Case 3:73-cv-00127-RCJ-WGC Document 0 Filed 02/02/04 Page 1 of 18

PLACED IN AT AS
CV-N-73-127-ECR

IN EQUITY NO. C-125-F
(DOCKET SHEET) B

**This Subsidiary Case Opened on January 3, 1992.

NED NED

C-125-B

ECR

TITLE OF CASE	ATTORNEYS
See below Per #87 THE UNITED STATES OF AMERICA, Plaintiff, -vs- WALKER RIVER IRRIGATION DISTRICT, a Corporation, et al., Defendants. (This docket is a continuation of the handwritten entires in Volumn "A" 1 to 125, the the File Room)	For plaintiff: For defendant:

UNITED STATES OF AMERICA,
Plaintiff,

WALKER RIVER PAIUTE TRIBE,
Intervenor-Plaintiff,

VS.

WALKER RIVER IRRIGATION DISTRICT, et al.
Defendants.

STATISTICAL RECORD	COSTS			DATE	NAME OR RECEIPT NO.	REC.		DISB.	
S. S. mailed	Clerk								
[illegible]	Marshal								
Basis of Action:	Docket fee								
	Witness fees								
Action arose at:	Depositions								

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4-17-90

Case 3:73-cv-00127-RCJ-WGC Document 0 Filed 02/02/04 Page 2 of 18

IN EQUITY C-125-ECR
(DOCKET SHEET) B

PLACED IN AT AS
CV-N-73-127-ECR

IN EQUITY NO. C-

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Intervenor-Plaintiff,

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DATE	NR.	PROCEEDINGS

C-125-B

UNITED STATES OF AMERICA,
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Intervenor-Plaintiff,

VS.

WALKER RIVER IRRIGATION DISTRICT, ET AL.
Defendants.

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UNITED STATES OF AMERICA,
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Intervenor-Plaintiff,

VS.

WALKER RIVER IRRIGATION DISTRICT, ET AL.
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(Rev. 1/75)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	C-125-B DOCKET NO.
U.S.A., et al.	WALKER RIVER IRRIG. DIST., et al	PAGE 1 OF ___ PAGES

DATE	NR.	PROCEEDINGS
5/21/92	1	ANSWER to first amended petn/ COUNTERCLAIM/CROSS-CLAIM obo The Walker River Pauite Tribe. (m)(AT). crc. (Cpy of item #12F in C-125-A filed purs to item #2 order).
--	2	MINUTES/SCHEDULING & PLANNING CONFERENCE held 5/18/92 (ECR): ORD stip for ext of ti GRANTED & State of NV sh hv until 6/8/92 to fil their reply to mtn to intervene (#12B). FUR ORD the amended petn & cross-claim of Indian Tribe, except for claims for addtl reserved right & the Weber storage, will proceed on the same track. The cntrclaim of the Indian Tribe will proceed on a sep track. FUR OR that the mtn by California Trout, Inc. to intervene (#12A) is GRANTED. FUR ORD that except as amended hereby, the sched ord of 1/3/92 remains in full force & effect. FUR ORD that sched ord of 1/3/92 (#2) is amended for fur prcdgs. (See ord for specifics). USA to indicate position w/resp to cross-claim of Tribe by way of approp mtn w/in 30 days, unless ext by fur ord of Crt. All ptys allowed 60 days after position of U.S. is indicated by way of an appropriate mtn, w/in which to file threshold mtns re cross-claim of Tribe. California Trout & State of NV w/hv 60 days fr time the U.S. position is so indicated w/in which to file threshold mtns in relation to the amended petn. Resp to any such mtns will be due w/in 30 days of flg of the mtn & replies will be due w/in 15 days thereaft. Procdgs will be stayed on the case in regard to this track until all threshold mtns are disposed of. If threshold mtns re cross-claim of Tribe are denied, then the ptys sh hv 30 days to file an ans or other approp resp to the cross-claim. P & cross-claimant w/hv 15 days to file replies, if such is approp. The period for flg ans or other approp resonses starts to run from the entry of the final ord disposing of the threshold mtns. There sh be a disc per of 150 days, which will commence at the time the final ord is entered on the threshold mtns. There shall be no disc commenced until any threshold mtns which are fld hv been rule upon by the Crt. Any other mtns will be due 45 days after the disc period has closed. The Clrk will issue a prehearing notice ord, upon direction of the Crt requiring such ord to be fld, w/in 30 days after any mtns (other than the threshold mtns) have been disposed of, or, if there are no such mtns fld, w/in 30 days after close of the disc period. Any evid hrg which is required will be set by the Crt in consid of the prehrg notice ord. Any pty desiring to intervene in these prcdgs as to the cross-claim of the Tribe sh be required to file an approp mtn nlt 7/1/92. The term intervenor sh be as determind in the ord (#2). Procdgs in relation to Weber storage & additional reserved rights as claimed in the cross-claim will be stayed until those rights are determined in th sep prcdgs in C-125-B. At the time those rights are det, one of th ptys sh move for a fur sched & planning conf so that provision may be made in relation ot those rights if determined & as a part of these procdgs. Responses by the ptys to the pending threshold mtn by the State of Calif. in re amended petn of the Dist will be due 90 days after the position of the U.S. is indicated by the flg by the U.S. of an approp mtn. The movant on the pendg threshold mtn w/relation to the amended petion of the Dist will hv 15 days after a resp is fld w/in which to file a reply. As to the cntrclaim of the Tribe, the following sched is established (See sep ord for

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	C-125-B DOCKET NO.
U.S.A, et al.	WALKER RIVER IRRIG. DIST., et al.	PAGE 2 OF ___ PAGES

DATE	NR.	PROCEEDINGS
5/21/92	2	(continued) Any pty desiring to intervene in relation to the cntrclaim fld by the Tribe sh be required to file an approp mtn nlt 8/1/92. Resp will be due 30 days aft any such mtns are fld & replies will be due 15 days thereaft. Prelim threshold mtns which relate to the issues of whether addtl ptys are required to be joined in the action in respect to the cnterclaim & issues of whether addtl notice or srvc of process on any such addtl ptys is required, shall be fld by 8/1/92 w/responses due 30 days thereaft & replies due w/in 15 days after such responses are fld. Addtl thereshold mtns in relation to the cntrclaim of the Tribe will be due to be fld w/in 60 days after any prelim threshold mtns as provided in the preceding paragraph are decided. Responses to such addtl threshold mtns will be due 30 days aft flg & replies will be due 15 days thereaft. This sched shall be subject to adjustment upon mtn by the ptys & by fur ord of the Crt if it is determined that addtl ptys sh be added & srvc of process is required, or if addtl time is needed to give notice to any interested pty in relation to the cntrclaim. All prcdgs will be stayed in relation to the cntrclaim until the intervention & threshold mtns are disposed of. If threshold mtns are denied in relation to the cntrclaim, then the ptys who have filed the same shall hv 30 days after dispo of the threshold mtns within which to file an ans or other approp resp to the cnterclaim of the Tribe, & replies will be due w/in 15 days thereaft. As soon as Answers are fld or any responses to the cnterclaim in the form of mtns hv been decided, then the Clrk shall set a fur sched conf in relation to the cnterclaim of the Tribe to consider disc priods in relation to the info whcih may then be known & possibly separatel in relation to studies or info being developed. At that time the Crt will enter ords for cutoff of mtns & the issu of prehrg notice ords. If the U.S. has aligned iteself with the Tribe, it shall be subject to the same sched at the same sched as the Tribe. FUR ORD that in flg docs henceforth, the ptys will designated them as follows: C-125 is the administration of the Decree. C-125-A is the Amended Petition & the cross-claim. C-125-B is the counterclaim FUR ORD that a new subfile shall be created by the Clerk, to be designated as C-125-B & shall be assigned for all proceedings relating to the counterclaim. A cpy of the counterclaim (#12F) shall become doc #1 in C-125-B. A copy of these minutes will be filed in C-125-B & the original shall be filed in C-125-A. FUR ORD that the Crt reaffirms the ord of the Crt set forth in the third full paragraph of page 2 of the ord dtd 1/3/92 (#2) insofar as it bifurcates the two claims in the amended petn with the procdgs in relation to the first claim to go forward forthwith, & the procdgs in relation to the alt claim which seeks to change the point of diversion of certain storate water, etc. (See ord for specifics) Cps dist. (AT) (C/R - Ron Caughron-Flannigan) crc.
3/[illegible]	3	[illegible] for lv to file cnterclm obc USA.(n) (AT) mj (#4, #12)

DOCKETING CONINUED ON PAGE #3

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	C-125-B DOCKET NO.
U.S.A., et al.,	WALKER RIVER IRRIG. DIST, et al.,	PAGE 3 OF ___ PAGES

DATE	NR.	PROCEEDINGS
8/3/92	4	OPPOSITION to USA'a mtn for lv to file cnterclm (#3) obo D, Walker River Irrigation District. (m) (AT) mj
--	5	MOTION to dism cnterclms MOTION to require joinder of parties; MOTION to require svc of process in accord w/Rule 4 of FRCP obo D, Walker River Irrigatn Dist. (m) (AT) mj
--	6	PRELIMINARY THRESHOLD MOTIONS re dism of cnterclms; add prties & svc of process obo D, (propsd intervnr ST of NV). (m) (AT) mj
8/21/92	7	STIPULATION/ORDER: (ECR) ORD tht prties hereby include **State of NV** as cnterD/**intervenor** & tht St of NV shl file its respns to Tribe's cnterclm accordng to May 18, 1992 ord (#2). Cps dist 8/25/92 (AT) mj
8/25/92	8	UNOPPOSED MOTION for ext of time in whc to respnd to Walker River Irrigation District's mtns to dism cnterclms; etc(#5) obo Walker River Paiute Tribe. (m) (AT) mj
--	9	ORDER GRANTING EXTENSION OF TIME: (ECR) ORD tht all prties shl hv ext of time to & includng **9/11/92** to respnd to mtn (#5). Cps dist 8/26/92 (AT) mj
--	10	UNOPPOSED MOTION for ext of time in whc to respnd to Walker River Irrigation Disrict's mtn to dism cnterclms; etc (#5) obo USA. (m) (AT) mj (note same mtn w/same ext requestd as in #8) (Moot) mj
9/11/92	11	RESPONSE obo P/Intervenor, Walker River Paiute Tribe to Petitn/Interv Walker River Irrigatn Dist & St of NV's threshold mtns (#6) & cnter clms (#5) obo Pltf/Intervenor, Walker River Paiute Tribe. (m) (AT) mj
--	12	REPLY in suprt of USA's mtn to file cnterclm (#3) obo P/USA. (m) (AT) mj
9/29/92	13	STIPULATION/ORDER: (ECR) ORD that Dist & NV fl/srv reply in sup of mtns #5 10/5/92. Cps dist 10/5/92. (AT) jl.
10/5/92	14	REPLY in sup of mtns to dism cntrclms/req joinder/req svc process (#5) obo Walker River Irrig. (m) jl.
10/15/92	--	SUB to ECR: #3, #5. (AT) jl.
10/27/92	15	ORDER: (ECR) ORD that mtn for lv to fl cntrclm (#3) **granted.** The cntrclm wh was attch sh be detach & fld. FUR ORD mtns to dism (# 11, #13) **denied.** Tribe & US's cntrclms will be treat as if they were fld as X-claims. FUR ORD mtns to require jndr (#11 & #13) are **granted.** FUR ORD that mtns to req svc of process (#11 & #13 are **granted.** EOD/ Cps dist 10/30/92. (AT) jl. (SEE #30)

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PLAINTIFF	DEFENDANT	DOCKET NO.
USA	WALKER RIVER IRRIGATION	C-125-B (ECR)
		PAGE 4 OF ___ PAGES

DATE	NR.	PROCEEDINGS
12/3/92	16	STIPULATION/ORDER: (ECR) ORD that sched for addtl threshold mtns in relation to the counterclaims (now cross-clms) of the Tribe & the US vacated and reestablish aftr the Tribe & US hv complied w/ct ord of 10/30/92 (#15). Cps dist 12/15/92. (AT) jl.
12/15/92	17	CROSS CLAIM obo USA. (m) jl.
--	18	CROSS CLAIM obo Tribe. (m) jl.
1/24/93	19	MOTION/ORDER: (ECR) ORD USA & Walker River Paiute Tribe fl jndr of ptys 6/24/93. Cps dist 3/1/93. (AT) jl.
6/11/93	20	STIPULATION/ORDER: (ECR) ORD th U.S. and Walker River Paiute Tribe ha until 11/24/93 in wh to complt joindr of parties & serv of proc in this matter. Cps dist 6/29/93. (AT) jrh.
11/16/93	21	STIPULATION/ORDER: (ECR) ORD USA & Walker River Paiute Tribe ha until 5/24/94 in wh to complt joindr of parties & serv of proc in this matter. Cps dist 11/17/93. (AT) jrh.
4/4/94	22	NOTICE OF CHANGE OF ADDRESS NV st AG Frankie Sue Del Papa & Margaret Twedt. (m) (AT) jrh.
4/7/94	23	MOTION re inst & ord obo USA. (m) (AT) jrh. #26, 27, 28
4/12/94	24	STIPULATION/ORDER: (ECR) ORD that the Walker River Paiute TRibe, the Walker River Irrigation District, the state of Nevada, The Calif. state Water Resources Control Board, and Calif. Trout, Inc., ha un 5/24/94, in which to fl & srv their memo of points & Author in sup of their respnse to USA's mtn for instr & order. Cps dist. 5/3/94. (AT) jrh.
~~4/12/94~~	~~---~~	~~SUB to ECR: item # 23. (AT) jrh.~~ not subed per #24
4/23/94	25	STIPULATION/ORDER: (ECR) ORD that USA & Walker River Paiute TRibe ha un 11/25/94, in which to complt joindr of parties & serv of proc in this matter. Cps Dist. 5/23/94. (m) (AT) jrh. 4th extension
4/23/94	---	SUB to ECR: itme #23. (AT) jrh/
5/24/94	26	RESPONSE to mtn re inst & ord (#23) obo Walker River Paiute Tribe. (m) (AT) jrh.
5/24/94	--	SUB to ECR: itme #23 & #26. (AT) jrh.
5/24/94	27	RESPONSE to mtn & ord for inst (#23) obo Walker River Irrigation Dist. (m) (AT) jrh.
5/24/94	---	SUB to ECR: item #27. #23, 26 (AT) jrh.
5/24/94	28	RESPONSE to mtn re inst & ord (#23) obo State of Nevada. (m) (AT) jrh.
5/27/94	29	REPLY to mtn for inst & ord #23 obo USA. (m) (AT) jrh.
--	--	SUB to ECR: items #23, #26, #27, #28, & #29. (AT) jrh.

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	CV-N-73-125-ECR
USA	WALKER RIVER IRRIGATION	DOCKET NO. C-125-B PAGE 5 OF ___ PAGES

DATE	NR.	PROCEEDINGS
7/8/94	30	ORDER: (ECR) ORD that the Crt's order (#15) does not req joinder of groundwater claimnts. IT IS FUR ORD that to the extent that USA's mtn for instr (#23) became a mtn for joinder (see #29) under Rule 19 & was jnd in as su by Tribe (#26), sa mtns are **DENIED.** (see ord for specifcs) Cps dist 7/11/94. (AT) jrh.
10/25/94	31	MOTION/NOTICE of Mineral Cnty to intervene. (m) (AT) jrh.
10/25/94	32	PROPOSED PETITION to intervene obo Mineral cnty (m) (AT) jrh.
11/3/94	33	CERTIFICATE OF MAILING obo Mineral Cnty for pet to intervene #32. (AT) jrh.
11/17/94	34	STIPULATION re Mineral Cnty's mtn to Intervene & for pretrial conf. (no prf of svc shwn) (AT) jrh.
11/17/94	35	MINUTE ORDER: (ECR) ORD that stip & ord (#34) is **APPROVED.** Hrg on status is 12/28/94, at 10:00 a.m. Cps dist. 11/29/94. (AT) jrh.
11/17/94	36	STIPULATION/ORDER: ORD that the parties ha un 3/24/95, in wh to comp srv of proc in this matter. Cps Dist 11/29/94. (AT) jrh.
12/9/94	37	STIPULATION/ORDER: ORD that the status conf set on 12/28/94, at 10am is **VACATED AND RESET** for 1/3/95, at 10a.m. Cps dist 12/9/94. (AT) jrh.
12/22/94	38	REPORT re Mineral Cnty's Mtn to Intervene obo ST of NV. (m) (AT) jrh.
12/23/94	39	REPORT re Mineral Cnty's Mtn to Intervene obo Walker River Irrigation dist. (m) (AT) jrh.
12/23/94	40	REPORT re Mineral Cnty's Mtn to Intervene obo Walker River Paiute Tribe. (AT) jrh.
12/23/94	41	REPORT re Status Conf on Mineral Cnty's mtn to Intervene obo USA. (m) (AT) jrh.
12/27/94	42	REPORT re Mtn to Intervene obo CA ST Water Res Cntrl Brd. (m) (AT) jrh
12/28/94	--	SUB to ECR: items # 31, #32, #37, #38, #39, #40, 42 & #41. (AT) jrh.
12/28/94	43	REPORT re Mtn to Intervene obo US Brd Water Commissnrs. (AT) jrh.
12/28/94	--	SUB to ECR: item #43. (AT) jrh.
12/30/94	44	LETTER frm WUG re intervention. (m) jrh.
12/30/94	45	REPORT re Mineral Cnty's mtn to intervene obo Mineral Cnty. (m) (AT) jrh.
12/30/94	--	SUB to ECR: item #45. jrh. (AT)
1/3/95	46	MINUTES/HEARING (ECR): ORD that a new sub-file will be est as C-125-C for pur of flng all doc wh pertain to mtn to inter claim obo Mineral cnty. Cps of all doc prev fld in C-125-C will be removed & placed

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	CV-N-73-127-ECR DOCKET NO. C-125-B-ECF
USA	WALKER RIVER IRRIGATION	PAGE 6 OF ___ PAGES

DATE	NR.	PROCEEDINGS
1/3/95	46	Continued in C-125-C. The org of these minutes will be pl in C-125-B & cpy fld in C-125-C. The entire case, inc sub-files C-125, C-125-A, C-125-B, & C-125-C constitute one actn and all iss & claims constitut a single lawsuit. The iss may overlap be the var claims & files wh ha been est. No claims are to be prej in any way because of the files their sep into a sep sub-file. The sep of fls is for rec keep pup only. IT IS HEREBY ORD that not of the mtn to interv (#31) together w/cpy of the mtn to intervene wh be srvd upon all of the pers, corpor or instit, or assoc named as a def in the orig decree who were srvd w/process as well as sub part & the succ to the parties of rec. IT IS FUR ORD that suc not & mtn sh be srcd upon any sub approprators ag whom a claim is to be made by the prop inrvenr & who are named as def in the comp of the prop inter & srvd w/process. IT IS FUR ORD that the plead wh is to accomp the mtn sh also be srvd as a matt of srv of prc on ea of the part to the actn as the crt has outlined in the ab ord. IT IS FUR ORD that Mineral Cnty sh ha 30 days w/in to file an amnd plead & pints & auth in su of the mtn to interve. IT IS FUR ORD that Mineral cnty sh be oblig to comp srv of proc, wh inc the mtn to intervne w/the accomp plead & points & auth, by 4/25/95. IT IS FUT ORDERED that part sh ha 60 days af srv ov proc, but no la th 6/26/95, w/in wh to file a resp to the mtn to interv. Replies to be fld by the cnty w/respct to the oppo to the mtn will be due no lat th 8/25/95. IT IS FUR ORD that no ans or other resp mtn or plead to the comp in interv sh be fld by an party un the fur ord of the crt. Any party srvd w/cpy of the mtn to interv & accomp plead sh be on notice as to fur ord of the crt req ans to the comp in interventation to be fld by a cer time. IT IS FUR ORD that the ord req respns to the mtn to intervn sh apply to all par on the mail li accord to the docket of the crt. This mail list reflects parties who have been reg appear in respct to other pend mattrs. IT IS FUR ORD that if Mineral Cnty desires to seek a prelim inj, such mtn may be srvd together w/the mtn to intervne & the accomp plead sett forth the claim. No respnse to any su mtn for prelim inj need be fld by a party pend fur ord of the crt. All part who are srvd w/any of the foregoing doc or respnd to a mtn for prelim inj at the same time as an answer or ot responsive mtn or plead is req to be fld to the plead which acomp the mtn to intervene. Any mtn for prel inj sh be req to be fld w/in 30 days. IT IS FUR ORD that cnsl for Mineral cnt sh prepare a form of ord w/in 10 days for approv by the Crt reflect the c/o date dates set forth in these minutes & and also reflecting the need to give fair & proper notice to the parties who are to be srvd w/the mtn to interven of what action they must take to protect their rights. Other cnsl will ha 10 days to file obj to the ord. The ord may be fld by stip. IT IS FUR ORD that a cpy of the ord to be exectued by the crt in accord w/these minutes sh be srvd upon the parties at the sam time as the mtn to intervn is srvd. IT IS FUR ORD that all time lim sh begin to run frm the time that the formal ord is signed & ent by the crt. IT IS FUR ORD that if the parties stip to diff time periods, the crt will consider the ord. IT IS FUR ORD that the sched & cutoff dates se in these min do not affect any other sched or dates set in this case. Cps dist 1/23/95. (AT) jrh.

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PLAINTIFF	DEFENDANT	CV-N-73-127-ECR DOCKET NO. C-125-B-ECI
USA	WALKER RIVER IRRIGATION	PAGE 7 OF ___ PAGES

DATE	NR.	PROCEEDINGS
1/17/95	47	NOTICE re chng of address obo George N. Benesch atty for CA res cntrl brd. (m) (AT) jrh.
~~3/10/95~~	~~48~~	~~AMENDED COMPLAINT IN INTERVENTION obo Mineral County. (m) (AT) jrh.~~
~~3/10/95~~	~~49~~	~~AMENDED MEMORANDUM re P&As in supp of Mineral Cnty's amnd comp in in interventn #48. (m) (AT) jrh.~~
~~3/10/95~~	~~50~~	~~MOTION for prelim injuc obo Mineral County. (m) (AT) jrh.~~ DOCKETED IN WRONG CASE.
3/22/95	48	STIPULATION/ORDER: (ECR) ORD that the U.S. and Walker River Paiute Tribe ha un 9/22/95, in wh to complete the jndr parties & srv of proc in this matter. Cps dist 3/22/95. (AT) jrh.
9/25/95	49	STIPULATION/ORDER (ECR): ORD that the U.S. & Walker River Paiute Tribe hv extension of time to 3/22/96 to complete the jndr of parties & svc of process in this mattr (cps dist)(AT).csd
11/27/95	50	NOTICE of chg of tele & fax nos. obo John P. Lange, atty for USA (m)(AT).csd
12/13/95	51	MEMO frm Office of Atty Gen re Peggy Twedt & Susan Joseph-Taylor are no longer w/Office of Atty Gen; deputy handling case is Marta Adams (no cert svc)(AT). csd
3/25/96	52	STIPULATION/ORDER (ECR): ORD parties stip that US & Walker Rive Paiute Tribe may hv addt'l period til 9/20/96 to complete the joindr of addt'l parties & complete service of process (8th extensn) (cps dist)(AT).csd
5/29/96	53	SUBSTITUTION OF ATTORNEYS/ORDER (ECR): ORD Bowman & Robinson subd in place/stead of Vargas & Bartlett as atty for U.S. Board of Water Commissioners (cps dist) (AT).csd
10/23/96	54	STIPULATION/ORDER (ECR): ORD parties stip that US & Walker Rivr Paiute Tribe may hv addt'l period til 3/20/97 to complete the joindr of addt'l parties & complete service of process (9th extensn) (cps dist)(AT).csd
3/19/97	55	STIPULATION/ORDER: (ECR) ORD ptys stip that US & Walker River Paiute Tribe may hv addtnl period til **9/17/97** to complte the joinder of addtnl ptys & complt srv of process. (10th Extensn) Cps.Dist. (AT) blg.
4/09/97	56	NOTICE of chg of addrs obo Robert C. Anderson, Esq.;Timothy A. Lukas, Esq. mvd to Law Offices of Hale, Lane, Peek, Dennison, Howard, Anderson & Pearl 100 West Liberty, 10th Flr, Reno, NV 89501; P.O. Box 3237, Reno,NV 89505 (702) 786-7900. Cnsl for _____. (m) blg.
4/11/97	57	NOTICE chg of address as to AG-Dpty Marta Adams, mvd to 100 North Carson St., Carson City, NV obo D, State of Nevada. (m) blg.

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CVN-73-127-ECR

PLAINTIFF: USA

DEFENDANT: WALKER RIVER IRRIGATION DISTRICT

C-125-B
DOCKET NO. _____

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DATE	NR	PROCEEDINGS
[illegible]	58	**FIRST AMENDED COUNTERCLAIM** obo Walker River Paiute Tribe. (m)(AT) lg
---	59	**FIRST AMENDED COUNTERCLAIM** obo USA. (m)(AT) lg
[illegible]	60	STIPULATION/ORDER: (ECR) ORD for ext tm w/in whc to join add'l prts and complete service/process (eleventh ext) until **3/20/98**. (AT) Cps dist. olr *mld 9/17/97
[illegible]	61	STIPULATION/ORDER (ECR) ORD for extension of time w/i whc to joint additnal parties and complete service of process (12th Extns) **until 9/21/98.** cps dist (AT) wj EOD 3/20/98. wj
[illegible]	62	JOINT MOTION for leave to serve 1st Amended Counterclaims, to jont groundwater users, to approve forms for notice and waiver, and to approve procedure for service of pleadings once parties are joined obo US and WRPT. (m)(AT) wj 65 granted #105
[illegible]	--	SUB to ECR Item # 62 (AT) wj
[illegible]	--	RECEIVED stip and ord for extn of tm to file rspns to US and WRPT Joint Motion re First Amended Counterclaims (#62) and to complete service of process (#13th Extension) obo WRID. Orig to chambers. wj
[illegible]	63	STIPULATION/ORDER (ECR) ORD parties hv till 11/9/98 to file any rspns to the Joint Motion (#62). The tribe and US sh hv to 12/9/98, to file and reply in support of (#62). The tribe and US sh hv a period of time equal to six months after the Crt enters an order addressing the issues in the Joint Motion in which to complete the joinder of parties and service of process in this matter. cps dist (AT) wj mld 9/11/98
[illegible]	64	RESPONSE to US and WRPT Joint Mtn for leave (#62) and MOTION for more definite statement obo Nv Div Wildlife. (m)(AT) wj denied 81
[illegible]	65	RESPONSE to Joint Mtn for leave (#62) obo California State Water Resources Control Board (m)(AT) wj
[illegible]	66	RESPONSE to Joint Mtn for Leave (362) obo US Board of Water Commissioners (m)(AT) wj
--	67	MOTION for scheduling and planning conference obo WRID. (m)(AT) wj 108
[illegible]	68	MINUTE ORDER dtd 11/13/98 (ECR) ORD case number on the doc filed by CA State Water Resource Control Board on 11/9/98 (#65) is **corrected** to show that the correct case number of the subfile is **C-125-B-ECR**, rather than C_125-C-ECR. cps dist (AT) wj MID 11/17/98
[illegible]	69	STIPULATION/ORDER (ECR) ORD US and Tribe has till 1/22/99 to file reply in spt of Joint Mtn (#62). cps dist (AT) wj mld 12/1/98
--	--	SUB to ECR ITem # 67 (AT) wj

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PLAINTIFF	DEFENDANT	CV-N-73-127-ECR DOCKET NO.
USA	WALKER RIVER IRRIGATION DISTRICT	PAGE 9 OF ___ PAGES

DATE	NR.	PROCEEDINGS
12/2/98	70	NOTICE of change of address for Rs: California State Water Resources Control Board, et al: Office of the Attorney General, 1515 Clay Street, 20th Floor Oakland CA 94612-1413. Teleph (510) 622-2140 Fac (510) 622-2270. (m) (AT) wj cpy to Lia for mailing maxtrix 12/3/98.
1/22/99	71	JOINT MOTION exceed page limitation obo US and WRPT re doc #72. (m)(AT) wj granted
--	72	JOINT REPLY re their mtn for leave to serve first amended counterclaims, to a joint groundwater users, to approve forms for notice and waiver, and to approve procedure for service of pleadings once parties are joined obo US and WRPT. (m)(A)T wj
1/25/99	--	SUB to ECR ITem #62 (AT) wj
1/25/99	73	MINUTE ORDER dtd 1/25/99 (ECR) ORD mtn by US and WRPT (#71) is granted. cps dist (AT) wj mld 1/26/99
2/4/99	74	MOTION for relief from local resident counsel requirement of local rule 1A 10-2(c) obo State of California. (m)(AT) wj granted 78
2/5/99	--	SUB to ECR Item #74 (AT) wj
2/5/99	75	REPLY to US and LRPT Joint reply (72) to Nv Mtn (#64) obo Nv Div Wildfife. (m)(AT) wj
2/5/99	76	REPLY in spt of Mtn for scheduling and planning conf (#67) obo WRID. (m)(A)T wj
2/8/99	--	SUB to ECR Item #76 (AT) wj
2/26/99	77	REQUEST for corrections to the service list and supporting declarations obo California State Water Resources. (m)(AT) wj 10
3/1/99	78	MINUTE ORDER dtd 3/1/99 (ECR) ORD doc #74 is granted. cps dist (AT) wj mld 3/2/99
3/2/99	--	SUB to ECR Item #77 (AT) wj
3/15/99	79	RETURN Mail as to docs 78 to Mary Hackenbracht AG office, 1515 Clay St, 20th Floor, Oakland CA 94612-1413, attempted not known. renturn to sender. wj
5/10/99	80	NOTICE of change of address of Bowman & Robinson: 540 Hammill Lane, Reno. NV 89511. (775) 335-1700. (775) 355-1717-Fax obo USBWC. wj

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PLAINTIFF	DEFENDANT	C-125-B DOCKET NO
[illegible]	WALKER RIVER IRRIGATION DISTRICT	PAGE 10 OF ____ PAGES

DATE	NR	PROCEEDINGS
[illegible] 99	81	MINUTE ORDER (ECR) ORD that Nv Mtn for a more definite statement **(#64) is denied.** FUR ORD that WRID's Mtn for a schd and planning conf (#67) is **granted** on the fol basis. Immed fol the budget hearing prev set 5/24/99, 1:30pm, the court will conduct an additional hearing to entertain argument and proposals as to the matters mentioned below (see ord for spcs) cps dist wj (AT) EOD 5/11/99 fax 5/11/99 [illegible]
[illegible]	82	MINUTE ORDER (ECR) ORD that a telph hearing is set for **Friday, 5/21/99, 11am** to consider prel the sched and planning matters ref to in our order of 5/11/99. cps dist (AT) wj mld 5/20/99
[illegible]	83	MINUTES/TELEPHONIC STATUS CONFERENCE dtd 5/21/99 (ECR) ORD that the hearing whch was set for Monday, 5/24/99, to consider scheduling and planning, is **vacated.** FUR ORD that the parties will hv 45 days from this date w/i whch to submt a stip, or if a stip cannot be reached, then a statement of the issues on whch there is agreement and the issues whch are disputed w/rspct to planning and scheduling according to the order of the Court of 5/11/99, and any matters that are related to the issues and problems referred to in that order. (C/R Cathy Worken) cps dist wj (AT)
[illegible]	[illegible]	NOTICE of change of address for State of California, Department of Justice, Michael W. Neville, Deputy Attorney General, Department of Jsutice, 445 Golden Gate Avenue, Ste 11000, San Francisco CA 94102-3664, (415) 703-4896 - Fax (415) 703-5480/1107. (m) wj
[illegible]	85	NOTICE of correction to service list: remove John Lange and James Clear and replace with Susan L. Schneider, Attory, US Department of Justice, Indian Resources Section, Environment & Natural Resources Division, 999 19th St, Ste 945, Denver CO 80202 - (303) 312-7308. (m) wj
[illegible]	[illegible]	STIPULATION/ORDER (ECR) ORD parties hv til 8/16/99 to file a stipulation or statement of the issues on whcih there is agreement and the issues whch are disputed. cps dist wj (AT) mld 7/1/99
[illegible]	--	RECEIVED second stip and or for extension of time to file sti or statement of the issues on whch there is agreement and the issues whch are disputed to 9/30/99. orig to chambers. wj
[illegible]	87	STIPULATION/ORDER (ECR) ORD that the parties will have to and including 9/30/99 to file a stip or a statement of the issues on whch there is agreement and the issues whch are disputed. cps dist wj (AT) mld 8/17/99
[illegible]	--	RECEIVED 3rd stip & ord for ext of tm to fl stip/stmnt of iss on wh there is agreemnt & the iss wh are disputed. (AT) lm
[illegible]	88	STIPULATION/ORDER (3rd request) (ECR) ORD ptys sh hv til **10/29/99** to submit stip or stmnt of the issues on wh there is agreement & the issues wh are disputed. Cps dist. (AT) mkc *mld 10/5/99*

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PLAINTIFF	DEFENDANT	C-125-B DOCKET NO.
USA	WALKER RIVER IRRIGATION DISTRICT	PAGE 11 OF ___ PAGES

DATE	NR.	PROCEEDINGS
11/2/99	89	FOURTH STIPULATION/ORDER (ECR) ORD the parties herein stip and agree that the parties will have to and incl **12/15/99** to file a stipulation or a statement of the issues on whch there is agreement and the issues whch are disputed. cps dist wj (AT) mld 11/3/99
12/16/99	90	STIPULATED REPORT TO THE COURT (ECR) ORD parties hv till **1/21/2000** to file mtns concerning case management; rspn due **2/21/2000**; and replies due **3/7/2000** to determine the best way to proceed to address issues raised in the US and tribe's amended counterclaim. cps dist wj (AT) mld 12/17/99 108
12/17/99	--	SUB to ECR Item #s 62, 75, 76 (AT) wj
12/17/99	91	NOTICE o fifling of facsimile signature page of stipulated reoprt to the Court (#90) obo Ds. Walker River Irrigation District. (m)(AT) wj
12/22/99	92	RETURN MAIL of doc #90 to Mary Hachembracht, forwarding order expired. return to sender. wj
--	93	RETURN MAIL of doc #90 to Richard Olson, forward order expired. rtn to sender.wj
12/27/99	94	RETURN MAIL of doc #90 to Richard Greenfield, Dept Interior, Phoenx Az incorrect zip code. wj
1/4/2000	95	NOTICE of change of address of Walker River Irrigation District cnsl, Gordon Depaoli and Dale E Ferguson, WOODBURN & WEDGE, has changed to 6100 Neil Rd, Ste 500, Reno NV 89511, Teleph (775) 688-3000. These has been no change in the PO Box address, teleph # or Fax # of said cnsl. (m)(AT) wj
1/21/00	96	JOINT MOTION concerning case management obo Ds, WRID and State of NV. (m)(AT) wj 108
--	97	POINTS AND AUTHORITIES in spt of Joint Motion (#96) obo Ds. WRID and State of NV (m)(AT) wj
--	98	MOTION to adopt case management order obo WRPT and US. (m)(AT) wj 108
--	99	MEMORANDUM in spt of Mtn to adopt (#98) obo WRPT and US. (m)(AT) wj
--	--	**RECEIVED** case management order. (place left hand side of folder 1/26/00)
1/24/00	100	CONCURRENCE in Joint Motion concering case managment (#96) and (#97) obo State of California, Dept Fish and Game and State Water Resources Control Board. (m)(AT) wj
2/22/00	101	RESPONSE to Joint Mtn (#96) obo US and WRPT. (m)(AT) wj

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PLAINTIFF	DEFENDANT	C-125-B DOCKET NO.
USA	WALKER RIVER IRRIGATION DISTRICT	PAGE 12 OF ___ PAGES

DATE	NR.	PROCEEDINGS
2/22/00	102	RESPONSE to Mtn to adopt Case (#98) obo State of Ca. (m)(AT) wj
--	103	OPPOSITION w/P&A to Mtn to adopt case management (#98) obo WRID. (m)(AT) wj
--	104	RESPONSE to Mtn to adopt (#98) obo State of Nv. (m)(AT) wj
3/7/00	105	REPLY MEMO in spt of mt to adopt case management order (#99) obo USA & WRPT. (m)(AT) wj
3/7/00	106	REPLY P&A In spt of Jnt Mtn concern case management (#96) obo WRID. (m)(AT) wj
3/8/00	---	SUB to ECR Itm #s 62, 75, 76, 90 91, 96, 98 (AT) wj
4/7/00	107	LETTER Frm WRID to Clk USDC req removal of Jim Weishaupt, General Manager, and Leo Havener, frm Mailing List and replacing them with Kenneth C. Spooner, Walker River Irrigation District, PO Box 820, Yerinton NV 89447. wj
4/18/00	108	CASE MANAGEMENT ORDER (ECR) ORD Claims of the Tribe contained in the First Amended Cntrclaim of the Tribe and claims of US obo Tribe (1st, 2d and 3d Claims for relief) set forth in 1st Amnd CntrClaim of US are hereby bifurcated frm all othr claims raised by US in its pleading. Tribal Claims sh proceed as described in ths Ord. All discovery and all other procdings in ths action incl or in connction w/the said First Amend Cntrclaim are stayed until fur ord of the crt, and except as proved in ths ord; W/i 60 days of entry of ths ord parties sh file an agreed upon Ntc in Lieu of Summons for tribal claims and agreement upon procdrs for record Lis Pendens to the MJ for his consideration and approval; MJ is auth to consider and decide all isues whch may arise pertaining to service of process and conduct all nec procdings and sh decide how the info sh be obtained by US/Tribe to enable thm to ID indivs/entities with claims, etc; MJ sh hv auth to change, modify and adjust this ord; FOR ORD that Joint Mtn for leave to serve First Amend CntrClaim filed by US Tribe (#62) is GRANTED on the basis and to the extent set forth in this order. Mtns (67, 90, 96 and 98) are all considered ruled upon and decided as prov in the w/i order. EOD 4/19/00 cps dist wj (AT)
4/21/00	109	RETURN MAIL of doc #108 and (#334-336 in C-125-C) to Evan Beavers, Esq, not deliverable as addressed, rtn to sender. wj
5/19/00	110	MINUTE ORDER (RAM) ORD Status conf is set **6/13/00** at 130pm re Case Management Order (#108). cps dist wj (AT) mld 5/22/00.
5/25/00	111	RETURN MAIL of doc #110 to Rachel Tholke Turst, not delverable as addressed unable to forward, rtn to sender. wj
5/30/00	112	RETURN MAIL fo doc #110 to Deborah Hartline. rtnd to snder, forward time expired
6/1/00	113	RETURN MAIL of doc #110 to Terry Hawkins, rtnd to sender. wj

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PLAINTIFF	DEFENDANT	CV N-73-127-ECR DOCKET NO.
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DATE	NR.	PROCEEDINGS
6/9/00	114	REQUEST to be added to mailing list: Willaim Frey, Dep Atty Gnrl, Div Water Resources, 100 N. Carson Street, Carson City NV 89701-4717. (775) 684-1229 and (775) 684-1108-Fax. wj
6/13/00	115	MINUTES/STATUS CON re case management order dtd 6/13/00 (RAM) ORD that a status conf sh be held on **7/31/00 130**pm. Simultaneous briefs as to position of the parties be submitted 7/26/00. (tape 00-116) cps dist wj (AT)
6/19/00	116	RETURN MAIL of doc #115 to Rachael Tholke Turst. rtn to sender undeliverable as address. wj
6/23/00	117	RETURN MAIL of doc #115 to Deborah Hartline, Forwarding time expired, rtn to sender. wj
6/26/00	118	MINUTE ORDER (RAM) ORD that the status conf set 7/31/00 at 130pm is resched to **9/5/00 130pm.** Chsl hv been telph notif. Cnsl wishing to particiate by phone sh contact C/Rm Dep at least 2 days prior to hearing to advs her of the ph # where they may be reached for the conf. cps dist wj (AT) mld 6/27/00
6/30/00	119	RETURN MAIL of doc #115 to Terry Hawkins, rtn to sender. wj
--	120	RETURN MIAL of doc #118 to Rachael Tholke Trust, not dlvrable, rtn snder. wj
7/3/00	121	RETURN MAIL **of doc** #118 to Deborah Hartline, forward time expired. wj
7/12/00	122	RETURN MAIL of doc #118 to Terry and Margaret Hawkins, rtn to sender. wj
7/26/00	123	STIPULATION/ORDER (RAM) ORD parties agree that he date for subission of briefs by the parties setting forth their position on docs listed above and any related issues sh be 8/30/00. cps dist wj (AT)
8/31/00	124	**STIPULATION /ORDER (RAM)** ORD status conf is sched on 9/5/00 at 130pm is resched to Monday, 10/16/00, 130pm. cps dist wj (AT)
10/13/00	125	STATUS/REPORT sub'd by USA & Walker River Paiute Tribe in adv of this Crt's status conf of 10/16/00. (m)
--	126	STATUS/REPORT sub'd by Walker River Irrigation Dist. re: status conf on 10/16/00. (m) (AT) lm
--	--	SUB to RAM: Item #125 & 126. (AT) lm
10/16/00	127	MINUTES/PROCEEDINGS: (Dtd: 10/16/00) (RAM) ORD prtys shl hv **60 days** to submit agreed upon procedures re: lis pendens; if prtys cannot agree they shl submit their respective postitions re: lis pendens. Item 3(e) on pg 5 of Case Managmnt Ord (#108) is amended. See ord for specs. Fur stat conf is sched for **12/21/00 @ 1:30pm.** Stat Rpt to be sub'd to Crt few days prior frm Gov't (TAPE #[illegible]) lm

NED NED NED

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PLAINTIFF	DEFENDANT	C-125-B DOCKET NO.
	WALKER RIVER IRRIGATION DISTRICT	PAGE 14 OF ___ PAGES

DATE	NR	PROCEEDINGS
	128	**AMENDED MINUTES** dtd 10/16/00 re FUR STATUS CONF re case managment order(RAM) ORD that Item 3(3) on page 5 of the Case Management Order (fld 4/18/00) (Doc #108) is amended to read, "All users of groundwater for irrigation in CA in the Walker River Basin." FUR ORD that a fur status conf is sched on 12/21/00 at 130pm. A status rpt is to be submtd by govt a few days prior to the hearing (to be srvd on all cnsl and with a courtsy cpy to chmbrs). (Tape 00-170) cps dist wj (AT) mld 10/30/00.

NED

NED

NED