IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA, Plaintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, vs. WALKER RIVER IRRIGATION DISTRICT a corporation, et al., Defendants.	IN EQUITY NO. C-125-ECR SUBFILE NO. C-125-C **MINERAL COUNTY'S BRIEF OF ISSUES**

FILED
97 SEP 16 PM 3:04
LANCE S. WILSON
CLERK
BY _____ DEPUTY

149.

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I.

INTRODUCTION AND CHRONOLOGY

This case is based upon a request to further adjudicate the waters of the Walker River, an interstate stream, originating in California and flowing to its terminus into Walker Lake, Mineral County, Nevada. Walker River Irrigation District ("WRID") is a legislatively created irrigation district, according to NRS, Section 533.300, that stores and regulates allocation of the waters of the Walker River to its members for agricultural irrigation and a golf course.

A decree was entered by the Court regarding the allocation of water rights in 1935. *U.S. v. Walker River Irrigation District,* 11 F.Supp. 158 (D.Nev. 1935). This decree was enforced by WRID until a separate federal Watermaster was appointed.

WRID manages two reservoirs on the Walker River - Bridgeport and Topaz (See C-125-A, a subfile of the present case.) Some time in the last years of the 1980's, WRID so managed the Bridgeport dam and water flow allotments that Bridgeport reservoir was dewatered, which resulted in a large fish kill (C-125-A). The State of California invoked California state law requiring a minimum pool be maintained in Bridgeport Reservoir to preserve fish habitat. Large fines were levied against WRID for its management of the reservoir. WRID filed this action under the Court's continuing jurisdiction of the 1936 decree to determine if California's minimum pool requirement prohibited WRID from executing its obligations under the 1935 decree. This action was given a sub-file of C-125-A for Court convenience.

After this action was filed, the Walker River Paiute Tribe, joined by the United States of America as its trustee, filed for intervention in order to claim additional water rights not granted by the 1935 decree. This action was given a sub-file number of C-125-B.

In October 1994, Mineral County, Nevada, filed a Request to Intervene in this action in order to request minimum flows of the Walker River to reach their terminus to preserve the Lake's fishery from eminent extinction since the Walker River is nearly the only source of recharge for Walker Lake. On or about March 10, 1995, pursuant to the Order of the Court, Mineral County, Nevada filed an amended Complaint in Intervention. On February 9, 1995, the Federal District Court of the District of Nevada issued an Order establishing the manner, method, and timing of service of process on the water rights holders of the Walker River. Mineral County, Nevada, was given until May 10, 1995, within which to complete service on those water rights holders.

Pursuant to Federal Rules of Civil Procedure, Rule 4, Mineral County had mailed a request for waiver of service to persons on lists from the Recorders of Deeds in the County where the Walker River is located and who had recorded water rights, plus to persons on a list of secondary permit holders furnished by the Walker River Irrigation District and the Watermaster. Mineral County received a few waivers from water rights holders, but because Walker River Irrigation District ("WRID") and the Walker River Users Group ("WRUG") had circulated newsletters instructing water rights holders not to execute the waivers, the return of service by waiver was a small percentage of what was believed to be the entire group of water rights holders. Therefore, on June 30, 1995,

Mineral County, Nevada, filed a Motion for Sanctions against WRID and WRUG for interference with the service.

On August 16, 1995, the Court ordered Mineral County to make personal service on the Walker River water rights holders if no waiver of service had been executed and returned. Over 1,000 man-hours of volunteer time and an expenditure of over $79,000.00 by Mineral County and an additional expenditure by the Walker Lake Working Group of $10,000.00, were consumed in completing personal service.

On February 1, 1996, Mineral County, Nevada, filed with the Court the proof of service forms from the personal service. At that time Mineral County informed the Court that it had completed service to the best of its ability since the list given by the Walker River Irrigation District was antiquated and contained many persons who had sold their rights or who were deceased. Mineral County requested that the Court allow it to consider its service complete and serve nothing further pursuant to FRCP, Rule 5, and if the Court believed that further service was required, that the service be accomplished by publication. On March 25, 1997, The Court denied the Motion and did not speak to the request for publication.

On April 24, 1996, Mineral County, Nevada, appealed the Court's denial. The 9th Circuit Court of Appeals in dismissing the appeal noted that such a case could be ripe for publication of service.

On February 22, 1997, Mineral County, Nevada, moved the Court for the right to make service upon the remaining holders of water rights in the Walker River by publication. The Court granted Mineral County's request on April 1, 1997, as to all

holders of water rights in the Walker River that had not been personally served or executed waivers except those who were appurtenant water rights holders in the State of California.

On April 25, 1997, Mineral County, Nevada, filed a Request for an Order Approving the Documents for Publication. Heretofore, Mineral County had proceeded to serve documents and without notice WRID and WRUG had frustrated the efforts at service by an alleged contention regarding the documents served. In an abundance of caution Mineral County requested that the Court approve the documents for publication prior to publication in order to predetermine any further contentions by WRID and WRUG.

Prior to the Court's response the parties agreed that a Notice in Lieu of Summons was more appropriate for publication of service. The parties had heretofore complained that service of the Motion for Intervention, the Amended Complaint in Intervention and the Motion for Preliminary Injunction were confusing and too many pages for the persons served to comprehend and, thus, prepare a meaningful response. Pursuant to that agreement, the parties had a telephone conference with the Honorable Edward C. Reed who determined that the issue of completion of service should be referred to this Court for resolution.

In the meantime and pursuant to the Court's order, water rights holders that have appurtenant water rights in the State of California have been personally served if they could be found. Mineral County, Nevada, states that all personal service that could be accomplished has been. Yet Mineral County, Nevada, believes that certain secondary

permit holders may exist that cannot be identified. The only means by which those unascertainable persons may be served is by means of publication. As set out more fully herein, the persons who may require further notice of this proceeding hold water rights but have not recorded with the County Recorder of Deeds, do not have ascertainable addresses or have replaced dead persons unbeknownst to any party with a list of water rights holders.

II.

MINERAL COUNTY HAS THE MOST UP-TO-DATE LIST OF WATER RIGHTS HOLDERS IN THE WALKER RIVER AND THIS LIST CONFIRMS THAT UNIDENTIFIED WATER RIGHTS HOLDERS EXIST.

Mineral County, Nevada, has prepared a list of those persons believed to hold water rights in the Walker River. This list has been updated as much as possible by confirming persons that were found who received service and acknowledged that they had water rights in the Walker River. (See Affidavit of Kelvin J. Buchanan) The list still reflects persons that cannot be found. Moreover, because many names list as the only address a Post Office Box, and because persons are known to be deceased but still appear as record title holders, Mineral County believes that other persons rightfully hold water

rights but have not changed the title, nor have they been listed in any manner elsewhere as a water rights holder. Mineral County believes that certain water rights holders who have derived their rights from secondary permits through Irrigation Districts or Ditch Associations or for some other reason have not recorded or updated recordation of water rights and, therefore, do not appear.

The records of the county recorder of deeds may not list the most current owner of water rights, particularly if the water rights are secondary rights. Mineral County has a list with the most current holders of water rights from the County recorders of deeds in the counties where the Walker River flows. Mineral County has the first list and second list provided by WRID. Mineral County has the list furnished by the Watermaster. Mineral County has the list of appurtenant water rights holders of water rights in California as furnished by the State Water Resources Control Board and the Attorney General. Mineral County requests that the Court recognize its list as the most current. Mineral County is the only party that has attempted service. The United States and the Walker River Paiute Tribe have not begun service of its claim at this time. WRID was not required to serve any other parties when it instituted this action. The State of Nevada was not required to serve any parties when it requested intervention nor was Cal Trout required to serve any parties for its intervention. Mineral County is in the best position to know what parties exist, who can be served and who cannot be identified. Based upon this knowledge Mineral County respectfully requests that the Court allow publication of a Notice in Lieu of Summons in the newspapers identified by the Honorable Edward C. Reed in his order of April 1, 1997.

The Office of the State Engineer of the State of Nevada has totally delegated or failed for other reasons to have any record in its offices of the water rights holders of the Walker River. There is no possibility of verifying the list by a master list held by the State Engineer. The Watermaster has a list of 74 entries. One is the Walker River Irrigation District. In other words, by notifying the Walker River Irrigation District, not the individual members, the Watermaster believes that it has accomplished sufficient notice of any of its mandates. WRID has admitted that it does not have a list of all water rights holders in the Walker River, since its membership does not include all water rights holders, it does not keep its list up-to-date, and it has no authority in California. WRID, the Watermaster, nor the State Engineer of Nevada can address the issues of service on the water rights holders because they simply have no basis for assessing the problems with service on the water rights holders since none of these entities have made a colorable effort to determine how many water rights holders there are and how they hold their rights. Mineral County has spent the past two years in extensive search and work on the service and is in the only position to certify a list or know that such a list cannot be certified because of unidentified parties. Mineral County is the only party that has undertaken this endeavor and has expended substantial resources to derive this list and understand its failings. The other parties are simply ignorant as to the circumstances and Mineral County requests that the Court weigh that lack of knowledge with the active search and service efforts of Mineral County.

The fact that WRID and WRUG have from the beginning attempted to interfere with the service efforts of Mineral County should also go to the weight of any comments

by these parties. The State of Nevada has throughout this proceeding adopted the arguments and position of WRID and has proffered no position of its own. The United States of America has not begun the service of process for its amended claim and asked for a six month extension. Mineral County is the only party whose argument and statements have substance and meaning regarding the service of process in this case.

III.

PUBLICATION IS APPROPRIATE UNDER NEVADA LAW FOR ACTIONS INVOLVING REAL ESTATE

A.

THE MOST CRITICAL ELEMENT OF SERVICE OF PROCESS IS THE FACTOR OF ADEQUATE NOTICE TO THE PARTY BEING SERVED

Generally, notice of water adjudications is provided by State law. The United States Congress believed that the law of the State for the purpose of water adjudications was paramount to the interests of the United States in water law matters. The Congress has waived the sovereign immunity of the United States and allowed it to be made a party

to state court water adjudications, See, 43 U.S.C., Section 666. The Western States that provide for water adjudications have adopted service by publication of notice in the newspapers of general circulation where the stream is located as sufficient notice to the water rights holders of the stream being adjudicated. See NRS, Section 533.095, Likewise, Oregon, ORS, Section 539.021; Idaho Code 42-1408(2)(b); California Water Code, Section 2527; Colorado Revised Statutes 37-92-401; Arizona, ARS, Section 45-253.

Recently, the Ninth Circuit Court of Appeals reaffirmed the priority of State law in water adjudications in a case in Oregon. In that case, the Court determined that the United States was subject to the State assessment and to the other rules adopted by the State of Oregon for water adjudications.

> As was traditional in Western states, the relative rights of various claimants to water from a river system were determined piecemeal, as conflicts arose, in traditional lawsuits in equity (citations omitted). As the West became more populated, conflicts over water rights increased. As the interrelation of water rights became more apparent, a dilemma emerged: the nature of traditional civil litigation made joinder of the hundreds or thousands of claimants to a river system extremely cumbersome and inefficient. . . As it became clear that the necessary scope of comprehensive water rights adjudication could not be accommodated by traditional litigation procedures, Western states began to develop alternate, statutory adjudication systems for the mass determination of the rights of all

claimants in a river system.. ..

U.S. v. State of Oregon, supra, 44 F.3d 758,763, 764 (9th Cir. 1994).

Clearly, State law allowing publication of notice of the adjudication of water rights has passed court scrutiny as sufficient and adequate notice. Thus if publication of notice is adequate and sufficient notice from the outset of the litigation, then certainly publication to complete service after the personal service that has been accomplished in this matter by Mineral County is more than sufficient.

The Court has already approved the publication of notice.(See Order of April 1, 1997 attached hereto). The issue before this Court is to determine if the Notice in Lieu of Summons (attached hereto) is adequate notice to the parties of the litigation. This Notice has been circulated for comments and Mineral County respectfully submits the Notice as drafted by WRID as the Notice that it agrees to publish in the newspapers of general circulation as identified by the Honorable Edward C. Reed.

B.

NEVADA RULES OF CIVIL PROCEDURE

RULE 4(e)(1)(ii) PROVIDES FOR

PUBLICATION OF NOTICE

Nevada Rules of Civil Procedure, Rule 4, provides as follows:

> (4)(e)(ii). Property. In any action which relates to, or the subject of which is, real or personal property in this state in which such person defendant or corporation defendant has or claims a lien or interest, actual or contingent, herein, or in which the relief

> demanded consists wholly or in part of excluding such person or corporation from any interest therein, and the said defendant resides out of the state or has departed from the state, or cannot after due diligence be found within the state, or conceals himself to avoid the service of summons, the judge or justice may make an order that the service be made by the publication of summons; said service by publication shall be made in the same manner as now provided in all cases of service by publication.

Certainly, Mineral County has exercised due diligence to ascertain, find and serve the potential water rights holders of water rights in the Walker River. Mineral County has personally served a significant number of potential water rights holders. Publication of service will assure that service of process is complete as to all parties.

For the above-stated reasons, Mineral County, Nevada, respectfully requests that this Court issue an Order of Publication for the Notice in Lieu of Summons and that Mineral County's service be considered complete upon proof of publication.

ZEH, POLAHA, SPOO, HEARNE & PICKER

By _____

TREVA J. HEARNE

Attorneys for Intervenor

MINERAL COUNTY

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of ZEH, POLAHA, SPOO, HEARNE & PICKER, and that I caused the foregoing ** **MINERAL COUNTY'S BRIEF OF ISSUES** ** to be served on all parties to this action by:

XX placing an original or true copy thereof in a sealed, postage prepaid envelope in the United States Mail at Reno, Nevada

_____ personal delivery

_____ facsimile (fax number _____)

_____ Federal Express/UPS or other overnight delivery

_____ Reno/Carson Messenger Service

fully addressed as follows:

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this 16 day of September, 1997.

Lorraine Strickley

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Attorneys for Plaintiff-Intervenor
MINERAL COUNTY

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA, Plaintiff, WALKER RIVER PAIUTE-TRIBE, Plaintiff-Intervenor, vs. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants. _____/	Case No. C-125-ECR Subfile No. C-125-C **AFFIDAVIT OF KELVIN BUCHANAN**

STATE OF NEVADA)
: ss
COUNTY OF WASHOE)

I, Kelvin J. Buchanan being duly sworn, hereby state that:

1. I am a Professional Engineer registered in the State of Nevada and a principle with the firm of HB Engineering.

2. I have submitted previous affidavits regarding service in C-125-c. One of these affidavits pertains to the spreadsheet containing names and addresses of Walker River Water Rights holders acquired from the State of California, United States Board of Water Commissioners and the Walker River Irrigation District which were compiled in this office. This spreadsheet contained 1,121 names of individual and corporate entitites. Subsequent reviews of the names contained in this spreadsheet obtained from returned waiver-of-service mail and reports from process server volunteers indicated that lists obtained from the above-mentioned sources either had not been purged of former water rights holders or were very out of date. The number of returned waivers of service by the post office plus the number of persons service was completed on, totaled over 150 individuals or entities who no longer held valid water rights.

3. After reviewing additional information including a second data base provided by the Walker River Irrigation District and an affidavit dated February 27, 1996, authored by WRID attorney Dale Ferguson, the Mineral County list was formatted to reflect real water rights holders as of the date of the previous affidavit.

4. I changed the layout of the spreadsheet from boxes to columns. From left to right, the first column lists the name(s) and address of each water right holder. The next column indicates Nevada or California water rights holders. The comment column lists some of the pertinent comments of the process servers, i.e. if the service was accomplished by waiver or whether the water rights holder is listed by a Post Office Box only. The last coumn on the right reflects the status of service. If the box has an "S", then service has been accomplished, if the box has an "UN", the water rights holder is not served because he cannot be located. There were several reasons that persons could not

be located, i.e., moved with no forwarding address, had a Post office box for which the Post Office will not release the physical address, deceased, etc. If the box is blank, we do not know why the person cannot be served, i.e. attempted three times with no one at home, did not respond to service. Husbands and wives at the same address and trusts with multiple trustees were reduced by serving one of the adults at the same address, for example, if the husband was served at the same address where the wife resides also, the service was considered good as to the husband and the wife and the list was reduced by two.

5. At the instruction of the law firm of Zeh, Polaha, Spoo, Hearne & Picker, attorneys for Mineral County, I personally served appurtertenant water rights holders where those rights are held in California. These water rights holders are incorporated into the Appendix, the list of Walker River Water Rights Holders.

6. The total number of water rights holders listed in Appendix numbers 564. I tallied the three categories with these results: Total served = 370, total not located = 131; and total that could not be served are 11%.

Further affiant sayeth naught.

Kelvin J. Buchanan, P.E.

SUBSCRIBED and SWORN to before me, a Notary Public, this 16th day of September, 1997.

FRANCES ANN BRIDGEMAN
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 86-1431-2 - EXPIRES OCT 16, 2000

NOTARY PUBLIC

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Adams Robert T - Vivian 877 Brown Street Reno Nv 89509	Yes	Yes	No	Robert deceased	S
Aiazzi Stephen E - Denise 37 N Main Street Yerington Nv 89447	Yes	Yes	No		S
Aiazzi Pete A & Estelle M 160 Densmore Lane Yerington Nv 89447	Yes	Yes	No		S
Aiazzi Wilbert Angelo 217 N Whitacre Yerington Nv 89447	Yes	Yes	No	copies with Arlene Aiazzi Woodward	S
Aiazzi Ranches 31 Aiazzi Lane Yerington Nv 89447	Yes	Yes	No	served James Aiazzi	S
Aiazzi Trust James K 31 Aiazzi Lane Yerington Nv 89447	Yes	Yes	No		S
Aiazzi Trust Reno George 31 Aiazzi Lane Yerington Nv 89447	Yes	Yes	No	copies left with James Aiazzi at 31 Aiazzi Ln.	S
Albright Cheryl P O Box 62 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Aldridge C Fred 34 Rio Vista Yerington Nv 89447	Yes	Yes	No	no such address, not listed in current phone book.	Un
Alpers Ranch Co., Inc. 4827 East Sutro Carson City Nv 89701	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Annett's Mono Village Norm Annett P O Box 455 Bridgeport Ca 93517	Yes	Yes	Yes		S
Antelope Valley Elementary School Mono Co Coleville Ca 96107	Yes	No	Yes	Richard T. Miller, Supt., Eastern Sierra Unified S.D.	S
Antelope Valley Mutual Water P. O. Box 43 Topaz Ca 96133	Yes	Yes	No	P.O. Box	Un
Armstrong Thomas & Rita 7434 Baldwin Circle Sparks Nv 89419	Yes	Yes	No	waiver	S
Arrache Carmel M 43515 27th Street West Lancaster Ca 94536	Yes	Yes	Yes		S
Arrighi Mark N & Deborah F 49 Fairway Drive Yerington Nv 89447	Yes	Yes	No		S
Arsenio Family Trust Tillie & Frank Arsenio 813 Moffett Road Turlock Ca 95380	Yes	Yes	No		S
Ash Janice F & Kimberly 3033 Valley Blvd., Space 44 West Corvina Ca 91792	Yes	Yes	No	WRID -- same bad address.	Un
Aylor Elmo E & Margot A Box 498, Highway 208 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Bacon Trust Milton E Bacon, Jr. Trustee 1675 Foothill Road Gardnerville Nv 89410	Yes	Yes	No	combined M. Bacon and M. Bacon Trust	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Baker Calvin 950 Highway 339 Yerington Nv 89447	Yes	Yes	No		S
Baker Steven & Cherie 950 Highway 339 Yerington Nv 89447				WRID -- same bad address.	Un
Balaam Donald A & Olga M #17 Campbell Lane Yerington Nv 89447	Yes	Yes	No		S
Banta Ronald T & Mary Louise P.o. Box 866 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Baptiste Joe S & Lorraine F 100 Penrose Lane Yerington Nv 89447	Yes	Yes	No		S
Barber Harriet H 138 N Highway 95a Yerington Nv 89447	Yes	Yes	No	left copies with daughter-in-law, Sherry Little	S
Barrett Family Trust Charles R & Michelle 11 Norton Lane Wellington Nv 89444	Yes	Yes	No	waiver	S
Batchelder Fred & Josephine Box 484, Highway 208 Yerington Nv 89447	Yes	Yes	No	waiver	S
Bath Ronald J & Barbara C 3307 Kingfisher Drive Reno Nv 89509	Yes	Yes	No		
Batjer Family Trust Cameron M Batjer 340 W. Riverview Circle Reno Nv 89509	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Bayer Albert 179 Pas Pajaros Sonoma Ca 95476	Yes	Yes	No	by Mildred Bayer	S
Beagle Billy Roy & Thelma G P O Box 62 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Bednark James & Terri 834 West Bridge Street Yerington Nv 89447	Yes	Yes	No		S
Bell Brian William P O Box 316 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Bennett Trust W. & L. Wayne E Bennett 1199 Nidrah El Cajon Ca 92020	Yes	Yes	No		S
Bergin Leo P. Bergin. Also Leo P. Bergin Trust 241 Ridge Street Suite 440 Reno Nv 89501	Yes	Yes	No		S
Bergstrom Cynthia K 129 Lower Colony Road Wellington Nv 89444	Yes	Yes	No		S
Berinati Donald J Box 155 Bridgeport Ca 93517	Yes	No	Yes		S
Berrington Gary M & Susan P 7 Miller Ridge Road Wellington Nv 89444	Yes	Yes	No		S
Berrington Steven D & Nadine 32 Panavista Circle Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Biggs David E & Marilyn L 10300 Vilsey Tujunga Ca 91042	Yes	Yes	No		
Bitler Peggy And Ken 217 N Whitacre Yerington Nv 89447	Yes	Yes	No		S
Blackham Trust Craig & Nancy Blackham 167 Highway 208 Yerington Nv 89447	Yes	Yes	No	waiver	S
Blades Jerry L & Anna M P O Box 2991 Gardnerville Nv 89410	Yes	Yes	No	P.O. Box	Un
Blakely Family Living Trust Robert & Beverly Blakely 6901 Poloma Road Valley Springs Ca 95252	Yes	Yes	No		S
Bliss Maurice & Agnes C Trust U. D. T. 50 Pinion Drive Wellington Nv 89444	Yes	Yes	No	No street listed on Smith Valley map	Un
Bobrick Thomas & Ruth E #8 Tognoli Lane Yerington Nv 89447	Yes	Yes	No		S
Bobzien Dolores J P O Box 598 Yerington Nv 89447	Yes	Yes	No	waiver	S
Bohlin William B & Vera J C/o Robert L Cross, P O Box 14 Coleville Ca 96107	Yes	Yes	No	P.O. Box	Un
Bolt Billy F & Norton 2545 Lena Court Minden Nv 89423	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Booth Karen Ann 139 N Highway 95- A Yerington Nv 89447	Yes	Yes	No	No such address.	Un
Borsini Ranch, Inc. #7 Borsini Lane Yerington Nv 89447	Yes	Yes	No		S
Bozsik Albert S & Olivia V 34 Rivers Road Wellington Nv 89444	Yes	Yes	No		
Bradleyville C/o Dan Olincy P. O. Box 507 Littlerock Ca 93543	Yes	Yes	No	P.O. Box	S
Brethauer Clarence D & Janet 130 Penrose Lane Yerington Nv 89447	Yes	Yes	No	3 visits, no one home	Un
Bromley Properties 177 Hwy 208 Yerington Nv 89447	Yes	Yes	No		S
Bronneke Samuel P Box 693 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Brown Beverly E 53 River Road Smith Nv 89430	Yes	Yes	No		S
Brown Darrol J & Marilyn M. P O Box 834 Yerington Nv 89447	Yes	Yes	No	waiver	S
Brown Joel Wesley & Sandra 165 Pete Hendricks Road Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Brown Lois & Ross 14 North Hwy 95 A Yerington Nv 89447	Yes	Yes	No	waiver. Also,copies left with daughter-in-law Eva	S
Brown Betty J. And Shelby 77 Lower Colony Road Gardnerville Nv 89410	Yes	Yes	No		S
Brown, Norman D., Inc. C/ O Mike Compsin P O Box 108 Wellington Nv 89444	Yes	Yes	No	P.O Box	Un
Bryan, Vernon F. Inc. And Vernon And Maggie 539 Lower Colony Road Wellington Nv 89444	Yes	Yes	No		S
Bunkowski Terry L 34 Rio Vista Yerington Nv 89447	Yes	Yes	No	Same non-existant address as Fred Aldridge.	Un
Bunn Babe Lona P O Box 103 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Burchett Freeman C & Lucy D P O Box 288 Wellington Nv 89444	Yes	Yes	No		S
Burchett Joseph P O Box 11853 Reno Nv 89510	Yes	Yes	No	P.O. Box	Un
Burnett Kenneth R & Sharon 4019 Bigelow Drive Carson City Nv 89701	Yes	Yes	No		
Buster David C & Gayle L 16 Fairway Drive Yerington Nv 89447	Yes	Yes	No		

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
C E A S Co., Inc. P O Box 61 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Cabral Joseph P P O Box 32 Wellington Nv 89444	Yes	Yes	Yes	P.O. Box	Un
Cal Neva Cattle Company P O Box 278 Minden Nv 89423	Yes	Yes	No	P.O. Box	Un
Calif Dept Of Fish & Game Natural Resources 1416 9th Street Sacramento Ca 95814	Yes	Yes	Yes	Party to C-125	S
Cantrall Nolan & Nancy 600 Stanford Way Sparks Nv 89431	Yes	Yes	No	not at this address	Un
Capurro Trust Janice E Robert S Capurro 455 Sunnyside Drive Reno Nv 89503	Yes	Yes	No		S
Cardinal Michael C & Sally L 105 Hunewill Lane Wellington Nv 89444	Yes	Yes	No	not at this address	Un
Cardinelli Ernest 35 Mackenzie Lane Yerington Nv 89444	Yes	Yes	No		S
Carlson Bill E & Sharon M P O Box 685 Gardnerville Nv 89410	Yes	Yes	No		S
Carlson Family Trust P O Box 378 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Cary William B & Edith F 114 Ocean View Road Palm Beach Fl 33480	Yes	Yes	No	addressed to 195 Hudson, Smith; forwarded to Palm	
Casey Michael A & Claudia C 1600 Allen Road Fallon Nv 89406	Yes	No	Yes		S
Castello Colleen V P O Box 393 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Chase Russell E & Helen S 551 Highway 208 South Yerington Nv 89447	Yes	Yes	No		S
Chichester Et Al. Dwayne Chichester Box 50 Pine Nut Road Coleville Ca 96107	Yes	Yes	No	P.O. Box	Un
Chichester Ranches, Inc. C/o Gerry Chichester P O Box 43 Coleville Ca 96107	Yes	Yes	No	P.O. Box	Un
Chico James V & Sydney B 100 Farrell Lane Yerington Nv 89447	Yes	Yes	No	served new owner	S
Chisum Incorporated 333 Broadway Street Yerington Nv 89447	Yes	Yes	No		S
Christiansen Jeffrey & Jill 3655 Sheckler Road Fallon Nv 89406	Yes	No	Yes		S
Cid James D & Elaine M 1403 Highway 208 Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Cielei Et Al Elena P O Box 758 Wheatland Ca 95692	Yes	Yes	No		S
Circle Bar - N Ranch C/o Western Supply P O Box 1576 Sparks Nv 89432	Yes	Yes	No	P.O. Box	Un
City Of Los Angeles Dept Of Water And Power P O Box 111 Los Angeles Ca 90051-0111	Yes	No	Yes		S
City Of Yerington P O Box 479 Yerington Nv 89447	Yes	Yes	No		S
Clark Alex A. And Rita 865 Hwy 208 Yerington Nv 89447	Yes	Yes	No		S
Clark Bruce A & Patricia P O Box 960 Minden Nv 89423	Yes	Yes	No	P.O. Box	Un
Cliff Norman E Star Route Box 625 Carson City Nv 89701	Yes	Yes	No		S
Cliff Donald A Star Toure Box 625 Carson City Nv 89701	Yes	Yes	No		S
Compston Family Trust Harvey Hunewill P O Box 36 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Compston Trust Robert J Compston P O Box 9 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Conlon Ralph & Rosemary Lee P O Box 66 Wellington Nv 89444	Yes	Yes	No		S
Connolly Thomas P & Volina L 73 Highway 95 A East Yerington Nv 89447	Yes	Yes	No		S
Cook Gary & Margaret 30 Greenacres Lane Yerington Nv 89447	Yes	Yes	No		S
Cooper Et Al Edna 4 Tognoli Lane Yerington Nv 89447	Yes	Yes	No		S
Costa James P & Norma 7 Marlett Drive Carson City Nv 89703	Yes	Yes	No		S
Coutts Troy & Laurie 217 N Whitacre Yerington Nv 89447	Yes	Yes	Yes		S
Crandall Susan Jill 1001 Marlett Cr Gardnerville Nv 89410	Yes	Yes	No		S
Cremetti William G P O Box 443 Yerington Nv 89447	Yes	Yes	No		S
Cremetti Trust William G Cremetti P O Box 443 Yerington Nv 89447	Yes	Yes	No		S
Crosby Fred & Judy 7434 Baldwin Circle Sparks Nv 89419	Yes	Yes	No		

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Cutler Donald & Dee Anne 136 E Walker Road Yerington Nv 89447	Yes	Yes	No		S
Dane Frank B & Susan M 187 Highway 208 Yerington Nv 89447	Yes	Yes	Yes		S
Davis James B & Helen E P O Box 287 Wellington Nv 89444	Yes	Yes	No		S
Day Charles E & Lucile M P O Box 95 Smith Nv 89430	Yes	Yes	Yes	Desert Creek Road	S
Day Robert H & Julie A And Kelli P O Box 144 Yerington Nv 89447	Yes	Yes	No	143 HWY 95 N	S
Day Caroline S P O Box 144 Yerington Nv 89447	Yes	Yes	No		S
Day Jr Robert H P O Box 144 Yerington Nv 89447	Yes	Yes	No	143 HWY 95 N	S
De Chambeau Susannah W P O Box 962 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
De Luca Ken 1332 Francisco St San Francisco Ca 94123	Yes	Yes	No	waiver	S
Del Porto Daniel E & Cherryl 157 N Highway 95 A Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Delaney Barry F And Deborah 1184 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Desert Pearl Farms 430 Hwy 339 Yerington Nv 89447	Yes	Yes	No		S
Dineen Daniel E & Doreen 11031 Union Hill Road Sonora Ca 95370	Yes	Yes	No		
Dinsmore Family Trust Robert H & Delphine Dinsmore 195 Artesia Wellington Nv 89444	Yes	Yes	No	465-2711	
Domenici Joseph & Gladys P O Box 333 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Dominici Peter J & Aloha P O Box 333 Yerington Nv 89447	Yes	Yes	No		S
Double J A Land And Livestock 1100 Nuggett Ave Sparks Nv 89423	Yes	Yes	No		S
Dreyer Roland & Joan P O Box 254 Minden Nv 89423	Yes	Yes	No		S
Dunn Daniel D & Sandy L P O Box 72 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
E L W Ranches Inc 165 W Liberty Reno Nv 89501	Yes	Yes	No	by Michael J. Melarkey	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Edwards Shelly P O Box 316 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Eisenhouer & Terry K. & L 1360 Gordon Avenue Reno Nv 89509	Yes	Yes	No	Served K Eisenhouer	S
Eitel Loretta Beth P O Box 248 Bridgeport Ca 93717	Yes	No	Yes		S
Elwell William J & Dona M 3930 River Haven Drive Reno Nv 89509	Yes	Yes	No		
Emery Brett P O Box 758 Bridgeport Ca 93517	Yes	No	Yes	P.O. Box	Un
Estrada Salvador & Frances 26865 Ironwood Avenue Moreno Valley Ca 92360	Yes	Yes	No		
Everett Harry 3 Circle Drive Wellington Nv 89444	Yes	Yes	No		S
Executive Consultants, Inc. P O Box 81 Wellington Nv 89444	Yes	Yes	No	P./O. Box	Un
F. I. M. Corporation Fulstone P O Box 34 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Facer R. L. & Frances C/ O Eva Hughes 99 North Highway 95 A Yerington Nv 89447	Yes	Yes	No	Eva Hughes served	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Faretto Michael A The Anderson Family 1992 P O Box 2244 Sparks Nv 89432	Yes	Yes	No		S
Farias Ellis N P O Box 27 Wellington Nv 89444	Yes	Yes	No		S
Farias Ellis Norman And Ruth P O Box 82 Wellington Nv 89444	Yes	Yes	No		S
Farias Harold W 18 Route #338 Wellington Nv 89444	Yes	Yes	No		S
Farias Carmen 18 Route #338 Wellington Nv 89444	Yes	Yes	No		S
Farias Wheel Ranch Inc 43 Artesia Road Wellington Nv 89444	Yes	Yes	No	served Carman Farias	S
Fawcett Lawrence W 29 Campbell Lane Yerington Nv 89447	Yes	Yes	No		S
Fenili Peter A & Veronica J P O Box 3 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Fickes Gerald L & Peggy L Walker Route 1 Coleville Ca 96107	Yes	No	Yes		S
Finch Harry L 2702 Peck Ave #10 San Pedro Ca 90731	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Fitz George O 85 Penrose Lane Yerington Nv	Yes	Yes	No		S
Fletcher Ruth P O Box 6 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Fletcher Michael S & Marie L 24 Jessen Road Wellington Nv 89444	Yes	Yes	No	Try 465-2411	
Fletcher Wesley L And Terii 7225 Remington Road Reno Nv 89506	Yes	Yes	No	waiver	S
Flying A Partners P O Box 36 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Forrester Wendell B & Pamela 69 Quail Lane Yerington Nv 89447	Yes	Yes	No	Driveway address	S
Foss Thomas A P O Box 414 Yorba Linda Ca 92686	Yes	Yes	No	P.O. Box	Un
Four G Corporation #1 Silverado Road Yerington Nv 89447	Yes	Yes	No		S
Fox Trust Leonard A Elizabeth J Leone, 230 Marina Village Way Benicia Ca 94510	Yes	Yes	No		S
Frade Ranches Inc 123 Mackenzie Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Franklin Shawn C & Vonda Kay 129 N California St Yerington Nv 89447	Yes	Yes	No	moved, present tenants have no knowledge	Un
Fraser George & Betty P O Box 429 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Frazier George R & Helen 972 Haystack Ct Carson City Nv 89705	Yes	Yes	No	waiver	S
Freitas Maurice H P O Box 863 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Freitas Barbara L. & Elizabeth & Maurice P.o. Box 863 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Friedhoff George W. & Helen 695 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Fuchs Hans & Margaret P O Box 488 Yerington Nv 89447	Yes	Yes	No	463-4596	S
Fulstone Vivian D Trust Glenora F Wright P O Box 23 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Fulstone R. N. Box 61 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Fulstone Company David H P O Box 548 Yerington Nv 89447				463-4250	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Fulstone, R N, Company P O Box 61 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
G Lazy B Partnership 110 Highway 95 A East Yerington Nv 89447	Yes	Yes	No		S
Gable Don R. Trust P O Box 197 Yerington Nv 89447	Yes	Yes	No	P,O, Box	Un
Gable O. D. & M. P. P O Box 741 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Garmsland Limited Gary, Jay, Donna Toni Garms P O Box 170 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Gelles Paul & Eleanor 44 Penrose Drive Yerington Nv 89447	Yes	Yes	No		S
Gelles Lynn 44 Penrose Drive Yerington Nv 89447	Yes	Yes	No		S
Gemmell Bruce H P O Box 393 Yerington Nv 89447	Yes	Yes	No		S
Gerbig Arden & Evilo & J P O Box 120 Coleville Ca 96107	Yes	Yes	No	P.O. Box	Un
Ghio Mario J & Diana 105 Southridge Drive Reno Nv 89509	Yes	Yes	No		

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Giles William 131 N. Hyway 95 A Yerington Nv 89447	Yes	Yes	No		
Gill Joseph P& Alice P O Box 925 Yerington Nv 89447	Yes	Yes	No	P.O. BOX	Un
Giodo Joseph A 1009 F Street Sparks Nv 89431	Yes	Yes	No	waiver	S
Giodo Virginia M. 1009 F Street Sparks Nv 89431	Yes	Yes	No	waiver: signed by Anna Nannini (V. Giodo deceased 2/88)	S
Giorgi Donald 34- B Mackenzie Lane Yerington Nv 89447	Yes	Yes	No		S
Giorgi Linda Hunewill 34- B Mackenzie Lane Yerington Nv 89447	Yes	Yes	No		S
Giorgi Ugo & Florence A. Family Trust 20 East Pursel Lane Yerington Nv 89447	Yes	Yes	No	served Ugo	S
Giorgi Ugo, Trustee 20 East Pursel Lane Yerington Nv 89447	Yes	Yes	No		S
Giorgi Baldo, Trustee 1927 Dayton Topaz Lake Nv 89447	Yes	Yes	No	Trust seved	S
Giorgi J. Trustee 20 East Pursel Lane Yerington Nv 89447	Yes	Yes	No	Trust served	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Giorgi Daniel E 20 Easr Pursel Yerington Nv 89447	Yes	Yes	No	Ugo served	S
Giorgi Brothers, Inc. 20 East Pursel Lane Yerington Nv 89447	Yes	Yes	No	Ugo served	S
Giron Vince 53 Toza Lane Yerington Nv 89447	Yes	Yes	No		S
Glasner Grover F 10 Amber Lane Yerington Nv 89447	Yes	Yes	No	waiver	S
Glass Daniel G & Patricia 2320 Connie View Drive Elko Nv 89801	Yes	Yes	No		
Gleason James G & Maria 235 Hudson Aurora Road Smith Nv 89430	Yes	Yes	No		S
Glock Ernest & Audry 3 Greenacres Lane Yerington Nv 89447	Yes	Yes	No	Try 463-2749	
Goffinet Lonnie K. & Cheryl 12 Tingle Court Yerington Nv 89447	Yes	Yes	No		S
Goree Lilborn, Margaret, Sandra & Jeff 5 Norton Lane Wellington Nv 89444	Yes	Yes	No		
Gorham John A & Rosamond P O Box 637 Big Pine Ca 93513	Yes	Yes	Yes		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Granata Helen C 939 Belgrave Reno Nv 89502	Yes	Yes	No		S
Gray Mary & Leslie 3540 Wedekind Road Sparks Nv 89431	Yes	Yes	No	waiver	S
Greenfield Development Limited Liability Company 500 West Goldfield Avenue Yerington Nv 89447	Yes	Yes	No		S
Groso Charles P O Box 14 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Groso Angelo & Blanca P O Box 41 Wellington Nv 89444	Yes	Yes	No	P.O. Box	S
Groso Ernest & Maxine P O Box 317 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Grulli Ace 39 N Center Street Yerington Nv 89447	Yes	Yes	No		S
Grulli Marvin & Felicia 235 S Center Street Yerington Nv 89447	Yes	Yes	No		S
Guild Rolene V 105 E Highway 95 A Yerington Nv 89447	Yes	Yes	No	3 attempts, no one home	Un
Hadley Ernest D & Katherine 2568 Henning Lane Minden Nv 89423	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Hall Ralph & Walter 5 Highway 95 A East Yerington Nv 89447	Yes	Yes	No		S
Hamer John Murray & Maryanna Trust 836 Highway 208 Yerington Nv 89447	Yes	Yes	No	House abandoned	Un
Hamlett Group Limited Partners 754 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Hammond Judy 17393 Road 97 Woodland Ca 95695	Yes	Yes	No		
Hanifan Phillip & Janet 815 Wheeler Way Gardnerville Nv 89410	Yes	Yes	No	waiver	S
Hanks Lawrence C 320 Kuulei Road Lailua Hi 96734	Yes	Yes	No	waiver	S
Hara Marjorie E 124 Upper Colony Road Wellington Nv 89444	Yes	Yes	No	Try 465-2487	
Hargus John R. Adah M Blinn Trust 984 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Harmon Patricia P O Box 1706 Gardnerville Nv 89410	Yes	Yes	No	P.O. Box	Un
Harris John R & Carol C. 2 Pelican Lane Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Harrison B. A. & Linda P O Box 11 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Hartline Deborah P O Box 1343 Quincy Ca 95971	Yes	Yes	No	P.O. Box	Un
Hathaway Myrtle K. 31 Campbell Lane Yerington Nv 89447	Yes	Yes	No		S
Hawkins Terry & Margaret H C31, Box 218 Elko Nv 89801	Yes	Yes	No	P.O. Box	Un
Hawkins Benjamin F. & Juanita 184 Galaxy Way Lompoc Ca 93436	Yes	Yes	No		S
Hazard Michael J 411 " E" Street Ramona Ca 92065	Yes	Yes	No	waiver	S
Heflin, Joseph, Inc. 1107 Hwy 395 Gardnerville Nv 89410	Yes	Yes	No	Try 782-7244	
Heimerman Family Trust John A Heimerman, Trustee & Leona 815 W. Bridge St., #68 Yerington Nv 89447	Yes	Yes	No		S
Henker Mark & Nancy 2557 Highway 208 Wellington Nv 89444	Yes	Yes	No		S
Hills David & Carol P. O. Box 267 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Hilton, Hilton Trust Barron & Marilyn 9336 Civic Center Drive Beverly Hills Ca 90210	Yes	Yes	Yes	signed 3 waivers	S
Holbrook Richard & Constance 14 East Pursel Lane Yerington Nv 89447	Yes	Yes	No		S
Holbrook Richard H. Jr. & Vera 46 East Pursel Lane Yerington Nv 89447	Yes	Yes	No		S
Holmes Mr. Mrs Frank River Ranch Coleville Ca 96107	Yes	Yes	No	Try 916-495-2909	
Howard Charles S. & Loretta 856 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Huckins Family Trust Harry & Dorothy Huckins 1308 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Huggans Jan P O Box 597 Bridgeport Ca 93517	Yes	No	Yes		S
Hughes George & Eva 99 Highway 95 A North Yerington Nv 89447	Yes	Yes	No		S
Hunewill Gregory A 3 Rio Vista Yerington Nv 89447	Yes	Yes	No	individual Greg Hunewill physically detained process	S
Hunewill Enterprises, Same As Hunewill L & L 111 Highway 208 Yerington Nv	Yes	Yes	No	served Stan Hunewill	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Hunewill Land & Livestock Co, 48 Hunewill Lane Wellington Nv 89447	Yes	Yes	Yes	served Stan Hunewill @ Hunewill L&L	S
Hunewill, Same As Hun. L & L Harvey E & Phylilis 111 Highway 208 Wellington Nv 89447	Yes	Yes	No	served Stan Hunewill	S
Hunewill (same As L & L) L & L 111 Highway 208 South Yerington Nv 89447	Yes	Yes	No	served Stan Hunewill	S
Hyne Marshall & Francis 10 Spence Lane Yerington Nv 89447	Yes	Yes	Yes		S
Ireland Ward W. & Mariann 603 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Ithurburu John & Marilyn P O Box 378 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Ivey, Lee, Ranch, Inc. P O Box 1075 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Jacobsen Finn & Michelle 47 Wedertz Lane Wellington Nv 89444	Yes	Yes	No		S
Jacobsen William & Judith 47 Wedertz Lane Wellington Nv 89444	Yes	Yes	No		S
Jakobson Bert A P O Box 3115 Incline Village Nv 89450	Yes	Yes	No	P.O. Box	Un

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Jenkins Larry D & Joyce 2606 Brentwood Drive Lancaster Ca 93536	Yes	Yes	No		S
Jensen Jack E 350 Highway 339 Yerington Nv 89447	Yes	Yes	No	Try 463-2182	
Jesch Sylvia, Wheat Trust Margaret M Wheat P O Box 43 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Jesch Family Trust Raymond J & Sylvia Jesch P O Box 43 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Johnson Wallace D & Leona P O Box 2097 Gardnerville Nv 89410	Yes	Yes	No	P.O. Box	Un
Jones Thomas F & Louise P O Box 60396 Pasadena Ca 91116	Yes	Yes	No	P.O. Box	Un
Jones Thomas, Trustee C/o Sweetwater 2535 State Route 338 Wellington Nv 89444	Yes	Yes	No		S
Julian Jay F & Darlene 1140 Highway 339 Yerington Nv 89447	Yes	Yes	No	Try 463-3096	
Junction Ranch C/ O Arthur Settlemeyer Route 3, Box 330 Minden Nv 89423	Yes	Yes	No	P.O. Box	Un
Keeley Edith & John & Marvin P O Box 5 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Kelly Dr. Don Health International 1840 Century Park East, #670 Los Angeles Ca 90067	Yes	Yes	No		S
Kennedy Dale S. & Cleo 522 Highway 208 Yerington Nvq 89447	Yes	Yes	No		S
Kennon Vergie P O Box 103 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Kyler Melwood & La June 65 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
L. A. Dept Of Water & Power Eng In Charge Room 1469 P O Box 111 Los Angeles Ca 90051	Yes	No	Yes		S
Landolt, Joseph G Trust Beverly J. Landolt Trustee 120 Manha Lane Yerington Nv 89447	Yes	Yes	No		S
Lands Of Sierra, Inc. 294 East Moana, Suite 18 Reno Nv 89520	Yes	Yes	No	Sierra Pacific Power Co.	S
Larson Roger P O Box 31 Bishop Ca 93514	Yes	Yes	No		S
Lee Thomas William 38 Mackenzie Lane Yerington Nv 89447	Yes	Yes	No	Abandoned house	Un
Lee Family Trust Harry A. Lee, Trustee 38 Mackenzie Lane Yerington Nv 89447	Yes	Yes	No	deaceased	Un

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Lehmer Steven M & Debra 10888 Oak Mesa Drive Auburn Ca 95602	Yes	Yes	No		S
Leinassar Alan S. & Marianne P O Box 117 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Leinasser M. F. P O Box 12 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Lekumberry Robert J & Suzanne P O Box 2155 Minden Nv 89423	Yes	Yes	No	P.O. Box	Un
Ligtenberg Roger F. & Joanne 300 Campbell Yerington Nv 89447	Yes	Yes	No	copies with Mike Sturge at 300 Campbell	S
Linscott George & Louise Jeanine Pace, Exec. 2595 Rio Alayne Court Reno Nv 89436	Yes	No	Yes		S
Linsenmier Jack L & Wilma 31 Campbell Lane Yerington Nv 89447	Yes	Yes	No		S
Little David & Sherry P O Box 128 Yerington Nv 89447	Yes	Yes	No		S
Lloyd Thomas E & Morna 2030 Samson Simi Valley Ca 93063	Yes	Yes	No		S
Loll Raymond F. & Margaret 147 Highway 95 A North Yerington Nv 89447	Yes	Yes	No	Raymond deceased	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Lommori Dante J., Eleanor & Joe 713 Pearl Street Yerington Nv 89447	Yes	Yes	No		S
Lommori Joseph J. And Bessie J. Trust 713 Pearl Street Yerington Nv 89447	Yes	Yes	No		S
Lommori Julio & Delia/trust 84 Saroni Smith Nv 89430	Yes	Yes	No		S
Lommori Family Trust Dante Lommori, , Mario & C. Trustees 713 Pearl Street Yerington Nv 89447	Yes	Yes	No	Lommori Trust served, not necessary to serve all trustees	S
Lompa Family Trust Samuel & Duana Lompa, Trustee 1840 East Fifth Street Carson City Nv 89701	Yes	Yes	No		S
Lorenz Joe E. & Elie 9061 Elder Creek Road Sacramento Ca 95829	Yes	Yes	No		
Ludel Samuel M. & Donna 8 Mackenzie Lane Yerington Nv 89447	Yes	Yes	No		S
Lund Hans N. & Marie P O Box 1657 Carson City Nv 89702	Yes	Yes	No		S
Lyon County Cemetery #2 Hillcrest Cemetery 2432 Highway 208 Smith Nv 89430	Yes	Yes	No		S
Lyon County Fair Grounds, Inc. P O Box 47 Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Lyon, County Of 31 South Main Street Yerington Nv 89447	Yes	Yes	No		S
Lyon Ranch Operation, Inc. 136 East Walker Road Yerington Nv 89447	Yes	Yes	No		S
Mabe James A & Sandra Jamesgate Ranch P O Box 76 Wellington Nv 89444	Yes	Yes	No		S
Mackenzie Andrew 32 Mackenzie Lane Yerington Nv 89447	Yes	Yes	No		S
Mackey Russell & Thersa 833 West Bridge Street Yerington Nv 89447	Yes	Yes	No		S
Madden Gerald & Louise 512 Madden Lane Yerington Nv 89447	Yes	Yes	No		S
Maine D. C. & Gayle 226 Highway 95 A North Yerington Nv 89447	Yes	Yes	No		S
Manha Family Trust Josephine 55 Manha Lane Yerington Nv 89447	Yes	Yes	No		S
Mann Luetta A. 510 Day Lane Wellington Nv 89447	Yes	Yes	No		S
Maple Gurney D & Ura L. Jr. P O Box 101 Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Marriott Jackie Dale, Carlis N. & Sandra K 2 Marriott Way Yerington Nv 89447	Yes	Yes	No		
Marriott Lonnie E & Sandra Jo 672 Hwy 208 Yerington Nv 89447	Yes	Yes	No		
Masini Carrol G. & Maria O 230 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Masini Lawrence C. & Alma Trust P O Box 643 Yerington Nv 89447	Yes	Yes	No		S
Masini Lawrence C., Alma & Patricia P O Box 643 Yerington Nv 89447	Yes	Yes	No		S
Masini Lawerence C. Masisi Ranch P O Box 643 Yerington Nv 89447	Yes	Yes	No		S
Masini Investments P O Box 643 Yerington Nv 89447	Yes	Yes	No		S
Matheson Dorothy 90 Tucker Lane Yerington Nv 89447	Yes	Yes	No		S
Mattice James & Mary L. #81 Hwy 95 A East Yerington Nv 89447	Yes	Yes	No		S
Mausbach Judith P O Box 301 Bridgeport Ca 93517	Yes	No	Yes	P.O. Box	Un

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Mc Alister Edgar O. & Betsy K. 524 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Mc Bryde Frank Joseph Trust 1733 Westwood Drive Minden Nv 89423	Yes	Yes	No	Try 782-5252	
Mc Cargar Edward J., Jr. & Doris 689 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Mc Clain William T Terry Lee 1636 Carval Court Minden Nv 89423	Yes	Yes	No		S
Mc Colloch Robert L & Pamela P O Box 116 Bridgeport Ca 93517	Yes	Yes	No	waiver	S
Mc Cray Nancy R. 1 Murphy Lane Wellington Nv 89444	Yes	Yes	No	Try 465-2439	
Mc Kay Mervin M & Marjorie P O Box 17 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Mc Whirter Mildred K. P O Box 382 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Meier Virgil & Mrs Meier 238 Larson Lane Coleville Ca 96107	Yes	Yes	No	Try 916-495-2162	
Mencarini Amos, Jr. Trust Teresa Shehady, 2651 Highway 208 Smith Nv 89430	Yes	Yes	No	T. Shehady served	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Menesini Grace 99 Highway 95 A North Yerington Nv	Yes	Yes	No		S
Menesini Donald G & Lucinda 111 N Highway 95 A Yerington Nv 89447	Yes	Yes	No	Lucinda dead	Un
Menesini Gene J. P O Box 289 Yerington Nv 89447	Yes	Yes	No	P.O. Box	S
Menesini Gerald T. & Renee E. 82 Pete Hendrichs Road Yerington Nv 89447	Yes	Yes	No		S
Menesini Orlando & Grace 221 W Virginia Street Yerington Nv 89447	Yes	Yes	No	served Orlando	S
Menesini Pete P O Box 21 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Merczak Elvetia 1360 Gordon Avenue Reno Nv 89509	Yes	Yes	No		S
Merritt David L & Teresa C. 22 Campbell Lane Yerington Nv 89447	Yes	Yes	No		S
Mestmaker Robert 1368 Highway 208 Yerington Nv 89447	Yes	Yes	No	served adult at residence, Joe Ciglielmi	S
Miller Robert J & Lucille B. 36 Giorgi Lane Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Miner Frances 50 North Whitacre Street Yerington Nv 89447	Yes	Yes	No		S
Minister Rose Alice 55 East Tognoli Lane Yerington Nv 89447	Yes	Yes	No		S
Mitchell Ronald & Ginger P O Box 5607 Stateline Nv 89449	Yes	Yes	No	P.O. Box	Un
Monia Ray & Elaine P O Box 95 Wellington Nv 89444	Yes	Yes	No		S
Montgomery Jeffery K., Mary And Tammy 19 Pinto Drive Yerington Nv 89447	Yes	Yes	No	Jeffery deceased	S
Moore Monica R. & Anthony P. P O Box 12 Yerington Nv 89447	Yes	Yes	No	left copies at at residence with Al Palmer	S
Moore Harold & Joyce P O Box 987 Yerington Nv 89447	Yes	Yes	No		S
Moore Laurie 10 A Mason Road Yerington Nv 89447	Yes	Yes	No	Left copies with adult Tim Olge at residence	S
Moorehead Emma M S. P. Trust, Trustee 137 Burke Drive Wellington Nv 89444	Yes	Yes	No		S
Moreda Clarence J. & Janet 140 Farrell Lane Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Moreda Dairy C/o Clarence Moreda 140 Farrell Lane Yerington Nv 89447	Yes	Yes	Yes		S
Moreda Dairy Clarence J. Family Trust 140 Farrell Lane Yerington Nv 89447	Yes	Yes	No		S
Mortimore Craig 44 Hatchery Way Yerington Nv 89447	Yes	Yes	No		S
Nadel Naftali Circle Barn Ranch P O Box 1576 Sparks Nv 89447	Yes	Yes	No	P.O. Box	Un
Nagel Robert R. & Shirley J. 299 Pete Hendricks Road Yerington Nv 89447	Yes	Yes	No		S
Nannini Guido & Anna 1009 F Street Sparks Nv 89431	Yes	Yes	No	by Anna Nannini (G. Nannini deceased 12/23/87)	S
Nesmith Family Trust Agreement Teresa M Nesmith, Trustee P O Box 24 Smith Nv 89430	Yes	Yes	No	P.O. Box	S
Neuhauser Geneva Ruth & Larry P O Box 3872 Tonopah Nv 89049	Yes	Yes	No		S
Nevada- Utah Association Of Seventh Day Adventists P O Box 10730 Reno Nv 89510	Yes	Yes	No	signed by Ken Ladd	S
Nevin Wilbur W & Melba 20 Palomino Drive Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Newcombe Linda 100 Fulham Court San Ramon Ca 94583	Yes	Yes	No	process server unable to serve	
Nugent George D & Evelyn Route 1, Box 8 Smith Nv 89430	Yes	Yes	No	P.O. Box	S
Nuti Armando & Helen L. 103 Highway 338 Smith Nv 89430	Yes	Yes	No		S
Nuti Ralph C & Mary R P O Box 49 Smith Nv 89430	Yes	Yes	No		S
Nuti Lawrence & Leslie P O Box 49 Smith Nv 89430	Yes	Yes	No		
Nuti Michael P O Box 49 Smith Nv 89430	Yes	Yes	No		S
Nuti Brothers P O Box 49 Smith Nv 89430	Yes	Yes	No	All Nuti's have same address	S
O' Banion James R. 44 Wedertz Lane Wellington Nv 89444	Yes	Yes	No	Try 465-2252	
O' Connor Paul D. & Kelli S. P O Box 321 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Olge Leanna M. 10 A Mason Road Yerington Nv 89447	Yes	Yes	No	copies with Tim Olge	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Orrin Ken #2- A Borsini Lane Yerington Nv 89447	Yes	Yes	No		S
Osborn Henry S. 149 N Highway 95 A Yerington Nv 89447	Yes	Yes	No		S
Osborne R. E. & G. L. P O Box 86 Yerington Nv 89447	Yes	Yes	No		S
Palmer Alfred, & Joy, Trustees P O Box 551 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Park W.b. P O Box 427 Gardnerville Nv 89410	Yes	Yes	No		S
Park Livestock Company P O Box 427 Gardnerville Nv 89410	Yes	No	Yes		S
Parker Raymond E. & Patrica 2025 French Camp Circle Gold River Ca 95670	Yes	Yes	No		S
Parraguirre D 1700 Wendy Way Reno Nv 89509	Yes	Yes	No		
Parris Thomas A & Judy Y. P O Box 2610 Stateline Nv 89449	Yes	Yes	No	P.O. Box	Un
Patton Thomas C. & Marilyn 191 Highway 208 South Yerington Nv 89447	Yes	Yes	No		

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Pederson Alenzo & Karie Box 361, Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Peeples Frank Terry , Norma & Josiah 141 N Highway 95 A Yerington Nv 89447	Yes	Yes	No	Josiah deceased	S
Pelayo Dan & R. A. 1109 Otis Drive Alameda Ca 94501	Yes	Yes	No		S
Pellegrini Violet 27 Borsnini Lane Yerington Nv 89447	Yes	Yes	No	tried Steve Pellegrini, 76 Tognoli Lane, Violet now lives there	S
Pellegrini Steven W. & Debra 76 Tognoli Lane Yerington Nv 89447	Yes	Yes	No		S
Pendleton Cleo C & Janet L. Star Route Box 44278 Pahrump Nv 89041	Yes	Yes	No	P.O. Box	Un
Pendleton Daniel L. & Jennifer P O Box 219 Genoa Nv 89411	Yes	Yes	No	P.O. Box	Un
Penrose General Improvement District, Co. Of Lyon Route 2, Box 2 Yerington Nv 89447	Yes	Yes	No	P.O. Box; Lyon County already served	S
Peri & Peri, A Partnership P O Box 35 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Perrin Trusts C/o Francis L. Perrin 1553 Whittier Street Claremont Ca 91711	Yes	Yes	No		

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Perriseau Melvin & Modesta P O Box 464 Bridgeport Ca 93517	Yes	Yes	No	waiver	S
Perry Gena P O Box 428 Yerington Nv 89447	Yes	Yes	Yes	P.O. Box	Un
Perumean Peter And Cecelia, C/o Pete Perumean, 24 Tucker Lane Yerington Nv 89447	Yes	Yes	No		
Peters Glen & Darlene P O Box 246 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Petersen Leon E P O Box 163 Round Mountain Nv 89045	Yes	Yes	No	P.O. Box	Un
Petersen Martin W & Norma D. P O Box 168 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Petersen Leland C. & Marion 526 Hwy 208 Yerington Nv 89447	Yes	Yes	No		S
Phelps Dodge Corporation Real Estate Department 2600 N Central Avenue Phoenix Az 85004	Yes	Yes	No	Reno Office says Phelps Dodge no longer has water rights	Un
Phillips Richard L. & Joan F 29 Maple Drive Yerington Nv 89447	Yes	Yes	No		S
Pinenut Ranch Cattle Company P O Box 125 Smith Nv 89430	Yes	Yes	No	copies left with Jim Talbot, employee	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Pitchfork Ranch, Or Day Pitchfork East Walker Road Yerington Nv 89447	Yes	Yes	No	copies left with ranch manager	S
Plett Walter 411 Pearl Street Yerington Nv 89447	Yes	Yes	No		S
Plymouth Land & Stock Co. P O Box 188 Gardnerville Nv 89410	Yes	Yes	No	P.O. Box	Un
Poli John & Nancy P O Box 1012 Yerington Nv 89447	Yes	Yes	No		S
Polish Louis & Evelyn 33 Smith Gage Road Smith Nv 89430	Yes	Yes	No	Louis deceased 11/20/94	S
Porter Randy & Tracee P O Box 138 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Porter Harold & Sherri C/o Benny Romero 2535 State Route 338 Wellington Nv 89444	Yes	Yes	No	try 588-2231	
Pruett Ranches, Inc. 859 Highway 395 Gardnerville Nv 89410	Yes	Yes	No	Try 265-2095	
Pumpkin Hollow Farms, Inc. 20 East Pursel Lane Yerington Nv 89447	Yes	Yes	No		
Purell Trust Earleen, James & Karen, Trustees 6 W Pursel Lane Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Pursel Melvin E. & Phyllis 42 Mackenzie Lane Yerington Nv 89447	Yes	Yes	No		S
Pursel Norman & Norma & Delbert & James P O Box 106 Yerington Nv 89447	Yes	Yes	No		S
Pursel Ranch, A Partnership 15 Borsini Lane Yerington Nv 89447	Yes	Yes	No	Norma was served	S
Quealey P O Box 53 Coleville Ca 96107	Yes	Yes	No	P.O. Box	Un
Quealy B. V. & T. H. P O Box 53 Coleville Ca 96107	Yes	Yes	No	P.O. Box	Un
Quilici Basil & Pauline P O Box 637 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Quilici Louise P O Box 142 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Quilici Norma Yvonne 351 Pete Hendricks Road Yerington Nv 89447	Yes	Yes	No		
Quiroga Hector & Guadalupe Carlos & Ofelia 1336 Leonard Road Gardnerville Nv 89410	Yes	Yes	No		S
R & R Services P O Box 507 Yerington Nv 89447	Yes	Yes	No	Robert Ruprachter, adult at premises accepted copies	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Raisbeck Peter D. & Nancy P O Box 11 Wellington Nv 89444	Yes	Yes	No		S
Ramsey Leila C/o Eva Hughes 99 N Highway 95 A Yerington Nv 89447	Yes	Yes	No	Eva hughes served	S
Rathbun Richard M. Jr. 921 Barracuda Place Corpus Cristi Tx 78411	Yes	Yes	No		
Richardson Ralph & Glenna 15 Campbell Lane Yerington Nv 89447	Yes	Yes	No		S
Ritter Family Trust John & John Third & Lucille Ritter, Tru'ts 34 Aiazzi Lane Yerington Nv 89447	Yes	Yes	No		
Roberts George Route 2, Box 255 Topaz Ca 96133	Yes	No	Yes		S
Roderick Joseph & Laurel 19 A Pursel Lane Yerington Nv 89447	Yes	Yes	No		S
Rogers Ralph S. & Carole 24 Peeples Lane Yerington Nv 89447	Yes	Yes	No		
Rolston Kenneth J & Linda 2514 Calle Narcisco Thousand Oaks Ca 91360	Yes	Yes	No		
Roma Corporation 617 South Center Street Yerington Nv 89447	Yes	Yes	No	signed by Mary Ann Insantino	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Roman Catholic Bishop Of Reno 515 Court Street Reno Nv 89504	Yes	Yes	No		S
Rosachi Angelo Joseph P O Box 22 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Rosaschi Lena, Trustee 403 E Bridge Street Yerington Nv 89447	Yes	Yes	No	moved, no forwarding address	Un
Rosaschi Lester & Connie 2930 State Route 338 Wellington Nv 89444	Yes	Yes	No	sold ranch to conservancy group	Un
Rosaschi Michael G. & Paula P O Box 126 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Rosse Jerry R & Debra 245 Wellington Cut-off Wellington Nv 89444	Yes	Yes	Yes		S
Rupe Family Trust Agreement Marvin & Jean Rupe, Trustees 359 Lower Colony Road Wellington Nv 89444	Yes	Yes	No		
Salvador William M. & Leota 94 Butte Way Yerington Nv 89447	Yes	Yes	No		S
Santos Paul J. Christina 104 Highway 95 A East Yerington Nv 89447	Yes	Yes	No		S
Sario Livestock Co 1462 Douglas Avenue Gardnerville Nv 89410	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Sayer Trust Cora 27 Circle Drive Wellington Nv 89444	Yes	Yes	No		
Scatena Louis G & Lorraine P O Box 247 Yerington Nv 89447	Yes	Yes	No		S
Sceirine David A. & Joseph P O Box 1013 Yerington Nv 89447	Yes	Yes	No		S
Sciarani Arnold, Jr, Trustees Nelson, Eugo John #1 Tucker Lane Yerington Nv 89447	Yes	Yes	No	Nelson Served	S
Sciarani Paul , Paul, Nelson, & Mildred 768 W Bridge Street Yerington Nv 89447	Yes	Yes	No		S
Sciarani James & Donna 20 Sciarani Road Yerington Nv 89447	Yes	Yes	No		S
Sciarani Nelson, Et Al, Trustees 24 Sciarani Road Yerington Nv 89447	Yes	Yes	No	left copies with James Sciarini	S
Scribner Vance 4232 53rd Street Sacramento Ca 95820	Yes	Yes	No		
Seubert Donald R. & Sophia P O Box 43 Smith Nv 89430	Yes	Yes	No		S
Shehady Donald & Teresa Trust 2651 Highway 208 Smith Nv 89430	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Shehady Nald & Teresa Trust Tom , & T. Renner 2493 Highway 208 Smith Nv 89430	Yes	Yes	No		S
Sherlock Trust Michael & Robert Sherlock 1368 Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Shively 1991 Revocable Trust C/o Russelle, Duane Shively, Trustee 1365 E. Yosemite Ave. Merced Ca 95340	Yes	Yes	No		S
Shoemaker Janis C/o Joe Sceirine P O Box 1013 Yerington Nv 89447	Yes	Yes	No	P.O. Box	S
Siefert Stanley D. & Judy 9450 E. Collier Road Acampo Ca 95220	Yes	Yes	No		S
Sierra Pacific Power Co Westpac Utilities/ Bob Squires P O Box 10100 Reno Nv 89510	Yes	Yes	No		S
Silva Edward B. & Tildean 5- B West Pursel Lane Yerington Nv 89447	Yes	Yes	No		S
Silva Gary C. 8 Lux Lane Yerington Nv 89447	Yes	Yes	No		S
Silva Paul S. & Dorthella P O Box 307 Yerington Nv 89447	Yes	Yes	No	deceased 12/6/92; wife Dorthella signed.	S
Silva Trust, Trustees Vaughn B & Shirley A Silva 711 S. Center Street Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Silverado, Inc. 4160 Longknife Road Reno Nv 89509	Yes	Yes	No		
Simmons Stanley C., Leia & Patricia P O Box 90 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Six N Ranch, Inc. P O Box 49 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Smith Cary R 117 Pearl Street Yerington Nv 89447	Yes	Yes	No	moved, no forwarding address	Un
Smith Grant 603 Pearl Street Yerington Nv 89447	Yes	Yes	No	moved, no forwarding address	Un
Smith Keith A . & Kathy & Mary 305 Hyway 208 South Yerington Nv 89447	Yes	Yes	No	waiver	S
Smith Mr. & Mrs Norville W P O Box 195 Coleville Ca 96107	Yes	Yes	Yes	P.O. Box	Un
Smith Patricia Ann 30 Highway 95 A East Yerington Nv 89447	Yes	Yes	No	Left copies with robert Smith, adult on premises	S
Smith Daniel G. & Shawna P O Box 228 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Smith Ermon W. & Mary L. 891 Highway 208 Yerington Nv 89447	Yes	Yes	No		

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Smith Grant B. & Gaila #1 Highway 95 A East Yerington Nv 89447	Yes	Yes	No	3 service visits, unable to serve	Un
Smith Verda & Wilbur 5 - A West Pursel Lane Yerington Nv 89447	Yes	Yes	No		S
Smith Kathy L P O Box 305 Yerington Nv 89447	Yes	Yes	No		S
Smith, Smith Ranch Glen H. & Barbara 134 Burke Drive Wellington Nv 89444	Yes	Yes	No		S
Smith Valley Cattle Feeders 25366 W Doris Coalinga Ca 93210	Yes	Yes	No	Served Steve Miller at address in Coalinga	S
Snyder Theresa & Eddie P O Box 550 Yerington Nv 89447	Yes	Yes	No		S
Snyder Frances #12 Rio Vista Yerington Nv 89447	Yes	Yes	No		S
Snyder Lucy A. P O Box 217 Yerington Nv 89447	Yes	Yes	No	P.O. Box	S
Snyder Livestock Company, Eddie R Snyder Ra Inc. P O Box 550 Yerington Nv 89447	Yes	Yes	No	Eddie Snyder served	S
Soderstrom Joan & Dave, Jr. P O Box 87 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Soilfume, Inc. P O Box 1738 Watsonville Ca 95077	Yes	Yes	No	copies left with Dyan Wilcox at address	S
Sorenson Marge O. & Kenneth P O Box 99a - Highway 95- A Yerington Nv 89447	Yes	Yes	No		S
Spragues, A Company Of 15 Virginia Street Yerington Nv 89447	Yes	Yes	No	Address is vacant store front. No forwarding address	Un
Stanley Marlyse R. & John 94 Julian Way Yerington Nv 89447	Yes	Yes	No		
Stark Ruth L. & Glenn 31 Mackenzie Lane Yerington Nv 89447	Yes	Yes	No		S
State Of California Water Division Of Water Resources Rights P O Box 200 Sacramento Ca 95810	Yes	No	Yes		S
State Of Nevada Division Of Wildlife 1100 Valley Road Reno Nv 89520	Yes	Yes	No		S
State Of Nevada Lands Division 333 West Nye Lane, Room 118 Carson City Nv 89710	Yes	Yes	No		S
Stebbins Roberta & Richard P O Box 2 Yerington Nv 89447	Yes	Yes	No	P.O. Box	Un
Steele Karen R. & Charles 34 Mackenzie Lane Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Stewart Sandy P O Box 31 Bishop Ca 93514	Yes	Yes	No		S
Stewart Michael B. P O Box 1021 Yerington Nv 89447	Yes	Yes	No	left copies with Kim Stewart, Brother	S
Stoughton Robert & Candace P O Box 4 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Stout Jack F & Nancy 19 Sierra East Coleville Ca 96107	Yes	Yes	No	waiver	S
Stovall Judith Lee 2606 Highway 208 Wellington Nv 89444	Yes	Yes	No		
Strong Charles W U. S. 395, Box 126 Coleville Ca 96107	Yes	Yes	No	waiver	S
Strosnider Family Trust, Carolyn & Kenneth Strosnider, Inc P O Box 26 Smith Nv 89430	Yes	Yes	No	P.O. Box	Un
Sturge Michelle A. & Micheal 3 Hall Lane Yerington Nv 89447	Yes	Yes	No		
Sturtevant Helen M. 510 Day Lane Wellington Nv 89447	Yes	Yes	No	copies left at address with adult Luetta Mann	S
Sundance Feedlot, Inc. 7437 Bear Mt. Blvd Bakersfield Ca 93313	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Swagger Ranch, Inc. C/o George C Koenig Route 2, Box 261 Topaz Ca 96133	Yes	No	Yes		S
Swainston Trust George, Dorothy P O Box 45 Wellington Nv 89444	Yes	Yes	No	copies left with son John Swainston, George deceased	S
Sweetwater Land & Cattle Co 2535 State Route 338 Wellington Nv 89444	Yes	Yes	No		
Taber Phyllis B. & Don 908 Javan Way Suisun City Ca 94585	Yes	Yes	No	waiver	S
Talbott Land & Livestock 2236 Sunrise Dr. Bishop Ca 93514	Yes	Yes	No	waiver	S
Tamagni Florence P O Box 693 Yerington Nv 89447	Yes	Yes	No		S
Tamagni Family Trust Raymond Tamagni P O Box 693 Yerington Nv 89447	Yes	Yes	No		S
Tamagni Family Trust Florence Tamagni Trustee P O Box 693 Yerington Nv 89447	Yes	Yes	No		S
Tamagni Trust Raymond Janice E Tamagni P O Box 693 Yerington Nv 89447	Yes	Yes	No		S
Tamagni Trust C/o N. Nielson P O Box 693 Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Taylor Dola & Lloyd T. 40 Campbell Lane Yerington Nv 89447	Yes	Yes	No		S
Terschluse Donald & Barbara 22250 Village Way Drive Canyon Lake Ca 92587	Yes	Yes	No	No service, advised that W.R. Basin Water Users would take	Un
Terschluse Robert W & Marie 845 Glenmere Way Los Angeles Ca 90049	Yes	Yes	No		
Tholke Rachel Trust C/o Don Cook P O Box 35 Smith Nv 89430	Yes	Yes	No	P.O.Box	Un
Tholke R. Tholke Walker Route Coleville Ca 96107	Yes	No	Yes	deceased	Un
Thom May & Douglas 1280 Highway 208 Yerington Nv 89447	Yes	Yes	No	waiver	S
Thomas Katherine L & Terry S. 519 Highway 208 Yerington Nv 89447	Yes	Yes	No	Waiver	S
Thomas Ami & Wilson 533 Highway 208 Yerington Nv 89447	Yes	Yes	No	Moved, served Ami at 515 Hy 208	S
Thomas Tracy Glaze, Donna Stillfield 519 Highway 208 Yerington Nv 89447	Yes	Yes	No	served Tracie Glaza	S
Thompson Evelyn & Clifford 22 Manha Lane Yerington Nv 89447	Yes	Yes	No	copies left with grandson Mark	S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Tibbals Joy 2 Borsini Yerington Nv 89447	Yes	Yes	Yes	Joe Tibbals accepted service	S
Tibbals Joseph E. #2 Borsini Lane Yerington Nv 89447	Yes	Yes	No		S
Tibbals Family Trust Agreement Margaret, Joseph E. Joe W., Joy, Carol #2 Borsini Lane Yerington Nv 89447	Yes	Yes	No	Margaret and Joe Tibbals accepted	S
Tierney Karen M. 21428 Riverview Ct. Salinas Ca 93908	Yes	Yes	No	copies with father Joe Tierney	S
Tijsseling Judith A. & Dick P O Box 8185 S Lake Tahoe Ca 96158	Yes	Yes	No	P.O. Box	Un
Tilley Jerry E. Trust, Trustee 358 Lyon Drive Henderson Nv 89014	Yes	Yes	No	WRID has same bad address. Mail returned	Un
Titus Robin Lee P O Box 377 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Toigo Kathleen A & Thomas 122 S Nevada Street Yerington Nv 89447	Yes	Yes	No	moved, rental housing, no new address	Un
Toll House Canyon Partners 150 Lowell Avenue Sierra Madre Ca 91024	Yes	No	Yes		S
Tomac Steve & Laura 39 Panavista Yerington Nv 89447	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Twelves Helen & James C/o Roy Snyder 4164 S Syracuse Denver Co 80237	Yes	Yes	No		
Twin Lake Enterprises P O Box 455 Bridgeport Ca 93517	Yes	No	Yes		S
Twombly C. W. & V. B. Trust J. Snook, Trustee 1550 (83) Rory Lane Simi Valley Ca 93063	Yes	Yes	Yes		S
U. S. Bureau Of Land Management 873 North Main Street Suite 201 Bishop Ca 93514	Yes	Yes	No	Party to C-125	S
U. S. Forest Service Toiyabe Nat'l Forest 1200 Franklin Way Sparks Nv 89431	Yes	Yes	No	Party to C-125	S
Uhland Family Trust Shawn Uhland, Trustee P O Box 1093 Minden Nv 89423	Yes	Yes	No	P.O. Box	Un
Umberger Lodema & William 11 Hall Lane Yerington Nv 89447	Yes	Yes	No		S
United States Of America Bureau Of Indian Affairs 1677 Hot Springs Road Carson City Nv 89706	Yes	Yes	No	by Robert Houter	S
Valdez Ramon & Myrna H R C 2 Box 2052 Bridgeport Ca 93517	Yes	Yes	No	waiver	S
Van Horn Philip & Karen 7437 Bear Mountain Blvd Bakersfield Ca 93313	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Van Vilet & Sons, Inc. 15799 S. Carrolyon Road Escalon Ca 95320	Yes	Yes	No		
Vandebrake Vernon & Audrey Rte 1 Box 125 Hwy 395 Coleville Ca 96107	Yes	Yes	No	waiver	S
Vetsch Robert & Leonard P O Box 21013 Carson City Nv 89721	Yes	Yes	No		S
Veuve Mary R. & Gary 3816 Teek Court Ceres Ca 95307	Yes	Yes	No		S
Virdin Virginia Sue & Will P O Box 901536 Palmdale Ca 93590	Yes	Yes	No		S
Virginia Creek Hydro Inc John Pelichowski Manager P O Box 610 Lee Vining Ca 93542	Yes	Yes	No		S
Virginia Lakes Water Corp C/o James L Keller 1425 Longview Drive Fullerton Ca 92631	Yes	Yes	No		
Vogel Beverly K. & Bruce 530 South Highway 208 Yerington Nv 89447	Yes	Yes	No		S
Walker River Irrigation Dist. C/o Jim Weishaupt P O Box 820 Yerington Nv 89447	Yes	Yes	Yes		S
Warburton Family Trust Winnifred & Joe 20 Moore Lane Reno Nv 89502	Yes	Yes	No		

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Ward Catherine M & Mark P O Box 162 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Warr David T. & John 1 Farrell Lane Yerington Nv 89447	Yes	Yes	No		S
Weaver Lura K & John 59 Rowntree Lane Smith Nv 89430	Yes	Yes	No		S
Weaver Jr William M 510 State Route 338 Wellington Nv 89444	Yes	Yes	No		S
Wedertz Gilbert C P O Box 271 Bridgeport Ca 93517	Yes	Yes	No	P.O. Box	Un
Wilder Joan 149 Burke Drive Wellington Nv 89444	Yes	Yes	No		S
Wilkinson Philip & Vivian 310 Memory Lane Yerington Nv 89447	Yes	Yes	No		
Williams Doris M. & Harold 14500 Foothill Avenue Hawthorne Ca 90250	Yes	Yes	No		
Williams Evangeline & Jack 371 Diamond Oaks Road Roseville Ca 95678	Yes	Yes	No		S
Williams Kenneth & Elizabeth Trust 1768 Esteban Avenue Laughlin Nv 89029	Yes	Yes	No		S

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Williams Leonard & Emily Trust 25 E Pursel Lane Yerington Nv 89447	Yes	Yes	No	Copies with Ward Jennings, the Williams CPA who handels est.	S
Williams Joni Fay & Phil 171 Pete Hendrichs Road Yerington Nv 89447	Yes	Yes	No		S
Williams Trust Durell & Virginia H C 64, Box 132 Lakeview Or 97630	Yes	Yes	No		S
Wines Karen L & Dan 14 Borsini Lane Yerington Nv 89447	Yes	Yes	No		S
Wipfli Candyce & Tom P O Box 1270 Gardnerville Nv 89410	Yes	Yes	No	copies with adult on premises, Rudy Clement	S
Wise Catherine E & David P O Box 679 Yerington Nv 89447	Yes	Yes	No		S
Wolff William P O Box 154 Coleville Ca 96107	Yes	No	Yes	deceased	Un
Wright Mary Mackedie & Joe P O Box 362 Wellington Nv 89444	Yes	Yes	No	P.O. Box	Un
Wright Susan & James 2754 State Route 208 Smith Nv 89430	Yes	Yes	No		
Wright Nadia & Wayne P O Box 54 Wellington Nv 89444	Yes	Yes	No		

WALKER RIVER WATER RIGHTS HOLDERS	MIN CTY	WRID	CALIF	COMMENTS	SERVICE
Wymore Gerald Lee 1572 Mimosa Court Upland Ca 91786	Yes	Yes	No		
Yerington Paiute Tribe 171 Campbell Lane Yerington Nv 89447	Yes	Yes	No		S
Zippwald Jack C Route 1 Box 126 Coleville Ca 96107	Yes	Yes	No	P.O. Box	Un
Zwiebel A. J. & A, E. C/o Sharon Springer 11144 Portage River Court Rancho Cordova Ca 95670	Yes	Yes	No		S

Trevor J. Hearne, Esq.
James Spoo, Esq.
ZEH, POLAHA, SPOO & HEARNE

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA
RENO, 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-C MINUTES OF THE COURT DATE: April 1, 1997

FILED APR 7 9 15 AM '97

PRESENT: EDWARD C. REED, JR. U.S. District Judge

Deputy Clerk: OMA L. ROSE Reporter: NONE APPEARING
Counsel for Plaintiff(s) NONE APPEARING
Counsel for Defendant(s) NONE APPEARING

MINUTE ORDER IN CHAMBERS

Proposed Intervenor Mineral County, Nevada moves (Doc. #88) for leave to serve by publication unidentified holders of water rights appurtenant to lands located within the Walker River system. This court by Order filed March 22, 1996 instructed the County to serve personally all holders of water rights on the Walker River system pursuant to Fed. R. Civ. P. 4. The County appealed that Order to the U.S. Court of Appeals for the Ninth Circuit; that appeal was dismissed (Doc. #89) for want of jurisdiction on the grounds that the order appealed from was neither a final appealable order under 28 U.S.C. § 1291, nor an appealable collateral order under the exception to Section 1291 described in Cohen v. Beneficial Loan Corp., 337 U.S. 541 (1949). United States v. Walker River Irrigation Dist., No. 96-15885 (9th Cir. Feb. 12, 1997) (mem.).

The Federal Rules of Civil Procedure permit service of process upon individuals, from whom waivers of service are not obtained under Fed. R. Civ. P. 4(d), "pursuant to the law of the state in which the district court is located, or in which service is effected, for the service of a summons upon the defendant in an action brought in the courts of general jurisdiction of the State . . . ." Fed. R. Civ. P. 4(e)(1). Mineral County proposes to serve unidentified water rights holders under the provision of the Nevada Rules of Civil Procedure permitting service by publication.

99.

Those Rules provide, in relevant part,

> In any action which relates to, or the subject of which is, real or personal property in this state in which such person defendant or corporation defendant has or claims a lien or interest, actual or contingent, therein, or in which the relief demanded consists wholly or in part of excluding such person or corporation from any interest therein, and the said defendant resides outside the state or has departed from the state, or cannot after due diligence be found within the state, or conceals [her]self to avoid the service of summons, the judge or justice may make an order that the service be made by publication of summons; said service by publication shall be made in the same manner as now provided in all cases of service by publication.

Nev. R. Civ. P. 4(e)(1)(ii) (Michie 1996).

The instant action is in the nature of a suit to quiet title to water rights; as such it is an action the subject of which is real property. By Order filed August 12, 1995, this court determined that all holders of water rights appurtenant to lands located within the Walker River system were necessary and proper parties to this action. Mineral County relies on the language in this rule permitting service by publication on defendants who "cannot after due diligence be found within the state."

Mineral County has compiled a list of the names and addresses of Walker River water rights holders from (1) the recorders' offices of the counties in Nevada through which the river flows, (2) the records of the Watermaster, (3) the records of the Nevada State Engineer, and (4) the records of Defendant Walker River Irrigation District. The County asserts that it has effected personal service upon all Walker River water rights holders which it has been able to identify. The County seeks leave to serve by publication pursuant to Nev. R. Civ. P. 4(e)(1)(ii) only those parties whose identity it has been unable to discover from any of the above-described sources.

The State of Nevada, the U.S. Board of Water Commissioners, and the Walker River Irrigation District, all resist Mineral County's Motion. They argue that Mineral County has not shown the requisite degree of due diligence sufficient to entitle it to serve any potential unidentified water rights holders by publication, as required by the express language of the rule. They argue that the County has not demonstrated to their satisfaction that these potential unidentified defendants reside outside of Nevada, have left the state, are concealing themselves to avoid service of process, or cannot be located through the exercise of due diligence. They seek to use to their advantage the fact that the County cannot identify these potential defendants. This argument reeks of the double bind. If the County knew these people's names, it would certainly be easier to locate them. It is precisely because their names are unavailable that the County seeks to notify all potential defendants of the instant action through summons by publication.

In an action to quiet title such as this one, a party plaintiff may acquire personal jurisdiction over unknown parties defendant on the basis of an affidavit stating "that the unknown defendants to be served by published notice of the pending suit were unknown and that their whereabouts could not be discovered after due inquiry and search has been made." Campbell v. Doherty, 206 P.2d 1145, 1150 (N.M. 1949) (internal quotation omitted). Prerequisite to service of summons by publication is a statement, by affidavit, of "the reasons why personal service cannot be made as well as the nature and extent of the investigation utilized to determine the whereabouts of potential defendants." Deer Park Lumber, Inc. v. Major, 559 A.2d 941, 943 (Pa. Super. Ct. 1989). Where, for example, a plaintiff in an action to quiet title to real property affirmed that he did not know the identity of the minor children of the deceased title owner, such affirmation was held sufficient to support service by publication on those children, where the published summons denominated them as the unknown heirs of the specified decedent. Archuleta v. Landers, 356 P.2d 443 (N.M. 1960). In the present action, given the attempts by the County to identify all the holders of water rights appurtenant to land located within the Walker River system, and given the County's forthright admission that the names of such holders which it has been able to acquire may not include all such holders, it seems not the least bit inappropriate to permit the County to notify as-yet-unidentified holders through summons by publication. Indeed, in its order dismissing the appeal in this case, the Court of Appeals has already favorably noted the possibility that the County could notify those as-yet-unidentified water rights holders in precisely the manner for which the County now seeks leave of this court.

The Due Process Clause of the Fifth Amendment to the Constitution of the United States constrains the exercise of judicial jurisdiction. A decree purporting directly and adversely to affect a person's legally protected interests -- such as the right to take or use water -- is void as in violation of the Due Process clause unless the party plaintiff employs a method of notifying such person of the pendency of the suit which is reasonably calculated to give them knowledge of the action at a meaningful time and in a meaningful manner. Personal service is not always required before a court adjudicates the legal rights of a natural person or of a corporation. If with due regard for the practicalities and peculiarities of the case, these conditions of notice are met, the Due Process Clause is satisfied. Mullane v. Central Hanover Trust Co., 339 U.S. 306, 314 (1950).

One issue remains for consideration. The Irrigation District, the State, and the Board of Water Commissioners point out, correctly, that because the Walker River flows across the California-Nevada border, a decree adjudicating water rights appurtenant to all lands situated within the Walker River system might naturally affect holders of water rights appurtenant to lands outside this State. Under the terms of Nev. R. Civ. P. 4(e)(1)(ii), service by publication in the present matter is proper only with respect to water rights appurtenant to Nevada lands, and not to lands in California. To the extent Mineral County seeks leave to serve by publication holders of water rights appurtenant to California real property, its request must therefore be denied.

For the foregoing reasons, **IT IS THEREFORE ORDERED** that the Motion (Doc. #88) filed by Proposed Intervenor Mineral County for leave to serve unidentified Defendants by Publication pursuant to Nev. R. Civ. P. 4(e)(1)(ii) is **HEREBY GRANTED**.

IT IS FURTHER HEREBY ORDERED that the Motion (Doc. #92) filed by Defendant Walker River Irrigation District to require Mineral County to identify and file a report concerning the status of service on each individual claimant to water rights appurtenant land located within the Walker River system is **DENIED**.

IT IS FURTHER HEREBY ORDERED that Proposed Intervenor Mineral County shall publish in the Miner County Independent News in Hawthorne, Nevada, the Record-Courier in Gardnerville, Nevada, the Mason Valley News in Yerington, Nevada, and the Review-Herald in Mammoth Lakes, Nevada, for a period of four (4) weeks, and at least once a week during said time, the following documents:

1. Summons to all holders of water rights appurtenant to lands located in the Nevada portion of the Walker River System who have not yet been served with process in this action;

2. Mineral County's Notice of Motion and Motion to Intervene (Doc. #2);

3. Mineral County's Proposed Petition in Intervention (Doc. #3);

4. Mineral County's Amended Complaint in Intervention (Doc. #20);

5. Mineral County's Amended Memorandum of Points and Authorities in Support of Mineral County's Amended Complaint in Intervention (Doc. #21); and

6. Mineral County's Motion for Preliminary Injunction (Doc. #22).

LANCE S. WILSON, CLERK

By Oma L. Rose
Deputy Clerk

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA, Plaintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, vs. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants.	)	In Equity No. C-125-ECR Subfile No. C-125-C **NOTICE IN LIEU OF SUMMONS**
MINERAL COUNTY, Proposed Plaintiff-Intervenor, vs. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. Proposed Defendants.	)	

TO: _____: (As _____ of

_____)

To the above-named Defendant:

You are hereby notified that a motion to intervene, proposed complaint-in-intervention, and motion for preliminary injunction by Mineral County, Nevada, claiming a right to a minimum level of water for Walker Lake, which would affect the water rights in the Walker River which you (or the entity on whose behalf you are addressed) possess, have been filed in the United States District Court for the District of Nevada, Reno, Nevada. You may, but are not required to, respond. If you choose to respond, the following schedule applies:

1. Responses to Mineral County's Motion to Intervene and Mineral County's Points and Authorities in support of its Motion to Intervene shall be served not later than _____, 19__;

2. Reply Points and Authorities in support of Mineral County's Motion to Intervene shall be served not later than _____, 19__;

3. No answer or other response to the proposed complaint-in-intervention will be required until a decision by the Court on Mineral County's Motion to Intervene and then only upon a schedule to be established by further order of the Court; and

4. No response to any motion for preliminary injunctive relief filed and served by Mineral County will be required until a decision by the Court on Mineral County's Motion to Intervene and then only upon a schedule to be established by further order of the Court.

Persons, corporations, institutions, associations or other entities properly served who do not appear and respond to Mineral County's Motion to Intervene shall nevertheless be deemed to have notice of subsequent orders of the Court with respect to answers or other responses to the proposed complaint-in-intervention or responses to any motion for preliminary injunctive relief filed and served by Mineral County.

If the proposed complaint-in-intervention is allowed to be filed, subsequent orders of the Court may provide that a judgment by default for the relief demanded in the complaint-

in-intervention may be taken against such properly served entities who do not respond as provided in such subsequent orders.

DATED this _____ day of _____, 19___.

_____
Clerk of the Court

(Seal)