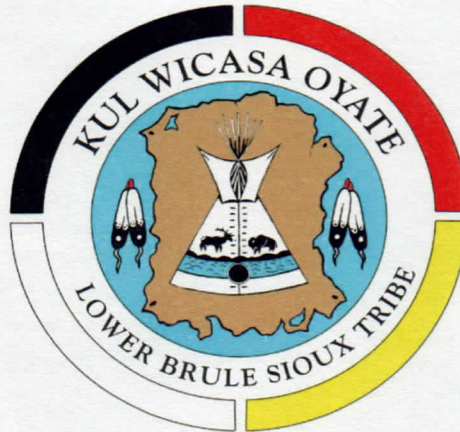


Boyd I. Gourneau
Chairman

187 Oyate Circle
Lower Brule, SD 57548
Phone: (605) 473-5561
Fax: (605) 473-5554



10/02/26

Greetings Kul Wicasa Oyate, I pray this letter finds all in good health and spirits. I am writing today to inform you about something happening in this world I am sure you are all aware of- Hyperscale Data Centers!

The LBST council recognizes the importance of protecting our land, communities and water for the present and future generations. We feel we must protect our land and water, most importantly the Missouri River including all tributaries leading into the river.

I see the division in our country growing, mainly on how these data centers will affect the general public's electric bills, the consumption of electricity, or how it may affect the grid and availability of electricity. There is division between the democrats and republicans being an election year on who can do what is best for the people concerning the power generation as well as the price of power. I have yet to see either party discuss the damage these centers will do to the water. That said the Lower Brule passed a very important resolution to protect the water because Water is Life.

In closing if you look at the "strategically placed dams" which took such a toll on Indian country and diminished our best homelands it is the Tribes who see the bigger picture and are the first ones on the frontlines to protect the water now and for future generations. Because of the domestic pipelines servicing outside communities, the further depletion of the ground water not to mention the aquifers. (Please see documents attached!)

Boyd I. Gourneau

Lower Brule Sioux Tribe

LOWER BRULE SIOUX TRIBE BANS HYPERSCALE DATA CENTERS

On October 1, 2026, the Lower Brule Sioux Tribe passed Resolution 2027-002 banning the development, construction, and operation of hyperscale data centers within the Lower Brule Sioux Reservation - all tribally-owned land (trust and fee) and within the Great Sioux Nation Boundary and the Fort Laramie Treaty territories of 1851 and 1868.

Importantly, the Tribe also refuses the right-of-easement (utility, right-of-way, drainage and all other forms of easement) for hyperscale data centers within tribal boundaries.

The Tribe emphasizes that "the needs of our current and future generations, ecosystems and other living beings unquestionably takes precedence over the needs of hyperscale data centers".



Chairman Boyd Gourneau - Vice Chairman Neil Cody Russell - Secretary/Treasurer Marty Jandreau
Council Members: Kamela Wilson – Joelle Battese – Marlo Langdeau

Lower Brule Sioux Tribal Council Meeting – October 1, 2026

RESOLUTION NO. 2027-002

LOWER BRULE SIOUX TRIBE OPPOSES HYPERSCALE DATA CENTERS

WHEREAS, the Lower Brule Sioux Tribe is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of 1934; and

WHEREAS, as empowered by the Constitution and Bylaws, Article VI, Section 1, (e) the Tribal Council as authorized by law to safeguard and promote the peace, safety, morals, and general welfare of the Lower Brule Sioux Tribe and to regulate and conduct of trade and the use and disposition of property upon the reservation provided that any ordinance directly affecting nonmembers of the reservation shall be subject to review by the Secretary of the Interior; and

WHEREAS, the Kul Wicasa Oyate has a sacred responsibility to protect Unci Makha (Grandmother Earth). Accordingly, we honor that responsibility by protecting water, air, land, soil, wildlife, ecosystems, and natural resources, for our current and future generations; and

WHEREAS, hyperscale data centers have unjustifiable impacts on the environment and surrounding communities. To power and operate data centers, a substantial amount of water and electricity is used. Their cooling and electrical infrastructures adversely impact air, water, soil, wildlife, cultural resources, and surrounding communities, including industrial noise and vibrations; and

WHEREAS, the United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) outlines the collective rights of Indigenous peoples, including the rights to self-determination, lands, territories, waters, natural resources, culture,

environmental protection, and free, prior informed consent (FPIC) concerning development affecting Indigenous communities, lands and resources; and

NOW THEREFORE BE IT RESOLVED, that the Lower Brule Sioux Tribal Council does hereby prohibit the development, construction, and operation of hyperscale data centers within the Lower Brule Sioux Reservation – all tribally-owned land (trust and fee) and within the original Great Sioux Nation boundary and the Fort Laramie Treaty territories of 1851 and 1868, where such development may adversely affect the Treaty rights, lands, waters, air, soil, natural resources, cultural resources, or interests of the Kul Wicasa Oyate; and

BE IT FURTHER RESOLVED, that the Lower Brule Sioux Tribe refuses the right-of-easement (utility, right-of-way, drainage and all other forms of easement) for hyperscale data centers within tribal boundaries; and

BE IT FURTHER RESOLVED, that the Lower Brule Sioux Tribe expects meaningful nation-to-nation consultation, and respect for the right to free, prior and informed consent before any hyperscale data center is approved that may affect the Lower Brule Sioux Tribe, its Reservation, Treaty Lands, waters, resources, and/or community; and

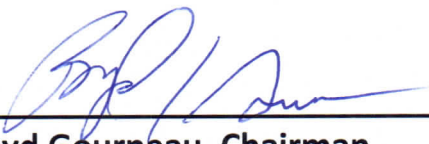
BE IT FURTHER RESOLVED, that the Lower Brule Sioux Tribe believes that Mni Wiconi (Water is Life) and vehemently opposes the use of water from the Missouri River for hyperscale data center operations. The needs of our current and future generations, ecosystems and other living beings unquestionably take precedence over the needs of hyperscale data centers; and

BE IT FURTHER RESOLVED, that nothing herein shall waive, diminish, or surrender any Treaty right, reserved water right, jurisdiction, sovereign immunity, or inherent sovereign authority of the Lower Brule Sioux Tribe; and

BE IT FINALLY RESOLVED, that the Chairman of the Lower Brule Sioux Tribe or his designee is authorized to sign all pertinent documents necessary to carry out this Resolution.

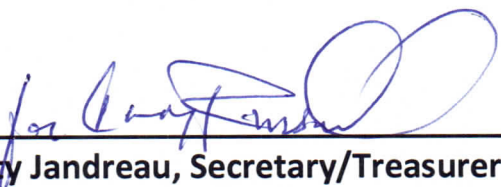
CERTIFICATION

The foregoing resolution was duly adopted by the Lower Brule Sioux Tribal Council assembled in Regular Session with a quorum present on the 1st day of October, 2026 by the affirmative vote of five members for, none against, none absent and none not-voting.



Boyd Gourneau, Chairman
Lower Brule Sioux Tribe

ATTEST



Marty Jandreau, Secretary/Treasurer
Lower Brule Sioux Tribe

Lower Brule Sioux Tribe

This is an incredibly consequential exercise of self-determination. Through this resolution, the Lower Brule Sioux Tribe has made an actionable commitment to protecting the planet and its people.