



United States Department of the Interior

OFFICE OF THE SECRETARY

Washington, D.C. 20240

OCT 06 1994

Honorable Donald G. Sampson
Chairman
Confederated Tribes of the Umatilla
Indian Reservation
P.O. Box 638
Pendleton, Oregon 97801

Dear Chairman Sampson:

On August 22, 1994, we received the Amendment to the Tribal-State Compact for Regulation of Class III Gaming between the Confederated Tribes of the Umatilla Indian Reservation (Tribe) and the State of Oregon (State), dated August 17, 1994. We have completed our review of this Amendment and conclude that it does not violate the Indian Gaming Regulatory Act of 1988 (IGRA), Federal law, or our trust responsibility. Therefore, pursuant to my delegated authority and Section 11 of the IGRA, we approve the Amendment. The Amendment shall take effect when the notice of our approval, pursuant to Section 11(d)(3)(B) of IGRA, 25 U.S.C. § 2710(d)(3)(B), is published in the FEDERAL REGISTER.

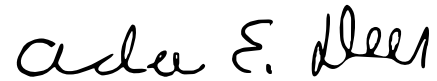
Notwithstanding our approval of the Amendment, Section 11 (d)(1) of the IGRA, 25 U.S.C. § 2710(d)(1), requires that tribal gaming ordinances be approved by the Chairman of the National Indian Gaming Commission (NIGC). Regulations governing approval of Class II and Class III gaming ordinances are found in 25 C.F.R. §§ 501.1-577.15 (1994). Pursuant to the IGRA and the regulations, even previously existing gaming ordinances must be submitted to the NIGC for approval when requested by the Chairman. The Tribe may want to contact the NIGC at (202) 632-7003 for further information to determine when and how to submit the ordinance for approval by the NIGC.

In addition, if the Tribe enters into a management contract for the operation and management of the Tribe's gaming facility, the contract must likewise be submitted to, and approved by the Chairman of the NIGC pursuant to Section 11(d)(9) of the IGRA, 25 U.S.C. § 2710 (d)(9) and the NIGC's regulations

governing management contracts. The Tribe may want to contact the NIGC for information on submitting the ordinance and the management contract for approval by the NIGC.

We wish the Tribe and the State success In their economic venture.

Sincerely,

A handwritten signature in black ink that reads "Ada E. Deer". The signature is written in a cursive style with a large, stylized 'A' and 'D'.

Ada E. Deer
Assistant Secretary - Indian Affairs

Enclosures

TRIBAL-STATE COMPACT FOR REGULATION
OF CLASS III GAMING BETWEEN THE CONFEDERATED TRIBES OF
THE UMATILLA INDIAN RESERVATION AND
THE STATE OF OREGON

AMENDMENT I

WHEREAS, the Confederated Tribes of the Umatilla Indian Reservation (the Tribes) and the State of Oregon (the State) entered into a Compact for Class III Gaming on November 18, 1993;

AND WHEREAS, the Tribes wish to amend the Compact to permit the Tribes to develop an interim gaming facility for the conduct of Class III Gaming;

AND WHEREAS, the State agrees that the Tribes have demonstrated extraordinary circumstances that justify this Amendment;

NOW THEREFORE, the Tribes and the State hereby approve the following amendment to the Compact;

1. The Tribes are authorized to develop an interim gaming facility. The development and operation of the facility shall be as provided by the terms of this amendment.
2. Location of Interim Facility: The site of the interim gaming facility will be on the site designated for the permanent gaming facility under the Compact, as more specifically described in Exhibit 1A to the Compact. The location of the interim facility is more specifically described in Exhibit 1 to this Amendment.
3. Type of Facility: The interim gaming facility will consist of two modular buildings that will be connected. A diagram of the alignment of the modular buildings is attached as Exhibit 2 to this Amendment.
4. Layout of Facility: The total square footage of the interim gaming facility shall be no more than 4,100 square feet. Class III gaming will be conducted in one of the two modular buildings. The proposed floor plans for the two modular buildings are attached as Exhibits 3 and 4 to this Amendment.
5. Class III Gaming: The only Class III games that will be conducted in the interim gaming facility will be video lottery terminals as defined in the Compact. The Tribes may install up to 100 video lottery terminals in the interim gaming facility.

6. Duration of Amendment: This amendment shall take effect upon execution and approval by the Secretary of the Interior. Gaming under this Amendment may be conducted from the effective date until the earlier of the opening of the permanent Gaming Facility under the Compact or May 15, 1995.

7. Access to Interim Facility: Access to the interim gaming facility shall be on the same road that is planned for the permanent Gaming Facility. The Tribes shall consult with the Oregon Department of Transportation so that access from State Highway 331 will meet appropriate standards. The Tribes are responsible to provide adequate parking off Highway 331 for patrons of the interim gaming facility.

Alcohol Policy: No alcohol will be served in the interim gaming facility.

9. National Indian Gaming Commission Approval: The Tribes shall not operate the interim gaming facility without the consent or approval of the National Indian Gaming Commission of the management role of Capital Gaming International.

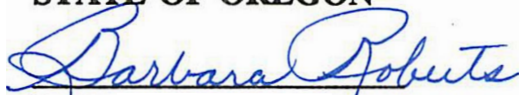
10. Security: The Tribes shall consult with the Oregon State Police to assure that the security requirements of the Compact are fully satisfied before opening the interim gaming facility.

11. Applicability of Compact Requirements: Except as explicitly provided in this Amendment all terms of the Compact for Class III Gaming between the Tribes and the State shall apply to the operation of the interim gaming facility.

12. Expiration of Amendment: This Amendment shall expire on the earlier of the date the permanent Gaming Facility is opened or May 15, 1995. The provisions of this Amendment shall not apply to the permanent Gaming Facility.

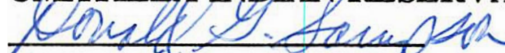
Executed as of the date and year written below.

STATE OF OREGON



Barbara Roberts, Governor
August 16, 1994

**CONFEDERATED TRIBES OF THE
UMATILLA INDIAN RESERVATION**



Donald G. Sampson, Chairman
August 17, 1994

Ada E. Deer

Approved by the Assistant Secretary - Indian Affairs

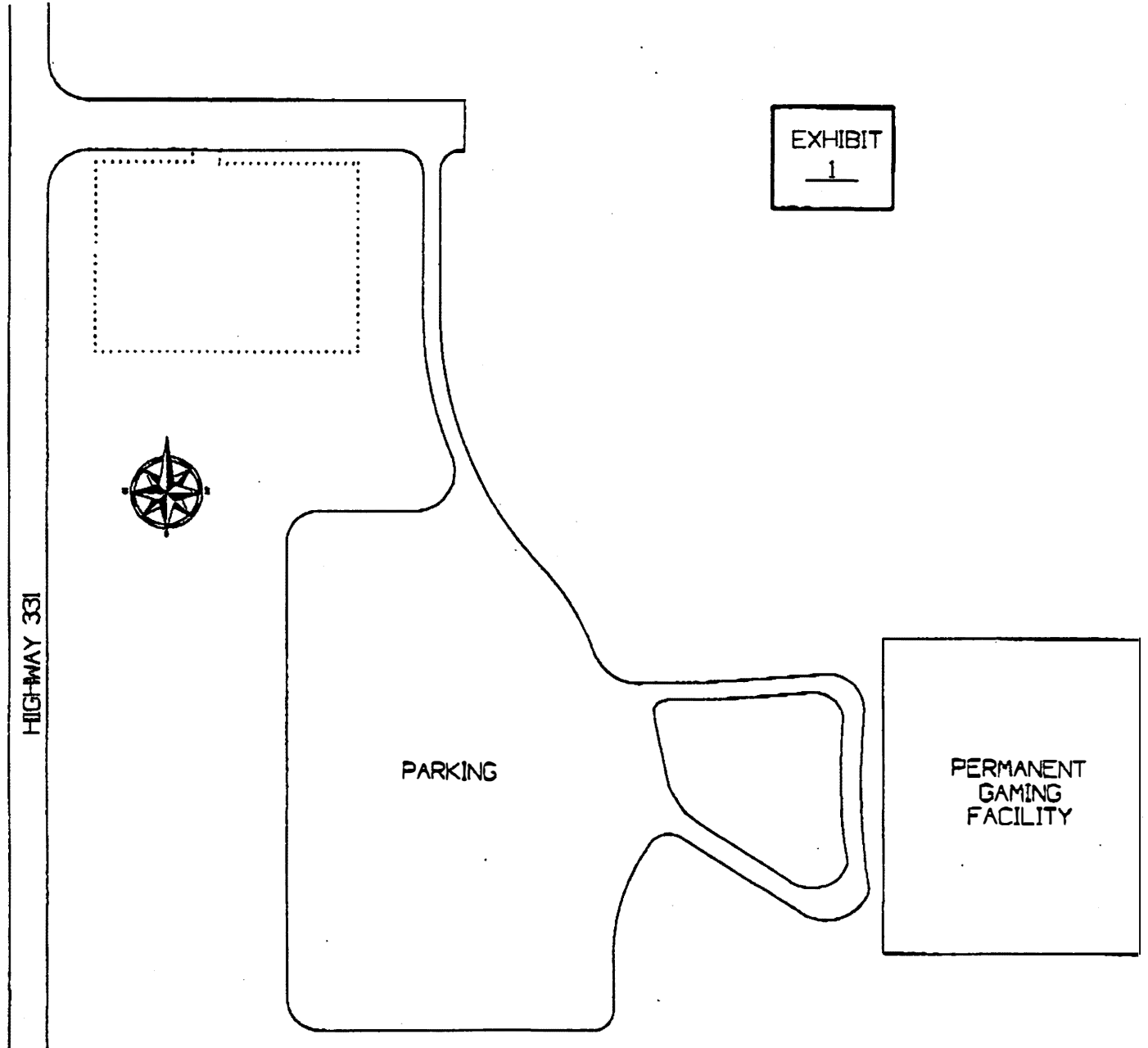
By: 

Date: OCT 06 1994

CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION

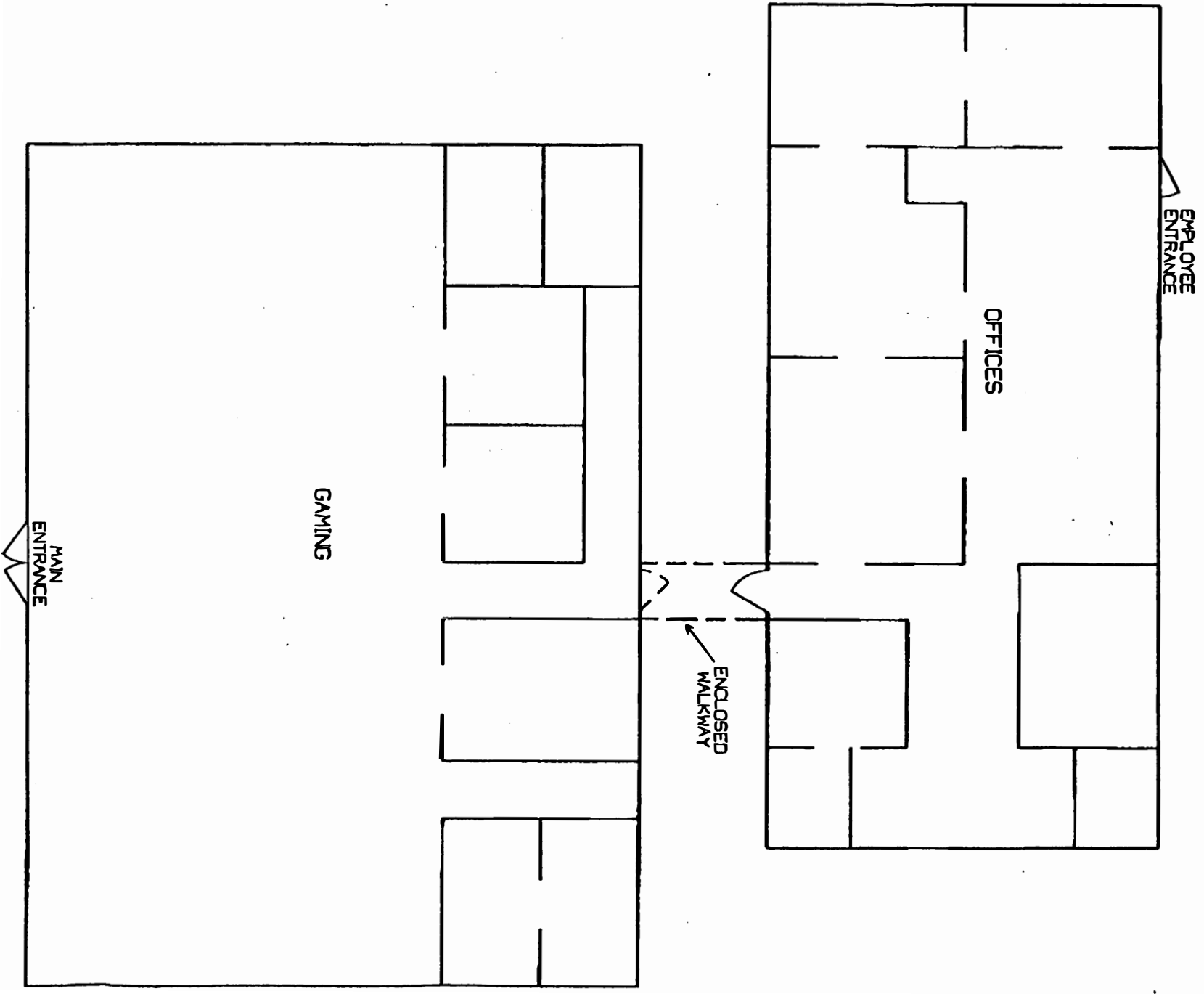
WILDHORSE GAMING RESORT INTERIM FACILITY

SCALE: 1" = 200FT.



COMBINED OFFICE
AND GAMING COMPLEX
SCALE: 1" = 10' FT.

EXHIBIT
2

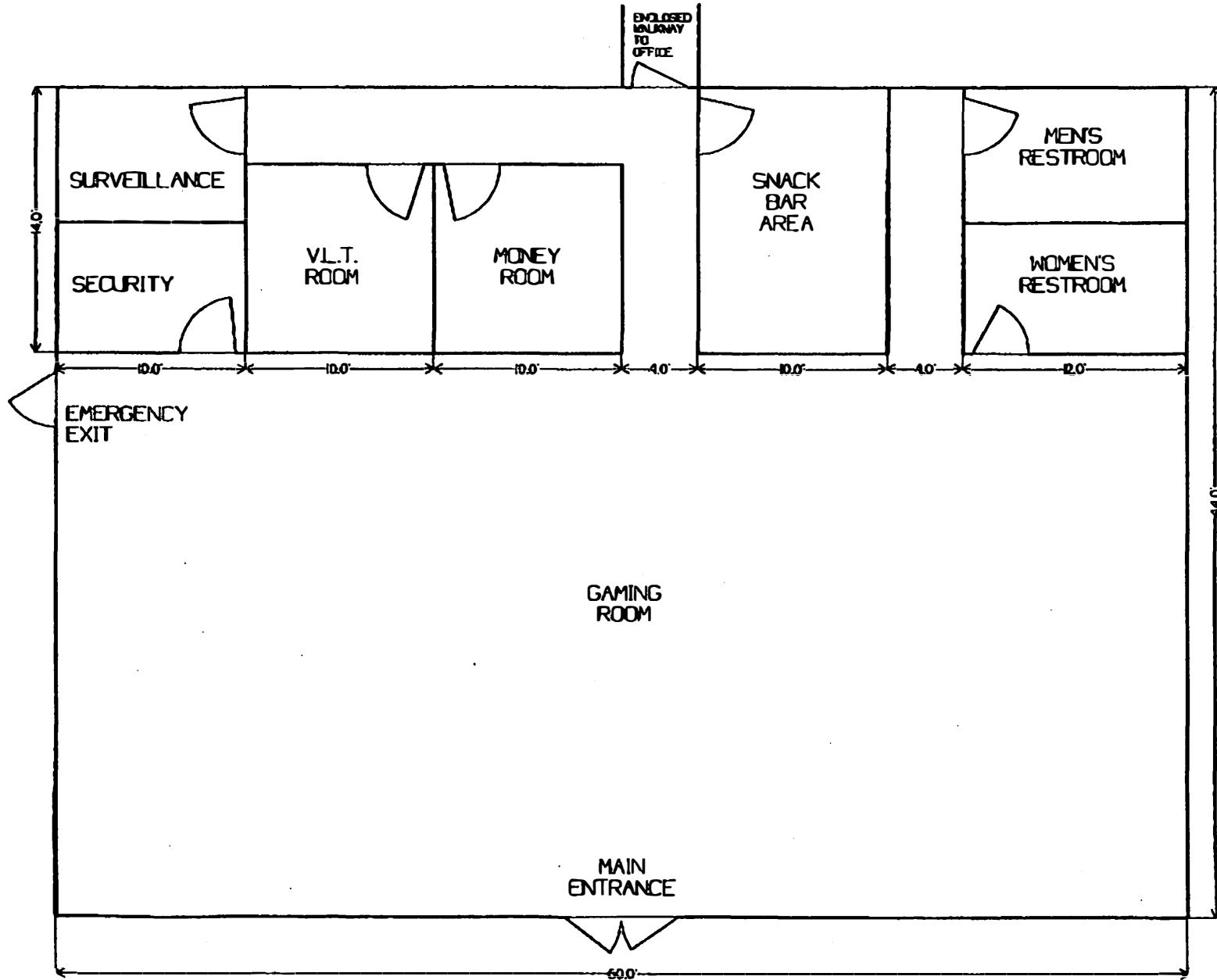


GAMING COMPLEX
60' X 44' (2,640 SQ. FT.)

SCALE: 1" = 8 FT.

EXHIBIT

3



OFFICE COMPLEX
60' X 28'(1680 SQ. FT.)
SCALE: 1" = 8 FT.

EXHIBIT

4

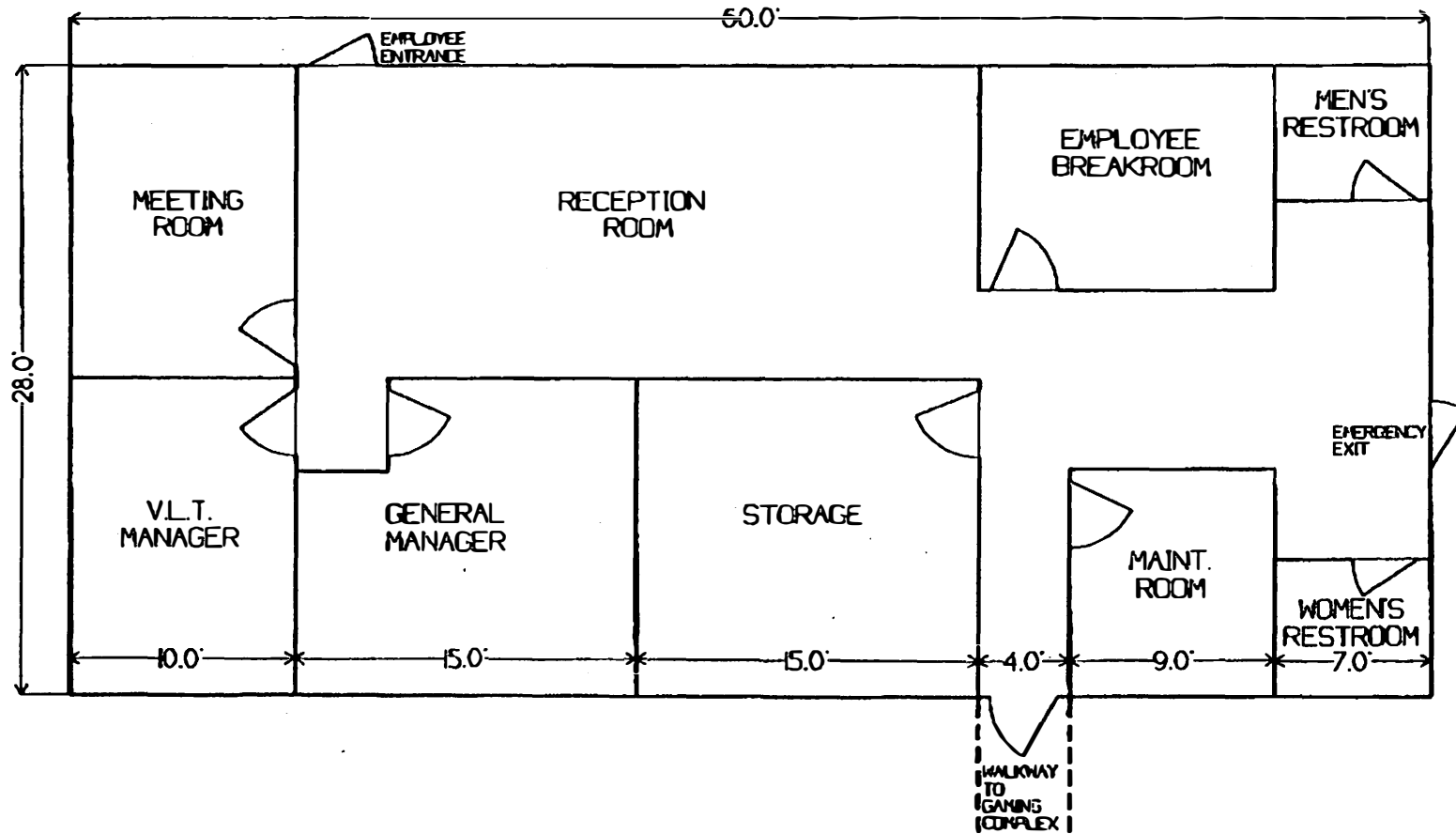


EXHIBIT 1A

