

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 in Cherokee, 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 Casino's gaming operations and the Hotel associated therewith for business purposes; and

**WHEREAS**, Davy Arch is the owner of two parcels of property known as Parcel Nos. 88-C and 170-C which are adjacent to the Casino and are needed for the Casino expansion project, including convention center, parking and hotel tower, said parcels being more fully described on that plat and survey attached hereto as Exhibit "B" and incorporated herein by reference; and

**WHEREAS**, said Davy Arch is desirous of transferring and conveying any and all interest in said parcels to the Tribe for the benefit of the TCGE and to release any and all rights to said parcels.

**WHEREAS**, the TCGE Board of Advisors has determined that it is in the Tribe's best interest of continued development of the Casino and Hotel to pursue the purchase and transfer of these parcels.

**WHEREAS**, the TCGE requests approval from Tribal Council for the TCGE to pursue the purchase and transfer of Parcel Nos. 88-C and 170-C as described on Exhibit "B" from Davy Arch at a purchase price of \$700,000.00 pursuant to the terms and conditions set forth on the Agreement for Purchase and Sale of Real Property attached hereto as Exhibit "A"; and

**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 benefit of the TCGE Parcel No. 88-C and 170-C as set forth on Exhibit "B" from Davy Arch for a purchase price of \$700,000.00.

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

Submitted by the TCGE Board of Advisors.