

FEB 18 1994

Memorandum

To: Muskogee Area Director

From: Ada E. Deer ~~3/~~ Ada E. Deer
Assistant Secretary - Indian Affairs

Subject: Request by the Cherokee Nation of Oklahoma (Nation) for Trust Acquisition of 7.808 acres in Delaware County, Oklahoma

The Nation's request to convert 7.808 acres of land to trust status and the supporting documentation has been reviewed by the appropriate offices in Central Office. The transaction documents were submitted to Central Office as required by the Secretarial directive dated July 19, 1990.

The Nation has requested that 7.808 acres located in the City of West Siloam Springs, Oklahoma, be taken in trust for the purpose of establishing a Class II gaming facility. The property consists of two adjacent sites that are located in the Southeast quarter of Section 30, Township 20 North, Range 26 East, Delaware County, Oklahoma, more particularly described as follows:

TRACT I

Beginning at a point 428.08 feet West of the Southeast Corner of said Section 30; thence West a distance of 400.00 feet; thence North 00°25'30" East a distance of 700.00 feet; thence East a distance of 400.00 feet; thence South 00°25'30" West a distance of 700 feet to the point of beginning, containing 6.428 acres; and,

TRACT II

Commencing 278.08 feet West and North 00°25'30" East a distance of 300 feet from the SE corner of said Section 30 for the Point of Beginning; thence West 150 feet; thence North 00°25'30" East a distance of 400 feet; thence East 150 feet; thence South 00°25'30" West a distance of 400 feet to the point of beginning, containing 1.38 acres more or less.

The review of the transaction documents was conducted to determine compliance with applicable laws and regulations. It has been determined that all applicable laws and regulations have been satisfactorily complied with. Therefore, your recommendation to place the property in trust status is accepted and the Nation's request is hereby approved in accordance with 25 CFR 151.3(a)(3). The Nation has demonstrated that the acquisition of the land in trust status is necessary to facilitate the Nation's self-determination and economic development. In addition, we have determined that the transaction comes within the exception of Section 20 of the Indian Gaming Regulatory Act at (a)(2)(A)(i).