

TE-MOAK TRIBE OF WESTERN SHOSHONE

RESOLUTION OF THE GOVERNING BODY OF THE TE-MOAK TRIBE OF WESTERN SHOSHONE INDIANS OF NEVADA

RESOLUTION NO: 11-TM-25

BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE TE-MOAK TRIBE OF WESTERN SHOSHONE INDIANS OF NEVADA THAT:

- WHEREAS,** this organization is a recognized Indian Organization as defined under the Indian Reorganization Act of 1934, as amended, and exercises rights of home rule and is responsible for the promotion of the economic, health and welfare of its members; and
- WHEREAS,** the Te-Moak Tribe is the parent Council for the communities of Elko, Battle Mountain, South Fork and Wells; and
- WHEREAS,** the Western Shoshone Indians and other aboriginal peoples have occupied lands in Nevada, Idaho, Utah and California since time immemorial; and
- WHEREAS,** water is essential to the survival of all human kind and plant life; and
- WHEREAS,** the land and water comprising the aboriginal Indian lands in the Great Basin region have been central to the culture and religion of the Great Basin Tribes and have purposefully lived in harmony with the water, plants, and animals of our aboriginal lands in a delicate natural and spiritual balance; and
- WHEREAS,** the groundwater is almost the only, and by far the most essential, supply of water available to the Tribes, the farmers, hunters, ranchers, and all residents of the neighboring communities, and the plant and animal life within the Great Basin; and
- WHEREAS,** the Southern Nevada Water Authority (SNWA) has applied to the Nevada State Engineer for over 150 individual ground water rights applications throughout eastern and southern Nevada, 87 of which are located in Spring and Snake Valleys, with the intention of pumping as much ground water from our aboriginal lands as possible and piping it to the greater Las Vegas, Nevada area to support continued urban development and suburban growth in that area; and
- WHEREAS,** the Great Basin Tribes opposed Stipulated Agreements between the SNWA and Department of the Interior agencies, including the Bureau of Indian Affairs (BIA), which were entered without Tribal consultation and provided that protests from those agencies would not be filed and submitted to the Nevada State engineer; and
- WHEREAS,** the Great Basin Tribes were never contacted, consulted, or otherwise informed by the BIA, which are supposed to represent tribal interests, the Bureau of Indian Affairs trust responsibility is to protect the best interests of Tribes, but signed a "stipulated agreement" abandoning federal protests without consulting with the Tribes violating the 2006

Executive Order 13175 Consultation and Coordination with Indian Tribal Governments;
and

WHEREAS, substantial scientific information invariably indicates that disrupting the hydrological and ecological system of the Great Basin Tribes' aboriginal lands, including Spring and Snake Valleys, will cause wide ranging groundwater problems and result in profoundly harmful and long lasting environmental, economic, cultural, and spiritual impacts on the people of the Great Basin and the surrounding communities in Nevada and Utah; and

WHEREAS, the Nevada State Engineer has the duty to safeguard the public interest of all Nevadans, rural as well as urban and suburban, indigenous as well as non- indigenous; and

WHEREAS, the Te-Moak Tribal Council is responsible for protecting the people/lands and the natural resources, including water that sustain our lands within the aboriginal lands so that present and future generations can enjoy those resources unique influence on and value to the people and our environment; and

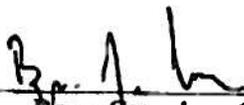
WHEREAS, on June 17, 2008 the Te-Moak Tribal Council adopted resolution 08-TM-08 which opposed groundwater applications made by SNWA, demanded the State Engineer respect our right to continued physical, economic, cultural and spiritual survival, and urged the denial of SNWA's application for ground water rights.

THEREFORE, BE IT RESOLVED, the Te-Moak Tribal Council reaffirms Resolution 08-TM-08 in its entirety.

C-E-R-T-I-F-I-C-A-T-I-O-N

I, the undersigned, as Chairman of the Te-Moak Tribal Council, do hereby certify that the Tribal Council is composed of eight 8 members of whom 6 were present at the meeting which constituted a quorum held October 5, 2011, and that the foregoing resolution was adopted at such a meeting by a vote of 5 FOR 0 AGAINST, and 0 ABSTENTION(S) pursuant to the authority of Article 4, Section 3 of the Constitution of the Te-Moak Tribe of Western Shoshone Indians of Nevada.

INVALID IF NO SEAL APPEARS BELOW:


Bryan Cassadore, Chairman
Te-Moak Tribe of Western Shoshone

ATTEST:


Fermina Stevens, Recording Secretary
Te-Moak Tribal Council

