THE UNIVERSITY OF OKLAHOMA COLLEGE OF LAW

ADMINISTRATION

Kathleen Guzman, B.A., J.D., LL.M., Dean of the College of Law, Director of the Law Center, Fenelon Boesche Chair of Law, and MAPCO/Williams Presidential Professor.

Andrew M. Coats, B.A., J.D., Dean Emeritus, Director Emeritus, Samuel Roberts Noble Foundation Presidential Professor, and Arch B. & Joanne Gilbert Professor of Law.

Steven S. Gensler, B.S., J.D., Associate Dean for Academics, Gene and Elaine Edwards Family Chair in Law, and President's Associates Presidential Professor.

Joseph Thai, B.A., J.D., Associate Dean for Research and Enrichment, Glenn R. Watson Centennial Chair in Law, and Presidential Professor.

Mary Sue Backus, B.A., M.A.T., J.D., Assistant Dean of Student Services, Robert Glenn Rapp Foundation Presidential Professor, and Hugh Roff Professor of Law.

Stanley L. Evans, B.B.A., M.B.A., J.D., Assistant Dean.

Gail Mullins, B.S., J.D., Assistant Dean of Experiential Learning, Director of Legal Writing, and Assistant Professor of Law.

Laura Palk, B.A., J.D., Assistant Dean of Development and Alumni Affairs, Adjunct Professor of Law.

Carol Booth, B.A., Director of Communications.


Alicia Currin-Moore, B.A., J.D., Director, Office of Career Development.

Peter C. Kraemer, B.A., M.A., M.A., Director of Faculty Support.

Lisa Monsour Millington, B.A., J.D., Executive Director, Graduate & International Programs.

Camal Pennington, B.A., J.D., Director of Admissions.

Amy Pepper, B.A., J.D., Director, OU Legal Clinics, Assistant Professor of Clinical Education.


Sunny Rowland, B.S., J.D., Director of Academic and Bar Support, and Director of Legal Assistant Education.

Jim Shuster, A.A.S., B.S., M.B.A., Director of IT Infrastructure.

Connie S. Smothermon, B.A., J.D., Director of Competitions, Director of Externships, and Assistant Director and Assistant Professor of Legal Research & Writing.

Michelle Stephens, B.A., J.D., Executive Director of Development, OU Foundation.

Joel Wegener, B.A., J.D., M.L.S., Interim Director of the Law Library and Adjunct Professor of Law.

Maddie Farris, B.A., J.D., Associate Director of Admissions.

Kayla Doiron, B.S., M.B.A., J.D., Associate Director of Career Development.

Elaine B. Bradshaw, B.M., M.A., M.L.I.S., Assistant Director for Collections and Digital Products.

Rebecca J. Lucas, Registrar and Study Abroad Coordinator.

Brandon Martin, B.A., Events and Communications Coordinator.

Brajhelle Covington, B.S., Events Manager.

Lisa Ross, Executive Assistant to the Dean.

FACULTY

Owen L. Anderson, B.A., J.D., Eugene Kuntz Chair in Law in Oil, Gas and Natural Resources Emeritus, and George Lynn Cross Research Professor Emeritus.

Carolina Arlota, LL.M., J.S.D., Visiting Assistant Professor of Law.

Evelyn Aswad, BSFS, J.D., Herman G. Kaiser Chair in International Law.

Mary Sue Backus, B.A., M.A.T., J.D., Robert Glenn Rapp Foundation Presidential Professor of Law.

Brenda H. Barnes, B.A., J.D., Assistant Professor of Clinical Legal Education.

Donald T. Bogan, A.B., J.D., Thomas P. Hester Presidential Professor, and Frank Elkouri and Edna Asper Elkouri Professor in Law.

Sarah Burstein, B.A., J.D., Professor of Law.

Steven J. Cleveland, B.A., J.D., Thomas P. Hester Presidential Professor, and Professor of Law.

Andrew M. Coats, B.A., J.D., Dean Emeritus, Director Emeritus, Samuel Roberts Noble Foundation Presidential Professor, and Arch B. & Joanne Gilbert Professor of Law.


Steve S. Gensler, B.S., J.D., Associate Dean for Academics, Gene and Elaine Edwards Family Chair in Law, and President’s Associates Presidential Professor.

Mark R. Gillett, B.A., J.D., LL.M., Professor of Law Emeritus.

Katheleen Guzman, B.A., J.D., LL.M., Dean of the College of Law, Director of the Law Center, Fenelon Boesche Chair of Law, and MAPCO/Williams Presidential Professor.

Taiawagi Helton, B.A., J.D., LL.M., W. DeVier Pierson Professor of Law.

Stephen E. Henderson, B.S., J.D., Judge Haskell A. Holloman Professor of Law.

Eric E. Johnson, B.A., J.D., Professor of Law.

Drew Kershen, B.A., J.D., LL.M., Earl Sneed Centennial Professor of Law Emeritus.


Guha Krishnamurthi, B.S., M.S., M.A., J.D., Associate Professor of Law.

Peter F. Krug, B.A., M.S., Ph.D., J.D., Herman G. Kaiser Foundation Chair in International Law Emeritus.

Peter B Kutner, A.B., J.D., Hugh Roff Professor of Law Emeritus.

Lubomir P. Litov, B.S., M.S., Ph.D., Assistant Associate Professor of Law.

Brian McCall, B.A., M.A., J.D., Orpha & Maurice Merrill Professor in Law.

William J. McNichols, A.B., J.D., Professor of Law Emeritus.

Erin Means DeWalt, B.S., J.D., Assistant Professor of Legal Research and Writing.

Roger Michalski, B.A., J.D., Ph.D., Professor of Law.

Frederick H. Miller, A.B., J.D., Professor of Law Emeritus.

Melissa Mortazavi, B.A., J.D., Professor of Law.

Gail Mullins, B.S., J.D., Assistant Dean of Experiential Learning, Director of Legal Writing, and Assistant Professor of Law.

Daniel Nicholson, B.A., J.D., Assistant Professor of Legal Research and Writing.

Joyce Palomar, B.S., M.A., J.D., Kenneth E. McAfee Chair in Law Emeritus, and Ada Lois Sipuel Fisher Presidential Professor.

Alex Pearl, B.A., J.D., Professor of Law.

Tracy Fresko Pearl, B.A., M.Sc., J.D., Professor of Law.

Amy Pepper, B.A., J.D., Director, OU Legal Clinics, Assistant Professor of Clinical Education.

Robert E.L. Robertson, B.A., J.D., LL.M., Professor of Law Emeritus.

Lisa Richter, B.S., J.D., Floyd H. & Martha Norris Chair in Law, and Thomas P. Hester Presidential Professor.

Theodore Roberts, B.S., J.D., Edith Kinney Gaylord Presidential Professor, and Professor of Law Emeritus.

Lindsay G. Robertson, A.B., M.A., Ph.D., J.D., Faculty Director, Center for the Study of American Indian Law and Policy, Chickasaw Nation Endowed Chair in Native American Law, and Sam K. Viersen Jr. Family Foundation Presidential Professor.

Michael A. Scaperlanda, B.A., J.D., Professor of Law Emeritus.

Zachary M. Schmook, B.S., J.D., Assistant Professor of Clinical Legal Research and Writing.

Megan Wischmeier Shaner, B.S., J.D., Professor of Law.

Connie S. Smothermon, B.A., J.D., Director of Competitions, Director of Externships, and Assistant Director and Assistant Professor of Legal Research & Writing.

Robert G. Spector, B.S., J.D., Glenn R. Watson Centennial Chair in Law Emeritus.
David Swank, B.A., J.D., Dean Emeritus, and David Ross Boyd Professor of Law Emeritus.
Murray Tabb, B.A., M.A., J.D., LL.M., Judge Fred A. Daugherty Chair in Law, and David Ross Boyd Professor.
Rebekah C. Taylor, B.A., J.D., Assistant Professor of Clinical Legal Education.
Rick Tepker, B.A., J.D., Floyd & Irma Calvert Chair of Law and Liberty Emeritus.
Joseph T. Thai, A.B., J.D., Associate Dean for Research and Scholarship, Glenn R. Watson Centennial Chair in Law, and Presidential Professor.
Stacey Ann Tovino, B.A., J.D., Ph.D., Professor of Law.
Except as otherwise expressly provided, the author of each article in this volume has granted permission for copies of that article to be made for classroom or similar educational usage, provided that (1) copies are distributed at or below cost, (2) author, journal, date, and page are identified, (3) proper notice of copyright is affixed to each copy, and (4) the *American Indian Law Review* is notified of intended usage. In all other cases of proposed reproduction, the *American Indian Law Review* must be contacted for procedural requirements.

The *American Indian Law Review* online edition, ISSN 1930-7918, is edited and compiled at the University of Oklahoma College of Law, 300 Timberdell Road, Norman, Oklahoma 73019. The *Review* is published semiannually and is available online via Digital Commons, Westlaw, Lexis, HeinOnline, and the AILR’s website at http://www.ailr.net. Copyright 2021 by the *American Indian Law Review*.

Correspondence concerning article and note submissions, books for review, and all other editorial matters should be addressed to mwaters@ou.edu or by regular mail to the Editor-in-Chief, *American Indian Law Review*, University of Oklahoma College of Law, 300 Timberdell Road, Norman, Oklahoma 73019. For more information, call (405) 325-2840 or visit http://www.ailr.net.

Electronic submissions may be sent in one of two ways: (1) via the electronic submission service Scholastica, or (2) directly to the *Review* via mwaters@ou.edu. All versions of Microsoft Word and PDF formats are welcome. Writer’s guidelines are available to authors via email by request to mwaters@ou.edu, or online at http://www.ailr.net/guidelines.

Please follow *The Bluebook: A Uniform System of Citation* (21st ed.) for legal sources and the *Chicago Manual of Style* (17th ed.) for text.

Cite this issue as: 45 AM. INDIAN L. REV. ____ (2020-2021).
AMERICAN INDIAN LAW REVIEW

Members

JACOB YTURRI

Member Candidates

BRANDEN BLAYLOCK       COLE MCDANIEL
ANDREW CASE            JORDAN MEDARIS
TAYLOR K. CROSSLEY    KEITEYANA PARKS
JUSTINE ELLIS          SHERIDAN PATTERSON
THOMAS G. HAMILTON     GARRETT REYNOLDS
ALEXANDER HANKHOUSE    PALMER SCOTT
GABRIELLE JONES        REBECCA SHEETZ
HILDA LOURY            GRACE SLAFF
SHELBY MANN            SAMANTHA A. TAMURA
MERIT MARSHALL         ASHLYNN M. WILKERS
KIANNA MAXSON-UDENZE   ASHLEY YOUNGBLOOD
CONTENTS

ARTICLE
The Tribal Right to Exclude Others from Indian-Owned Lands
Alex Tallchief Skibine  261

COMMENTS
Libby Smith  297
The Continued Persecution of the Kurdish People in Turkey
James L. Crawford  327

NOTES
State v. Nobles: Chance to Settle Needless Jurisdictional Turbulence
Kaylee Snyder  361
The Supreme Court of Washington’s Broad Interpretation of the “Reason To Know” Standard in In Re Dependency of Z.J.G. and Why a Uniform, Broad Interpretation of the Standard Will Lead to Better Outcomes
Dylan Hartsook  387

SPECIAL FEATURE
Winner, Best Appellate Brief in the 2021 Native American Law Student Association Moot Court Competition
Eric Rolston & Polina Noskova  409