

RESOLUTION NO. 31-11

COUNCIL OF THE CHEROKEE NATION

**A RESOLUTION AUTHORIZING CHEROKEE NATION TO NEGOTIATE AND/OR
ADVERTISE FOR BID TO LEASE TRIBAL UNITS ON FEE OR TRUST LAND**

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, the Cherokee Nation has certain areas of farming and grazing land that are leased to individuals and several units of this nature will become available on or about December 31, 2011;

WHEREAS, the Cherokee Nation wishes to lease such units for the normal lease cycle which will begin January 1, 2012 and end December 31, 2016;

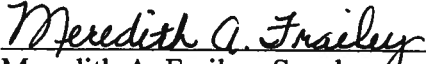
WHEREAS, according to regulations contained in 25 CFR 162.234, the tenant must secure a bond, however under 162.203 (2) the bond can be waived by tribal resolution;

WHEREAS, the Cherokee Nation Real Estate Services requests the tribal Council to issue a waiver of said regulation requiring surety bonds on Cherokee Tribal Land Leases.


BE IT RESOLVED BY THE CHEROKEE NATION, that the Principal Chief, Chadwick Smith, and/or his designee(s) be authorized to enter into the above described leasing 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 11th day of April, 2011, having 17 members present, constituting a quorum, by the vote of 17 yea; 0 nay; 0 abstaining.


Meredith A. Frailey, Speaker
Council of the Cherokee Nation

ATTEST:

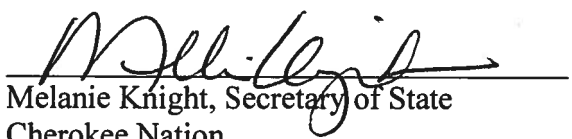

Don Garvin, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 19th day of April, 2011.



Chadwick Smith, Principal Chief
Cherokee Nation

ATTEST:



Melanie Knight, Secretary of State
Cherokee Nation

**ADMINISTRATIVE
CLEARANCE**

Program/Project Manager:

Signature/Initial _____ Date _____

Department Director:

Linda Donelson 2/24/11
Signature/Initial _____ Date _____

Group Leader:

Signature/Initial _____ Date _____

Government Resources:

Kita Mays 3/1/11
Signature/Initial _____ Date _____

Administration Approval:

W. P. ... 3.1.11
Signature/Initial _____ Date _____

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

Brittain 3/1/11
Signature/Initial _____ Date _____

Standing Committee & Date:

Resource 3/14/11

Chairperson:

Shel
Signature/Initial _____ Date _____

Returned to Presenter: _____

Date

**Cherokee Nation
Act/Resolution Proposal Form**

Act Resolution

A Resolution Authorizing Cherokee Nation to Negotiate and/or advertise for bid and lease tribal units on fee or trust land and to waive the bond

TITLE:

DEPARTMENT CONTACT: Real Estate Services

RESOLUTION PRESENTER: Linda Donelson

COUNCIL SPONSOR: Bill Baker and Tina Glory Jordan

NARRATIVE:

The request set forth in the attached resolution is for Cherokee Nation to lease trust and fee land for agriculture for the next five years by negotiation or by sealed bids. New leases would begin January 1, 2012 and expire December 31, 2016. Request also to waive the bond.