



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE GRANT OF A TEMPORARY LIMITED EASEMENT FOR THE USH 12 BICYCLE/PEDESTRIAN PATH PROJECTS TO THE WISCONSIN DEPARTMENT OF TRANSPORTATION

RESOLUTION 07-23-13B

WHEREAS, on November 1, 1994, the 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, 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 ("Constitution"); 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), 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 owns property described as Lot 1 of CSM No. 2835 150 foot by 8 foot area along the south side of the existing right-of-way of Fern Dell Road; and Lot 2 and Lot 3 of CSM No. 6125, 100 foot by 4 foot area, 125 foot by 4 foot area and 100 foot by 13 foot area along the south side of the existing right-of-way of Fern Dell Road, Sauk County, Wisconsin.

WHEREAS, the Wisconsin Department of Transportation is widening Fern Dell Road to accommodate a bike/pedestrian path and requires a Temporary Limited Easement from the Ho-Chunk Nation for the 0.07 acres that will be disturbed due to the project.

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, the Wisconsin Department of Transportation will compensate the Ho-Chunk Nation in the amount of three hundred (\$300) dollars for the Temporary Limited Easement.

NOW THEREFORE BE IT RESOLVED that the Ho-Chunk Nation Legislature hereby grants a Temporary Limited Easement to the Wisconsin Department of Transportation for the 0.07 acres disturbed on the Allan and Nogacz properties owned by the Ho-Chunk Nation.

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 **13** constituting a quorum were present at a meeting duly called and convened and held on the **23rd day of July, 2013**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **13 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.

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

7. 23. 13
Date