EXHIBIT "B"
TO THE WATER RIGHTS DEED

LEGAL DESCRIPTION

The land referred to herein is situated in the State of Nevada, County of LYON, described as follows:

That portion of the Northeast 1/4 of SEction 23, Township 11 North, Range 26 East, M.D.B. & M., in the County of Lyon, State of Nevada, being more particularly described as follows:

Beginning at the Section corner common to 13, 14, 23, 24 as shown on Record of Survey No. 223861, thence through the following courses;

1. South 01° 00′ 38" East, 1958.07 feet;
2. North 88° 46′ 47" West, 2687.84 feet;
3. North 00° 00′ 03" West, 638.78 feet;
4. North 45° 42′ 44" East, 1852.85 feet;
5. South 88° 36′ 59" East, 1326.75 feet to the TRUE POINT OF BEGINNING.

ASSESSOR'S PARCEL NO. 12-471-74

PER NRS 111.312, THE LEGAL DESCRIPTION APPEARED PREVIOUSLY IN DEED # 241208 RECORDED ON NOVEMBER 9, 1999 IN LYON COUNTY RECORDS.

276752

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
George L Abbe
02 MAY 13 AM 9:42
MARY C. HILLIGAN
COUNTY RECORDER
FEE 17.00 DEP. [illegible]

Exhibit 12

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 10-15-03

Signature

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with notice of appearance and intent to participate.

Exhibit 12

FILED
DEC 31 AM 9:33
LANCE S. WILSON
CLERK
BY
DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

THE UNITED STATES OF AMERICA, Plintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff-Interventor, vs. WALKER RIVER IRRIGATION DISTRICT, a coporation, et al.,	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the District of Nevada
400 South Virginia St, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

///

///

///

JOHN J. KADLIC
ATTORNEY AT LAW
POST OFFICE BOX 2477
RENO, NEVADA 89505

4. I will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Clyne P. Bauer
(Signature)

CLYNE P. BAUER
(Printed or typed Name)

P.O. Box 3047

Sparks, Nevada 89432
(Address)

(775) 677-7668
(Telephone number)

JOHN J. KADLIC
ATTORNEY AT LAW
POST OFFICE BOX 2477
RENO, NEVADA 89505

DOUGLAS COUNTY

GRANT, BARGAIN, SALE DEED ORDER NO.:

THIS INDENTURE WITNESSETH: That CLYNE P. BAUER, AN UNMARRIED MAN

in consideration of $ 10.00+ , the receipt of which is hereby acknowledged, do hereby Grant, Bargain, Sell and Convey to CLYNE P. BAUER, TRUSTEE OF THE CLYNE P. BAUER TRUST AGREEMENT DATED MAY 10, 1995

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of DOUGLAS, State of Nevada, bounded and described as follows:

APN 39-192-05

SEE ATTACHED EXHIBIT "A" MADE APART HERETO

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

Witness hand this 28TH day of MARCH, 19 96.

STATE OF NEVADA

COUNTY OF DOUGLAS SS

On 3/28/96 personally appeared before me, a Notary Public, CLYNE P. BAUER personally known or proved to me to be the person whose name(s) is/are subscribed to the above instrument who acknowledged that he executed the above instrument

Clyne P. Bauer
CLYNE P. BAUER

SHARON GOODWIN
Notary Public - State of Nevada
Appointment Recorded in Douglas County
MY APPOINTMENT EXPIRES JUNE 14, 1998

Sharon Goodwin
Notary Public

WHEN RECORDED MAIL TO:

CLYNE P. BAUER
P. O. BOX 186
ELY, NV 89301

The grantor(s) declare(s):
Documentary transfer tax is $ EXEMPT #8 -0-
( ) computed on full value of property conveyed, or
( ) computed on full value less value of liens and encumbrances remaining at time of sale.

MAIL TAX STATEMENTS TO:

SAME AS ABOVE

FOR RECORDER'S USE

384269

BK0396PG4634

DESCRIPTION

All that certain lot, piece or parcel of land situate in the County of Douglas, State of Nevada, described as follows:

PARCEL 1:

All that certain piece or parcel of land situate in the County of Douglas, State of Nevada, being all that portion of the Northwest Quarter of Section 32, Township 10 North, Range 22 East, M.D.B.&M., that is described as follows:

COMMENCING at the Northwest corner of said Section 32,

THENCE South 89°58' East, 1146.33 feet, along the North line of said Section 32, to the point where it intersects the Easterly right-of-way line of Nevada State Highway U.S.395,

THENCE continue along said North line of Section 32, South 89°58' East, 162.45 feet to the Northeast corner of the Northwest quarter of the Northwest quarter of said Section 32;

THENCE South 0°05' East, 385.17 feet, along the East line of the Northwest quarter of the Northwest quarter of Section 32, to a point;

THENCE South 89°26'20" East, shown as South 89°22' East on Record of Survey map property of Morris Kahn filed in the office of the County Recorder of Douglas County, Nevada, on June 24, 1966, under File No. 32671, a distance of 41.23 feet, to a point which is 275.00 feet Easterly and at right angles to the centerline of Highway 395, at Highway Engineer's Station "X" 18+68.42 P.O.T.;

THENCE South 0°33'40" West shown as South 0°38' West on said survey 300.00 feet, parallel to the centerline of said Highway U.S. 395 to the TRUE POINT OF BEGINNING;

THENCE South 89°26'20" East, shown as South 89°22' East on said survey 300.00 feet, to a point which is 575 feet Easterly of and at right angles from Highway Engineer's Station 15+68.42 P.O.T.;

THENCE South 0°33'40" West, shown as South 0°38' West on said survey 850.00 feet, parallel to the centerline of Highway U.S. 395, to a point;

THENCE North 89°22' West, 500.00 feet more or less to a point on the Easterly right of way line of said U.S. Highway 395;

THENCE Northerly along the Easterly right of way line of said U.S. Highway 395 to a point which is 75 feet Easterly and at right angles to the centerline of Highway 395, at Highway Engineer's Station "X" 18+68.42 P.O.T.;

Description continued

THENCE South 89°26'20" East 200 feet, more or less, to the point of beginning.

Reference is made to Record of Survey filed June 24, 1966, under File No. 32671, Douglas County, Nevada Records, and Survey recorded April 9, 1980 as Document No. 43477 and amendment thereto, Document No. 50868.

EXCEPTING THEREFROM all that portion of said land conveyed to PERCY J. SEMAS, et, ux in Deed recorded September 12, 1989 as Document No. 210636, Official Records.

PARCEL 2:

All that certain piece or parcel of land situate in the County of Douglas, State of Nevada, being all that portion of the Northwest quarter of Section 32, Township 10 North, Range 22 East, M.D.B.&M., that is described as follows:

COMMENCING at the Northwest corner of said Section 32,

THENCE South 89°58' East, 1146.33 feet, along the North line of said Section 32, to the point where it intersects the Easterly right-of-way line of Nevada State Highway U.S. 395, which point is the Northwest corner of this parcel and the TRUE POINT OF BEGINNING;

THENCE continuing along the North line of Section 32, South 89°58' East, 162.45 feet to the Northeast corner of the parcel, which is also the Northeast corner of the Northwest quarter of the Northwest quarter of said Section 32;

THENCE South 0°05' East, 385.17 feet along the East line of the Northwest quarter of the Northwest quarter of Section 32, to a point;

THENCE South 89°26'20" East, shown as South 89°22' East on Record of Survey map property of Morris Kahn filed in the office of the County Recorder of Douglas County, Nevada, on June 24, 1966, under File No. 32671, a distance of 41.23 feet, to a point which is 275.00 feet Easterly and at right angles to the centerline of Highway 395, at Highway Engineer's Station "X" 18+68.42 P.O.T.;

THENCE South 0°33'40 West shown as 0°38' West on said survey 300.00 feet, parallel to the centerline of said Highway U.S. 395, to a point;

THENCE North 89°26'20" West 200 feet more or less to a point on the Easterly right of way line of said U.S. Highway 395;

(CONTINUED ON NEXT PAGE)

DOUGLAS COUNTY

Parcel 2 description continued

THENCE Northerly along the Easterly right-of-way line of said U.S. Highway 395 to the TRUE POINT OF BEGINNING.

Reference is made to Record of Survey filed June 24, 1966, under File No. 32671, Douglas County, Nevada records, and Survey recorded April 9, 1980 as Document No. 43477 and amendment thereto, Document No. 50868.

EXCEPTING THEREFROM all that portion of said land set forth in Final Order and Judgement of Condemnation recorded March 26, 1982 as Document No. 66332, Official Records.

REQUESTED BY
Clyde Bauer
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

'96 MAR 28 A10:52

LINDA SLATER
RECORDER
$10.00 PAID K2 DEPUTY

384269

BK0396PG4637

200045TO

Exhibit 13A-16A

State of Nevada

Sep-02

REPORT OF CONVEYANCE

of a water right to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/ PERMIT No. 33662 PROOF, or CLAIM No.: STATUS: USE: Commercial

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: Edward J. Baur, Mary K. Baur, Norman Korn, Philo Korn, Charles B. Baur, Dreama L. Baur

If any item requires additional space, please use item 13 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): Cashell Investments, a Nevada LLC

ADDRESS: 500 Damonte Ranch Pkwy

CITY: Reno STATE: NV ZIP CODE: 89511 PHONE: 775-336-4444

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S).....	2	CORRECTION DEED(S).....		OTHER:			
DEED(S) OF TRUST.....		RECONVEYANCE....at no charge		TOTAL NUMBER OF $$ DOCUMENTS =>			2
NOTICE(S) OF PLEDGE.....		MAP(S) at no charge.....		TOTAL # X $10 each =	$	20	.00
DEATH CERTIFICATES.....		AFF OF ID at no charge.....		Report filing fee = $25.00	$	25	.00
DECREE(S) OF DISTR.....		OTHER:		TOTAL FEES SUBMITTED*	$	45	.00

5 *ONE, ONE-TIME $25 FILING FEE MUST ACCOMPANY THESE REPORT(S) +$10 PER CONVEYANCE DOCUMENT LISTED ABOVE.

6 This REPORT requires an ABSTRACT OF TITLE listing the above documents in chronological order, from the current holder(s) of record (ITEM 2) with the Division of Water Resources, Office of the State Engineer, to the proposed, new holder(s) of record (ITEM 3). Document(s) must be recorded in the Office(s) of the respective County Recorder(s).

If the legal description on any deed(s) refer(s) to a subdivision lot or parcel or assessor's parcel number, or lists any deviation(s) different than the place of use in a Quarter/Quarter/Section/Township/Range format, a copy of the map referred to in said deed(s) *is required.* Copies of maps should be 8 1/2" x 11" or 11" x 17". Please refer to *Guidelines* sheet for details.

7 LIST SUPPLEMENTAL RIGHTS:

8 COUNTY: POINT OF DIVERSION: COUNTY: PLACE(S) OF USE:

9 PLACE(S) OF USE: Qtr. Qtr. Sec. TWNSHP RANGE APN: 1022-29-301-003

10 AMOUNT (DUTIES) TO BE ASSIGNED: 0.0023 CFS 0.047 ACRE-FEET or MGA ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER:

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.

Permit 52865

15 Additional Space/Remarks:

16 *"I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO

BEFORE ME THIS 10 DAY OF

Mo. ovembe Yr. 2003

(SS) Maureen Nelson
Notary Signature Required

NOTARY PUBLIC IN AND FOR THE

COUNTY OF Washoe

STATE OF Nevada

MY COMMISSION EXPIRES 1/14/06

SIGNATURE: Ross E. de Lipkau

PRINT NAME: Ross E. de Lipkau

MAILING ADDRESS: P.O. Box 2790

FIRM NAME: Marshall Hill Cassas & de Lipkau

CITY: Reno STATE: Nevada ZIP CODE: 89505

PHONE: 775-323-1601

OWNER?:

AGENT?: X

MAUREEN NELSON
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 94-2658-2 - Expires January 14, 2006

NOTARY STAMP

THIS DOUBLE SIDED FORM CAN BE COPIED ONTO GREEN PAPER ONLY.

Exhibit 13A-16A

ABSTRACT OF TITLE

This column for office use only

Permit/Proof N 33662
Page No. 1

DEED NO.	GRANTOR	GRANTEE	CFS	(circle one) AFA/AFS or MGA/MGS	(circle one) ACRES or Units	FILED UNDER DATE	Recorder's Document # DATE	DOCUMENT DESCRIPTION REMARKS
1	Edward J. & Mary K. Baur; Norman & Philo Korn, and Charles B. & Dreama L. Baur	Lester E. Thompson; Nancy Moss Steve Sutter; Ronald Bartoli; First Trust Corp., Trustee Jamelske; Carson C. Williams; Robert & Linda Mori	0.023	0.47			0540944 04/29/02	Trustee's Deed
2	Lester E. Thompson; Nancy Moss Steve Sutter; Ronald Bartoli; First Trust Corp., Trustee Jamelske; Carson C. Williams; Robert & Linda Mori	Cashell Investments, a Nevada LLC	0.0023	0.047			0550103 08/21/02	Grant, Bargain and Sale Deed
3								
4								
5								
6								
7								
8								

Type or print in black ink

ABSTRACT.XLS

SUMMARY OF OWNERSHIP

PERMIT: 33662
CERTIFICATE: 10614

USE: Commercial
ISSUED: 3/14/83

CFS 0.2 DUTY 2.32 MGA ---- UNITS
CFS 0.023 DUTY 0.470 MGA ---- UNITS

EFFECTIVE DATE: 7/18/95 BY: LBS

SUPPLEMENTAL TO: RFA 52865

OWNER	CFS	DUTY MGA	UNITS	CHANGED BY: STATUS	REFERENCED DOCUMENTS	DESCRIPTION
Edward J. Baur Mary K. Baur	0.00767	0.1567	----		1 – 3	Undivided 1/3 Interest
Norman Korn Philo Korn	0.00767	0.1567	----		1 – 3	Undivided 1/3 Interest
Charles B. Baur Dreama L. Baur	0.00767	0.1567	----		1 – 3	Undivided 1/3 Interest

ENCUMBRANCE(S): YES ( ) NO (X)

ABSTRACT OF ASSIGNMENTS

PERMIT 33662
PAGE 1 of 1

DEED NO.	GRANTOR	GRANTEE	CFS	M&A	UNITS	FILED UNDER DATE	Book/Page Instrument DATE	DOCUMENT DESCRIPTION/ REMARKS
1	Janice Broderick Patricia Bouharin	William J. Schneider Elizabeth S. Dechane	0.0157	0.320	----	33662 5/31/91	169792 12/28/87	G.B.&S. Deed Parcel "2" (As Joint Tenants)
2	Janice Broderick Patricia Bouharin	William J. Schneider Elizabeth S. Dechane	0.0073	0.150	----	33662 5/31/91	169855 12/28/87	G.B.&S. Deed Parcel "1" (As Joint Tenants)
3	William J. Schneider Elizabeth S. Dechane	Edward J. & Mary K. Baur, h&w; Norman & Philo Korn, h&w; and Charles B. & Dreama L. Baur, h&w	0.023	0.469	----	33662 7/18/95	360100 4/7/95	Undivided 1/3 Interest in both Parcels 1 & 2 (APN 39-101-03 and APN 39-101-02) for each couple
4								
5								
6								
7								

No. 33662 Date Filed SEP 19 1977

Indexed under Well Log 11670 7

Name of applicant [X]

Map

Stream [X]

Basin Antelope Valley-9-106

Township 10 N. Range 22 E. County Douglas

Point of diversion NW ¼ SW ¼ Section 29

Applicant Janice Broderick and Patricia Bouharin

Source of Water Underground

Returned for correction DEC 7 1977 Abrogated by

Corrected application received DEC 9 1977

Map filed December 9, 1977

Sent for publication DEC 16 1977

Proof of publication filed JAN 23 1978

Investigated on ground by

Protested

Ready for action JAN 18 1978

Approved August 2, 1978 0.2 c.f.s. Comm.

Denied

	PROOF OF COMMENCEMENT	PROOF OF COMPLETION *	PROOF OF BENEFICIAL USE	CULTURAL MAP
Date due	MAR 2 1979	MAR 2 1980	MAR 2 1982 '83	
1st extension				
2nd extension				
Date filed	MAR 7 1979	MAR 7 1979	FEB 14 1983	

CERTIFICATE NO.	10614	ISSUED	3-14-83	AMOUNT	0.023
Use Comm.					

ADDRESS CHANGE

NEW OWNERS OF RECORD:

William J. Schneider &
Elizabeth S. DeChene
P.O. Box 1029
Millbrae, CA 94030
7-8-91

COMPUTER CHECK	
File Entry	
Publication	
Permit	
Certificate	

*Note meter requirement.

New Owners of Record of 1/3 Interest Each Couple:
Edward J. & Mary K. Baur; Norman & Philo Korn
and Charles B. & Dreanna L. Baur
c/o Enkay Engineering, Inc.
878 West 18th Street
Costa Mesa, California 92627

7/95

State of Nevada

Sep-02

REPORT OF CONVEYANCE

of a water right to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/ PERMIT No. 52365 PROOF, or CLAIM No.: STATUS: USE: Commercial

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: Edward J. Baur, Mary K. Baur, Norman Korn, Philo Korn, Charles B. Baur, Dreama L. Baur

If any item requires additional space, please use Item 13 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): Cashell Investments, a Nevada LLC

ADDRESS: 500 Damonte Ranch Pkwy.

CITY: Reno STATE: NV ZIP CODE: 89511 PHONE: 775-336-4444

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S).....	2	CORRECTION DEED(S).....		OTHER:		
DEED(S) OF TRUST.....		RECONVEYANCE...at no charge		TOTAL NUMBER OF $5 DOCUMENTS =>		2
NOTICE(S) OF PLEDGE.....		MAP(S) at no charge.....		TOTAL # X $10 each =	$ 20	.00
DEATH CERTIFICATES.....		AFF OF ID at no charge.....		Report filing fee = $25.00	$	.00
DECREE(S) OF DISTR.....		OTHER:		TOTAL FEES SUBMITTED*	$ 20	.00

5 *ONE, ONE-TIME $25 FILING FEE MUST ACCOMPANY THESE REPORT(S) +$10 PER CONVEYANCE DOCUMENT LISTED ABOVE.

6 This REPORT requires an ABSTRACT OF TITLE listing the above documents in chronological order, from the current holder(s) of record (ITEM 2) with the Division of Water Resources, Office of the State Engineer, to the proposed, new holder(s) of record (ITEM 3). Document(s) must be recorded in the Office(s) of the respective County Recorder(s).

If the legal description on any deed(s) refer(s) to a subdivision lot or parcel or assessor's parcel number, or lists any deviation(s) different than the place of use in a Quarter/Quarter/Section/Township/Range format, a copy of the map referred to in said deed(s) *is required.* Copies of maps should be 8 1/2" x 11" or 11" x 17". Please refer to *Guidelines* sheet for details.

7 LIST SUPPLEMENTAL RIGHTS:

8 COUNTY: POINT OF DIVERSION: COUNTY: PLACE(S) OF USE:

9 PLACE(S) OF USE: Qtr. Qtr. Sec. TWNSHP RANGE APN: 1022-29-301-003

10 AMOUNT (DUTIES) TO BE ASSIGNED: 0.011 CFS 0.874 ACRE-FEET or MGA ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER:

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.

Permit 33662, Certificate 10614

15 Additional Space/Remarks:

16 *"I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO

BEFORE ME THIS 10 DAY OF

Mo. ovembe Yr. 2003

(SS) Maureen Nelson
Notary Signature Required

NOTARY PUBLIC IN AND FOR THE

COUNTY OF Washoe

STATE OF Nevada

MY COMMISSION EXPIRES 1/14/06

SIGNATURE: Ross E. de Lipkau

PRINT NAME: Ross E. de Lipkau

MAILING ADDRESS: P.O. Box 2790

FIRM NAME: Marshall Hill Cassas & de Lipkau

CITY: Reno STATE: Nevada ZIP CODE: 89505

PHONE: 775-323-1601

OWNER?:

AGENT?: X

MAUREEN NELSON
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 94-2658-2 - Expires January 14, 2006

NOTARY STAMP

THIS DOUBLE SIDED FORM CAN BE COPIED ONTO GREEN PAPER ONLY.

ABSTRACT OF TITLE

This column for office use only

Permit/Proof N 52865
Page No. 1

DEED NO.	GRANTOR	GRANTEE	CFS	(circle one) AFA/AFS or MGA/MGS	(circle one) ACRES or Units	FILED UNDER DATE	Recorder's Document # DATE	DOCUMENT DESCRIPTION/ REMARKS
1	Edward J. & Mary K. Baur; Norman & Philo Korn, and Charles B. & Dreama L. Baur	Lester E. Thompson; Nancy Moss Steve Sutter; Ronald Bartoli; First Trust Corp., Trustee Jamelske; Carson C. Williams; Robert & Linda Mori	0.11	8.74			0540944 04/29/02	Trustee's Deed
2	Lester E. Thompson; Nancy Moss Steve Sutter; Ronald Bartoli; First Trust Corp., Trustee Jamelske; Carson C. Williams; Robert & Linda Mori	Cashell Investments, a Nevada LLC	0.011	0.874			0550103 08/21/02	Grant, Bargain and Sale Deed
3								
4								
5								
6								
7								
8								

Type or print in black ink

ABSTRACT.XLS

Case 3:73-cv-00127-RCJ-WGC Document 2641615 Filed 05/27/0 Page 17 of

SUMMARY OF OWNERSHIP

PERMIT: RFA 52865 USE: Commercial CFS 0.11 DUTY 8.74 MGA ---- UNITS
CERTIFICATE: ISSUED: CFS DUTY MGA UNITS

EFFECTIVE DATE: 7/18/95 BY: LBS SUPPLEMENTAL TO: 33662

OWNER	CFS	DUTY MGA	UNITS	CHANGED BY: STATUS	REFERENCED DOCUMENTS	DESCRIPTION
Edward J. Baur Mary K. Baur	0.03667	2.9133	----		1	Undivided 1/3 Interest
Norman Korn (per letter 6-1-98) Philo Korn	0.03667	2.9133	----		1	Undivided 1/3 Interest
Charles B. Baur Dreama L. Baur	0.03667	2.9133	----		1	Undivided 1/3 Interest

ENCUMBRANCE(S): YES ( ) NO (X)

ABSTRACT OF ASSIGNMENTS

PERMIT RFA 52865
PAGE 1 of 1

DEED NO.	GRANTOR	GRANTEE	CFS	MGA	UNITS	FILED UNDER DATE	Book/Page Instrument DATE	DOCUMENT DESCRIPTION/ REMARKS
1	William J. Schneider Elizabeth S. Dechane	Edward J. & Mary K. Baur, h&w; Norman & Philo Korn, h&w; and Charles B. & Dreama L. Baur, h&w	0.11	3.74	----	33662 7/18/95	360100 4/7/95	Undivided 1/3 Interest In both Parcels 1 & 2 (APN 39-101-03 and APN 39-101-02) for each couple
2								
3								
4								
5								
6								
7								

No. 52865 Date Filed JAN 17 1989

Indexed under Well Log

Name of applicant

Map Basin ANTELOPE VALLEY

Stream 9-106

Township 10 N Range 22 E County DOUGLAS

Point of diversion NW 1/4 SW 1/4 Section 29

Applicant ELIZABETH S. DECHENE & WILLIAM J. SCHNEIDER **ASSIGNED**

Source of Water UNDERGROUND

Returned for correction Abrogated by

Corrected application received

Map filed JAN 17, 1989

Sent for publication FEB 10 1989

Proof of publication filed MAR 17 1989

Investigated on ground by

Protested

Ready for action APR 15 1989

Approved Aug 12, 1998 0.11 cfs Commercial

Denied

	PROOF OF COMMENCEMENT	PROOF OF COMPLETION	PROOF OF BENEFICIAL USE	CULTURAL MAP
Date due		SEP 12 ~~1999~~ 01 2000	SEP 12 2003	
1st extension				
2nd extension				
		No Further Extension		
Date filed				
				Filed under map

CERTIFICATE NO.		ISSUED		AMOUNT	
Use					

COMPUTER CHECK	File Entry	JB	Publication	JCP	Permit	JF	Certificate	

ADDRESS

NEW OWNERS OF RECORD OF 1/3:
INTREST EACH COUPLE:
Edward J. & Mary K. Baur;
Norman & Philo Korn and
Charles B. & Dreama J Baur

Ed's Topaz Nugget
1929 South Highway 395
Gardnerville, NV 89410
(702) 266-4890
per ltr: 03/19/98

SP74108

F-23 82

Exhibit 13B-16B

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 2/28/04

Signature

Robert A Cashell, Sr.

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Managing Member of

(Title)

Cashell Investments LLC

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with notice of appearance and intent to participate.

Exhibit 13B-16B

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.	)	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

Attorney:

Address:

Phone Number:

Fax Number:

(Signature)

Robert A. Cashell, Jr.
(Printed or typed Name)

Cashell Investments, LLC
(Entity, if any, on whose behalf you are appearing)

500 Damonte Ranch Pkwy
Reno, NV 89511
(Address)

(775) 336-4444
(Telephone number)

Exhibit 17A-18A

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 8-15-03

Thomas C Berry
Signature

THOMAS C BERRY
Printed Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: Aug. 15, 03

Marilyn A. Berry
Signature

MARILYN A. BERRY
Printed Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

State of Nevada
Dept. of Conservation & Natural Resources
Division of Water Resources

Nevada Division of Water Resources

Well Log Database

Query Results

Type of Site: N
Sequence No.: 7249

Log No.: 31599
Permit No.:
Basin: 110C
Notice of Intent#: 11712

Owner: BERRY, THOMAS
Mailing/Well Address: 623 G ST HAWTHORNE NV

Location SW **Sec:** 08 **Twn:** 07N **Rng:** 30E **Ref:** MD **State/Co. Code:**
Waiver No: **Parcel No.:** **Lot No.:** 4 **Block No.:**
Type of Work: N **Proposed Use:** H **Drilling Method** R **Subdiv. Name:** CANYON SOUT

Source Agency: NV003
Depth to Bedrock:
Construction Data Quality: G
Lithologic Data Quality: G
Aquifer Type:
Date Started:
Date Complete: 4/19/1989
Yield G.P.M.
Draw Down: **After Hours Pump:**
Pumping Water Level:
Specific Capacity:
Test Method:
Work Type Remarks:

General Remarks:

Well Construction

Hole Depth: 320 **feet**
Surface Casing Diameter: 6 **inches**
Cased To: 320 **feet**
Casing Reductions: 0
Perforations:
From 135 **feet to** 320 **feet**
Perforation Length:
Perforation Intervals: 4
Depth of Seal: 53 **feet**
Gravel Packed: Y
from 0 **feet to** 0 **feet**
Static Water Level: 156 **ft below LSD**
Water Temperature: ° F
Contractor Name: EDDCO EXPLORATIC

Exhibit 17B-18B

Exhibit 19

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date 9-06-03

Signature

Printed Typed Name ELLEN BLAIR

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit 19

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.	)	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

Attorney:

Address:

Phone Number:

Fax Number:

(Signature)

ELLEN BLAIR

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

P.O. BX 3578
Hawthorne, NV-89415

(Address)

1-775-945-5651

(Telephone number)

Exhibit 20-21

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 9/29/03

Darlene G. Brown
Signature

Darlene G. Brown
Printed Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.	)	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

Attorney:

Address:

Phone Number:

Fax Number:

Darlene G. Brown

(Signature)

Darlene G. Brown

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

(Address)

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 9/29/03

Signature

Kenneth L. Brown

Printed Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.	)	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

Attorney:

Address:

Phone Number:

Fax Number:

(Signature)

Kenneth L. Brown

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

(Address)

(Telephone number)

There is no EXHIBIT 22