



MAY 19 2003

Ronald Rosier
Acting Tribal Attorney
Fort McDowell Yavapai Nation
P.O. Box 17779
Fountain Hills, AZ 85269-7779

Dear Mr. Rosier:

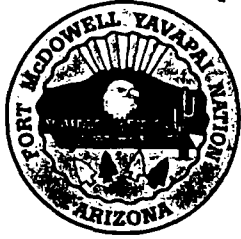
This letter responds to your request to review and approve the amendment to the Fort McDowell Yavapai Nation's Gaming Ordinance submitted on February 20, 2003. The Nation by Resolution No. Ft.McD. 2003-14 adopted the amendment to the ordinance on February 11, 2003. This letter constitutes an approval of the amendment.

The NIGC staff and I look forward to working 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 Bahc

Council Member Benedict Smith, Sr.

RESOLUTION AMENDING THE FORT MCDOWELL YAVAPAI NATION GAMING ORDINANCE

Resolution No. Ft.McD. 2003- 14

WHEREAS, the Fort McDowell Yavapai Nation (formally the "Fort McDowell Mohave-Apache Indian Community") is a federally recognized Indian tribe and sovereign government; and

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

WHEREAS, the Nation wholly owns and operates the Fort McDowell Casino as a subordinate economic entity; and

WHEREAS, in 1993 the Nation enacted a Gaming Ordinance to govern Tribal gaming activities at the Fort McDowell Casino located within the Nation's territorial boundaries; and

WHEREAS, the Nation and the State of Arizona have entered into a new gaming agreement titled "Fort McDowell Yavapai Nation and State of Arizona Gaming Compact 2002"; and

WHEREAS, the new Gaming Compact authorizes a broader scope of gaming than the previous compact including increased slot machines and the game of Black Jack; and


WHEREAS, the Nation's Gaming Ordinance currently references the former Gaming Compact which is now no longer valid and does not include the new scope of gaming authorized in the new Gaming Compact.

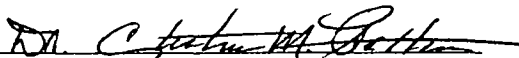
THEREFORE BE IT RESOLVED, that the Tribal Council pursuant to its legislative authority hereby amends Section 2(h) of the Nation's Gaming Ordinance by deleting that section in its entirety and replacing it with the following section:

- h. "Compact" means the contractual agreement entitled the "Fort McDowell Yavapai Nation and State of Arizona Gaming Compact 2002" executed by the Nation and the State of Arizona on December 4, 2002."

CERTIFICATION

Pursuant to the authority contained in Article V, Section 13(A)(2), (3), and (5) and (B)(1) and (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 was adopted this 11 day of February, 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: 2/11/03