

TABLED

**CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA**

Date: DEC 05 2019

RESOLUTION NO. 76 (2019)

WHEREAS, John F. Harlan, Jr. is an enrolled member of the EBCI and has qualified for construction of a scattered-site HIP home. Mr. Harlan currently resides in a Tribally-owned HIP home on Sarah Smoker Loop; and

WHEREAS, Mr. Harlan's current possessory holding is identified as Wolfetown Community Parcel 393-C, containing four acres more or less, and is physically not suitable for residential construction; and

WHEREAS, Mr. Harlan is willing to trade his current possessory holding for a smaller parcel of buildable land in the Tribal Reserve, on which Mr. Harlan's HIP home will be built; and

WHEREAS, Mr. Harlan requests Tribal Council to authorize a trade from him of his current parcel, identified as Wolfetown Community Parcel No. 393-C, containing four acres more or less, to the Tribe, in exchange for assignment by the Tribe to him of a portion of Wolfetown Community Parcel No. 1349 (Part of Tribal Reserve) suitable for construction of his HIP home.

NOW THEREFORE BE IT RESOLVED by the Eastern Band of Cherokee Indians in Tribal Council assembled, at which a quorum is present, that Tribal Council authorizes the Tribe to assign to John F. Harlan, Jr., a portion of Wolfetown Community Parcel 1349 (Part of Tribal Reserve) of suitable size and location for construction of a HIP home, and in exchange for that assignment Mr. Harlan shall transfer to the Tribe his interest in Wolfetown Community Parcel No. 393-C, containing 4 acres, more or less.

BE IT FURTHER RESOLVED the exact size and location of the portion of Wolfetown Community Parcel 1349 (Part of Tribal Reserve) that the Tribe will assign to John F. Harlan, Jr., pursuant to this resolution, have not been determined because the portion has not been surveyed out of the larger Tribal Reserve parcel, therefore, a survey and plat acceptable to the Tribe shall be obtained before the exchange and assignment are completed.

BE IT FURTHER RESOLVED, that the portion of Wolfetown Community Parcel 1349 (Part of Tribal Reserve) that will be assigned to Mr. Harlan shall not exceed the size necessary for construction and support of his contemplated HIP home (including utilities such as power, water and septic), and in no case shall not exceed two acres.

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2 BE IT FINALLY RESOLVED that the HIP program, the Tribal Realty, Survey and GIS
3 departments and the Business Committee are authorized to carry out the intent of
4 this resolution, and all resolutions that are inconsistent with this resolution are
5 rescinded, and that this resolution shall become effective when ratified by the
6 Principal Chief.
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Submitted by John F. Harlan, Jr.