

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

6 Attorneys for Defendant,
7 WALKER RIVER IRRIGATION DISTRICT

8
9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE DISTRICT OF NEVADA

11
12 UNITED STATES OF AMERICA,
13 Plaintiff,

14 WALKER RIVER PAIUTE TRIBE,
15 Plaintiff-Intervenor,

16 v.

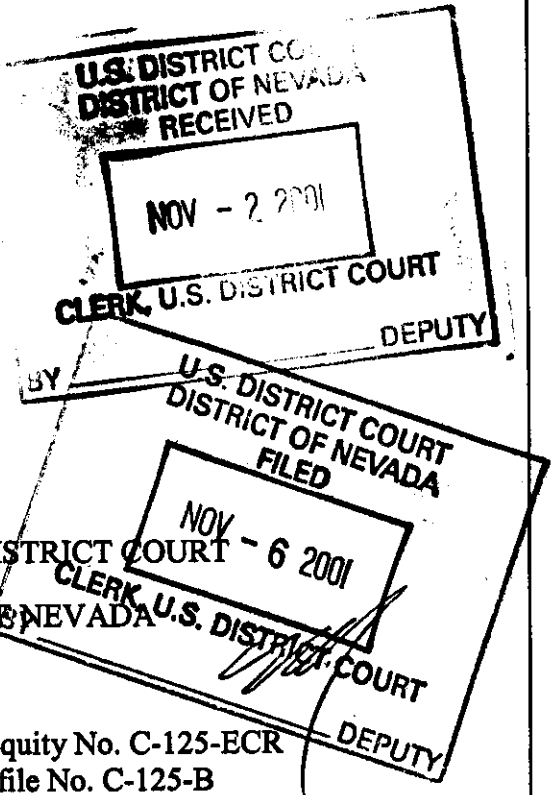
17 WALKER RIVER IRRIGATION DISTRICT,
18 a corporation, et al.,
19 Defendants.

) In Equity No. C-125-ECR
) Subfile No. C-125-B
)
)
) **STIPULATION AND ORDER FOR**
) **EXTENSION OF TIME TO FILE**
) **RESPONSES TO THE OBJECTION OF**
) **THE UNITED STATES OF AMERICA**
) **AND THE WALKER RIVER PAIUTE**
) **TRIBE CONCERNING REPORT AND**
) **RECOMMENDATION OF U.S.**
) **MAGISTRATE JUDGE REGARDING**
) **CERTIFICATION OF DEFENDANT**
) **CLASSES**

) (First Request)

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22 1. On or about September 13, 2001, the United States Magistrate Judge filed a
23 *Report and Recommendation of U.S. Magistrate Judge* (the "Report and Recommendation")
24 which recommends that the *Joint Motion for Class Certification* filed by the Walker River
25 Paiute Tribe (the "Tribe") and the United States be denied.

26 2. Pursuant to a *Stipulation and Order for Extension of Time* filed by the parties,
27 the Tribe and United States served their *Objection of the United States of America and the*
28



168

1 *Walker River Paiute Tribe To The Report and Recommendation of U.S. Magistrate Judge*
2 *Regarding Certification of Defendant Classes (the "Objection") on October 25, 2001.*

3 3. Responses to the Objection are currently due to be filed and served on
4 November 7, 2001.

5 4. The Walker River Irrigation District (the "District") and other parties responding
6 to the Objection require additional time in which to serve their respective responses to the
7 Objection.

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

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1 The District and other parties responding to the Objection shall have to and including
2 November 30, 2001, in which to serve their respective responses to the Objection.

3 Dated this 2nd day of ~~October~~ ^{November}, 2001.

4 WOODBURN AND WEDGE

United States Department of Justice

5 By: Dale Ferguson

6 By: _____

7 GORDON H. DEPAOLI
Nevada State Bar 00195
8 DALE E. FERGUSON
Nevada State Bar 04986

Susan L. Schneider
Attorneys for the UNITED STATES OF
AMERICA

9 Attorneys for WALKER RIVER
10 IRRIGATION DISTRICT

11 By: _____

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

14 Scott B. McElroy
Alice E. Walker
Attorneys for the WALKER RIVER
PAIUTE TRIBE

14 By: _____
15 George N. Benesch
Attorneys for LYON COUNTY

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

17
18 By: _____
Michael Neville
19 Attorneys for CALIFORNIA DEPT. OF FISH
AND GAME

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21 Dated: _____

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23 IT IS SO ORDERED

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UNITED STATES MAGISTRATE JUDGE

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The District and other parties responding to the Objection shall have to and including
November 30, 2001, in which to serve their respective responses to the Objection.

Dated this ___ day of October, 2001.

WOODBURN AND WEDGE

United States Department of Justice

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

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

Attorneys for WALKER RIVER
IRRIGATION DISTRICT

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

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

By: _____
George N. Benesch
Attorneys for LYON COUNTY

By: _____
Marta Adams
Attorneys for NEVADA DIVISION OF
WILDLIFE

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

Dated: _____

IT IS SO ORDERED

UNITED STATES MAGISTRATE JUDGE

1 The District and other parties responding to the Objection shall have to and including
2 November 30, 2001, in which to serve their respective responses to the Objection.

3 Dated this ___ day of October, 2001.

4 **WOODBURN AND WEDGE** United States Department of Justice

5
6 By: _____ By: _____
7 **GORDON H. DEPAOLI** Susan L. Schneider
8 **DALE B. FERGUSON** Attorneys for the UNITED STATES OF
9 **Nevada State Bar 04986** AMERICA

10 **Attorneys for WALKER RIVER** By: _____
11 **IRRIGATION DISTRICT** Scott B. McElroy
12 **By: _____** Alice E. Walker
13 **Linda A. Bowman** Attorneys for the WALKER RIVER
14 **Attorneys for U.S. BOARD OF WATER** PAIUTE TRIBE
15 **COMMISSIONERS**

16 **By: _____** By: _____
17 **George N. Benesch** Marta Adams
18 **Attorneys for LYON COUNTY** Attorneys for NEVADA DIVISION OF
19 **WILDLIFE**

20 **By: _____**
21 **Michael Neville**
22 **Attorneys for CALIFORNIA DEPT. OF FISH**
23 **AND GAME**

24 **Dated: _____**

25 **IT IS SO ORDERED**

26 _____
27 **UNITED STATES MAGISTRATE JUDGE**
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The District and other parties responding to the Objection shall have to and including November 30, 2001, in which to serve their respective responses to the Objection.

Dated this ___ day of October, 2001.

WOODBURN AND WEDGE

United States Department of Justice

By: _____

By: _____

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

Susan L. Schneider
Attorneys for the UNITED STATES OF AMERICA

Attorneys for WALKER RIVER IRRIGATION DISTRICT

By: _____

Scott B. McElroy

By: _____

Alice E. Walker
Attorneys for the WALKER RIVER PAIUTE TRIBE

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

By: _____

By: _____

George N. Benesch
Attorneys for LYON COUNTY

Marta Adams
Attorneys for NEVADA DIVISION OF WILDLIFE

By: _____

Michael Neville
Attorneys for CALIFORNIA DEPT. OF FISH AND GAME

Dated: _____

IT IS SO ORDERED

UNITED STATES MAGISTRATE JUDGE

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The District and other parties responding to the Objection shall have to and including November 30, 2001, in which to serve their respective responses to the Objection.

Dated this 31st day of October, 2001.

WOODBURN AND WEDGE

United States Department of Justice

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

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

Attorneys for WALKER RIVER IRRIGATION DISTRICT

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

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

By: _____
George N. Benesch
Attorneys for LYON COUNTY

By: _____
Marta Adams
Attorneys for NEVADA DIVISION OF WILDLIFE

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

Dated: _____

IT IS SO ORDERED

UNITED STATES MAGISTRATE JUDGE

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The District and other parties responding to the Objection shall have to and including November 30, 2001, in which to serve their respective responses to the Objection.

Dated this ___ day of October, 2001.

WOODBURN AND WEDGE

United States Department of Justice

By: _____

By: _____

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

Susan L. Schneider
Attorneys for the UNITED STATES OF AMERICA

Attorneys for WALKER RIVER IRRIGATION DISTRICT

By: *Alice E Walker*
Scott B. McElroy

By: _____

Alice E. Walker
Attorneys for the WALKER RIVER PAIUTE TRIBE

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

By: _____

By: _____

George N. Benesch
Attorneys for LYON COUNTY

Marta Adams
Attorneys for NEVADA DIVISION OF WILDLIFE

By: _____

Michael Neville
Attorneys for CALIFORNIA DEPT. OF FISH AND GAME

Dated: _____

IT IS SO ORDERED

UNITED STATES MAGISTRATE JUDGE

1 The District and other parties responding to the Objection shall have to and including
2 November 30, 2001, in which to serve their respective responses to the Objection.

3 Dated this ___ day of October, 2001.

4 **WOODBURN AND WEDGE**

United States Department of Justice

5
6 By: _____
7 **GORDON H. DEPAOLI**
8 **Nevada State Bar 00195**
9 **DALE E. FERGUSON**
10 **Nevada State Bar 04986**

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

11 **Attorneys for WALKER RIVER**
12 **IRRIGATION DISTRICT**

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

13 By: _____
14 **Linda A. Bowman**
15 **Attorneys for U.S. BOARD OF WATER**
16 **COMMISSIONERS**

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

17 By: _____
18 **George N. Benesch**
19 **Attorneys for LYON COUNTY**

20 By: _____
21 **Michael Neville**
22 **Attorneys for CALIFORNIA DEPT. OF FISH**
23 **AND GAME**

24 Dated: _____

IT IS SO ORDERED 11-5-01

Edward C. Reed

UNITED STATES MAGISTRATE JUDGE
DISTRICT

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 TO FILE RESPONSES TO THE OBJECTION OF THE UNITED STATES OF AMERICA AND THE WALKER RIVER PAIUTE TRIBE CONCERNING REPORT AND RECOMMENDATION OF U.S. MAGISTRATE JUDGE REGARDING 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

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

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

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

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

8 Roger Bezayiff
9 Water Master ✓
U.S. Board of Water Commissioners
10 P.O. Box 853
11 Yerington, NV 89447

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

12 Kathryn E. Landreth
13 United States Attorney ✓
100 West Liberty Street
14 Suite 600
15 Reno, NV 89501

Linda Bowman ✓
540 Hammill Lane
Reno, NV 89511

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

18 Dated this 2nd day of November, 2001.

19 Penelope H. Colter
20 Penelope H. Colter
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