



Council of the Cherokee Nation

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

Legislation Details (With Text)

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On agenda:	10/12/2021	Final action:	10/19/2021		
Enactment date:	10/12/2021	Enactment #:	R-056-21		
Title:	A RESOLUTION AUTHORIZING THE ACCEPTANCE OF LAND IN TRUST - BALLOU DAY SCHOOL 10 ACRES, CAVE SPRINGS (DRY CREEK) DAY SCHOOL 10 ACRES, MULBERRY HOLLOW DAY SCHOOL 18.72 ACRES, OAK HILL (PINEY) DAY SCHOOL 10 ACRES, OAKS MISSION (ROCKY FORD) DAY SCHOOL 5.0 ACRES AND REDBIRD SMITH DAY SCHOOL 40 ACRES				
Sponsors:	Mike Shambaugh, Daryl Legg, E. O. "JR." Smith, Candessa Tehee, Rex Jordan, Joe Deere				
Indexes:	Land in Trust, School				
Code sections:	N/A - Not Applicable				
Attachments:	1. R-56-21.PDF				

Date	Ver.	Action By	Action	Result
10/19/2021	1	OFFICE OF THE CHIEF	Signed	
10/12/2021	1	TRIBAL COUNCIL	Approved	Pass
10/12/2021	1	RESOURCE COMMITTEE	Approved and Forwarded to Council	Pass

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF LAND IN TRUST - BALLOU DAY SCHOOL 10 ACRES, CAVE SPRINGS (DRY CREEK) DAY SCHOOL 10 ACRES, MULBERRY HOLLOW DAY SCHOOL 18.72 ACRES, OAK HILL (PINEY) DAY SCHOOL 10 ACRES, OAKS MISSION (ROCKY FORD) DAY SCHOOL 5.0 ACRES AND REDBIRD SMITH DAY SCHOOL 40 ACRES

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, Cherokee Nation authorizes the acceptance in Trust for Cherokee Nation of tracts of land identified as follows: Ballou Day School in Mayes County, Cave Springs (aka Dry Creek) Day School in Cherokee County, Mulberry Hollow Day School in Adair County, Oak Hill (aka Piney) Day School in Delaware County, Oaks Mission (aka Rocky Ford) Day School in Cherokee County, and Redbird Smith Day School in Sequoyah County. The above listed Day Schools have been determined by Eastern Oklahoma Region, Bureau of Indian Affairs, United States Department of the Interior, to be eligible for transfer to United States of America in Trust for Cherokee Nation under 40 U.S.C. §523 (a). The former day school properties are further described as follows:

Ballou Day School
Township 19 North, Range 20 East, Mayes County, I.B.&M;
Section 16 SE4 NE4 NW4, Containing 10 acres, more or less;

Cave Springs (aka Dry Creek) Day School
Township 15 North, Range 23 East, Cherokee County, I.B.&M;
Section 35 NE4 SW4 SW4, Containing 10 acres, more or less;

Mulberry Hollow Day School
Township 16 North, Range 24 East, Adair County, I.B.&M;
Section 13 That part of Section 13 beginning at the section corner between Sections 13, 18, 19, and 24;
THENCE, due North along the sixth Guide Meridian 800 feet;
THENCE, North 8° 38' West 626 feet;
THENCE, due South 800 feet;
THENCE, South 89° 38' East along the section line 626 feet to the Point of Beginning, Containing 11.73 acres;
AND

Township 16 North, Range 25 East, Adair County, I.B.&M;
Section 18 That part of Section 18 more particularly described as follows:
BEGINNING at the Section corner between Section 13, 18, 19, and 24;
THENCE, due North along the sixth Guide Meridian 800 feet; **THENCE**, North 89° 53' East 394 feet;
THENCE, due South 800 feet to the section line;
THENCE, South 89° 53' West along the section line 394 feet to the Point of Beginning, Containing a total of 7 acres, more or less;

Oak Hill (aka Piney) Day School
Township 22 North, Range 24 East, Delaware County, I.B.&M;
Section 15 NE4 SE4 SW4, Containing 10 acres, more or less;

Oaks Mission (aka Rocky Ford) Day School
Township 19 North, Range 22 East, Cherokee County, I.B.&M;
Section 12 N2 NW4 SE4 NE4, Containing 5 acres, more or less;

Redbird Smith Day School
Township 13 North, Range 22 East, Sequoyah County, I.B.&M;
Section 30 SW4 SE4, Containing 40 acres, more or less.

NOW, THEREFORE BE IT RESOLVED, that the United States of America is formally requested to transfer the above described six (6) Day Schools to United States of America in Trust for Cherokee Nation.

BE IT RESOLVED BY THE CHEROKEE NATION, that the Principal Chief of Cherokee Nation, Chuck Hoskin, Jr., and/or his authorized designee(s) be authorized to accept from the Secretary of the Interior said tracts of land in Trust for Cherokee Nation in accordance with Bureau of Indian Affairs policy and procedure for the acquisition of land.