DEC 16 2004

Anthony Jack
Tribal Chairman
Big Valley Band of Pomo Indians
2755 Mission Rancheria Road
Lakeport, CA 95453

RE: Big Valley Band of Pomo Indians Amended Gaming Ordinance

Dear Chairman:

This letter is in response to your request for the National Indian Gaming Commission (NIGC) to review and approve an amendment to the Big Valley Band of Pomo Indians Amended Gaming Ordinance (Ordinance Amendment), Resolution No. 10-16-04-01, approved by the Tribal Council on October 16, 2004. This letter constitutes such approval under the Indian Gaming Regulatory Act (IGRA). It is important to note that the Ordinance Amendment is approved for gaming only on Indian lands, as defined in the IGRA, over which the Tribe has jurisdiction.

Thank you for submitting the Ordinance Amendment for review and approval. The NIGC staff and I look forward to working with you and the Big Valley Band of Pomo Indians on future gaming issues.

Sincerely yours,

Philip N. Hogen
Chairman

# Resolution #10-16-04-01
# The General Community Council
# Of the
# Big Valley Band of Pomo Indians

## Amendment to the Big Valley Gaming Act of 1994
## "Terms of Office"

***WHEREAS***, The Big Valley Rancheria (Tribe) is governed pursuant to a Constitution and By-Laws approved by the Secretary of the Interior under the Indian Re-organization Act of 1934 (IRA); and

***WHEREAS***, Under the Tribe's Constitution, the General Community Council, composed by all qualified voting members of the Tribe, is the governing body of the Tribe; and

***WHEREAS***, The General Community Council has determined that it is in the best interest of the Tribe that the Terms of Office be staggered to a three (3) year term; and

***WHEREAS***, The term of one of the present member of the Big Valley Gaming Commission will expire in November 2004; and

***WHEREAS***, The Big Valley Gaming Act of 1994 has been approved by the National Indian Gaming Commission ('NIGC"), and no amendment of the Act is effective until approved by NIGC; and

***THEREFORE BE IT RESOLVED***, that the General Community Council of the Big Valley Band of Pomo Indians here by amends the Big Valley Gaming Act of 1994 as follows:

1) Section 4c., entitled "Terms of Office," is replaced in its entirety with the following:

   "The Commissioners shall serve for a three year staggered terms. The next regular election for Gaming Commissioners after the effective date of the Gaming Act amendment of 2004, shall occur in November 2005. At that election two (2) Commissioners seats shall be filled, with the successful candidate who receives the least votes for a term of three years, and the other elected for four (4) years (after the four year term expires, that seat will revert down to a three (3) year term).

***BE IF FURTHER RESOLVED THAT***; This Resolution is hereby adopted by the General Community Council of the Big Valley Rancheria and shall be submitted by the Tribal Chairman to the NIGC for approval, to be effective immediately upon its approval by the NIGC, or at such earlier date as provided by federal law or regulation.

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# CERTIFICATION

The signatures below certify that the above resolution was adopted by the Tribal General Community Council at a duly called meeting at which a quorum was established on October 16, 2004. Show of hands was the majority vote in favor of motion. Motion was Passed.

*Anthony Jack, Tribal Chairman* — 10-16-04 *Date*

*Marcia Rosas, Tribal Secretary* — 10-16-04 *Date*