

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

FILED
MAY 10 2005
CLERK OF COURT
[Signature]

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

FIFTH 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. 15, 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 fifth such filing that the United States has made in this action. The United States also filed its *Fourth Report of the United States of America Concerning Status of Service*

PLACED UNDER SEPARATE COVER

FILE TO SIZE # 156

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650



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: 3/20/05

Dennis Acciani
Signature

Dennis Acciani
Printed/Typed Name

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

(Title)
Dennis & Linda Acciani
(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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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3 UNITED STATES OF AMERICA,)

4 Plaintiff.)

5 WALKER RIVER PAIUTE TRIBE,)

6 Plaintiff-Intervenor,)

7 vs.)

8 WALKER RIVER IRRIGATION DISTRICT,)
9 a corporation. et al.,)

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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

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

13 Chief Deputy Clerk
14 United States District Court for the
District of Nevada
15 400 South Virginia Street, Suite 301
16 Reno, Nevada 89501

17 3. In the envelope provided for return of my Waiver of Service of Notice in Lieu

18 Summons. I am mailing a copy of this document to:

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

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

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

Address:

Phone Number:

Fax Number:

Dennis Accini

(Signature)

Dennis Accini

(Printed or typed Name)

Dennis + Linda Accini

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

P.O. Box 36
Smith Nw 99430

(Address)

745-465-2358

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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Date: 3/20/05

Linda L. Acciari
Signature

Linda L. Acciari
Printed/Typed Name

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

(Title) Dennis & Linda Acciari
(Corporate, Trust, Partnership or other entity)

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

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1 UNITED STATES OF AMERICA,)

2 Plaintiff.)

3 WALKER RIVER PAUTE TRIBE.)

4 Plaintiff-Intervenor,)

5 vs.)

6 WALKER RIVER IRRIGATION DISTRICT,)
7 a corporation. et al.,)

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

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

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

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Attorney:

Address:

Phone Number:

Fax Number:

Linda J. Acciari
(Signature)

Linda L. Acciari
(Printed or typed Name)

Dennis & Linda Acciari
(Entity, if any, on whose
behalf you are appearing)

P.O. Box 36
Smith, NJ 89430
(Address)

775.465.2358
(Telephone number)

U.S. DISTRICT COURT
DENVER, CO

FEB 23 AM 10: 3

BIBLE HOY & TRACHOK
Michael D. Hoy (NV Bar 2723; CA Bar 133244)
201 West Liberty Street, Third Floor
Reno, Nevada 89511
775.786.8000 (voice)
775.786.7426 (fax)

Attorney for: Richard T. Adams and Gregory Burton Adams

**United States District Court
District of Nevada**

UNITED STATES OF AMERICA,
Plaintiff,
WALKER RIVER PAIUTE TRIBE,
Intervening Plaintiff,

vs.

WALKER RIVER IRRIGATION DISTRICT, a
corporation, et. al.,
Defendants.

In Equity No. C-125-ECR

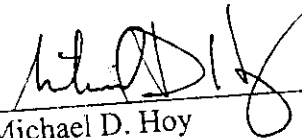
Subfile No. C-125-B

**Notice of Appearance and
Intent to Participate**

Bible Hoy & Trachok hereby enters its appearance on behalf of Counterdefendants Richard Taylor Adams and Gregory Burton Adams (collectively "Adams"). Pursuant to Fed.R.Civ.P. 4(d), Adams hereby waives service of a summons, retaining objections to venue, personal jurisdiction, and subject matter jurisdiction.

Dated February 24, 2005,

BIBLE HOY & TRACHOK


Michael D. Hoy

BIBLE
TRACHOK

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Certificate of Service

I certify that I have sent a true and correct copy of the foregoing Notice of Appearance and Intent to Participate via United States Mail, all charges prepaid thereon, on February 24, 2005, addressed to:

Susan L. Scheider
United States Department of Justice
Environmental & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

Shirley A. Smith
Asst. U.S. Attorney
100 W. Liberty, Suite 600
Reno, Nevada 89501

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

Jim Weishapt, General Manager
Walker River Irrigation District
P.O. Box 820
Yerington, Nevada 89447

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

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

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

Linda Lea Sharer, Chief Deputy Clerk
USDC for The District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

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

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

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

John P. Lange, Dept. of Justice
Environmental & Natural Resources Division
999 18th Street, Suite 945
Denver, Colorado 80202

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

Garry Stone
290 S. Arlington Ave.
Reno, Nevada 89501

BIBLE I
TRACHOK

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BIBLE F. & TRACHOK

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Richard R. Greenfield
 Field Solicitors Office
 Department of the Interior
 2 North Central Avenue, Suite 500
 Phoenix, Arizona 85004

Marta Adams
 Deputy Attorney General
 Division of Water Resources
 100 North Carson Street
 Carson City, Nevada 89701-4717

Gordon H. DePaoli
 Woodburn & Wedge
 P.O. Box 2311
 Reno, Nevada 89501

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

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

Treva Hearne
 Jim Spoo
 Zeh Polaha Spoo & Hearne
 575 Forest Street
 Reno, Nevada 89509


Linda A. Bowman
 499 West Plumb Lane, Suite 4
 Reno, Nevada 89509

Robert C. Anderson/Timothy Lukas
 Hale Lane Peek, et al.
 P.O. Box 3237
 Reno, Nevada 89505

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

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

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


 Martha Ellis

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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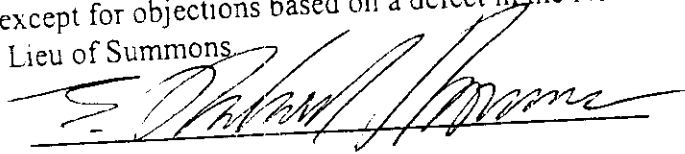
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Date: 11-15-04



Signature

E. Richard Thomas

Printed/Typed Name

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

(Title)

Ag. Heritage Development 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.

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Date: 3-1-05

Cynthia T. Aiazzi
Signature

Cynthia T. Aiazzi
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)

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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	
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Plaintiff,)	
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WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125
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Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
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vs.)	
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WALKER RIVER IRRIGATION DISTRICT,)	
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Attorney:

Address:

Phone Number:

Fax Number:

Cynthia J. Diaz

(Signature)

3-1-05

Cynthia J Diaz

(Printed or typed Name)

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

(Address)

(Telephone number)

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Date: 3-1-05

Gary R. Aiazzi
Signature

Gary R. Aiazzi
Printed/Typed Name

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(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 a 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.

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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Mary R. Aiazzi
(Signature)

Mary R. Aiazzi
(Printed or typed Name)

3-1-05

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

(Address)

(Telephone number)

A.P.N. 10-581-22 & 21
Escrow No.: LY-302205-DA
~ LY-302205A-DA

The undersigned grantor(s) declare(s):
Documentary transfer tax is \$474.50, computed on full value of property conveyed.

GRANT, BARGAIN, SALE DEED

That ~~Thomas E. Andrews, Successor Trustee of the Edward A. Andrews Trust~~ in consideration of \$10.00 Dollars,
the receipt of which is hereby acknowledged, ~~do(es)~~ hereby Grant, Bargain, Sell and Convey to **Kathy S. Blackford, an**
a Single Woman
~~Wholly and~~ all that real property in the County of **Lyon, State of Nevada**, bounded and described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with all singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

Dated: 12-16-02

Edward A. Andrews Trust

by Thomas E. Andrews
Thomas E. Andrews, Successor Trustee

CALIFORNIA)
STATE OF ~~NEVADA~~)
COUNTY OF ORANGE)

On Dec 16, 2002 personally appeared before me, a Notary Public, Thomas E. Andrews

who acknowledged that he executed the above instrument.

Signature [Signature]
(Notary Public)



WHEN RECORDED MAIL TO:
Kathy S. Blackford
407 Pleasant Hill Lane
Sierra Madre, CA 91024

UNOFFICIAL COPY

LY-302205-DA

EXHIBIT "A" ATTACHED TO DEED

EXHIBIT "A"

All that certain real property situate in the county of Lyon, State of Nevada, described as follows:

Parcel A:

All that certain real property being a portion of the North 1/2 of the Southwest 1/4 of Section 27, Township 11 North, Range 24 East, M.D.B.&M., Lyon County, Nevada described as follows:

Parcel 2 as shown on the Parcel Map for Church of Latter-Day Saints, recorded in the Official Records of Lyon County, Nevada on October 21, 1994 as Document No. 176235.

Parcel B:

All that certain real property being a portion of the North 1/2 of the Southwest 1/4 of Section 27, Township 11 North, Range 24 East, M.D.B.&M., Lyon County, Nevada described as follows:

Parcel 3 as shown on the Division of Land into Large Parcels Map for Garmsland Limited, L.L.C., recorded in the Official Records of Lyon County, Nevada, on February 22, 1996 as Document No. 190423. *a*

TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO THE HEREIN DESCRIBED PROPERTY.

UNOFFICIAL

COPY

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: 12-17-04

Dwain Chester
Signature

Dwain Chester
Printed/Typed Name

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

(Title)
Antelope Valley Mutual Water Company
(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 a 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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1
2
3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 WALKER RIVER PAIUTE TRIBE,

6 Plaintiff-Intervenor,

7 vs.

8 WALKER RIVER IRRIGATION DISTRICT,
9 a corporation, et al.,

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

10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

- 11 1. I hereby enter my appearance in this sub-proceeding in this case.
12 2. I am filing this document with the District Court at the following address:

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

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

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

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

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

Address:

Phone Number:

Fax Number:

Dwain Chickster
(Signature)

Dwain Chickster
(Printed or typed Name)

President
(Entity, if any, on whose
behalf you are appearing)
Antelope Valley Mutual Water Co
P.O. Box 43, Topaz, CA 96133
(Address)
530-495-2114
(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.

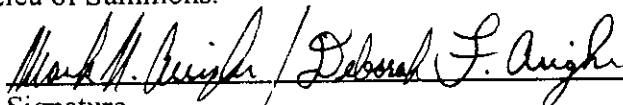
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: 3/10/05



Signature

MARK N. ARRIGHI & DEBORAH F. ARRIGHI

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 Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or 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 with a notice of appearance and intent to participate.

Exhibit 10 with

Exhibit 11

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.

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Date: 3/11/05



Signature

DONALD A BALAM

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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation. et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Donald A. Balaam

(Signature)

DONALD A. BALAAM

(Printed or typed Name)

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

17 CAMPBELL LANE
VERINGTON, NV 89447

(775) 463-2041

(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: 5-11-05

Marie Balaam

Signature

MARIE Balaam

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

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Marie Balaam

(Signature)

MARIE BALAAM

(Printed or typed Name)

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

17 CAMPBELL LANE
VERINGTON, NV 89447
(Address)

(775) 463-7041

(Telephone number)

3 188

A.P.N. # 10-711-22

R.P.T.T. \$ 481.00
ESCROW NO. 030202942

RECORDING REQUESTED BY:
STEWART TITLE COMPANY
MAIL TAX STATEMENTS TO:
SAME AS BELOW

*1000 Ranch Rd
Wellington NV*
WHEN RECORDED MAIL TO:
GRANTEE
*1000 Ranch Rd
Wellington NV 89444*

FILED
LYON COUNTY, NEV.
RECORD REQUESTED BY
STEWART TITLE OF *Douglas*
03 SEP 15 PM 3: 26
MARY C. MILLIGAN
COUNTY RECORDER
FEE 41 DEP. *KR*

(Space Above for Recorder's Use Only)

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That **DAVID G. BAMMER AND CYNTHIA R. BAMMER, HUSBAND AND WIFE**

in consideration of \$10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to **BRIAN S. CHRISTOF AND KATELEEN M. BECKIUS**

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of **Lyon** State of Nevada, bounded and described as:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: **August 12, 2003**

David G. Bammer
DAVID G. BAMMER
Cynthia R. Bammer
CYNTHIA R. BAMMER



STATE OF *Nevada*
COUNTY OF *Douglas* } ss.

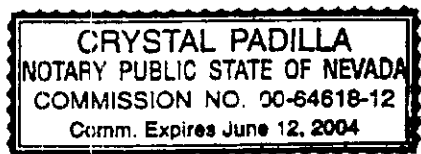
This instrument was acknowledged before me on 9-8-03
by **DAVID G. BAMMER and CYNTHIA R. BAMMER**

Signature *L. Hendrick*
Notary Public (One inch margin on all sides of document for Recorder's Use Only)

304188

STATE OF Nevada)
) SS.
COUNTY OF Lyon)

This instrument was acknowledged before me on Sept 11, 2003,
by Cynthia Bammer



Crystal Padilla
Notary Public 304188

304188

EXHIBIT 'A'

The land referred to herein is situated in the State of Nevada, County of Lyon, described as follows:

All that certain real property being a portion of the NE 1/4 of the NW 1/4 of Section 12, T 10 N, R 23 E, M.D.B. & M., Lyon County, Nevada, described as follows:

Parcel 2, as shown on the Parcel Map for F. M. Fulstone, Inc., recorded in the Official Records of Lyon County, Nevada, on December 7, 1995, as Document No. 188071.

ASSESSOR'S PARCEL NO.: 10-711-22

"TOGETHER WITH all water and water rights, ditch or ditch rights and other rights to water, of any nature whatsoever, appurtenant to the property".

304188

Division #: _____

WALKER RIVER TION DISTRICT
 YERING, NEVADA

Index No. 10-711-22
 Lyon County No. _____
 Claim No. _____
 User # 392
 Saroni _____
 Ditch _____

O. & M. Local No. 4

Card #: 8760
 Name: Brian S. Christof
 Kathleen M. Beckluis
 Address: 18 Old Ranch Rd.
 Wellington, NV 89444

Court Decree:

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED		ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
					PER ACRE	TOTAL					
NEWL		5.750	4.2768	65	2.0592	11.840	11.84				5.750
TOTAL		5.750				11.840	11.84	11.84	.00		11.840

Water Rt. Acres	5.750
Non Wtr Rt. Acres	.000
Acre Feet Storage	11.840

LEGAL DESCRIPTION:
 Fr. NE 1/4 of NW 1/4, Sec. 12,
 T. 10 N., R. 23 E.

COMMENTS:
 Parcel 2 PM #188071
 02/27/03 - Address Change
 06/23/03 - Address Change
 01/06/04 - Transferred from card #2036 - Bammer

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#0	04/21/87	Per closing agreement between F.M. Fulstone, Inc. & F.I.M. Corp.
#106980	04/21/87	F.I.M. Corp. to F.M. Fulstone, Inc.
#106984	04/21/87	F.I.M. Corp. to F.M. Fulstone, Inc.
#107029	04/21/87	F.M. Fulstone, Inc. to F.I.M. Corp.
#107030	04/21/87	F.M. Fulstone, Inc. to F.I.M. Corp.
#0	08/12/87	Provisional index card until Claim #3 is amended as to its place of use.
#00	06/12/87	Water Card Index #'s 201, 430, 489, 489-C, & 502 abandoned.
#133306	03/07/90	Storage Water Transfer form F.M. Fulstone, Inc. to F.I.M. Corp., final adjustment to closing memorandum.
#188017	12/07/96	Parcel Map of APN 10-711-17 for F.M. Fulstone, Inc. (New parcels 10-711-22 & 10-711-23, 12 acres total).
#210944	10/10/97	F.M. Fulstone, Inc., a Nevada Corporation to David G. & Cynthia R. Bammer, Husband & Wife as Joint Tenants.
#304188	09/15/03	David G. & Cynthia R. Bammer, husband and wife to Brian S. Cristof & Kathleen M. Beckluis

30-23-74
OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

APN 12-071-23
Document Transfer Tax \$253.50

Title Service & Escrow Co.
02 510 00 00 0 00

Mail Tax Bill to Grantee:
134 HIGHWAY 208
YERINGTON, NEVADA 89447

MARY C. MILLIGAN
COUNTY RECORDER
FEE 1500 DEP. mk

"UNOFFICIAL COPY"

SPACE ABOVE FOR RECORDER'S USE ONLY

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

SYLVIA J. BANTA, a widow

does hereby GRANT, BARGAIN and SALE TO

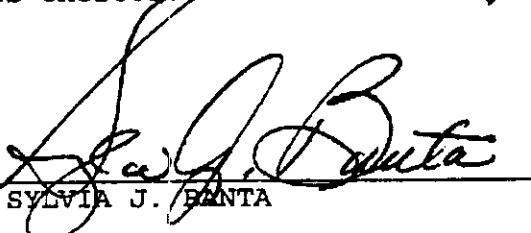
WARREN G. RUNNERSTROM and RHETA M. RUNNERSTROM, husband and wife as Joint Tenants with the Right of Survivorship

all that certain real property being a portion of NW 1/4 of NW 1/4 of Section 26, T 13 N, R 25 E, M.D.B.&M., Lyon County, Nevada, described as follows:

Parcel B, as shown on the Parcel Map for Ronald T. Banta, recorded in the Official Records of Lyon County, Nevada, on December 7, 1993 as Document No. 166799.

TOGETHER WITH all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainders, rents, issues or profits thereof.

DATED August 20, 2003


SYLVIA J. BANTA

302574

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

On August 20, 2003 personally appeared before me, Notary Public (or Judge or other authorized person, as the case may be), SYLVIA J. BARTA who acknowledged to me that she executed the within instrument.

Kelly Gregg

Notary Public



COPY!!

3 336
OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

WESTERN TITLE CO. INC.
04 JUN -2 PM 4:11

MARY C. MILLIGAN
COUNTY RECORDER
FEE 16⁰⁰ DEP. mk

A.P.N.: 12-031-09 04
File No: 142-2122912 (NMP)
R.P.T.T.: \$799.50

When Recorded, Mail Tax Statements To:
William L. Hawhee and Dianne P. Hawhee
834 W. Bridge Street
Yerington, NV 89423

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

James D. Bednark, a married man as his sole and separate property
do(es) hereby GRANT, BARGAIN and SELL to

William L. Hawhee and Dianne P. Hawhee, husband and wife as joint tenants
with right of survivorship
the real property situate in the County of Lyon, State of Nevada, (described as follows:

See Exhibit "A"

Subject to

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights,
if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date: 03/29/2004

322236

James D. Bednark
James D. Bednark

STATE OF Colorado)
~~NEVADA~~)
COUNTY OF Denver) ss.
~~DOUGLAS~~)

This instrument was acknowledged before me on 4/29/04 by James D. Bednark, a married man as his sole and separate property.

[Signature]
Notary Public

(My commission expires: My Commission Expires 12/16/2007

This Notary Acknowledgement is attached to that certain Grant, Bargain Sale Deed dated March 29, 2004 under Escrow No. 142-2122912.

SEAL AFFIXED

LEGAL DESCRIPTION

A parcel of land in the Northwest 1/4 of Section 22 and Northeast 1/4 of Section 21, Township 13 North, Range 25 East, Mount Diablo Meridian, bounded and described as follows:

Commencing at the NW corner of said Section 22, marked by a standard Bureau of Land Management pipe and brass cap, from which the North 1/4 corner of said Section 22 bears South 89°25'24" East; thence South 00°43'43" West, 1313.83 feet to the NW corner of the South 1/2 of the NW 1/4 of said Section 22, marked by a 5/8" rebar and cap marked PLS 10596, set per Map File No. 192614, Lyon County Official Records, Yerington, Nevada; thence South 00°44'56" West, 582.68 feet to a point on the Westerly line of said Section 22 marked by a 5/8" rebar with cap marked PLS 6200, per Map File No. 172217, Lyon County Official Records, the point of beginning; thence around the parcel as follows:

South 89°41'09" West, 17.46 feet; thence South 08°29'55" West, 125.44 feet; thence South 00°32'08" East, 121.26 feet; thence South 79°27'02" East, 32.12 feet to a point on the Westerly line of said Section 22; thence along said Westerly line, South 00°44'57" West, 433.92 feet; thence South 89°26'34" East, 354.64 feet; thence North 10°49'50" East, 86.64 feet; thence North 13°55'52" West, 118.08 feet; thence North 41°09'51" West, 265.61 feet; thence North 07°29'00" West 189.66 feet; thence North 05°28'41" East, 102.18 feet; thence South 89°41'09" West, 143.74 feet to the point of beginning.

Legal Description appeared previously in Document No. 320471, recorded on May 13, 2004, Official Records of Lyon County, Nevada.

A.P.N.# 010-081-27
 R.P.T.T. \$ 153.40
 ESCROW NO. 030800246
 Full Value _____

RECORDING REQUESTED BY:
STEWART TITLE COMPANY
 WHEN RECORDED MAIL TO:
 MAIL TAX STATEMENTS TO:

GRANTEE
 1435 SALLY LANE
 GARDNERVILLE, NV. 89410

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That THEODORE W. BEILKE AND INES BEILKE, HUSBAND AND WIFE, AS TO AN UNDIVIDED 50% INTEREST AND ALFRED J. SPIGARELLI AND DOROTHY SPIGARELLI, HUSBAND AND WIFE, AS TO AN UNDIVIDED 50% INTEREST

in consideration of \$10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to

GERARDO EVANGELISTA AND LAURIE L. EVANGELISTA, HUSBAND AND WIFE AS JOINT TENANTS

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of Lyon State of Nevada, bounded and described as follows:
 SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

"THIS DOCUMENT, EXECUTED IN COUNTERPART IS BEING RECORDED AS ONE DOCUMENT"

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: March 24, 2003

 THEODORE W. BEILKE

 INES BEILKE

Alfred J. Spigarelli

 ALFRED J. SPIGARELLI

Dorothy Spigarelli

 DOROTHY SPIGARELLI

STATE OF _____ }
 } ss.
 COUNTY OF _____ }

This instrument was acknowledged before me on _____
 by THEODORE W. BEILKE and INES BEILKE
and ALFRED J. SPIGARELLI and DOROTHY
SPIGARELLI

Signature _____
 Notary Public

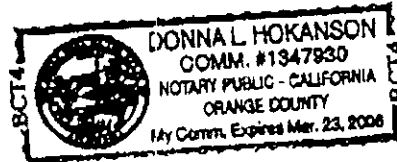
295085

State of California }
County of Orange } ss

On APRIL 3, 2003 before me DONNA L. HOKANSON a Notary Public, personally appeared ALEXANDER & DEBORAH SPIGARELLI who proved to me on the basis of satisfactory evidence to be the Person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Donna L. Hokanson
Notary Public



TITLE OR TYPE OF DOCUMENT

NUMBER OF PAGES

DATE OF DOCUMENT

A.P.N. # 010-081-27
 R.P.T.T.S. 153.40
 ESCROW NO. 030800246
 Full Value

RECORDING REQUESTED BY:
 STEWART TITLE COMPANY
 WHEN RECORDED MAIL TO:
 MAIL TAX STATEMENTS TO:

GRANTEE
 1435 SALLY LANE
 GARDNERVILLE, NV. 89410

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That THEODORE W. BEILKE AND INES BEILKE, HUSBAND AND WIFE, AS TO AN UNDIVIDED 50% INTEREST AND ALFRED J. SPIGARELLI AND DOROTHY SPIGARELLI, HUSBAND AND WIFE, AS TO AN UNDIVIDED 50% INTEREST

in consideration of \$10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to

GERARDO EVANGELISTA AND LAURIE L. EVANGELISTA, HUSBAND AND WIFE AS JOINT TENANTS

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of Lyon State of Nevada, bounded and described as follows:
 SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

"THIS DOCUMENT, EXECUTED IN COUNTERPART, IS BEING RECORDED AS ONE DOCUMENT"

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: March 24, 2003

THEODORE W. BEILKE

Ines Beilke
 INES BEILKE

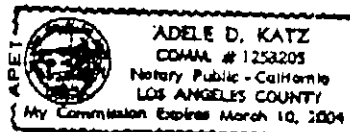
ALFRED J. SPIGARELLI

DOROTHY SPIGARELLI

STATE OF California)
) ss.
 COUNTY OF Los Angeles)

This instrument was acknowledged before me on March 31, 2003,
 by, ~~THEODORE W. BEILKE~~ INES BEILKE

Signature Adele D. Katz
 Notary Public



A.P.N. # 010-081-27

R.P.T.T. \$ 153.40

ESCROW NO. 030800246

Full Value _____

RECORDING REQUESTED BY:
STEWART TITLE COMPANY
 WHEN RECORDED MAIL TO:
 MAIL TAX STATEMENTS TO:

GRANTEE
 1435 SALLY LANE
 GARDNERVILLE, NV. 89410

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That THEODORE W. BEILKE AND INES BEILKE, HUSBAND AND WIFE, AS TO AN UNDIVIDED 50% INTEREST AND ALFRED J. SPIGARELLI AND DOROTHY SPIGARELLI, HUSBAND AND WIFE, AS TO AN UNDIVIDED 50% INTEREST

in consideration of \$10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to

GERARDO EVANGELISTA AND LAURIE L. EVANGELISTA, HUSBAND AND WIFE AS JOINT TENANTS

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of Lyon State of Nevada, bounded and described as follows:
SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

THIS DOCUMENT, EXECUTED IN COUNTERPART, IS BEING RECORDED AS ONE DOCUMENT"

Together with all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: March 24, 2003

Theodore W. Beilke

 THEODORE W. BEILKE

 INES BEILKE

 ALFRED J. SPIGARELLI

 DOROTHY SPIGARELLI

STATE OF _____)
) ss.
 COUNTY OF _____)

This instrument was acknowledged before me on
 by THEODORE W. BEILKE and INES BEILKE
and ALFRED J. SPIGARELLI and DOROTHY
SPIGARELLI

Signature _____
 Notary Public

295085

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of LOS Angeles } ss.

On March 27, 03 before me, Hamid Nessar.

personally appeared THEODORE W. BEILKE
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Hamid Nessar
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removals and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: GRANT DEED

Document Date: MARCH 24, 2003 Number of Pages: ONE

Signer(s) Other Than Named Above: (3) (NES BEILKE, ALFRED J. SPIGARELLI & DOROTHY SPIGARELLI)

Capacity(ies) Claimed by Signer

Signer's Name: SEE ABOVE

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer is Representing: Himself.

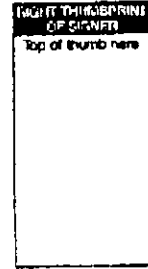


EXHIBIT 'A'
LEGAL DESCRIPTION

That portion of the SW 1/4 of Section 28, Township 12 North, Range 23 East, M.D.B. & M., in the County of Lyon, State of Nevada, more particularly described as follows:

Commencing at a 3/4" IRON PIPE with washer stamped PLS 4248, said point is the West 1/4 of Section 28, thence South 89°44'04" East, 1326.59 feet; thence South 00°39'09" West, 6.86 feet to the TRUE POINT OF BEGINNING, thence through the following courses;

South 89°44'04" East, 1326.59 feet;

South 00°43'44" West, 656.96 feet;

North 89°44'04" West, 1325.71 feet;

North 00°39'09" East, 656.95 feet to the TRUE POINT OF BEGINNING.

ASSESSOR'S PARCEL NO. 10-081-27

"IN COMPLIANCE WITH NEVADA REVISED STATUTE 111.312, THE HEREIN ABOVE LEGAL DESCRIPTION WAS TAKEN FROM INSTRUMENT RECORDED MARCH 9, 2000, AS FILE NO. 245410, RECORDED IN THE OFFICIAL RECORDS OF LYON COUNTY, STATE OF NEVADA."

"TOGETHER WITH 20 acre feet of water and water rights, ditch or ditch rights and other rights to water, of any nature whatsoever, appurtenant to the property".

5/27/03

*Charlene @ Stewart - Intent on purchase
agreement for all appurtenant
water to go w/ land.*

295085

lc

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
STEWART TITLE OF Douglas

03 APR 24 PM 1:44

MARY C. HILLIGAN
COUNTY RECORDER
FEE 19.00 DEP. KL

A.P. No. 10-081-28
Escrow No. 142-2020123-KM1732 - 23767
R.P.T.T. \$153.40

WHEN RECORDED MAIL TO:
Grantee
800 N. Carhart Ave
Fullerton, CA 92833

**This document is being recorded
in counterpart and shall be considered
one document.

MAIL TAX STATEMENT TO:
Mr & Mrs Hutchins
800 N. Carhart Ave
Fullerton, CA 92833

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Theodore W. Beilke, an unmarried man and Ines Beilke, an unmarried woman as to an undivided 50% interest
(who acquired title as husband and wife as joint tenants) and Alfred J. Spigarelli and Dorothy Spigarelli, husband
and wife as joint tenants as to an undivided 50% interest

do(es) hereby GRANT, BARGAIN and SELL to

Leland Hutchins and Karen Hutchins, husband and wife as joint tenants with right of survivorship

the real property situate in the County of Lyon, State of Nevada, described as follows:

see legal description attached hereto and made a part hereof

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto
belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date: 07/24/2002

Date: 7/24/02

Theodore W. Beilke

Alfred J. Spigarelli
Alfred J. Spigarelli

Dorothy Spigarelli
Dorothy Spigarelli

Ines Beilke

STATE OF NEVADA)
 : ss.
COUNTY OF)
DOUGLAS

285601

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Orange } ss.

On July 26, 2002 before me, Laurie Ann Warszawski, notary
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Alfred J. Spigarelli and Dorothy Spigarelli
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



Place Notary Seal Above

WITNESS my hand and official seal.

Laurie Ann Warszawski
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

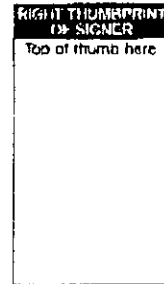
Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer is Representing: _____



285601

A.P. No. 10-081-28
Escrow No. 142--2020123-KM/
R.P.T.T. \$153.40

WHEN RECORDED MAIL TO:
Grantee
800 N. Carhart Ave
Fullerton, CA 92833

** This document is being recorded in counterpart
and shall be considered one document.

MAIL TAX STATEMENT TO:
Mr & Mrs Hutchins
800 N. Carhart Ave
Fullerton, CA 92833

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Theodore W. Beilke, an unmarried man and Ines Beilke, an unmarried woman as to an undivided 50% interest (who acquired title as husband and wife as joint tenants) and Alfred J. Spigarelli and Dorothy Spigarelli, husband and wife as joint tenants as to an undivided 50% interest

do(es) hereby GRANT, BARGAIN and SELL to

Leland Hutchins and Karen Hutchins, husband and wife as joint tenants with right of survivorship

the real property situate in the County of Lyon, State of Nevada, described as follows:

see legal description attached hereto and made a part hereof

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date: 07/24/2002

Date: 7/25/02

Theodore W. Beilke
Theodore W. Beilke

Alfred J. Spigarelli

Dorothy Spigarelli

Ines Beilke

CALIFORNIA
STATE OF NEVADA)
) : ss.
COUNTY OF LOS)
DOUGLAS Angeles.

285601

This instrument was acknowledged before me on

July 25, 2002 by

~~Theodore W. Beilke and M. J. Feingold~~
~~and Dorothy Feingold and Lisa Bell~~

249

Hamid Nisar

Notary Public

(My commission expires: Dec 24, 2002)



285601

A.P. No. 10-081-28
Escrow No. 142-2020123-KM/
R.P.T.T. \$153.40

**This document is being recorded in counterpart and shall be considered one document.

WHEN RECORDED MAIL TO:
Grantee
800 N. Carhart Ave
Fullerton, CA 92833

MAIL TAX STATEMENT TO:
Mr & Mrs Hutchins
800 N. Carhart Ave
Fullerton, CA 92833

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Theodore W. Beilke, an unmarried man and Ines Beilke, an unmarried woman as to an undivided 50% interest (who acquired title as husband and wife as joint tenants) and Alfred J. Spigarelli and Dorothy Spigarelli, husband and wife as joint tenants as to an undivided 50% interest

do(es) hereby GRANT, BARGAIN and SELL to

Leland Hutchins and Karen Hutchins, husband and wife as joint tenants with right of survivorship

the real property situate in the County of Lyon, State of Nevada, described as follows:

see legal description attached hereto and made a part hereof

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date: 07/24/2002

Date: 7-30-02
Signed

Theodora W. Beilke

Alfred J. Spigarelli

Dorothy Spigarelli

Ines Beilke

Ines Beilke

STATE OF NEVADA)
) : ss.
COUNTY OF DOUGLAS)

see attached Acknowledgment

285601

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

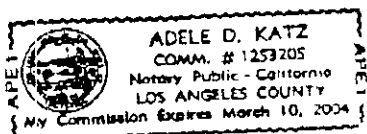
County of Los Angeles } SS.

On July 30, 2002 before me, Adele D. Katz, Notary Public
Date Name and Title of Officer (e.g., Jane Doe, Notary Public)

personally appeared Ines Beilke
Name(s) of Signer(s)

personally known to me
 proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Adele D. Katz
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Grant Bargain + Sale Deed

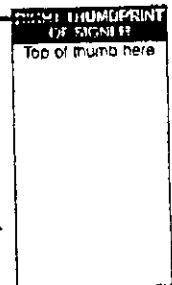
Document Date: 7/24/02 Number of Pages: 1

Signer(s) Other Than Named Above: Theodore W. Beilke, Alfred J. Spigarelli, + Dorothy Spigarelli

Capacity(ies) Claimed by Signer

Signer's Name: Ines Beilke
 Individual
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Attorney in Fact
 Trustee
 Guardian or Conservator
 Other: _____

Signer Is Representing: _____



285601

This instrument was acknowledged before me on _____

by

**Theodore W. Belke and Alfred J. Spigarelli
and Dorothy Spigarelli and Ines Belke.**

Notary Public

(My commission expires: _____)

285601

LEGAL DESCRIPTION

That portion of the SW 1/4 of Section 28, Township 12 North, Range 23 East, M.D.B.&M., located in the County of Lyon, State of Nevada, more particularly described as follows:

Commencing at a 3/4" iron pipe with washer stamped PLS 4248, said point being the West 1/4 of Section 28, thence South 89°44'04" East, 1326.59 feet; thence South 00°39'09" West, 663.81 feet to the true point of beginning, thence through the following courses;

1. South 89°44'04" East, 1325.71 feet;
2. South 00°43'44" West, 995.43 feet to a non-tangent curve concave Northerly having a radius of 293.73 feet and a radial bearing of North 02°21'03" West;
3. Northwesterly along said curve an arc length of 163.20 feet and a central angle of 31°50'03";
4. North 60°35'49" West, 857.21 feet to the beginning of a non-tangent curve concave Northeasterly having a radius of 979.32 feet and a radial bearing of North 29°20'45" East;
5. Northwesterly along said curve having an arc length of 494.13 feet and a central angle of 28°54'33";
6. North 33°38'23" West, 104.88 feet;
7. North 00°39'10" East, 117.15 feet to the True Point of Beginning.

Legal Description appeared previously in Document No. 245410, recorded on March 9, 2000, Official Records of Lyon County, Nevada.

285601

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

Title Service & Escrow Co.
02 NOV -8 PM 3: 26

MARY C. HILLIGAN
COUNTY RECORDER

FILE 21⁰⁰ DEP. MW

APN # 1 181-26
Case 3:73-cv-00127-MMD-CSD Document 650 Filed 05/09/2005 Page 53 of 38

R.P.T.T. \$ 2632.50
ESCROW NO. 040800057
RECORDING REQUESTED BY:
STEWART TITLE COMPANY
MAIL TAX STATEMENTS TO:
SAME AS BELOW

WHEN RECORDED MAIL TO:
GRANTEE
1008 GEORGIA LANE
GARDNERVILLE, NV 89460

(Space Above for Recorder's Use Only)

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That THEODORE W. BEILKE, A MARRIED MAN and INES BEILKE, An Unmarried Woman, as to an undivided 50% interest; and ALFRED J. SPIGARELLI and DOROTHY SPIGARELLI, husband and wife, as to an undivided 50% in consideration of \$10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to SOVEREIGN ENTERPRISES, LLC, A NEVADA LIMITED LIABILITY COMPANY

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of Lyon State of Nevada, bounded and described as:
SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF
Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: January 23, 2004

THEODORE W. BEILKE

INES BEILKE

Alfred Spigarelli
ALFRED J. SPIGARELLI

Dorothy Spigarelli
DOROTHY SPIGARELLI

STATE OF _____ }
 } ss.
COUNTY OF _____ }

This instrument was acknowledged before me on _____
by THEODORE W. BEILKE and INES BEILKE
and ALFRED J. SPIGARELLI and DOROTHY
SPIGARELLI

Signature _____

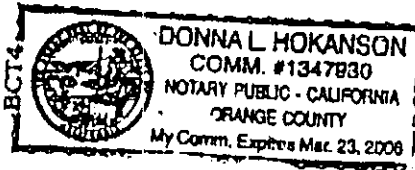
Notary Public (One inch margin on all sides of document for Recorder's Use Only)

State of California }
County of Orange } ss

On FEBRUARY 2, 2004 before me DONNA L. HOKANSON a Notary Public, personally appeared ALFRED T. & DOROTHY S. SPICARELLI who proved to me on the basis of satisfactory evidence to be the Person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Donna L. Hokanson
Notary Public



GRANT, BARGAIN SALES DEED
TITLE OR TYPE OF DOCUMENT

2
NUMBER OF PAGES

1-23-04
DATE OF DOCUMENT

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of LA } ss.

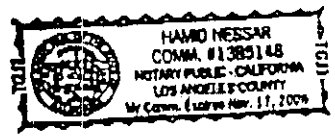
Public

On 2/2/04 before me, Hamid Nessar, Notary

personally appeared Theodore W. Beilke
Name and Title of Office (Not a "Notary Public")

- Notarized at Signature
- personally known to me
 - proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.
[Signature]
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Grant deed

Document Date: 1/23/04 Number of Pages: 2

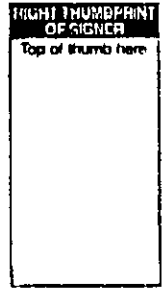
Signer(s) Other Than Named Above: Ines Beilke, Alfred Spigarelli & Dorothy Spigarelli

Capacity(ies) Claimed by Signer

Signer's Name: see above

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer Is Representing: Himself



A.P.N. # ~~081-26~~

R.P.T.T. \$ 2632.50

ESCROW NO. 040800057

RECORDING REQUESTED BY:
 STEWART TITLE COMPANY

MAIL TAX STATEMENTS TO:
 SAME AS BELOW

WHEN RECORDED MAIL TO:
 GRANTEE
 1008 GEORGIA LANE
 GARDNERVILLE, NV 89460

(Space Above for Recorder's Use Only)

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That **THEODORE W. BEILKE, A MARRIED MAN** and **INES BEILKE, An Unmarried Woman, as to an undivided 50% interest; and ALFRED J. SPIGARELLI and DOROTHY SPIGARELLI, husband and wife, as to an undivided 50%** in consideration of \$10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to **SOVEREIGN ENTERPRISES, LLC, A NEVADA LIMITED LIABILITY COMPANY**

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of Lyon State of Nevada, bounded and described as:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: January 23, 2004

THEODORE W. BEILKE

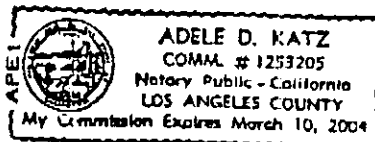
Ines Beilke
INES BEILKE

ALFRED J. SPIGARELLI

DOROTHY SPIGARELLI

STATE OF California)
) ss
 COUNTY OF Los Angeles

This instrument was acknowledged before me on February 6, 2004
 by ~~THEODORE W. BEILKE and INES BEILKE~~
~~and ALFRED J. SPIGARELLI and DOROTHY SPIGARELLI~~



Signature Adele D. Katz
 Notary Public (One inch margin on all sides of document for Recorder's Use Only)

EXHIBIT 'A'
LEGAL DESCRIPTION

That portion of the N 1/2 of Section 28, Township 12, North, Range 23 East, M.D.B.. & M., in the County of Lyon, State of Nevada, more particularly described as follows:

Beginning at a 5/8" rebar and cap stamped PLS 8659, said point being the Section corner common to 21, 22, 27 and 28, thence through the following courses;

South 00°52'06" West along the Section line, 1319.96 feet;

North 89°34'25" West, 2657.19 feet;

South 00°43'44" West, 1334.26 feet;

North 89°44'04" West, 1326.59 feet;

North 00°39'02" East, 2669.10 feet to the North line of Section 28;

South 89°24'46" East, 3990.57 feet to the TRUE POINT OF BEGINNING.

ASSESSOR'S PARCEL NO. 10-081-26

"IN COMPLIANCE WITH NEVADA REVISED STATUTE 111.312, THE HEREIN ABOVE LEGAL DESCRIPTION WAS TAKEN FROM INSTRUMENT RECORDED MARCH 9 2000, AS FILE NO. 245410, RECORDED IN THE OFFICIAL RECORDS OF LYON COUNTY, STATE OF NEVADA."

"TOGETHER WITH 313 acre feet of water rights per Walker River Irrigation District Card No. 3170."

Division #: 14490
 Card #: 14490
 Name: Gerardo & Laurie L. Evangelista
 Address: 214 Artesia Rd.
 Wellington, NV 89444
 O. & M. Local No.

PROVISIONAL
 O. & M. Local No.

WALKER RIVER IRRIGATION DISTRICT
 YERINGTON, NEVADA

Index No. Pt 58, 47, & 267
 Lyon County No. 10-081-27
 Claim No. 588
 User # Colony
 Ditch

Court Decree:

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED		ACRE FEET APPORTIONED	TOPAZ RES.		BRIDGEPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
					PER ACRE	TOTAL		ACRE FEET	ACRE FEET			
NEWL		20.000	4.2768	65	2.0592	41.184						20.000
TOTAL		20.000				41.184	41.18	41.18		.00		20.000

LEGAL DESCRIPTION:
 Pt. of NE 1/4 of SW 1/4, Sec. 28;
 T. 12 N., R. 23 E.

COMMENTS:
 Transferred from card #42302 - Red Creek Ranch, Inc.
 Transferred from card #56972 - Walker River Land Corp.
 3/25/00 - Transferred from card #55968 - WRLC
 11/27/01 - Transferred from card #3171 - Beilke
 5/28/03 - Transferred from card #3173 - Beilke & Spigarelli
 04/26/04 - Changed Address

DOCUMENT #	DATE	DESCRIPTION
#51065	01/10/80	Associated Ranch Management to Trinox Company (all except 38.88 acres).
#173436	07/14/94	Trinox Company to Pruett Ranches, Inc. a Nevada Corporation.
#213637	12/29/97	Record of Survey in Support of Boundary Line Adjustment for Pruett Ranches, Inc., a Nevada Corporation
#213638	12/29/97	Boundary Line Adjustment Deed (creating parcel 10-081-04 & 05).
#213682	12/31/97	Record of Survey to Support Boundary Line Adjustment for Pruett Ranches, Inc., a Nevada Corporation.
#213752	12/31/97	Reconveyance Deed - Marian Pinkerton, Treasurer & Ex-Officio Tax Receiver and Trustee for Lyon County Nevada to Pruett Ranches, Inc. a Nevada Corporation.
#214316	01/16/98	Record of Survey for Pruett Ranches, Inc., a Nevada Corporation.
#214322	01/16/98	Deed to Correct Legal Description on Document #173436.
#214323	01/16/98	Pruett Ranches, Inc., a Nevada Corporation to Red Creek Ranch, Inc., a Colorado Corporation - Grantor Reserving all Water Rights.
#214324	01/16/98	Water Rights & Easement Deed - Pruett Ranches, Inc., a Nevada Corporation to Red Creek Ranch, Inc., a Colorado Corporation.
#216883	03/31/98	A Map of Division into Large Parcels for Red Creek Ranch, Inc., a Colorado Corporation.
#219988	06/11/98	Land Patent (creates APN 10-081-13)
#228078	12/31/98	Red Creek Ranch, Inc. a Colorado Corporation to Walker River Land Corp., a Nevada Corporation. Excepting & Reserving unto Grantor all water rights
#228079	12/31/98	Water Rights Deed - Red Creek Ranch, Inc., a Colorado corporation to Walker River Land Corp. a Nevada corporation
#245089	02/29/00	Record of Survey in support of a Boundary Line Adjustment for Walker River Land Corp & Hunewill Land & Livestock Co.
#245090	02/29/00	Boundary Line Adjustment Deed
#245410	03/09/00	Walker River Land Corp., a Nevada corporation to Theodore W. & Ines Beilke, husband and wife as Joint Tenants, an und. 50% int., and Alfred J. & Dorothy Spigarelli, husband and wife, as Joint Tenants, an und. 50% int., all as tenants in common
#245411	03/09/00	Water Rights Deed - WRLC to Theodore W. & Ines Beilke, husband and wife as Joint Tenants, an und. 50% int., and Alfred J. & Dorothy Spigarelli, husband and wife, as Joint Tenants, an und. 50% int., all as tenants in common

Exhibit 19

WRID 06/30/04

DOCUMENT #	DATE	DESCRIPTION
#	11/27/01	Card #3171 split into two cards to make separate cards for APN #'s 10-081-27 & 10-081-28
##	11/27/01	Beilke card #3171 split into cards #3172 & 3173
#295086	04/24/03	Theodore W. & Ines Beilke, husband and wife, as to an und. 50% int. and Alfred J. & Dorothy Spigarelli, husband and wife as to an und. 50% int. to Gerardo & Laurie L. Evangelista, husband and wife as Joint Tenants

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Division #: 6

Card #: 26402

Name: Leland & Karen Hutchins

Index No. P1 69, 47, & 267

Lyon County No. 10-081-28

Address: 800 N. Carhart Ave.
Fullerton, CA 92833

Claim No.

Ditch Colony

O. & M. Local No. 1

Court Decree:

PRIORITY	CPS	ACRES	DUTY	DAYS STORAGE	ACRE FEET PER ACRE	ACRE FEET TOTAL	ACRE FEET APPORTIONED	TOTAL ACRE FEET	REPORT BBS ACRE FEET	CLAIM #	TOTAL ACRES
NEWL		16 000	4.2768	66	2.0692	32,947	32,947	32,95	00		20 000
TOTAL		16 000				32,947	32,947	32,95	00		16 000
											4 000
											32,950

LEGAL DESCRIPTION:

Pl. of NE 1/4 of SW 1/4,
Pl. of SE 1/4 of SE 1/4, Sec. 28;
T. 12 N., R. 23 E.

COMMENTS:

Transferred from card #42302 - Red Creek Ranch, Inc.
Transferred from card #66972 - Walker River Land Corp.
3/24/00 - Also APN 10-081-28
3/25/00 - Transferred from card #66968 - WRLC
11/27/01 - Transferred from card #3171 - Belike
12/16/02 - Transferred from card #3172 - Belike & Spigarelli

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#61065	01/10/80	Associated Ranch Management to Trinox Company (all except 38.88 acres).
#173436	07/14/94	Trinox Company to Pruett Ranches, Inc. a Nevada Corporation.
#213637	12/29/97	Record of Survey in Support of Boundary Line Adjustment for Pruett Ranches, Inc., a Nevada Corporation.
#213638	12/29/97	Boundary Line Adjustment Deed (creating parcel 10-081-04 & 05).
#213682	12/31/97	Record of Survey to Support Boundary Line Adjustment for Pruett Ranches, Inc., a Nevada Corporation.
#213762	12/31/97	Reconveyance Deed - Marlan Pinkerton, Treasurer & Ex-Officio Tax Receiver and Trustee for Lyon County Nevada to Pruett Ranches, Inc. a Nevada Corporation.
#214316	01/16/98	Record of Survey for Pruett Ranches, Inc., a Nevada Corporation.
#214322	01/16/98	Deed to Correct Legal Description on Document #173436.
#214323	01/16/98	Pruett Ranches, Inc., a Nevada Corporation to Red Creek Ranch, Inc., a Colorado Corporation - Grantor Reserving all Water Rights.
#214324	01/16/98	Water Rights & Easement Deed - Pruett Ranches, Inc., a Nevada Corporation to Red Creek Ranch, Inc., a Colorado Corporation.
#216883	03/31/98	A Map of Division into Large Parcels for Red Creek Ranch, Inc., a Colorado Corporation.
#219988	06/11/98	Land Patent (creates APN 10-081-13)
#228078	12/31/98	Red Creek Ranch, Inc. a Colorado Corporation to Walker River Land Corp., a Nevada Corporation. Excepting & Reserving unto Grantor all water rights
#228079	12/31/98	Water Rights Deed - Red Creek Ranch, Inc., a Colorado corporation to Walker River Land Corp. a Nevada corporation
#246089	02/29/00	Record of Survey in support of a Boundary Line Adjustment for Walker River Land Corp & Munewill Land & Livestock Co.
#246090	02/29/00	Boundary Line Adjustment Deed
#246410	03/09/00	Walker River Land Corp., a Nevada corporation to Theodore W. & Ines Belike, husband and wife as Joint Tenants, an und. 60% Int., and Alfred J. & Dorothy Spigarelli, husband and wife, as Joint Tenants, an und. 60% Int., all as tenants in common
#246411	03/09/00	Water Rights Deed - WRLC to Theodore W. & Ines Belike, husband and wife as Joint Tenants, an und. 60% Int., and Alfred J. & Dorothy Spigarelli, husband and wife, as Joint Tenants, an und. 60% Int., all as tenants in common

DOCUMENT HISTORY:	
DOCUMENT #	DESCRIPTION
#250070	Change of Point of Diversion of Storage Water.
#	Card #3171 split into two cards to make separate cards for APN #'s 10-091-27 & 10-091-28
#	Beilke card #3171 split into cards #3172 & 3173
#286601	Theodore W. Beilke, an unmarried man & Ines Beilke, an unmarried woman, as to an und. 60% int. [who acquired title as husband and wife as Joint Tenants] and Alfred J. & Dorothy Spigarelli, husband and wife as Joint Tenants as to an und. 60% int. to Leland & Karen Hutchins, husband and wife as Joint Tenants

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: 3-14-05

Peggy Bitter
Signature

PEGGY BITTER
Printed/Typed Name

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

KEN & PEGGY BITTER 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Peggy Bitter

(Signature)

Peggy Bitter

(Printed or typed Name)

Ken + Peggy Bitter Trust

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

Box 250, Yerington, NV 89

(Address)

775-463-4239

(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: 3-14-05

Ken Bitter
Signature

KEN BITTER
Printed/Typed Name

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

KEN & PEGGY BITTER 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 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 f 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.

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**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:

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Attorney:

Address:

Phone Number:

Fax Number:

Ken Biren

(Signature)

KEN BIREN

(Printed or typed Name)

KEN + PEGGY BIREN TRUST

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

P.O. Box 250

GERMANTOWN NJ 08944

(Address)

775-463-4239

(Telephone number)

WHEN RECORDED MAIL TO:

✓
Law Offices of John P. Schlegelmilch, Ltd.
30 Broadway Ave.
Yerington, NV 89447

Grantee (and mail Tax Statement to):
THOMAS BOBRICK, Trustee of
The THOMAS BOBRICK TRUST
18 Maple Drive
Yerington, NV 89447

APN # 012-071-28

RPTT # 817

QUITCLAIM DEED

THIS INDENTURE, made this 4th day of April, 2003, by and between THOMAS BOBRICK, a single man, hereinafter called Party of the First Part and, THOMAS BOBRICK, Trustee of the THOMAS BOBRICK TRUST, dated the 4th day of April, 2003, hereinafter called Party of the Second Party.

WITNESSETH:

That the said Party of the First Part hereby conveys to Party of the Second Party, its heirs, successors, and assigns, all of the right, title, and interest in and to that certain real property, commonly known as 152 Hwy 208, situate in the County of LYON, State of Nevada, described as follows::

All that certain real property being a portion of the west ½ of Section 26, Township 13 North, Range 25 E MB&M Lyon County, Nevada described as follows, Parcel C as shown on the Parcel Map for Thomas and Ruth E. Bobrick recorded in the official records of Lyon County, Nevada on March 28, 1996 as Document #191775.

PER NRS 111.312, THE LEGAL DESCRIPTION APPEARED PREVIOUSLY IN DEED NO. 270997 RECORDED ON January 15, 2002.

APN 012-071-28

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the Parties of the Second Part and to their assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand the day and year first above written.

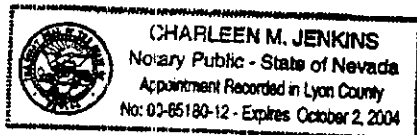
Tom Bobrick
TOM BOBRICK

ACKNOWLEDGMENT

STATE OF NEVADA)
 :ss.
COUNTY OF LYON)

On this 4th day of April, 2003, before me, the undersigned, a Notary Public, personally appeared TOM BOBRICK to me to be the person described herein and who executed the above foregoing instrument, and he acknowledged to me that he executed the same freely and voluntarily, and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year hereinabove written.



Charleen M. Jenkins
NOTARY PUBLIC (SEAL)

294071

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

John Acklegelmich LTD
03 APR -7 PM 4: 33

MARY C. HILLIGAN
COUNTY RECORDER

FEE 16⁰⁰ DEP. *Dee*

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.

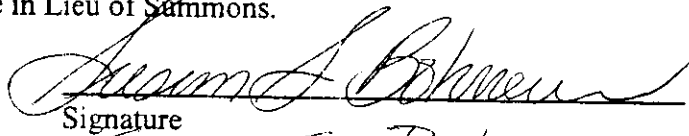
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: 3/15/05



Signature

Susan S. Bohner
Printed/Typed Name

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

Steven & Susan Bohner Family Trust
(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 a 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Susan S. Bohner
(Signature) Trustee

Susan S. Bohner
(Printed or typed Name)

Steven & Susan Bohner Family Tru.

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

81 Pete Hendricks Rd
Wilmington Nc 28414
(Address)

775-463-9888
(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: 3/15/05



Signature
Steven L. Bohner

Printed/Typed Name

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

Steven & Susan Bohner (Title)
Family Trust
(Corporate, Trust, Partnership or other entity)

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

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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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Steven L. Bohner

(Signature) *Trustee*

Steven L. Bohner

(Printed or typed Name)

Steven & Susan Bohner Family Trust

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

81 Pete Hendricks Rd.
Hennington, Nc 28447

(Address)

775-463-9888

(Telephone number)

1732

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

William Carpenter, Esq.
04 JAN 12 PM 1:04

MARY C. HILLIGAN
COUNTY RECORDER

FEE 15⁰⁰ DEP. mk

APN: 14-521-10
RPTT \$0.00
No. 6

Mail Tax Statements to:
81 Pete Hendrichs Road
Yerington, NV. 89447

After Recording Mail to:
William L. Carpenter
215 W. Bridge St., Suite 3
Yerington, NV. 89447

FILED
1732
BY

QUITCLAIM DEED

THIS INDENTURE, made this 9th day of January, 2004, between STEVEN L. BOHNER and SUSAN SCRIVNER BOHNER, Husband and Wife, parties of the first part, and STEVEN BOHNER and SUSAN BOHNER, Trustees, under the terms of THE STEVEN BOHNER and SUSAN BOHNER FAMILY TRUST, dated this day written above, the parties of the second part.

WITNESSETH:

That the said parties of the first part, in conformity with the terms of the aforesaid Declaration of Trust, do by these presents remise, release and forever quitclaim unto the said parties of the second part, their successors and assigns forever, all their right, title and interest in and to the certain lot, piece or parcel of land situate, the County of Lyon, State of Nevada, more particularly bounded and described as follows, to wit:

Per NRS 111.312, the legal description appeared previously in Deed #287186 and recorded December 12, 2002 in Lyon County Records.

All that certain real property being a portion of the Northwest 1/4 of the Northwest 1/4 of Section 7, Township 13 North, Range 26 East, M.D.B.&M., Lyon County, Nevada, described as follows:

Parcel B as shown on the Parcel Map for Beryl Tamagni, recorded in the Official Records of Lyon County, Nevada, on November 19, 1991, as Document No. 146830.

EXCEPTING THEREFROM the South 25 feet as reserved by Raymond E. Tamagni and Janice E. Tamagni in that certain Gift Deed recorded in the Official Records of Lyon County, Nevada on June 17, 1992, as Document No. 152644.

TOGETHER WITH, all and singular, the tenements, hereditaments and appurtenances, including easements and water rights, if any, thereunto belonging or in anyway appertaining, and the reversion and reversions, remainder and remainders, rents issues and profits thereof

TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the said parties of the second part and their successors and assigns forever.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hand the day and year first above written.

Steven L. Bohner

STEVEN L. BOHNER

Susan Scrivner Bohner

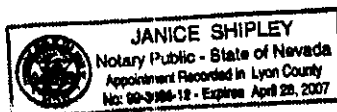
SUSAN SCRIVNER BOHNER

STATE OF NEVADA)
) ss.
COUNTY OF LYON

This instrument was acknowledged before me on this 9th day of January, 2004, by Steven L. Bohner and Susan Scrivner Bohner.

Janice Shipley

Notary Public



Division #: 4340
 Card #: Steven & Susan Bohner Family Trust
 Name: Steven Bohner & Susan Bohner, Trustees
 Address: 81 Pete Hendrichs Rd.
 Yerington, NV 89447

Index No. 338
 Lyon County No. 14-521-10
 Claim No. Pt. of 34
 User # 2525
 Ditch Nichol Merritt

PROVISIONAL

C. & M. Local No. 3

Court Decree: C-125, P. 44; Tamagni, Antone

PRIORITY	C.F.S.	ACRES	DAYS STORAGE	DUTY	ACRE FEET REQUIRED		TOTAL	ACRE FEET APPORTIONED	TOTAL RES.		BRIDGEPORT LINES	ACRE FEET	CLAIM #	TOTAL ACRES
					PER ACRE	TOTAL			ACRE FEET	ACRE FEET				
1875	.120	10.000		3.2076		1.900	1.900						34	10.000
TOTAL	.120	10.000				1.900	1.90	1.90	1.30			.60		10.000

LEGAL DESCRIPTION:

Fr. NW 1/4 of NW 1/4, Section 7;
 T. 13 N., R. 26 E.
 Parcel B - PM 146830

COMMENTS:

6/4/2000 - Transferred from card #34608 - Gerald Menesini
 1/16/03 - Transferred from card #2045 - Roger Banta
 03/02/04 - Changed to Trust

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#35-302	01/01/49	Edward Tamagni to Edward & Beryl Tamagni, 1949 Roll.
#24846/24845	12/15/75	Transfers between Manoukian & Tamagni, 1975-76 Roll.
#33612	08/11/77	Deleting Edward from the name of ownership, 1976-77 Roll.
#162439	06/09/92	Decree Settling Estate and Providing for Final Distribution and Discharge - Beryl Tamagni's Estate to Raymond Edward & Janice E. Tamagni.
#162440	06/09/92	Executor's Deed - Raymond E. Tamagni, Executor of Estate of Beryl R. Tamagni to Raymond E. & Janice E. Tamagni.
#162536	06/12/92	Grant Deed - Raymond E. & Janice E. Tamagni to Raymond E. & Janice E. Tamagni, Trustees of the Raymond E. Tamagni Family Trust.
#162644	06/17/92	Gift Deed from Raymond E. & Janice E. Tamagni to Gerald T. & Renee E. Menesini, Husband & Wife as Joint Tenants (10 acres, 14-521-10).
#246284	04/03/00	Trustees Deed Upon Sale - to Roger L. Banta, Trustee under Declaration of Trust dated 12/12/93
#287186	12/12/02	Roger L. Banta, Trustee to Steven L. Bohner & Susan Scrivner Bohner, husband and wife as Joint Tenants
#311732	01/12/04	Steven L. Bohner & Susan Scrivner Bohner, husband and wife to Steven Bohner & Susan Bohner, Trustees of the Steven Bohner & Susan Bohner Family Trust

103883

Case 3:73-cv-00127-MMD-CSD Document 650 Filed 05/09/2005 Page 81 of 38

ORIGINAL RECORDS
105X09/2005
RECORD REQUESTED BY

APN 10-331-09
Document Transfer Tax \$102.00
Order No. TSL-25516
Mail Tax Bill to Grantee:
P.O. Box 44
Wellington NV 89444

Title Service & Escrow Co.
03 SEP 11 AM 11:03
- MARY C. HILLIGAN
COUNTY RECORDER
FEE 16⁰⁰ DEP. MK

SPACE ABOVE FOR RECORDER'S USE ONLY

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

KIRK A. BOOTH, an unmarried man and CAROLYN J. CROUSE, an unmarried who acquired title as CAROLYN C. BOOTH

do hereby GRANT, BARGAIN and SELL TO

PAUL J. FRY, III and JILL CHRISTINE FRY, husband and wife as Joint Tenants with the Right of Survivorship

the real property situate in the County of LYON, State of Nevada, described as follows:

All that certain real property being a portion of the Northwest 1/4 of the Southeast 1/4 of Section 27, T 11 N, R 23 E, M.D.B.&M., Lyon County, Nevada, being described as follows:

From the established and recognized monument (iron pin in mound of rocks) in the center of said Section 27, and which bears South 0°31' East, 2638.44 feet from the North one-quarter corner of said section; thence South 0°31' East along the one-quarter section line 330.00 feet to the true point of beginning at the Northwest corner of the parcel; thence North 89°56' East, 460.00 feet to a point at the Northeast corner of the parcel and in the so-called Colony Ditch; thence following along in said ditch South 25°07' East, 278.71 feet to a point at the Southeast corner of the parcel; thence leaving said ditch South 89°56' West, 576.00 feet to a point at the Southwest corner of the parcel; thence North 0°31' West along the one-quarter section line 252.50 feet to the point of beginning.

303883

Legal Description appeared previously in Document No. 217726,
recorded on April 21, 1998, Official Records of Lyon County,
Nevada.

TOGETHER WITH all water and water rights, ditches and ditch
rights, wells and well rights

TOGETHER WITH all tenements, hereditaments and appurtenances
thereunto belonging or in anywise appertaining, and any
reversion, remainders, rents, issues or profits thereof.

DATED 8/27/03

Carolyn J. Crouse
CAROLYN J. CROUSE

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

On August 27, 2003 personally appeared before me, a Notary
Public for Judge or other authorized person, as the case may be),
CAROLYN J. CROUSE, who acknowledged to me that she executed the
within instrument.

Stephanie L. Jackson
Notary Public

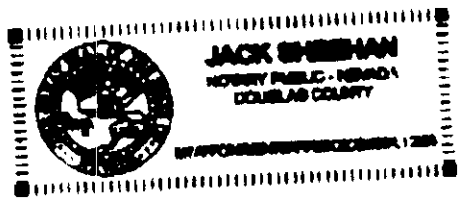


Kirk A Booth
KIRK A. BOOTH

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

On Sept 4, 2003 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be), KIRK A. BOOTH, who acknowledged to me that he executed the within instrument.

Joel Sheehy
Notary Public



WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Index No. Fm 75-C
Lyon County No. 10-331-09
Claim No. 745
User # Colony
Ditch

Division #: 17925
Card #: Paul J. Fry, III & Jill Christine Fry
Name: P. O. Box 44
Address: Wellington, NV 89447
O. & M. Local No. 1

Court Decree:

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED		ACRE FEET APPORTIONED	TOPAZ RES.		BRIDGEPORT RES.		CLAIM #	TOTAL ACRES
					PER ACRE	TOTAL		ACRE FEET	ACRE FEET	ACRE FEET	ACRE FEET		
NEWL	3.000	3.000	4.2768	65	2.0592	6.180	6.18	6.18					3.000
TOTAL	3.000	3.000				6.180	6.18	6.18					3.000
													Water Rl. Acres 3.000
													Non Wtr Rl. Acres .000
													Acre Feet Storage 6.180

COMMENTS:

Transferred from card #16330 - Finch
11/20/03 - Transferred from card #4405 - K & C Booth

LEGAL DESCRIPTION:

NW 1/4 of SE 1/4, Sec. 27;
T 11 N, R 23 E.

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#80415	09/19/83	Max A. & Vergie A. Kernion to Jack & Leila Kern.
#136869	10/09/90	Executor Deed - Leila M. Kern (1/2 int.) to Jack Kern.
#141630	12/11/90	Executor Deed to Harry L. Finch.
#217726	04/21/98	Harry L. Finch to Kirk A. & Carolyn C. Booth, husband and wife as Joint Tenants
#303883	05/11/03	Kirk A. Booth, an unmarried man and Carolyn J. Crouse, an unmarried woman, who acquired title as Carolyn C. Booth to Paul J. Fry III & Jill Christine Fry, husband and wife as Joint Tenants

PROMISSORY NOTE

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: 4-4-05

Kenneth R. Burnett
Signature

Kenneth R. Burnett
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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1 UNITED STATES OF AMERICA,)

2 Plaintiff.)

3 WALKER RIVER PAUTE TRIBE,)

4 Plaintiff-Intervenor,)

5 vs.)

6 WALKER RIVER IRRIGATION DISTRICT,)
7 a corporation, et al..)

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

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9
10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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

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

13 Chief Deputy Clerk
14 United States District Court for the
15 District of Nevada
16 400 South Virginia Street, Suite 301
17 Reno, Nevada 89501

18 3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of

19 Summons, I am mailing a copy of this document to:

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

26 4. I (or the entity on whose behalf I am acting) will retain all defenses or objections

27 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect

28 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

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

31 telephone number, and facsimile number:

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Attorney:

Address:

Phone Number:

Fax Number:

Kenneth R. Burnett

(Signature)

Kenneth R Burnett

(Printed or typed Name)

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

16 Crosby Ln

Smith NV 89430

(Address)

775-465-2141

(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: 4-4-05



Signature

Sharon L. Burnett

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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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4	UNITED STATES OF AMERICA,)	
5	Plaintiff,)	
6	WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125
7	Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
8	vs.)	
9	WALKER RIVER IRRIGATION DISTRICT,)	
	a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Sharon L. Burnet

(Signature)

Sharon L. Burnet

(Printed or typed Name)

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

16 Crosby Lane
Smith, NV 894

(Address)

775-465-2141

(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: 3-22-05

Norma J. Cabral

Signature

NORMA J. CABRAL

Printed/Typed Name

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

(Title)

Joseph P. & Norma J. Cabral 2002 Revocable Living 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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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3	UNITED STATES OF AMERICA,)	
4	Plaintiff,)	
5)	
6	WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125
7	Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
8	vs.)	
9	WALKER RIVER IRRIGATION DISTRICT,)	
	a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Norma J Cabral
(Signature)

NORMA J CABRAL
(Printed or typed Name)

Trustee,
Joseph P. & Norma J. Cabral
2002 Revocable Living Trust

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

(Address) Wellington
PO Box 82 New 89444

(Telephone number)
775-465-2082

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: 3-22-05

Joseph P. Cabral Sr.
Signature

JOSEPH P. CABRAL SR.
Printed/Typed Name

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

Joseph P. & Norma J. Cabral 2002 Revocable Living 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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1
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3 UNITED STATES OF AMERICA,)
4 Plaintiff.)
5 WALKER RIVER PAIUTE TRIBE,)
6 Plaintiff-Intervenor,)
7 vs.)
8 WALKER RIVER IRRIGATION DISTRICT,)
9 a corporation. et al.,)

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

10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

- 11 1. I hereby enter my appearance in this sub-proceeding in this case.
12 2. I am filing this document with the District Court at the following address:

13 Chief Deputy Clerk
14 United States District Court for the
District of Nevada
15 400 South Virginia Street, Suite 301
16 Reno, Nevada 89501

- 17 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:

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

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

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

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Attorney:

Address:

Phone Number:

Fax Number:

Joseph P. Cabral Sr

(Signature)

JOSEPH P CABRAL SR

(Printed or typed Name)

Trustee,
Joseph P. & Norma J. Cabral
2002 Revocable Living Trust

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

PO Box 82
WELLINGTON NV 8944

(Address)

775-465 2082
(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.

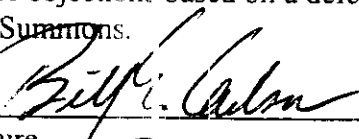
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: MARCH 18, 2005


Signature Bill E. CARLSON

Printed/Typed Name

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

(Title)
The Bill E. CARLSON AND SHARON M. CARLSON 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 a 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
Plaintiff,)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Bill E. Carlson
(Signature)

Bill E. CARLSON - Trustee
(Printed or typed Name)

THE Bill E. CARLSON and Sharon
M. CARLSON FAMILY TRUST.

195 Hudson Aurora Rd
Smith, NV 89430
(Address)

775-465-2148
(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.

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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: MARCH 18-2005

Bill E. Carlson
Signature

BILL E CARLSON
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 a 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
Plaintiff,)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Bill E. Carlson
(Signature)

Bill E. Carlson
(Printed or typed Name)

(Entity, if any, on whose
behalf you are appearing)
195 Hudson Aurora Rd.
Smith, NV 89430
(Address)

775-465-2148
(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.

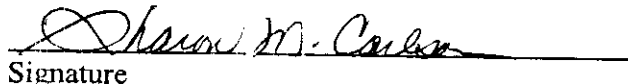
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: MAY 18, 2005


Signature

SHARON M. CARLSON
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 a 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.

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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

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Environment & Natural Resources Division
P.O. Box 756
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Attorney:

Address:

Phone Number:

Fax Number:

Sharon M. Carlson

(Signature)

SHARON M. CARLSON

(Printed or typed Name)

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

195 Hudson Aurora Rd.
Smith, MO 64470

(Address)

775-465-2148

(Telephone number)

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
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Plaintiff,)	
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WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125
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Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
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vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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Attorney:

Address:

Phone Number:

Fax Number:

Elizabeth K Carrasco
(Signature)

✓ Elizabeth K Carrasco
(Printed or typed Name)

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

✓ # 8 Old Ranch Rd
Wilmington, NV. 89444
(Address)

✓ 775-465-9793
(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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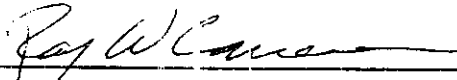
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Date: 3-18-05



Signature
Ray W. Carasco

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

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
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Plaintiff.)	
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WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125
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Plaintiff-Intervenor.)	SUBFILE NO. C-125-B
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vs.)	
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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
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Attorney:

Address:

Phone Number:

Fax Number:

Ray W Carrasco
(Signature)

Ray W Carrasco
(Printed or typed Name)

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

8000 Lakewood Rd
Wellington, NV 89444
(Address)

✓ 775-465-9793
(Telephone number)

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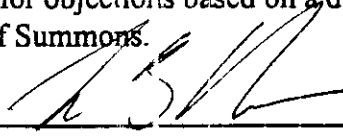
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Date: 3-23-05



Signature

Lawrence B. Masini

Printed/Typed Name

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

(Title)

Casino West, Inc.

(Corporate, Trust, Partnership or other entity)

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

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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3	UNITED STATES OF AMERICA,)	
4)	
5	Plaintiff.)	
6	WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125
7)	
8	Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
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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

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Attorney:

Address:

Phone Number:

Fax Number:



(Signature)

Lawrence B. Masini

(Printed or typed Name)

Pres.

Casino West, Inc.

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

11 N. Main St.

VERINGTON, NV 89447

(Address)

(775) 463-2481

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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Date: 3-15-05

Helen Chase
Signature

HELEN CHASE
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)

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IN THE UNITED STATES DISTRICT COURT
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UNITED STATES OF AMERICA,)	
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Attorney:

Address:

Phone Number:

Fax Number:

Helen Chase

(Signature)

HELEN CHASE

(Printed or typed Name)

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

551 Hwy 208
VERINGTON, NV 89441

(Address)

(775) 463-2505

(Telephone number)

Divisio. 2

WALKER RIVL IRRIGATION DISTRICT
YERINGTON, NEVADA

Card #: 8500
Name: Russell E. & Helen B. Chase
Address: 551 Highway 208 South
Yerington, NV 89447

Court Decree:

O. & M. Local No. 3

Index No. Fm 314
Lyon County No. 12-271-04
Claim No.
Ditch Greenwood

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
NEWL		10.000	3.2075	55	1.5444	15.440				10.000
TOTAL		10.000				15.440	.00	15.44		10.000
										Water Rt. Acres
										Non Water RL Acres
										Acres Feet Storage
										35.440

LEGAL DESCRIPTION:

Fr. NW 1/4, Sec. 11;
Fr. NE 1/4, Sec. 10;
T 12 N, R 25 E.

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#52-640	05/07/69	Eugene Thomas & Donna Jeanne Balaam Thomas to Barbara H. Wilson.
#19034	06/19/74	Barbara H. Wilson to Russell E. & Helen B. Chase.
#92514	05/02/85	Russell E. & Helen B. Chase to Snyder Livestock Co., Inc. (160 Ac., Retaining 10 Ac.).

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: 3-17-05

Signature

David R Chalco

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 a 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:



(Signature)

DAVID G. CHALCOFF

(Printed or typed Name)

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

2831 Hwy 208
WELLINGTON, HI 96744

(Address)

775-465-9065

(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: 3/16/05

Clarence W. Christman, Pres.
Signature

Clarence W. Christman
Printed/Typed Name

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

Christman, 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.

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: 3/17/05

Clarence C. Crid
Signature

Clarence C. Crid
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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
Plaintiff,)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation. et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Elaine C. CID

(Signature)

ELAINE C. CID

(Printed or typed Name)

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

1403 Hwy 208

(Address)

3-3987

(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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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: 3/10/05


Signature

MARK N. ARRIGHI
Printed/Typed Name

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

WILLIAM G. CREMETTI 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.

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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.

A.P. No. 012-361-18
Escrow No. 142-2095988-NMP/TSL-25733
R.P.T.T. ~~\$130.00~~ 390.00

5988
OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
Title Service & Escrow Co.
03 OCT 24 PM 3:57
MARY C. HILLIGAN
COUNTY RECORDER
FEE 42⁰⁰ DEP. mk

WHEN RECORDED MAIL TO:
Michael F. Neeper and Sandra M. Neeper
199 8th Street
Norco, CA 92860

MAIL TAX STATEMENT TO:
Neeper
199 8th Street
Norco, CA 92860

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Donald G. Cutler and Dee Ann Cutler, husband and wife as joint tenants

do(es) hereby GRANT, BARGAIN and SELL to

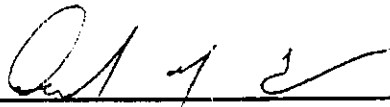
Michael F. Neeper and Sandra M. Neeper, husband and wife as joint tenants with right of survivorship

the real property situate in the County of Lyon, State of Nevada, described as follows:

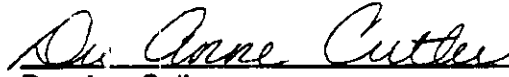
See Exhibit "A"

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date: 09/17/2003



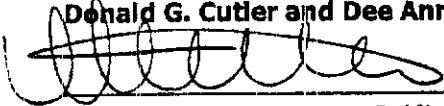
Donald G. Cutler



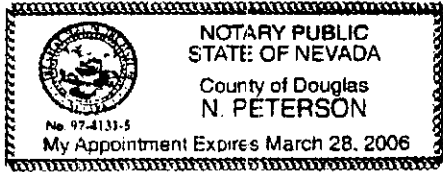
Dee Ann Cutler

STATE OF NEVADA)
 : ss.
COUNTY OF)
DOUGLAS

This Instrument was acknowledged before me on
October 3, 2003 by
Donald G. Cutler and Dee Ann Cutler.



Notary Public
(My commission expires: 3/28/06)



LEGAL DESCRIPTION

All that certain real property being a portion of the N 1/2 of SW 1/4 and SE 1/4 of SW 1/4 of Section 22 and a portion of NE 1/4 of NW 1/4 of Section 27, T 12 N, R 25 E, M.D.B.&M., also being a portion of Parcel A of Map No. 168510. Lyon County, Nevada, described as follows:

Parcel 3, as shown on the Parcel Map for Donald G. Cutler and Dee Anne Cutler, recorded in the Official Records of Lyon County, Nevada, on March 31, 1995 as Document No. 180740.

306988

306470

RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

WESTERN TITLE CO. INC.
03 OCT 17 AM 10:34

MARY C. HILLIGAN
COUNTY RECORDER
FEE 15⁰⁰ DEP. *DW*

APN: 12-361-20
RPTT \$351.00

WHEN RECORDED MAIL TO:
Name STEVEN TOMAC
Street 39 PANAVISTA Circle
Address YERINGTON NV 89447
City, State
Zip

MAIL TAX STATEMENTS TO:
Name STEVEN TOMAC
Street SAME
Address
City, State
Zip
Order 7131 LJI -112- LJI
No.

(SPACE ABOVE THIS LINE FOR RECORDERS USE)

JOINT TENANCY DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, DONALD G CUTLER and DEE ANNE CUTLER, husband and wife as joint tenants do(es) hereby GRANT, BARGAIN and SELL to STEVEN TOMAC and LAURA TOMAC, husband and wife as joint tenants with right of survivorship, and not as tenants in common, the real property situate in the County of Lyon, State of Nevada bounded and described as follows:

See Exhibit A attached hereto and made a part hereof.

Together with all tenements, hereditaments and appurtenances, if any, thereto belonging or appertaining, and any revisions, remainders, rents, issues or profits thereof.

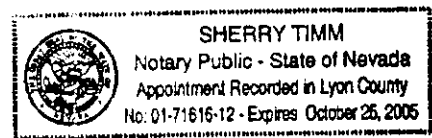
Dated: August 19, 2003

STATE OF NEVADA
COUNTY OF Lyon

} ss
[Signature]
DONALD G. CUTLER

This instrument was acknowledged before me on
October 18, 2003
by Donald G. Cutler and Dee Anne Cutler
[Signature]
Notary Public

[Signature]
DEE ANNE CUTLER



306470

Exhibit A

All that real property situate in the County of Lyon, State of Nevada, described as follows:

All that certain real property being a portion of the N $\frac{1}{4}$ of SW $\frac{1}{4}$ And SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 22 and a portion of NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27, T 12 N, R 25 E, M. D. B. & M., Lyon County, Nevada, Being a portion of:

Parcel A, as shown on the Parcel Map for Joseph William Tibbals, recorded in the Official Records Of Lyon County, Nevada, on January 21, 1994, as Document No. 168103, and by Certificate of Amendment, recorded February 7, 1994, as Document No. 168510.

More particularly described as follows:

Parcel 1, as shown on the Parcel Map for Donald G. Cutler and Dee Anne Cutler, recorded in the Official Records of Lyon County, Nevada, on March 31, 1995, as Document No. 180740.

306470

31 25
OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

Title Service & Escrow Co.

04 FEB 18 PM 3: 08

MARY C. HILLIGAN
COUNTY RECORDER

FEE 16 DEP. 100

A.P.N.: 012-361-19
File No: 142-2115692 (NMP) / TSL-26347
R.P.T.T.: \$2,281.50

When Recorded, Mail Tax Statements To:
Gregg E. Lubbe and Shelly Lubbe
9 Nordyke Road
Yerington, NV

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Wachovia Bank NA fka First Union National Bank

do(es) hereby GRANT, BARGAIN and SELL to

Gregg E. Lubbe and Shelly Lubbe, husband and wife as joint tenants
M.

the real property situate in the County of Lyon, State of Nevada, described as follows:


See Exhibit "A"

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date: 01/27/2004

314125

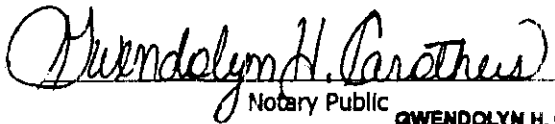
Wachovia Bank NA fka First Union National Bank


By: Byron M. Tinnen, Assistant Vice President

SEAL AFFIXED

STATE OF North Carolina)
 : ss.
COUNTY OF Cleveland)

This instrument was acknowledged before me on February 13, 2004 by Wachovia Bank NA fka First Union National Bank.


Notary Public **GWENDOLYN H. CAROTHERS**
(My commission expires: _____ **CLEVELAND, NC**
My Commission Expires April 4, 2008

SEAL AFFIXED

LEGAL DESCRIPTION

All that certain real property being a portion of the N 1/2 of SW 1/4 and SE 1/4 of SW 1/4 of Section 22 and a portion of NE 1/4 of NW 1/4 of Section 27, T 12 N, R 25 e, M.D.B.&M., also being a portion of Parcel A of Map No. 16850, Lyon County, Nevada, described as follows:

Parcel 2, as shown on the Parcel Map for Donald G. Cutler and Dee Anne Cutler, recorded in the Official Records of Lyon County, Nevada, on March 31, 1995 as Document No. 180740.

WALKER RIVER DIVISION DISTRICT
 YERING COUNTY, NEVADA

Index No. FM 372A-3
 Lyon County No. 12-361-18
 Claim No. 162
 User # 1411
 Ditch D & GW

36276
 Michael F. & Sandra M. Neepser
 199 8th St.
 Norco, CA 92860

Court Decree: C-125, P.46; J.I. Wilson

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
1861	.009	.670	4.2768			.000			162	20
1862	.006	.350	4.2768			.000			162	15.673
1863	.006	.350	4.2768			.000			162	4.130
1864	.006	.350	4.2768			.000			162	13.751
1868	.042	2.640	4.2768			.000			162	
1869	.007	.460	4.2768			.000			162	
1872	.063	3.290	4.2768			.000			162	
1876	.003	.170	4.2768	8	.2634	.043			162	
1877	.012	.740	4.2768	11	.3485	.268			162	
1879	.002	.110	4.2768	22	.697	.077			162	
1890	.008	.610	4.2768	30	.9504	.486			162	
1903	.003	.170	4.2768	34	1.0771	.183			162	
NEWL		6.170	4.2768	66	2.0692	12.706				
EXCL		4.130	4.2768			.000				
TOTAL	.156	20.010				13.76	13.76	.00		

LOCAL DESCRIPTION:
 Ft. S 1/2 of SW 1/4, Sec. 22;
 Fr. NE 1/4 of NE 1/4, Sec. 27;
 T. 12 N. R. 25 E.
 Parcel 3 of PM 180740

COMMENTS:
 01/20/04 - Transferred from card #11604 - Cutler

PROVISIONAL

DOCUMENT #	DATE	DESCRIPTION
#17193	12/10/73	Kay H. Bunn to Joseph W. & Carol Tibbals.
#61467	06/24/81	Joseph William Tibbals to Carol Tibbals.
#70027 & #70028	03/06/82	Carol Tibbals to Joseph W. Tibbals.
#88208	09/06/84	Joseph W. Tibbals to Helen Coxhead MacFarland (20 Ac.).
#168103	01/21/94	A Parcel Map for Joseph William Tibbals (Parcel A).
#172991	06/29/94	QC Deed - Carol Tibbals to Joseph William Tibbals, as his sole & separate property.
#172992	06/29/94	Joseph William Tibbals aka Joseph W. Tibbals to Donald G. & Dee Anne Cutler, H&W as J.T.
#180740	03/31/95	Parcel Map for Donald G. & Dee Ann Cutler.
#306986	10/24/03	Order Approving Sale of Real Property Free & Clear of Liens & Encumbrances
#306987	10/24/03	Supplement to Order Approving Sale of Real Property Free & Clear of Liens & Encumbrances
#306988	10/24/03	Donald G. & Dee Ann Cutler, husband and wife as Joint Tenants to Michael F. & Sandra M. Neepser, husband and wife as Joint Tenants

Exhibit 42

WRID 06/30/04

WALKER RIVER IRRIGATION DISTRICT
YERING, NEVADA

Division #: 54960
 Card #: Steven & Laura Tomac
 Name: 39 Panavista Cr.
 Address: Yerington, NV 89447

Index No. FM-372A1
 Lyon County No. 12-361-20
 Claim No. 162
 User # 2107
 Ditch D & GW

Court Decree: C-126, P. 46; J.I. Wilson

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGE REPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
1861	.009	.570	4.2768			.000				162	
1862	.006	.360	4.2768			.000				162	Water Rt. Acres 16.970
1863	.006	.360	4.2768			.000				162	Non Wtr Rt. Acres 4.330
1864	.006	.340	4.2768			.000				162	
1868	.042	2.840	4.2768			.000				162	
1869	.007	.460	4.2768			.000				162	
1872	.053	3.290	4.2768			.000				162	
1875	.003	.170	4.2768	8	.2634	.043				162	
1877	.012	.740	4.2768	11	.3485	.258				162	
1879	.002	.110	4.2768	22	.697	.077				162	
1890	.008	.510	4.2768	30	.9504	.485				162	
1903	.003	.170	4.2768	34	1.0771	.183				162	
NEWL		6.170	4.2768	65	2.0592	12.710					
EXCL		4.130	4.2768			.000					
TOTAL	156	20 000				13.756	13.76	13.76	.00		

COMMENTS:
 1/20/04 - Transferred from card #11602 - Cutler



Fr. N 1/2 of SW 1/4, Sec. 22;
 T. 12 N., R. 25 E.
 Parcel 1 of PM 180740

DOCUMENT #	DESCRIPTION	DATE
#17193	Kay H. Bunn to Joseph W. & Carol Tibbals.	12/10/73
#61467	Joseph William Tibbals to Carol Tibbals.	06/24/81
#70027 & #70028	Carol Tibbals to Joseph W. Tibbals.	03/05/82
#88208	Joseph W. Tibbals to Helen Coxhead MacFarland (20 Ac.).	09/06/84
#168103	A parcel map for Joseph William Tibbals (Parcel A).	01/21/94
#172991	QC Dead Carol Tibbals to Joseph William Tibbals as his sole & separate property.	06/29/94
#172992	Joseph William Tibbals aka Joseph W. Tibbals to Donald G. & Dee Anne Cutler, H&W as J.T.	06/29/94
#180740	Parcel Map for Donald G. & Dee Anne Cutler.	03/31/95
#306470	Donald G. & Dee Anne Cutler, husband and wife as Joint Tenants to Steven & Laura Tomac, husband and wife as Joint Tenants	10/17/03
#306986	Order Approving Sale of Real Property Free & Clear of Liens & Encumbrances	10/24/03
#306987	Supplement to Order Approving Sale of Real Property Free & Clear of Liens & Encumbrances	10/24/03
#322776	Irrigation & Drainage Easement Agreement	06/09/04

WRID 06/30/04

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Card #: 18347
Name: First Union National Bank
Address: Wells Fargo Home Mortgage Inc.
3476 Stateview Boulevard
Fort Mill, SC 29716

Index No. FM-372A2
Lyon County No. 12-361-19
Claim No. 162
User # 663
Ditch D & GW

Court Decree: C-126, P. 46; J.I. Wilson

PRIORITY	C.P.S.	ACRES	DUTY	DAYS STORAGE	ACRES PER ACRE	ACRES PER ACRE REQUIRED TOTAL	ACRES PER ACRE APPOINTED	TOP AXES. ACRES PER ACRE	UNDERREPORTED ACRES PER ACRE	CLAIM #	TOTAL ACRES
1881	.016	.980	4.2768			.000				162	34.2
1882	.009	.690	4.2768			.000				162	27.200
1883	.009	.690	4.2768			.000				162	7.078
1884	.009	.690	4.2768			.000				162	
1888	.072	4.820	4.2768			.000				162	23.670
1889	.012	.780	4.2768			.000				162	
1872	.080	6.640	4.2768			.000				162	
1876	.006	.280	4.2768	8	.2634	.073				162	
1877	.020	1.270	4.2768	11	.3486	.443				162	
1879	.003	.200	4.2768	22	.687	.139				162	
1890	.014	.880	4.2768	30	.9604	.936				162	
1903	.006	.280	4.2768	34	1.0771	.312				162	
NEWL		10.870	4.2768	86	2.0692	21.766					
EXCL		7.070	4.2768			.000					
TOTAL	.268	34.260				23.670	23.67	23.67	.00		

LEGAL DESCRIPTION:

Fr. E 1/2 of SW 1/4, Sec. 22,
T. 12 N., R. 26 E.

COMMENTS:

Parcel 2 of PM180740
03/12/03 - Transferred from card #11603 - Cutler

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#17193	12/10/73	Key H. Bunn to Joseph W. & Carol Tibbals.
#51467	06/24/81	Joseph William Tibbals to Carol Tibbals.
#70027 & #70028	03/06/82	Carol Tibbals to Joseph W. Tibbals.
#88208	08/06/84	Joseph W. Tibbals to Helen Coxhead MacFarland (20 Ac.).
#168103	01/21/94	A Parcel Map for Joseph William Tibbals (Parcel A).
#172991	06/28/94	QC Deed - Carol Tibbals to Joseph William Tibbals, as his sole & separate Property.
#172992	08/28/94	Joseph William Tibbals aka Joseph W. Tibbals to Donald G. & Dee Anne Cutler, H&W as J.T.
#180740	03/11/96	Parcel Map for Donald G. & Dee Ann Cutler.
#280930	02/14/03	Trustee's Deed - Title Trust Deed Service Company as Trustee to First Union National Bank, Trustee, the second party

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.

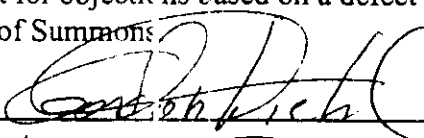
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: 10/17/05



Signature
Gordon Diehl

Printed/Typed Name

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

(Title)
Diehl Family 1999 Revocable Living 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff.)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation. et al.,)	

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
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 objectio
to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defe
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 represe
me in these proceedings, I identify that attorney below, along with his or her mailing addres
telephone number, and facsimile number:

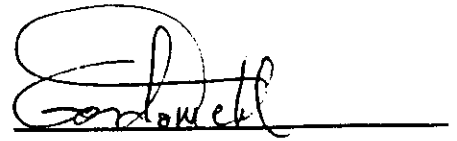
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Attorney:

Address:

Phone Number:

Fax Number:



(Signature)

Gordon Diehl

(Printed or typed Name)

Trustee of the
Diehl Family 1999
Revocable Living Trust

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

327 Broadway
Verington, NV 89447

(Address)

(775) 463-7813

(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: 03-17-05

Martha Diehl
Signature

MARTHA DIEHL
Printed/Typed Name

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

(Title)
Diehl Family 1999 Revocable Living 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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1 UNITED STATES OF AMERICA,)

2 Plaintiff.)

3 WALKER RIVER PAIUTE TRIBE,)

4 Plaintiff-Intervenor,)

5 vs.)

6 WALKER RIVER IRRIGATION DISTRICT,)
7 a corporation, et al.,)

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

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10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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

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

13 Chief Deputy Clerk
14 United States District Court for the
15 District of Nevada
16 400 South Virginia Street, Suite 301
17 Reno, Nevada 89501

18 3. In the envelope provided for return of my Waiver of Service of Notice in Lieu

19 Summons, I am mailing a copy of this document to:

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

26 4. I (or the entity on whose behalf I am acting) will retain all defenses or objections
27 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defense
28 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:

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Attorney:

Address:

Phone Number:

Fax Number:

Martha Diehl
(Signature)

MARTHA DIEHL
(Printed or typed Name)

Trustee of
Diehl Family 1999
~~Family Revocable Living Tru~~
(Entity, if any, on whose
behalf you are appearing)

327 Broadway
Yerington, N 08944
(Address)

Martha Diehl
(Telephone number)
(775) 463-7813

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.

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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: 3-18-05

Gladys Domenezi
Signature

Gladys Domenezi
Printed/Typed Name

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

Joseph & Gladys Domenezi 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.

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Gladys Domeni

(Signature)

Gladys Domeni

(Printed or typed Name)

Surviving Trustee
Joseph & Gladys Domeni
Family Trust

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

P.O. Box 333
Yerington, NV 89447

(Address)

(775) 463-2533

(Telephone number)

31 08
OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

STEWART TITLE OF Douglas

04 JUN -1 PM 2:07

MARY C. HILLIGAN
COUNTY RECORDER
FEE 17.00 DEP. KR

APN: N/A
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WHEN RECORDED MAIL TO:
MAIL TAX STATEMENTS TO:
Chris H. Gansberg, Jr. and
Faye E. Gansberg
2277 Foothill Road
Markleeville, CA 96120

RPTT # 3

GRANT, BARGAIN AND SALE DEED

THIS GRANT, BARGAIN AND SALE DEED is made and entered into this 15th day of May, 2004, between **DOUBLE A LAND & LIVESTOCK, INC.**, ("Grantor") and **CHRIS H. GANSBERG, JR. and FAYE E. GANSBERG**, husband and wife, as community property with right of survivorship ("Grantees").

WITNESSETH:

THAT THE SAID GRANTOR, for and in consideration of the sum on One Dollar (\$1.00), lawful money of the United States of America, and other good and valuable consideration, the receipt whereof is hereby acknowledged, hereby grants, bargains, sells and conveys unto Grantees and to their heirs, successors and assigns forever, all of the following described lot, piece or parcel of land, water rights, situate, lying and being in the State of Nevada, Lyon County, described as follows:

- A. See Exhibit "A" attached hereto and incorporated herein by reference.
- B. The following described water rights on file at the Nevada State Engineer's office.

- (i) Proof of Appropriation 04230 Permit 12325, Certificate 3227
- Permit 64014, Certificate 15640 Permit 12345, Certificate 3442
- Permit 64013, Certificate 15639 Permit 12375, Certificate 3229
- Permit 31197, Certificate 10155 Permit 12398, Certificate 3202
- Permit 31198, Certificate 10156 Permit 12324, Certificate 3226
- Permit 12280, Certificate 3207 Permit 12321, Certificate 3223
- Permit 69801 Application 70044
- Permit 12323, Certificate 3225 Permit 12322, Certificate 3224
- Application 70045

322108

(ii) All water rights of the Walker River, including decreed, stored or Newlands, as more particularly set forth in the action entitled United States v. Walker River Irrigation District, et al., in the United States District Court, for the District of Nevada, in Equity C-125, appurtenant to the real property described above. Said water being a portion of Claim No.'s 11 and 123, and Claim No. 143 of the above entitled Decree. Index Card No. s 13300, 13400, and 13500 of the Walker River Irrigation District are incorporated herein.

C. Any and all stock, shares or certificates of water ownership, or right to utilize water conveyance systems which are appurtenant to the real property described above.

TOGETHER WITH, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TOGETHER WITH, all water and water rights, ditch and ditch rights, well and well rights with the appurtenances, unto the said Grantees, and to their heirs, successors and assigns forever.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said Grantee and to their heirs, successors and assigns forever.

IN WITNESS WHEREOF, the said Grantor has hereunto executed this Grant, Bargain and Sale Deed the day and year first above written.

**DOUBLE JA LAND & LIVESTOCK COMPANY,
INC., A NEVADA CORPORATION**

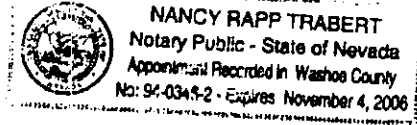
By: John J. Ascuaaga
JOHN J. ASCUAGA, President

By: Rose L. Ascuaaga
ROSE L. ASCUAGA, Secretary

STATE OF NEVADA)
 : ss.
COUNTY OF WASHOE)

This instrument was acknowledged before me on the 15 day of May, 2004, by John J. Ascuaga.

Nancy R. Trabert
Notary Public



STATE OF NEVADA)
 : ss.
COUNTY OF WASHOE)

This instrument was acknowledged before me on the 15 day of May, 2004, by Rose L. Ascuaga.

Nancy R. Trabert
Notary Public

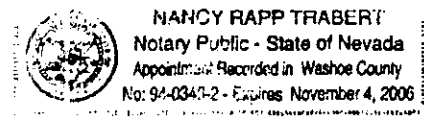


EXHIBIT "A"

LEGAL DESCRIPTION

The land referred to herein is situated in the State of Nevada, County of LYON COUNTY, described as follows:

ALL THAT CERTAIN REAL PROPERTY SITUATE IN THE COUNTY OF LYON, STATE OF NEVADA, DESCRIBED AS FOLLOWS:

T 11 N, R 23 E, M.D.B.&M.:

SECTION 13: THE EAST HALF OF THE SOUTHEAST QUARTER AND THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER.

SECTION 24: THE EAST HALF OF THE SOUTHEAST QUARTER; THE EAST HALF OF THE NORTHEAST QUARTER; THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER; THE EAST 200 FEET OF THE WEST HALF OF THE SOUTHEAST QUARTER; THE EAST 200 FEET OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER.

T 11 N, R 24 E, M.D.B.&M.:

SECTION 7: THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER; THE SOUTH HALF OF THE SOUTHEAST QUARTER AND THE NE 1/4 OF THE SE 1/4, EXCEPTING THEREFROM PARCELS 1 AND 2 AS SHOWN ON LYON COUNTY PARCEL MAP 278755.

SECTION 18: THE SW 1/4, THE E 1/2 OF THE NW 1/4, THE SW 1/4 OF THE NW 1/4, THE W 1/2 OF THE NE 1/4 AND THE N 1/2 OF THE NE 1/4 OF THE NE 1/4.

SECTION 19: THE SW 1/4, EXCEPTING THEREFROM THAT PORTION CONVEYED TO H.B. GAGE, H.M. SCHOOLEY AND JOHN MCVICAR, TRUSTEES OF THE VALLEY GROVE CEMETERY ASSOCIATION AND THEIR SUCCESSORS IN OFFICE, BY DEED RECORDED APRIL 19, 1901 IN BOOK N. OF DEEDS, PAGE 237, LYON COUNTY NEVADA, RECORDS.

ALSO IN SECTION 19: ALL OF LOTS 1 AND 2 EXCEPT A STRIP OF LAND ALONG THE EAST BOUNDARY OF SAID LOTS BEING 52 RODS WIDE AT THE NORTH END AND 26 RODS WIDE AT THE SOUTH END.

ASSESSOR'S PARCEL NO. 10-421-06 AND 13

"IN COMPLIANCE WITH NEVADA REVISED STATUTE 111.312, THE HEREIN

ABOVE LEGAL DESCRIPTION WAS TAKEN FROM INSTRUMENT RECORDED DECEMBER 26, 2002, AS FILE NO. 287912, RECORDED IN THE OFFICIAL RECORDS OF LYON COUNTY, STATE OF NEVADA."

WALKER RIVER IRRIGATION DISTRICT
 YERINGTON, NEVADA

Index No. 312
 Lyon County No. 10-421-06
 Claim No. Pt. of 143
 User # 803
 Ditch West Walker

Divisor #: 19250
 Card #: Chris H. Gansberg, Jr.
 Name: Faye E. Gansberg
 Address: 2277 Foothill Road
 Markleville, CA 96120

Court Decree: C-125, P. 42; Settlemyer, F. W.

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET PER ACRE	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
1882	.018	1.330	3.2076			.000			143	247.170
1883	1.019	84.920	3.2076			.000			143	247.170
1888	.132	16.170	3.2076			.000			143	0.000
1878	.387	28.750	3.2076	17	.4039	12.016			143	191.166
NEWL		116.000	3.2076	66	1.5444	179.160				
TOTAL	1.524	247.170			191.17	191.17	.00			

LEGAL DESCRIPTION:
 SW 1/4, Sec. 19;
 T 11 N, R 24 E.
 E 1/2 of SE 1/4, Fr. W 1/2 of SE 1/4, Sec. 24;
 T 11 N, R 23 E.

DOCUMENT HISTORY:
 #49-219 06/09/66 Fred W. & Katie A. Settlemyer to Plymouth Land & Livestock Co.
 #09362 01/26/72 Plymouth Land & Stock Co. to Double JA Land & Livestock Co., Inc.
 #322107 06/01/04 Double JA Land and Livestock Company, Inc., a Nevada corporation to Chris H. Gansberg, Jr. and Faye E. Gansberg, husband and wife as community property with right of survivorship
 #322108 06/01/04 References water

COMMENTS:
 06/18/04 - Transferred from Double JA L & L Co. - card #13600, USER #660

WALKER RIVER I ATION DISTRICT
YERINGTON, NEVADA

Division #:

19251

Card #:

Name: Chris H. Gansberg, Jr.

Faye E. Gansberg

Address: 2277 Foothill Road

Markleeville, NV 96120

Index No. 276

Lyon County No. 10-421-13

Claim No. 803

User # West Walker

Ditch

Court Decree:

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED		ACRE FEET APPORTIONED	TOPAZ RES.		BRIDGEPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
					PER ACRE	TOTAL		ACRE FEET	ACRE FEET			
NEWVL		320.000	4.2768	86	2.0592	658.940	658.94	658.94				320.000
TOTAL		320.000				658.940	658.94	658.94				320.000

LEGAL DESCRIPTION:

SW 1/4, SEC. 18;
T 11 N, R 24 E.
E 1/2 of SE 1/4, Sec. 13;
E 1/2 of NE 1/4, Sec. 24;
T 11 N, R 23 E.

PROVISIONAL

COMMENTS:

Map No. 24
8/12/02 - Changed APN
8/16/04 - Transferred from Double JA L & L Co.- crd #13400, user #650

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#08362	01/26/72	Plymouth Land & Livestock Co. to Double JA Land & Livestock Co., Inc.
#322107	06/01/04	Parcel Map for Double JA Land and Livestock Co. Double JA Land and Livestock Company, Inc., a Nevada corporation to Chris H. Gansberg, Jr. and Faye E. Gansberg, husband and wife as community property with right of survivorship
#322108	06/01/04	References water

WALKER RIVER IFF ATION DISTRICT
YERINGTCL, NEVADA

Index No. 241A 276
Lyon County No. 10-421-13
Claim No. Pt. of 111&123
User # 803
Ditch West Walker

Division #: 19262
Card #: Chris H. Gansberg, Jr.
Name: Faye E. Gansberg
Address: 2277 Foothill Road
Markleeville, CA 96120

Court Decree: C-126, P. 38; McVicar#111 P.38; Plymouth L&L Co.

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
1862	.006	420	3.2076		.000	.000				111	477
1863	.336	28.000	3.2076		.000	.000				111	520.010
1864	1.332	111.000	3.2076		.000	.000				123	17.020
1868	.060	6.000	3.2076		.000	.000				111	
1869	.370	30.830	3.2076		.000	.000				123	144.210
1878	.740	46.260	4.2768	17	.6386	24.910				123	
1878	.116	9.680	3.2076	17	.4039	3.869				111	
1878	1.792	149.330	3.2076	17	.4039	60.314				123	
1885	.960	80.000	3.2076	29	.689	55.120				123	
1884	.720	60.000	3.2076		.000	.000				123	
EXCL		17.020	3.2076		.000	.000					
TOTAL	6.430	637.430				144.214	144.21	144.21	.00		

LEGAL DESCRIPTION:
NE of SE, S of SE, SE of SW, Sec. 7;
N of NE of NE, W of NE, E of NW, SW of NW, Sec. 18;
Fr. W of NW, Sec. 19;
T 11 N, R 24 E.
SW of SE, Sec. 13;
NW of NE, E. 200 ft. in SW of NE Sec. 24;
T 11 N, R 23 E.

COMMENTS:
Map No. 24
1/28/02 - card adjusted for excess decree
8/12/02 - Changed APN
6/16/04 - Transferred from Double JA Land & Livestock Co. - card #13300, user #660

DOCUMENT #	DATE	DESCRIPTION
#09362	01/28/72	Plymouth Land & Livestock Co. to Double JA Land & Livestock Co., Inc. (combined with 241-A less Plymouth Co.).
#278765	06/24/02	Parcel Map for Double JA Land & Livestock Company (APNs 10-421-11 & 10-421-12 non-water righted land)
#322107	06/01/04	Double JA Land and Livestock Company, Inc., a Nevada corporation to Chris H. Gansberg, Jr. & Faye E. Gansberg, husband and wife as community property with right of survivorship
#33108	06/01/04	References Water

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: _____

Frederick E. Alpers
Signature

Frederick E. Alpers

Printed/Typed Name

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

F & B 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 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Frederick E. Alpers

(Signature)

Frederick E. Alpers

(Printed or typed Name)

F & B Trust

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

192 Hudson Aurora Rd.

Smith, NV 89430

(Address)

775- 463-2106

(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: 3-19-05

Barbara L. Alpers
Signature

Barbara L. Alpers
Printed/Typed Name

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

F & B Trust
(Corporate, Trust, Partnership or other entity)

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

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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 in 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.

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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:

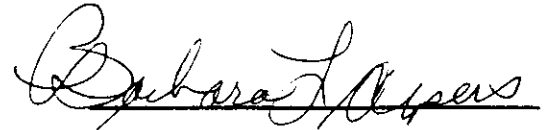
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Attorney:

Address:

Phone Number:

Fax Number:



(Signature)

Barbara L. Alpers
(Printed or typed Name)
Co-Trustee

F & B Trust
(Entity, if any, on whose
behalf you are appearing)

192 Hudson Aurora Rd
Smith, NV 89430
(Address)

775-465-2106
(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.

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Date: 3/17/05

Dianne Farias
Signature

Dianne FARIAS
Printed/Typed Name

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

(Title) FARIAS 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA.)	
Plaintiff.)	
WALKER RIVER PAIUTE TRIBE.	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT.)	
a corporation. et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Dianne Farias

(Signature)

Dianne FARIAS

(Printed or typed Name)

FARIAS LLC
partner

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

PO Box 27
Wellington, NV 89444

(Address)

775-465-7173

(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.

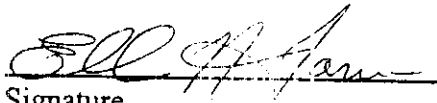
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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.

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Date: 3-17-05


Signature

ELLIS N. FARIAS
Printed/Typed Name:

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

Farias 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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

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 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:

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Attorney:

Address:

Phone Number:

Fax Number:

Ellis N Farias

(Signature)

ELLIS N FARIAS

(Printed or typed Name)

Partners - Farias LLC

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

PO Box 27
Wellington New 89444

(Address)

465-2123

(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.

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Date: 3-18-05

Carmen Farias

Signature

CARMEN FARIAS

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

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff.)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Carmen Farias

(Signature)

CARMEN FARIAS

(Printed or typed Name)

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

18 Route 338

WELLINGTON, NV 89444

(Address)

(775) 465-2277

(Telephone number)

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA.)	
)	
Plaintiff,	)	In Equity No. C-125-ECR
	)	Subfile No. C-125-B
WALKER RIVER PAJUTE TRIBE.)	
	)	NOTICE OF CHANGE OF
Plaintiff-Intervenor,	)	OWNERSHIP OF WATER RIGHT
)	
v.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	
)	
Defendants.)	
)	

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the following information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Ellis Norman Farias and Dianne Farias
 Name(s)
 P. O. Box 27
 Wellington, NV 89444
 Street or P.O. Box

Exhibit 49

Wellington NV 89744
Town or City State ZipCode

2. The name and address of each person or entity who acquired ownership

Travis E. Myers and Francine L. L. Myers
Name(s)

2773 Hwy 208
Street or P.O. Box

Wellington NV 89444
Town or City State ZipCode

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- Deed
- Court Order
- Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Notice of Change of Ownership of Water Right using this form is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files

This notice shall be sent to the following two persons:

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

And

Susan L. Schneider
United States Department of Justice
P.O. Box 756
Littleton, CO 80160

sue... tice, but retains such water rights, shall nevertheless, b... id by the results of this
litigation.

Executed this 13th day of March, 2005.

[signature of counter-defendant]

Ellis Norman Farias
Dianne Farias

Ellis Norman Farias and
Dianne Farias

[name of counter-defendant]

ELLIS N FARIAS
DIANNE FARIAS

[signature, if applicable, of person acting on
behalf of counter-defendant]

[name, if applicable, of person acting on
behalf of counter-defendant]

P. O. Box 27
Wellington, NV 89444

[address]

775-465-2123

[telephone number]

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

APN 10-651-09
Document Transfer Tax \$975.00
Order No. TSL-26937
Mail Tax Bill to Grantee:
2773 Hwy 208
Wellington NV 89444

NORTHERN NEVADA TITLE CO.

04 SEP -3 AM 10: 52

MARY C. HILLIGAN
COUNTY RECORDER

FEE 15⁰⁰ DEP. DW

OFFICIAL COPY

SPACE ABOVE FOR RECORDER'S USE ONLY

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

ELLIS NORMAN FARIAS and DIANNE FARIAS, husband and wife

do (es) hereby GRANT, BARGAIN and SELL TO

TRAVIS E. MYERS and FRANCINE L.L. MYERS, husband and wife as Joint Tenants with the Right of Survivorship

the real property situate in the County of Lyon, State of Nevada, described as follows:

Beginning at a point at a fence corner at the Northeasterly corner of the parcel and along the Westerly side of the State Highway, said point further described as bearing North 69°43'30" West a distance of 864.33 feet from the section corner common to Sections 1, 2, 11 and 12, Township 10 North, Range 23 East; thence South 50°59' East along the Westerly side of the State Highway, a distance of 88.00 feet to a point; thence South 38°58' West a distance of 530.00 feet to a point on the Easterly slope of the Plymouth Ditch; thence North 35°11' West along the Easterly slope of said ditch, a distance of 91.50 feet to a point at the fence corner; thence North 38°58' East along the fence line a distance of 505.10 feet to the point of beginning.

Reference is hereby made to that certain Record of Survey for Ellis Norman Farias, recorded in the Official Records of Lyon County, Nevada on August 19, 2004 as Document No. 328857.

Note: Legal Description previously contained in document recorded March 10, 2003 as Document No. 292199. *DL*

330250

TOGETHER WITH all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainders, rents, issues or profits thereof.

DATED 9/1/04

UNOFFICIAL COPY

Ellis Norman Farias
ELLIS NORMAN FARIAS

Dianne Farias
DIANNE FARIAS

STATE OF NEVADA)
COUNTY OF LYON) ss.

on Sept. 1, 2004 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be), ELLIS NORMAN FARIAS and DIANNE FARIAS, who acknowledged to me that they executed the within instrument.

Stephanie L. Jackson
Notary Public



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.

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Date: 3-18-05

Harold Farias
Signature

HAROLD W FARIAS
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

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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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
Plaintiff.)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation. et al.,)	

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 United States District Court for the
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 Reno, Nevada 89501
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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

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Attorney:

Address:

Phone Number:

Fax Number:

Harold Farias
(Signature)

HAROLD W FARIAS
(Printed or typed Name)

(Entity, if any, on whose
behalf you are appearing)
18 Route 338
WELLINGTON, NV 89440
(Address)
(775) 465-2277
(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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Date: 3-17-05

Ellis N. Farias
Signature

ELLIS N. FARIAS
Printed/Typed Name

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

(Title)
Fariaswheel Ranch, LLC
(Corporate, Trust, Partnership or other entity)

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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3	UNITED STATES OF AMERICA,)	
4	Plaintiff,)	
5)	
6	WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125
7	Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
8	vs.)	
9	WALKER RIVER IRRIGATION DISTRICT,)	
10	a corporation, et al.,)	

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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

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Attorney:

Address:

Phone Number:

Fax Number:

Ellis N Farias

(Signature)

ELLIS N FARIAS

(Printed or typed Name)

President - Farias wheel

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

PO Box 27 Wellington
Nevada 89444

(Address)

465-2123

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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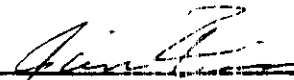
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Date: 3/20/05


Signature

Tim Erbe
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)

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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 objection 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:

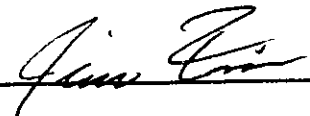
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Attorney:

Address:

Phone Number:

Fax Number:


(Signature)

Jim Fine
(Printed or typed Name)

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

16 Longview Lane
Wellington No 89444
(Address)

(775) 465-9012
(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: 3/18/05

Jill Fine
Signature

Jill Fine
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.

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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 objection 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:

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Attorney:

Address:

Phone Number:

Fax Number:

Jill Fine
(Signature)

Jill Fine
(Printed or typed Name)

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

P.O. Box 101
Wellington, NV 89444
(Address)

(775) 465-9012
(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.

X Date: Mar 21, 2005

X Ruth Fletcher
Signature
Ruth Fletcher

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.

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Attorney:

Address:

Phone Number:

Fax Number:

X Ruth Fletcher

(Signature)

Ruth Fletcher

(Printed or typed Name)

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

P. O. Box 6

Smith, NV 89430

(Address)

775-465-1098

(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: 4/8/05

Dennis Accari
Signature

DENNIS ACCARI
Printed/Typed Name

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

Flying A Ranch / Flying A Limited
(Title) Partnership
(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 a 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.

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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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: 3/20/05

Dennis Acciani
Signature

Dennis Acciani
Printed/Typed Name

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

Flyng A Limited Partnership
(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.

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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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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

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 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:

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Attorney:

Address:

Phone Number:

Fax Number:

Dennis Acciari

(Signature)

Dennis Acciari

(Printed or typed Name)

partner

Flying A Limited Part

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

P.O. Box 36

Smith New

(Address)

775-465-2358

(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: 4/8/05

Linda L. Acciari
Signature

Linda L. Acciari
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as part owner of

Flying A Ranch / Flying A Limited
(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.

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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 notice of appearance and intent to participate.

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: 3/20/05

Linda L. Acciari
Signature
Linda L. Acciari
Printed/Typed Name

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

Flying A Ltd. Partnership
(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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
Plaintiff,)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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

- 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

- 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.

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Attorney:

Address:

Phone Number:

Fax Number:

Linda J. Acciari
(Signature)

Linda L. Acciari
(Printed or typed Name)

partner
Flying A Ltd. Partners
(Entry, if any, on whose
behalf you are appearing)

P.O. Box 36
Smith, NU 89430
(Address)

775.465.2358
(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: 3/20/05

Julius Bunkowski

Signature

Julius Bunkowski

Printed/Typed Name

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

(Title)

Flying A Limited Partnership / Flying A Ranch
(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 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 be 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.

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.

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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: 3/20/05

Julius Bunkowski
Signature
Julius Bunkowski
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Partner of Flying A Limited Partnership (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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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 501
 Reno, Nevada 89501
3. In the envelope provided for return of my Waiver of Service of Notice in Lieu

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Julius Bankow
(Signature)

Julius Bankow
(Printed or typed Name)

Partner,
Wyng A Limited Partner
(Entity, if any, on whose
behalf you are appearing)

P.O. Box 36
Smith Nevada 894
(Address)

775-465-2358
(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: 4/8/05

Rose Marie Bursowski
Signature
Rose Marie Bursowski
Printed/Typed Name

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

(Title)
Flying A Ranch / Flying A Limited
(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 to be 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.

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: 3/20/05

Rose Marie Burkowski
Signature
Rose Marie Burkowski
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: PARTNER of (Title) Elyng A Limited Partnership (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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
Plaintiff,)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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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:

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Attorney:

Address:

Phone Number:

Fax Number:

[Handwritten Signature]

(Signature)

Rose Marie Benkowski

(Printed or typed Name)

Partner

Thyng A Limited Partners

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

PO Box 36

Smith Nevada

(Address) 8943

(775) 465 2358

(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.

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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: 3-17-05

Pamela A. Forrester
Signature

PAMELA A. FORRESTER
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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1 UNITED STATES OF AMERICA.)

2 Plaintiff.)

3 WALKER RIVER PAIUTE TRIBE.)

4 Plaintiff-Intervenor,)

5 vs.)

6 WALKER RIVER IRRIGATION DISTRICT,)
7 a corporation. et al..)

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

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10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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

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

13 Chief Deputy Clerk
14 United States District Court for the
15 District of Nevada
16 400 South Virginia Street, Suite 501
17 Reno, Nevada 89501

18 3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of

19 Summons. I am mailing a copy of this document to:

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

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

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

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Attorney:

Address:

Phone Number:

Fax Number:

Pamela A. Forristal

(Signature)

PAMELA A FORRISTAL

(Printed or typed Name)

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

69 QUAIN LANE
YERINGTON NV

(Address)

775-463-4654

(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: 3-17-05

Wendell B. Ferrister
Signature
WENDELL FERRISTER
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.

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Attorney:

Address:

Phone Number:

Fax Number:

Wendell Forest
(Signature)

WENDELL FOREST
(Printed or typed Name)

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

69 QUAIL LAKE
VERMONT, NEW 8947
(Address)

(775) 463-4654
(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.

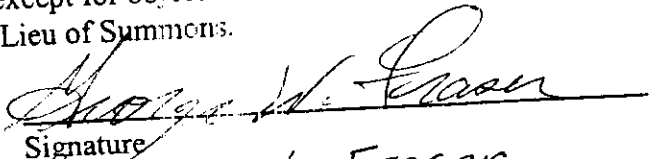
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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.

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Date: 3-17-05



Signature
George W. Fraser
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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1 UNITED STATES OF AMERICA,

2 Plaintiff,

3 WALKER RIVER PAIUTE TRIBE,

4 Plaintiff-Intervenor,

5 vs.

6 WALKER RIVER IRRIGATION DISTRICT,
7 a corporation, et al.,

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

8 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

- 9 1. I hereby enter my appearance in this sub-proceeding in this case.
- 10 2. I am filing this document with the District Court at the following address:

11 Chief Deputy Clerk
12 United States District Court for the
13 District of Nevada
14 400 South Virginia Street, Suite 301
15 Reno, Nevada 89501

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

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

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

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

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Attorney:

Address:

Phone Number:

Fax Number:

George W. Fraser
(Signature)

George W. Fraser
(Printed or typed Name)

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

P.O. Box 429
Yevington, NV 89444
(Address)

976-463-4404
(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: 6-9-04

George W. Fraser
Signature
GEORGE W. FRASER
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: OWNER of FRASER 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 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.

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: 3-23-2005

James M. Fullstone
Signature

JAMES M. FULLSTONE
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.

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Attorney:

Address:

Phone Number:

Fax Number:

James H. Fulstone
(Signature)

James H. Fulstone
(Printed or typed Name)

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

P.O. Box 23
156 - Lower Colony
Wellington NV 89444

775-465-2373
(Telephone number)

A.P.N. 14-301-03
Escrow No.: LY-302643-DA
RPTT \$121.55, computed on full

RECORDING REQUESTED BY:

Northern Nevada Title Company

MAIL TAX STATEMENTS AND WHEN
RECORDED, MAIL TO:

Scott D. Rader

3155 Lucerne Way


Sparks, NV 89431

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

NORTHERN NEVADA TITLE CO.

03 AUG -1 PM 3: 11

MARY C. HILLIGAN
COUNTY RECORDER

FEE \$300 DRP. 

THIS SPACE FOR RECORDER'S USE ONLY

GRANT, BARGAIN, SALE DEED

That Paul Gelles and Eleanor C. Gelles, Husband and Wife and Paul J. Gelles and Lynne R. Gelles, Husband and Wife as Joint Tenants with Right of Survivorship, in consideration of \$10.00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to Scott D. Rader and Krys Rader, Husband and Wife as Joint Tenants with Right of Survivorship, all that real property in the County of Lyon, State of Nevada, bounded and described as follows:


See Exhibit "A" attached hereto and made a part hereof

TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO THE HEREIN DESCRIBED PROPERTY.

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging in anywise appertaining.

Dated: July 25, 2003


Paul Gelles


Eleanor C. Gelles

SIGNED IN COUNTERPART

Paul J. Gelles

SIGNED IN COUNTERPART

Lynne R. Gelles

301412

STATE OF _____)

COUNTY OF _____)

On _____ personally appeared before me, a Notary Public, Paul Gelles and Eleanor C. Gelles who acknowledged that they executed the above instrument.

Signature _____
(Notary Public)

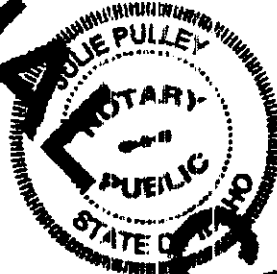
STATE OF Idaho)

COUNTY OF Bingham)

On 7-30-03 personally appeared before me, a Notary Public, Paul J. Gelles and Lynne R. Gelles who acknowledged that they executed the above instrument.

Signature Julie Pulley
(Notary Public)

Commission expires: 3-17-2009



"UNOFFICIAL COPY"

LY-302643-DA
302643

EXHIBIT "A" ATTACHED TO GRANT, BARGAIN, SALE DEED

EXHIBIT "A"

All that certain real property situate in the county of Lyon, State of Nevada, described as follows:

A parcel of land located in Section 33, Township 14 North, Range 25 East, M.D.B.&M. and described as follows:

Commencing at the Northwest corner of Section 33, Township 14 North, Range 25 East, M.D.B.&M., from whence the Northwest corner of said Section 33 bears N 89° 51' 49" W; thence S 01° 20' 44" W a distance of 2699.72 feet to the true point of beginning; thence around the parcel as follows:

S 0° 17' 46" W along the West side of the right-of-way of State Route 95A a distance of 282.89 feet; thence S 89° 10' 16" W a distance of 199.86 feet; thence S 78° 27' 30" W a distance of 193.50 feet; thence S 03° 57' 43" W a distance of 227.85 feet; thence S 03° 57' 43" W a distance of 57.02 feet to the South line of the "Painter Property" as shown on Map File No. 103717, Lyon County Records; thence N 89° 40' 00" W a distance of 858.81 feet; thence N 0° 15' 23" E a distance of 662.20 feet to the South line of Penrose Country Club Estates Map File No. 91449, Lyon County Records; thence S 89° 38' 00" E along said line a distance of 924.60 feet to a rock wall; thence S 02° 38' 16" W a distance of 1.97 feet to the Southwest corner of the wall; thence along the Southerly edge of the wall the following courses: S 88° 29' 07" E a distance of 86.93 feet; thence S 89° 32' 00" E a distance of 87.11 feet; thence S 89° 02' 51" E a distance of 100.58 feet; thence S 54° 19' 28" E a distance of 45.07 feet; thence S 57° 12' 48" E a distance of 36.30 feet to the true point of beginning.

Reference is hereby made to that certain Record of Survey / Boundary Line Adjustment for Doris J. Thompson and Paul Gelles & Eleanor C. Gelles, recorded in the Official Records of Lyon County, Nevada on July 7, 1999 as Document No. 236141 and as amended by Certificate of Amendment recorded July 15, 1999 as Document No. 236451.

Note: Legal description previously contained in document recorded July 1, 2002 as Document No. 279167.

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Division #

42128

Card #: Scott D. & Krys Rader

Index No. 279-A
Lyon County No. 14-301-03
Claim No.
User # 2540
Ditch Campbell

Address: 3155 Lucerne Way
Sparks, NV 89431

O. & M. Local No. 2

Court Decree:

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED		ACRE FEET APPORTIONED	TOPAZ RES.		BRIDGEPORT RES.		TOTAL ACRES	CLAIM #
					PER ACRE	TOTAL		ACRE FEET	ACRE FEET	ACRE FEET	ACRE FEET		
NEWL		17.090	3.2076	65	1.5444	26.390	26.39	18.10	8.29			17.090	
TOTAL		17.090				26.390	26.39	18.10	8.29			17.090	

Water Rt. Acres 17.090
Non Wtr Rt. Acres .000

Acres Feet Storage 26.390

LEGAL DESCRIPTION:

Fr. N 1/2 of NE 1/4 of SE 1/4, Sec. 33;
T 14 N - R 25 E

COMMENTS:

10/29/03 - Transferred from card 19710 - Gelles

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#46-564	03/09/64	Herbert Penrose to Charles & Mildred Painter.
#52-323,4	02/07/69	Charles Painter to Mildred S. Painter.
#03275	07/01/70	Charles Painter to F. & Velma Campbell.
#26443	05/28/76	Velma Campbell to Charles F. Campbell.
#52587	03/18/80	Charles Campbell to William & Ruby Lowery.
#132809	04/13/90	William & Ruby Lowery to Paul & Eleanor and Paul & Lynn Gelles.
#236141	07/07/99	Record of Survey/Boundary Line Adjustment for Doris J. Thompson & Paul & Eleanor C. Gelles
#236143	07/07/99	Marian Pinkerton, acting Lyon County Clerk & Ex-officio Clerk on behalf of Paul Gelles & Eleanor C. Gelles quitclaims to Paul & Eleanor C. Gelles, husband and wife as Joint Tenants
#301412	08/01/03	Paul & Eleanor C. Gelles, husband and wife and Paul J. & Lynn R. Gelles, husband and wife as Joint Tenants to Scott D. & Krys Rader, husband and wife as Joint Tenants

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

APN: 004-391-07
RPTT \$1244.10

WESTERN TITLE CO. INC.
04 JUN 23 PM 3: 37

WHEN RECORDED MAIL TO:
Name ALLAN R. SIMPSON
Street 1397 HIGHWAY 208
Address
City, State YERINGTON, NV 89447
Zip

MARY C. MILLIGAN
COUNTY RECORDER
FEE 15⁰⁰ DEP. *mk*

MAIL TAX STATEMENTS TO:
Name ALLAN R. SIMPSON
Street 1397 HIGHWAY 208
Address
City, State YERINGTON, NV 89447
Zip
Order 00089913-201- SLG
No. 8695

(SPACE ABOVE THIS LINE FOR RECORDERS USE)

GRANT, BARGAIN AND SALE DEED

THIS INDENTURE WITNESSETH: That

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, MARIO J. GHIO JR and DIANA D. GHIO, TRUSTEES OF THE GHIO FAMILY TRUST DATED JULY 3, 2003, do(es) hereby GRANT(s) BARGAIN SELL and CONVEY to ALLAN R. SIMPSON, an unmarried man and TIMOTHY D. SWENSON and MICHELE T. SWENSON, husband and wife, as joint tenants ALL TOGETHER AS JOINT TENANTS and to the heirs and assigns of such Grantee forever, all the following real property situated in the City of N/A County of LYON, State of Nevada bounded and described as follows:

LOT 6 AS SHOWN ON THE OFFICIAL MAP OF WALKER RIVER RANCH, RECORDED IN THE OFFICIAL RECORDS OF LYON COUNTY, NEVADA ON JUNE 5, 1972 AS DOCUMENT NO. 10568

TOGETHER with all tenements, hereditaments and appurtenances if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Dated: May 24, 2004

324025

Exhibit 63

Grant, Bargain and Sale Deed - Page 2

Mario J. Ghio Jr.
MARIO J. GHIO JR., TRUSTEE

Diana D. Ghio
DIANA D. GHIO, TRUSTEE

STATE OF NEVADA }
COUNTY OF WASHOE } ss

This instrument was acknowledged before me on

May 26th 2004

by MARIO J. GHIO, JR. AND DIANA D. GHIO,
TRUSTEES

Adam Kincaid
Notary Public



Division #: **49320**
 Card #: **Allan R. Simpson**
 Name: **Timothy D. & Michele T. Swenson**
 Address: **1397 Hwy 208**
Yerington, NV 89447
 Court Decree:

WALKER RIVER
SECTION DISTRICT
YERIN, NEVADA

Index No. **Fm-376**
 Lyon County No. **4-391-07**
 Claim No. **1889**
 User # **D & GW**
 Ditch

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET APPORTIONED TOTAL	TOPAZ RES. ACRE FEET	BRIDGE REPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
NEWL	4.030	4.030	4.2768	65	2.0692	8.300				4.030
TOTAL		4.030				8.300	8.30	.00		4.030
										Water Rt. Acres
										Non Wtr Rt. Acres
										Acres Feet Storage
										8.300

LEGAL DESCRIPTION:
Lot #8, Walker River Ranch Subdivision, Sections 9 & 10; T 11 N, R 26 E.

COMMENTS:
 08/14/03 - Changed to Trust
 06/25/04 - Transferred from Ghio - card #19719, user #2373

DOCUMENT #	DATE	DESCRIPTION
#26502	06/04/76	The Walker River Ranch to Martin & Donna Schuster, 1976-77 Roll.
#115128	04/13/88	Martin Schuster - Deceased.
#164200	09/01/93	Donna R. Schuster to Donna R. Schuster, Trustee of the Donna R. Schuster Family Trust.
#173856	07/28/94	Donna R. Schuster as Trustee of the Donna R. Schuster Family Trust to Mario J. & Diana D. Ghio.
#223030	08/31/98	Mario J. Ghio, a married man to Diana Ghio, a married woman as her sole & separate property.
#235440	09/24/99	Mario J. Ghio, a married man and husband of granted to Diana D. Ghio, a married woman as her sole and separate property.
#239442	09/24/98	Diana D. Ghio, who acquired title as a married woman as her sole and separate property to Mario J. Ghio and Diana D. Ghio as husband and wife as Joint Tenants
#300869	07/25/03	Mario J. & Diana D. Ghio, husband and wife to Mario J. Ghio, Jr. & Diana D. Ghio, Trustees of the Ghio Family Trust
#324028	06/23/04	Mario J. Ghio, Jr. & Diana D. Ghio, Trustees of the Ghio Family Trust dated 7/3/03 to Allan R. Simpson, an unmarried man and Timothy D. & Michele T. Swensen, husband and wife as Joint Tenants, all together as Joint Tenants

A.P.N. # 10-331-34
R.P.T.T. \$ 8580.00
ESCROW NO. 04040146
RECORDING REQUESTED BY:
STEWART TITLE COMPANY
MAIL TAX STATEMENTS TO:
SAME AS BELOW

322342
OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
STEWART TITLE OF CC
04 JUN -4 AM 8:12
MARY C. HILLIGAN
COUNTY RECORDER
FEE 16.00 DEP. M

WHEN RECORDED MAIL TO:
GRANTEE
1320 HIGHWAY 395 N
GARDNERVILLE, NEVADA 89410

(Space Above for Recorder's Use Only)

GRANT, BARGAIN, SALE DEED

****THIS DEED IS BEING SIGNED IN COUNTERPART****
THIS INDENTURE WITNESSETH: That **MICHAEL C. GILBERT AND ANGEL KERR GILBERT, HUSBAND AND WIFE AND J & M PI, LLC.** a Nevada Limited Liability Company

in consideration of \$10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to **GR8DEAL, LLC., A NEVADA LIMITED LIABILITY COMPANY**

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of **Lyon** State of Nevada, bounded and described as:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: **May 27, 2004**

J & M PI, LLC

[Signature]
MICHAEL C. GILBERT

BY: _____
JADE A. MILLER

[Signature]
ANGEL KERR GILBERT

BY: _____
TENLEY V. MILLER



STATE OF Nevada }
COUNTY OF Carson City } ss.

This instrument was acknowledged before me on 6-1-04
by MICHAEL C. GILBERT and ANGEL KERR GILBERT and J & M PI, LLC

Signature Carol Costa
Notary Public (One inch margin on all sides of document for Recorder's Use Only)

A.P.N. # 10-331-34

R.P.T.T. \$ 8580.

ESCROW NO. 04040146

RECORDING REQUESTED BY:
STEWART TITLE COMPANY

MAIL TAX STATEMENTS TO:
SAME AS BELOW

WHEN RECORDED MAIL TO:
GRANTEE
1320 HIGHWAY 395 N
GARDNERVILLE, NEVADA 89410

(Space Above for Recorder's Use Only)

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That **MICHAEL C. GILBERT AND ANGEL KERR GILBERT, HUSBAND AND WIFE AND J & M PI, LLC.** a Nevada Limited Liability Company

in consideration of \$10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to **GR8DEAL, LLC., A NEVADA LIMITED LIABILITY COMPANY**

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of **Lyon** State of Nevada, bounded and described as:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: **May 27, 2004**

J & M PI, LLC

MICHAEL C. GILBERT

BY: Jade A. Miller
JADE A. MILLER

ANGEL KERR GILBERT

BY: Tenley V. Miller
TENLEY V. MILLER



STATE OF Nevada,
COUNTY OF Carson City } ss.

This instrument was acknowledged before me on 6-1-04
by MICHAEL C. GILBERT and ANGEL KERR GILBERT and J & M PI, LLC

Signature Carol Costa
Notary Public (One inch margin on all sides of document for Recorder's Use Only)

EXHIBIT 'A'

ALL THAT CERTAIN REAL PROPERTY BEING A PORTION OF SOUTH 1/2 OF SOUTHEAST 1/4 OF SECTION 22, AND NORTHEAST 1/4 AND NORTHWEST 1/4 OF SOUTHEAST 1/4 OF SECTION 27, T 11 N, R 23 E, M.D.B.&M., LYON COUNTY, NEVADA, DESCRIBED AS FOLLOWS:

PARCEL 1-A, AS SHOWN ON THE PARCEL MAP PREPARED FOR WEAVER PROPERTIES, L.L.C., RECORDED IN THE OFFICIAL RECORDS OF LYON COUNTY, NEVADA ON APRIL 23, 1999, AS DOCUMENT NO. 232837.

ASSESSOR'S PARCEL NO. 10-331-34

"TOGETHER WITH approximately ²¹⁸281 acre feet of storage water rights from Topaz Lake appurtenant to the property".

Division #: 20770
 Card #: GR8DEAL, LLC
 Name: 1320 Highway 395N
 Address: Gardnerville, NV 89410
 Court Decree: O. & M. Local No. 1

WALKER RIVER IRRIGATION DISTRICT
 YERINGTON, NEVADA

Index No. 297-A
 Lyon County No. 10-331-34
 Claim No. 2558
 User # Colony
 Ditch

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET APPORTIONED TOTAL	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
NEWL		106.280	4.2769	65	2.0592	218.862				106.280
TOTAL		106.280				218.862	218.86	.00		106.280
										Water Rt. Acres 106.280
										Non Wtr Rt. Acres .000
										Acra Feet Storage 218.862

LEGAL DESCRIPTION:
 Pr. NE 1/4, Sec. 27;
 T 11 N, R 23 E.
 Parcel 1-A of PM 232837

PROVISIONAL

COMMENTS:
 10/16/02 - Transferred from card #88136 - Weaver Properties
 02/11/04 - Assigned new APN by County
 06/17/04 - Transferred from card #19776, Gilbert & Miller
 06/17/04 - Transferred from card #19776 - Gilbert & J&M PI, LLC

DOCUMENT #	DATE	DESCRIPTION
#46-289	11/09/62	Joint Tenant
#109226	07/30/87	Cora G. Sayre to Cora Sayre Trust.
#201039	12/27/96	Andrew G. Sayre, Jr. & Mark Arrighi, Successor Trustees to Cora Sayre, deceased, to William M. Jr. & Rosemary F. Weaver, Trustees of the William M. Weaver, Jr. Revocable Trust Agreement.
#203640	03/27/97	Parcel Map of Portions of Sec. 24, & 27, T 11 N - R 23 E.
#209100	08/22/97	Parcel Map of Portion of Sec. 22, & 27, T 11 N - R 23 E. for William M. Weaver & Rosemary F. Weaver, Trustees of the William M. Weaver, Jr. Trust.
#212888	12/09/97	Boundary Line Adjustment for William M. Weaver, Jr. & Rosemary F. Weaver, Trustees of the William M. Weaver, Jr. Trust (18).
#212989	12/09/97	William M. Weaver, Jr. & Rosemary F. Weaver, Trustees of the William M. Weaver, Jr. Revocable Trust Agreement to William M. Weaver & Rosemary F. Weaver, Trustees of the William M. Weaver, Jr. Trust (18).
#213378	12/19/97	William M. Weaver, Jr. & Rosemary F. Weaver, Trustees of the William M. Weaver, Jr. Revocable Trust Agreement to Weaver Properties, L.L.C., a Nevada Limited Liability Company.
#215183	02/11/98	Weaver Properties, L.L.C., a Nevada Limited Liability Company to Weston L. Wright, an unmarried man & Sandra Lynn McCombs, an unmarried woman (16).
#232837	04/23/99	Parcel Map for Weaver Properties, L.L.C.
#282766	09/18/02	Weaver Properties L.L.C., a Nevada Limited Liability Company to Michael C. & Angel Kerr Gilbert, husband and wife as Joint Tenants as to an undivided 1/2 interest and Jade & Tenley V. Miller, husband and wife as Joint Tenants, an undivided 1/2 interest
#322341	06/04/04	Jade and Tenley V. Miller, husband and wife as Joint Tenants (an und. 1/2 int.) to J & M PI, LLC, a Nevada limited liability company
#322342	06/04/04	Michael C. & Angel Kerr Gilbert, husband and wife and J & M PI, LLC, a Nevada limited company to GR8DEAL, LLC, a Nevada limited liability company

Exhibit 65

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.

X Date: 3/21/05

X 
Signature

X Ted Glassburn
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

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
Plaintiff.)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation. et al.,)	

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.
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Attorney:

Address:

Phone Number:

Fax Number:

X Ted Glassburn

(Signature)

X Ted Glassburn

(Printed or typed Name)

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

X PO Box 302 Wellington
N.J. 08944

(Address)

X 775-465-9612

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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* Date: 3/21/05

* ~~Theresa Glassburn~~ Theresa Glassburn + ~~Theresa Glassburn~~
Signature

* Theresa Glassburn, Federal Bureau
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)

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff.)	
)	
WALKER RIVER PAJUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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United States District Court for the
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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
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Attorney:

Address:

Phone Number:

Fax Number:

Theresa Glassburn + ~~Ad [unclear]~~
(Signature)

~~red glassburn~~
X Theresa Glassburn
(Printed or typed Name)

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

X P.O. Box 302
Wellington, NV-89444
(Address)

X 775--465-9612
(Telephone number)

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Date: 3-27-05

Cheryl L. Gossinet
Signature
Cheryl L. Gossinet
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)

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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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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
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Attorney:

Address:

Phone Number:

Fax Number:

Cheryl L Goffinet
(Signature)

Cheryl L Goffinet
(Printed or typed Name)

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

(Address)
775-463-2311
(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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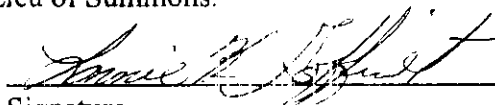
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Date: 3-17-05



Signature

Lonnie K. Goffinet

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)

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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Environment & Natural Resources Division
P.O. Box 756
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Attorney:

Address:

Phone Number:

Fax Number:

Lonnie K. Goffinet

(Signature)

Lonnie K. Goffinet

(Printed or typed Name)

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

12 Tingle Crt.
Yerington, NV 89444

(Address)

(775) 463-2311

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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X Date: March 18-05

X Angelo Groso
Signature

ANGELO GROSO
Printed/Typed Name

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(Corporate, Trust, Partnership or other entity)

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IN THE UNITED STATES DISTRICT COURT
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Plaintiff,)	
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Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
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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:

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Attorney:

Address:

Phone Number:

Fax Number:

X Angelo Groso
(Signature)

ANGELO GROSO
(Printed or typed Name)

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

P. O. Box 14
Wellington, NV 89444
(Address)

775 - 465-2377
(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.

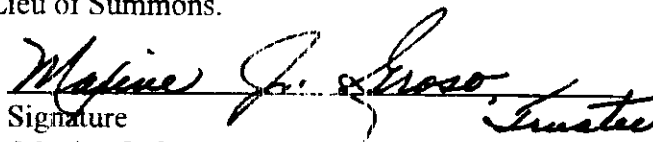
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: 2-14-05


Signature

Maxine J. Groso
Printed/Typed Name

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

The Ernest & Maxine Jo 2000 Family Trust Agreement

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 appearance and intent to participate.

When Recor Mail to:

MAXINE JO GROSSO
P.O. Box 317
Wellington, NV 89444

A.P. # 010-641-04; 05; 06
RPT # 8

GRANT, BARGAIN AND SALE DEED

THIS INDENTURE made this 8th day of June, 2000, by and between MAXINE JO GROSSO, Individually and MAXINE JO GROSSO, as Guardian of the Person and Estate of ERNEST GROSSO, as husband and wife, joint tenants with right of survivorship, of Lyon County, Nevada, "GRANTORS", and MAXINE JO GROSSO, as Trustee of the ERNEST GROSSO and MAXINE JO GROSSO 2000 FAMILY TRUST AGREEMENT, dated June 8, 2000, "GRANTEE";

W I T N E S S E T H:

That the Grantors, do by these presents grant, bargain, sell and convey unto the Grantees and to their successors and assigns, without consideration, all right, title and interest in that certain real property situate in Lyon County, State of Nevada, and more particularly described as follows, to wit:

All the real property residence in Wellington, situate in the County of Lyon, State of Nevada, more particularly described as follows:

A parcel of land, located in the Southeast 1/4 of the Northeast 1/4 of the Southwest 1/4 of Section 2, Township 10 North, Range 23 East, M.D.B.&M., at Wellington, Smith Valley, Lyon County, Nevada, more particularly described as follows:

COMMENCING at the 1/16th section corner which bears North 1323.40 feet, from the South 1/4 corner of said Section 2, proceeding North 19°38'22" East 494.23 feet, to a point on the Westerly right of way line of Nevada State Highway Route 3, where said right of way line is intersected by the property line between the Groso Property (Post Office) and the Compston Property; proceed thence along said property line, South 48°34' West, 278.00 feet, to the true point of beginning, which is the most easterly corner of this parcel; proceed thence South 48°34' West 106.00 feet, to a point on the North bank of the Plymouth Ditch; thence North 78°55' West, 128.00 feet, along said ditch bank, to a point, thence North 41°04' West 135.96 feet, to a point on the Southerly line of a 36 foot wide easement for road and utilities, thence along said Southerly easement line, North 78°47' East 128.67 feet, to a point; thence continuing along said Southerly line, South 70°47' East, 80.00 feet, to a point; thence South 40°32'20" East, 142.55 feet, along the boundary between this parcel and the Groso property (Post Office) to the true point of beginning.

And:

All that real property situate in the County of Lyon, State of Nevada, described as follows:

PARCEL 4:

Commencing at Monument No. 1 which is located 59.90 feet North of the northwest corner of the SW1/4 of the SE1/4 of Section 2, Township 10 North, Range 23 East, M.D.B.&M.; thence South 41°26' East 285.00 feet; thence South 48°34' West 30.00 feet to the true point of beginning for the description of this parcel of land; thence South 48°34' West 384 feet to a point on the north bank

the Plymouth Company's ditch; thence along the north bank of said ditch North 78°55' West 122.00 feet to a two inch iron pipe in the north bank of said ditch; thence north 41°04' West 584.60 feet to an iron pin in the south bank of the Burbank Ditch; thence North 73°10' East 109.8 feet to an iron pin in the south bank of the Burbank Ditch; thence North 89°10' East 164.60 feet to a point on the south bank of the Burbank Ditch; thence South 80°49' East 168.80 feet to a pin in the south bank of the Burbank Ditch; thence North 70°54' East 74.30 feet to a point on the south bank of the Burbank Ditch, thence North 63°00' East 57.00 feet to the westerly side of the highway; thence south 41°26' East 362.00 feet along the westerly side of the highway to the true point of beginning.

And:

All that real property situate in the County of Lyon, State of Nevada described as follows:
(Known as the Commercial Bldg./Equipment lot)

Beginning at the southeast corner of the parcel on the westerly side of the State Highway right of way, said point of beginning being described as bearing North 5°35' East 585.23 feet from the established one-sixteenth corner, designated as the southeast corner of the NE1/4 of the SW1/2 of said Section 2, said one-sixteenth corner, a rock mound, being North a distance of 1323.40 feet from the south one-quarter corner of Section 2, Township 10 North, Range 23 East, M.D.B.&M.; thence from the point of beginning South 50°59' West 244 feet to a point which is 5 feet southerly from the southwest corner of the so-called Hoyer Store Building; thence South 70°47' West 95 feet to the southwest corner of the parcel; thence North 4°52' West 275 feet to a point on the south bank of the Burbank Ditch and the northwest corner of the parcel; thence North 78°42' East 49.60 feet to a fence corner at the northwest corner of the Werner lot; thence South 42°03' East along the fence line 97 feet to the fence corner; thence North 43°30' East along the fence line 118 feet; more or less, to the State

along said right of way, thence South 44' East
along said right of way 83.30 feet to a point,
thence South 42°25' East along said right of way
62 feet to the point of beginning.

TOGETHER WITH, all and singular, the tenements,
hereditaments and appurtenances thereunto belonging, or in
anywise appertaining, and the remainder and remainders, reversion
and reversions, rents, issues and profits thereof.

TOGETHER WITH the appurtenances and all the estate and
rights of the Grantors in and to said premises.

IN WITNESS WHEREOF, the Grantors have executed this deed the
day and year first herein above written.

Maxine Jo Groso
MAXINE JO GROSO, Individually

Ernest Groso
by Maxine Jo Groso
MAXINE JO GROSO, Guardian of the
Person and Estate of
ERNEST GROSO

STATE OF NEVADA)
) ss.
COUNTY OF WASHOE)

On this 8th day of June, in the year 2000, before
me, Barbara Kay Reese a Notary Public in and for said state,
personally appeared (or proved to me on the basis of satisfactory
evidence) MAXINE JO GROSO, Individually and Guardian of the
Person and Estate of ERNEST GROSO, personally known to me to be
the person who executed the above instrument, and acknowledged to
me that she executed the same for purposes stated therein.

Barbara Kay Reese
NOTARY PUBLIC in and for said
County and State.

BARBARA KAY REESE
Notary Public, State of Nevada
Appointment No. 92-1551-2
Expires Oct. 15, 2000

249667

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

HENRY W. CAVALLERO

00 JUN 29 AM 11:38

MARY C. HILLIGAN
COUNTY RECORDER

FEE 1.00 DEP. ES

30 MAY 15 4 9: 37

1 Case No. DE5876
2 Dept. No.: II

3 NIKKI A. BRYAN
4 LYON COUNTY CLERK
5 KAREN DINI
6 DEPUTY

7 IN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
8 IN AND FOR THE COUNTY OF LYON

9 * * * * *

10 IN THE MATTER OF THE
11 GUARDIANSHIP OF

ORDER APPOINTING PERMANENT
GUARDIAN OF THE PERSON AND
ESTATE AND FOR INSTRUCTIONS

12 ERNEST GROSO,

An Adult Ward. /

13 THIS MATTER came before the Court this date upon the
14 verified Petition of MAXINE JO GROSO, by and through her
15 attorney, HENRY W. CAVALLERA, ESQ. Appearing at the hearing were
16 the Petitioner, MAXINE JO GROSO and her attorney, HENRY W.
17 CAVALLERA, ESQ. and the Ward, ERNEST GROSO. The Court having
18 received the evidence finds as follows:

- 19 1. The Ward was served with notice of the hearing as
20 required by law.
- 21 2. The Ward is of limited mental capacity and is unable to
22 manage his financial affairs and obtain related services from
23 local, state and federal agencies.
- 24 3. It is in the Ward's best interest that a Guardian of
25 the Person and Estate be appointed.
- 26 4. That MAXINE JO GROSO, should be authorized, as Guardian
27 of the Person and Estate of ERNEST GROSO, to executed a Marital
28

1 The Marital Deduction Trust. The total value of the Trust Estate is
2 estimated at a sum in excess of the federal estate tax level.

3 THEREFORE, based upon the foregoing, IT IS HEREBY
4 ORDERED as follows:

5 1. That MAXINE JO GROSO is appointed Guardian of the
6 Person and Estate of ERNEST GROSO.

7 2. That the Clerk of the Court shall issue Letters of
8 Guardianship to MAXINE JO GROSO as Guardian of the Person and
9 Estate of ERNEST GROSO, upon her posting a bond in the sum of
10 \$ 0.

11 3. That the Guardian, MAXINE JO GROSO, is hereby
12 authorized to execute the Marital Deduction Trust set forth
13 Exhibit "C" to the Petition on file herein, on behalf of the
14 Ward, and is authorized to execute any conveyances, assignments
15 or other documents to fund the trust for ERNEST GROSO.

16 4. That the Guardian shall exercise her responsibilities
17 as Guardian of the Person, so that ERNEST GROSO is allowed
18 live in the least restrictive environment.

19 ~~5. That the Guardian is not to be held personally~~
20 ~~liable for the financial obligations of the Ward's care.~~

21 DATED this 15th day of May, 2000.

22
23 I, _____

CERTIFIED COPY

Maureen P. Berg
DISTRICT JUDGE

24 The document to which this certificate is
25 attached is a full, true and correct copy of the
original on file and of record in my office.

26 DATE: 5-15-00

Maureen P. Berg

27 _____
Clerk A. Bryon, County Clerk and Clerk of
the Third Judicial District Court of the State
of Nevada, in and for Lyon County.

28 By Karen Quinn
Deputy

SEAL AFFIXED

249671

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

HENRY W. CAVALLERO

00 JUN 29 AM 11:48

**MARY C. HILLIGAN
COUNTY RECORDER**

FEE 9.00 DEP. ES

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.

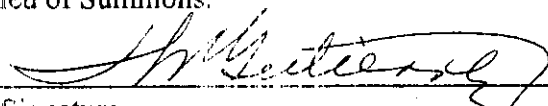
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: 3/17/05



Signature
Loresa Magdalena Gutierrez
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 a 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.

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Attorney:

Address:

Phone Number:

Fax Number:

Teresa Magdalena Gutierrez
(Signature)

Teresa Magdalena Gutierrez
(Printed or typed Name)

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

2831 Hwy 208
2831 WELLSVILLE RD. SU. 8944
(Address)

775-465-9065
(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: 3-23-05

Debra Gilmore

Signature

Debra Gilmore

Printed/Typed Name

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

Hall Family Trust
(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.

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Attorney:

Address:

Phone Number:

Fax Number:

Debra Gilmore
(Signature)

Debra Gilmore
(Printed or typed Name)

Trustee of Hall Family Tru:
(Entity, if any, on whose
behalf you are appearing)
4 Cottonwood Ln
Yerington NV 89447
(Address)
775-463-2757
(Telephone number)

31 21

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
NORTHERN NEVADA TITLE CO.
03 OCT 10 PM 4: 22
MARY C. MILLIGAN
COUNTY RECORDER
FEE 15.00 DEP. KR

A.P.N. 04-401-06
Escrow No.: LY-302812-DA
RPTT \$95.55, based on full value

RECORDING REQUESTED BY:
Northern Nevada Title Company
MAIL TAX STATEMENTS AND WHEN
RECORDED, MAIL TO:
Kim K. Cox
P.O. Box 234
Yerington, NV 89447

THIS SPACE FOR RECORDER'S USE ONLY

GRANT, BARGAIN, SALE DEED

That Philip Colin Hanifan and Carol Anne Hanifan, Trustees of The Hanifan Living Trust dated April 8, 2002 in consideration of \$10.00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to Kim K. Cox, an Unmarried Woman and Gene G. Zieman, an Unmarried Man as Joint Tenants with Right of Survivorship all that real property in the County of Lyon, State of Nevada, bounded and described as follows:

Lot 12 as shown on the map for WALKER RIVER RANCH, recorded in the Official Records of Lyon County, Nevada on June 5, 1972 as Document No. 10568. ^{5TH}
TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO THE HEREIN DESCRIBED PROPERTY.

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Dated: October 8, 2003

Hanifan Living Trust dated April 8, 2002.

By: Philip Colin Hanifan
Philip Colin Hanifan, Trustee

By: Carol Anne Hanifan
Carol Anne Hanifan, Trustee

306121

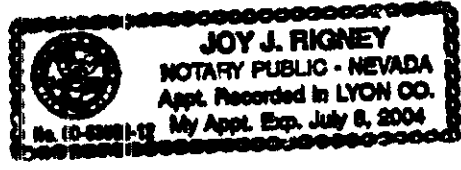
Exhibit 75

STATE OF NEVADA)
COUNTY OF Lyon)

On 10-10-03 personally appeared before me, a Notary
Public, Philip Colin Hanifan, Trustee
and Carol Anne Hanifan, Trustee

who acknowledged that they executed the above instrument.

Signature Joy J. Rigney
(Notary Public)



WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Index No. Fm 375
Lyon County No. 4-401-06
Claim No. 463
User # Tunnel
Ditch

Division #: 10798
Card #: Kim K. Cox
Name: Gene G. Ziemann
Address: P. O. Box 234
Yerington, NV 89447

Court Deed#:

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED		ACRE FEET APPORTIONED	TOPAZ RES.		BRIDGEPORT RES.		TOTAL ACRES
					PER ACRE	TOTAL		ACRE FEET	ACRE FEET	Water Rl. Acres	Non Wtr Rl. Acres	
NEWL		3.340	4.2768	65	2.0592	6.880	6.88	6.88	.00			3.340
TOTAL		3.340				6.880						6.880

COMMENTS:

12/18/02 - Changed to Trust
06/22/04 - Transferred from card #22500 - Hanifan

LEGAL DESCRIPTION:

Lot No. 12 of the Walker River Ranch Subdivision,
Sections 9 & 10;
T 11 N, R 25 E.

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#25774	07/08/76	From the W.R. Ranch to P. & J. Hanifan.
#187665	11/21/95	QC Deed - Janet Hanifan, a married woman to Philip Hanifan, a married man as his sole & separate property
#284452	10/21/02	Philip Hanifan, a married man as his sole and separate property to Philip Conlin Hanifan & Carol Ann Hanifan. Trustees of the Hanifan Living Trust dated 4/8/02
#306121	10/10/03	Philip Conlin & Carol Ann Hanifan, Trustees of the Hanifan Living Trust to Kim K Cox, an unmarried woman & Gene G. Ziemann, an unmarried man, as Joint Tenants with rights of survivorship

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

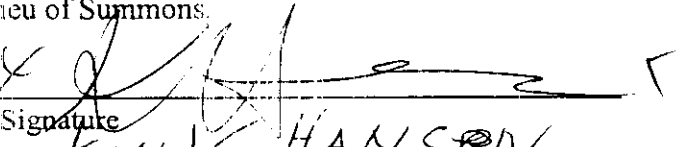
1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

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.

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Date: Aug 24 - 2004 

Signature
KEN V. HANSEN
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)

Handwritten note: I do not own the water right now, OR have since about June or July 2002

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 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.

Recording Requested by
And Return to:

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

RPTT #3

WATER RIGHTS DEED

THIS INDENTURE, is made this 21st day of May, 2002, by and between KENNETH V. HANSEN ("Grantor") and the WALKER RIVER IRRIGATION DISTRICT (the "Grantee") as follows:

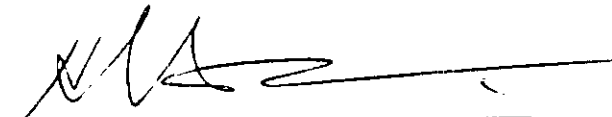
WITNESSETH:

WHEREAS, Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, to it acknowledged, does hereby GRANT, BARGAIN and SELL to Grantee and to its successors and assigns forever in accordance with the terms set forth in that certain WATER RIGHTS ASSESSMENT AGREEMENT entered into by Grantor and Grantee dated May 21, 2002 and recorded in the Official Records of Lyon County as Document No. 277853, all water rights, ditch or conveyance rights and all storage rights of any nature whatsoever, appurtenant to the real property situate in the County of Lyon, State of Nevada and described as follows:

See Exhibit "A" attached hereto and made a part hereof.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversions, remainder and remainders, rents, issues and profits thereof.

IN WITNESS WHEREOF, Grantor has executed these presents the day and year first above written.




KENNETH V. HANSEN

STATE OF NEVADA)
) :ss
COUNTY OF Lyon)

This instrument was acknowledged before me on May 21
2002, by Kenneth V. Hansen




NOTARY PUBLIC
(My Commission Expires: 4-5-05)

277854

5/11/02

EXHIBIT 'A'

All that real property in the County of Lyon, State of Nevada, being Assessor's Parcel Number 10-331-08, more particularly described as follows:

Parcel One:

Being all that certain piece or parcel of land lying in a portion of the NW ¼ of the SE ¼ of Section 27, Township 11 North, Range 23 East, M.D.B.&M., in Smith Valley, Lyon County, Nevada, and more particularly described by metes and bounds as follows, to wit:

From the established and recognized monument (iron pin in mound of rocks) in the center of the said Section 27 and which bears South 0° 31' East 2638.44 feet from the North one-quarter corner of said Section; thence South 0° 31' East, 582.50 feet to the true point of beginning at the northwest corner of the parcel; thence North 89° 56' East 576.00 feet to a point at the northeast corner of the parcel and in the so-called Colony Ditch; thence following along said ditch South 25° 07' East, 200.00 feet to a point; thence South 20° 53' 30" East 163.90 feet to a point at the southeast corner of the parcel; thence leaving said ditch South 89° 56' West 716.00 feet to a point at the southwest corner of the parcel; thence North 0° 31' West 334.50 feet to the point of beginning.

Parcel Two:

Being a portion of the SE ¼ of Section 27, Township 11 North, Range 23 East, M.D.B.&M., and more particularly described as follows:

Commencing at the established and recognized monument (iron pin in mound of rocks) in the center of said Section 27 and which bears S. 0° 31' E. 2638.44 feet from the N. ¼ corner of said Section 27; thence S. 0° 31' E. 917.00 feet to the True Point of Beginning; said Point of Beginning being the Southwest corner of that certain parcel of land described in Deed recorded January 17, 1964 in Book 46, Page 414 of Deeds as File No. 87934; thence S. 0° 31' E. 61 feet; thence N. 89° 56' East 716.00 feet; thence N. 0° 31' W. 61 feet to the Southeast corner of the aforementioned land recorded in Book 46, Page 414; thence S. 89° 56' W. 716.00 feet to the True Point of beginning.

Per NRS 111.312, the legal description appeared previously in Deed #264630 recorded on August 14, 2001 in Lyon County Records.

277854

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

W.R.I.D.

02 JUN -5 PM 1:59

MARY D. HILLIGAN
COUNTY RECORDER

FEE 15⁰⁰ DEP. KN

RECORD REQUESTED BY

APN: 012-411-01
012-421-03

04 FEB 13 AM 10: 25

WHEN RECORDED MAIL TO:
MAIL TAX STATEMENTS TO:
Doug Champlin
P.O. Box 31450
Mesa, AZ 85275-1450

Not Compared with
Original
Lyon County Recorder

HARRY D. SULLIVAN
COUNTY RECORDER

FEE _____ DEP. _____

313868

GRANT, BARGAIN AND SALE DEED

THIS GRANT, BARGAIN AND SALE DEED is made and entered into this 5th day of FEBRUARY, 2004, between **JOHN R. HARRIS and CAROL C. HARRIS, husband and wife, ("Grantor")** and **5 C'S COTTONWOOD RANCH, LLC A NEVADA LIMITED LIABILITY COMPANY ("Grantee")**.

WITNESSETH:

THAT THE SAID GRANTORS, for and in consideration of the sum of One Dollar (\$1.00), lawful money of the United States of America, and other good and valuable consideration, the receipt whereof is hereby acknowledged, hereby grant, bargain, sell and convey unto Grantees and to their heirs, successors and assigns forever, all of the following described lot, piece or parcel of land, situate, lying and being in the State of Nevada, Lyon County, described as follows: (SEE EXHIBIT "A" ATTACHED AND MADE A PART THEREOF)

TOGETHER WITH, all water rights, of any legal kind or nature, including those more fully described as a portion of Claim No. 163 of the action entitled *U.S.A. v. Walker River Irrigation District*, in the United States District Court for the District of Nevada, Case No. C-125, together with all stored water appurtenant to the real property described herein. References made to Walker River Irrigation District Index Card No. 22850.

TOGETHER WITH, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TOGETHER WITH, all water and water rights, ditch and ditch rights, well and well rights with the appurtenances, unto the said Grantee, and to its successors and assigns forever.

EXHIBIT "A"
LEGAL DESCRIPTION

The land referred to herein is situated in the State of Nevada,
County of LYON COUNTY, described as follows:

PARCEL 1:

PARCEL 3 OF THAT CERTAIN PARCEL MAP FILED FOR RECORD IN THE
OFFICE OF THE COUNTY RECORDER, LYON COUNTY, NEVADA ON MAY 19,
1980 AS DOCUMENT NO. 53399, LYON COUNTY OFFICIAL RECORDS.

ASSESSORS PARCEL NO. 12-421-03

PARCEL 2:

PARCEL 1 OF THAT CERTAIN PARCEL MAP FILED FOR RECORDED IN THE
OFFICE OF THE COUNTY RECORDER, LYON COUNTY, NEVADA ON FEBRUARY
23, 1981 AS DOCUMENT NO. 60379, LYON, COUNTY OFFICIAL RECORDS

ASSESSORS PARCEL NO. 12-411-01

TOGETHER WITH ALL WATER, WATER RIGHTS, DITCH AND DITCH RIGHTS.

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Index No. 376-A
Lyon County No. 12-421-03
Claim No. Pt. of 163
User # 667
Ditch Lee Sanders

16370
Five (5) C's Cottonwood Ranch, LLC
P. O. Box 31450
Mesa, AZ 85276-1450

PROVISIONAL

Court Decree: C-125, P. Wilson, Little

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET PER ACRE	ACRE FEET TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
1861	.151	9.420	4.2768			.000				163	300.320
1862	.090	5.650	4.2768			.000				163	250.900
1863	.090	5.650	4.2768			.000				163	49.420
1864	.090	5.650	4.2768			.000				163	190.110
1868	.693	43.310	4.2768			.000				163	
1869	.120	7.530	4.2768			.000				163	
1872	.866	54.140	4.2768			.000				163	
1876	.045	2.830	4.2768	8	.2634	.720				163	
1877	.196	12.240	4.2768	11	.3485	4.270				163	
1879	.030	1.880	4.2768	22	.697	1.310				163	
1880	.136	8.470	4.2768	30	.8604	8.060				163	
1903	.045	2.830	4.2768	34	1.0771	3.060				163	
NEWL		61.690	4.2768	65	2.0592	126.830					
NEWL		29.710	3.2076	65	1.5444	45.880					
EXCL		49.420			.000	.000					
TOTAL	2.552	300.320				190.110		190.110	.000		

LEGAL DESCRIPTION:
Ft. NW 1/4, Fr. NW 1/4 of SW 1/4 Sec. 3;
S 1/2 of NE 1/4, Fr. SE 1/4, SE 1/4 of NE 1/4, Sec. 4;
Fr. W 1/2, Fr. N 1/2 of NE 1/4, Sec. 9;
T 11 N - R 25 E

PROVISIONAL

DOCUMENT #	DATE	DESCRIPTION
#22802	07/09/75	King et al to Richard & Geneva Iorns.
#26332	03/11/76	Richard Iorns to Geneva Iorns.
#26611	03/11/76	Richard Iorns to Geneva Iorns.
#33046	07/14/77	Geneva Iorns changed name to Geneva Bryant.
#53670	06/04/80	Geneva Bryant to Michael Stewart.
#64404	07/21/80	Geneva Bryant to Suzanne Darling.
#133921	05/17/90	Geneva Bryant to John & Carol Harris.
#313668	02/13/04	John R. & Carol C. Harris, husband and wife to 5 C's Cottonwood Ranch, LLC, a Nevada Limited Liability Company

Exhibit 78

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: 3-17-05

Leona T. Heimerman
Signature

LEONA T. Heimerman
Printed/Typed Name

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

John/Leona Heimerman 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 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Leona T. Heimerman

(Signature)

LEONA T. Heimerman

(Printed or typed Name)

Surviving Trustee
John/Leona Heimerman
Family Trust

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

815 W. Bridge St #68
Yerington, NV 89447

(Address)

(775) 463-4937

(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.

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X Date: 3/20/05

X 

Signature

X R. SCOTT HEMMUTH

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.

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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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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3 UNITED STATES OF AMERICA,)

4 Plaintiff.)

5 WALKER RIVER PAIUTE TRIBE,)

6 Plaintiff-Intervenor,)

7 vs.)

8 WALKER RIVER IRRIGATION DISTRICT,)
9 a corporation, et al.,)

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

- 11 1. I hereby enter my appearance in this sub-proceeding in this case.
- 12 2. I am filing this document with the District Court at the following address:
- 13 Chief Deputy Clerk
- 14 United States District Court for the
- 15 District of Nevada
- 16 400 South Virginia Street, Suite 301
- 17 Reno, Nevada 89501
- 18 3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of

19 Summons. I am mailing a copy of this document to

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

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

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

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Attorney:

Address:

Phone Number:

Fax Number:

X 

(Signature)

X R. SCOTT HEMSATH

(Printed or typed Name)

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

X 164 LOWER COLONY RD
WELLINGTON NJ 07904

(Address)

X 775 465 2247

(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.

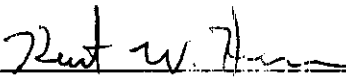
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Date: 3/17/05


Signature

Kurt W. Herwin
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

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
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Plaintiff,)	
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WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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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:

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Attorney:

Address:

Phone Number:

Fax Number:

Kurt W. Herwin

(Signature)

Kurt W. Herwin

(Printed or typed Name)

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

11 Norton Ln
Wellington, NV 89441

(Address)

775-465-1163

(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: 3-18-05

Patricia L. Herwin

Signature

PATRICIA L. HERVIN

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 a 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.

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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Patricia L. Hervin

(Signature)

PATRICIA L. HERVIN

(Printed or typed Name)

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

11 NORTON LN.
WELLINGTON, NV. 8944

(Address)

(775) 465 1163

(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.

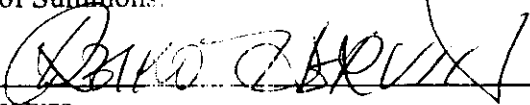
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: 3/18/2005



Signature

Reiko Hervin

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 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

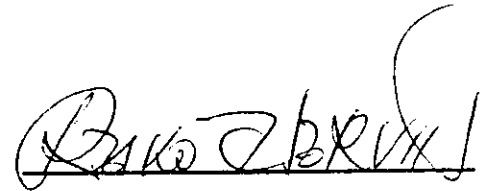
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Attorney:

Address:

Phone Number:

Fax Number:



(Signature)

Reiko Herwin

(Printed or typed Name)

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

11 Norton Lane
Wellington NV 89444

(Address)

775-465-1163

(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: 3/17/05

B. Roxann Hill

Signature

Betty Roxann Hill

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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1
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3 UNITED STATES OF AMERICA,)

4 Plaintiff.)

5 WALKER RIVER PAIUTE TRIBE,)

6 Plaintiff-Intervenor,)

7 vs.)

8 WALKER RIVER IRRIGATION DISTRICT,)

9 a corporation. et al.,)

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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

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

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

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

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

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

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

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Attorney:

Address:

Phone Number:

Fax Number:

B. Roxann Hill

(Signature)

B. Roxann Hill

(Printed or typed Name)

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

P.O. Box 825
Verington NV 8941

(Address)

775-463-3243

(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 WATER RIGHTS and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF 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: 3/17/05

[Signature] _____
Signature

[Printed Name] _____
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 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 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 a notice of appearance and intent to participate.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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3 UNITED STATES OF AMERICA.)

4 Plaintiff.)

5 WALKER RIVER PAUTE TRIBE.)

6 Plaintiff-Intervenor.)

7 vs.)

8 WALKER RIVER IRRIGATION DISTRICT,)
9 a corporation. et al.,)

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

10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

- 11 1. I hereby enter my appearance in this sub-proceeding in this case.
- 12 2. I am filing this document with the District Court at the following address:

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

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

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

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

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

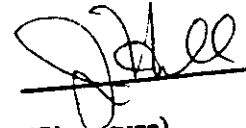
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Attorney:

Address:

Phone Number:

Fax Number:



 (Signature)

John A Hill

 (Printed or typed Name)

 (Entity, if any, on whose
 behalf you are appearing)
 - P. Box 835
 Ferrington, NV 89444

 (Address)
 (775) 463-3243

 (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: 4-4-05

Phyllis P. Hunewill
Signature
Phyllis P. Hunewill
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Trustee of Survey E of Phyllis P. Hunewill 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 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.

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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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1 UNITED STATES OF AMERICA,

2 Plaintiff,

3 WALKER RIVER PAIUTE TRIBE,

4 Plaintiff-Intervenor,

5 vs.

6 WALKER RIVER IRRIGATION DISTRICT,
7 a corporation, et al.,

8 IN EQUITY NO. C-125

9 SUBFILE NO. C-125-B

10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

- 11 1. I hereby enter my appearance in this sub-proceeding in this case.
12 2. I am filing this document with the District Court at the following address:

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

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

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

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

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

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Attorney:

Address:

Phone Number:

Fax Number:

Phyllis P. Hunewill

(Signature)

Phyllis P. Hunewill

(Printed or typed Name)

Harvey E. & Phyllis P. Hunewill

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

321 Artist View

(Address) Wellington NV 894

775-465-2324

(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: 3-18-05

Mariann Ireland
Signature

MARIANN IRELAND
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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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 objection 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:

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Attorney:

Address:

Phone Number:

Fax Number:

Mariann Ireland

(Signature)

MARIANN IRELAND

(Printed or typed Name)

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

603 Hwy 208
Yerington, NV 89447

(Address)

775-463-4730

(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: 3/17/05

Ward Ireland

Signature

Ward Ireland

Printed/Typed Name

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

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA.)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE.	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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 objection 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:

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Attorney:

Address:

Phone Number:

Fax Number:

Paul Ireland

(Signature)

Ward Ireland

(Printed or typed Name)

Owner

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

603 Hwy 208
Yerington, N.J. 89447

(Address)

775-463-4730

(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.

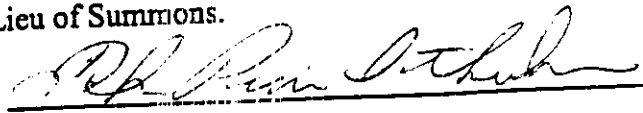
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER - DISCLAIMER OF 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: 4/4/05



Signature

John Pierre Ithurburu
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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1 UNITED STATES OF AMERICA.)

2 Plaintiff.)

3 WALKER RIVER PAUTE TRIBE.)

4 Plaintiff-Intervenor.)

5 vs.)

6 WALKER RIVER IRRIGATION DISTRICT,)
7 a corporation, et al..)

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

8 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

- 9 1. I hereby enter my appearance in this sub-proceeding in this case.
- 10 2. I am filing this document with the District Court at the following address:

11 Chief Deputy Clerk
12 United States District Court for the
13 District of Nevada
14 400 South Virginia Street, Suite 301
15 Reno, Nevada 89501

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

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

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

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

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Attorney:

Address:

Phone Number:

Fax Number:

John Pierre Ithurburu

(Signature)

John Pierre Ithurburu

(Printed or typed Name)

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

P.O. Box 378
Wellington, NV 89444

(Address)

775-465-2506

(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: March 28, 2005

Marilyn B. Thurbarow

Signature

Marilyn B. Thurbarow

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 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.

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Attorney:

Address:

Phone Number:

Fax Number:

Marilyn R. Thurber

(Signature)

Marilyn R. Thurber

(Printed or typed Name)

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

P.O. Box 378
Wellington, NV 89444

(Address)

775-465-2506

(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.

X Date: 3-21-05

X La June Kyler
Signature

X LAJUNE KYLER
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 to appear, 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.

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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

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 defense

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:

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Attorney:

Address:

Phone Number:

Fax Number:

X L. June Kyle
(Signature)

X L. JUNE KYLER
(Printed or typed Name)

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

X 65 SE. Rte 208
(Address) Yerington, NV
8944

X 775-463-4241
(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.

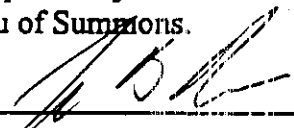
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: 3-23-05



Signature

Lawrence F. Masini

Printed/Typed Name

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

L+M Family Limited Partnership
(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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
Plaintiff,)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

[Handwritten Signature]

(Signature)

Lynn B. Mnsin

(Printed or typed Name)

Partner

L & M Family Ltd Partnersh

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

11 N. Main St.
VERINGTON, NV 89447

(Address)

(775) 463-2481

(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: 03.24.05

By: Patricia M. Masini *Lawrence C Masini*

Signature

Masini L - M Ranches

Printed/Typed Name

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

(Title)

L & M Family Limited Partnership

(Corporate, Trust, Partnership or other entity)

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

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Attorney:

Address:

Phone Number: 775.463.2904

Fax Number: " " 4340

Patricia M. Masini

(Signature)

Patricia M. Masini

(Printed or typed Name)

Partner
L & M Family Limited
Partnership

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

11 N. Main St.

Yerington, NV 89447

(Address)

775-463-2904

(Telephone number)

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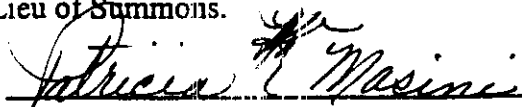
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Date: 3/24/05



Signature

Patricia K. Masini

Printed/Typed Name

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L & M Family Limited Partnership

(Corporate, Trust, Partnership or other entity)

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
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WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125
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Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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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
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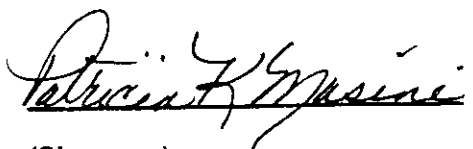
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Attorney:

Address:

Phone Number: 775.463.4526

Fax Number: " " 4526



(Signature)

Patricia K. Masini
(Printed or typed Name)

Partner
L & M Family Limited
Partnership
(Entity, if any, on whose
behalf you are appearing)

11 N. Main St.
Yerington, NV 89447
(Address)

(Telephone number)

32-05
OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

APN: 010-193-18
RPTT \$975.00

WESTERN TITLE CO. INC.
04 JUN -2 PM 2:20

MARY C. HILLIGAN
COUNTY RECORDER
FEE 15⁰⁰ DEP. *mu*

	WHEN RECORDED MAIL TO:
Name	JOHN J. BRACKETT
Street	2804 DOMINICI DRIVE
Address	FREMONT, CA 94536
City,State	
Zip	
	MAIL TAX STATEMENTS TO:
Name	JOHN J. BRACKETT
Street	SAME
Address	
City,State	
Zip	
Order	00008564-112- LJI
No.	

(SPACE ABOVE THIS LINE FOR RECORDERS USE)

GRANT, BARGAIN AND SALE DEED

THIS INDENTURE WITNESSETH: That

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, GARTH W. LAMB and SHARI L. HUMBLE-LAMB, who acquired title as SHARI HUMBLE-LAMB, husband and wife, do(es) hereby GRANT(s) BARGAIN SELL and CONVEY to JOHN J. BRACKETT, an unmarried man and to the heirs and assigns of such Grantee forever, all the following real property situated in the County of Lyon, State of Nevada bounded and described as follows:

- All that real property situate in the County of Lyon, State of Nevada, described as follows:
- A parcel of Land located within the Northeast ¼ of Section 10, Township 11 North, Range 23 East, M.D.B.& M., more particularly described as follows:
- Parcel 1A of a parcel map for FANNIN, filed for record on June 15, 2001, as File No. 262229, Official Records, Lyon County, Nevada.

TOGETHER WITH ALL WATER, WATER RIGHTS, WELL, WELL RIGHTS, DITCH AND DITCH RIGHTS APPURTENANT THERETO.

TOGETHER with all tenements, hereditaments and appurtenances, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

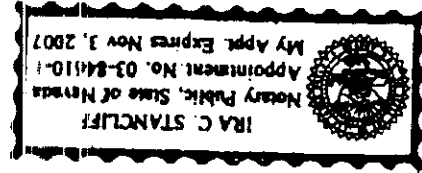
Dated: May 27, 2004

322205

Grant, Bargain and Sale Deed - Page 2

Garth W. Lamb
GARTH W. LAMB

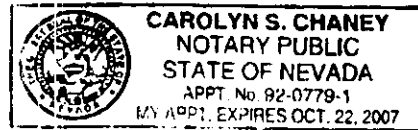
Shari L. Humble Lamb
SHARI HUMBLE-LAMB
L.



STATE OF NEVADA } ss
COUNTY OF CLARK
This instrument was acknowledged before me on
20 MAY 04
by Shari L. Humble Lamb

State of Nevada, County of Clark
this 28 Day of May, 2004
Before me, a notary public
Garth W. Lamb
Personally appeared to me to be the
person whose name is subscribed in
the above instrument who acknowledged
that he executed the instrument.
My commission expires _____

[Signature]
Notary Public



WALKER RIVER IRRIGATION DISTRICT
YERINGTON, CALIFORNIA

Index No. 9
Lyon County No. 10-193-18
Claim No. 203
User # Colony
Ditch

Division #: _____
Card #: 4907
Name: John L. Brackett
Address: 2804 Dominici Dr.
Fremont, CA 94638
O. & M. Local No. 1

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED		ACRE FEET APPORTIONED	TOPAZ RES.		BRIDGEPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
					PER ACRE	TOTAL		ACRE FEET	ACRE FEET			
NEWL		20.260	4.2768	65	2.0592	41.719	41.72	41.72		.00		20.260
TOTAL		20.260				41.719	41.72					20.260

COMMENTS:
(10-193-10 Transferred to card #9051 - 31.28 Ac. - 24.1 Excluded & 7.18 Ac. Newland)
10-193-06 - 20.05 Ac. excluded (sold 12/05/94)
10-193-11 - 10.43 Ac. excluded (sold 6/06/96)
3/12/01 - Transferred from card #55802 - VGR
3/12/01 - Transferred from card #56806 - VGR
8/25/01 - Transferred from card #15170 - Fannin
12/28/01 - Transferred from card #15168 - Fannin
06/17/04 - Transferred from card #28380 - Lamb

LEGAL DESCRIPTION:
Pt. NE 1/4, Sec. 10;
T 11 N - R 23 E
Parcel 1A of PM 262229

PROVISIONAL

DOCUMENT #	DATE	DESCRIPTION
#43-207	01/02/62	Caleb & Lesta Whitbeck to Donald & Dori Sloan.
#48-106	04/09/65	Donald & Doris Sloan to Louis & Mary Cote.
#03487	07/08/70	Louis & Mary Cote to Jame & June Rolph.
#09668	03/14/72	James & June Rolph to Robert & Hannah Satlica.
#33729	08/30/77	Robert Satlica to Hannah Satlica as sole owner.
#132873	04/27/90	Hannah Satlica to Bruce & Patricia Clark. *See Deed corrections in Clark File.
#181849	05/05/95	Bruce A. & Patricia D. Clark to Richard Laurence & Tracy Lynn Blake Family Trust dated 6/1/93, APN 10-193-11, 10-43 acres excluded land.
#186628	10/12/95	Bruce A. Clark & Patricia D. Clark, Husband & Wife to Patricia D. Clark, an unmarried woman as heir sole & separate property.
190327	02/16/96	Patricia D. Clark to the Patricia D. Clark 1996 Trust, Patricia D. Clark Trustor & Trustee.
#199226	11/07/96	Thr Patricia D. Clark 1996 Trust to Patricia D. Clark.
#199229	11/07/96	Patricia D. Clark to VGR Limited Partnership.
#257439	02/15/01	Map of Division into large Parcels for Patricia D. Clark
#257462	02/15/01	VGR Limited Partnership to Glenn D. Fannin & Tracey L. Fannin, husband and wife as joint tenants
#262229	06/16/01	Parcel Map for Fannin
#268422	11/13/01	Glenn D. & Tracey L. Fannin, husband and wife as Joint Tenants to Garth W. Lamb & Shari Humble-Lamb, husband and wife as Joint Tenants
#322206	06/02/04	Garth W. Lamb & Shari L. Humble-Lamb, who acquired title as Shari Humble-Lamb, husband and wife to John J. Brackett, an unmarried man

Exhibit 94

WRID 06/30/04

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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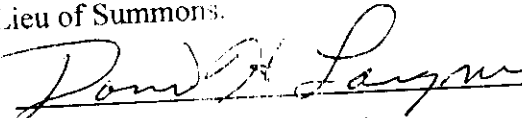
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3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit 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: 2-14-05


Signature
DONALD M. LANGNER
Printed/Typed Name

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

The Langner Family Trust

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

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Date: 3-18-05

Nettie Lawson
Signature

Nettie Lawson
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)

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
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WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125
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Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
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vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
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Attorney:

Address:

Phone Number:

Fax Number:

Nettie Lawson
(Signature)

Nettie Lawson
(Printed or typed Name)

(Entity, if any, on whose
behalf you are appearing)
P.O. Box 68
Smith Nv 89430
(Address)
775-465-2221
(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 has docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

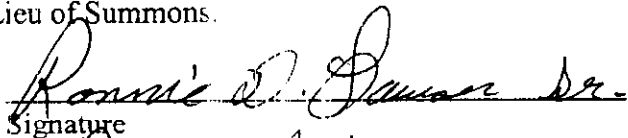
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: 3-18-05


Signature

RONNIE D. LAWSON SR
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 in 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
Plaintiff,)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Ronnie D. Lawson Sr.
(Signature)

Ronnie D. Lawson Sr.
(Printed or typed Name)

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

P.O. Box 68
Smith WV 89430
(Address)

775-465-2221
(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.

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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: 3/17/05

Suzanne Lekumberry
Signature

Suzanne Lekumberry
Printed/Typed Name

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

Lekumberry 2001 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 a 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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:

Suzanne Lekumberry

(Signature)

Suzanne Lekumberry

(Printed or typed Name)

Lekumberry 2001 Trust

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

P.O. Box 248

Smith, NV 89430

(Address)

775 465-2044

(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.

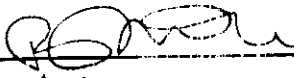
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3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit 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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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: 3/21/05



Signature

Bonnie Little

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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1 UNITED STATES OF AMERICA.)

2 Plaintiff.)

3 WALKER RIVER PAIUTE TRIBE.)

4 Plaintiff-Intervenor.)

5 vs.)

6 WALKER RIVER IRRIGATION DISTRICT,)
7 a corporation, et al.,)

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

8 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

- 9 1. I hereby enter my appearance in this sub-proceeding in this case.
- 10 2. I am filing this document with the District Court at the following address:

11 Chief Deputy Clerk
12 United States District Court for the
13 District of Nevada
14 400 South Virginia Street, Suite 301
15 Reno, Nevada 89501

- 16 3. In the envelope provided for return of my Waiver of Service of Notice in Lieu

17 Summons, I am mailing a copy of this document to:

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

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

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

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Attorney:

Address:

Phone Number:

Fax Number:



(Signature)

Bonnie Little

(Printed or typed Name)

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

350 Densmore Ln
Yerington NV 89445

(Address)

75-463-1445

(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.

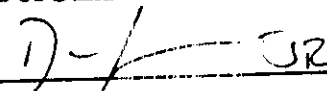
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3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit 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: 16 MAR 2005


Signature

DAVID Little JR
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.

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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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1 UNITED STATES OF AMERICA.)

2 Plaintiff.)

3 WALKER RIVER PAIUTE TRIBE.)

4 Plaintiff-Intervenor,)

5 vs.)

6 WALKER RIVER IRRIGATION DISTRICT,)
7 a corporation, et al.,)

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

8
9 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

- 10 1. I hereby enter my appearance in this sub-proceeding in this case.
- 11 2. I am filing this document with the District Court at the following address:

12 Chief Deputy Clerk
 13 United States District Court for the
 14 District of Nevada
 15 400 South Virginia Street, Suite 301
 16 Reno, Nevada 89501

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

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

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

- 28 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,
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WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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Date: 3/28/05



Signature

David M Little

Printed/Typed Name

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

The David M. Little Family Trust Agreement
(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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAJUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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.
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Attorney:

Address:

Phone Number:

Fax Number:



(Signature)

David M Little

(Printed or typed Name)

Trustee,
David M. Little Trust Family
Trust Agreement

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

P. O. Box 128

Yerington, NV 89447

(Address)

(775) 463-3003

(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.

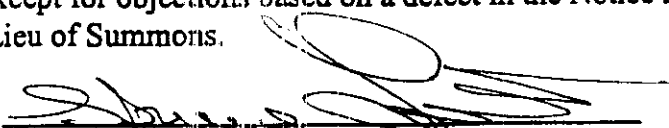
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: 3-28-05


Signature

Sherry Little
Printed/Typed Name

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

The David Little Family Trust Agreement
(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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

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3 UNITED STATES OF AMERICA.)

4 Plaintiff.)

5 WALKER RIVER PAIUTE TRIBE.)

6 Plaintiff-Intervenor.)

7 vs.)

8 WALKER RIVER IRRIGATION DISTRICT,)
9 a corporation. et al..)

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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

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

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

17 3. In the envelope provided for return of my Waiver of Service of Notice in Lieu

18 Summons. I am mailing a copy of this document to:

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

22 4. I (or the entity on whose behalf I am acting) will retain all defenses or objections

23 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defe
24 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

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

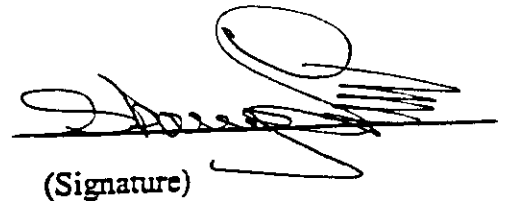
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Attorney:

Address:

Phone Number:

Fax Number:


(Signature)

Sherry Little
(Printed or typed Name)

Trustee,
The David Little Family Trust Agreement

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

P. O. Box 128
Yerington, NV 89447
(Address)

(775) 463-3003
(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.

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Date: 3/23/05

Karen Lommeri

Signature

Karen Lommeri

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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA.)	
Plaintiff.)	
WALKER RIVER PAIUTE TRIBE.	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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 objection 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:

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Attorney:

Address:

Phone Number:

Fax Number:

Karen Lemmer

(Signature)

Karen Lemmer

(Printed or typed Name)

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

20 MESA DR
WELLINGTON NV

(Address) 89444

(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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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: 3/23/05

Natale G. Commari, Jr.
Signature
Natale G. Commari, Jr.
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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
Plaintiff,)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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 objection 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:

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Attorney:

Address:

Phone Number:

Fax Number:



(Signature)

Natale J. Lommari, Jr.

(Printed or typed Name)

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

20 YUSA DR.

WELLINGTON, NV 89411

(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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Date: 3/16/05

Ruth J. Magee
Signature

Ruth J. Magee
Printed/Typed Name

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

(Title)
Ruth J. Magee Revocable Trust
(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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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.
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Attorney:

Address:

Phone Number:

Fax Number:

Ruth J. Magee
(Signature)

Ruth J. Magee
(Printed or typed Name)

Ruth J. Magee
Revocable Trust
(Entity, if any, on whose
behalf you are appearing)

19 Maple Dr.
Yerington, NV 89447
(Address)

(775) 463-5341
(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.

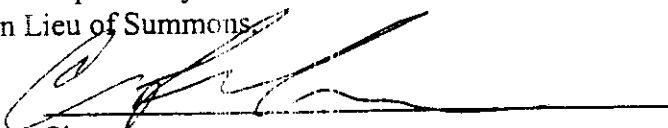
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Date: 3.20.05



Signature

Charles F. Mauer

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

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation. et al.,)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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Chief Deputy Clerk
United States District Court for the
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400 South Virginia Street, Suite 301
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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
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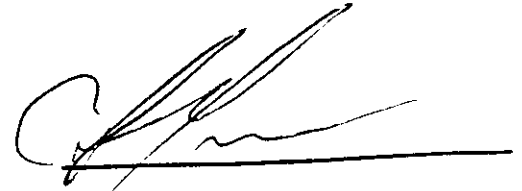
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Attorney:

Address:

Phone Number:

Fax Number:



(Signature)

Charles F. Merrin

(Printed or typed Name)

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

510 DA-1 Lane
Mallington, MD 20640

(Address)

775-465-2517

(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.

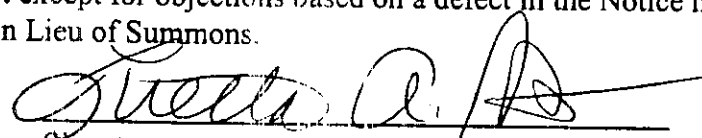
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: 3-20-05



Signature
Luetta A. Mamm
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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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:

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Attorney:

Address:

Phone Number:

Fax Number:



(Signature)

Luetta A. Mann

(Printed or typed Name)

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

510 Day Lane
Wellington, NV

(Address)

89444
465-2578

(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.

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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: 03/16/05

[Handwritten Signature]

Signature

Darrell Marraccini

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 a 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.

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: 3-17-05

[Handwritten Signature]
Signature

Lisa MARRACCINI
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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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
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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:

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Attorney:

Address:

Phone Number:

Fax Number:

L. MARRACINI

(Signature)

Lisa Marracini

(Printed or typed Name)

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

38 E. Parsel Ln.

YERINGTON, NV 89447

(Address)

(775) 463-3454

(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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Date: 3/24/05



Signature

Patricia K. Masini
Printed/Typed Name

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

Masini Investments
(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.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation. et al.,)	

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 objection 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:

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Attorney:

Address:

Phone Number: 775.463.4526

Fax Number: " " 4526

Patricia K. Masini

(Signature)

Patricia K. Masini
(Printed or typed Name)

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

11 N. Main St.
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: 3-23-05



Signature

Lawrence B. Masini

Printed/Typed Name

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

Masini Investments

(Corporate, Trust, Partnership or other entity)

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

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
)	
vs.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	

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 objection 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.
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Attorney:

Address:

Phone Number:

Fax Number:



(Signature)

Lynn B Masini

(Printed or typed Name)

Partner

Masini Investments

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

11 N. Main St.

Yerington, NV 89447
(Address)

(775) 463-2481

(Telephone number)

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

v.

WALKER RIVER IRRIGATION DISTRICT,
a corporation, et al.,

Defendants.

In Equity No. C-125-ECR
Subfile No. C-125-B

**NOTICE OF CHANGE OF
OWNERSHIP OF WATER RIGHT**

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the following information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Name(s)
Mathews Family Trust
Robert J. Mathews, Surviving Trustee
Street or P.O. Box
P. O. Box 532

Exhibit 110

Yerington NV 89447
Town or City State ZipCode

2. The name and address of each person or entity who acquired ownership

Walker River Irrigation District

Name(s)

P. O. Box 820

Street or P.O. Box

Yerington NV 89447
Town or City State ZipCode

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- Deed
- Court Order
- Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Notice of Change of Ownership of Water Right using this form is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files

This notice shall be sent to the following two persons:

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

And

Susan L. Schneider
United States Department of Justice
P.O. Box 756
Littleton, CO 80160

litigation.

Executed this 22nd day of FEB 2005.

Robert Mathews
[signature of counter-defendant]

Robert S Mathews
[name of counter-defendant]

[signature, if applicable, of person acting on behalf of counter-defendant]

[name, if applicable, of person acting on behalf of counter-defendant]

P.O. Box 532
YERINGTON, NV 89447
[address]

(775) 463-9339
[telephone number]

[# 344593]
Confirmed Copy

RECORDING REQUESTED BY
AND WHEN RECORDED
RETURN TO:

(Not Compared to Original)

03/07/2005 12:39 PM

Official Record

Requested By
W.R.I.D.

Lyon County - NV
Mary C. Milligan - Recorder

Walker River Irrigation District
P.O. Box 820
Yerington, NV 89447
APN 12-062-15
RPTT # 2

WATER RIGHTS QUITCLAIM DEED

THIS INDENTURE, made and entered into this 22nd day of Feb,
2005, by and between the MATHEWS FAMILY TRUST, ROBERT J. MATHEWS,
surviving trustee, hereinafter referred to as "Grantor," and the WALKER RIVER
IRRIGATION DISTRICT, hereinafter referred to as "Grantee";

WITNESSETH:

That the said Grantor, in consideration of the sum of TEN DOLLARS
(\$10.00), lawful money of the United States of America, the receipt whereof is hereby
acknowledged, does by these presents convey, transfer and quitclaim unto the
Grantee, and to its successors and assigns forever, all of the rights of the Grantor to
receive stored waters from Bridgeport Reservoir and to divert water from the Walker
River and its tributaries, all such water rights being appurtenant to the land situate in
the County of Lyon, State of Nevada, that is described in Exhibit "A" attached hereto
and made a part hereof.

To have and to hold the said water rights together with the tenements,
hereditaments and appurtenances thereunto belonging or appertaining and the

reversion and reversions, remainder and remainders, rents, issues and profits thereof unto the Grantee, its successors and assigns, forever.

Grantee does hereby agree to assume the payment of all fees and charges that may hereafter become due and payable in respect to said water rights referred to herein.

IN WITNESS WHEREOF, the parties have executed this instrument on the day and year first above written.

GRANTOR:

GRANTEE:

MATHEWS FAMILY TRUST

WALKER RIVER IRRIGATION DISTRICT

By: *Robert J. Mathews*
Robert J. Mathews

By: *Robert E. Bryan*
Its: Chairman

Date: Feb. 22 '05

Date: 3-7-05

SUBSCRIBED and SWORN to before me this 22nd day of February, 2005.

SUBSCRIBED and SWORN to before me this 7th day of MARCH, 2005.

Leah Compston
NOTARY PUBLIC

Leah Compston
NOTARY PUBLIC

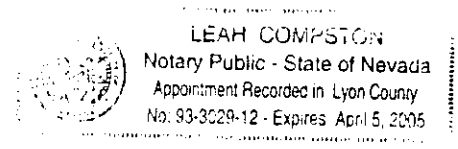
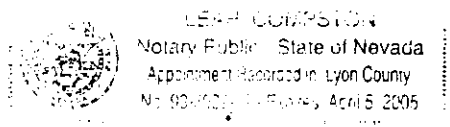


EXHIBIT "A"

All that certain real property situate in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Sec. 23; T. 13 N., R. 25 E., M.D.B.&M., County of Lyon, State of Nevada, more particularly described as follows:

Zwiebel Parcel #19:

Commencing at the northwest corner of said Section 23, proceed S $13^{\circ} 03' 42''$ E, 1602.58 feet, to the northwest corner of Zwiebel Parcel No. 16; thence S $0^{\circ} 20' W$, 450.00 feet, along the westerly boundaries of Zwiebel Parcel Nos. 16, 17, & 18, to the TRUE POINT OF BEGINNING of this Parcel No. 19, which is the northwest corner; proceed thence S $89^{\circ} 40' E$, 290.40 feet, along the southerly boundary of Parcel No. 18 to the northeast corner of this parcel; thence S $0^{\circ} 20' W$, 150.00 feet, to the southeast corner of this parcel; thence N $89^{\circ} 40' W$, 290.40 feet, to the southwest corner of this parcel; thence N $0^{\circ} 20' E$, 150.00 feet, along the easterly side of a fifty foot wide public road easement, to the TRUE POINT OF BEGINNING, containing one acre, more or less.

PER NRS 111.312, THE LEGAL DESCRIPTION APPEARED PREVIOUSLY IN DEED #136762 RECORDED ON OCTOBER 19, 1990 IN LYON COUNTY RECORDS.

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Division #: 2

Card #: 33020
Name: Mathews Family Trust
Robert J. & Pauline M. Mathews, Trustees
Address: P. O. Box 532
Yerington, NV 89447

Index No. 72
Lyon County No. 12-062-15
Claim No. PL 45
User # 2438
Ditch Fox

O. & M. Local No. 3

Court Decree: C-125, P. 25; Fox Ditch Company

PRIORITY	C.F. \$	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #	TOTAL ACRES
1865	.004	.350	3.2076			.000			45	1.170
1870	.004	.310	3.2076			.000			45	1.170
1875	.003	.260	3.2076	8	.1901	.049			45	.000
1880	.002	.130	3.2076	25	.594	.077			45	
1885	.001	.060	3.2076	29	.689	.041			45	
1890	.000	.030	3.2076	30	.7128	.021			45	
1895	.000	.030	3.2076	32	.7603	.000			45	.189
TOTAL	.014	1.170				.189	.00	.19		

LEGAL DESCRIPTION:
Fr. SW 1/4 of NW 1/4, Sec. 23;
T. 13 N., R. 25 E.
Zwiebel Parcel #19

COMMENTS:
3/23/00 - Transferred from card #57200 - Zwiebel

DOCUMENT #	DATE	DESCRIPTION
#36481	04/01/51	J.S. & V.G. DuPratt to A. J. & Amy Zwiebel Excluded 17.28 acres - July 1962.
#51935	03/04/80	A. J. & Amy E. Zwiebel, husband and wife to Robert J. & Pauline Mathews, husband and wife
#136762	10/19/90	Robert J. & Pauline Mathews, husband and wife to Robert J. & Pauline M. Mathews, Trustees of the Mathews Family Trust

315976

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

WESTERN TITLE CO. INC.

04 MAR 18 AM 9:22

MARY G. MILLIGAN
COUNTY RECORDER

FEE 15⁰⁰ DEP. MK

Affix R.P.T.T.S

APN 14-481-17

RPT #6

Title Order No. 5111001567

Escrow No. 5111001567-JH

WHEN RECORDED MAIL TO:

Name Mrs. and Mrs. McBee

Street Address

City & State

MAIL TAX STATEMENTS TO: Grantee at address above

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Quitclaim Deed

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, MICHAEL P. MCBEE AND CHERYL E. MCBEE, TRUSTEES OF THE MICHAEL P. MCBEE AND CHERYL E. MCBEE REVOCABLE LIVING TRUST, DATED FEBRUARY 26, 1997

hereby REMISE(S), RELEASE(S) AND FOREVER QUITCLAIM(S) to MICHAEL P. MCBEE AND CHERYL E. MCBEE, HUSBAND AND WIFE, AS JOINT TENANTS

that property in LYON described as:

County, Nevada,

Dated March 4, 2004

STATE OF NEVADA

COUNTY OF Lyon

On March 8, 2004 before me, the undersigned, a Notary Public in and for said State, personally appeared Michael + Cheryl McBee

Michael P. McBee

MICHAEL P. MCBEE, TRUSTEE

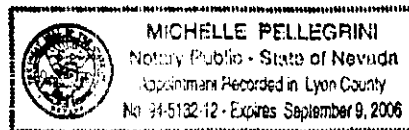
Cheryl E. McBee

CHERYL E. MCBEE, TRUSTEE

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Signature *Michelle Pellegrini*
Name Michelle Pellegrini
(typed or printed)



(This area for official notarial seal)

ORTC-470 4/2003

315976

Exhibit 111

Legal Description

All that real property situate in the County of Lyon, State of Nevada, described as follows:

Parcel C as shown on the Parcel Map and Boundary Adjustment for Grover F. Glasner recorded in the Official Records of Lyon County, Nevada on June 22, 1992 as Document No. 152758.

UNOFFICIAL COPY

A.P.N. # 010-641-11

R.P.T.T. \$ 513.50

ESCROW NO. 030103064

RECORDING REQUESTED BY:
STEWART TITLE COMPANY
MAIL TAX STATEMENTS TO:
SAME AS BELOW

WHEN RECORDED MAIL TO:
GRANTEE
2827 HIGHWAY 208 PO Box 1966
WELLINGTON, NV 89444
Gardnerville, W 89410

303'
RECORD REQUESTED BY
LYNN COUNTY, NEV.
STEWART TITLE OF Douglas
03 SEP -9 PM 2: 27
MARY C. MILLIGAN
COUNTY RECORDER
FEE 15.00 DEP. JKR

(Space Above for Recorder's Use Only)

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That **JUDY J. MCBRYDE**, Surviving Joint Tenant

in consideration of \$10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to **JEFFREY M. GARCIA and KEALOHA GARCIA**, husband and wife as joint tenants

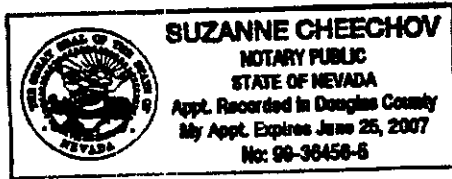
and to the heirs and assigns of such Grantee forever, all that real property situated in the County of **Lyon** State of Nevada, bounded and described as:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: August 18, 2003

Judy J. McBryde
JUDY J. MCBRYDE



STATE OF NV }
COUNTY OF Douglas } ss.

This instrument was acknowledged before me on 8/28/03
by JUDY J. MCBRYDE

Signature Suzanne Cheechov
Notary Public (One inch margin on all sides of document for Recorder's Use Only)

303780

**EXHIBIT "A"
LEGAL DESCRIPTION**

Order No.: 03012245MM

The land referred to herein is situated in the State of Nevada,
County of LYON, described as follows:

BEING PORTIONS OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 AND
THE NORTHEAST 1/4 OF SECTION 2, TOWNSHIP 10 NORTH, RANGE 23
EAST, M.D.B. & M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL B AS SHOWN ON THAT CERTAIN PARCEL MAP RECORDED ON
DECEMBER 3, 1993, AS DOCUMENT NO. 166714, LYON COUNTY OFFICIAL
RECORDS.

ASSESSOR'S PARCEL NO. 10-641-11

303780

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

PROVISIONAL

Division #: 19270
Card #: Jeffrey M. & Kealoha Garcia
Name: P. O. Box 1966
Address: Gardnerville, NV 89410

Index No. 324-B1
Lyon County No. 10-641-11
Claim No. 806
User # Plymouth
Ditch

Court Decree:

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED		ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET		CLAIM #	TOTAL ACRES
					PER ACRE	TOTAL						
NEWL		.700	4.2768	66	2.0592	1.440	1.44		1.44	.00		.700
TOTAL		.700			1.440	1.440	1.44		1.44			.700

Water Rt. Acres .700
Non Wtr Rt. Acres .000
Acre Feet Storage 1.440

LEGAL DESCRIPTION:

0.70 acres in W 1/2, Sec. 2;
T 10 N, R 23 E.

COMMENTS:

Parcel B of PM 166714
01/20/04 - Removed Frank J. McBryde, deceased
01/20/04 - Transferred from card #33216 - McBryde

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#36-848	01/03/49	Albert & Emma Zimmerman to Manley & Elsie Bishop.
#51-370	04/03/68	Manley & Elsie Bishop to Rene & Mary Ann Cardinal.
#146496	11/06/91	Rene L. & Mary Ann Cardinal to Rene L. & Mary A. Cardinal, Trustees of the Cardinal Wellington Trust.
#158917	02/12/93	Affidavit - Death of Joint Tenant - Mary Cardinal, Deceased.
#166714	12/03/93	Parcel Map for Cardinal Wellington Trust.
#170827	04/22/94	Rene L. Cardinal, Successor Trustee of the Cardinal Wellington Trust to Frank Joseph McBryde, Trustee of the Frank Joseph McBryde trust Agreement, dated October 21, 1992.
#251142	08/11/00	Frank Joseph McBryde, Trustee of the Frank Joseph McBryde Trust Agreement, dated 10/21/92 to Frank J. & Judy J. McBryde, husband and wife as Joint Tenants
#303779	09/09/03	Affidavit - Death of Joint Tenant - Frank J. McBryde, deceased
#303780	09/09/03	Judy J. McBryde, Surviving Joint Tenant to Jeffrey M. & Kealoha Garcia, husband and wife as Joint Tenants

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: 3/21/05


Signature

CYNTHIA MENESINI
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 a 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.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

1
2
3 UNITED STATES OF AMERICA.)

4 Plaintiff.)

5 WALKER RIVER PAIUTE TRIBE.)

6 Plaintiff-Intervenor,)

7 vs.)

8 WALKER RIVER IRRIGATION DISTRICT,)
9 a corporation. et al.,)

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

10 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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

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

13 Chief Deputy Clerk
14 United States District Court for the
15 District of Nevada
16 400 South Virginia Street, Suite 301
17 Reno, Nevada 89501

18 3. In the envelope provided for return of my Waiver of Service of Notice in Lieu

19 Summons. I am mailing a copy of this document to:

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

26 4. I (or the entity on whose behalf I am acting) will retain all defenses or objections
27 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect
28 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:

1
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27
28

Attorney:

Address:

Phone Number:

Fax Number:

Cyana Mensini
(Signature)

CYANA MENESINI
(Printed or typed Name)

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

202 S. Oregon ST
Yerington, NV 89447
(Address)

775-463-3901
(Telephone number)

324114

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

Randy Menesini
04 JUN 24 PM 12: 30

MARY S. HILLIGAN
COUNTY RECORDER

FEE 15⁰⁰ DEP.

APN: 014-291-02

RPTT: 846⁸⁰

When Recorded mail to:
Randy Menesini
404 Sandy Ave
Yerington NV 89447
Grantees Address:
Same

Recorders Use Only

Date: 6/24/04 **GRANT DEED**
FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
Grace Leota Sune Menesini, trustee of Orlando Menesini
and Grace Leota Sune Menesini family trust
do(es) hereby GRANT TO
Randy Ellis Menesini and Recma Maria Menesini

the real property situate in the County of Lyon, State of Nevada, described as follows:

See Exhibit "A"

TOGETHER WITH all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainders, rents, issues or profits thereof.

STATE OF NEVADA
COUNTY OF ~~Nevada~~ Lyon

On June 24, 2004, before me, the undersigned, a Notary Public in and for said County and State, personally appeared

Grace L Menesini
TRUSTEE

Grace L Menesini
TRUSTEE (Signature)

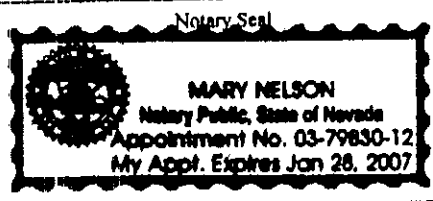
GRACE L MENESINI
TRUSTEE (Type or Print Name)

(Signature)

(Type or Print Name)

known to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same
WITNESS my hand and official seal.

Mary Nelson
(Notary Public)



324114

Exhibit 114

EXHIBIT "A"

A parcel of land located in the SE 1/4 of the NE 1/4 of Section 28, T. 14 N., R. 25 E., M.D.B.&M., in Lyon County, Nevada, and described as follows:

Beginning at the Southeast corner of the parcel from which the East on quarter corner of said Section 28 bears S. 15° 17' 20" E., 1058.86 feet; thence

N. 0° 19' 30" E., 303.11 feet; thence N. 89° 49' 20" W., 220.00 feet; thence S. 0° 19' 30" W., 302.54 feet; thence S. 89° 40' 30" E., 220.00 feet to the point of beginning

APN: 014-291-02

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.

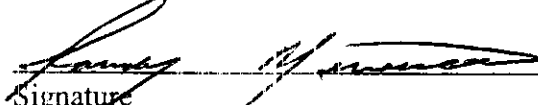
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF 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: 12/7/04



Signature

Randy Mensini

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.