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

& 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

From: Theodore N. Westerman Jr., a.k.a. Ted Westerman

Please find attached the completed NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE along with the following:
1.) CORRECTIONS and CONFUSION OVER FACTS [located on this page].
2.) A copy of the actual front page that was served to me for your edification [located on the next page following this one].

CORRECTIONS

Corrections for Entity, Name, Title and Address on Record.

The name I have been served under is misspelled, the last name is Westerman (with one r)
I, Theodore N. Westerman Jr. am not the general partner of TPKW Family LP.
My Corporation; Turnpike West Inc. is the general Partner of TPKW Family LP of which I (Ted Westerman) am President.

THEREFORE

Future Correspondence should be addressed to me as follows:

TPKW Family LP; Turnpike West Inc., general partner; Ted Westerman, President

PLEASE use the following Address for all future correspondence :

P.O. Box 1550
Yerington, NV 89447

FILED ____ RECEIVED
ENTERED ____ SERVED ON
COUNSEL/PARTIES OF RECORD
SEP 21
CLERK US DISTRICT COURT
DISTRICT OF NEVADA
BY: _____ DEPUTY

CONFUSION OVER FACTS

Walker Lake is listed as a Saline Lake.
The Water Atlas of the United States Plate 39 shows a body of water, accessible within 500 feet of the surface, that by my rudimentary calculations occupies more than 2 percent of the state of Nevada, perhaps an under-utilized water source.

Most Respectfully Yours,

Theodore N. Westerman Jr.

Theodore N. Westerman Jr.

cc

Adams, Marta

Depaoli, Gordon

Neville, Michael W.

Williams, Wes Jr.

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. C-125
vs.	)	SUBFILE NO. C-125-B
	)	
WALKER RIVER IRRIGATION DISTRICT,	)	
a corporation, et al.,	)	**NOTICE IN LIEU OF SUMMONS**

TO: TPKW Family, LP
Theodore N. Westerrman, Jr., general partner
560 Pete Hendrichs Road
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

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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

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

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

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

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

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

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

Attorney: I retain the right to hire an Attorney or act as my own Attorney, as necessary, should this Civil Action further progress.

Address: For Now, Until Further Advised Send Correspondence as noted in Cover Letter;

TPKW Family LP
Turnpike West Inc., General Partner
Ted Westerman, President

Phone Number: (775) 463-5851

Fax Number: NA

(Signature)

Ted Westerman
(Printed or typed Name)

Ted Westerman
(Entity, if any, on whose behalf you are appearing) As Noted Above

P.O. Box 1550
Yerington, NV 89447-1550
(Address)

(Telephone number)