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Scott B. McElroy
Alice E. Walker
Greene, Meyer & McElroy, P.C.
1007 Pearl Street, Suite 220
Boulder, CO 80302
303/442-2021

Kelly R. Chase
P.O. Box 2800
Minden, NV 89423
702/782-3099

Attorneys for the WALKER RIVER PAIUTE TRIBE

**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.)

WALKER RIVER PAIUTE TRIBE,)
Counterclaimant,)

UNITED STATES OF AMERICA,)
Counterclaimant,)

vs.)

WALKER RIVER IRRIGATION DISTRICT)
Counterdefendant,)

STATE OF NEVADA,)
Counterdefendant-Intervenor.)

DEPOSIT

FILED
DEC 1 1998
11:05
LUTHER S. NELSON
CLERK
BY _____

IN EQUITY NO. C-125
Subproceeding C-125-B

**STIPULATION AND ORDER FOR
EXTENSION OF TIME FOR THE
UNITED STATES AND THE WALKER
RIVER PAIUTE TRIBE TO FILE A
JOINT REPLY TO THE RESPONSES
REGARDING THE FIRST AMENDED
COUNTERCLAIMS**

69

1 On September 8, 1998, the parties to these proceedings filed a *Stipulation and Order for*
2 *Extension of Time to File Responses to United States' and Walker River Paiute Tribe's Joint*
3 *Motion Regarding First Amended Counterclaims (First Extension) and to Complete Service of*
4 *Process (Thirteenth Extension) (Sept. 8, 1998) ("Stipulation")*. The Stipulation allowed parties
5 until November 9, 1998 to file responses to the *United States' and Walker River Paiute Tribe's*
6 *Joint Motion for Leave to Serve First Amended Counterclaims, To Join Groundwater Users, To*
7 *Approve Forms for Notice and Waiver, and To Approve Procedure for Service of Pleadings*
8 *Once the Parties are Joined (Aug. 19, 1998) ("Joint Motion")*. Stipulation at 4. The Stipulation
9 allowed the United States and the Walker River Paiute Tribe ("Tribe") to file their reply by
10 December 9, 1998. *Id.* The Court entered its order approving the stipulation on September 9,
11 1998.
12

13
14 On or before November 9, 1998, the following parties filed responses to the Joint Motion:
15 the Walker River Irrigation District; the State of Nevada; the California State Water Resources
16 Control Board; the United States Board of Water Commissioners; and Mineral County. The
17 parties have raised complex issues regarding the inclusion of groundwater claims in the C-125
18 proceedings. Further, the United States is experiencing a transition of attorneys at this time due
19 to John Lange's retirement from the Department of Justice.
20

21 Accordingly, the parties herein stipulate and agree to modify paragraph 2 on page 4 of the
22 Stipulation filed September 8, 1998, to provide that the United States and the Tribe have until
23 January 22, 1999 to file their reply in support of their Joint Motion, and to respond to the *Motion*
24 *for Scheduling and Planning Conference (Nov. 9, 1998)* filed by the Walker River Irrigation
25 District, and the *Motion for More Definite Statement (Nov. 5, 1998)* filed by the State of Nevada.
26 The Stipulation entered on September 9, 1998, is not otherwise modified.
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Dated Nov. 24, 1998

WOODBURN AND WEDGE

By: See facsimile signature attached
GORDON H. DePAOLI

Attorneys for WALKER RIVER IRRIGATION DISTRICT

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

By: See facsimile signature attached
MARY E. HACKENBRACHT

Attorneys for STATE WATER RESOURCES CONTROL BOARD AND ITS INDIVIDUAL MEMBERS

McCUTCHEEN, DOYLE, BROWN & ENERSEN

By: See facsimile signature attached
DAVID E. MOSER

Attorneys for CALIFORNIA TROUT, INC.

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

By: See facsimile signature attached
MARTA ADAMS

IT IS SO ORDERED.

DATED this 1 day of December, 1998.

Edward C. Reed, Jr.
EDWARD C. REED, JR., JUDGE
UNITED STATES DISTRICT COURT

KATHRYN E. LANDRETH, United States Attorney

By: See facsimile signature attached
JAMES CLEAR

Attorneys for UNITED STATES OF AMERICA

GREENE, MEYER & McELROY

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

Attorneys for WALKER RIVER PAIUTE TRIBE

BOWMAN & ROBINSON

By: See facsimile signature attached
LINDA A. BOWMAN

Attorneys for UNITED STATES BOARD OF WATER COMMISSIONERS

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Dated November 24 1998

WOODBURN AND WEDGE

By: Gordon H. DePaoli
GORDON H. DePAOLI

Attorneys for WALKER RIVER IRRIGATION DISTRICT

DANIEL E. LUNDGREEN, 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

IT IS SO ORDERED.

DATED this _____ day of _____, 1998.

KATHRYN E. LANDRETH, United States Attorney

By: _____
JAMES CLEAR

Attorneys for UNITED STATES OF AMERICA

GREENE, MEYER & McELROY

By: _____
SCOTT B. McELROY
ALICE E. WALKER

Attorneys for WALKER RIVER PAIUTE TRIBE

BOWMAN & ROBINSON

By: _____
LINDA A. DOWMAN

Attorneys for UNITED STATES BOARD OF WATER COMMISSIONERS

EDWARD C. REED, JR., JUDGE
UNITED STATES DISTRICT COURT

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Dated _____, 1998

WOODBURN AND WEDGE

By: _____
GORDON H. DePAOLI

Attorneys for WALKER RIVER IRRIGATION DISTRICT

DANIEL E. LUNDGREEN, 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

IT IS SO ORDERED.

DATED this _____ day of _____, 1998.

KATHRYN E. LANDRETH, United States Attorney

By: _____
JAMES CLEAR

Attorneys for UNITED STATES OF AMERICA

GREENE, MEYER & McELROY

By: _____
SCOTT B. McELROY
ALICE E. WALKER

Attorneys for WALKER RIVER PAIUTE TRIBE

BOWMAN & ROBINSON

By: _____
LINDA A. BOWMAN

Attorneys for UNITED STATES BOARD OF WATER COMMISSIONERS

EDWARD C. REED, JR., JUDGE
UNITED STATES DISTRICT COURT

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Dated November 23, 1998

WOODBURN AND WEDGE

By: _____
GORDON H. DePAOLI

Attorneys for WALKER RIVER IRRIGATION DISTRICT

DANIEL E. LUNDGREEN, 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

IT IS SO ORDERED.

DATED this _____ day of _____, 1998.

KATHRYN E. LANDRETH, United States Attorney

By: _____
JAMES CLEAR

Attorneys for UNITED STATES OF AMERICA

GREENE, MEYER & McELROY

By: _____
SCOTT B. McELROY
ALICE E. WALKER

Attorneys for WALKER RIVER PAIUTE TRIBE

BOWMAN & ROBINSON

By: _____
LINDA A. BOWMAN

Attorneys for UNITED STATES BOARD OF WATER COMMISSIONERS

EDWARD C. REED, JR., JUDGE
UNITED STATES DISTRICT COURT

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Dated _____, 1998

WOODBURN AND WEDGE

By: _____
GORDON H. DePAOLI

Attorneys for **WALKER RIVER IRRIGATION DISTRICT**

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

By: _____
MARY R 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*
MARTA ADAMS

IT IS SO ORDERED.

DATED this _____ day of _____, 1998.

KATHRYN E. LANDRETH, United States Attorney

By: _____
JAMES CLEAR

Attorneys for **UNITED STATES OF AMERICA**

GREENE, MEYER & McELROY

By: _____
**SCOTT B. McELROY
ALICE E. WALKER**

Attorneys for **WALKER RIVER PAIUTE TRIBE**

BOWMAN & ROBINSON

By: _____
LINDA A. BOWMAN

Attorneys for **UNITED STATES BOARD OF WATER COMMISSIONERS**

**EDWARD C. REED, JR., JUDGE
UNITED STATES DISTRICT COURT**

1 Dated _____, 1998

2 WOODBURN AND WEDGE

3 By: _____
4 GORDON H. DePAOLI

5 Attorneys for WALKER RIVER IRRIGATION
6 DISTRICT

7 DANIEL E. LUNDGREEN, Attorney
8 General of the State of California

9 By: _____
10 MARY E. HACKENBRACHT

11 Attorneys for STATE WATER RESOURCES
12 CONTROL BOARD AND ITS INDIVIDUAL
13 MEMBERS

14 McCUTCHEEN, DOYLE, BROWN & ENERSON

15 By: _____
16 DAVID E. MOSER

17 Attorneys for CALIFORNIA TROUT, INC.

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

20 By: _____
21 MARTA ADAMS

22 IT IS SO ORDERED.

23 DATED this _____ day of _____, 1998.

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KATHRYN E. LANDRETH, United States
Attorney

By: _____
JAMES CLEAR

Attorneys for UNITED STATES OF AMERICA

GREENE, MEYER & McELROY

By: _____
SCOTT B. McELROY
ALICE E. WALKER

Attorneys for WALKER RIVER PAIUTE TRIBE

BOWMAN & ROBINSON

By: *Linda A. Bowman*
LINDA A. BOWMAN

Attorneys for UNITED STATES BOARD OF
WATER COMMISSIONERS

EDWARD C. REED, JR., JUDGE
UNITED STATES DISTRICT COURT

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Dated _____, 1998

WOODBURN AND WEDGE

By: _____
GORDON H. DePAOLI

Attorneys for WALKER RIVER IRRIGATION DISTRICT

DANIEL E. LUNDGREEN, 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

IT IS SO ORDERED.

DATED this _____ day of _____, 1998.

KATHRYN E. LANDRETH, United States Attorney

By: _____
JAMES CLEAR

Attorneys for UNITED STATES OF AMERICA

GREENE, MEYER & McELROY

By: _____
SCOTT B. McELROY
ALICE E. WALKER

Attorneys for WALKER RIVER PAIUTE TRIBE

BOWMAN & ROBINSON

By: _____
LINDA A. BOWMAN

Attorneys for UNITED STATES BOARD OF WATER COMMISSIONERS

EDWARD C. REED, JR., JUDGE
UNITED STATES DISTRICT COURT

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CERTIFICATE OF SERVICE

I hereby certify that I have sent a true and correct copy of the foregoing **STIPULATION AND ORDER FOR EXTENSION OF TIME FOR THE UNITED STATES AND THE WALKER RIVER PAIUTE TRIBE TO FILE A JOINT REPLY TO THE RESPONSES REGARDING THE FIRST AMENDED COUNTERCLAIMS** was sent via U.S. Mail, postage prepaid, this 24th day of November, 1998, addressed to:

Kathryn Landreth
Asst. U.S. Attorney
100 W. Liberty, #600
Reno, NV 89509

Hank Meshorer, Special Litigation Counsel
United States Department of Justice
Environment & Natural Resources Division
Ben Franklin Station
P.O. Box 7397
Washington, D.C. 20044-7397

George Benesch
210 Marsh Avenue, Suite 105
P.O. Box 3498
Reno, NV 89505

Leo Havener
Walker River Irrigation District
P.O. Box 820
Yerington, NV 89447

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

John Kramer
Department of Water Resources
1416 - 9th Street
Sacramento, CA 95814

Ross E. deLipkau
Marshall, Hill, Cassas & deLipkau
P.O. Box 2790
Reno, NV 89505

Richard R. Greenfield
Field Solicitor's Office
Department of the Interior
2 North Central Avenue, Suite 500
Phoenix, AZ 85004

Robert L. Hunter, Superintendent
Western Nevada Agency
Bureau of Indian Affairs
1677 Hot Springs Road
Carson City, NV 89706

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

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

Garry Stone
290 South Arlington Ave.
Reno, NV 89501

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

Marta Adams
Deputy Attorney General
100 North Carson Street
Carson City, NV 89701-4717

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Gordon H. DePaoli
Woodburn and Wedge
P.O. Box 2311
Reno, NV 89505-2790

Stuart Somach
William Hvidsten
DeCUIR & SOMACH, P.C.
400 Capitol Mall, Suite 1900
Sacramento, California 95814-4407

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

John Davis
P.O. Box 1646
Tonopah, NV 89049

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

Michael W. Neville
California Attorney General's Office
50 Fremont Street, Suite 300
San Francisco, CA 94105-2239

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

Roger Bezayiff
Chief Deputy Water Commissioner
U.S. Board of Water Commissioners
P.O. Box 853
Yerington, NV 89447

Treva J. Hearne
James S. Spoo
Zeh, Polaha, Spoo & Hearne
575 Forest Street
Reno, NV 89509

David E. Moser
McCutchen, Doyle, Brown & Enerson
Three Embarcadero Center, Suite 1800
San Francisco, CA 94111

Kelly R. Chase
P.O. Box 2800
Minden, NV 89423

James Clear
U.S. Department of Justice
Environment and Natural Resources Division
Indian Resources Section
P.O. Box 44378, L'Enfant Plaza Station
Washington, D.C. 20026-4378


