United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

FEB 06 2002

Honorable Olney Patt, Jr.
Chairman, Confederated Tribes of the
Warm Springs Reservation of Oregon
1233 Veterans Street
Warm Springs, Oregon 97761

Dear Chairman Patt:

On December 28, 2001, we received [redacted] to the Tribal-State Gaming Compact for Regulation of Class III Gaming between the Confederated Tribes of the Warm Springs Reservation of Oregon (Tribe) and the State of Oregon (State), dated December 21, 2001. 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 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 continued success in their economic venture.

Sincerely,

Neal A McCaleb

Assistant Secretary - Indian Affairs

Enclosure

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

cc: Northwest Region w/copy of approved Amendment
National Indian Gaming Commission w/copy of approved Amendment
Portland United States Attorney w/copy of approved Amendment

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Indian Gaming

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of amendment to an approved Tribal-State Compact.

SUMMARY: Pursuant to Section 11 of the Indian Gaming Regulatory Act of 1988, Public Law 100–497, 25 U.S.C. 2710, the Secretary of the Interior shall publish, in the **Federal Register** notice of approved Tribal-State Compacts for the purpose of engaging in Class III gaming activities on Indian lands. The Assistant Secretary—Indian Affairs, Department of the Interior, through his delegated authority, has approved Amendment X to the Confederated Tribes of the Warm Springs Reservation of Oregon and the State of Oregon Gaming Compact, which was executed on December 21, 2001.

DATES: This action is effective February 19, 2002.

FOR FURTHER INFORMATION CONTACT: George T. Skibine, Director, Office of Indian Gaming Management, Bureau of Indian Affairs, Washington, DC 20240, (202) 219–4066.

Dated: February 6, 2002.

Neal A McCaleb,

Assistant Secretary—Indian Affairs.

[FR Doc. 02–3859 Filed 2–15–02; 8:45 am]

BILLING CODE 4310–4N–M

TRIBAL STATE COMPACT FOR REGULATION OF CLASS III GAMING BETWEEN THE CONFEDERATED TRIBES OF THE WARM SPRINGS RESERVATION OF OREGON AND THE STATE OF OREGON

AMENDMENT X

This amendment is made to the Class III Gaming Compact between the Confederated Tribes of the Warm Springs Reservation of Oregon (Tribes) and the State of Oregon (the State) executed on January 6, 1995, and approved by the Secretary of the Interior on March 6, 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, or Amendments I, II, III, IV, V, VI, VII, VIII and IX thereto.

WHEREAS, the Tribes wish to extend the terms of Amendment IX to the Compact which provide for regulation of house banked blackjack at the gaming facility, and

WHEREAS, the State agrees that the circumstances justify this Amendment, and

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

I. Section I of Amendment IX is amended as follows:

Paragraph IV of Amendment I expires on ~~December 31, 2001~~ **December 31, 2002**. Unless an extension of this amendment or a permanent amendment governing the operation of house banked blackjack has been negotiated and executed before the expiration of this amendment, the Tribes agree to terminate blackjack games at the gaming facility until a new agreement has been negotiated and executed. In the event that a compact amendment is under negotiation, the Tribes may replace blackjack tables with video lottery terminals at the ratio of eight terminals per blackjack table.

II. This amendment is effective as an extension under Paragraph IX of Amendment II and Paragraph VI of Amendment I 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

John A. Kitzhaber, M.D., Governor

Date: 18 December 2001

CONFEDERATED TRIBES OF THE WARM SPRINGS RESERVATION OF OREGON

Olney Patt, Jr., Chairman
Warm Springs Tribal Council

Date:_____

APPROVED BY THE SECRETARY OF THE INTERIOR

By:_____
Deputy Assistant Secretary – Indian Affairs

Date:_____

AGS09150

EXHIBIT "A"

TRIBAL STATE COMPACT FOR REGULATION OF CLASS III GAMING BETWEEN THE CONFEDERATED TRIBES OF THE WARM SPRINGS RESERVATION OF OREGON AND THE STATE OF OREGON

AMENDMENT ~~VIII~~ X

This amendment is made to the Class III Gaming Compact between the Confederated Tribes of the Warm Springs Reservation of Oregon (Tribes) and the State of Oregon (the State) executed on January 6, 1995, and approved by the secretary of the Interior on March 6, 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, or Amendments I, II, III, IV, V, VI, VII, VIII and IX thereto.

WHEREAS, The Tribes wish to extend the terms of Amendment IX to the compact which provide for regulation of house banked blackjack at the gaming facility; and,

WHEREAS, The State agrees that the circumstances justify this Amendment, and,

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

I. Section I of Amendment VII is amended as follows:

Paragraph IV of Amendment expires on December 31, 2002. Unless an extension of this amendment or a permanent amendment governing the operation of house banked blackjack has been negotiated and executed before the expiration of this amendment, the Tribes agree to terminate blackjack games at the gaming facility until a new agreement has been negotiated and executed. In the event that a compact amendment is under negotiation, the Tribes may replace blackjack tables with video lottery terminals at the ratio of eight terminals per blackjack table.

II This amendment is effective as an extension under Paragraph IX of Amendment II and Paragraph VI of Amendment I 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 Tribe 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

_____
John A. Kitzhaber, M.D., Governor

DATE: _____

CONFEDERATED TRIBES OF THE WARM SPRINGS RESERVATIONS OF OREGON

Olney Patt, Jr.
Olney Patt, Jr., Chairman
Warm Springs Tribal Council

DATE: 12/21/01

APPROVED BY THE SECRETARY OF THE INTERIOR

BY: _____
Deputy Assistant Secretary - Indian Affairs

DATE: _____

DEPARTMENT OF THE INTERIOR

Consistent with 25 U.S.C.A. § 2710(d)(8) this compact amendment is approved on this 6th day of February, 2002, by the Assistant Secretary - Indian Affairs of the United States Department of the Interior.

By: _____

Neal A. McCaleb
Assistant Secretary - Indian Affairs