

**TO AUTHORIZE THE CHIEF TO PLACE PROPERTY IN BRYAN 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 the below mentioned property in Bryan County in trust status with the United States of America.

WHEREAS, in accordance with Article IX, Sections 4 and 6 of the Constitution of the Choctaw Nation of Oklahoma, the Choctaw Tribal Council shall enact rule and regulations pertaining to the Choctaw Nation of Oklahoma, and shall make decisions pertaining to the acquisition, leasing, disposition and management of real property, subject to federal law; and

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; and

WHEREAS, the Choctaw Nation of Oklahoma ("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 Code of Federal Regulations (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. § 465, authorizes the Secretary of the Interior (Secretary) to acquire land in trust for Indians; and

WHEREAS, the Nation has acquired fee title to 50.83 acres of real property located in Bryan County, Oklahoma. The subject property is located within the recognized former reservation and current jurisdictional boundaries of the Nation. The property is described as follows:

Tract 1: A parcel of land located in the N½ of the NE¼ of Section 12, Township 7 South, Range 8 East, Indian Meridian, Bryan County, Oklahoma, being more particularly described with True bearings as follows: Beginning at the corner of Sections 1, 6, 7, and 12, Township 7 South, Ranges 8 and 9 East, marked with a 5/8 inch diameter iron rod with cap marked MORRIS LS1477, as filed in the Oklahoma Certified Corner Records in the Oklahoma Department of Libraries; thence South 00 degrees 06 minutes 50 seconds West, along the Section line between Sections 7 and 12, a distance of 822.80 feet, marked with a ½ inch diameter iron rod with cap marked DPageJR LS1566 on the North Right-of-Way line of Highway 70 Bypass as described and filed in Book 1169 at Page 144 in the Office the Bryan County Clerk; thence along said North Right-of-Way line of Highway 70 Bypass the following four (4) courses and distances:

- (1) North 73 degrees 47 minutes 27 seconds West, a distance of 735.33 feet, marked with a ½ inch diameter iron rod with cap marked DPageJR LS1566;
- (2) North 65 degrees 44 minutes 46 seconds West, a distance of 576.17 feet, marked with a ½ inch diameter iron rod with cap marked DPageJR LS1566;
- (3) North 37 degrees 33 minutes 28 seconds West, a distance of 135.45 feet, marked with a ½ inch diameter iron rod with cap marked DPageJR LS1566;
- (4) Along a curve turning to the Right with an arc length of 409.12 feet, with a radius of 955.92 feet, with a chord bearing of North 47 degrees 03 minutes 38 seconds West, with a chord length of 406.01 feet, to a point on the Section line between Sections 1 and 12, marked with a ½ inch diameter iron rod with cap marked Bennett LS1471;

Thence South 89 degrees 53 minutes 23 seconds East, along the Section line, a distance of 1612.84 feet to the Point of Beginning, containing 19.45 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST; and

Tract 2:

A parcel of land located in Government Lot 1 of Section 7, Township 7 South, Range 9 East, Indian Meridian, Bryan County, Oklahoma, being more particularly described in True bearings as follows: Beginning at the corner of Sections 1, 6, 7, and 12, Township 7 South, Ranges 8 and 9 East, marked with a 5/8 inch diameter iron rod with cap marked Morris LS1477, as filed in the Oklahoma Certified Corner Records in the Oklahoma Department of Libraries; thence North 89 degrees 42 minutes 36 seconds East, along the Section line between Sections 6 and 7, a distance of 640.98 feet to the Northeast corner of a parcel as described and filed in Book 1089 at Page 687, in the Office of the Bryan County Clerk, marked with a ½ inch diameter iron rod with cap marked DPageJR LS1566; thence South 00 degrees 00 minutes 33 seconds West, along the East line thereof, a distance of 876.65 feet to a point on the North Right-of-Way line of Highway 70 Bypass as described and filed in Book 1169 at Page 149 in the Office of the Bryan County Clerk, marked with a ½ inch diameter iron rod with cap marked DPageJr LS1566; thence South 89 degrees 46 minutes 32 seconds West, along said North Right-of-Way line of Highway 70 Bypass as filed in Book 1169 at Page 149, a distance of 192.82 feet to point North Right-of-Way line of Highway 70 Bypass as described and filed in Book 1169 at Page 147 in the Office of the Bryan County Clerk, marked with a ½ inch diameter iron rod with cap marked DPageJr LS1566; thence North 83 degrees 36 minutes 09 seconds West, along said North Right-of-Way line of Highway 70 Bypass as filed in Book 1169 at Page 147, a distance of 452.48 feet to a point on the West line of Government Lot 1, marked with a ½ inch diameter iron rod with cap marked Bennett LS1471; thence North 00 degrees 06 minutes 50 seconds East, along the West line of Government Lot 1, a distance of 823.75 feet to the Point of Beginning, containing 12.64 acres, LESS AND EXCEPT, a parcel of land located in Government Lot 1 of Section 7, Township 7 South, Range 9 East, Indian Meridian, Bryan County, Oklahoma, being more particularly described in True bearings as follows: Commencing at the corner of Sections 1, 6, 7 and 12, marked with a 5/8 inch diameter iron rod with cap marked Morris LS1477, as filed in the Oklahoma Certified Corner Records in the Oklahoma Department of Libraries; thence North 89 degrees 42 minutes 36 seconds East, along the Section line between Sections 6 and 7, a distance of 560.98 feet; thence South 00 degrees 00 minutes 33 seconds West, a distance of 80.00 feet to the Point of Beginning, said point being common with the Northeast Corner of a tract of land as described and filed in Book 1089 at Page 685 in the Office of the Bryan County Clerk, marked with a 3/8 inch diameter iron rod; thence along the boundary of said tract as filed in Book 1089 at Page 685 the following four (4) courses and distances:

- (1) South 00 degrees 00 minutes 33 seconds West, a distance of 210.00 feet to the Southeast corner thereof, marked with a 3/8 inch diameter iron rod;
- (2) South 89 degrees 42 minutes 36 seconds West a distance of 210.00 feet to the Southwest corner thereof, marked with a 3/8 inch diameter iron rod;
- (3) North 00 degrees 00 minutes 33 seconds East, a distance of 210.00 feet to the Northwest corner thereof, marked with a 3/8 inch diameter iron rod;
- (4) North 89 degrees 42 minutes 36 seconds East, a distance of 210.00 feet to the Point of Beginning, containing 1.01 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST; and

Tract 3: A parcel of land located in the E½ of the NE¼ of Section 12, Township 7 South, Range 8 East, Indian Meridian, Bryan County, Oklahoma, being more particularly described in True bearings as follows: Commencing at the corner of Sections 1, 6, 7 and 12, Township 7 South, Ranges 8 and 9 East, marked with a 5/8 inch diameter iron rod with cap marked Morris LS 1477, as filed in the Oklahoma Certified Corner Records in the Oklahoma Department of Libraries; thence South 00 degrees 06 minutes 50 seconds West, along the Section line between Sections 7 and 12, a distance of 1132.85 feet to the Point of Beginning marked with a ½ inch diameter iron rod with cap marked DPageJr LS 1566, said point being common with the South Right-of-Way line of Highway 70 Bypass as described and filed in Book 1169 at Page 144 in the Office of the Bryan County Clerk; thence continuing South 00 degrees 06 minutes 50 seconds West along the Section line between Sections 7 and 12, a distance of 517.83 feet to the Southeast Corner of the N½ N½ SE¼ NE¼, marked with a ½ inch diameter iron rod; thence North 89 degrees 53 minutes 12 seconds West along the South line of the N½ N½ SE¼ NE¼, a distance of 1317.65 feet to the Southwest Corner thereof, marked with a ½ inch diameter iron rod; thence North 00 degrees 05 minutes 17 seconds East along the North and South centerline of the NE¼, a distance of 773.28 feet to a point on said South Right-of-Way line of Highway 70 Bypass as filed in Book 1169 at Page 144, marked with a ½ inch diameter iron rod with cap marked Bennett LS1471; thence along said South Right-of-Way line of Highway 70 Bypass the following four (4) courses and distances:

- (1) South 69 degrees 06 minutes 19 seconds East, a distance of 19.84 feet, marked with a ½ inch diameter iron rod with cap marked DPageJr LS1566;
- (2) North 66 degrees 32 minutes 27 seconds East, a distance of 86.34 feet, marked with a ½ inch diameter iron rod with cap marked DPageJr LS1566;
- (3) South 74 degrees 43 minutes 38 seconds East, a distance of 882.35 feet, marked with a ½ inch diameter iron rod with cap marked DPageJr LS1566;
- (4) South 81 degrees 49 minutes 41 seconds East, a distance of 372.34 feet to the Point of Beginning, containing 19.75 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST; and

WHEREAS, the Nation has determined the need for additional trust land to its 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; and

WHEREAS, the Nation proposes no change in land use or ground-disturbing activity as part of its fee-to-trust request. The Nation intends to continue using the existing governmental facility for administrative offices, a tribal business, and temporary construction staging area. The Nation plans to use Tract 1 for Public Safety, and Construction and Facilities; Tract 2 for a temporary construction staging area; Tract 3 for Choctaw Print Services, and Emergency Response Complex; and


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.

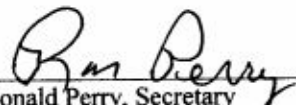
THEREFORE, BE IT ENACTED, that the Choctaw Tribal Council of the Choctaw Nation of Oklahoma authorizes and approves the Chief of the Choctaw Nation of Oklahoma, or his designee, to make a request to the Secretary of the U.S. Department of the Interior, to place this

property into trust status in accordance with the Bureau of Indian Affairs policy and procedure for the acquisition of land.

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 twelve (12) members answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma on 01/13/18. I further certify that the foregoing Council Bill CB- 39-18 was adopted at such meeting by the affirmative vote of twelve (12) members, zero (0) negative votes, and zero (0) abstaining.


Kenny Bryant, Speaker
Choctaw Nation Tribal Council


Ronald Perry, Secretary
Choctaw Nation Tribal Council


Gary Batten, Chief
Choctaw Nation of Oklahoma

Date 1-19-18