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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

26          ///

27          ///

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 21<sup>st</sup> 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:

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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.

  
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BONNIE KORDONOWY