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DISTRICT OF NEVADA
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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,	IN EQUITY NO. CV-125-ECR SUBFILE NO. C-125-B
v.	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants.	ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS

U.S. DISTRICT COURT
DISTRICT OF NEVADA
ENTERED & SERVED
JUL 16 2003
CLERK U.S. DISTRICT COURT
BY DEPUTY

The following background information is provided to aid in understanding the reasons for and what is required by this Order:

1. The Court has ordered that certain persons and entities be included as parties to this action because they own water rights within one or more of the nine categories set forth in Paragraph 3 of the Court's *Case Management Order* (Apr. 18, 2000).

2. During the course of this action, it is possible that a party will sell or otherwise convey ownership of all or a portion of the water rights which that party owned when brought into this action by a Waiver of Service of Notice in Lieu of Summons or by service of a Notice in Lieu of Summons.

3. A change in ownership of a water right or a portion of a water right can occur in a number of ways and for a variety of reasons. Often a change in ownership of a water right occurs when ownership of some or all of the land on which the water is used changes. A change in ownership may involve a sale, a gift, a death or even a divorce. It may also involve estate or business planning decisions such as conveyance to an intervivos trust or a limited liability company. Frequently changes in ownership are accomplished by a deed. However, in an estate or divorce proceeding they may be accomplished by an order of a court. These examples are not

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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, v. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants.	In Equity No. C-125-ECR Subfile No. C-125-B **NOTICE OF CHANGE OF OWNERSHIP OF WATER RIGHT**

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the following information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Kurt M. Werner and Nancy J. Werner
Name(s)

PO Box 1431
Yerington, NV 89447
Street or P.O. Box

Town or City State ZipCode

2. The name and address of each person or entity who acquired ownership

Joseph Kirchek
Name(s)

1331 Antelope Valley Road
Street or P.O. Box

Reno NV 89506
Town or City State ZipCode

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- [x] Deed
- [ ] Court Order
- [ ] Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Notice of Change of Ownership of Water Right using this form is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files

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* This notice shall be sent to the following two persons:

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

And

Susan L. Schneider
United States Department of Justice
P.O. Box 756
Littleton, CO 80160

ownership, notify the Court and the United States of the change in ownership.

2. The notice required by this Order shall provide the following information:

A. The name and address of the party who sold or otherwise conveyed ownership;

B. The name and address of each person or entity who acquired ownership; and

C. A copy of the deed, court order or other document by which the change in ownership was accomplished.

3. The notice shall be sent to the Court and counsel for the United States addressed as follows:

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

Susan L. Schneider
Unites States Department of Justice
P.O. Box 756
Littleton, CO 80160

4. The form and substance of the notice shall substantially conform to the form of notice attached to this order as Exhibit A.

5. Any person or entity who files a Notice of Change of Ownership of Water Right using the attached form or provides information for this purpose by other means is ultimately responsible for the accuracy of this filing. Consequently, any person or entity who files such a notice regarding water rights subject to this litigation, but retains such water rights, shall nevertheless be bound by the results of this litigation.

IT IS SO ORDERED:

Dated: July 9, 2003.

The Honorable Robert A. McQuaid, Jr.
United States District Court Magistrate Judge

such a notice, but retains such water rights, shall nevertheless be bound by the results of this litigation.

Executed this 27th day of August 2007.

Kurt M Werner Nancy J Werner

[signature of counter-defendant]

Kurt M. Werner Nancy J Werner

[name of counter-defendant]

[signature, if applicable, of person acting on behalf of counter-defendant]

[name, if applicable, of person acting on behalf of counter-defendant]

PO Box 1431
Yerington NV 89447

[address]

(775) 463-7368

[telephone number]

DOC # [redacted]

Conformed Copy

(Not Compared to Original)

01/22/2007 10:33 AM

Official Record

Requested By
NORTHERN NEVADA TITLE

Lyon County - NV
Mary C. Milligan - Recorder

A.P.N. 14-381-34
Escrow No.: EO-305321-DA
Accommodation Only

RECORDING REQUESTED BY:

MAIL TAX STATEMENTS AND WHEN RECORDED, MAIL TO:

Joseph Kircher
1331 Antelope Valley Road

Reno, NV 89506

THIS SPACE FOR RECORDER'S USE ONLY

The undersigned grantor(s) declare(s):

Documentary transfer tax is $265.20, computed on full value of property conveyed.

WATER RIGHTS
GRANT, BARGAIN, SALE DEED

That **Kurt M. Werner and Nancy J. Werner, Husband and Wife as Joint Tenants with Right of Survivorship** in consideration of $10.00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to **Joseph Kircher, a Married Man** all that real property in the County of Lyon, State of Nevada, bounded and described as follows:

41.84 acre feet of water rights under the State of Nevada, Division of Water Resources Permit No. 21582, Certificate No. 5813 and Permit No. 30218, Certificate No. 9432.

DA

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Dated: 1/22/07

Kurt M. Werner

Nancy J. Werner

STATE OF NEVADA)

COUNTY OF LYON)

On 1-22-07 personally appeared before me, a Notary Public, Kurt M. Werner and Nancy J. Werner

who acknowledged that they executed the above instrument.

Signature _____
(Notary Public)

DIANE L. ARVIZO
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 96-5065-12 - Expires September 20, 2008