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WITHDRAWN

SEP 30 2013

Cherokee Council House
Cherokee, North Carolina
AUG 01 2013

RESOLUTION NO. 1634 (2013)

WHEREAS, In accordance with Cherokee Code 47.11, Assignment of home sites.

"Upon resolution, the Tribal council may assign Tribal land to Tribal members on the condition that the Tribal member constructs a permanent dwelling on the land within three years after the assignment is made. If a permanent dwelling is not constructed within this time period, the land shall automatically revert back to the Tribe and any money paid to the Tribe by the member for this land shall be refunded. The Tribe shall apply the following standards when assigning Tribal land to Tribal members:

- (1) Lots may only be assigned to Tribal members who do not own a possessory holding suitable for a home site, who are head of a household, and who have never received such an assignment from the Tribe.
- (2) The transfer of possessory holding shall not be effective until the Tribal member has made full payment for the land. The Tribal member shall be given 90 days from the date the Principal Chief ratifies the above resolution to fulfill this obligation of payment.
- (3) Three years after the date of transfer, an inspection will be made by the Tribe to ensure that a dwelling has been constructed on the assigned land. If this requirement is not met, the assigned land will automatically revert back to the Tribe, the assignee will be notified, and upon request, the assignee will be reimbursed for the purchase price of the land.
- (4) Once the transfer has been made to the member purchasing the property, that member may not transfer or sell the property to any member of the Tribe. They have to come back before the Lands Committee, which will come back before Tribal council, within a three-year time frame"; and,

WHEREAS, Resolution No. 465 (1996) was passed assigning Birdtown Community Parcel No. 209-Lot No. 3 (Adams Creek Housing Development) to Melinda Danielle Screamer RR#7186 for housing purposes; and,

WHEREAS, Melinda Danielle Screamer no longer desires to reside on this property.

NOW, THEREFORE BE IT RESOLVED by the Tribal Council of the Eastern Band of Cherokee

Indians in Council assembled at which a quorum is present that Melinda Danielle Screamer Bradley is therefore allowed to transfer Birdtown Community Parcel No. 209-Lot No. 3 (Adams Creek Housing Development) to an enrolled family member.

NOW BE IT FINALLY RESOLVED that the Principal Chief of the Eastern Band of Cherokee Indians shall carry out the intent of this resolution, which shall remain in effect until implemented or rescinded.

Submitted by: Melinda Danielle Screamer Bradley