



**A RESOLUTION OF THE TRIBAL COUNCIL OF THE
DELAWARE TRIBE OF INDIANS REQUESTING THE UNITED
STATES OF AMERICA FOR THE TRANSFER OF LAND INTO
TRUST FOR GAMING PURPOSES (WITHIN THE DELAWARE
TRIBE'S LAST RECOGNIZED RESERVATION BOUNDARY) IN
LEAVENWORTH, KANSAS AND AUTHORIZING NAMED
TRIBAL COUNCIL MEMBERS TO EXECUTE ALL
DOCUMENTS NECESSARY FOR TAKING THIS LAND INTO
TRUST**

RESOLUTION 2016-31

WHEREAS, the Delaware Tribal Council is authorized by Article V of the Constitution and Bylaws of the Delaware Tribe of Indians to represent and act in all matters that concern the general welfare of the Tribe; and,

WHEREAS, the Delaware Tribal Council of the Delaware Tribe of Indians has executed a purchase agreement for a tract of land located at 1701 S. 4th Street in Leavenworth, Kansas 66048 (Leavenworth Property) and said legal description of the Leavenworth Property which the Delaware Tribe seeks to have placed into trust for the use and benefit of the Tribe is:

SURFACE AND SURFACE RIGHTS ONLY

Commencing at the Northwest corner of the Northeast fractional Quarter of Section 1, Township 9, Range 22 East, Leavenworth County, Kansas; thence South along the East line of Fourth Street 889.30 feet; thence East parallel to the North line of said Section 1, 535 feet to the West line of the Kansas City Northwestern Railroad Company's right-of-way; thence Northeasterly along the West line of said right-of-way to the North line of said Section 1; thence West along the North section line of said Section 1 to the place of beginning, and being a part of what is known as "The Reagan Tract" on South Fourth Street in the City of Leavenworth, less any part thereof taken or used for road purposes.

AND:

All of lots 1, 2, 3, 4, 5 and 6, Block "H", FACKLER'S ADDITION, City of Leavenworth, Leavenworth Co., Kansas.

WHEREAS, on November 6, 2014, the Delaware Tribal Council of the Delaware Tribe of Indians enacted Resolution No. 2014-41 initiating tribal operations at the Leavenworth Property for the purpose of establishing a gaming operation facility; and

WHEREAS, the Delaware Tribal Council wishes to convey this property in the City of Leavenworth and within the last known reservation of the Delaware Tribe to the United States of America, Department of the Interior, by and through its agency the Bureau of Indian Affairs, for the purpose of placing into federal trust status under 25 USC § 2719(a)(2)(B) and 25 CFR § 292.4; and

WHEREAS, the Delaware Tribal Council of the Delaware Tribe of Indians adopts this resolution to request the United States of America to place the Leavenworth Property for the Delaware Tribe of Indians.


NOW THEREFORE BE IT RESOLVED, the Delaware Tribal Council of the Delaware Tribe of Indians does hereby request that the United States of America take the Leavenworth Property into trust for and on behalf of the Delaware Tribe of Indians for the purposes stated in this Resolution and authorizes Chief Chet Brooks or Assistant Chief Bonnie Jo Griffith to sign all documents necessary to accomplish this trust status for these lands.

CERTIFICATION

I hereby certify that the foregoing was considered by the Delaware Tribal Council of the Delaware Tribe of Indians and adopted this 3RD day of MAY 2016 with a vote of 4 yes, 0 no, and 0 abstaining.



Chet Brooks, Chief



Attested by: Annette Ketchum, Secretary

