United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

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Honorable Andrew J. Grey Sr.
Tribal Chairman
Sisseton-Wahpeton Sioux Tribe
Old Agency Box 509
Agency Village, South Dakota 57262-0509

Dear Chairman Grey:

On June 2, 1997, we received Amendment I to the Tribal-State Gaming Compact (Amendment) for Regulation of Class III Gaming between the Sisseton-Wahpeton Sioux Tribe (Tribe) and the State of North Dakota (State), dated May 14, 1997. 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 Section 11(d)(8)(A) of the IGRA, 25 U.S.C. § 2710(d)(8)(A) and delegated authority in 209 DM 8.1, 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 success in their economic venture.

Sincerely,

/S/ Michael J. Anderson

Acting
Ada E. Deer
Assistant Secretary - Indian Affairs

Enclosures

Identical Letter Sent to: Honorable Edward Schafer
Governor of North Dakota
Capitol Building
600 E. Boulevard Avenue
Bismarck, North Dakota 58505

cc: Aberdeen Area Director w/copy of approved Amendment
Supt., Sisseton Agency w/copy of approved Amendment
National Indian Gaming Commission w/copy of approved Amendment
Twin Cities Field Solicitor w/copy of approved Amendment
North Dakota US Attorney w/copy of approved Amendment

AMENDMENT NO. 1 TO TRIBAL-STATE COMPACT
FOR CONTROL OF CLASS III GAMES OF CHANCE
SISSETON-WAHPETON SIOUX TRIBE
IN NORTH DAKOTA

WHEREAS, a Class III gaming compact entered into by the State of North Dakota and the Sisseton-Wahpeton Sioux Tribe pursuant to the Indian Gaming Regulatory Act, 25 U.S.C. §2701 et seq., became effective and binding on February 3, 1993; and

WHEREAS, the State of North Dakota and the Sisseton-Wahpeton Sioux Tribe find it in their mutual interests to amend section 2.3 of said compact; and,

SO BE IT RESOLVED, that section 2.3 of said compact be and it hereby is amended by deleting the entirety of said section and substituting the following provisions therefor:

2.3 Duration

2.3.1 Term. This Compact shall be in effect for a term of ten (10) years after it becomes binding on the parties.

2.3.2 Automatic Extension. The duration of this Compact shall thereafter be automatically extended for terms of five (5) years upon written notice of renewal by either party on the other party during the final year of the original term of this Compact or any extension thereof, unless the other party serves written notice of non-renewal within thirty (30) days thereafter.

2.3.3 Operation. The Tribe may operate Class III gaming only while this Compact, or any extension thereof under this section, is in effect.

2.3.4 Successor Compact. In the event that written notice of non-renewal of this Compact is given by one of the parties above, the Tribe may, pursuant to the procedures of the Act, request the State to enter into negotiations for a successor compact governing the conduct of Class III gaming activities to become effective following the expiration of this Compact. Thereafter the State shall negotiate with the Tribe in good faith concerning the terms of a successor compact (see sec. 11(d)(3)(A) of the Act).

IN WITNESS WHEREOF, the parties hereto have caused the foregoing amendment to section 2.3 of said Compact to be executed as of the day and year first written below.

SISSETON-WAHPETON SIOUX TRIBE

5-14-97
(DATE)

BY: Andrew Grey, Sr., Chairman

STATE OF NORTH DAKOTA

5-9-97
(DATE)

BY: Edward Schafer, Governor

5-16-97
(DATE)

BY: Michael J. Anderson
ACTING Assistant Secretary - Indian Affairs