

**TO AUTHORIZE THE CHIEF TO PLACE PROPERTY IN CHOCTAW 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 this acquisition of land into trust status with the United States of America.

WHEREAS, in accordance with Article IX, Section 6 of the Constitution of the Choctaw Nation of Oklahoma (the "Constitution"), the Choctaw Tribal Council (the "Council") shall make decisions pertaining to the acquisition, leasing, disposition and management of real property;

WHEREAS, in accordance with Article VII, Section 1, of the Constitution, the Chief shall perform all duties appertaining to the office of chief executive. He shall sign official papers on behalf of the Nation;

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 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. § 5108, formerly 25 U.S.C. § 465, authorizes the Secretary of the Interior (the "Secretary") to acquire land in trust for Indians;

WHEREAS, the Nation has fee title to 38.80 acres of real property located at 1304 West Victor, Hugo, Choctaw County, Oklahoma. The subject property is within the reservation boundaries and current jurisdictional boundaries of the Nation. The property is described as follows:

A parcel of land situated in a part Southeast Quarter (SE¼) of Section 21, Township 6 South, Range 21 East of the Indian Meridian and Base Line, Choctaw County, Oklahoma being a combination of parcels of land described in Book V309, Page(s) 465, filed on September 6, 2007 in the Office of the Choctaw County Clerk, Book V302, Page(s) 1063-1064, filed on January 1, 2007 in the Office of the Choctaw County Clerk, Book V324, Page(s) 149, filed on July 7, 2007 in the Office of the Choctaw County Clerk, being more particularly described by metes and bounds with a true base bearing being South 89 degrees 54 minutes 00 seconds East, along the North line of the Southeast Quarter in Section 21, Township 6 South, Range 17 East, more particularly described as follows:

Commencing at the center ¼ corner of Section 21, marked with a ½ inch diameter steel pin with a plastic cap marked CA5072;

Thence, North 89 degrees 54 minutes 00 seconds East, along the North line of the Southeast Quarter of said Section 21, a distance of 236.50 feet to the Northwest corner of a parcel of land as described in Book V309, Page 465, filed September 6, 2007 in the Office of the Choctaw County Clerk, marked with a ½ inch diameter steel pin with a plastic cap marked CA5072 and the Point of Beginning of the herein described parcel;

Thence, continuing North 89 degrees 54 minutes 00 East, along the North line of the Southeast Quarter of said Section 21, identical with the north line of parcels of land described in Book V309, Page 465, filed September 6, 2007 and Book V302, Page 1063-1064, filed January 1, 2007, respectively filed in the Office of the Choctaw County Clerk, identical with the South line of a parcel of land described in Book V406, Page 445-449, filed March 14, 2017 in the Office of the Choctaw County Clerk, a distance of 1080.41 feet to the Northeast corner of a parcel of land described in Book V302, Page 1063-1064, filed January 1, 2007 in the Office of the Choctaw County Clerk, identical with the Northeast corner of the West half of the Southeast corner of said Section 17, marked with a ½ inch diameter steel pin with a plastic cap marked CA5072;

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Thence, South 07 degrees 42 minutes 54 seconds West, along the East line of a parcel of land as described in Book V302, Page 1063-1064, filed January 1, 2007 in the Office of the Choctaw County Clerk, a distance of 469.04 feet to a point, marked with a ½ inch diameter steel pin with cap marked D PageJr PLS1566;

Thence, South 09 degrees 48 minutes 35 seconds West, along the East line of a parcel of land as described in Book V302, Page 1063-1064, filed January 1, 2007 in the Office of the Choctaw County Clerk, a distance of 574.20 feet to a point, marked with a 5/8 inch diameter steel pin with a 2½ inch aluminum cap marked D PageJr PLS1566;

Thence, South 01 degrees 26 minutes 14 seconds West, along the East line of a parcel of land as described in Book V302, Page 1063-1064, filed January 1, 2007 in the Office of the Choctaw County Clerk, a distance of 294.96 feet to a point, marked with a ½ inch diameter steel pin with cap marked D PageJR PLS;

Thence, South 00 degrees 06 minutes 00 seconds East, along the East line of a parcel of land as described in Book V302, Page 1063-1064, filed January 1, 2007 in the Office of the Choctaw County Clerk, a distance of 666.67 feet to a point on the North line of Burgoyne Brothers Addition, filed in Book 12, Page 586 in the Office of the Choctaw County Clerk, marked with a ½ inch diameter steel pin with cap marked D PageJR PLS1566;

Thence, South 89 degrees 41 minutes 30 seconds West, along the North line of Burgoyne Brothers Addition, filed in Book 12, Page 586 in the Office of the Choctaw County Clerk, a distance of 23.18 feet to the Northeast corner of Lot 1 in Block 12 of Burgoyne Brothers Addition, filed in Book 12, Page 586 in the Office of the Choctaw County Clerk, marked with a ½ inch diameter steel pin with cap marked D PageJR PLS1566;

Thence, South 00 degrees 18 minutes 30 seconds East, along the East line of Lot 1, Block 12 of Burgoyne Brothers Addition, filed in Book 12, Page 586 in the Office of the Choctaw County Clerk, a distance of 82.00 feet to the Southeast corner of Lot 1 in Block 12 of Burgoyne Brothers Addition, filed in Book 12, Page 586 in the Office of the Choctaw County Clerk, marked with a ½ inch diameter steel pin with cap marked D PageJR PLS 1566;

Thence, South 89 degrees 41 minutes 30 seconds West, along the South line of Lots 1-4 in Block 12 of Burgoyne Brothers Addition, filed in Book 12, Page 586 in the Office of the Choctaw County Clerk, a distance of 200.00 feet to the Southwest corner of Lot 4 in Block 12 of Burgoyne Brothers Addition, filed in Book 12, Page 586 in the Office of the Choctaw County Clerk, marked with a ½ inch diameter steel pin with cap marked D PageJR PLS 1566;

Thence, North 00 degrees 18 minutes 30 seconds West, along the West line of Lot 4 in Block 12 of Burgoyne Brothers Addition, filed in Book 12, Page 586 in the Office of the Choctaw County Clerk, a distance of 82.00 feet to the Northwest corner of Lot 4 of Block 12 of Burgoyne Brothers Addition, filed in Book 12, Page 586 in the Office of the Choctaw County Clerk, marked with a ½ inch diameter steel pin with cap marked D PageJR PLS 1566;

Thence, South 89 degrees 41 minutes 30 West, along the North line of Lot 5 in Block 12 of Burgoyne Brothers Addition, filed in Book 12, Page 586 in the Office of the Choctaw County Clerk, a distance of 46.57 feet to a point on the southerly line of a parcel of land as described in Book V302, Page 1063-1064, filed January 1, 2007 in the Office of the Choctaw County Clerk, identical with the northern Right of Way line of U.S. Highway No. 70 as described in Book V31, Page 40, marked with a ½ inch diameter steel pin with cap marked D PageJr PLS1566;

Thence, North 40 degrees 44 minutes 48 seconds West, along the southerly line of parcels of land described in Book V302, Page 1063-1064, filed January 1, 2007, and Book V309, Page 465, filed September 6, 2007, respectively filed in the Office of the Choctaw County Clerk, identical with the northern Right of Way line of U.S. Highway No. 70 as described in Book V31, Page 40, Book V32, Page 31, and Book V30, Page 412, a distance of 989.35 feet to Southwest corner of a parcel of land as described in Book V309, Page 465, filed September 6, 2007 in the Office of the Choctaw County Clerk, marked with a ½ inch diameter steel pin with cap marked D PageJR PLS 1566;

Thence, North 00 degrees 05 minutes 53 seconds East, along the West line of a parcel of land as described in Book V309, Page 465, filed September 6, 2007 in the Office of the Choctaw County Clerk, a distance of 1245.94 feet to a ½ inch diameter steel pin with a plastic cap marked CA5072 being the Point of Beginning, containing 38.80 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST. Exhibit A, attached herein, is the aerial photograph of general area of location.

"This description and this deed is intended to convey to the United States any interest that the Choctaw Nation of Oklahoma may have in the described tract or any interest it may have acquired by virtue of a deed from Baptist Village Retirement Communities of Oklahoma, Inc., one and the same as Baptist Retirement Center, and one and the same as Baptist Retirement Centers of Oklahoma, Inc., an Oklahoma not-for-profit corporation, dated December 22, 2006, and filed or record at **Book V302, Page 1063-1064**, in Choctaw County, Oklahoma; and as shown in deed from Peggy J. Kaley, dated September 6, 2007, and filed or record at **Book V309, Page 465**, in Choctaw County, Oklahoma; and as shown in Quit Claim Deed from the City of Hugo, dated July 7, 2008, and filed or record at **Book V324, Page 149**, in Choctaw County, Oklahoma."

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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;

WHEREAS, the subject property is located at 1304 West Victor, Hugo, Choctaw County, Oklahoma. It is currently owned by the Nation and the property will be utilized to facilitate self-determination and provide governmental services to Tribal citizens. Currently the property is improved with a tribal community center, a Wellness Center, and governmental offices for Facilities Management and Social Service. The acquisition will provide easier access to community gatherings for Tribal citizens, and a Wellness Center to help improve the quality of life of tribal members and carry out governmental services to support the Nation's programs. The Nation plans to continue utilizing the property for the same purposes.

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;

WHEREAS, the Council has determined it is in the best interest of the Nation to place the above-mentioned property in Choctaw County, Oklahoma in trust status with the U.S.A.

THEREFORE, BE IT ENACTED, that the 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 into trust status in accordance with the Bureau of Indian Affairs policy and procedure for the acquisition of land the property described as follows:

A parcel of land situated in a part Southeast Quarter (SE¼) of Section 21, Township 6 South, Range 21 East of the Indian Meridian and Base Line, Choctaw County, Oklahoma being a combination of parcels of land described in Book V309, Page(s) 465, filed on September 6, 2007 in the Office of the Choctaw County Clerk, Book V302, Page(s) 1063-1064, filed on January 1, 2007 in the Office of the Choctaw County Clerk, Book V324, Page(s) 149, filed on July 7, 2007 in the Office of the Choctaw County Clerk, being more particularly described by metes and bounds with a true base bearing being South 89 degrees 54 minutes 00 seconds East, along the North line of the Southeast Quarter in Section 21, Township 6 South, Range 17 East, more particularly described as follows:

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BE IT FURTHER ENACTED by the Tribal Council that this Bill be cited as approval to continue the property's current utilization to facilitate self-determination and provide governmental services to Tribal citizens which include a tribal community center, Wellness Center, and administrative offices for Facilities Management and Social Services. The Nation plans to continue utilizing the property for the same purposes.

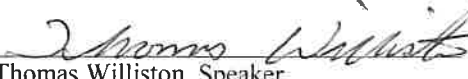
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CERTIFICATION

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 July 11, 2020. I further certify that the foregoing Council Bill CB-94 -20 was adopted at such meeting by the affirmative vote of twelve (12) members, zero (0) negative votes and zero (0) abstaining.



Ronald Perry, Secretary
Choctaw Nation Tribal Council



Thomas Williston, Speaker
Choctaw Nation Tribal Council



Gary Batton, Chief
The Choctaw Nation of Oklahoma

Date: 7-14-20

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Purpose of the Bill: This bill authorizes the Chief to request that certain property in Choctaw County, Oklahoma be placed into trust by the U.S. on behalf of the Nation.

Title of Council Bill: TO AUTHORIZE THE CHIEF TO PLACE PROPERTY AT CHOCTAW COUNTY IN TRUST STATUS WITH THE UNITED STATES OF AMERICA

Agency: Choctaw Nation - Land and Title

Budget: N/A

Match Required: N/A

Request By/Project Director: Donna Loper, Executive Director of Land & Title, Brad Mallett, SEO, Legal and Compliance



Choctaw County – TAL-158 – 38.80 Acres

Community Building

Wellness Center

Social Services Offices

Facilities Maintenance