



July 31, 2003

Ronald Rosier, Esq.  
General Counsel  
Fort McDowell Yavapai Nation  
Legal Department – Office of Tribal Attorney  
P.O. Box 17779  
Fountain Hills, Arizona 85269-7779

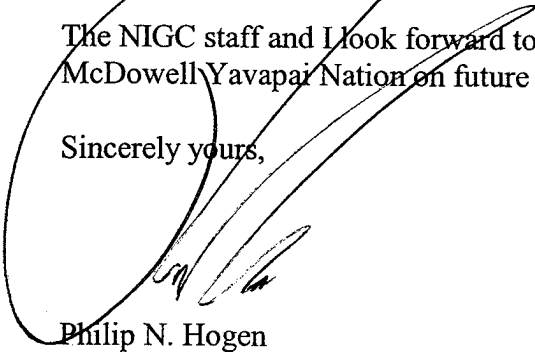
Re: Resolution No. Ft.McD. 2003-54  
Amendment to the Fort McDowell Yavapai Nation Gaming Ordinance

Dear Mr. Rosier:

This letter responds to your request to review and approve the above-numbered amendment to the Fort McDowell Yavapai Nation's Gaming Ordinance, submitted to the National Indian Gaming Commission ("NIGC") on May 30, 2003. This amendment effectively raises the age of persons, allowed to place a wager in any tribal gaming facility, from 18 to 21 years. The Nation, by Resolution No. Ft.McD. 2003-54, adopted the amendment to the Ordinance on May 20, 2003. This letter constitutes approval of the amendment under the Indian Gaming Regulatory Act.

The NIGC staff and I look forward to continuing to work with you and the Fort McDowell Yavapai Nation on future gaming issues.

Sincerely yours,



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 Dr. Clinton M. Pattea

Vice President Bernadine Boyd

Treasurer Larry Doka

Council Member Gwen Bahe

Council Member Benedict Smith, Sr.

## RESOLUTION AMENDING SECTION 13 OF THE NATION'S GAMING ORDINANCE

Resolution No. Ft.McD. 2003- 54

**WHEREAS**, the Fort McDowell Yavapai Nation ("Nation") and the State of Arizona executed the Fort McDowell Yavapai Nation and State of Arizona Gaming Compact 2002 ("2002 Gaming Compact"); and

**WHEREAS**, Section 3(w)(2) of the 2002 Gaming Compact requires that prior to May 31, 2003, the Nation shall enact, as Tribal law, a requirement that beginning June 1, 2003, no person under 21 years of age shall be permitted to place any wager, directly or indirectly, in any gaming activity; and

**WHEREAS**, the Nation has previously enacted a Gaming Ordinance to govern gaming activities occurring within the Fort McDowell Reservation; and

**WHEREAS**, the Fort McDowell Tribal Council desires to amend the Nation's Gaming Ordinance to conform to Section 3(w)(2) of the 2002 Gaming Compact.


**THEREFORE, BE IT RESOLVED**, that pursuant to its legislative power, the Fort McDowell Tribal Council hereby amends Section 13 of the Nation's Gaming Ordinance by adding the following new Subsection

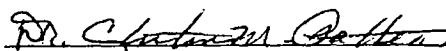
- "o. Directly or indirectly place any wager in any gaming activity at the Gaming Facilities authorized in the Compact unless the person is twenty-one (21) years of age or older."

**BE IT FURTHER RESOLVED**, that this amendment shall take effect beginning June 1, 2003.

### CERTIFICATION

Pursuant to the authority contained in Article V, Section 13(A)(2), (3)&(5), 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. 2003-54 was adopted this 20 day of May, 2003 at a Council Meeting held at Fort McDowell at which a quorum of 5 members were present, 0 absent, by a vote of 4 for and 0 opposed and 0 abstained.

  
Pansy Thomas, Secretary

  
Dr. Clinton M. Pattea, President  
Fort McDowell Yavapai Nation

Date: 5/20/03