



# United States Department of the Interior

OFFICE OF THE SECRETARY  
Washington, D.C. 20240

JUN - 7 1996

Honorable Jeff C. Mitchell  
Chairman  
The Klamath Tribes  
P.O. Box 436  
Chiloquin, Oregon 97624

Dear Chairman Mitchell:

On April 26, 1996, we received Amendment I to the Tribal-State Compact for regulation of class III gaming between The Klamath Tribes (Tribe) and the State of Oregon (State), dated April 4, 1996. 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 Section 11(d)(8) (A) of the IGRA, 25 U.S.C. § 2710(d)(8)(A) and delegated authority in 209 DM 8.1, 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.

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

Sincerely,

Ada E. Deer

Ada E. Deer  
Assistant Secretary - Indian Affairs

Enclosures

Identical Letter Sent to: Honorable John Kitzhaber  
Governor of Oregon  
254 State Capitol  
Salem, Oregon 97310

**TRIBAL-STATE COMPACT FOR REGULATION OF  
CLASS III GAMING BETWEEN THE KLAMATH TRIBES AND  
THE STATE OF OREGON**

**AMENDMENT I**

This amendment is made to the Class III Gaming Compact between the Klamath Tribes and the State of Oregon executed on December 16, 1994, and approved by the Secretary of the Interior on February 23, 1995. The terms of this amendment are in addition to and, except as specifically provided herein, do not supersede any of the provisions of the original compact.

**WHEREAS**, the Class III Gaming Compact between the Klamath Tribes and the State of Oregon provides that the operation of the Compact is dependent upon the Secretary of the Interior taking certain land into trust for the Tribes by December 31, 1995; and

**WHEREAS**, the Tribes have made all reasonable efforts to have the land taken into trust; and

**WHEREAS**, the land has not been taken into trust for reasons beyond the control of the Tribes; and

**WHEREAS**, the Tribes have requested an extension of the deadline for taking the land into trust; and

**AND WHEREAS**, the State agrees that the circumstances justify this Amendment;

**NOW THEREFORE**, the Tribes and the State hereby approve the following amendments to the Compact:

I. Section 13.F is amended to read:

- F. Location Eligible for Class III Gaming. The State has negotiated and executed this Compact pursuant to the process established under 25 U.S.C. § 2710(d)(3), with knowledge that the Gaming Location

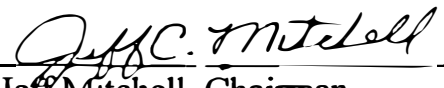
identified in Exhibit II is not currently held in trust by the United States for the benefit of the Klamath Tribes. This compact is effective only at the time the United States takes the land described in Exhibit II to this Compact into trust for the Tribes. Operation of this Compact is dependent upon the described land being taken into trust as a result of the Bureau of Indian Affairs fee-to-trust process. Operation of this Compact is further dependent upon the described land being taken into trust no later than December 31, ~~[1995]~~ 1996. Operation of this Compact is further dependent upon a determination by the Secretary of the Interior, in connection with review and approval of this Compact, that the Gaming Location is eligible to be used by the Tribes for the purpose of gaming as described in 25 U.S.C. § 2719. If at any time it is determined by the Secretary or other competent authority that the Gaming Location is not eligible to be used by the Tribes for the purpose of gaming as described in 25 U.S.C. § 2719, this Compact shall no longer authorize gaming at that location.

EXECUTED as of the date and year below.

STATE OF OREGON

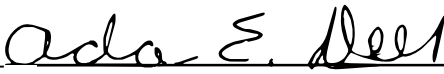
KLAMATH TRIBES

  
\_\_\_\_\_  
John Kitzhaber, Governor

  
\_\_\_\_\_  
Jeff Mitchell, Chairman

Date: 4/2/96

APPROVED BY ~~THE ASSISTANT SECRETARY~~ - INDIAN AFFAIRS

By:   
\_\_\_\_\_  
E. DEER

Dat 6-7-96