**MEMORANDUM OF INCORPORATION of**
**MOST FAVORED NATION AMENDMENTS**
**To The**
**TRIBAL – STATE COMPACT**
**FOR CLASS III GAMING**
**Between the**
**MUCKLESHOOT INDIAN TRIBE**
**and the**
**STATE OF WASHINGTON**

## INTRODUCTION

The Muckleshoot Indian Tribe ("the Tribe") and the State of Washington ("the State") entered into a Tribal – State Compact for Class III Gaming ("the Compact") on February 19, 1993 and amended the Compact by mutual agreement on May 4, 1995, November 25, 1998 and again on January 16, 2002,

Section XV.D.3 of the Compact ("the Most Favored Nation clause") provides:

> Notwithstanding any other provision of this Compact to the contrary, in the event that the State enters into or amends a compact with another tribe and such agreement gives any such tribe more gaming facilities, activities, stations or higher wager limits, more hours of operation, or any combination thereof than provided under the terms of this Compact, then this Compact shall be amended thereby upon approval and acceptance of any such increases by the Tribe and written incorporation of such amendments to this Compact provided to the State.

The Tribe has approved and accepted certain of the "increases" contained in the Class III Gaming Compact between the State and the Confederated Tribes of the Colville Reservation. Therefore, pursuant to Section to Section XV.D.3 of the Compact, the following amendments are hereby incorporated in the Compact :

## COMPACT AMENDMENTS

**1. Appendix X to the Compact is amended to read as follows:**

012.4 Further Conditions. Provided the requirements of Sections 12.2.1 through 12.2.5 have been met and so determined by the SGA, or have been deemed to be so determined, the Tribe may increase the number of Player Terminals it is authorized to operate above the number of Terminals in its Allocation, up to a maximum of ~~1500~~ 2000Player Terminals at the Tribe's existing facility, by acquiring allocation rights from any tribe which has entered into a compact authorizing operation of a Tribal Lottery System consistent with this Appendix ("Eligible Tribe"), or may transfer some or all of its Allocated Player Terminals to an Eligible Tribe, subject to the following conditions:

**2. Appendix Colville is appended to the Compact as Appendix Y as follows:**

Appendix Colville, as appended to the compact for Class III gaming between the Confederated Tribes of the Colville Reservation and the State of Washington is incorporated herein by reference and appended to the Compact as Appendix Y.

MUCKLESHOOT INDIAN TRIBE

By: _____
John Daniels, Jr., Chairman
Muckleshoot Indian Tribe

Date: 01-08-03

THE STATE OF WASHINGTON

By: _____
Richard Day, Executive Director
Washington State Gambling Commission

Date: 01-08-03