

CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA

Date: _____

RESOLUTION NO. _____ (2018)

WHEREAS, Gracia Louise Owle Wilnoty (deceased September 27, 2014), enrolled member of the Eastern Band of Cherokee Indians, did not leave a Last Will and Testament; and

WHEREAS, Joseph Wilnoty has qualified as the Administrator of the estate of Gracia Louise Owle Wilnoty in Cherokee Court Estate File No. 14-091 and it is his desire that Gracia Louise Owle Wilnoty's legal heirs be identified by Tribal Council for purposes of inheritance of the deceased's possessory holdings and for assignment of the possessory holdings; and

WHEREAS, each possessory holding named in this resolution was created as part of a division of the deceased's larger possessory holdings in Tribal trust land and each parcel identified herein requires a road right of way for ingress, egress and utilities.

NOW, THEREFORE, BE IT RESOLVED by the Eastern Band of Cherokee Indians in Council Assembled, at which a quorum is present that the Tribal Council of the Eastern Band of Cherokee Indians does hereby recognize the following persons and estates as the heirs of Gracia Louise Owle Wilnoty for purpose of inheritance and assignment of Gracia Louise Owle Wilnoty's possessory holdings: (1) the Estate of Marcella Wilnoty Saine; (2) Mary Lucille Wilnoty (enrolled); (3) Faith Ann Wilnoty Catolster (enrolled); (4) Joseph Adam Wilnoty (enrolled); (5) Faralee Wilnoty Rich (enrolled).

BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-B (Part of PT Parcel No. 262-K)**, containing 0.522 acres, more or less, shall be assigned to the Estate of Marcella Wilnoty Saine.

BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-DD (Part of PT Parcel No. 262-K)**, containing 9.247 acres, more or less, shall be assigned to the Estate of Marcella Wilnoty Saine.

BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-HH (Part of PT Parcel No. 262-K)**, containing 9.564 acres, more or less, shall be assigned to Mary Lucille Wilnoty (enrolled).

1 BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-F (Part of PT**
2 **Parcel No. 262-K)**, containing 0.501 acres, more or less, together with all
3 improvements located thereon, shall be assigned as follows: a ½ interest to be
4 equally shared by Mary Lucille Wilnoty (enrolled); Faralee Wilnoty Rich
5 (enrolled); Joseph Adam Wilnoty (enrolled); Faith Ann Wilnoty Catolster
6 (enrolled); and the Estate of Marcella Wilnoty Saine. This parcel is subject to
7 Lease # T-S52-1338-7/17.

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9 BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-M (Part of PT**
10 **Parcel No. 262-K)**, containing 1.282 acres, more or less, shall be assigned to
11 Faith Ann Wilnoty Catolster (enrolled).

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13 BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-FF (Part of PT**
14 **Parcel No. 262-K)**, containing 7.987 acres, more or less, shall be assigned to
15 Faith Ann Wilnoty Catolster (enrolled).

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17 BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-H (Part of PT**
18 **Parcel No. 262-D)**, containing 1.578 acres, more or less, together with all
19 improvements located thereon, shall be assigned to Joseph Adam Wilnoty
20 (enrolled). This parcel is subject to Lease # T-S52-1337-12/22.

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22 BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-GG (Part of PT**
23 **Parcel No. 262-K)**, containing 7.215 acres, more or less, shall be assigned to
24 Joseph Adam Wilnoty (enrolled).

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26 BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-AA (Part of PT**
27 **Parcel No. 262-K)**, containing 0.071 acres, more or less, shall be assigned to
28 Faralee Wilnoty Rich (enrolled).

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30 BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-BB (Part of PT**
31 **Parcel No. 262-K)**, containing 0.015 acres, more or less, shall be assigned to
32 Faralee Wilnoty Rich (enrolled).

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34 BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-II (Part of PT**
35 **Parcel No. 262-K)**, containing 8.791 acres, more or less, shall be assigned to
36 Faralee Wilnoty Rich (enrolled).

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38 BE IT FURTHER RESOLVED that **Painttown Community Parcel No. 262-C (Part of PT**
39 **Parcel No. 262-K)**, containing 1.000 acres, more or less, together with all
40 improvements located thereon, shall be assigned as follows: a 3/4th interest to be
41 equally shared by Mary Lucille Wilnoty (enrolled); Faralee Wilnoty Rich
42 (enrolled); Joseph Adam Wilnoty (enrolled); Faith Ann Wilnoty Catolster
43 (enrolled); and the Estate of Marcella Wilnoty Saine.

1 BE IT FURTHER RESOLVED that each possessory holding identified in this resolution shall be
2 granted a road right-of-way for ingress, egress and all utilities, the specifics of
3 such rights of way to be drafted and carried out by the Tribal Realty Office after
4 passage of this resolution by Tribal Council, the over-arching requirement being
5 that no possessory holding identified herein shall be landlocked.
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7 BE IT FINALLY RESOLVED that the Tribal Business Committee and the Tribal Realty Office,
8 are hereby authorized to carry out the intent of this resolution.
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10 *Submitted by: Tribal Realty Office.*
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