

AUG 23 2006



A.D. Ellis, Principal Chief  
Office of the Principal Chief  
Muscogee (Creek) Nation  
P.O. Box 580  
Okmulgee, OK 74447

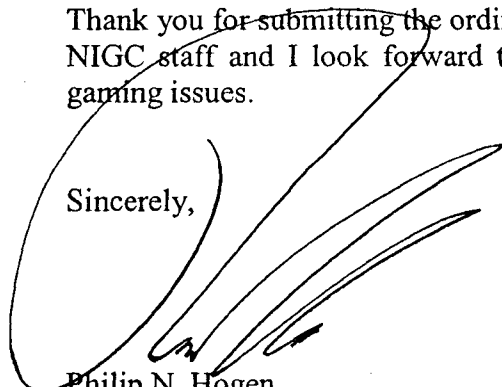
RE: Amendments to the Muscogee (Creek) Nation Code Annotated Title 21

Dear Principal Chief Ellis:

This letter is in response to your request for the National Indian Gaming Commission (NIGC) to review and approve an amendment to the Muscogee (Creek) Nation's Code Annotated Title 21, "Gaming," Chapter 5, "Rules of Operation and General Applicability," submitted on July 11, 2006. The Muscogee (Creek) Nation (Nation) National Council approved the Ordinance by NCA 06-134 on June 15, 2006. 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 has jurisdiction and exercises governmental power.

Thank you for submitting the ordinance amendment for review and approval. The NIGC staff and I look forward to working with you and the Nation on future gaming issues.

Sincerely,



Philip N. Hogen  
Chairman



# Muscogee (Creek) Nation

PRINCIPAL CHIEF

*A.D. Ellis*

SECOND CHIEF

*Alfred Berryhill*

OFFICE OF THE PRINCIPAL CHIEF

PO Box 580

(HWY 75, Loop 56)

Okmulgee, OK 74447

918.732.7600

June 30, 2006

JUL 11 2006

National Indian Gaming Commission  
Philip Hogan, Chairman  
1441 L Street NW, 9<sup>th</sup> Floor  
Washington D.C., 20005

Dear Mr. Hogan:

The Muscogee (Creek) Nation is submitting the following Muscogee (Creek) Nation law: NCA 06-134 (A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MUSCOGEE (CREEK) NATION CODE ANNOTATED TITLE 21, "GAMING," CHAPTER 5, "RULES OF OPERATION AND GENERAL APPLICABILITY," to allow for the sale and consumption of alcoholic beverages at gaming facilities approved by the National Council and duly licensed by the Tax Commission), which amends certain provisions of the Nation's Gaming Code, for review by the National Indian Gaming Commission and a determination whether approval is necessary pursuant to 25 CFR § 522.3. Please find enclosed a certified copy of NCA 6-134. If you need any further information please do not hesitate to call.

Sincerely,

A.D. Ellis, Principal Chief  
Muscogee (Creek) Nation

cc: National Council  
Attorney General  
Office of Public Gaming

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NATIONAL INDIAN  
GAMING COMMISSION  
06 JUL 11 PM 2:19



I hereby certify that I am the designated, qualified Tribal Secretary of the National Council of the Muscogee (Creek) Nation. I further certify that this document is a true and correct copy of the original Law NCA Executed the 22 day of June 2006 06-13-1  
Jerry Cook  
Secretary of the National Council

JUL 11 2006

NCA 06-134

CLASSIFICATION: #36. TAXATION AND REVENUE

**A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MUSCOGEE (CREEK) NATION CODE ANNOTATED TITLE 21, "GAMING," CHAPTER 5, "RULES OF OPERATION AND GENERAL APPLICABILITY," TO ALLOW FOR THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES AT GAMING FACILITIES APPROVED BY THE NATIONAL COUNCIL AND DULY LICENSED BY THE TAX COMMISSION**

Be it enacted by the National Council of the Muscogee (Creek) Nation:

**SECTION ONE. AMENDMENT.** MCNCA Title 21, §5-115, is hereby amended to read as follows:

**§5-115. Alcoholic beverages**

No beverage containing alcohol, including but not limited to beer or liquor, shall be offered or awarded as a prize or in lieu of a prize for winning at any of the activities authorized by this title. Alcoholic beverages or beer may be sold or consumed on gaming facility premises provided that the location has been authorized to sell alcoholic beverages by the National Council by way of duly adopted Tribal Resolution and said location has been duly licensed by the Tax Commission in accordance with MCNCA Title 36, 7-101, et seq.

**SECTION TWO. EFFECTIVE DATE AND IMPLEMENTATION.** The effective date of this amendment shall be the date of approval by the National Indian Gaming Commission; on the date the National Indian Gaming Commission determines that approval of the amendment is not necessary; or in the absence of issuance of approval or disapproval by the National Indian Gaming Commission, ninety (90) days from the date of submission of this amendment to the National Indian Gaming Commission, whichever date occurs first; provided that this Act shall not be implemented by the Nation until publication of NCA 06-132, the Liquor and Beverage Code, by the Secretary of the Interior in the Federal Register.

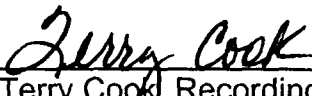
**ENACTED** by the Muscogee (Creek) National Council on this 15<sup>th</sup> day of June 2006.

**IN WITNESS WHEREOF**, the Speaker of the Muscogee (Creek) National Council has hereto attached his signature.

George Tiger  
George Tiger, Speaker  
National Council  
Muscogee (Creek) Nation


**CERTIFICATION**

I, the undersigned, certify that the foregoing is a true extract from the minutes of the Muscogee (Creek) National Council comprised of twenty-six members with **Twenty-two** members attending this meeting on the **15<sup>th</sup> day of June 2006**, and that the above is in conformity with the provisions therein adopted by a vote of **16** in favor, **4** against, **1** abstention, and that said Law has not been rescinded or amended in any way and the above is the signature of the Speaker of the National Council.

  
\_\_\_\_\_  
Terry Cook, Recording Secretary  
Muscogee (Creek) National Council

**APPROVAL**

I, the Principal Chief of the Muscogee (Creek) Nation, hereby affix my signature this **21** day of **June**, 2006, to the above Law, **NCA 06-134**, authorizing it to become a Law under Article VI., Section VI., of the Constitution of the Muscogee (Creek) Nation.

  
\_\_\_\_\_  
A. D. Ellis, Principal Chief  
Muscogee (Creek) Nation

