Case 3 73-cv-00127-MMD-CSD Document 86 Filed 07/01/1999 Page 1 of 11

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4	303/442-2021 Kelly R. Chase	Susan Schneider
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7		Attorneys for the UNITED STATES OF AMERICA
8	Attorneys for the WALKER RIVER PAIUTE TRIBE	Autorneys for the UNITED STATES OF AMERICA
9		ATES DISTRICT COURT
10	FOR THE DIST	RICT OF NEVADA
11	UNITED STATES OF AMERICA,	
12	Plaintiff,	
13	WALKER RIVER PAIUTE TRIBE,	
14	Plaintiff-Intervenor,)
15	vs.	in EQUITY NO. C-125
16	WALKER RIVER IRRIGATION DISTRICT,	Subproceeding C-125-B
17	a corporation, et al.,	STIPULATION AND ORDER FOR EXTENSION OF TIME TO FILE
18	Defendants.	STIPULATION OR STATEMENT OF
19	WALKER RIVER PAIUTE TRIBE,	THE ISSUES ON WHICH THERE IS AGREEMENT AND THE ISSUES
20	Counterclaimant,	WHICH ARE DISPUTED
21	UNITED STATES OF AMERICA,))
22	Counterclaimant,))
23	vs.))
24	WALKER RIVER IRRIGATION DISTRICT,	
2 5	Counterdefendant,	,)
26	Counteractendant,	
27	STATE OF NEVADA,))
28	Counterdefendant-Intervenor.	

Case 3:73-cv-00127-MMD-CSD Document 86 Filed 07/01/1999 Page 2 of 11

On May 11, 1999, the court issued an order addressing the United States' and Walker River Paiute Tribe's Joint Motion for Leave to Serve First Amended Counterclaims, to Join Groundwater Users, to Approve Forms for Notice and Waiver, and to Approve Procedure for Service of Pleadings Once Parties Are Joined (Aug. 19, 1998), in which the United States and the Walker River Paiute Tribe ("Tribe") seek to include groundwater claimants in service of the First Amended Counterclaim of the United States of America (July 31, 1997), and the First Amended Counterclaim of the Walker River Paiute Tribe (July 31, 1997), and the responses and reply to that joint motion. Minutes of the Court (May 11, 1999). At a telephonic hearing with the parties on May 21, 1999, the Court ordered the following:

[T]he parties will have forty-five (45) days from this date within which to submit a stipulation, or if a stipulation cannot be reached, then a statement of the issues on which there is agreement and the issues which are disputed with respect to planning and scheduling according to the order of the Court of May 11, 1999, and any matters that are related to the issues and problems referred to in that order.

Minutes of the Court (May 21, 1999). Therefore, the stipulation, or statement of the issues on which there is agreement and the issues which are disputed, is currently due on July 5, 1999. The Court indicated, however, that the date was flexible and the Court would allow additional time if necessary.

Accordingly, the parties herein stipulate and agree that the parties will have to and including August 16, 1999 to file a stipulation or a statement of the issues on which there is agreement and the issues which are disputed.

Dated june 28, 1999

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1	WOODBURN AND WEDGE	KATHRYN E. LANDRETH, United States
2	By: <u>See facsimile signature attached</u>	Attorney
3	GORDON H. DePAOLI	By: <u>See facsimile signature attached</u> SUSAN L. SCHNEIDER
4	Attorneys for WALKER RIVER IRRIGATION	SOSIAV E. SOMINEMEN.
5	DISTRICT	Attorneys for UNITED STATES OF AMERICA
6	BILL LOCKYER, Attorney General of the State of California	GREENE, MEYER & MCELROY
7	By: See facsimile signature attached	By: VVU L VVU LAUV SCOTT B. McELROY
8	MARY E. HACKENBRACHT	ALICE E. WALKER
9	Attorneys for STATE WATER RESOURCES	Attorneys for WALKER RIVER PAIUTE TRIBE
10	CONTROL BOARD AND ITS INDIVIDUAL MEMBERS	
11	McCUTCHEN, DOYLE, BROWN & ENERSEN	BOWMAN & ROBINSON
12		By: See facsimile signature attached
13	By: <u>See facsimile signature attached</u> DAVID E. MOSER	LINDA A. BOWMAN
14	Attorneys for CALIFORNIA TROUT, INC.	Attorneys for UNITED STATES BOARD OF WATER COMMISSIONERS
15	FRANKIE SUE DEL PAPA, Attorney General of	
16	the State of Nevada	
17	By: <u>See facsimile signature attached</u> MARTA ADAMS	
18		
19	IT IS SO ORDERED.	
20	DATED this 30 day of June	, 1999.
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22	EDV	WARD CIPEED ID HIDGE
23		VARD C. REED, JR., JUDGE TED STATES DISTRICT COURT
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Case 3:73-cv-00127-MMD-CSD Document 86 Filed 07/01/1999 Page 4 of 11

1	WOODBURN AND WEDGE	KATHRYN E. LANDRETH, United States Attorney
2	By: Dole E Ferguson for GORDON H. DERADLI)
3	GORDON H. DePAULI	By:SUSAN L. SCHNBIDER
4	Attorneys for WALKER RIVER IRRIGATION DISTRICT	Attorneys for UNITED STATES OF AMERICA
5	BILL LOCKYER, Attorney General	GREENE, MEYER & McELROY
6	of the State of California	By:SCOTT B. McELROY
7 8	By:	SCOTT B. McELROY ALICE E. WALKER
9	Attorneys for STATE WATER RESOURCES CONTROL BOARD AND ITS INDIVIDUAL	Attorneys for WALKER RIVER PAIUTE TRIBE
10	MEMBERS	BOWMAN & ROBINSON
11	McCUTCHEN, DOYLE, BROWN & ENERSEM	N Barr
12	By:	By:LINDA A. BOWMAN
13	DAVID E. MOSER	Attorneys for UNITED STATES BOARD OF
14	Attorneys for CALIFORNIA TROUT, INC.	· · · · · · · · · · · · · · · · · · ·
15	FRANKIE SUE DEL PAPA, Attorney General o the State of Nevada	f
16	123	
17	MARTA ADAMS	
18		
19	IT IS SO ORDERED.	
20	DATED this day of	, 1999.
21		
22		EDWARD C. REED, JR., JUDGE
23		UNITED STATES DISTRICT COURT
	·	
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1	WOODBURN AND WEDGE	KATHRYN E. LANDRETH, United States
2	Ety:	Attorney
3	GORDON H. DePAOLI	By:SUSAN L. SCHNEIDER
4	Attorneys for WALKER RIVER IRRIGATION	
5	DISTRICT	Attorneys for UNITED STATES OF AMERICA
6	HILL LOCKYER, Attorney General	GREENE, MEYER & McELROY
7	of the State of California	Ву:
- 1	Hy: WARYE HACKENBRACHT	SCOTT B. McELROY ALICE E. WALKER
8	()	
9	Attorneys for STATE WATER RESOURCES CONTROL BOARD AND ITS INDIVIDUAL	Attorneys for WALKER RIVER PAIUTE TRIBE
10	MEMBERS	
11	McCUTCHEN, DOYLE, BROWN & ENERSEN	Bowman & Robinson
	MICCOTCHEN, DOTEE, BROWN & ENERGEN	Ву:
12	DAVID E. MOSER	LINDA A. BOWMAN
13	DAVID E. MOSER	Attomeys for UNITED STATES BOARD OF
14	Attorneys for CALIFORNIA TROUT, INC.	WATER COMMISSIONERS
15	FRANKIE SUE DEL PAPA, Attorney General of the State of Nevada	
16	Ety:	
17	MARTA ADAMS	
18		
19	IT IS SO ORDERED.	
20	DATED this day of	, 1999.
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		A sell to the sell
22		WARD C. REED, IR., JUDGE TTED STATES DISTRICT COURT
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Case 3 73-cv-00127-MMD-CSD Document 86 Filed 07/01/1999 Page 6 of 11

- 1		
1	WOODBURN AND WEDGE	KATHRYN E, LANDRETH, United States
2	By:	, Attornéy —
3	GORDON H. DePAOLI	By:SUSAN L. SCHNEIDER
4	Attorneys for WALKER RIVER IRRIGATION DISTRICT	Attorneys for UNITED STATES OF AMERICA
5	BILL LOCKYER, Attorney General of the State of California	GREENE, MEYER & McELROY
7	By:MARY E. HACKENBRACHT	SCOTT B. McELROY ALICE E. WALKER
8	Attorneys for STATE WATER RESOURCES	Attorneys for WALKER RIVER PAIUTE TRIB
10	CONTROL BOARD AND ITS INDIVIDUAL MEMBERS	BOWMAN & ROBINSON
11	By: Other N Drown & ENERSEN	By:
12 13	DAVID E. MOSER ATUSTREYS for CALIFORNIA TROUT, INC.	Attorneys for UNITED STATES BOARD OF WATER COMMISSIONERS
14 15	FRANKIE SUE DEL PAPA, Attorney General of the State of Nevada	F
16 17	By:	
18		
19	IT IS SO ORDERED.	
20	DATED this day of	, 1999.
21		
22		EDWARD C. REED, JR., JUDGE
2 3		UNITED STATES DISTRICT COURT
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Case 3 73-cv-00127-MMD-CSD Document 86 Filed 07/01/1999 Page 7 of 11

	14	
1	WOODBURN AND WEDGE	KATHRYN E. LANDRETH, United States
2	Ву:	Attorney
3	GORDON H. DePAOLI	By: SUSAN L. SCHNEIDER
4	Attorneys for WALKER RIVER IRRIGATION	SUSAN L. SCHNEIDER
5	DISTRICT	Attorneys for UNITED STATES OF AMERICA
6	DANIEL E. LUNDGREN, Attorney General of the State of California	GREENE, MEYER & MCELROY
7		By:SCOTT B. MeELROY
8	MARY E. HACKENBRACHT	ALICE E. WALKER
9	Attorneys for STATE WATER RESOURCES CONTROL BOARD AND ITS INDIVIDUAL	Attorneys for WALKER RIVER PAIUTE TRIBE
10	MEMBERS	BOWMAN & ROBINSON
11	McCutchen, doyle, brown & enersen	
12	Ву	By:LINDA A. BOWMAN
13	DAVID E. MOSER	
14	Attorneys for CALIFORNIA TROUT, INC.	Attorneys for UNITED STATES BOARD OF WATER COMMISSIONERS
15	FRANKIE SUE DEL PAPA, Attorney General of the State of Nevada	
18	By Marta Adams	
17	MARTA ADAMS	
18		
19	IT IS SO ORDERED.	
20	DATED this day of	
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23		WARD C. REED, JR., JUDGE ITED STATES DISTRICT COURT
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Case 3 73-cv-00127-MMD-CSD Document 86 Filed 07/01/1999 Page 8 of 11

1	WOODBURN AND WEDGE	KATHRYN E. LANDRETH, United States
2	By:	Attorney
3	GORDON H. DePAOLI	By: Anna J. Ahrend
4	Attorneys for WALKER RIVER IRRIGATION	SUSAN L. SCHNEIDER
5	DISTRICT	Attorneys for UNITED STATES OF AMERICA
6	BILL LOCKYER, Attenney General of the State of California	Greene, Meyer & Mcelroy
7	By:	Ву:
8	MARY E. HACKENBRACHT	SCOTT B. McELROY ALICE E. WALKER
9 10	Attordeys for STATE WATER RESOURCES CONTROL BOARD AND ITS INDIVIDUAL MEMBERS	Attorneys for WALKER RIVER PAIUTE TRIBE
11	McCUTCHEN, DOYLE, BROWN & ENERSEN	BOWMAN & ROBINSON
12		Ву:
- 1	DAVID E. MOSER	LINDA A. BOWMAN
13 14	Attenties for CALIFORNIA TROUT, INC.	Attorneys for UNITED STATES BOARD OF WATER COMMISSIONERS
15	FRANKIE SUE DEL PAPA, Attorney General of the State of Nevada	
16	-	
17	MARTA ADAMS	_
18		
19	IT IS SO ORDERED.	
20	DATED thisday of	1999.
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23	U	DWARD C. REED, JR., JUDGE NITED STATES DISTRICT COURT
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Case 3:73-cv-00127-MMD-CSD Document 86 Filed 07/01/1999 Page 9 of 11

1	WOODBURN AND WEDGE	KATHRYN E. LANDRETH, United States Attorney
2	Ву:	
3	GORDON H. DePAOLI	By:SUSAN L. SCHNEIDER
4	Attorneys for WALKER RIVER IRRIGATION DISTRICT	Attorneys for UNITED STATES OF AMERICA
5	DILL VOCIOTED AND CONTRACT	GREENE, MEYER & McELROY
6	BILL LOCKYER, Attorney General of the State of California	GREENE, METER & MICHEROT
7		SCOTT B. McELROY
	By:	SCOTT B. McELROY ALICE E. WALKER
8	MARY E. HACKENBRACHI	ALICE E. WALKER
9	Attorneys for STATE WATER RESOURCES CONTROL BOARD AND ITS INDIVIDUAL	Attorneys for WALKER RIVER PAIUTE TRIBE
10	MEMBERS	BOWMAN & ROBINSON
11	McCUTCHEN, DOYLE, BROWN & ENERSE	
ļ	· · ·	Bu Man // Cuttern
12	Ву:	LINDA A. BOWMAN
13	DAVID E. MOSER	Attorneys for UNITED STATES BOARD OF
14	Attorneys for CALIFORNIA TROUT, INC.	WATER COMMISSIONERS
15	FRANKIE SUE DEL PAPA, Attorney General o	f
16	the State of Nevada	
í	Ву:	
17	By:	_
18		
ļ	IT IS SO ORDERED.	
19		
20	DATED this day of	, 1999
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22		EDWARD C. REED, JR., JUDGE
23		UNITED STATES DISTRICT COURT
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Case 3 73-cv-00127-MMD-CSD Document 86 Filed 07/01/1999 Page 10 of 11

1 CERTIFICATE OF SERVICE 2 I hereby certify that I have sent a true and correct copy of the foregoing STIPULATION 3 AND ORDER FOR EXTENSION OF TIME TO FILE AGREED UPON CASE MANAGEMENT ORDER OR, IN THE ALTERNATIVE, A STATEMENT OF AGREED 4 UPON AND DISPUTED ISSUES via U.S. Mail, postage prepaid, this th day of June, 1999. addressed to: 5 6 Marta Adams John Davis Deputy Attorney General P.O. Box 1646 7 Capitol Complex Tonopah, NV 89049 100 N. Carson St.. Carson City, NV 89701 8 Ross E. deLipkau Marshall, Hill, Cassas & deLipkau 9 Robert C. Anderson P.O. Box 2790 Timothy Lukas Reno, NV 89505 Alex J. Flangas 10 Hale, Lane, Peek, Dennison, Howard Gordon H. DePaoli 100 W. Liberty, 10th Floor Dale E. Ferguson 11 P.O. Box 3237 Woodburn and Wedge Reno, NV 89505 P.O. Box 2311 12 Reno, NV 89505-2790 **Evan Beavers** 13 Beavers & Young Daniel N. Frink 1616 Hgwy. 395 Water Resources Control Board 14 P.O. Box 486 State of California Minden, NV 89423 15 P.O. Box 100 Sacramento, CA 94814 George Benesch 16 210 Marsh Avenue, Suite 105 Richard R. Greenfield P.O. Box 3498 Field Solicitor's Office 17 Reno. NV 89505 Department of the Interior 2 North Central Avenue, Suite 500 18 Roger Bezaviff Phoenix, AZ 85004 **Chief Deputy Water Commissioner** 19 U.S. Board of Water Commissioners Mary Hackenbracht P.O. Box 853 Deputy Attorney General 20 Yerington, NV 89447 State of California 1515 Clay St., 20th Floor 21 Linda A. Bowman Oakland, CA 94612-1314 Bov/man & Robinson 22 540 Hammill Lane Leo Havener Reno, NV 89511 Walker River Irrigation District **2**3. P.O. Box 820 Kelly R. Chase 24 Yerington, NV 89447 P.O. Box 2800 Minden, NV 89423 Treva J. Hearne 25

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James S. Spoo

575 Forest Street Reno, NV 89509

Zeh, Polaha, Spoo & Hearne

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4	John Kramer	Susan Schneider
	Department of Water Resources	U.S. Department of Justice
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7	Shirley A. Smith, Asst. U.S. Attorney	, ••
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8	Reno, NV 89501	William Hvidsten
0		John A. Mendez
9	Hank Meshorer, Special Litigation Counsel	DeCUIR & SOMACH, P.C.
10	United States Department of Justice	400 Capitol Mall, Suite 1900
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12		Reno, NV 89501
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10	Matthew R. Campbell	R. Michael Turnipseed, P.E.
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16	Michael W. Neville	
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	Richard E. Olson, Jr.	
19	Claassen & Olson	1
[]	P.O. Box 2101	(1/2)
20	Carson City, NV 89702	Charles Al
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