



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

RESOLUTION 19-01-90-20

A RESOLUTION AUTHORIZING A LAND LEASE FOR RESIDENTIAL PURPOSES TO THE MILLE LACS BAND HOUSING DEPARTMENT TRACT 410TF000317

- 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, the Mille Lacs Band Housing Department 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:

Part of Tract #410TF000317, That part of Government Lot One (1), Section Seven (7), Township Forty-two North (42N), Range Twenty-six West (26W) of the Fourth Principle 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 of West line of Section 7);

DISTRICT I

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(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

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 544.40 feet to a point to be hereafter known as Point "D" for the purposes of this description; thence continue South 60 degrees 05 minutes 00 seconds East along said right-of-way for 100.00 feet to a point to be hereafter known as Point "E" 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 "E", thence continue South 30 degree 05 minutes, 00 seconds West for 340.05 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 U.S. Highway No. 169 for 108.82 feet, more or less, to intersect a line bearing South 30 degrees 05 minutes 00 seconds West from said point "D"; thence North 30 degrees, 05 minutes 00 seconds East for 382.68 feet, more or less, to said Point "D"; thence continue North 30 degrees 05 minutes 00 seconds East to intersect said shore line of Mille Lacs Lake; thence Southeasterly along said shoreline for about 100 feet to the point of beginning, according to the United States Government Survey thereof and situate in Mille Lacs County, Minnesota. EXCEPTING the lakeshore located to the north and east of Twilight Road; containing one acre, more or less.

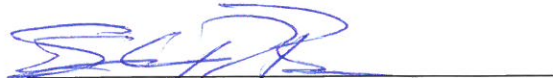
NOW, THEREFORE, BE IT RESOLVED, that the Band Assembly hereby authorizes a land lease for the property described herein for residential purposes be issued to the Mille Lacs Band Housing Department for a period of 25 years, renewable for an additional 25 years subject to the lease provisions, effective 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 AND FINALLY 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 1st year anniversary of the effective date of the lease without the prior approval of the Band Assembly.

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 13th day of February, 2020 at Chi Minising, 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

(11)

19-01-90-20

INTEROFFICE MEMORANDUM



To: Band Assembly
From: Bridgett Quist, Director of Division of Land Management
Date: February 12, 2020
Re: Resolution Authorization
cc: Bradley Harrington, Commissioner of Natural Resources

The Division of Land Management submits this Resolution to grant, on behalf of the Mille Lacs Band Housing Department a land lease located at 12927 Twilight Road, Onamia, MN 56359.

The historical facts about this property:

- 07/17/2015: Band acquires property;
- 05/09/2016: The Real Estate Department turns structure over to CMD pursuant to 12 MLBSA §13(c). “Any land acquisition performed by the Mille Lacs Band of Ojibwe Indians Department of Natural Resources (“DNR”) that includes a house shall be leased to the Housing Department according to the following limitations:
 - Restricted to residential use; and
 - Following the area zoning requirements for a residential dwelling.”
- 12/02/2019: Housing Department submits an Application for Lease;
- 12/02/2019: Director of Division of Land Management approves Application for Lease;
- 1/08/2020: Resolution submitted to Band Assembly for Approval.

Ashley Pendegayosh currently resides in the home. This home is also a part of the Twilight Road lake homes that are being turned over to MLBHD.

If you have any questions or concerns, please contact Bridgett Quist, Director of Division of Land Management by calling her at x7702.