

**TO AMEND CB-82-14  
TO AUTHORIZE THE CHIEF TO PLACE PROPERTY IN CHOCTAW COUNTY IN TRUST  
STATUS WITH THE UNITED STATES OF AMERICA AS AMENDED**

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**IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION**

**RONALD PERRY INTRODUCED THE FOLLOWING COUNCIL BILL**

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**A COUNCIL BILL**

**TO APPROVE**, the amendment of CB-82-14, the Nation desires to amend the legal description for this acquisition of land into trust status. This amendment is necessary to correct the incorrect quarter call in the legal description for the trust acquisition.

**WHEREAS**, in accordance with Article IX, Section 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 desires to amend the legal description mentioned below. The subject property is not adjacent to any trust land, but is located within the recognized former reservation and current jurisdictional boundaries of the Nation. The property is described as follows:

**Tract I - Section 21**

NE¼ NW¼ and E½ NW¼ NW¼ of Section 21, Township 6 South, Range 17 East, Choctaw County, Oklahoma, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST.

**ALSO KNOWN BY SURVEYED LEGAL DESCRIPTION AS FOLLOWS:**

A piece or parcel of land lying in the Northwest Quarter (NW¼) of Section 21, Township 6 South, Range 17 East of the Indian Meridian, Choctaw County, Oklahoma and more particularly described as follows: COMMENCING at the Northwest Corner (NW/C) of said Section 21; thence along the North Line of said Section North 88 degrees 45 minutes 41 seconds East a distance of 661.44 feet to a 5/8 inch Iron Pin with aluminum cap, said pin also being the POINT OF BEGINNING; thence continuing along the said North Line North 88 degrees 45 minutes 41 seconds East a distance of 1984.33 feet to a 3/4 inch Iron Pin, said point also being the Northeast Corner (NE/C) of said Northwest Quarter (NW¼); thence along the East Line of said Northwest Quarter (NW¼) South 01 degrees 28 minutes 31 seconds East a distance of 1318.74 to a 1/2 inch Iron Pin; thence South 88 degrees 43 minutes 44 seconds West a distance of 1981.62 feet to a 5/8 inch Iron Pin with aluminum cap; thence North 01 degrees 35 minutes

33 seconds West a distance of 1319.88 feet, to the Point of Beginning, containing 60.06 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST.

#### **Tract II - Section 16**

S $\frac{1}{2}$  SW $\frac{1}{4}$  less and except the West 50 feet thereof and The N $\frac{1}{2}$  and N $\frac{1}{2}$  SW $\frac{1}{4}$  all being in Section 16, Township 6 South, Range 17 East of the Indian Base and Meridian, Choctaw County, Oklahoma, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST.

#### **ALSO KNOWN BY SURVEYED LEGAL DESCRIPTION AS FOLLOWS:**

A piece or parcel of land lying in Section 16, Township 6 South, Range 17 East of the Indian Meridian, Choctaw County, Oklahoma and more particularly described as follows: COMMENCING at the Southwest Corner (SW/C) of said Section 16; thence along the South Line of said Section North 88 degrees 45 minutes 41 seconds East a distance of 48.43 feet to a 5/8 inch Iron Pin with aluminum cap, said pin also being the POINT OF BEGINNING; thence North 01 degrees 29 minutes 47 seconds West parallel to and 50.00 feet East of the West line of said Section, a distance of 2644.22 feet to a 5/8 inch Iron Pin with aluminum cap and a point on the North line of the Southwest Quarter (SW $\frac{1}{4}$ ); thence North 01 degrees 29 minutes 38 seconds West parallel to and 50.00 feet East of the West line of said Section, a distance of 2444.91 feet to a 5/8 inch Iron Pin with aluminum cap; thence North 45 degrees 35 minutes 28 seconds East a distance of 219.34 feet to a 5/8 inch Iron Pin with aluminum cap; thence North 88 degrees 32 minutes 45 seconds East parallel to and 50.00 feet south of the North line of said Section, a distance of 3900.78 feet to the West Right of Way line of Old Airport Road and a 5/8 inch Iron Pin with aluminum cap; thence South 21 degrees 44 minutes 13 seconds East along said apparent Right of Way line a distance of 228.90 feet to a 5/8 inch Iron Pin with aluminum cap; thence South 17 degrees 47 minutes 52 seconds East along said Right of Way line a distance of 1679.30 feet to a 5/8" Iron Pin with aluminum cap; thence leaving said West Right of Way South 80 degrees 41 minutes 23 seconds West a distance of 616.40 feet to a 5/8 inch Iron Pin with aluminum cap; thence South 00 degrees 01 minutes 19 seconds West a distance of 519.53 feet to a 5/8 inch Iron Pin with aluminum cap; thence North 84 degrees 54 minutes 42 seconds East a distance of 787.95 feet to the West Right of Way line of Old Airport Road and a 5/8 inch Iron Pin with aluminum cap; thence South 17 degrees 47 minutes 52 seconds East along said Right of Way line a distance of 251.94 feet to a 5/8 inch Iron Pin with aluminum cap also being a point on the South Line of the Northeast Quarter (NE $\frac{1}{4}$ ); thence South 88 degrees 52 minutes 03 seconds West along said South Line a distance of 2250.96 feet to a 3/8 inch Iron Pin and the Center of Section 16; thence South 01 degrees 32 minutes 16 seconds East along the East line of the Southwest Quarter (SW $\frac{1}{4}$ ) a distance of 2639.11 feet to a 3/4 inch Iron Pin, said point being the Southeast Corner (SE/C) of the Southwest Quarter (SW $\frac{1}{4}$ ); thence South 88 degrees 45 minutes 41 seconds West along the South Line of said Southwest Quarter (SW $\frac{1}{4}$ ) a distance of 2595.77 feet to the POINT OF BEGINNING, containing 415.30 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST; AND

A piece or parcel of land lying in the Northeast Quarter (NE $\frac{1}{4}$ ) of Section 16, Township 6 South, Range 17 East of the Indian Meridian, Choctaw County, Oklahoma and more particularly described as follows: COMMENCING at the Northeast Corner (NE/C) of the Northeast Quarter (NE $\frac{1}{4}$ ); thence South 01 degrees 32 minutes 49 seconds East along the East Line of said Northeast Quarter (NE $\frac{1}{4}$ ) a distance of 50.00 feet to a 5/8 inch Iron Pin with aluminum cap and the POINT OF BEGINNING; thence continuing along the said East Line South 01 degrees 32 minutes 49 seconds East a distance of 2623.78 feet to a 1/2 inch Iron Pin, said point being the Southeast Corner (SE/C) of the Northeast Quarter (NE $\frac{1}{4}$ ); thence South 88 degrees 52 minutes 03 seconds West along the South Line of the Northeast Quarter (NE $\frac{1}{4}$ ) a distance of 198.60 feet to a 5/8 inch Iron Pin with aluminum cap, and a point on the East line of the existing Kiamichi Railroad Company, Inc., Right of Way; thence North 17 degrees 48 minutes 20 seconds West along said Railroad Right of Way a distance of 2733.21 feet to a 5/8 inch Iron Pin with aluminum cap and a point on the right of way line which is fifty (50) feet south of the North line of the Northeast Quarter (NE $\frac{1}{4}$ ); thence along the right of way line and fifty (50) feet South of the North line of the Northeast Quarter (NE $\frac{1}{4}$ ), North 88 degrees 32 minutes 45 seconds East a distance of 963.82 feet to the POINT OF BEGINNING, containing 35.00 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST; and

**WHEREAS**, the Nation has a commitment to healthy, successful, productive, and self-sufficient lifestyles for all tribal members and future generations, ensuring existing and future generations by improving the standard of living by providing housing opportunities, property rehabilitation, and allowing tribal members currently living in the area, or wanting to return to their homeland, a quality place to reside in housing that is affordable, safe and healthy living environment, and helping to end overcrowding and homelessness. The Nation's tribal services continue to increase and has demonstrated the necessity for additional office space for the Choctaw Nation Housing Authority; and

**WHEREAS**, the Choctaw Defense is a wholly-owned corporation of the Nation. It operates three state-of-the-art manufacturing factories in the southeastern Oklahoma. One is located at 101 Ed Perry Road, Hugo, Oklahoma, at its 109,000 square feet of manufacturing, warehousing and offices. The Choctaw Defense is a manufacture that produces a wide variety of military and commercial fabrication products.

Choctaw Defense holds the reputation as a well-known name in the field of military manufacturing. The Nation has been successful in recent years to bring jobs to rural southern Oklahoma with the federal government to provide services and supplies to the United States and a growing list of Fortune 500 companies. A growing list of contracts means expansion of facilities in Hugo and McAlester. The Nation has a strong commitment to economic development for its members and others residing in southeastern Oklahoma; and

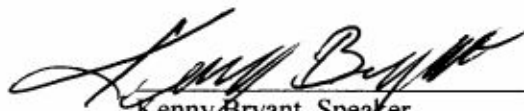
**WHEREAS**, the Nation intends to utilize the buildings situated in Tract I and II properties for a maintenance, warehouse, storage, construction, and offices for the Choctaw Nation Housing Authority, and the Choctaw Defense for manufacturing, and the remainder of the undeveloped land to be utilized for agricultural purposes; 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 as amended 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 January 13, 2018. I further certify that the foregoing Council Bill CB- 40 -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 Batton, Chief  
Choctaw Nation of Oklahoma

Date 1-19-18