



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE AUTHORIZING EASEMENT IN FAVOR OF MADISON GAS AND ELECTRIC COMPANY RESOLUTION 1-4-11 E

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 Constitution of the Nation ("Constitution") grants the 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 and enter into treaties, 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 the Nation's land, interests in lands or other assets; and

WHEREAS, Article V, Section 2(o) of the Constitution grants the Legislature the power to regulate and zone any lands within the jurisdiction of the Nation; and

WHEREAS, Article V, Section 2(p) of the Constitution grants the Legislature the power to regulate a system of property including but not limited to use, title, deed, estate, inheritance, transfer, conveyance, and devise; and

WHEREAS, Article V, Section 2(s) of the Constitution grants the Legislature the power to promote public health, education, charity, and such other services as many contribute to the social advancement of the members of the Nation; and

WHEREAS, the Nation is the fee owner of certain land in the City of Madison, located in Lot 12, Blooming Grove Assessor's Plat No. 10, Dane County, Wisconsin; and

WHEREAS, Madison Gas and Electric Company seeks an easement over a 10 foot by 10 foot portion of the premises to maintain, operate, and repair an electric transformer, together with the supporting right of ingress and egress across the

Res. 1-4-11 E

Executive Offices

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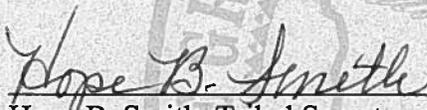
easement area; in the event, electric service is no longer needed and after MGE has removed their equipment, this easement will expire.

NOW THEREFORE BE IT RESOLVED, that the Legislature, pursuant to its Constitutional authority, hereby consents to the granting of the attached transformer easement in favor of the Madison Gas and Electric Company.

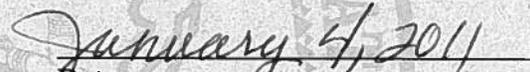
BE IT FURTHER RESOLVED, that the Legislature authorizes either the Ho-Chunk Nation President or Vice President to sign the easement on behalf of the Nation.

CERTIFICATION

I, the undersigned, as Tribal Secretary of the Ho-Chunk Nation Legislature, hereby certify that the Legislature of the Ho-Chunk Nation, composed of 13 members of whom 9 constituting a quorum were present at a meeting duly called and convened and held on the 4th day of **January, 2011**, that the foregoing resolution was adopted at said meeting by an affirmative vote of 9 members, 0 opposed, and 0 abstaining, pursuant to the authority of Article V, Section 2 (a) through (x) of the Constitution of the Ho-Chunk Nation approved by the Secretary of the Interior on November 1, 1994, and that said 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, Tribal Secretary



Date