

MEMORANDUM OF AGREEMENT

WHEREAS, the Federal Bureau of Prisons, South Central Regional Office, Dallas, Texas, determined the demolition of nine buildings at the Federal Correctional Institution, El Reno, Oklahoma, would have an adverse effect upon property eligible for inclusion in the National Register of Historic Places, and have consulted with the Oklahoma State Historic Preservation Officer (SHPO) pursuant to 36 CFR Part 800, regulations implementing Section 106 of the National Historic Preservation Act (16 U.S.C., 470f).

NOW, THEREFORE, the Federal Bureau of Prisons, and the Oklahoma SHPO agree the undertaking shall be implemented in accordance with the following Articles in order to take into account the effect of the undertaking on historic properties.

ARTICLE I: HISTORIC DOCUMENTATION

The Federal Bureau of Prisons will ensure that the following measures are carried out:

Prior to demolition, Buildings AA, O, E, N, R, Y, Z, H, and J, will be subject to Level II documentation in accordance with the requirements of the Historic American Building Survey (HABS). Copies of this documentation will be provided to the State Historic Preservation Officer for archival and record keeping.

- a) Drawings: select existing drawings, where available, will be photographed with large-format negatives or photographically reproduced on Mylar. A statement describing where the original drawings are located, will be included.
- b) Photographs: photographs with large-format negatives of exterior and interior views, or historic views, where available.
- c) Written data: history and description of each building based on primary sources to the greatest extent possible.

ARTICLE II: MODIFICATION

This MOA may be modified or amended only by signatory concurrence of the undersigned parties or their respective designees. This MOA will remain in effect indefinitely until superseded by a new agreement, or terminated by mutual written concurrence of both parties.

ARTICLE III: TERMINATION

This agreement may be terminated at any time by the mutual written consent of the parties. This MOA may be terminated unilaterally with 30 calendar days written notice by either party.

ARTICLE IV: DISPUTE RESOLUTION

The parties agree that, in the event of a dispute between the parties, the Federal Bureau of Prisons and the Oklahoma SHPO shall use their best efforts to resolve that dispute in an informal fashion through consultation and communication, or other forms of non-binding alternative dispute resolution mutually acceptable to the parties.

ARTICLE V: MISCELLANEOUS

This agreement shall not affect any pre-existing or independent relationships or obligations between the Federal Bureau of Prisons and the Oklahoma SHPO.

Execution of the Memorandum of Agreement demonstrates the Federal Bureau of Prisons, and the Oklahoma SHPO have taken into account the effects of this undertaking on historic properties.

FEDERAL BUREAU OF PRISONS, SOUTH CENTRAL REGIONAL OFFICE

By: Ronald G. Thompson Date: 1/31/00
Ronald G. Thompson, Regional Director

OKLAHOMA, STATE HISTORIC PRESERVATION OFFICER

By: Bob Blackburn Date: 2-23-00
Dr. Bob Blackburn, State Historic Preservation Officer