

105TH CONGRESS  
1ST SESSION

# H. R. 2039

To take into trust for the Cheyenne-Arapaho Tribes of Oklahoma certain land in Oklahoma that was known as the Fort Reno Military Reservation and that was formerly part of the Cheyenne-Arapaho lands, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 25, 1997

Mr. FALEOMAVAEGA introduced the following bill; which was referred to the Committee on Resources

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## A BILL

To take into trust for the Cheyenne-Arapaho Tribes of Oklahoma certain land in Oklahoma that was known as the Fort Reno Military Reservation and that was formerly part of the Cheyenne-Arapaho lands, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. FINDINGS.**

4       The Congress finds the following:

5               (1) The original Cheyenne-Arapaho Indian Res-  
6       ervation in western Oklahoma, which included the  
7       land known as the Fort Reno Military Reservation,

1 was established by the Medicine Lodge Creek Treaty  
2 of 1867 and reaffirmed by Executive order in 1869.

3 (2) The Fort Reno Military Reservation lands  
4 include sites used by the Tribe for the Sun Dance  
5 and other religious and cultural purposes, burial  
6 sites, and medicine gathering areas.

7 **SEC. 2. LAND TAKEN INTO TRUST.**

8 (a) IN GENERAL.—The land described in subsection  
9 (b) is hereby taken into trust for the Cheyenne-Arapaho  
10 Tribes of Oklahoma.

11 (b) LAND DESCRIBED.—The land taken into trust  
12 pursuant to subsection (a) is that land in Canadian Coun-  
13 ty, Oklahoma, described as follows:

14 (1) All of sections 1, 2, 3, and 4, Township 12  
15 North, Range 8 West, Indian Meridian.

16 (2) Those portions of sections 25 and 26 lying  
17 south of the North Canadian River, Township 13  
18 North, Range 8 West, Indian Meridian.

19 (3) That portion of section 26 lying west of the  
20 North Canadian River, Township 13 North, Range  
21 8 West, Indian Meridian.

22 (4) All of sections 27, 28, 33, 34, 35, and 36,  
23 Township 13 North, Range 8 West, Indian Merid-  
24 ian.

1 **SEC. 3. USE OF PORTION OF LAND BY BUREAU OF PRISONS.**

2 The Secretary, with the consent of and on terms  
3 agreeable to the Business Committee of the Tribe, may  
4 lease to the United States for use by the Bureau of Pris-  
5 ons of the Department of Justice in connection with the  
6 Federal Reformatory at El Reno, Oklahoma, all or part  
7 of the land described as the south half of section 1 and  
8 the south half of section 2, Township 12 North, Range  
9 8 West, Indian Meridian.

10 **SEC. 4. PRIOR EASEMENTS, LICENSES, PERMITS, AND COM-**  
11 **MITMENTS.**

12 (a) NONREVOCABLE; TIME-LIMITED.—(1) A nonrev-  
13 ocable easement, license, permit, or commitment with re-  
14 spect to the lands described in section 2 shall continue  
15 in effect for the period for which it was granted or made  
16 if such nonrevocable easement, license, permit, or commit-  
17 ment was granted or made—

18 (A) on or before the date of the enactment of  
19 this Act;

20 (B) by the Secretary of War or by the Sec-  
21 retary of Agriculture; and

22 (C) for a specified, limited period of time.

23 (2) An easement, license, permit, or commitment de-  
24 scribed in paragraph (1) may be renewed by the Secretary  
25 upon such terms and conditions as the Secretary considers  
26 advisable.

1 (b) REVOCABLE; INDEFINITE DURATION.—An ease-  
2 ment, license, permit, or commitment which exists on the  
3 date of the enactment of this Act with respect to the lands  
4 described in section 2 may be continued or renewed by  
5 the Secretary if—

6 (1) the easement, license, permit, or commit-  
7 ment is revocable or of indefinite duration, and

8 (2) the Secretary considers such continuance or  
9 renewal to be in the public interest.

10 (c) USE OF LAND BY BUREAU OF PRISONS.—(1) In  
11 the case of lands described in paragraph (2), the Secretary  
12 may continue or renew an easement, right-of-way, or per-  
13 mit to land, only if such easement, right-of-way, or permit  
14 is—

15 (A) in effect on the date of the enactment of  
16 this Act;

17 (B) limited to use or maintenance of water  
18 lines, roads to and from the sewage disposal plant,  
19 or sewage effluent lakes from the sewage disposal  
20 plant located on the land;

21 (C) granted for use by Bureau of Prisons of the  
22 Department of Justice; and

23 (D) useful to the Bureau of Prisons for pur-  
24 poses of maintaining the sewage disposal plant lo-  
25 cated on the land.

1           (2) The land referred to in paragraph (1) is that land  
2 described in section 2 that is located in—

3           (A) section 1, Township 12 North, Range 8  
4 West, Indian Meridian; and

5           (B) the southeast quarter of section 36, Town-  
6 ship 13 North, Range 8 West, Indian Meridian.

7 **SEC. 5. BUILDINGS AND OTHER IMPROVEMENTS.**

8           The Secretary may—

9           (1) make any Federally owned buildings, im-  
10 provements, or facilities (including any personal  
11 property used in connection with such buildings, im-  
12 provements, or facilities) located on the land de-  
13 scribed in section 2 available to the Tribe for their  
14 use; and

15           (2) convey any Federally owned buildings, im-  
16 provements, or facilities (including any personal  
17 property used in connection with such buildings, im-  
18 provements, or facilities) located on the land de-  
19 scribed in section 2 to the Tribe in accordance with  
20 the Act entitled “An Act to authorize the Secretary  
21 of the Interior to convey to Indian tribes certain fed-  
22 erally owned buildings, improvements, or facilities on  
23 tribal lands or on lands reserved for Indian adminis-  
24 tration” approved August 6, 1956 (25 U.S.C. 443a).

1 **SEC. 6. ELIGIBILITY FOR FEDERAL SERVICES AND BENE-**  
2 **FITS.**

3 For the purposes of the eligibility for and delivery of  
4 all services and benefits provided to Indians because of  
5 their status as federally recognized, those members of the  
6 Tribe residing in Canadian County, Oklahoma, shall be  
7 deemed to be resident on or near an Indian reservation.

8 **SEC. 7. EFFECT ON TREATIES.**

9 No provision of this Act shall be construed to con-  
10 stitute an amendment, modification, or interpretation of  
11 any treaty to which the Tribe or any other Indian tribe  
12 is a party nor to any right secured to the Tribe or any  
13 other Indian tribe by any treaty.

14 **SEC. 8. DEFINITIONS.**

15 For purposes of this Act:

16 (1) The term “Secretary” means the Secretary  
17 of the Interior.

18 (2) The term “Tribe” means the Cheyenne-  
19 Arapaho Tribes of Oklahoma.

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