

**CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA**

Date: _____

RESOLUTION NO. _____ (2019)

WHEREAS, The Tribe would like to purchase 470.79 acres, known as the Shut-In property, adjacent to Tribal Trust Lands, located in Jackson County North Carolina which is shown on the attached Plat. The Seller will be Mainspring; and

WHEREAS, This Parcel would be to protect surface waters while still allowing for mountain biking, improvement and maintenance of existing roads, sustainable harvest of artisan resources and food plants, limited hunting activities, and other defined recreational uses; and

WHEREAS, In order to protect the Parcel and qualify for the grant the North Carolina Clean Water Trust Fund will require that a conservation easement be placed on the property.

WHEREAS, This Parcel has been appraised for \$2,190,000.00 and the purchase price to the EBCI is \$1,000,000.00; and

NOW THEREFORE BE IT RESOLVED by the Tribal Council of the Eastern Band of Cherokee Indians assembled, at which a quorum is present, that the Tribal Council hereby authorizes the Principal Chief, on behalf of the Tribe, to enter into a Contract for the purchase of 470.79 acres, more or less, in Jackson County, North Carolina which can be found in Plat Cabinet 12, Slide 999, Jackson County Register of Deeds for the purchase price of One Million Dollars and 00/100 cents (\$1,000,000.00); and

BE IT FURTHER RESOLVED that the Eastern Band of Cherokee Indians approves the cost for due diligence and closing costs which include surveying, title insurance, Phase I and if necessary a Phase II environmental assessment, a licensed inspector, attorney fees and recording fees; and

BE IT FURTHER RESOLVED that the \$1,000,000.00 purchase price and due diligence and closing costs come from the fund balance of the Endowment Fund No. 2; and

BE IT FINALLY RESOLVED that all resolutions that are inconsistent with this resolution are rescinded, and that this resolution shall become effective when ratified by the Principal Chief.

Submitted by the Lands Acquisition Committee