JAN 29 2007

Sam Nixon
Executive Director
Fort McDowell Tribal Gaming Office
P.O. Box 17891
Fountain Hills, AZ
Fax: (480) 837-6526

Re: Approval of the Fort McDowell Yavapai Nation's Gaming Ordinance Amendment

Dear Mr. Nixon:

This letter responds to your request to the National Indian Gaming Commission (NIGC) for the review and approval of the amended Tribal Gaming Ordinance Of The Fort McDowell Yavapai Nation, received in this office on December 27, 2006. The amendment was approved by the Tribal Council in a duly noticed Special Meeting on December 12, 2006 via Resolution No. Ft. McD. 2006-97.

This letter constitutes approval of your submission under the Indian Gaming Regulatory Act (IGRA). It is important to note that the gaming ordinance is approved for gaming only on Indian lands, as defined in the IGRA, over which the Tribe exercises jurisdiction.

Thank you for submitting the amended ordinance for review and approval. The NIGC staff and I look forward to continuing to work with you in implementing the IGRA.

Sincerely,

Philip N. Hogen
Chairman

Fort McDowell Yavapai Nation

P.O. Box 17779, Fountain Hills, AZ 85269 Phone (480) 837-5121 Fax (480) 837-1630

President Raphael Bear Vice President Bernadine Burnette Treasurer Pamela Mott
Council Member Paul Russell Council Member Owen Doka Council Secretary Pansy Thomas

DEC 27 2006

RESOLUTION TO AMEND THE FORT MCDOWELL YAVAPAI NATION GAMING ORDINANCE THEREBY AMENDING THE CURRENT ORDINANCE AS CHAPTER 18 OF THE FORT MCDOWELL YAVAPAI NATION LAW AND ORDER CODE

Resolution No. Ft. McD. 2006- 97

WHEREAS, the Fort McDowell Yavapai Nation Tribal Council ("Tribal Council") is the governing body of the Fort McDowell Yavapai Nation ("Nation"); and

WHEREAS, the Tribal Council is authorized to enact and enforce ordinances regulating gaming activities; and

WHEREAS, the Nation has entered into a Gaming Compact ("Compact") with the State of Arizona; and

WHEREAS, the Compact requires specific provisions be included in the Nation's Gaming Ordinance ("Ordinance"); and

WHEREAS, the Tribal Council has previously enacted a Gaming Ordinance pursuant to resolution number 2006-41 and submitted enacted ordinance to the National Indian Gaming Commission (NIGC); and,

WHEREAS, the NIGC refused to approve said gaming ordinance unless and until it included and complied with language and provisions provided by the federal agency.

NOW THEREFORE BE IT RESOLVED, that the Nation amends the proposed Gaming Ordinance as Chapter 18 of the Fort McDowell Yavapai Nation Law and order Code;

BE IT FURTHER RESOLVED, that the amended Ordinance shall be effective immediately and notice of the amended Ordinance shall be submitted to the Arizona Department of Gaming ("ADOG") and the National Indian Gaming Commission ("NIGC") as required.

CERTIFICATION

Pursuant to the authority contained in Article V, Section 13(A)(1), (2), (3), & (15), and (B)(1)&(2) of the Constitution of the Fort McDowell Yavapai Nation ratified by the Tribe on October 19, 1999 and approved by the Secretary of the Interior on November 12, 1999, the foregoing Resolution No. 2006-97 was adopted this 12 day of December, 2006 at a Council Meeting held at Fort McDowell at which a quorum of 4 members were present, 1 absent, by a vote of 3 for and 0 opposed and 0 abstained.

Raphael R. Bear, President
Fort McDowell Yavapai Nation

Date: 12/12/06

Pansy Thomas, Secretary