



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE AUTHORIZATION TO RETAIN MORTENSON AGRICULTURAL LEASE FUNDS WITHIN THE HO-CHUNK NATION TO OFFSET RELATED EXPENSES RESOLUTION 05-03-11 F

- 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,** Article V, Section 2 (a) of the Ho-Chunk Nation Constitution ("Constitution") authorizes the Legislature 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 and enter into treaties, compacts, contracts, and 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,** Article V, Section 2 (p) of the Constitution grants the Legislature the power to enact laws to create and regulate a system of property, including but not limited to use, title, deed, estate, inheritance, transfer, conveyance, and devise; and
- WHEREAS,** Article V, Section 2 (r) of the Constitution grants the Legislature the power to protect and foster Ho-Chunk religious freedom, culture, language, and traditions; and
- WHEREAS,** the Nation's Division of Natural Resources is responsible for managing land resources; and protecting wildlife, and plant resources from overuse and abuse; and has been delegated the power of administration over the Nation's lands pursuant to Ho-Chunk Nation Legislative Resolution 11-20-01 B; and
- WHEREAS,** the Nation is the 100% beneficial owner of certain land described as follows: the NW Fractional of Section 19, Township 21 North, Range 5 East, Town of Port Edwards, Wood County Wisconsin, except all lands used or deeded for highway purposes; and the SW Fractional of Section 19, Township 21 North, Range 5 East, Town of Port Edwards, Wood County, Wisconsin, except highways (the "Mortenson Property"); and
- WHEREAS,** the Mortenson property is leased for agricultural purposes with periodic lease payments paid to the Nation by the tenant; and

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WHEREAS, the Legislature recognizes the importance of daily land management to protect, improve and enhance the natural resources of the Mortenson Property and other similar properties for the Ho-Chunk People.

NOW THEREFORE BE IT RESOLVED that the Ho-Chunk Nation Legislature hereby authorizes the Nation's Department of Treasury to deposit the Mortenson Property agricultural lease payments into a special designated Treasury account to be used solely for the protection, maintenance and improvement of the Mortenson Property and other similar Ho-Chunk land management projects.

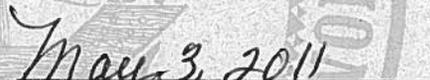
BE IT FURTHER RESOLVED that copies of Lease payments will be forwarded to the BIA Great Lakes Agency for review and documentation.

CERTIFICATION

I, the undersigned, as Secretary for the Ho-chunk Nation Legislature, hereby certify that the Legislature of the Ho-Chunk Nation, composed of 13 members, of whom **10** constituting a quorum were present at a meeting duly called and convened and held on the **3rd** day of **May, 2011**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **9** members, **1** opposed, and **0** abstaining, pursuant to the Secretary of the Interior on November 1, 1994, and that said 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, Tribal Secretary



Date

