

UNITED STATES DEPARTMENT OF THE INTERIOR

BUREAU OF INDIAN AFFAIRS

RIGHT-OF-WAY APPLICATION MUST IDENTIFY [§169.102(a)]:

1. Applicant Name and Address: Oklahoma County, Oklahoma

2. Tract(s) or parcel(s) affected by the right-of-way: Tract ID: 823 55 -A
Original Allottee: AHKAHTAHSHEMA

3. General location (easement description): A strip, piece or parcel of land lying in the SE¼ of Section 16, T12N, R1E, I.M., in Oklahoma County, Oklahoma. See attached survey.

4. Purpose: Bridge and Approaches Replacement Project: J/P 28718(05) Luther Rd over North Canadian River

5. Term (Years and Renewal, if applicable): Perpetual Utility Easement

6. (a) Permanent improvements to be constructed, operated, maintained, and managed by the applicant (pipelines, roads, structures, and other infrastructure attached to the land subject to the right-of-way): Perpetual Utility Easement; and

(b) Date of construction completion of permanent improvements: Project is currently programmed for construction letting in Fiscal Year 2025 in the CIRB 5 Year Construction Work Plan; and

(c) Ownership of permanent improvements:

- (Select One) ☐ Indian Landowners
☐ Applicant

(d) If applicant owns permanent improvements, said improvements will be:

- (Select One) ☐ Removed by the GRANTEE, at its expense within 30 days after expiration of the Grant;
☐ Automatically conveyed to the GRANTOR at the expiration of the Grant

REQUIRED SUPPORTING DOCUMENTS [§169.102(b)]:

1. Accurate legal description of the right-of-way, its boundaries, and parcels associated with the right-of way;

2. A map, labeled as Exhibit A, of definite location of the right-of-way; (25 CFR 169.102((b)(2); survey plat signed by professional surveyor or engineer showing the location, size, and extent of the ROW and other related parcels, with respect to each affected parcel of individually owned land, tribal land, or BIA land and with reference to the public surveys under 25 U.S.C. § 176, 43 U.S.C. § 2 AND § 1764, and showing existing facilities adjacent to the proposed project.)

3. Bond(s), insurance, and/or other security meeting the requirements of §169.103;
4. Record of notice that the right-of-way was provided to all Indian landowners;
5. Record of consent that the right-of-way meets the requirements of §169.107, or a statement documenting a request for a right-of-way without consent under §169.107(b);
6. If applicable, a valuation meeting the requirements of §§ 169.110, 112, 114;
7. With each application, if the applicant is a corporation, limited liability company, partnership, joint venture, or other legal entity, except a tribal entity, information such as organizational documents, certificates, filing records, and resolutions, demonstrating that:
 - a. The representative has authority to execute the application;
 - b. The right-of-way will be enforceable against the applicant; and
 - c. The legal entity is in good standing and authorized to conduct business in the jurisdiction where the land is located.
8. Current environmental (NEPA) and archaeological reports, surveys, and site assessments, as needed to facilitate compliance with applicable Federal and tribal environmental and land use requirements;
9. If required, a statement from the appropriate tribal authority that the proposed right-of-way is in conformance with applicable tribal law.

THE APPLICANT FURTHER STIPULATES AND EXPRESSLY AGREES AS FOLLOWS:

To conform and to abide by all applicable requirements with respect to the right-of-way herein applied for. The applicant agrees to conform to and abide by the rules, regulations, and requirements contained in the *Code of Federal Regulations*, Title 25 Indians, Part 169, as amended, and by reference includes such rules, regulations and requirements as a part of this application to the same effect as if the same were herein set out in full.

Applicant Point of Contact Information:

Name: **Brian Maughan, Oklahoma County District 2 Commissioner**

Address: **320 Robert S. Kerr Avenue**

City, State, Zip: **Oklahoma City, OK 73102**

Phone: **405-713-1500**

Fax: **405-713-1852**

Email: **brian@oklahomacounty.org**

DATE: _____

APPLICANT: _____ (Signature)

Brian Maughan, Oklahoma County District 2 Commissioner (Print Name)