



TE-MOAK TRIBE OF WESTERN SHOSHONE

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

RESOLUTION NO: 10-TM-01

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 and social welfare and well being of its members; and

WHEREAS, the Western Shoshone Nation, including members and ancestors of members of the Te-Moak Tribe of Western Shoshone Indians of Nevada have lived in relationship with their traditional homelands for unknown succession of ages, even to this day Western Shoshone spirituality, traditional culture, governance and economy are inextricably connected with the lands; and

WHEREAS, the members of the Te-Moak Tribe of Western Shoshone Indians of Nevada, invoking the divine blessing of our Creator upon our efforts and purposes, in order to preserve for ourselves and our descendants the inherent sovereign rights of our Shoshone rights secured under Indian Treaties and agreements with the United States, and all other rights and benefits to which we are entitled under the laws and Constitution of the United States, to enlighten the public toward a better understanding of the Native American People and to preserve Native American cultural values, and otherwise promote the health, safety and welfare of the Native American People, do hereby establish and submit the following resolution; and

WHEREAS, the Western Shoshone Nation, including members and ancestors of members of the Te-Moak Tribe of Western Shoshone Indians of Nevada has lived in relationship with their traditional homelands for unknown succession of ages, even to this day the Western Shoshone culture, spirituality, governance and economy are inextricably connected with these lands; and

WHEREAS, the Federal Government's unique relationship with each and every Indian Tribe is embodied in the U.S. Constitution, treaties and Executive Order. This relationship is deeply rooted in history, dating back to the earliest contact between colonial and tribal governments. As the colonial powers did, the United States acknowledge federally recognized Indian Tribes as sovereign nations; thus their interaction takes place on a "government-to-government" basis; and

WHEREAS, the Executive Order 13175, "Consultation and Coordination with Indian Tribal Government," directs federal agencies to respect tribal self-government and sovereignty, uniquely affecting Indian Tribal Governments. "The Executive Order applies to all federal agencies other than those considered independent federal agencies, encouraging "meaningful and timely" consultation with Tribes, and consideration of compliance costs imposed on tribal governments when developing policies or regulations that may affect Indian Tribes; and

WHEREAS, the Te-Moak Tribe received an archaeological resource damage description report for Tosawihi Quarries which occurred on June 18, 2008 showing damage during mineral exploration activities resulting in unauthorized disturbance and alteration of the archaeological deposit beyond approved drill sites and an escape raise; and

WHEREAS, due to these unapproved mineral exploration activities which has caused considerable disturbance and destruction of archaeological resources within the Tosawihi Quarries Archaeological District and is a direct violation of the Archaeological Resources Protection Act (ARPA) of 1979.

THEREFORE BE IT RESOLVED, the Te-Moak Tribe of Western Shoshone Indians of Nevada hereby demands that no further activities is pursued around or near Tosawihi Quarries area to ensure preservation of Native American cultural values and promote the health, safety and welfare of the Native American People.

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 nine (9) members of whom 9 were present at the meeting which constituted a quorum held **January 6, 2010** and that the foregoing resolution was adopted at such a meeting by a vote of 8 **FOR**, 0 **AGAINST** and 0 **ABSTENTION** pursuant to the authority at 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:

Patricia G. Stevens, Recording Secretary
Te-Moak Tribal Council