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LANCE S. WILSON
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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 FOURTH 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 the caption related to this phase of service, to make corrections and additions, and, in some instances, to take no action at this point as service efforts are continuing. The instant filing focuses on a portion of those persons and entities subject to service under Paragraph 3.a. of the CMO.

This is the fourth such filing that the United States has made in this action. The United States also filed its *Third Report of the United States of America Concerning Status of Service on*

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Certain Persons and Entities, Case Nos. C-125-B (Nov. *, 2004) ("Third Service Report"). The Court has referred both reports to the hearing of March 8, 2005. *Minutes of the Court*, Case No. C-125-B (Dec. 1, 2004). The United States and the Tribe ask the parties to direct any comments or corrections regarding either of these reports to the United States in advance of the March 8, 2005, hearing so that any corrections might be made promptly.

As with the previous Service Reports, this pleading includes a set of exhibits. We have served the exhibits to this filing in the same manner in which we handled the previous filings. 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, which is arranged in alphabetical order.

We have organized this pleading numerically, according to the alphabetical listing of names included on the caption in the United States' and Tribe's respective First Amended Counterclaims. Exhibits are numbered to correlate to the overall numerical organization (*i.e.*, Exhibit 1 relates to the discussion of Defendant #1). 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. To the extent that corrections or additional or changed parties appear appropriate, those are discussed in connection with the listing as originally identified in the case caption.

We have not yet provided the Court with a proposed amended Caption, but are prepared to do so after the Court addresses the requests stated herein. 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 in this pleading addresses for counsel, and if there is no counsel, addresses for service upon the individual or entity served. This filing also includes (Section II) several address changes that we have received from various persons or entities. 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 individual and entities from the case, as we have requested, the Certificate of Service attached to this document will change as well.

I. Service Efforts:

1. Bently Family Limited Partnership:

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 William J. Geddes, counsel for the Bently Family Limited Partnership. *See* Exhibit 1.

c. Counsel: [Bently Family Limited Partnership]
William J. Shaw
T. Scott Brooke
William J. Geddes
Brooke-Shaw-Zumfpt
1590 Fourth St.
Minden, NV 89423

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

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

2. Jennifer Chico: *see* James V. Chico, Jr. (Third Service Report)

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

b. Status of service: Jennifer Chico has been served but has not returned any documents. James V. Chico, Jr. has returned a signed Waiver of Service form. Third Service Report at Exhibit 67. The water rights at issue are jointly owned by James V. Chico Jr. and Jennifer Chico. *See* Exhibit 2.

c. Counsel: None indicated.

d. Address for service: Jennifer and James V. Chico, Jr.
26 E. Pursel Lane
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Jennifer Chico, in addition to James V. Chico, Jr.

3. Christensen 1989 Trust:

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

b. Status of service: A Waiver of Service form has been returned, signed by Edgar L. Christensen, Trustee, Christensen 1989 Trust. *See* Exhibit 3.

c. Counsel: None indicated.

d. Address for service: Christensen 1989 Trust
Edgar L. and Mary Christensen, Trustees
1064 University Ridge Drive.
Reno, NV 89512

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

4. Estrada Family Trust dated 4/5/02:

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

b. Status of service: A Waiver of Service and Notice of Appearance form have been returned, signed by Salvador Estrada, Trustee, Estrada Family Trust dated 4/5/02. *See* Exhibit 4.

c. Counsel: None indicated.

d. Address for service: Estrada Family Trust dated 4/5/02
Salvador and Frances Estrada, Trustees
26865 Ironwood Ave.
Moreno Valley, CA 92360

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

5. Greenfield Mobile Home Park:

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

b. Status of service: A Waiver of Service form has been returned, signed by Ernie Carpenter, Manager, Greenfield Mobile Home Park. *See* Exhibit 5.

c. Counsel: None indicated.

d. Address for service: Greenfield Mobile Home Park
500 W. Greenfield Ave.
Yerington, NV 89447

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

6. Craig & Kris Hall Family Revocable Living Trust:

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

b. Status of service: A Waiver of Service form has been returned, signed by Craig Hall, Trustee, Hall Family Revocable Living Trust. *See* Exhibit 6.

c. Counsel: None indicated.

d. Address for service: Craig & Kris Hall Family Revocable Living Trust
514 Upper Colony Rd.
Wellington, NV 89444

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

7. Herbert J. Hall: *see* Rachele M. Hall, below.

8. Rachele M. Hall:

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

b. Status of service: Herbert J. Hall and Rachele M. Hall have each returned a signed Waiver of Service form. *See* Exhibits 7 and 8.

c. Counsel: None indicated.

d. Address for service: Rachele M. and Herbert J. Hall
617 E. Bridge St.
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Herbert J. Hall and Rachele M. Hall.

9. Dianne P. Hawhee: *see* William L. Hawhee, below.

10. William L. Hawhee:

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

b. Status of service: Dianne P. Hawhee and William L. Hawhee have each returned a signed Waiver of Service form. *See* Exhibits 9 and 10.

c. Counsel: None indicated.

d. Address for service: Dianne P. and William L. Hawhee
834 W. Bridge St.
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Dianne P. Hawhee and William L. Hawhee.

11. Louise Jones: *see* Thomas F. Jones, below.

12. Thomas F. Jones:

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

b. Status of service: Louise Jones has returned a signed Waiver of Service form and other documents that indicate that she and Thomas F. Jones did not acquire the water rights at issue in their individual names, but did so as Trustees of the Thomas and Louise Jones Trust. In addition, the Thomas and Louise Jones Trust conveyed the water rights at issue to the Thomas and Louise Jones Family Foundation, Inc., which is a California non-profit corporation. *See* Exhibits 11 and 12.

c. Counsel: No attorney has entered an appearance on behalf of the Thomas and Louise Jones Foundation, Inc., and the Foundation has not identified an attorney. We note, however, that as we tried to sort out the above conveyances, an attorney mailed materials to us, but he does not appear to be involved in this action.

d. Address for service: Thomas and Louise Jones Family Foundation, Inc.
Thomas and Louise Jones, Managers
110 Oak Grove Ane.
San Marino, CA 91108

e. Requested action(s): We request the Court to find that service is complete as to Louise Jones and Thomas F. Jones; dismiss Louise Jones and Thomas F. Jones; substitute

the Thomas and Louise Jones Family Foundation, Inc.; and find that service is complete as to the Thomas and Louise Jones Family Foundation, Inc.

13. Marjorie M. McKay:

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

b. Status of service: A Waiver of Service form has been returned, signed by Marjorie M. Linscott. *See* Exhibit 13.

c. Counsel: none indicated.

d. Address for service: Marjorie McKay Linscott
P.O. Box 17
Smith, NV 89430

e. Requested action(s): We request the Court to amend the caption to read "Marjorie M. Linscott" and find that service is complete.

14. Estate of Mildred K. McWhirter:

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

b. Status of service: A Waiver of Service and Notice of Appearance form have been returned, signed by Stephen R. Wassner, attorney, Estate of Mildred Kathryn McWhirter, Donna K. Clark Executrix. *See* Exhibit 14.

c. Counsel: Stephen R. Wassner
206 South Division St., Suite 2
Carson City, NV 89703-4276

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

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

15. Cynthia L. Menesini: *see* Donald G. Menesini, below.

16. Donald G. Menesini:

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

b. Status of service: Cynthia L. Menesini and Donald G. Menesini have each returned a signed Waiver of Service form. *See* Exhibits 15 and 16.

c. Counsel: None indicated.

d. Address for service: Cynthia L. and Donald G. Menesini
111 North Hwy 95A
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Cynthia L. Menesini and Donald G. Menesini..

17. Elva Renee Menesini: *see also* Risa Elizabeth Boyle, Mary Roseanne Phillips, Third Service Report at Exhibits 36 and 103.

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

b. Status of service: Ms. Menesini has returned signed Notice of Disclaimer and Notice of Change of Ownership of Water Right forms, which report that the water rights at issue were sold or otherwise conveyed to David Little, Jr. and Bonnie Little, and Ms. Menesini has provided documentation related to this conveyance. *See* Exhibit 17. Mr. and Mrs. Little were served on October 29, 2004.

c. Counsel: None indicated.

d. Address for service: Elva Renee Menesini
101 Pete Henrichs Road
Yerington, NV 89447

e. Requested action(s): We request the Court to dismiss Elva Renee Menesini and substitute David Little Jr. and Bonnie Little.

18. Elvetia Merczak (correct spelling: Mirczak):

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

b. Status of service: A Notice of Change of Ownership form has been returned, signed by Thomas Mirczak, Attorney for Elvetia Mirczak. The water rights at issue were sold to Twin Properties LLC. *See* Exhibit 18. Twin Properties was served July 16, 2004.

c. Counsel: [Elvetia Mirczak]
Thomas Mirczak
Hamilton & McMahon
577 California Ave.
Reno, NV 89504

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

e. Requested action(s): We request the Court to amend the caption to read "Elvetia Mirczak;" dismiss Elvetia Mirczak; and substitute Twin Properties LLC.

19. Bradford C. Merrill: *see* Lana Galyean Merrill, below.

20. Lana Galyean Merrill:

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

b. Status of service: Bradford C. Merrill and Lana Galyean Merrill have each returned a signed Waiver of Service form. *See* Exhibits 19 and 20.

c. Counsel: None indicated.

d. Address for service: Lana Galyean and Bradford C. Merrill
P.O. 242
Welllington, NV 89444

e. Requested action(s): We request a finding that service is complete as to Bradford C. Merrill and Lana Galyean Merrill.

21. David L. Merritt: *see* Teresa C. Merritt, below.

22. Teresa C. Merritt:

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

b. Status of service: David L. Merritt and Teresa C. Merritt have each returned a signed Waiver of Service form. *See* Exhibits 21 and 22.

c. Counsel: None indicated.

d. Address for service: Teresa C. and David L. Merritt
22 Campbell Lane #2N
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to David L. Merritt and Teresa C. Merritt.

23. Sherri A. Merriwether: *see* William A. Merriwether, below.

24. William A. Merriwether:

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

b. Status of service: Sherri A. Merriwether and William A. Merriwether have each returned a signed Waiver of Service form. *See* Exhibits 23 and 24.

c. Counsel: None indicated.

d. Address for service: Sherri A. and William A. Merriwether
P.O. Box 114
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Sherri A. Merriwether and William A. Merriwether.

25. Christie A. Miller: *see* John M. Miller, below.

26. John M. Miller:

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

b. Status of service: Christie A. Miller and John M. Miller have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 25 and 26.

c. Counsel: None indicated.

d. Address for service: Christie A. and John M. Miller
528 State Rte. 208
Yerington, NV 89447-952

e. Requested action(s): We request a finding that service is complete as to Christie A. Miller and John M. Miller.

27. Michelle D. Miller: *see* Richard G. Miller, below.

28. Richard G. Miller:

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

b. Status of service: Michelle D. Miller and Richard G. Miler have each returned a signed Waiver of Service form and Notice of Change of Water Right form, which indicate that the water right(s) at issue were conveyed to Ted Fitzpatrick. *See* Exhibits 27 and 28. Mr. Fitzpatrick was served July 29, 2004.

c. Counsel: None indicated.

d. Address for service: Michelle D. and Richard G. Miller
317 Kay Way
Yerington, NV 89447-2617

e. Requested action(s): We request the Court to find that service is complete as to Michelle D. Miller and Richard G. Miller; dismiss Michelle D. Miller and Richard G. Miller; and substitute Ted Fitzpatrick.

29. Ginger Mitchell: *see* Ronald Mitchell, below.

30. Ronald Mitchell:

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

b. Status of service: Ginger Mitchell and Ronald Mitchell have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 29 and 30.

c. Counsel: None indicated.

d. Address for service: Ginger and Ronald Mitchell
P.O. Box 5607
Stateline, NV 89449

e. Requested action(s): We request a finding that service is complete as to Ginger Mitchell and Ronald Mitchell.

31. Mono County:

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

b. Status of service: Mono County is already a party to this case and has provided a letter indicating that there is no need to request it to waive service. *See* Exhibit 31. Mono County was provided a complete package of service materials, which include the Court-approved forms to be used to notify the Court of any changes in the status of the County's water rights.

c. Counsel: Stacey Simon
Deputy County Counsel
Office of the County Counsel
P.O. Box 2415
Mammoth Lakes, CA 93546

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

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

32. Mary Louise Montgomery:

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

b. Status of service: A Waiver of Service form has been returned, signed by Mary Louise Montgomery. *See* Exhibit 32.

c. Counsel: None indicated.

d. Address for service: Mary Louise Montgomery
19 Pinto Dr.
Yerington, NV 89447

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

33. Clarence J. Moreda Family Trust Agreement:

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 Janet Moreda, Trustee, Clarence J. Moreda Family Trust. *See* Exhibit 33.

c. Counsel: [Clarence J. Moreda Family Trust]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

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

34. Moreda Dairy:

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 Janet Moreda, Partner, Moreda Dairy. *See* Exhibit 34.

c. Counsel: [Moreda Dairy]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500

Reno, NV 89511

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

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

35. Igina M. Moreda:

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 Gina M. Moreda. The water rights at issue have been conveyed to the Daniel E. and Cherryl A. Del Porto Family Trust. *See* Exhibit 35. The Daniel E. and Cherryl A. Del Porto Family Trust has yet to be served.

c. Counsel: None indicated.

d. Address for service: Igina M. Moreda
140 Farrel Lane
Yerington, NV 89447

e. Requested action(s): We request the Court to find that service is complete as to Igina M. Moreda; dismiss Ignina M. Moreda; and substitute the Daniel E. and Cherryl A. Del Porto Family Trust.

36. Patricia A. Motley: *see also* Margaret M. Loll; Raymond C. Loll; Catherine M. Allen; Eileen F. Stewart; Philip G. Loll; Daniel Loll; John C. Loll; and Harry S. Loll.

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 Patricia A. Motley. *See* Exhibit 36.

c. Counsel: None indicated.

d. Address for service: Patricia A. Motley
147 N. 95A

Yerington, NV 89447

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

37. Dolores N. Munson: *see also* Nesmith Family Trust Agreement and Mary E. Jurica.

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

b. Status of service: A Waiver of Service form has been returned, signed by Dolores N. Munson. *See* Exhibit 37.

c. Counsel: None indicated.

d. Address for service: Dolores N. Munson
P.O. Box 24
Smith, NV 89430

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

38. Robert R. Nagel: *see* Shirley J. Nagel, below.

39. Shirley J. Nagel:

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

b. Status of service: Robert R. Nagel and Shirley J. Nagel have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 38 and 39 .

c. Counsel: None indicated.

d. Address for service: Shirley J. and Robert R. Nagel
299 Pete Henrichs Rd.
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Robert R. Nagel and Shirley J. Nagel.

40. Anna Nannini Revocable Trust: *see also* Joseph A. Giodo Revocable Trust.

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

b. Status of service: A Waiver of Service form has been returned, signed by Anna Ninnini, Trustee, Anna Nannini Revocable Trust. *See* Exhibit 40.

c. Counsel: None indicated.

d. Address for service: Anna Nannini Revocable Trust
Anna Nannini, Trustee
1009 F St.
Sparks, NV 89431

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

41. John J. Neibauer: *see* Winifred A. Neibauer, below.

42. Winifred A. Neibauer:

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

b. Status of service: John J. Neibauer and Winifred A. Neibauer have each returned a signed Waiver of Service form. *See* Exhibits 41 and 42.

c. Counsel: None indicated.

d. Address for service: Winifred A. and John J. Neibauer
132 Hwy 208
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to John J. Neibauer and Winifred A. Neibauer.

43. Nesmith Family Trust Agreement: *see also* Dolores N. Munson and Mary E. Jurica.

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

b. Status of service: A Waiver of Service form has been returned, signed by Teresa M . Nesmith, Trustee, Nesmith Family Trust. *See* Exhibit 43.

c. Counsel: None indicated.

d. Address for service: Nesmith Family Trust Agreement
Teresa M. Nesmith
P.O. Box 24
Smith, NV 89430

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

44. Nevada-Utah Association of Seventh Day Adventists:

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

b. Status of service: A Waiver of Service form has been returned, signed by James G. Norman, Secretary-Treasurer, Nevada-Utah Association of Seventh Day Adventists. *See* Exhibit 44.

c. Counsel: None indicated.

d. Address for service: Nevada-Utah Association of Seventh Day Adventists
P.O. Box 10730
Reno, NV 89510

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

45. Nuti Brothers:

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 Michael A. Nuti, Partner, Nuti Brother Partnership. *See* Exhibit 45.

c. Counsel: [Nuti Brothers Partnership]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

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

46. Cynthia L. Nuti: *see* Richard B. Nuti.

47. Lawrence M. Nuti: *see* Leslie J. Nuti.

48. Leslie J. Nuti:

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

b. Status of service: Lawrence M. Nuti and Leslie J. Nuti have each returned a signed Waiver of Service form and a Notice of Appearance form. *See* Exhibits 47 and 48.

c. Counsel: [Leslie J. and Lawrence M. Nuti]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

e. Requested action(s): We request a finding that service is complete as to Lawrence M. Nuti and Leslie J. Nuti.

49. Mary E. Nuti: *see* Ralph E. Nuti.

50. Michael A. Nuti: *see* Nancy J. Nuti.

51. Nancy J. Nuti:

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

b. Status of service: Michael A Nuti and Nancy J. Nuti have each returned a signed Waiver of Service form and a Notice of Appearance form. *See* Exhibits 50 and 51

c. Counsel: [Nancy J. and Michael A. Nuti]
Gordon DePaoli/Dale Ferguson

Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

e. Requested action(s): We request a finding that service is complete as to Michael A. Nuti and Nancy J. Nuti.

52. Ralph E. Nuti:

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

b. Status of service: Mary E. Nuti and Ralph E. Nuti have each returned a signed Waiver of Service form and a Notice of Appearance form. *See* Exhibits 49 and 52.

c. Counsel: [Mary E. and Ralph E. Nuti]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

e. Requested action(s): We request a finding that service is complete as to Mary E. Nuti and Ralph E. Nuti.

53. Richard B. Nuti:

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

b. Status of service: Cynthia L. Nuti and Richard B. Nuti have each returned a signed Waiver of Service form and a Notice of Appearance form. *See* Exhibits 46 and 53.

c. Counsel: [Cynthia L. and Richard B. Nuti]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

e. Requested action(s): We request a finding that service is complete as to Cynthia L. Nuti and Richard B. Nuti.

54. Genevia L. Osborne: *see* Roy E. Osborne, below.

55. Roy E. Osborne:

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

b. Status of service: Genevia L. Osborne and Roy E. Osborne have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 54 and 55.

c. Counsel: None indicated.

d. Address for service: Genevia L. and Roy E. Osborne
P.O. Box 86
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Genevia L. Osborne and Roy E. Osborne.

56. Oxsen Enterprises, LLC:

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 Pete Oxsen, President, Oxsen Enterprises, LLC. *See* Exhibit 56.

c. Counsel: None indicated.

d. Address for service: Oxsen Enterprises, LLC
Pete Oxsen, President
P.O. Box 326
Wellington, NV 89444

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

57. Jeffrey A. Page: *see* Marilee J. Page, below.

58. Marilee J. Page:

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

b. Status of service: Jeffrey A. Page and Marilee J. Page have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibit 57 and 58.

c. Counsel: None indicated.

d. Address for service: Marilee J. and Jeffrey A. Page
508 E. Bridge St.
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Marilee J. Page and Jeffrey A. Page.

59. Alfred W. Palmer: *see* Joy L. Palmer.

60. Joy L. Palmer:

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

b. Status of service: Alfred W. Palmer and Joy L. Palmer have each returned a signed Waiver of Service form. *See* Exhibit 59 and 60.

c. Counsel: None indicated.

d. Address for service: Joy L. and Alfred W. Palmer
55 Butte Way
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Alfred W. Palmer and Joy L. Palmer.

61. W.B. Park & Sons, LLC:

a. Basis for inclusion: CMO Paragraph 3a.

b. Status of service: A Waiver of Service form has been returned, signed by David Park, Owner/Partner, W.B. Park & Sons, LLC. *See* Exhibit 61.

c. Counsel: None indicated.

d. Address for service: W.B. Park & Sons, LLC
c/o David W. Park
P.O. Box 1287
Minden, NV 89423

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

62. Jana L. Patterson: *see* Robert M. Patterson, below.

63. Robert M. Patterson:

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

b. Status of service: Jana L. Patterson and Robert M. Patterson have each returned a signed Waiver of Service form. *See* Exhibit 62 and 63.

c. Counsel: None indicated.

d. Address for service: Jana L. and Robert M. Patterson
9 Mason Rd.
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Jana L. Patterson and Robert M. Patterson.

64. Michael W. Peel:

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

b. Status of service: A Waiver of Service form has been returned, signed by Michael W. Peel. *See* Exhibit 64.

c. Counsel: None indicated.

d. Address for service: Michael W. Peel

2800 Dickerson Rd.
Reno, NV 89503

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

65. Deann Peeples: *see* Frank T. Peeples, below.

66. Frank T. Peeples:

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

b. Status of service: Deann Peeples and Frank T. Peeples have each returned signed Waiver of Service and a Notice of Appearance forms. *See* Exhibits 65 and 66.

c. Counsel: None indicated.

d. Address for service: Deann and Frank T. Peeples
141 N. Highway 95A
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Deann Peeples and Frank T. Peeples.

67. Pendleton Living Trust:

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

b. Status of service: A Waiver of Service form and Disclaimer of Interest form have been returned, signed by Cleo C. Pendleton and Janet Pendleton, Trustees, Pendleton Living Trust, which indicate that the water rights at issue have been conveyed to Mark A. Huntley. *See* Exhibit 67. Mr. Huntley has been served and has waived service. *See* Third Report Exhibit 190.

c. Counsel: None indicated.

d. Address for service: Pendleton Living Trust
1781 Chico Lane
Pahrump, NV 89060

e. Requested action(s): We request the Court to dismiss the Pendleton Living Trust; substitute Mark A. Huntley; and find that service is complete as to Mark A. Huntley.

68. Clarence H. Perrin Testamentary 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 H. Jean Whitmore, Trustee, Clarence H. Perrin Testamentary Trust. Another set of these same documents has been returned, signed by Mary Jo Plattner, Trustee, Clarence H. Perrin Testamentary Trust. *See* Exhibit 68.

c. Counsel: None indicated.

d. Address for service: Clarence H. Perrin Testamentary Trust
H. Jean Whitmore, Trustee
6727 Casa Linda Dr.
Las Vegas, NV 89103

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

69. Perrin Dynasty Trust:

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

b. Status of service: Waiver of Service forms and Notice of Appearance forms have been returned, signed by Francis L. Perrin and Mary K. Perrin, Trustees, Perrin Dynasty Trust/Perrin Trust. *See* Exhibits 69 and 70.

c. Counsel: None indicated.

d. Address for service: Perrin Dynasty Trust
Francis L. and Mary K. Perrin, Trustees
1553 Whittier Ave.
Claremont, CA 91711

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

70. Perrin 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 Francis L. Perrin and Mary K. Perrin, Trustees, Perrin Dynasty Trust/Perrin Trust. *See* Exhibits 69 and 70..

c. Counsel: None indicated.

d. Address for service: Perrin Trust
Francis L. and Mary K. Perrin, Trustees
1553 Whittier Ave.
Claremont, CA 91711

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

71. Regina Perry:

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

b. Status of service: Continued investigation has shown that Ms. Perry conveyed the water rights at issue to Victor Alan Perry and Randolph E. Perry. *See* Exhibit 71. Victor Perry and Randolph Perry were served on October 29, 2004.

c. Counsel: n/a.

d. Address for service: n/a.

e. Requested action(s): We request the Court to dismiss Regina Perry and substitute Victor Alan Perry and Randolph E. Perry.

72. Mary Ann Perumean: *see* Pete Perumean, Jr., below.

73. Pete Perumean, Jr.:

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

b. Status of service: Mary Ann Perumean and Pete Perumean, Jr. have each returned signed Waiver of Service and Notice of Appearance forms. Mary Ann Perumean and Pete Perumean, Jrs. are joint owners of certain water rights at issue in this matter. In addition, we have received a Notice of Change of Ownership of Water Right form that indicates that Pete Perumean, Jr., Phillip Perumean, and Phyllis Hunewill conveyed certain other water rights at issue to AG Heritage Development, Inc. *See* Exhibits 72 and 73.

c. Counsel: None indicated.

d. Address for service: Mary Ann and Pete Perumean, Jr.
24 Tucker Lane
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Mary Ann Perumean and Pete Perumean, Jr..

74. Phillip Perumean:

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

b. Status of service: A Waiver of Service form has been returned, signed by Phillip Perumean. In addition, we have received a Notice of Change of Ownership of Water Right form that indicates that Phillip Perumean, Pete Perumean, Jr. and Phyllis Hunewill conveyed certain other water rights at issue to AG Heritage Development, Inc. *See* Exhibits 73 and 74.

c. Counsel: None indicated.

d. Address for service: Phillip Perumean
P.O. Box 72
Smith, NV 89430

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

75. Pinenut Ranch Corp.:

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 ben returned, signed by George N. Benesch, Attorney for Pinenut Ranch Corp. *See* Exhibit 75.

c. Counsel: [Pinenut Ranch Corp.]
George N. Benesch
190 W. Huffaker Lane, Ste. 408
Reno, NV 89511

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

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

76. Pitchfork 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 T.J. Day, President, Pitchfork Ranch, Inc. *See* Exhibit 76.

c. Counsel: [Pitchfork Ranch, Inc.]
Gordon DePaoli
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

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

77. Pauline Plett: *see* Walter Plett, below.

78. Walker Plett:

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

b. Status of service: Pauline Plett and Walter Plett have each returned a

signed Waiver of Service form. *See* Exhibits 77 and 78.

c. Counsel: None indicated.

d. Address for service: Pauline and Walter Plett
411 Pearl St.
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Pauline Plett and Walter Plett.

79. John Poli: *see* Nancy Poli, below.

80. Nancy Poli:

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 Nancy Poli. John Poli is deceased. *See* Exhibit *.

c. Counsel: None indicated.

d. Address for service: Nancy C. Poli
94 N. 340 W.
Orem, UT 84057

e. Requested action(s): We request the Court to dismiss John Poli and find that service is complete as to Nancy Poli.

81. Carmen Apodaca-Polizzi:

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

b. Status of service: A Waiver of Service form has been returned, signed by Carmen Apodaca-Polizzi. *See* Exhibit 81.

c. Counsel: None indicated.

d. Address for service: Carmen Apodaca-Polizzi
6707 Icelandic St.

Corona, CA 92880

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

82. Pumpkin Hollow 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 Ugo Giorgi, Jr., President, Pumpkin Hollow Farms, Inc. *See* Exhibit 82.

c. Counsel: None indicated.

d. Address for service: Pumpkin Hollow Farms, Inc.
Ugo Giorgi, Jr., President
20 E. Pursel Lane
Yerington, NV 89447

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

83. James E. Purrell: *see* Karen M. Purrell, below.

84. Karen M. Purrell:

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

b. Status of service: James Purrell and Karen Purrell have each returned a signed waiver of Service form. *See* Exhibits 83 and 84.

c. Counsel: None indicated.

d. Address for service: Karen and James Purrell
6 W. Pursel Lane #SR1
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to James E. Purrell and Karen M. Purrell.

85. James Pursel:

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

b. Status of service: A Waiver of Service form has been returned, signed by James Pursel. *See* Exhibit 85.

c. Counsel: None indicated.

d. Address for service: James Pursel
P.O. Box 2332
Minden, NV 89423

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

86. Norma Pursel: *see* Norman Pursel, below.

87. Norman Pursel:

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

b. Status of service: Norma Pursel and Norman Pursel have each returned a signed Waiver of Service form. *See* Exhibits 86 and 87.

c. Counsel: None indicated.

d. Address for service: Norma and Norman Pursel
P.O. Box 106
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Norma Pursel and Norman Pursel.

88. Pursel Ranch – a Partnership:

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 John H. Pursel, Partner, Pursel Ranch - A Partnership. *See* Exhibit 88.

c. Counsel: None indicated.

d. Address for service: Pursel Ranch – A Partnership
P.O. Box 126
Yerington, NV 89447

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

89. Vicki Pursel:

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

b. Status of service: A Waiver of Service form has been returned, signed by Vicki Pursel. *See* Exhibit 89.

c. Counsel: None indicated.

d. Address for service: Vicki Pursel
2359 Ruddy Way
Sparks, NV 89436

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

90. Basil & Pauline Leveille Quilici Revocable Living 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 Basil A. Quilici, Trustee, Basil & Pauline Leveille Quilici Revocable Living Trust. *See* Exhibit 90.

c. Counsel: None indicated.

d. Address for service: Basil & Pauline Leveille Quilici Revocable Living Trust
Basil & Pauline Leveille Quilici, Trustees
P.O. Box 637
Yerington, NV 89447

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

91. James D. Quilici: *see* Kathrynn A. Quilici, below.

92. Kathrynn A. Quilici:

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

b. Status of service: James D. Quilici and Kathrynn A. Quilici have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 91 and 92. We have already asked the Court to substitute the Quilicis for Laurie A. Harig, who conveyed the water rights at issue to the. *See* Third Service Report Exhibit 170.

c. Counsel: None indicated.

d. Address for service: Kathrynn A. and James D. Quilici
P.O. Box 561
Carson City, NV 89702

e. Requested action(s): We request a finding that service is complete as to James D. Quilici and Kathrynn A. Quilici.

93. Carlos G. & Ofelia R. Quiroga Revocable Trust:

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

b. Status of service: A Waiver of Service form has been returned, signed by Carlos G. Quiroga, Trustee, Carlos G. & Ofelia R. Quiroga Revocable Trust. *See* Exhibit 93.

c. Counsel: None indicated.

d. Address for service: Carlos G. & Ofelia R. Quiroga Revocable Trust
Carlos G. & Ofelia R. Quiroga, Trustees
251 Bloomfield Rd.
Sebastopol, CA 95472

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

94. Guadalupe Quiroga: *see* Hector Quiroga, below.

95. Hector Quiroga:

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

b. Status of service: Guadalupe Quiroga has been served, but has not responded. Hector Quiroga has returned a signed Waiver of Service form. On information and belief, Guadalupe Quiroga and Hector Quiroga own the water right at issue jointly. *See* Exhibits 94 and 95.

c. Counsel: None indicated

d. Address for service: Hector and Guadalupe Quiroga
2 Hematite Drive
Carson City, NV 89706

e. Requested action(s): We request a finding that service is complete as to Hector Quiroga and Guadalupe Quiroga.

96. Nancy L. Raisbeck: *see* Peter D. Raisbeck, below.

97. Peter D. Raisbeck:

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

b. Status of service: Nancy L. Raisbeck and Peter D. Raisbeck have each returned a signed Waiver of Service form. *See* Exhibits 96 and 97.

c. Counsel: None indicated.

d. Address for service: Nancy L. and Peter D. Raisbeck
167 Burke Dr.
Wellington, NV 89444

e. Requested action(s): We request a finding that service is complete as to Nancy L. Raisbeck and Peter D. Raisbeck.

98. Kathleen Rasmussen: *see* Steven Rasmussen, below.

99. Steven Rasmussen:

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

b. Status of service: A Waiver of Service form and a Notice of Appearance form have been returned, signed by Steve Rasmussen. The Rasmussens own the water rights at issue as joint tenants. *See* Exhibits 98 and 99.

c. Counsel: None indicated.

d. Address for service: Kathleen and Steven Rasmussen
12693 Friar Tuck Rd.
Grass Valley, CA 95949

e. Requested action(s): We request a finding that service is complete as to Kathleen Ramussen and Steven Rasmussen.

100. Christopher Reams: *see* Denise Reams, below.

101. Denise Reams:

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

b. Status of service: Christopher Reams and Denise Reams have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 100 and 101.

c. Counsel: None indicated.

d. Address for service: Denise and Christopher Reams
325 Sunset Ave.
Oakview, CA 93022

e. Requested action(s): We request a finding that service is complete as to Christopher Reams and Denise Reams.

102. Diana Reich: *see* Martin Reich.

103. Martin Reich:

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

b. Status of service: Diana Reich and Martin Reich have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 102 and 103.

c. Counsel: None indicated.

d. Address for service: Diana and Martin Reich
P.O. Box 61
Wellington, NV 89444

e. Requested action(s): We request a finding that service is complete as to Diana Reich and Martin Reich

104. Thomas R. Renner: *see* Tosca M. Renner, below.

105. Tosca M. Renner:

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

b. Status of service: *See* Exhibits 104 and 105 .

c. Counsel: None indicated.

d. Address for service: Thomas R. and Tosca M. Renner
2493 State Route 208
Smith, NV 89430

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

106. Dale Rhea:

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 Dale Rhea. *See* Exhibit 106.

c. Counsel: None indicated.

d. Address for service: Dale Rhea
830 W. Goldfield Avenue
Yerington, NV 89447

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

107. Elizabeth Richardson:

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

b. Status of service: Waiver of Service and Notice of Appearance forms have been returned, signed by Elizabeth L. Richardson. *See* Exhibit 107.

c. Counsel: None indicated.

d. Address for service: Elizabeth L. Richardson
P. O. Box 598
Yerington, NV 89447

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

108. James Richardson: *see* Deva Elordi; Vicki Pursel; Samantha Jacobus.

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

b. Status of service: A Waiver of Service form has been returned, signed by James Richardson. *See* Exhibit 108.

c. Counsel: None indicated.

d. Address for service: James Richardson
2359 Ruddy Way
Sparks, NV 89436

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

109. Estate of Ralph and Glenna Richardson: *see* James Richardson; Deva Elordi; Vicki Pursel; Samantha Jacobus.

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

b. Status of service: A Waiver of Service form has been returned, signed by Deva Richardson Elordi, Executor, Estate of Ralph and Glenna Richardson. The heirs of Mr.

and Mrs. Richardson are James Richardson, Deva Elordi, Vicki Pursel, and Samantha Jacobus, who were served September 27, 2004, and are already named in this action. *See* Exhibit 109.

c. Counsel: None indicated.

d. Address for service: Estate of Ralph and Glenna Richardson
Deva Richardson Elordi, Executor
2359 Ruddy Way
Sparks, NV 89436

e. Requested action(s): We request the Court to find that service is complete as to the Estate of Ralph and Glenna Richardson; dismiss the Estate of Ralph and Glenna Richardson; and substitute James Richardson, Deva Elordi, Vicki Pursel, and Samantha Jacobus, all of whom have waived service.

110. Larry W. Roberts: *see* Mary A. Roberts, below.

111. Mary A. Roberts:

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

b. Status of service: Larry W. Roberts has returned a signed Waiver of Service form and Notice of Appearance form. Larry W. Roberts and Mary A. Roberts own the water rights at issue as joint tenants. *See* Exhibits 110 and 111.

c. Counsel: None indicated.

d. Address for service: Mary A. and Larry W. Roberts
6790 Redwood Retreat Rd.
Gilroy, CA 95020

e. Requested action(s): We request a finding that service is complete as to Larry W. Roberts and Mary A. Roberts.

112. Douglas Ray and S. Joann Roderick Living 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 Douglas Roderick, Trustee, Douglas Ray and S. Joanne Roderick Living Trust. *See* Exhibit 112.

c. Counsel: None indicated.

d. Address for service: Douglas Ray and S. Joann Roderick Living Trust
Douglas Ray Roderick, Trustee
61 Giorgi Lane
Yerington, NV 89447

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

113. Douglas Ray Roderick: *see* S. Joann Roderick, below.

114. S. Joann Roderick:

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

b. Status of service: Douglas Ray Roderick and S. Joann Roderick have each returned a signed Waiver of Service form and Notice of Appearance form. *See* Exhibits 113 and 114.

c. Counsel: None indicated.

d. Address for service: S. Joann and Douglas Ray Roderick
61 Giorgi Lane
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Douglas Ray Roderick and S. Joann Roderick.

115. Jeffrey A. Rogers: *see* Sharon M. Rogers, below.

116. Sharon M. Rogers:

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

b. Status of service: Jeffrey A. Rogers and Sharon M. Rogers have each

returned a signed Waiver of Service form. *See* Exhibits 115 and 116.

c. Counsel: None indicated.

d. Address for service: Sharon M. and Jeffrey A. Rogers
P.O. Box 431
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Jeffrey A. Rogers and Sharon M. Rogers.

117. Lester & Connie Rosaschi 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 Lester Rosaschi, Trustee, Lester & Connie Rosaschi Family Trust. *See* Exhibit 117.

c. Counsel: None indicated.

d. Address for service: Lester & Connie Rosaschi Family Trust
Lester & Connie Rosaschi, Trustees
2785 Hwy 338
Wellington, NV 89444

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

118. Rheta M. Runnerstrom: *see* Warren G. Runnerstrom, below.

119. Warren G. Runnerstrom:

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

b. Status of service: Warren G. Runnerstrom has returned a signed Waiver of Service form and a Notice of Appearance form. Warren G. Runnerstrom and Rheta M. Runnerstrom own the water rights at issue as Joint Tenants with a Right of Survivorship. *See* Exhibits 118 and 119.

c. Counsel: None indicated.

d. Address for service: Rheta M. and Warren G. Runnerstrom
134 Hwy 208
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Rheta M. Runnerstrom and Warren G. Runnerstrom.

120. Cherie C. Rye: *see* Stephen B. Rye, below.

121. Stephen B. Rye:

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

b. Status of service: A Waiver of Service and Notice of Appearance form have been returned, signed by Stephen B. Rye. Cherie C. Rye and Stephen B. Rye own the water rights at issue in joint tenancy. *See* Exhibits 120 and 121.

c. Counsel: None indicated. [Mr. Rye is one of the attorneys for Lyon County in this matter.]

d. Address for service: Cherie C. Rye and Stephen B. Rye
1368 Hwy. 208
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Cherie C. Rye and Stephen B. Rye.

122. Albert R Sandoval: *see* Cecelia L. Sandoval, below.

123. Cecelia L. Sandoval:

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

b. Status of service: Albert R. Sandoval and Cecelia L. Sandoval have each returned a signed Waiver of Service form. *See* Exhibits 122 and 123.

c. Counsel: None indicated.

d. Address for service: Cecelia L. and Albert R. Sandoval
41 Smith Gage Road
Smith, NV 89430

e. Requested action(s): We request a finding that service is complete as to Albert R. Sandoval and Cecelia L. Sandoval.

124. Paul P. Sans: *see* Sandra Jo Sans, below.

125. Sandra Jo Sans:

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

b. Status of service: Paul P. Sans and Sandra Jo Sans have each returned a signed Waiver of Service form. *See* Exhibits 124 and 125.

c. Counsel: None indicated.

d. Address for service: Sandra Jo and Paul P. Sans
45610 Airline Highway
King City, CA 93930

e. Requested action(s): We request a finding that service is complete as to Paul P. Sans and Sandra Jo Sans.

126. Christena M. Santos: *see* Paul J. Santos, below.

127. Paul J. Santos:

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

b. Status of service: Christena M. Santos and Paul J. Santos have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 126 and 127.

c. Counsel: None indicated.

d. Address for service: Christena M. and Paul J. Santos
104 E. Hwy 95A

Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Christena M. Santos and Paul J. Santos.

128. Sario Livestock Co.:

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

b. Status of service: A Waiver of Service form and Notice of Appearance form have ben returned, signed by George N. Benesch, Attorney for Sario Livestock Co. *See* Exhibit 128.

c. Counsel: [Sario Livestock Co.]
George N. Benesch
190 W. Huffaker Lane, Ste. 408
Reno, NV 89511

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

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

129. Keith A. Savage: *see* Virginia Savage, below.

130. Virginia Savage:

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

b. Status of service: Keith A. Savage and Virginia Savage have each returned a signed Waiver of Service form. *See* Exhibits 129 and 130.

c. Counsel: None indicated.

d. Address for service: Virginia and Keith A. Savage
611 Savage Ave.
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Keith A. Savage and Virginia Savage.

131. Louis V. Scatena:

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

b. Status of service: A Waiver of Service form has been returned, signed by Louis V. Scatena, owner/manager, Louis Scatena Ranch. Louis Scatena Ranch is not a corporation or other legal entity to be served in its own name. *See* Exhibit 131.

c. Counsel: None indicated.

d. Address for service: Louis Scatena
Louis Scatena Ranch
1275 Hwy 208
Yerington, NV 89447

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

132. David A. Sceirine:

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 A. Sceirine. *See* Exhibit 132.

c. Counsel: [David A. Sceirine]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

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

133. Herbert Sceirine: *see* Susan L. Sceirine, below.

134. Herbert L. & Susan L. Sceirine Revocable Trust:

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

b. Status of service: A Waiver of Service form has been returned, signed by

Susan L. Sceirine, Trustee, Sceirine Revocable Trust. *See* Exhibit 134.

c. Counsel: None indicated.

d. Address for service: Herbert L. & Susan L. Sceirine Revocable Trust
Herbert L. & Susan L. Sceirine, trustees
11 Ashley Drive
Yerington, NV 89447

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

135. Joseph E. Sceirine:

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 Joseph E. Sceirine. *See* Exhibit 135.

c. Counsel: [Joseph E. Sceirine]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

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

136. Susan L. Sceirine:

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

b. Status of service: Herbert L. Sceirine and Susan L. Sceirine have each returned a signed Waiver of Service form. *See* Exhibits 133 and 136.

c. Counsel: None indicated.

d. Address for service: Susan L. and Herbert L. Sceirine
11 Ashley Drive
Yerington, NV 89447

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

Herbert L. Sceirine and Susan L. Sceirine.

137. Lisa A. Schirmeister: *see* Joseph W. Johnson, Third Service Report.

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 Lisa Schirmeister. *See* Exhibit 137.

c. Counsel: None indicated.

d. Address for service: Lisa A. Schirmeister and Joseph W. Johnson
9341 E. Russell St.
La Habra, CA 90631

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

138. Arnold Jr. & Pauline Sciarani Trust Agreement:

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 Arnold Sciarani, Trustee, Arnold Jr. and Pauline Sciarani Trust Agreement, and both forms have also been returned, signed by Pauline Sciarani, Trustee. *See* Exhibit 138.

c. Counsel: [Arnold Jr. and Pauline Sciarani Trust Agreement]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

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

139. Donna Sciarani: *see* James Sciarani, below.

140. Eugo Sciarani Trust Agreement:

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 Eugo Sciarani, Trustee, Eugo Sciarani Trust Agreement. *See* Exhibit 140.

c. Counsel: None indicated.

d. Address for service: Eugo Sciarani Trust Agreement
Eugo Sciarani, Trustee
514 N. Oregon St.
Yerington, NV 89447

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

141. Sciarani Family Trust:

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

b. Status of service: A Waiver of Service form has been returned, signed by Glenn Sciarani, Trustee. *See* Exhibit 141.

c. Counsel: None indicated.

d. Address for service: Sciarani Family Trust
Glen Sciarani, Trustee
150 Densmore Ln.
Yerington, NV 89447

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

142. James Sciarani:

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

b. Status of service: Donna Sciarani and James Sciarani have each returned a signed Waiver of Service form. *See* Exhibits 139 and 142.

c. Counsel: None indicated.

d. Address for service: Donna and James Sciarani
20 Sciarani Rd.
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Donna Sciarani and James Sciarani.

143. John Sciarani:

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

b. Status of service: A Waiver of Service and Notice of Appearance form have been returned, signed by John Sciarani. *See* Exhibit 143.

c. Counsel: None indicated.

d. Address for service: John Sciarani
768 E. Bridge St.
Yerington, NV 89447

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

144. John Sciarani Trust Agreement:

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

b. Status of service: A Waiver of Service and Notice of Appearance form have been returned, signed by John Sciarani, Trustee, John Sciarani Trust Agreement. *See* Exhibit 144.

c. Counsel: None indicated.

d. Address for service: John Sciarani Trust Agreement
John Sciarani, Trustee
768 E. Bridge St.
Yerington, NV 89447

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

145. Linda Ann Sciarani: *see* Paul Sciarani, below.

146. Paul T. Sciarani:

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

b. Status of service: Linda A. Sciarani and Paul T. Sciarani have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 145 and 146.

c. Counsel: None indicated.

d. Address for service: Linda and Paul Sciarani
26 Sciarani Rd.
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Linda Sciarani and Paul Sciarani.

147. Arthur P. Sciotto:

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

b. Status of service: A Waiver of Service form has been returned, signed by Arthur P. Sciotto. *See* Exhibit 147.

c. Counsel: None indicated.

d. Address for service: Arthur P. Sciotto
98-511 Maki St.
Aiea, HI 96701-2170

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

148. Cortland O. Sciotto:

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

b. Status of service: A Waiver of Service form has been returned, signed by Cortland O. Sciotto. *See* Exhibit 148.

c. Counsel: None indicated.

d. Address for service: Cortland O. Sciotto
98-511 Maki St.
Aiea, HI 96701-2170

e. Requested action(s): We request the Court to amend the caption to correct the spelling of Mr. Sciotto's first name and to find that service is complete.

149. Debra Lea Sciotto Marital Trust:

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

b. Status of service: Continued investigation has shown that the water rights at issue were conveyed to Arthur P. Sciotto, Frank T Sciotto, Cortland O. Sciotto, John J. Malek and Stephen W. Englert who were served on October 29, 2004. *See* Exhibit 149.

c. Counsel: n/a

d. Address for service: n/a

e. Requested action(s): We request the Court to dismiss the Debra Lea Sciotto Marital Trust; and to substitute Arthur P. Sciotto, Frank T Sciotto, Cortland O. Sciotto, John J. Malek and Stephen W. Englert.

150. Cynthia Scribner: see Vance C. Scribner, below.

151. Vance C. Scribner:

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

b. Status of service: Cynthia Scribner and Vance C. Scribner have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 150 and 151.

c. Counsel: None indicated.

d. Address for service: Cynthia and Vance C. Scribner
23 Circle Dr.

Wellington, NV 89444

e. Requested action(s): We request a finding that service is complete as to Cynthia Scribner and Vance C. Scribner.

152. Judy A. Seifert: *see* Stanley D. Seifert, below.

153. Stanley D. Seifert:

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

b. Status of service: Judy A. Seifert and Stanley D. Sieirfert have each returned a signed Waiver of Service form. *See* Exhibits 152 and 153 .

c. Counsel: None indicated.

d. Address for service: Judy A. and Stanley D. Seifert
9450 E. Collier Rd.
Acampo, CA 95220

e. Requested action(s): We request a finding that service is complete as to Judy A. Seifert and Stanley D. Seifert.

154. Mike & Carol Sharkey Family Trust:

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

b. Status of service: Carol M. Sharkey and Michael P. Sharkey have each returned a signed Waiver of Service form, as Trustees of the Mike & Carol Sharkey Family Trust. *See* Exhibit 154.

c. Counsel: None indicated.

d. Address for service: Mike & Carol Sharkey Family Trust
Michael and Carol Sharkey, Trustees
480 Miller Ln.
Yerington, NV 89447

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

155. Janice K. Shoemaker Trust Agreement:

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 Janice K. Shoemaker, on behalf of the Janice K. Shoemaker Trust. *See* Exhibit 155.

c. Counsel: [Janice K. Shoemaker Trust Agreement]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

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

156. Gary C. Silva, Sr.:

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 Gary C. Silva. *See* Exhibit 156.

c. Counsel: None indicated.

d. Address for service: Gary C. Silva
11540 Clay Station Rd.
Herald, CA 95638

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

157. Silverado, Inc.:

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

b. Status of service: Further investigation has shown that the water rights at issue were conveyed to Mica Farms, LLC, which has waived service and Steven M. Draper who

will be served at a later date . *See* Exhibit 157.

c. Counsel: n/a

d. Address for service: n/a

e. Requested action(s): We request the Court to dismiss Silverado, Inc. and to substitute Mica Farms, Inc.

158. Allan R. Simpson: *see* Timothy D. Swensen and Michele T. Swensen, below.

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

b. Status of service: A Waiver of Service form has been returned, signed by Allan R. Simpson. *See* Exhibit 158.

c. Counsel: None indicated.

d. Address for service: Allan R. Simpson
1397 Hwy 208
Yerington, NV 89447

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

159. Six N. 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 Ralph E. Nuti, President, Six-N Ranch, Inc. *See* Exhibit 159.

c. Counsel: [Six-N Ranch, Inc.]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

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

160. Eunice Sjolin:

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

b. Status of service: A Waiver of Service form has been returned, signed by Eunice Sjolin. *See* Exhibit 160.

c. Counsel: None indicated.

d. Address for service: Eunice Sjolin
305 Pete Henrichs Rd.
Yerington, NV 89447

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

161. Ann M. Smith: *see* Harry E. Smith, below.

162. Carol O'Connor Smith: *see* Herbert L. Smith, below.

163. Diana Lee Smith:

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 Diana Lee Smith. *See* Exhibit 163.

c. Counsel: None indicated.

d. Address for service: Diana Lee Smith
891 Hwy 208
Yerington, NV 89447

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

164. Harry E. Smith:

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

b. Status of service: Ann M. Smith and Harry E. Smith have each returned a signed Waiver of Service form and Notice of Appearance form. *See* Exhibits 161 and 164.

c. Counsel: None indicated.

d. Address for service: Ann M. and Harry E. Smith
81 Hwy 95A East
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Ann M. Smith and Harry E. Smith.

165. Herbert L. Smith:

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

b. Status of service: Carol O. Smith and Herbert L. Smith have each returned a signed Waiver of Service form. Herbert L. Smith has also returned a signed Notice of Change of Ownership of Water Right form and Disclaimer of Interest form, which indicate that the water rights at issue were sold to Helen Robinson. The water rights at issue were owned by Herbert L. Smith and Carol O'Connor Smith as joint tenants and the conveyance documents indicate that both of them sold to Helen Robinson. *See* Exhibits 162 and 165. Helen Robinson was served on July 29, 2004.

c. Counsel: None indicated.

d. Address for service: Carol O. and Herbert L. Smith
236 S. Center St.
Yerington, NV 89447

e. Requested action(s): We request the Court to find that service is complete as to Carol O'Connor Smith and Herbert L. Smith; dismiss Carol O'Connor Smith and Herbert L. Smith; and substitute Helen Robinson.

166. Indra A. Smith:

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 Indra A. Smith. Norville W. Smith is deceased. *See* Exhibits 166 and 167.

c. Counsel: None indicated.

d. Address for service: Indra A. Smith
P.O. Box 195
Coleville, CA 96107

e. Requested action(s): We request the Court to dismiss Norville W. Smith and find that service is complete as to Indra A. Smith.

167. Norville W. Smith: *see* Indra A. Smith, above.

168. Smith Living 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 Justin W. Smith, Trustee, Smith Living Trust. *See* Exhibit 168.

c. Counsel: None indicated.

d. Address for service: Smith Living Trust
Jody R. & Justin W. Smith, Trustees
39 Giorgi Lane
Yerington, NV 89447

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

169. Mark A. & Irene B. Smith Family Trust:

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

b. Status of service: Mark A. Smith and Irene B. Smith have each returned a signed Waiver of Service form, as Trustees of the Mark A. & Irene B. Smith Family Trust. *See*

Exhibit 169.

c. Counsel: None indicated.

d. Address for service: Mark A. & Irene B. Smith Family Trust
Mark A. & Irene B. Smith, Trustees
P.O. Box 1601
Georgetown, CA 95634

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

170. Patricia Ann Smith:

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

b. Status of service: A Waiver of Service form has been returned, signed by Patricia A. Smith. *See* Exhibit 170.

c. Counsel: None indicated.

d. Address for service: Patricia A. Smith
30 Hwy 95A
Yerington, NV 89447

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

171. Smith Ranch Partnership:

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 G. Smith, Partner, Smith Ranch Partnership. *See* Exhibit 171.

c. Counsel: None indicated.

d. Address for service: Smith Ranch Partnership
James G. Smith, Partner
100 Burke Dr.
Wellington, NV 89444

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

172. Jean T. Snook:

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

b. Status of service: A Waiver of Service form has been returned, signed by Jean T. Snook. *See* Exhibit 172.

c. Counsel: None indicated.

d. Address for service: Jean T. Snook
5351 Spring Valley
London, OH 43140

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

173. Frances J. Snyder:

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

b. Status of service: A Waiver of Service form has been returned, signed by Frances J. Snyder. *See* Exhibit 173.

c. Counsel: None indicated.

d. Address for service: Frances J. Snyder
111 S. Oregon St.
Yerington, NV 89447

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

174. Snyder Livestock Co., Inc.:

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

b. Status of service: A Waiver of Service form has been returned, signed by Eddie R. Snyder, President, Snyder Livestock Co., Inc. *See* Exhibit 174.

c. Counsel: None indicated.

d. Address for service: Snyder Livestock Co., Inc.
Eddie Snyder, President
P.O. Box 550
Yerington, NV 89447

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

175. Lucy A. Snyder:

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

b. Status of service: A Waiver of Service form has been returned, signed by Lucy A. Snyder. *See* Exhibit 175.

c. Counsel: None indicated.

d. Address for service: Lucy A. Snyder
P.O. Box 217
Yerington, NV 89447

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

176. Dave W. Soderstrom, Jr.: *see* Joan Soderstrom, below.

177. Joan Soderstrom:

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

b. Status of service: Dave W. Soderstrom Jr. and Joan Soderstrom have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 176 and 177.

c. Counsel: None indicated.

d. Address for service: Joan and Dave W. Soderstrom, Jr.
P.O. Box 87
Smith, NV 89430

e. Requested action(s): We request a finding that service is complete as to Dave W. Soderstrom, Jr. and Joan Soderstrom.

178. Betty J. Sommer: *see* Leo H. Sommer, below.

179. Leo H. Sommer:

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

b. Status of service: Betty J. Sommer and Leo H. Sommer have each returned a signed Waiver of Service form. *See* Exhibits 178 and 179.

c. Counsel: None indicated.

d. Address for service: Betty J. and Leo H. Sommer
146 Upper Colony Road
Wellington, NV 89444

e. Requested action(s): We request a finding that service is complete as to Betty J. Sommer and Leo H. Sommer.

180. Julie M. Souza:

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

b. Status of service: A Waiver of Service form has been returned, signed by Julie M. Souza. *See* Exhibit 180.

c. Counsel: None indicated.

d. Address for service: Julie M. Souza
P.O. Box 790
Minden, NV 89423

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

181. 1990 Spence Family Trust:

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

b. Status of service: A Waiver of Service form has been returned, signed by Patrick K. Spence, Trustee, Spence Family Trust. *See* Exhibit 181.

c. Counsel: None indicated.

d. Address for service: 1990 Spence Family Trust
Patrick & Inga Spence, Trustees
P.O. Box 1964
Carson City, NV 89702

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

182. Alfred J. Spigarelli: *see* Dorothy Spigarelli, below.

183. Dorothy Spigarelli:

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

b. Status of service: Alfred J. Spigarelli and Dorothy Spigarelli have each returned signed Waiver of Service and Disclaimer of Interest forms, including documentation that the water rights at issue were conveyed in three transactions to: 1. Gerardo Evangelista and Laurie L. Evangelista; 2. Leland Hutchins and Karen Hutchins; and 3. Sovereign Enterprises LLC. *See* Exhibits 182 and 183. Gerardo Evangelista, Laurie L. Evangelista, Leland Hutchins, and Karen Hutchins have been served. *See* Third Service Report at 106, 107, 191 and 192. Sovereign Enterprises LLC. has not yet been served.

c. Counsel: None indicated.

d. Address for service: Dorothy and Alfred J. Spigarelli
21 Bodega Dr.
Corona del Mar, CA 92625

e. Requested action(s): We request the Court to find that service is complete as to Alfred J. Spigarelli and Dorothy Spigarelli; dismiss Alfred J. Spigarelli and Dorothy Spigarelli; and substitute: 1. Gerardo Evangelista and Laurie L. Evangelista; 2. Leland Hutchins and Karen Hutchins; and 3. Sovereign Enterprises LLC.

184. Everett J. Spradlin: *see* N. Jeannie Spradlin, below.

185. N. Jeannie Spradlin:

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

b. Status of service: Everett J. Spradlin and N. Jeannie Spradlin have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 184 and 185 . We note that Mr. Spradlin did not identify counsel on his Notice of Appearance form, but assume this was an oversight and that Counsel represents both Spradlins, who own the water rights at issue as joint tenants.

c. Counsel: [Everett J. Spradlin and N. Jeannie Spradlin]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

e. Requested action(s): We request a finding that service is complete as to Everett J. Spradlin and N. Jeannie Spradlin.

186. Kristine A. Stacey: *see* Roc A. Stacey, below.

187. Roc A. Stacey:

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

b. Status of service: A Waiver of Service form has been returned, signed by Roc A. Stacey. Kristine A. Stacey and Roc A. Stacey own the water rights at issue as joint tenants. *See* Exhibits 186 and 187.

c. Counsel: None indicated.

d. Address for service: Kristine A. and Roc A. Stacey
5 Norton Lane
Wellington, NV 89444

e. Requested action(s): We request the Court to amend the caption to correct

the spelling of Mr. Stacey's first name and to find that service is complete as to Kristine A. Stacey and Roc A. Stacey.

188. John D. Stanley: *see* Marlyse R. Stanley.

189. Marlyse R. Stanley:

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

b. Status of service: John D. Stanley and Marlyse R. Stanley have each returned signed Waiver of Service and a Notice of Appearance forms. *See* Exhibits 188 and 189.

c. Counsel: None indicated.

d. Address for service: Marlyse R. and John D. Stanley
94 Julian Lane
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to John D. Stanley and Marlyse R. Stanley.

190. Glen M. Stark:

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 Glen M. Stark. *See* Exhibit 190.

c. Counsel: None indicated.

d. Address for service: Glen M. Stark
31 MacKenzie Lane
Yerington, NV 89447

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

191. Jason R. Steele: *see* Jennifer R. Steele, below.

192. Jennifer R. Steele:

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

b. Status of service: Jason R. Steele and Jennifer R. Steele owned the water rights at issue as joint tenants. They were served, but have not responded. Continuing investigation has ascertained that Mr. and Mrs. Steele conveyed the water rights at issue to Carole J. Rogers and Ralph S. Rogers, who were served on June 4, 2004. *See* Exhibits 191 and 192.

c. Counsel: N/a.

d. Address for service: n/a

e. Requested action(s): We request the Court to dismiss Jason R. Steele and Jennifer R. Steele; and substitute Carole J. Rogers and Ralph S. Rogers.

193. Charles R. Steele: *see* Karen R. Steele, below.

194. Karen R. Steele:

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

b. Status of service: Charles R. Steele and Karen R. Steele have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 193 and 194.

c. Counsel: None indicated.

d. Address for service: Karen R. and Charles R. Steele
34 MacKenzie Lane
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Charles R. Steele and Karen R. Steele.

195. Judie A. Stevens: *see* Michael D. Stevens, below.

196. Michael D. Stevens:

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

b. Status of service: Judie A. Stevens and Michael D. Stevens have each returned a signed Waiver of Service form. *See* Exhibits 195 and 196.

c. Counsel: None indicated.

d. Address for service: Judie A. and Michael D. Stevens
P.O. Box 20
Wellington, NV 89444

e. Requested action(s): We request a finding that service is complete as to Judie A. Stevens and Michael D. Stevens.

197. Daniel R. Stevenson: *see* Sharon L. Stevenson, below.

198. Sharon L. Stevenson:

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

b. Status of service: Daniel R. Stevenson and Sharon L. Stevenson have each returned signed Waiver of Service and Notice of Appearance forms. *See* Exhibits 197 and 198.

c. Counsel: None indicated.

d. Address for service: Sharon L. and Daniel R. Stevenson
99A Hwy 95A North
Yerington, NV 89447

e. Requested action(s): We request a finding that service is complete as to Daniel R. Stevenson and Sharon L. Stevenson.

199. Eileen F. Stewart: *see* Margaret M Loll, Raymond C. Loll, Catherine M. Allen, Philip G. Loll, Patricia A. Motley, Daniel T. Loll, John C. Loll, Harry S. Loll.

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 Eileen F. Stewart. The water right at issue is jointly owned by Eileen F. Stewart, Margaret M Loll, Raymond C. Loll, Catherine M. Allen, Philip G. Loll, Patricia A. Motley, Daniel T. Loll, John C. Loll, and Harry S. Loll. *See* Exhibit 199. Catherine M. Allen, Phillip G. Loll, Daniel T. Loll and John C. Loll have not responded; all others have waived service.

c. Counsel: None indicated.

d. Address for service: Eileen F. Stewart
1064 Greenwing Drive
Sparks, NV 89434

e. Requested action(s): We request a finding that service is complete as to Eileen F. Stewart, Margaret M Loll, Raymond C. Loll, Catherine M. Allen, Philip G. Loll, Patricia A. Motley, Daniel T. Loll, John C. Loll, and Harry S. Loll.

200. Kim & Kathleen Stewart Family Trust Agreement:

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 Kim Stewart, Trustee, Stewart Family Trust. *See* Exhibit 200.

c. Counsel: None indicated.

d. Address for service: Kim & Kathleen Stewart Family Trust Agreement
Kim and Kathleen Stewart, Trustees
P.O. Box 149
Smith Valley, NV 89430

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

201. Donna J. (Thomas) Stillfield:

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

b. Status of service: A Waiver of Service form has been returned, signed by Donna J. (Thomas) Stillfield. *See* Exhibit 201.

c. Counsel: None indicated.

d. Address for service: Donna J. (Thomas) Stillfield
533 Hwy 208
Yerington, NV 89447

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

202. Judith Lee Stovall:

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 Judith Lee Stovall. *See* Exhibit 202.

c. Counsel: None indicated.

d. Address for service: Judith Lee Stovall
2606 Hwy 208
Wellington, NV 89444

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

203. Charles W. Strong:

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 Charles W. Strong. *See* Exhibit 203.

c. Counsel: None indicated.

d. Address for service: Charles W. Strong
109200 Hwy. 395
Colesville, CA 96107

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

204. Strosnider Family Trust:

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

b. Status of service: A Notice of Appearance form has been returned, signed by C. M. Strosnider, trustee of the Strosnider Family Trust. *See* Exhibit 204.

c. Counsel: [Strosnider Family Trust]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

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

205. Strosnider, Inc.:

a. Basis for inclusion: CMO Paragraph 3..

b. Status of service: Waiver of Service and Notice of Appearance forms have been returned signed by C. M. Strosnider, president of Strosnider, Inc. *See* Exhibit 205.

c. Counsel: [Strosnider, Inc.]
Gordon DePaoli/Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

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

[Although no counsel was indicated, it is our assumption that Mr. DePaoli represents Strosnider, Inc. as well as the Trust. We have asked Mr. DePaoli to correct us if this assumption is in error.]

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

206. Strudwick Living 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 Richard L. Strudwick and Bernadette M. Strudwick, Trustees, Strudwick Living Trust. *See* Exhibit 206.

c. Counsel: None indicated.

d. Address for service: Strudwick Living Trust
Bernadette M. and Richard L. Strudwick, Trustees
687 Upper Colony Rd.
Wellington, NV 89444

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

207. Sutter Ranch Corporation:

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 George N. Benesch, Attorney for Sutter Ranch Corporation. *See* Exhibit 207.

c. Counsel: [Sutter Ranch Corp.]
George N. Benesch
190 W. Huffaker Lane, Ste. 408
Reno, NV 89511

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

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

II. Address Change Notifications:

We have been notified of the following address changes:

1. Les W. and Pauline L. Bradshaw
P.O. Box 55

Wellington, NV 89444

2. Debra D. and Steven M. Douglas
122 Main St.
Yerington, NV 89447

3. Brenda and Dewey Fleck
P.O. Box 116
Yerington, NV 89444

4. Betty L. Fraser
P.O. Box 429
Yerington, NV 89447

5. Frances Lamoreaux Trust
Frances Lamoreaux, Trustee
25 Tognoli Lane
Yerington, NV 89447

6. Joanna M. and Willis H. Lapham
36 Rivers Road
Wellington, NV 89444

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,

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303-312-7308

By: Susan L. Schneider
Susan L. Schneider

Date: Feb. 25, 2005

Attorney for the United States of America

CERTIFICATE OF SERVICE

I hereby certify that on this 25th day of February 2005, I served a true and correct copy of the foregoing FOURTH 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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[Nuti Brothers Partnership]
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[Lawrence M. Nuti]
[Leslie Nuti]
[Mary E. Nuti]
[Michael A. Nuti]
[Nancy J. Nuti]
[Ralph E. Nuti]
[Richard B. Nuti]
[Pitchfork Ranch, Inc.]
[David A. Sceirine]
[Joseph E. Sceirine]
[Arnold Jr. and Pauline Sciarani
Trust Agreement]
[Janice K. Shoemaker Trust Agreement]
[Six-N Ranch, Inc.]
[Everett J. Spradlin and N. Jeannie Spradlin]
[Strosnider Family Trust]
[Strosnider, Inc.]
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[Sario Livestock Company]
[Sutter Ranch Corporation]
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