



## HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

### HO-CHUNK NATION LEGISLATURE AUTHORIZATION TO PURCHASE WHITE CROW VILLAGE RESOLUTION 09-21-10B

**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 Tribe; and

**WHEREAS**, the Ho-Chunk Nation (the "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 Constitution of the Ho-Chunk Nation 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 (k) of the Constitution grants the Legislature to acquire or purchase lands for the benefit of the Nation and its members; and

**WHEREAS**, Article V, Section 2 (l) of the Constitution grants 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**, Ho-Chunk Nation Legislative Resolutions 04-04-06-A, 12-22-09-O and 4-20-10-S collectively authorizes the Nation to secure a Wisconsin Department of Natural Resources stewardship grant and budget for additional funds for the purposes of purchasing the Ho-Chunk historical site as legally described on the attached **Exhibit A** ("White Crow Village"); and

**WHEREAS**, on or about August 11, 2010, the Nation was awarded a Wisconsin Department of Natural Resources' Knowles-Nelson Stewardship grant in an amount not to exceed One Hundred Twenty-four Thousand and No/100 (\$124,000.00), which amount may be applied toward the purchase price of White Crow Village (the "Grant").

**NOW THEREFORE, BE IT RESOLVED**, that the Nation is authorized, empowered and directed to negotiate and close upon the purchase White Crow Village for a total purchase

#### Executive Offices

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price not to exceed \$300,000 and to do all things reasonably necessary to obtain the Grant and apply its proceeds toward the purchase of White Crow Village; and

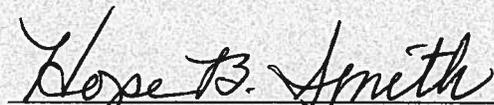
**BE IT FURTHER RESOLVED**, that in connection with the acquisition of White Crow Village, Legislators Lawrence Walker, Jr. and Clarence Pettibone of the Nation as presiding Officers of the Legislative Finance Committee (the "Authorized Persons"), or any one of them, are authorized, directed and empowered to execute and deliver such purchase documents which are necessary, advisable or appropriate in connection therewith, and such certificates, instruments and additional agreements as may be necessary, advisable or appropriate to effectuate the purchase transaction contemplated by the purchase documents, including, without limitation, all documents related to the Grant (collectively, the "Documents"), together with such changes therein, amendments thereto or deletions therefrom as the above-named Authorized Persons of the Nation shall in his or their sole discretion consider necessary, advisable or appropriate, it being understood that the execution of such Documents by such Authorized Persons with such changes therein, additions thereto or deletions therefrom shall be conclusive evidence of such discretion having been exercised; and

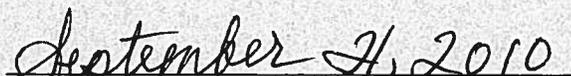
**BE IT FURTHER RESOLVED**, that the Authorized Persons of the Nation are authorized, empowered and directed, on behalf of the Nation, to do and perform any and all actions as he or they in his or their sole discretion shall determine to be necessary, advisable or appropriate in connection with the Documents or the consummation of the transactions contemplated by the Documents, in order to carry out the intent and to accomplish the purposes of the foregoing resolutions and to fully perform the obligations of the Nation contained in each of the Documents delivered pursuant thereto, including, without limitation, obtaining the advice of legal counsel from the Whyte Hirschboeck Dudek S.C. law firm and Attorney Samantha Greendeer; and

**BE IT FURTHER RESOLVED**, that all actions by the Authorized Persons, including, without limitation, the actions heretofore or to be taken in connection with the purchase transaction are ratified, approved and confirmed in all respects.

#### CERTIFICATION

I, the undersigned, as Tribal Secretary for the Ho-Chunk Nation Legislature, hereby certify that the Legislature of the Ho-Chunk Nation, composed of 13 members, of whom 9 constituting a quorum were present at a meeting duly called and convened and held on the **21<sup>st</sup> day of September 2010**, and that the foregoing resolution was adopted at said meeting by an affirmative vote of 9 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 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