

**New York State Race Tracks  
Video Gaming Statistics  
2004**

	Batavia Downs Casino	Fairgrounds Gaming & Raceway	Finger Lakes Gaming & Raceway	Monticello Casino & Raceway	Saratoga Gaming & Raceway	Tioga Downs Casino	Vernon Downs Casino & Hotel	Empire City Casino Yonkers Raceway	Total
<u>Video Gaming</u>									
Credits Played	0	331,815,115	690,126,161	423,006,817	981,433,754			0	2,426,381,847
Credits won	0	304,319,450	634,728,556	390,722,051	904,164,292			0	2,233,934,349
Net Win	0	27,495,665	55,397,605	32,284,766	77,269,462	0	0	0	192,447,498
Education Contribution	0	16,772,356	33,792,538	19,693,707	47,134,371	0	0	0	117,392,972
Marketing Allowance	0	0	0	0	0	0	0	0	0
Lottery Administration	0	2,749,567	5,539,760	3,228,477	7,726,946	0	0	0	19,244,750
Capital Award	0	0	0	0	0	0	0	0	0
Racetrack Commission	0	7,973,743	16,065,306	9,362,582	22,408,144	0	0	0	55,809,775
Less: Purse Contributions*		1,858,982		2,424,909					4,283,891
Net Racetrack Commission	0	6,114,761	16,065,306	6,937,673	22,408,144	0	0	0	51,525,884
Total VGM Machines	0	990	1,010	1,744	1,324	0	0	0	5,068
Avg Machine win/year	0	27,773	54,849	18,512	58,361	0	0	0	37,973
Purse Contribution/Net Win		6.8%		7.5%					
	Batavia started gaming operations May 2005	Buffalo started gaming operations Mar 2004		Monticello started gaming operations Jun 2004		Tioga started gaming operations Jul 2006	Vernon started gaming operations Oct 2006	Yonkers started gaming operations Oct 2006	

\* Purse information was obtained from NYSRWB Form T05 filed by the tracks annually with the New York State Racing & Wagering Board.

Items blocked out are subject to Freedom of Information issues raised by the track that are currently being addressed.

**New York State Race Tracks  
Video Gaming Statistics  
2005**

	<b>Batavia Downs Casino</b>	<b>Fairground Gaming &amp; Raceway</b>	<b>Finger Lakes Gaming &amp; Raceway</b>	<b>Monticello Casino &amp; Raceway</b>	<b>Saratoga Gaming &amp; Raceway</b>	<b>Tioga Downs Casino</b>	<b>Downs Casino &amp; Hotel</b>	<b>Casino Yonkers Raceway</b>	<b>Total</b>
<u>Video Gaming</u>									
Credits Played	180,895,554	440,374,772	897,590,572	891,692,956	1,310,928,551			0	3,721,482,405
Credits won	<u>166,215,767</u>	<u>402,719,822</u>	<u>826,559,820</u>	<u>823,633,967</u>	<u>1,207,358,974</u>			0	<u>3,426,488,350</u>
Net Win	14,679,787	37,654,950	71,030,752	68,058,989	103,569,577	0	0	0	294,994,055
Education Contribution	7,339,894	19,968,119	37,631,484	35,808,960	55,507,275	0	0	0	156,255,732
Marketing Allowance	1,174,384	2,182,836	4,197,275	4,207,023	6,170,168	0	0	0	17,931,686
Lottery Administration	1,467,979	3,765,495	7,103,076	6,805,899	10,356,958	0	0	0	29,499,407
Capital Award	0	0	0	0	0	0	0	0	0
Racetrack Commission	4,697,531	11,738,498	22,098,918	21,237,106	31,535,177	0	0	0	91,307,230
Less: Purse Contributions	1,100,981	3,019,958		5,114,870					9,235,809
Net Racetrack Commissio	<u>3,596,550</u>	<u>8,718,540</u>	<u>22,098,918</u>	<u>16,122,236</u>	<u>31,535,177</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>82,071,421</u>
Total VGM Machines	586	990	1,010	1,576	1,324	0	0	0	5,486
Avg Machine win/year	25,051	38,035	70,327	43,185	78,225	0	0	0	53,772
Purse Contribution/Net W	7.5%	8.0%		7.5%					
	Batavia started gaming operations May 2005					Tioga started gaming operations Jul 2006	Vernon started gaming operations Oct 2006	Yonkers started gaming operations Oct 2006	

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**New York State Race Tracks  
Video Gaming Statistics  
2006**

	<b>Batavia Downs Casino</b>	<b>Fairground Gaming &amp; Raceway</b>	<b>Finger Lakes Gaming &amp; Raceway</b>	<b>Monticello Casino &amp; Raceway</b>	<b>Saratoga Gaming &amp; Raceway</b>	<b>Tioga Downs Casino</b>	<b>Vernon Downs Casino &amp; Hotel</b>	<b>Empire City Casino Yonkers Raceway</b>	<b>Total</b>
<u>Video Gaming</u>									
Credits Played	291,809,920	476,273,207	1,068,628,840	999,466,021	1,482,170,883	254,543,648	82,621,586	633,529,259	5,289,043,364
Credits won	<u>267,800,799</u>	<u>434,414,453</u>	<u>982,016,239</u>	<u>922,955,676</u>	<u>1,362,852,109</u>	<u>233,674,388</u>	<u>75,428,129</u>	<u>583,596,128</u>	<u>4,862,737,921</u>
Net Win	24,009,121	41,858,754	86,612,601	76,510,345	119,318,774	20,869,260	7,193,457	49,933,131	426,305,443
Education Contribution	12,004,559	20,929,378	44,404,678	39,050,483	61,902,299	10,434,629	3,596,729	26,963,890	219,286,645
Marketing Allowance	1,920,729	3,348,701	6,929,008	6,120,827	9,382,152	1,669,541	575,476	1,997,325	31,943,759
Lottery Administration	2,400,911	4,185,876	8,661,260	7,651,034	11,931,878	2,086,926	719,345	4,993,312	42,630,542
Capital Award	0	0	0	0	0	0	0	0	0
Racetrack Commission	7,682,918	13,394,804	26,617,654	23,688,000	36,102,445	6,678,164	2,301,906	15,978,602	132,444,493
Less: Purse Contributions	1,800,683	3,557,908		5,959,902		1,762,069	593,460		13,674,022
Net Racetrack Commissic	<u>5,882,235</u>	<u>9,836,896</u>	<u>26,617,654</u>	<u>17,728,098</u>	<u>36,102,445</u>	<u>4,916,095</u>	<u>1,708,446</u>	<u>15,978,602</u>	<u>118,770,471</u>
Total VGM Machines	591	959	1,200	1,587	1,331	750	777	2,590	9,785
Avg Machine win/year	40,625	43,648	72,177	48,211	89,646	27,826	9,258	19,279	43,567
Purse Contribution/Net W	7.5%	8.5%		7.8%		8.4%	8.2%		
						Tioga started gaming operations Jul 2006	Vernon started gaming operations Oct 2006	Yonkers started gaming operations Oct 2006	

\* Purse information was obtained from NYSRWB Form T05 filed by the tracks annually with the New York State Racing & Wagering Board.

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**New York State Race Tracks  
Video Gaming Statistics  
2007**

	<b>Batavia Downs Casino</b>	<b>Fairground Gaming &amp; Raceway</b>	<b>Finger Lakes Gaming &amp; Raceway</b>	<b>Monticello Casino &amp; Raceway</b>	<b>Saratoga Gaming &amp; Raceway</b>	<b>Tioga Downs Casino</b>	<b>Vernon Downs Casino &amp; Hotel</b>	<b>Empire City Casino Yonkers Raceway</b>	<b>Total</b>
<b>Video Gaming</b>									
Credits Played	335,154,254	510,562,913	1,140,383,912	832,989,622	1,603,371,989	515,478,743	356,555,957	4,852,984,612	10,147,482,002
Credits won	<u>306,905,493</u>	<u>465,710,179</u>	<u>1,047,170,379</u>	<u>768,699,381</u>	<u>1,473,587,316</u>	<u>474,044,769</u>	<u>324,501,172</u>	<u>4,458,658,308</u>	<u>9,319,276,997</u>
Net Win	28,248,761	44,852,734	93,213,533	64,290,241	129,784,673	41,433,974	32,054,785	394,326,304	828,205,005
Education Contribution	14,124,381	22,426,368	47,903,173	32,598,640	67,909,444	20,716,988	16,027,392	228,188,675	449,895,061
Marketing Allowance	2,259,900	3,588,219	7,457,082	5,143,219	9,759,206	3,314,717	2,564,383	15,773,052	49,859,778
Lottery Administration	2,824,876	4,485,274	9,321,354	6,429,024	12,978,465	4,143,397	3,205,478	39,432,631	82,820,499
Capital Award	0	0	0	0	0	0	0	0	0
Racetrack Commission	<u>9,039,605</u>	<u>14,352,873</u>	<u>28,531,925</u>	<u>20,119,358</u>	<u>39,137,555</u>	<u>13,258,872</u>	<u>10,257,532</u>	<u>110,931,947</u>	<u>245,629,667</u>
Less: Purse Contributions	<u>2,118,718</u>	<u>3,812,482</u>	██████████	<u>5,306,355</u>	██████████	<u>3,509,532</u>	<u>2,633,415</u>	██████████	<u>17,380,502</u>
Net Racetrack Commissic	<u>6,920,887</u>	<u>10,540,391</u>	<u>28,531,925</u>	<u>14,813,003</u>	<u>39,137,555</u>	<u>9,749,340</u>	<u>7,624,117</u>	<u>110,931,947</u>	<u>228,249,165</u>
Total VGM Machines	592	959	1,199	1,587	1,770	750	761	5,446	13,064
Avg Machine win/year	47,718	46,770	77,743	40,511	73,325	55,245	42,122	72,407	63,396
Purse Contribution/Net W	7.5%	8.5%	██████████	8.3%	██████████	8.5%	8.2%	██████████	██████████

\* Purse information was obtained from NYSRWB Form T05 filed by the tracks annually with the New York State Racing & Wagering Board.

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**New York State Race Tracks  
Video Gaming Statistics  
2008**

	<b>Batavia Downs Casino</b>	<b>Fairground Gaming &amp; Raceway</b>	<b>Finger Lakes Gaming &amp; Raceway</b>	<b>Monticello Casino &amp; Raceway</b>	<b>Saratoga Gaming &amp; Raceway</b>	<b>Tioga Downs Casino</b>	<b>Vernon Downs Casino &amp; Hotel</b>	<b>Empire City Casino Yonkers Raceway</b>	<b>Total</b>
<u>Video Gaming</u>									
Credits Played	376,279,321	568,284,905	1,218,190,642	749,345,701	1,616,944,135	572,692,456	413,791,486	5,960,306,342	11,475,834,988
Credits won	<u>343,818,941</u>	<u>518,282,777</u>	<u>1,116,819,923</u>	<u>691,236,518</u>	<u>1,482,570,574</u>	<u>525,452,245</u>	<u>376,531,968</u>	<u>5,473,846,663</u>	<u>10,528,559,609</u>
Net Win	32,460,380	50,002,128	101,370,719	58,109,183	134,373,561	47,240,211	37,259,518	486,459,679	947,275,379
Education Contribution	13,702,495	18,920,293	47,373,477	24,038,943	64,575,711	18,545,391	14,021,326	245,107,194	446,284,830
Marketing Allowance	3,102,371	4,760,267	9,650,860	5,546,617	11,805,419	4,504,177	3,556,816	34,214,593	77,141,120
Lottery Administration	3,246,039	5,000,213	10,137,071	5,810,919	13,437,358	4,724,021	3,725,953	48,645,968	94,727,542
Capital Award	1,011,078	1,520,193	2,500,000	0	2,500,000	1,449,964	1,152,109	2,500,000	12,633,344
Racetrack Commission	11,398,398	19,801,162	31,709,312	22,712,705	42,055,075	18,016,705	14,803,317	155,991,927	316,488,601
Less: Purse Contributions	2,434,528	4,250,181		4,946,342		3,994,526	3,064,421		18,689,998
Net Racetrack Commissio	<u>8,963,870</u>	<u>15,550,981</u>	<u>31,709,312</u>	<u>17,766,363</u>	<u>42,055,075</u>	<u>14,022,179</u>	<u>11,738,896</u>	<u>155,991,927</u>	<u>297,798,603</u>
Total VGM Machines	603	959	1,198	1,587	1,770	758	761	5,334	12,970
Avg Machine win/year	53,831	52,140	84,617	36,616	75,917	62,322	48,961	91,200	73,036
Purse Contribution/Net W	7.5%	8.5%		8.5%		8.5%	8.2%		

\* Purse information was obtained from NYSRWB Form T05 filed by the tracks annually with the New York State Racing & Wagering Board.

Items blocked out are subject to Freedom of Information issues raised by the track that are currently being addressed.

**Batavia Downs Casino**[\[Linked to 2004 - 2008\]](#)

	2004	2005	2006	2007	2008	Total
<b>Video Gaming</b>						
Credits Played	0	180,895,554	291,809,920	335,154,254	376,279,321	1,184,139,049
Credits won	0	166,215,767	267,800,799	306,905,493	343,818,941	1,084,741,000
Net Win	0	14,679,787	24,009,121	28,248,761	32,460,380	99,398,049
Education Contribution	0	7,339,894	12,004,559	14,124,381	13,702,495	47,171,329
Marketing Allowance	0	1,174,384	1,920,729	2,259,900	3,102,371	8,457,384
Lottery Administration	0	1,467,979	2,400,911	2,824,876	3,246,039	9,939,805
Capital Award	0	0	0	0	1,011,078	1,011,078
Racetrack Commission	0	4,697,531	7,682,918	9,039,605	11,398,398	32,818,452
Less: Purse Contributions*	0	1,100,981	1,800,683	2,118,718	2,434,528	7,454,910
Net Racetrack Commission	0	3,596,550	5,882,235	6,920,887	8,963,870	25,363,542
Total VGM Machines	0	586	591	592	603	2,372
Avg Machine win/year	0	25,051	40,625	47,718	53,831	41,905
Purse Contribution/Net Win		7.5%	7.5%	7.5%	7.5%	7.5%

Batavia started  
gaming  
operations May  
2005

\* Purse information was obtained from NYSRWB Form T05 filed annually by the tracks with the New York State Racing and Wagering Board.

<b>Fairgrounds Gaming &amp; Raceway</b>	
<a href="#">[Linked to 2004 - 2008]</a>	

	2004	2005	2006	2007	2008	Total
<b>Video Gaming</b>						
Credits Played	331,815,115	440,374,772	476,273,207	510,562,913	568,284,905	2,327,310,912
Credits won	304,319,450	402,719,822	434,414,453	465,710,179	518,282,777	2,125,446,681
Net Win	27,495,665	37,654,950	41,858,754	44,852,734	50,002,128	201,864,231
<b>Education Contribution</b>						
Marketing Allowance	16,772,356	19,968,119	20,929,378	22,426,368	18,920,293	99,016,514
Lottery Administration	0	2,182,836	3,348,701	3,588,219	4,760,267	13,880,023
Capital Award	2,749,567	3,765,495	4,185,876	4,485,274	5,000,213	20,186,425
Racetrack Commission	0	0	0	0	1,520,193	1,520,193
Less: Purse Contributions*	7,973,743	11,738,498	13,394,804	14,352,873	19,801,162	67,261,080
Net Racetrack Commission	1,858,982	3,019,958	3,557,908	3,812,482	4,250,181	16,499,511
	6,114,761	8,718,540	9,836,896	10,540,391	15,550,981	50,761,569
<b>Total VGM Machines</b>						
	990	990	959	959	959	4,857
<b>Avg Machine win/year</b>						
	27,773	38,035	43,648	46,770	52,140	41,562
<b>Purse Contribution/Net Win</b>						
	6.8%	8.0%	8.5%	8.5%	8.5%	8.2%

Buffalo  
started  
gaming  
operations  
Mar 2004

\* Purse information was obtained from NYSRWB Form T05 filed annually by the tracks with the New York State Racing and Wagering Board.

**Finger Lakes Gaming & Raceway**[\[Linked to 2004 - 2008\]](#)

	2004	2005	2006	2007	2008	Total
<b>Video Gaming</b>						
Credits Played	690,126,161	897,590,572	1,068,628,840	1,140,383,912	1,218,190,642	5,014,920,127
Credits won	634,728,556	826,559,820	982,016,239	1,047,170,379	1,116,819,923	4,607,294,917
Net Win	55,397,605	71,030,752	86,612,601	93,213,533	101,370,719	407,625,210
<b>Education Contribution</b>	33,792,538	37,631,484	44,404,678	47,903,173	47,373,477	211,105,350
Marketing Allowance	0	4,197,275	6,929,008	7,457,082	9,650,860	28,234,225
Lottery Administration	5,539,760	7,103,076	8,661,260	9,321,354	10,137,071	40,762,521
Capital Award	0	0	0	0	2,500,000	2,500,000
Racetrack Commission	16,065,306	22,098,918	26,617,654	28,531,925	31,709,312	125,023,115
Less: Purse Contributions*						
Net Racetrack Commission	16,065,306	22,098,918	26,617,654	28,531,925	31,709,312	125,023,115
<b>Total VGM Machines</b>	1,010	1,010	1,200	1,199	1,198	5,617
Avg Machine win/year	54,849	70,327	72,177	77,743	84,617	72,570
Purse Contribution/Net Win						

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<b>Monticello Casino &amp; Raceway</b>
[Linked to 2004 - 2008]

	2004	2005	2006	2007	2008	Total
<b>Video Gaming</b>						
Credits Played	423,006,817	891,692,956	999,466,021	832,989,622	749,345,701	3,896,501,117
Credits won	390,722,051	823,633,967	922,955,676	768,699,381	691,236,518	3,597,247,593
Net Win	32,284,766	68,058,989	76,510,345	64,290,241	58,109,183	299,253,524
Education Contribution	19,693,707	35,808,960	39,050,483	32,598,640	24,038,943	151,190,733
Marketing Allowance	0	4,207,023	6,120,827	5,143,219	5,546,617	21,017,686
Lottery Administration	3,228,477	6,805,899	7,651,034	6,429,024	5,810,919	29,925,353
Capital Award	0	0	0	0	0	0
Racetrack Commission	9,362,582	21,237,106	23,688,000	20,119,358	22,712,705	97,119,751
Less: Purse Contributions*	2,424,909	5,114,870	5,959,902	5,306,355	4,946,342	23,752,378
Net Racetrack Commission	6,937,673	16,122,236	17,728,098	14,813,003	17,766,363	73,367,373
Total VGM Machines	1,744	1,576	1,587	1,587	1,587	8,081
Avg Machine win/year	18,512	43,185	48,211	40,511	36,616	37,032
Purse Contribution/Net Win	7.5%	7.5%	7.8%	8.3%	8.5%	7.9%

Monticello  
started  
gaming  
operations  
Jun 2004

\* Purse information was obtained from NYSRWB Form T05 filed annually by the tracks with the New York State Racing and Wagering Board.

<b>Saratoga Gaming &amp; Raceway</b>
<a href="#">[Linked to 2004 - 2008]</a>

	2004	2005	2006	2007	2008	Total
<b>Video Gaming</b>						
Credits Played	981,433,754	1,310,928,551	1,482,170,883	1,603,371,989	1,616,944,135	6,994,849,312
Credits won	904,164,292	1,207,358,974	1,362,852,109	1,473,587,316	1,482,570,574	6,430,533,265
Net Win	77,269,462	103,569,577	119,318,774	129,784,673	134,373,561	564,316,047
<b>Education Contribution</b>	47,134,371	55,507,275	61,902,299	67,909,444	64,575,711	297,029,100
<b>Marketing Allowance</b>	0	6,170,168	9,382,152	9,759,206	11,805,419	37,116,945
<b>Lottery Administration</b>	7,726,946	10,356,958	11,931,878	12,978,465	13,437,358	56,431,605
<b>Capital Award</b>	0	0	0	0	2,500,000	2,500,000
<b>Racetrack Commission</b>	22,408,144	31,535,177	36,102,445	39,137,555	42,055,075	171,238,396
<b>Less: Purse Contributions*</b>						
<b>Net Racetrack Commission</b>	22,408,144	31,535,177	36,102,445	39,137,555	42,055,075	171,238,396
<b>Total VGM Machines</b>	1,324	1,324	1,331	1,770	1,770	7,519
<b>Avg Machine win/year</b>	58,361	78,225	89,646	73,325	75,917	75,052
<b>Purse Contribution/Net Win</b>						

\* Purse information was obtained from NYSRWB Form T05 filed annually by the tracks with the New York State Racing and Wagering Board.

<b>Tioga Downs Casino</b>
[Linked to 2004 - 2008]

	2004	2005	2006	2007	2008	Total
<b>Video Gaming</b>						
Credits Played	0	0	254,543,648	515,478,743	572,692,456	1,342,714,847
Credits won	0	0	233,674,388	474,044,769	525,452,245	1,233,171,402
Net Win	0	0	20,869,260	41,433,974	47,240,211	109,543,445
Education Contribution	0	0	10,434,629	20,716,988	18,545,391	49,697,008
Marketing Allowance	0	0	1,669,541	3,314,717	4,504,177	9,488,435
Lottery Administration	0	0	2,086,926	4,143,397	4,724,021	10,954,344
Capital Award	0	0	0	0	1,449,964	1,449,964
Racetrack Commission	0	0	6,678,164	13,258,872	18,016,705	37,953,741
Less: Purse Contributions*	0	0	1,762,069	3,509,532	3,994,526	9,266,127
Net Racetrack Commission	0	0	4,916,095	9,749,340	14,022,179	28,687,614
Total VGM Machines	0	0	750	750	758	2,258
Avg Machine win/year	0	0	27,826	55,245	62,322	48,513
Purse Contribution/Net Win			8.4%	8.5%	8.5%	8.5%

Tioga started  
 gaming  
 operations Jul  
 2006

08/09 Lottery  
 report for  
 Tioga has a  
 \$46 variance  
 from Net  
 Win to Total  
 Distribution

\* Purse information was obtained from NYSRWB Form T05 filed annually by the tracks with the New York State Racing and Wagering Board.

<b>Vernon Downs Casino &amp; Hotel</b>	
[Linked to 2004 - 2008]	

	2004	2005	2006	2007	2008	Total
<b>Video Gaming</b>						
Credits Played	0	0	82,621,586	356,555,957	413,791,486	852,969,029
Credits won	0	0	75,428,129	324,501,172	376,531,968	776,461,269
Net Win	0	0	7,193,457	32,054,785	37,259,518	76,507,760
Education Contribution	0	0	3,596,729	16,027,392	14,021,326	33,645,447
Marketing Allowance	0	0	575,476	2,564,383	3,556,816	6,696,675
Lottery Administration	0	0	719,345	3,205,478	3,725,953	7,650,776
Capital Award	0	0	0	0	1,152,109	1,152,109
Racetrack Commission	0	0	2,301,906	10,257,532	14,803,317	27,362,755
Less: Purse Contributions*	0	0	593,460	2,633,415	3,064,421	6,291,296
Net Racetrack Commission	0	0	1,708,446	7,624,117	11,738,896	21,071,459
Total VGM Machines	0	0	777	761	761	2,299
Avg Machine win/year	0	0	9,258	42,122	48,961	33,279
Purse Contribution/Net Win			8.2%	8.2%	8.2%	8.2%

Vernon  
started  
gaming  
operations Oct  
2006

\* Purse information was obtained from NYSRWB Form T05 filed annually by the tracks with the New York State Racing and Wagering Board.

**Empire City Casino Yonkers Raceway**[\[Linked to 2004 - 2008\]](#)

	2004	2005	2006	2007	2008	Total
<b>Video Gaming</b>						
Credits Played	0	0	633,529,259	4,852,984,612	5,960,306,342	11,446,820,213
Credits won	0	0	583,596,128	4,458,658,308	5,473,846,663	10,516,101,099
Net Win	0	0	49,933,131	394,326,304	486,459,679	930,719,114
Education Contribution	0	0	26,963,890	228,188,675	245,107,194	500,259,759
Marketing Allowance	0	0	1,997,325	15,773,052	34,214,593	51,984,970
Lottery Administration	0	0	4,993,312	39,432,631	48,645,968	93,071,911
Capital Award	0	0	0	0	2,500,000	2,500,000
Racetrack Commission	0	0	15,978,602	110,931,947	155,991,927	282,902,476
Less: Purse Contributions*	0	0				
Net Racetrack Commission	0	0	15,978,602	110,931,947	155,991,927	282,902,476
Total VGM Machines	0	0	2,590	5,446	5,334	13,370
Avg Machine win/year	0	0	19,279	72,407	91,200	69,612

Purse Contribution/Net Win

Yonkers  
started  
gaming  
operations Oct  
2006

\* Purse information was obtained from NYSRWB Form T05 filed annually by the tracks with the New York State Racing and Wagering Board.