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: 01-28-2008

Stanley Allen
Signature

STANLEY ALLEN
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.

FILED ENTERED
RECEIVED SERVED ON COUNSEL/PARTIES OF RECORD
FEB - 1 2008
CLERK US DISTRICT COURT DISTRICT OF NEVADA
BY: _____ DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA, Plaintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, vs. WALKER RIVER IRRIGATION DISTRICT, a corporation, 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 and as directed on the Notice In Lieu of Summons:

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

3. 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.

4. 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, facsimile number, and e-mail address:

Attorney:

Address:

Exhibit 1

Phone Number:

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

(Signature)

Stanley Allen

(Printed or typed Name)

STANLEY ALLEN

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

(Address)

(Telephone number)

Exhibit 1

Lyon County Assessor - Mozilla Firefox

File Edit View History Bookmarks Tools Help

Back Forward Reload Stop Home Adblock Plus Print New Tab http://www1.lyon-county.org/jwalk/asses Go Lyon county As

Getting Started Latest Headlines

Lyon County, NV - Official Website - Asse... Lyon County Assessor

Additional Information

LYON COUNTY

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel Number	014-652-01		Prior Parcel #		Changed
Last Updated	12/10/07	By LHINES	Next Parcel #		Changed

Improvements etc
Legal Description
Tax Years
Personal Prop
Ag Land
Exemptions
Livestock

Ownership | Description | Sizes

Legal Owner	BRAY, WILLIAM J	Ownership History
Assessed Owner	BRAY, WILLIAM J	
Mail Address	13 VILLA REAL DR	
	YERINGTON, NV	89447-0000
Vesting Doc #, Date	406806	6/22/2007
Year, Book, Page	00 000 000	
Map Document #s	PM97204	Document History
Force Assmt Notice		

Display Plat Map

Plat Map display requires Adobe Reader (obtain) Adobe

New Parcel Search | Previous Parcel | Next Parcel

http://www1.lyon-county.org/jwalk/assessor.html

Lyon County Assessor - Mozilla Firefox

File Edit View History Bookmarks Tools Help

Back Forward Reload Stop Home Adblock Plus Print New Tab http://www1.lyon-county.org/jwalk/asses Go Lyon county As

Getting Started Latest Headlines

Lyon County, NV - Official Website - Asse... Lyon County Assessor

Additional Information

LYON COUNTY 1861

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel # 014-652-01 58 S BYBEE LN MASON VALLEY

- Owner & Descrip
- Legal Description
- Tax Years
- Personal Prop
- Ag Land
- Exemptions
- Livestock

Improvements | Use & Appraisal Data | User-Defined

Dwelling Units		Number of Stories	0
Sngl-Fam Detached	0	Basement Square Footage	0
Sngl-Fam Attached	0	Number of Bedrooms	0
Mult-Fam Units	0	Number of Bathrooms	.00
Mobile Homes	1	Mobile Home Hookups	1
Total Dwelling Units	1	Wells	1
Non-Dwelling Units	0	Septic Tanks	1
		Building Square Footage	0
Garage Attached/Detached (A/D)			
Garage Square Footage	0		

New Parcel Search | Previous Parcel | Next Parcel

Applet JWalk started

Lyon County Assessor - Mozilla Firefox

File Edit View History Bookmarks Tools Help

Back Forward Reload Stop Home Adblock Plus Print New Tab http://www1.lyon-county.org/jwalk/asses Go Lyon county As

Getting Started Latest Headlines

Lyon County, NV - Official Website - Asse... Lyon County Assessor

Additional Information

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel # 014-652-01 58 S BYBEE LN MASON VALLEY

Current Owners

Date	Name
2007	BRAY, WILLIAM J

Prior Owners

From	To	Name
1986	2007	ANDERSON, ARNOLD L
1986	2004	ANDERSON, LILLIAN R

Show Names & Addresses

Back Previous Parcel Next Parcel Other Systems

Applet JWalk started

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: 2-6-08

FKA Lois A. Baker
Lois Allen Cloutier
Signature

Lois A. Baker FKA Lois Allen Cloutier
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.

Additional Information

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel Number	012-081-42		Prior Parcel #		Changed
Last Updated	3/13/08	By QUISENBERY	Next Parcel #		Changed

Improvements etc
Legal Description
Tax Years
Personal Prop
Ag Land
Exemptions
Livestock

Ownership | Description | Sizes

Legal Owner	JOHNSTON, HAL B	Ownership History
Assessed Owner	JOHNSTON, HAL B	
Mail Address	264 SUNSET HILLS DR	
	YERINGTON, NV	89447-0000
Vesting Doc #, Date	421600	3/03/2008
Year, Book, Page	00 000 000	
Map Document #s		Document History
Force Assmt Notice		

Display Plat Map

Plat Map display requires Adobe Reader (obtain) Adobe

New Parcel Search | Previous Parcel | Next Parcel

Exhibit 4/5

Your web browser must have JavaSc

Additional Information

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel # 012-081-42 18 MASON RD MASON VALLEY

Current Owners

Date	Name
2008	JOHNSTON, HAL B
2007	JOHNSTON, HAL

Prior Owners

From	To	Name
2007	2008	BARNES, KIMBERLY ET AL
2004	2007	BARNES, KIMBERLY A
2004	2007	BARNES, JOSHUA R & KIMBERLY A
1999	2004	CASEY, PAUL H TR
1986	1999	HIGH, CAROL M
1986	1999	HIGH, CRANFILL A & CAROL M

Show Names & Addresses

Back | Previous Parcel | Next Parcel | Other Systems

Exhibit 4/5

Additional Information

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel # 012-081-42 | 18 | MASON RD | MASON VALLEY

- Owner & Descrip
- Legal Description
- Tax Years
- Personal Prop
- Ag Land
- Exemptions
- Livestock

Improvements | Use & Appraisal Data | User-Defined

Dwelling Units		Number of Stories	1.0
Sngl-Fam Detached	1	Basement Square Footage	0
Sngl-Fam Attached	0	Number of Bedrooms	3
Mult-Fam Units	0	Number of Bathrooms	1.50
Mobile Homes	0	Mobile Home Hookups	0
Total Dwelling Units	1	Wells	1
Non-Dwelling Units	0	Septic Tanks	1
		Building Square Footage	1,501
Garage Attached/Detached (A/D)	D		
Garage Square Footage	720		

New Parcel Search | Previous Parcel | Next Parcel

Exhibit 4/5

FILED ✓ RECEIVED
ENTERED SERVED ON
COUNSEL/PARTIES OF RECORD
DEC 19
CLERK US DISTRICT COURT
DISTRICT OF NEVADA
BY: _____ DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA, Plaintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, vs. WALKER RIVER IRRIGATION DISTRICT, a corporation, 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 and as directed on the Notice In Lieu of Summons:

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

3. 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.

4. 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, facsimile number, and e-mail address:

Attorney:

Address:

Exhibit 6

Phone Number:

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

Jennifer Batting
(Signature)

Jennifer Batting
(Printed or typed Name)

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

PO Box 300
29 Marney Lane
(Address)
Wellington, NV 89444
(Telephone number)
775-465-9840

Exhibit 6

ENTERED
SERVED ON
COUNSEL/PARTIES OF RECORD
APR - 4
CLERK US DISTRICT COURT
DISTRICT OF NEVADA
DEPUTY

3:73-CV-125

FILED
JULY 9, 2003
3:03
LARRY R. WILSON
CLERK
BY DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

vs.

WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,

IN EQUITY NO. C-125
SUBFILE NO. C-125-B

ORDER – DISCLAIMER OF INTEREST

U.S. DISTRICT COURT
DISTRICT OF NEVADA
ENTERED & SERVED
JUL 15 2003
U.S. DISTRICT COURT
DEPUTY

The following background information is provided to aid in understanding the reasons for and what is required by this Order:

1. The Court has ordered that certain persons and entities be included as parties in this action because they own water rights within one or more of the nine categories set forth in Paragraph 3 of the Court's April 18, 2000 Case Management Order.

2. It is possible that some of the specific persons or entities who are served with a Waiver of Service of Notice in Lieu of Summons, Notice of Lawsuit, or a Notice in Lieu of Summons do not belong in this action, because, for example, they may have sold or otherwise conveyed the ownership of all water rights subject to this action prior to being served.

3. A change in ownership of a water right can occur in a number of ways and for a variety of reasons. Often a change in ownership of a water right occurs when ownership of the land on which the water is used changes. A change in ownership may involve a sale, a gift, a death or even a divorce. It may also involve estate or business planning decisions, such as conveyance to an intervivos trust or a limited liability company. Frequently, changes in ownership are accomplished by a deed. However, in an estate or divorce proceeding, they may be accomplished by an order of a court. These examples are not an exclusive list of all of the

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Exhibit 7

ways in which a change in ownership may occur.

4. It is important that the Court and the Plaintiffs be notified if a person or entity who receives service by mail or personal service does not, in fact, have any ownership interest in a water right in any of the nine categories set forth in Paragraph 3 of the Court's April 18, 2000 Case Management Order. In addition, that person or entity need not be burdened with this litigation and, if there was a change in ownership, a new party may need to be added to the action. Before any such person may be omitted from this action, certain information and documents will have to be provided to the Plaintiffs and the Court.

Based upon the foregoing, it is hereby ORDERED as follows:

1. If any person or entity receiving service by mail or personal service has no interest in any water right within any of the nine categories set forth in Paragraph 3 of the *Case Management Order* (Apr. 18, 2000)[1], that person or entity shall notify the Court and the

---

[1] You should review the *Case Management Order* and *First Amended Counterclaims* filed by the United States and by the Walker River Paiute Tribe, which are included in the materials served upon you. For convenience, the nine categories of persons and entities that the Court has ordered to be served and named are listed here:

1. Category 3.a.: The successors in interest to all water rights holders under the Decree (April 14, 1936), modified, Order of Entry of Amended Final Decree to Conform to Writ of Mandate, Etc. (April 24, 1940) ("Decree").

2. Category 3.b.: All holders of surface water rights under the laws of the States of Nevada and California in the Walker River Basin who are not presently parties to this adjudication.

3. Category 3.c.: All holders of permits or certificates to pump groundwater issued by the State of Nevada and domestic users of groundwater within Sub Basins 107 (Smith Valley), 108 (Mason Valley), 110A (Schurz Subarea of the Walker Lake Valley), and 110B (Walker Lake Subarea of the Walker Lake Valley).

4. Category 3.d.: All holders of permits or certificates to pump groundwater issued by the State of Nevada within Sub Basins 106 (Antelope Valley), 109 (East Walker), and 110C (Whiskey Flat-Hawthorne Subarea of Walker Lake Groundwater Basin).

5. Category 3.e.: All users of groundwater for irrigation in California in the Walker River Basin.

Exhibit 7

United States in writing of that fact.

2. If such person or entity sold or otherwise conveyed ownership of all of the water rights that the person or entity once owned before they were served or otherwise brought into this action, in addition to disclaiming any interest in this action, they shall include a notice providing the following information:

A. The name and address of the person or entity who sold or otherwise conveyed ownership;

B. The name and address of each person or entity who acquired ownership; and

C. A copy of the deed, court order or other document by which the change in ownership was accomplished.

3. The disclaimer and notice shall be sent to the Court and counsel for the United States, addressed as follows:

Linda Lea Sharer, Chief Deputy Clerk
United States District Court for the District of Nevada
400 South Virginia Street, Suite 301
Reno, NV 895501

Susan L. Schneider
United States Department of Justice
P.O. Box 756
Littleton, CO 80160

4. The form and substance of the disclaimer and notice shall substantially conform to the form attached to this Order as Exhibit A.

5. Following their receipt from any person or entity disclaiming any interest in any

---

6. Category 3.f.: All holders of "vested rights" to the use of groundwater under the laws of the State of Nevada within the Walker River Basin.

7. Category 3.g.: All municipal providers in Nevada within the Walker River Basin who currently use groundwater.

8. Category 3.h.: All municipal providers in California within the Walker River Basin who currently use groundwater.

9. Category 3.i.: All industrial users in Nevada within the Walker River Basin who currently use groundwater.

of the water rights at issue in this case of a Waiver of Service of Notice in Lieu of Summons and any Disclaimers of Interest and accompanying information and documents sought by this Order, Plaintiffs will review the materials received and, if appropriate, seek the Court's concurrence in omitting that person or entity filing such materials from this case.

6. If Plaintiffs do not receive a Waiver of Service of Notice in Lieu of Summons and must personally serve a person or entity that subsequently files a Disclaimer of Interest pursuant to this Order, Plaintiffs will also review the materials received and, if appropriate, seek the Court's concurrence in omitting the person or entity from this case, but that person or entity may be subject to paying the costs related to formal personal service on them.

7. Despite the above provisions, any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.

8. Any person or entity subject to service under the Federal Rules of Civil Procedure who receives notice of this action in the manner provided by Federal Rule of Civil Procedure 4(d) remains subject to the duty to avoid unnecessary costs of serving the summons, even if that person or entity ultimately disclaims any ownership interest in any of the water rights described by Paragraph 3 of the Court's April 18, 2000 Case Management Order.

IT IS SO ORDERED:

Dated July 9, 2003.

The Honorable Robert A. McQuaid, Jr.
United States District Court Magistrate Judge

Exhibit 7

water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once owned before the undersigned was served with a Waiver of Service of Notice in Lieu of Summons or by a Notice in Lieu of Summons, the undersigned provides the following additional information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership.

Name(s): BAY INVESTMENT PROPERTIES LLC

Street or P.O. Box: 1080 CANAL DRIVE

Town or City: GARDNERVILLE

State: NV

Zip Code: 89410

2. The name and address of each person or entity who acquired ownership

Name(s): Bell, MARK R
FERNANDEZ, JANET

Street or P.O. Box: 4609 DOWNING CT

Town or City: GRANITE BAY

State: CA

Zip Code: 95746

Exhibit 7

3. Attached to or included with this notice is a copy of the (check appropriate boxes):

☐ Deed

☐ Court Order

☒ Other Document. I NEVER HAD A WATER RIGHT TO THIS PROPERTY ONCE WE BUILT SFR ANY WATER RIGHT I HAD WOULD GO TO LYON COUNTY DEDICATION OF WATER ANY RIGHT TO LYON COUNTY NEW CONSTRUCTION (WELL)

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.

Executed this 20TH day of MARCH 2007.

[signature of counter-defendant]

MARK R BELL
[name of counter-defendant]

Exhibit 7

[name, if applicable, of person acting on behalf of counter-defendant]

[signature, if applicable, of person acting on behalf of Counter-Defendant]

[address]

[telephone number]

RESOLUTION NO. 01-25

RESOLUTION

A RESOLUTION SETTING THE NEW WATER CONSUMPTIVE USE PROFILE FOR THE DAYTON WATER UTILITY

RECEIVED
NOV 2 7 2001
LYON COUNTY UTILITIES

WHEREAS, the County of Lyon operates and maintains a Water Utility Service Area within the Dayton Valley Ground Water Basin;

WHEREAS, customer water use data indicates consumptive use is below 1.12 acre-feet per year;

WHEREAS, Capital Engineering prepared the Water Consumptive Use Profile Study, a comprehensive study of the Dayton Water Utility;

WHEREAS, on October 11, 2001, the State Department of Conservation and Natural Resources, Division of Water Resources (State) approved water rights dedication requirements;

WHEREAS, the County of Lyon has determined at this time to establish common water rights dedication requirements as approved by the State;

NOW, THEREFORE, BE IT RESOLVED,

That beginning November 16, 2001 the Board of Lyon County Commissioners does hereby set the water consumptive use profile dedication for single family homes for the Dayton Water Utility as follows:

REQUIRED DEDICATION OF WATER RIGHTS (ACRE-FEET)	LOT SIZE (FEET SQUARED)
0.7	10,000 AND UNDER
0.85	OVER 10,000 AND UP TO 12,000
0.95	OVER 12,000 AND UP TO 16,000
1.12	OVER 16,000

PASSED, APPROVED AND ADOPTED this 15th day of November, 2001 by the following vote of the Lyon County Board of Commissioners:

AYES: Fulstone, Goodman, Hillyard, Hunewill, Milz

NAYES: 0

ABESENT: 0

ABSTENTIONS: 0

BOARD OF LYON COUNTY COMMISSIONERS

By: Chairman

Attest:

County Clerk

LYON COUNTY
JILDING PERMIT

. PERMIT SHALL EXPIRE BY LIMITATION IF WORK
HORIZED IS NOT COMMENCED WITHIN 180 DAYS

Mark Bell

92 Hawk View Road, Wellington

10-191-15

). B-28003 DATE 2/10/2006

Jerry Olsen Construction

Residence/Garage

Class. R-3/U Flood Zone C-0475 B

RR3 Set Backs: F 30 S 10 R 20

Block _____, Sub 12-L 1-23 FR W2 SE4 PAR B

his card must be kept in a conspicuous place on or in the building
eadily available to County inspectors. Inspection must be called for and made
by Sec. 109 of the Building Code.

IMPORTANT NOTICE

T SHALL EXPIRE BY LIMITATION IF WORK IS SUSPENDED
BANDONED FOR A PERIOD OF 180 DAYS AFTER WORK IS
ENCED. (ONE 180 DAY EXTENSION ALLOWED) IBC 105.5

N. Campbell by S. Menas

INSPECTION RECORD

TELEPHONE 463-6591. 577-5035

	DATE	INSPECTOR	REMARKS
Footing	2-10-06		
Stemwall	2-17-06		
Slab or Underfloor	2-27-06		
"A" Flood zones require elevation certificate for "lowest floor" prior to further inspections per Section 109 of Building Code			
Roof Sheathing	4-17-06		
Shear Nail	3-10-06		
Stucco Lath	—		
Frame, Rough Electric Rough Plumbing, Gas Test	5-2-06		See Exc
Insulation	5-9-06		All batt hav
Sheetrock	5-16-06		
Wood-Stove Gas	8-3-06		
Septic Tank/Sewer Lateral	5-15-06 6-30-06		Final
Water Lateral			
Sewer/Water Final Approval			Utility Co. or GID approval required prior to final
Local Fire Department			Commercial Permits
Mfg. Home Conversion			
Power - Gas Service	3-15-06 7-27-06		Appliance ready for service required GAS

THIS BUILDING SHALL NOT BE OCCUPIED UNTIL FINAL INSPECTION HAS BEEN MADE AND CERTIFICATE OF OCCUPANCY ISSUED. THIS CARD WHEN SIGNED CONSTITUES C. of O. FOR SINGLE FAMILY RESIDENCE AND ACCESSORY.

FINAL INSPECTION

8-3-06
DATE

Roger L Moore
BUILDING INSPECTOR

Exhibit 7

Parcel Number 010-191-15 LY Prior Parc # 010-191-11 Changed 3/30/94
Last Updated 6/09/06 By ESINGLEY Created by split; Primary # 010-191-17

Ownership (F6=Add Owners F7=Documents)

Legal Owner..... BELL, MARK R/FERNANDEZ, JANET Force Assmt Notice....
Assessed Owner..... BELL, MARK R/FERNANDEZ, JANET Force Ag Message...
Mail Address..... 4609 DOWNING CT Force Label.....
Force Card/Aff (C/A)..
City, State..... GRANITE BAY, CA Zip... 95746-0000
Vesting Doc #, Date. 282948 9/19/2002 Yr,Bk,Pg 00 000 000 Corr Rq'd
Map Document #s..... RS118036 PM169778

Description (F11=Additional Locations)

	#	Dir	Street or Other Description	Unit #(s)
Property Location...	92		HAWK VIEW RD 12-11-23 FR W2 SE4	PAR B

Subdivision..... Block... Lot...
Town..... SMITH VALLEY Parcel Map ID..
Property Name..... Confidential..
Remarks.....
Parcel # Containing Descriptive/Document Data.... 010-191-17

Size

Total Acres... 5.000 Square Feet.... 0
Ag Acres..... .000 W/R Acres..... .000

F9=Scan >/< > F10=Other Functions F12=Cancel F14=Imprvmnts/Appraisal Data
F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years
F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

J Walk - Improvements, Use & Appraisal Data
(This image has been scaled to fit the page.)

Additional Information

Assessor's Secured Property Roll

Note: will automatically assign at time appraiser for type in future

Parcel # [illegible] | [illegible] | [illegible] | SMITHWALLER

- Owner & Descrip
- Legal Description
- Tax Years
- Personal Prop
- Ag Land
- Exemptions
- Livestock

Improvements | Use & Appraisal Data | User-Defined

Dwelling Units		Number of Stories	1.1
Sngl-Fam Detached	1	Basement Square Footage	0
Sngl-Fam Attached	0	Number of Bedrooms	0
Multi-Fam Units	0	Number of Bathrooms	1.50
Mobile Homes	1	Mobile Home Hookups	0
Total Dwelling Units	1	Wells	1
Non-Dwelling Units	1	Septic Tanks	1
		Building Square Footage	1,000
Garage Attached/Detached (Y/N)	Y		
Garage Square Footage	576		

New Parcel Search | Previous Parcel | Next Parcel

WHITE—DIVISION OF WATER RESOURCES
CANARY—CLIENT'S COPY
PINK—WELL DRILLER'S COPY

STATE OF NEVADA
DIVISION OF WATER RESOURCES

WELL DRILLER'S REPORT

Please complete this form in its entirety in accordance with NRS 534.170 and NAC 534.340

OFFICE USE ONLY
Log No. 90862
Permit No.
Basin 107

PRINT OR TYPE ONLY
DO NOT WRITE ON BACK

NOTICE OF INTENT NO. 56407

1. OWNER Jerry Olson
MAILING ADDRESS P.O. Box 25 Wellington Nev. 89444
ADDRESS AT WELL LOCATION 92 Hawk View Road Wellington Nev. 89444

2. LOCATION SW ¼ SE ¼ Sec. 12 T. 11 N/S R. 23 E. Lyon County
PERMIT NO. (Issued by Water Resources) Parcel No. 10-191-15 Subdivision Name

3. WORK PERFORMED
☑ New Well ☐ Replace ☐ Recondition
☐ Deepen ☐ Abandon ☐ Other

4. PROPOSED USE
☑ Domestic ☐ Irrigation ☐ Test
☐ Municipal/Industrial ☐ Monitor ☐ Stock

5. WELL TYPE
☐ Cable ☑ Rotary ☐ RVC
☐ Air ☐ Other

6. LITHOLOGIC LOG

Material	Water Strata	From	To	Thickness
sand Top soil		0	2	2
hard pan + clay		2	35	33
sandy clay gray		35	40	5
gray clay		40	70	30
gray clay with gravel	yes	70	85	15
gray clay + sand	yes	85	100	15
pea gravel + sand	yes	100	120	20
gray clay		120	140	20

Date started April 14, 20 06
Date completed April 18, 20 06

7. WELL TEST DATA
TEST METHOD: ☐ Bailer ☐ Pump ☑ Air Lift

G.P.M.	Draw Down (Feet Below Static)	Time (Hours)
30	0	3 hrs

8. WELL CONSTRUCTION
Depth Drilled 140 Feet Depth Cased 140 Feet

HOLE DIAMETER (BIT SIZE)

		From	To
18 Inches		0 Feet	140 Feet
Inches		Feet	Feet
Inches		Feet	Feet

CASING SCHEDULE

Size O.D. (Inches)	Weight/Ft. (Pounds)	Wall Thickness (Inches)	From (Feet)	To (Feet)
6 5/8		188	0	120

Perforations:
Type perforation ~~1/16 x 3~~ factory
Size perforation 1/16 x 3
From 110 feet to 130 feet
From feet to feet
From feet to feet
From feet to feet
From feet to feet

Surface Seal: ☑ Yes ☐ No
Depth of Seal 50
Placement Method: ☑ Pumped ☐ Poured
Seal Type: ☑ Neat Cement ☐ Cement Grout ☐ Concrete Grout

Gravel Packed: ☑ Yes ☐ No
From 140 feet to 60 feet

9. WATER LEVEL
Static water level 60 feet below land surface
Artesian flow G.P.M. P.S.I.
Water temperature Cold °F Quality good

10. DRILLER'S CERTIFICATION
This well was drilled under my supervision and the report is true to the best of my knowledge.
Name Edmund Miller Drilling (Contractor)
Address P.O. Box 92 Smith Nev 89430 (Contractor)
Nevada contractor's license number issued by the State Contractor's Board 32166 A
Nevada driller's license number issued by the Division of Water Resources, the on-site driller 718
Signed Edmund Miller (By driller performing actual drilling on site or contractor)
Date April 23 - 06

(Rev. 12-01) USE ADDITIONAL SHEETS IF NECESSARY (0)-627

Exhibit 7

J Walk - Ownership & Descriptive
(This image has been scaled to fit the page.)

Additional Information

LYON COUNTY

Assessor's Secured Property Roll

Note, will automatically disconnect if no activity for five minutes

Parcel Number	004-152-06		Prior Parcel #		Changed
Last Updated	9/07/07	By KLSMITH	Next Parcel #		Changed

Improvements etc
Legal Description
Tax Values
Personal Prop
Ag Land
Exemptions
Livestock

Ownership | Description | Sizes

Legal Owner	BRADLEY, DARRELL DICKENS ET AL	Ownership History
Assessed Owner	BRADLEY, DARRELL DICKENS ET AL	
Mail Address	27 LOCUST ST	
	YERINGTON, NV	89447-0000
Vesting Doc #, Date	413507	6/10/2007
Year, Book, Page	00 300 000	
Map Document #s		Document History
Force Asmt Notice		

Display Plat Map

Plat Map display requires Adobe Reader (obtain)

Adobe

New Parcel Search | Previous Parcel | Next Parcel

J Walk - Ownership History - Names Only
(This image has been scaled to fit the page.)

Additional Information

LYON COUNTY

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel # 004-152-08 27 LOCUST DR MASON VALLEY

Current Owners

Date	Name
2007	BRADLEY, DARRELL DICKENS ET AL
2007	BRADLEY, AUDREY M

Prior Owners

From	To	Name
2004	2007	BRADLEY, JENI
2004	2007	BRADLEY, DARRELL DICKENS & JENI
2004	2004	BRADLEY, DARRELL DICKENS
1997	2004	BRADLEY, GWEN MAE TR
1997	2004	BRADLEY, DALE DICKENS ET AL TRS
1986	1997	BRADLEY, GWEN M
1986	1997	BRADLEY, DALE D & GWEN M

Show Names & Addresses

Back | Previous Parcel | Next Parcel | Other Systems

FILED ENTERED
RECEIVED SERVED ON COUNSEL/PARTIES OF RECORD
- 6
CLERK, US DISTRICT COURT DISTRICT OF NEVADA
BY DEPUTY

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

73-127

UNITED STATES OF AMERICA, Plaintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, v. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants.	In Equity No. C-125-ECR Subfile No. C-125-B **NOTICE OF CHANGE OF OWNERSHIP OF WATER RIGHT**

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the following information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

N/A

Name(s)

Street or P.O. Box

Exhibit 10

Town or City State ZipCode

2. The name and address of each person or entity who acquired ownership

Name(s) N/A

Street or P.O. Box

Town or City State ZipCode

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

☐ Deed N/A

☐ Court Order

☐ Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Notice of Change of Ownership of Water Right using this form is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files

Joan E. Courtwright

This notice shall be sent to the following two persons:

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

And

Susan L. Schneider
United States Department of Justice
P.O. Box 756
Littleton, CO 80160

Exhibit 10

such a notice, but retains such water rights, shall nevertheless, be bound by the results of this litigation.

Executed this 27 day of July 2007

[signature of counter-defendant]

[name of counter-defendant]

[signature, if applicable, of person acting on behalf of counter-defendant]

[name, if applicable, of person acting on behalf of counter-defendant]

[address]

[telephone number]

Case 3:73-cv-00127-MMD-CSD Document 2 Filed 03/26/08 Page 31 of 98

such a notice, but retains such water rights, shall nevertheless, be bound by the results of this litigation.

Executed this 27 day of July 2007

[signature of counter-defendant]

[name of counter-defendant]

[signature, if applicable, of person acting on behalf of counter-defendant]

[name, if applicable, of person acting on behalf of counter-defendant]

[address]

[telephone number]

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

FILED
03 JUL -9 PM 3:03

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

v.

WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,

Defendants.

IN EQUITY NO. CV-125-ECR

SUBFILE NO. C-125-B

ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS

U.S. DISTRICT COURT DISTRICT OF NEVADA ENTERED SERVED JUL 16 2003 CLERK, U.S. DISTRICT COURT BY DEPUTY

The following background information is provided to aid in understanding the reasons for and what is required by this Order:

1. The Court has ordered that certain persons and entities be included as parties to this action because they own water rights within one or more of the nine categories set forth in Paragraph 3 of the Court's *Case Management Order* (Apr. 18, 2000).

2. During the course of this action, it is possible that a party will sell or otherwise convey ownership of all or a portion of the water rights which that party owned when brought into this action by a Waiver of Service of Notice in Lieu of Summons or by service of a Notice in Lieu of Summons.

3. A change in ownership of a water right or a portion of a water right can occur in a number of ways and for a variety of reasons. Often a change in ownership of a water right occurs when ownership of some or all of the land on which the water is used changes. A change in ownership may involve a sale, a gift, a death or even a divorce. It may also involve estate or business planning decisions such as conveyance to an intervivos trust or a limited liability company. Frequently changes in ownership are accomplished by a deed. However, in an estate or divorce proceeding they may be accomplished by an order of a court. These examples are not

207.

Exhibit 10

a exclusive list of all of the ways in which a change in ownership may occur.

4. It is important that the Court and the Plaintiffs be notified of changes in the ownership of water rights while this action is pending because among other things, a change in ownership may require that a new party be included in the action, or that a present party be dismissed or both.

Based upon the foregoing it is hereby ORDERED as follows:

1. If a party to this action sells or otherwise conveys ownership of all or a portion of any water right within any of the nine categories set forth in Paragraph 3 of the *Case Management Order* (Apr. 18, 2000)[1/], that party shall, within sixty days after any such change in

---

1/ You should review the *Case Management Order* and *First Amended Counterclaims* filed by the United States and by the Walker River Paiute Tribe, which are included in the materials served upon you. For convenience, the nine categories of persons and entities that the Court has ordered to be served and named are listed here:

1. Category 3.a.: The successors in interest to all water rights holders under the Decree (April 14, 1936), modified, Order of Entry of Amended Final Decree to Conform to Writ of Mandate, Etc. (April 24, 1940) ("Decree").
2. Category 3.b.: All holders of surface water rights under the laws of the States of Nevada and California in the Walker River Basin who are not presently parties to this adjudication.
3. Category 3.c.: All holders of permits or certificates to pump groundwater issued by the State of Nevada and domestic users of groundwater within Sub Basins 107 (Smith Valley), 108 (Mason Valley), 110A (Schurz Subarea of the Walker Lake Valley, and 110B (Walker Lake Subarea of the Walker Lake Valley).
4. Category 3.d.: All holders of permits of certificates to pump groundwater issued by the State of Nevada within Sub Basins 106 (Antelope Valley), and 109 (East Walker), and 110C (Whiskey Flat-Hawthorne Subarea of Walker Lake Groundwater Basin.
5. Category 3.e.: All users of groundwater for irrigation in California in the Walker River Basin.
6. Category 3.f.: All holders of "vested rights" to the use of groundwater under the laws of the State of Nevada within the Walker River Basin.
7. Category 3.g.: All municipal providers in Nevada within the Walker River Basin who currently use groundwater.
8. Category 3.h.: All municipal providers in California within the Walker River Basin who currently use groundwater.
9. Category 3.i.: All industrial users in Nevada within the Walker River Basin who currently use groundwater.

ownership, notify the Court and the United States of the change in ownership.

2. The notice required by this Order shall provide the following information:

A. The name and address of the party who sold or otherwise conveyed ownership;

B. The name and address of each person or entity who acquired ownership; and

C. A copy of the deed, court order or other document by which the change in ownership was accomplished.

3. The notice shall be sent to the Court and counsel for the United States addressed as follows:

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

Susan L. Schneider
Unites States Department of Justice
P.O. Box 756
Littleton, CO 80160

4. The form and substance of the notice shall substantially conform to the form of notice attached to this order as Exhibit A.

5. Any person or entity who files a Notice of Change of Ownership of Water Right using the attached form or provides information for this purpose by other means is ultimately responsible for the accuracy of this filing. Consequently, any person or entity who files such a notice regarding water rights subject to this litigation, but retains such water rights, shall nevertheless be bound by the results of this litigation.

IT IS SO ORDERED:

Dated: July 9, 2003.

The Honorable Robert A. McQuaid, Jr.
United States District Court Magistrate Judge

Exhibit 10

Joan Cartwright
23 N. Wilhoyt Ln
Yerington NV. 89447

UNITED STATES POSTAL SERVICE
0000
89501
U.S. POSTAGE
PAID
YERINGTON,NV
89447
AUG 03, '07
AMOUNT
$0.97
00010524-04

Linda Lea Shares, Chief Deputy Clerk
United States District Court for District of Ne
400 South Virginia Street Suite 301
Reno NV. 89501

Parcel Number **014-601-01** **LY**
Last Updated **12/07/06** By **ERIN**

Ownership (F6=All Owners F7=Documents)

Legal Owner..... **CARTWRIGHT, JOAN E** Force Assmt Notice....
Assessed Owner..... **CARTWRIGHT, JOAN E** Force Ag Message...
Mail Address..... **23 WILLHOYT LN** Force Label.....
Force Card/Aff (C/A)..
City, State..... **YERINGTON, NV** Zip... **89447-0000**
Vesting Doc #, Date. **266278** - **9/21/2001** Yr,Bk,Pg **00 000 000** Corr Rq'd
Map Document #s.....
Description (F11=Additional Locations)

	#	Dir	Street or Other Description	Unit #(s)
Property Location...	**23**		**WILLHOYT LN**	

Subdivision..... Block... Lot...
Town..... **MASON VALLEY** Parcel Map ID..
Property Name..... Confidential..
Remarks.....
Parcel # Containing Descriptive/Document Data.... Land Use: **261**

Size

Total Acres... **1.250** Square Feet.... **0**
Ag Acres..... **.000** W/R Acres..... **.000**

F9=Scan >/< > F10=Other Functions F12=Cancel F14=Imprvmnts/Appraisal Data
F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years
F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

Parcel Number **014-601-01** Owner **CARTWRIGHT, JOAN E** **LY**
Location **23 WILLHOYT LN** Town **MASON VALLEY**

Improvements

Sngl-Fam Detached.	0	Non-Dwell Units..	0	Sq Ft Garage.	0	Att/Det	
Sngl-Fam Attached.	0	MH Hookups....	1	# Bdrms..	0	#Baths..	.00
Mult-Fam Units....	0	Wells.....	1	# of Stories.....			.0
Mobile Homes.....	1	Septic Tanks.....	1	Sq Ft Basement.....			0
Tot Dwell Units:	1	SqFt Bldgs	0	Sq Ft Fin Basement.....			0

Use/Appraisal Data

Current Land Use Code.: **261 (To change, go to Tax Year Data screen)**
Zoning Code(s)..... **RR3T**

Special Ownership.....		Special Prop.....		Class.....	
Re-appraisal Group.....	03	Factoring Group...	00	Developer Discount.	
Re-appraisal Year.....	2006	Orig Constr Year..	1993	Weighted Year.....	0

User-defined Fields: 1st Set (F11=Show 2nd set of fields)

Mobile Home Sq Ft.....	1996 24X52	Smaller Residence Sq Ft.	
Other Building Sq Ft....	CHAMPION	Attached Garage Sq Ft...	
Commercial Sq Ft.....	PEND CONV	Detached Garage Sq Ft...	

F9=Scan >/< > F10=Other Functions F12=Cancel F13=Ownership/Description
F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years
F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

Lyon County Assessor - Mozilla Firefox

File Edit View History Bookmarks Tools Help

Back Forward Reload Stop Home Adblock Plus Print New Tab http://www1.lyon-county.org/jwalk/asses Go Lyon county As

Getting Started Latest Headlines

Lyon County, NV - Official Website - Asse... Lyon County Assessor

Additional Information

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel Number	014-271-27		Prior Parcel #		Changed
Last Updated	11/06/07	By JMCGUIRE	Next Parcel #		Changed

Improvements etc
Legal Description
Tax Years
Personal Prop
Ag Land
Exemptions
Livestock
Display Plat Map

Ownership | Description | Sizes

Legal Owner	IVESON, WILLIAM J & KATHLEEN R	Ownership History
Assessed Owner	IVESON, WILLIAM J & KATHLEEN R	
Mail Address	21797 JOYCE CT	
	SONORA, CA 95370-0000	
Vesting Doc #, Date	375842 2/23/2006	
Year, Book, Page	06 000 000	
Map Document #s		Document History
Force Assmt Notice		

New Parcel Search | Previous Parcel | Next Parcel

Plat Map display requires Adobe Reader (obtain) Adobe

Applet JWalk started

Lyon County Assessor - Mozilla Firefox

File Edit View History Bookmarks Tools Help

Back Forward Reload Stop Home Adblock Plus Print New Tab http://www1.lyon-county.org/jwalk/asses Go Lyon county As

Getting Started Latest Headlines

Lyon County, NV - Official Website - Asse... Lyon County Assessor

Additional Information

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel # 014-271-27 31 AMANETTE WAY MASON VALLEY

Current Owners

Date	Name
2006	IVESON, WILLIAM J & KATHLEEN R
2006	IVESON, KATHLEEN R

Prior Owners

From	To	Name
2005	2006	LAKE, ELAINE L / CATES, TONIA D
2005	2006	CATES, TONIA D
1986	2005	LAKE, ELAINE L
1986	2000	LAKE, LEONARD G

Show Names & Addresses

Back Previous Parcel Next Parcel Other Systems

Applet JWalk started

Exhibit 11

Lyon County Assessor - Mozilla Firefox

File Edit View History Bookmarks Tools Help

Back Forward Reload Stop Home Adblock Plus Print New Tab http://www1.lyon-county.org/jwalk/asses Go Lyon county As

Getting Started Latest Headlines

Lyon County, NV - Official Website - Asse... Lyon County Assessor

Additional Information

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel # 014-271-27 31 AMANETTE WAY MASON VALLEY

Owner & Descrip
Legal Description
Tax Years
Personal Prop
Ag Land
Exemptions
Livestock

Improvements | Use & Appraisal Data | User-Defined

Dwelling Units		Number of Stories	0
Sngl-Fam Detached	0	Basement Square Footage	0
Sngl-Fam Attached	0	Number of Bedrooms	0
Mult-Fam Units	0	Number of Bathrooms	.00
Mobile Homes	0	Mobile Home Hookups	1
Total Dwelling Units	0	Wells	1
Non-Dwelling Units	0	Septic Tanks	1
		Building Square Footage	0
Garage Attached/Detached (A/D)			
Garage Square Footage	0		

New Parcel Search Previous Parcel Next Parcel

Applet JWalk started

J Walk - Ownership & Descriptive
(This image has been scaled to fit the page.)

Additional Information

LYON COUNTY

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel Number	010-331-16		Prior Parcel #		Changed
Last Located	6/02/06	By ILHINES	Next Parcel #		Changed

Improvements etc
Legal Description
Tax Notes
Personal Prop
Ag Land
Exemptions
Livestock

Ownership | Description | Sizes

Legal Owner	SCOTT, SHERRY ET AL	Ownership History
Assessed Owner	SCOTT, SHERRY ET AL	
Mail Address	17 CIRCLE DR	
	WELLINGTON, NV	89444-0000
Vesting Doc #, Date	362797	6/23/2006
Year, Book, Page	00 000 000	
Map Document #s	PM129012	Document History
Force Assmt Notice		

Display Plat Map

Plat Map display requires Adobe Reader (obtain)

Adobe

Next Parcel in Sequence | Previous Parcel | Next Parcel

J Walk - Ownership History - Names Only
(This image has been scaled to fit the page.)

Additional Information

Assessor's Secured Property Roll

Note, will automatically disconnect if no activity for five minutes

Parcel # 010-331-16 17 CIRCLE DR 27-11-23 FRSE4/PAR 2-1 SMITH VALLEY

Current Owners

Date	Name
2006	SCOTT, SHERRY ET AL
2006	CHICHESTER, DANIEL

Prior Owners

From	To	Name
2001	2006	WELLS FARGO BANK NA TRS
2001	2001	CLUGAGE, KEITH D
1995	2001	SIINO, MARTINA L
1995	2001	SIINO, FRANK A & MARTINA L
1994	1995	WILLS, MARILYN
1994	1995	WILLS, DENNIS & MARILYN
1994	1995	MASSEY, LYNNE M
1994	1995	MASSEY, WILLIAM P & LYNNE M
1966	1994	NORTON, GARY D
1966	1994	NORTON, JULIE A
1966	1994	LYON COUNTY TRUST/VRID

Show Names & Addresses

Back | Previous Parcel | Next Parcel | Other Systems

J Walk - Improvements, Use & Appraisal Data
(This image has been scaled to fit the page.)

Additional Information

LYON COUNTY

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel # 010-331-16 | 17 | CIRCLE DR 27-11-23 FRSE4/PAR 2-1 | SMITH VALLEY

Owner & Descrip
Legal Description
Tax Years
Personal Prop
Ag Lands
Exemptions
Livestock

Improvements | Use & Appraisal Data | User-Defined

Dwelling Units		Number of Stories	1.0
Sngl-Fam Detached	1	Basement Square Footage	0
Sngl-Fam Attached	0	Number of Bedrooms	3
Mult-Fam Units	0	Number of Bathrooms	2.00
Mobile Homes	0	Mobile Home Hookups	0
Total Dwelling Units	1	Wells	1
Non-Dwelling Units	0	Septic Tanks	1
		Building Square Footage	1,594
Garage Attached/Detached (A/D)			
Garage Square Footage	0		

Next Parcel Search | Previous Parcel | Next Parcel

J Walk - Ownership & Descriptive

(This image has been scaled to fit the page.)

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel Number	004-291-17		Prior Parcel #		Changed
Last Updated	8/29/07	By JMCGUIRE	Next Parcel #		Changed

Improvements etc.
Legal Description
Lien Year
Personal Prop
Ag Land
Exemptions
Livestock

Ownership | Description | Sales

Legal Owner	MONTES, SENORINO & DELIA	Ownership History
Assessed Owner	MONTES, SENORINO & DELIA	
Mail Address	6 GREEN ACRES LN	
	YERINGTON, NV	89447-0000
Vesting Doc #, Date	412697	6/23/2007
Year, Book, Page	00 000 000	
Map Document #s	PM96311	Document History
Force Assmt Notice		

Display Plat Map

Plat Map display requires Adobe Reader (obtain) Adobe

New Parcel Search | Previous Parcel | Next Parcel

J Walk - Improvements, Use & Appraisal Data
(This image has been scaled to fit the page.)

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel # 004-291-17 | 01 A GREEN ACRES LN PAR E | MASON VALLEY

Owner & Descrip
Legal Description
Tax Years
Personal Prop
Ag Land
Exemptions
Livestock

Improvements | Use & Appraisal Data | User Defined

Dwelling Units		Number of Stories	1.0
Sngl-Fam Detached	1	Basement Square Footage	0
Sngl-Fam Attached	0	Number of Bedrooms	2
Mult-Fam Units	0	Number of Bathrooms	2.00
Mobile Homes	0	Mobile Home Hookups	0
Total Dwelling Units	1	Wells	1
Non-Dwelling Units	0	Septic Tanks	1
		Building Square Footage	1,000
Garage Attached/Detached (A/D)			
Garage Square Footage	0		

New Parcel Search | Previous Parcel | Next Parcel

J Walk - Ownership History - Names Only
(This image has been scaled to fit the page.)

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel # 004-291-17 6 A GREEN ACRES LN PAR B MASON VALLEY

Current Owners

Date	Name
2007	MONTES, SENORINO & DELIA
2007	MONTES, DELIA

Prior Owners

From	To	Name
1994	2007	DILLON, LYLE J
1994	2001	DILLON, JOHN J/DILLON, LYLE J
1966	1994	HAMILTON, BEULAH
1966	1994	HAMILTON, MICHAEL S
1966	1994	HAMILTON, JAMES B & BEULAH ETAL

Show Names & Addresses

Back | Previous Parcel | Next Parcel | Other Systems

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: N/A

Address: 70 OWENS PL. RD, WELLINGTON, NV. 89444

Phone Number: 775 465-9927

Fax Number:

Leo P. Dunn

(Signature)

LEO P. DUNN

(Printed or typed Name)

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

(Address)

(Telephone number)

Exhibit 16

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA, Plaintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, v. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants.	In Equity No. C-125-ECR Subfile No. C-125-B **DISCLAIMER OF INTEREST IN WATER RIGHTS AND NOTICE OF RELATED INFORMATION AND DOCUMENTATION SUPPORTING DISCLAIMER**

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has no interest in any water right within the categories set forth in Paragraph 3 of the *Case Management Order* (Apr. 18, 2000) and, therefore, **disclaims all interest in this action.**

This disclaimer and notice shall be sent to the following two persons:

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

And

Susan L. Schneider
United States Department of Justice
P.O. Box 756
Littleton, CO 80160

In addition, because the undersigned sold or otherwise conveyed ownership of all of the

water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once owned before the undersigned was served with a Waiver of Service of Notice in Lieu of Summons or by a Notice in Lieu of Summons, the undersigned provides the following additional information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Name(s): ~~Unknown to me at this time.~~

I purchased the property at 70 Owens Pl. approx 3½ years ago from a Mark + Tammy Owens. No Water Rights were included. I have no knowledge of who may own these rights or when they were sold, by who, to who or when.

Leo P. Dunn

Street or P.O. Box:

Town or City:

State:

Zip Code:

2. The name and address of each person or entity who acquired ownership

Name(s): Unk. to me. LPD.

Street or P.O. Box:

Town or City:

State:

Zip Code:

Exhibit 16

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- ☐ Deed
- ☐ Court Order
- ☐ Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.

Executed this 9th day of June 2006

[signature of counter-defendant]

[name of counter-defendant]

[name, if applicable, of person acting on behalf of counter-defendant]

[signature, if applicable, of person acting on behalf of Counter-Defendant]

[address]

[telephone number]

Lyon County Assessor - Mozilla Firefox

File Edit View History Bookmarks Tools Help

Back Forward Reload Stop Home Adblock Plus Print New Tab http://www1.lyon-county.org/jwalk/asses Go Lyon county As

Getting Started Latest Headlines

Lyon County, NV - Official Website - Asse... Lyon County Assessor

Additional Information

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel Number	010-111-07		Prior Parcel #		Changed
Last Updated	6/07/07	By JTAYLOR	Next Parcel #		Changed

Improvements etc
Legal Description
Tax Years
Personal Prop
Ag Land
Exemptions
Livestock

Ownership | Description | Sizes

Legal Owner	DUNN, LEO PATRICK TR	Owner Street History
Assessed Owner	DUNN, LEO PATRICK TR	
Mail Address	115 SAN LEANDRO WY	
	SAN FRANSISCO, CA	94127-0000
Vesting Doc #, Date	323947	6/23/2004
Year, Book, Page	00 000 000	
Map Document #s	PM98778	Document History
Force Assmt Notice		

Display Plat Map

Plat Map display requires Adobe Reader (obtain)

New Parcel Search | Previous Parcel | Next Parcel

http://www1.lyon-county.org/jwalk/assessor.html

Lyon County Assessor - Mozilla Firefox

File Edit View History Bookmarks Tools Help

Back Forward Reload Stop Home Adblock Plus Print New Tab http://www1.lyon-county.org/jwalk/asses Go Lyon county As

Getting Started Latest Headlines

Lyon County, NV - Official Website - Asse... Lyon County Assessor

Additional Information

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel # 010-111-07 701 OWENS PLACE RD SMITH VALLEY

Owner & Descrip.
Legal Description
Tax Years
Personal Prop.
Ag Land
Exemptions
Live Stock

Improvements | Use & Appraisal Data | User-Defined

Dwelling Units		Number of Stories	1.0
Sngl-Fam Detached	1	Basement Square Footage	0
Sngl-Fam Attached	0	Number of Bedrooms	0
Mult-Fam Units	0	Number of Bathrooms	.00
Mobile Homes	0	Mobile Home Hookups	0
Total Dwelling Units	1	Wells	1
Non-Dwelling Units	0	Septic Tanks	1
		Building Square Footage	2,193
Garage Attached/Detached (A/D)	A		
Garage Square Footage	789		

New Parcel Search Previous Parcel Next Parcel

http://www1.lyon-county.org/jwalk/assessor.html

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:

Lorrie K Edney

(Signature)

Lorrie K Edney

(Printed or typed Name)

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

20 Miller Ridge Rd
Wellington NV 89444

(Address)

(775) 465-2464

(Telephone number)

FILED
ENTERED
RECEIVED
SERVED ON
COUNSEL/PARTIES OF RECORD
CLERK US DISTRICT COURT
DISTRICT OF NEVADA
DEPUTY

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:

Exhibit 18

Attorney:

Address:

Phone Number:

Fax Number:

(Signature)

Rick Schmay

(Printed or typed Name)

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

20 Miller Ridge Rd
Wellington NV 89444

(Address)

775 465-2464

(Telephone number)

Exhibit 18

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: 10/1/07

Signature

RICHARD D. EVANS

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.

3:73-cv-127

FILED
JULY 9, 2003 at
3:03 PM

FILED ENTERED
COUNSEL/PARTIES OF RECORD
RECEIVED SERVED ON
APR - 4
CLERK, U.S. DISTRICT COURT DISTRICT OF NEVADA
BY: DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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

U.S. DISTRICT COURT DISTRICT OF NEVADA ENTERED & SERVED
JUL 16 2003
CLERK, U.S. DISTRICT COURT
BY: DEPUTY

The following background information is provided to aid in understanding the reasons for and what is required by this Order:

1. The Court has ordered that certain persons and entities be included as parties in this action because they own water rights within one or more of the nine categories set forth in Paragraph 3 of the Court's April 18, 2000 Case Management Order.

2. It is possible that some of the specific persons or entities who are served with a Waiver of Service of Notice in Lieu of Summons, Notice of Lawsuit, or a Notice in Lieu of Summons do not belong in this action, because, for example, they may have sold or otherwise conveyed the ownership of all water rights subject to this action prior to being served.

3. A change in ownership of a water right can occur in a number of ways and for a variety of reasons. Often a change in ownership of a water right occurs when ownership of the land on which the water is used changes. A change in ownership may involve a sale, a gift, a death or even a divorce. It may also involve estate or business planning decisions, such as conveyance to an intervivos trust or a limited liability company. Frequently, changes in ownership are accomplished by a deed. However, in an estate or divorce proceeding, they may be accomplished by an order of a court. These examples are not an exclusive list of all of the

206

ways in which a change in ownership may occur.

4. It is important that the Court and the Plaintiffs be notified if a person or entity who receives service by mail or personal service does not, in fact, have any ownership interest in a water right in any of the nine categories set forth in Paragraph 3 of the Court's April 18, 2000 Case Management Order. In addition, that person or entity need not be burdened with this litigation and, if there was a change in ownership, a new party may need to be added to the action. Before any such person may be omitted from this action, certain information and documents will have to be provided to the Plaintiffs and the Court.

Based upon the foregoing, it is hereby ORDERED as follows:

1. If any person or entity receiving service by mail or personal service has no interest in any water right within any of the nine categories set forth in Paragraph 3 of the *Case Management Order* (Apr. 18, 2000)[1], that person or entity shall notify the Court and the

---

[1] You should review the *Case Management Order* and *First Amended Counterclaims* filed by the United States and by the Walker River Paiute Tribe, which are included in the materials served upon you. For convenience, the nine categories of persons and entities that the Court has ordered to be served and named are listed here:

1. Category 3.a.: The successors in interest to all water rights holders under the Decree (April 14, 1936), modified, Order of Entry of Amended Final Decree to Conform to Writ of Mandate, Etc. (April 24, 1940) ("Decree").

2. Category 3.b.: All holders of surface water rights under the laws of the States of Nevada and California in the Walker River Basin who are not presently parties to this adjudication.

3. Category 3.c.: All holders of permits or certificates to pump groundwater issued by the State of Nevada and domestic users of groundwater within Sub Basins 107 (Smith Valley), 108 (Mason Valley), 110A (Schurz Subarea of the Walker Lake Valley), and 110B (Walker Lake Subarea of the Walker Lake Valley).

4. Category 3.d.: All holders of permits or certificates to pump groundwater issued by the State of Nevada within Sub Basins 106 (Antelope Valley), 109 (East Walker), and 110C (Whiskey Flat-Hawthorne Subarea of Walker Lake Groundwater Basin).

5. Category 3.e.: All users of groundwater for irrigation in California in the Walker River Basin.

United States in writing of that fact.

2. If such person or entity sold or otherwise conveyed ownership of all of the water rights that the person or entity once owned before they were served or otherwise brought into this action, in addition to disclaiming any interest in this action, they shall include a notice providing the following information:

A. The name and address of the person or entity who sold or otherwise conveyed ownership;

B. The name and address of each person or entity who acquired ownership; and

C. A copy of the deed, court order or other document by which the change in ownership was accomplished.

3. The disclaimer and notice shall be sent to the Court and counsel for the United States, addressed as follows:

Linda Lea Sharer, Chief Deputy Clerk
United States District Court for the District of Nevada
400 South Virginia Street, Suite 301
Reno, NV 895501

Susan L. Schneider
United States Department of Justice
P.O. Box 756
Littleton, CO 80160

4. The form and substance of the disclaimer and notice shall substantially conform to the form attached to this Order as Exhibit A.

5. Following their receipt from any person or entity disclaiming any interest in any

---

6. Category 3.f.: All holders of "vested rights" to the use of groundwater under the laws of the State of Nevada within the Walker River Basin.

7. Category 3.g.: All municipal providers in Nevada within the Walker River Basin who currently use groundwater.

8. Category 3.h.: All municipal providers in California within the Walker River Basin who currently use groundwater.

9. Category 3.i.: All industrial users in Nevada within the Walker River Basin who currently use groundwater.

of the water rights at issue in this case of a Waiver of Service of Notice in Lieu of Summons and any Disclaimers of Interest and accompanying information and documents sought by this Order, Plaintiffs will review the materials received and, if appropriate, seek the Court's concurrence in omitting that person or entity filing such materials from this case.

6. If Plaintiffs do not receive a Waiver of Service of Notice in Lieu of Summons and must personally serve a person or entity that subsequently files a Disclaimer of Interest pursuant to this Order, Plaintiffs will also review the materials received and, if appropriate, seek the Court's concurrence in omitting the person or entity from this case, but that person or entity may be subject to paying the costs related to formal personal service on them.

7. Despite the above provisions, any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.

8. Any person or entity subject to service under the Federal Rules of Civil Procedure who receives notice of this action in the manner provided by Federal Rule of Civil Procedure 4(d) remains subject to the duty to avoid unnecessary costs of serving the summons, even if that person or entity ultimately disclaims any ownership interest in any of the water rights described by Paragraph 3 of the Court's April 18, 2000 Case Management Order.

IT IS SO ORDERED:

Dated: July 9, 2003.

The Honorable Robert A. McQuaid, Jr.
United States District Court Magistrate Judge

Exhibit 20

water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once owned before the undersigned was served with a Waiver of Service of Notice in Lieu of Summons or by a Notice in Lieu of Summons, the undersigned provides the following additional information.

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Name(s): BAY INVESTMENT PROPERTIES LLC

Street or P.O. Box: 1550 CANAL DRIVE

Town or City: GARDNERVILLE

State: NV

Zip Code: 89410

2. The name and address of each person or entity who acquired ownership

Name(s): FERNANDEZ, JANET
BELL, MARK R

Street or P.O. Box: 4669 DOWNING CT.

Town or City: GRANITE BAY

State: CA

Zip Code: ~~89~~ 95746

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

☐ Deed

☐ Court Order

☒ Other Document. RESOLUTION DEDICATION OF WATER RIGHTS (NEW CONSTRUCTION) BUILDING PERMIT

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.

Executed this 20th day of MARCH 2007.

Janet Fernandez
[signature of counter-defendant]

Janet Fernandez
JANET FERNANDEZ
[name of counter-defendant]

Exhibit 20

[name, if applicable, of person acting on behalf of counter-defendant]

[signature, if applicable, of person acting on behalf of Counter-Defendant]

[address]

[telephone number]

RESOLUTION NO. 01-28

RESOLUTION

A RESOLUTION SETTING THE NEW WATER CONSUMPTIVE USE PROFILE FOR THE DAYTON WATER UTILITY

RECEIVED
NOV 2 7 2001
LYON COUNTY UTILITIES

WHEREAS, the County of Lyon operates and maintains a Water Utility Service Area within the Dayton Valley Ground Water Basin;

WHEREAS, customer water use data indicates consumptive use is below 1.12 acre-feet per year;

WHEREAS, Capital Engineering prepared the Water Consumptive Use Profile Study, a comprehensive study of the Dayton Water Utility;

WHEREAS, on October 11, 2001, the State Department of Conservation and Natural Resources, Division of Water Resources (State) approved water rights dedication requirements;

WHEREAS, the County of Lyon has determined at this time to establish common water rights dedication requirements as approved by the State;

NOW, THEREFORE, BE IT RESOLVED,

That beginning November 16, 2001 the Board of Lyon County Commissioners does hereby set the water consumptive use profile dedication for single family homes for the Dayton Water Utility as follows:

REQUIRED DEDICATION OF WATER RIGHTS (ACRE-FEET)	LOT SIZE (FEET SQUARED)
0.7	10,000 AND UNDER
0.85	OVER 10,000 AND UP TO 12,000
0.95	OVER 12,000 AND UP TO 16,000
1.12	OVER 16,000

PASSED, APPROVED AND ADOPTED this 15th day of November, 2001 by the following vote of the Lyon County Board of Commissioners:

AYES: Fulstone, Goodman, Hillyard, Hunewill, Milz

NAYES: 0

ABESENT: 0

ABSTENTIONS: 0

BOARD OF LYON COUNTY COMMISSIONERS

By: Chairman

Attest:

County Clerk

LYON COUNTY
JILDING PERMIT

PERMIT SHALL EXPIRE BY LIMITATION IF WORK
HORIZED IS NOT COMMENCED WITHIN 180 DAYS

Mark Bell

92 Hawk View Road, Wellington

10-191-15

). B-28003 DATE 2/10/2006

Jerry Olsen Construction

Residence/Garage

Flood Zone C-0475 B

Class. R-3/U

RR3 Set Backs: F 30 S 10 R 20

Block _____, Sub 12-L 1-23 FR W2 SE4 PAR B

his card must be kept in a conspicuous place on or in the building
eadily available to County Inspectors. Inspection must be called for and made
by Sec. 109 of the Building Code.

IMPORTANT NOTICE

T SHALL EXPIRE BY LIMITATION IF WORK IS SUSPENDED
ANDONED FOR A PERIOD OF 180 DAYS AFTER WORK IS
ENCED. (ONE 180 DAY EXTENSION ALLOWED) IBC 105.5

N. Campbell/Ray S. Menasha

INSPECTION RECORD

TELEPHONE 463-6591. 577-5035

	DATE	INSPECTOR	REMARKS
Footing	2-14-06	[illegible]	
Stemwall	2-17-06	[illegible]	
Slab or Underfloor	2-27-06	[illegible]	
"A" Flood zones require elevation certicate for "lowest floor: prior to further inspections per Section 109 of Building Code			
Roof Sheathing	4-17-06	[illegible]	
Shear Nail	3-10-06	[illegible]	
Stucco Lath	—		
Frame, Rough Electric Rough Plumbing, Gas Test	5-2-06	[illegible]	See Exc[illegible]
Insulation	5-9-06	[illegible]	All batt hav[illegible]
Sheetrock	5-16-06	[illegible]	
Wood-Stove/Gas	8-3-06	[illegible]	
Septic Tank/Sewer Lateral	6-16-06 / 6-30-06	[illegible]	open / Final
Water Lateral			
Sewer/Water Final Approval			Utility Co. or GID approval required prior to final
Local Fire Department			Commercial Permits
Mfg. Home Conversion			
Power - Gas Service	8-18-06 / 9-27-06	[illegible] / [illegible]	Power / gas Appliances ready for service required

THIS BUILDING SHALL NOT BE OCCUPIED UNTIL FINAL INSPECTION HAS BEEN MADE AND CERTIFICATE OF OCCUPANCY ISSUED. THIS CARD WHEN SIGNED CONSTITUES C. of O. FOR SINGLE FAMILY RESIDENCE AND ACCESSORY.

FINAL INSPECTION

8-3-06
DATE

[illegible] Moore
BUILDING INSPECTOR

Exhibit 20

Parcel Number 010-191-15 LY Prior Parc # 010-191-11 Changed 3/30/94
Last Updated 6/09/06 By ESINGLEY Created by split; Primary # 010-191-17

Ownership (CURRENT Owners Processed)

Legal Owner..... BELL, MARK R/FERNANDEZ, JANET Force Assmt Notice....
Assessed Owner..... BELL, MARK R/FERNANDEZ, JANET Force Ag Message...
Mail Address..... 4609 DOWNING CT Force Label.....
Force Card/Aff (C/A)..
City, State..... GRANITE BAY, CA Zip... 95746-0000
Vesting Doc #, Date. 282948 9/19/2002 Yr,Bk,Pg 00 000 000 Corr Rq'd
Map Document #s..... RS118036 PM169778

Description (F11=Additional Locations)

	#	Dir	Street or Other Description	Unit #(s)
Property Location...	92		HAWK VIEW RD 12-11-23 FR W2 SE4	PAR B

Subdivision..... Block... Lot...
Town..... SMITH VALLEY Parcel Map ID..
Property Name..... Confidential..
Remarks.....
Parcel # Containing Descriptive/Document Data.... 010-191-17

Size

Total Acres... 5.000 Square Feet.... 0
Ag Acres..... .000 W/R Acres..... .000

F9=Scan >/< > F10=Other Functions F12=Cancel F14=Imprvmnts/Appraisal Data
F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years
F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

J Walk - Improvements, Use & Appraisal Data
(This image has been scaled to fit the page.)

Additional Information

LYON COUNTY

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for two minutes

Parcel # 1018-291-15 | 32 | HAWK VIEW RD | SMITH VALLEY

Owner & Descrip
Legal Description
Tax Years
Personal Prop
Ag Land
Exemptions
Livestock

Improvements | Use & Appraisal Data | User-Defined

Dwelling Units		Number of Stories	1.0
Sngl-Fam Detached	1	Basement Square Footage	0
Sngl-Fam Attached	0	Number of Bedrooms	3
Mult-Fam Units	0	Number of Bathrooms	2.50
Mobile Homes	0	Mobile Home Hookups	0
Total Dwelling Units	1	Wells	1
Non-Dwelling Units	0	Septic Tanks	1
		Building Square Footage	2,360
Garage Attached/Detached (A/D)	A		
Garage Square Footage	576		

New Parcel Search | Previous Parcel | Next Parcel

WHITE—DIVISION OF WATER RESOURCES
CANARY—CLIENT'S COPY
PINK—WELL DRILLER'S COPY

PRINT OR TYPE ONLY
DO NOT WRITE ON BACK

STATE OF NEVADA
DIVISION OF WATER RESOURCES

WELL DRILLER'S REPORT

Please complete this form in its entirety in accordance with NRS 534.170 and NAC 534.340

OFFICE USE ONLY
Log No. 99862
Permit No.
Basin 107

NOTICE OF INTENT NO. 56407

1. OWNER Jerry Olson
MAILING ADDRESS P.O. Box 25 Millington Nev. 89444
ADDRESS AT WELL LOCATION 92 Joan Vern Road Millington Nev. 89444

2. LOCATION SW ¼ S E ¼ Sec. 12 T. 11 N/S R. 23 E. Lyon County
PERMIT NO. Issued by Water Resources | Parcel No. 16-191-15 | Subdivision Name

3. WORK PERFORMED
☑ New Well ☐ Replace ☐ Recondition
☐ Deepen ☐ Abandon ☐ Other

4. PROPOSED USE
☑ Domestic ☐ Irrigation ☐ Test
☐ Municipal/Industrial ☐ Monitor ☐ Stock

5. WELL TYPE
☐ Cable ☑ Rotary ☐ RVC
☐ Air ☐ Other

6. LITHOLOGIC LOG

Material	Water Strata	From	To	Thickness
sand Top soil		0	2	2
hard pan + clay		2	35	33
sandy clay gray		35	40	5
gray clay		40	70	30
gray clay with gravel	yes	70	85	15
gray clay + rand	yes	85	100	15
pea gravel + sand	yes	100	120	20
gray clay		120	140	20

Date started April 14, 20 06
Date completed April 18, 20 06

7. WELL TEST DATA
TEST METHOD: ☐ Bailer ☐ Pump ☑ Air Lift

G.P.M.	Draw Down (Feet Below Static)	Time (Hours)
30	0	3 hrs

8. WELL CONSTRUCTION
Depth Drilled 140 Feet Depth Cased 140 Feet

HOLE DIAMETER (BIT SIZE)

		From	To
10 Inches		0 Feet	140 Feet
Inches		Feet	Feet
Inches		Feet	Feet

CASING SCHEDULE

Size O.D. (Inches)	Weight/Ft. (Pounds)	Wall Thickness (Inches)	From (Feet)	To (Feet)
6 5/8		188	0	120

Perforations:
Type perforation 1/16 x 3 factory
Size perforation 1/16 x 3
From 110 feet to 130 feet
From feet to feet
From feet to feet
From feet to feet
From feet to feet

Surface Seal: ☑ Yes ☐ No
Depth of Seal 50
Placement Method: ☑ Pumped ☐ Poured
Seal Type: ☑ Neat Cement ☐ Cement Grout ☐ Concrete Grout

Gravel Packed: ☑ Yes ☐ No
From 140 feet to 60 feet

9. WATER LEVEL
Static water level 60 feet below land surface
Artesian flow G.P.M. P.S.I.
Water temperature Cold °F Quality good

10. DRILLER'S CERTIFICATION
This well was drilled under my supervision and the report is true to the best of my knowledge.
Name Edmund Miller Drilling Contractor
Address P.O. Box 92 Contractor
Smith Nev 89430
Nevada contractor's license number issued by the State Contractor's Board 32166 A
Nevada driller's license number issued by the Division of Water Resources, the on-site driller 718
Signed Edmund Miller
By driller performing actual drilling on site or contractor
Date April 23 - 06

(Rev. 12-01) USE ADDITIONAL SHEETS IF NECESSARY (O)-627

DOC # 385304
06/27/2006 09:07 AM
Official Record
Requested By
WILLIAM CARPENTER
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 3 Fee: $16.00
Recorded By: CDL RPTT:
0385304

APN: 012-351-05

Grantee's Address:
Ruth Ellen Bobrick, et al
8 Tognoli Lane
Yerington, NV 89447

After recording mail to:
William L. Carpenter, Esq.
215 W. Bridge Street, #3
Yerington, NV 89447

EXECUTOR'S DEED

THIS INDENTURE, effective this 21 day of June, 2006, between RUTH ELLEN BOBRICK and LYNN FRANCES HUMPHREYS, the duly appointed, qualified and acting Co-Executors of the Last Will and Testament of HELEN INEZ FRIEDHOFF, aka HELEN S. FRIEDHOFF, aka HELEN FRIEDHOFF, deceased, the party of the first part, and RUTH ELLEN BOBRICK, as to an undivided one-half interest, and LYNN FRANCES HUMPHREYS, as to an undivided one-half interest, the party of the second part.

WITNESSETH:

WHEREAS, pursuant to the Order Settling First and Final Account of Co-Executors, Petition for Distribution, Attorney's Fees and Costs and Discharge of Executor, entered by the Third Judicial District Court of the State of Nevada in and for the County of Lyon, In the Matter of the Estate of Helen Friedhoff, deceased, Case No. PE6811, on the 8th day of May, 2006, the transfer of the real property hereinafter described to the party of the second part was approved and ratified.

NOW THEREFORE, the said RUTH ELLEN BOBRICK and LYNN FRANCES HUMPHREYS, as Co-Executors of the Last Will and Testament of HELEN INEZ FRIEDHOFF, aka HELEN S. FRIEDHOFF, aka HELEN FRIEDHOFF, deceased, as aforesaid, the party of the first part, pursuant to said Order of the said District Court, do hereby grant and convey unto the said party of the second part, as tenants in common, all right, title, interest and estate of the said HELEN INEZ FRIEDHOFF, deceased, at the time of her death, and also all the right, title and interest that the said estate, by operation of law or otherwise, may have acquired other than, or in addition to, that held by the deceased at the time of his death, in and to the certain lot, piece or parcel of land situate, lying and being in the County of Lyon, State of Nevada, more particularly described as follows:

APN: 012-351-05
The W ½ of SE 1/4 of Section 23, Township 12 North, Range 25 East, M.D.B.&M., together with all water and water rights, ditches and ditch rights appurtenant thereto used in connection therewith.

TOGETHER WITH, all and singular, the tenements, hereditament's and appurtenances, including easements and water rights, if any, thereunto belonging or in anyway appertaining, and the reversion and reversions, remainder and remainders, rents issues and profits thereof.

TO HAVE AND TO HOLD all and singular, the above mentioned and described premised, together with the appurtenances, unto the said party of the second part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, the party of the first part, as Co-Executors as aforesaid, has executed these presents effective the day and year first above written.

Ruth Ellen Bobrick
RUTH ELLEN BOBRICK, Executor

Lynn Frances Humphreys
LYNN FRANCES HUMPHREYS, Executor

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

On the 10th day of May, 2006, personally appeared before me, a notary public, RUTH ELLEN BOBRICK, known to me or proven to me to be the person described in and who executed the above and foregoing instrument, who acknowledged that she executed it freely and voluntarily for the uses and purposes mentioned.

JANICE SHIPLEY
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 99-3508-12 - Expires April 28, 2007

Janice Shipley
Notary Public

COUNTRY OF NEVADA)
) ss.
COUNTY OF Washoe)

On the 21st day of June, 2006, personally appeared before me, a notary

Parcel Number 012-351-05 LY
Last Updated 6/15/07 By QUISENBERY

Ownership (Ctrl-A=All Owners, F7=Documents)

Legal Owner..... BOBRICK, RUTH ELLEN ET AL
Assessed Owner..... BOBRICK, RUTH ELLEN ET AL
Mail Address..... 8 TOGNOLI LN

City, State..... YERINGTON, NV Zip... 89447-0000
Vesting Doc #, Date. 385304 - 6/27/2006 Yr,Bk,Pg 00 000 000 Corr Rq'd
Map Document #s.....

Force Assmt Notice....
Force Ag Message...
Force Label.....
Force Card/Aff (C/A)..

Description (F11=Additional Locations)

	#	Dir	Street or Other Description	Unit #(s)
Property Location...	66		FRIEDHOFF LN 23-12-25 W2 SE4	

Subdivision..... Block... Lot...
Town..... MASON VALLEY Parcel Map ID..
Property Name..... Confidential..
Remarks.....
Parcel # Containing Descriptive/Document Data.... Land Use: 602

Size

Total Acres... 80.000 Square Feet.... 0
Ag Acres..... 79.000 W/R Acres..... .000

F9=Scan >/< > F10=Other Functions F12=Cancel F14=Imprvmnts/Appraisal Data
F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years
F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

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: 11/27/07

Tedrow James Gates, Trustee

If you are acting on behalf of any entity, identify that you are acting as Trustee of the

Tedrow James and Marilynn Ruth Gates 2002 Family Trust

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

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Date: 11/24/07

Marilynn Ruth Gates

Marilynn Ruth Gates, Trustee

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Tedrow James and Marilynn Ruth Gates 2002 Family Trust

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FILED
ENTERED
RECEIVED
SERVED ON
COUNSEL/PARTIES OF RECORD
FEB - 6 2008
CLERK US DISTRICT COURT
DISTRICT OF NEVADA
BY: DEPUTY

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Date: 1-30-08

Lloyd P. Giovacchini
Signature

Lloyd P. Giovacchini
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)

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FILED ___ RECEIVED
ENTERED ___ SERVED ON
COUNSEL/PARTIES OF RECORD
FEB - 6 2008
CLERK US DISTRICT COURT
DISTRICT OF NEVADA
BY: _____ DEPUTY

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 and as directed on the Notice In Lieu of Summons:

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

3. 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.

4. 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, facsimile number, and e-mail address:

Attorney:

Address:

Exhibit 23

Phone Number:

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

Lloyd P. Giouzachini

(Signature)

Lloyd P. Giouzachini

(Printed or typed Name)

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

154 Hudson Arrow Rd
Smith NV
(Address) 89430

1-775-465-2414

(Telephone number)

Exhibit 23

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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Date: 2-04-08

Grover F. Glasner
Signature

GROVER F. GLASNER
Printed/Typed Name

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

Grover F. Glasner Trust
(Corporate, Trust, Partnership or other entity)

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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, Plaintiff-Intervenor, vs. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

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Address:

Phone Number:

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(Signature)

Grover F. Glagner

(Printed or typed Name)

GROVER F. GLAGNER

Grover F. Glagner Trust

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

50 AMBER LN.

YERINGTON, NV 89447

(Address)

775-463-2596

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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Date: 1-30-08

Donald H. Goede
Signature

DONALD H. GOEDE
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)

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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: 1-30-08

Mary J. Goede
Signature

MARY J. Goede
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.

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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: 2/2/08

Lorelyn Gerardo
Lorelyn A Gerardo

If you are acting on behalf of any entity, identify that you are acting as Trustee of the

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.

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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.,	)	I Do not own property in Nevada.

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: NONE

Address:

Phone Number:

Fax Number:

(Signature)

John R. Crawley
(Printed or typed Name)

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

6421 Crystal Blvd
El Dorado, Ca 95623
(Address)

(530) 621-1607
(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.

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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: 6/16/06

Signature

John R. Gourley

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, Plaintiff-Intervenor, v. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants.	In Equity No. C-125-ECR Subfile No. C-125-B **NOTICE OF CHANGE OF OWNERSHIP OF WATER RIGHT**

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the following information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Name(s): John R. Gourley

Street or P.O. Box: 6421 Crystal Blvd, El Dorado, Ca 45623

Town or City State ZipCode

2. The name and address of each person or entity who acquired ownership

Name(s)

Patricia L. Gowling

Street or P.O. Box

253

Town or City State ZipCode

El Dorado CA 95623

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- ☒ Deed
- ☐ Court Order
- ☐ Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Notice of Change of Ownership of Water Right using this form is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files

---

* This notice shall be sent to the following two persons:

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

And

Susan L. Schneider
United States Department of Justice
P.O. Box 756
Littleton, CO 80160

such a notice, but retains such water rights, shall nevertheless, be bound by the results of this litigation.

Executed this 16 day of June 2006.

[signature of counter-defendant]

[name of counter-defendant]

John R. Gourley

[signature, if applicable, of person acting on behalf of counter-defendant]

[name, if applicable, of person acting on behalf of counter-defendant]

6421 Crystal Blvd
El Dorado, CA 95623

[address]

[telephone number]

(530) 621-1607

Quitclaim Deed

THIS QUITCLAIM DEED, executed this 24th day of March, 2006, by first party, Grantor, John R. Gourley whose post office address is 6421 Crystal Blvd, El Dorado, CA 95623 to second party, Grantee, Patricia L. Gourley whose post office address is P.O. Box 253, El Dorado, CA 95623

WITNESSETH, That the said first party, for good consideration and for the sum of Ø Zero Dollars ($ Ø) paid by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, release and quitclaim unto the said second party forever, all the right, title, interest and claim which the said first party has in and to the following described parcel of land, and improvements and appurtenances thereto in the County of Lyon, State of Nevada to wit:

APN: 12-361-23

All that certain real property being a portion of the SE 1/4 of Section 27 T 12 N, R 25 E, M.D.B.&M., Lyon County, Nevada, described as follows:

Parcel 3, as shown on the Division Into Large Parcel Maps for William M. Weaver Jr. & Rosemary F. Weaver, Trustees for the William M. Weaver Jr. Trust, recorded in the Official Records of Lyon County, Nevada on August 9 1997, as document No. 208523.

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

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Exhibit 28

IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written. Signed, sealed and delivered in presence of:

Signature of Witness: _____

Print name of Witness: _____

Signature of Witness: _____

Print name of Witness: _____

Signature of First Party: _____

Print name of First Party: _____

Signature of Second Party: _____

Print name of Second Party: _____

Signature of Preparer _____

Print Name of Preparer _____

Address of Preparer 6421 Crystal Blvd El Dorado, Ca

State of CALIFORNIA
County of SACRAMENTO }

On March 27 2006 before me, ALFONSO MENARDO, A NOTARY PUBLIC appeared JOHN GOULKLEY personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person(~~s~~) whose name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(~~s~~) on the instrument the person(~~s~~), or the entity upon behalf of which the person(s) acted, executed the instrument.
WITNESS my hand and official seal.

_____
Signature of Notary

Affiant _____Known_____Produced ID
Type of ID _____
(Seal)

ALFONSO MENARDO
Commission # 1395206
Notary Public - California
Sacramento County
My Comm Expires Jan 21, 2007

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Exhibit 28

Quitclaim Deed

THIS QUITCLAIM DEED, executed this 24th day of March, 2006, by first party, Grantor, John R. Crowley whose post office address is 6221 Crystal Blvd, El Dorado, Ca 95623 to second party, Grantee, Patricia L. Crowley whose post office address is P.O. Box 253, El Dorado, Ca 95623

WITNESSETH, That the said first party, for good consideration and for the sum of Zero Dollars ($) paid by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, release and quitclaim unto the said second party forever, all the right, title, interest and claim which the said first party has in and to the following described parcel of land, and improvements and appurtenances thereto in the County of Lyon, State of Nevada to wit:

APN: 04-292-12

Lot 23, Block B, as shown on the Official Map of Green Acres Subdivision, recorded in the Official Records of Lyon County, Nevada on September 10, 1952 as document No. 60630 1/2.

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

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Exhibit 28

IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written.
Signed, sealed and delivered in presence of:

Signature of Witness: _____

Print name of Witness: _____

Signature of Witness: _____

Print name of Witness: _____

Signature of First Party: _____

Print name of First Party: _____

Signature of Second Party: _____

Print name of Second Party: _____

Signature of Preparer _____

Print Name of Preparer John R. Gourley

Address of Preparer 6421 Crystal Blvd. El Dorado, Ca.

State of CALIFORNIA
County of SACRAMENTO }

On MARCH 27, 2006 before me, ALFONSO MENARDO, A NOTARY PUBLIC,
appeared JOHN GOURLEY
personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person(~~s~~) whose name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(~~s~~) on the instrument the person(~~s~~), or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.
WITNESS my hand and official seal.

_____
Signature of Notary

Affiant _____Known_____Produced ID
Type of ID _____

(Seal)

ALFONSO MENARDO
Commission # 1395206
Notary Public - California
Sacramento County
My Comm. Expires Jan 21, 2007

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Exhibit 28

Quitclaim Deed

THIS QUITCLAIM DEED, executed this 24th day of March, 20 06, by first party, Grantor, John R. Gonzalez whose post office address is 6421 Capital Blvd, El Dorado, CA 95623 to second party, Grantee, Patricia L. Gonzalez whose post office address is P.O. Box 253, El Dorado, CA 95623

WITNESSETH, That the said first party, for good consideration and for the sum of Ø ZERO Dollars ($ Ø) paid by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, release and quitclaim unto the said second party forever, all the right, title, interest and claim which the said first party has in and to the following described parcel of land, and improvements and appurtenances thereto in the County of Lyon, State of Nevada to wit:

APN: 1-121-05.

Known as 121 N. California Street.

See Exhibit - A - attached hereto and by Reference made apart hereof.

Together with all tenements, hereditaments and Appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainders, rents, issues or profits thereof.

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Exhibit 28

IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written.
Signed, sealed and delivered in presence of:

Signature of Witness: _____

Print name of Witness: _____

Signature of Witness: _____

Print name of Witness: _____

Signature of First Party: _____

Print name of First Party: _____

Signature of Second Party: _____

Print name of Second Party: _____

Signature of Preparer _____

Print Name of Preparer John R Gourley

Address of Preparer 6421 Crystal Blvd El Dorado, Ca

State of CALIFORNIA
County of SACRAMENTO }

On MARCH 27, 2006 before me, ALFONSO MENARDO, A NOTARY PUBLIC,
appeared JOHN GOURLEY
personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person(~~s~~) whose name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(~~s~~) on the instrument the person(s), or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.
WITNESS my hand and official seal.

_____
Signature of Notary

Affiant _____Known_____Produced ID
Type of ID _____
(Seal)

ALFONSO MENARDO
Commission # 1395206
Notary Public - California
Sacramento County
My Comm. Expires Jan 21, 2007

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Exhibit 28