



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE ADOPTION OF THE BUREAU OF INDIAN AFFAIRS RESOLUTION GRANTING A RIGHT-OF-WAY SANDPILLOW ROAD PROJECT

RESOLUTION 2-21-12 C

- WHEREAS,** on November 1, 1994, the United States Secretary of 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 ("Legislature") is the duly constituted governing body of the Ho-Chunk Nation pursuant to the Constitution of the Ho-Chunk Nation ("Constitution"); and
- WHEREAS,** Article V, Section 2 (a) of the 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 empowers the Legislature to enact laws to manage, lease, permit, or otherwise deal with the Nation's lands, interests in lands, or other assets; and
- WHEREAS,** Article V, Section 2, (o) of the Constitution empowers the Legislature to enact laws to regulate and zone any lands within the jurisdiction of the Ho-Chunk Nation; and
- WHEREAS,** the Ho-Chunk Nation, from time to time, has worked with other Governmental agencies, and will be obligated to grant right-of-ways to these governmental agencies for road construction, road improvements, etc, and
- WHEREAS,** the Ho-Chunk Nation has in the past, worked with the Bureau of Indian Affairs, and will into the future, and
- WHEREAS,** the Bureau of Indian Affairs requires the granting of a right-of-way in order to authorize road construction on the following parcel of Ho-Chunk Nation's tribal land;

A PART OF THE NE1/4, OF THE NW1/4, THE NW1/4 OF THE NE1/4 OF THE NE1/4 OF SECTION 5, AND PART OF THE NW1/4 OF THE NW1/4 AND THE NE1/4 OF THE NW1/4 OF SECTION 4. T21N. R3W, TOWN OF BROCKWAY, AND A PART OF THE SE1/4 OF THE SW1/4, THE SW1/4 OF THE SE1/4 AND THE SE1/4 OF THE SE1/4 OF SECTION 32, AND THE SW1/4 OF THE SW1/4 AND THE SE1/4 OF THE SW1/4 OF SECTION 33, T22N, R3W, TOWN OF KOMENSKY, JACKSON COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS: COMMENCING AT THE N1/4 CORNER OF SAID SECTION 4; THENCE S0°35'30"W, ALONG THE 1/4 LINE 33.00 FEET; THENCE N89°35'02"W, 2652.24 FEET; THENCE N89°35'19"W, 2635.25; THENCE N89°36'16"W, 84.85 FEET TO THE PC OF A CURVE TO THE LEFT HAVING A RADIUS OF 535.42 AND A CENTRAL ANGLE OF 15°01'58"; THENCE ALONG THE ARC OF SAID CURVE 140.48 FEET; THENCE S75°21'46"W, 125.25 FEET TO THE PC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 190.34 FEET AND A CENTRAL ANGLE OF 44°53'37"; THENCE ALONG THE ARC OF SAID CURVE 149.14 FEET; THENCE N59°44'37"W, 42.32 FEET TO THE EAST LINE OF MISSION ROAD; THENCE N27°31'26"E, ALONG THE EAST LINE OF MISSION ROAD 66.08 FEET; THENCE S59°44'37"E, 45.47 FEET TO THE PC OF A CURVE TO THE LEFT HAVING A RADIUS OF 124.34 FEET AND A CENTRAL ANGLE OF 44°53'37"; THENCE ALONG THE ARC OF SAID CURVE 97.42 FEET; THENCE N75°21'46"E, 125.25 FEET TO THE PC OF A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 15°01'58" AND A RADIUS OF 601.42 FEET; THENCE

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ALONG THE ARC OF SAID CURVE 157.80 FEET; THENCE S89°36'16"E, 84.87 FEET; THENCE S89°35'19"E, 2635.26 FEET; THENCE S89°35'02"E, 2651.09 FEET; THENCE S01°46'05"E, 33.02 FEET TO THE N1/4 CORNER OF SAID SECTION 4, AND THE POINT OF BEGINNING. CONTAINING 181,890.13 SQ. FT. OR 4.18 ACRES IN KOMENSKY AND 201,425.27 SQ. FT OR 4.62 ACRES IN BROCKWAY.

NOW THEREFORE, BE IT RESOLVED, that the Ho-Chunk Nation Legislature hereby warrants, conveys, and grants a right-of-way for the Bureau of Indian Affairs road construction, on the above named parcel of land, hereby is approved. A more clearly defined description will be prepared upon the completion of the required survey. Due to the overall benefits to the Ho-Chunk Nation and its members derived from the road construction, compensation for granting the right-of-way is hereby waived. The Superintendent, Great Lakes Agency, is requested to prepare and recommend approval of the right-of-way documents.

CERTIFICATION

I, the undersigned, as Secretary for the Ho-Chunk Nation Legislature, hereby certify that the Legislature of the Ho-Chunk Nation, composed of the **13 members**, of whom **10** constituting a quorum, were present at a meeting duly called and convened and held on the **21st day of February, 2012**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **10 members, 0 opposed and 0 abstaining**, pursuant to the authority of 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 a verified copy of said resolution.

Hope B. Smith
Hope B. Smith, Tribal Secretary

February 21, 2012
Date