

Committee: Rules

Date: 06-30-25

Committee Date: 07-14-25

Author: Chuck Hoskin Jr.

Sponsor: Mike Shambaugh, Lisa Hall, Johnny Kidwell, Codey Poindexter, Danny Callison, Melvina Shotpouch, Kevin Easley, Candessa Tehee, Daryl Legg, Joe Deere

RESOLUTION NO. 52-25

COUNCIL OF THE CHEROKEE NATION

A RESOLUTION AUTHORIZING A LIMITED CONSENT TO SUIT RELATED TO THE ACQUISITION OF PROPERTY FROM THE OKLAHOMA HISTORICAL SOCIETY

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

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

WHEREAS, the Cherokee Nation enjoys sovereign immunity from suit under federal law; and

WHEREAS, the Cherokee Nation wishes to enter into a contractual agreement to acquire the Worcester Mission Cemetery historic property in Park Hill, Oklahoma ("Agreement"), consisting of approximately 1 acre of real property, from the Oklahoma Historical Society, which includes provisions to allow enforcement of the parties' obligations with respect to the proposed agreement if necessary.; and

BE IT RESOLVED BY THE CHEROKEE NATION, that for the sole purpose of allowing for enforcement of the terms of the Agreement, the Council of the Cherokee Nation hereby agrees to a limited consent to suit to allow enforcement of the parties' obligations with respect to the proposed agreement if necessary, so long as such suit relates only to the Worcester Mission Cemetery property and the Nation's obligations under the Agreement.

BE IT FURTHER RESOLVED BY THE CHEROKEE NATION, that this limited consent to suit shall not allow recovery of any kind from, or other remedies against the Cherokee Nation; or any elected officials, officers, or employees of the Cherokee Nation, whether for actual, liquidated, punitive, exemplary or other monetary damages, or for court costs or attorneys' fees, or otherwise, except to the extent necessary for complete injunctive or other equitable relief pursuant to the Agreement.

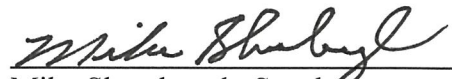
BE IT FURTHER RESOLVED BY THE CHEROKEE NATION, that the duration of this waiver is limited to the duration of the provisions of the Agreement, including any such provisions which survive termination of the Agreement.

BE IT FINALLY RESOLVED BY THE CHEROKEE NATION, that this Resolution shall in no manner or in any respect operate or be construed to operate to waive or otherwise diminish the sovereign immunity of the Cherokee Nation, except as to allow certain actions as provided herein and in the applicable Agreement.

BE IT FINALLY RESOLVED BY THE CHEROKEE NATION, that the Council of the Cherokee Nation hereby authorizes the Principal Chief and/or his designee to execute all documents necessary for the Cherokee Nation to purchase such real property from the Oklahoma Historical Society, specifically including a limited consent to suit.

CERTIFICATION

The foregoing resolution was adopted by the Council of the Cherokee Nation at a duly called meeting on the 14th day of July, 2025, having 17 members present, constituting a quorum, by the vote of 17 yea; ~~0~~ nay; ~~0~~ abstaining.



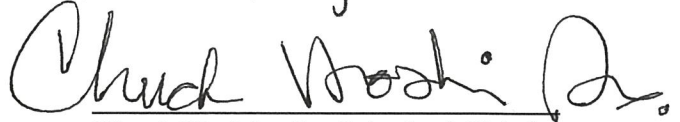
Mike Shambaugh, Speaker
Council of the Cherokee Nation

ATTEST:



Johnny Jack Kidwell, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 15th day of July, 2025.



Chuck Hoskin, Jr., Principal Chief
Cherokee Nation

ATTEST:



Shella Bowlin, Secretary of State
Cherokee Nation

**ADMINISTRATIVE
CLEARANCE**

Dept/Program:

Signature/Initial Date

Executive Director:

Signature/Initial Date


Treasurer (Required:
Grants/Contracts/Budgets):

Signature/Initial Date

Government Relations:

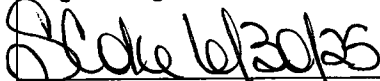
Signature/Initial Date

Administration Approval:

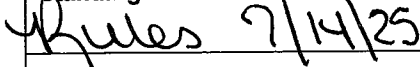
 6/30/2025
Signature/Initial Date

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

 6/30/25
Signature/Initial Date

Standing Committee & Date:

 7/14/25

Chairperson:


Signature/Initial Date

**Cherokee Nation
Act/Resolution Proposal Form**

☐ Act

☒ Resolution

TITLE:

**A RESOLUTION AUTHORIZING A LIMITED
CONSENT TO SUIT RELATED TO THE
ACQUISITION OF PROPERTY FROM THE
OKLAHOMA HISTORICAL SOCIETY**

DEPARTMENT CONTACT: Chuck Hoskin Jr.

RESOLUTION PRESENTER: Canaan Duncan

COUNCIL SPONSOR: Mine Shambaugh, Lisa Hall,

NARRATIVE:

Johnny Kidwell, Codey Poin-
dexter, Danny Callison,
Melvina Shotpouch,
Kevin Easley, Candessa
Tehsee