

TO APPROVE A UTILITY EASEMENT, IN FAVOR OF AT&T CORP., ON LAND HELD BY THE USA IN TRUST FOR THE CHOCTAW NATION OF OKLAHOMA, IN BRYAN COUNTY, OKLAHOMA

IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION

RONALD PERRY INTRODUCED THE FOLLOWING BILL

A COUNCIL BILL

TO APPROVE a utility easement, in favor of AT&T Corp., on land held by the USA in Trust for the Choctaw Nation of Oklahoma, in Bryan County, Oklahoma.

WHEREAS, in accordance with Article VII, Section 1 of the Constitution of the Choctaw Nation of Oklahoma (the "Nation"), the Chief 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, AT&T Corp. ("AT&T") has proposed to place their utility line that is being displaced by the Hwy 69/75 improvement project in Bryan County, OK, a 4-foot wide utility easement, which is owned by the USA in Trust for the Choctaw Nation of Oklahoma and is in the SE/4 SW/4 of Section 12, Township 7 South, Range 8 East, Bryan County, OK. See Exhibit A and Exhibit B;

WHEREAS, the total payment will be \$2,500.00;

WHEREAS, the easement shall be for a 50-year term; and

WHEREAS, the Council has determined it is in the best interest of the Nation to grant this easement in favor of AT&T and to waive the valuation requirement per 25 CFR 169.110.

THEREFORE BE IT ENACTED by the Council that this Bill be cited as approval of the proposed four foot- wide utility easement, located at the SE/4 SW/4 of Section 12, Township 7 South, Range 8 East, Bryan County, OK, in favor of AT&T Corp., on land held by the USA in Trust for the Choctaw Nation of Oklahoma.

BE IT FURTHER ENACTED, by the Council of the Choctaw Nation of Oklahoma, that this bill cited as approval for: the total payment for the easement be \$2,500, be for a 50-year term, and to waive the valuation requirement per 25 CFR 169.110.

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 December 14, 2019. I further certify that the foregoing Council Bill CB- 29 -20 was adopted at such meeting by the affirmative vote of eleven (11) members, zero (0) negative votes, and zero (0) abstaining.

Ronald Perry
Ronald Perry, Secretary
Choctaw Nation Tribal Council

Date: 12-19-19

Thomas Williston, Speaker
Choctaw Nation Tribal Council

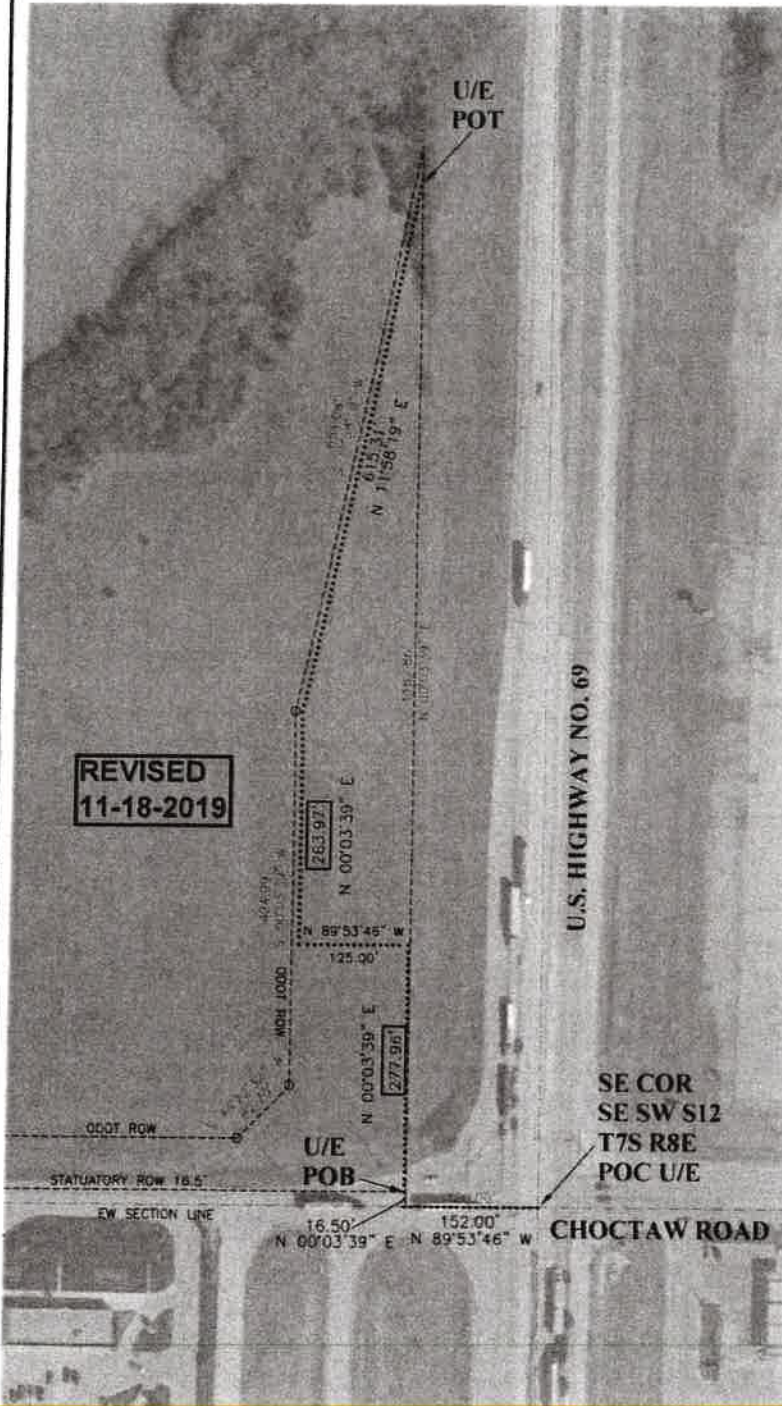
Gary Patton, Chief
Choctaw Nation of Oklahoma

# EXHIBIT A

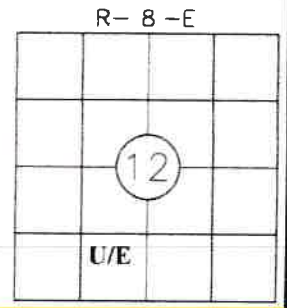
## LEGAL DESCRIPTION OF A UTILITY EASEMENT 4 FEET WIDE :

A UTILITY EASEMENT 4 FEET WIDE LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 7 SOUTH, RANGE 8 EAST, I.B.&M. BRYAN COUNTY, STATE OF OKLAHOMA

THE CENTERLINE OF SAID 4 FEET WIDE UTILITY EASEMENT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER SECTION 12; THENCE N 89°53'46" W A DISTANCE OF 152.00'; THENCE N 00°03'39" W A DISTANCE OF 16.50' TO A POINT ON THE PRESENT NORTH RIGHT-OF-WAY LINE OF EW SECTION LINE ROAD NO. 211 (CHOCTAW ROAD) BEING THE POINT OF BEGINNING; THENCE N 00°03'39" E A DISTANCE OF 277.96'; THENCE N 89°53'46" W A DISTANCE OF 125.00'; THENCE N 00°03'39" E A DISTANCE OF 263.97'; THENCE N 11°58'19" E A DISTANCE OF 615.31' TO A POINT ON THE PRESENT WEST RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 69 BEING THE POINT OF TERMINUS.



LEGEND	
SECTION LINE	-----
AT&T U/E	.....
ODOT ROW	-----



LOCATION MAP  
COUNTY: BRYAN

BEARINGS ARE BASED ON TRUE NORTH WITH AN ANGLE VARIANCE OF 00°53'55" TO GEODETIC NORTH. INFORMATION FROM O.D.O.T.

ASE JOB# A01DRR8  
PART OF SECTION  
12 T7S-R8E

SCALE 1" = 300' DATE 11/07/19 REVISED 11/18/2019



**Utility Easement, in favor of AT&T Corp.–Bryan County, Oklahoma**

**Purpose of Council Bill:** To approve a 4-foot wide utility easement, in favor of AT&T Corp. (AT&T), on land held by the USA in Trust for the Choctaw Nation of Oklahoma. The easement is in the SE/4 SW/4 of Section 12, Township 7 South, Range 8 East, I.B.&M., Bryan County, OK, and contains 0.118 acres. AT&T is proposing to relocate their line that is being displaced by the Hwy 69/75 improvement project. The easement will be for a 50-year term. Attached is a copy of the Survey Plat labeled Exhibit A and general location map labeled Exhibit B.

**Title of Council Bill: TO APPROVE A UTILITY EASEMENT, IN FAVOR OF AT&T CORP., ON LAND HELD BY THE USA IN TRUST FOR THE CHOCTAW NATION OF OKLAHOMA, IN BRYAN COUNTY, OKLAHOMA**

**Grantee:** AT&T Corp.

**Duration:** 50-year term

**Payment:** \$2,500.00

**Request By Project Director:** Traci Umsted, Real Property Manager, Brad Mallett, Senior Executive Officer