



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE CANCELLATION OF HCN LAND LEASE ON LOT #6 POTCH HA CHEE IV RESCINDING 9-9-99B

RESOLUTION 05-08-12H

- WHEREAS,** on November 1, 1994, the United States Secretary of the Interior approved a new Constitution for the Ho-Chunk Nation, formerly known as the Wisconsin Winnebago Nation; and
- WHEREAS,** the Ho-Chunk Nation ("Nation") is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of 1934; and
- WHEREAS,** the Legislature of the Ho-Chunk Nation is the duly constituted governing body of the Ho-Chunk Nation ("Legislature") pursuant to the Constitution of the Ho-Chunk Nation; and
- WHEREAS,** Article V, Section 2 (a) of the Ho-Chunk Nation Constitution ("Constitution") grants the Legislature the power to make laws, including codes, ordinances, resolutions, and statutes; and
- WHEREAS,** Article V, Section 2 (i) of the Constitution grants the Legislature the power to negotiate agreements with other governments, organizations, or individuals; and
- WHEREAS,** Article V, Section 2 (l) of the Constitution grants the Legislature the power to enact laws to manage, lease, permit, or otherwise deal with the Nation's lands, interests in lands or other assets; and
- WHEREAS,** the Nation holds a 100% interest in the property known as Potch Ha Chee IV #441 T2157 within the legal description of the SW1/4 SE1/4 of, Section 34 , Township28North, Range11East, Township of Birnamwood, Shawano County, Wisconsin, and
- WHEREAS,** HCN resolution 9-9-99B approved Serena Yellow Thunder for a lease on Lot 6 of said property, and
- WHEREAS,** it is the policy of the Nation to take cancellation measures in the event that construction of a residence is not begun within one year of the commencement of a residential lease; and
- WHEREAS,** Register of Deeds Office has begun enforcement of the leases in non-compliance to open these lots to other Ho-Chunk Members and families looking for lease lots to build their homes; and
- WHEREAS,** on March 21, 2012 , the Register of Deeds Office sent a letter to Lessee notifying her of her non-compliance with this policy, informing her of the pending cancellation of the land lease, and requested documentation should any construction be imminent but no response has been received to date; and;

NOW THEREFORE, BE IT RESOLVED that the Ho-Chunk Nation Legislature hereby approves cancellation of lease granted by 9-9-99B and authorizes the Register of Deeds Office to proceed with cancellation of the Lease.

Executive Offices

W9814 Airport Road P.O. Box 667 Black River Falls, WI 54615
(715) 284-9343 Fax (715) 284-3172 (800) 294-9343

CERTIFICATION

I, the undersigned, as Secretary of the Ho-Chunk Nation Legislature, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **13 members** of whom 7 constituting a quorum were present at a meeting duly called and convened and held on the **8th day of May, 2012**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **6 members, 0 opposed, and 1 abstaining**, pursuant to the Article V, Section 2 (a) and (x) of the Constitution of the Ho-Chunk Nation approved by the Secretary of the Interior on November 1, 1994, and that the foregoing resolution has not been rescinded or amended in any way. I further certify that this is a verified copy of said resolution.

Hope B. Smith

Hope B. Smith, Tribal Secretary

May 8, 2012

Date

