

**TO AUTHORIZE THE CHIEF TO PLACE PROPERTY IN BRYAN COUNTY IN TRUST  
STATUS WITH THE UNITED STATES OF AMERICA**

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

**ANTHONY DILLARD INTRODUCED THE FOLLOWING COUNCIL BILL**

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**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, Section 4 and 7 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 50.28 acres of real property located on the Southside of Choctaw Road and Westside of U.S. Highway 69/75 Business a/k/a South 9<sup>th</sup> Avenue, within the City of Durant, Bryan County, Oklahoma. The subject property is contiguous to trust land on the west boundary, and located within the recognized former reservation and current jurisdictional boundaries of the Nation. The property is described as follows:

A tract of land lying within the E½ NE¼ and SE¼ SW¼ and NE¼ of Section 13, Township 7 South, Range 8 East, Indian Meridian, Bryan County, Oklahoma lying and being West of U.S. Highway 69/75 Business Right-of-way, more particularly described with True bearings as follows: Beginning at the Northeast corner of said Section 13; thence South 00 degrees 04 minutes 48 seconds East, along the East line of the NE¼, a distance of 510.90 feet to a point on the present West Right-of-way line of U.S. Highway 69/75 Business; thence along said West Right-of-way line of U.S. Highway 69/75 Business for the following five (5) courses:

- (1) thence South 39 degrees 09 minutes 32 seconds West, a distance of 404.17 feet;
- (2) thence South 39 degrees 13 minutes 43 seconds West, a distance of 1860.83 feet;
- (3) thence South 60 degrees 55 minutes 52 seconds West, a distance of 107.63 feet;
- (4) thence South 39 degrees 42 minutes 22 seconds West, a distance of 600.02 feet;
- (5) thence North 72 degrees 07 minutes 09 seconds West, a distance of 69.77 feet to a point on the East line of the NW¼NW¼SE¼; thence North 00 degrees 02 minutes 03 seconds West, along the East line of the NW¼NW¼SE¼, a distance of 122.20 feet to the Northeast corner thereof; thence North 00 degrees 03 minutes 54 seconds West,

along the West line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , a distance of 660.29 feet to the Northwest corner thereof; South 89 degrees 52 minutes 05 seconds East, along the North line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , a distance of 659.57 feet to the Northeast corner thereof; thence North 00 degrees 04 minutes 12 seconds West, along the West line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , a distance of 660.23 feet to the Northwest corner thereof; thence North 00 degrees 04 minutes 12 seconds West, along the West line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , a distance of 1320.45 feet to the Northwest corner thereof; thence South 89 degrees 51 minutes 08 seconds East, along the North line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , a distance of 1318.80 feet to the Point of Beginning, have an area of 47.47 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST; AND

a tract of land lying within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 18, Township 7 South, Range 9 East, Indian Meridian, Bryan County, Oklahoma, lying and being West of U.S. Highway 69/75 Business West Right-of-way, more particularly described with True bearings as follows: Beginning at the Northwest corner of said Section 18; thence North 89 degrees 56 minutes 44 seconds East, along the North line of the NW $\frac{1}{4}$ , a distance of 458.80 feet to a point on the West Right-of-way line of U.S. Highway 69/75 Business, recorded in Book 1, Page 391 in the office of the Bryan County Clerk; thence South 39 degrees 09 minutes 32 seconds West along said Right-of-way, a distance of 451.04 feet; thence along the West Right-of-way line of U.S. Highway 69/75 Business, recorded in Book 1233, Page 771 in the Office of the Bryan County Clerk for the following two (2) courses:

(1) thence South 57 degrees 03 minutes 34 seconds West, a distance of 105.09 feet;

(2) thence South 39 degrees 09 minutes 32 seconds West, a distance of 134.71 feet to a point on the West line of the NW $\frac{1}{4}$ ; thence North 00 degrees 04 minutes 48 seconds West, along the West line of the NW $\frac{1}{4}$ , a distance of 510.90 feet to the Point of Beginning, having an area of 2.81 acres, more or less, LESS AND EXCEPT ANY AND ALL MINERAL INTEREST.

"This description and these deeds are 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 following: 1. Management Solutions, Incorporated, dated October 12, 2007, and recorded in **Book 1171, Page 0670**, Bryan County, Oklahoma; and 2. Thomas Clayton Curtman, Trustee of The Clay Thomas Curtman Trust, Dated November 4<sup>th</sup> 1999, also known as Clay Thomas Curtman Trust, Dated November 4<sup>th</sup> 1999, dated August 18, 2004, and recorded in **Book 1065, Page 694**, Bryan County, Oklahoma; and 3. Eddie Lynn Wagoner and Lynda K. Wagoner, husband and wife, dated July 9, 2012, and recorded in **Book 1314, Page 1133**, Bryan County, Oklahoma; and 4. Buffalo Land Properties, LLC, dated June 14, 2012, and record in **Book 1312, Page 815**, Bryan County, Oklahoma; and 5. Vision Bank, N.A. a National Banking Corporation, dated June 12, 2013, and recorded in **Book 1340, Page 741**, Bryan County, Oklahoma."

**WHEREAS**, the Nation has determined the need for additional trust land to its land base to promote tribal self-determination and sovereignty, self-sufficiency and economic independence, by pursuing economic development opportunities and sustainable income for the Nation. This acquisition will provide tribal employment opportunities and generate revenue from which it can invest into education, health care, housing, job training, and numerous other governmental services provided to tribal members; and

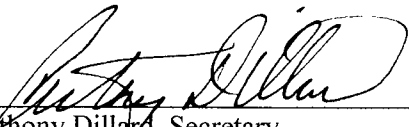
**WHEREAS**, the Nation intends to use the acquired property for a parking lot, temporary construction staging area, parking garage, and Choctaw Lodge; and

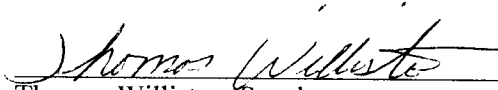
**WHEREAS**, the Nation seeks to request the Secretary of the United States Department of the Interior to accept this fee title to the United States of America to be held by the United States in trust for the benefit of the Choctaw Nation of Oklahoma; and

**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.

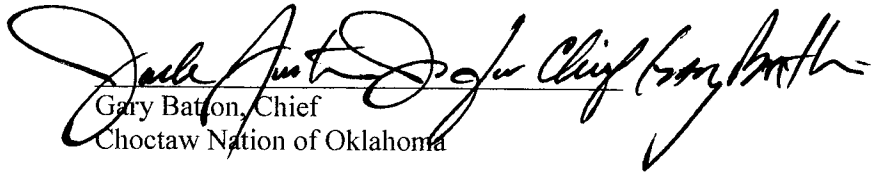
**CERTIFICATION**

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 ten ( 10 ) answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma on March 12, 2016. I further certify that the foregoing Council Bill CB- 76 -16 was adopted at such meeting by the affirmative vote of ten (10 ) members, zero ( 0 ) negative votes and zero ( 0 ) abstaining.

  
Anthony Dillard, Secretary  
Choctaw Nation Tribal Council

  
Thomas Williston, Speaker  
Choctaw Nation Tribal Council

Date: 3-16-16

  
Gary Batton, Chief  
Choctaw Nation of Oklahoma

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OKLAHOMA

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OKLAHOMA

Roberts Road

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TRUST)

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OKLAHOMA

SHEPPER, LEON

SHEPPER, LEON

US Hwy 69

US Hwy 69 Bus  
MKT Railroad

CHOCTAW  
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OKLAHOMA

BOBRICK  
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EMC TEST SYSTEMS

Walnut St

Moore Creek  
DEPT  
TRANS

STATE HWY DEPT OF TRNG

1125 WALDRON  
ROAD LLC

Rodeo Road

WALDRON  
ROAD LLC

KUACHI AREA  
VOL/ONAL/TECH

FIVE NEW  
MILLENNIUM  
GROUP  
INC

WALDRON ST