



United States Department of the Interior



OFFICE OF THE SECRETARY
Washington, D.C. 20240

NOV 24 1997

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

Dear Chairman Sampson:

On October 9, 1997, we received Amendment IV to the Compact (Amendment) between the Confederated Tribes of the Umatilla Indian Reservation (Tribe) and the State of Oregon (State), dated September 3, 1997. We have completed our review of the 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,

/s/ Michael J. Anderson

~~ACTING~~ Assistant Secretary - Indian Affairs

Enclosure

Identical letter sent to: Honorable John Kitzhaber
Governor of Oregon
254 State Capitol
Salem, Oregon 97310

cc: Portland Area Director w/copy of approved Amendment
Supt., Umatilla Agency w/copy of approved Amendment
National Indian Gaming Commission w/copy of approved Amendment
Field Solicitor-Pacific NW Regional Ofc w/copy of approved Amendment
Oregon U.S. Attorney w/copy of approved Amendment

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Indian Gaming

ACTION: Notice of Approved
Amendment to Tribal-State Compact.

SUMMARY: Pursuant to Section 11 of the Indian Gaming Regulatory Act of 1988, Pub. L. 100-497, 25 U.S.C. 2710, the Secretary of the Interior shall publish, in the Federal Register, notice of approved amendments to Tribal-State Compacts for the purpose of engaging in Class III (casino) gaming on Indian reservations. The Assistant Secretary—Indian Affairs, Department of the Interior, through his delegated authority, has approved Amendment IV to the Gaming Compact Between the Confederated Tribes of the Umatilla Indian Reservation and the State of Oregon, which was executed on September 3, 1997.

DATES: This action is effective December 5, 1997.

FOR FURTHER INFORMATION CONTACT:
Thomas H. Hartman, Acting Director,
Indian Gaming Management Staff,
Bureau of Indian Affairs, Washington,
D.C. 20240, (202) 219-4068.

Dated: November 21, 1997.

Michael J. Anderson,
Deputy Assistant Secretary—Indian Affairs.
[FR Doc. 97-31918 Filed 12-4-97; 8:45 am]

BILLING CODE 4310-12-P

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

AMENDMENT IV

This amendment is made to the Class III Gaming Compact between the Confederated Tribes of the Umatilla Indian Reservation of Oregon and the State of Oregon executed on November 29, 1993, and approved by the Secretary of the Interior on February 2, 1994. 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, or Amendments I, II or III thereto.

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 29, 1993, and approved by the Secretary of the Interior on February 2, 1994; and

WHEREAS, the Tribes and the State entered Compact Amendment II on October 19, 1995, which amendment authorized the Tribes to offer in Class III house banked blackjack and which authorized a maximum number of video lottery terminals the Tribes could place in their Gaming Facility;

WHEREAS, the Tribes and the State entered Compact Amendment III on June 19, 1996, which extended the authorization of Class III house banked blackjack and made other amendments to the Compact;

WHEREAS, the Tribes wish to amend the Compact to provide for an increase in the number of authorized video lottery terminals and blackjack tables;

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

- I. Section 4(G)(4) is amended to provide that the authorization for the number of Video Lottery Terminals (VLTs) within the Gaming Facility shall be increased so that the number of VLTs authorized by the Compact shall not exceed 600. The limitation on the number of VLTs in the Gaming Facility set forth in Section 4(D) of the Compact shall not limit the authority of the Tribes to place 600 VLTs in the Gaming Facility.
- II. The limitation on the number of VLTs in the Gaming Facility set forth in Section 4(G)(4) of Compact Amendment II is hereby rescinded.

- III. The number of house banked blackjack tables in the Gaming Facility authorized in Section 4(G)(4) of Compact Amendment II shall be increased so that the number of blackjack tables authorized by the Compact does not exceed ten tables.
- IV. The Tribes understand that the increase in the authorized number of VLTs and blackjack tables provided in this Compact Amendment will require an increase in the direct service hours by the Oregon State Police described in the Memorandum of Understanding executed pursuant to Compact Amendment III. The Tribes agree to amend the Memorandum of Understanding adopted under Amendment II to the Compact, and amended pursuant to Amendment III to the Compact, as set forth in Exhibit I to this Amendment.
- V. This Amendment is effective as an extension under paragraph 8 of Subsection G of Section 4 of the Compact, upon execution by the State and the Tribes, and submission to the Secretary of the Interior. It is the intent of both the State and the Tribes that this Amendment be fully enforceable as between the parties to it from and after the date it is executed and submitted to the Secretary of the Interior.

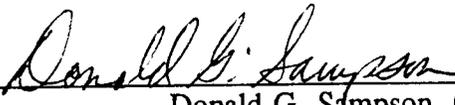
Executed as of the date and year below.

STATE OF OREGON

Dated: 9/3/97 _____

 John Kitzhaber, Governor

**CONFEDERATED TRIBES OF THE UMATILLA
 INDIAN RESERVATION**

Dated: 8-14-97 _____

 Donald G. Sampson, Chairman
 Board of Trustees

Acting

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

BY: Michael J. Anderson

DATED: NOV 27 1997

EXHIBIT I
MEMORANDUM OF UNDERSTANDING
PURSUANT TO
THE TRIBAL-STATE COMPACT FOR REGULATION OF
CLASS III GAMING BETWEEN

THE Confederated Tribes of Umatilla Indian Reservation of Oregon and the State of Oregon.

1. Paragraph 3 of Subsection B of Section III of the Memorandum of Understanding (MOU) executed contemporaneously with Amendment II to the Compact and amended pursuant to Amendment III to the Compact is amended as follows, effective July 1, 1997.

3. The Tribes agree to pay for up to 1,572 direct service hours for the period beginning on July 1, 1997, and ending June 30, 1998, for the actual, reasonable and necessary costs of the performance of Compact monitoring functions identified in the Compact, the amendments thereto, and the MOU between the Tribes and the State.

2. Section VII of the MOU executed contemporaneously with Amendment II to the Compact and amended pursuant to Amendment III to the Compact is amended as follows, effective July 1, 1997.

VII. EXPIRATION

This MOU shall expire July 30, 1998. Thirty days before the expiration date of this MOU the parties shall meet to renegotiate the terms of the MOU and to address any change in circumstances to which this MOU applies. If the State and the Tribes have not re-negotiated a replacement MOU by the expiration date of this MOU, this MOU shall continue in effect until such time as a new MOU is executed.

3. The remainder of the MOU executed contemporaneously with Amendment II to the Compact and amended pursuant to Amendment III to the Compact shall remain in effect until June 30, 1998, unless amended sooner.

ACKNOWLEDGED BY:

CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION OF OREGON


Donald G. Sampson, Chair _____ Date 8-14-97

OREGON STATE POLICE


LeRon Howland, Superintendent _____ Date 9-8-97