SECOND AMENDMENT TO THE TRIBAL/STATE COMPACT
FOR CLASS III GAMING
BETWEEN
THE ELWHA S'KLALLAM INDIAN TRIBE
AND THE STATE OF WASHINGTON

WHEREAS, on June9, 1995, the State of Washington and the Elwha Indian Tribe executed a Class III Gaming Compact pursuant to the Indian Gaming Regulatory Act of 1988, P.L. 100-497, codified at 25 USC Section 2701 et seq. and 18 USC Section 1166-1168, and

WHEREAS, the Class III Gaming Compact executed by the State and the Tribe was approved by the Secretary of the Interior and is in full force and effect (hereinafter referred to as the "Compact"), and

WHEREAS, negotiations conducted in accordance with the Order dated September 26, 1997 in State of Washington v. The Confederated Tribes of the Chehalis Reservation, et al., No. C-95-1805-FVS (W.D. Wa.) authorized the Tribal Lottery Systems as described in Appendix X, the State and Tribe have agreed to amend Section III and to add Appendix X .

NOW, THEREFORE, the Compact shall be and hereby is amended to read and state as follows:

1. Section III.A. is hereby amended by the addition of the following:

"III. NATURE, SIZE AND SCOPE OF CLASS III GAMING

A. Scope of Class III Gaming Activities. The Tribal Gaming Operation may utilize in its Gaming Facility, subject to the provisions of this Compact, any or all of the following Class III activities:

1. Blackjack;

" . . .

19. Sic-Bo;" and

20. Tribal Lottery Systems. Notwithstanding anything in this Compact which could be construed to be to the contrary, Tribal Lottery Systems operated in conformity with Appendix X are hereby authorized.

2. Appendix X is added in the form attached hereto and is hereby incorporated by reference.

IN WITNESS WHEREOF, the Elwha S'Klallam Indian Tribe and the State of Washington have executed this amendment to the Compact.

ELWHA S'KLALLAM INDIAN TRIBE

BY: _____ Dated: March 16, 1999.

~~Frances Charles~~, Chairperson
Russell N Hepfer

STATE OF WASHINGTON

BY: _____ Dated: Feb 25, 1999.

Gary Locke, Governor