



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

**HO-CHUNK NATION LEGISLATURE
AUTHORIZATION OF LAND LEASE ON
LOT # 13 OF KING OF THUNDER / GARVIN SUB-DIVISION # 439 T 2152
FOR CAROL GARVIN AND TIA CHICK**

RESOLUTION 04-21-15E

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 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, the Legislature of the Ho-Chunk Nation ("Legislature") is the duly constituted governing body of the Nation pursuant to the Constitution of the Ho-Chunk Nation ("Constitution"); and

WHEREAS, Article V, Section 2(a) of the 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, on November 18, 2014, the Legislature enacted Title 8 – Housing, Real Estate and Property Code, Section 11 – Residential Leasing Code to enhance accountability and ensure that real property held in trust by United States for the Nation and leased by the Nation to its members or non-members is used to provide minimal financial risk and clarify the legal responsibility of the Nation; and

WHEREAS, on February 4, 2015, the United States Department of the Interior Assistant Secretary of Indian Affairs approved the Ho-Chunk Nation Residential Leasing Code; and

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WHEREAS, the Nation holds 100% interest in the HCN Trust property known as King of Thunder/Garvin Subdivision tract # 439 T 2152 within the legal description being part of the NW ¼ NE ¼ of Section 32, Township 22 North, Range 3 West, Jackson County, Wisconsin, containing 39.7 acres more or less and subject to all valid existing rights of way; and

WHEREAS, Ho-Chunk tribal members Carol Garvin and Tia Chick now request a land lease from the Nation on the Premises with a term of seventy-five (75) years.

NOW THEREFORE, BE IT RESOLVED that the Ho-Chunk Nation Legislature hereby grants a lease, with a term of seventy-five (75) years to Carol Garvin and Tia Chick as Lessee(s), covering the Premises, more particularly described as:

Lot #13, legal description being part of NW¼ NE ¼ of Section 32, Township 22 North, Range 3 West, Jackson County, Wisconsin, containing approximately 65,776 Sq. Ft. or 1.51 acres more or less and is subject to all easements of record.

BE IT FURTHER RESOLVED that Lessee(s) will abide by all terms and conditions of the lease and all guidelines established by the Department of Housing and Register of Deeds Office; and

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 otherwise to use or occupy said Premises for residential (housing) purposes. The use of Premises is in conformance with Ho-Chunk law; and

BE IT FURTHER RESOLVED that the compensation for the Lease will be one dollar (\$1.00) per year with the payment of one (1) seventy-five (75) 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 of all parties entering into the Lease; and

BE IT FURTHER RESOLVED that the Ho-Chunk Nation Legislature hereby grants the Vice-President signature authority for any documents needed to fulfill this action.

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 12 constituting a quorum were present at a meeting duly called and convened and held on the 21st day of April, 2015, that the foregoing resolution was adopted at said meeting by an affirmative vote of 10 members, 0 opposed, and 2 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.

Kathyleen Lone Tree-Whiterabbit
Kathyleen Lone Tree-Whiterabbit, Tribal Secretary

4.21.15
Date