



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE PLACING THE FORMER SHAW PROPERTY INTO TRUST FOR THE HO-CHUNK NATION RESOLUTION 02-08-11 B

- WHEREAS,** on November 1, 1994, the 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, 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 Nation ("Constitution"); and
- WHEREAS,** Article V, Section 2 (a) enables the Nation, through the Legislature, to make laws, including codes, ordinances, resolutions, and statutes; and
- WHEREAS,** Article V, Section 2 (k) of the Constitution of the Ho-Chunk Nation authorizes the Legislature to acquire or purchase lands for the benefit of the Nation and its members; and
- WHEREAS,** Article V, Section 2 (l) provides the Legislature with the power to enact laws to prevent the sale, disposition, or encumbrances of Ho-Chunk lands, or other Ho-Chunk assets; and
- WHEREAS,** the parcels identified herein and located in Monroe County, Wisconsin, have historical significance to the Ho-Chunk Nation and were purchased for cultural preservation and to preserve land from the encroaching cranberry industry; and
- WHEREAS,** if the parcel of land can be placed into trust status, the Legislature will be able to prevent further encumbrances to the property; and
- WHEREAS,** the Vice President is the official authorized by the Ho-Chunk Nation Legislature to execute the deeds for the property mentioned below; and
- WHEREAS,** the Ho-Chunk Nation Land Use Plan pre-dates the acquisition of subject parcels, but the Nation proposes to use these parcels to buffer a traditional ceremonial site as well as for agricultural, wetland preservation, recreation, and residential usage; and

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WHEREAS, it has been proclaimed that the aforementioned property will not be used for gaming purposes; and

WHEREAS, the Secretary of Interior has the authority to place land into trust for Indians pursuant to the IRA (25 U.S.C. §465) and through the Bureau of Indian Affairs the Ho-Chunk Nation seeks to place subject parcel into Trust status.

NOW THEREFORE BE IT RESOLVED, that the Ho-Chunk Nation Legislature is applying to the United States Government to secure the assistance of the Bureau of Indian Affairs to place the following described parcel of land into trust status:

Legal Description:

East One-half of the Southeast Quarter (E ½ of SE ¼) except that part of the SE ¼ of the SE ¼ lying southerly of the centerline of Evergreen Road;

West One-half of the Southeast Quarter (W ½ of SE ¼) excepting the following parcels:

1. Commencing at the NW corner of the NW ¼ of the SE ¼; thence South along the quarter line approximately 70 rods to the North line of CTH "N"; thence East 1 rod; thence North parallel to the West line of said forty to the North line of the NW ¼ of SE ¼ ; thence West 1 rod to the place of beginning;
2. All that part of the SW ¼ of the SE ¼ lying Southerly of the centerline of Evergreen Road;

All being in Section Twenty (20), Township Eighteen (18) North, Range One (1) East of the 4th P.M., Town of Byron, Monroe County, Wisconsin. Being 100.24 acres, more or less.

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 **13** constituting a quorum were present at a meeting duly called and convened and held on the **8th February, 2011**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **13 members, 0 opposed, and 0 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