



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

**HO-CHUNK NATION LEGISLATURE
LAND LEASE AUTHORIZATION
LOT # 11 OF CHAKH HAH CHEE # 439 T 2137
FOR RITA STEWART**

RESOLUTION 04-08-13I

- 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 organized pursuant to the Indian Reorganization Act of 1934; and
- WHEREAS,** the Legislature of the Ho-Chunk Nation is the duly constituted governing body of the Ho-Chunk Nation ("Legislature") pursuant to the Constitution of the Ho-Chunk Nation; and
- WHEREAS,** Article V, Section 2 (a) of the Ho-Chunk Nation Constitution ("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 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 lands, interests in lands or other assets; and
- WHEREAS,** the Nation holds 100% interest in the HCN Trust property known as CHAKH HAH CHEE NORTH tract # 439 T 2137 within the legal description being part of the NE ¼ SE ¼, Section 24, Township 21 North, Range 4 East, Town of Port Edwards, Wood County, Wisconsin, containing 37.72 acres more or less and subject to all valid existing rights of way; and
- WHEREAS,** the Ho-chunk Nation Legislature passed resolution 11-4-99 B granting consent of a lease on lots 10, 11, 12, and 13 of said property to Ho-Chunk Housing and Community Development Agency (HHCDA), though no lease documents were executed; and
- WHEREAS,** the HHCDA Board of Commissioners acting on behalf HHCDA passed resolution 092012 relinquishing its lease rights to lot 11 of said property; and
- WHEREAS,** the HHCDA Executive Director signed and executed a Bill of Sale on behalf of HHCDA assigning all chattels and personal property on said lot to Rita Stewart; and
- WHEREAS,** the Ho-Chunk Nation Legislature passed resolution 10-23-12E authorizing a lease on Chakh Hah Chee on lot # 11 in the name of Rita Stewart; and
- WHEREAS,** the Code of Federal Regulations regarding tribally owned trust property has been updated, requiring additional provisions to both the Lease document and the authorizing Resolution; and

Executive Offices

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WHEREAS, Rita Stewart now wishes to obtain a Lease from the Nation with the required addition provisions added subject to CFR 162, on the Premises with a term of twenty-five (25) years, with an automatic renewal for an additional twenty-five (25) years.

NOW THEREFORE, BE IT RESOLVED that the Ho-Chunk Nation Legislature hereby rescinds Resolution 10-23-12E.

BE IT FURTHER RESOLVED that the Ho-Chunk Nation Legislature grants a lease, with a term of twenty-five (25) years, with an automatic renewal for an additional twenty-five (25) years, to Rita Stewart as Lessee(s), covering the Premises, more particularly described as:

Lot # 11, Chakh Hah Chee legal description being part of the NE ¼ SE ¼, Section 24, Township 21 North, Range 4 East, Town of Port Edward, Wood County, Wisconsin, approximately Sq. Ft. 24,475 or .56 acres more or less and is subject to all easements of record

BE IT FURTHER RESOLVED that Lessee will abide by all terms and condition of the lease and all guidelines established by the Department of Housing and Register of Deeds Office.

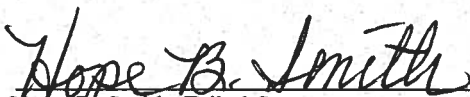
BE IT FURTHER RESOLVED that the object of the Lease is to enable the Lessee(s) to construct, improve and/or maintain a dwelling and related structures on the Premises, and other wise to use or occupy said Premises for residential (housing) purposes. The use of Premises is in conformance with Ho-Chunk law.

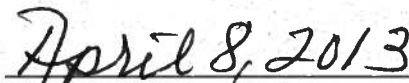
BE IT FURTHER RESOLVED that the compensation for the Lease will be one (\$1) dollar per year with the payment of one twenty-five (25) year term due prior to lease issuance. The Ho-Chunk Nation Legislature further agrees that the compensation and having no periodic reviews is in the best interest to all parties entered into the Lease.

BE IT FURTHER RESOLVED that the Legislature hereby gives the Nation's Vice President signature authority on any document needed to execute the Lease.

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 8th day of April, 2013, that the foregoing resolution was adopted at said meeting by an affirmative vote of 9 members, 0 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, Tribal Secretary


Date