

**OFFICIAL SEAL OF THE BAND**