

RESOLUTION NO. 97-12

COUNCIL OF THE CHEROKEE NATION

**A RESOLUTION AUTHORIZING THE APPROVAL OF HOUSING LEASES -
USA IN TRUST TRIBAL LAND – DELAWARE COUNTY**

WHEREAS, the Cherokee Nation since time immemorial has exercised the sovereign rights of self-government in behalf of the Cherokee people;

WHEREAS, the Cherokee Nation is a federally recognized Indian Nation with a historic and continual government to government relationship with the United States of America;

WHEREAS, several families, who are descendents of Jennie Birdchopper and/or Joe Foreman, are requesting a twenty-five year lease with the option to renew to allow Community Services to do repairs on their residences that are located on certain tracts of land, said tracts of land described as being in the:

W2 NW NE and S/2 NW of Section 16, Township 21 North, Range 24 East,
Delaware County

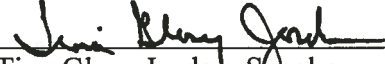
WHEREAS, the above described tract of land is part of the Jennie Birdchopper Scattered Tract, trust land, wherein Joe Foreman, deceased, was the life tenant, and Cherokee Nation possesses a remainderman interest;

WHEREAS, the Cherokee Nation Real Estate Services, in order to enable the descendants of Jennie Birdchopper and/or Joe Foreman to provide acceptable living conditions to their families, wishes to lease portions of the above stated property for a twenty-five year lease with the option to renew in favor of the Birdchopper and/or Joe Foreman families with appraisal being waived as 25 CRF §162.604(b)(2) allows the tribe to lease land at a nominal amount for homesite purposes to tribal members provided the land is not commercial or industrial in character. The subject property is not commercial or industrial in character.

BE IT RESOLVED BY THE CHEROKEE NATION, that the Principal Chief, Bill John Baker, and/or his authority designee (s) be authorized to enter in the above described leasing, waiving appraisal and bond, in accordance with Bureau of Indian Affairs policy and procedure for the leasing of land owned by United States of America in Trust for Cherokee Nation.

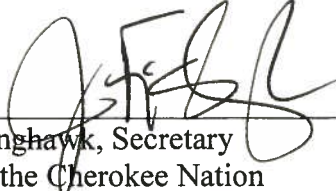
CERTIFICATION

The foregoing resolution was adopted by the Council of the Cherokee Nation at a duly called meeting on the 13th day of November, 2012, having 16 members present, constituting a quorum, by the vote of 16 yea; 0 nay; 0 abstaining.




Tina Glory Jordan, Speaker
Council of the Cherokee Nation

ATTEST:




Jodie Fishinhawk, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 16th day of Nov., 2012.



Bill John Baker, Principal Chief
Cherokee Nation

ATTEST:



Charles Head, Secretary of State
Cherokee Nation

**ADMINISTRATIVE
CLEARANCE**

Dept/Program:

Erica Hart 9/27/12

Signature/Initial Date

Executive Director:

Signature/Initial Date

Finance (if needed):

Signature/Initial Date

Government Resources:

Signature/Initial Date

Administration Approval:

Charles R. Hood

Signature/Initial Date
9-28-12

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

Brittany 10/1/12

Signature/Initial Date

Standing Committee & Date:

Resource 10/15/12

Chairperson:

Snell

Signature/Initial Date

Returned to Presenter:

Date

**Cherokee Nation
Act/Resolution Proposal Form**

Act Resolution

TITLE: A Resolution Authorizing the Approval of Housing Leases – USA in Trust Tribal Land – Delaware County

DEPARTMENT CONTACT: Real Estate Services

RESOLUTION PRESENTER: Ginger Brown/Erica Hart

COUNCIL SPONSOR: Frankie Hargis

NARRATIVE:

The request set forth in the attached resolution is for Cherokee Nation Real Estate Services to lease long term leases for the descendants of Jennie Birdchopper and/or Joe Foreman. This would enable the families to allow Community Services to do repairs on their residences. This is part of the Jennie Birdchopper Scattered Tract, trust land, wherein Joe Foreman, deceased, was the life tenant, and Cherokee Nation possesses a remainderman interest.