

**TAB 4**

2012-RES-025

RESOLUTION TO APPROVE THE MASHPEE  
WAMPANOAG TRIBE'S LAND INTO TRUST  
APPLICATION AS AMENDED



# Mashpee Wampanoag Tribe

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**2012-RES-025**

## **RESOLUTION TO APPROVE THE MASHPEE WAMPANOAG TRIBE'S LAND INTO TRUST APPLICATION AS AMENDED**

**WHEREAS**, the Mashpee Wampanoag Tribe (the "Tribe") is a federally-recognized Indian tribe with a duly-enacted Constitution;

**WHEREAS**, the governing body of the Tribe is known as the Mashpee Wampanoag Tribal Council (the "Tribal Council");

**WHEREAS**, Article VI, § 2.A. of the Constitution of the Mashpee Wampanoag Tribe (the "Constitution"), provides that the Tribal Council is empowered to promote and protect the health, peace, morals, education, political integrity, economic security and general welfare of the Tribe and its members;

**WHEREAS**, the Secretary of the Department of the Interior (the "Secretary") has the authority pursuant to Section 5 of the Act of June 18, 1934, as amended, 25 U.S.C. § 465 to acquire lands for Indian tribes, and provides that such lands shall be acquired in the name of the United States in trust for the tribe;

**WHEREAS**, the Tribe achieved federal recognition, effective May 16, 2007, and remains without a federally protected land base, trust lands, or a reservation;

**WHEREAS**, the Tribe previously submitted to the Bureau of Indian Affairs ("BIA"), Eastern Regional Office, a fee-to-trust application on August 30, 2007, amended on July 13, 2010, for the acquisition in trust of lands in the Town of Mashpee, Massachusetts and further including lands in Middleborough and Fall River, Massachusetts (collectively, including subsequent amendments as may be required, the "Application"), some of which were planned for use in the Tribe's expected class II or class III gaming facility to be conducted under the Indian Gaming Regulatory Act ("IGRA");

**WHEREAS**, the Tribe desires to amend the Application to remove the Fall River and Middleborough, Massachusetts, parcels and to add one or more parcels in Taunton, Massachusetts, which parcels together the Tribe plans to be its initial reservation lands, and the



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Application shall continue to include the Mashpee, Massachusetts, parcels, whose proposed uses have not changed; and

**WHEREAS**, the Tribal Council finds it in the best interests of the Tribe and its Tribal members to submit the Application to the BIA and to authorize the Chairman of the Tribal Council to submit the same as may be amended.


**NOW, THEREFORE, BE IT RESOLVED**, that the Tribal Council hereby approves the Application, and authorizes the Chairman of the Tribal Council to submit the Application as amended to the BIA and to submit such further amendments, revisions, or supplements thereto as may be required.

All resolutions or parts of resolutions inconsistent with this resolution are repealed. This resolution is effective immediately and shall continue pursuant to the authority vested in the Tribal Council pursuant to Article VI, § 2.A. of the Constitution.


## CERTIFICATION

We, the undersigned duly elected Chairperson and Secretary of the Tribal Council do hereby certify that the above Resolution was duly adopted by the Mashpee Wampanoag Tribal Council, which is composed of 13 members, of whom 10 constituting a quorum, were physically present at a continued meeting thereof, duly held on March 12, 2012, and that the foregoing Resolution was duly adopted by the affirmative vote of 9 members, with 0 opposing, and with 0 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 12<sup>th</sup> day of March, 2012

  
Cedric Cromwell, Chairperson and President  
Mashpee Wampanoag Tribal Council

ATTEST:

  
Marie A. Stone, Secretary, Notary Public  
Mashpee Wampanoag Tribal Council