

**RESOLUTION 2000-42**

**A RESOLUTION CONCERNING THE BOND THAT  
POSTED BY BELTERRA RESORT (INDIANA), LLC**

The Indiana Gaming Commission (“Commission”) adopts the following resolution pursuant to the authority granted to it under IC 4-33 and pursuant to 68 IAC 1-2-6.

The following factors have been considered by the Commission:

1. Belterra Resort (Indiana), LLC (“Beltterra”) is scheduled to commence gaming operations the latter part of October 2000.
2. Pursuant to IC 4-33-6-9, a riverboat licensee is to post a bond in an amount the Commission determines will be adequate to secure fulfillment of Belterra’s legal and financial obligations to Switzerland County, the State of Indiana, and other aggrieved parties, as determined by the Commission.
3. Belterra deposited the amount of Three Million Five Hundred Thousand Dollars (\$3,500,000) on or about June 22, 2000 with Union Planters Bank-Indianapolis. The cash deposit satisfies the statutory requirements of IC 4-33-6-9. The amount of Three Million Five Hundred Thousand Dollars (\$3,500,000) is sufficient to satisfy the legal and financial obligations of Belterra.
4. Belterra has stated it intends in the future to post a Surety Bond and Guaranty in the amount of Three Million Five Hundred Thousand Dollars (\$3,500,000) which is acceptable pursuant to IC 4-33-6-9. Upon review and acceptance of the Surety Bond and Guaranty by the Commission staff, the cash deposit posted by Belterra on June 22, 2000 will be replaced and released. The Surety Bond and Guaranty would then be presented to the Commission, at a meeting held under 68 IAC 2-1-5, for final Commission approval.

**NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING  
COMMISSION, THAT THE FOLLOWING RESOLUTION IS ADOPTED:**

**SECTION 1. DEFINITIONS.**

The definitions set forth in IC 4-33-2 and 68 IAC apply to this resolution.

**SECTION 2. APPROVAL OF THE AMOUNT OF THE CASH DEPOSIT AND SURETY BOND AND GUARANTY TO BE POSTED BY BELTERRA.**

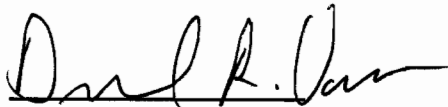
The Commission hereby approves the cash deposit in the amount of Three Million Five Hundred Thousand Dollars (\$3,500,000) to be posted by Belterra. The Commission further approves the replacement of the cash deposit by a Surety Bond and Guaranty or such other form that meets the requirements of IC 4-33-6-9, subject to Commission staff review and final Commission approval.

**SECTION 3. EFFECTIVE DATE.**

This RESOLUTION is effective immediately.

**ADOPTED, THIS THE 23<sup>rd</sup> DAY OF OCTOBER, 2000:**

**THE INDIANA GAMING COMMISSION:**

  
Donald Vowels, Chair

**ATTEST:**

  
Thomas Milcarek, Secretary