

TO AUTHORIZE THE CHIEF TO PLACE PROPERTY IN PITTSBURG 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 Pittsburg 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 3 Skyway Drive, McAlester, Oklahoma, within the City of McAlester, Pittsburg 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:

A tract of land lying in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and the W $\frac{1}{2}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 24, Township 5 North, Range 14 East of the Indian Base and Meridian, Pittsburg County, State of Oklahoma, more particularly described as follows Beginning at a point on the U.S. Highway #69 Right-of-Way, said point being 837.20 feet East and 253.02 feet North of the Northwest Corner of the SE $\frac{1}{4}$ of said Section; thence North 68 degrees 02 minutes 48 seconds East along the South Right-of-Way line of U.S. Highway #69 a distance of 314.272 feet; thence South 01

degrees 02 minutes 27 seconds East a distance of 210.319 feet; thence North 68 degrees 02 minutes 48 seconds East a distance of 150.00 feet; thence North 01 degrees 02 minutes 27 seconds West a distance of 47.65 feet; thence North 89 degrees 00 minutes 27 seconds East a distance of 44.66 feet; thence South 01 degrees 08 minutes 24 seconds East a distance of 2316.447 feet; thence South 88 degrees 45 minutes 18 seconds West a distance of 1301.66 feet; thence North 26 degrees 29 minutes 06 seconds West a distance of 39.41 feet; thence North 19 degrees 04 minutes 14 seconds East a distance of 2430.695 feet to the point of beginning; and LESS AND EXCEPT: A tract of land located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 24, Township 5 North, Range 14 East of the Indian Base and Meridian, Pittsburg County, State of Oklahoma, more particularly described as follows: Commencing at the Northwest corner of the SE $\frac{1}{4}$ of Section 24; thence North 89 degrees 03 minutes 28 seconds East a distance of 754.08 feet to the true point of beginning; thence North 19 degrees 04 minutes 14 seconds East a distance of 245.03 feet to the point on the South Right-of-Way line of U.S. Highway #69; thence North 68 degrees 02 minutes 48 seconds East along the South Right-of-Way line of U.S. Highway #69 a distance of 314.272 feet; thence South 1 degrees 02 minutes 27 seconds East a distance of 210.319 feet; thence North 68 degrees 02 minutes 48 seconds East a distance of 150.00 feet; thence North 1 degrees 02 minutes 27 seconds West a distance of 47.65 feet; thence North 89 degrees 00 minutes 27 seconds East a distance of 44.66 feet to a point on the East line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence South 01 degrees 08 minutes 24 seconds East a distance of 845.30 feet; thence South 67 degrees 26 minutes 29 seconds West a distance of 201.87 feet to a point, said point being on the North and West Edge of concrete drive as of August 4, 1992; thence North 30 degrees 16 minutes 32 seconds West along the North edge of concrete drive a distance of 51.54 feet; thence along the North edge of concrete drive a 16 degrees 51 minutes 06 seconds curve to the left a distance of 226.99 feet; thence North 80 degrees 31 minutes 46 seconds West along the North edge of concrete drive a distance of 131.75 feet; thence along the North edge of concrete drive a 20 degrees 01 minutes 15 seconds curve to the right a distance of 166.82 feet; thence North 54 degrees 45 minutes 48 seconds West along the North edge of concrete drive a distance of 39.40 feet; thence North 19 degrees 04 minutes 14 seconds East a distance of 432.65 feet to the point of beginning; and LESS AND EXCEPT; a tract of land in the SE $\frac{1}{4}$ of Section 24, Township 5 North, Range 14 East of the Indian Base and Meridian, Pittsburg County, State of Oklahoma, more particularly described as follows: Being the South 320.00 feet of the easterly 585 feet of a tract of land described in Pittsburg County Clerk's Office, Book 765 Page 581 and being further described as follows: Commencing at the Southwest corner of said SE $\frac{1}{4}$; thence North 00 degrees 19 minutes 03 seconds East a distance of 576.82 feet; thence North 88 degrees 45 minutes 18 seconds East a distance of 716.66 feet to the point of beginning; thence North 01 degrees 08 minutes 24 seconds West a distance of 320.00 feet; thence North 88 degrees 45 minutes 18 seconds East a distance of 585.00 feet; thence South 01 degrees 18 minutes 24 seconds East a distance of 320.00 feet; thence South 88 degrees 45 minutes 18 seconds West a distance of 585.00 feet to the point of beginning, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST

ALSO KNOWN BY SURVEYED LEGAL DESCRIPTION AS FOLLOWS:

A tract of land in the W $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 24, Township 5 North, Range 14 East, of the Indian Meridian and Base Line, Pittsburg County, Oklahoma being more particularly described as follows: Commencing at the ODOT Brass Cap at the Southwest Corner of the SE $\frac{1}{4}$ of said

Section 24; thence South 89 degrees 59 minutes 56 seconds East along the South line of the SE $\frac{1}{4}$, a distance of 1316.42 feet to the Southeast Corner of the W $\frac{1}{2}$ of the SE $\frac{1}{4}$; thence North 00 degrees 02 minutes 59 seconds East along the East line of the W $\frac{1}{2}$ of the SE $\frac{1}{4}$, a distance of 896.00 feet to a set 5/8 inch Iron rod with aluminum Cap said point being the POINT OF BEGINNING; thence continuing North 00 degrees 02 minutes 59 seconds East, along the East line of the W $\frac{1}{2}$ of the SE $\frac{1}{4}$, a distance of 1141.90 feet to a set 5/8 inch Iron rod with aluminum Cap; thence South 68 degrees 50 minutes 21 seconds West, a distance of 202.15 feet to a chiseled X in concrete; thence North 29 degrees 01 minutes 25 seconds West, along the North edge of a concrete drive, a distance of 51.54 feet, to a found 3/8 inch Iron rod, and the point of curvature of a non-tangent curve to the Left, having a radius of 340.00 feet a central angle of 38 degrees 15 minutes 04 seconds, and a chord of 222.79 feet bearing North 59 degrees 28 minutes 56 seconds West; thence Westerly along said curve and the North edge of concrete drive, a distance of 226.99 feet to a found 3/8 inch Iron rod; thence North 79 degrees 17 minutes 38 seconds West, along the North edge of concrete drive, a distance of 131.68 feet to a found 3/8 inch Iron rod, and the point of curvature of a non-tangent curve to the Right, having a radius of 286.18 feet a central angle of 33 degrees 23 minutes 51 seconds, and a chord of 164.46 feet bearing North 62 degrees 38 minutes 31 seconds West; thence Northwest along said curve and the North edge of concrete drive, a distance of 166.81 feet to a found 3/8 inch Iron rod; thence North 53 degrees 23 minutes 25 seconds West, along the North edge of concrete drive, a distance of 39.14 feet to a found 3/8 inch Iron rod; thence South 20 degrees 21 minutes 24 seconds West, along the East Right of Way line of a road, a distance of 1744.06 feet to a found 1/4 inch Iron rod; thence South 25 degrees 17 minutes 16 seconds East, along the Northeast side of a Road Right of Way, a distance of 39.10 feet to a found 1/4 inch Iron rod; thence South 89 degrees 59 minutes 56 seconds East, along the North line of a Road Right of Way, and parallel with the South line of the W $\frac{1}{2}$ of the SE $\frac{1}{4}$, a distance of 716.66 feet to a found 3/8 inch Iron rod with cap; thence North 00 degrees 03 minutes 40 seconds West, a distance of 320.00 feet to a set 5/8 inch Iron rod with aluminum Cap; thence South 89 degrees 59 minutes 56 seconds East, and parallel with the South line of the W $\frac{1}{2}$ of the SE $\frac{1}{4}$, a distance of 585.00 feet to the POINT OF BEGINNING; said described tract containing 32.36 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 pursuing economic development opportunities and sustainable income for the Nation to fund tribal programs to improve the quality of life of tribal members and community. Choctaw Defense is the subsidiary of the Choctaw Nation of Oklahoma as one of the manufacturing business owned and operated by the Nation. Besides McAlester, Choctaw Defense has facilities and office in Hugo and Antlers. The Nation has owned the business for more than 25 years, Choctaw Defense was founded in Hugo, Oklahoma, and expanding to an 214,120 square foot manufacturing plant in McAlester, Oklahoma to accommodate the increase contracts to manufacture and produce a wide variety of military and commercial fabrication products. Choctaw Defense holds the reputation as a well-known name in the field of military manufacturing and is recognized as a well-respected and trusted business entrepreneur throughout the military defense manufacturer. The Nation has been successful in recent years to bring jobs to McAlester, Oklahoma with the federal government and a growing list of Fortune 500 companies. The Nation has a strong commitment to economic development for its members and others residing in southeastern Oklahoma.

WHEREAS, the Nation intends to utilize the site for the Choctaw Defense manufacturing plant that produces a wide variety of military and commercial fabrication products. Choctaw Defense is a wholly-owned corporation of the Nation. The property is located at 3 Skyway Drive, McAlester, Oklahoma, within the City of McAlester, Pittsburg County, Oklahoma; and

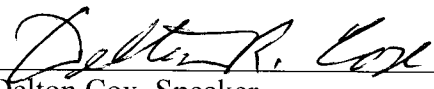
WHEREAS, the Nation has a commitment to economic development and creation of job opportunities which support the programs and services for the Choctaw people; and

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

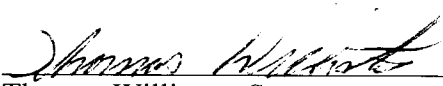
THEREFORE, BE IT ENACTED, that the Choctaw Tribal Council of the Choctaw Nation of Oklahoma authorizes and approves the Chief of the Choctaw Nation of Oklahoma, or his designee, to make a request to the Secretary of the U.S. Department of the Interior, to place this property into trust status in accordance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

CERTIFICATION

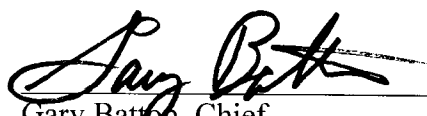
I, the undersigned, as Speaker of the Tribal Council of the Choctaw Nation of Oklahoma, do hereby certify that the Tribal Council is composed of twelve (12) seats. Eight (8) members must be present to constitute a quorum. I further certify that TWELVE (12) answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma on February 14, 2015.. I further certify that the foregoing Council Bill CB- 58 -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 Patton, Chief
Choctaw Nation of Oklahoma

Date: 2-19-15