

108TH CONGRESS
2D SESSION

S. 2374

To provide for the conveyance of certain land to the United States and to revise the boundary of Chickasaw National Recreation Area, Oklahoma, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 29, 2004

Mr. NICKLES (for himself and Mr. INHOFE) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To provide for the conveyance of certain land to the United States and to revise the boundary of Chickasaw National Recreation Area, Oklahoma, 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. SHORT TITLE.**

4 This Act may be cited as the “Chickasaw National
5 Recreation Area Land Exchange Act of 2004.”.

6 **SEC. 2. FINDINGS AND PURPOSE.**

7 (a) FINDINGS.—Congress finds that—

8 (1) by provision 64 of the Agreement between
9 the United States and the Choctaws and Chickasaws

1 dated March 21, 1902, approved by the Act of July
2 1, 1902 (32 Stat. 641, 655; chapter 1362), 640
3 acres of property were ceded to the United States
4 for the purpose of creating Sulphur Springs Res-
5 ervation, later known as “Platt National Park”, to
6 protect water and other resources and provide public
7 access;

8 (2) in 1976, Platt National Park, the Arbuckle
9 Recreation Area, and additional land were combined
10 to create Chickasaw National Recreation Area—

11 (A) to protect and expand water and other
12 resources; and

13 (B) to memorialize the history and culture
14 of the Chickasaw Nation;

15 (3) recently, the Chickasaw Nation has ex-
16 pressed interest in establishing a cultural center in-
17 side or adjacent to the park;

18 (4) in the Final Amendment to the General
19 Management Plan of the Chickasaw National Recre-
20 ation Area (1994), it was determined that—

21 (A) the best location for a proposed Chick-
22 asaw Nation Cultural Center is within the exist-
23 ing boundary of the recreation area; and

1 (B) the selected cultural center site should
2 be conveyed to the Chickasaw Nation in ex-
3 change for land of equal value;

4 (5) the land selected to be conveyed to the
5 Chickasaw Nation holds significant historical and
6 cultural connections with the people of the Chicka-
7 saw Nation;

8 (6) the city of Sulphur, Oklahoma, is a key
9 partner in the land exchange through its donation of
10 land to the Chickasaw Nation for the purpose of ex-
11 change with the United States;

12 (7) the City has conveyed fee simple title to the
13 non-Federal land described as Tract 102–26 to the
14 Chickasaw Nation by warranty deed; and

15 (8) the Secretary, the Chickasaw Nation, and
16 the City have signed a preliminary agreement to ef-
17 fect a land exchange to allow the construction of a
18 cultural center and further protect the watershed
19 and riparian resources of the park.

20 (b) PURPOSE.—The purpose of this Act is to provide
21 for the land conveyance and trust acquisition in accord-
22 ance with the terms and conditions of this Act.

23 **SEC. 3. DEFINITIONS.**

24 In this Act:

1 (1) CITY.—The term “City” means the city of
2 Sulphur, Oklahoma.

3 (2) FEDERAL LAND.—The term “Federal land”
4 means the Chickasaw National Recreational Area
5 land and interests in that land, identified as Tract
6 102–25 on the Map.

7 (3) NON-FEDERAL LAND.—The term “non-Fed-
8 eral land” means the land and interests in land, for-
9 merly owned by the City and currently owned by the
10 Chickasaw Nation, located adjacent to the existing
11 boundary of Chickasaw National Recreation Area
12 and identified as Tract 102–26 on the Map.

13 (4) MAP.—The term “Map” means the map en-
14 titled “Proposed Land Exchange and Boundary Re-
15 vision, Chickasaw National Recreation Area”, dated
16 September 8, 2003, and numbered 107/800035a.

17 (5) SECRETARY.—The term “Secretary” means
18 the Secretary of the Interior.

19 **SEC. 4. CHICKASAW NATIONAL RECREATION AREA LAND**
20 **CONVEYANCE.**

21 (a) LAND EXCHANGE; TRUST STATUS.—

22 (1) LAND EXCHANGE.—If the Chickasaw Na-
23 tion conveys to the United States fee simple title to
24 the non-Federal land, the Secretary shall simulta-
25 neously convey to the Chickasaw Nation all of the

1 right, title, and interest of the United States in and
2 to the Federal land.

3 (2) TRUST STATUS.—On the exchange of land
4 under paragraph (1), the Secretary shall place the
5 Federal land conveyed to the Chickasaw Nation in
6 trust for the benefit of the Chickasaw Nation to
7 allow the construction of a cultural center and to
8 protect the watershed and riparian resources of the
9 Chickasaw National Recreation Area.

10 (b) EQUAL VALUE OF LAND.—The value of the Fed-
11 eral land and the non-Federal land shall be of approxi-
12 mately equal value, as determined by the Secretary
13 through an appraisal performed by a qualified appraiser
14 and in conformance with the Uniform Appraisal Stand-
15 ards for Federal Land Acquisitions.

16 (c) CONDITIONS.—Notwithstanding subsection (a),
17 the land conveyance and trust acquisition under sub-
18 section (a) shall not take place until completion of all
19 items included in the Preliminary Exchange Agreement
20 among the City, the Chickasaw Nation, and the Secretary,
21 executed on July 16, 2002.

22 (d) ADMINISTRATION OF ACQUIRED LAND.—On con-
23 veyance of the non-Federal land to the Secretary under
24 this Act—

1 (1) the non-Federal land shall become part of
2 the Chickasaw National Recreation Area; and

3 (2) the Secretary shall manage the land in ac-
4 cordance with the Act of August 25, 1916 (com-
5 monly known as the “National Park Service Act”)
6 (16 U.S.C. 1 et seq.) and the other laws (including
7 regulations) applicable to the National Park System.

8 (e) BOUNDARY REVISION.—On completion of the
9 land exchange under subsection (a), the Secretary shall
10 revise the boundary of Chickasaw National Recreation
11 Area to reflect the acquisition of the non-Federal land con-
12 veyed to the United States.

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