

TO APPROVE A UTILITY EASEMENT, IN FAVOR OF SOUTHEASTERN ELECTRIC COOPERATIVE, INC., 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 an 8-foot wide utility easement, in favor of Southeastern Electric Cooperative, Inc., 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, Southeastern Electric Cooperative, Inc. ("SEC") has proposed to place their utility line that is being displaced by the Hwy 69/75 improvement project in Bryan County, OK, an eight foot-wide utility easement, which is owned by the USA in Trust for the Choctaw Nation of Oklahoma and is in part of the NW¼ and NE¼ of Section 13, Township 7 South, Range 8 East, Bryan County, OK. See Exhibit A, Exhibit B, and Exhibit C;

WHEREAS, the total payment will be \$18,480.00;

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 SEC and to waive the valuation requirement per 25 CFR 169.110.

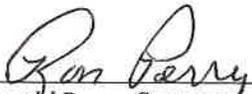
THEREFORE BE IT ENACTED by the Council that this Bill be cited as approval of the proposed eight foot-wide utility easement, located in part of the NW¼ and NE¼ of Section 13, Township 7 South, Range 8 East, Bryan County, OK, in favor of Southeastern Electric Cooperative, Inc., on land held by the USA in Trust for the Choctaw Nation of Oklahoma. See Exhibit A, B, and C.

BE IT FURTHER ENACTED by the Council that this Bill be cited as approval that the payment for the proposed easement be \$18,480.00, 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.

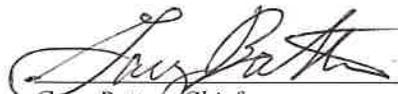
CERTIFICATION

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- 31 -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 Batton, Chief
Choctaw Nation of Oklahoma

Utility Relocation Easement, in favor of Southeastern Electric Cooperative, Inc.–Bryan County, Oklahoma (Trust land)

Purpose of Council Bill: To approve an 8-foot wide utility easement, in favor of Southeastern Electric Cooperative, Inc. (SEC), on land held by the USA in Trust for the Choctaw Nation of Oklahoma. The easement is in part of the NW¼ and NE¼ of Section 13, Township 7 South, Range 8 East, I.B.&M., Bryan County, OK, and contains 0.3336 acres. SEC 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 the legal description labeled Exhibit A, proposed drawing labeled Exhibit B, and general location map labeled Exhibit C.

Title of Council Bill: TO APPROVE A UTILITY EASEMENT, IN FAVOR OF SOUTHEASTERN ELECTRIC COOPERATIVE, INC., ON LAND HELD BY THE USA IN TRUST FOR THE CHOCTAW NATION OF OKLAHOMA, IN BRYAN COUNTY, OKLAHOMA

Grantee: Southeastern Electric Cooperative, Inc.

Duration: 50-year term

Payment: \$18,480.00

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

EXHIBIT "A"

50-YEAR EASEMENT OVER CHOCTAW NATION TRUST PROPERTY

An 8-foot wide strip, piece or parcel of land lying in part of the NW ¼ and NE ¼ of Section 13, T7S, R8E, in Bryan County, Oklahoma. The centerline of said parcel of land being described by metes and bounds as follows:

Commencing at the NE corner of said NW 1/4: Thence N 89°53'45.62" W a distance of 658.22 feet along the north line of said NW ¼; Thence S 00°02'10.80" E a distance of 81.00 feet to the Point of Beginning; Thence S 89°53'45.62" W a distance of 358.22 feet; Thence N 89°04'17.39" E a distance of 544.67 feet; Thence S 89°51'06.18" E a distance of 372.48 feet; Thence S 84°08'28.04" E a distance of 50.25 feet; Thence S 89°51'06.18" E a distance of 699.20 feet; Thence N 86°12'22.68" E a distance of 172.38 feet; Thence N 00°08'53.60" E a distance of 19.41 feet to the Point of Ending located S 89°51'06.18" E along the north line of said NE ¼ a distance of 1538.50 feet and S 00°08'53.82" W a distance of 44.73 feet from the NW corner of said NE ¼ less and except the existing Oklahoma Department of Transportation US-69 Right of Way.

Total Length: 2216.61 feet

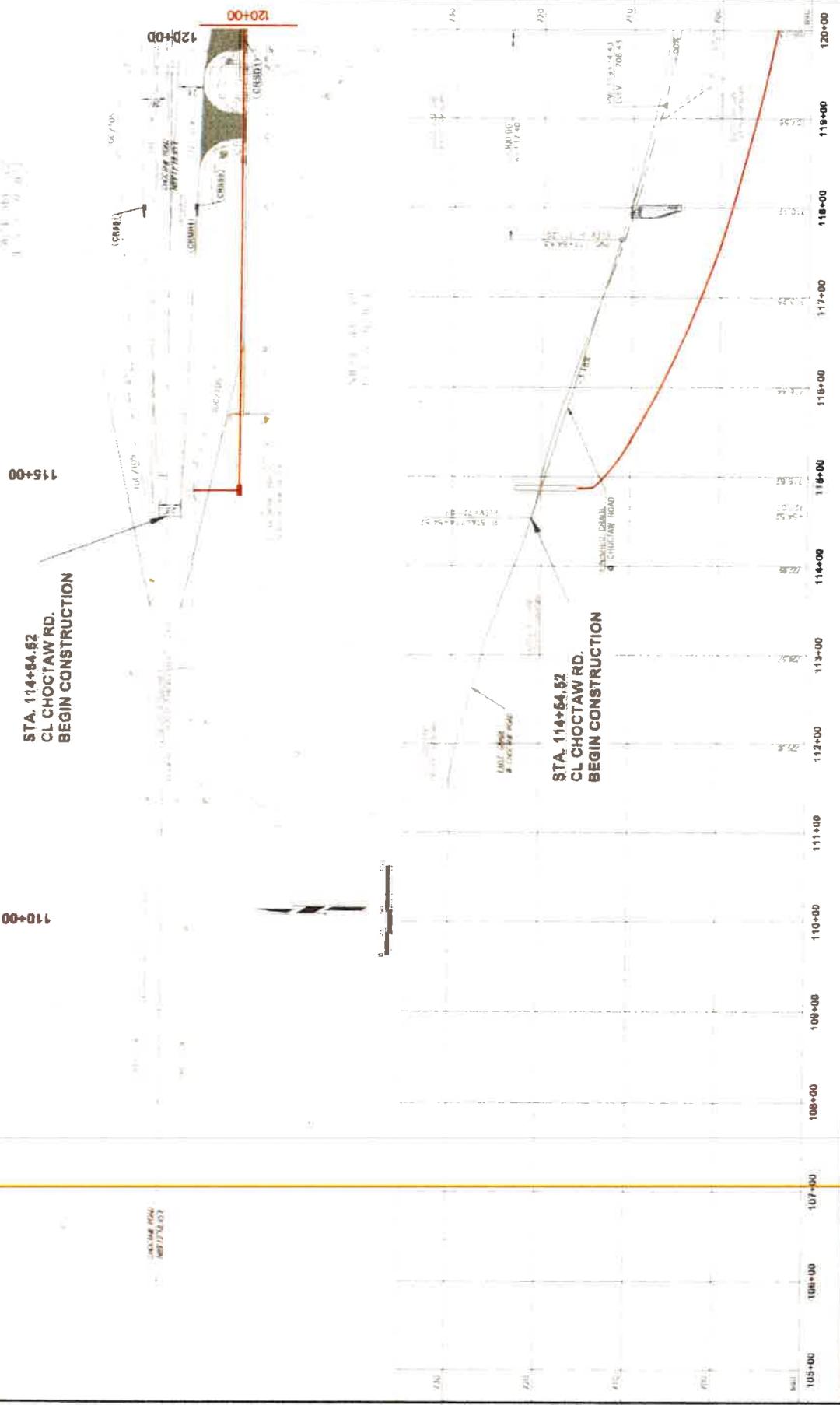
Length across ODOT ROW: 400.04 feet

Easement Length: 1816.57 feet

Easement Width: 8 feet

Easement Area: 14532.56 sq ft = 0.3336 acres

REVISED
PROPOSED R/W
4.11.2008



DATE: 04/11/08
DRAWN: J. B. BROWN
CHECKED: J. B. BROWN
SCALE: AS SHOWN

110+00 111+00 112+00 113+00 114+00 115+00 116+00 117+00 118+00 119+00 120+00
CHOCTAW ROAD

EXHIBIT C



Simons Road

Sunnyside Road

Mineral Bay

CIARA ST
ANNA ST

MADISON AVE
MICHAEL AVE
KAYLEE AVE
POSEY LANE

40013796100

40013796400

E2100 Road

N3690 Road

N3700 Road

US Hwy 69 Bus

40013796500

N3720 Road

11

1

6

12

Subject

Roberts Road

Rodeo Road

E2110 Road

US Hwy 69

Moore Creek

M.K.T. Railroad

14

E2115 Road
RIDGE CREST DR

Walnut St

18

Carney Creek

COTTONWOOD

Waldron Dr

E2120 Road

ALLEN LANE
FRED ST
JEREMY ST

40013796002

STANTON ST
THIRD ST
MAY ST

Moore Creek

PIPER RD

CESSNA RD

SEVENTH ST
SMISER AVE
RYAN AVE

TONNER TANNER AVE
JONES ST
CURTIS AVE

THIRD ST
BRYAN AVE
EIGHTH ST
McKENNAN AVE

THIRD ST
BRYAN AVE
NINTH ST
BRYAN AVE

24

Calera

LINDA GAROL AVE

E2130 Road

N3710 Road

N3720 Road

19