

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

STATE OF NEW YORK, et al,)	
)	
)	
Plaintiffs,)	
)	
v.)	No. 6:08-cv-644 (LEK-DEP)
)	
SALLY JEWELL, Secretary, United States)	
Department of the Interior et al.)	
)	
Defendants)	
)	
and)	
)	
ONEIDA NATION OF NEW YORK)	
)	
Defendant-Intervenor)	

**DECLARATION OF CLINT HALFTOWN IN SUPPORT OF
CAYUGA NATION’S MOTION TO INTERVENE**

I, Clint Halftown, hereby declare as follows:

1. I am a citizen of the Cayuga Indian Nation (“Nation”). I am also the Nation’s federally recognized representative. I submit this declaration in support of the Nation’s Motion to Intervene. The statements made in this declaration are based on my personal knowledge, including information provided to me by other citizens of the Nation or personnel working under my supervision.
2. The Nation maintains a reservation in New York State. More than half of the Nation’s reservation land is located in Cayuga County, with the remainder located in Seneca County.

3. The Nation has applied to have certain of its reservation lands – including lands within Cayuga County – taken into trust by the Department of the Interior pursuant to 25 U.S.C. § 465. On June 3, 2013, the Nation learned that the Eastern Region of the Department of the Interior’s Bureau of Indian Affairs had favorably completed its review of the Nation’s trust application. The Nation expects that its trust application will be approved.
4. The proposed Settlement Agreement (“Agreement”) between the Oneida Nation, the State of New York, the County of Madison, and the County of Oneida purports to grant the Oneida Indian Nation (“OIN”) the exclusive right to conduct Class III gaming in a ten-county region of Central New York, including Cayuga County. The Nation learned of the Agreement – including this exclusivity provision – only on May 16, 2013, when the Agreement was announced to the public. The Nation did not see a copy of the written Agreement until May 21, 2013. A true and correct copy of the Agreement is attached hereto as Attachment 1.
5. The Nation, through its counsel, has repeatedly approached the State to urge that the Agreement be modified. As of the making of this Declaration, the Nation and the State have been unable to reach accord on an approach that would protect the Nation’s rights.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on June 11, 2013, at Seven Falls, NV.

A handwritten signature in cursive script that reads "Clint Halftown". The signature is written in black ink and is positioned above a horizontal line.

Clint Halftown