

RESOLUTION NO. 75-68
of the
SQUAXIN ISLAND TRIBAL COUNCIL

WHEREAS, the Squaxin Island Tribal Council is the Governing Body of the Squaxin Island Indian Reservation by authority of the Constitution and By-Laws of the Squaxin Island Tribe, as approved and adopted by the General Body and the Secretary of the Interior on July 8, 1965, and

WHEREAS, the Squaxin Island Tribal Council acknowledges the fact that the acquisition of the tidelands is a qualified fee title only, and

WHEREAS, the Squaxin Island Tribal Council acknowledges that no appropriated funds are to be expended for erecting permanent type improvements or improvements of substantial value on the tidelands, and

WHEREAS, the Squaxin Island Tribal Council advises that the interest to be acquired is sufficient to permit the use of the tidelands contemplated, and

WHEREAS, the Squaxin Island Tribal Council advises that the purchase price has been determined with reference to the value of the limited interest to be acquired, and

WHEREAS, the Squaxin Island Tribal Council acknowledges that in the event appropriated funds are to be used to erect improvements on the tidelands, the provision for defeasance must be eliminated, and

WHEREAS, the Squaxin Island Tribal Council acknowledges that the qualified fee noted above is a defeasible fee title, i.e., an estate in fee that is liable to be annulled or made void upon the happening of a future event or by a conditional limitation; and

WHEREAS, the Squaxin Island Tribal Council acknowledges that the original grant from the State of Washington contained a condition that the tidelands be used for Oyster Planting purposes, and if the tidelands are used for other than these purposes, the sale may be cancelled, the patent declared void, and the title thereto reverts to the State.

October 14, 1975

NOW THEREFORE BE IT RESOLVED, that the acquisition of the tidelands for the Hartstene Oyster Company, a Squaxin Island Tribal Enterprise, is in qualified fee title only and that no appropriated funds will be expended for erecting permanent type improvements or improvements of substantial value on the tidelands.

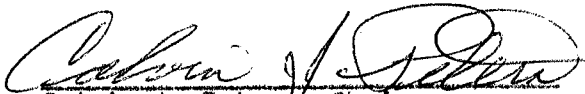
BE IT FURTHER RESOLVED, the interest to be acquired is sufficient to permit the use of the tidelands contemplated and that the purchase price has been determined with reference to the value of the limited interest to be acquired.


BE IT FURTHER RESOLVED, in the event appropriated funds are to be used to erect improvements on the tidelands the provision for defeasance must be eliminated and that the qualified fee noted above is a defeasible fee title.


MOREOVER BE IT FURTHER RESOLVED, the Squaxin Island Tribal Council acknowledges that the original grant from the State of Washington contained a condition that the tidelands be used for oyster planting purposes and that if the tidelands are used for other than these purposes the sale may be cancelled the patent declared void and the title thereto reverts to the State.

CERTIFICATION

The foregoing Resolution was adopted at a regular meeting of the Squaxin Island Tribal Council, held on October 14, 1975, at which time a quorum of Council members were present and was passed by a vote of 4 for and 0 against.


Calvin J. Peters, Chairman

ATTESTED BY: 
Sally A. Norman, Secretary


Bryan A. Johnson, Vice-Chairman

SAN:sk