FILED
JUL 01 2013
OKLAHOMA SECRETARY
OF STATE

AMENDMENT TO TOBACCO TAX COMPACT BETWEEN THE STATE OF OKLAHOMA AND THE IOWA TRIBE OF OKLAHOMA

WHEREAS, the Iowa Tribe of Oklahoma ("Tribe") and the State of Oklahoma ("State") are parties to a certain Tobacco Tax Compact ("Compact"), dated October 6, 2003;

WHEREAS, by letter dated December 21, 2012, the State, through Governor Fallin, served notice on the Tribe of the State's intent not to renew the Compact expiring June 30, 2013;

WHEREAS, recognizing that a new agreement cannot be reached by June 30, 2013, the parties have been negotiating to extend the termination date of the Compact;

WHEREAS, the parties desire to be able to continue the negotiation of a new agreement while preserving the status quo pending the outcome of such negotiations; and

WHEREAS, neither party desires that the Compact terminate unless negotiations prove unsuccessful.

NOW, THEREFORE, in consideration of the premises, the parties agree to this Amendment to the Compact, as follows:

1. Amendment: Section 12 of the Compact shall be amended in its entirety as follows:

   "12. This agreement shall terminate on September 30, 2013. At the end of said term, the Compact shall continue in full force and effect for consecutive terms of one (1) year, unless either party hereto gives to the other written notice that the Compact shall terminate at the end of the present term, provided that such notice is given at least six (6) months prior to said termination. Nothing in this Compact shall prevent the parties by mutual agreement from establishing an earlier termination date or otherwise modifying this agreement."

2. Miscellaneous;

   A. The parties shall cooperate in seeking any necessary approvals or executing any necessary documents for such approvals;

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B. The Tribe represents that this Amendment to the Compact has been approved by all necessary actions of its government and that it is the binding obligation of the Tribe upon its execution as provided below; and

C. Except as specifically amended hereby, the provisions of the Compact shall be deemed unchanged and shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment to the Compact effective July 1, 2013.

STATE OF OKLAHOMA

Mary Fallin 6-25-13

MARY FALLIN, GOVERNOR DATE

Attest:

Secretary of State
Assistant

IOWA TRIBE OF OKLAHOMA

Bobby Walkup 6-25-13

BOBBY WALKUP, CHAIRMAN DATE