



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE GOVERNING BODY OF THE HO-CHUNK NATION

HO-CHUNK NATION LEGISLATURE AUTHORIZING THE WITHDRAWAL OF LITTLE BLACKHAWK FROM THE MANAGED FOREST LAW PROGRAM AND THE ALLOCATION OF FUNDING FOR THE WITHDRAWAL COST

RESOLUTION 03-20-12 B

- 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 Nation; and
- WHEREAS,** the Ho-Chunk Nation ("Nation") is a federally recognized Indian Tribe, pursuant to the Indian Reorganization Act of 1934; and
- WHEREAS,** Article V, Section 2 (a) of the Ho-Chunk Nation Constitution (Constitution) gives the Legislature the power to make laws, including codes, ordinances, resolutions, and statutes; and
- WHEREAS,** Article V, Section 2(k), of the Constitution grants the Legislature the power to acquire or purchase lands for the benefit of the Nation and its members; and
- WHEREAS,** Article V, Section 2 (l) of the constitution grants the Legislature the power to purchase, acquire, lease, permit, or deal otherwise with the Nation's lands, interest in lands or other assets; and
- WHEREAS,** Currently the Nation has submitted the Little Blackhawk (Plum Creek 147), a 104.93 acre forested parcel, as a trust application; and
- WHEREAS,** A 38.91 acre parcel of the Little Blackhawk application has been enrolled in the Managed Forest Law (MFL) program; and
- WHEREAS,** 25 C.F.R. 151.13 requires the Secretary of the Interior to make a determination on the request for the acquisition of land from unrestricted fee status to trust status; and
- WHEREAS,** this section also requires that "the Secretary may require the elimination of any such liens, encumbrances, or infirmities prior to taking final approval on the acquisition..."; and
- WHEREAS,** this MFL Program represents an encumbrance on this property; and to facilitate the acquisition of the Little Blackhawk property this encumbrance must be removed; and
- WHEREAS,** the cost of withdrawing from this program is estimated to be \$22,949.73.

Executive Offices

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NOW THEREFORE BE IT RESOLVED that the Ho-Chunk Nation by and through its Legislature hereby approves the withdrawal for the Little Blackhawk property (Plum Creek 147) from the Managed Forest Law Program

BE IT FURTHER RESOLVED, that the Ho-Chunk Nation by and through its Legislature hereby approves an allocation of \$22,949.73 as payment for the withdrawal cost.

CERTIFICATION

I, the undersigned, as 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 20th day of March, 2012, that the foregoing resolution was adopted at said meeting by an affirmative vote of **8 members, 1 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

March 20, 2012

Date

