



# Council of the Cherokee Nation

Cherokee Nation Tribal  
Council  
17763 S. Muskogee Ave.  
Tahlequah, OK 74464

## Legislation Details (With Text)

<b>File #:</b>	19-029	<b>Version:</b>	1	<b>Name:</b>	N/A
<b>Type:</b>	Resolution	<b>Status:</b>	Passed		
<b>File created:</b>	4/30/2019	<b>In control:</b>	TRIBAL COUNCIL		
<b>On agenda:</b>	5/13/2019	<b>Final action:</b>	6/13/2019		
<b>Enactment date:</b>	6/10/2019	<b>Enactment #:</b>	R-024-19		
<b>Title:</b>	A RESOLUTION AUTHORIZING CHEROKEE NATION TO LEASE TRIBAL TRUST LAND TO THE CHERRY TREE RURAL WATER DISTRICT, INC., CONTAINING 0.75 ACRES M/L				
<b>Sponsors:</b>	Shawn Crittenden				
<b>Indexes:</b>	Lease, Rural Water District				
<b>Code sections:</b>	N/A - Not Applicable				
<b>Attachments:</b>	1. R-24-19.PDF				

Date	Ver.	Action By	Action	Result
6/13/2019	1	OFFICE OF THE CHIEF	Signed	
6/10/2019	1	TRIBAL COUNCIL	Approved	Pass
5/13/2019	1	RESOURCE COMMITTEE	Approved and Forwarded to Council	Pass

### **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.