



KIOWA TRIBE

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KIOWA LEGISLATURE

RESOLUTION KL-CY-2017-031

RESOLUTION OF THE KIOWA TRIBE LEGISLATURE AUTHORIZING THE BUREAU OF INDIAN AFFAIRS ANADARKO AGENCY AND THE CHAIRMAN OF THE TRIBE TO EXECUTE LEASES FOR FARMING AND GRAZING, OIL AND GAS LEASES, AND RIGHT-OF-WAY ENCUMBRANCES UNDER THE AMERICAN INDIAN PROBATE REFORM ACT (AIPRA).

WHEREAS, the Kiowa Tribe is a federally recognized Indian Tribe with a constitution approved by the Secretary of the Interior, and designed to safeguard tribal rights, powers, privileges to improve the economic, moral, educational, and health status of its members; and

WHEREAS; the Legislature is vested with the authority to pass laws and resolutions pursuant to Article VI, Section 6(a) of the Constitution of the Kiowa Tribe; and

WHEREAS, the Kiowa Tribe receives fractionated land through probate under the American Indian Probate Reform Act, and the Kiowa Tribe Legislature hereby finds it acceptable for the Anadarko Agency to proceed with profitable oil and gas leases, farming and grazing leases, and right-of-ways encumbrances on individual allotted trust properties where the Kiowa Tribe inherited less than or equal to an undivided 5% interest through AIPRA probates; and


NOW THEREFORE BE IT RESOLVED that the Kiowa Tribe Legislature hereby allows the Bureau of Indian Affairs to execute leases for farming and grazing, oil and gas leases, and right of way encumbrances on individual allotted trust properties where the Kiowa Tribe inherited less than or equal to an aggregate 25% or less interest through (AIPRA) American Indian Probate Reform Act and hereby gives the Kiowa Tribal Chairman the authority to sign all farming and grazing, oil and gas, and right-of-ways leases that are held at the Bureau of Indian Affairs Anadarko Agency.

BE IT FURTHER RESOLVED that the Legislature hereby enacts the attached law entitled, "RESOLUTION OF THE KIOWA TRIBE LEGISLATURE AUTHORIZING THE BUREAU OF INDIAN AFFAIRS ANADARKO AGENCY AND THE CHAIRMAN OF THE TRIBE TO EXECUTE LEASES FOR FARMING AND GRAZING, OIL AND GAS LEASES, AND RIGHT-OF-WAY ENCUMBRANCES UNDER THE AMERICAN INDIAN PROBATE REFORM ACT (AIPRA)".




CERTIFICATION

The foregoing resolution **KL-CY-2017-031**, was duly voted upon by the Legislature on **5TH** day of **December 2017**, at a Session with a vote of (**5**) in favor and (**0**) opposed, (**0**) abstaining, and (**2**) absent, pursuant to the authority vested in the Legislature by the Constitution of the Kiowa Tribe.



Rhonda J. Ahhaitty
Secretary of the Legislature



Matthew M. Komalty
Chairman of the Kiowa Tribe

LEGISLATURE - RESOLUTION NO. KL-CY-2017-031:


SPONSOR: Rhonda Ahhaitty, Legislator

CO-SPONSOR(S): _____

LEGISLATORS	YES	NO	ABSTAIN	ABSENT
Rhonda J. Ahhaitty, Secretary	X			
Renee M. Plata, Speaker	X			
Ronald C. Poolaw, Sr.	X			
Dave Geimausaddle	X			
Anita Onco-Johnson				X
Modina Waters				X
Ben Wolf	X			

DELIVERY OF THE RESOLUTION AND LAW TO THE CHAIRMAN

Resolution No. KL-CY-2017-031 was presented to the Chairman of the Kiowa Tribe on the 5th day of December 2017, pursuant to the Article VI, Section 8(a)(iv) of the Constitution of the Kiowa Tribe, and will become effective after signature by the Chairman or veto override by the Legislature, and as otherwise required by the Constitution.



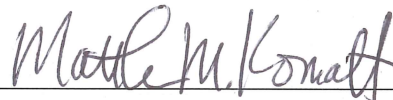
Rhonda Ahhaitty
Secretary of the Legislature

CHAIRMAN'S ACTION:

APPROVED

VETO - RETURNED TO LEGISLATURE WITH EXPLANATION:

On this ____ day of _____, 201__.



Matthew M. Komalty, Chairman

Presented by the Chairman to the Legislature on the 5th day of December , 2017.

LEGISLATURE'S ACTION:

Override of Chairman's veto:

YES

NO

LEGISLATORS	YES	NO	ABSTAIN	ABSENT
Rhona J. Ahhaitty				
Renee M. Plata				
Ronald C. Poolaw, Sr.				
Dave Geimausaddle				
Modina Waters				
Anita Onco Johnson				
Ben Wolf				

CERTIFICATION

The foregoing resolution KL-CY-2017-031 was duly voted upon by the Legislature on _____, 201__, at a meeting with a vote of _____ in favor and _____ opposed, and _____ abstaining pursuant to the authority vested in the Legislature by the Constitution of the Kiowa Tribe.



Rhonda Ahhaitty
Secretary of the Legislature

Section 1.1 Title.

This enactment shall be known as the, "RESOLUTION OF THE KIOWA TRIBE LEGISLATURE AUTHORIZING THE BUREAU OF INDIAN AFFAIRS ANADARKO AGENCY AND THE CHAIRMAN OF THE TRIBE TO EXECUTE LEASES FOR FARMING AND GRAZING, OIL AND GAS LEASES, AND RIGHT-OF-WAY ENCUMBRANCES UNDER THE AMERICAN INDIAN PROBATE REFORM ACT (AIPRA)" ("Oil and Gas Leasing Act").

Section 1.2 Findings.

The Kiowa Tribe receives fractionated land through probate under the American Indian Probate Reform Act, and the Kiowa Tribe Legislature hereby finds it acceptable for the Anadarko Agency to proceed with profitable oil and gas leases, farming and grazing leases, and right-of-ways encumbrances on individual allotted trust properties where the Kiowa Tribe inherited less than or equal to an undivided 5% interest through AIPRA probates.

Section 1.3 Authorization to Negotiate and Execute Leases.

The Legislature hereby authorizes and allows the Bureau of Indian Affairs to execute leases for farming and grazing, oil and gas leases, and right of way encumbrances on individual allotted trust properties where the Kiowa Tribe inherited less than or equal to an aggregate 25% or less interest through (AIPRA) American Indian Probate Reform Act and hereby gives the Kiowa Tribal Chairman the authority to sign all farming and grazing, oil and gas, and right-of-ways leases that are held at the Bureau of Indian Affairs Anadarko Agency.

Section 1.4 Expiration of Authorization.

The authority granted to the Office of Chairman pursuant to this Oil and Gas Leasing Act shall expire on December 31, 2022.

Section 1.5 Reporting.

The Chairman or his designee shall provide the Legislature with a copy of each lease executed on behalf of the Tribe pursuant to the authority granted in this Oil and Gas Leasing Act within thirty (30) days of execution.