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Tribal Attorney
**BAD RIVER BAND OF LAKE SUPERIOR
TRIBE OF CHIPPEWA INDIANS**
P.O. Box 39, Odanah, WI 54861

RESOLUTION NO. 12/21/92-9
RESOLUTION GRANTING
CONSENT TO RIGHTS OF WAY

WHEREAS, the Lakehead Pipe Line Company, Limited Partnership (hereinafter "Company") has requested consent from the Bad River Band of the Lake Superior Tribe of Chippewa Indians of the Bad River Reservation in Wisconsin (hereinafter "Tribe") for a fifty (50) year right of way easement for a pipeline over and across any lands in which the Tribe has a legal interest within the Company's existing rights of way, all as is described more fully in the Company's Application For Right of Way dated June 10, 1992 (hereinafter "Application"); and

WHEREAS, the Tribal Council, the governing body of the Tribe, has reviewed the Application and has been advised by the Tribe's attorney with respect to the Application; and


WHEREAS, the Company has offered to pay Eight Hundred Thousand Dollars (\$800,000.00) in full consideration for such fifty (50) year Right of Way Easement for a pipeline;

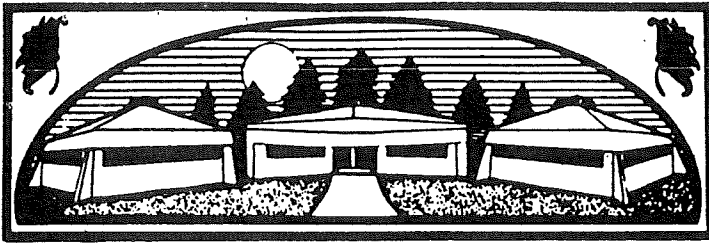
THEREFORE BE IT RESOLVED, that the Tribal Council, in special session assembled, hereby accepts the offer of the Company, consents to the Company's requests and Application, and requests the Secretary of the Interior, or the Secretary's duly authorized representative, to approve and grant the Application and the rights of way, including any rights of way which are substantially similar to those described in the Application and as may be amended by the Company with technical amendments, and neither the size nor the number of pipelines nor the location of the rights of way are amended, all in accordance with authority contained in the Act of February 5, 1948 (62 Stat. 17, 25 U.S.C. Section 323), and in accordance with Departmental Regulation 25 C.F.R. Section 169. The Tribal Council acknowledges that the consent granted by this Resolution is granted solely on the basis of the merits of the offer described herein.

RESOLVED, that the Tribal Council Chairman and the Tribal Council Secretary are hereby authorized and directed to do all things and sign all documents reasonably necessary to accomplish the purposes of this Resolution.

CERTIFICATION

I, the undersigned as Secretary of the Bad River Band of the Lake Superior Tribe of Chippewa Indians, an Indian Tribe organized under Section 16 of the Indian Reorganization Act, hereby certify that the Tribal Council is composed of 7 members, of whom 6 members, constituting a quorum, were present at a meeting hereof duly called, noticed, convened, and held on the 21st day of Dec, 1992; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 5 members; 0 against; 0 abstaining, and that the said resolution has not been rescinded or amended.


Ethel Plucinski, Tribal Secretary
Bad River Tribal Council



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RESOLUTION NO. 12/21/92-10

RESOLUTION APPROVING
AGREEMENT WITH
LAKEHEAD PIPE LINE COMPANY, LIMITED PARTNERSHIP

WHEREAS, the Bad River Band of Lake Superior Tribe of Chippewa Indians of the Bad River Reservation of Wisconsin (hereinafter "Tribe") and the Lakehead Pipe Line Company, Limited Partnership (hereinafter "Company"), have been engaged in negotiations regarding the granting of a new easement for right of way within the Company's existing rights of way; and

WHEREAS, the Tribe and the Company have prepared an Agreement (hereinafter "Agreement"); setting forth the terms of said negotiations; and

WHEREAS, the Tribal Council, the governing body of the Tribe, has reviewed the Agreement and has been advised by the Tribe's attorney with respect to the Agreement, and the Tribal Council desires to expressly approve the terms of the Agreement;

THEREFORE BE IT RESOLVED, that the Tribal Council, in special session assembled, hereby approves and adopts the Agreement and all of its terms and authorizes and directs the Tribal Council Chairman and the Tribal Council Secretary to do all things and sign all documents reasonably necessary to accomplish the purposes of this Resolution.

CERTIFICATION

I, the undersigned as Secretary of the Bad River Band of Lake Superior Tribe of Chippewa Indians, an Indian Tribe organized under Section 16 of the Indian Reorganization Act, hereby certify that the Tribal Council is composed of 7 members, of whom 6 members, constituting a quorum, were present at a meeting hereof duly called, noticed, convened, and held on the 21 day of Dec, 1992; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 5 members; 0 against; and 0 abstaining, and that the said resolution has not been rescinded or amended.

A handwritten signature in cursive script, appearing to read 'Ethel Plucinski', written in black ink.

Ethel Plucinski, Tribal Secretary
Bad River Tribal Council

- (d) To restore the lands as nearly as may be possible to its original condition upon the completion of construction to the extent compatible with the purpose for which the right-of-way was granted.
- (e) To clear and keep clear the lands within the right-of-way to the extent compatible with the purpose of the right-of-way and to dispose of all vegetative and other material cut, uprooted, or otherwise accumulated during the construction and maintenance of the project.
- (f) To take soil and resource conservation and protection measures, including weed control, on the land covered by the right-of-way.
- (g) To do everything reasonably within its power to prevent and suppress fires on or near the lands to be occupied by the right-of-way.
- (h) To build and repair such roads, fences, and trails as may be destroyed or injured by construction work and to build and maintain necessary and suitable crossings for all roads and trails that intersect the works constructed, maintained or now operated under the right-of-way.
- (i) That upon revocation or termination of the right-of-way, the applicant shall, so far as is reasonably possible, restore the land to its original condition.
- (j) To at all times keep the Secretary informed of its address, and in the case of corporations, of the address of its principal place of business and of the names and addresses of its principal officers.
- (k) That the applicant will not interfere with the use of the lands by or under the authority of the landowners for any purpose not consistent with the primary purpose for which the right-of-way was granted.

Lakehead Pipe Line Company, Limited Partnership
 By Lakehead Pipe Line Company, Inc.
 As General Partner
 119 North 25th Street East
 Superior, WI 54880-0789

Witnesses:

Janet Burkham
Kenneth M. Kenner

By George W. Maas
 George W. Maas