

United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

MAY 03 2000

Honorable Earl J. Barbry, Sr.
Chairman
Tunica-Biloxi Indian Tribe of Louisiana
P.O. Box 331
Marksville, Louisiana 71351

Dear Chairman Barbry:

On May 2, 2000, we received an Amendment to the Compact between the Tunica-Biloxi Tribe of Louisiana (Tribe) and the State of Louisiana (State), dated May 2, 2000, extending the existing Compact until 5:00 p.m. on November 17, 2000, or until a successor compact is agreed upon and becomes effective, whichever occurs first. 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 delegated authority and Section 11 of 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.

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

Sincerely,

/s/ Kevin Gover

Assistant Secretary - Indian Affairs

Enclosure

Identical Letter Sent to: Honorable Murphy J. Foster, Jr.
Governor, State of Louisiana
Baton Rouge, Louisiana

cc: Eastern Regional Director w/copy of approved Amendment
National Indian Gaming Commission w/copy of approved Amendment
SE Regional Field Solicitor w/copy of approved Amendment
Louisiana United States Attorney w/copy of approved Amendment

**EXTENSION OF THE
TRIBAL-STATE COMPACT
FOR THE CONDUCT OF CLASS III GAMING
BETWEEN THE
TUNICA-BILOXI INDIAN TRIBE OF LOUISIANA
AND THE STATE OF LOUISIANA**

WHEREAS: in 1988, the Congress of the United States of America enacted the Indian Gaming Regulatory Act, which provided a statutory basis for the operation and regulation of gaming by Indian Tribes; and

WHEREAS: pursuant to the Indian Gaming Regulatory Act, the Tribal-State Compact for the conduct of Class III Gaming Between the **Tunica-Biloxi Indian Tribe of Louisiana** and the **State of Louisiana** was executed and signed by Chairman Earl J. Barbry, Sr. on September 23, 1992 (and as amended on November 6, 1992) and by Governor Edwin W. Edwards on September 8, 1992 (and as amended on November 4, 1992); and became effective upon publishing of approval by the Secretary of the Interior of the United States of America, in the *Federal Register* on November 18, 1992;

WHEREAS: in accordance with the relevant provisions of this Compact, the **State of Louisiana**, through Governor Murphy J. Foster, Jr., gave the **Tunica-Biloxi Indian Tribe of Louisiana** notice of non-renewal of the Compact on its present terms;

WHEREAS: the original compact was previously extended, until May 18, 2000, by the mutual agreement of the parties with the approval of the Secretary of the Interior, and was duly published in the *Federal Register*;

WHEREAS: the **Tunica-Biloxi Indian Tribe of Louisiana** and the **State of Louisiana** continue to mutually desire to negotiate for an amended and extended Class III Gaming Compact, without any alteration or interruption in the terms of the existing Compact;

WHEREAS: the **Tunica-Biloxi Indian Tribe of Louisiana** and the **State of Louisiana** desire to extend the existing and original Tribal-State Compact, which had previously been extended until May 18, 2000, which extension will expire at 5:00 p.m. on that date, for a period of time sufficient to permit the parties a reasonable opportunity to complete negotiations, to amend and extend the original compact for a period of an

additional seven (7) years or such other period of time as the parties may agree upon; and

WHEREAS

the **Tunica-Biloxi Indian Tribe of Louisiana** and the **State of Louisiana** agree that regardless of the ultimate outcome of the present negotiations, this extension shall not be used by either party as evidence of bad faith on the part of the other; the parties agreeing that negotiations cannot be completed before the expiration of the present extension;

NOW THEREFORE WE, the **Tunica-Biloxi Indian Tribe of Louisiana** and the **State of Louisiana**, by virtue of the authority vested through the Constitution and laws of the United States of America and of the **State of Louisiana**, and of the laws and Resolutions of the Tribal Council of the **Tunica-Biloxi Indian Tribe of Louisiana**, and in order to preserve and protect the health, safety, and welfare of our people, do hereby extend the existing, and hereinabove described Tribal-State Compact for the conduct of Class III gaming, until 5:00 o'clock P.M. Central Standard Time, on the 17th day of November, 2000, or until an amended and extended compact is agreed upon and becomes effective, whichever occurs first. This agreement is entered into solely for the purpose of extending the existing compact, for the time specified in this agreement, and not for the purpose of renewing the existing compact beyond the date herein specified.

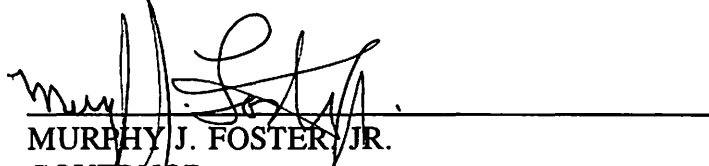
IN WITNESS WHEREOF, as duly authorized representatives of the **Tunica-Biloxi Indian Tribe of Louisiana** and the **State of Louisiana**, we have hereunto set our hands officially and caused to be affixed the Great Seals of the **Tunica-Biloxi Indian Tribe of Louisiana** and the **State of Louisiana**.

TUNICA-BILOXI INDIAN TRIBE OF LOUISIANA


EARL J. BARBRY, SR.
TRIBAL CHAIRMAN

DATE: 5-2-2000

STATE OF LOUISIANA


MURPHY J. FOSTER, JR.
GOVERNOR

DATE: _____

UNITED STATES OF AMERICA



KEVIN GOVER
ASSISTANT SECRETARY-INDIAN AFFAIRS

DATE: MAY 3 2000