



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE AUTHORIZING LAND LEASE ON INDIAN MISSION LOT # 13 TO BYRON L. GOODBEAR RESOLUTION 5-17-11C

- 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,** 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 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,** the Nation holds a 100% beneficial ownership interest in the Trust property known as Lot 13, Indian Mission, within the legal description of the NW 1/4 NW 1/4 of Section 33, Township 22 North, Range 3 West, 4th P.M., Town of Komensky, Jackson County, Wisconsin, containing approximately .515 acres more or less and is subject to all easements of record (“Premises”); and
- WHEREAS,** pursuant to Resolution 11/26/96M, the Nation granted a residential lease on the Premises with a term of twenty-five (25) years to Herbert Goodbear; and
- WHEREAS,** however, no signed lease covering the Premises can be located; and
- WHEREAS,** Herbert Goodbear willed his interest in this lease and home to his grandson Robert L. Goodbear, and the U.S. Department of Interior in Indian Probate No. MW-439-0060, dated November 17, 2005, confirmed the devise; and
- WHEREAS,** through a bill of sale, dated April 29, 2011, Robert L. Goodbear transferred ownership of the residence to his brother Byron L. Goodbear; and

Executive Offices

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

WHEREAS, currently the residence has a mold problem and is in need of other repairs, and Byron L. Goodbear is seeking a mortgage to pay for such repairs; and

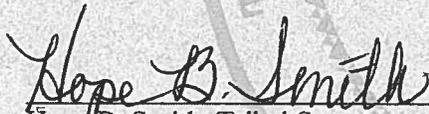
WHEREAS, to secure its Section 184 loan, the bank requires the execution of the attached U.S. Bureau of Indian Affairs Residential Lease of Tribal Owned Land with a new term of twenty-five (25) years with an automatic renewal for an additional twenty-five (25) years.

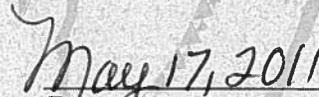
NOW THEREFORE, BE IT RESOLVED that the Ho-Chunk Nation by and through its Legislature hereby authorizes the execution of the attached U.S. Bureau of Indian Affairs Residential Lease of Tribal Owned Land covering the Premises between the Nation, as Lessor, and Byron L. Goodbear, as Lessee.

BE IT FURTHER RESOLVED, that Byron L. Goodbear will abide by all guidelines established by the Department of Housing and Register of Deeds Office.

CERTIFICATION

I, the undersigned, as Tribal Secretary of the Ho-Chunk Nation, 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 17th day of May, 2011, that the foregoing resolution was adopted at said meeting by an affirmative vote of 6 members, 2 opposed, and 2 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, Tribal Secretary


Date