IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>v.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,<br><br>Defendants. | In Equity No. C-125-ECR<br>Subfile No. C-125-B<br><br>**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: Sciarani Family Trust, Glenn Michael Sciarani and Darla Zoe Sciarani, Co-Trustees and John Sciarani, Trustee of the John Sciarani Trust

Name(s)

150 Densmore Lane

Street or P.O. Box

Kerrington NV 89447
Town or City State ZipCode

2. The name and address of each person or entity who acquired ownership
National Fish and Wildlife Foundation

Name(s)

1133 Fifteenth Street NW, Suite 1100

Street or P.O. Box

Washington DC 20005
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

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

Executed this 28 day of Feb 2011

Glenn Michael Sciarani

Darla Zoe Sciarani

John Sciarani

[signature of counter-defendant]

Glenn Michael Sciarani & Darla Zoe Sciarani, Co-Trustees of the Sciarani Family Trust

John Sciarani, Trustee of the John Sciarani Trust

[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]

150 Densmore Lane
Yerington, NV 89447

[address]

[telephone number]

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DOC # 469649
12/27/2010 03 32 PM
Official Record
Requested By
TITLE SERVICE & ESCROW
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 5 Fee $18 00
Recorded By CDL RPTT $26,527 80
0469649

| | | |
|---|---|---|
| **This document prepared by (and after recording return to):** | | ) |
| Name | Mr Jeff Trandahl, Executive Director | ) |
| Firm/Company | National Fish and Wildlife Foundation | ) |
| Address | 1133 Fifteenth Street NW | ) |
| Address 2· | Suite 1100 | ) |
| City, State, Zip | Washington DC 20005 | ) |
| Phone | 202-857-0166 | ) |

TT 26,527.80

TSL-35532-SL

**Assessor's Parcel No. 14-241-035 and 14-401-018.**

UNOFFICIAL COPY

## GRANT, BARGAIN, SALE DEED FOR LAND

**KNOW ALL MEN BY THESE PRESENTS THAT:**

FOR VALUABLE CONSIDERATION OF TEN DOLLARS ($10 00), and other good and valuable consideration, cash in hand paid, the receipt and sufficiency of which is hereby acknowledged, **Glenn Michael Sciarani and Darla Zoe Sciarani Co-Trustees of the Sciarani Family Trust dated November 7, 2001, and John Sciarani, Trustee for the John Sciarani Trust dated August 23, 1990**, hereinafter referred to as "Grantor", does hereby grant, bargain, sell, and convey unto the National Fish and Wildlife Foundation, a Congressionally-chartered non-profit organization, hereinafter "Grantee", all that real property situated in the County of Lyon, State of Nevada, bounded and described as follows·

**APN 14-241-035**

That certain land situated in a portion of Section 35 and Section 36, Township 14 North, Range 25 East and Section 31, Township 14 North, Range 26 East, Mount Diablo Meridian, as shown on that certain map entitled "A Map of Division into Large Parcel Eugo Sciarani et al Trustees" File No 208218, Lyon County Records, described as follows.

All of Parcel "B" as shown on the aforementioned map, File No 208218, Lyon County Records.

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**APN 14-401-018**

West half of the Northwest quarter of Section 1; and Northeast quarter and the East half of the Northwest quarter of Section 2 all within Township 13 North Range 25 East, M D.&M.

Southeast quarter of the Southwest quarter of Section 35, South half of the Southeast quarter of Section 35, and Southwest quarter of the Southwest quarter of Section 36 all within Township 14 North, Range 25 East, M.D.&M

LESS AND EXCEPT all oil, gas and minerals, on and under the above described property owned by Grantors, if any, which are reserved by Grantor

SUBJECT to all easements, rights-of-way, protective covenants and mineral reservations of record, if any

TO HAVE AND TO HOLD TOGETHER with all tenements, hereditaments, and appurtenances, including easements, rights-of-way, ditches, ditch rights, ditch stock and / or shares, drains, drain rights, drain stock and / or shares, water and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof

GRANTOR does for Grantor and Grantor's personal representatives, executors and assigns forever hereby covenant with GRANTEE that Grantor is lawfully seized in fee simple of said premises, that the premises are free from all encumbrances, unless otherwise noted above; that Grantor has a good right to sell and convey the same as aforesaid; and to forever warrant and defend the title to the said lands against all claims whatever

IN WITNESS WHEREOF, this deed was executed by the undersigned on this the 27th day of December, 2010.

**SELLER: Sciarani Family Trust dated November 7, 2001**

Glenn Michael Sciarani

**By: Glenn Michael Sciarani**
**Its: Trustee**

Unofficial Copy

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469649 12/27/2010 003 of 5

**SELLER: Sciarani Family Trust dated November 7, 2001**

Darla Zoe Sciarani

**By: Darla Zoe Sciarani**
**Its: Trustee**

**SELLER: John Sciarani Trust dated August 23, 1990**

John Sciarani

**By: John Sciarani**
**Its: Trustee**

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STATE OF Nevada

COUNTY OF Lyon

This instrument was acknowledged before me on 12/27/10 (date) by **Glenn Michael Sciarani**, as Trustee of **Sciarani Family Trust, dated November 7, 2001**

S Lindberg

Notary Public

Printed Name S Lindberg

(Seal)

My Commission Expires

4/4/11

S LINDBERG
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No 99-58591 12 - Expires April 4, 2011

*** THIS IS AN UNOFFICIAL COPY ***



469649 12/27/2010 004 of 5

STATE OF Nevada

COUNTY OF Lyon

This instrument was acknowledged before me on 12/27/10 (date) by **Darla Zoe Sciarani**, as Trustee of **Sciarani Family Trust, dated November 7, 2001.**

S Lindberg
Notary Public

Printed Name: S Lindberg

(Seal)

My Commission Expires:

4/4/11

S LINDBERG
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No 99-56591 12 - Expires April 4, 2011

STATE OF Nevada

COUNTY OF Lyon

This instrument was acknowledged before me on 12/27/10 (date) by **John Sciarani**, as Trustee of **John Sciarani Trust, dated August 23, 1990.**

S Lindberg
Notary Public

Printed Name: S. Lindberg

(Seal)

My Commission Expires

4/4/11

S LINDBERG
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No 99-56591-12 - Expires April 4, 2011

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**Grantor(s) Name, Address, phone:**
Glenn and Darla Sciarani Family Trust
John Sciarani Trust
c/o Glenn Sciarani
150 Densmore Lane
Yerington, NV 89447

**Grantee(s) Name, Address, phone:**
Mr. Jeff Trandahl
Executive Director
National Fish and Wildlife Foundation
1133 15th Street NW, Ste 1100
Washington DC 20005

**SEND TAX STATEMENTS TO GRANTEE**

UNOFFICIAL COPY

*** THIS IS AN UNOFFICIAL COPY ***



DOC # 469650
12/27/2010 03 33 PM
Official Record
Requested By
TITLE SERVICE & ESCROW
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 7 Fee $20 00
Recorded By CDL RPTT
0469650

| | |
|---|---|
| **This document prepared by (and after recording return to):** | |
| Name | Mr Jeff Trandahl, Executive Director |
| Firm/Company | National Fish and Wildlife Foundation |
| Address | 1133 Fifteenth Street NW |
| Address 2 | Suite 1100 |
| City, State, Zip | Washington DC 20005 |
| Phone | 202-857-0166 |

TT = 8 #3

TSL-35532-SL

**Assessor's Parcel No. 14-241-035 and 14-401-018.**

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## GRANT, BARGAIN, SALE DEED FOR WATER, WATER RIGHTS AND RELATED INTERESTS

**KNOW ALL MEN BY THESE PRESENTS THAT:**

FOR VALUABLE CONSIDERATION OF TEN DOLLARS ($10.00), and other good and valuable consideration, cash in hand paid, the receipt and sufficiency of which is hereby acknowledged, **Glenn Michael Sciarani and Darla Zoe Sciarani Co-Trustees of the Sciarani Family Trust dated November 7, 2001, and John Sciarani, Trustee for the John Sciarani Trust dated August 23, 1990**, hereinafter referred to as "Grantor", does hereby grant, bargain, sell, and convey unto the National Fish and Wildlife Foundation, a Congressionally-chartered non-profit organization, hereinafter "Grantee", all the water and water rights used with, associated with and/or appurtenant to the following properties as legally described, lying in the County of Lyon, State of Nevada, including but not limited to-wit:

**Decree Surface Water Rights:**

GRANTOR does hereby grant, bargain, sell, and convey to Grantee the following described water and water rights owned by Grantors, defined by applicable claims and/or portions of claims within the Walker River Judgment and Final Decree entered on April 14, 1936, and as amended April 24, 1940 by the District Court of the United States in and for the

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District of Nevada in Equity Docket No C-125, which are further used with, associated with, and/or appurtenant to the follow described properties.

**APN 14-241-035 (WRID Card No. 47301)**

All rights, title, and interest in and to a portion of **Decree Claim 138**, granted and adjudicated to defendant, **Sciarini, A. and S. and M. D'Andrea, Successors to Pacific Livestock Company, page 41** in the Walker River Judgment and Decree styled "United States of America vs. Walker River Irrigation District, et al", entered on April 14, 1936, as amended April 24, 1940, in the District Court of the United States of America and being further described below

| Decree Claim | WRID Ref Card | Date of Priority | WRID Card Diversion Rate CFS | WRID Card Assessed Acres | Apportioned Storage AF |
|---|---|---|---|---|---|
| 138 | 47301 | 1864 | 0 200 | 16 700 | |
| | | 1865 | 0 080 | 6 680 | |
| | | 1870 | 0 305 | 25 390 | |
| | | 1875 | 0 625 | 52 120 | 8 980 |
| | | 1880 | 0 840 | 70 030 | 37 680 |
| | | 1885 | 0 534 | 44 500 | 27 770 |
| | | 1890 | 0 374 | 31 140 | 20 110 |
| | | 1895 | 0 249 | 20 720 | 14 270 |
| | | 1900 | 0 481 | 40 090 | 28 470 |
| | | 1905 | 0 642 | 53 460 | 39 120 |
| | | | 4 330 | 360 830 | 176 400 |
| | | New Land Storage | | 299 17 | 418 520 |
| | | | **4.330** | **660.00** | **594.920** |

And further, as used with, associated with, and/or appurtenant to that certain land situated in a portion of Section 35 and Section 36, Township 14 North, Range 25 East and Section 31, Township 14 North, Range 26 East, Mount Diablo Meridian, as shown on that certain map entitled "A Map of Division into Large Parcel Eugo Sciarani et al Trustees" File No. 208218, Lyon County Records, described as follows:

All of Parcel "B" as shown on the aforementioned map, File No 208218, Lyon County Records

**APN 14-401-018 (WRID Card No. 47302)**

All rights, title, and interest in and to a portion of **Decree Claim 138**, granted and adjudicated to defendant, **Sciarini, A. and S. and M. D'Andrea, Successors to Pacific Livestock Company, page 41** in the Walker River Judgment and Decree



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styled "United States of America vs. Walker River Irrigation District, et al", entered on April 14, 1936, as amended April 24, 1940, in the District Court of the United States of America and being further described below:

| Decree Claim | WRID Ref Card | Date of Priority | WRID Card Diversion Rate CFS | WRID Card Assessed Acres | Apportioned Storage AF |
|---|---|---|---|---|---|
| 138 | 47302 | 1864 | 0 228 | 18 980 | - |
| | | 1865 | 0 091 | 7 590 | - |
| | | 1870 | 0 346 | 28 850 | - |
| | | 1875 | 0 711 | 59 220 | 10 200 |
| | | 1880 | 0 955 | 79 570 | 42 800 |
| | | 1885 | 0 607 | 50 570 | 31 560 |
| | | 1890 | 0 425 | 35 380 | 22 840 |
| | | 1895 | 0 282 | 23 540 | 16 210 |
| | | 1900 | 0 547 | 45 550 | 32 350 |
| | | 1905 | 0 729 | 60 750 | 44 450 |
| | | | 4 921 | 410 000 | 200 410 |
| | | New Land Storage | | 70 000 | 97 930 |
| | | | **4.921** | **480.00** | **298.340** |

And further, as used with, associated with, and/or appurtenant to that certain real property situate in the County of Lyon, State of Nevada, described as follows:

West half of the Northwest quarter of Section 1; and Northeast quarter and the East half of the Northwest quarter of Section 2 all within Township 13 North Range 25 East, M.D &M

Southeast quarter of the Southwest quarter of Section 35, South half of the Southeast quarter of Section 35, and Southwest quarter of the Southwest quarter of Section 36 all within Township 14 North, Range 25 East, M D &M.

**Apportioned Storage Water Benefits:**

GRANTOR does hereby sell, convey and assign to Grantee, any and all of Grantor's right, title and interest in and to any beneficial interest arising under portions of permits issued by the Nevada State Engineer (NSE) and the California State Water Resources Control Board (SWRCB) in the name of the Walker River Irrigation District (WRID) apportioned to lands designated as New Lands, including but not limited to NSE Permit Number 6583 (Certificate Number 4972) and SWRCB Permit Numbers 2536, 2537, and 2538, to the extent water stored under these rights is used with, associated with, apportioned to, assessed to and/or appurtenant to the following described properties The quantities of these rights are described in the tables above as "Apportioned Storage" or "New Land Storage "



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**Flood Water:**

GRANTOR does hereby quitclaim and assign to Grantee, any and all of Grantor's right, title and interest in and to any beneficial interest arising under portions of permits issued by the NSE in the name of WRID, including but not limited to NSE Permit Numbers 5528 (Certificate Number 8859) and 25017 (Certificate Number 8860) (otherwise commonly referred to as "flood water rights" or "Certificated Rights"), to the extent any portion of these rights may be authorized for delivery to, or used with, associated with, and/or appurtenant to the above described properties

**Underground Waters:**

GRANTOR does hereby quitclaim and assign to Grantee, any and all of Grantor's right, title and interest in and to any beneficial interest arising under portions of permits issued by the NSE in the name of WRID, including but not limited to NSE Permit Number 25813 (Certificate Number 8661) (otherwise commonly referred to as "Underground Rights"), to the extent any portion of these rights may be authorized for delivery to, or used with, associated with, and/or appurtenant to the above descried properties.

**Ditch and Drain Stock Transfer:**

GRANTOR does hereby further grant, bargain, sell and convey unto the Grantee that portion of Grantor's interest in Nichol Merritt Ditch Company, Inc used with, associated with and appurtenant to the decree rights and Apportioned Storage rights conveyed herein

GRANTOR does hereby further grant, bargain, sell and convey unto the Grantee that portion of Grantor's interest in Joggles Ditch Company, Inc used with, associated with and appurtenant to the decree rights and Apportioned Storage rights conveyed herein

GRANTOR does hereby further grant, bargain, sell and convey unto the Grantee any and all ditches, ditch rights, ditch stock and/or shares, drains, drain rights, drain stock and/or shares used with, associated with and appurtenant to the decree rights and Apportioned Storage rights conveyed herein

LESS AND EXCEPT all oil, gas and minerals, on and under the above described property owned by Grantors, if any, which are reserved by Grantor

SUBJECT to all easements, rights-of-way, protective covenants and mineral reservations of record, if any.

TO HAVE AND TO HOLD TOGETHER with all tenements, hereditaments, and appurtenances, including easements water and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

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GRANTOR does for Grantor and Grantor's personal representatives, executors and assigns forever hereby covenant with GRANTEE that Grantor is lawfully seized in fee simple of said premises; that the premises are free from all encumbrances, unless otherwise noted above, that Grantor has a good right to sell and convey the same as aforesaid, and to forever warrant and defend the title to the said lands against all claims whatever

IN WITNESS WHEREOF, this deed was executed by the undersigned on this the 22th day of December, 2010.

**SELLER: Sciarani Family Trust dated November 7, 2001**

**By: Glenn Michael Sciarani**
**Its: Trustee**

**SELLER: Sciarani Family Trust dated November 7, 2001**

**By: Darla Zoe Sciarani**
**Its: Trustee**

**SELLER: John Sciarani Trust dated August 23, 1990**

**By: John Sciarani**
**Its: Trustee**

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469650 12/27/2010 006 of 7

STATE OF Nevada

COUNTY OF Lyon

This instrument was acknowledged before me on 12/27/10 (date) by **Glenn Michael Sciarani**, as Trustee of **Sciarani Family Trust, dated November 7, 2001**.

S. Lindberg
Notary Public

Printed Name S Lindberg

(Seal)

My Commission Expires
4/4/11

S LINDBERG
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No 99-56591-12 - Expires April 4, 2011

STATE OF Nevada

COUNTY OF Lyon

This instrument was acknowledged before me on 12/27/10 (date) by **Darla Zoe Sciarani**, as Trustee of **Sciarani Family Trust, dated November 7, 2001**.

S Lindberg
Notary Public

Printed Name S Lindberg

(Seal)

My Commission Expires
4/4/11

S LINDBERG
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No 99-56591-12 - Expires April 4, 2011

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469650 12/27/2010 007 of 7

STATE OF Nevada

COUNTY OF Lyon

This instrument was acknowledged before me on 12/27/10 (date) by **John Sciarani**, as Trustee of **John Sciarani Trust, dated August 23, 1990.**

S Lindberg
Notary Public

Printed Name: SLindberg

(Seal)

My Commission Expires:
4/4/11

S LINDBERG
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No 99-56591-12 - Expires April 4 2011

**Grantor(s) Name, Address, phone:**
Glenn and Darla Sciarani Family Trust
John Sciarani Trust
c/o Glenn Sciarani
150 Densmore Lane
Yerington, NV 89447

**Grantee(s) Name, Address, phone:**
Mr Jeff Trandahl
Executive Director
National Fish and Wildlife Foundation
1133 15th Street NW, Ste 1100
Washington DC 20005

**SEND TAX STATEMENTS TO GRANTEE**

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