

FRANKIE SUE DEL PAPA
Attorney General
MARGARET ANN TWEDT
Deputy Attorney General
Division of Water Resources
Capitol Complex
123 West Nye Lane
Carson City, Nevada 89710
Telephone: (702) 687-4278

BY _____
AUG 3 1 58 PM '92

Attorneys For Proposed Intervenor
STATE OF NEVADA

AUG 21 4 27 PM '92
BY [Signature]
CANDY [Signature]

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.,)
)
Defendants.)

IN EQUITY NO. C-125-B-ECR

STIPULATION AND ORDER
FOR STATE OF NEVADA'S
INTERVENTION

WALKER RIVER IRRIGATION DISTRICT,)
)
Petitioner,)
)
vs.)
)
CALIFORNIA STATE WATER RESOURCES)
CONTROL BOARD, W. DON MAUGHAN,)
EDWIN H. FINSTER, ELISEO M.)
SAMANIEGO, JOHN CAFFREY and)
DARLENE E. RUIZ, Members of the)
California State Water Resources)
Control Board,)
)
Respondents.)

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1 1. On March 17, 1992, the Walker River Paiute Tribe
2 ("Tribe") filed its Answer to First Amended Petition, and
3 Counterclaim and Cross-claim of the Walker River Paiute Tribe.
4 The Tribe's counterclaim seeks recognition of additional water
5 rights, a right to store water in Weber Reservoir and a federal
6 reserved water right to use water on lands restored to the
7 Reservation in 1936.

8 2. The Court entered an Order on May 18, 1992 ("Order"),
9 requiring that the Tribe's counterclaim proceed on a separate
10 track from subfile C-125-A and establishing a schedule on which
11 the action shall proceed.

12 3. The Court's Order requires that any party desiring to
13 intervene in relation to the Tribe's counterclaim file an
14 appropriate motion no later than August 1, 1992.

15 4. In its counterclaim, the Tribe names all water users on
16 the Walker River and its tributaries as counterdefendants.

17 5. The State of Nevada through the Nevada Department of
18 Wildlife holds water rights to waters of the Walker River and
19 thus has an interest relating to the subject matter of the
20 Tribe's counterclaim.

21 NOW, THEREFORE, based upon the foregoing and subject to the
22 approval of this Court, the Tribe and the State of Nevada, acting
23 through their respective counsel, hereby stipulate that the
24 parties to C-125-B shall include the State of Nevada as a
25 counterdefendant-intervenor and that the State of Nevada shall

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28 ///

file its response to the Tribe's counterclaim according to the
May 18, 1992 Order.

FRANKIE SUE DEL PAPA
Attorney General

DATED: Aug 3, 1992

By Margaret Ann Twedt
MARGARET ANN TWEDT
Deputy Attorney General
Attorneys for State of Nevada

SCOTT B. McELROY
Greene, Meyer & McElroy, P.C.
and
RICHARD E. OLSON, JR.
Claasen and Olson

DATED: Aug 3, 1992

By Scott B. McElroy by Mat
Attorneys for Walker River
Paiute Tribe

IT IS SO ORDERED.

DATED this 21st day of August, 1992.

Edward C. Reed.
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF MAILING

Pursuant to FRCP 5(b), I certify that I am an employee of the Office of the State Engineer, Division of Water Resources, and that on this date I deposited for mailing at Carson City, Nevada, a true copy of the foregoing document addressed to:

Shirley A. Smith
Asst. U.S. Attorney
300 Booth Street, Room 2031
Reno, NV 89509

Scott McElroy
Greene, Meyer & McElroy
1007 Pearl Street
Boulder, CO 80302

Jim Weishaupt
Water Master
P.O. Box 820
Yerington, NV 89447

Matthew R. Campbell, Esq.
McCutche, Doyle, Brown &
Enerson
Three Embarcadero Center
San Francisco, CA 94111

James T. Markle
State Water Resources
Control Board
P.O. Box 100
Sacramento, CA 95814

John P. Lange
Land and Natural Resources
Federal Bldg., Dr. 3607
999 18th St., Suite 945
Denver, CO 80202

John Kramer
Dept. of Water Resources
1416 Ninth Street
Sacramento, CA 95814

Roger Johnson
Water Resources Control Board
State of California
P.O. Box 2000
Sacramento, CA 95810

Richard E. Olson, Jr.
Classen and Olson
P.O. Box 2101
Carson City, NV 89702

Linda Bowman
Vargas & Bartlett
P.O. Box 281
Reno, NV 89504

Ross E. de Lipkau
P.O. Box 2790
Reno, NV 89505

Mary Hackenbracht
Deputy Attorney General
State of California
2101 Webster Street
Oakland, CA 94612-3049

Garry Stone
290 South Arlington
Reno, NV 89510

Richard R. Greenfield
Dept. of the Interior
Two North Central Ave., #500
Phoenix, AZ 85004

George Benesch
Benesch & Fermoile
P.O. Box 3197
Reno, NV 8950


Western Nevada Agency
Bureau of Indian Affairs
1677 Hot Springs Road
Carson City, NV 89706

Gordon DePaoli
Woodburn, Wedge & Jeppson
P.O. Box 2311
Reno, NV 89505

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Roger Bezayiff
Chief Dep. Water Commissioner
U.S. Bd. Water Commissioners
P.O. Box 853
Yerington, NV 89447

DATED this 3rd day of August, 1992.



BONNIE KORDONOWY