

Kathryn E. Landreth
United States Attorney
100 West Liberty Street, Suite 600
Reno, Nevada 89501
Telephone: 702 784 5439

U.S. DISTRICT COURT
DISTRICT OF NEVADA
RECEIVED
SEP 15 1997
CLERK, U.S. DISTRICT COURT
BY _____ DEPUTY

John P. Lange
United States Department of Justice
Environment & Natural Resources Division
Indian Resources Section
999 18th Street, Suite 945
Denver, Colorado 80202
Telephone: 303 312-7312
Attorneys for the United States of America

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 C-125-ECR
Subfile C-125-B

WALKER RIVER PAIUTE TRIBE,)
)
Counterclaimant,)
)
UNITED STATES OF AMERICA,)
)
Counterclaimant-Intervenor,)
)
vs.)
)
WALKER RIVER IRRIGATION DISTRICT,)
)
Counterdefendant,)

FILED
SEP 16 1997
LANDRETH
CLERK

STATE OF NEVADA,)
)
)
 Counterdefendant-Intervenor.)
 _____)

**STIPULATION AND ORDER FOR EXTENSION OF TIME
 WITHIN WHICH TO JOIN ADDITIONAL PARTIES AND COMPLETE
 SERVICE OF PROCESS
 (ELEVENTH EXTENSION)**

The United States of America and the Walker River Paiute Tribe, pursuant to Local Rule 150, Rule 6(b), F.R.Civ.P., request additional time, up to and including March 20, 1998, within which to complete joinder of additional parties and service of process on claimants to the water of the Walker River, and its tributaries, in accordance with the Order of this Court, dated October 27, 1992, (Document No. 15).

The Court granted the first extension by Order dated February 23, 1993, (Document 19). Based on Stipulations of the parties, additional extensions were granted by Orders dated June 14, 1993, (Document 20), November 15, 1993, (Document 21), May 23, 1994, (Document 25), November 17, 1994, (Document 36), March 21, 1995, (Document 48), September 25, 1995, (Document 49), March 25, 1996, (Document 52), October 23, 1996, (Document 54) and March 19, 1997, (Document 55).

As grounds for this request for enlargement of time, the United States and the Tribe state unto the Court as follows:

Counsel for all the undersigned have stipulated to the extension.

Since the last extension some of the parties, including the United States, the Tribe and the Walker River Irrigation District, have been exploring the possibility of a comprehensive settlement of water rights for the Walker River Basin.

Since the last extension, the United States, on July 31, 1997, filed its FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES. The Tribe also filed its FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE on July 31, 1997.

In addition, in Subproceeding C-125-C, it may well be determined, within the time extension herein requested, whether Mineral County is allowed to intervene in this case.

It is believed that at the present time postponement of service may be beneficial to any effort to reach a comprehensive settlement in this case.

WHEREFORE, the United States and the Walker River Paiute Tribe request an extension of time up to and including

March 20, 1998, within which to explore the possibility of a comprehensive settlement of the water rights within the Walker River Basin and complete the joinder of parties and service of process in this matter.

NOW, THEREFORE, based upon the foregoing and subject to the approval of the Court, the parties hereto, acting through their respective counsel, hereby stipulate that the United States and the Walker River Paiute Tribe may have an additional period of time until March 20, 1998, in which to complete the joinder of parties and service of process in this matter.

DATED this 12~~th~~ day of September, 1997.

/ / / / /

/ / / / /

/ / / / /

/ / / / /

/ / / / /

/ / / / /

/ / / / /

/ / / / /

/ / / / /

/ / / / /

/ / / / /

IT IS SO ORDERED
Edward C. Reed.
U.S. DISTRICT JUDGE
DATED: Sept. 16, 1997.

Case 3:73-cv-00127-MMD-CSD Document 60 Filed 09/16/1997 Page 5 of 13

/ / / / /

/ / / / /

/ / / / /

/ / / / /

WOODBURN AND WEDGE

By Gordon H. DePaoli
GORDON H. DEPAOLI *Sept. 12, 1997*

Attorneys for WALKER RIVER
IRRIGATION DISTRICT

DANIEL E. LUNGRIN, Attorney
General of the State of
California

By _____
MARY E. HUCKENBRACHT

Attorneys for STATE WATER
RESOURCES CONTROL BOARD AND
ITS INDIVIDUAL MEMBERS

MCCUTCHEN, DOYLE, BROWN &
ENERSON

By _____
DAVID E. MOSER

Attorneys for CALIFORNIA
TROUT, INC.

FRANKIE SUE DEL PAPA, Attorney
General of the State of Nevada

By: _____
MARTA ADAMS

KATHRYN E. LANDRETH
United States Attorney

By _____
JOHN P. LANGE
Attorneys for UNITED
STATES OF AMERICA

GREENE, MEYER & McELROY

By _____
SCOTT B. McELROY
ALICE WALKER
Attorneys for WALKER RIVER
PAIUTE TRIBE

BOWMAN & ROBINSON

By _____
LINDA BOWMAN
Attorneys for UNITED STATES
BOARD OF WATER COMMISSIONERS

///

///

///


///

WOODBURN AND WEDGE

By _____
GORDON H. DePAOLI

Attorneys for WALKER RIVER
IRRIGATION DISTRICT

DANIEL E. LUNGREN, Attorney
General of the State of
California

By 
MARY E. HACKENBRACHT

Attorneys for STATE WATER
RESOURCES CONTROL BOARD AND
ITS INDIVIDUAL MEMBERS

MCCUTCHEEN, DOYLE, BROWN &
EMERSON

By _____
DAVID E. MOSER

Attorneys for CALIFORNIA
TROUT, INC.

FRANKIE SUE DEL PAPA, Attorney
General of the State of Nevada

By: _____
MARTA ADAMS

KATHERYN E. LANDETH
United States Attorney

By _____
JOHN P. LANGE
Attorneys for UNITED
STATES OF AMERICA

GREENE, MEYER & McELROY

By _____
SCOTT B. McELROY
ALICE WALKER
Attorneys for WALKER RIVER
PAIUTE TRIBE

BOWMAN & ROBINSON

By _____
LINDA BOWMAN
Attorneys for UNITED STATES
BOARD OF WATER COMMISSIONERS

Case 3:73-cv-00127-MMD-CSD Document 60 Filed 09/16/1997 Page 7 of 13

/ / / / /
/ / / / /
/ / / / /
/ / / / /

WOODBURN AND WEDGE

By _____
GORDON H. DePAOLI

Attorneys for WALKER RIVER
IRRIGATION DISTRICT

DANIEL E. LUNGREN, Attorney
General of the State of
California

By _____
MARY E. HACKENBRACHT

Attorneys for STATE WATER
RESOURCES CONTROL BOARD AND
ITS INDIVIDUAL MEMBERS

MCCUTCHEN, DOYLE, BROWN &
ENERSON

By 
DAVID E. MOSER

Attorneys for CALIFORNIA
TROUT, INC.

FRANKIE SUE DEL PAPA, Attorney
General of the State of Nevada

By: _____
MARTA ADAMS

KATHERYN E. LANDRETH
United States Attorney

By _____
JOHN P. LANGE
Attorneys for UNITED
STATES OF AMERICA

GREENE, MEYER & McELROY

By _____
SCOTT B. McELROY
ALICE WALKER
Attorneys for WALKER RIVER
PAIUTE TRIBE

BOWMAN & ROBINSON

By _____
LINDA BOWMAN
Attorneys for UNITED STATES
BOARD OF WATER COMMISSIONERS

Case 3:73-cv-00127-MMD-CSD Document 60 Filed 09/16/1997 Page 8 of 13

/ / / / /

/ / / / /

/ / / / /

/ / / / /

WOODBURN AND WEDGE

By _____
GORDON H. DePAOLI

Attorneys for WALKER RIVER
IRRIGATION DISTRICT

DANIEL E. LUNGREN, Attorney
General of the State of
California

By _____
MARY E. HACKENBRACHT

Attorneys for STATE WATER
RESOURCES CONTROL BOARD AND
ITS INDIVIDUAL MEMBERS

McCUTCHEN, MOYLE, BROWN &
ENERSON

By _____
DAVID E. MOSER

Attorneys for CALIFORNIA
TROUT, INC.

FRANKIE SUE DEL PAPA, Attorney
General of the State of Nevada

By: Marta Adams
MARTA ADAMS

KATHRYN E. LANDRETH
United States Attorney

By _____

JOHN P. LANGE
Attorneys for UNITED
STATES OF AMERICA

GREENE, MEYER & McELROY

By _____

SCOTT B. McELROY
ALICE WALKER
Attorneys for WALKER RIVER
PALUTE TRIBE

BOWMAN & ROBINSON

By _____

LINDA BOWMAN
Attorneys for UNITED STATES
BOARD OF WATER COMMISSIONERS

/ / / / /

/ / / / /

/ / / / /

/ / / / /

WOODBURN AND WEDGE

By _____
GORDON H. DePAOLI

Attorneys for WALKER RIVER
IRRIGATION DISTRICT

DANIEL E. LUNGREN, Attorney
General of the State of
California

By _____
MARY E. HACKENBRACHT

Attorneys for STATE WATER
RESOURCES CONTROL BOARD AND
ITS INDIVIDUAL MEMBERS

McCUTCHEEN, DOYLE, BROWN &
ENERSON

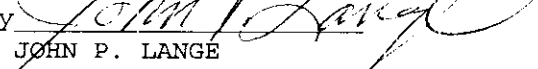
By _____
DAVID E. MOSER

Attorneys for CALIFORNIA
TROUT, INC.

FRANKIE SUE DEL PAPA, Attorney
General of the State of Nevada

By: _____
MARTA ADAMS

KATHRYN E. LANDRETH
United States Attorney

By  _____
JOHN P. LANGE
Attorneys for UNITED
STATES OF AMERICA

GREENE, MEYER & McELROY

By _____
SCOTT B. McELROY
ALICE WALKER
Attorneys for WALKER RIVER
PAIUTE TRIBE

BOWMAN & ROBINSON

By _____
LINDA BOWMAN
Attorneys for UNITED STATES
BOARD OF WATER COMMISSIONERS

///

///

///

///

WOODBURN AND WEDGE

By _____
GORDON H. DePAOLI

Attorneys for WALKER RIVER
IRRIGATION DISTRICT

DANIEL E. LUNGREN, Attorney
General of the State of
California

By _____
MARY E. HACKENBRACHT

Attorneys for STATE WATER
RESOURCES CONTROL BOARD AND
ITS INDIVIDUAL MEMBERS

McCUTCHEN, DOYLE, BROWN &
ENERSON

By _____
DAVID E. MOSER

Attorneys for CALIFORNIA
TROUT, INC.

FRANKIE SUE DEL PAPA, Attorney
General of the State of Nevada

By: _____
MARTA ADAMS

KATHRYN E. LANDRETH
United States Attorney

By _____
JOHN P. LANGE
Attorneys for UNITED
STATES OF AMERICA

GREENE, MEYER & McELROY

By: *Alice E. Walker*
SCOTT B. McELROY
ALICE WALKER

Attorneys for WALKER RIVER
PAIUTE TRIBE

BOWMAN & ROBINSON

By _____
LINDA BOWMAN
Attorneys for UNITED STATES
BOARD OF WATER COMMISSIONERS

/ / / / /

/ / / / /

/ / / / /

/ / / / /

WOODBURN AND WEDGE

By _____
GORDON H. DePAOLI

Attorneys for WALKER RIVER
IRRIGATION DISTRICT

DANIEL E. LUNGREN, Attorney
General of the State of
California

By _____
MARY E. HACKENBRACHT

Attorneys for STATE WATER
RESOURCES CONTROL BOARD AND
ITS INDIVIDUAL MEMBERS

MCCUTCHEM, DOYLE, BROWN &
ENERSON

By _____
DAVID E. MOSER

Attorneys for CALIFORNIA
TROUT, INC.

FRANKIE SUE DEL PAPA, Attorney
General of the State of Nevada

By: _____
MARTA ADAMS

KATHRYN E. LANDRETH
United States Attorney

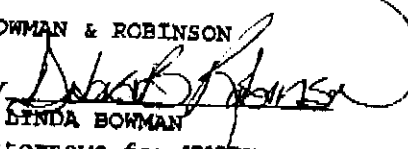
By _____
JOHN P. LANGE
Attorneys for UNITED
STATES OF AMERICA

GREENE, MEYER & McELROY

By _____
SCOTT B. McELROY
ALICE WALKER
Attorneys for WALKER RIVER
PAIUTE TRIBE

BOWMAN & ROBINSON

for

By 
LINDA BOWMAN
Attorneys for UNITED STATES
BOARD OF WATER COMMISSIONERS

CERTIFICATE OF SERVICE

I hereby certify that I have this 12th day of September, 1997, served a true copy of the foregoing **STIPULATION AND ORDER FOR EXTENSION OF TIME WITHIN WHICH TO JOIN ADDITIONAL PARTIES AND COMPLETE SERVICE OF PROCESS (ELEVENTH EXTENSION)** by placing same in the U. S. mails, postage prepaid, addressed as follows:

Shirley A. Smith, Esq.
Asst. U. S. Attorney
100 W. Liberty St., Suite 600
Reno, NV 89501-1930

Larry C. Reynolds, Esq.
Deputy Attorney General
State Engineer's Office
123 West Nye Lane
Carson City, NV 89710

Jim Weishaupt
Walker River Irrigation District
P. O. Box 820
Yerington, NV 89447

James T. Markle
State Water Res. Control Bd.
P. O. Box 100
Sacramento, CA 94814

John Kramer
Department of Water Resources
1416 Ninth Street
Sacramento, CA 94814

Kelly R. Chase
Post Office Box 2800
Minden, NV 89423

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

Gary Stone
290 South Arlington
Reno, NV 90510

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

Richard R. Greenfield, Esq.
Field Solicitor's Office
Department of the Interior
Two N. Central Ave., Suite 1130
Phoenix, AZ 85004-2383

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

R. Michael Turnipseed, P.E.
Division of Water Resources
State of Nevada
123 West Nye Lane
Carson City, NV 89710

Scott McElroy
Greene, Meyer & McElroy
1007 Pearl Street, No. 220
Boulder, CO 80302

John Davis, Esq.
Post Office Box 1646
Tonopah, NV 89049

Rodger Johnson
Water Resources Control Bd.
State of California
Post Office Box 2000
Sacramento, CA 95810

Donald B. Gilbert, Esq.
DeCuir & Somach, P.C.
400 Capitol Mall, Suite 1900
Sacramento, California 95814-4407

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

Treva J. Hearne, Esq.
Zeh, Polah, Spoo & Hearne
575 Forest, Suite 200
Reno, Nevada 89509

Linda A. Bowman, Esq.
Bowman & Robinson
499 West Plumb Lane, Suite 4
Reno, NV 89509

Robert C. Anderson and Timothy Lukas
Hale, Lane, Peek, Dennison, Howard
Anderson & Pearl
Post Office Box 3237
Reno, NV 89505

Mary Hackenbracht, Esq.
Department of Justice
State of California
2101 Webster St., 12th Floor
Oakland, CA 94612-3049

Marta Adams, Esq.
Deputy Attorney General
State of Nevada
Division of Water Resources
100 N. Carson Street
Carson City, Nevada 89701-4717

George N. Benesch, Esq.
210 Marsh Avenue, Suite 105
Post Office Box 3498
Reno, Nevada 89509

Matthew R. Campell, Esq.
David E. Moser, Esq.
McCutchen, Doyle, Brown & Enerson
3 Embarcadero Center
San Francisco, CA 94111

Deirdre Hills
