HALE LANE

ATTORNEYS AT LAW

5441 Kietzke Lane Second Floor, Reno, Nevada 89511
Telephone (775) 327-3000 | Facsimile (775) 786-6179
www.halelane.com

October 26, 2005

Edward Everett Hale
(1929-1993)
Steve Lane
J. Stephen Peek
Karen D. Dennison
R. Craig Howard
Stephen V. Novacek
Richard L. Elmore
Richard Bennett
Robert C. Anderson
Alex J. Flangas
James L. Kelly
Kelly Testoni
N. Patrick Flanagan
Matthew E. Woodhead
Michelle D. Mullins
Roger W. Jeppson
Lance C. Earl
Jeremy J. Nork
David A. Garcia
Elissa F. Cadish
Timothy A. Lukas
Frederick J. Schmidt
James Newman
Torry R. Somers
Patrick J. Reilly
Scott D. Fleming
Scott Scherer
Anthony L. Hall
Jerry M. Snyder
Brent C. Eckersley
Frederick R. Batcher
Patricia C. Halstead
Matthew J. Kreutzer
Matthew B. Hippler
Brad M. Johnston
Bryce K. Kurimoto
Douglas C. Flowers
Justin C. Jones
Nicole M. Vance
KimberLee Rotenty*
Dora V. Djilianova
Simon Johnson**
Sarah E. L. Cass
Zachary B. Coughlin

Of Counsel

Roy Farrow
Pauline Ng Lee
Andrew Pearl

* Admitted in California only
** Admitted in New York and New Jersey only

Via Facsimile (775) 323-0466 and US Mail

Henry Egghart, Esq.
702 Plumas Street
Reno, NV 89509

Re: Frances Molarius adv. NWNT et al.
Our File No. 15775-0007

Dear Mr. Egghart:

I received the phone message you left at our general voicemail system yesterday, wherein you stated that you were out of the office and did not get a chance to get back to us yesterday. Because we had not heard from you, we already filed the motion to dismiss.

Nevertheless, your message also stated that you had filed a motion for leave to file a Second Amended Complaint. In light of this filing, you need to withdraw the Second Amended Complaint you have already filed because it is still an improper pleading. If the Court grants your motion for leave to file the Second Amended Complaint, you could then properly refile it. We will withdraw the motion to dismiss the Second Amended Complaint as soon as you withdraw the complaint.

Thank you for your attention to this matter. Please do not hesitate to contact me if you have any questions.

Sincerely,

Anthony L. Hall, Esq.

ALH/DVD/mf
c: Client

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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

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

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

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

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

Date: 7-29-05

Vincent S. Brackeen
Signature

Vincent S. Brackeen
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 mmons 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 laintiff (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 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 ought 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 e 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 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 otice of appearance and intent to participate.

741 Exhibit 1

DOC # 331379
09/20/2004 04:36 PM
Official Record
Requested By
TITLE SERVICE & ESCROW
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 2 Fee: $15.00
Recorded By: MCM RPTT: $3,100.50
0331379

APN 10-731-24
Document Transfer Tax $3,100.50
Order No. TSL-27248
Mail Tax Bill to Grantee:
P.O. Box 61
Smith, NV 89430

SPACE ABOVE FOR RECORDER'S USE ONLY

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

WILLIAM R. KUGLER and COLLEEN SUSAN COFFEY, husband and wife

do (es) hereby GRANT, BARGAIN and SELL TO

S.V. DEVELOPMENT, LTD., a Nevada limited liability company

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

Parcel One:

All that certain real property situate in the West 1/2 of Section 7, Township 10 North, Range 24 East, M.D.B.&M., described as follows:

Parcel 2 as shown on the Parcel Map for Samuel D. and Cheryle J. Albright recorded in the Official Records of Lyon County, Nevada on November 21, 2000 as Document No. 254728.

Parcel Two:

A 15 foot wide road easement as conveyed and described Easement Agreement recorded in the Official Records of Lyon County, Nevada on April 8, 1992 as Document No. 150393.

Parcel Three:

A 15 foot wide non-exclusive road easement and right-of-way as conveyed and described in Roadway Easement Deed recorded in the Official Records of Lyon County, Nevada on January 6, 1992 as Document No. 147975.

Exhibit 2

Exhibit 9

TOGETHER WITH all water and water rights, ditches and ditch rights and wells and well rights which are appurtenant to and historically used in connection with the above described real property, including but not limited to WRID rights and that portion of State of Nevada Division of Water Resources Application No. 25506/Certificate No. 8424 which is appurtenant to the herein described property.

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

DATED 9-17-04

WILLIAM R. KUGLER

COLLEEN SUSAN COFFEY

STATE OF NEVADA)
) ss.
COUNTY OF Lyon)

On 9/17/2004 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be), WILLIAM R. KUGLER and COLLEEN SUSAN COFFEY who acknowledged to me that they executed the within instrument.

Staci Lindberg
Notary Public

STACI LINDBERG
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 99-56591-12 - Expires April 1, 2007

331379
09/20/2004
002 of 2

DOC # 331841
09/27/2004 12:36 PM
Official Record
Requested By
TITLE SERVICE & ESCROW
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 3 Fee: $16.00
Recorded By: MCM RPTT: $1,014.00

0331841

A.P.N.: 010-331-32

File No: 143-2159299 (MO)

R.P.T.T.: $1,014.00

TS- 27445

When Recorded Mail To: and Mail Tax Statements To:
Scott DeChambeau
P.O. Box 9697
South Lake Tahoe, CA 96158

GRANT, BARGAIN and SALE DEED

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

Bradley D. Davis and Carrie L. Davis, husband and wife as community property with right of survivorship

do(es) hereby *GRANT, BARGAIN and SELL* to

Scott DeChambeau, a single man

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: 09/21/2004

Exhibit 3

Exhibit 4

Bradley D Davis
Bradley D. Davis

Carrie L Davis
Carrie L. Davis

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

This instrument was acknowledged before me on
8 September 2004 by
Bradley D. Davis and Carrie L. Davis.

MJ GARVASONI, CAPT USMC, ADJ
Notary Public
(My commission expires: Indef)

This Notary Acknowledgement is attached to that certain Grant, Bargain Sale Deed dated 09/02/2004 under Escrow No. 143-2159299

331841
09/27/2004
002 of 3

Exhibit A

LEGAL DESCRIPTION

All that certain real property being a portion of SE 1/4 of SE 1/4 of Section 22, and a portion of the NE 1/4 of the NE 1/4 of Section 27, T 11 N, R 23 E, M.D.B.&M., and being a portion of Parcel 1 of Parcel Map No. 203640, Lyon County, Nevada, described as follows:

Parcel 1-C, 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.

Note: This order for Title Insurance (x) does () does not qualify for a short term rate on the premium to be charged. If it does then said rate shall remain in effect until April 9, 2006.

309705

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
W.R.I.D.
03 DEC -5 PM 3:17
MARY C. HILLIGAN
COUNTY RECORDER
FEE 15.00 DEP. DW

Recording Requested by
And Return to:
WALKER RIVER IRRIGATION DISTRICT
P. O. Box 820
Yerington, NV 89447
APN 10-081-24 & 10-081-25

UNOFFICIAL COPY

WALKER RIVER IRRIGATION DISTRICT
ORDER OF THE BOARD
AND
CERTIFICATE OF TRANSFER
OF
STORAGE WATER RIGHTS

WHEREAS, JOSEPHINE FARIAS, Trustee of the FARIAS REVOCABLE TRUST AGREEMENT did on the 7th day of November, 2003, make application to the Board of Directors of the Walker River Irrigation District, State of Nevada, a quasi municipal corporation, to transfer storage water and benefits only; and said petition being duly heard.

NOW THEREFORE, by the Order of the Board of Directors, this is to certify that upon the Petition and showing made by JOSEPHINE FARIAS, Trustee of the FARIAS REVOCABLE TRUST AGREEMENT, the Board of Directors of the Walker River Irrigation District under and by authority conferred upon it by the provision of N.R.S. 539.705, did on the 5th day of December, 2003, make and enter its Order in said matter as follows:

Transfer all storage water and benefits from that certain land described as:

> A portion of land situated in the West ½ of Section 10, T. 11 N., R. 23 E., M.D.B.&M., located in the County of Lyon, State of Nevada, more particularly described as Parcels 1 and 2 of Parcel Map Number 124557, being within Lyon County APN 09-061-11 and 09-061-13 (19.40 acres);

to be placed on certain lands described as:

> A portion of land situated in Section 15 and Section 22, T. 12 N., R. 23 E., M.D.B.&M., located in the County of Lyon, State of Nevada (APN 10-081-24 & 10-081-25), more particularly described as follows:
>
> Parcel 1:
> Commencing at the SW corner of Section 22, T. 12 N., R. 23 E., M.D.B.&M., thence running North along the West line of the SW ¼ of said Section 22, 696.35 feet to the point of beginning; thence East 470.78 feet; thence North 00° 46' 04" East 1016.75 feet; thence West 484.41 feet; thence South 1016.66 feet to a point of beginning. (11.15 acres)
>
> Parcel 2:
> Commencing at the SW corner of Section 15, T. 12 N., R. 23 E., M.D.B.&M., said point also being the point of beginning. Thence running North 599.47 feet; thence East 599.47 feet; thence south 599.47 feet; thence West 599.47 feet to the point of beginning. (8.25 acres)

S IS AN UNOFFICIAL COPY

Dated this 5th day of December, 2003.

WALKER RIVER IRRIGATION DISTRICT

By: _____
Kenneth C. Spooner, Manager

_____
Robert E. Bryan, Chairman

Attest:

By: _____
Leah Compston, Secretary

UNOFFICIAL COPY

Division #: 6

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Card #: 24505
Name: Hunewill Land & Livestock Company

Address: 200 Hunewill Lane
Wellington, NV 89444

O. & M. Local No. 1

Index No. Pt 59,47,&267
Lyon County No. 10-081-24
Claim No.
User # 1010
Ditch Colony

Court Decree:

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
NEWL		254.410	4.2768	65	2.0592	523.881				
EXEM		.000	4.2768			.000				
TOTAL		254.410				523.881	523.88	523.88	.00	

TOTAL ACRES	254.410
Water Rt. Acres	254.410
Non Wtr Rt. Acres	.000
Acre Feet Storage	523.880

LEGAL DESCRIPTION:

E 1/2 of E 1/2, W 1/2 of SE 1/4, Sec. 21;
Fr. SW 1/4 of SW 1/4, Sec. 22;
T. 12 N., R. 23 E.

PROVISIONAL

COMMENTS:

Transferred from card #42302 - Red Creek Ranch, Inc.
Transferred from card #55972 - Walker River Land Corp.
3/24/00 - Transferred from card #55979 & 55986 - WRLC
2/22/01 - Transferred from card #56010 - WRLC
09/11/03 - Transferred from cards #24503 - Hunewill Land and Livestock Co. & #47790 - Shearer
02/02/04 - Transferred from cards #24504 - Hunewill L&L Co. & #15701 - Farias Revocable Trust Agreement
** See Proof of Record of Survey #245089 by Corey Rice dated 1/27/04 in file (40.73 acres)

DOCUMENT HISTORY:

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.
#219990	06/11/98	Land Patent (creates APN 10-081-17)
#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

WRID 06/30/04

DOCUMENT #	DATE	DESCRIPTION
#245091	02/29/00	Boundary Line Adjustment Deed - WRLC, Grantor and Hunewill Land and Livestock Company, Grantee
#256703	01/24/01	Walker River Land Corporation, a Nevada corporation to Hunewill Land and Livestock Co., a Nevada corporation - Excepting therefrom & reserving all sprintgs, water, water rights, ditch & ditch rights
#256704	01/24/01	Water Rights Deed - Walker River Land Corporation, a Nevada corporation to Hunewill Land and Livestock Co., a Nevada corporation
#303673	09/08/03	Uhland/Hunewill - WRID Order of the Board & Certificate of Transfer of Storage Water Rights
#309705	12/05/03	Farias to Hunewill L&L Co. - WRID Order of the Board & Certificate of Transfer of Storage Water Benefits (11.15 acres)

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Card #: 24506
Name: Hunewill Land & Livestock Company

Address: 200 Hunewill Lane
Wellington, NV 89444

Court Decree: C-126, P.30; Hunewill & Morris

O. & M. Local No. 1

Index No. 165
Lyon County No. 10-081-26
Claim No. Pt. of 74
User # 1010
Ditch Colony

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
1905	.732	61.000	3.2076	34	.8078	49.276				74
1906	.003	.210	3.2076	34	.8078	.170				74
NEWL		80.000	4.2768	65	2.0592	164.736				74
NEWL		26.100	4.2768	65	2.0592	53.745				74
NEWL		8.250	4.2768	65	2.0592	16.988				74
EXEM		1,078.750	4.2768			.000				74
TOTAL	.735	1,254.310				284.915	284.92	284.92	.00	

TOTAL ACRES	1,254.310
Water Rt. Acres	175.560
Non Wtr Rt. Acres	1,078.750
Acre Feet Storage	284.920

LEGAL DESCRIPTION:

W 1/2 of E 1/2, W 1/2, Sec. 15;
SE 1/4 of NE1/4, E 1/2 of SE 1/4, Sec. 16;
NW 1/4, NW 1/4 of NE 1/4, Fr. SE 1/4, E 1/2 of SW 1/4,
Fr. SW 1/4 of SW 1/4, NW 1/4 of SW 1/4, Sec. 22;
N 1/2 of NW 1/4, Fr. NE 1/4 of NE 1/4,
Fr. W 1/2 of NE 1/4 of NE 1/4, Sec. 27;
1 acre in E 1/2 of NE 1/4 of NE 1/4, Sec. 27;
7 acres in SW 1/4 of NE 1/4, Fr. SW 1/4 of SW 1/4 (26.10 Ac.) Sec. 22;
T 12 N, R 23 E.

PROVISIONAL

COMMENTS:

3/24/00 - Transferred from cards #24500 - Hunewill & 55979 - WRLC
10/30/00 - Transferred to card #24052 - Hunewill L & L
10/30/00 - Transferred from card #24501- Hunewill L & L and card #56011 - WRLC
10/30/00 - Transferred from card #24052 - Hunewill L & L (to correct card number sequence)
02/02/04 - Transferred from cards #24502 - Hunewill L & L Co and #15701 - Farias Revocable Trust Agreement

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#44-151	11/19/61	Millie H. Hamblett to Hunewill Land & Livestock Co., Inc. 1961-62 Roll.
#179755	02/27/95	Lot Line Adjustment for Michael C. & Sally L. Rice Cardinal and Hunewill Land & Livestock Company (.21 Ac. Decree).
#179756	02/27/95	Michael C. & Sally L. Rice Cardinal and Hunewill Land & Livestock to Hunewill Land & Livestock Company, a Nevada Corporation. (QC Deed).
#179757	02/27/95	QC Deed - Hunewill Land & Livestock Company, Michael C. & Sally L. Rice Cardinal to Michael C. & Sally L. Rice Cardinal.
#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
#245091	02/29/00	Boundary Line Adjustment Deed - WRLC, Grantor and Hunewill Land and Livestock Company, Grantee
#253934	10/26/00	Order of the Board & Certificate of Transfer of Storage Water Rights - 26.10 Acs.
#309705	12/05/03	Farias to Hunewill L&L Co. - WRID Order of the Board & Certificate of Transfer of Storage Water Benefits (8.25 Acres)

A.P.N. # 001-171-19

R.P.T.T. $ 858.00
ESCROW NO. 04040777
RECORDING REQUESTED BY:
STEWART TITLE COMPANY
MAIL TAX STATEMENTS TO:
SAME AS BELOW

WHEN RECORDED MAIL TO:
David & Laura Moline
1387 Hawkins Peak
Gardnerville NV 89440

324905
OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
STEWART TITLE OF CC
04 JUL -1 PM 4:07
MARY C. HILLIGAN
COUNTY RECORDER
FEE 15.00 DEP. KV

(Space Above for Recorder's Use Only)

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That
ACE GRULLI, TRUSTEE UNDER THE TERMS OF THE ACE GRULLI FAMILY TRUST, DATED THIS 20TH DAY OF AUGUST 2003 AS TO AN UNDIVIDED 1/2 INTEREST AND MARVIN GRULLI, SOLE SUCCESSOR TRUSTEE OF THE GRULLI FAMILY TRUST DATED JUNE 18, 1997
in consideration of $10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to DAVID MOLINE AND LAURA MOLINE, HUSBAND AND WIFE AS JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

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: June 07, 2004

BY: Ace Grulli Trustee
ACE GRULLI, TRUSTEE

BY: Marvin Grulli TRUSTEE
MARVIN GRULLI, TRUSTEE

CAROL COSTA
Notary Public - State of Nevada
Appointment Recorded in County of Douglas
92-0221-5 My Appointment Expires Nov. 4, 2004

STATE OF Nevada)
COUNTY OF Carson City) ss.

This instrument was acknowledged before me on 6-8-2004,
by, Ace Grulli trustee
Marvin Grulli trustee

Signature Carol Costa
Notary Public (One Inch Margin on all sides of Document for Recorders Use Only)

Exhibit 6

324905

Exhibit 7

Exhibit 8

EXHIBIT "A"

All that certain real property situate in the southeast 1/4 of Section 15, Township 13 North, Range 25 East, M.D.B. & M., Lyon County, Nevada, described as follows:

Parcel A, of the Parcel Map, according to the map thereof, Filed in the Office of the County Recorder, of Lyon County, Nevada, on May 28, 1996, as Document No. 193748.

ASSESSOR'S PARCEL NO. 1-171-19

"TOGETHER WITH all water rights, surface or ground, permitted, certificated, adjudicated, or vested, as well as all seeps, springs, and other rights to water, of any nature whatsoever, appurtenant to or historically used on the property".

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:

Exhibit 10

Exhibit 11

Attorney:

Address:

Phone Number:

Fax Number:

Carrol Masini

(Signature)

(Printed or typed Name)

Carrol Masini

Carrol and/or Maria Masini

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

PT

(Address) 230 Hwy 208
Yerington Nevada 89447

(Telephone number)

775 463 1265

After recording, return Deed to
the following address of Grantees:
Mr. and Mrs. Carrol G. Masini
230 Highway 208
Yerington, Nevada 89447

_____/

DEED OF CORRECTION

On December 26, 1996, Carrol G. Masini and Maria O. Masini, husband and wife, executed a Quitclaim Deed to transfer certain real property situated near Yerington, in the County of Lyon, State of Nevada, to Carrol G. Masini and Maria O. Masini, as Co-Trustees under The Carrol And Maria Masini Family Trust Agreement dated September 27, 1996. The Quitclaim Deed was recorded on January 6, 1997, as Document No. 201284, of Official Records of Lyon County, Nevada. The legal description of the real property in the original Quitclaim Deed contained two errors. The second "of" on the first line of the legal description should have been "and," and the word "North" was omitted after the word "thence" at the beginning of the third from last line of the exception paragraph contained in the legal description. The grantors and grantees in the original Quitclaim Deed now desire and intend to correct the errors in the legal description contained in the original Quitclaim Deed, and accordingly, the Quitclaim Deed is hereby amended in its entirety to read as follows:

QUITCLAIM DEED

Carrol G. Masini and Maria O. Masini, husband and wife, hereby quitclaim to Carrol G. Masini and Maria O. Masini, as Co-Trustees under The Carrol And Maria Masini Family Trust Agreement dated September 27, 1996, all of their right, title, and interest in the real property situated near Yerington, in the County of Lyon, State of Nevada, described as follows:

South 1/2 of the Southwest 1/4 and the Northeast 1/4 of Southwest 1/4 of Section 26, Township 13 North, Range 25 East, M.D.B.&M., and the West 1/2 of the Northeast 1/4 and the North 1/2 of the Southeast 1/4, Northeast 1/4 of the Southwest 1/4 of Section 35, Township 13 North, Range 25 East, M.D.B.&M., including all water rights, grazing permits, and other appurtenances.

EXCEPTING THEREFROM all that portion of the Southwest 1/4 of the Southwest 1/4 of Section 26, Township 13 North, Range 25 East, M.D.B.&M., more particularly described as follows:

Beginning at the Northwest corner of the parcel from which the Northeast corner of Section 22,

202435

WALTHER, KEY, MAUPIN, OATS, COX, KLAICH & LEGOY, ATTORNEYS AT LAW, RENO, NEVADA

Township 13 North, Range 25 East, bears North 0°3'2" East 9,204.90 feet; thence South 89°54' East 468.39 feet; thence South 0°6' West 465.00 feet; thence North 89°54' West 468.39 feet; thence North 0°6' West 465.00 feet along the East side of State Highway Route 3 to the point of beginning.

Assessor's Parcel Nos. 12-071-10 and 12-011-09

Together with all tenements, hereditaments, and appurtenances belonging or in any way appertaining to the property, and the rents, issues, and profits thereof.

Dated this 10 day of Feb., 1997.

Carrol G. Masini

Carrol G. Masini

Maria O. Masini

Maria O. Masini

Carrol G. Masini and Maria O. Masini, as Co-Trustees under The Carrol And Maria Masini Family Trust Agreement dated September 27, 1996, the grantees in the original Quitclaim Deed which is corrected pursuant to this Deed of Correction, hereby acknowledge and consent to the corrections contained in this Deed of Correction.

The Carrol And Maria Masini
Family Trust

By Carrol G. Masini
Carrol G. Masini, Co-Trustee

By Maria O. Masini
Maria O. Masini, Co-Trustee

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

This Deed of Correction was acknowledged before me on

202435

WALTHER, KEY, MAUPIN, OATS, COX, KLAICH & LEGOY, ATTORNEYS AT LAW, RENO, NEVADA

Feb. 10, 1997, by Carrol G. Masini and Maria O. Masini.

Mary C. Milligan
Notary Public

MARY C. MILLIGAN
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES Aug. 1, 1999

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

This Deed of Correction was acknowledged before me on Feb. 10, 1997, by Carrol G. Masini and Maria O. Masini, as Co-Trustees under The Carrol And Maria Masini Family Trust Agreement dated September 27, 1996.

Mary C. Milligan
Notary Public

MARY C. MILLIGAN
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES Aug. 1, 1999

202435

OFFICIAL RECORD
LYON COUNTY
RECORD REQUESTED BY
FRED L. OATES
97 FEB 14 AM 11:05
MARY A. CARR
COUNTY RECORDER
FEE 9.00 DEP. ES

WALTHER, KEY, MAUPIN, OATS, COX, KLAICH & LEGOY, ATTORNEYS AT LAW, RENO, NEVADA

After recording, return Deed to
the following address of Grantees:
Mr. and Mrs. Carrol G. Masini
230 Highway 208
Yerington, Nevada 89447

_____/

DEED OF CORRECTION

On December 26, 1996, Carrol Gene Masini and Maria Orsola Masini, as Trustees of the Carrol Gene Masini and Maria Orsola Masini Family Trust executed U/A trust agreement dated July 24, 1984, executed a Quitclaim Deed to transfer certain real property situated near Yerington, in the County of Lyon, State of Nevada, to Carrol G. Masini and Maria O. Masini, husband and wife, as community property. The Quitclaim Deed was recorded on January 6, 1997, as Document No. 201283, of Official Records of Lyon County, Nevada. The legal description of the real property in the original Quitclaim Deed contained two errors. The second "of" on the first line of the legal description should have been "and," and the word "North" was omitted after the word "thence" at the beginning of the third from last line of the exception paragraph contained in the legal description. The grantors and grantees in the original Quitclaim Deed now desire and intend to correct the errors in the legal description contained in the original Quitclaim Deed, and accordingly, the Quitclaim Deed is hereby amended in its entirety to read as follows:

QUITCLAIM DEED

Carrol Gene Masini and Maria Orsola Masini, as Trustees of the Carrol Gene Masini and Maria Orsola Masini Family Trust executed U/A trust agreement dated July 24, 1984, hereby quitclaim to Carrol G. Masini and Maria O. Masini, husband and wife, as community property, all of the right, title, and interest of the Trustees and the Trust in the real property situated near Yerington, in the County of Lyon, State of Nevada, described as follows:

South 1/2 of the Southwest 1/4 and the Northeast 1/4 of Southwest 1/4 of Section 26, Township 13 North, Range 25 East, M.D.B.&M., and the West 1/2 of the Northeast 1/4 and the North 1/2 of the Southeast 1/4, Northeast 1/4 of the Southwest 1/4 of Section 35, Township 13 North, Range 25 East, M.D.B.&M., including all water rights, grazing permits, and other appurtenances.

EXCEPTING THEREFROM all that portion of the Southwest 1/4 of the Southwest 1/4 of Section 26, Township 13 North, Range 25 East, M.D.B.&M., more particularly described as follows:

202434

WALTHER, KEY, MAUPIN, OATS, COX, KLAICH & LEGOY, ATTORNEYS AT LAW, RENO, NEVADA

Trustees of the Carrol Gene Masini And Maria Orsola Masini Family Trust executed U/A trust agreement dated July 24, 1984.

Mary C. Milligan
Notary Public

MARY C. MILLIGAN
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES Aug. 1, 1999

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

This Deed of Correction was acknowledged before me on Feb. 10, 1997, by Carrol G. Masini and Maria O. Masini.

Mary C. Milligan
Notary Public

MARY C. MILLIGAN
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES Aug. 1, 1999

202434

OFFICIAL RECORD
LYON COUNTY, NV
RECORD REQUESTED BY
FRED L. OATES
97 FEB 14 AM 11:02
NANCY A. CARR
COUNTY RECORDER
FEE 9.00 DER 28
P.O. BOX 30000
RENO, NV. 89520

WALTHER, KEY, MAUPIN, OATS, COX, KLAICH & LEGOY, ATTORNEYS AT LAW, RENO, NEVADA

YERINGTON, NEVADA

Card #:	32100
Name:	Carrol & Maria Masini Family Trust
	Carol G. & Maria O. Masini, Co-Trustees
Address:	230 Highway 208
	Yerington, NV 89447

O. & M. Local No. 3

Index No.	71
Lyon County No.	12-011-09
Claim No.	Pt. of 45
User #	1270
Ditch	Fox

Court Decree: C-125, P. 25; Fox Ditch Company

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
1865	.471	23.710	3.2076			.000				45
1870	.432	21.620	3.2076			.000				45
1875	.356	17.870	3.2076	8	.1901	3.397				45
1880	.173	8.650	3.2076	25	.594	5.138				45
1885	.087	4.290	3.2076	29	.689	2.956				45
1890	.035	1.880	3.2076	30	.7128	1.340				45
1895	.045	2.280	3.2076	32	.7603	1.734				45
NEWL		119.700	3.2076	65	1.5444	184.865				
TOTAL	1.599	200.000				199.429	199.43	.00	199.43	

TOTAL ACRES	200.000
Water Rt. Acres	200.[illegible]
Non Wtr Rt. Acres	.000
Acre Feet Storage	199.429

LEGAL DESCRIPTION:

W 1/2 of NE 1/4, N 1/2 of SE 1/4, NE 1/4 of SW 1/4, Sec. 35;
T 13 N, R 25 E.

COMMENTS:

Changed to Trust

PROVISIONAL

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
41-471	03/29/55	Leo and Thelma Masini to Tony & Annie Masini
#35748	01/10/78	Annie Masini to Carroll Maini, 1/2 int.
39468	08/07/78	Trustee, Ralph Moriconi to Carroll Masini, 1/2 Int.-1977 - 78 Roll
91530	03/01/86	Carrol Masini to Carrol G. Masini and Maria Orsola Masini Family Trust
201283	01/06/97	Carrol Gene & Maria Orsola Masini as trustees of the Carrol Gene & Maria Orsola Masini Family Trust to Carrol M. & Maria O. Masini, Husband & Wife as community Property
202434	02/14/97	Deed of Correction and Quitclaim Deed - Carrol Gene Masini and Maria Orsola Masini, as Trustees of the Carrol Gene Masini and Maria Orsola Masini Family Trust to Carrol G. Masini and Maria O. Masini, husband and wife, as community property
202435	02/14/97	Deed of Correction & Quitclaim Deed - Carrol G. & Maria O. Masini, husband and wife to Carol G. & Maria O. Masini, Co-Trustees under the Carol and Maria Masini Family Trust Agreement dated September 27, 1996

Card #:	32200	Index No.	71-A
Name:	Carrol & Maria Masini Family Trust	Lyon County No.	12-071-10
	Caroll G. & Maria O. Masini, Co-Trustees	Claim No.	Pt. of 45
Address:	230 Highway 208	User #	1270
	Yerington, NV 89447	Ditch	Fox

O. & M. Local No. 3

Court Decree: C-124, P. 25; Fox Ditch Company

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
1865	.569	47.410	3.2076			.000				45
1870 *	.520	33.230	3.2076			.000				45
1875	.428	29.360	3.2076	8	.1901	5.581				45
1880	.207	.000	3.2076	25	.594	.000				45
1885	.105	.000	3.2076	29	.689	.000				45
1890	.041	.000	3.2076	30	.7128	.000				45
1895	.055	.000	3.2076	32	.7603	.000				45
TOTAL	1.925	110.000				5.581	5.58	.00	5.58	

TOTAL ACRES	110.000
Water Rt. Acres	110.0
Non Wtr Rt. Acres	
Acre Feet Storage	5.581

LEGAL DESCRIPTION:

E 1/2 of SW 1/4, SW 1/4 of SW 1/4, Sec. 36;
T 13 N, R 25 E.

COMMENTS:

*Decree in excess of acreage.
Changed to Trust

PROVISIONAL

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#43-585	03/21/61	Gold & Euna Fry et al to Tony & Annie Masini.
#35748	01/10/78	Tony Masini to Annie Masini, 5 acres - Tony kept the water rights on 10 acres through decree in excess of acreage. Annie Masini relinquishing all shares & rights to Carroll Masini w/R. Moriconi as Trustee.
#39468	08/07/78	Trustee Moriconi released all rights to Carroll Masini.
#48407	01/01/79	Tony Masini to Marvin I. Beams, 5 acres.
#91530	03/01/85	Carroll Masini to Carroll & Maria Masini.
#201283	01/06/97	Carroll Gene & Marie Orsola Masini as Trustees of the Carroll Gene & Maria Orsola Masini Family Trust to Carroll M. & Maria O. Masini, Husband & Wife as Community Property.
#202434	02/14/97	Deed of Correction and Quitclaim Deed - Carrol Gene Masini & Maria Orsola Masini, Trustees of the Carrol Gene Masini and Maria Orsola Masini Family Trust to Carrol G. Masini and Maria O. Masini, husband and wife, as community property
#202435	02/14/97	Deed of Correction and Quitclaim Deed - Carrol G. & Maria O. Masini, husband and wife to Carrol G. & Maria O. Masini, Co-Trustees under the Carrol and Maria Masini Family Trust Agreement dated September 27, 1996

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:

Steven P. & Cynthia L. Mathews
Name(s)

916 Monument Peak
Street or P.O. Box

Exhibit 12

Exhibit 13

Gardnerville NV 89410
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)):

- [x] 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

such a notice, but retains such water rights, shall nevertheless, be bound by the results of this litigation.

Executed this 5 day of May 2005.

[signature of counter-defendant]

[name of counter-defendant]

Steven P. Mathews

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

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

916 Monument Peak
Gardnerville, NV. 89460

[address]

(775)265-3888

[telephone number]

DOC # 350619
Conformed Copy
(Not Compared to Original)
05/12/2005 10 27 AM
Official Record
Requested By
WRID
Lyon County - NV
Mary C. Milligan - Recorder

RECORDING REQUESTED BY
AND WHEN RECORDED
RETURN TO:

Walker River Irrigation District
P.O. Box 820
Yerington, NV 89447
APN 12-062-44

WATER RIGHTS QUITCLAIM DEED

THIS INDENTURE, made and entered into this 11th day of March, 2005, by and between STEVEN P. and CYNTHIA L. MATHEWS, 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:

STEVEN P. MATHEWS
CYNTHIA L. MATHEWS

By: _____

By: _____ 4-15-05

Date: 3/11/05

SUBSCRIBED and SWORN to before me this 11th day of March, 2005.

Leah Compston
NOTARY PUBLIC

SUBSCRIBED and SWORN to before me this 15 day of April, 2005.

Doreen Truswell
NOTARY PUBLIC

LEAH COMPSTON
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 93-3029-12 - Expires April 5, 2009

GRANTEE:

WALKER RIVER IRRIGATION DISTRICT

By: Robert E Bryan

Its: Chairman

Date: 5-6-05

SUBSCRIBED and SWORN to before me this 6th day of May, 2005.

Leah Compston
NOTARY PUBLIC

LEAH COMPSTON
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 93-3029-12 - Expires April 5, 2005

DOREEN TRUSWELL
Notary Public - State of Nevada
Appointment Recorded in Douglas County
No: 94-3895-5 - Expires April 21, 2006

EXHIBIT "A"

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 SW ¼ of the NW ¼ of Section 23; T. 13 N., R. 25 E., M.D.B.&M., Lyon County, Nevada, described as follows:

Parcel 2, as shown on the Parcel Map for Steven P. Mathews & Robert J. Mathews, recorded in the Official Records of Lyon County, Nevada on July 3, 1997, as Document No. 207342.

Division #: 2

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

Card #: 33028
Name: Steven P. & Cynthia L. Mathews

Address: 916 Monument Peak
Gardnerville, NV 89410

Court Decree: C-125, P.25; Fox Ditch Company

O. & M. Local No. 3

Index No. Pt. 72
Lyon County No. 12-062-44
Claim No. Pt. 45
User # 2440
Ditch Fox

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
1865	.002	.190	3.2076			.000				45
1870	.002	.170	3.2076			.000				45
1875	.002	.150	3.2076	8	.1901	.029				45
1880	.001	.070	3.2076	25	.594	.042				45
1885	.000	.030	3.2076	29	.689	.021				45
1890	.000	.010	3.2076	30	.7128	.007				45
1895	.000	.020	3.2076	32	.7603	.000				45
TOTAL	.008	.640				.098	.10	.00	.10	

TOTAL ACRES	.640
Water Rt. Acres	.640
Non Wtr Rt. Acres	.000
Acre Feet Storage	.098

LEGAL DESCRIPTION:

Fr. SW 1/4 of NW 1/4, Sec. 23;
T. 13 N., R. 25 E.

Parcel 2 of PM 207342

COMMENTS:

3/23/00 - Transferred from card #57200 - Zwiebel

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#36-481	04/01/51	J.S. & V.G. DuPratt to A.J. & Amy Zwiebel. Excluded 17.28 acres - July 1968.
#22667	06/23/75	A. J. & Amy E. Zwiebel, husband and wife to Eugene & Beth Quilici, husband and wife
#38007	05/26/78	QC Deed - Elizabeth Quilici, a married woman to Eugene Quilici, a married man
#45558	05/15/79	Deed of Correction - Elizabeth Quilici aka Betty Quilici, aka Betty S. Quilici, aka Beth Quilici, aka Mary Elizabeth Quilici, a married woman to Eugene Quilici
#47092	07/19/79	Eugene Quilici, a married man as his sole and separate property to Robert J. & Hannah O. Satica, husband and wife as Joint Tenants
#179870	03/01/95	Robert J. & Hannah O. Satica, husband and wife to Robert J. Mathews, a married man and Steven P. Mathews, a married man, dba Yerington Store-All
#179871	03/01/95	QC Deed - Pauline Mathews, wife of Robert J. Mathews, & Cindy Mathews, wife of Steven P. Mathews, to Robert J. Mathews, a married man and Steven P. Mathews, a married man, dba Yerington Store-All
#207342	07/03/97	Parcel Map for Steven P. Mathews & Robert J. Mathews
#208159	07/28/97	Robert J. Mathews, a married man and Steven P. Mathews, a married man, dba Yerington Store-All and Pauline Mathews, wife of Robert J. Mathews to Steven P. Mathews
#208160	07/28/97	Steven P. Mathews to Steven P. Mathews and Cynthia L. Mathews, husband and wife as Joint Tenants

DOC # 334393
10/27/2004 04:21 PM
Official Record
Requested By
NORTHERN NEVADA TITLE
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 4 Fee: $17.00
Recorded By: KAV RPTT: $1,170.00
0334393

A.P.N. 12-271-10
Escrow No.: LY-303742-DA
303742

RECORDING REQUESTED BY:

MAIL TAX STATEMENTS AND WHEN RECORDED, MAIL TO:

Bruce G. Vogel
47 Black Mountain Circle

Yerington, NV 89447

THIS SPACE FOR RECORDER'S USE ONLY

The undersigned grantor(s) declare(s):

Documentary transfer tax is **$1,170.00, computed on full value of property conveyed.**

GRANT, BARGAIN, SALE DEED

That **Edgar O. McAlister, Successor Trustee, under the terms of the Edgar O. McAlister and Betsy K. McAlister Family Trust, created by Declaration of Trust dated January 27, 1998** in consideration of $10.00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to **Bruce G. Vogel and Beverly K. Vogel, Husband and Wife as Joint Tenants** 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 thereunto belonging or in anywise appertaining.

Dated: October 21, 2004

The Edgar O. McAlister and Betsy K. McAlister Family Trust,
created by Declaration of Trust dated January 27, 1998

By: Edgar O. McAlister
Edgar O. McAlister, Successor Trustee

Exhibit14

STATE OF NEVADA)

COUNTY OF Lyon)

On 10/25/04 personally appeared before me, a Notary Public, Edgar D. McAlister

who acknowledged that he executed the above instrument.

Signature Jodi Lemos
(Notary Public)

JODI LEMOS
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 04-53656-12 - Expires April 1, 2008

334393 10/27/2004
002 of 4

LY-303742-DA
303742

EXHIBIT "A"

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

Situate in the County of Lyon, State of Nevada and being a portion of the Northeast ¼ of the Northwest ¼ of Section 11, Township 12 North, Range 25 East, M.D.&M., described as follows:

PARCEL 1:

Beginning at a point on the 1/16 Section line of Section 11, said point being 263.49 feet South of the West 1/16th corner common to Sections 2 and 11 as shown on that Record of Survey recorded as File No. 04930 and being the point of beginning of the herein described parcel; thence continuing South along said 1/16th Section line a distance of 263.48 feet to the Southwest corner; thence South 89°47'06" East a distance of 1370.87 feet to the Southeast corner of the parcel located on the quarter Section line; thence North 264.50 feet to the Northeast corner of the parcel; thence North 89°49'40" West 1374.84 feet to the point of beginning being located on the 1/16th Section line of said Section 11.

Said parcel shown on that certain Record of Survey recorded on November 27, 1970 as Document No. 04930, designated Don C. McMahan and Rose J. McMahan.

PARCEL 2:

The South 25 feet of the following described parcel of land:

That portion of the Southwest ¼ of the Northwest ¼ of Section 11, Township 12 North, Range 25 East, M.D.&M., lying on the East side of Nevada State Highway Route 3, Lyon County, Nevada, described as follows:

Beginning at the intersection of the North line of said Southwest ¼, Northwest ¼, and the East right of way line of said Highway, from which the Northwest corner of said Section 11 bears North 31°46'25" West, 1550.69 feet; thence along the East right of way line of said Highway, South 0°21' East, 115.00 feet; thence South 89°55' East, 512.50 feet; thence North 02°21' West, 115.00 feet; thence North 89°55' West, 512.50 feet to the true point of beginning.

TOGETHER with the following easements:

A perpetual easement for roadway purposes upon and across the following described parcel:

The North 115 feet of the West 25 feet of the Northwest ¼ of the Southeast ¼ of the Northwest ¼ of Section 11, Township 12 North, Range 25 East, M.D.&M.

A perpetual easement for roadway purposes upon and across that certain real property in the County of Lyon, State of Nevada, described as follows:

That certain piece or parcel of land lying and being in the Northeast ¼ of the Northwest ¼ of Section 11, Township 12 North, Range 25 East, M.D.&M., recorded as File No. 04930 on November 27, 1970 in the Official Records of Lyon County, Nevada.

Continued...

LY-303742-DA
303742

EXHIBIT "A" Continued...

A strip of land approximately 10 feet in width being situated approximately at South 89°49'40" East running East for approximately 677 feet from the existing 25 foot wide North-South easement along line North 0°12'32" West.

A perpetual easement for roadway purposes upon and across that certain real property in the County of Lyon, State of Nevada, described as follows:

That certain piece or parcel of land lying and being in the Northeast ¼ of the Northwest ¼ of Section 11, Township 12 North, Range 25 East, M.D.&M. recorded as File No. 04930 on November 27, 1970, in the Official Records of Lyon County, Nevada.

A strip of land approximately 20 feet in width running North and South between South 89°44'32" East and South 89°47'06" East for approximately 265 feet along line North 0°12'32" East.

A perpetual easement for roadway purposes upon and across that certain real property in the County of Lyon, State of Nevada described as follows:

That certain piece or parcel of land lying and being in the Northeast ¼ of the Northwest ¼ of Section 11, Township 12 North, Range 25 East, M.D.&M., recorded as File No. 04930 on November 27, 1970, in the Official Records of Lyon County, Nevada.

A strip of land approximately 10.00 feet in width being situated approximately at South 89°41'59" East running East for approximately 677 feet from the existing 25 foot wide North-South easement along line North 0°12'32" West.

And, a strip of land approximately 20 feet in width running North and South between South 89°41'59" East and South 89°41'33" East for approximately 265 feet along line North 0°12'32" East.

A perpetual easement for roadway purposes upon and across that certain real property in the County of Lyon, State of Nevada, described as follows:

That certain piece or parcel of land lying and being in the Northeast ¼ of the Northwest ¼ of Section 11, Township 12 North, Range 25 East, M.D.&M., recorded as File No. 04930 on November 27, 1970 in the Official Records of Lyon County, Nevada.

A strip of land approximately 10.00 feet in width being situated approximately at South 89°41'59" East running East for approximately 677 feet from the existing 25 foot wide North-South easement along line North 0°12'32" West.

A strip of land approximately 20 feet in width running North and South between South 89°39'25" East and South 89°41'59" East, for approximately 265 feet along line North 0°12'32" East.

Note: Legal description previously contained in Document No. 214910, recorded on February 3, 1998.

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

RECORDING REQUE BY
INYO-MONO TITLE COMPANY
AND WHEN RECORDED MAIL THIS DEED AND TAX STATEMENTS TO:

Mr. and Mrs. Tommy M. Hefner,
ital
40521 Corte de Rubi
Murietta, CA 92562

le Order No.
row No. 992597-CL
essor's Parcel No. 02-440-20
e July 12, 2004

Doc # 2004007929
Page 1 of 1
Date: 8/31/2004 03:24P
Filed by: INYO-MONO TITLE COMPANY
Filed & Recorded in Official Records
of MONO COUNTY
RENN NOLAN
CLERK-RECORDER
Fee: $804.50

SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT DEED

ie undersigned declares that the documentary transfer tax is $797.50 and s computed on the full value of the interest or property conveyed. The roperty is located in the city of Coleville.

OR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, .rgil J. Meier and Betty June Meier, husband and wife as joint tenants hereby GRANT to

ommy M. Hefner and Marcia E. Hefner, husband and wife as joint tenants as an undivided one-half interest and Don M. Dockum and Cheryl F. Dockum usband and wife as joint tenants as to an undivided one-half interest

ie following described real property in the City of Coleville, County Mono, State of California:

ARCEL 1 OF PARCEL MAP NO. 31-28 IN THE COUNTY OF MONO, STATE OF IFORNIA, AS PER MPARCEL MAP RECORDED IN BOOK 1 PAGE 72 OF PARCEL MAPS, THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

CCEPT THEREFROM ALL DAMS, DIVERSION WORKS AND ALL CANALS AND DITCHES HICH MAY BE LOCATED ON SAID LAND AS GRANTED TO ANTELOPE VALLEY MUTUAL ATER COMPANY BY DEED RECORDED JANUARY 19, 1926 IN BOOK V PAGE 16 OF FICIAL RECORDS.

Virgil J. Meier
.rgil J. Meier

Betty June Meier
Betty June Meier

ATE OF CALIFORNIA,
UNTY OF MONO } SS.

July 22, 2004 before me, the undersigned tary Public in and for said State, personally peared Virgil J. Meier and Betty June Meier, rsonally known to me (or proved to me on the sis of satisfactory evidence) to be the persons ose names are subscribed to the within strument and acknowledged to me that they ecuted the same in their authorized capacities, d that by their signatures on the instrument the rsons, or the entity on behalf of which the ons acted, executed the instrument.

TNESS my hand and official seal.

ature Rosemarie Murray

FOR NOTARY SEAL OR STAMP

ROSEMARIE MURRAY
Commission # 1491920
Notary Public - California
Mono County
My Comm. Expires May 28, 2006

MAIL TAX STATEMENTS AS DIRECTED ABOVE

Exhibit 15

Exhibit 16

Division #:

U.S. BOARD OF WATER COMMISSIONERS
YERINGTON, NEVADA

Card #: 101640
Name: Don & Cheryl Dockum, Tommy & Marcia Hefner

Address: 41166 Breckin Ct
Murietta, CA 92562

Index No.
Parcel No.
Claim No. 224, 126.5
User # 101640

Court Decree: C-125 Pg 39, 59 E. Powell

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
1862	.200	12.680				.000				224,126.5
1863	.210	13.120				.000				126.5
1864	.170	10.470				.000				224,126.5
TOTAL	.580	36.270				.000	.00	.00	.00	

TOTAL ACRES	36.270
Water Rt. Acres	36.270
Non Wtr Rt. Acres	.000
Acre Feet Storage	.000

LEGAL DESCRIPTION:

Frac. NW1/4, Frac. SW1/4 of NE1/4, Sec. 18; T 8 N., R 23 E. Parcel # 02-440-20 Mono County, CA

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
233-176	12/12/77	Vincent L. Martin to Mr. & Mrs. Virgil J. Meier
2004007929	08/31/04	Virgil J. Meier and Betty June Meier, husband and wife as joint tenants to Tommy M. Hefner and Marcia E. Hefner, husband and wife as joint tenants as to an undivided one-half interest and Don M. Dockum and Cheryl F. Dockum husband and wife as joint tenants as to an undivided one-half interest.

329142
OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

Title Service & Escrow Co.
04 AUG 23 PM 2: 33

MARY C. MILLIGAN
COUNTY RECORDER
FEE 15.00 DEP. MK

A.P.N.: 012-361-18
File No: 142-2154592 (NMP)
R.P.T.T.: $643.50
TSL - 27262

When Recorded Mail To: and Mail Tax Statements To:
John A. Mathas and Nancy J. Mathas
Quail Lane
Mason Valley, NV 89447

GRANT, BARGAIN and SALE DEED

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

Michael F. Neeper and Sandra M. Neeper, husband and wife as joint tenants

do(es) hereby *GRANT, BARGAIN and SELL* to

John A. Mathas and Nancy J. Mathas, 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:

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.

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: 08/03/2004

Exhibit 17

Exhibit 18

Michael F. Neeper

Sandra M. Neeper

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

This instrument was acknowledged before me on AUGUST 17, 2004 by **Michael F. Neeper and Sandra M. Neeper, husband and wife as joint tenants.**

Kathie Mullins
Notary Public
(My commission expires: 11/22/07)

This Notary Acknowledgement is attached to that certain Grant, Bargain Sale Deed dated **August 03, 2004** under Escrow No. **142-2154592.**

KATHIE MULLINS
Commission # 1452598
Notary Public - California
San Bernardino County
My Comm. Expires Nov 22, 2007

329142

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:_____

Victor Alan Perry
Signature

VICTOR ALAN PERRY
Printed/Typed Name

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

_____
(Corporate, Trust, Partnership or other entity)

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

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

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

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

Exhibit 19

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:

Attorney:

Address:

Phone Number:

Fax Number:

(Signature)

VICTOR ALAN PERRY
(Printed or typed Name)

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

(Address)

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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

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

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

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

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

Date: 29 July 05

Signature: Myron M Pinasz

Printed/Typed Name: Myron M Pinasz

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

_____
(Corporate, Trust, Partnership or other entity)

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

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

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

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

Exhibit 20

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: 5-26-05

C. Rye
Signature

CHERIE C. RYE
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.

Exhibit 21

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:

Attorney:

Address: 1368 State Route 208
Yerington NV 89447

Phone Number: 775-463-4514

Fax Number:

C Rye
(Signature)

CHERIE RYE
(Printed or typed Name)

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

1368 State Rt 208
Yerington NV 89447
(Address)

775-463-4514
(Telephone number)

326273

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
Title Service & Escrow Co.

04 JUL 20 AM 11: 26

MARY C. HILLIGAN
COUNTY RECORDER

FEE 15.00 DEP. KV

APN 14-231-43
Document Transfer Tax $273.00
Order No. TSL-27105-SJ
Mail Tax Bill to Grantee:
41 Giorgi Lane
Yerington NV 89447

SPACE ABOVE FOR RECORDER'S USE ONLY

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

MARIANA NICHOLS, a married woman, who acquired title as Mariana Sepulveda, a single woman

does hereby GRANT, BARGAIN and SELL TO

JOHN E. MATTICE AND DENA L. MATTICE, 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:

That portion of the East 1/2 of the East 1/2 of Section 16, T 14 N, R 25 E, M.D.B.&M., described as follows:

Commencing at a point which bears North 17°38'55" West a distance of 4196.77 feet from the Southeast corner of said Section 16; thence North 0°13' East along the Easterly right of way line of a proposed 50 foot roadway a distance of 820.74 feet to the Point of Beginning; thence first course North 0°13' East along said Easterly right of way line, a distance of 438.52 feet to the center of an existing irrigation ditch; thence second course North 88°46' East along the Southerly right of way line of said ditch, a distance of 588.03 feet to the West line of the parcel of land conveyed to F.W. Hanson etux by deed recorded March 20, 1967, in Book 50 at Page 154, Lyon County, Nevada Deed Records; thence third course along said West line South 0°14 East along the centerline of an irrigation ditch, a distance of 438.52 feet; thence fourth course North 88°48' West a distance of 591.43 feet to the Point of Beginning.

Said parcel further shown as No. 13 on that certain Record of Survey recorded on April 23, 1968 as Document No. 101308.

Legal Description appeared previously in Document No. 204896, recorded on May 1, 1997, Official Records of Lyon County, Nevada.

TOGETHER WITH all water and water rights, ditches and ditch rights and wells and well rights which are appurtenant to and historically used in connection with the herein described property.

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

DATED 7-13-04

MARIANA NICHOLS

WILLIAM H. NICHOLS who joins in the execution of this Deed to release all community interest.

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

On 7/13/04 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be), Mariana Nichols and William H. Nichols who acknowledged to me that they executed the within instrument.

Staci Lindberg
Notary Public

STACI LINDBERG
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 99-56591-12 - Expires April 1, 2007

326273

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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

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

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

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

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

Date: 8-5-05

Signature

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 mmons 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 laintiff (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 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 t 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 otice 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 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 otice of appearance and intent to participate.

Exhibit 23

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: April 19- 2005

Mary Lee Smith
Signature

MARY LEE SMITH
Printed/Typed Name

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

Ermon W + Mary Lee Smith - 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 o 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 b 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 bea 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 bee 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 servic 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 i ieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

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

Exhibit 24

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

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

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

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

Attorney:

Address:

Phone Number:

Fax Number:

Mary Lee Smith
(Signature)

MARY LEE SMITH
(Printed or typed Name)

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

2016 Pleasant View Ct
(Address) Clarkston Wa 99403
509-243-2686
(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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

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

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

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

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

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

Date: 8-5-05

Signature

Scott M Smith

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 ımmons 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 ›laintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear e cost of such service unless good cause be shown for its failure to sign and return the waiver.

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 ought 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 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 ıotice of appearance and intent to participate.

Exhibit 25

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:

William K. Vicencio & Susan Steneri

Name(s)

231 N. Whitacre

Street or P.O. Box

Exhibit 26

Exhibit 29

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)):

- [X] 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

such a notice, but retains such water rights, shall nevertheless be bound by the results of this litigation.

Executed this 19 day of April 2005.

[signature of counter-defendant]

William K. Vicencio

[name of counter-defendant]

William K. Vicencio

Susan Steneri

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

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

231 N. Whitacre, Yerington, NV 89447
[address]

(775) 463-2619
[telephone number]

348456
Conformed Copy
(Not Compared to Original)
04/19/2005 12:04 PM
Official Record
Requested By
WRID
Lyon County - NV
Mary C. Milligan - Recorder

RECORDING REQUESTED BY
AND WHEN RECORDED
RETURN TO:

Walker River Irrigation District
P.O. Box 820
Yerington, NV 89447
APN: 04-283-07

WATER RIGHTS QUITCLAIM DEED

THIS INDENTURE, made and entered into this 18th day of March, 2005, by and between William K. Vicencio and Susan Steneri, hereinafter referred to as "Grantor(s)," and the WALKER RIVER IRRIGATION DISTRICT, hereinafter referred to as "Grantee";

WITNESSETH:

That the said Grantor(s), 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(s) to receive stored water 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(S):

By: _____
WILLIAM K. VICENCIO

By: _____
SUSAN STENERI

Date: March 18, 2005

SUBSCRIBED and SWORN to before me this 18th day of March, 2005. by William K. Vicencio and Susan Steneri

Leah Compston
NOTARY PUBLIC

LEAH COMPSTON
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 93-3029-12 - Expires April 5, 2009

GRANTEE:

WALKER RIVER IRRIGATION DISTRICT

By: Robert E Byron

Its: Chairman

Date: April 7, 2005

SUBSCRIBED and SWORN to before me this 7th day of April, 2005.

Leah Compston
NOTARY PUBLIC

LEAH COMPSTON
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 93-3029-12 - Expires April 5, 2009

EXHIBIT "A"

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

All that certain real property situate in a fraction of the Southwest ¼ of the Southwest ¼, of Sec. 22; T13 N, R 25 E, described as follows:

Parcel #1 as shown on the Parcel Map #43165, recorded in the Official Records of Lyon County, Nevada on June 20, 2000.

Division #: 2

WALKER RIVER IRRIGATION DISTRICT
YERINGTON, NEVADA

"EXHIBIT A"

Card #: 55956

Name: William K. Vicencio
Susan Steneri

Address: 231 N. Whitacre
Yerington, NV 89447

Court Decree: "PROVISIONAL"C-125, P.34; Mickey Ditch Company

O. & M. Local No. 3

Index No. Fm 270
Lyon County No. 4-283-07
Claim No. Pt. Of 101
User # 2145
Ditch Mickey

PRIORITY	C.F.S.	ACRES	DUTY	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
1900	.000	.160	3.2076	33	.7841	.130				101
NEWL		.240	3.2076	65	1.5444	.370				
TOTAL	.000	.400				.500	.50	.00	.50	

TOTAL ACRES	
Water Rt. Acres	
Non Wtr Rt. Acres	
Acre Feet Storage	

LEGAL DESCRIPTION:

Frac. SE 1/4 of SW 1/4, Sec. 22;
T 13 N, R 26 E.

Parcle #1 of PM #43166

COMMENTS:

Note: Pt. of Claim No. 101 (Mickey Ditch) A decreed, shares of stock priorities in error.

06/20/00 - Transferred from card #38595 - Palmer & Mason

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
#15679	07/01/72	Marvin P. Klassen to Alton S. & Christine M. Rogers.
#41559	10/26/78	Alton S. & Christine M. Rogers to Everett M. & Edna Jean Triplett.
#63436	06/19/80	Everett M. & Edna Jean Triplett to Howard D. Dale & Alla M. Dale, husband and wife as Joint Tenants
#87586	05/04/82	Affidavit Terminating Joint Tenancy - Howard D. Dale deceased
#146660	11/13/91	Alla M. Dale to Anthony P. & Monica R. Moore.
#146661	11/13/91	Monica R. Moore to Anthony P. Moore, a married man as his sole and separate property
#206313	05/13/97	Anthony P. Moore to Joy L. Palmer.
#239991	10/08/99	Joy L. Palmer to Joy L. Palmer, a married woman as her sole & separate property and Robin S. Mason, an unmarried woman, as Joint Tenant
#247510	06/06/00	Joy L. Palmer & Robin S. Mason to William K. Vicencio & Susan Steneri as Joint Tenants

305079
OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
Title Service & Escrow Co.
03 SEP 26 PM 4: 19
MARY C. MILLIGAN
COUNTY RECORDER
FEE 40.00 DEP. M

APN 12-071-08 & 09
Document Transfer Tax $399.75
Order No. TSL-25580
Mail Tax Bill to Grantee:
P.O. Box 1152
Lancaster, CA 93584

SPACE ABOVE FOR RECORDER'S USE ONLY

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

HUGO VAN VLIET and SHIRLEY L. VAN VLIET, husband and wife

do (es) hereby GRANT, BARGAIN and SELL TO

FORREST G. GODDE, Trustee of the FORREST G. GODDE 1998 TRUST, dated January 26, 1998

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

Township 13 North, Range 25 East, M.D.B.&M.

Section 26: W 1/2 of SW 1/4 of SE 1/4.

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

DATED 9-22-2003

Hugo Van Vliet
HUGO VAN VLIET

Shirley L. Van Vliet
SHIRLEY L. VAN VLIET

305079

Exhibit 27

Exhibit 28

STATE OF CALIFORNIA

COUNTY OF San Joaquin

On September 22, 2003 before me Annette Vasquez Notary Public personally appeared Hugo Van Vliet and Shirley L. Van Vliet 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.

Notary Public

Signature of Notary

ANNETTE VASQUEZ
Comm. # 1365965
NOTARY PUBLIC - CALIFORNIA
San Joaquin County
My Comm. Expires June 7, 2006

DOC # 334521
10/28/2004 03:39 PM
Official Record
Requested By
TITLE SERVICE & ESCROW
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 2 Fee: $15.00
Recorded By: MCM RPTT: $97.50
0334521

APN 14-531-04
Document Transfer Tax $97.50
Order No. TSL-27641-SL
Mail Tax Bill to Grantee:
122 South Main Street
Yerington, NV 89447

SPACE ABOVE FOR RECORDER'S USE ONLY

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

JOEL WALKER and NANCY WALKER, Trustees of the Joel and Nancy Walker 1999 Revocable Trust dated November 18, 1999

does hereby GRANT, BARGAIN and SELL TO

STEVEN M. DOUGLAS AND DEBRA A. DRAPER-DOUGLAS, husband and wife, as joint tenants

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 SW 1/4 of Section 1, T 13 N, R 25 E, M.D.B.&M., Lyon County, Nevada, described as follows:

Commencing at the Southwest corner of Section 1, T 13 N, R 25 E, M.D.B.&M., running thence North 0°56' East 1254.35 feet, thence running along the road North 0°44' East 200 feet; thence South 89°16' East 217.5 feet to the true point of beginning; thence from the true point of beginning 1st course South 0°44' West 200 feet; thence 2nd course South 89°16' East 217.5 feet; thence 3rd course North 0°44' East 200 feet; thence 4th course North 89°16' West 217.5 feet to the point of beginning.

Legal Description appeared previously in Document No. 299671, recorded on July 1, 2003, Official Records of Lyon County, Nevada.

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

DATED Oct. 22, 2004

The Joel and Nancy Walker 1999 Revocable Trust dated November 18, 1999

Joel Walker

JOEL WALKER, TRUSTEE

Nancy Walker

NANCY WALKER, TRUSTEE

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

On October 22, 2004 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be), Joel Walker and Nancy Walker who acknowledged to me that they executed the within instrument.

Leonda L. Adamson

Notary Public

LI01 LEONDA L. ADAMSON LI01
COMM. #1459456
NOTARY PUBLIC - CALIFORNIA
SAN JOAQUIN COUNTY
My Commission Expires Jan. 2, 2006

334521 10/28/2004
002 of 2

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: 3-3-05

Clyne P. Bauer
Signature

Clyne P. Bauer
Printed/Typed Name

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

The Bauer 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 nmons 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 aintiff (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 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 ught 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 he 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 u 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 otice of appearance and intent to participate.

Exhibit 31

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

Mary Wright
Signature

Mary Wright
Printed/Typed/Name

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

_____
(Corporate, Trust, Partnership or other entity)

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

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

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

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

Exhibit 32

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-ECR
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
v.	)	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	
Defendants.	)	

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 401
Reno, Nevada 89501

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

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

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

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

Attorney: Gordon H. DePaoli, Dale E. Ferguson

Address: Woodburn and Wedge
P.O. Box 2311
Reno, NV 89505

Phone Number: 775/688-3000

Fax Number: 775/688-3088

Dated this 17th day of ~~June~~ Dec., 2004.

Mary Wright
(Signature)

Mary Wright
(Printed or typed name)

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

2784 Hwy 208
P.O. Box 362
Wellington, NV 89444
(Address)

775-465-9363
(Telephone number)