



**Delaine Spilsbury**  
<mssquaw@hotmail.com>

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To Penny Woods <penny\_woods@nv.blm.gov>

cc

bcc

Subject SNWA GWDP DEIS

## **Delaine Spilsbury**

P.O. Box 1055,  
McGill, NV 89318  
775-235-7557 or 866-212-7774  
[mssquaw@hotmail.com](mailto:mssquaw@hotmail.com)

TO: BLM

REF: SNWA Groundwater Development Project DEIS

This DEIS should not even be considered by the BLM. In the Treaty of Ruby Valley the Shoshone accepted mining, ranching, lumber cutting and milling rights. Nowhere in the treaty do the Shoshone transfer water to the USA.

The BLM, a federal agency, representing the USA, is breaking the Treaty of Ruby Valley by even considering the awarding of Right of Way for a water pipeline. Following are excerpts from:

## **The Ruby Valley Treaty of 1863**

Treaty of Peace and Friendship made at Ruby Valley, in the Territory of Nevada, this first day of October, A.D. one thousand eight hundred and sixty-three, between the United States of America, represented by the undersigned commissioners, and the Western Bands of the Shoshonee Nation of Indians, represented by their Chiefs and Principal Men and Warriors, as follows:

### **ARTICLE 4**

It is further agreed by the parties hereto, that the shoshonee country may be explored and prospected for gold and silver, or other minerals; and

when mines are discovered, they may be worked, and mining and agricultural settlements formed, and ranches established whenever they may be required. Mills may be erected and timber taken for their use, as also for building and other purposes in any part of the country claimed by said bands.

*I am requesting a prompt reply so I can follow up on this situation. Thank You,*

*D. Spilsbury*