FILED
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LANCE S. WILSON
CLERK
BY
DEPUTY

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-ECR Subproceeding: C-125-B SECOND REPORT OF THE UNITED STATES OF AMERICA CONCERNING STATUS OF SERVICE ON CERTAIN PERSONS AND ENTITIES

The United States of America ("United States"), on behalf of itself and the Walker River Paiute Tribe ("Tribe"), submits the following information related to its service efforts on persons and entities subject to service under the *Case Management Order* (Apr. 18, 2000) ("CMO"). As set forth in this pleading, the United States asks the Court to approve certain service efforts, to amend, correct and make additions to the caption, and, in some instances, to take no action at this point as service efforts are continuing. This is the second such filing that the United States has made in this action. The United States and the Tribe have suggested that the Court address this filing at its December 1, 2004, Status Conference. *The United States of America's and Walker River Paiute Tribe's List of Proposed Agenda Items for December 1, 2004, Status Conference,* C-125-B (Nov. 17, 2004).

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As with the initial *Report of the United States of America Concerning Status of Service on Certain Persons and Entities*, C-125-B (May 27, 2004) ("First Service Report"), this pleading includes a set of exhibits. We have served the exhibits to this second filing in the same manner in which we handled the first filing. Individuals and entities addressed in this filing have received copies of only those exhibits that concern their service issues, and we will provide any of them with copies of any additional exhibits that they wish to obtain. In addition, we have provided materials to the mediating parties in a similar fashion, except that we have again provided a copy of all exhibits to counsel for the Walker River Irrigation District, and will provide the mediating parties with copies of any exhibits they request.

We are also submitting a separate filing of the original Waivers of Service, Notices of Appearance, Disclaimers, and Notices of Change of Ownership of Water Right.

We have organized this pleading numerically. Because there is a relatively small number of Exhibits, they are simply lettered, beginning with "A". For each Defendant addressed, we have attempted to identify all service categories relevant to that Defendant, but we are not representing these identifications as necessarily complete or asserting that any Defendant subject to service under CMO categories not specifically identified would need to be served a second time. We also note that there are instances discussed herein where persons or entities served in this phase have turned out not to be subject to service under CMO Paragraphs d., g., or i., but are subject to service under other CMO service categories.

We have not yet provided the Court with a proposed amended Caption, but are prepared to do so when the Court wishes us to do so. We are also providing a copy of this pleading and the certificate of service to the Court and the Clerk's Office on a computer disk in Word Perfect

format and would be pleased to provide this information in any other format to assist the Court and Clerk's Office.

In an effort to assist with the development of the Certificate of Service for this case, we have included addresses for counsel in this pleading, and if there is no counsel, addresses for service upon the individual or entity served. To the extent that the person or entity is not identified clearly in the address indicated for service, we have included that information in brackets. We recognize that if the Court dismisses certain individuals and entities from the case, as we have requested, the Certificate of Service attached to this document will change as well.

I. **Update on CMO Service Categories d., g., and i.:** The following information provides an update on the service effort on a portion of the persons and entities to be served under CMO service categories 3.d., g., and i.

1. Arimetco, Inc. (International): We seek no action by the Court at this time.

2. Linda Lodato Bartlett:

   a. Basis for inclusion: CMO Paragraph 3.d.

   b. Status of service: A signed Waiver of Service form has been received. *See* Exhibit A.

   c. Counsel: None indicated.

   d. Address for service: Linda Lodato Bartlett
   8235 Ridgeview Drive
   Ben Lomond, CA 95005

   e. Requested action(s): We ask for a finding that service is complete.

3. Clyne P. Bauer: We served the Clyne P. Bauer Trust on October 29, 2004, and are awaiting a response. We ask the Court to take no action at this time.

4. Alan Bledsoe: *see* Carol A. Bledsoe, below.

5. Carol Bledsoe:

   a. Basis for inclusion: CMO Paragraph 3.i.

   b. Status of service: Carol Bledsoe and Alan Bledsoe have each returned a signed Waiver of Service form and a Notice of Appearance form. *See* Exhibits B and C.

   c. Counsel: None indicated

   d. Address for service: Alan Bledsoe and Carol Bledsoe
      4956 Via Diego
      Yorba Linda, CA 92887

   e. Requested action(s): We ask for a finding that service is complete as to Alan Bledsoe and Carol Bledsoe.

6. Richard E. and Ronee Bybee Trust: In our first Report to the Court, we noted that we were investigating whether or not the water rights at issue had been transferred to individual ownership. Our investigation confirms that the Trust, as opposed to the individuals, should be served, but that the correct name of the trust is "The 2000 Richard E. & Ronee L. Bybee Revocable Living Trust Agreement." Service by mail was made on August 7, 2003, July 29, 2004, and October 29, 2004. We request the Court to amend the caption to reflect the revised trust name and to take no further action at this time.

7. Ellen Butterly: Service by mail occurred on two occasions, most recently on October 29, 2004. We seek no action by the Court at this time.

8. Chevron Resources: Counsel for Chevron Resources has promised to provide a completed Disclaimer form, but it has not yet arrived. We seek no action by the Court at this time.

9. Day's Desert Creek Ltd.: We have recently provided counsel with copies of various documents regarding this water right. We seek no action by the Court at this time.

10. Hilton Family Trust:

a. Basis for inclusion: CMO Paragraph 3.a., b., c., and d.

b. Status of service: A signed Waiver of Service form has been returned, signed by Thomas D. Price as the Representative of the Hilton Family Trust. *See* Exhibit D. The Court has already approved our request to dismiss Mr. Barron Hilton, Mrs. Marilyn Hilton, the Flying M Hunt Club, and the Flying M Ranch, and to substitute the Hilton Family Trust.

c. Counsel: None indicated.

d. Address for service: Hilton Family Trust
9336 Civic Center Drive
Beverly Hills, CA 90210-3604

e. Requested action(s): We ask for a finding that service is complete.

11. Holbrook Station R.V. and Mobile Home Park: The current name of this entity is "Holbrooke Station, LLC." The third effort to make service by mail occurred on October 29, 2004. We ask the Court to amend the caption to reflect the current name of this entity and to take no further action at this time.

12. Lazy S Lodge: The third effort to do service by mail for this entity occurred on July 29, 2004. We ask the Court to take no further action at this time.

13. Alan S. Leinassar: *see* Marianne Leinassar, below.

14. Marianne Leinassar:

a. Basis for inclusion: CMO Paragraph 3.a., c., and g.

b. Status of service: A Waiver of Service form and Notice of Appearance form have been received, signed by the attorney for Marianne Leinassar. The water rights at issue are owned by Alan S. and Marianne Leinassar as joint tenants with rights of survivorship. *See* Exhibit E.

c. Counsel: [Alan S. Leinassar and Marianne Leinassar]
Louis S. Test
Hoffman, Test, Guinan and Collier
429 West Plumb Lane
P.O. Box 187
Reno, NV 89504

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We ask for a finding that service is complete as to Alan S. Leinassar and Marianne Leinassar.

15. Hope Lodge No. 22, Free and Accepted Masons:

a. Basis for inclusion: CMO Paragraph 3.c., and i.

b. Status of service: In our first report to the Court (Masonic Lodge entry), we reported that Marion O. Rodger, Trustee, Hope Lodge #22, F & A.M, had returned a signed Waiver of Service form. We also noted that continued investigation caused us to think that this groundwater well may have been used as a monitoring well and that it may now be plugged and abandoned.

On October 25, 2004, we spoke with Mr. Rodgers, who indicated that he agrees with our assessment of the status of this well and consents to dismissing the Hope Lodge from this action.

c. Counsel: None indicated.

d. Address for service: Hope Lodge No. 22, Free and Accepted Masons
P.O. Box 678
Yerington, NV 89447

e. Requested action(s): Dismissal.

16. Edmund Miller: *see* Linda Miller, below.

17. Linda Miller: Edmund Miller and Linda Miller were served by mail twice, most recently on October 29, 2004. We seek no action by the Court at this time.

18. Motley Living Trust Dated 12-23-70: We seek no action by the Court at this time.

19. O'Sullivan Plastics Corp.:

a. Basis for inclusion: CMO Paragraph 3.c. and i.

b. Status of service: A signed Waiver of Service form has been returned, signed by Woodrow Ban, Asst. Secretary, O'Sullivan Plastics Corp. *See* Exhibit F.

c. Counsel: [O'Sullivan Plastics Corp.]
Malissa Hathaway McKeith
Lewis, Brisbois, Bisgaard & Smith, LCP
221 North Figueroa St.
Suite 1200
Los Angeles, CA 90012

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We ask for a finding that service is complete.

20. David Wallace Park: *see* Mary Kathleen Park, below.

21. Mary Kathleen Park: David Wallace Park and Mary Kathleen Park were served by mail on April 22, 2004. We seek no action by the Court at this time.

22. Heidi D. Roach: *see* Roach 2002 Trust, below.

23. Roy B. Roach: *see* Roach 2002 Trust, below.

24. Roach 2002 Trust: As stated in our first Report, the Roaches and/or the Roach 2002 Trust claim a variety of water rights. Heidi D. Roach and Roy B. Roach have not responded to service by mail on them in their individual capacities. We have served the Trust by mail on two occasions, most recently on October 29, 2004. We seek no action by the Court at this time.

25. Tom Rowe: *see* Lillian Baker-Rowe, below.

26. Lillian Baker-Rowe: Tom Rowe and Lillian Baker-Rowe were served by mail twice, most recently on October 29, 2004. We seek no action by the Court at this time.

27. Lotus R. Rubert: *see* Peggy J. Rubert, below.

28. Peggy J. Rubert: Lotus R. Rubert and Peggy J. Rubert were served by mail twice, most recently on July 29, 2004. We seek no action by the Court at this time.

29. Michael R. Sayce: *see* Shannon L. Sayce, below.

30. Shannon L. Sayce: Service by mail has now been attempted three times on Mr. and Mrs. Sayce, most recently on October 29, 2004.

31. Christopher H. Sheerin: *see* Keri A. Sheerin, below.

32. Keri A. Sheerin:

    a. Basis for inclusion: CMO Paragraph 3.d. and i.

b. Status of service: A Waiver of Service form and Notice of Appearance form have been received, signed by Chris Sheerin. The water rights at issue are owned by Christopher H. Sheerin and Keri A. Sheerin, husband and wive as community property with right of survivorship. *See* Exhibit G.

c. Counsel: [Christopher H. Sheerin and Keri A. Sheerin]
Gary Sheerin
177 W. Proctor St.
Carson City, NV 89703

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We ask for a finding that service is complete as to Christopher H. Sheerin and Keri A. Sheerin.

33. Jack Smith: *see* Nadine Smith, below.

34. Nadine Smith: Investigation has shown that Jack and Nadine Smith are subject to service under CMO Paragraph 3.b only. They will be served at a later date. We seek no action by the Court at this time.

35. Robert G. Stoughton: *see* Candace Stoughton, below.

36. Candace Stoughton: Robert G. Stoughton and Candace Stoughton have transferred at least one of the water rights at issue but remain owners of water rights subject to service under paragraph 3.c of the CMO. We intend to serve them by mail later in connection with service efforts focused on paragraph 3.c of the CMO. We seek no action by the Court at this time.

37. Daniel F. Sullivan:

a. Basis for inclusion: CMO Paragraph 3.d.

b. Status of service: We reported in our first report to the Court that Mr. Sullivan has not responded to our mailings. Since that time, we have received information that Mr. Sullivan has conveyed the water rights at issue to the Heidi D. Roach and Roy B. Roach, 2002 Trust. *See* Exhibit H. Mr. and Mrs. Roach were originally named in this action in their individual capacities, based on their ownership of other water rights. We also reported in our first report to the Court that the Roaches appear to have transferred these individually-owned water rights to the Roach 2002 Trust and purchased other water rights, and have water rights applications pending. Thus, the Roaches, as individuals, and as the Roach 2002 Trust, have been named in this action. The Roaches, as individuals, and the Roach 2002 Trust have not responded to efforts to serve them by mail.

c. Counsel: n/a

d. Address for service: n/a.

e. Requested action(s): Dismissal.

38. Juan R. Verdugo: *see* Maria R. Verdugo, below.

39. Maria R. Verdugo: Juan R. Verdugo and Maria R. Verdugo were served by mail three times, most recently on October 29, 2004, at a new address. We seek no action by the Court at this time.

40. Walker River Resort: The correct name of this entity is Stanley and Leia Simmons dba Walker River Resort. We have attempted service by mail on this entity on two occasions, most recently on October 29, 2004. We seek no action by the Court at this time.

41. Weed Heights Development:

a. Basis for inclusion: CMO Paragraph 3.c. and g (quasi-municipal)

b. Status of service: A Waiver of Service form has been received, signed by Don H. Tibbals, Trustee of Weed Heights Development LLC *See* Exhibit I.

c. Counsel: None indicated.

d. Address for service: Weed Heights Development, LLC
165 W. Liberty
Reno, NV 89501

e. Requested action(s): We ask the Court to amend the caption to read "Weed Heights Development, LLC," and find that service is complete.

42. Mary M. Wright: We have attempted service by mail on Ms. Wright on two occasions, most recently on September 27, 2004. Ms. Wright currently owns water subject to service under Paragraph 3.a. of the CMO (WRID). We seek no action by the Court at this time.

II. **Other:** The following persons or entities have been served in connection with their participation and/or appearance in one or more recent matters before the Court.

1. Doris B. Holmes Trust:

a. Basis for inclusion: CMO Paragraph 3.a.

b. Status of service: A Waiver of Service form and Notice of Appearance form have been returned, signed by Frank Holmes, Trustee, Doris B. Holmes Trust. *See* Exhibit J.

c. Counsel: None indicated.

d. Address for service: Frank Holmes, Trustee
Doris B. Holmes Trust
108432 Hwy 395

Coleville, CA 96107

e. Requested action(s): We ask for a finding that service is complete.

2. Beverly J. Landolt: *see* Landolt Trust Agreement, below.

3. Joseph G. Landolt: *see* Landolt Trust Agreement, below.

4. Landolt Trust Agreement:

a. Basis for inclusion: CMO Paragraph 3.a., and c.

b. Status of service: During the status conference on October 1, 2004, before this Court, counsel for the Landolts indicated that since his clients had appeared in these matters, that no service was necessary.

c. Counsel: William E. Schaeffer
P.O. Box 936
Battle Mountain, NV 89820

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request a finding that service is complete as to Beverly J. Landolt, Joseph G. Landolt, and the Landolt Trust Agreement.

5. Bobrick Trust:

a. Basis for inclusion: CMO Paragraph 3.a., and c.

b. Status of service: A Waiver of Service form and Notice of Appearance form have been returned, signed by Thomas Bobrick, Trustee, Thomas Bobrick Trust. *See* Exhibit K.

c. Counsel: Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request that the Court amend the caption to read "Thomas Bobrick Trust," and find that service is complete.

6. Borsini Ranch, Inc.:

a. Basis for inclusion: CMO Paragraph 3.a. and c.

b. Status of service: A Waiver of Service form and Notice of Appearance form have been returned, signed by David Dale Borsini, President of Borsini Ranch, Inc. *See* Exhibit L.

c. Counsel: Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request a finding that service is complete.

7. Dale Borsini: Our investigation shows that Dale Borsini owns water rights subject to service in this case. Ms. Schroeder represents the Borsini Ranch, Inc., which has waived service. We previously served Mr. Borsini through Ms. Schroeder, but she has informed us that Mr. Borsini does not claim water rights as an individual. We have provided Ms. Schroeder with the information we found that appears to indicate otherwise. Ms. Schroeder has agreed to determine if this information is current; if our information is correct, we believe that Ms. Schroeder will provide us with signed waiver and appearance forms, and if it is not correct, she has agreed to provide us with the appropriate documentation and disclaimer so that we can dismiss Mr. Borsini.

8. Circle Bar N Ranch, LLC:

a. Basis for inclusion: CMO Paragraph 3.a.

b. Status of service: A Waiver of Service form and Notice of Appearance form have been returned, signed by Thomas S. Reviglio, Manager, Circle Bar N Ranch, LLC *See* Exhibit M.

c. Counsel: Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request a finding that service is complete.

9. Circle Bar N Ranch, a Nevada Partnership:

a. Basis for inclusion: CMO Paragraph 3.a. and c.

b. Status of service: A Waiver of Service form has have been returned, signed by Thomas S. Reviglio, Member/Partner. *See* Exhibit N.

c. Counsel: Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request a finding that service is complete.

10. Desert Pearl Farms:

a. Basis for inclusion: CMO Paragraph 3.a., b., and c.

b. Status of service: A Waiver of Service form and Notice of Appearance form have been returned, signed by David J. Peri, Manager, Desert Pearl Farms. *See* Exhibit O.

c. Counsel: Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request a finding that service is complete.

11. Mica Farms, LLC: *see also* Peavine Leasing, LLC

a. Basis for inclusion: CMO Paragraph 3.a.

b. Status of service: A Waiver of Service form has been returned, signed by Mike Faretto, Managing Member of Mica Farms, LLC. *See* Exhibit P.

c. Counsel: Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request a finding that service is complete.

12. Peavine Leasing, LLC: *see also* Mica Farms LLC.

a. Basis for inclusion: CMO Paragraph 3.a.

b. Status of service: A Waiver of Service form has been returned, signed by Mike Faretto, Managing Member of Peavine Leasing, LLC. *See* Exhibit Q.

c. Counsel: Laura A. Schroeder

Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request a finding that service is complete.

13. Peri & Peri:

a. Basis for inclusion: CMO Paragraph 3.a.

b. Status of service: A Waiver of Service form has been returned, signed by David J. Peri, Manager of Peri & Peri. *See* Exhibit R.

c. Counsel: Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request a finding that service is complete.

14. Peri & Sons Farms, Inc.:

a. Basis for inclusion: CMO Paragraph 3.a. and c.

b. Status of service: A Waiver of Service form and Notice of Appearance form have been returned, signed by David J. Peri, Vice-President and Secretary of Peri & Sons Farms, Inc. *See* Exhibit S.

c. Counsel: Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request a finding that service is complete.

15. David J. & Pamela A. Peri Family Trust:

a. Basis for inclusion: CMO Paragraph 3.a.

b. Status of service: A Waiver of Service form and Notice of Appearance form have been returned, signed by David J. Peri, Trustee, on behalf of the David J. & Pamela A. Peri Family Trust. *See* Exhibit T.

c. Counsel: Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request a finding that service is complete.

16. James J. Peri Family Trust:

a. Basis for inclusion: CMO Paragraph 3.a. and c.

b. Status of service: A Waiver of Service form and Notice of Appearance form have been returned, signed by James J. Peri, on behalf of the James J. Peri Family Trust. It appears that Mr. Peri's attorney signed these forms on his behalf. Our information had been that the water rights at issue were owned by Mr. Peri as an individual and service was made on him as an individual, but counsel returned the Waiver of Service form on behalf of the trust. Counsel has not provided documentation of the transfer of these water rights from individual ownership to the trust. *See* Exhibit U.

c. Counsel: Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request the Court to amend the caption to read "James J. Peri Family Trust," unless Mr. Peri and/or counsel believe there is still a basis for Mr. Peri to remain in the case as an individual. We further seek a finding that service is complete upon the James J. Peri Family Trust.

17. Peri Brothers & Sons: Our investigation shows that Peri Brothers & Sons does not exist. Ms. Schroeder represents other Peri family interests, which have waived service. We previously served Peri Brothers & Sons through Ms. Schroeder, but she has informed us that the word "Brothers" does not appear in any Peri business name.

Requested action(s): Dismissal.

18. David J. Peri: Our investigation shows that David Peri owns water rights subject to service in this case. Ms. Schroeder represents other Peri family interests, which have waived service. We previously served David Peri through Ms. Schroeder, but she has informed us that David Peri does not claim water rights. We have provided Ms. Schroeder with the information we found that appears to indicate otherwise. Ms. Schroeder has agreed to determine if this information is current; if our information is correct, we believe that Ms. Schroeder will provide us with signed waiver and appearance forms, and if it is not correct, she has agreed to provide us with the appropriate documentation and disclaimer so that we can dismiss David Peri.

19. Thomas Reviglio:

a. Basis for inclusion: CMO Paragraph 3.a.

b. Status of service: A Waiver of Service form has been returned, signed by Thomas Reviglio. *See* Exhibit V.

c. Counsel: Laura A. Schroeder
Schroeder Law Offices, P.C.
1915 N.E. 39th Ave.
P.O. Box 12527
Portland, Oregon 97212-0527

d. Address for service: *see* Counsel's address, above.

e. Requested action(s): We request a finding that service is complete.

CONCLUSION

We ask the Court to approve the above service efforts and requested amendments, corrections and additions to the Caption as set forth herein.

Respectfully submitted,

Scott B. McElroy
Alice E. Walker
Greene, Meyer & McElroy, P.C.
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Boulder, Colorado 80302
303- 442-2021

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303-312-7308

By: Susan J. Schneider
Susan Schneider

Date: November 19, 2004

Attorney for the United States of America

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of November 2004, I served a true and correct copy of the foregoing SECOND REPORT OF THE UNITED STATES OF AMERICA CONCERNING STATUS OF SERVICE ON CERTAIN PERSONS AND ENTITIES by first-class mail, postage prepaid, addressed to the following persons:

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Carson City, NV 89710

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Walker River Irrigation District
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Ben Lomond, CA 95005

Alan and Carol Bledsoe
4956 Via Diego
Yorba Linda, CA 92887

Hilton Family Trust
Thomas D. Price, representative
9336 Civic Center Drive
Beverly Hills, CA 90210-3604

Frank Holmes, Trustee
Doris B. Holmes Trust
108432 Hwy 395
Coleville, CA 96107

Louis S. Test
Hoffman, Test, Guinan and Collier
429 West Plumb Lane
P.O. Box 187
Reno, NV 89504

Malissa Hathaway McKeith
Lewis, Brisbois, Bisgaard & Smith, LCP
221 North Figueroa St.
Suite 1200
Los Angeles, CA 90012

Gary Sheerin
177 W. Proctor St.
Carson City, NV 89703

Weed Heights Development, LLC
165 W. Liberty
Reno, NV 89501

Sue Sherman

Sue Sherman, senior paralegal

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: June 10, 2004

Linda Lodato Bartlett
Signature
LINDA LODATO BARTLETT
Printed/Typed Name
If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit A

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 5/25/04

Signature

ALAN A. BLEDSOE

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of

(Title)

_____

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of ummons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear ne cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been rought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service f the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in ieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with notice of appearance and intent to participate.

Exhibit B

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.,

COPY

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

Attorney:

Address:

Phone Number:

Fax Number:

(Signature)

ALAN A. BLEDSOE

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

4956 VIA DIEGO
YORBA LINDA, CA 92887

(Address)

(714) 777-0988

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 5/25/04

Signature

CAROL A. BLEDSOE

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of

(Title)

_____

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with notice of appearance and intent to participate.

Exhibit C

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.,

COPY

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

Attorney:

Address:

Phone Number:

Fax Number:

(Signature)

CAROL A. BLEDSOE

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

4956 VIA DIEGO
YORBA LINDA, CA 92887

(Address)

(714) 777-0988

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 8/25/04

Thomas D Price
Signature

Thomas D. Price
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Representative of
(Title)

Helton Family Trust
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit D

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: Sept. 7, 2004

Signature

Louis S. Test

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Attorney for of

(Title)

Marianne Leinassar

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit E

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.,	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

Attorney: Louis S. Test, Esq.
Nevada State Bar No. 435
HOFFMAN, TEST, GUINAN and COLLIER
Address: 429 West Plumb Lane
P. O. Box 187
Reno, Nevada 89504
Phone Number:(775) 322-4081

Fax Number: (775) 322-3841

Louis S. Test
(Signature)

Attorneys for Defendant, Marianne Leinassar

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 2/13/04

Signature

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Vice President of

(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit F

LEWIS BRISBOIS BISGAARD & SMITH LLP

ATTORNEYS AT LAW

221 NORTH FIGUEROA STREET, SUITE 1200, LOS ANGELES, LA 90012
PHONE: 213.250.1800 | FAX: 213.250.7900 | WEBSITE: www.lbbslaw.com

MALISSA HATHAWAY MCKEITH
DIRECT DIAL: (213) 580-6303
E-MAIL: mckeith@lbbslaw.com

OCTOBER 15, 2004

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

Re: Waiver of Service of Notice in Lieu of Summons

Dear Ms. Schneider:

Attached is an executed copy of the above document by my client, PolyOne Corporation. I am in the process of being admitted *pro hac vice* in Nevada so have yet to file this with the federal court. I will do so and copy you on the filing as soon as possible.

Please contact me if you have questions. Thank you.

Very truly yours,

Malissa Hathaway McKeith of
LEWIS BRISBOIS BISGAARD & SMITH, LLP

MHM:dlt

Enclosure

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 7/12/04

Chris Sheerin
Signature

CHRIS SHEERIN
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit G

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.,	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

Attorney: Gary Sheerin

Address: 177 W. Proctor St.
Carson City, Nv 89703

Phone Number: 775 888 9975

Fax Number: Same

Chris Sheerin
(Signature)

7/12/04

CHRIS SHEERIN
(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

(Address)

(Telephone number)

Sep-02

State of Nevada

REPORT OF CONVEYANCE

of a water right to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/ PERMIT No. 56925 PROOF, or CLAIM No.: _____ STATUS: _____ USE: _____

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER:
DANIEL SULLIVAN, A SINGLE MAN

If any item requires additional space, please use item 15 Remarks, or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): HEIDI D. ROACH & ROY B. ROACH, 2002 TRUST

ADDRESS: 360 CANYON CREEK CT. PHONE: 775-265-2726
CITY: GARDNERVILLE STATE: NV ZIP CODE: 89460

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S)	1	CORRECTION DEED(S)		OTHER:	
DEED(S) OF TRUST		RECONVEYANCE...at no charge		TOTAL NUMBER OF $5 DOCUMENTS =>	
NOTICE(S) OF PLEDGE		MAP(S) at no charge		TOTAL # X $10 each =	$ 10 .00
DEATH CERTIFICATES		AFF OF ID at no charge		Report filing fee = $25.00	$ 25 .00
DECREE(S) OF DISTR		OTHER:		TOTAL FEES SUBMITTED*	$ 35 .00

5 *ONE, ONE-TIME $25 FILING FEE MUST ACCOMPANY THESE REPORT(S) +$10 PER CONVEYANCE DOCUMENT LISTED ABOVE.

6 This REPORT requires an ABSTRACT OF TITLE listing the above documents in chronological order, from the current holder(s) of record (ITEM 2) with the Division of Water Resources, Office of the State Engineer, to the proposed, new holder(s) of record (ITEM 3). Document(s) must be recorded in the Office(s) of the respective County Recorder(s).
If the legal description on any deed(s) refer(s) to a subdivision lot or parcel or assessor's parcel number, or lists any deviation(s) different than the place of use in a Quarter/Quarter/Section/Township/Range format, a copy of the map referred to in said deed(s) *is required.* Copies of maps should be 8 1/2" x 11" or 11" x 17". Please refer to *Guidelines* sheet for details.

7 LIST SUPPLEMENTAL RIGHTS: _____

8 COUNTY: POINT OF DIVERSION: DOUGLAS COUNTY: PLACE(S) OF USE: DOUGLAS

9 PLACE(S) OF USE: Qtr. SE Qtr. NE Sec. 18 TWNSHP 10N RANGE 22E APN: 1022-18-001-048 & 0

10 AMOUNT (DUTIES) TO BE ASSIGNED: _____ CFS _____ ACRE-FEET or MGA _____ ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES ____ NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES ____ NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER: N/A

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.

15 Additional Space/Remarks: #4 APN PARCEL A 1022-18-001-048
PARCEL B 1022-18-001-049

16 *"I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO
BEFORE ME THIS 07 DAY OF
Mo. 04 Yr. 2004
(SS) Crystal Kenison
Notary Signature Required

NOTARY PUBLIC IN AND FOR THE
COUNTY OF Douglas
STATE OF Nevada
MY COMMISSION EXPIRE 03/04/2008

SIGNATURE: Heidi D. Roach
PRINT NAME: HEIDI D. ROACH, TRUSTEE
MAILING ADDRESS: 360 CANYON CREEK CT
FIRM NAME: _____
CITY: GARDNERVILLE STATE: NV ZIP CODE: 89460
PHONE (775)265-2726
OWNER?: X
AGENT?: ____

CRYSTAL KENISON
NOTARY PUBLIC
STATE OF NEVADA
No.04-87567-5 My Appt. Exp. Mar. 4, 2008

NOTARY STAMP

THIS DOUBLE SIDED FORM CAN BE COPIED ONTO GREEN PAPER ONLY.

Exhibit H

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 8/16/04

Signature

Don H. Tibbals

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Trustee of of

(Title)

Weed Heights Development L.L.C.

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit I

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

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3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 5-3-04

Signature

FRANK HOLMES

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: TRUSTEE of

(Title)

DORIS B. HOLMES TRUST

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit J

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.,	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

Attorney:

Address:

Phone Number:

Fax Number:

Frank Holmes

(Signature)

FRANK HOLMES, TRUSTEE

(Printed or typed Name)

DORIS B. HOLMES TRUST

(Entity, if any, on whose behalf you are appearing)

108433 Hwy 395
COLEVILLE, CA 96107

(Address)

(530) 495-2909

(Telephone number)

(916) 987-6021

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 9/13/04

[signature]
Signature

Thomas Bobrick
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

[signature]
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit K

COPY

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.,	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu o Summons. I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objection to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defec in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represen me in these proceedings, I identify that attorney below, along with his or her mailing address telephone number, and facsimile number:

Attorney: LAURA A. SCHROEDER
SCHROEDER LAW OFFICES, P.C.

Address: 1915 N.E. 39TH AVENUE
P.O. BOX 12527
PORTLAND, OREGON 97212-0527

Phone Number: (503) 281-4100

Fax Number: (503) 281-4600

(Signature)

Thomas Bobrick
(Printed or typed Name)

Thomas Bobrick, Trust
(Entity, if any, on whose behalf you are appearing)

18 Maple Drive
Yerington, NV 89447
(Address)

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

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3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

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Date: 9/14/2004

Signature: [signature]

DAVID DALE BORSINI
BORSINI RANCH INC.
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: PRESIDENT of
(Title)

BORSINI RANCH INC
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit L

COPY

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.,	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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Reno, Nevada 89501

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Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objection to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defec in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represen me in these proceedings, I identify that attorney below, along with his or her mailing address telephone number, and facsimile number:

Attorney: LAURA A. SCHROEDER
SCHROEDER LAW OFFICES, P.C.

Address: 1915 N.E. 39TH AVENUE
P.O. BOX 12527
PORTLAND, OREGON 97212-0527

Phone Number: (503) 281-4100

Fax Number: (503) 281-4600

(Signature)

DAVID DALE BORSINI
(Printed or typed Name)

BORSINI RANCH, INC
(Entity, if any, on whose behalf you are appearing)

7 Borsini Lane
Yerington, NV 89447
(Address)

(Telephone number)

Amended WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

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Date: 9/15/04

Thomas R. Reviglio
Signature

Thomas R. Reviglio
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Manager of
(Title)

Circle Bar N Ranch, LLC
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of ummons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear e cost of such service unless good cause be shown for its failure to sign and return the waiver.

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Exhibit M

COPY

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.,	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

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Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objection to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defec in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represen me in these proceedings, I identify that attorney below, along with his or her mailing address telephone number, and facsimile number:

Attorney: LAURA A. SCHROEDER
SCHROEDER LAW OFFICES, P.C.

Address: 1915 N.E. 39TH AVENUE
P.O. BOX 12527
PORTLAND, OREGON 97212-0527

Phone Number:

Fax Number:

Thomas R. Reviglio
(Signature)

Thomas R. Reviglio
(Printed or typed Name)

Circle Bar N Ranch, LL
(Entity, if any, on whose behalf you are appearing)

(Address)

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: _____

Signature

_____

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ _____ of

(Title)

Circle Bar N Ranch, a Nevada

(Corporate, Trust, Partnership or other entity) Partnership

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit N

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 9/14/2004

Signature

David J. Peri

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Manager of

(Title)

Desert Pearl Farms

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit O

COPY

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.,	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu o Summons. I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objection to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defec in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represen me in these proceedings, I identify that attorney below, along with his or her mailing address telephone number, and facsimile number:

Attorney: LAURA A. SCHROEDER
SCHROEDER LAW OFFICES, P.C.
1915 N.E. 39TH AVENUE
P.O. BOX 12527
Address: PORTLAND, OREGON 97212-0527

Phone Number: (503) 281-4100
Fax Number: (503) 281-4600

(Signature)

David J. Peri
(Printed or typed Name)

Desert Pearl Farms
(Entity, if any, on whose behalf you are appearing)

Manager
P.O. Box 35
(Address) Yerington, NV 89447

(Telephone number)

Amended WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 9/15/04

Mike Faretto
Signature

Mike Faretto
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Manager of
(Title)

Mica Farms, LLC
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit P

COPY

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.,	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu o Summons. I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objection to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defec in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represen me in these proceedings, I identify that attorney below, along with his or her mailing address telephone number, and facsimile number:

Attorney: LAURA A. SCHROEDER
SCHROEDER LAW OFFICES, P.C.

Address: 1915 N.E. 39TH AVENUE
P.O. BOX 12527
PORTLAND, OREGON 97212-0527

Phone Number:

Fax Number:

Mike Faretto
(Signature)

Mike Faretto
(Printed or typed Name)

Mica Farms, LLC
(Entity, if any, on whose behalf you are appearing)

P.O. Box 2244
Sparks, NV 89432
(Address)

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 6-16-04

Mike Faretto
Signature

MIKE FARETTO
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: MANAGING MEMBER of
(Title)

PERVINE LEASING LLC. MICK FARMS LLC.
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit Q

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 9/14/2004

Signature

David J. Peri

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Manager of

(Title)

Peri & Peri

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit R

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 9/14/2004

Signature

David J. Peri

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Vice President; Secretary of

(Title)

Peri & Sons Farms, Inc

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit S

COPY

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.,	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu o Summons. I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objection to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defec in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represer me in these proceedings, I identify that attorney below, along with his or her mailing addres telephone number, and facsimile number:

Attorney: LAURA A. SCHROEDER
SCHROEDER LAW OFFICES, P.C.
Address: 1915 N.E. 39TH AVENUE
P.O. BOX 12527
PORTLAND, OREGON 97212-0527

Phone Number: (503) 281-4100
Fax Number: (503) 281-4600

(Signature)

David J. Peri
(Printed or typed Name)

Peri & Sons Farms, Inc
(Entity, if any, on whose behalf you are appearing)
P.O. Box 35
Yerington, NV 89447
(Address)

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 9/14/2004

Signature

David J. Peri

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of

(Title)

David J & Pamela A Peri Family Trust

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit T

COPY

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.,	)	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu o Summons. I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objection to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defec in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represen me in these proceedings, I identify that attorney below, along with his or her mailing address telephone number, and facsimile number:

Attorney: LAURA A. SCHROEDER
SCHROEDER LAW OFFICES, P.C.

Address: 1915 N.E. 39TH AVENUE
P.O. BOX 12527
PORTLAND, OREGON 97212-0527

Phone Number: (503) 281-4100

Fax Number: (503) 281-4600

(Signature)

David J. Peri
(Printed or typed Name)

David J. & Pamela A Peri Family Trust
(Entity, if any, on whose behalf you are appearing)

Trustee

96 Butte Way
(Address) Yerington, NV 89447

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 9/15/2004

James J. Peri VAS
Signature

JAMES J. PERI
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

JAMES J. PERI FAMILY TRUST
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Exhibit U

COPY

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.,	)	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu o Summons. I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objection to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defec in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represen me in these proceedings, I identify that attorney below, along with his or her mailing address telephone number, and facsimile number:

Attorney: LAURA A. SCHROEDER
SCHROEDER LAW OFFICES, P.C.
Address: 1915 N.E. 39TH AVENUE
P.O. BOX 12527
PORTLAND, OREGON 97212-0527

Phone Number: (503) 281-4100
Fax Number: (503) 281-4600

James J. Peri
LAS
(Signature)

JAMES J. PERI
(Printed or typed Name)

JAMES J. PERI FAMILY TRUST
(Entity, if any, on whose behalf you are appearing)

P.O. Box 35
Yerington, NV 89447
(Address)

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

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3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date:_____

_____
Signature

Thomas Reviglio - Individual
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with notice of appearance and intent to participate.

Exhibit V