

Cherokee Council House  
Cherokee, Qualla Boundary (NC)  
Date: April \_\_\_\_, 2018

**RESOLUTION NO. \_\_\_\_ (2018)**

**WHEREAS**, the Eastern Band of Cherokee Indians, a federally recognized Indian tribe, seeks the continued development of its casino facility known as Harrah's Cherokee Valley River Casino and Hotel located in Murphy, Cherokee County, North Carolina; and

**WHEREAS**, the Cherokee Tribal Council has authority to regulate and oversee all Tribal enterprises including the Tribal Casino Gaming Enterprise; and

**WHEREAS**, the Tribal Casino Gaming Enterprise (TCGE) was created and established in the public interest to provide a business operational plan which can most effectively and efficiently direct the gaming operations and the hotels associated therewith for business purposes; and

**WHEREAS**, Donald Palmer is the owner of the possessory interest in a parcel of real property known as Parcel Nos. 118-C, 118-D, and 89, containing 4.83 acres in Cherokee County, North Carolina, which is currently leased to the Tribe for Casino purposes; and

**WHEREAS**, Donald Palmer is willing to sell his possessory interest in said real property to the Tribe and to release any and all rights to said real property; and

**WHEREAS**, the TCGE Board of Advisors has determined that it is in the Tribe's best interest for the continued development of the Harrah's Cherokee Valley River Casino and Hotel to pursue the purchase and transfer of this parcel; and

**WHEREAS**, the opportunity to purchase the possessory interest of Donald Palmer in this property may only exist at the present time and not in the future upon the current terms and conditions; and

**WHEREAS**, the TCGE and Donald Palmer have entered into an Agreement for Purchase and Sale of Real Property for this parcel;

**WHEREAS**, the purchase price offered by Donald Palmer to the TCGE is a fair and reasonable price for said possessory interest; and

**WHEREAS**, the TCGE requests approval from Tribal Council for the TCGE to purchase the possessory interest in Parcel Nos. 118-C, 118-D, and 89 from Donald Palmer upon the terms and conditions set forth in the Agreement for Purchase and Sale of Real Property attached hereto as Exhibit "A" and incorporated herein by reference;

**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 the TCGE Board of Advisors is hereby authorized to purchase on behalf of the Eastern Band of Cherokee Indians for the use of the TCGE the possessory interest of Donald Palmer in Parcel Nos. 118-C, 118-D, and 89, containing 4.83 acres in Cherokee County, North Carolina upon the terms and conditions as set forth in the Agreement for Sale and Purchase of Real Property attached hereto as Exhibit "A".

**BE IT FINALLY RESOLVED THAT** this resolution shall be effective upon ratification by the Principal Chief.

Submitted by the TCGE Board of Advisors.