GORDON H. DEPAOLI
Nevada State Bar 00195
DALE E. FERGUSON
Nevada State Bar 04986
WOODBURN AND WEDGE
6100 Neil Road, Suite 500
Post Office Box 2311
Reno, Nevada 89511
Telephone: (775) 688-3000

Attorneys for Defendant,
WALKER RIVER IRRIGATION DISTRICT

DISTRICT COURT
DISTRICT OF NEVADA
FILED
JUN - 8 2001
CLERK, U.S. DISTRICT COURT
BY DEPUTY CLERK
FILED
01 JUN 20 PM 3:29
LANCE S. WILSON
CLERK

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 **STIPULATION AND ORDER FOR EXTENSION OF TIME CONCERNING BRIEFING SCHEDULE ON THE JOINT MOTION OF THE UNITED STATES OF AMERICA AND THE WALKER RIVER PAIUTE TRIBE FOR CERTIFICATION OF DEFENDANT CLASSES** **(Second Request)**

1. On or about May 3, 2001, the Walker River Paiute Tribe and United States filed their *Joint Motion Of The United States Of America And The Walker River Paiute Tribe For Certification Of Defendant Classes* and memorandum in support thereof (the "Class Certification Motion").

2. By Stipulation dated May 18, 2001, and Order dated May 30, 2001, the time for responding to the Class Certification Motion was extended on June 11, 2001.

154

3. At a Status Conference in this matter on May 30, 2001, the Court established June 29, 2001 as the date for service of replies in support of the Class Certification Motion.

4. At the May 30, 2001 Status Conference the Court ordered that responses and replies be served on the moving and responding parties by overnight delivery and set oral argument on the Class Certification Motion for July 12, 2001.

5. The Walker River Irrigation District (the "District") and other parties responding to the Class Certification Motion require additional time in which to serve their respective responses to that Motion.

NOW THEREFORE, based on the foregoing and subject to the approval of the Court, the parties hereby agree and stipulate that:

1. The District and other parties responding to the Class Certification Motion shall have to and including June 18, 2001, in which to serve by overnight delivery on the moving parties their respective responses to the Class Certification Motion;

2. The United States and the Walker River Paiute Tribe shall have to and including July 6, 2001, in which to serve by overnight delivery on the responding parties their respective reply or replies in support of the Class Certification Motion; and

3. The date for hearing argument on the Class Certification Motion may remain on July 12, 2001.

Dated this 8th day of June, 2001.

WOODBURN AND WEDGE

By: Gordon H. DePaoli
GORDON H. DEPAOLI
Nevada State Bar 00195
DALE E. FERGUSON
Nevada State Bar 04986

Attorneys for WALKER RIVER IRRIGATION DISTRICT

By: _____
Linda A. Bowman
Attorneys for U.S. BOARD OF WATER COMMISSIONERS

By: _____
George N. Benesch
Attorneys for LYON COUNTY

By: _____
Michael Neville
Attorneys for CALIFORNIA DEPT. OF FISH AND GAME

Submitted and Dated: 6-20-01

United States Department of Justice

By: _____
Susan L. Schneider
Attorneys for the UNITED STATES OF AMERICA

By: _____
Scott B. McElroy
Alice E. Walker
Attorneys for the WALKER RIVER PAIUTE TRIBE

By: _____
Marta Adams
Attorneys for NEVADA DIVISION OF WILDLIFE

IT IS SO ORDERED

_____
UNITED STATES MAGISTRATE JUDGE

3. The date for hearing argument on the Class Certification Motion may remain on July 12, 2001.

Dated this ___ day of June, 2001.

WOODBURN AND WEDGE

By: _____
GORDON H. DEPAOLI
Nevada State Bar 00195
DALE E. FERGUSON
Nevada State Bar 04986

Attorneys for WALKER RIVER IRRIGATION DISTRICT

By: Linda A. Bowman
Linda A. Bowman
Attorneys for U.S. BOARD OF WATER COMMISSIONERS

By: _____
George N. Benesch
Attorneys for LYON COUNTY

By: _____
Michael Neville
Attorneys for CALIFORNIA DEPT. OF FISH AND GAME

Dated: _____

United States Department of Justice

By: _____
Susan L. Schneider
Attorneys for the UNITED STATES OF AMERICA

By: _____
Scott B. McElroy
Alice E. Walker
Attorneys for the WALKER RIVER PAIUTE TRIBE

By: _____
Marta Adams
Attorneys for NEVADA DIVISION OF WILDLIFE

IT IS SO ORDERED

_____
UNITED STATES MAGISTRATE JUDGE

3. The date for hearing argument on the Class Certification Motion may remain on July 12, 2001.

Dated this ___ day of June, 2001.

WOODBURN AND WEDGE

By: _____
GORDON H. DEPAOLI
Nevada State Bar 00195
DALE E. FERGUSON
Nevada State Bar 04986

Attorneys for WALKER RIVER IRRIGATION DISTRICT

By: _____
Linda A. Bowman
Attorneys for U.S. BOARD OF WATER COMMISSIONERS

By: _____
George N. Benesch
Attorneys for LYON COUNTY

By: _____
Michael Neville
Attorneys for CALIFORNIA DEPT. OF FISH AND GAME

Dated: _____

United States Department of Justice

By: _____
Susan L. Schneider
Attorneys for the UNITED STATES OF AMERICA

By: _____
Scott B. McElroy
Alice E. Walker
Attorneys for the WALKER RIVER PAIUTE TRIBE

By: _____
Marta Adams
Attorneys for NEVADA DIVISION OF WILDLIFE

IT IS SO ORDERED

_____
UNITED STATES MAGISTRATE JUDGE

3. The date for hearing argument on the Class Certification Motion may remain on July 12, 2001.

Dated this ___ day of June, 2001.

WOODBURN AND WEDGE

By: _____
GORDON H. DEPAOLI
Nevada State Bar 00195
DALE E. FERGUSON
Nevada State Bar 04986

Attorneys for WALKER RIVER IRRIGATION DISTRICT

By: _____
Linda A. Bowman
Attorneys for U.S. BOARD OF WATER COMMISSIONERS

By: _____
George N. Benesch
Attorneys for LYON COUNTY

By: _____
Michael Neville
Attorneys for CALIFORNIA DEPT. OF FISH AND GAME

Dated: _____

United States Department of Justice

By: _____
Susan L. Schneider
Attorneys for the UNITED STATES OF AMERICA

By: _____
Scott B. McElroy
Alice E. Walker
Attorneys for the WALKER RIVER PAIUTE TRIBE

By: _____
Marta Adams
Attorneys for NEVADA DIVISION OF WILDLIFE

IT IS SO ORDERED

_____
UNITED STATES MAGISTRATE JUDGE

3. The date for hearing argument on the Class Certification Motion may remain on July 12, 2001.

Dated this 7th day of June, 2001.

WOODBURN AND WEDGE

By: _____
GORDON H. DEPAOLI
Nevada State Bar 00195
DALE E. FERGUSON
Nevada State Bar 04986

Attorneys for WALKER RIVER IRRIGATION DISTRICT

By: _____
Linda A. Bowman
Attorneys for U.S. BOARD OF WATER COMMISSIONERS

By: _____
George N. Benesch
Attorneys for LYON COUNTY

By: _____
Michael Neville
Attorneys for CALIFORNIA DEPT. OF FISH AND GAME

Dated: _____

United States Department of Justice

By: S J Schneider
Susan L. Schneider
Attorneys for the UNITED STATES OF AMERICA

By: _____
Scott B. McElroy
Alice E. Walker
Attorneys for the WALKER RIVER PAIUTE TRIBE

By: _____
Marta Adams
Attorneys for NEVADA DIVISION OF WILDLIFE

IT IS SO ORDERED

_____
UNITED STATES MAGISTRATE JUDGE

3. The date for hearing argument on the Class Certification Motion may remain on July 12, 2001.

Dated this ___ day of June, 2001.

WOODBURN AND WEDGE

By: _____
GORDON H. DEPAOLI
Nevada State Bar 00195
DALE E. FERGUSON
Nevada State Bar 04986

Attorneys for WALKER RIVER IRRIGATION DISTRICT

By: _____
Linda A. Bowman
Attorneys for U.S. BOARD OF WATER COMMISSIONERS

By: _____
George N. Benesch
Attorneys for LYON COUNTY

By: _____
Michael Neville
Attorneys for CALIFORNIA DEPT. OF FISH AND GAME

Dated: _____

United States Department of Justice

By: _____
Susan L. Schneider
Attorneys for the UNITED STATES OF AMERICA

By: _____
Scott B. McElroy
Alice E. Walker
Attorneys for the WALKER RIVER PAIUTE TRIBE

By: _____
Marta Adams
Attorneys for NEVADA DIVISION OF WILDLIFE

IT IS SO ORDERED

_____
UNITED STATES MAGISTRATE JUDGE

3. The date for hearing argument on the Class Certification Motion may remain on July 12, 2001.

Dated this ___ day of June, 2001.

WOODBURN AND WEDGE

By: _____
GORDON H. DEPAOLI
Nevada State Bar 00195
DALE E. FERGUSON
Nevada State Bar 04986

Attorneys for WALKER RIVER IRRIGATION DISTRICT

By: _____
Linda A. Bowman
Attorneys for U.S. BOARD OF WATER COMMISSIONERS

By: _____
George N. Benesch
Attorneys for LYON COUNTY

By: _____
Michael Neville
Attorneys for CALIFORNIA DEPT. OF FISH AND GAME

United States Department of Justice

By: _____
Susan L. Schneider
Attorneys for the UNITED STATES OF AMERICA

By: _____
Scott B. McElroy
Alice E. Walker
Attorneys for the WALKER RIVER PAIUTE TRIBE

By: Marta Adams
Marta Adams
Attorneys for NEVADA DIVISION OF WILDLIFE

Dated: _____

IT IS SO ORDERED

_____
UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF MAILING

I certify that I am an employee of Woodburn and Wedge and that on this date, I deposited in the United States Mail, postage prepaid, a true and correct copy of the foregoing ***STIPULATION AND ORDER FOR EXTENSION OF TIME CONCERNING BRIEFING SCHEDULE ON THE JOINT MOTION OF THE UNITED STATES OF AMERICA AND THE WALKER RIVER PAIUTE TRIBE FOR CERTIFICATION OF DEFENDANT CLASSES.*** in an envelope addressed to and where indicated by an asterisk by facsimile also:

Shirley A. Smith
Assistant U.S. Attorney
100 West Liberty Street, #600
Reno, NV 89509

William Quinn
Department of the Interior
Two North Central Avenue, #500
Phoenix, AZ 85004

George Benesch
P.O. Box 3498
Reno, NV 89505

Western Nevada Agency
Bureau of Indian Affairs
1677 Hot Springs Road
Carson City, NV 89706

Kenneth Spooner
General Manager
Walker River Irrigation District
P.O. Box 820
Yerington, NV 89447

Hugh Ricci, P.E.
Division of Water Resources
State of Nevada
123 West Nye Lane
Carson City, NV 89710

Garry Stone
United States District Court Water Master
290 South Arlington Avenue
Third Floor
Reno, NV 89501

Alice E. Walker
Greene, Meyer & McElroy
1007 Pearl Street, Suite 220
Boulder, CO 80302

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

Matthew R. Campbell, Esq.
David Moser, Esq.
McCutchen, Doyle, Brown & Enerson
Three Embarcadero Center
San Francisco, CA 94111

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

Ross E. de Lipkau
Marshall, Hill, Cassas & de Lipkau
P.O. Box 2790
Reno, NV 89505

Susan Schneider
Indian Resources Section
U.S. Department of Justice
999 18th Street
Suite 945, North Tower
Denver, CO 80202

Marta Adams
Deputy Attorney General
State of Nevada
100 North Carson street
Carson City, NV 89701

Mary Hackenbracht
Deputy Attorney General
State of California
1515 Clay Street, 20th Floor
Oakland, CA 94612-1413

Treva J. Hearne
Zeh, Spoo, & Hearne
575 Forest Service
Reno, NV 89509

Roger Bezayiff
Water Master
U.S. Board of Water Commissioners
P.O. Box 853
Yerington, NV 89447

Hank Meshorer
United States Department of Justice
Natural Resources Division
Ben Franklin Station
P.O. Box 7611
Washington, D.C. 20044

Kathryn E. Landreth
United States Attorney
100 West Liberty Street
Suite 600
Reno, NV 89501

Linda Bowman
540 Hammill Lane
Reno, NV 89511

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

Dated this 8 th day of June, 2001.

Penelope H. Coltee