WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

2012 DEC 26 PM 2:51

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: 12-20-12

Nadine F Prior
Signature

Nadine Prior (Nadine Faye Prior
Printed/Typed Name

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

_____
(Corporate, Trust, Partnership or other entity)

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

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

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

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

FILE
U.S. DEPT. OF JUSTICE
ENV. & NAT. RES. DIV.
DENVER, CO
2013 JAN 10 PM 3: 29

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: Dec. 22, 2012

Georgeanne Fulstone-Pucillo
Signature

GEORGEANNE FULSTONE-PUCILLO
Printed/Typed Name

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

_____
(Corporate, Trust, Partnership or other entity)

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

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

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

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

Case 3:73-cv-00127-RCJ-WGC Document 1789 Filed 01/08/13 Page 1 of 2

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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

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

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

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

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
999 18th Street, South Terrace - Suite 370
Denver, Colorado 80202

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

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

Attorney: William E. Peterson
Address: 50 W. Liberty, Suite 510
Reno, Nevada 89501

Phone Number: (775) 785-5440
Fax Number: (775) 785-5441
E-mail Address: wpeterson@swlaw.com

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

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

(Signature)

Georgeanne Fulstone-Pucillo
(Printed or typed Name)

Georgeanne Fulstone-Pucillo

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

1461 "C" Street
Eureka, CA 95501
(Address)
(707) 443-5555
(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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

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

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

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

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

Date: 12/23/2012

Timothy B. Tiernan Katherine J Quinlan
Signature

Timothy B. Tiernan Katherine J Quinlan
Printed/Typed Name

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

Quinlan-Tiernan Family Trust
(Corporate, Trust, Partnership or other entity)

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

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

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

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

FILED ✓ RECEIVED
ENTERED SERVED ON
COUNSEL/PARTIES OF RECORD
JAN 02 2013
No Con
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 **DISCLAIMER OF INTEREST IN WATER RIGHTS AND NOTICE OF RELATED INFORMATION AND DOCUMENTATION SUPPORTING DISCLAIMER**

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

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

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

And

we have already mailed this in but forgot to sign it so here is our signed copy.

~~[illegible] L. Schneider~~
~~[illegible] d States Department of Justice~~
~~Box 756~~
~~[illegible]on, CO 80160~~

Susan L. Schneider
United States Department of Justice
999 18th Street
South Terrace - Suite 370
Denver, CO 80202

[illegible]cause the undersigned sold or otherwise conveyed ownership of all of the

EXHIBIT 232

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

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

Name(s): Timothy B. Tiernan & Katherine J Quinlan trustees for The Quinlan/Tiernan Family Trust

Street or P.O. Box: 2636 Irene Way

Town or City: Bishop

State: CA

Zip Code: 93514

owners of: Lot 11 in Block A of the Virginia Lakes Subdivision No. 3 in NE 1/4 Sect 7, SE 1/4, SE 1/4 Sec 6 8, SW 1/4 SW 1/4 Sec 5 T.2N., R.2E m.D.B.&M Mono County, CA

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

Name(s):

Street or P.O. Box:

Town or City:

State:

Zip Code:

EXHIBIT 232

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

- ☐ Deed
- ☐ Court Order
- ☐ Other Document

by which the change in ownership was accomplished.

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

Executed this 27th day of December 2012

Timothy B. Tiernan co-trustee

Katherine J. Quinlan co-trustee

[signature of counter-defendant]

Timothy B. Tiernan co-trustee

Katherine J. Quinlan co-trustee

[name of counter-defendant]

EXHIBIT 232

Case 3:73-cv-00127-RCJ-WGC Document 4 Filed 12/21/13 Page 9 of 56

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

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

My property is not riparian to the Creek and is included in error

2636 Irene Way
Bishop, CA
93514

[address]

(760) 873-8023

[telephone number]

EXHIBIT 232

Katie Quinlan
2636 Irene Way
Bishop, CA 93514

BAKERSFIELD CA 930
MOJAVE CA
28 DEC 2012 PM 4 T

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

89501+2195

EXHIBIT 232

FILED ENTERED
RECEIVED SERVED ON COUNSEL/PARTIES OF RECORD
DEC 28 2012
CLERK US DISTRICT COURT DISTRICT OF NEVADA
DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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

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

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

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

And

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

Susan L. Schneider
United States Department of Justice
999 18th Street
South Terrace - Suite 370
Denver, CO 80202

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

EXHIBIT 232

Case 3:73-cv-00127-RCJ-WGC Document 4792-4 Filed 12/21/13 Page 4

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

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

Name(s): Timothy B. Tiernan & Katherine J Quinlan Trustees for The Quinlan/Tiernan Family Trust

Street or P.O. Box: 2636 Irene Way

Town or City: Bishop

State: CA

Zip Code: 93514

owners of: Lot 11 in Block A of the Virginia Lakes Subdivision No. 3 in NE 1/4 Sec 7, SE 1/4, SE 1/4 Sec 6 & SW 1/4 SW 1/4 Sec 5 T.2N., R.25E. M.D.B.&M Mono County, CA

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

Name(s):

Street or P.O. Box:

Town or City:

State:

Zip Code:

EXHIBIT 232

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

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

by which the change in ownership was accomplished.

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

Executed this _____ day of _____ 20 __.

[signature of counter-defendant]

[name of counter-defendant]

EXHIBIT 232

Case 3:73-cv-00127-RCJ-WGC Document 1792 Filed 12/18/12 Page 4 of 4

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

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

My property is not riparian to the creek and is included in error

2636 Irene Way
Bishop, CA
93514

[address]

(760) 873-8023

[telephone number]

U.S. Department of Justice

Environment and Natural Resources Division

90-6-2-86

Denver Field Office
999 18th Street
South Terrace, Suite370
Denver, CO 80202

Telephone (303) 844-1348
Facsimile (303) 844-1350

U.S. DEPT. OF JUSTICE
ENV. & NAT. RES. DIV.
DENVER, CO
2012 DEC 31 PM 2:17

December 12, 2012

Re: United States v Walker River Irrigation Dist., et al., In Equity No. C-125; Subfile C-125-B

Dear Defendant: I don't own This property!!!!

You are receiving this package because the U.S. District Court of Nevada has determined that owners of property with dormant riparian rights in California should be joined to this on-going case. Please review the contents of this package carefully.

Recently, the State of California and Mono County asserted that dormant (unexercised) surface riparian rights are real and substantial rights in the State of California. As a result, the Court has determined that holders of these rights should be joined in this proceeding under category 3b of the enclosed Case Management Order.

You may be one of several persons and entities who were previously served in this case and then dismissed because the Court determined that your water uses do not fit within the categories of persons and entities to be served in this case. Although the Order dismissing you from this case noted that you may be joined at a later time, we did not think such a determination would be made this quickly and regret any confusion or inconvenience to you.

If you have any questions, please contact me,[1] Michael W. Neville, Deputy Attorney General for the State of California [(415) 703-5523, Michael.Neville@doj.ca.gov] or Stacey Simon, Assistant County Counsel, Mono County, California [(760) 924-1700, ssimon@mono.ca.gov].

Hey! I don't own This property! Enclosed find the Escrow stuff! Stop Sending

Sincerely,

Susan L. Schneider

Susan L. Schneider, Trial Attorney
US Department of Justice
999 18th Street
South Terrace – Suite 370
Denver, CO 80202
(303) 844-1348
susan.schneider@usdoj.gov

[1] After January 3, 2012, please contact Attorney Andrew Guarino at (303) 844-1343 or gus.guarino@usdoj.gov..

EXHIBIT233

United States in writing of that fact.

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

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

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

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

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

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

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

Susan L. Schneider
United States Department of Justice
999 18th Street
South Terrace - Suite 370
Denver, CO 80202

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

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

---

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

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

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

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

SERVING INYO AND MONO COUNTIES
SINCE 1913

U.S. DEPT. OF JUSTICE
ENV. & NAT. RES. DIV.
DENVER, CO

INYO-MONO TITLE COMPANY
873 NORTH MAIN STREET
BISHOP, CA 93514
PHONE: (760) 873-5821
FAX: (760) 873-7804

2012 DEC 31 PM 2: 18

JULY 23, 2012

KELLY RAE
PO BOX 5333
RENO, NV 89513

RE: ESCROW NO. 135042
YOUR REFERENCE: 2035 SWAUGER CREEK ROAD BRIDGEPORT CA 93517

IN CONNECTION WITH THE ABOVE TRANSACTION, **WE ENCLOSE:**

- ESCROW CLOSING STATEMENT
- OUR CHECK DUE TO YOU FOR PROCEEDS AND/OR REFUND WAS WIRED PER YOUR INSTRUCTIONS

ANY RECORDED DOCUMENTS TO WHICH YOU ARE ENTITLED WILL BE FORWARDED.

THANK YOU FOR GIVING US THE OPPORTUNITY OF SERVING YOU.

INYO-MONO TITLE COMPANY

BY: Chris Cortez
CHRIS CORTEZ, ESCROW OFFICER

U.S. DEPT. OF JUSTICE
ENV. & NAT. RES. DIV.
DENVER, CO
2012 DEC 31 PM 2:18

Inyo-Mono Title Company

Seller
Settlement Statement
Folder Number: 135042

Settlement Date: 07/23/12 | Disbursement Date: 07/23/12 | Final

Name and Address of Buyer(s): BRETT EMERY and DAWNE EMERY
PO BOX 758
BRIDGEPORT, CA 93517

New Owners!

Name, Address of Seller(s): KELLY RAE
PO BOX 5333
RENO, NV 89513

Property Location(s): 2035 SWAUGER CREEK ROAD
BRIDGEPORT, CA 93517

Settlement Agent: INYO-MONO TITLE COMPANY
873 NORTH MAIN STREET
BISHOP, CA 93514
Contact: CHRIS CORTEZ at (760)873-5821

Description		(POC)	Seller Debit	Seller Credit
Contract Sales Price				315,111.00
PRORATION(S)/OFFSET(S)				
County Tax Proration			174.58	
07/01/12 to 07/23/12 (22 days) @ 7.935667/day				
PAYOFF(S)				
GMAC MORTGAGE, LLC			151,714.31	
Principal	$151,064.32			
Interest to 07/27/12	$551.49			
Statement Fee to GMAC MORTGAGE, LLC	$30.00			
Recording Fee(s) to GMAC MORTGAGE, LLC	$16.00			
Reconveyance Fee to GMAC MORTGAGE, LLC	$45.00			
Wiring Fee to GMAC MORTGAGE, LLC	$7.50			
TITLE CHARGES				
1/2 Sale Escrow Fee to INYO-MONO TITLE COMPANY			420.50	
Title Insurance				
CLTA Joint Protection			533.00	
Coverage	$315,111.00			
Premium	$533.00			
to INYO-MONO TITLE COMPANY				
Wire Fee to INYO-MONO TITLE COMPANY			50.00	
GOVERNMENT RECORDING AND TRANSFER CHARGES				
City/County Tax/Stamps				
Deed			347.05	

Doc # 2012204596
Page 1 of 1
Date: 8/7/2012 02:00P
Filed by: GMAC MORTGAGE CORP.
Filed & Recorded in Official Records
of MONO COUNTY
LYNDA ROBERTS
CLERK-RECORDER
Fee: $8.00

Recording Requested By:
GMAC MORTGAGE, LLC

When Recorded Return To:
Current Trustor:
KELLY RAE
PO BOX 5333
RENO, NV 89513

FULL RECONVEYANCE

GMAC MORTGAGE, LLC #:0551577109 "RAE" Lender ID:10025/1692996515 Mono, California PIF: 07/23/2012
MERS #: 100037505515771098 SIS #: 1-888-679-6377

Prepared By: Bulk, GMAC MORTGAGE, LLC 3451 HAMMOND AVENUE, PO BOX 780, WATERLOO, IA 50704-0780
1-800-766-4622

EXECUTIVE TRUSTEE SERVICES, LLC as present Trustee for the Deed of Trust executed by KELLY RAE as Trustor(s), Dated: 09/10/2003 Recorded: 09/17/2003 in Book/Reel/Liber: NA Page/Folio: NA as Instrument No.: 2003010201 of official Records in the office of the County Recorder of Mono, California having been requested in writing, by the holder of the obligations secured by said Deed of Trust, to reconvey the estate granted to trustee under said Deed of Trust, does hereby reconvey to the person or persons legally entitled thereto, without warranty, all the estate, title and interest acquired by Trustee under said Deed of Trust.

Parcel No. 007030011000

IN WITNESS WHEREOF, EXECUTIVE TRUSTEE SERVICES, LLC as the Trustee has caused its corporate name to be affixed by a duly authorized officer on the date shown in the acknowledgment certificate below:

On 8 3 12
By: EXECUTIVE TRUSTEE SERVICES, LLC as Trustee

BRANDI PECENKA , AUTHORIZED OFFICER

STATE OF Iowa
COUNTY OF Black Hawk

On 8-3-12, before me D. STOREY Notary Public, personally appeared BRANDI PECENKA , AUTHORIZED OFFICER, to me known to be the person(s) named in and who executed the foregoing instrument, and acknowledged that he/she/they executed the same as his/her/they voluntary act and deed.

WITNESS my hand and official seal,

D. STOREY
Notary Expires: 09/27/2014 #769870

NOTARIAL SEAL IOWA
D. STOREY
COMMISSION NO. 769870
MY COMMISSION EXPIRES
September 27, 2014

(This area for notarial seal)

*BLK*BLKGMAC*08/02/2012 06:05:08 PM* GMAC01GMAC00000000000000003697278* CAMONO* 0551577109 CASTATE_TRUST_REL *BLK*BLKGMAC*

Case 3:73-cv-00127-RCJ-WGC Document 4 Filed 11/21/13 Page 20 of 56

✓ FILED ____ RECEIVED
____ ENTERED ____ SERVED ON
COUNSEL/PARTIES OF RECORD
JUN 17 2013
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 **DISCLAIMER OF INTEREST IN WATER RIGHTS AND NOTICE OF RELATED INFORMATION AND DOCUMENTATION SUPPORTING DISCLAIMER**

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

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

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

And

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

Susan L. Schneider
United States Department of Justice
999 18th Street
South Terrace - Suite 370
Denver, CO 80202

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

EXHIBIT 235

Case 3:73-cv-00127-RCJ-WGC Document 4 Filed 11/21/13 Page 21 of 56

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

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

Name(s): This property was not sold. I do not have any water rights

Street or P.O. Box: There is no surface water on my proper

Town or City: –

State:

Zip Code:

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

Name(s):

Street or P.O. Box:

Town or City:

State:

Zip Code:

EXHIBIT 235

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

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

by which the change in ownership was accomplished.

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

Executed this 13 day of June 20 13.

JoAnn Reinwald
[signature of counter-defendant]

[name of counter-defendant]
JoAnn Reinwald

EXHIBIT 235

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

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

owner

John Runwald

199 Charley Day Dr.

Bridgeport CA. 93517

PO. Box 564

[address]

[telephone number]

760-9320097

Lot #1 Portion Twin Lakes Subdivision Parcel # 1033209

Lot #14 North Portion Twin Lakes Subdivisie Zoned R-1 Parcel # 1033208

EXHIBIT 235

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: 12-18-2012

Signature

DAVID ROBBINS

Printed/Typed Name

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

_____
(Corporate, Trust, Partnership or other entity)

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

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

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

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

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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

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

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

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

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

Date: 12/18/2012

Susan L. Robbins
Signature

Susan L. Robbins
Printed/Typed Name

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

_____
(Corporate, Trust, Partnership or other entity)

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

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

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

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

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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

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

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

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

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

Date: 1/7/13

Signature

Clark O. Roberts

Printed/Typed Name

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

_____
(Corporate, Trust, Partnership or other entity)

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

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

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

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

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

FILED ____ RECEIVED
____ SERVED ON
COUNSEL/PARTIES OF RECORD
JAN 10 2013
CLERK US DISTRICT COURT
DISTRICT OF NEVADA
BY: _____ DEPUTY

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

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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

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

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

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

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
999 18th Street, South Terrace - Suite 370
Denver, Colorado 80202

EXHIBIT 238

Case 3:73-cv-00127-RCJ-WGC Document 1807 Filed 01/07/13 Page 2 of 2

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

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

Attorney:

Address:

Phone Number:

Fax Number:

E-mail Address:

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

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

(Signature)

Clark O. Roberts
(Printed or typed Name)

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

2772 Cunningham Ln.
Coleville, CA 96107
(Address)

(760) 616-4063
(Telephone number)

U.S. DEPT. OF JUSTICE
ENV. & NAT. RES. DIV.
DENVER, CO

2013 JAN -2 PM 3:44

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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

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

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

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

And

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

Susan L. Schneider
United States Department of Justice
999 18th Street
South Terrace - Suite 370
Denver, CO 80202

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

WE NEVER HAD WATER RIGHTS that I am aware of

WE NEVER OWNED ANY WATER RIGHTS THAT I AM AWARE OF -

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

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

Name(s):

Street or P.O. Box:

Town or City:

State:

Zip Code:

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

Name(s):

Street or P.O. Box:

Town or City:

State:

Zip Code:

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

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

by which the change in ownership was accomplished.

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

Executed this 20th day of December 2012

[signature of counter-defendant]

[name of counter-defendant]

John Schoettler
Elaine Hill
Kelly Weaver
Jessica Weaver
James Schoettler
Katherine Schoettler

John Schoettler

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

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

[address]

1850 Smoke Tree Lane
Palm Springs, CA 92264

[telephone number]

760 323 1207

✓ FILED ____ RECEIVED
____ ENTERED ____ SERVED ON
COUNSEL/PARTIES OF RECORD
JAN 28 2013
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:

Silvester 2011 Revocable Trust
Name(s)

Street or P.O. Box

8224 Catalpa Drive

Case 3:73-cv-00127-RCJ-WGC Document 4830 Filed 01/28/13 Page 2 of 7

Citrus Heights	CA	95810
Town or City	State	ZipCode

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

Robert J Brandt
Name(s)

218 Claxton Road
Street or P.O. Box

Star Valley	AZ	85541
Town or City	State	ZipCode

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~~

Susan L. Schneider
United States Department of Justice
999 18th Street
South Terrace - Suite 370
Denver, CO 80202

EXHIBIT 242

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

Executed this _____ day of January 20 13.

[signature of counter-defendant]

Silvester 2011 Revocable Trust by
William R. Brandt, Successor Trustee

[name of counter-defendant]

x

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

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

4582 Blackwell Rd
Oceanside, CA 92506

[address]

760-414-9587
[telephone number]

Doc # 2012001755
Page 1 of 4
Date: 4/2/2012 03:33P
Filed by: GENERAL PUBLIC
Filed & Recorded in Official Records
of MONO COUNTY
LYNDA ROBERTS
CLERK-RECORDER
Fee: $27.00

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

DONALD E. BRODEUR, ESQ.
Murphy Austin Adams Schoenfeld LLP
304 "S" Street
Sacramento, CA 95811-6906

MAIL TAX STATEMENTS TO:

Robert J. Brandt
218 Claxton Road
Star Valley, AZ 85541

Documentary Transfer Tax: NONE
No Consideration; No Sale
Also -- See Note 1 Below
The Undersigned Grantor So States

QUITCLAIM DEED

WILLIAM R. BRANDT, Successor Trustee of the SILVESTER 2011 REVOCABLE TRUST, established March 14, 2011, hereby quitclaims to **ROBERT J. BRANDT**, all of the Trust's right, title and interest as to an undivided one-half (1/2) interest in the real property situated in the County of Mono, State of California, more particularly described as follows:

SEE EXHIBIT A ATTACHED HERETO AND
INCORPORATED HEREIN BY THIS REFERENCE.

APN: 002-020-007-000

Commonly known as: 1570 Cunningham Lane, Coleville, CA 96107

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

4016.001-1205470.1

SILVESTER 2011 REVOCABLE
TRUST, established March 14, 2011

DATED: 02, 17, 2012.

By: William R. Brandt
William R. Brandt, Successor Trustee

STATE OF CALIFORNIA)
) ss.
COUNTY OF SAN LUIS OBISPO)

On Feb. 17, 2012, before me, Casey Mayville, a notary public, personally appeared WILLIAM R. BRANDT, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing is true and correct.

WITNESS my hand and official seal.

CASEY MAYVILLE
Commission # 1900929
Notary Public - California
San Luis Obispo County
My Comm. Expires Aug 22, 2014

Signature Casey Mayville (Seal)

4016.001-1205470.1

EXHIBIT 242

Note 1: This conveyance is from a trust (the Silvester 2011 Revocable Trust) to the beneficiary of the trust on the death of the Trustor and not pursuant to a sale and is exempt from Documentary Transfer Tax as a bona fide testamentary gift pursuant to Revenue and Taxation Code § 11911.

Exhibit A to the Quitclaim Deed

Legal Description

That certain real property situated in the County of Mono, State of California, described as follows:

All that portion lying within Sections 5 and 6, Township 8 North Range 23 East, M.D.B. & M., according to the official plat thereof, more particularly described as follows:

Commencing at a point 300 feet due South from the corner common to Sections 31 & 32, Township 9 North Range 23 East and Sections 5 & 6, Township 8 North Range 23 East, M.D.B.&M.; thence running due West 100 feet more or less to a point on the West side of the 69 Ranch Road, which is the True Point of Beginning; thence Southerly, along the West side line of said road 1,000 feet more or less to a point on the West side of said road, at said point there is an East-West fence and cattle guard; thence running due West 300 feet more or less to a point on the West boundary fence of said 69 Ranch; thence running Northerly along said West Boundary line fence 1,000 feet more or less to a point in said fence that is due West of said true point of beginning; thence due East 200 feet more or less to the True Point of Beginning.

Assessor's Parcel Number: 002-020-007-000

Commonly known as: 1570 Cunningham Lane, Coleville, CA 96107

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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

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

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

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

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

Date: 1/11/13

Carolyn J Tiernan
Signature

Carolyn J Tiernan
Printed/Typed Name

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

_____
(Corporate, Trust, Partnership or other entity)

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

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

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

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

✓ FILED ___ RECEIVED
___ ENTERED ___ SERVED ON
COUNSEL/PARTIES OF RECORD
FEB 11 2012
CLERK US DISTRICT COURT
DISTRICT OF NEVADA
BY: No copy 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 **DISCLAIMER OF INTEREST IN WATER RIGHTS AND NOTICE OF RELATED INFORMATION AND DOCUMENTATION SUPPORTING DISCLAIMER**

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

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

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

And

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

Susan L. Schneider
United States Department of Justice
999 18th Street
South Terrace - Suite 370
Denver, CO 80202

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

EXHIBIT 251

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

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

Name(s): Carolyn J. Tiernan

Street or P.O. Box: 1417 Bear Creek Dr

Town or City: Bishop

State: CA

Zip Code: 93514

Owner of: Lot 11 in Block A of the Virginia Lakes subdivision No 3 in NE 1/4 Sect 7, SE 1/4, SE 1/4 Sect. 6, 8 SW 1/4 SW 1/4 Sect 5 T. 2N., R 25E, MD, B.B.M Mono County CA

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

Name(s):

Street or P.O. Box:

Town or City:

State:

Zip Code:

EXHIBIT 251

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

- ☐ Deed
- ☐ Court Order
- ☐ Other Document

by which the change in ownership was accomplished.

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

Executed this 6th day of Feb 2013.

Carolyn J Tierna

[signature of counter-defendant]

Carolyn J. Tierna

[name of counter-defendant]

EXHIBIT 251

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

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

My property is not riparian to the creek and is included in error

[address]

1417 Bear Creek
Bishop, Ca

[telephone number]

760 873-4563

EXHIBIT 251

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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

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

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

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

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

Date: 1-3-2013

Susan G. Torley
Signature

Susan G. Torley
Printed/Typed Name

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

_____
(Corporate, Trust, Partnership or other entity)

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

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

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

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

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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

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Date: 12-27-12

Dennis H VanSyoc
Signature

Dennis H VanSyoc
Printed/Typed Name

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

_____
(Corporate, Trust, Partnership or other entity)

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

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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.

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WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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

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

Date: 1/11/12

John D. Wehausen
Signature

John D. Wehausen
Printed/Typed Name

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

_____
(Corporate, Trust, Partnership or other entity)

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

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

FILED ✓ RECEIVED
ENTERED SERVED ON
COUNSEL/PARTIES OF RECORD
FEB 11 2012
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 **DISCLAIMER OF INTEREST IN WATER RIGHTS AND NOTICE OF RELATED INFORMATION AND DOCUMENTATION SUPPORTING DISCLAIMER**

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

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

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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~~

Susan L. Schneider
United States Department of Justice
999 18th Street
South Terrace - Suite 370
Denver, CO 80202

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

EXHIBIT 260

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

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

Name(s): John D. Wehausen

Street or P.O. Box: 1417 Bear Creek Dr

Town or City: Bishop

State: CA

Zip Code: 93514

Owner of:
Lot 11 in Block A of the Virginia Lakes subdivision No 3 in NE 1/4 Sect 7, SE 1/4, SE 1/4 Sect. 6 & SW 1/4 SW 1/4 Sect. 5 T. 2N., R. 25E, M.D.B.&M Mono County, CA

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

Name(s):

Street or P.O. Box:

Town or City:

State:

Zip Code:

EXHIBIT 260

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

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

by which the change in ownership was accomplished.

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

Executed this 6th day of February 2013.

John D. Wehausen
John D. Wehausen
[signature of counter-defendant]

[name of counter-defendant]

EXHIBIT 260

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

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

My property is not riparian to the creek and is included in error.

[address]
1417 Bear Creek Dr.
Bishop CA 93514

[telephone number]
760 973-4563

EXHIBIT 260

Division #: 1

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Card #: 5880

Name: John L. & Elizabeth J. Bryan

Address: 898 W. Goldfield Ave.
Yerington NV 89447

Water Right Owner:

Address:

Index No. Fm 589
Lyon County No. 1412101
Claim No.
User # 221
Ditch West Hyland

Court Decree:

PRIORITY	C.F.S.	ACRES	FACTOR	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
NEWL		10.000	3.2076	65	1.5444	15.440				
TOTAL		10.000				15.440	15.44	10.65	4.79	

TOTAL ACRES	10.000
Water Rt. Acres	10.000
Non Wtr Rt. Acres	.000
Acre Feet Storage	15.440

LEGAL DESCRIPTION:

Fr. NE 1/4 of NE 1/4, Sec. 35;
T 15 N, R 25 E.

Map #68

PROVISIONAL

COMMENTS:

05/29/03 - Transferred from card #18000 - Fuchs
03/14/12 - Changed Address

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#46-402	12/06/63	Elizabeth Fitting & Paul Fitting to Sierra Pacific Power Company.
#47-205	07/07/64	Sierra Pacific Power Company to Lands of Sierra.
#01324	02/19/70	Lands of Sierra to Nevada Department of Wildlife.
#32939	06/30/77	Lands of Sierra to Hans & Margaret Fuchs.
#294333	04/11/03	Han & Margaret Fuchs to John L. & Elizabeth J. Bryan, husband and wife as Joint Tenants

EXHIBIT 264

Division #: 2

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Card #: 7165

Name: Paul Kent & Shelley Carlin

Address: 8225 Boyd St.
Omaha NE 681344221

Water Right Owner:

Address:

Index No. Fm 89A
Lyon County No. 1228103
Claim No.
User # 1758
Ditch Hall

O. & M. Local No. 3

Court Decree:

PRIORITY	C.F.S.	ACRES	FACTOR	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
NEWL		1.410	4.2768	65	2.0592	2.900				
TOTAL		1.410				2.900	2.90	.00	2.90	

TOTAL ACRES	1.410
Water Rt. Acres	1.410
Non Wtr Rt. Acres	.000
Acre Feet Storage	2.900

LEGAL DESCRIPTION:

Lots 1 & 5, Cardinelli Sub.
Fr. NE 1/4 of SE 1/4, Fr. SE 1/4 of NE 1/4, Sec. 11;
T 12 N, R 25 E.

COMMENTS:

Transferred from card #27752 - Kiernan & Guard
03/14/12 - Changed Address

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#33776	08/31/77	Burton & Reta Taylor to Ken & Nancy Romans.
#33778	08/31/77	Burton & Reta Taylor to Ken & Nancy Romans.
#48038	08/30/79	Ken & Nancy Romans to Mary E. Smith.
#50728	12/21/79	Mary Smith to Robert & Judy Coclich.
#90499	01/03/85	Robert & Judy Coclich to T. Molnar & B. Munson.
#96106	11/04/85	T. Molnar & B. Munson to Terry & Donnaleta Anderson.
#108262	03/19/87	T. & D. Anderson to David E. & Catherine Wise.
#206073	06/04/97	Trustees Deed upon sale to James P. & Susan K. Kiernan, Co-Trustees of the Kiernan Family Trust, dated 05/01/95.
#208411	10/01/97	James P. & Susan K. Kiernan, Co-Trustees of the Kiernan Family Trust to Guard Ltd., a Nevada Limited Partnership, an undivided 1/2 interest.
#210691	10/01/97	James P. & Susan K. Kiernan, Co-Trustees of the Kiernan Family Trust and Guard Ltd. a Nevada Limited Partnership to Paul Kent Carlin & Shelley Carlin, husband & wife as joint tenants.

Division #: 1

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Card #: 23730

Name: Carl William & Phyllis Ann Hiskett

Address: 131 N. Hwy 95A
Yerington NV 89447

Water Right Owner:

Address:

Index No. 48-D
Lyon County No. 1423114
Claim No.
User # 953
Ditch West Hyland

O. & M. Local No. 2

Court Decree:

PRIORITY	C.F.S.	ACRES	FACTOR	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
NEWL		8.254	3.2076	65	1.5444	12.740				
TOTAL		8.254				12.740	12.74	8.74	4.00	

TOTAL ACRES	8.250
Water Rt. Acres	8.250
Non Wtr Rt. Acres	.000
Acre Feet Storage	12.740

LEGAL DESCRIPTION:

Fr. SE 1/4 of SE 1/4, Sec. 16;
T 14 N, R 25 E.

COMMENTS:

Map No. 66
12/18/02 - Transferred from card #19800 - W. Giles
05/17/12 - Address Changed

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#50-	06/01/67	J.P. & N.M. Peeples to Roger B. & Mildred Lee.
#31849	03/07/77	Roger B. & Mildred Lee to William C. & Margaret B. Giles.
#150951	04/28/92	Affidavit, Death of Joint Tenant - Margaret B. Giles, deceased.
#188265	12/15/95	William C. Giles to the 1995 William Giles Family Trust, William C. Giles & Orsola Marie Pappa, Trustees
#188493	12/21/95	Re-record Doc. #188265 to correct legal description
#266348	09/24/01	William C. Giles Family Trust, William C. Giles & Orsola Marie Pappa, Trustees to William C. Giles, an unmarried man
#284766	10/28/02	William C. Giles, an unmarried man to Carl William & Phyllis Ann Hiskett, husband and wife as Joint Tenants with Rights of Survivorship

EXHIBIT 266

Division #: 2

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Card #: 27500

Name: Dale Kennedy & Cleo Kennedy Family Trust
Dale S. & Cleo N. Kennedy, Trustees

Address: 40 Stags Leap Circle
Sparks NV 894419292

Water Right Owner:

Address:

Index No. Fm 54
Lyon County No. 1227111
Claim No.
User # 1090
Ditch Greenwood

O. & M. Local No. 3

Court Decree:

PRIORITY	C.F.S.	ACRES	FACTOR	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
NEWL		8.000	4.2768	65	2.0592	16.470				
TOTAL		8.000				16.470	16.47	.00	16.47	

TOTAL ACRES	8.000
Water Rt. Acres	8.000
Non Wtr Rt. Acres	.000
Acre Feet Storage	16.470

PROVISIONAL

LEGAL DESCRIPTION:

Frac. NE 1/4 of NW 1/4, Sec. 11;
T 12 N, R 25 E.

COMMENTS:

06/13/12 - Address Changed

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#05189	01/06/71	Kennedy, McMahan, D.C. & R.J., J.W. & D.A., Lynch & Sullans to Dale S. & Cleo N. Kennedy, 1970-71 Roll.
#247442	05/04/00	Dale S. & Cleo N. Kennedy to Dale S. & Cleo N. Kennedy, Trustees of the Dale Kennedy & Cleo Kennedy Family Trust

EXHIBIT 268

Division #: 4

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Card #: 49440
Name: Albert Carlos Skinner, LLC

Address: 2049 N. Chouteau St.
Orange CA 92865-380

Water Right Owner:

Address:

Index No. 275A & A2
Lyon County No. 1044126
Claim No. 123
User # 1893
Ditch Plymouth

Court Decree: C-125, P. 38; Plymouth L & L

PRIORITY	C.F.S.	ACRES	FACTOR	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
1862	.002	.160	3.2076	0		.000				123
1863	.137	11.410	3.2076	0		.000				123
1864	.166	13.870	3.2076	0		.000				123
1868	.025	2.080	3.2076	0		.000				123
1878	.046	3.820	3.2076	17	0.4039	1.543				123
1878	.167	13.920	3.2076	17	0.4039	5.622				123
1885	.060	4.970	3.2076	29	0.689	3.424				123
1892	.018	1.460	3.2076	31	0.7366	1.075				123
1897	.110	9.170	3.2076	32	0.7603	6.972				123
NEWL		15.167	4.2768	65	2.0592	31.232				
TOTAL	.730	76.027				49.869	49.87	49.87	.00	

TOTAL ACRES	76.020
Water Rt. Acres	76.020
Non Wtr Rt. Acres	.000
Acre Feet Storage	49.870

LEGAL DESCRIPTION:

Fr. W 1/2 of SE 1/4, Fr. SW 1/4 of NE 1/4, Sec. 9;
T. 11 N., R. 24 E.

PROVISIONAL

COMMENTS:

Parcel 1 of PM129037
B.L. Adj #200449
05/23/01 - Transferred from card #17185 - Francis
05/17/12 - Address Changed

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#131161	03/07/90	Quitclaim of Decree Water from Plymouth Land & Livestock to N.C. Brown, Inc. Storage Water Transfer to Plymouth Land & Stock. N.D. Brown, Inc. to Smith Valley Cattle Feeders. 4/18/91 - Put parcel #10-501-05 on separate card #5710.
#152692	06/18/92	Map of Division of Large Parcels, being a division of Parcel #2 M.D.L.P. #130945 by N. D. Brown, Inc.
#160271	04/08/93	Norman D. Brown, Inc., a Nevada Corporation to Arthur Scott & Terri L. Dockter, H&W as J.T. (APN's 10-441-16, 17, 18, & 19).
#165045	09/30/93	Arthur Scott & Terri L. Dockter to Norman D. Brown, Inc., a Nevada Corporation.
#200449	12/04/96	Boundary Line Adjustment for N.D. Brown, Inc.12/4/96
#200450	12/04/96	Norman D. Brown, Inc., a Nevada Corporation to Roy D. Francis, Jr. and Elisabeth L. Francis, H&W as J.T.
#254939	11/29/00	Roy D. Francis, Jr. & Elizabeth L. Francis, husband and wife as Joint Tenants to Albert Carlos Skinner, LLC, a California Limited Liability Company