ATTACHMENT 4
KOI NATION RESOLUTION REQUESTING CONVEYANCE OF 68.60 ACRES INTO TRUST

RESOLUTION OF THE

KOI NATION OF NORTHERN CALIFORNIA

Resolution No. 21.09.09

TO AUTHORIZE THE FILING OF A FEE TO TRUST APPLICATION FOR A CERTAIN PARCEL OF LAND

COMPRISING APPROXIMATELY 68.60 ACRES

(APN 059-300-003-000)

WHEREAS, the Koi Nation of Northern California ("Koi Nation" or "Nation") is a federally recognized Indian tribe, organized by virtue of powers inherent in tribal sovereignty and those delegated by the United States federal government; and

WHEREAS, pursuant to Article IV of the Constitution of the Koi Nation of Northern California, as amended ("Constitution"), the governing body of the Koi Nation is the General Council; and

WHEREAS, pursuant to Article IV of the Constitution, the General Council shall exercise its powers through, among other things, the Tribal Council, which is established under Article VII of the Constitution and which acts on behalf of the Koi Nation by enacting, executing and enforcing motions, resolutions and ordinances of the Koi Nation, and by transacting or causing to be transacted all day-to-day business of the Koi Nation; and

WHEREAS, the Koi Nation has recognized the need to diversify and expand its economic land base in order to promote the general welfare of the Nation and its members, raise governmental revenues, and create jobs for its members; and

WHEREAS, pursuant to Article VIII, Section 1(h) of the Koi Nation's Constitution, the Tribal Council is empowered to initiate and approve the acquisition of Tribal lands or property on behalf of the Koi Nation; and

WHEREAS, the Nation is the fee owner of lands within the boundaries of the State of California; and

WHEREAS, pursuant to 5 U.S.C. Sec. 465 and 25 C.F.R. 151.3(a), the United States federal government is authorized to acquire land in trust for the benefit of the Koi Nation; and

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WHEREAS, the Tribal Council wishes to have taken into trust in the name of the United States for the benefit of the Koi Nation certain parcels of land comprising approximately 68.60 acres (APN 0059-300-003-000) situated in the County of Sonoma, State of California and described in Exhibit 1(the "Subject Property"). This Resolution authorizes a 25 C.F.R. Part 151 application for the Subject Property to be filed on or about September 15, 2021; and

WHEREAS, the fee to trust application will be filed concurrently with a request for an eligibility determination that the Subject Property meets the standards for "restored tribe" and "restored lands" under the Indian Gaming Regulatory Act.

NOW THEREFORE BE IT RESOLVED, that the Tribal Council of the Koi Nation of Northern California does hereby acknowledge and accept that there are exceptions to the Subject Property as more particularly described in the title report related thereto but typically consisting of property taxes and supplemental taxes; water rights, claims, or title to water not disclosed by public records; and easements and all rights to right of way through, over, under, along and across portions of the Subject Properties for public highway and road purposes, together with the right of ingress and egress for the maintenance and installation of poles and telephone wires, as provided by various Deeds of record; and

BE IT FURTHER RESOLVED, that the Tribal Council hereby authorizes and designates the Koi Nation's Chairman to execute all documents, including those dealing with title exceptions, necessary to effectuate the conveyance of said lands into trust status on behalf of the Koi Nation, and authorizes the filing of a fee to trust application for the Subject Property pursuant to 25 C.F.R. Part 151 on or about September 15, 2021.

CERTIFICATION

The undersigned, the duly elected Tribal Council members of the Koi Nation of Northern California, do hereby certify that the foregoing resolution was adopted on September 9, 2021 at a duly called special meeting of the Tribal Council of the Koi Nation at which a quorum was present by a vote of 3 ayes, 0 noes, and 0 abstentions, and such resolution has not been rescinded or amended in any way.

Dated: September 9, 2021

Darin Beltran – Chairperson

Judy Fast Horse – Secretary

Dino Beltran – Vice-Chair/Treasurer