

AMENDMENT 2

MEMORANDUM OF AGREEMENT between CHEROKEE NATION and DELAWARE TRIBE OF INDIANS

This Agreement is entered into by and between the Cherokee Nation, P.O. Box 948, Tahlequah, Oklahoma 74465, and the Delaware Tribe of Indians, 170 N.E. Barbara, Bartlesville, Oklahoma 74006.

1. Purpose. The Memorandum of Agreement dated October 24, 2008 between the Cherokee Nation and the Delaware Tribe of Indians, Part III.f.3.i, requires the Cherokee Nation and the Delaware Tribe to enter into a written agreement regarding operation by the Delaware Tribe of certain federal programs and services within the Cherokee Nation's Jurisdictional Boundary as defined by the MOA, Part I.b.2, for which the Delaware Tribe applies in a capacity that is dependent on the status of the Delaware Tribe as a federally recognized tribe. The purpose of this Agreement is to satisfy this requirement so that the Delaware Tribe may receive a FY 2012 \$13,000 award of funds from the U.S. Department of the Interior for purposes of the National Zinc NRDA (Natural Resources Development Assessment) in Bartlesville, Oklahoma, related to natural resources appertaining to the Delaware Tribe within the Cherokee Nation's Jurisdictional Boundary as defined by the MOA, Part I.b.2.

2. Authorization and Acknowledgement. The Cherokee Nation authorizes the Delaware Tribe to receive the FY 2012 \$13,000 award, which was noncompetitive with the Cherokee Nation's receipt of a DOI award of National Zinc NRDA funding for FY 2012. The Cherokee Nation and the Delaware Tribe acknowledge and agree that the Delaware Tribe's receipt and use of such funding does not constitute or provide the basis for the exercise of jurisdiction by the Delaware Tribe within the Cherokee Nation Jurisdictional Boundary as defined by the MOA, Part I.b.2.

3. Authority and Effective Date. Each signatory official below confirms that he or she has authority to execute this Agreement on behalf of his or her respective tribe in accordance with the governing Constitution and laws of his or her respective tribe. This Agreement shall be effective upon the date of last execution below.

CHEROKEE NATION:


Bill John Baker, Principal Chief

8/28/2012
Date

DELAWARE TRIBE OF INDIANS:


Paula Pechonick, Chief

8/30/2012
Date