



## HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

**HO-CHUNK NATION LEGISLATURE  
AUTHORIZATION OF LAND LEASE ON  
LOT # 43 OF THE MISSION # 439 T 2016  
FOR VIRGIL PETTIBONE RESCINDING 05-03-95 B**

**RESOLUTION 06-03-140**

- 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,** the Nation holds 100% interest in the HCN Trust property known as the MISSION Tract # 439 T 2016, within the legal description being the SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Except therefrom approximately 17 acres described as follows: Beginning at the SE corner of the NW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  running thence West 950 feet; thence North 782 feet, East 950 feet; thence South 782 feet, to the place of beginning. All located in Section 13, Township 22 North, Range 3 West, Black River Falls, Jackson County, Wisconsin, containing 103 acres, more or less, and is subject to all easements of record and rights of way of record; and
- WHEREAS,** the Legislature approved a lease in the name of Virgil Pettibone and Lori Grey with passage of resolution 05-03-95 B for the term of twenty-five (25) years; and

**Executive Offices**

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**WHEREAS,** Ho-Chunk Nation tribal member, Virgil Pettibone, now requests a land lease from the Nation on Lot 43 of 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 05-03-95 B and grants a lease, with a term of twenty-five (25) years, with an automatic renewal for an additional twenty-five (25) years, to Virgil Pettibone as Lessee(s), covering the Premises, more particularly described as:

Lot No. 43, of the Indian Mission being part of the S ½ NW ¼ and NW ¼ NW ¼ of Section 33, Township 22 North, Range 3 West, containing 1 acre more or less and is subject to all easements of record and rights of way 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; 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 the Premises is in conformance with Ho-Chunk law; and

**BE IT FURTHER RESOLVED** that the compensation for the Lease will be one (\$1) dollar per year with the payment of two (2) twenty-five (25) year terms 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 11 constituting a quorum were present at a meeting duly called and convened and held on the 3<sup>rd</sup> day of June, 2014, that the foregoing resolution was adopted at said meeting by an affirmative vote of 10 members, 0 opposed, and 1 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.

Kathyeen Lone Tree-Whiterabbit  
Kathyeen Lone Tree-Whiterabbit, Tribal Secretary

6.3.14  
Date