

Committee: Resource

Author: Ginger Reeves

Date: 04-30-2019

Committee Date: 05/13/2016

Sponsor: Shawn Crittenden

RESOLUTION NO. 24-19

COUNCIL OF THE CHEROKEE NATION

**A RESOLUTION AUTHORIZING CHEROKEE NATION TO LEASE TRIBAL TRUST
LAND TO THE CHERRY TREE RURAL WATER DISTRICT, INC., CONTAINING
0.75 ACRES M/L**

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, the Cherry Tree Rural Water District wishes to lease the 0.75 acre tract for a term of five (5) years, with an option to renew for an additional five (5) year term. A tract of land being part of the SE NE NE of Section 23, Township 15 North, Range 24 East, more particularly described as follows: Beginning as a point 830.00 feet South and S54°55'W 282.84 feet of the NE corner of the NE¼ of Sec. 23, T. 15N, R. 24E.; thence South 200.00 feet; thence West 300.00 feet; thence North 55.00 feet to the county road; thence N81°45'E 117.49 feet; thence N70°55'E 91.70 feet; thence N44°40'E 138.05 feet to the P.O.B., containing 0.75 acres more or less and will be leased for \$100.00 per year;

WHEREAS, The Cherokee Nation requests a Waiver of Valuation pursuant to *Title 25 CFR §162.420(a)* the Cherokee Nation has determined that:

1. Cherokee Nation has negotiated compensation satisfactory to the Tribe.
2. Cherokee Nation waives valuation; and
3. Cherokee Nation has determined that accepting such negotiated compensation and waiving valuation is in the best interest of the tribe.

WHEREAS, The Cherokee Nation requests a Waiver of Bond pursuant to *Title 25 CFR §162.434(g)* Cherokee Nation has determined that a waiver of performance bond or alternative form of security is in the best interest of the tribe.

WHEREAS, The Cherokee Nation believes that not having a Compensation Review or adjustment is in the best interest of the tribe pursuant to *Title 25 CFR §162.428(a)*.

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 leasing, with the appraisal and bond waived, in accordance with 25 CFR § 162 and the Bureau of Indian Affairs policy and procedure for leasing 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 10th day of June, 2019, having 17 members present, constituting a quorum, by the vote of 17 yea; 0 nay; 0 abstaining.



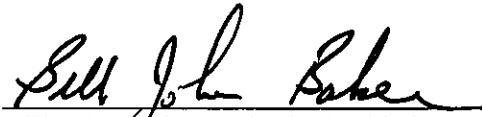
Joe Byrd, Speaker
Council of the Cherokee Nation

ATTEST:



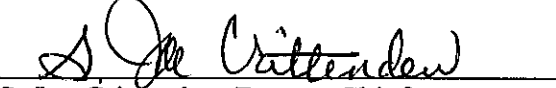
Janees Taylor, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 12th day of June, 2019.



Bill John Baker, Principal Chief
Cherokee Nation

ATTEST:



S. Joe Crittenden, Deputy Chief
Cherokee Nation

Administrative Clearance

Program/Project Manager

Signature/Initial _____ Date _____

Department Director

Signature/Initial _____ Date _____

Executive Director:

Signature/Initial _____ Date _____

Controller: (If Needed)

Signature/Initial _____ Date _____

Government Resources Dept:

Signature/Initial _____ Date _____

Administration Approval

Signature/Initial _____ Date _____

**Cherokee Nation
Act /Resolution Proposal Form**

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Act

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Resolution

TITLE: A Resolution Authorizing Cherokee Nation to Lease Tribal Trust Land to the Cherry Tree Rural Water District, Inc., containing .75 acres m/l

DEPARTMENT CONTACT: GINGER REEVES

RESOLUTION PRESENTER: GINGER REEVES

SPONSOR: Shawn Crittenden

NARRATIVE:

The request set forth in the attached resolution is for Cherokee Nation to lease trust lands to the Cherry Tree Rural Water District Inc., for a term of five (5) years, with an option to renew for additional five (5) years, and an annual rental of \$100.00 per year. Cherokee Nation also requests to waive the bond and appraisal.

Legislative Clearance

Legislative Aide:

Signature/Initial _____ Date _____

Standing Committee:

_____/99

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

APR 30 19 PM 3:03

JUN 13 19 AM 10:29