



## HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

### HO-CHUNK NATION LEGISLATURE RESCISSION OF RESOLUTION 6-23-09 F RESOLUTION 7-07-09 D

- 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 Tribe; 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 Ho-Chunk Nation Legislature ("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 construction easement in order to authorize road construction on the following parcel of Ho-Chunk Nation's tribal land:
- The SE ¼ of the SW ¼ of the SW ¼ of Section 34, T22N, R3W, town of Komensky Jackson County Wisconsin. And lot 1 of Jackson County Certified Survey Map No. 2929 located in the SW ¼ of the SW ¼ of Section 34, T22N, R3W, town of Komensky Jackson County Wisconsin. As recorded in Volume 12 of Certified Survey Maps on Page 195 in the office of the Jackson County Register of Deeds as Document No. 331230.; and**
- WHEREAS,** in response to this requirement of the Bureau of Indian Affairs, the Ho-Chunk Nation Legislature adopted Resolution 6-23-09 F; and
- WHEREAS,** Resolution 6-23-09 F is entitled "ADOPTION OF THE BUREAU OF INDIAN AFFAIRS RESOLUTION GRANTING A CONSTRUCTION EASEMENT FOR ROADS CONSTRUCTION ON POW-WOW GROUNDS."; and
- WHEREAS,** subsequently, the Bureau of Indian Affairs informed the Ho-Chunk Nation that Resolution 6-23-09 F does not satisfy its requirements.

**NOW THEREFORE BE IT RESOLVED,** that the Ho-Chunk Nation Legislature, pursuant to its Constitutional authority, hereby rescinds Resolution 6-23-09 F.

#### **Executive Offices**

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**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 the 13 members, of whom 13 constituting a quorum, were present at a meeting duly called and convened and held on the 7th day of July, 2009, that the foregoing resolution was adopted at said meeting by an affirmative vote of 13 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

7-07-09  
Date

