

AMENDMENT NO. 1 TO THE AMENDED GAMING COMPACT  
BETWEEN THE SISSETON-WAHPETON SIOUX TRIBE  
AND THE STATE OF SOUTH DAKOTA

WHEREAS, the Sisseton-Wahpeton Sioux Tribe and the State of South Dakota have entered into an Amended Gaming Compact, executed by the Chairperson of the Tribe, Lorraine Rousseau, on July 9, 1993 and by the Governor of the State of South Dakota, Walter D. Miller, on July 26, 1993, which was approved by the Secretary of the Interior on September 24, 1993, with said approval published in the Federal Register on October 7, 1993, 58 F.R. 52384; and

WHEREAS, said Amended Gaming Compact, in part, authorizes the Sisseton-Wahpeton Sioux Tribe, pursuant to the Indian Gaming Regulatory Act, Public Law 100-497, 102 Stat. 2426, 25 U.S.C. § 2701 et seq. (1988), to operate certain Class III gaming activities at Agency Bingo located at Agency Village, South Dakota; and

WHEREAS, the Tribe desires an amendment to the Amended Gaming Compact that would provide the Tribe with an option to either operate the Class III gaming authorized under said Amended Gaming Compact at Agency Bingo, in its location at Agency Village, South Dakota, or to operate said Class III gaming on lands, held by the United States in trust for the Tribe, described as Lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$  of section 30 in Township 126N, Range 50W; and

WHEREAS, the State has no objection to the amendment requested by the Tribe.

NOW, THEREFORE, in consideration of the foregoing, the Tribe and the State do agree, pursuant to section 11.9 of said Amended Gaming Compact, that the first sentences of sections 2 and 8.5 of said Amended Gaming Compact shall be and hereby are amended as follows:

Section 2:

This compact and the Tribe's gaming regulations and ordinances shall govern the regulation and operation of slot machines placed at and pari-mutuel wagering on horses and dogs conducted at tribal gaming establishments located at Dakota Sioux Entertainment Center, a facility five miles north of Watertown on Sioux Valley Road, and either at Agency Bingo at Agency Village, South Dakota, or, alternatively, on lands held by the United States in trust for the Tribe at the intersection of State Highway 10 and I-29, within the original exterior boundaries of the Lake Traverse Reservation, described as Lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$  of section 30 in Township 126 North of Range 50 West of the fifth principal meridian in Roberts County, South Dakota;

Section 8.5:

The Tribe shall be authorized to operate a cumulative total of 180 slot machines in tribal gaming establishments located at Dakota Sioux Entertainment Center, a facility five miles north of Watertown on Sioux Valley Road, and either at Agency Bingo at Agency Village, South Dakota, or alternatively, on lands held by the United States in trust for the Tribe at the intersection of State Highway 10 and I-29, within the original exterior boundaries of the Lake Traverse Reservation, described as Lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$  of section 30 in Township 126 North of Range 50 West of the fifth principal meridian in Roberts County, South Dakota.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment No. 1 to the Amended Gaming Compact Between the Sisseton-Wahpeton Sioux Tribe and the State of South Dakota to be executed as of the date and year written below.

SISSETON-WAHPETON SIOUX TRIBE

By: Arnold R. Ryan  
ARNOLD R. RYAN, TRIBAL CHAIRMAN

11-10-94  
DATE

STATE OF SOUTH DAKOTA

By: Walter D. Miller  
WALTER D. MILLER, GOVERNOR

11-19-94  
DATE

DEPARTMENT OF THE INTERIOR

By: Ada E. Deer  
ADA E. DEER  
ASSISTANT SECRETARY - INDIAN AFFAIRS

JAN 26 1995  
DATE



# United States Department of the Interior

OFFICE OF THE SECRETARY  
Washington, D.C. 20240



JAN 26 1995

Honorable Arnold R. Ryan  
Chairman  
Sisseton-Wahpeton Sioux Tribe  
Old Agency Box 509  
Agency Village, South Dakota 57262-0509

Dear Chairman Ryan:

We have received Amendment No. 1 to the Amended Gaming Compact Between the Sisseton-Wahpeton Sioux Tribe (Tribe) and the State of South Dakota (State), dated November 19, 1994.

We have reviewed the Amendment and conclude that it does not violate the Indian Gaming Regulatory Act (IGRA), Federal law, or our trust responsibility. Therefore, pursuant to my delegated authority and Section 11 of the IGRA, we approve the Amendment. The Amendment shall take effect when notice of our approval, pursuant to Section 11(d)(3)(B) of the IGRA (25 U.S.C. § 2710(d)(3)(B)), is published in the FEDERAL REGISTER.

We wish the Tribe and the State success in this economic venture.

Sincerely,

  
Ada E. Deer  
Assistant Secretary - Indian Affairs

Enclosures

Identical Letter Sent to: Honorable Walter D. Miller  
Governor of South Dakota  
700 Governor's Drive  
Pierre, South Dakota 57501

# Sisseton-Wahpeton Sioux Tribe

## Lake Traverse Reservation

P. O. Box 509

Agency Village, South Dakota 57262

Phone (605) 698-3911

### TRIBAL COUNCIL RESOLUTION NO. SWST-94-209

**WHEREAS,** the Sisseton-Wahpeton Sioux Tribe also known as the Sisseton-Wahpeton Dakota Nation of the Lake Traverse Reservation is organized under a Constitution and Bylaws adopted by the members of the Sisseton-Wahpeton Sioux Tribe also known as the Sisseton-Wahpeton Dakota Nation on August 1-2, 1966, and approved by the Commissioner of Indian Affairs on August 25, 1966; and

**WHEREAS,** the said Constitution and By-laws mandates at ARTICLE II, Section 1, that the Tribe shall be governed by the Tribal Council, and at ARTICLE VII, Section 1, that the Tribal Council shall have the power to (a) represent the Tribe in all negotiations with Federal, State and local governments; (b) authorizes the Tribal Council to acquire real property on behalf of the Tribe; (d) to make rules governing the relationship of the members of the Tribe, to Tribal property, and to one another as members of the Tribe; (f) to deposit Tribal funds to the credit of the Tribe; (g) to take any action by ordinance, resolution or otherwise which are reasonably necessary to carry into effect the foregoing purposes; (h) to promote public health, education, charity, and such other services as may contribute to the social advancement of the members of the Tribe; and (i) to adopt resolutions regulating the procedures of the Tribal Council, its officials and committees in the conduct of Tribal Affairs; and

**WHEREAS,** the Tribal Council has determined that the Tribe would derive increased economic benefit and advantage by relocating its Agency Bingo and Casino enterprise to the intersection of I-29 and State Highway 10, specifically Lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 30, in Township 126 North of Range 50 West of the fifth principal meridian in Roberts County, South Dakota.

**NOW, THEREFORE BE IT RESOLVED,** that the Tribal Council of the Sisseton-Wahpeton Sioux Tribe (also known as the Sisseton-Wahpeton Dakota Nation) hereby approves and authorizes the relocation of Agency Bingo and Casino to the intersection of I-29 and State Highway 10, subject to the approval of an amendment to the Amended Gaming Compact Between the Sisseton-Wahpeton Sioux Tribe (also known as the Sisseton-Wahpeton Dakota Nation) and the State of South Dakota authorizing Class III gaming on the lands of the Tribe located at such intersection; and

BE IT FURTHER RESOLVED, that Arnold R. Ryan, Chairman of the Tribe, is hereby authorized and directed by the Tribal Council to negotiate and execute an amendment to said gaming compact that would enable the Tribe to operate Class III gaming either at Agency Bingo in its present location or, alternatively, on the Tribe's lands located at the intersection of I-29 and State Highway 10.

**CERTIFICATION**

We, the undersigned duly appointed Chairman and appointed Secretary of the Sisseton-Wahpeton Sioux Tribal Council also known as the Sisseton-Wahpeton Dakota Nation do hereby certify that the above resolution was duly adopted by the Sisseton-Wahpeton Sioux Tribal Council also known as the Sisseton-Wahpeton Dakota Nation, which is composed of 18 members, of whom 18 members, constituting a quorum, were present at a Sisseton-Wahpeton Sioux Tribal Council also known as the Sisseton-Wahpeton Dakota Nation meeting duly noticed, called, convened and held at the TiWakan Tio Tipi, Agency Village, South Dakota on November 8, 1994, by a vote of 17 for, 0 opposed, 0 abstained, 0 absent from vote, 1 not voting, and that said resolution has not been rescinded or amended in any way.

Dated this 8th day of November, 1994.



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Elden Lawrence, Tribal Secretary  
Sisseton-Wahpeton Sioux Tribe also known  
as Sisseton-Wahpeton Dakota Nation

ATTEST:



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Arnold R. Ryan, Tribal Chairman  
Sisseton-Wahpeton Sioux Tribal also known  
as Sisseton-Wahpeton Dakota Nation

