a. Basis for inclusion: CMO 3.c

b. Status of service: Waiver of Service and Notice of Appearance forms have been returned, signed by trustees Esperanza Shafer and Clarence R. Shafer. *See* Exhibit 136.

c. Counsel: None indicated.

d. Address for service: Shafer Family Trust u/d/t/ 4-20-95
Clarence R. and Esperanza Shafer, trustees
72 Luzier Lane
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete.

137. Neil Shirk:

a. Basis for inclusion: CMO 3.c

b. Status of service: A signed Waiver of Service has been returned. *See* Exhibit 137.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete.

138. Jerry W. Shorter: *see* Judith L. Shorter, below.

139. Judith L. Shorter:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Shorters have each returned a signed Waiver of Service. *See* Exhibits 138 and 139.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete as to Jerry W. Shorter and Judith L. Shorter.

140. James M. Singleton: *see* Leah Singleton, below.

141. Leah Singleton:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Singletons have each returned a signed Waiver of Service. *See* Exhibits 140 and 141.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete as to James M. Singleton and Leah Singleton.

142. Christine R. Smith:

a. Basis for inclusion: CMO 3.c

b. Status of service: Ms. Smith has returned a signed Waiver of Service. However, the Waiver is dated fifty days following her receipt of personal Service of Process. *See* Exhibit 142.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete.

143. Loretta B. Smith:

a. Basis for inclusion: CMO 3.c

b. Status of service: A signed Waiver of Service has been returned. *See* Exhibit 143.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete.

144. Robert T. Stockwell:

a. Basis for inclusion: CMO 3.c

b. Status of service: Mr. Stockwell has returned a signed Waiver of Service. *See* Exhibit 144.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete.

145. Dan S. Street: *see* Diane J. Street, below.

146. Diane J. Street:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Streets have each returned a signed Waiver of Service. *See* Exhibits 145 and 146.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete as to Dan S. Street and Diane J. Street.

147. Cheryl L. Sturgeon: *see* Ronald L. Sturgeon, below.

148. Ronald L. Sturgeon:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Sturgeons have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 147 and 148.

c. Counsel: None indicated.

d. Address for service: Cheryl L. and Ronald L. Sturgeon
559 Highway 339
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Cheryl L. Sturgeon and Ronald L. Sturgeon.

149. Floyd M. Sturtevant: *see* Georgia Sturtevant, below.

150. Georgia Sturtevant:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Sturtevants have each returned a signed Notice of Appearance. However, the envelopes containing these forms are postmarked seven days after they had received personal Service of Process. *See* Exhibits 149 and 150.

c. Counsel: None indicated.

d. Address for service: Floyd M. and Georgia C. Sturtevant
P. O. Box 753
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete.

151. David F. Swain: *see* Mary Alice Swain, below.

152. Mary Alice Swain:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Swains have each returned a signed Waiver of Service. *See* Exhibits 151 and 152.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete as to David F. Swain and Mary Alice Swain.

153. Charley A. Swirsky: *see* Paula Swirsky, below.

154. Paula Swirsky:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Swirskys have each returned a signed Waiver of Service. *See* Exhibits 153 and 154.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete as to Charley A. Swirsky and Paula Swirsky.

155. Randall L. Taylor:

a. Basis for inclusion: CMO 3.c

b. Status of service: Mr. Taylor has returned a signed Waiver of Service. *See* Exhibit 155.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete.

156. Thomas Tenbrook:

a. Basis for inclusion: CMO 3.c

b. Status of service: A signed Waiver of Service has been returned. *See* Exhibit 156.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete.

157. Marsha A. Thieme: *see* Michael D. Thieme, below.

158. Michael D. Thieme:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Thiemes have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 157 and 158.

c. Counsel: None indicated.

d. Address for service: Marsha A. and Michael D. Thieme
160 Hudson Aurora
Smith, NV 89430

e. Requested action(s): We request a finding that service is complete as to Marsha A. Thieme and Michael D. Thieme.

159. Charles S. Thomas: *see* Janet A. Thomas, below.

160. Janet A. Thomas:

a. Basis for inclusion: CMO 3.c

b. Status of service: Charles and Janet Thomas have each returned a signed Waiver

of Service. *See* Exhibits 159 and 160.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete as to Charles S. Thomas and Janet A. Thomas.

161. Dale W. Thompson: *see* Priscilla Thompson, below.

162. Jeanne Thompson: *see* Lawrence D. Thompson, below.

163. Lawrence D. Thompson:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Thompsons have each returned a signed Waiver of Service. *See* Exhibits 162 and 163.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete as to Jeanne Thompson and Lawrence D. Thompson.

164. Priscilla Thompson:

a. Basis for inclusion: CMO 3.c

b. Status of service: A Waiver of Service has been returned, signed by Dale W. Thompson. The water right at issue is held jointly by Dale and Priscilla Thompson. *See* Exhibit 161 / 164.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete.

165. Linda D. Thran: *see* Richard W. Thran, below.

166. Richard W. Thran:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Thrans have each returned a signed Waiver of Service. *See* Exhibits 165 and 166.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete as to Linda D. Thran and Richard W. Thran.

167. Jean E. Tola: *see* Paul S. Tola, below.

168. Paul S. Tola:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Tolas have each returned a signed Notice of Appearance. However, the envelopes containing these documents were postmarked six days after they had received personal Service of Process. *See* Exhibits 167 and 168.

c. Counsel: None indicated.

d. Address for service: Jean E. and Paul S. Tola
23 N. Bybee Lane
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Jean E. Tola and Paul S. Tola.

169. Keith Valentine:

a. Basis for inclusion: CMO 3.c

b. Status of service: Mr. Valentine has returned a signed Waiver of Service. However, the Waiver is dated one day after he received personal Service of Process. *See* Exhibit 169.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete.

170. Walter Living Trust:

a. Basis for inclusion: CMO 3.c

b. Status of service: Waivers of Service have been returned, signed by A. S. Walter and M. Walter, trustees. *See* Exhibit 170.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete.

171. Dawna L. Warr:

a. Basis for inclusion: CMO 3.c

b. Status of service: A signed Waiver of Service has been submitted. *See* Exhibit 171.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete.

172. Dayleen Weaver: *see* Vince Weaver, below.

173. Vince Weaver:

a. Basis for inclusion: CMO 3.c

b. Status of service: Further investigation has shown that the water right at issue has been transferred to the Oscar N. Reese Family Trust Agreement. *See* Exhibit 172 / 173.

c. Counsel: None indicated.

d. Address for service:

e. Requested action(s): We request that the Court dismiss Dayleen and Vince Weaver and substitute the Oscar N. Reese Family Trust Agreement which is already a party to this action. *See* No. 122 above.

174. Agnes M. Wenzel:

a. Basis for inclusion: CMO 3.c

b. Status of service: Ms. Wenzel has returned signed Waiver of Service and Notice of Appearance. *See* Exhibit 174.

c. Counsel: None indicated.

d. Address for service: Agnes M. Wenzel
31 Bonanza Street
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete.

175. Whipple Family 2001 Trust:

a. Basis for inclusion: CMO 3.c

b. Status of service: Waiver of Service and Notice of Appearance forms have been returned, signed by trustee Dennis R. Whipple. *See* Exhibit 175.

c. Counsel: None indicated.

d. Address for service: Whipple Family 2001 Trust
Dennis R. and Helen L. Whipple, trustees
70 Piñon Drive
Wellington, NV 89444

e. Requested action(s): We request a finding that service is complete.

176. Mary L. Williams: *see* Stanley E. Williams, below.

177. Stanley E. Williams:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Williams have each returned a signed Notice of Appearance. However, the envelope containing these documents is postmarked three days after they had received personal Service of Process. *See* Exhibits 176 and 177.

c. Counsel: None indicated.

d. Address for service: Mary L. and Stanley E. Williams
248 Upper Colony Road
Wellington, NV 89444

e. Requested action(s): We request a finding that service is complete as to Mary L Williams and Stanley E. Williams.

178. Wirthwein Survivor's Trust:

a. Basis for inclusion: CMO 3.c

b. Status of service: A Waiver of Service was returned, signed by trustee Lynn C. Anderson. However, the Waiver is dated twenty-two days after Ms. Anderson's receipt of personal Service of Process. *See* Exhibit 178.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete.

179. Judith Lee Wood:

a. Basis for inclusion: CMO 3.c

b. Status of service: Ms. Wood has submitted a signed Waiver of Service, a Disclaimer, and a copy of Decree of Divorce, awarding possession of the marital residence to her former husband, Thomas Tenbrook. *See* Exhibit 179.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): Dismissal.

180. Arthur Woodward: *see* Bonnie Lee Woodward, below.

181. Bonnie Lee Woodward:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Woodwards have each returned a signed Waiver of Service. *See* Exhibits 180 and 181.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete as to Arthur Woodward and Bonnie Lee Woodward.

182. George L. Wright: *see* Laura P. Wright, below.

183. Gerald J. Wright: *see* Mary L. Wright, below.

184. Laura P. Wright:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Wrights have each returned a signed Waiver of Service. *See* Exhibits 182 and 184.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete as to George L. Wright and Laura P. Wright.

185. Mary L. Wright:

a. Basis for inclusion: CMO 3.c

b. Status of service: The Wrights have each returned a signed Waiver of Service. *See* Exhibits 183 and 185.

c. Counsel: None indicated.

d. Address for service: n/a

e. Requested action(s): We request a finding that service is complete as to Gerald J. Wright and Mary L. Wright.

Address Changes:

Change of Address for James T. and Susana C. Fousekis

2848 Garber Street
Berkley, CA 94705
Telephone: (510) 655-2879

CONCLUSION

We ask the Court to approve the above service efforts and requested amendments, corrections and additions to the Caption as set forth herein.

Respectfully submitted,

Susan L. Schneider
U.S. Department of Justice
Environment and Natural Resources Div.
Indian Resources Section
999 18th Street, Suite 945
Denver, CO 80202
303-312-7308

By: Susan L. Schneider
Susan L. Schneider

Date: February 26, 2007

Attorney for the United States of America

CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of February 2007, I served a true and correct copy of the foregoing TENTH REPORT OF THE UNITED STATES OF AMERICA CONCERNING STATUS OF SERVICE ON CERTAIN PERSONS AND ENTITIES by first-class mail, postage prepaid, addressed to the following persons:

Marta Adams, Esq.
Deputy Attorney General
State of Nevada
100 N. Carson Street
Carson City, NV 89701-4717

Greg Addington, Esq.
Asst. U. S. Attorney
100 W. Liberty St., Suite 600
Reno, NV 89509

George N. Benesch, Esq.
190 W. Huffaker Lane, Ste. 408
Reno, Nevada 89511

Linda A. Bowman, Esq.
Law Office of Linda A. Bowman, LTD
540 Hammill Lane
Reno, NV 89511

Kelly R. Chase
Post Office Box 2800
Minden, NV 89423

Gordon H. DePaoli, Esq.
Dale E. Ferguson, Esq.
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

Cheri Emm-Smith
Mineral County District Attorney
P.O. Box 1210
Hawthorne, NV 89415

Nathan Goedde
Staff Counsel
Calif. Dept. of Fish and Game
1416 Ninth Street, Ste. 1335
Sacramento, CA 95814

Simeon Herskovits
Courtney Brown
Western Environmental Law Center
P. O. Box 1507
Taos, NM 87571

John Kramer
Department of Water Resources
1416 Ninth Street
Sacramento, CA 94814

Michael Neville, Depty. Attny. General
DOJ, Off. of the Attorney General
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-7004

Erin K. L. Mahaney
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor
Sacramento, CA 95814

David L. Negri
United States Department of Justice
Env. and Natural Resources Division
161 E. Mallard Drive, #110
Boise, ID 83706-3974

Jeff Parker, Deputy Atty General
Office of the Attorney General
100 N. Carson St.
Carson City, NV 89701-4717

Marshall S. Rudolph, County Counsel
Stacey Simon, Deputy County Counsel
Mono County
P.O. Box 2415
Mammoth Lakes, CA 93546-2415

Stephen B. Rye
Chief Deputy District Attorney
Lyon County
31 S. Main St.
Yerington, NV 89447

Jim Shaw
Chief Dep. Water Commissioner
U. S. Board of Water Commissioners
Post Office Box 853
Yerington, NV 89447

Ken Spooner
Walker River Irrigation District
P. O. Box 820
Yerington, NV 89447

Wes Williams, Jr.
Law Offices of Wes Williams, Jr.
P. O. Box 100
Schurz, NV 89427

* * * * * *

John W. Howard
625 Broadway, Suite 1206
San Diego, CA 92101

Todd Plimpton
Belanger & Plimpton
1135 Central Avenue
P. O. Box 59
Lovelock, NV 89419

William E. Schaeffer
P.O. Box 936
Battle Mountain, NV 89820

John P. Schlegelmilch
30 Broadway Avenue
Yerington, NV 89447

Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

* * * *

Wesley G. Beverlin
Malissa Hathaway McKeith
Lewis, Brisbois, Bisgaard & Smith LCP
221 N. Figueroa St., Suite 1200
Los Angeles, CA 90012

Michael D. Hoy
Bible Hoy & Trachok
201 West Liberty Street, Third Floor
Reno, NV 89511

Timothy A. Lukas
P. O. Box 3237
Reno, NV 89505

* * * *

[John E. and Jessica Barlow Daniels]
Michael R. Montero, Esq.
Echeverria Law Office
9432 Double R Boulevard
Reno, NV 89521

* * * *

Alvarez Family Revocable Living Trust
Enrique and Amalia Alvarez, trustees
11010 Center Avenue
Gilroy, CA 95020

John A. Ausmus
7 Ogden Lane
Yerington, NV 89447

Kenneth E. and Linda M. Baker
P. O. Box 436
Wellington, NV 89444

James J. Baran
45 Falcon Way
Yerington, NV 89447

Sharron Barr
P. O. Box 91
Floriston, CA 96111

William L. Bauhofer
3686 Turner Court
Fremont, CA 94536

Donn T. Borden
P. O. Box 2605
Carson City, NV 89702

Christine and Michael D. Boucher
7 Ogden Lane
Yerington, NV 89447

Mary Lisa and Wallice Bowen
40 Sunny Grove Drive
Yerington, NV 89447

Janet Q. and Larry A. Brusse
44 Piñon Drive
Wellington, NV 89444

Suzanne E. Bunch
132 N. Bybee Lane
Yerington, NV 89447

Lota Bush Trust Agreement dtd. 3/16/04
Jack C. Bush, trustee
99 Highway 95A North
Yerington, NV 89447

Ginger and Lloyd Capra
1158 Agua Caliente
Minden, NV 89423

John M. Claverie
4024 Pomona Way
Livermore, CA 94550

Leon L. and Mary Ann Cooper
6 W. Lemos Lane
Yerington, NV 89447

Larry D. Crawford
2180 Chipmunk Drive
Carson City, NV 89704

Dianna L. and Edward M. Cummings
16 Lyndsie Court
Yerington, NV 89447

Ginger L. and Maxwell K. Cutright
35 Bonanza Street
Yerington, NV 89447

Albert J. and Judy H. Dane
10 Farrell Lane
Yerington, NV 89447

Dennis Davidson
P. O. Box 614
Yerington, NV 89447

Joni S. and Nathan S. Davidson
740 Day Lane
Wellington, NV 89444

Bobby R. Day
33 Sunny Grove Drive
Yerington, NV 89447

Annette G. and W. Michael Debusk
39 Pit Road
Wellington, NV 89447

Diane DeGeorgis
15 Juniper Way
Yerington, NV 89447

Wanda J. and Herman DeWitt, Sr.
31 S. Willhoyt Lane
Yerington, NV 89447

Richard J. Diekmann
79 Highway 95A North
Yerington, NV 89447

David P. and Sandra P. Dieneman
34 Falcon Way
Yerington, NV 89447

Jeannette and Robert E. Doering
1 Rock Road
Yerington, NV 89447

Barbara A. and Michael A. Douglas
31 Rangeland Drive
Wellington, NV 89444

Doyle Family Trust dated 12/30/04
James P. and Katherine A. Doyle, trustees
10 Rangeland Drive
Wellington, NV 89444

James T. and Vicki L. Dunlap
130 N. Bybee Lane
Yerington, NV 89447

Katheryn B. and Robert L. Easton
P. O. Box 288
Yerington, NV 89447

Michael L. Eckstein
c/o Clemencia C. Eckstein
30 Yermo Lane
Yerington, NV 89447

ECT Family Trust
Ethel C. Tribe, trustee
P. O. Box 415
Wellington, NV 89447

Delvin L. and Donna Carol Elder
16 Ludington Avenue
Yerington, NV 89447

Kim B. and Nancy L. Epstein
1582 Saratoga
Minden, NV 89423

Les T. and Michelle Evasovic
6 Mason Road
Yerington, NV 89447

A. Jerry Falkenstein
9 Kathleen Way
Yerington, NV 89447

Herbert J. Fawcett
1 Ogden Lane
Yerington, NV 89447

Michael P. Florio
170 Highway 339
Yerington, NV 89447

Marlene A. and Walter C. Fowler
32 Prospect Street
Yerington, NV 89447

Charles R. Frame
5 Piñon Drive
Wellington, NV 89444

Bruce Frechette
23 Wild Peach Lane
Wellington, NV 89444

Steve and Sue Frishman
208 North Highway 95A
Yerington, NV 89447

Walter L. Frugoli
30 Fox Lane
Yerington, NV 89447

Jack R. and Reba J. Fuller
21 Rhoda Lane
Yerington, NV 89447

Robert B. and Vera N. Fuller
20 Tucker Lane
Yerington, NV 89447

Danny L. Fulton
11 Malachite Road
Yerington, NV 89447

Jeanne Ganimian Trust
Jeanne Ganimian, trustee
38 Fox Lane
Yerington, NV 89447

Ellen C. and Leroy D. Gansberg
11 Mesa Drive
Wellington, NV 89444

Desiree D. and Kent E. Gant
75 Locust Drive
Yerington, NV 89447

George Garafano
P. O. Box 29
Yerington, NV 89447

Stephen C. & Cheryl A. Garcia Family Trust
Stephen C. and Cheryl A. Garcia, trustees
233 Lower Colony Road
Wellington, NV 89444

Annett and Donald L. Garrison
P. O. Box 472
Minden, NV 89423

R. Jackson and Kathryn B. Gauldin Trust
Kathryn B. Gauldin, successor trustee
61 Piñon Drive
Wellington, NV 89444

Catherine Lee Geissinger
1536 Pearl Road
Wellington, NV 89444

Grooms Family Trust dated 2/17/2006
Charles F. Grooms, trustee
P. O. Box 91
Floriston, CA 96111

Hazel L. Guy
Lillie S. Guy
30 Fox Lane
Yerington, NV 89447

Laura LaPierre-Hines and Timothy C. Hines
21 Shirley Lane
Yerington, NV 89447

Hipple Family Trust
Betty L. Hipple, trustee
P. O. Box 162
Smith, NV 89430

Ronald J. and Shauna L. Holcomb
% David Duceshi
681 Garfield Place
Arroyo Grande, CA 93420

Daniel C. Johns
82 Hudson Aurora Road
Smith, NV 89430

Christine and John R. Johnson
23 Rock Road
Yerington, NV 89447

Jeannette and John E. Jordon
6 Siegel Court
Wellington, NV 89444

Richard and Joan Kahn Trust
Richard and Joan Kahn, trustees
17 Brown Lane
Yerington, NV 89447

Johnnie F. Kimball
2431 S. Somerset
Harlington, TX 78552

Mainline Vinyl Sheeting Corporation
% Polyone Tax Dept.
33587 Walker Road
Avon Lake, OH 44012

Margaret A. Mason
5 Piñon Drive
Wellington, NV 89444

Robert H. Merrill
32 Cottonwood Lane
Yerington, NV 89447

Jacquelyn and Kenneth L. Morgan, Sr.
P. O. Box 1146
Gardnerville, NV 89410

Sandra F. Neville
19 Cardon Lane
Yerington, NV 89447

Daniel A. Norby
P. O. Box 51162
Sparks, NV 89435

Jo M. Oliver
613 Pete Henrichs Road
Yerington, NV 89447

Randolph Perry
1614 Bayview Drive
Hermosa Beach, CA 90254

Norman E. and Roxana J. Pierson
P. O. Box 154
Smith, NV 89430

Sharon L. Pike
P. O. Box 24
Yerington, NV 89447

David M. Pinkstaff
460 Upper Colony Road
Wellington, NV 89444

Richard M. Ralston, Jr.
P. O. Box 536
Yerington, NV 89447

Oscar N. Reese Family Trust Agreement
Oscar N. Reese, trustee
1354 Eldorado, #E
Gardnerville, NV 89410

Rex W. Reiland Trust
Rex W. Reiland, trustee
2 Pelican Lane
Yerington, NV 89447

Frank W. and Janice I. Remick
57 Falcon Way
Yerington, NV 89447

Tom Riley
4445 26th Avenue, SW
Seattle, WA 98106

George W. and Winnie O. Rose
2861 Carr Drive
Yuba City, CA 95991

Janet A. Sanderson
310 Highway 208
Yerington, NV 89447

Bruce K. and Lynda L. Sanford
P. O. Box 3
Wellington, NV 89444

Janice Ann and Rondal R. Scandrett
11 Piñon Drive
Wellington, NV 89444

Fritz H. and Janna A. Schroeder
P. O. Box 480
Wellington, NV 89444

Shafer Family Trust u/d/t/ 4-20-95
Clarence R. and Esperanza Shafer, trustees
72 Luzier Lane
Yerington, NV 89447

Neil Shirk
24 W. Lemos Lane
Yerington, NV 89447

Jerry W. and Judith L. Shorter
43 Marney Lane
Wellington, NV 89444

James M. and Leah Singleton
8642 Tubbs Road
Winters, CA 95694

Christine R. Smith
7 Ogden Lane
Yerington, NV 89447

Loretta B. Smith
1235 Missouri Lane
Yerington, NV 89447

Robert T. Stockwell
4966 Fiesta Way
Las Vegas, NV 89121

Dan S. and Diane J. Street
68 Kari Lane
Smith, NV 89430

Cheryl L. and Ronald L. Sturgeon
559 Highway 339
Yerington, NV 89447

Floyd M. and Georgia C. Sturtevant
P. O. Box 753
Yerington, NV 89447

David F. and Mary Alice Swain
433 Upper Colony Road
Wellington, NV 89444

Charley A. and Paula Swirsky
34 Mesa Drive
Wellington, NV 89444

Randall L. Taylor
10 Lyndsie Court
Yerington, NV 89447

Thomas Tenbrook
40 Kari Lane
Smith, NV 89430

Marsha A. and Michael D. Thieme
160 Hudson Aurora
Smith, NV 89430

Charles S. and Janet A. Thomas
20 Mason Road
Yerington, NV 89447

Dale W. and Priscilla J. Thompson
294 Sunset Hills Drive
Yerington, NV 89447

Jeanne M. and Lawrence D. Thompson
P. O. Box 108
Smith, NV 89430

Linda D. and Richard W. Thran
P. O. Box 175
Wellington, NV 89444

Jean E. and Paul S. Tola
23 N. Bybee Lane
Yerington, NV 89447

Keith Valentine
19½ Green Acres
Yerington, NV 89447

Walter Living Trust
M. and A. S. Walter, trustees
P. O. Box 2322
Gardnerville, NV 89410

Dawna L. Warr
1 Farrell Lane
Yerington, NV 89447

Dayleen and Vince Weaver
P. O. Box 914
Gardnerville, NV 89410

Agnes M. Wenzel
31 Bonanza Street
Yerington, NV 89447

Whipple Family 2001 Trust
Dennis R. and Helen L. Whipple, trustees
70 Piñon Drive
Wellington, NV 89444

Mary L. and Stanley E. Williams
248 Upper Colony Road
Wellington, NV 89444

Wirthwein Survivor's Trust
Lynn C. Anderson, trustee
1102 Kimmerling Road
Gardnerville Ranches, NV 89460

Judith Lee Wood
40 Kari Lane
Smith, NV 89430

Arthur R. and Bonnie L. Woodward
11 N. Bybee Lane
Yerington, NV 89447

George L. and Laura P. Wright
21 Norris Lane
Yerington, NV 89447

Gerald J. and Mary Lee Wright
30 Falcon Way
Yerington, NV 89447

Sue Sherman

Sue Sherman
Senior Paralegal

UNITED STATES *et al.* v.
WALKER RIVER IRRIGATION DISTRICT
CV-N-73-0125-ECR
In Equity No. C-125-ERC
Subfile No. C-125-B

Tenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities

EXHIBITS 1 through 185

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: 8-23-06

Amalia Alvarez
Signature

AMALIA ALVAREZ
Printed/Typed Name

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

ALVAREZ FAMILY REVOCABLE LIVING TRUST
(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 1

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: 8/23/06

Enrique Alvarez
Signature

ENRIQUE ALVAREZ
Printed/Typed Name

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

ALVAREZ FAMILY REVOCABLE LIVING TRUST
(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 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 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: 9-19-06

John A Ausmus
Signature

John A Ausmus
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 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 2

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: 9/20/06

Signature

KENNETH E. BAKER

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.

Exhibit 3

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 E. BAKER

(Printed or typed Name)

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

21 Valley View Dr

(Address)

(775) 465-9031

(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: 9-20-06

Linda M. Baker
Signature

LINDA M. BAKER
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 he 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 4

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:

Linda M. Baker

(Signature)

LINDA M. BAKER

(Printed or typed Name)

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

(Address)

(Telephone number)

Westlaw.

SSA DEATH RECORD

Information Current Through:	01/12/2007
Database Last Updated:	01/13/2007
Update Frequency:	WEEKLY
Current Date:	01/18/2007
Source:	Social Security Administration Death Index

IDENTIFYING INFORMATION

Name:	**SUSAN M BARAN**
SSN:	**518-58-XXXX**
State Where SSN Issued:	IDAHO

INFORMATION REGARDING DECEASED

Date of Birth:	07/25/1950
Date of Death:	08/28/2000
Age at Death:	50
Verification of Death:	(V) Report verified with a family member of someone acting on behalf of the family.
Last Residence:	HENDERSON, NV 89015

Call Westlaw CourtExpress at 1-877-DOC-RETR (1-877-362-7387)
to order copies of documents related to this or other matters.
Additional charges apply.

END OF DOCUMENT

© 2007 Thomson/West. No Claim to Orig. U.S. Govt. Works.

Exhibit 5

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: 8/24/06

Signature

Debra D. Grooms

Printed/Typed Name

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

(Title)

Sharon Barr

(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 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 6

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)

Deborah Groom

(Printed or typed Name)

Sharon Barr

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

(Address)

(530) 448-1316

(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: 08-21-06

William L. Bauhofer
Signature

WILLIAM L. BAUHOFER
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.

Exhibit 7

R 'cved 6, 2006

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America 303, 844, 1348

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: 11-15-2006

Donn T Borden
Signature

Donn T. Borden
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: N/A 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 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 8

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:_____

Christine E. Boucher
Signature

Christine E. Boucher
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 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 9

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:_____

Signature

Michael D. Boycher

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 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 u 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 10