

TO AUTHORIZE THE CHIEF TO PLACE PROPERTY IN BRYAN 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 Bryan 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 Nation has acquired fee title to 134.78 acres of real property located East of Big Lots on Big Lots Drive, Durant, Oklahoma, within the City of Durant, Bryan County, Oklahoma. The subject property is not adjacent to any trust land, but is located within the recognized former reservation and current jurisdictional boundaries of the Nation. The property is described as follows:

E½ SW¼ and the W½ W½ SE¼ of Section 6, Township 7 South, Range 9 East of the Indian Base and Meridian, Bryan County, Oklahoma, according to the Government Survey thereof, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST; and

A tract of land situated in U.S. government Lot 6, Township 7 South, Range 9 East, of the Indian Base and Meridian, Bryan County, Oklahoma, better described as follows: Beginning at the Northwest Corner of said Lot 6; thence North 88 degrees 41 minutes 50 seconds East along the North line thereof a distance of 1333.84 feet to the Northeast Corner of said Lot 6; thence South 00 degrees 15 minutes 29 seconds West along the East line thereof a distance of 358.24 feet; thence South 82 degrees 50 minutes 49 seconds West a distance of 670.22 feet; thence South 79 degrees 35 minutes 19 seconds West a distance of 669.82 feet to a point on the West line of said Lot 6; thence North 00 degrees 52 minutes 14 seconds West along said West line a distance of 532.47 feet to the Point of Beginning, recorded in Book 1086 on Page 387 in the Office of the Bryan County Clerk, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST.

ALSO KNOWN BY SURVEYED LEGAL DESCRIPTION AS FOLLOWS:

The East Half (E $\frac{1}{2}$) of the Southwest Quarter (SW $\frac{1}{4}$) and the West Half (W $\frac{1}{2}$) of the West Half (W $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section Six (6), Township Seven (7) South, Range Nine (9) East, Indian Meridian, Bryan County, Oklahoma and portion of a Tract recorded in Book 1086 on Page 387 in the Office of the Bryan County Clerk, being more particularly described in True bearings as follows:

Commencing at the Southwest Corner of said Section 6; thence North 89 degrees 42 minutes 36 seconds East, along the South line of the SW $\frac{1}{4}$, a distance of 1281.98 feet to the Point of Beginning, said point being the Southwest Corner of the E $\frac{1}{2}$ SW $\frac{1}{4}$; thence North 01 degrees 09 minutes 31 seconds East, along the West line of the E $\frac{1}{2}$ SW $\frac{1}{4}$, a distance of 2274.58 feet to the Northeast Corner of a tract of land as described and filed in Book 1008, Page 631 in the Office of the Bryan County Clerk; thence along the North line of said tract as filed in Book 1008, Page 631 for the following two (2) courses: (1) thence South 83 degrees 47 minutes 45 seconds West, a distance of 670.38 feet; (2) thence South 80 degrees 26 minutes 11 seconds West, a distance of 669.78 feet to a point on the West line of the SW $\frac{1}{4}$ of said Section 6; thence North 00 degrees 01 minutes 42 seconds East, along said West line, a distance of 532.29 feet to the Northwest Corner of the SW $\frac{1}{4}$; thence North 89 degrees 35 minutes 20 seconds East, along the North line thereof, a distance of 2667.53 feet to the Northeast Corner of the SW $\frac{1}{4}$; thence North 89 degrees 35 minutes 20 seconds East along the North line of the W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$, a distance of 666.03 feet to the Northeast Corner thereof; thence South 00 degrees 44 minutes 16 seconds West, along the East line of the W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$, a distance of 2636.79 feet to the Southeast Corner thereof; thence South 89 degrees 43 minutes 36 seconds West, along the South line of the W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$, a distance of 672.98 feet to the Southwest Corner thereof; thence South 89 degrees 42 minutes 36 seconds West, along the South line of the E $\frac{1}{2}$ SW $\frac{1}{4}$, a distance of 1345.89 feet to the Point of Beginning, containing 134.78 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 promote tribal self-determination and self-sufficiency, by expanding its tribal governmental services. The Nation has a commitment to improving healthy, successful, productive, and self-sufficient lifestyles for all members by strengthening tribal communities through education and economic development. This may include early childhood development programs to prepare children for Kindergarten and to go on beyond into outstanding young adults; teaching nutrition and physical activity to lead to lasting lifestyle changes that promote good health; and strengthen and improve the quality of life of Choctaw families and members; and


WHEREAS, the Nation intends to use the acquired property for the Nation's food distribution center, a community center and a child development center, housing both Head Start and a day care. The Nation also plans to develop the area for a future administrative offices to house tribal programs, a wellness center, and a medical clinic; 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 twelve (12) answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma on 2-14-15. I further certify that the foregoing Council Bill CB- 57 -15 was adopted at such meeting by the affirmative vote of twelve (12)members, zero (0)negative votes and zero (0) abstaining.


Delton Cox, Speaker
Choctaw Nation Tribal Council


Thomas Williston, Secretary
Choctaw Nation Tribal Council


Gary Baton, Chief
Choctaw Nation of Oklahoma

Date: 2-14-15