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RESOLUTION NO. \_\_\_\_\_ (2019)

WHEREAS, Howard Baker, (deceased March 21, 2002), enrolled member of the Eastern Band of Cherokee Indians left a Last Will and Testament, dated December 13, 1991, and

WHEREAS, Patricia Lovingood qualified as the Executrix of the estate of Howard Baker in Cherokee Court Estate File No. 02-022; and

WHEREAS, the Tribal Realty Office has examined the deceased's Will, the records on file regarding the deceased's possessory holdings in Tribal trust land, and other documents, and has written this resolution to provide for the distribution of the deceased's possessory holdings to his eligible heir; and

WHEREAS, the Executrix requests Tribal Council to confirm the Last Will and Testament of Howard Baker, to recognize his eligible heir under Tribal law, and to provide for the distribution of his possessory holdings to his eligible heir.

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 confirm the Last Will and Testament of Howard Baker dated December 13, 1991, for the purpose of the distribution of the deceased's possessory holding.

BE IT FURTHER RESOLVED that **Cherokee County Parcel No. 49 (Part of Tract No. 2)**, containing 0.986 acres, more or less, together with all improvements located thereon, be assigned to Mike Baker (First Generation descendant) as allowed under C.C. §28-2(b).

BE IT FURTHER RESOLVED that **Cherokee County Parcel No. 200 (Part of CC Tract No. 2)**, containing 0.500 acres, more or less, be assigned to Mike Baker (First Generation descendant) as allowed under C.C. §28-2(b), and per the residuary clause of the will.

BE IT FURTHER RESOLVED that the rest, remainder and residue of any possessory holdings in the estate shall be assigned to Mike Baker (First Generation descendant) as stated in the residuary clause of the will.

BE IT FINALLY RESOLVED that the Tribal Business Committee and the Tribal Realty Services are hereby authorized to carry out the intent of this resolution.

*Submitted by: Tribal Realty Services.*