

TO AUTHORIZE THE CHIEF TO PLACE PROPERTY IN ATOKA 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 "Nation"), 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 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;

WHEREAS, 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 16.09 acres of real property located at 1625 West Liberty Road, Atoka, County, Oklahoma. The subject property is within the reservation boundaries and current jurisdictional boundaries of the Nation. The property is described as follows:

A tract of land located in the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) and in the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 9, Township 2 South, Range 11 East of the Indian Base and Meridian, Atoka County, Oklahoma, being more particularly described as follows:

Commencing at the Northeast corner of the Southeast Quarter (SE $\frac{1}{4}$) of said Section 9, said corner marked with the found $\frac{1}{2}$ inch diameter iron rod with cap marked Page PLS1324;

Thence, South 00 degrees 03 minutes 46 seconds West along the East line of said SE $\frac{1}{4}$ a distance of 829.07 feet to a point on the Northerly Right-of-Way line of U.S. Highway 75;

Thence, South 87 degrees 20 minutes 49 seconds West along said Right-of-Way line a distance of 1455.51 feet to the True Point of Beginning, said point marked with the found $\frac{1}{2}$ inch diameter iron rod;

Thence, continuing South 87 degrees 20 minutes 49 seconds West along said Northerly Right-of-Way line a distance of 440.46 feet to a found $\frac{1}{2}$ inch diameter iron rod with cap marked Stobaugh LS1274;

Thence, North 00 degrees 03 minutes 46 seconds East a distance of 1156.00 feet to a found $\frac{3}{8}$ inch diameter iron rod;

Thence, North 35 degrees 32 minutes 21 seconds East a distance of 877.80 feet to a found $\frac{1}{2}$ inch diameter iron rod with cap marked Stobaugh LS1274;

Thence, South 02 degrees 12 minutes 49 seconds West a distance of 1851.27 feet to the True Point of Beginning, containing 16.09 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 the City of Atoka, Oklahoma, dated September 29, 2006, and filed or record at Book 704, Page 764-769, in Atoka County, Oklahoma; and the City of Atoka, Oklahoma, dated September 29, 2006, and filed or record at Book 704, Page 770-775, in Atoka County, Oklahoma; and the City of Atoka, Oklahoma, dated September 29, 2006, and filed or record at Book 704, Page 776-781, in Atoka County, Oklahoma; and the City of Atoka, Oklahoma, dated September 29, 2006,

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and filed or record at Book 846, Page 130-135, in Atoka County, Oklahoma; and the City of Atoka, Oklahoma, dated September 29, 2006, and filed or record at Book 846, Page 136-141, in Atoka County, Oklahoma; and the City of Atoka, Oklahoma, dated September 29, 2006, and filed or record at Book 846, Page 142-147, in Atoka County, Oklahoma; and the City of Atoka, Oklahoma, dated July 20, 2015, and filed or record at Book 869, Page 532-533, in Atoka County, Oklahoma; and the City of Atoka, Oklahoma, dated February 1, 2016, and filed or record at Book 876, Page 607-608, in Atoka County, Oklahoma."

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 1625 West Liberty Road, Atoka, 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 Head Start, a Greenhouse, a Wellness Center, and a medical clinic. The acquisition will provide easier access to community gatherings for Tribal citizens, and a head start for children to gain a good start in life and readiness skills that best promote the child's success. The Nation is also committed to creating a healthier lifestyle by providing a Wellness Center and a medical clinic to help improve the quality of life of tribal members;

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 Atoka 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 tract of land located in the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) and in the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 9, Township 2 South, Range 11 East of the Indian Base and Meridian, Atoka County, Oklahoma, being more particularly described as follows:

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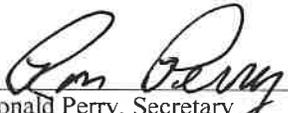
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BE IT FURTHER ENACTED by the Tribal Council that this Bill be cited as approval to continue the property's current utilization to facilitate self-determination and provide governmental services to Tribal citizens which include a tribal community center,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

CERTIFICATION

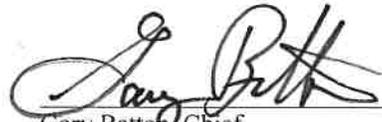
I, the undersigned, as speaker of the Tribal Council of the Choctaw Nation of Oklahoma, do hereby certify that the Tribal Council is composed of twelve (12) seats. Eight (8) members must be present to constitute a quorum. I further certify that twelve (12) members answered roll call and that a quorum 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-95 -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 Bill: The purpose of this bill is to request that certain land in Atoka County 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 ATOKA 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



Atoka County – TAL-157 - 16.09 Acres

Community Building

Clinic

Wellness Center

Headstart