

**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

RONALD PERRY 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 this acquisition of land into trust status with the United States of America.

WHEREAS, in accordance with Article IX, Section 6 of the Constitution of the Choctaw Nation of Oklahoma (the "Nation"), the Choctaw Tribal Council (the "Council") shall make decisions pertaining to the acquisition, leasing, disposition and management of real property;

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;

WHEREAS, 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 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. § 5108, formerly 25 U.S.C. § 465, authorizes the Secretary of the Interior (the "Secretary") to acquire land in trust for Indians;

WHEREAS, the Nation has fee title to 7.22 acres of real property located at 19400 AES Road, Spiro, LeFlore County, Oklahoma. See Exhibit A. The subject property is within the exterior treaty boundaries of the Choctaw Nation of Oklahoma and as such, is within the Nation's reservation identified in the Treaty of April 28, 1866, (14 Stat. 769). See Exhibit A;

WHEREAS, the Nation has determined the need to place land into trust to increase the tribal trust land base to accommodate increase in governmental services to tribal members to promote tribal self-determination and sovereignty, self-sufficiency and economic independence. The Nation has approximately 200,000 enrolled members, approximately 47,649 living in the tribal service area. See BIA, American Indian Population and Labor Force Report, (2010). The Nation expects tribal membership to increase along with tribal services. This growth is expected to continue, and this acquisition will address the Nation's need for additional land;

WHEREAS, the subject property is located at 19400 AES Road, Spiro, LeFlore County, Oklahoma. It is currently owned by the Nation and the property will be utilized to facilitate self-determination and provide governmental services to Tribal citizens. Currently the property is improved with a tribal community center. This acquisition will provide easier access to community gatherings for Tribal citizens. The Nation plans to continue utilizing the property for the same purposes.

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;

WHEREAS, the Council has determined it is in the best interest of the Nation to place the property described below, located in LeFlore County, Oklahoma, in trust status with the U.S.A.

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THEREFORE, BE IT ENACTED, that the 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 the following property described below into trust for the purpose of increasing the tribal trust land base:

A tract of land containing 7.22 acres, more or less, in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, Township 9 North, Range 25 East of the Indian Base and Meridian, LeFlore County, Oklahoma, more particularly described as follows: Beginning at a point 79.58 feet North 02 degrees 07 minutes 45 seconds West along the west line of the NW $\frac{1}{4}$ of Section 22, from the Southwest corner of the NW $\frac{1}{4}$ of Section 22, thence North 88 degrees 20 minutes 42 seconds East 537.68 feet along the existing Northerly Highway R/W fence line, thence North 02 degrees 07 minutes 45 seconds West 588.01 feet along a line parallel to the west line of the NW $\frac{1}{4}$ of Section 22, thence South 87 degrees 42 minutes 04 seconds West 537.66 feet along the North line of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, thence South 02 degrees 07 minutes 45 seconds East 581.96 feet along the West line of the NW $\frac{1}{4}$ of Section 22, 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 containing 7.22 acres more or less, lying in a portion of the southwest quarter of the southwest quarter of the northwest quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 22, Township 9 North, Range 25 East of the Indian Meridian, LeFlore County, State of Oklahoma. Said tract of land being more particularly described as follows: Commencing at a found P-K Nail for the southwest corner of the NW $\frac{1}{4}$ of Section 22, Township 9 North, Range 25 East;

Thence, along the West line of the NW $\frac{1}{4}$ of Section 22, North 01 degrees 07 minutes 11 seconds West, a distance of 79.58 feet to a set $\frac{1}{2}$ inch I.P. Stamped CFedS 1031 with "CA3948" cap for the Southwest corner of the herein described tract and the Point of Beginning;

Thence, North 89 degrees 21 minutes 16 seconds East, along the northerly Right-of-Way line of Highway No. 9, a distance of 537.68 feet to a set $\frac{1}{2}$ inch iron pin with cap marked "CFedS 1031 CA 3948" for the Southeast corner of the herein described tract of land;

Thence, North 01 degrees 07 minutes 11 seconds West, a distance of 588.55 feet to a found $\frac{1}{2}$ inch iron pin with cap marked "PLS 1438" for the Northeast corner of the herein described tract of land;

Thence, South 88 degrees 42 minutes 38 seconds West, a distance of 537.68 feet to a set $\frac{1}{2}$ inch I.P. Stamped CFedS 1031 with "CA3948" cap for the Northwest corner of the herein described tract of land and being a point on the west line of the NW $\frac{1}{4}$ of Section 22, Township 9 North, Range 25 East;


Thence, along said west line, South 01 degrees 07 minutes 11 East, a distance of 583.55 feet to the True Point of Beginning, containing 7.22 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST. Exhibit A, attached herein, is the aerial photograph of general area of location.

BE IT FURTHER ENACTED by the Tribal Council that this Bill be cited as approval of the property's current utilization to facilitate self-determination and provide governmental services to Tribal citizens and approval of its current improvements, which include a tribal community center. The Nation plans to continue utilizing the property for the same purposes.


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 (11) members answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma on October 10, 2020. I further certify that the foregoing Council Bill CB- 08 -21 was adopted at such meeting by the affirmative vote of eleven (11) members, zero (0) negative votes and zero (0) abstaining.

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Ronald Perry, Secretary
Choctaw Nation Tribal Council



Thomas Williston, Speaker
Choctaw Nation Tribal Council



Gary Batton, Chief
The Choctaw Nation of Oklahoma

Date: 10-14-20