

# *Pyramid Lake Paiute Tribal Council*

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**RESOLUTION NO.: PL 115-22**  
*DTS Easement & Right of Way Agreement*

## **RESOLUTION OF THE TRIBAL COUNCIL OF THE PYRAMID LAKE PAIUTE TRIBE NIXON, NEVADA**

**WHEREAS,** the Pyramid Lake Paiute Tribe is organized pursuant to the provisions of Section 16 of the Indian Reorganization Act (25 U.S.C. § 476) and is federally recognized by the United States Government through the Secretary of the Interior and the Bureau of Indian Affairs, and possesses attributes of sovereignty over both its members and territory; and

**WHEREAS,** the Constitution of the Pyramid Lake Paiute Tribe authorizes and empowers the Tribal Council to engage in activities on behalf of and in the interest of the welfare and benefits of the Tribe and of the enrolled members thereof; and

**WHEREAS,** the Constitution, Article VI, Section 1(c), as amended, authorizes the Tribal Council to approve any lease or encumbrance of tribal lands; and

**WHEREAS,** the Constitution, Article VI, Section 1(f), authorizes the Tribal Council to administer funds or property within the control of the tribe and to make expenditures from available funds for public purposes;

**WHEREAS,** Digital Technology Solutions, Inc. ("DTS"), a Nevada corporation, desires to construct, install, maintain, repair and replace fiber optic lines and poles to be located within the Tribe's Reservation ("Reservation");

**WHEREAS,** as consideration for the Tribe's consent to a grant of easement, the Tribal Council and DTS negotiated an Easement and Right of Way Agreement for Fiber Optic Lines ("Easement Agreement"), attached hereto as Exhibit "A";

**WHEREAS,** the Tribe desires to consent to the Secretary's approval of a grant of right-of-way easement to DTS for the sole purpose of constructing, installing, maintaining, repairing and replacing fiber optic lines, poles, conduits, and associated equipment; and

**WHEREAS,** the Tribal Council expressly concludes that the Easement Agreement is in the best interest of the Tribe.


**NOW THEREFORE BE IT RESOLVED,** that the Pyramid Lake Paiute Tribal Council hereby approves the Easement Agreement between the Pyramid Lake Paiute Tribe and DTS, attached hereto as Exhibit "A"; and

**BE IT FURTHER RESOLVED,** that the Pyramid Lake Paiute Tribal Council hereby consents to a grant of easement between the United States and DTS, provided that the Easement Agreement and its terms are expressly incorporated into such grant of easement; and

**BE IT FINALLY RESOLVED**, that the Tribal Council authorizes the Tribal Chairwoman to execute the Easement Agreement, to take any and all actions necessary to implement the Easement Agreement and the Tribe's obligations thereunder, and to take any other such actions necessary to accomplish, consummate, give effect to and enforce the Easement Agreement.

***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 ten members, of whom ten (10) constituting a quorum were present at a meeting duly held on the 21<sup>st</sup> day of October 2022, was adopted by the affirmative vote of seven (7) FOR and zero (0) AGAINST, with two (2) ABSTENTIONS; pursuant to the authority contained in the Constitution and By-laws of the Pyramid Lake Paiute Tribe.

  
Brenda A. Henry, Tribal Council Secretary  
Pyramid Lake Paiute Tribal Council