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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
)
) SUBFILE NO. C-125-B
) 3:73-cv-00127-ECR-LRL

) **WALKER RIVER IRRIGATION**
) **DISTRICT'S OBJECTIONS TO**
) **RULINGS OF MAGISTRATE JUDGE**
) **WITH RESPECT TO PROPOSED**
) **ORDER CONCERNING SERVICE**
) **CUT-OFF DATE**

UNITED STATES OF AMERICA,
WALKER RIVER PAIUTE TRIBE,

Counterclaimants,

v.

WALKER RIVER IRRIGATION DISTRICT,
et al.,

Counterdefendants.

1 Pursuant to L.R. IB3-1(a), the Walker River Irrigation District (the “District”) objects to
2 the rulings of Magistrate Judge Lawrence R. Leavitt made in Proposed Order Concerning
3 Service Cut-Off Date filed in this subproceeding on September 19, 2011 (Doc. 1656) (the
4 “Service Cut-Off Order”).

5
6 The District objects to the Service Cut-Off Order to the extent that it directly or indirectly
7 rules that: (i) there is no obligation to join or substitute successors-in-interest to persons and
8 entities served with process in this matter on or before December 31, 2009; and/or (ii) the only
9 persons or entities to be included in this action are those with water rights in existence as of
10 December 31, 2009.

11 The District’s Objections to the rulings made in the Service Cut-Off Order are more
12 specifically set forth in the Points and Authorities filed under separate cover, and are based upon
13 the grounds that those rulings are outside the scope of a magistrate’s authority to finally
14 determine, clearly erroneous, and/or contrary to law. The Objections are supported by all of the
15 pleadings and papers on file in this matter and upon the District’s Points and Authorities in
16 Support of Objections to Rulings of Magistrate Judge, which are filed under separate cover.
17

18 DATED this 6th day of October, 2011.

19 WOODBURN AND WEDGE

20
21
22 By: /s/ Gordon H. DePaoli
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IRRIGATION DISTRICT

CERTIFICATE OF SERVICE

I certify that I am an employee of Woodburn and Wedge and that on October 6, 2011, I electronically served the foregoing *Walker River Irrigation District's Objections to Rulings of Magistrate Judge With Respect to Proposed Order Concerning Service Cut-Off Date* in Case No. 3:73-cv-00127-ECR-LRL with the Clerk of the Court using the CM/ECF system, which will notify the following via their email addresses:

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14 I further certify that I served a copy of the foregoing in Case No. 3:73-cv-00127-ECR-LRL to
15 the following via U.S. Mail, postage prepaid, this 6th day of October, 2011:

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/ s / Holly Dewar

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