



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

**HO-CHUNK NATION LEGISLATURE
RESIDENTIAL LAND LEASE
LOT # 5 WINNEBAGO HEIGHTS FOR YVETTE M. ALVAREZ
RESOLUTION 10-06-09 E**

- 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 ("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 grants the Legislature the power to negotiate 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,** the Nation holds a 100% interest in the HCN Trust property known as Winnebago Heights and is described as a parcel of land located in the NE ¼ NE ¼ and the SE ¼ NE ¼ of Section 15, T13N, R5E in the Town of Dellona, Sauk County, Wisconsin, to wit: beginning at the East ¼ corner of said 15: thence N88°10'44"W., 567.79 feet; thence North 1471.93 feet; thence N 21° 50' 51" W, 555.90 feet; thence N 68° 09'09"E, 834.29 feet; thence South 2316.41 feet to the point of beginning and containing 30 acres more or less and subject to all valid existing rights of way; and
- WHEREAS,** Ho-Chunk Housing & Community Development Agency ("HHCDA") held the BIA lease No.B-1056 (77) for Lot 5 in Winnebago Heights but relinquished its interest back to the Nation by attached HHCDA Resolution 061809A; and
- WHEREAS,** Yvette M. Alvarez holds a Bill of Sale from HHCDA for the residence located on Lot 5 of Winnebago Heights but currently has no lease for the land; and
- WHEREAS,** Yvette M. Alvarez seeks a lease from the Nation for the land with a term of twenty-five (25) years, with an option to renew for an additional twenty-five (25) years; and

NOW THEREFORE BE IT RESOLVED, that the Ho-Chunk Nation Legislature hereby grants a lease to Yvette M. Alvarez and said lease is located, and being more particularly describe as follows:

Lot # 5 of Winnebago Heights within the legal description of part of Lot 2 CSM 2192, Lot #5 legal description as follows commencing at the E one-quarter corner of said Section 15; thence N88°10'53"W, 576.71 feet along the East-West one-quarter line; thence N00°00'02"E, 348.00 feet to the point of beginning; thence N00°00'02"E, 160.00 feet; thence S89°59'58"E, 250.42 feet, thence South, 109.90 feet; thence along the arc of the curve concave to the Northwest, a radius of 60.00 feet (the cord of which bears S28°19;11"W, 56.92 feet) a distance of 59.30 feet; thence N89°59'58"W, 223.42 feet to the point of beginning. Said parcel contains .90 acres more or less and is subject to all easements and rights of way of record.

Executive Offices

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BE IT FURTHER RESOLVED, that Yvette M. Alvarez 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 12 constituting a quorum were present at a meeting duly called and convened and held on the 6th day of October, 2009, that the foregoing resolution was adopted at said meeting by an affirmative vote of 12 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
Hope B. Smith, Tribal Secretary

10-06-09
Date

