



HO-CHUNK NATION LEGISLATURE
Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE
RIGHT OF WAY AUTHORIZATION FOR THE BIG THUNDER
ALLOTMENT IN MARATHON COUNTY
RESOLUTION 2-05-08 D

- 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 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 of the Ho-Chunk Nation 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 Nation's lands, interest in land, or other assets; and
- WHEREAS,** the Ho-Chunk Nation has a .60% interest in the Big Thunder property, allotment number 439 2002; and
- WHEREAS,** the Ho-Chunk Nation recognizes the need and importance for efficient and reliable, sources of energy for the Nation's tribal land and its citizenry; and
- WHEREAS,** the American Transmission Company, LLC (ATC) is in the process of developing an electric transmission line through those tribal communities that lie along an existing Morgan-Werner West corridor in Marathon County, Wisconsin that could provide electrical service to these areas; and
- WHEREAS,** in order for ATC to provide this service they will need a resolution authorizing the Bureau of Indian Affairs to grant them right-away for placement of lines on the allotment land; and

NOW THEREFORE BE IT RESOLVED that the Ho-Chunk Nation Legislature, pursuant to its constitutional authority, hereby gives authority to the U.S. Department of the Interior, Bureau of Indian Affairs, Great Lakes Agency to grant a right-of-way easement, with a term not to exceed fifty (50) years, to ATC to allow the placement and maintenance of an electrical transmission line within the Big Thunder allotment, located in Marathon County, Wisconsin.

BE IT FURTHER RESOLVED, in exchange for said easement, ATC will pay the heirs of the Big Thunder allotment the sum of ten thousand dollars (\$10,000).

Description of Easement

An estimated 91foot width by 346 foot length easement which crosses the Southwest corner of the Big Thunder allotment which is in part of the Southeast Quarter of the Southeast Quarter (SE ¼ of the SE ¼) of Section 24, T27N, R10E, Town of Elderon, Marathon County, Wisconsin.

Executive Offices

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

CERTIFICATION

I, the undersigned, as Tribal Secretary of the Ho-Chunk Nation, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **11 members** of whom **8** constituting a quorum were present at a meeting duly called and convened and held on the **5th day of February, 2008**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **6 members, 2 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.



Elliott Garvin, Tribal Secretary

2-5-08

Date

