



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

**HO-CHUNK NATION LEGISLATURE
ADOPTION OF THE BUREAU OF INDIAN AFFAIRS
RESOLUTION GRANTING A RIGHT-OF-WAY
EXECUTIVE NATURE TRAIL PROJECT ID# NO. F55-1204
A 24' SIDEWALK EASEMENT BETWEEN THE EXECUTIVE BUILDING
PARKING LOT AND THE AMERICAN LEGION PARKING LOT
RESOLUTION 9-10-08 C**

- 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 right-of-way in order to authorize road construction on the following parcel of Ho-Chunk Nation's tribal land;

A 24.00 foot easement for the purpose of building and maintaining a sidewalk, located in part of CSM# 926, all in section 7, T21N, R3W, and section 12, T21N, R4W, Town of Brockway, Jackson County, Wisconsin further described as follows; commencing at the SE corner of lot #7 of said CSM# 926; Thence N89°13'45" West, along the South line of said lot #7, 205.00 feet to the centerline of an existing 30' utility easement; Thence N0°46'15" East, 56.00 feet to the centerline of an existing walking trail easement; Thence N0°46'15" East, 59.05 feet to the point of beginning; Thence N89°13'45" West, 16.00 feet; Thence N0°46'15" East, 24.00 feet; Thence S89°13'45" East, 45.00 feet; Thence S0°46'15" West, 24.00 feet; Thence N89°13'45" West, 29.00 feet to the point of beginning.

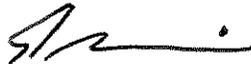
NOW THEREFORE BE IT RESOLVED, that the Ho-Chunk Nation Legislature hereby warrants, conveys, and grants a right-of-way for the Bureau of Indian Affairs road construction, on the above named parcel of land, hereby is approved. A more clearly defined description will be prepared upon the completion of the required survey. Due to the overall benefits to the Ho-Chunk Nation and its members derived from the road construction, compensation for granting the right-of-way is hereby waived. The Superintendent, Great Lakes Agency, is requested to prepare and recommend approval of the right-of-way documents.

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 **11 members**, of whom **8** constituting a quorum, were present at a meeting duly called and convened and held on the **10th day of September, 2008**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **8 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.



Elliott Garvin, Tribal Secretary

9-10-08

Date