United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

FEB 06 2002

Honorable Allen Foreman
Chairman
The Klamath Tribes
P.O. Box 436
Chiloquin, Oregon 97624

Dear Chairman Foreman:

On December 28, 2001, we received Amendment VIII to the Tribal-State Compact for Regulation of Class III Gaming between The Klamath Tribes (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 my delegated authority and Section 11 of IGRA, 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: Portland Area Director w/copy of approved Amendment
National Indian Gaming Commission w/copy of approved Amendment
Pacific NW Regional Field Solicitor w/copy of approved Amendment
Portland United States Attorney w/copy of approved Amendment

TRIBAL-STATE COMPACT FOR REGULATION OF CLASS III GAMING BETWEEN

THE KLAMATH TRIBES

AND THE STATE OF OREGON

AMENDMENT VIII

This amendment is made to the Class III Gaming Compact between the Klamath Tribes and the State of Oregon executed on December 16, 1994, and approved by the Secretary of the Interior on February 24, 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 and VII thereto.

WHEREAS, the Tribes wish to extend the terms of Amendment V, VI and VII 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. Paragraph I of Amendment VII is amended as follows:

The provisions of this amendment expire on ~~December 31, 2001~~ **June 30, 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.

II. This amendment is effective as an extension under paragraph X of Amendment III 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, both as to the Tribes' ability to offer house banked blackjack and the State's and the Tribes' responsibility to implement the regulatory amendments contained herein.

EXECUTED as of the date and year below.

STATE OF OREGON

John A. Kitzhaber, M.D., Governor

Date: 12-18-01, 2001

THE KLAMATH TRIBES

Allen Foreman, Chairman

Date: 12-21-01, 2001

APPROVED BY THE ASSISTANT SECRETARY OF INDIAN AFFAIRS:

By: Neal A. McCaleb

Date: FEB 06 2002

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