

3/30/76

G

BREEN, YOUNG, WHITEHEAD & HOY

CHARTERED

ATTORNEYS AND COUNSELLORS AT LAW

232 COURT STREET
RENO, NEVADA 89501

AREA CODE 702 786-7600

March 30, 1976

LAKE TAHOE OFFICE
PAGE BUILDING

ROUND HILL
P. O. BOX 2100

ZEPHYR COVE, NEVADA 89448
A. C. 702 588-6667
OR 882-6790

F. R. BREEN
C. CLIFTON YOUNG
JERRY CARR WHITEHEAD
DAVID R. HOY
MILOS TERZICH
DAVID R. BELDING
JEFFREY K. RAHBECK

Velma B. Johnston
P. O. Box 555
Reno, Nevada 89504

Re: WHOA!

Dear Annie:

Enclosed please find a copy of the resolution
which was passed by the Pyramid Lake Tribal Council
on March 19, 1976.

Sincerely yours,

BREEN, YOUNG, WHITEHEAD & HOY,
Chartered

TYPE-ERASE

By David R. Belding
David R. Belding

DRB/wc

Enclosure

RESOLUTION OF THE PYRAMID LAKE
 PAIUTE TRIBE OF THE PYRAMID LAKE RESERVATION
 NIXON, NEVADA

WHEREAS, the Tribe is informed and believes that the Bureau of Land Management intends to remove certain wild horses from lands within the external boundaries of the Pyramid Lake Reservation, and

WHEREAS, the Tribe has jurisdiction over all wild horses within the external boundaries of the Reservation, and

WHEREAS, the Bureau of Land Management has not requested permission from the Tribe to come upon the Reservation to remove said wild horses.

NOW, THEREFORE, BE IT RESOLVED, that the Pyramid Lake Paiute Tribal Council, governing body of the Tribe, hereby revokes the permission to pass over Reservation lands normally accorded to personnel of the Bureau of Land Management to the extent that any such personnel enter the Reservation, either directly or indirectly to remove any wild horses therefrom without first obtaining permission therefor from the Tribal Council, and

BE IT FURTHER RESOLVED, that any person or persons who shall violate the foregoing provision shall be deemed a trespasser on Indian land and shall be prosecuted to the full extent of the law therefor.

CERTIFICATION

It is hereby certified that the foregoing resolution of the Pyramid Lake Paiute Tribal Council, governing body of the Pyramid Lake Paiute Tribe, composed of 10 members of whom 9 constituting a quorum, were present at a meeting duly held on the 19 day of March, 1976, was adopted by the affirmative vote of 9 for and 0 against, pursuant to authority contained in the Constitution and By-Laws of the Pyramid Lake Paiute Tribe.

Carol Wadsworth
 Carol Wadsworth, Secretary
 Pyramid Lake Tribal Council

PAH (RAH)

11/18/76



United States Department of the Interior

IN REPLY REFER TO
4700
(N-036)

BUREAU OF LAND MANAGEMENT
District Office
801 N. Plaza Street
Carson City, Nevada 89701

November 17, 1976

RECEIVED

NOV 18 1976

CLARKE STATIONERS

Willaim A. Rainey III
180 Linden Street
Reno, Nevada 89502

Dear Mr. Rainey:

Thank you for your note of November 11, 1976. The horses which are to be removed from public lands and placed for adoption are several miles to the south of your property. Their summer range is in a fragmented public and private ownership lands pattern and their wintering area is primarily on private lands which are being subdivided.

The decision to gather these horses was made many months ago after public meetings discussing land use planning for the area and after consultation with organized wild horse interests. It is better to gather these animals now rather than wait until their habitat and existence is endangered by fragmented land ownership and community developments. Delays may lead to destruction of both range and animals.

Ownership of those horses near your property on the north side of Palomino Valley is under dispute. Some of the animals may belong to the Pyramid Indians, some to private ranching interests and some may qualify for protection under the wild free-roaming horse and burro protection act of December 15, 1971. Until ownership is clearly established, we do not intend to gather those horses.

We appreciate your informing us of your concern. If we may answer any other questions, please do not hesitate to contact us.

Sincerely,

L. Paul Applegate
District Manager

