

Committee: Resource Committee

Date: 8-3-17

Committee Date: 8-15-17

Author: Ginger Reeves

Sponsor: Victoria Vazquez

**RESOLUTION NO. 62-17**

**COUNCIL OF THE CHEROKEE NATION**

**A RESOLUTION AUTHORIZING A GRANT OF EASEMENT FOR RIGHT OF WAY  
FOR THE RENEWAL OF AN EXISTING PIPELINE EASEMENT TO PHILLIPS 66  
CARRIER LLC, CHILOCCO UNITS 4 & 5, KAY COUNTY OKLAHOMA**

**WHEREAS**, the Cherokee Nation since time immemorial has exercised the sovereign rights of self-government in behalf of the Cherokee people;

**WHEREAS**, the Cherokee Nation is a federally recognized Indian Nation with a historic and continual government to government relationship with the United States of America;

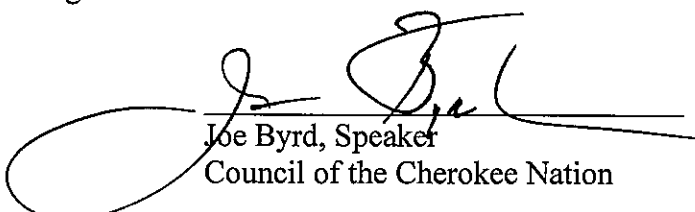
**WHEREAS**, Phillips 66 Carrier LLC, 1000 South Pine Street, Ponca City OK, requests the renewal of a 10-inch pipeline easement across Chilocco Units 4 & 5 located on USA in Trust land for Cherokee Nation in part of Sections 13, 24 & 25, Township 29 North, Range 2 East, Kay County, Oklahoma. The easement will be for a term of twenty (20) years. The complete legal description can be found on the survey which is attached;

**WHEREAS**, Cherokee Nation will be compensated fair market / appraised value for the grant of easement for right-of-way pursuant to *Title 25 CFR §169.114*;

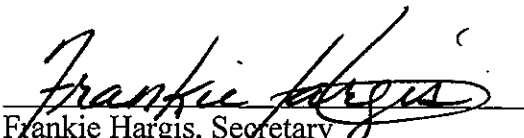
**BE IT RESOLVED BY THE CHEROKEE NATION**, that the Principal Chief of Cherokee Nation, Bill John Baker, and/or his authorized designee(s) be authorized to enter into the above described grant of easement for right-of-way, in accordance with *25 CFR § 169* and the *Bureau of Indian Affairs Policy and Procedure* for the grant of easement for right-of-way of land owned by United States of America in Trust for Cherokee Nation.

**CERTIFICATION**

The foregoing resolution was adopted by the Council of the Cherokee Nation at a duly called meeting on the 11<sup>th</sup> day of September, 2017, having 17 members present, constituting a quorum, by the vote of 17 yea; 0 nay; 0 abstaining.

  
Joe Byrd, Speaker  
Council of the Cherokee Nation

**ATTEST:**

  
Frankie Hargis, Secretary  
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 13 day of September, 2017.



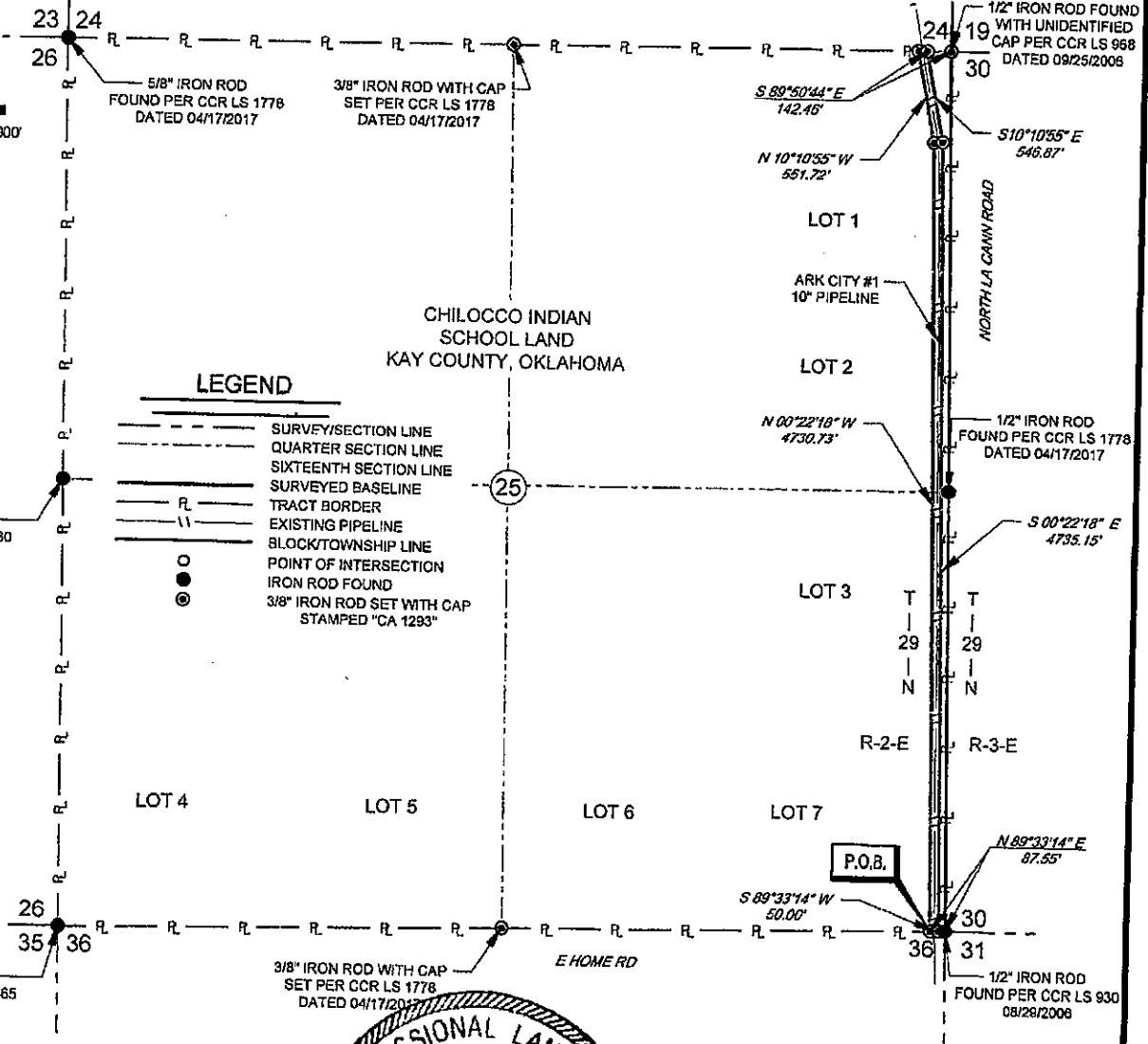
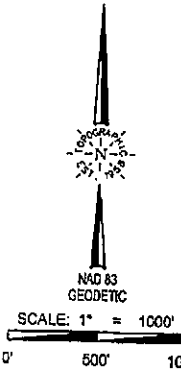
Bill John Baker, Principal Chief  
Cherokee Nation

**ATTEST:**



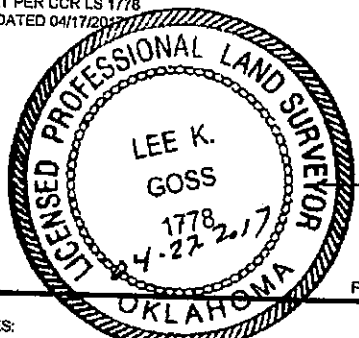
Chuck Hoskin, Jr., Secretary of State  
Cherokee Nation

**EXHIBIT "A"**  
 SECTION 25, T-29-N, R-2-E  
 KAY COUNTY, OKLAHOMA  
 CHILOCCO INDIAN SCHOOL LAND  
 PIPELINE EASEMENT  
 264,138.15 SQUARE FEET OR 6.06 ACRES



**LEGEND**

	SURVEY/SECTION LINE
	QUARTER SECTION LINE
	SIXTEENTH SECTION LINE
	SURVEYED BASELINE
	TRACT BORDER
	EXISTING PIPELINE
	BLOCK/TOWNSHIP LINE
	POINT OF INTERSECTION
	IRON ROD FOUND
	3/8\"/>



*Lee K. Goss*  
 Lee K. Goss, P.L.S. No. 1778

**SURVEYED ON THE GROUND:**  
**APRIL 19, 2017**  
 Field note description of even date accompanies this plat.

**TOPOGRAPHIC**  
 LOYALTY INNOVATION LEGACY  
 8709 NORTH CLASSEN BLVD. • OKLAHOMA  
 CITY, OKLAHOMA 73118 TELEPHONE:  
 (405) 843-4847 OR (800) 854-3218 • FAX (405) 843-0875  
 WWW.TOPOGRAPHIC.COM

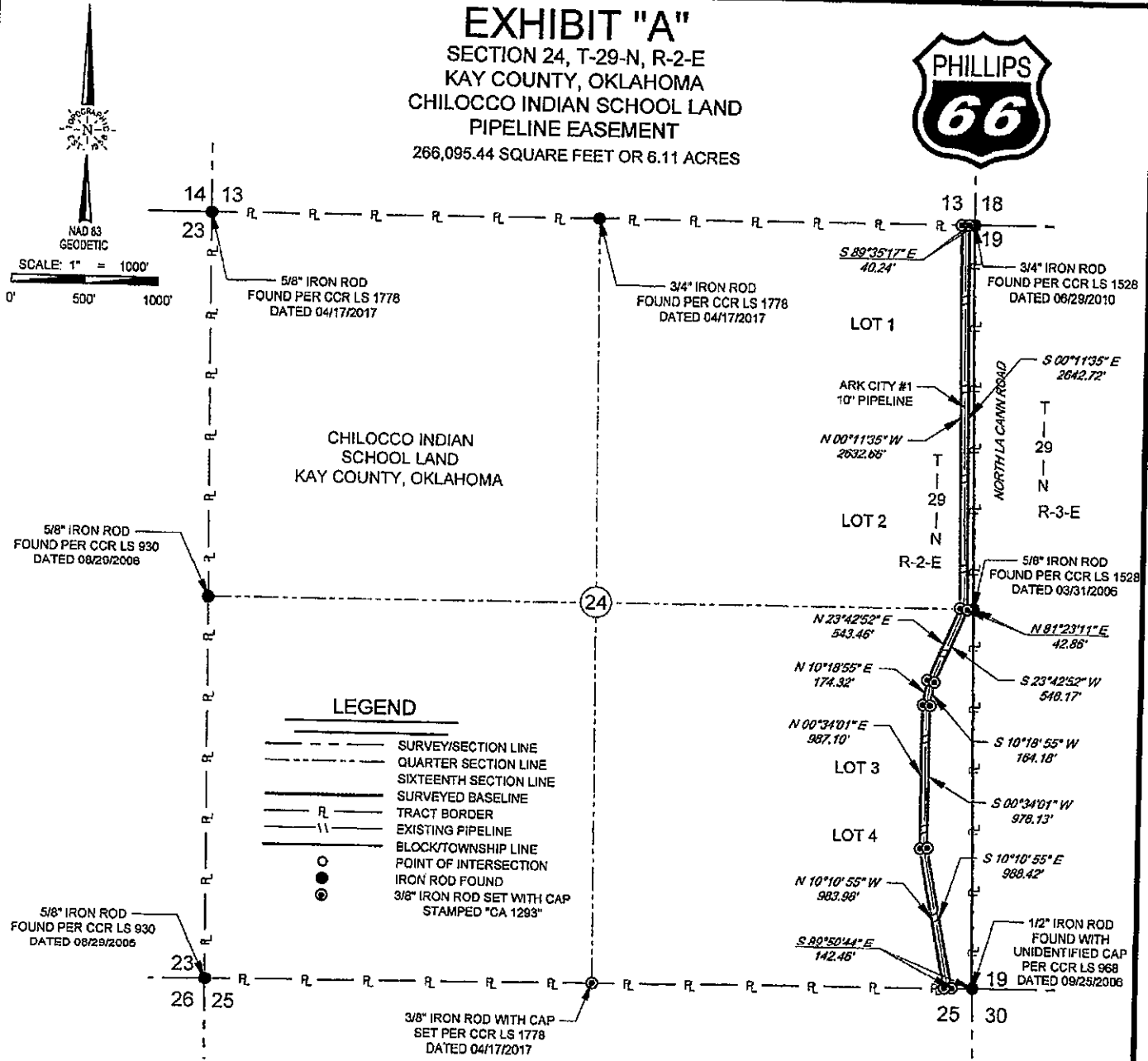
<b>ARKANSAS CITY TO PONCA CITY #1 PIPELINE EASEMENT</b>	REVISION:	
	INT	DATE
DATE: April 25, 2017		
FILE: 80_CHILOCCO INDIAN SCHOOL_03_SEC25		
DRAWN BY: D.D.S.		
SHEET: 1 OF 6		

- NOTES:
1. ORIGINAL DOCUMENT SIZE: 8.5" X 11"
  2. CERTIFICATION IS MADE ONLY TO THE LOCATION OF THIS EASEMENT, IN RELATION TO THE EVIDENCE FOUND DURING A FIELD SURVEY, MADE ON THE GROUND, UNDER MY SUPERVISION, AND USING DOCUMENTATION PROVIDED BY PHILLIPS 66 COMPANY. ONLY UTILITIES/EASEMENTS THAT WERE VISIBLE ON THE DATE OF THIS SURVEY, WITHIN/ADJOINING THIS EASEMENT, HAVE BEEN LOCATED AS SHOWN HEREON OF WHICH I HAVE KNOWLEDGE. THIS CERTIFICATION IS LIMITED TO THOSE PERSONS OR ENTITIES SHOWN ON THE FACE OF THIS PLAT AND IS NON-TRANSFERABLE, AND MADE FOR THIS TRANSACTION ONLY.
  3. ADJOINER INFORMATION SHOWN FOR INFORMATIONAL PURPOSES ONLY.
  4. P.O.B. = BEGINNING OF LINE
  5. P.O.E. = END OF LINE

# EXHIBIT "A"

## SECTION 24, T-29-N, R-2-E KAY COUNTY, OKLAHOMA CHILOCCO INDIAN SCHOOL LAND PIPELINE EASEMENT

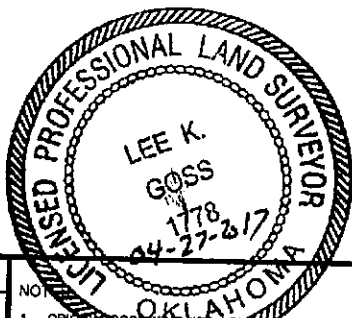
266,095.44 SQUARE FEET OR 6.11 ACRES



**LEGEND**

	SURVEY/SECTION LINE
	QUARTER SECTION LINE
	SIXTEENTH SECTION LINE
	SURVEYED BASELINE
	TRACT BORDER
	EXISTING PIPELINE
	BLOCK/TOWNSHIP LINE
	POINT OF INTERSECTION
	IRON ROD FOUND
	3/8" IRON ROD SET WITH CAP STAMPED "CA 1293"

**TOPOGRAPHIC**  
LOYALTY INNOVATION LEGACY  
8709 NORTH CLASSEN BLVD. • OKLAHOMA  
CITY, OKLAHOMA 73118 TELEPHONE:  
(405) 843-4847 OR (800) 654-3218 • FAX (405) 843-0975  
WWW.TOPOGRAPHIC.COM



*Lee K. Goss*  
Lee K. Goss, P.L.S. No. 1778

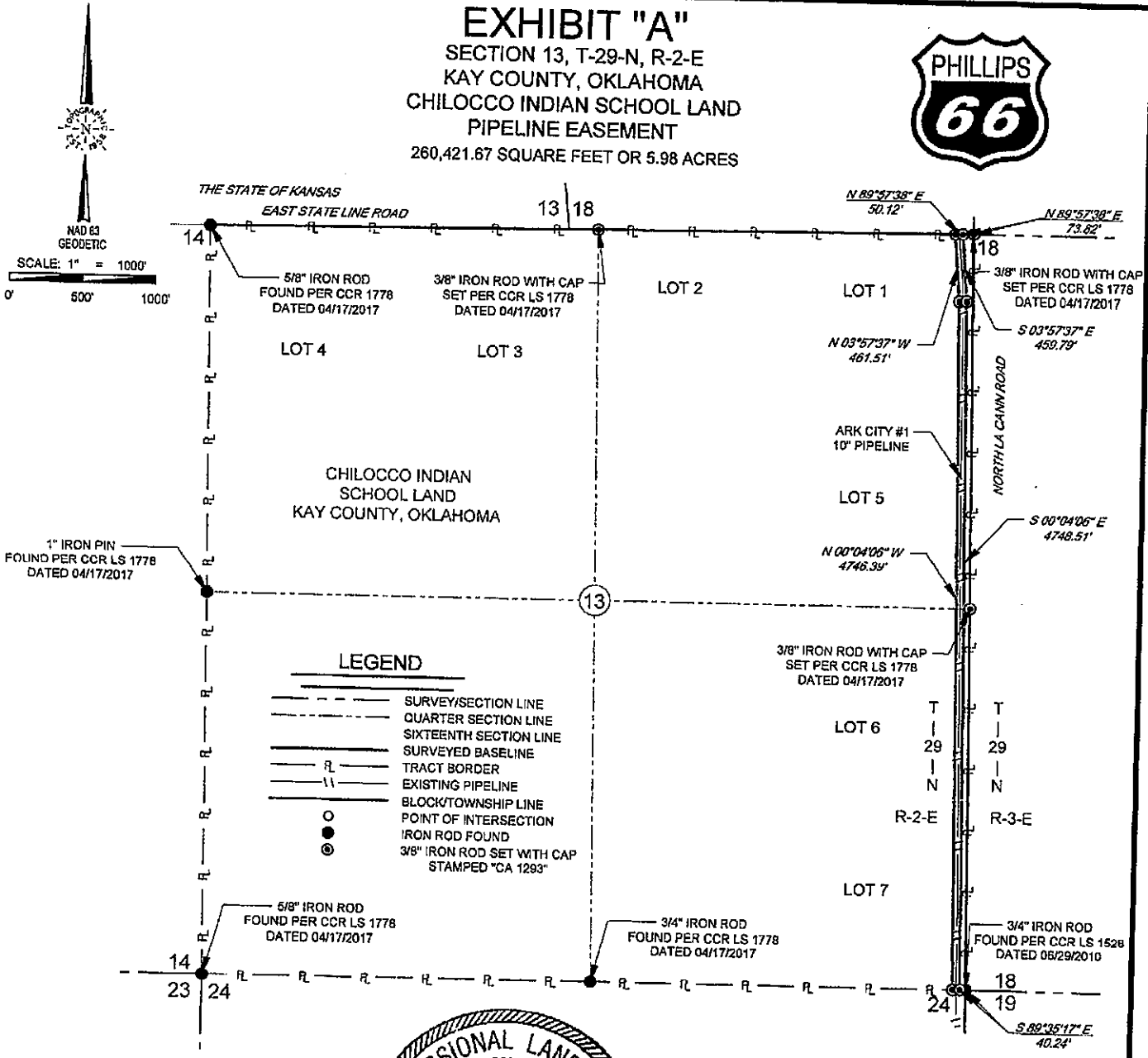
**SURVEYED ON THE GROUND:  
APRIL 19, 2017**

Field note description of even date accompanies this plat.

<b>ARKANSAS CITY TO PONCA CITY #1 PIPELINE EASEMENT</b>	REVISION:	
	INT	DATE
DATE: April 25, 2017		
FILE: 80_CHILOCCO_INDIAN_SCHOOL_08_SEC24		
DRAWN BY: D.D.S.		
SHEET: 2 OF 6		

- NOT TO SCALE
1. ORIGINAL DOCUMENT SIZE
  2. CERTIFICATION OF THE LOCATION OF THIS EASEMENT, IN RELATION TO THE EVIDENCE FOUND DURING A FIELD SURVEY, MADE ON THE GROUND, UNDER MY SUPERVISION, AND USING DOCUMENTATION PROVIDED BY PHILLIPS 66 COMPANY, ONLY UTILITIES/EASEMENTS THAT WERE VISIBLE ON THE DATE OF THIS SURVEY, WITHIN/ADJOINING THIS EASEMENT, HAVE BEEN LOCATED AS SHOWN HEREON OF WHICH I HAVE KNOWLEDGE. THIS CERTIFICATION IS LIMITED TO THOSE PERSONS OR ENTITIES SHOWN ON THE FACE OF THIS PLAT AND IS NON-TRANSFERABLE, AND MADE FOR THIS TRANSACTION ONLY.
  3. ADJOINER INFORMATION SHOWN FOR INFORMATIONAL PURPOSES ONLY.
  4. P.O.B. = BEGINNING OF LINE
  5. P.O.E. = END OF LINE

**EXHIBIT "A"**  
 SECTION 13, T-29-N, R-2-E  
 KAY COUNTY, OKLAHOMA  
 CHILOCCO INDIAN SCHOOL LAND  
 PIPELINE EASEMENT  
 260,421.67 SQUARE FEET OR 5.98 ACRES



**LEGEND**

	SURVEY/SECTION LINE
	QUARTER SECTION LINE
	SIXTEENTH SECTION LINE
	SURVEYED BASELINE
	TRACT BORDER
	EXISTING PIPELINE
	BLOCK/TOWNSHIP LINE
	POINT OF INTERSECTION
	IRON ROD FOUND
	3/8" IRON ROD SET WITH CAP STAMPED "CA 1293"



*Lee K. Goss*  
 Lee K. Goss, P.L.S. No. 1778

SURVEYED ON THE GROUND:  
 APRIL 19, 2017  
 Field note description of even date accompanies this plat.

**TOPOGRAPHIC**  
 LOYALTY INNOVATION LEGACY  
 6709 NORTH CLASSEN BLVD. • OKLAHOMA  
 CITY, OKLAHOMA 73116 TELEPHONE:  
 (405) 843-4847 OR (800) 654-3219 • FAX (405) 843-0975  
 WWW.TOPOGRAPHIC.COM

ARKANSAS CITY TO PONCA CITY #1 PIPELINE EASEMENT	REVISION:	
	INT	DATE
DATE: April 25, 2017		
FILE: 90_CHILOCCO_INDIAN_SCHOOL_08_SEC13		
DRAWN BY: D.D.S.		
SHEET: 3 OF 6		

- NOTES:
1. ORIGINAL DOCUMENT SIZE: 8.5" X 11"
  2. CERTIFICATION IS MADE ONLY TO THE LOCATION OF THIS EASEMENT, IN RELATION TO THE EVIDENCE FOUND DURING A FIELD SURVEY, MADE ON THE GROUND, UNDER MY SUPERVISION, AND USING DOCUMENTATION PROVIDED BY PHILLIPS 66 COMPANY. ONLY UTILITIES/EASEMENTS THAT WERE VISIBLE ON THE DATE OF THIS SURVEY, WITHIN ADJOINING THIS EASEMENT, HAVE BEEN LOCATED AS SHOWN HEREON OF WHICH I HAVE KNOWLEDGE. THIS CERTIFICATION IS LIMITED TO THOSE PERSONS OR ENTITIES SHOWN ON THE FACE OF THIS PLAT AND IS NON-TRANSFERABLE, AND MADE FOR THIS TRANSACTION ONLY.
  3. ADJOINER INFORMATION SHOWN FOR INFORMATIONAL PURPOSES ONLY.
  4. P.O.B. = BEGINNING OF LINE
  5. P.O.E. = END OF LINE

SECTIONS 13, 24 AND 25 T-29-N, R-2-E  
KAY COUNTY, OKLAHOMA  
CHILOCCO INDIAN SCHOOL LAND  
PIPELINE EASEMENT

April 25, 2017  
Sheet 4 of 6

A permanent pipeline easement being 50.00 feet in width, and lying 25.00 feet on each side of the existing centerline of a 10" pipeline situated in Sections 13, 24 and 25, Township 29 North, Range 2 East, in Kay County, Oklahoma, and being more particularly described as follows:

BEGINNING (P.O.B.) at a set 3/8-inch iron rod with cap stamped "CA 1293" for the Southwest corner of said pipeline easement on the South line of said Section 25, from which a 1/2-inch iron rod found per CCR LS 930 Dated: 08/29/2006 for the Southeast corner of said Section 25 bears: North 89°33'14" East, a distance of 87.55 feet;

THENCE North 00°22'18" West, a distance of 4730.93 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the West line of said pipeline easement,

THENCE North 10°10'55" West, a distance of 551.72 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the West line of said pipeline easement, also being in the North line of said Section 25 and the South line of Section 24, from which a 1/2-inch iron rod found with a unidentified cap per CCR LS 968 Dated: 09/25/2006 bears: South 89°50'44" East, a distance of 193.28 feet,

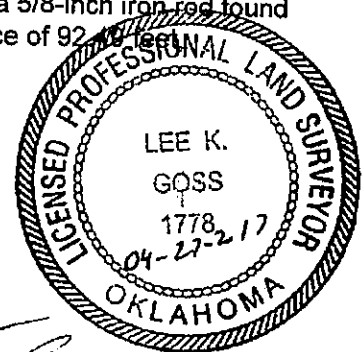
THENCE North 10°10'55" West, a distance of 983.98 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the West line of said pipeline easement,

THENCE North 00°34'01" East, a distance of 987.10 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the West line of said pipeline easement,

THENCE North 10°18'55" East, a distance of 174.32 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the West line of said pipeline easement,

THENCE North 23°42'52" East, a distance of 543.46 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the West line of said pipeline easement, from which a 5/8-inch iron rod found per CCR LS 1528 Dated: 03/31/2006 bears: South 87°31'20" East a distance of 92.04 feet,

THENCE North 00°11'35" West, a distance of 2632.66 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the Westline of said pipeline easement, also being in the North line of said Section 24 and in the South line of said Section 13, from which a 3/4-inch iron rod found per CCR LS 1528 Dated: 06/29/2010 bears: South 89°35'17" East a distance of 90.24 feet,



Lee K. Goss, P.L.S. No. 1778

SURVEYED ON THE GROUND:

APRIL 19, 2017

Field note description of even date accompanies this plat.

Topographic Land Surveyors  
6709 North Classen Blvd,  
Oklahoma City, Oklahoma 73116

PHILLIPS 66 COMPANY

SECTIONS 13, 24 AND 25 T-29-N, R-2-E  
KAY COUNTY, OKLAHOMA  
CHILOCCO INDIAN SCHOOL LAND  
PIPELINE EASEMENT

April 25, 2017  
Sheet 5 of 6

(Continued from Sheet 4)

THENCE North 00°04'06" West, a distance of 4746.39 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the West line of said pipeline easement,

THENCE North 03°57'37" West, a distance of 461.51 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" being the Northwest corner of said pipeline easement, being in the North line of said Section 13;

THENCE North 89°57'38" East, a distance of 50.12 feet in the North line of said Section 13 to a set 3/8-inch iron rod with cap stamped "CA 1293" being the Northeast corner of said pipeline easement, from which a 3/8-inch iron rod with cap set per CCR LS 1778 Dated: 04/17/2017 and being the Northeast corner of said Section 13, bears: North 89°57'38" East a distance of 73.82 feet,

THENCE South 03°57'37" East, a distance of 459.79 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the East line of said pipeline easement,

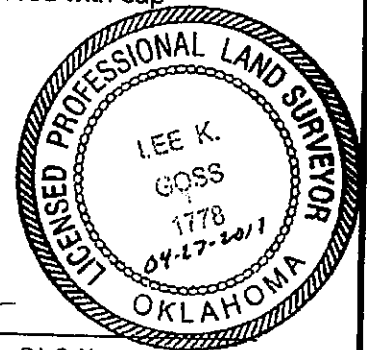
THENCE South 00°04'06" East, a distance of 4748.51 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the East line of said pipeline easement, in the South line of said Section 13, and also being in the North line of said Section 24, from which a 3/4-inch iron rod found per CCR LS 1528 Dated: 06/29/2010 bears: South 89°35'17" East a distance of 40.24 feet,

THENCE South 00°11'35" East, a distance of 2642.72 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the East line of said pipeline easement, from which a 5/8-inch iron rod found per CCR LS 1528 Dated: 03/31/2006 bears: North 81°23'11" East a distance of 42.86 feet,

THENCE South 23°42'52" West, a distance of 548.17 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the East line of said pipeline easement,

THENCE South 10°18'55" West, a distance of 164.18 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the East line of said pipeline easement,

THENCE South 00°34'01" West, a distance of 978.13 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the East line of said pipeline easement,



A handwritten signature in black ink, appearing to read "L. K. Goss", written over a horizontal line.

Topographic Land Surveyors  
6709 North Classen Blvd,  
Oklahoma City, Oklahoma 73116

Lee K. Goss, P.L.S. No. 1778  
SURVEYED ON THE GROUND:  
APRIL 19, 2017

Field note description of even date accompanies this plat.

PHILLIPS 66 COMPANY

SECTIONS 13, 24 AND 25 T-29-N, R-2-E  
KAY COUNTY, OKLAHOMA  
CHILOCCO INDIAN SCHOOL LAND  
PIPELINE EASEMENT

April 25, 2017  
Sheet 6 of 6

(Continued from Sheet 5)

THENCE South  $10^{\circ}10'55''$  East, a distance of 988.42 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the East line of said pipeline easement, and being in the South line of said Section 24, also being in the North line of said Section 25, from which a 1/2-inch iron rod found with a unidentified cap per CCR LS 968 Dated: 09/25/2006 bears: South  $89^{\circ}50'44''$  East a distance of 142.46 feet,

THENCE South  $10^{\circ}10'55''$  East, a distance of 546.87 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" in the East line of said pipeline easement,

THENCE South  $00^{\circ}22'18''$  East, a distance of 4735.15 feet to a set 3/8-inch iron rod with cap stamped "CA 1293" being the Southeast corner of said pipeline easement,

THENCE South  $89^{\circ}33'14''$  West, a distance of 50.00 feet to the POINT OF BEGINNING.

The above surveyed easement traverses the said Sections 13, 24 and 25, for a total area of easement being 790,655.26 square feet or 18.15 acres of land in all.

All bearings and distances contained herein are geodetic.

This description was prepared on April 25, 2017 by Lee K. Goss, an Oklahoma Licensed Land Surveyor PLS number 1778.



Lee K. Goss, P.L.S. No. 1778

SURVEYED ON THE GROUND:

APRIL 19, 2017

Field note description of even date accompanies this plat.

Topographic Land Surveyors  
6709 North Classen Blvd,  
Oklahoma City, Oklahoma 73116



**Administrative Clearance**

Program/Project Manager

Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Department Director:

*Ginger Reeves* 7/25/17  
Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Executive Director:

Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Controller: (If Needed)

Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Government Resources Dept:

Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Administration Approval:

*[Signature]* 8/3/17  
Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

**Cherokee Nation  
Act /Resolution Proposal Form**

Act

Resolution

TITLE: A Resolution Authorizing a Grant of Easement for Right of Way for the renewal of an existing pipeline easement to Phillips 66 Carrier LLC, Chilocco Units 4 & 5 Kay County Oklahoma

DEPARTMENT CONTACT: GINGER REEVES

RESOLUTION PRESENTER: GINGER REEVES

SPONSOR: Victoria Vazquez

**NARRATIVE:**

The request set forth in the attached Resolution is for a grant of easement for Right-of-Way from Cherokee Nation to the Phillips 66 Carrier LLC, for the renewal of a 10" pipeline for refined products for a term of 20 years. The easement will be USA in Trust land for Cherokee Nation on Chilocco Units 4 & 5 located in Sections 13, 24 & 25, Township 29 North, Range 2 East, Kay County, Oklahoma. Cherokee Nation will be paid fair market value for the easement.

**Legislative Clearance**

Legislative Aide:

*[Signature]* 8/3/17  
Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Standing Committee:

*Resource*

8/15/17  
Next Meeting Date

Chairperson:

Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Returned to Presenter: \_\_\_\_\_  
Date \_\_\_\_\_

IF FURTHER INFORMATION IS NEEDED, PLEASE CONTACT GINGER REEVES, REAL ESTATE SERVICES DIRECTOR, EXT. 5675 OR JOEL BEAN, REALTY SPECIALIST III, EXT. 3697