

RESOLUTION NO. 105-09

COUNCIL OF THE CHEROKEE NATION

A RESOLUTION AUTHORIZING A GRANT OF EASEMENT FOR RIGHT OF WAY AND SERVICE LINE AGREEMENT OVER, IN, UPON & ACROSS USA IN TRUST LAND IN DELAWARE COUNTY BETWEEN CHEROKEE NATION & ARKANSAS OKLAHOMA GAS CORPORATION FOR A NATURAL GAS LINE EASEMENT

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, Arkansas Oklahoma Gas Corporation desires permission to construct lay and maintain a Natural Gas line over, in, upon and across Cherokee Nation Tribal Trust land, the natural gas line will be located in part of the SE¼ SE¼ of Section 30, T20N, R26E Delaware County, Oklahoma;


WHEREAS, Cherokee Nation waives compensation as this Natural Gas line will benefit CNE & CN as well as Tribal members in the aforementioned area of Delaware County;

WHEREAS, 25 CFR § 169 states agreement shall be executed by and between the tribe or legally authorized occupant and the applicant before any work by the applicant may be undertaken for the construction of a Right of Way Easement across tribal land.


BE IT RESOLVED BY THE CHEROKEE NATION, that the person(s) authorized to sign required documents necessary to execute said Right of Way Easement be Chad Smith, Principal Chief of the Cherokee Nation, and/or his authorized designee(s).

CERTIFICATION

The foregoing resolution was adopted by the Council of the Cherokee Nation at a duly called meeting on the 19th day of October, 2009, having 17 members present, constituting a quorum, by the vote of 17 yea; 0 nay; 0 abstaining.


Meredith A. Frailey, Speaker
Council of the Cherokee Nation

ATTEST:

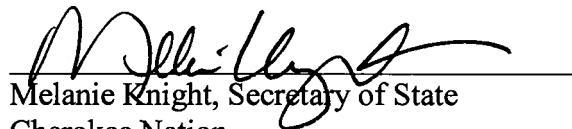

Don Garvin, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 21st. day of October, 2009.



Chadwick Smith, Principal Chief
Cherokee Nation

ATTEST:



Melanie Knight, Secretary of State
Cherokee Nation

09-01-09P02:50 RCVD

Administrative Clearance

Program/Project Manager

Signature/Initial _____ Date _____

Department Director: *[Signature]* 9/1/09
Signature/Initial _____ Date _____

Executive Director: _____
Signature/Initial _____ Date _____

Signature/Initial _____ Date _____

Controller: (If Needed)

Signature/Initial _____ Date _____

Government Resources Dept:
[Signature] 9/1/09
Signature/Initial _____ Date _____

Administration Approval: *[Signature]*
Signature/Initial _____ Date _____

Legislative Clearance

Legislative Aide: *[Signature]* 9/1/09
Signature/Initial _____ Date _____

Standing Committee: *[Signature]*
9-14-09
Next Meeting Date

Chairperson: *[Signature]*
Signature/Initial _____ Date _____

Returned to Presenter: _____
Date _____

**Cherokee Nation
Act /Resolution Proposal Form**

Act Resolution

TITLE: AUTHORIZING A GRANT OF EASEMENT FOR RIGHT OF WAY OVER AND SERVICE LINE AGREEMENT, IN, UPON & ACROSS USA IN TRUST LAND IN DELAWARE COUNTY BETWEEN CHEROKEE NATION AND ARKANSAS OKLAHOMA GAS CORPORATION FOR A NATURAL GAS LINE EASEMENT

DEPARTMENT CONTACT: LINDA DONELSON

RESOLUTION PRESENTER: LINDA DONELSON

SPONSOR: CURTIS SNELL

NARRATIVE:

The request set forth in the attached resolution is a Grant of Easement for Right of Way across Cherokee Nation Tribal Trust land for authorization of a Natural Gas Line. The line will benefit CNE & CN as well as Tribal members in the surrounding area of Delaware County. The easement will be located in Section 30, T20N, R26E, Delaware County

IF FURTHER INFORMATION IS NEEDED, PLEASE CONTACT LINDA DONELSON, REAL ESTATE SERVICES DIRECTOR, AT 453-5236 OR JOEL BEAN AT 207-3967.