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CLERK US DISTRICT COURT
DISTRICT OF NEVADA
IN EQUITY NO. C-125
SUBFILE NO. C-125-B

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

vs.

WALKER RIVER IRRIGATION DISTRICT,

a corporation, et al.,

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
 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:

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Attorney:

Address:

Phone Number:

Fax Number:

DL Smith
(Signature)

DONALD L. SMITH
(Printed or typed Name)

2003 DWSMITH
FAMILY TRUST
(Entity, if any, on whose
behalf you are appearing)

P.O. Box 306
SMITH, NV. 89436
(Address)

775-220-7536
(Telephone number)