

Committee: Resource

Author: Ginger Reeves

Date: 04-30-2019

Committee Date: 05/13/2016

Sponsor: Shawn Crittenden

RESOLUTION NO. 25-19

COUNCIL OF THE CHEROKEE NATION

**A RESOLUTION AUTHORIZING A GRANT OF EASEMENT FOR RIGHT OF WAY -
USA IN TRUST FOR CHEROKEE NATION TO MACK & SARAH FLYNN FOR
INGRESS, EGRESS & UTILITIES LOCATED ON CMS UNIT 12**

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, Mack & Sarah Flynn, Rt. 5 Box 5360 Stilwell, OK 74960, requests a Grant of Easement for Right of Way for 30 years, for Ingress, Egress and Utilities over, in, upon USA in trust land for Cherokee Nation known as CMS-12, described as being part of the N2 NE SE of Section 26, Township 15 North, Range 25 East, Adair County;

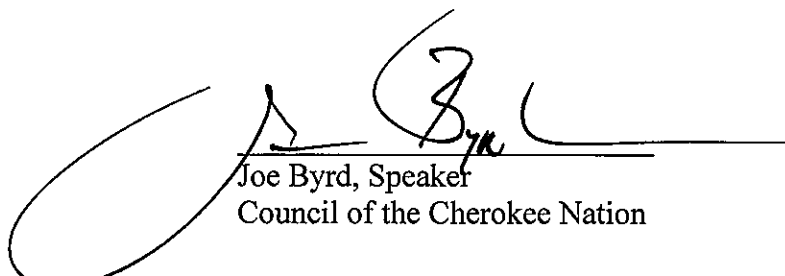
WHEREAS, Cherokee Nation will be compensated fair market / appraised value for the grant of easement for right-of-way pursuant to *Title 25 CFR §169.114*;

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.

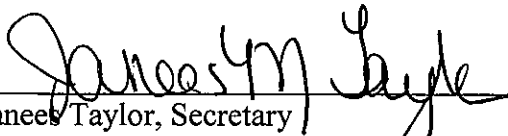
BE IT RESOLVED BY THE CHEROKEE NATION, that the Principal Chief of Cherokee Nation, Bill John Baker, and/or his authorized designee(s) be authorized to enter into the above described grant of easement for right-of-way, in accordance with *25 CFR § 169* and the *Bureau of Indian Affairs Policy and Procedure*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

CERTIFICATION

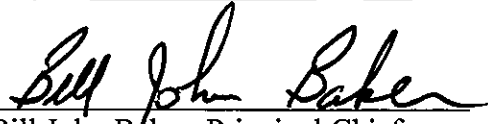
The foregoing resolution was adopted by the Council of the Cherokee Nation at a duly called meeting on the 10th day of June, 2019, having 17 members present, constituting a quorum, by the vote of 17 yea; 0 nay; 0 abstaining.


Joe Byrd, Speaker
Council of the Cherokee Nation

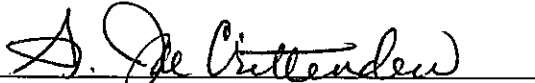
ATTEST:


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 4/26/19

Executive Director:

Signature/Initial _____ Date _____

Controller: (If Needed)

Signature/Initial _____ Date _____

Government Resources Dept:

Signature/Initial _____ Date _____

Administration Approval:

Signature/Initial _____ Date 4/30/19

**Cherokee Nation
Act /Resolution Proposal Form**

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Act

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Resolution

TITLE: A RESOLUTION AUTHORIZING A GRANT OF EASEMENT FOR RIGHT OF WAY - USA IN TRUST FOR CHEROKEE NATION TO MACK & SARAH FLYNN FOR INGRESS, EGRESS & UTILITIES LOCATED ON CMS UNIT 12

DEPARTMENT CONTACT: GINGER REEVES

RESOLUTION PRESENTER: GINGER REEVES

SPONSOR:

Shawn Crittendon

NARRATIVE:

The request set forth in the attached Resolution is for a grant of easement for Right-of-Way from land held in Trust for Cherokee Nation to Mack & Sarah Flynn, for Ingress, Egress & Utilities located on United States of America in Trust for Cherokee Nation property known as CMS-12, described as part of the N2 NE NE of Section 26, Township 15 North, Range 25 East, Adair County, Oklahoma, Cherokee Nation will be compensated fair market value for the easement.

Legislative Clearance

Legislative Aide:

Signature/Initial _____ Date 4/30/19

Standing Committee:

Resource 5/13/19

/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