



## HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

### HO-CHUNK NATION LEGISLATURE

#### AUTHORIZATION OF RESIDENTIAL LAND LEASE ON LOT # 1 OF GARVIN SUBDIVISION # 439 T 2152 FOR ISAIAH FUNMAKER

#### RESOLUTION 09-13-22 F

- 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
- WHEREAS**, the Nation holds 100% interest in the HCN Trust property known as the Garvin Subdivision tract # 439 T 2152 within the legal description being part of the NW ¼ of the NE ¼ of Section 32, Township 22 North, Range 3 West, Town of Komensky, Jackson County, Wisconsin, and subject to all valid existing rights of way; and

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**WHEREAS,** Ho-Chunk tribal member Isaiah Funmaker now wishes to obtain a Residential Trust 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, pursuant to its Constitutional authority, hereby grants a lease, with a term of seventy-five (75) years, to Isaiah Funmaker as Lessee(s), covering the Premises, more particularly described as:

Lot 1 of the Garvin Subdivision tract # 439 T 2152 within the legal description being part of the NW ¼ of the NE ¼ of Section 32, Township 22 North, Range 3 West, Town of Komensky, Jackson County, Wisconsin, containing 1.58 acres more or less and subject to all valid existing rights of way;

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

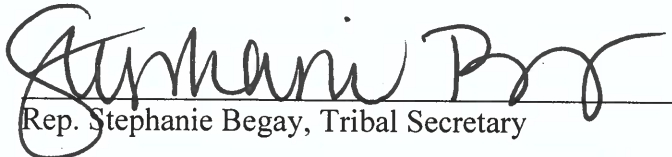
**BE IT FURTHER RESOLVED** that the object of the Lease is to enable the Lessee(s) to construct, improve, and/or maintain a dwelling and related structures on the Premises, and to otherwise use or occupy said Premises for residential (housing) purposes - with such use being in conformance with Ho-Chunk law;

**BE IT FURTHER RESOLVED** that the compensation for the Lease will be one dollar (\$1.00) per year with a payment of seventy-five dollars (\$75.00) for the full term of the lease being due prior to lease issuance, with all parties agreeing that the compensation and having no periodic reviews is in the best interest of all parties entering 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 **10** constituting a quorum were present at a meeting duly called and convened and held on the **13<sup>th</sup> day of September, 2022**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **10 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.

  
Rep. Stephanie Begay, Tribal Secretary

09.13.22  
Date