

TO APPROVE A RIGHT OF WAY EASEMENT IN FAVOR OF THE PUBLIC SERVICE COMPANY OF OKLAHOMA ON CHOCTAW NATION FEE LAND IN LATIMER COUNTY, OKLAHOMA

IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION

RONALD PERRY INTRODUCED THE FOLLOWING BILL

A COUNCIL BILL

TO APPROVE a Right of Way Easement in favor of the Public Service Company of Oklahoma on Choctaw Nation Fee land in Latimer County, Oklahoma.

WHEREAS, in accordance with Article VII, Section 1 of the Constitution of the Choctaw Nation of Oklahoma (the "Nation"), the Chief shall perform all duties pertaining to the Office of the Chief Executive. He shall sign official papers on behalf of the Nation;

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

WHEREAS, the Public Service Company of Oklahoma ("PSO") has proposed a Right of Way Easement to provide electric service to the new Resident Duplexes near the Choctaw Nation Health Care Center in Talihina, OK. The property is owned by the Choctaw Nation in Fee status and is located in Section 5, Township 3 North, Range 21 East, Latimer County, OK. Please see attached Right of Way Easement labeled Exhibit A, Survey labeled Exhibit B, and location map labeled Exhibit C;

WHEREAS, the payment will be \$0.00 since the service will be for the benefit of the Choctaw Nation;

WHEREAS, the easement will be for a perpetual term; and

WHEREAS, the Council has determined it is in the best interest of the Nation to grant the Right of Way Easement in favor of the Public Service Company of Oklahoma.

THEREFORE BE IT ENACTED by the Council that this Bill be cited as approval of the proposed Right of Way Easement for a perpetual term, located in Section 5, Township 3 North, Range 21 East, Latimer County, OK (See Exhibit A), in favor of the Public Service Company of Oklahoma, on Choctaw Nation Fee land.

BE IT FUTHER ENACTED, by the Council of the Choctaw Nation of Oklahoma, that this bill be cited for approval for the total payment for the easement to be \$0.00 and for a perpetual term.

BE IT FURTHER ENACTED by the Council that this Bill be cited as an acknowledgement that the Chief of the Nation, or his designee, is authorized to prepare, execute, deliver and file any and all agreements, certificates, instruments and documents, in such form and with such terms and provisions as the Chief of the Nation, or his designee, may approve, and to take such other action as he, she or they may deem proper or appropriate, to carry out the intent and purposes of the foregoing enactments.

CERTIFICATION

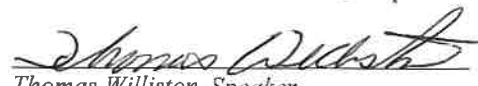
I, the undersigned, as Speaker of the Tribal Council of the Choctaw Nation of Oklahoma, do hereby certify that the Tribal Council is composed of twelve (12) seats. Eight (8) members must be present to constitute a quorum. I further certify that eleven (11) members answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma, on January 9, 2021. I further certify that the foregoing Council Bill CB- 27 -21 was adopted at such meeting by the affirmative vote of eleven (11) members, zero (0) negative votes, and zêro (0) abstaining.

TO APPROVE A RIGHT OF WAY EASEMENT, IN FAVOR OF THE PUBLIC SERVICE COMPANY OF OKLAHOMA, ON CHOCTAW NATION FEE LAND IN LATIMER COUNTY, OKLAHOMA



Ronald Perry, Secretary
Choctaw Nation Tribal Council

Date: 1-12-21



Thomas Williston, Speaker
Choctaw Nation Tribal Council



Gary Battyn, Chief
Choctaw Nation of Oklahoma

TO APPROVE A RIGHT OF WAY EASEMENT, IN FAVOR OF THE PUBLIC SERVICE COMPANY OF OKLAHOMA, ON CHOCTAW NATION FEE LAND IN LATIMER COUNTY, OKLAHOMA

Purpose of Council Bill: To approve a Right of Way Easement, in favor of the Public Service Company of Oklahoma ("PSO"), on Choctaw Nation Fee land in Latimer County, OK. PSO is proposing an easement to provide service to the new Resident Duplexes near the Choctaw Nation Health Care Center in Talihina, Oklahoma, located in Section 5, Township 3 North, Range 21 East, Latimer County, OK. There will be no payment and it will be for a perpetual term. Attached is the Right of Way Easement labeled Exhibit A, Survey labeled Exhibit B, and location map labeled Exhibit C.

Title of Council Bill: TO APPROVE A RIGHT OF WAY EASEMENT, IN FAVOR OF THE PUBLIC SERVICE COMPANY OF OKLAHOMA, ON CHOCTAW NATION FEE LAND IN LATIMER COUNTY, OKLAHOMA

Grantee: Public Service Company of Oklahoma

Duration: Perpetual term

Payment: \$0.00 (the service will be to the benefit of the Choctaw Nation)

Request by Project Director: Traci Umsted, Senior Director of Land & Title, Kelly McKaughan, Senior Executive Officer