



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE REIMBURSEMENT FOR RENT PAID TO BIA LEASE 4392001320757 FROM BIA PROCEEDS OF LABOR (PL) ACCOUNT 439 T439030

RESOLUTION 05-07-13N

- 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**, Article V, Section 2 (a) of the Ho-Chunk Nation Constitution ("Constitution") grants the Ho-Chunk Nation Legislature ("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 does hold 100% interest in the Trust property known as JOHN WINNESHKEK OR KOO ZHEE O KEY WAY KAH # 439 T 162, within the legal description being of the SE ¼ SW ¼ of Gov't Lots 6 & 7, Section 10, Township 22 North, Range 3 West, Town of Komensky, Jackson County, Wisconsin, containing 116 acres more or less and subject to all valid existing rights of way; and
- WHEREAS**, through the Indian Land Consolidation Program ("ILCP") a lien was placed on the property for the purchase of 50% interest requiring anyone obtaining a lease to pay lease rent at fair market value until the lien was paid; and
- WHEREAS**, The Lessee was granted BIA Lease # 439 2001320757, on 10/11/07. The authorizing Resolution 9-18-07A, was missing the following whereas stating, "the Nation authorizes the United States Secretary of the Interior to grant the lease with payment of rent or other compensation waived"; and

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WHEREAS, since issuance of BIA Lease 439 2001320757 Lease rent was paid proportionately to the ILCP lien and to Nation as owner, that portion of the rent paid to the Nations Re-Coup Account 439 T 439 053 must remain there for future purchase of fractionated interest and the remainder was credited BIA PL Account 439 T 439 030; and

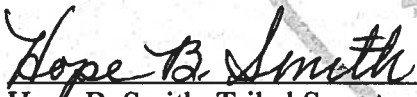
WHEREAS, On 5/21/12 the Nation satisfied the ILCP Lien on said property and is in the process of cancelling the BIA leases and issuing HCN leases. The Nation now authorizes reimbursement in the amount of \$ 2390.00 to lessee for lease rent paid on BIA Lease 439 2001320757.

NOW THEREFORE BE IT RESOLVED, that the Ho-Chunk Nation Legislature hereby requests the Bureau of Indian Affairs (BIA) to release funds in the amount of \$2,390.00 to the Ho-Chunk Department of Treasury.

BE IT FURTHER RESOLVED, that the Legislature also authorizes the Department of Treasury to provide BIA OST with the necessary information for the transfer of funds and then to reimburse the amount of \$2,390.00 to Douglas G. Greengrass as Lessee.

CERTIFICATION

I, the undersigned, as Secretary of the Ho-Chunk Nation, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **13 members** of whom **10** constituting a quorum were present at a meeting duly called and convened and held on the **7th day of May, 2013**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **8 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.



Hope B. Smith, Tribal Secretary



Date