February 28, 2008

Via U.S. Mail and Facsimile

Darrell Flyingman
Governor
Cheyenne & Arapaho Tribes of Oklahoma
100 Red Moon Circle
P.O. Box 38
Concho, OK 73022
Fax: (405) 422-7424

RE: Amendment to Cheyenne & Arapaho Tribes' Gaming Ordinance

Dear Governor Flyingman:

On February 28, 2008, you requested that the National Indian Gaming Commission (NIGC) review and approve an amendment to the Cheyenne & Arapaho Tribes Gaming Ordinance (gaming ordinance). The Tribes amended the gaming ordinance via Resolution No. 040498R061, adopted on April 4, 1998. In this amendment, the Tribes removed a previous requirement that the tribal gaming commission chairman must be an attorney.

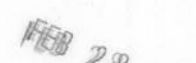
This letter constitutes approval of the amendment because nothing therein conflicts with the requirements of the Indian Gaming Regulatory Act (IGRA) and the Commission's regulations.

Thank you for submitting the amendment for review and approval. If you have any questions, please contact Staff Attorney Rebecca Chapman at (202) 632-7003.

Sincerely,

Philip N. Hogen
Chairman

CHEYENNE-ARAPAHO TRIBES OF OKLAHOMA
THIRTY-FIRST BUSINESS COMMITTEE
RESOLUTION NO. 040498R061



WHEREAS; The Cheyenne-Arapaho Tribes of Oklahoma are a federally recognized Tribe and have their own form of self-government; and

WHEREAS; This self-government and sovereign status promotes economic and social welfare and protects religious freedom and tribal customs of all members; and

WHEREAS; The Tribal Business Committee of the Cheyenne-Arapaho Tribes, in accordance with the Constitution and By-Laws has the power to act for the tribes on all matters not otherwise restricted;

WHEREAS; The Cheyenne and Arapaho Tribes, through the 28th Business Committee, enacted the Cheyenne-Arapaho Tribes of Oklahoma Gaming Ordinance; and

WHEREAS; The second paragraph of Section 200. Tribal Gaming Board Over Gaming in this Ordinance provides for the composition of a governing board and reads as follows:

"The Gaming Board shall consist of three (3) Board members appointed by the Business Committee to staggered terms. No less than one (1) of said appointees shall be a licensed, practicing attorney with knowledge, experience and expertise in the area of Indian law and Indian gaming. An attorney board member shall be appointed to the position of Chairman of the Gaming Board, and shall fill the initial three (3) year term. Two (2) additional positions shall be appointed to serve terms of one (1) and two (2) years respectively.", and

WHEREAS; Section 108. Amendment of this Ordinance reads as follows:

"This Ordinance may be amended only by majority vote of the Tribal Business Committee. Any such amendment, including repeat in part or in 'toto', which would adversely effect the contractual rights of a third party who has obtained an approved Management Agreement with Tribe, shall not become effective until the completion or fulfillment of the term of such approved agreement.", and

WHEREAS; It is the wish of the 31st Business Committee to amend Section 200 to delete the requirement of an attorney appointee.

NOW THEREFORE BE IT RESOLVED that, under the authority of Section 108, the 31st Business Committee hereby amends Section 200 of the Cheyenne-Arapaho Tribes of Oklahoma Gaming Ordinance to delete the requirement of an attorney appointee.

BE IT FURTHER RESOLVED that the second paragraph of Section 200 is amended to read as follows:

"The Gaming Board shall consist of three (3) Board members appointed by the Business Committee. Such appointees shall serve at the pleasure of the Business Committee and in one (1), two (2) and three (3) year terms. The terms shall be rotated at expiration and appointment of new board members. Appointments shall be made by written resolution of the Business Committee and shall not be valid until such resolution is delivered to the Gaming Board."

BE IT FINALLY RESOLVED that the Gaming Board is hereby directed to complete the necessary amendments and distribute the same to all affected parties.

31ST BUSINESS COMMITTEE OF THE CHEYENNE-ARAPAHO TRIBES OF OKLAHOMA

Chairman

ATTEST:

Secretary

CERTIFICATION

I, the undersigned as Secretary of the 31st Business Committee of the Cheyenne-Arapaho Tribes of Oklahoma; do hereby certify that a quorum was present at the meeting duly called and convened on the 4th day of April, 1998, and that the foregoing resolution was adopted with the affirmative vote of 7 for, 0 opposed, 0 abstentions, 0 absent, and 1 not voting.

Secretary