



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
EXERCISE STATION EASEMENTS
RESOLUTION 9-23-08 J

- 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;
- WHEREAS:** the Executive Walking Trail {Project I.D. No. F55-77107} has a right of way easement of 24.00 feet; and
- WHEREAS:** the Exercise Stations on the plans have been relocated and enlarged so that an additional right of way easement is needed: and
- WHEREAS:** Exercise Station #1 starts at Station 15+93 left 21.00 feet, and ends at Station 16+18 left 21.00 feet; and
- WHEREAS:** Exercise Station #2 starts at Station 21+21 left 28 feet and ends at Station 21+54 left 28.00 feet; and
- WHEREAS:** Exercise Station #3 starts at Station 24+58 left 28.00 feet and ends at Station 24+86 left 28.00 feet; and
- WHEREAS:** Exercise #4 starts at Station 25+95 left 34.00 feet and ends at Station 26+15 left 34.00 feet; and
- WHEREAS:** Exercise #5 starts at Station 36+27 left 23.00 feet and ends at Station 36+51 left 23.00 feet; and
- WHEREAS:** Exercise Station #6 starts at Station 37+60 right 27.00 feet and tapers to Station 37+68 right 36.00 feet and ends at Station 37+86.40 right 12.00 feet; and

Executive Offices

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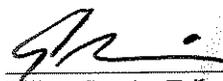
WHEREAS: Exercise Station #7 starts at Station 38+46.73 left 12.00 feet, and tapers to Station 38+72 left 36.00 feet then to Station 39+04 left 36.00 feet and ends at Station 39+61 left 12.00 feet; and

WHEREAS: An additional sidewalk has been added to go to the parking lot in front of the Old Clinic Building and starts at Station 2+60 left 27.00 feet and ends at Station 1+74 Left 27.00 feet.

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.

CERTIFICATION

I, the undersigned, as Tribal Secretary for the Ho-Chunk Nation, 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 **23rd 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

9-23-08

Date

