

Exhibit 5:

Declaration of Dorece Antonio

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

BARTELL RANCH LLC, et al.,)	Case No.: 3:21-cv-80-MMD-CLB
)	(LEAD CASE)
Plaintiffs,)	
)	
v.)	DECLARATION OF DORECE
)	ANTONIO IN SUPPORT
ESTER M. MCCULLOUGH, et al.,)	OF INTERVENING PLAINTIFFS'
)	MOTION FOR
Defendants,)	RECONSIDERATION
and)	
)	
LITHIUM NEVADA CORPORATION,)	
)	
Intervenor-Defendant.)	

WESTERN WATERSHEDS PROJECT, et al.,)	Case No.: 3:21-cv-103-MMD-CLB
)	(CONSOLIDATED CASE)
Plaintiffs,)	
)	
RENO SPARKS INDIAN COLONY, et al.,)	

Intervenor-Plaintiffs,

and

BURNS PAIUTE TRIBE,

Intervenor-Plaintiff.

v.

UNITED STATES DEPARTMENT OF THE
INTERIOR, et al.,

Defendants,

and

LITHIUM NEVADA CORPORATION,

Intervenor-Defendant.

I, Dorece Antonio, under penalty of perjury, hereby declare the following:

1. I am a member of the Fort McDermitt Paiute-Shoshone Tribe. I am also a founding member of Atsa Koodakuh wyh Nuwu/People of Red Mountain.

2. My mother is Indela Sam, who is another founding member of Atsa Koodakuh wyh Nuwu/People of Red Mountain.

3. My maternal grandfather was named Joseph Sam. He was born in 1912. His father, my great-grandfather was Jordan Valley Charley Sam. He was born in 1876. Jordan Valley Charley Sam was the son of Ox Sam and Sallie Sam. So, Ox Sam was my great-great-grandfather. Attached is a census of the Paiute Indians of Fort McDermitt from June 30, 1919 showing Ox Sam's descendants including Jordan Valley Charley Sam and his son Joseph.

4. Ox Sam was one of three known survivors of the September 12, 1865 massacre

1 in Thacker Pass. His mother, father, brothers, and sisters were killed that day. They
2 were my relatives. As far as we know, they were never buried. My relatives still rest in
3 Thacker Pass.

4 5. Our family, including my mother Inelda Sam; her brother Arnold Sam; her sisters
5 Reva Northrup, Justine Barr, Josephine Dick, Elvida Crutcher, and Alva Brown; my
6 brother Deland Hinkey; my niece Daranda Hinkey; my nephew Gary McKinney; and my
7 cousin Alveeta Brown are all lineal descendants of Ox Sam. All of these people are also
8 members of Atsa Koodakuh wyh Nuwu/People of Red Mountain.

9
10 Executed on this 30th day of September, 2021.

11 /s/ Dorece Antonio
12

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CENSUS of the Paiute Indians of Fort McDermitt Agency, Nevada
 on June 30, 1919, 19, taken by Francis A. Swayne, Superintendent.
 (Name.) (Official Use.)

NUMBER.		INDIAN NAME.	ENGLISH NAME.	RELATION- SHIP.	DATE OF BIRTH.	SEX.
Last.	Present.					
231	213	Died June 1915.	Sablack, George.	Widower	1880	M
232	214	Sep-poo-mah	Sam, Ox	Husb	1840	M
233	215	Ah-ke-zee	" Maggie	Wife	1860	F
234	216	Zah-ague	" Gallie	Wife	1856	F
235	217	To-zah-zoo	" Joe	Son	1880	M
236	218	Chip-hone	Sam, Jordan Valley Charoy	Husb.	1875	M
237	219	Tab-nee	" Susie Clark	Wife	1888	F
238	220		" Dave Buffalo, Son of 218		1896	M
239	221		" Lella Buffalo Dau.	"	1902	F
240	222		" Joseph	Son	1912	M
241	223		" Fred	Son	1914	M
242	224		" Margaret	Dau	1915	F
243	225		" Baby	Dau	1918	F
244	226		Sam, George	Husb	1891	M
245	227		" Mrs. Gaber	Wife	1911	F
246	228		" Girl	Dau		F
247	229		" Girl	Dau	1880	F
248	230		" Boy	Son		F
249	231		Sawaby, John	Husb	1850	M
250	232		" Nettie	Wife	1860	F

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CENSUS of the

Painte

Indians of

Ft. McDermitt

Agency, Nev.

on June 30, 1923, 1923, taken by James B. J. Enkins, Superintendent.

NUMBER		INDIAN NAME	ENGLISH NAME	RELATIONSHIP	DATE OF BIRTH	SEX
Last	Present					
188	201	P	Peanuts, John	son	no 19 14	M
189	202		Lulu	Dau.	15	F
190	203	Soo-pat	Pete Pat	Husb	43	M
191	204		Phoebe	wife	58	F
192	205		John	son	20	M
216	206		(Warm John) Flossie Gray	wife	23	F
217	207	Singash	Allie May	dau.	1	F
193	208		Reid, John	husb.	63	M
172	209		Annie Moulder	wife	62	F
194	210		Sam	husb	53	M
195	211		Nazy Jim	wife	43	F
196	212		Sablock, Geo.	Wid	43	M
198	213	Ah-ke-zee	Sam, Maggie	wife	63	F
199	214	Zah-ague	Sallie	wid.	57	F
200	215	To-zah-zoo	Joe Mingo	son	43	M
201	216	Chip-hone	Charley Jordan Valley	husb	48	M
202	217	Tah-Nee	Susie Clark	wife	35	F
204	218	Note	Lela	dau.	21	F
205	219		Joseph	son	11	M
206	220	Saw-Loe-nok	Fred	do	9	M
207	221	(married to man named Wrix)	Margurett	dau	7	F
208	222	Note	Pauline	dau	5	F
	223		Elsie	dau	1	F
209	224		Geo Walter	Husb	29	M
210	225		Mrs. Wells	wife	no data	F