

TO APPROVE A UTILITY EASEMENT, IN FAVOR OF SOUTHWESTERN BELL TELEPHONE COMPANY D/B/A AT&T OKLAHOMA 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 Southwestern Bell Telephone Company d/b/a AT&T Oklahoma, 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, Southwestern Bell Telephone Company d/b/a AT&T Oklahoma ("SWBT") has proposed to place their utility line that is being displaced by the Hwy 69/75 improvement project in Bryan County, OK, a four-foot wide utility easement, which is owned by the USA in Trust for the Choctaw Nation of Oklahoma and is in part of the S½ of Section 12, Township 7 South, Range 8 East, Bryan County, OK. See Exhibit A and Exhibit B;

WHEREAS, the total payment will be \$23,430.00;

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 SWBT 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 in part of the S½ of Section 12, Township 7 South, Range 8 East, Bryan County, OK in favor of Southwestern Bell Telephone Company d/b/a AT&T Oklahoma, on land held by the USA in Trust for the Choctaw Nation of Oklahoma.

BE IT FURTHER ENACTED by the Council that this Bill be cited as approval for the total payment for the easement be \$23,430.00, be for a 50-year term, and to waive the valuation requirement per 25 CFR 169.110.

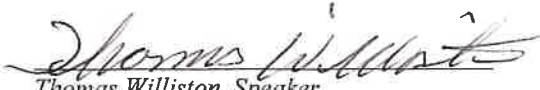
BE IT FURTHER ENACTED by the Council that this Bill be cited as an acknowledgement that the Chief of the Nation, or his designee, is authorized to prepare, execute, deliver and file any and all agreements, certificates, instruments and documents, in such form and with such terms and provisions as the 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- 30 -20 was adopted at such meeting by the affirmative vote of eleven (11) members, zero (0) negative votes, and zero (0) abstaining.



Ronald Perry, Secretary
Choctaw Nation Tribal Council



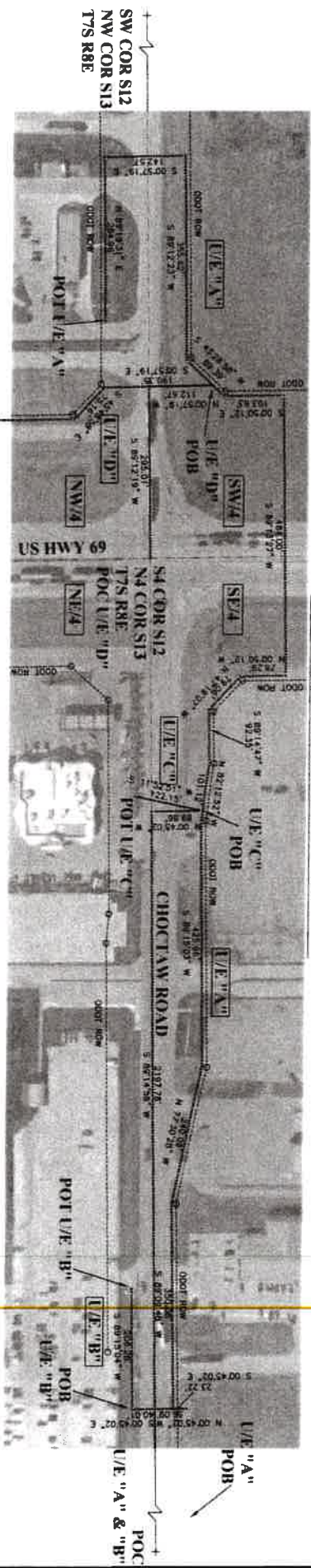
Thomas Williston, Speaker
Choctaw Nation Tribal Council

Date: 12-19-19



Gary Patton, Chief
Choctaw Nation of Oklahoma

EXHIBIT A



REVISED
11-18-2019

LEGEND

SECTION LINE
AT&T U/E
ODOT ROW

LEGAL DESCRIPTION LINE UTILITY EASEMENT 4 FEET WIDE "A":
A UTILITY EASEMENT 4 FEET WIDE LOCATED IN THE SOUTH HALF OF THE SOUTH HALF OF SECTION 12, TOWNSHIP 7 SOUTH, RANGE 8 EAST, 18 8M 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 SECTION 12, THENCE S 89°14'58" WA DISTANCE OF 1171.30', THENCE N 00°45'02" W A DISTANCE OF 56.09' TO THE POINT OF BEGINNING, THENCE S 00°45'02" E A DISTANCE OF 23.22', THENCE S 89°09'48" WA DISTANCE OF 250.08', THENCE N 77°30'28" WA DISTANCE OF 240.09', THENCE S 89°15'03" WA DISTANCE OF 425.96', THENCE N 02°12'52" WA DISTANCE OF 101.12', THENCE S 89°14'47" WA DISTANCE OF 92.35', THENCE N 47°19'07" WA DISTANCE OF 79.06', THENCE N 00°50'17" W A DISTANCE OF 78.28', THENCE S 89°12'37" W A DISTANCE OF 444.00', THENCE S 00°50'17" E A DISTANCE OF 103.63', THENCE S 43°28'58" WA DISTANCE OF 89.39', THENCE S 89°12'23" WA DISTANCE OF 355.62', THENCE S 00°57'19" E A DISTANCE OF 142.57', THENCE N 89°19'31" E A DISTANCE OF 244.86' TO THE POINT OF TERMINUS.

LEGAL DESCRIPTION LINE UTILITY EASEMENT 4 FEET WIDE "B":
A UTILITY EASEMENT 4 FEET WIDE LOCATED IN THE NORTH HALF OF THE NORTH HALF OF SECTION 13, TOWNSHIP 7 SOUTH, RANGE 8 EAST, 18 8M BRYAN COUNTY, STATE OF OKLAHOMA

THE CENTERLINE OF SAID 4 FEET WIDE UTILITY EASEMENT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 13, THENCE S 89°14'58" WA DISTANCE OF 1171.30', THENCE S 00°45'02" E A DISTANCE OF 40.01' TO THE POINT OF BEGINNING, THENCE S 89°15'04" WA DISTANCE OF 208.26' TO THE POINT OF TERMINUS.

LEGAL DESCRIPTION LINE UTILITY EASEMENT 4 FEET WIDE "C":

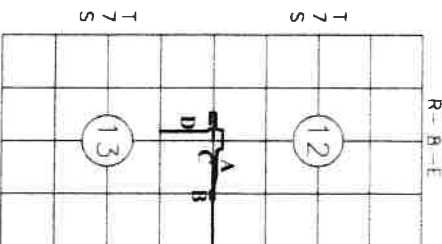
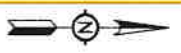
A UTILITY EASEMENT 4 FEET WIDE LOCATED IN THE SOUTH HALF OF THE SOUTH HALF OF SECTION 12 AND THE NORTH HALF OF THE NORTH HALF OF SECTION 13, TOWNSHIP 7 SOUTH, RANGE 8 EAST, 18 8M BRYAN COUNTY, STATE OF OKLAHOMA.

THE CENTERLINE OF SAID 4 FEET WIDE UTILITY EASEMENT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 12, THENCE S 89°14'58" WA DISTANCE OF 2187.78', THENCE N 00°45'02" W A DISTANCE OF 89.86' TO THE POINT OF BEGINNING, THENCE S 11°52'51" WA DISTANCE OF 122.15' TO THE POINT OF TERMINUS.

LEGAL DESCRIPTION LINE UTILITY EASEMENT 4 FEET WIDE "D":

A UTILITY EASEMENT 4 FEET WIDE LOCATED IN THE SOUTH HALF OF THE SOUTH HALF OF SECTION 12 AND THE NORTH HALF OF THE NORTH HALF OF SECTION 13, TOWNSHIP 7 SOUTH, RANGE 8 EAST, 18 8M 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 THE SOUTHWEST QUARTER OF SECTION 12, THENCE S 89°17'19" WA DISTANCE OF 206.01', THENCE N 00°57'19" WA DISTANCE OF 112.87' TO THE POINT OF BEGINNING, THENCE S 00°57'19" E A DISTANCE OF 180.36', THENCE S 45°46'58" E A DISTANCE OF 75.16', THENCE S 00°57'19" E A DISTANCE OF 1189.21' TO THE POINT OF TERMINUS.



LOCATION MAP
COUNTY: BRYAN

ASE JOB# A01DRR8
PART OF SECTION 12 & 13 T7S-R8E
SCALE: 1"=200'
DATE: 10/25/19
REVISED: 11/18/2019

EXHIBIT B



Utility Easement, in favor of Southwestern Bell Telephone Company d/b/a AT&T Oklahoma–Bryan County, Oklahoma

Purpose of Council Bill: To approve a 4-foot wide utility easement, in favor of Southwestern Bell Telephone Company d/b/a AT&T Oklahoma (SWBT), on land held by the USA in Trust for the Choctaw Nation of Oklahoma. The easement is in part of the S½ of Section 12, Township 7 South, Range 8 East, I.B.&M., Bryan County, OK, and contains 0.426 acres, more or less. SWBT 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 SOUTHWESTERN BELL TELEPHONE COMPANY D/B/A AT&T OKLAHOMA ON LAND HELD BY THE USA IN TRUST FOR THE CHOCTAW NATION OF OKLAHOMA, IN BRYAN COUNTY, OKLAHOMA

Grantee: SWBT d/b/a AT&T Oklahoma

Duration: 50-year term

Payment: \$23,430.00

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