



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE SPECIAL ATTORNEY CONTRACT FOR WISCONSIN JUDICARE

RESOLUTION 04-07-15F

- 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 Nation; and
- WHEREAS**, the Ho-Chunk Nation ("Nation") is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of 1934; and
- WHEREAS**, the Legislature of the Ho-Chunk Nation ("Legislature") is the duly constituted governing body of the Ho-Chunk Nation pursuant to the Constitution of the Nation; and
- WHEREAS**, Article V, Section 2(a) of the Ho-Chunk Nation Constitution ("Constitution") authorizes the Legislature to make laws, including codes, ordinances, resolutions, and statutes; and
- WHEREAS**, Article V, Section 2(j) of the Constitution grants the Legislature the power to authorize expenditures by law and appropriate funds to employ legal counsel in accordance with applicable law; and
- WHEREAS**, Article V, Section 2(x) of the Constitution authorizes the Legislature to enact any other laws, ordinances, resolutions, and statutes necessary to exercise its legislative powers; and
- WHEREAS**, the Register of Deeds has determined it is in the best interest of the Nation to establish a Title Recording & Transfers Policy to assist tribal members to transfer homes on trust land between tribal members; and
- WHEREAS**, the Register of Deeds has received funding from the Bureau of Indian Affairs – Great Lakes Agency in the amount of \$3,500 to contract with Wisconsin Judicare to assist the Register of Deeds with the drafting of the Title Recording & Transfers Policy; and

Executive Offices

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

WHEREAS, Wisconsin Judicare agrees to provide assistance to the Nation in accordance with the original terms of the attached Engagement Letter; and

WHEREAS, the Register of Deeds, through the Department of Justice, requests that Legislature approves a special attorney contract with Wisconsin Judicare.

NOW THEREFORE, BE IT FURTHER RESOLVED that the Ho-Chunk Nation Legislature, pursuant to its Constitutional authority, hereby approves the Special Attorney Contract between Ho-Chunk Nation Register of Deeds and Wisconsin Judicare, which shall not exceed \$3,500, and authorizes the Vice-President of the Ho-Chunk Nation to execute the Agreement on behalf of the Ho-Chunk Nation.

CERTIFICATION

I, the undersigned, as Tribal Secretary for the Ho-Chunk Nation, 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 7th day of April, 2015, 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) and (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.

Kathleen Lone Tree-Whiterabbit
Kathleen Lone Tree-Whiterabbit, Tribal Secretary

4.7.15
Date



Wisconsin Judicare, Inc.

401 Fifth Street, Suite 200, P.O. Box 6100, Wausau, Wisconsin 54402-6100
(715) 842-1681 Toll Free (800) 472-1638 FAX (715) 848-1885
Website: <http://www.judicare.org> E-Mail: info@judicare.org

February 14, 2015

Bryan Van Stippen
Legislative Counsel, Ho-chunk Nation
P.O. Box 667
Black River Falls, WI 54615

Re: Title and Transfers Recording Policies Drafting Scope of Work

Bryan,

This is a follow up to our meeting last week regarding the scope of work you would like us to undertake on behalf of the Nation to draft the necessary legal code and forms for Title and Transfers Recording Policies. Specifics are included below, but I believe the overall project will take 90 days, and just over 40 hours of attorney time. The total fee for services on this will be \$3500 which includes our travel and overhead costs.

The Title and Transfers Recording Policies will be structured as an enabling act for the Ho-Chunk Nation Register of Deeds. The Act will set forth basic parameters for the register of deeds, and describe what forms the Register may accept. Our intention currently is to allow for quit claim, termination of decedent's interest in real property, transfer on death deeds, beneficiary designations, transfers by affidavit, and a unique affidavit recording prior interest in real property all for improvements to trust property. Creating these recording devices will alleviate pressure on the Nation to draft some very comprehensive and esoteric laws and create an escape valve for some of the current issues with land tenure and transfer of improvements.

If this scope of work is acceptable to the Nation please let me know. We have structured this as a flat rate fee for service, so we would ask the full amount of \$3500 be paid at the beginning of the contract with the understanding that any funds not directly spent on this project would go to serve Indian people generally through the Indian Law Office.

If you have any questions please feel free to contact me.

Sincerely,

David Armstrong
Director, Indian Law Office
Wisconsin Judicare Inc.