ORIGINAL

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WALKER RIVER IRRIGATION DISTRICT

U.S. DISTRICT COURT DISTRICT OF NEVADA RECEIVED NOV - 2 2001 CLERK, U.S. DISTRICT COURT DEPUTY BY

U.S. DISTRICT COURT DISTRICT OF NEVADA FILED NOV - 6 2001 CLERK, U.S. DISTRICT COURT 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 **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)**

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

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

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

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

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

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

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 2nd day of ~~October~~ November, 2001.

WOODBURN AND WEDGE

By: Dale Ferguson

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

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

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

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

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

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

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

Attorneys for WALKER RIVER IRRIGATION DISTRICT

By: _____
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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

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

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 L 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

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

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: Alice E Walker
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

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

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
Marta Adams
Attorneys for NEVADA DIVISION OF WILDLIFE

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:

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P.O. Box 2800
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Dated this 2nd day of November, 2001.

Penelope H. Colter

Penelope H. Colter