RESOLUTION OF THE SUMMIT LAKE PAIUTE COUNCIL
SUMMIT LAKE PAIUTE TRIBE
OF THE
SUMMIT LAKE PAIUTE RESERVATION, NEVADA

RESOLUTION NO.: SL- 03 -2009

TITLE: **Update Designation of Roads in the Indian Reservation Road System for the Summit Lake Paiute Reservation**

WHEREAS, the Summit Lake Paiute Tribe is organized pursuant to Section 16 of Indian Reorganization Act of June 18, 1934 (48 Stat. 984) as amended, with the Articles of Association, and approved by the Secretary of the Interior on January 08, 1965, granting certain powers to the Summit Lake Paiute Council; and,

WHEREAS, the Summit Lake Paiute Tribe's Articles of Association grant to the Summit Lake Paiute Council (see Article II, Section I) certain sovereign powers, including the power to seek funding from Federal agencies like the Bureau of Indian Affairs (BIA) to improve the welfare of tribal members (see Article II, Section 1 (b), (k)); and,

WHEREAS, approving a road inventory update improves the welfare of tribal members; and,

WHEREAS, the Summit Lake Paiute Council enacted Resolution SL-14-2008 approving changes to the Indian Reservation Road (IRR) Inventory as prescribed by Lumos and Associates in 2005 and identified in Attachment A to the resolution; and ,

WHEREAS, Resolution SL-14-2008 consented to granting right-of-way to the BIA and no other entity, for routes over Tribal lands identified in the road inventory update as BIA-owned roads, subject to the submission and approval of the appropriate right-of-way documents; and,

WHEREAS, the Summit Lake Paiute Council was informed by the BIA that all roads within the IRR System must provide public access as a condition to receive Federal assistance;

WHEREAS, the Bureau of Indian Affairs Map (see attached) that shows the existence of Humboldt County, State of Nevada, Roads numbered 200, 201, and 213 on the Summit Lake Reservation is wrong. The Tribe has never granted Humboldt County, State of Nevada, a right-of-way in accordance with federal law. Moreover, Nevada law, NRS 41.430, prohibits the State of

Nevada or its political subdivisions, like Humboldt County, from exercising jurisdiction in Indian County without the consent of the governing body of the Tribe. The Summit Lake Paiute Council has never granted the State of Nevada or Humboldt County NRS 41.430 jurisdiction. BLM Maps demonstrate that Humboldt County Roads and their rights-of-way end at the Summit Lake Reservation borders; and,

WHEREAS, the Summit Lake Paiute Council has deemed it to be in the best interest of the Tribe to reserve certain routes and sections identified in Attachment A of Resolution SL-14-2008 for restricted use reserved only for the Tribe and its members.

NOW THEREFORE BE IT RESOLVED, that the Summit Lake Paiute Council, the governing body of the Summit Lake Paiute Tribe, hereby rescinds Resolution SL-14-2008.

BE IT FURTHER RESOLVED that the Summit Lake Paiute Council hereby declares that only the 8.7 miles of Summit Lake Reservation roads listed in the Fiscal Year 2007 Bureau of Indian Affairs, Division of Transportation, Inventory and identified in the Tribe's Public Law 93-638 Roads Operation and Maintenance Contract are IRR roads.

BE IT FURTHER RESOLVED that the Bureau of Indian Affairs is to remove from the attached Map and the IRR System all of the emblems for BIA Routes 1, 2, 3, 5, 7, 8, and 9, and remove the erroneous County Road emblems for County Roads 200, 201, and 213.

BE IT FURTHER RESOLVED that the Bureau of Indian Affairs is to remove the names "Soldier Meadows Road," Badger Mountain Rd," and "Denio Rd" from the attached Map and the IRR System. The Council will notify the Bureau of Indian Affairs at a later date what the Tribe's names for those roads are.

BE IT FURTHER RESOLVED that the Summit Lake Paiute Council hereby consents to granting a right-of-way to the BIA and no other person or entity, for routes over Tribal lands identified in the road inventory update as BIA-owned roads, subject to the submission and approval of the appropriate right-of-way documents.

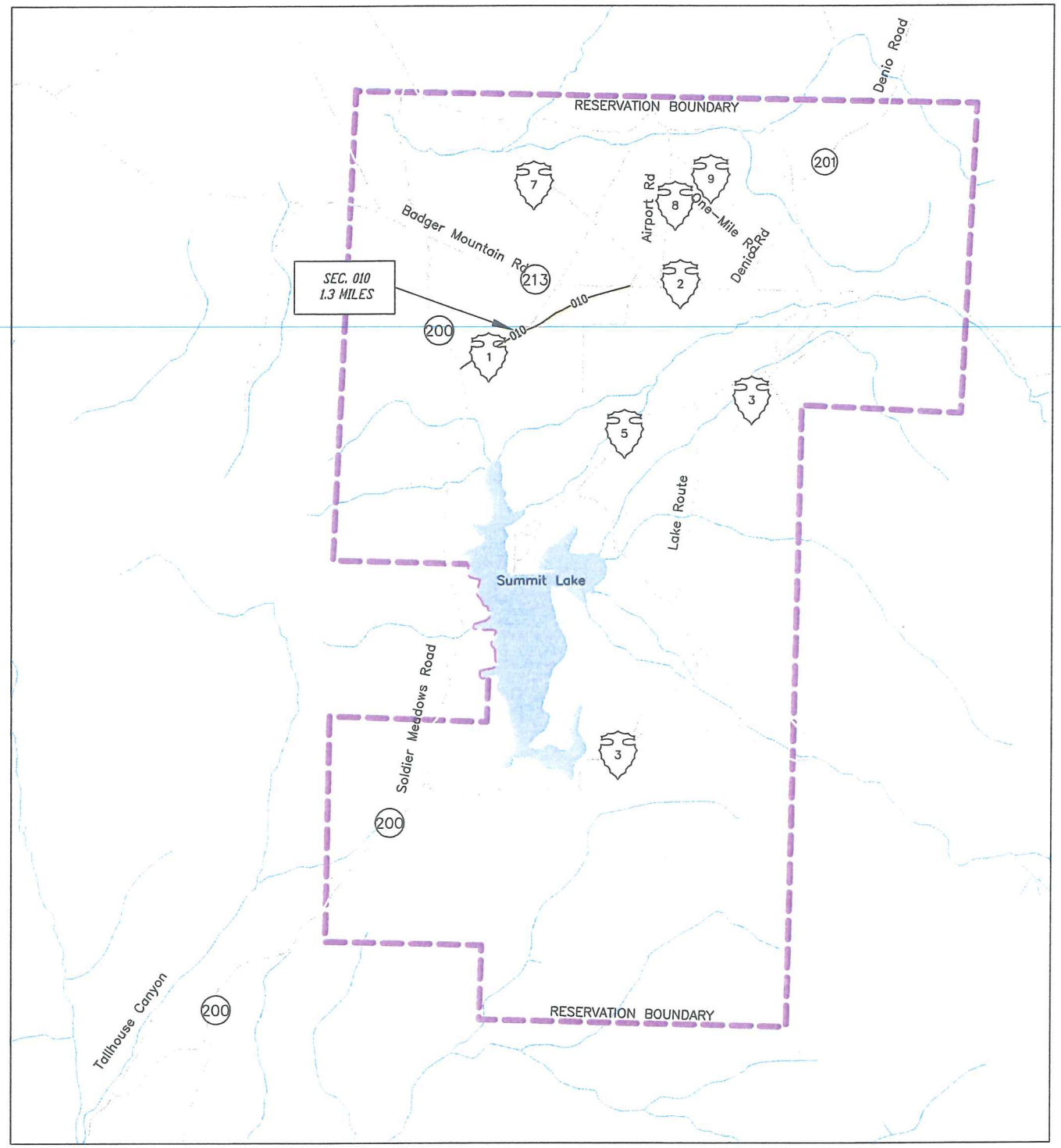
BE IT FINALLY RESOLVED, that the Summit Lake Paiute Council hereby authorizes the BIA-Western Regional Office to take the necessary action needed to update BIA Division of Transportation IRR System database to incorporate the road inventory update changes and additions identified in this Resolution, SL-03-2009.

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

I, **JERRI LYNN BARLESE, Secretary/Treasurer,** of the Summit Lake Paiute Council, hereby certify that the above Resolution No.: **SL-03-2009** was brought before the Summit Lake Paiute Tribal Council at a duly held meeting on the **6th** day of **June, 2009**, with 4 members of the Tribal Council present, constituting a quorum, with the following votes to enact Resolution No. **SL-03-2009**; 3 **FOR,** Ø **AGAINST, and** Ø **ABSTAIN**; with the Tribal Chairman presiding and not voting, and this Resolution has not been rescinded, revoked or amended.

6/6/09
Date

Jerri Lynn Barlese
Jerri Lynn Barlese, Secretary/Treasurer
Summit Lake Tribal Council



BIA Route 0001
SECTIONS 010

Route Name: None

Length: 1.3 Miles

Functional Classification: 5

Location:

Congr. District 02, Humboldt County, Nevada.
T42N/R25E/Sec.24
T42N/R26E/Sec.19

*NOTE: If reservation boundary line is not present in drawing, it is assumed that road sections are located within reservation indicated and cannot be shown due to scale of drawing.

Summit Lake Paiute Tribe
Western Region - Western Nevada Agency
Humboldt County, Nevada

Legend:

—010—	Road Section
	Reservation Boundary
	County Boundary
	Adjacent Roads
	Railroad Tracks
	River
	Lake
7047	BIA Route
000	Tribal Route
80	US Interstate
70	US Highway
95	State Route
156	County Road
156	County Road (BIA Designation)
9001	Urban Road
	Bridge
Current ADT / Projected ADT 1	Traffic Count

UNITED STATES OF AMERICA 1892 BUREAU OF INDIAN AFFAIRS

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GRAPHIC SCALE
0 1/2 1MI.
1 inch = 1 mile