

TO AUTHORIZE THE CHIEF TO PLACE PROPERTY IN LEFLORE COUNTY IN TRUST STATUS WITH THE UNITED STATES OF AMERICA

IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION

THOMAS WILLISTON INTRODUCED THE FOLLOWING COUNCIL BILL

A COUNCIL BILL

TO AUTHORIZE the Chief of the Choctaw Nation of Oklahoma to request the Bureau of Indian Affairs to place the below mentioned property in LeFlore County in trust status with the United States of America.

WHEREAS, in accordance with Article IX, Section 4 and 7 of the Constitution of the Choctaw Nation of Oklahoma, the Choctaw Tribal Council shall enact rule and regulations pertaining to the Choctaw Nation of Oklahoma, and shall make decisions pertaining to the acquisition, leasing, disposition and management of real property, subject to federal law; and

WHEREAS, in accordance with Article VII, Section 1 of the Constitution of the Choctaw Nation of Oklahoma, the Chief shall perform all duties appertaining to the office of chief executive. He shall sign official papers on behalf of the Nation; and

WHEREAS, the Choctaw Nation of Oklahoma ("the Nation") is a federally recognized Indian Nation with authority to acquire land for the purpose of promoting the general welfare of its people and taking further advantage of the opportunities for self-determination and economic independence. As a recognized Indian Nation, the Nation is eligible to utilize the fee to trust application process set out in the 25 Code of Federal Regulations (CFR) § 151 including Section 5 of the Indian Reorganization Act (IRA) of June 18, 1934, as amended, which is codified at 25 U.S.C. § 465, authorizes the Secretary of the Interior (Secretary) to acquire land in trust for Indians; and

WHEREAS, the subject property is located at 525 Highway 59 North, Heavener, Oklahoma, within the City of Heavener, LeFlore County, Oklahoma, and is owned by the Nation in fee title to the land, and is located within the recognized former reservation and current jurisdictional boundaries of the Nation. The property is described as follows:

Part of the Northeast Quarter (NE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section 18, Township 5 North, Range 26 East of the Indian Base and Meridian, LeFlore County, Oklahoma, more particularly described as follows: Beginning at the Northwest corner of said NE $\frac{1}{4}$ NW $\frac{1}{4}$; thence North 88 degrees 02 minutes 29 seconds East along the North line of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ approximately 151.59 feet to the right of way of Old US Highway No. 59; thence South 30 degrees 10 minutes 05 seconds East along said right of way a distance of 883.00 feet to the True

Point of Beginning, said point being 779.21 feet South of the North line of said Section 18 and on the West right of way of Old Highway No. 59; thence along a 4419.85 foot radius curve to the right, through a central angle of 03 degrees 24 minutes 01 seconds, a distance of 262.31 feet (chord=South 22 degrees 44 minutes 06 seconds East 262.27 feet) to a point 300 feet North of the South line of said NE $\frac{1}{4}$ NW $\frac{1}{4}$; thence South 88 degrees 00 minutes 47 seconds West a distance of 237.56 feet to a point on the East right of way of present US Highway No. 59; thence along a 2934.79 foot radius curve to the left, through a central angle of 03 degrees 36 minutes 56 seconds, a distance of 185.20 feet (chord= North 44 degrees 16 minutes 23 seconds West 185.17 feet) thence North 66 degrees 06 minutes 18 seconds East a distance of 290.19 feet to the point of beginning, containing 1.25 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST.

LEGAL DESCRIPTION AS SURVEYED:

A piece or parcel of land lying in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 18, Township 5 North, Range 26 East, of the Indian Meridian, LeFlore County, Oklahoma, more particularly described as follows, to-wit: Starting at a 1/2 inch steel rebar pin with a plastic identification cap marked with "CLS, CA#5072," at the Northwest corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 18; thence North 89 degrees 52 minutes 11 seconds East, along the North line of said Section 18, a distance of 544.58 feet, to a 1/2 inch steel rebar pin with a plastic identification cap marked with "CLS, CA#5072;" thence South 00 degrees 07 minutes 49 seconds East a distance of 779.21 feet, to a 1/2 inch steel rebar pin with a plastic identification cap marked with "CLS, CA#5072," on the West Right-of-Way Line of Old State Highway 59, said point being the POINT OF BEGINNING; thence along the Right-of-Way Line of Old State Highway 59 on a curve turning to the right with an arc length of 261.37 feet, a radius of 6247.76 feet, a chord bearing of South 23 degrees 01 minutes 44 seconds East, and a chord length of 261.35 feet, to a 1/2 inch steel rebar pin with a plastic identification cap marked with "CLS, CA#5072;" thence South 89 degrees 53 minutes 04 seconds West a distance of 226.98 feet, to a 1/2 inch steel rebar pin with a plastic identification cap marked with "CLS, CA#5072," on the East Right-of-Way Line of State Highway 59; thence, along the East Right-of-Way Line of State Highway 59 with a curve turning to the left with an arc length of 187.89 feet, a radius of 2934.79 feet, a chord bearing of North 42 degrees 07 minutes 29 seconds West, and a chord length of 187.86 feet, to a 1/2 inch steel rebar pin with a plastic identification cap marked with "CLS, CA#5072;" thence North 67 degrees 56 minutes 00 seconds East a distance of 270.57 feet, to the POINT OF BEGINNING, containing 1.18 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST; and

WHEREAS, the Nation has determined the need for additional trust land to its land base to facilitate tribal self-determination and economic development by expanding the Choctaw Nation Travel Plaza ("Travel Plaza") parking lot to accommodate additional parking spaces for the existing Travel Plaza located at 505 Highway 59 North, Heavener, Oklahoma; and

WHEREAS, the purpose for which the land will be used is for an additional parking space for an existing Travel Plaza which is held in trust for Nation and presently situated on the North boundaries of the property. The property is located at 525 Highway 59 North, Heavener, Oklahoma; and


WHEREAS, the Nation has a commitment to economic development and creation of job opportunities which support the programs and services for the Choctaw people; and

WHEREAS, the Nation seeks to request the Secretary of the United States Department of the Interior to accept this fee title to the United States of America to be held by the United States in trust for the benefit of the Choctaw Nation of Oklahoma; and

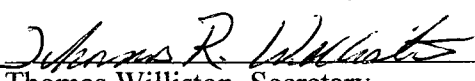
THEREFORE, BE IT ENACTED, that the Choctaw Tribal Council of the Choctaw Nation of Oklahoma authorizes and approves the Chief of the Choctaw Nation of Oklahoma, or his designee, to make a request to the Secretary of the U.S. Department of the Interior, to place this property into trust status in accordance with the Bureau of Indian Affairs policy and procedure for the acquisition of land.

CERTIFICATION

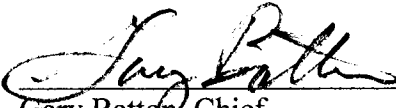
I, the undersigned, as Speaker of the Tribal Council of the Choctaw Nation of Oklahoma, do hereby certify that the Tribal Council is composed of twelve (12) seats. Eight (8) members must be present to constitute a quorum. I further certify that eleven members (11) answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma on December 13, 2014. I further certify that the foregoing Council Bill CB- 28 -15 was adopted at such meeting by the affirmative vote of eleven (11) members, zero (0) negative votes, and zero (0) abstaining.



Delton Cox, Speaker
Choctaw Nation Tribal Council



Thomas Williston, Secretary
Choctaw Nation Tribal Council



Gary Battin, Chief
Choctaw Nation of Oklahoma

Date: 12-18-14