



Cowlitz Indian Tribe

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JAN 28 2008

Prosecuting Attorney
Civil Division

January 24, 2008

Betty Sue Morris
Chair, Board of Clark County Commissioners
1300 Franklin, 6th Floor
Vancouver, WA 98666-5000

Dear Commissioner Morris,

As you are aware, on January 8, 2008, the National Indian Gaming Commission approved the Cowlitz Indian Tribe's Ordinance No. 07-03. The approved ordinance incorporates Cowlitz Tribal Ordinance No. 07-02 entitled "Environmental, Public Health and Safety Protections for the Construction and Operation of the Cowlitz Indian Tribe Gaming Facility" which establishes standards for construction, maintenance and operation of any gaming facility and other development on the proposed trust land in Clark County and which provides an irrevocable limited waiver of sovereign immunity by the Tribe in favor of Clark County.

The purpose of this letter is to affirm for the Board of Clark County Commissioners the Tribe's intent that our ordinances establish an irrevocable limited waiver of sovereign immunity by the Tribe in favor of Clark County and that the Tribe will not revoke or modify either the waiver of sovereign immunity nor the environment, health and safety provisions of the ordinance. The Tribe understands that Clark County will be relying upon the Tribe's promises, contained in the ordinance, that our limited waiver of sovereign immunity and the environment, health and safety provisions of the ordinance are irrevocable and will not be withdrawn by any future action of the Cowlitz Tribal Council.

Sincerely,

A handwritten signature in cursive script that reads "John Barnett".

John Barnett
Chairman, Cowlitz Indian Tribe

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Commissioner Betty Sue Morris
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Cc: Commissioner, Steve Stuart
Commissioner, Marc Boldt
Chief Deputy Prosecutor, Curt Wyrick
Chief Civil Deputy Prosecutor, Rich Lowry
Assistant Secretary Indian Affairs, Carl Artman
Director NW Region BIA, Stan Speaks
Director Indian Gaming Management, George Skibine
Maria Wiseman, Office of the Solicitor