

ORIGINAL

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LANCE S. WILSON  
CLERK

BY ~~DEPUTY~~

1 GORDON H. DEPAOLI  
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6  
7 Attorneys for Defendant,  
WALKER RIVER IRRIGATION DISTRICT

8  
9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE DISTRICT OF NEVADA

11  
12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 WALKER RIVER PAIUTE TRIBE,

15 Plaintiff-Intervenor,

16 v.

17 WALKER RIVER IRRIGATION DISTRICT,  
18 et al.,

19 Defendants.

20  
21 MINERAL COUNTY,

22 Proposed Plaintiff-  
23 Intervenor,

24 v.

25 WALKER RIVER IRRIGATION DISTRICT,  
26 et al.,

27 Proposed Defendants.

) In Equity No. C-125-ECR  
) Subfile No. C-125-C

) **WALKER RIVER IRRIGATION**  
) **DISTRICT'S REQUEST FOR STATUS**  
) **CONFERENCE**

387

1 The Walker River Irrigation District (the "District") respectfully requests that the Court  
2 schedule a status conference in this matter at its earliest convenience. The District's reasons for  
3 requesting a status conference with the Court are set forth below.

4 **I. THE COURT SHOULD PROMPTLY ADDRESS MINERAL COUNTY'S**  
5 **RECENT EFFORTS TO SERVE ITS INTERVENTION DOCUMENTS ON**  
6 **CERTAIN PARTIES NOT LISTED IN THE CAPTION**

7 On or about April 30, 2001, Mineral County filed its *Amended Motion To Add and*  
8 *Dismiss Certain Parties* (the "Amended Motion"). Docket No. 377. On or about May 29,  
9 2001, Mineral County served its *Supplemental Attachments to Amended Motion to Add and*  
10 *Dismiss Certain Parties* (the "Supplemental Attachments"). Docket No. 379. The District filed  
11 its response to the Amended Motion on August 17, 2001. Mineral County's reply in support of  
12 the Amended Motion is currently due to be served on September 7, 2001. The Court has not  
13 yet scheduled a hearing date with respect to the Amended Motion.

14 The Court has entered no decision with respect to the relief requested by Mineral  
15 County in the Amended Motion. Nevertheless, it appears that Mineral County has recently  
16 attempted or is currently attempting to serve its intervention documents on parties that the  
17 County seeks to substitute into this action pursuant to the Amended Motion. For example, the  
18 Amended Motion seeks to substitute Jan B. Eveatt, Ila Mae Funkhauser, Keith Savage, Virginia  
19 Savage, Dan C. Morose and Tara L. Morose. *See* Amended Motion at 9 - 12, 16. There has  
20 been no decision by the Court to substitute these parties into the action and, as a result, no  
21 amendment to the Caption to reflect their substitution. Nevertheless, the service documents  
22 attached to the Supplemental Attachments indicate that Mineral County has recently served or  
23 attempted to serve its intervention documents on these parties. *See* Exhibit A attached hereto.<sup>1</sup>

24 The District believes that Mineral County should not serve its intervention documents  
25 on a particular party until the Court enters an order substituting that party into the case and the  
26 Caption is amended and thereby updated to accurately reflect the substitution and any related

27  
28 <sup>1</sup> The District has attached relevant excerpts from the Supplemental Attachments to this  
Request as Exhibit A for the convenience of the Court.

1 dismissal. The Court should schedule a status conference as soon as possible to address  
2 Mineral County's recent service of its intervention documents on parties not listed in the  
3 Caption.

4 **II. THE COURT SHOULD PROMPTLY ADDRESS ISSUES RELATED TO**  
5 **MINERAL COUNTY'S POTENTIAL FAILURE TO INCLUDE A NOTICE OF**  
6 **APPEARANCE FORM IN DOCUMENTS IT HAS RECENTLY SERVED ON**  
7 **PARTIES**

8 On April 3, 2000, the Court filed an Order Concerning Status of Service on Defendants  
9 (the "Status of Service Order"). Docket No. 227. Among other things, the Status of Service  
10 Order required Mineral County, in its future service efforts, to serve a modified Notice in Lieu  
11 of Summons in the format attached to the Status of Service Order as Exhibit 2. The modified  
12 Notice in Lieu of Summons attached to the Status of Service Order included the following  
13 provision:

14 **You are required, within twenty (20) days after service of this Notice in**  
15 **Lieu of Summons upon you, to file with the Court and serve by mail on counsel**  
16 **for Mineral County, the Walker River Irrigation District, United States, Walker**  
17 **River Paiute Tribe, Nevada, California and the United States Board of Water**  
18 **Commissioners the attached Notice of Appearance. If you fail to do so, you**  
19 **shall nevertheless be deemed to have notice of subsequent orders of the**  
20 **Court and subsequent pleadings filed and served in this matter. (emphasis in**  
21 **original).**

22 *See Exhibit B attached hereto (Notice In Lieu Of Summons). Exhibit 3 to the Status of Service*  
23 *Order contains the Notice of Appearance to be served by Mineral County as an attachment to*  
24 *the modified Notice in Lieu of Summons. See Exhibit B attached hereto (Notice of*  
25 *Appearance).*

26 Based on information recently received by the District, however, the District believes  
27 that Mineral County may not be serving the Notice of Appearance form as required by the  
28 Status of Service Order. In fact, a review of the docket sheets in this matter reveals that, even  
though Mineral County has attempted service upon numerous parties since the entry of the  
Status of Service Order, only six Notices of Appearance have been filed since that time. *See*  
Docket Nos. 338, 348, 359, 365, 371 and 376, attached hereto as Exhibit C. None of these six

1 Notices of Appearance, however, appear to be the form document attached to the Status of  
2 Service Order as Exhibit 3. *Compare* Exhibit B (Notice of Appearance) with documents  
3 contained in Exhibit C. Instead, the six Notices of Appearance filed with the Court appear to  
4 have been prepared by attorneys for the party served or by the party itself. Finally, other than  
5 these six Notices of Appearance, the District's counsel has not been served with any other  
6 Notices of Appearance from parties allegedly served by Mineral County since the Court's entry  
7 of the Status of Service Order. Because of these facts, the District believes that Mineral County  
8 may have omitted the Notice of Appearance form from the documents it has served on various  
9 parties since the entry of the Status of Service Order.

10 **III. THE COURT SHOULD ADDRESS ISSUES RELATED TO PARTIES WHO**  
11 **HAVE BEEN SERVED WITH OUTDATED INFORMATION CONCERNING**  
12 **WHEN THEY ARE REQUIRED TO RESPOND TO THE MOTION TO**  
13 **INTERVENE**

14 Mineral County began its service efforts in this matter in early 1995. Parties served  
15 during early 1995 were instructed that responses to Mineral County's Motion to Intervene  
16 were to be served no later than July 11, 1995. During 1995 and on several occasions thereafter,  
17 however, the Court postponed the briefing schedule on the Motion to Intervene and imposed  
18 new briefing schedules. *See* Docket Nos. 33, 44, 71, 162, 216, 221 and 240. When the Court  
19 postponed the various briefing schedules, Mineral County should have incorporated the new  
20 deadlines for responding to the Motion to Intervene into the Notices in Lieu of Summons being  
21 served at that particular point in time. Currently there is no briefing schedule in place. *See*  
22 Docket No. 247.

23 Under these circumstances, when the Court does impose a new briefing schedule in this  
24 matter, some method should be devised to inform parties who were previously provided  
25 outdated information concerning when they were required to respond to the Motion to  
26 Intervene with updated information concerning the new briefing schedule. In addition, these  
27 parties should be provided with any additional information that they may need to actively  
28 participate in this matter.

1 **IV. THE COURT SHOULD ADDRESS ISSUES RELATED TO THE SUCCESSORS-**  
2 **IN-INTEREST TO PARTIES THAT HAVE ALREADY BEEN PROPERLY**  
3 **SERVED BY MINERAL COUNTY**

4 Mineral County began its service efforts in this matter in early 1995. Since that time,  
5 Mineral County has served its intervention documents on numerous parties that held title to  
6 Walker River Decree water rights when they were served by the County. Many of these  
7 parties, however, may have conveyed their interest in Walker River Decree water rights  
8 subsequent to Mineral County having effected service upon them. In those instances, the  
9 successors-in-interest to the parties served by Mineral County currently hold title to the real  
10 property rights at issue in this litigation.

11 As soon as possible, the Court should address the issue of whether these successors-in-  
12 interest have or have not been appropriately served for purposes of joining them in this action.  
13 The issues in this regard may be similar to those recently addressed by the parties in the C-125-  
14 B sub-proceeding with respect to providing notice to successors-in-interest. Some of the  
15 procedures adopted in the C-125-B sub-proceeding may be appropriate for incorporation into  
16 this sub-proceeding.

17 **V. OTHER MATTERS**

18 The issues raised above may not comprise a complete list of all outstanding issues ripe  
19 for the Court's consideration at this time. Therefore, the District respectfully requests that the  
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1 Court not limit any status conference to only those issues discussed in this *Request for Status*  
2 *Conference.*

3 Dated this 7<sup>th</sup> day of September, 2001.

4 WOODBURN AND WEDGE  
5 6100 Neil Road, Suite 500  
6 Post Office Box 2311  
7 Reno, Nevada 89511

8 By: *Dale E. Ferguson*  
9 GORDON H. DEPAOL  
10 Nevada State Bar 00195  
11 DALE E. FERGUSON  
12 Nevada State Bar 04986

13 Attorneys for WALKER RIVER  
14 IRRIGATION DISTRICT

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1 TREVA J. HEARNE, ESQ. (SBN 4450)  
2 JAMES SPOO, ESQ. (SBN 1018)  
3 ZEH, SAINT-AUBIN, SPOO & HEARNE  
4 575 Forest Street, Suite 200  
5 Reno, Nevada 89509  
6 Telephone: (702) 323-5700

7  
8  
9 Attorneys for Intervenor,  
10 MINERAL COUNTY NEVADA

11 UNITED STATES DISTRICT COURT  
12 DISTRICT OF NEVADA

13 \* \* \*

14 UNITED STATES OF AMERICA, )  
15 )  
16 Plaintiff, )

In Equity No. C-125-ECR  
Subfile No. C-125-C

17 WALKER RIVER PAIUTE TRIBE, )  
18 )  
19 Plaintiff-Intervenor, )

RETURN OF SERVICE

20 vs. )  
21 )

22 WALKER RIVER IRRIGATION DISTRICT, )  
23 a corporation, et al.; )  
24 )  
25 Defendants. )

26 MINERAL COUNTY, )  
27 )  
28 Proposed-Plaintiff-Intervenor, )

vs. )  
)

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

I LEON S. FREI, hereby certify that service of process of Mineral  
(Print name of server)

Zeh, Saint-Aubin, Spoo & Hearne  
575 Forest Street, Suite 200  
Reno, Nevada 89509  
Tel.: (775) 323-5700 FAX: (775) 786-8183

1 County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in

2 Lieu of Summons

3 upon: JAN EUEATT (Print name of person served)

4 of: \_\_\_\_\_ (Title and company where applicable)

5 on: 5-10-01 (Date of service)

6 at: 1:30 P.M. (Time of service)

7 at the following place:

8 \_\_\_\_\_ (Address or location)

9 in the following manner:

10  served personally

11  left copies

12  unable to execute service (why) JAN IS DECEASED  
13 AND HER HUSBAND SOLD HOUSE & LEFT.

14  other (specify) \_\_\_\_\_

15 Remarks: \_\_\_\_\_

16 I declare under penalty of perjury under the laws of the United States of America that the  
17 foregoing information in this Return of Service is true and correct.

18 5-10-01  
19 Date

20 [Signature]  
21 Signature of Server (CONSTABLE)

22 154 W PERKINS  
23 OVERTON AV. 89040  
24 (Address of Server)



1 TREVA J. HEARNE, ESQ. (SBN 4450)  
2 JAMES SPOO, ESQ. (SBN 1018)  
3 ZEH, SAINT-AUBIN, SPOO & HEARNE  
4 575 Forest Street, Suite 200  
5 Reno, Nevada 89509  
6 Telephone: (702) 323-5700

7  
8  
9 Attorneys for Intervenor,  
10 MINERAL COUNTY NEVADA

11 UNITED STATES DISTRICT COURT

12 DISTRICT OF NEVADA

13 \* \* \*

14 UNITED STATES OF AMERICA, )

15 Plaintiff, )

16 WALKER RIVER PAIUTE TRIBE, )

17 Plaintiff-Intervenor, )

18 vs. )

19 WALKER RIVER IRRIGATION DISTRICT, )  
20 a corporation, et al.; )

21 Defendants. )

22 MINERAL COUNTY, )

23 Proposed-Plaintiff-Intervenor, )

24 vs. )

25 WALKER RIVER IRRIGATION DISTRICT, )  
26 a corporation, et al. )

27  
28 I Deputy Bryan R. Veil, hereby certify that service of process of Mineral  
(Print name of server)

Zeh, Saint-Aubin, Spoo & Hearne  
575 Forest Street, Suite 200  
Reno, Nevada 89509  
Tel.: (775) 323-5700 FAX: (775) 786-8183

In Equity No. C-125-ECR  
Subfile No. C-125-C

RETURN OF SERVICE

1 County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in

2 Lieu of Summons

3 upon: Ila Mae Funkhauser (Print name of person served)

4 of: N/A (Title and company where applicable)

5 on: May 10, 2001 (Date of service)

6 at: 0730 (Time of service)

7 at the following place:

8 155 No. Hwy. 95A, Yerington, NV (Address or location)

9 in the following manner:

10  served personally

11  left copies

12  unable to execute service (why) DOESN'T LIVE IN AREA AND

13 DOEN'T OWN LAND ANYMORE

14  other (specify) \_\_\_\_\_

15 Remarks: \_\_\_\_\_

16 I declare under penalty of perjury under the laws of the United States of America that the  
17 foregoing information in this Return of Service is true and correct.

18 May 10<sup>th</sup> 2001  
19 Date

20 *Douglas V. D. May*  
21 Signature of Server

22 LYON COUNTY SHERIFF'S DEPT.  
23 30 Nevin Way  
24 Yerington, NV 89447

25 (Address of Server)

1 TREVA J. HEARNE, ESQ. (SBN 4450)  
2 JAMES SPOO, ESQ. (SBN 1018)  
3 ZEH, SAINT-AUBIN, SPOO & HEARNE  
4 575 Forest Street, Suite 200  
5 Reno, Nevada 89509  
6 Telephone: (702) 323-5700

7  
8  
9 Attorneys for Intervenor,  
10 MINERAL COUNTY NEVADA

11 UNITED STATES DISTRICT COURT  
12 DISTRICT OF NEVADA

13 \* \* \*

14 UNITED STATES OF AMERICA, )  
15 )  
16 Plaintiff, )  
17 WALKER RIVER PAIUTE TRIBE, )  
18 )  
19 Plaintiff-Intervenor, )  
20 )  
21 vs. )  
22 WALKER RIVER IRRIGATION DISTRICT, )  
23 a corporation, et al.; )  
24 )  
25 Defendants. )  
26 ----- )  
27 )

In Equity No. C-125-ECR  
Subfile No. C-125-C  
  
RETURN OF SERVICE

28 MINERAL COUNTY, )  
29 )  
30 Proposed-Plaintiff-Intervenor, )  
31 )  
32 vs. )  
33 WALKER RIVER IRRIGATION DISTRICT, )  
34 a corporation, et al. )  
35 ----- )  
36 )

I Deputy Bryan R. Veil, hereby certify that service of process of Mineral  
(Print name of server)

Zeh, Saint-Aubin, Spoo & Hearne  
575 Forest Street, Suite 200  
Reno, Nevada 89509  
Tel.: (775) 323-5700 FAX: (775) 786-8183

1 County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in

2 Lieu of Summons

3 upon: Keith Savage (Print name of person served)

4 of: DIA (Title and company where applicable)

5 on: 04/06/01 (Date of service)

6 at: 0824 hrs. (Time of service)

7 at the following place:

8 Yerington High School, 114 Pearl St. (Address or location)  
9 Yerington, Nevada

10 in the following manner:

11  served personally

12  left copies

13  unable to execute service (why) \_\_\_\_\_

14  other (specify) \_\_\_\_\_

15 Remarks: does not reside at 216 N. Mountain View

16 I declare under penalty of perjury under the laws of the United States of America that the  
17 foregoing information in this Return of Service is true and correct.

18 04-06-01

19 Date

20 *Bryan R. V...* 7497

21 Signature of Server

22 LYON COUNTY SHERIFFS DEPT.  
23 30 Nevin Way  
24 Yerington, NV 89447

25 (Address of Server)

1 TREVA J. HEARNE, ESQ. (SBN 4450)  
2 JAMES SPOO, ESQ. (SBN 1018)  
3 ZEH, SAINT-AUBIN, SPOO & HEARNE  
4 575 Forest Street, Suite 200  
5 Reno, Nevada 89509  
6 Telephone: (702) 323-5700

7  
8  
9 Attorneys for Intervenor,  
10 MINERAL COUNTY NEVADA

11 UNITED STATES DISTRICT COURT  
12 DISTRICT OF NEVADA

13 \* \* \*

14 UNITED STATES OF AMERICA, )  
15 )  
16 Plaintiff, )

In Equity No. C-125-ECR  
Subfile No. C-125-C

17 WALKER RIVER PAIUTE TRIBE, )  
18 )  
19 Plaintiff-Intervenor, )

RETURN OF SERVICE

20 vs. )

21 WALKER RIVER IRRIGATION DISTRICT, )  
22 a corporation, et al.; )  
23 )  
24 Defendants. )

25 MINERAL COUNTY, )  
26 )  
27 Proposed-Plaintiff-Intervenor, )

28 vs. )

29 WALKER RIVER IRRIGATION DISTRICT, )  
30 a corporation, et al. )  
31 )

I Deputy Bryan R. Veil, hereby certify that service of process of Mineral  
(Print name of server)

Zeh, Saint-Aubin, Spoo & Hearne  
575 Forest Street, Suite 200  
Reno, Nevada 89509  
Tel.: (775) 323-5700 FAX: (775) 786-8183

1 County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in

2 Lieu of Summons

3 upon: Virginia Savage (Print name of person served)

4 of: N/A (Title and company where applicable)

5 on: 04-06-01 (Date of service)

6 at: 0826 hrs. (Time of service)

7 at the following place:

8 Lyon County School District Office (Address or location)  
9 25 E. Goldfield Ave., Yerington, NV

10 in the following manner:

11  served personally

12  left copies

13  unable to execute service (why) \_\_\_\_\_  
14 \_\_\_\_\_  
15 \_\_\_\_\_

16  other (specify) \_\_\_\_\_  
17 \_\_\_\_\_  
18 \_\_\_\_\_

19 Remarks: does not reside at 216 N. Mountain View  
20 \_\_\_\_\_  
21 \_\_\_\_\_

22 I declare under penalty of perjury under the laws of the United States of America that the  
23 foregoing information in this Return of Service is true and correct.

24 04-06-01  
25 Date

*Greg R. Vero* 7497  
Signature of Server

LYON COUNTY SHERIFFS DEPT.  
30 Navin Way  
Yerington, NV 89447

(Address of Server)

1 TREVA J. HEARNE, ESQ. (SBN 4450)  
2 JAMES SPOO, ESQ. (SBN 1018)  
3 ZEH, SAINT-AUBIN, SPOO & HEARNE  
4 575 Forest Street, Suite 200  
5 Reno, Nevada 89509  
6 Telephone: (702) 323-5700

7  
8  
9 Attorneys for Intervenor,  
10 MINERAL COUNTY NEVADA

11 UNITED STATES DISTRICT COURT  
12 DISTRICT OF NEVADA

13 \* \* \*

14 UNITED STATES OF AMERICA, )  
15 )  
16 Plaintiff, )  
17 WALKER RIVER PAIUTE TRIBE, )  
18 )  
19 Plaintiff-Intervenor, )  
20 )  
21 vs. )  
22 WALKER RIVER IRRIGATION DISTRICT, )  
23 a corporation, et al.; )  
24 )  
25 Defendants. )  
26 ----- )

In Equity No. C-125-ECR  
Subfile No. C-125-C  
  
RETURN OF SERVICE

27 MINERAL COUNTY, )  
28 )  
Proposed-Plaintiff-Intervenor, )  
vs. )  
WALKER RIVER IRRIGATION DISTRICT, )  
a corporation, et al. )  
----- )

I Deputy Bryan R. Veil, hereby certify that service of process of Mineral  
(Print name of server)

Zeh, Saint-Aubin, Spoo & Hearne  
575 Forest Street, Suite 200  
Reno, Nevada 89509  
Tel.: (775) 323-5700 FAX: (775) 786-8183

1 County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in

2 Lieu of Summons

3 upon: Dan C. Morose (Print name of person served)

4 of: N/A (Title and company where applicable)

5 on: May 10<sup>th</sup>, 2001 (Date of service)

6 at: 0848 (Time of service)

7 at the following place:

8 194 Hwy. 95A North, Yerington, NV (Address or location)

9 in the following manner:

10  served personally

11  left copies

12  unable to execute service (why) \_\_\_\_\_

13  other (specify) \_\_\_\_\_

14 Remarks: Copy LEFT WITH WIFE TARA MOROSE

15 I declare under penalty of perjury under the laws of the United States of America that the  
16 foregoing information in this Return of Service is true and correct.

17 May 10<sup>th</sup>, 2001

18 Date

19 [Signature] 7497  
20 Signature of Server

21 ATTACHMENTS

22 5-10-01 - 0737 7497

23 LYON COUNTY SHERIFFS DEPT.  
24 30 Nevin Way  
25 Yerington, NV 89447  
26 (Address of Server)



1 TREVA J. HEARNE, ESQ. (SBN 4450)  
2 JAMES SPOO, ESQ. (SBN 1018)  
3 ZEH, SAINT-AUBIN, SPOO & HEARNE  
4 575 Forest Street, Suite 200  
5 Reno, Nevada 89509  
6 Telephone: (702) 323-5700

7  
8  
9 Attorneys for Intervenor,  
10 MINERAL COUNTY NEVADA

11 UNITED STATES DISTRICT COURT  
12 DISTRICT OF NEVADA

13 \* \* \*

14 UNITED STATES OF AMERICA, )  
15 )  
16 Plaintiff, )

In Equity No. C-125-ECR  
Subfile No. C-125-C

17 WALKER RIVER PAIUTE TRIBE, )  
18 )  
19 Plaintiff-Intervenor, )

RETURN OF SERVICE

20 vs. )

21 WALKER RIVER IRRIGATION DISTRICT, )  
22 a corporation, et al.; )  
23 )  
24 Defendants. )

25 ----- )  
26 MINERAL COUNTY, )  
27 )  
28 Proposed-Plaintiff-Intervenor, )

vs. )

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

I Deputy Bryan R. Veil, hereby certify that service of process of Mineral  
(Print name of server)

Zeh, Saint-Aubin, Spoo & Hearne  
575 Forest Street, Suite 200  
Reno, Nevada 89509  
Tel.: (775) 323-5700 FAX: (775) 786-8183

1 County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in

2 Lieu of Summons

3 upon: Tara L. Morose (Print name of person served)

4 of: N/A (Title and company where applicable)

5 on: May 10<sup>th</sup>, 2001 (Date of service)

6 at: 0846 (Time of service)

7 at the following place:

8 194 Hwy. 95A North, Yerington, NV (Address or location)

9 in the following manner:

10  served personally

11  left copies

12  unable to execute service (why) \_\_\_\_\_  
13 \_\_\_\_\_

14  other (specify) \_\_\_\_\_  
15 \_\_\_\_\_

16 Remarks: \_\_\_\_\_  
17 \_\_\_\_\_

18 I declare under penalty of perjury under the laws of the United States of America that the  
19 foregoing information in this Return of Service is true and correct.

20 May 10<sup>th</sup>, 2001

21 Date

22 *[Signature]*  
23 Signature of Server

24 ATTEMPTS

25 5-10-01 / 0757 7497

26 LYON COUNTY SHERIFFS DEPT.

27 30 Nevada Way  
28 Yerington, NV 89447

(Address of Server)

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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	In Equity No. C-125-ECR
	)	Subfile No. C-125-C
	)	
Plaintiff,	)	<b>NOTICE IN LIEU OF SUMMONS</b>
	)	
WALKER RIVER PAIUTE TRIBE,	)	
	)	
Plaintiff-Intervenor,	)	
	)	
v.	)	
	)	
WALKER RIVER IRRIGATION DISTRICT,	)	
et al.,	)	
	)	
Defendants.	)	

---

MINERAL COUNTY,	)
	)
Proposed Plaintiff-	)
Intervenor,	)
	)
v.	)
	)
WALKER RIVER IRRIGATION DISTRICT,	)
et al.,	)
	)
Proposed Defendants.	)

---

**Exhibit B**

1 To: \_\_\_\_\_: (As \_\_\_\_\_ of  
2 \_\_\_\_\_)

3 To the above named Defendant:

4 You are hereby notified that a motion to intervene, proposed complaint-in-intervention,  
5 and motion for preliminary injunction by Mineral County, Nevada, claiming a right to a  
6 minimum level of water for Walker Lake, which would affect the water rights in the Walker  
7 River which you (or the entity on whose behalf you are addressed) possess, have been filed in  
8 the United States District Court for the District of Nevada, Reno, Nevada.

9 The time for responding to the motion to intervene and points and authorities in support  
10 of the motion to intervene will be established by further order of the Court. You are not  
11 required to answer or otherwise respond to the proposed complaint-in-intervention until the  
12 Court enters its decision on Mineral County's motion to intervene and then only upon a  
13 schedule to be established by further order of the Court. You are not required to respond to  
14 Mineral County's motion for preliminary injunctive relief and points and authorities in support  
15 thereof until the Court enters its decision on Mineral County's motion to intervene and then  
16 only upon a schedule to be established by further order of the Court.

17 **You are required**, within twenty (20) days after service of this Notice in Lieu of  
18 Summons upon you, to file with the Court and serve by mail on counsel for Mineral County,  
19 the Walker River Irrigation District, United States, Walker River Paiute Tribe, Nevada,  
20 California and the United States Board of Water Commissioners the attached Notice of  
21 Appearance. **If you fail to do so, you shall nevertheless be deemed to have notice of**  
22 **subsequent orders of the Court and subsequent pleadings filed and served in this matter.**

23 Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

24  
25 \_\_\_\_\_  
26 Clerk of the Court

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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,            ) In Equity No. C-125-ECR  
  ) Subfile No. C-125-C  
  ) Plaintiff,                         )  
  ) **NOTICE OF APPEARANCE**  
WALKER RIVER PAIUTE TRIBE,         )  
  )  
  ) Plaintiff-Intervenor,         )  
  )  
  ) v.                                     )  
  )  
WALKER RIVER IRRIGATION DISTRICT, )  
et al.,                                    )  
  )  
  ) Defendants.                     )

---

MINERAL COUNTY,                     )  
  )  
  ) Proposed Plaintiff-         )  
  ) Intervenor,                     )  
  )  
  ) v.                                     )  
  )  
WALKER RIVER IRRIGATION DISTRICT, )  
et al.,                                    )  
  )  
  ) Proposed Defendants.         )

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TO: Counsel of record for Mineral County, Nevada, the Walker River Irrigation District, United States, Walker River Paiute Tribe, State of Nevada, State of California and the United States Board of Water Commissioners.

You are hereby notified that \_\_\_\_\_ enters an appearance of record in the above-captioned matter. The mailing address of \_\_\_\_\_, or its legal counsel, is as follows and service of all orders, pleadings and other documents filed in this matter shall be complete upon mailing to this address.

(provide mailing address)

I hereby certify that I have deposited in the United States mail, postage prepaid, a true and correct copy of this Notice of Appearance in an envelope addressed to:

Gordon H. DePaoli  
Dale E. Ferguson  
Woodburn and Wedge  
6100 Neil Road, Suite 500  
Reno, NV 89511

Linda Bowman  
Bowman & Robinson  
540 Hammill Lane  
Reno, NV 89511

Scott B. McElroy  
Alice E. Walker  
Greene, Meyer & McElroy  
1007 Pearl Street, Suite 220  
Boulder, CO 80302

Marta Adams  
Deputy Attorney General  
State of Nevada  
100 North Carson Street  
Carson City, NV 89701

Susan L. Schneider  
Indian Resources Section  
U.S. Department of Justice  
999 18<sup>th</sup> Street  
Suite 945, North Tower  
Denver, CO 80202

Mary Hackenbracht  
Deputy Attorney general  
State of California  
1515 Clay Street, 20<sup>th</sup> Floor  
Oakland, CA 94612-1413

1 James Spoo  
Treva J. Hearne  
2 Zeh, Spoo & Hearne  
3 575 Forest Service  
Reno, NV 89509

Michael W. Neville  
California Attorney General's Office  
455 Golden Gate Avenue  
Suite 11000  
San Francisco, CA 94102-3664

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Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
(signature)

\_\_\_\_\_  
(print or type name)

\_\_\_\_\_  
(print or type name of entity if applicable)

1 George N. Benesch #1734  
1025 Ridgeview Drive. Suite 400  
2 P.O. Box 3498  
Reno, Nevada 89505-3498  
3 (775) 827-3100

4 Attorney for JAN HUGGANS

5  
6 UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA  
7

8 UNITED STATES OF AMERICA,  
9 Plaintiff,

10 WALKER RIVER PAIUTE TRIBE,  
11 Plaintiff-Intervenor,

12 vs.

13 WALKER RIVER IRRIGATION  
14 DISTRICT, a corporation, et al;  
15 Defendants.

16 MINERAL COUNTY,  
17 Proposed-Plaintiff-  
18 Intervenor

19 vs.

20 WALKER RIVER IRRIGATION  
21 DISTRICT, a corporation, et al.  
22 Defendants.

In Equity No. C-125-ECR  
Subfile No. C-125-C

NOTICE OF APPEARANCE  
BY JAN HUGGANS

23 TO: Counsel of record for Mineral County, Nevada, the Walker River Irrigation  
24 District, United States, Walker River Paiute Tribe, State of Nevada, State of  
25 California and the United States Board of Water Commissioners.

26 You are hereby notified that JAN HUGGANS enters an appearance of record  
27 in the above-captioned matter. The mailing address of her legal counsel is as follows  
28 and service of all orders, pleadings and other documents filed in this matter shall be

Law Offices of  
George N. Benesch  
P.O. Box 3498  
Reno, NV 89505  
(775) 827-3100



1 complete upon mailing to this address.

2 George N. Benesch #1734  
3 1025 Ridgeview Dr., Suite 400  
4 P.O. Box 3498  
5 Reno, Nevada 89505-3498

6 I hereby certify that I have deposited in the United States mail, postage  
7 prepaid, a true and correct copy of this Notice of Appearance in an envelope  
8 addressed to:

9 Gordon H. DePaoli  
10 Dale E. Ferguson  
11 Woodburn and Wedge  
12 6100 Neil Road, Suite 500  
13 Reno, NV 89511

Linda Bowman  
Bowman & Robinson  
540 Hammill Lane  
Reno, NV 89511

14 Scott B. McElroy  
15 Alice E. Walker  
16 Greene, Meyer & McElroy  
17 1007 Pearl Street, Suite 220  
18 Boulder, CO 80302

Marta Adams  
Deputy Attorney General  
State of Nevada  
100 North Carson Street  
Carson City, NV 89701

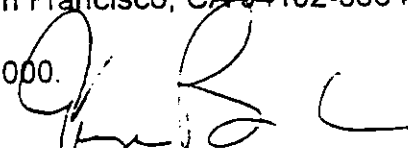
19 Susan L. Schneider  
20 Indian Resources Section  
21 U.S. Department of Justice  
22 999 18<sup>th</sup> Street  
23 Suite 945, North Tower  
24 Denver, CO 80202

Mary Hackenbracht  
Deputy Attorney General  
State of California  
1515 Clay Street, 20<sup>th</sup> Floor  
Oakland, CA 94512-1413

25 James Spoo  
26 Treva J. Hearne  
27 Zeh, Spoo & Hearne  
28 575 Forest Street  
Reno, NV 89509

Michael W. Neville  
California Attorney General's Office  
455 Golden Gate Avenue  
Suite 11000  
San Francisco, CA 94102-3664

Dated this 28<sup>th</sup> day of April, 2000.

  
George N. Benesch #1734  
1025 Ridgeview Dr., Suite 400  
P.O. Box 3498  
Reno, Nevada 89505-3498  
(775) 827-3100  
Attorney for Jan Huggans

Law Offices of  
George N. Benesch  
P.O. Box 3498  
Reno, NV 89505  
(775) 827-3100

1 George N. Benesch #1734  
1025 Ridgeview Drive, Suite 400  
2 P.O. Box 3498  
Reno, Nevada 89505-3498  
3 (775) 827-3100

4 Attorney for

5  
6 UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA  
7

8 UNITED STATES OF AMERICA, )  
9 Plaintiff, )  
10 WALKER RIVER PAIUTE TRIBE, )  
11 Plaintiff-Intervenor, )  
12 vs. )  
13 WALKER RIVER IRRIGATION )  
14 DISTRICT, a corporation, et al; )  
15 Defendants. )

In Equity No. C-125-ECR  
Subfile No. C-125-C

**NOTICE OF APPEARANCE  
BY ARTESANI FAMILY TRUST**

16 MINERAL COUNTY, )  
17 Proposed-Plaintiff- )  
18 Intervenor )  
19 vs. )  
20 WALKER RIVER IRRIGATION )  
21 DISTRICT, a corporation, et al. )  
22 Defendants. )

23 TO: Counsel of record for Mineral County, Nevada, the Walker River Irrigation  
24 District, United States, Walker River Paiute Tribe, State of Nevada, State of  
California and the United States Board of Water Commissioners.

25 You are hereby notified that the ARTESANI FAMILY TRUST, EDGAR J.  
26 ARTESANI, JR. Trustee, and MARIAN ARTESANI, Trustee, enters an appearance of  
27 record in the above-captioned matter. The mailing address of the ARTESANI FAMILY  
28

Law Offices of  
George N. Benesch  
P.O. Box 3498  
Reno, NV 89505  
(775) 827-3100

1 TRUST legal counsel is as follows and service of all orders, pleadings and other  
2 documents filed in this matter shall be complete upon mailing to this address.

3 George N. Benesch #1734  
4 1025 Ridgeview Dr., Suite 400  
5 P.O. Box 3498  
6 Reno, Nevada 89505-3498

7 I hereby certify that I have deposited in the United States mail, postage prepaid,  
8 a true and correct copy of this Notice of Appearance in an envelope addressed to:

- |   |   |  |
|---|---|--|
| 9 Gordon H. DePaoli<br>Dale E. Ferguson<br>Woodburn and Wedge<br>6100 Neil Road, Ste. 500<br>Reno, NV 89511   | 10 Linda Bowman<br>Bowman & Robinson<br>540 Hammill Lane<br>Reno, NV 89511  | 11 James Spoo<br>Treva J. Hearne<br>Zeh, Spoo, Quade & Hearne<br>575 Forest Street<br>Reno, NV 89509   |
| 12 Scott B. McElroy<br>Alice E. Walker<br>Greene, Meyer & McElroy<br>1007 Pearl Street, Ste 220<br>Boulder, CO 80302                                    | 13 Marta Adams<br>Deputy Attorney General<br>State of Nevada<br>100 North Carson St.<br>Carson City, NV 89701                             | 14 Michael W. Neville<br>California Attorney General's<br>Office<br>455 Golden Gate Ave. Ste. 11000<br>San Francisco, CA 94102   |
| 15 Susan L. Schneider<br>Indian Resources Section<br>U.S. Dept. of Justice<br>999 18 <sup>th</sup> Street<br>Suite 945, North Tower<br>Denver, CO 80202 | 16 Mary Hackenbracht<br>Deputy Attorney General<br>State of California<br>1515 Clay St., 20 <sup>th</sup> Floor<br>Oakland, CA 94512-1413 | 17 Hank Meshorer<br>Special Litigation Counsel<br>U.S. Dept. of Justice<br>Environment & Natural Resources<br>Division<br>Ben Franklin Station<br>P.O. Box 7397<br>Washington, DC 20044-7379 |

18 Dated this 16th day of June, 2000.



19  
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21  
22 George N. Benesch #1734  
23 1025 Ridgeview Dr., Suite 400  
24 P.O. Box 3498  
25 Reno, Nevada 89505-3498  
26 (775) 827-3100  
27 Attorney for Artesani Family Trust  
28

Law Offices of  
George N. Benesch  
P.O. Box 3498  
Reno, NV 89505  
(775) 827-3100

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ANNETT'S MONO VILLAGE, INC.  
C/O NORMAN W. ANNETT, VICE-PRESIDENT  
P. O. BOX 455  
BRIDGEPORT, CALIFORNIA 93517  
IN PRO PER

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	In Equity No. C-125-ECR
WALKER RIVER PAIUTE TRIBE,	)	Subfile No. C-125-C
	)	
Plaintiff-Intervenor,	)	<u>NOTICE OF APPEARANCE</u>
	)	
vs.	)	
	)	
WALKER RIVER IRRIGATION DISTRICT,	)	
a corporation, et al.;	)	
	)	
Defendants.	)	


Pursuant to the Notice in Lieu of Summons that was served on Annett's Mono Village, Inc., the corporation hereby notifies the Court and counsel of its appearance. Pending the engagement of legal counsel, all future pleadings should be served on Annett's Mono Village, Inc. at the following address:

Annett's Mono Village, Inc.  
C/O Norman W. Annett, Vice-President  
P. O. Box 455  
Bridgeport, California 93517  
(760) 932-7071

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Dated this 24 day of September, 2000.

Annett's Mono Village, Inc.

By   
Norman W. Annett,  
Vice-President

P. O. Box 455  
Bridgeport, California 93517  
(760) 932-7071

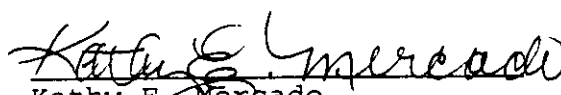
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CERTIFICATE OF MAILING

Pursuant to FRCP 5(b), I certify that I am an employee of the law firm of Walther, Key, Maupin, Oats, Cox & LeGoy, and that on this date I caused to be mailed a copy of the attached Notice of Appearance, with postage fully prepaid to:

See attached Service List

Dated this 18<sup>th</sup> day of September, 2000.

  
Kathy E. Mercado

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SERVICE LIST

Marta Adams  
Deputy Attorney General  
State of Nevada  
100 North Carton Street  
Carson City, NV 89701

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

Western Nevada Agency  
Bureau of Indian Affairs  
1677 Hot Springs Road  
Carson City, NV 89706

Richard R. Greenfield  
Department of the Interior  
Two North Central Ave. #500  
Phoenix, AZ 85004

George Benesch  
P. O. Box 3498  
Reno, NV 89505

Gary Stone  
290 South Arlington Avenue  
Reno, NV 89510

Linda Bowman  
Bowman & Robinson  
540 Hammill Lane  
Reno, NV 89511

Roger Bezayiff  
Watermaster  
P. O. Box 853  
Yerington, NV 89447

Ross E. deLipkau  
P. O. Box 2790  
Reno, NV 89505

John Kramer  
Department of Water Resources  
1416 Ninth Street  
Sacramento, CA 95814

Gordon H. DePaoli  
Dale E. Ferguson  
Woodburn & Wedge  
One East First Street  
Suite 1600  
Reno, NV 89501

Kathryn E. Landreth  
United States Attorney  
100 West Liberty, Suite 600  
Reno, NV 89501

Mary Hackenbracht  
Deputy Attorney General  
State of California  
1515 Clay Street, 20th Floor  
Oakland, CA 94612-1413

Daniel N. Frink  
State Water Resources Control  
Board  
P. O. Box 100  
Sacramento, CA 95814

Susan L. Schneider  
U. S. Department of Justice  
Indian Resources Section  
Environment & Natural  
Resources Division  
999 18th Street, Suite 945  
Denver, CO 80202

David Moser,  
McCutchen, Doyle, Brown  
& Enersen  
Three Embarcadero Center  
San Francisco, CA 94111

1	Scott McElroy	Shirley A. Smith
	Alice Walker	Assistant U.S. Attorney
2	Greene, Meyer & McElroy	100 West Liberty, Suite 600
	1007 Pearl Street	Reno, NV 89509
3	Boulder, CO 80302	

4	Richard E. Olson, Jr.	General Manager
	Claassen and Olson	WRID
5	P. O. Box 2101	P. O. Box 820
	Carson City, NV 89702	Yerington, NV 89447

6	Stuart L. Somach	Alex J. Flangas
7	John A. Mendez	Timothy A. Lukas
	Donald B. Gilbert	Robert C. Anderson
8	DeCuir & Somach	Hale, Lane, Peek, Dennison,
	400 Capitol Mall, Suite 1900	Howard, Anderson & Pearl
9	Sacramento, CA 95814	P. O. Box 3237
		Reno, Nevada 89509

10 Michael W. Neville  
 11 Deputy Attorney General  
 12 Department of Justice  
 13 Office of the Attorney General  
 14 455 Golden Gate Avenue, Suite 11000  
 15 San Francisco, CA 94102-3664

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1 George N. Benesch #1734  
1025 Ridgeview Drive, Suite 400  
2 P.O. Box 3498  
Reno, Nevada 89505-3498  
3 (775) 827-3100

4 Attorney for JOHN & CAROLINE THACHER

5  
6 UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA  
7

8 UNITED STATES OF AMERICA,  
9 Plaintiff,

10 WALKER RIVER PAIUTE TRIBE,  
11 Plaintiff-Intervenor,

12 vs.

13 WALKER RIVER IRRIGATION  
14 DISTRICT, a corporation, et al;  
15 Defendants.

16 MINERAL COUNTY,  
17 Proposed-Plaintiff-  
18 Intervenor

19 vs.

20 WALKER RIVER IRRIGATION  
21 DISTRICT, a corporation, et al.  
22 Defendants.

In Equity No. C-125-ECR  
Subfile No. C-125-C

**NOTICE OF APPEARANCE  
BY JOHN THACHER AND  
CAROLINE THACHER**

23 TO: Counsel of record for Mineral County, Nevada, the Walker River Irrigation  
24 District, United States, Walker River Paiute Tribe, State of Nevada, State of  
25 California and the United States Board of Water Commissioners.

26 You are hereby notified that JOHN THACHER and CAROLINE THACHER  
27 enter an appearance of record in the above-captioned matter. The mailing address  
28

////

Law Offices of  
George N. Benesch  
P.O. Box 3498  
Reno, NV 89505  
(775) 827-3100

1 of their legal counsel is as follows and service of all orders, pleadings and other  
2 documents filed in this matter shall be complete upon mailing to this address.

3 George N. Benesch #1734  
4 1025 Ridgeview Dr., Suite 400  
5 P.O. Box 3498  
6 Reno, Nevada 89505-3498

7 I hereby certify that I have deposited in the United States mail, postage  
8 prepaid, a true and correct copy of this Notice of Appearance in an envelope  
9 addressed to:

10 Gordon H. DePaoli  
11 Dale E. Ferguson  
12 Woodburn and Wedge  
13 6100 Neil Road, Suite 500  
14 Reno, NV 89511

Linda Bowman  
Bowman & Robinson  
540 Hammill Lane  
Reno, NV 89511

15 Scott B. McElroy  
16 Alice E. Walker  
17 Greene, Meyer & McElroy  
18 1007 Pearl Street, Suite 220  
19 Boulder, CO 80302

Marta Adams  
Deputy Attorney General  
State of Nevada  
100 North Carson Street  
Carson City, NV 89701

20 Susan L. Schneider  
21 Indian Resources Section  
22 U.S. Department of Justice  
23 999 18<sup>th</sup> Street  
24 Suite 945, North Tower  
25 Denver, CO 80202

Mary Hackenbracht  
Deputy Attorney General  
State of California  
1515 Clay Street, 20<sup>th</sup> Floor  
Oakland, CA 94512-1413

26 James Spoo  
27 Treva J. Hearne  
28 Zeh, Spoo Quade & Hearne  
575 Forest Street  
Reno, NV 89509

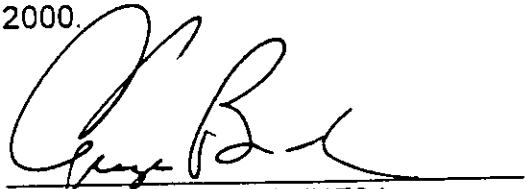
Michael W. Neville  
California Attorney General's Office  
455 Golden Gate Avenue  
Suite 11000  
San Francisco, CA 94102-3664

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28

Law Offices of  
George N. Benesch  
P.O. Box 3498  
Reno, NV 89505  
(775) 827-3100

1 Hank Meshorer, Special Litigation Counsel  
2 United States Department of Justice  
3 Environment & Natural Resources Division  
4 Ben Franklin Station  
5 P.O. Box 7397  
6 Washington, DC 20044-7379

7  
8 Dated this 2<sup>nd</sup> day of November, 2000.



9 George N. Benesch #1734  
10 1025 Ridgeview Dr., Suite 400  
11 P.O. Box 3498  
12 Reno, Nevada 89505-3498  
13 (775) 827-3100  
14 Attorney for JOHN THACHER &  
15 CAROLINE THACHER

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Law Offices of  
George N. Benesch  
5 Ridgeview Dr.  
P.O. Box 3498  
Reno, NV 89595  
(775) 827-3100

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TWIN LAKES ENTERPRISES, INC.  
C/O NORMAN W. ANNETT, PRESIDENT  
P. O. BOX 455  
BRIDGEPORT, CALIFORNIA 93517  
IN PRO PER

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	In Equity No. C-125-ECR
WALKER RIVER PAIUTE TRIBE,	)	Subfile No. C-125-C
	)	
Plaintiff-Intervenor,	)	<u>NOTICE OF APPEARANCE</u>
	)	
vs.	)	
	)	
WALKER RIVER IRRIGATION DISTRICT,	)	
a corporation, et al.;	)	
	)	
Defendants.	)	

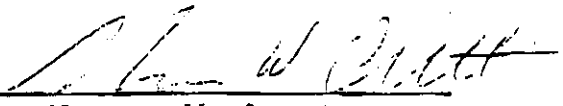
Pursuant to the Notice in Lieu of Summons that was served on Twin Lakes Enterprises, Inc., the corporation hereby notifies the Court and counsel of its appearance. Pending the engagement of legal counsel, all future pleadings should be served on Twin Lakes Enterprises, Inc. at the following address:

Twin Lakes Enterprises, Inc.  
C/O Norman W. Annett, Vice-President  
P. O. Box 455  
Bridgeport, California 93517  
(760) 932-7071

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Dated this 20<sup>th</sup> day of October, 2000.

Twin Lakes Enterprises, Inc.

By   
Norman W. Annett,  
Vice-President

P. O. Box 455  
Bridgeport, California 93517  
(760) 932-7071

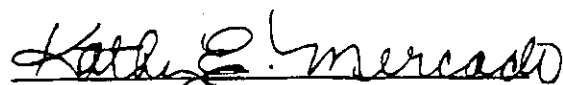
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CERTIFICATE OF MAILING

Pursuant to FRCP 5(b), I certify that I am an employee of the law firm of Walther, Key, Maupin, Oats, Cox & LeGoy, and that on this date I caused to be mailed a copy of the attached Notice of Appearance, with postage fully prepaid to:

See attached Service List

Dated this 1<sup>st</sup> day of December, 2000.

  
Kathy E. Mercado

SERVICE LIST

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Marta Adams  
Deputy Attorney General  
State of Nevada  
100 North Carton Street  
Carson City, NV 89701

Western Nevada Agency  
Bureau of Indian Affairs  
1677 Hot Springs Road  
Carson City, NV 89706

George Benesch  
P. O. Box 3498  
Reno, NV 89505

Linda Bowman  
Bowman & Robinson  
540 Hammill Lane  
Reno, NV 89511

Ross E. deLipkau  
P. O. Box 2790  
Reno, NV 89505

Gordon H. DePaoli  
Dale E. Ferguson  
Woodburn & Wedge  
One East First Street  
Suite 1600  
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6 UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

8 UNITED STATES OF AMERICA, )  
9 Plaintiff, )  
10 WALKER RIVER PAIUTE TRIBE, )  
11 Plaintiff-Intervenor, )  
12 vs. )  
13 WALKER RIVER IRRIGATION )  
14 DISTRICT, a corporation, et al; )  
15 Defendants. )  
16 MINERAL COUNTY, )  
17 Proposed-Plaintiff- )  
18 Intervenor )  
19 vs. )  
20 WALKER RIVER IRRIGATION )  
21 DISTRICT, a corporation, et al. )  
22 Defendants. )

In Equity No. C-125-ECR  
Subfile No. C-125-C

**NOTICE OF APPEARANCE  
BY PINENUT RANCH CATTLE  
COMPANY**

23 TO: Counsel of record for Mineral County, Nevada, the Walker River Irrigation  
24 District, United States, Walker River Paiute Tribe, State of Nevada, State of  
California and the United States Board of Water Commissioners.

25 You are hereby notified that PINENUT RANCH CATTLE COMPANY, enters an  
26 appearance of record in the above-captioned matter. The mailing address of the  
27 PINENUT RANCH CATTLE COMPANY legal counsel is as follows and service of all  
28

Law Offices of  
George N. Benesch  
P.O. Box 3498  
Reno, NV 89505  
(775) 827-3100

1 orders, pleadings and other documents filed in this matter shall be complete upon  
2 mailing to this address.

3 George N. Benesch #1734  
4 1025 Ridgeview Dr., Suite 400  
5 P.O. Box 3498  
6 Reno, Nevada 89505-3498

7 I hereby certify that I have deposited in the United States mail, postage prepaid,  
8 a true and correct copy of this Notice of Appearance in an envelope addressed to:

9 Gordon H. DePaoli  
10 Dale E. Ferguson  
11 Woodburn and Wedge  
12 6100 Neil Road, Ste. 500  
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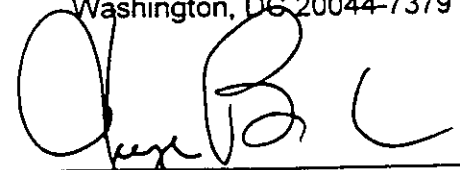
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25 Dated this 23<sup>rd</sup> day of March, 2001.



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**CERTIFICATE OF MAILING**

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I certify that I am an employee of Woodburn and Wedge and that on this date, I deposited in the United States Mail, postage prepaid, a true and correct copy of the foregoing *Walker River Irrigation District's Request for Status Conference* in an envelope addressed to and where indicated by an asterisk by facsimile also:

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Dated this 7<sup>th</sup> day of September, 2001.

  
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