IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	We are not aware of any water rights under property since we have been on City Water since purchasing in 2003. V. L. Weir 9-2-07
Plaintiff,	)	
WALKER RIVER PAIUTE TRIBE,	)	
Plaintiff-Intervenor,	)	
vs.	)	IN EQUITY NO. C-125 SUBFILE NO. C-125-B
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	**NOTICE IN LIEU OF SUMMONS**

TO:

Weir Family Trust
Curtis A. Weir and Verona L. Weir, Trustees
244 HWY 339
Yerington, NV 89447

You have been named as a Defendant in a civil action filed in the United States District Court in Reno, Nevada, entitled *United States v. Walker River Irrigation District* and assigned the court docket number In Equity C-125, Subfile C-125-B. You have been named as a Defendant because you are among a large number of persons and entities identified as having an ownership interest in certain water rights that the Court has directed to be included in this case.

You are hereby summoned and required to file with the United States District Court for the District of Nevada, a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE within 60 days after the service of the FIRST AMENDED COUNTERCLAIM of the United States of America and the FIRST AMENDED COUNTERCLAIM of the Walker River Paiute Tribe, which are herewith served upon you.

Under the CASE MANAGEMENT ORDER (Apr. 18, 2000) governing this phase of the case, you are not obligated to answer either the FIRST AMENDED COUNTERCLAIM filed by the United States of America or the FIRST AMENDED COUNTERCLAIM filed by the Walker River Paiute Tribe except upon further order of the Court.

Copies of your NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE shall

also be mailed 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

Wes Williams, Jr.
Attorney for the Walker River Paiute Tribe
Law Offices of Wes Williams, Jr.
P. O. Box 100
Schurz, NV 89427

Gordon DePaoli
Attorney for the Walker River Irrigation District
Woodburn and Wedge
P.O. Box 2311
Reno, NV 89505-2790

Marta Adams
Attorney for the State of Nevada
100 N. Carson St..
Carson City, NV 89701

Michael W. Neville
Deputy Attorney General
California Attorney General's Office
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-3664

The plaintiff, the United States of America, has filed a FIRST AMENDED COUNTERCLAIM in the United States District Court for the District of Nevada, in an action entitled *United States v. Walker River Irrigation District*. The plaintiff-intervenor, Walker River Paiute Tribe, has also filed a FIRST AMENDED COUNTERCLAIM in the same case. A copy of each FIRST AMENDED COUNTERCLAIM is attached to this notice. The documents have been filed in the District Court and have been assigned docket number In Equity C-125, Subfile C-125-B. Also attached is the CASE MANAGEMENT ORDER (Apr. 18, 2000) governing this phase of the case.

The materials in this package include seven [7] documents that you should review; please note that two of these documents address the sale or other conveyance of your water rights or if you believe that you should not be a party to this lawsuit. These documents are listed in Attachment A to this Notice in Lieu of Summons, and are explained below. **Please read these materials carefully, as they are important to your legal rights and legal obligations.**

There are also two Orders included herein that require you to provide certain information to the Court and the United States in two different circumstances. First, the Court anticipates use of the form attached to the ORDER – DISCLAIMER OF INTEREST in connection with the initial service upon you of the documents in this package <u>if</u> you have no interest in any water right within <u>any</u> of the nine categories of PARAGRAPH 3 of the CASE MANAGEMENT ORDER (Apr. 18, 2000). If you contend that you have been included in this litigation in error because you have no such interest, you should follow the directions in the

ORDER – DISCLAIMER OF INTEREST and provide the information and documents requested. Following receipt of any DISCLAIMERS OF INTEREST IN WATER RIGHTS AND NOTICE OF RELATED INFORMATION AND DOCUMENTATION SUPPORTING DISCLAIMER and the accompanying information and documents, plaintiffs will review the materials received and, if appropriate, seek the Court's concurrence in omitting you from this case.

Second, the Court intends use of the form attached to the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS for each and every sale or other conveyance of the 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). This Order requires you to notify the Court if you transfer any portion of your water right to another person or entity. That notice must include identification of the water right subject to the transfer, the nature of the transfer, and the name and address of the recipient of the water right. You should review this Order carefully and retain copies of it and the attached form entitled NOTICE OF CHANGE OF OWNERSHIP OF WATER RIGHT for your use.

Lance Wilson, Clerk of Court

Dated: AUG 24 2007.

Wayne Julian, Deputy Clerk of the Court

[Seal of District Court]

This Notice is issued pursuant to Rule 4 of the Federal Rules of Civil Procedure and the CASE MANAGEMENT ORDER (Apr. 18, 2000).

Attachment A

Enclosed are the following seven [7] documents:

1. ***Notice in Lieu of Summons: That is the title of this document (see title at the top of this page). Please begin your review with this 5-page double-sided document.***

2. ***Notice of Appearance and Intent to Participate: (This document is single-sided.) You are hereby summoned and required to file this Notice of Appearance and Intent to Participate with the United States District Court for the District of Nevada within 60 days after service upon you of the enclosed First Amended Counterclaim of the United States of America and the First Amended Counterclaim of the Walker River Paiute Tribe. You must file the original with the District Court and send a copy of the document to each of the attorneys identified above. Please keep a copy of the document for your records.***

3. ***First Amended Counterclaim of the United States of America (July 31, 1997). (This document is double-sided.)***

4. ***First Amended Counterclaim of the Walker River Paiute Tribe (July 31, 1997). (This document is double-sided.)***

5. ***Case Management Order (Apr. 18, 2000). (This document is double-sided.)***

6. ***Order and Form -- Disclaimer of Interest: This Order requires you to notify the Court and the United States if you contend that you have been included in this litigation in error because you have 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). If you contend that you have been included in this litigation in error, the Order -- Disclaimer of Interest also requires you to provide certain information and documents related to the transfer of water rights that would be part of this litigation. If you disclaim any water right in this litigation, you must comply with the Order -- Disclaimer of Interest, and you may use the form entitled Disclaimer of Interest in Water Rights and Notice of Related Information and Documentation Supporting Disclaimer, which is attached to the Order -- Disclaimer of Interest, to provide this information. (The Order -- Disclaimer of Interest is double-sided. The form Disclaimer of Interest in Water Rights and Notice of Related Information and Documentation Supporting Disclaimer is single-sided.)*** Please note that you are a Defendant if you are a domestic user of groundwater, as described further in ¶ 3.c of the enclosed CASE MANAGEMENT ORDER.

7. ***Order and Form Regarding Changes in Ownership of Water Rights: This Order requires you to notify the Court and the United States whenever during the course of this litigation you sell or otherwise convey 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). If you sell or otherwise convey any water right in***

this litigation, you must comply with the Order Regarding Changes in Ownership of Water Rights, and may use the form entitled Notice of Change of Ownership of Water Right, which is attached to the Order Regarding Changes in Ownership of Water Rights, to provide this information. You should retain this Order and the attached form for use whenever appropriate during the course of this litigation. You may also wish to make additional copies of the form attached to the Order for use if you sell or otherwise convey ownership of applicable water rights on more than one occasion during the course of this litigation. You should note that this Order also requires you to provide certain information and documents related to the transfer of water rights. (The Order Regarding Changes in Ownership of Water Rights is double-sided. The form Notice of Change of Ownership of Water Right is single-sided.)

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 # 009-085-02 11 NORTH STAR DR SMITH VALLEY

Current Owners

Date	Name
2007	ONTIVEROS, CRAIG S ET AL
2007	ONTIVEROS, ELIZABETH D

Prior Owners

From	To	Name
2003	2007	WRAY, CAMILLE G TR
2003	2003	WRAY, CAMILLE G
1997	2003	DIEDRICHSEN, MADELYN IVEAGH
2003	2002	LEWIS, HARDY D & MARILYN S
2003	2002	LEWIS, MARILYN S
1986	1997	DONOVAN, SUSAN
1986	1997	DONOVAN, JAMES P & SUSAN

Show Names & Addresses

Back | Previous Parcel | Next Parcel | Other Systems

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: 30 JAN 2008

Signature

WILLIAM DONNELLY

Printed/Typed Name

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

(Title)

YERINGTON ENTERPRISES, LLC

(Corporate, Trust, Partnership or other entity)

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

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by 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 RECEIVED
ENTERED SERVED ON
COUNSEL/PARTIES OF RECORD
MAR 30 2007
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, 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)

Street or P.O. Box

Town or City State ZipCode

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

Name(s)

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
- ☑ 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 FEB 2007.

[signature of counter-defendant]

Darlene Zippwald

Jack C Zippwald

[name of counter-defendant]

Darlene Zippwald
JACK C ZIPPWALD

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

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

65 Garms
Smith NV 89430
[address]

[telephone number]

775-465-0073

Jack and Darlene Zippwald
65 Garms Circle
Smith, NV 89430

Linda Sharer, Chief Deputy Clerk
400 S Virginia Suite 301
Reno, NV 89501

FILED
03 JUL -9 PM 3:03
CLERK WILSON
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. CV-125-ECR
Plaintiff-Intervenor,	SUBFILE NO. C-125-B
v.	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS
Defendants.	

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.

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

Additional Information

Assessor's Secured Property Roll

Note: will automatically disconnect if no activity for five minutes

Parcel Number	009-122-01		Prior Parcel #	010-481-04	Primary #
Last Updated	12/10/02	By FREDDY			Changed

Ownership | Description | Sizes

Legal Owner	ZIPPWALD, JACK C & DARLENE S
Assessed Owner	ZIPPWALD, JACK C &
Mail Address	65 GARMS CIR
	SMITH, NV 89430-0000
Vesting Doc #, Date	276684 6/26/2002
Year, Book, Page	00 000 000
Map Document #s	SM168473
Force Assmt Notice	

View available ownership detail and history for this parcel

Your web browser must have JavaScript enabled to view this page correctly

Exhibit 77/78

Parcel Number **009-122-01** Owner **ZIPPWALD, JACK C & DARLENE S** **LY**
Location **65 GARMS CIR** Town **SMITH VALLEY**

Improvements

Sngl-Fam Detached.	1	Non-Dwell Units..	0	Sq Ft Garage.	724	Att/Det	A
Sngl-Fam Attached.	0	MH Hookups....	0	# Bdrms..	3	#Baths..	2.50
Mult-Fam Units....	0	Wells.....	1	# of Stories.....			2.0
Mobile Homes.....	0	Septic Tanks.....	1	Sq Ft Basement.....			0
Tot Dwell Units:	1	SqFt Bldgs	2,180	Sq Ft Fin Basement.....			0

Use/Appraisal Data

Current Land Use Code.: **200 (To change, go to Tax Year Data screen)**
Zoning Code(s)..... **RR3**

Special Ownership.....		Special Prop.....		Class.....	3.50
Re-appraisal Group.....	02	Factoring Group...	00	Developer Discount.	
Re-appraisal Year.....	2005	Orig Constr Year..	1996	Weighted Year.....	0

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

Mobile Home Sq Ft.....		Smaller Residence Sq Ft.	
Other Building Sq Ft....		Attached Garage Sq Ft...	724
Commercial Sq Ft.....		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

FILED
ENTERED
RECEIVED
SERVED ON
COUNSEL/PARTIES OF RECORD
AUG 29 2007
CLERK US DISTRICT COURT
DISTRICT OF NEVADA
BY DEPUTY

FILED
'03 JUL -9 PM 3:03
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,	IN EQUITY NO. CV-125-ECR SUBFILE NO. C-125-B
v.	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants.	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.

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:

Kurt M. Werner and Nancy J. Werner
Name(s)

PO Box 1431
Yerington, NV 89447
Street or P.O. Box

Town or City State ZipCode

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

Name(s)
Joseph Kirchel

Street or P.O. Box)
1331 Antelope Valley Road

Town or City State ZipCode
Reno NV 89506

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

- [x] 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

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

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

Executed this 27th day of August 2007.

Kurt M Werner Nancy J Werner

[signature of counter-defendant]

Kurt M. Werner Nancy J Werner

[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]

PO Box 1431
Yerington NV 89447

[address].

(775) 463-7368

[telephone number]

DOC # 399185
Conformed Copy
(Not Compared to Original)
01/22/2007 10:33 AM
Official Record
Requested By
NORTHERN NEVADA TITLE
Lyon County - NV
Mary C. Milligan - Recorder

A.P.N. 14-381-34
Escrow No.: EO-305321-DA
Accommodation Only

RECORDING REQUESTED BY:

MAIL TAX STATEMENTS AND WHEN RECORDED, MAIL TO:
Joseph Kircher
1331 Antelope Valley Road
Reno, NV 89506

THIS SPACE FOR RECORDER'S USE ONLY

The undersigned grantor(s) declare(s):

Documentary transfer tax is **$265.20, computed on full value of property conveyed.**

WATER RIGHTS
GRANT, BARGAIN, SALE DEED

That **Kurt M. Werner and Nancy J. Werner, Husband and Wife as Joint Tenants with Right of Survivorship** in consideration of $10.00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to **Joseph Kircher, a Married Man** all that real property in the County of Lyon, State of Nevada, bounded and described as follows:

41.84 acre feet of water rights under the State of Nevada, Division of Water Resources Permit No. 21582, Certificate No. 5813 and Permit No. 30218, Certificate No. 9432.

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Dated: 1/22/07

Kurt M. Werner

Nancy J. Werner

STATE OF NEVADA)

COUNTY OF LYON)

On 1-22-07 personally appeared before me, a Notary Public,

Kurt M. Werner and
Nancy J. Werner

who acknowledged that the Y executed the above instrument.

Signature
(Notary Public)

DIANE L. ARVIZO
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 96-5065-12 - Expires September 20, 2008

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:

John C. Warr
Name(s)

4358 Great Lakes Dr. N.
Street or P.O. Box

Case 3:73-cv-00127-ECR-RAM Document 1275 Filed 12/14/2007 Page 2 of 5

Clearwater	FL	33762
Town or City	State	ZipCode

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

Jack Kraske & Sandra L. Kraske
Name(s)

2391 57th St.West
Street or P.O. Box

Rosamond	CA	93560
Town or City	State	ZipCode

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

- [XX] 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 nouce 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

Case 3:73-cv-00127-EGR-RAM Document 1275 Filed 12/14/2007 Page 3 of 3

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

Executed this 12 day of September 2007.

John C. Warr

[signature of counter-defendant]

John C. Warr

[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]

4358 Great Lakes Dr. N.
Clearwater, FL 33762

[address]

727-561-0570

[telephone number]

Case 3:73-cv-00127-ECR-RAM Document 1275 Filed 12/14/2007 Page 4 of 5

*** THIS IS AN UNOFFICIAL COPY ***

DOC # 411113
07/27/2007 11 36 AM
Official Record
Requested By
TITLE SERVICE & ESCROW
Lyon County - NV
Mary C Milligan - Recorder
Page 1 of 2 Fee $40 00
Recorded By DLW RPTT $438 75

0411113

APN 14-191-12
Document Transfer Tax $438.75
Order No. TSL-32329
Mail Tax Bill to Grantee:
2931 57th St West
Rosamond, Ca 93560

The undersigned hereby affirms that this document submitted for recording does not contain the social security number of any person or persons.
(Per NRS 239B.030)

UNOFFICIAL COPY

SPACE ABOVE FOR RECORDER'S USE ONLY

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

JOHN C. WARR, a married man as his sole and separate property

do (es) hereby GRANT, BARGAIN and SELL TO

JACK KRASKE and SANDRA L. KRASKE, husband and wife as Joint Tenants with the Right of Survivorship,

the real property situate in the County of Lyon, State of Nevada, described as follows:

All that certain real property being a portion of the NE 1/4 of the NE 1/4 of Section 9, Township 14 North, Range 25 East, M.D.B.&M., Lyon County, Nevada, described as follows:

Parcel A, as shown on the Parcel Map for John C. Warr and David T. Warr, recorded in the Official Records of Lyon County, Nevada, on November 16, 1992, as Document No. 156475.

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

DATED 7/23/07

Case 3:73-cv-00127-ECR-RAM Document 1275 Filed 12/04/07 Page 5 of 6

*** THIS IS AN UNOFFICIAL COPY ***

411113 07/27/2007 002 of 2

John C. Warr
JOHN C. WARR

Ying Li
YING LI (Spouse of Grantor who joins in the execution of this Deed to release all community interest)

"UNOFFICIAL COPY"

STATE OF ~~NEVADA~~ Florida
) ss.
COUNTY OF ~~LYON~~ Pinellas

On July 23, 07 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be), JOHN C. WARR and YING LI, who acknowledged to me that they executed the within instrument.

Notary Public

BEVERLY GRACE CATO-NELSON
MY COMMISSION # DD870275
EXPIRES May 03, 2011
(407) 398-0153 FloridaNotaryService.com

Subscribed and sworn before me, this 23 day of July, 2007, a Notary Public in and for Pinellas County, State of Florida.
(Signature)
NOTARY PUBLIC
My Commission expires May 3, 11

Case 3:73-cv-00127-ECR-RAM Document 1274 Filed 12/04/07 Page 1 of 5

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:

The Seubert Family Limited Partnership

Name(s)

P. O. Box 43

Street or P.O. Box

Case 3:73-cv-00127-EOR-RAM Document 274 Filed 12/10/2007 Page 2 of 5

Smith	NV	89430
Town or City	State	ZipCode

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

Nordyke Properties LLC
Name(s)

291 Osborne Lane
Street or P.O. Box

Yerington	NV	89447
Town or City	State	ZipCode

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

- [XX] 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

Case 3:73-cv-00127-MMD-WGC Document 4 Filed 03/26/08 Page 32 of 83

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

Executed this 25 day of Sept. 2007

The Seubert Family Limited Partnership

X By: Sophia Seubert

[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]

P. O. Box 43
Smith, NV 89430

[address]

775-465-2319

[telephone number]

Case 3:73-cv-00127-ECR-RAM Document 277 Filed 12/10/2007 Page 4 of 5

*** THIS IS AN UNOFFICIAL COPY ***

DOC # 411210
07/27/2007 04 15 PM
Official Record
Requested By
TITLE SERVICE & ESCROW
Lyon County - NV
Mary C Milligan - Recorder
Page 1 of 2 Fee $15 00
Recorded By DLW RPTT $7,215 00

0411210

APN: 012-332-07 and 012-332-05

File No: 143-2295010 (MK)

RPTT: $7,215.00

TSL - 31547

When Recorded Mail To: Mail Tax Statements To:
Nordyke Properties
291 Osborne Lane
Yerington, NV 89447

UNOFFICIAL COPY

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Seubert Family Limited Partnership, a Nevada Limited Partnership

do(es) hereby *GRANT, BARGAIN and SELL* to:

Nordyke Properties LLC , a Limited Liability Company

the real property situate in the County of Lyon, State of Nevada, described as follows:

All that certain real property being a portion of Sections 21,22,27,and 28 Township 12 North, Range 25 East, M.D.B. & M., Lyon County, Nevada described as follows: Parcels b and C as shown on the Map of Division into large parcels for Nordyke Ranch Inc., recorded in the Official Records of Lyon County, Nevada on June 20, 1991 as No. 142247

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date: 10/06/2006

"Together with all tenements, hereditaments and appurtenances, including easements and the decreed water rights for 271.70 acres and 154.64 acre feet of storage rights on file with the Walker River Irrigation District, Yerington, Nevada, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof."

Case 3:07-cv-00127-ECR-RAM Document 1-174 Filed 12/14/2007 Page 5 of 5

*** THIS IS AN UNOFFICIAL COPY ***

411210 07/27/2007
002 of 2

Seubert Family Limited Partners

Sophia Seubert Partner
By Sophia Seubert/Partner

"UNOFFICIAL COPY"

STATE OF NEVADA)
, ss.
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on July 26, 2007 by **Sophia Seubert,Partner.**

Jillian Little
Notary Public
(My commission expires. May 10, 2009)

JILLIAN LITTLE
NOTARY PUBLIC
STATE OF NEVADA
Appt. Recorded in Douglas County
My Appt. Expires May 10, 2009
No: 05-97253-5

This Notary Acknowledgement is attached to that certain Grant, Bargain Sale Deed dated **7/5/07** under Escrow No **143-2295010**.

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:

Guadalupe V. Quiroga (all of their 33% interest)
Name(s)

2 Hematite
Street or P.O. Box

Carson City — Town or City | NV — State | 89706 — ZipCode

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

Hector Quiroga (all of their 33% interest)
Name(s)

2 Hematite
Street or P.O. Box

Carson City — Town or City | NV — State | 89706 — ZipCode

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

- [x] Deed – Quitclaim
- [ ] 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

Exhibit 84

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

Executed this 5 day of Aug 2007.

Guadalupe V. Quiroga

[signature of counter-defendant]

Guadalupe V. Quiroga

[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]

1336 Leonard Rd
Gardnerville NV
89460

[address]

[telephone number]

265-2559

*** THIS IS AN UNOFFICIAL COPY ***

DOC # 404266
04/13/2007 10 49 AM
Official Record
Requested By
HECTOR QUIROGA
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 1 Fee $14 00
Recorded By COL RPTT
0404266

When recorded, mail to.
Hector Quiroga
2 Hematite
Carson City, Nevada 89706
A P N 10-351-23

"UNOFFICIAL COPY"

QUITCLAIM DEED

THIS DEED, made this 31st day of May, 2005, by and between Guadalupe V. Quiroga, hereinafter referred to as "GRANTOR", and Hector Quiroga, an unmarried man, hereinafter referred to as "GRANTEE",

WITNESSETH:

That said Grantor, in and for valuable consideration and pursuant to the parties' Decree of Divorce, does hereby remise, release and forever quitclaim to Hector Quiroga, all of their 33% interest in that real property located in the County of Lyon, State of Nevada, described as follows.

All that certain real property being a portion of the West ½ of the Northeast 1/4 and the East ½ of Northwest 1/4 of Section 34 and Southwest 1/4 of Southeast 1/4 and Southeast 1/4 of Southwest 1/4 of Section 27, Township 11 North, Range 23 East, M D B &M , Lyon County Nevada, being a portion of Parcel No. 2 as shown on the Lyon County Parcel Map as Document No [illegible]98, and a portion of Parcel B of Parcel Map No 134618, described as follows:

Parcel B2 as shown on the Parcel Map for Daniel and Jennifer Pendleton, recorded in the Official Records of Lyon County, Nevada on February [illegible], 1991, as Document No 139581

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining

WITNESS my hand this 31 day of May, 2005.

Guadalupe V. Quiroga
Guadalupe V Quiroga

STATE OF NEVADA)
) ss
CARSON CITY)

On this 31st day of May, 2005, personally appeared before me, a Notary Public, Guadalupe V Quiroga, who acknowledged that he executed the foregoing instrument

Julie Goodhart
Notary Public

JULIE GOODHART
NOTARY PUBLIC - NEVADA
Appt Recorded in DOUGLAS CO
No 04-94064 My Appt Exp Sept 4, 2007

DOC # 404266
Conformed Copy
(Not Compared to Original)
04/13/2007 10:49 AM
Official Record
Requested By
HECTOR QUIROGA
Lyon County - NV
Mary C. Milligan - Recorder

When recorded, mail to:
Hector Quiroga
2 Hematite
Carson City, Nevada 89706
A.P.N. 10-351-23

QUITCLAIM DEED

THIS DEED, made this 31st day of May, 2005, by and between Guadalupe V. Quiroga, hereinafter referred to as "GRANTOR", and Hector Quiroga, an unmarried man, hereinafter referred to as "GRANTEE",

WITNESSETH:

That said Grantor, in and for valuable consideration and pursuant to the parties' Decree of Divorce, does hereby remise, release and forever quitclaim to Hector Quiroga, all of their 33% interest in that real property located in the County of Lyon, State of Nevada, described as follows:

All that certain real property being a portion of the West ½ of the Northeast 1/4 and the East ½ of Northwest 1/4 of Section 34 and Southwest 1/4 of Southeast 1/4 and Southeast 1/4 of Southwest 1/4 of Section 27, Township 11 North, Range 23 East, M.D.B.&M., Lyon County Nevada, being a portion of Parcel No. 2 as shown on the Lyon County Parcel Map as Document No. 63498, and a portion of Parcel B of Parcel Map No. 134618, described as follows:

Parcel B2 as shown on the Parcel Map for Daniel and Jennifer Pendleton, recorded in the Official Records of Lyon County, Nevada on February 12, 1991, as Document No. 139581.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

WITNESS my hand this 31 day of May, 2005.

Guadalupe V. Quiroga

Guadalupe V. Quiroga

STATE OF NEVADA)
) ss.
CARSON CITY)

On this 31st day of May, 2005, personally appeared before me, a Notary Public, Guadalupe V. Quiroga, who acknowledged that he executed the foregoing instrument.

Julie Goodhart

Notary Public

JULIE GOODHART
NOTARY PUBLIC - NEVADA
Appt. Recorded In DOUGLAS CO.
No.03-84108-5 My Appt. Exp. Sept. 4, 2007

Case No. 03-DI-0314
Dept. No. II

RECEIVED
APR 29 2005
DOUGLAS COUNTY
DISTRICT COURT CLERK

FILED
NO.
2005 APR 29 PM 4:34
BARBARA REED
CLERK
BY B. PHENIX DEPUTY

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

GUADALUPE V. QUIROGA,
Plaintiff,
vs.
HECTOR QUIROGA,
Defendant.
/

FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECREE OF DIVORCE

This matter came on for trial on October 7, 2004. Plaintiff appeared with her attorney, Nancy R. Jackson. The Defendant appeared with his attorney, Peter B. Jaquette. Prior to the commencement of trial, the parties announced to the Court that they had reached an agreement as to all pending issues. Said agreement was placed on the record in open court and ratified, approved, and confirmed by the parties. The Court finds the agreement to be fair, just and equitable. Accordingly, good cause appearing, the Court now enters its Findings of Fact, Conclusions of Law, and Decree of Divorce as follows:

I.

FINDINGS OF FACT

1. That the parties were married on May 11, 1973.
2. That the Plaintiff is a resident of the State of Nevada;

///
///
///

PETER B. JAQUETTE
ATTORNEY AT LAW
408 WEST THIRD STREET
POST OFFICE BOX 2466
CARSON CITY, NV 89702
(775) 882-7434

Exhibit 84

3. That the parties should share legal custody of their minor child, Monica Quiroga, born January 14, 1987. Plaintiff shall have the primary physical care, custody and control of said child subject to reasonable visitation as can be arranged between Defendant and Monica, who is 17;

4. That as and for support of the minor child, the Defendant shall pay child support to Plaintiff in the amount of $583.00 per month, which shall be due and payable in advance on the first of each month and shall continue through June 2005. This date shall be the presumptive termination date for child support, based on the parties' assumption that Monica is pursuing her home schooling on a full-time basis and will graduate in June 2005. This date can be reevaluated at the request of either party in the event that Monica's full-time progress in school does not result in graduation by June 2005 or in the event that she ceases to be pursuing her schooling full-time at any time after her eighteenth birthday in January 2005. The Defendant shall continue to provide health insurance for Monica's benefit until June 2005 or until the termination of her child support obligation and, during the same period of time, pursuant to NRS 125B.080(7), the parties shall share equally all unreimbursad medical, dental, orthodontic, surgical and ophthalmological expenses incurred on behalf of Monica.

5. That the residence and lot located at 1336 Leonard Road, Gardnerville, Nevada, will be set aside to Plaintiff as her sole and separate property. The Defendant will be responsible for the remaining balance owing on the underlying mortgage for said property and shall make the monthly installment payments as they fall due. The Plaintiff will be responsible for all routine maintenance and upkeep associated with the property. The Defendant shall execute a Quitclaim Deed conveying all of his right, title and interest in and to said property to the Plaintiff. The Plaintiff shall indemnify and hold Defendant harmless from any liability for said residence, with the sole exception of the mortgage payment.

6. That the parties' interest in the property located at 65 Lower Colony Road, Wellington, Nevada, will be set aside to Defendant as his sole and separate property. The Plaintiff

PETER B. JAQUETTE
ATTORNEY AT LAW
408 WEST THIRD STREET
POST OFFICE BOX 2466
CARSON CITY, NV 89702
(775) 882-7434

will execute a Quitclaim Deed conveying all of her right, title and interest in and to said property to the Defendant. The Defendant shall be solely responsible for any costs associated with said property and shall indemnify and hold the Plaintiff harmless therefrom.

7. That Plaintiff's retirement benefits with the Nevada Public Employees Retirement System shall be set aside to her as her sole and separate property. The Defendant shall waive any interest he has in and to said benefits. The Defendant's benefits with the Nevada Public Employee Retirements System shall be divided pursuant to a Qualified Domestic Relations Order (QDRO) to be prepared by Defendant's attorney. This QDRO will require that the Plaintiff's marital portion of said retirement benefits shall be set over to her as alternate payee based on the mandatory selection by the Defendant of option 6 in an amount to be determined by PERS. Defendant's option 6 benefit shall be calculated by use of the following formula:

$$\text{Benefit equals } 50\% \times \frac{\text{Years of credited service earned during marriage (5/11/73-10/7/04)}}{\text{Total years of service credit earned}} \times \text{Monthly benefit}$$

Plaintiff shall also be named as beneficiary for any death benefits available through the Defendant's employment with PERS.

8. That Defendant currently has no vested civil service retirement benefits from his employment with the Federal Government. If he should return to work and receive benefits, Plaintiff shall be entitled to her marital share of those benefits.

9. That Plaintiff shall be solely responsible for her own health insurance and health care costs following the date of this Decree.

10. That to assist Plaintiff in obtaining a new vehicle, Defendant has paid to Plaintiff the sum of $3,100.00 from his life insurance policy and waives any claim he may have in and to the life insurance policy of Plaintiff.

11. That the Dodge Durango automobile shall be set over to husband as his sole and separate property.

///

PETER B. JAQUETTE
ATTORNEY AT LAW
408 WEST THIRD STREET
POST OFFICE BOX 2466
CARSON CITY, NV 89702
(775) 882-7434

12. That as and for the support of the Plaintiff, the Defendant shall pay alimony on the following terms:

A. That the Defendant shall continue to pay the mortgage payment owing on 1336 Leonard Road until it is paid in full. This payment is in the approximate amount of $742.00 per month. The Defendant may claim any tax benefits associated with the payment of said mortgage;

B. That as long as the Plaintiff is paying the mortgage obligation on Leonard Road he shall pay an additional amount of $600.00 per month directly to Plaintiff, which is intended to be tax deductible alimony;

C. That after the Defendant has made the last mortgage payment on Leonard Road, his spousal support obligation shall be set at a total monthly payment of $800.00 per month directly to Plaintiff and shall continue until the Defendant's retirement from the State of Nevada.

D. The spousal support obligation set forth above shall be non-modifiable, but shall terminate on the death of either party. The parties and the Court intend that all direct cash payments made pursuant to this obligation shall be tax deductible to the Defendant and included as taxable income to the Plaintiff.

13. That to guarantee the payment of the spousal support obligation as set forth above, Defendant shall immediately provide a policy of life insurance on his life, naming the Plaintiff as irrevocable beneficiary in the face amount of $120,000.00. The obligation to maintain this policy of insurance shall continue until the Defendant retires from his employment with the State of Nevada and the Defendant begins to receive her benefits through the QDRO referenced above. If the Defendant does not retire from his employment with the State of Nevada when first eligible to do so, he shall pay to Plaintiff, on a monthly basis, the share of his retirement to which she is entitled pursuant to paragraph 7 above.

PETER B. JAQUETTE
ATTORNEY AT LAW
408 WEST THIRD STREET
POST OFFICE BOX 2466
CARSON CITY, NV 89702
(775) 882-7434

14. That each party shall keep any items of personal property currently in his or her respective possession. To the extent possible any recreational personal property in the possession of Plaintiff shall be made available to the children.

15. That the Defendant shall pay an additional $1,200.00 to Plaintiff as and for attorney's fees on or before November 7, 2004.

16. That the parties are incompatible in marriage.

II.

CONCLUSIONS OF LAW

1. That this Court has jurisdiction over the parties and the issues raised in the pleadings.

2. That the Plaintiff is entitled to a Decree of Divorce upon the ground of incompatibility.

3. That Nevada is the home state of the parties' minor children and that Nevada has jurisdiction pursuant to the Uniform Child Custody Jurisdiction Act to enter Orders concerning the custody and visitation of such child.

III.

JUDGMENT AND DECREE OF DIVORCE

Pursuant to the foregoing Findings of Fact and Conclusions of Law, IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

1. That the parties be, and they hereby are, granted an absolute decree of divorce from each other upon the ground of incompatibility. That the parties be, and they hereby are, restored to the status of single persons;

2. That the parties be, and hereby are, awarded the joint legal custody of their child, Monica Quiroga, born January 14, 1987;

3. That Plaintiff is awarded physical care, custody and control of the minor child with reasonable visitation rights being set aside to Defendant as can be arranged between Monica and her father;

4. That as and for support of the minor child, the Defendant shall pay child support to Plaintiff in the amount of $583.00 per month, which shall be due and payable in advance on the first of each month and shall continue through June 2005. This date shall be the presumptive termination date

PETER B. JAQUETTE
ATTORNEY AT LAW
408 WEST THIRD STREET
POST OFFICE BOX 2466
CARSON CITY, NV 89702
(775) 883-7434

for child support, based on the parties' assumption that Monica is pursuing her home schooling on a full-time basis and will graduate in June 2005. This date can be reevaluated at the request of either party in the event that Monica's full-time progress in school does not result in graduation by June 2005 or in the event that she ceases to be pursuing her schooling full-time at any time after her eighteenth birthday in January 2005. The Defendant shall continue to provide health insurance for Monica's benefit until June 2005 or until the termination of her child support obligation and, during the same period of time, pursuant to NRS 125B.080(7), the parties shall share equally all unreimbursad medical, dental, orthodontic, surgical and ophthalmological expenses incurred on behalf of Monica.

6. That this Court confirms, approves and ratifies the agreement set forth in the Findings of Fact above, and specifically orders the parties to abide by the terms and conditions set forth therein and directs them to execute any documents necessary to complete the terms.

NOTICE REGARDING CHILD SUPPORT: If either party is obligated to pay support, the parties are hereby notified that his/her obligation may subject him/her to the child support enforcement collection provisions contained in Chapters 31A, 125.450(2) and 425 of the Nevada Revised Statutes.

The parties are reminded that NRS 125B.145 provides that an order issued by any court or expedited process for the support of a child that is being enforced in this State, must be reviewed by the court at least every three years pursuant to said section to determine whether the order should be modified.

NRS 125B.070 (3) mandates that the presumptive maximum amounts set forth in subsection 2 for the obligation for support must be adjusted on July 1 of each year for the fiscal year beginning that day and ending June 30 in a rounded dollar amount corresponding to the percentage of increase or decrease in the Consumer Price Index (All items) published by the United States Department of Labor for the preceding calendar year. On April 1 of each year, the Office of Court Administrator will determine the amount of the increase or decrease required and establish the adjusted amounts which will take effect on July 1 of that year. The Court Administrator will notify each district court of the adjusted amounts. To the extent that the child support set forth in this Decree is established pursuant to such presumptive maximum amounts, it shall be adjusted each year in accordance with the Court

PETER B. JAQUETTE
ATTORNEY AT LAW
408 WEST THIRD STREET
POST OFFICE BOX 2466
CARSON CITY, NV 89702
(775) 882-7434

administrator determinations.

The parties are further advised of the existence of NRS 125C.200 which requires that a parent wishing to move his/her residence outside of the State of Nevada and to take a child or children with him/her, must, as soon as possible and before the planned move, attempt to obtain the written consent of the other parent or permission of this Court.

PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides that every person having a limited right of custody to a child or any parent having no right of custody to the child who willfully detains, conceals or removes the child from a parent, guardian or other person having lawful custody or a right of visitation of the child in violation of an order of this Court, or removes the child from the jurisdiction of the Court without the consent of either the Court or all persons who have the right to custody or visitation are subject to being punished as a Category D Felony as provided in NRS 193.130.

The State of Nevada, United States of America, is the habitual residence of the minor child/children. The terms of the Hague Convention of October 25, 1980, adopted by the 14th Session of the Hague Conference on Private International Law, apply if a parent abducts or wrongfully retains a child in a foreign country.

NRS 125B.055(3) also provides that within ten days after a child support order is issued, each party must file with the court and the Nevada State Welfare Division the following information: social security number; residential and mailing address; telephone number; driver's license number; and the name, address and telephone number of the party's employer. Each party has a continuing duty to update this information within ten days of any change.

This Decree of Divorce is entered Nunc Pro Tunc to October 7, 2004, this 25 day of April, 2005.

DISTRICT JUDGE

PETER B. JAQUETTE
ATTORNEY AT LAW
408 WEST THIRD STREET
POST OFFICE BOX 2466
CARSON CITY, NV 89702
(775) 882-7434

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:

Melannie Grimes, Linda Thomas, Colleen LeVar, Kirk Kyler, Tina Deese & York Kyler

Name(s)

1570 Banbury Loop South

Street or P.O. Box

Lakeland, FL 33809
Town or City State ZipCode

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

Eldon L. Riddle
Name(s)

20 S. Main St.
Street or P.O. Box

Yerington NV 89447
Town or City State ZipCode

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

- [XX] 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

Exhibit 85

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

Executed this 15 day of September 2007.

Melanie Grimes

[signature of counter-defendant]

Melanie Grimes

[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]

1570 Banbury Loop South
Lakeland, FL 33809
[address]

[telephone number]
(863) 815-9883

*** THIS IS AN UNOFFICIAL COPY ***

DOC # 410360
07/16/2007 01 54 PM
Official Record
Requested By
NORTHERN NEVADA TITLE
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 12 Fee $50 00
Recorded By MCM RPTT $585 00

0410360

A.P.N. 004-262-03
Escrow No.: LY-305613-DA
305613

RECORDING REQUESTED BY

MAIL TAX STATEMENTS AND WHEN RECORDED, MAIL TO

Eldon L Ruddle
20 South Main Street

Yerington, NV 89447

THIS SPACE FOR RECORDER'S USE ONLY

The undersigned grantor(s) declare(s)

Documentary transfer tax is $ 585.00, computed on full value of property conveyed.

GRANT, BARGAIN, SALE DEED

That **Linda Thomas, Colleen LeVar, Kirk Kyler, Melanie Grimes, Tina Deese and York Kyler** in consideration of $10 00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to **Eldon L. Ruddle, a Married Man as His Sole and Separate Property** all that real property in the County of Lyon, State of Nevada, bounded and described as follows:

Lot 2 of Section 1 of FAIRWAY ESTATES SUBDIVISION, as per map on file in the Office of the County Recorder of Lyon County, Nevada on October 25, 1965 as Document No. 93805.

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining

UNOFFICIAL COPY

*** THIS IS AN UNOFFICIAL COPY ***

410360 07/16/2007 002 of 12

Dated June 14, 2007

Melanie Grimes

SIGNED IN COUNTERPART
Linda Thomas

SIGNED IN COUNTERPART
Colleen LaVar

SIGNED IN COUNTERPART
Kirk Kyler

SIGNED IN COUNTERPART
Tina Deese

SIGNED IN COUNTERPART
Kirk Kyler

"UNOFFICIAL COPY"

STATE OF Florida)
COUNTY OF Polk)

On June 17th personally appeared before me, a Notary Public, Melanie Grimes
952-551-56-5560
who acknowledged that she executed the above instrument

Signature Rosemarie Dolven
(Notary Public)

ROSEMARIE DOLVEN
Notary Public - State of Florida
My Commission Expires Sep 21, 2010
Commission # DD 556022
Bonded by National Notary Assn

STATE OF _____)
COUNTY OF _____)

On _____ personally appeared before me, a Notary Public, _____

who acknowledged that __he__ executed the above instrument

Signature _____
(Notary Public)

*** THIS IS AN UNOFFICIAL COPY ***

410360 07/16/2007 003 of 12

A.P.N. 004-262-03
Escrow No.: LV-305613-DA
305613

RECORDING REQUESTED BY

MAIL TAX STATEMENTS AND WHEN RECORDED, MAIL TO
Eldon L Riddle
20 South Main Street
Yerington, NV 89447

THIS SPACE FOR RECORDER'S USE ONLY

The undersigned grantor(s) declare(s)

Documentary transfer tax is $585.00, computed on full value of property conveyed.

GRANT, BARGAIN, SALE DEED

That **Linda Thomas, Colleen LeVar, Kirk Kyler, Melanie Grames, Tina Deese and York Kyler** in consideration of $10 00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to **Eldon L. Riddle, a Married Man as His Sole and Separate Property** all that real property in the County of Lyon, State of Nevada, bounded and described as follows:

Lot 2 of Section 1 of FAIRWAY ESTATES SUBDIVISION, as per map on file in the Office of the County Recorder of Lyon County, Nevada on October 25, 1965 as Document No. 93805.

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining

UNOFFICIAL COPY

*** THIS IS AN UNOFFICIAL COPY ***

410360 07/16/2007 004 of 12

Dated June 14, 2007

SIGNED IN COUNTERPART

Melannie Grimes

Linda Thomas

Linda Thomas

SIGNED IN COUNTERPART

Colleen LaVar

SIGNED IN COUNTERPART

Kirk Kyle

SIGNED IN COUNTERPART

Tina Deese

SIGNED IN COUNTERPART

York Kyle

UNOFFICIAL COPY

STATE OF _____)
COUNTY OF _____)

On _____ personally appeared before me, a Notary Public, _____

who acknowledged that __he__ executed the above instrument

Signature _____
(Notary Public)

STATE OF Illinois)
COUNTY OF Ogle)

On June 18, 2007 personally appeared before me, a Notary Public, Melissa L. Metzger,
Linda Thomas
who acknowledged that she executed the above instrument

Signature Melissa L. Metzger
(Notary Public)

OFFICIAL SEAL
MELISSA L. METZGER
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES 11-1-2010

*** THIS IS AN UNOFFICIAL COPY ***

410360 07/16/2007 005 of 12

A.P.N. 004-262-03
Escrow No.: LY-305613-DA
305613

RECORDING REQUESTED BY

MAIL TAX STATEMENTS AND WHEN RECORDED, MAIL TO
Eldon L Riddle
20 South Main Street
Yerington, NV 89447

THIS SPACE FOR RECORDER'S USE ONLY

The undersigned grantor(s) declare(s)

Documentary transfer tax is $ 585.00, computed on full value of property conveyed.

GRANT, BARGAIN, SALE DEED

That **Linda Thomas, Colleen LeVar, Kirk Kyler, Melanie Grimes, Tina Deese and York Kyler** in consideration of $10 00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to **Eldon L. Riddle, a Married Man as His Sole and Separate Property** all that real property in the County of **Lyon**, State of Nevada, bounded and described as follows:

Lot 2 of Section 1 of FAIRWAY ESTATES SUBDIVISION, as per map on file in the Office of the County Recorder of Lyon County, Nevada on October 25, 1965 as Document No. 93805.

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining

UNOFFICIAL COPY

*** THIS IS AN UNOFFICIAL COPY ***

410360 07/18/2007 006 of 12

Dated June 14, 2007

SIGNED IN COUNTERPART
Melannie Grumes

SIGNED IN COUNTERPART
Linda Thomas

Colleen LeVar CL
Colleen LeVar

SIGNED IN COUNTERPART
Kirk Kylat

SIGNED IN COUNTERPART
Tina Deese

SIGNED IN COUNTERPART
York Keller

"UNOFFICIAL COPY"

STATE OF California)
COUNTY OF San Bernardino)

On June 20, 2007 personally appeared before me, a Notary Public, Colleen LeVar

who acknowledged that she executed the above instrument

Signature Y. Rodriguez
(Notary Public)

YANETH RODRIGUEZ
Commission # 1709291
Notary Public - California
San Bernardino County
My Comm. Expires Dec 5, 2010

STATE OF _____)
COUNTY OF _____)

On _____ personally appeared before me, a Notary Public, _____

who acknowledged that he executed the above instrument

Signature _____
(Notary Public)

*** THIS IS AN UNOFFICIAL COPY ***

410350 07/16/2007 007 of 12

A.P.N. 004-262-03
Escrow No.: LY-305613-DA
305613

RECORDING REQUESTED BY

MAIL TAX STATEMENTS AND WHEN RECORDED, MAIL TO
Eldon L. Riddle
20 South Main Street
Yerington, NV 89447

THIS SPACE FOR RECORDER'S USE ONLY

The undersigned grantor(s) declare(s)

Documentary transfer tax is $ 585.00, computed on full value of property conveyed.

GRANT, BARGAIN, SALE DEED

That **Linda Thomas, Colleen LeVar, Kirk Kyler, Melanie Grimes, Tina Deese and York Kyler** in consideration of $10 00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to **Eldon L. Riddle, a Married Man as His Sole and Separate Property** all that real property in the County of **Lyon**, State of Nevada, bounded and described as follows:

Lot 2 of Section 1 of FAIRWAY ESTATES SUBDIVISION, as per map on file in the Office of the County Recorder of Lyon County, Nevada on October 25, 1965 as Document No. 93805.

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining

UNOFFICIAL COPY

*** THIS IS AN UNOFFICIAL COPY ***

410360 07/16/2007
008 of 12

Dated June 14, 2007

SIGNED IN COUNTERPART
Melanie Grimes

SIGNED IN COUNTERPART
Linda Thomas

SIGNED IN COUNTERPART
Colleen LaVar

K. H. K
Kirk Kyler (KK)

SIGNED IN COUNTERPART
Tina Deese

SIGNED IN COUNTERPART
Kirk Kyler

"UNOFFICIAL COPY"

DELORES K SCHAAR
Notary Public - State of Nevada
Appointment Recorded in Mineral County
No. 94-1215-13 - Expires February 25, 2010

STATE OF Nevada)
COUNTY OF Mineral)

On June 19, 2007 personally appeared before me, a Notary Public, Kirk Kyler

who acknowledged that he executed the above instrument

Signature Delores Schaar
(Notary Public)

STATE OF _____)
COUNTY OF _____)

On _____ personally appeared before me, a Notary Public, _____

who acknowledged that he executed the above instrument

Signature _____
(Notary Public)

*** THIS IS AN UNOFFICIAL COPY ***

416360 07/16/2007 009 of 12

A.P.N. 004-262-03
Escrow No.: LY-305613-DA
305613

RECORDING REQUESTED BY

MAIL TAX STATEMENTS AND WHEN RECORDED, MAIL TO

Eldon L Riddle
20 South Main Street
Yerington, NV 89447

THIS SPACE FOR RECORDER'S USE ONLY

The undersigned grantor(s) declare(s)

Documentary transfer tax is $ 585.00, computed on full value of property conveyed.

GRANT, BARGAIN, SALE DEED

That Linda Thomas, Colleen LeVar, Kirk Kyler, Melanie Grimes, Tina Deese and York Kyler in consideration of $10 00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to Eldon L. Riddle, a Married Man as His Sole and Separate Property all that real property in the County of Lyon, State of Nevada, bounded and described as follows

Lot 2 of Section 1 of FAIRWAY ESTATES SUBDIVISION, as per map on file in the Office of the County Recorder of Lyon County, Nevada on October 25, 1965 as Document No. 93305.

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining

UNOFFICIAL COPY

*** THIS IS AN UNOFFICIAL COPY ***

410360 07/18/2007 010 of 12

Dated June 14, 2007

SIGNED IN COUNTERPART
Melanie Grimes

SIGNED IN COUNTERPART
Linda Thomas

SIGNED IN COUNTERPART
Colleen LaVar

SIGNED IN COUNTERPART
Kirk Kyle

Tina Deese
Tina Deese

SIGNED IN COUNTERPART
York Kyler

UNOFFICIAL COPY

STATE OF Alabama)
COUNTY OF Lee)

On 28th of June Tina Deese personally appeared before me, a Notary Public,

who acknowledged that she executed the above instrument

Signature Victoria B. Meetz
(Notary Public)

STATE OF)
COUNTY OF)

On personally appeared before me, a Notary Public,

who acknowledged that he executed the above instrument

Signature
(Notary Public)

*** THIS IS AN UNOFFICIAL COPY ***

410360 07/16/2007 011 of 12

A.P.N. 004-262-03
Escrow No.: LY-305613-DA
305613

RECORDING REQUESTED BY

MAIL TAX STATEMENTS AND WHEN RECORDED, MAIL TO
Eldon L Riddle
20 South Main Street
Yerington, NV 89447

THIS SPACE FOR RECORDER'S USE ONLY

The undersigned grantor(s) declare(s)

Documentary transfer tax is $585.00, computed on full value of property conveyed.

GRANT, BARGAIN, SALE DEED

That Linda Thomas, Colleen LeVar, Kirk Kyler, Melanne Grimes, Tina Deese and York Kyler in consideration of $10 00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to Eldon L. Riddle, a Married Man as His Sole and Separate Property all that real property in the County of Lyon, State of Nevada, bounded and described as follows:

Lot 2 of Section 1 of FAIRWAY ESTATES SUBDIVISION, as per map on file in the Office of the County Recorder of Lyon County, Nevada on October 25, 1965 as Document No. 93805.

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining

UNOFFICIAL COPY

*** THIS IS AN UNOFFICIAL COPY ***

410360 07/16/2007 012 of 12

Dated June 14, 2007

SIGNED IN COUNTERPART
Melanie Grimes

SIGNED IN COUNTERPART
Linda Thomas

SIGNED IN COUNTERPART
Colleen LeVar

SIGNED IN COUNTERPART
Kirk Kyle

SIGNED IN COUNTERPART
Tina Deese

York Kyler

"UNOFFICIAL COPY"

DIANE L. ARVIZO
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No. 96-5005-12 Expires September 20, 2008

STATE OF Nevada)
COUNTY OF Lyon)

On 6-21-07 personally appeared before me, a Notary Public, York Kyler

who acknowledged that he executed the above instrument

Signature
(Notary Public)

DIANE L. ARVIZO
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No. 96-5005-12 Expires September 20, 2008

STATE OF)
COUNTY OF)

On personally appeared before me, a Notary Public,

who acknowledged that he executed the above instrument

Signature
(Notary Public)

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:

William L. Hawhee & Dianne P. Hawhee
Name(s)

834 W. Bridge St.
Street or P.O. Box

Yerington NV 89447
Town or City State ZipCode

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

Rodney Lee Stephens & Diane Suzan Nagel
Name(s)

P. O. Box 599
Street or P.O. Box

Yerington NV 89447
Town or City State ZipCode

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 11 day of June 2007.

William L Hawhee

[signature of counter-defendant]

William L. Hawhee

Dianne P. Hawhee

[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]

629 Appaloosa Ln
Gardnerville, NV 89410

[address]

775-265-2692

[telephone number]

*** THIS IS AN UNOFFICIAL COPY ***

DOC # 404249
04/12/2007 04 10 PM
Official Record
Requested By
TITLE SERVICE & ESCROW
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 3 Fee $16 00
Recorded By MFK RPTT $1,189 50

0404249

A.P.N.. 012-031-06

File No: 142-2259120 (MK)

R.P.T.T.: $1,189.50

TSL-30517

When Recorded Mail To: Mail Tax Statements To:
Rodney Lee Stephens and Diane Suzan Nagle
~~834 West Bridge Street~~ PO Box 599
Yerington, NV 89447

"UNOFFICIAL COPY"

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

William L. Hawhee and Dianne [illegible] Hawhee, husband and wife as joint tenants

do(es) hereby *GRANT, BARGAIN and SELL* to

Rodney Lee Stephens and Diane Suzan Nagle, husband and wife as joint tenants

the real property situate in the County of Lyon, State of Nevada, described as follows:

See exhibit "A" attached hereto and made a part hereof. Together with water rights under number 22935.

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date. 04/04/2007

*** THIS IS AN UNOFFICIAL COPY ***

494249 04/12/2007
002 of 3

William L Hawhee

William L Hawhee

Dianne P Hawhee

STATE OF NEVADA)
: ss.
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on April 4, 2007 by **William L. Hawhee and Dianne P. Hawhee**

Mary Kelsh
Notary Public
(My commission expires: 11-6-2010

MARY KELSH
Notary Public - State of Nevada
Appointment Recorded in Douglas County
No 98-49567 5 Expires November 6, 2010

This Notary Acknowledgement is attached to that certain Grant, Bargain Sale Deed dated **April 04, 2007** under Escrow No. **142-2259120.**

"UNOFFICIAL COPY"

*** THIS IS AN UNOFFICIAL COPY ***

404249 04/12/2007
003 of 3

LEGAL DESCRIPTION

A parcel of land in the Northwest 1/4 of Section 22 and Northeast 1/4 of Section 21, Township 13 North, Range 25 East, Mount Diablo Meridian, bounded and described as follows:

Commencing at the NW corner of said Section 22, marked by a standard Bureau of Land Management pipe and brass cap, from which the North 1/4 corner of said Section 22 bears South 89°25'24" East; thence South 00°43'[illegible]" West, 1313.83 feet to the NW corner of the South 1/2 of the NW 1/4 of said Section 22, marked by a 5/8" rebar and cap marked PLS 105[illegible], set per Map File No. 192614, Lyon County Official Records, Yerington, Nevada; thence South 00°44'56" West, 582.68 feet to a point on the Westerly line of said Section 22 marked by a 5/8" rebar with cap marked PLS 6200, per Map File No. 172217, Lyon County Official Records, the point of beginning; thence around the parcel as follows:

South 89°41'09" West, 17.46 feet; thence South 08°29'55" West, 125.44 feet; thence South 00°32'08" East, 121.26 feet; thence South 79°27'02" East, 32.12 feet to a point on the Westerly line of said Section 22; thence along said Westerly line, South 00°44'57" West, 433.92 feet; thence South 89°26'34" East, 354.64 feet; thence North 10°49'50" East, 86.64 feet; thence North 13°55'52" West, 118.08 feet; thence North 41°09'51" West, 265.61 feet; thence North 07°29'00" West 189.66 feet; thence North 05°38'41" East, 102.18 feet; thence South 89°41'09" West, 143.74 feet to the point of beginning.

Said parcel as further delineated on Lyon County Record of Survey Map, recorded on May 13, 2004 as Document No. 320472.

Legal Description appeared previously in Document No. 322[illegible], recorded on June 2, 2004, Official Records of Lyon County, Nevada.

UNOFFICIAL COPY

'd Robertson, Esq., 1001
'hnson, Esq., 4299
.rSON & BENEVENTO
.vest Liberty Street, Suite 600
Reno, Nevada 89501
Telephone: (775) 329-5600
Facsimile: (775) 348-8300
gdavid@nvlawyers.com
kirk@nvlawyers.com
Attorneys for Westfork

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., Defendants. _____/	CASE NO.: 3:73-cv-00127 IN EQUITY NO. C-125 SUBFILE NO. C-125-B

AND RELATED ACTIONS _____/

NOTICE OF CHANGE OF OWNERSHIP OF WATER RIGHTS

The undesigned 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:

Cal Neva Cattle Company
c/o Robertson & Benevento
50 West Liberty Street, Suite 600
Reno, Nevada 89501

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

Westfork
c/o Robertson & Benevento
50 West Liberty Street, Suite 600
Reno, Nevada 89501

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

Executed this 22nd day of August, 2007.

Westfork, a Nevada corporation

By: Kirk C. Johnson
Digitally signed by Kirk C. Johnson
DN: CN = Kirk C. Johnson, C = US
Reason: I am the author of this document
Date: 2007.08.22 16:16:00 -07'00'

Kirk C. Johnson, Esq.
Robertson & Benevento
50 West Liberty Street, Suite 600
Reno, NV 89501

CERTIFICATE OF SERVICE

Pursuant to FRCP 5(b) and Local Rule 5-4, I hereby certify that I am an employee of Robertson & Benevento, over the age of eighteen, and not a party to the within action. I further certify that on the 22nd day of August, 2007, I electronically filed **NOTICE OF CHANGE OF OWNERSHIP OF WATER RIGHTS** and thus, pursuant to LR 5-4, caused same to be served by electronic mail on the following Filing Users:

Brian Chally brian.chally@lvvwd.com
Bryan L Stockton blstockt@ag.state.nv.us, payoung@ag.state.nv.us
Charles S Zumpft zumpft@brooke-shaw.com
Dale E Ferguson dferguson@woodburnandwedge.com, cmayhew@woodburnandwedge.com
G. David Robertson gdavid@nvlawyers.com, chris@nvlawyers.com, kirk@nvlawyers.com
George N. Benesch gbenesch@sbcglobal.net
Gordon H. De Paoli gdepaoli@woodburnandwedge.com
Gregory W. Addington greg.addington@usdoj.gov, joanie.silvershield@usdoj.gov, judy.farmer@usdoj.gov
Harry W. Swainston hwswainston@earthlink.net
J. D. Sullivan jd@mindenlaw.com, attyjoesullivan@hotmail.com, gene_kaufmann@hotmail.com, shiela@mindenlaw.com
JAMES SPOO spootoo@aol.com, jjrbau@hotmail.com
John Paul Schlegelmilch jpslaw@netscape.com
Julian C Smith, Jr joylyn@smithandharmer.com
Karen A Peterson kpeterson@allisonmackenzie.com, egarrison@allisonmackenzie.com
Laura A Schroeder counsel@water-law.com, Katherine@water-law.com, c.moore@water-law.com, tau@water-law.com
Linda A. Bowman office@bowman.reno.nv.us, office@webmail.hotspotbroadband.com
Louis S Test twallace@htag.reno.nv.us
Marta A. Adams maadams@ag.state.nv.us, payoung@ag.state.nv.us
Marvin W. Murphy marvinmurphy@sbcglobal.net
Michael D Hoy mhoy@nevadalaw.com, cstewart@nevadalaw.com, service@nevadalaw.com, tchrissinger@nevadalaw.com
Michael F. Mackedon falonlaw@phonewave.net
Michael R. Montero mrm@eloreno.com, lwatson@eloreno.com
Michael A. Pagni mpagni@mcdonaldcarano.com, dshosteck@mcdonaldcarano.com, spierallini@mcdonaldcarano.com
Ross E. de Lipkau RdeLipkau@parsonsbehle.com, rtinnell@parsonsbehle.com
Sylvia Harrison sharrison@mcdonaldcarano.com
William E Schaeffer lander_lawyer@yahoo.com
Michael Neville michael.neville@doj.ca.gov, cory.marcelino@doj.ca.gov
Stacey Simon ssimon@mono.ca.gov
Susan L. Schneider susan.schneider@usdoj.gov, yvonne.marsh@usdoj.gov
Debbie Leonard dshosteck@mcdonaldcarano.com, lfuller@mcdonaldcarano.com, smelendez@mcdonaldcarano.com
Wes Williams wwilliams@stanfordalumni.org
William J Duffy william.duffy@dgslaw.com
Erin K.L. Mahaney emahaney@waterboards.ca.gov
David L. Negri david.negri@usdoj.gov
Simeon M Herskovits simeon@communityandenvironment.net
John W Howard johnh@jwhowardattorneys.com, elisam@jwhowardattorneys.com
Sheri M. Schwartz gassmann@lbbslaw.com, sschwartz@lbbslaw.com

Robertson & Benevento
50 West Liberty Street,
Suite 600
Reno, Nevada 89501

Malissa Hathaway McKeith mckeith@lbbslaw.com
ANDREW D GALVIN drew.galvin@americantower.com

Notice has been served by U.S. Mail, prepaid postage, addressed to:

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

Kelly R. Chase
P.O. Box 2800
Minden, NV 89423

Cheri K Emm-Smith
PO Box 1210
Hawthorne, NV 89415

James T. Fousekis
2848 Garber Street
Berkeley, CA 94705

Susan Fousekis
2848 Garber Street
Berkeley, CA 94705

Daniel N. Frink
California Water Resources Control Board
P.O. Box 100
Sacramento, CA 94814

Nathan Goedde
California Department of Fish and Game
1416 9th Street Ste 1335
Sacramento, CA 95814

Mary Hackenbracht
California Attorney General's Office
1300 I Street, Suite 1101
PO Box 944255
Sacramento, CA 94244-2550

Robert L. Hunter
Western Nevada Agency
311 East Washington Street
Carson City, NV 78701-4065

Robertson & Benevento
50 West Liberty Street,
Suite 600
Reno, Nevada 89501

George M. Keele
George M. Keele, APC
1692 Country Road. Suite A
Minden, NV 89423

John Kramer
Department of Water Resources
1416 Ninth Street
Sacramento, CA 95814

David Moser
McCutchen, Doyle, Brown, Et Al.
Three Embarcadero Center, Suite 1800
San Francisco, CA 94111

Stephen B Rye
Lyon Count District Attorney
31 South Main Street
Yerington, NV 89447

William J Shaw
Brooke & Shaw, Ltd.
1590 Fourth Street
P.O. Box 2860
Minden, NV 89423

Gary A Sheerin
Gary A. Sheerin, Law Office of
177 W Proctor Street, Suite B
Carson City, NV 89703

Garry Stone
Water Master
290 South Arlington Ave
Reno, NV 89501

Walker Lake Water Dist. G.I.D.
175 Wassuk Way
Walker Lake, NV 89415

Christine Braun

Digitally signed by Christine Braun
DN: CN = Christine Braun, C = US
Reason: I agree to 'specified' portions of this document
Date: 2007.08.22 16:17:37 -07'00'

An Employee of Robertson & Benevento

Recording Requested by
and Return to:

Don L. Ross, Esq.
Woodburn and Wedge
P.O. Box 2311
Reno, NV 89511

GRANT DEED

THIS GRANT DEED is made this 23 day of Aug, 1996, by and between Calneva Cattle Co., a Nevada corporation, (hereinafter referred to as "Grantor") and Westfork, a Nevada corporation, (hereinafter referred to as "Grantee").

W I T N E S S E T H:

Grantor, for a valuable consideration, the receipt of which is hereby acknowledged, and subject to the reservations and exceptions stated herein, does hereby GRANT unto the Grantee, and to its successors and assigns forever, all the right, title and interest which the Grantor has or may hereafter acquire in the real property situated in the County of Mono, State of California, and more particularly described on Exhibit "A", attached hereto and by this reference made a part hereof;

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all water rights, oil, gas, other hydrocarbons, and minerals of whatsoever nature therein, and all right, title and interest of the Grantor therein or thereto, or which it may hereafter acquire;

SUBJECT TO taxes for the fiscal year 1996, and to encumbrances, covenants, conditions, restrictions, reservations, rights, rights of way and easements of record, if any;

TO HAVE AND TO HOLD all and singular the premises, together with the appurtenances, unto the Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, Grantor has executed this GRANT DEED the day and year first above written.

Grantor:
Calneva Cattle Co.,
a Nevada corporation

By: Melvin H. Schwake
Melvin Schwake, Jr., President

STATE OF NEVADA)
DOUGLAS) ss.
COUNTY OF ~~WASHOE~~)

This instrument was acknowledged before me on AUGUST 23, 1996, by Melvin Schwake, Jr. as President of Calneva Cattle Co., a Nevada corporation.

JANET G. ANDERSON
Notary Public Nevada
Douglas County
My Commission Expires June 22, 1997

Janet G. Anderson
NOTARY PUBLIC

My Commission Expires: JUNE 22 1997.

Send Tax Statements To:
Calneva Cattle Company
Attn: Mel Schwake, Jr.
P.O. Box A
Minden, NV 89423

APN: 00-01-100-23-0000-00
00-01-100-24-0000-00
00-01-100-34-0000-00
00-01-100-35-0000-00

Exhibit "A"

All that real property situate in the County of Mono, State of California, described as follows:

Parcel 1:

The Northwest quarter of the Southeast quarter of Section 25, and the South half of the Northwest quarter of Section 25, and the Northeast quarter of the Southwest quarter of Section 25, Township 9 North, Range 22 East, M.D.M., according to the official plat thereof, filed for record.

Excepting that portion of the Southwest quarter of the Northeast quarter and the Northwest quarter of the Southeast quarter as deeded to Joseph Pitts, May 4, 1882, in Book J, Page 130 of Deeds, described as follows:

Commencing at the Northeast corner of the Southwest quarter of the Northeast quarter of Section 25, Township 9 North, Range 22 East, M.D.M., thence running West along the line of U.S. Government Survey, 10 rods, more or less, to the division fence at which point a stake marked "R & P" surrounded by a pile of stone is set in the ground as a monument; thence running southerly along the line of said fence, 160 rods, more or less, to the point where said fence intersects the U.S. Government Survey between the ranches or farms belonging to Morris Dick and said Joseph Pitts; thence northerly 160 rods, more or less, along the line of the U.S. Government Survey to the place of beginning.

Parcel 2:

The Northwest quarter of the Southwest quarter of Section 25, Township 9 North, Range 22 East, M.D.M., according to the official plat thereof.

Parcel 3:

That portion of Section 25, Township 9 North, Range 22 East, M.D.M., County of Mono, State of California, as per the official plat thereof, described as follows:

Commencing at the Southwesterly corner of said Section 25; thence along the westerly line thereof, North 1270.8 feet; thence South 89 50' East, 1320.00 feet to the True Point of Beginning; thence South 89 50' East 1320.00 feet; thence South 450.00 feet; thence North 89 50' West, 1320 feet; thence North 450 feet to the Point of Beginning.

Excepting from Parcels 2 and 3 all that property deeded to the State of California for Highway 395 right-of-way.

Parcel 4:

Those portions of the South half of the Northeast quarter and the Southeast quarter of Section 25, and the Northeast quarter of Section 36, all in Township 9 north, Range 22 East, Mount Diablo Base and Meridian, according to the official plat of survey filed in the District Land Office on December 30, 1874, and Lots 2, 3 and 4 (Southwest quarter of Northwest quarter and West half of Southwest quarter) and the Southeast quarter of Southwest quarter of Section 30, and a portion of the Northwest quarter of Section 31, all in Township 9 North, Range 23 East, Mount Diablo Base and Meridian, County of Mono, State of California, according to the official plat of survey filed in the District Land Office On January 2, 1875, more particularly described as follows:

Beginning at a fence corner at the Southeast corner of what was known as the "Morris Dick Field", from which point the quarter corner between Sections 30 and 31, Township 9 North, Range 23 East, Mount Diablo Base and Meridian, bears North 0 32' East, 1347.60 feet; running thence North 0 52' East, 2642.30 feet to a fence corner; thence North 89 20' West along the fence 1940.54 feet to the West line of the East half of the Southwest quarter of said Section 30; thence Northerly, along said West line of the East half of the Southwest quarter of Section 30 and the Northerly extension thereof (along the East lines of Lots 2 and 3) the Northeast corner of Lot 2 in the Northwest quarter of said Section 30; thence Westerly along the North line of said Lot 2, and continuing along the North line of the South half of the Northeast quarter of Section 25, Township 9 North, Range 22 East, Mount Diablo Base and Meridian, to a point in said North line which is 165 feet Westerly from the Northwest corner of the Southeast quarter of the Northeast quarter of said Section 25 at which point a stake marked "R & P" surrounded by a pile of stones is set in the ground as a monument; thence Southerly, along the division fence between the farms of William Radley and Henry A. Pitts, 2650 feet, more or less, to the point where the fence intersects the U.S. Government Survey between the land of Henry A. Pitts and former "Morris Dick Ranch"; thence North 88 59' West along a fence line to the Northeast corner of the land conveyed by G.M. Terry by deed recorded in Book 13, Page 379 of Official Records; thence along the East line of said land conveyed by G.M. Terry as follows: South 5 42' West, 1739.55 feet; South 50 58' West 300.3 feet; South 33 39' West 244.6 feet; South 6 40' West 221.2 feet; South 23 54' East 81.1 feet; South 28 09 East to the division line established by the Contract and Agreement recorded September 4, 1952 as Instrument No. 201 in Book 29, Page 408 of Official Records of said County; thence East along said line to the point of beginning.

Containing 615 acres, more or less.

C:\WP\DLR\SCHWAKE\CALNEVA\REORG\GRANT.DED

VOL 0751 PAGE 294

006098

Recording Requested by
and Return to:

WOODBURN AND WEDGE
One East First Street
Suite 1600
Reno, Nevada 89501

Attention: Don L. Ross, Esq.

APN: 00-01-100-35-0000-00

'96 NOV 19 PM 1 04

CORRECTION DEED

THIS CORRECTION DEED is made this 13 day of Nov, 1996, by and between Calneva Cattle Co., a Nevada corporation, (hereinafter referred to as "Grantor") and Westfork, a Nevada corporation, (hereinafter referred to as "Grantee") for the sole purpose of correcting an error appearing in the real property description attached as Exhibit "A" to that certain Grant Deed between Grantor and Grantee dated August 23, 1996, and recorded in the Official Records of Mono County, State of California on September 16, 1996, as Document Number 004784, Volume 0745, Page 581, a copy of which is attached hereto as Exhibit "A".

WHEREAS, Grantor previously executed and delivered to Grantee the Grant Deed; and

WHEREAS, the Grant Deed contains an error in the real property description for "Parcel 1" as set forth on Exhibit "A" attached to the Grant Deed; and

WHEREAS, the Grantor and Grantee desire to correct this error by this Correction Deed;

NOW THEREFORE, for good and valuable consideration, Grantor and Grantee hereby agree that:

The description of Parcel 1 set forth in Exhibit "A" to the Grant Deed incorrectly referred to "and the South half of the Northwest quarter of Section 25" and should have correctly referred to "the Southeast quarter of the Northwest quarter of Section 25". The description of Parcel 1 in Exhibit "A" to the Grant Deed is hereby corrected and amended to read as follows:

PARCEL 1

The Northwest quarter of the Southeast quarter of Section 25, the Southeast quarter of the Northwest quarter of Section 25, and the Northeast quarter of the Southwest quarter of Section 25, Township 9 North, Range 22 East, M.D.M., according to the official plat thereof, filed for record.

Excepting that portion of the Southwest quarter of the Northeast quarter and the Northwest quarter of the Southeast quarter as deeded to Joseph Pitts, May 4, 1882, in Book J, Page 130 of Deeds, described as follows:

> Commencing at the Northeast corner of the Southwest quarter of the Northeast quarter of Section 25, Township 9 North, Range 22 East, M.D.M., thence running West along the line of U.S. Government Survey, 10 rods, more or less, to the division fence at which point a stake marked "R & P" surrounded by a pile of stone is set in the ground as a monument; thence running southerly along the line of said fence, 160 rods, more or less, to the point where said fence intersects the U.S. Government Survey between the ranches or farms belonging to Morris Dick and said Joseph Pitts; thence northerly 160 rods, more or less, along the line of the U.S. Government Survey to the place of beginning.

Grantor and Grantee hereby confirm that Grantee is, and since the date of the Grant Deed has been, fully vested of the real property described in the Grant Deed, as corrected.

Except as specifically provided herein, the Grant Deed shall not be altered or modified and shall remain valid.

The effective date of recording and the priority of the Grant Deed shall not be altered or modified by this Correction Deed, and this Correction Deed shall relate back, be effective and have priority as of the date of the Grant Deed.

Dated the day and year first written above.

Grantor:
Calneva Cattle Co.,
a Nevada corporation

By: Melvin H. Schwake Jr.
Melvin Schwake, Jr., President

Grantee:
Westfork,
a Nevada corporation

By: Melvin H. Schwake Jr.
Melvin Schwake, Jr., President

VOL 0751 PAGE 296

STATE OF NEVADA)
) ss.
COUNTY OF WASHOE)

This instrument was acknowledged before me on _____, 1996, by Melvin Schwake, Jr. as President of Calneva Cattle Co., a Nevada corporation.

_____
NOTARY PUBLIC
My Commission Expires: _____.

STATE OF NEVADA)
) ss.
COUNTY OF WASHOE)

This instrument was acknowledged before me on Nov. 13, 1996, by Melvin Schwake, Jr. as President of Westfork, a Nevada corporation.

Janna D. Hoyt
NOTARY PUBLIC
My Commission Expires: Aug 6, 1997

JANNA G. HOYT
Notary Public State of Nevada
No. [illegible] Washoe County
My Appointment Expires AUG 6, 1997

Send Tax Statements To:
Westfork
Attn: Mel Schwake, Jr.
P.O. Box A
Minden, NV 89423

VOL 0751 PAGE 297

~~VOL 0745 PAGE 591~~ ~~004784~~

Recording Requested by
and Return to:

Don L. Ross, Esq.
Woodburn and Wedge
P.O. Box 2311
Reno, NV 89511

RECORDED IN MONO COUNTY CALIFORNIA
95 SEP 15 PM 3:55
RENA ... COUNTY RECORDER

GRANT DEED

THIS GRANT DEED is made this 23 day of Aug, 1996, by and between Calneva Cattle Co., a Nevada corporation, (hereinafter referred to as "Grantor") and Westfork, a Nevada corporation, (hereinafter referred to as "Grantee").

W I T N E S S E T H:

Grantor, for a valuable consideration, the receipt of which is hereby acknowledged, and subject to the reservations and exceptions stated herein, does hereby GRANT unto the Grantee, and to its successors and assigns forever, all the right, title and interest which the Grantor has or may hereafter acquire in the real property situated in the County of Mono, State of California, and more particularly described on Exhibit "A", attached hereto and by this reference made a part hereof;

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all water rights, oil, gas, other hydrocarbons, and minerals of whatsoever nature therein, and all right, title and interest of the Grantor therein or thereto, or which it may hereafter acquire;

EXHIBIT A

SUBJECT TO taxes for the fiscal year 1996, and to encumbrances, covenants, conditions, restrictions, reservations, rights, rights of way and easements of record, if any;

TO HAVE AND TO HOLD all and singular the premises, together with the appurtenances, unto the Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, Grantor has executed this GRANT DEED the day and year first above written.

Grantor:
Calneva Cattle Co.,
a Nevada corporation

By: Melvin H. Schwake
Melvin Schwake, Jr., President

STATE OF NEVADA)
DOUGLAS) ss.
COUNTY OF ~~WASHOE~~)

This instrument was acknowledged before me on August 23, 1996, by Melvin Schwake, Jr. as President of Calneva Cattle Co., a Nevada corporation.

JANET G. ANDERSON
Notary Public Nevada
Douglas County
My Commission Expires June 22, 1997

Janet G. Anderson
NOTARY PUBLIC

My Commission Expires: June 22, 1997

Send Tax Statements To:
Calneva Cattle Company
Attn: Mel Schwake, Jr.
P.O. Box A
Minden, NV 89423

APN: 00-01-100-23-0000-00
00-01-100-24-0000-00
00-01-100-34-0000-00
00-01-100-35-0000-00

~~0745 584~~
VOL 0751 PAGE 299

Parcel 4:

Those portions of the South half of the Northeast quarter and the Southeast quarter of Section 25, and the Northeast quarter of Section 36, all in Township 9 north, Range 22 East, Mount Diablo Base and Meridian, according to the official plat of survey filed in the District Land Office on December 30, 1874, and Lots 2, 3 and 4 (Southwest quarter of Northwest quarter and West half of Southwest quarter) and the Southeast quarter of Southwest quarter of Section 30, and a portion of the Northwest quarter of Sec ion 31, all in Township 9 North, Range 23 East, Mount Diablo Base and Meridian, County of Mono, State of California, according to the official plat of survey filed in the District Land Office On January 2, 1875, more particularly described as follows:

Beginning at a fence corner at the Southeast corner of what was known as the "Morris Dick Field", from which point the quarter corner between Sections 30 and 31, Township 9 North, Range 23 East, Mount Diabl[illegible] e and Meridian, bears North 0 32' East, 1347.60 feet; runni[illegible] ence North 0 52' East, 2642.30 feet to a fence corner; thence North 89 20' West along the fence 1940.54 feet to the West line of the East half of the Southwest quarter of said Section 30; thence Northerly, along said West line of the East half of the Southwest quarter of Section 30 and the Northerly extension thereof (along the East lines of Lots 2 and 3) the Northeast corner of Lot 2 in the Northwest quarter of said Section 30; thence Westerly along the North line of said Lot 2, and continuing along the North line of the South half of the Northeast quarter of Section 25, Township 9 North, Range 22 East, Mount Diablo Base and Meridian, to a point in said North line which is 165 feet Westerly from the Northwest corner of the Southeast quarter of the Northeast quarter of said Section 25 at which point a stake marked "R & P" surrounded by a pile of stones is set in the ground as a monument; thence Southerly, along the division fence between the farms of William Radley and Henry A. Pitts, 2650 feet, more or less, to the point where the fence intersects the U.S. Government Survey between the land of Henry A. Pitts and former "Morris Dick Ranch"; thence North 88 59' West along a fence line to the Northeast corner of the land conveyed by G.M. Terry by deed recorded in Book 13, Page 379 of Official Records; thence along the East line of said land conveyed by G.M. Terry as follows: South 5 42' West, 1739.55 feet; South 50 58' West 300.3 feet; South 33 39' West 244.6 feet; South 6 40' West 221.2 feet; South 23 54' East 81.1 feet; South 28 09 East to the division line established by the Contract and Agreement recorded September 4, 1952 as Instrument No. 201 in Book 29, Page 408 of Official Records of said County; thence East along said line to the point of beginning.

Containing 615 acres, more or less.

VOL 0751 PAGE 300

Exhibit "A"

All that real property situate in the County of Mono, State of California, described as follows:

Parcel 1:

The Northwest quarter of the Southeast quarter of Section 25, and the South half of the Northwest quarter of Section 25, and the Northeast quarter of the Southwest quarter of Section 25, Township 9 North, Range 22 East, M.D.M., according to the official plat thereof, filed for record.

Excepting that portion of the Southwest quarter of the Northeast quarter and the Northwest quarter of the Southeast quarter as deeded to Joseph Pitts, May 4, 1882, in Book J, Page 130 of Deeds, described as follows:

Commencing at the Northeast corner of the Southwest quarter of the Northeast quarter of Section 25, Township 9 North, Range 22 East, M.D.M., thence running West along the line of U.S. Government Survey, 10 rods, more or less, to the division fence at which point a stake marked "R & P" surrounded by a pile of stone is set in the ground as a monument; thence running southerly along the line of said fence, 160 rods, more or less, to the point where said fence intersects the U.S. Government Survey between the ranches or farms belonging to Morris Dick and said Joseph Pitts; thence northerly 160 rods, more or less, along the line of the U.S. Government Survey to the place of beginning.

Parcel 2:

The Northwest quarter of the Southwest quarter of Section 25, Township 9 North, Range 22 East, M.D.M., according to the official plat thereof.

Parcel 3:

That portion of Section 25, Township 9 North, Range 22 East, M.D.M., County of Mono, State of California, as per the official plat thereof, described as follows:

Commencing at the Southwesterly corner of said Section 25; thence along the westerly line thereof, North 1270.8 feet; thence South 89 50' East, 1320.00 feet to the True Point of Beginning; thence South 89 50' East 1320.00 feet; thence South 450.00 feet; thence North 89 50' West, 1320 feet; thence North 450 feet to the Point of Beginning.

Excepting from Parcels 2 and 3 all that property deeded to the State of California for Highway 395 right-of-way.