



# HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

## HO-CHUNK NATION LEGISLATURE AUTHORIZATION OF LAND LEASE ON LOT #3 OF SAND PILLOW # 439 T 2132 FOR ANTOINETTE R. HORAK

### RESOLUTION 11-05-13A

- 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 SAND PILLOW Tract # 439 T 2132, CSM 182 Jackson County, Register of Deeds, a parcel of land located in part of the NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , the SE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , the SW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , and the NW  $\frac{1}{4}$  SE  $\frac{1}{4}$  all located in Section 5, Township 21 North, Range 3 West, Town of Brockway, Jackson County, Wisconsin, Said parcel contains 94.71 acres of land, more or less and subject to all valid existing rights of way; and
- WHEREAS,** the Ho-Chunk Nation Legislature passed resolution 7-20-10A granting Gale S. White a lease for 25 years with an option to renew for an additional 25 years on Lot 3 of said property; and
- WHEREAS,** Antoinette R. Horak has signed an offer to purchase for the permanent improvements on Lot 3 of said property; and
- WHEREAS,** Ho-Chunk tribal member Antoinette R. Horak now requests a land lease from the Nation on the Premises with a term of twenty-five (25) years, with an automatic renewal for an additional twenty-five (25) years.

#### Executive Offices

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**NOW THEREFORE, BE IT RESOLVED** that the Ho-Chunk Nation Legislature hereby rescinds resolution 7-20-10A and grants a lease, with a term of twenty-five (25) years, with an automatic renewal for an additional twenty-five (25) years, to Antoinette R. Horak as Lessee(s), covering the Premises, more particularly described as:

Lot 3 of Jackson County Certified Survey Map 1516 as recorded in Volume 7S on Pages 26 and 27 as Document No. 278181 in the office of the Register of Deeds for Jackson County. Located in part of the NE ¼ of the NE ¼ of Section 5, Township 21 North, Range 3 West, Town of Brockway, Jackson County, Wisconsin. Containing 43,370.00 Square Feet (1.00 Acres) more or less, of land and is subject to all easements and right-of-ways 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 dollar (\$1.00) 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 to all parties entered into the Lease.

**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 9 constituting a quorum were present at a meeting duly called and convened and held on the 5<sup>th</sup> day of November, 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.

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

11.5.13  
Date