

ORIGINAL

U.S. DISTRICT COURT
DISTRICT OF NEVADA
FILED

DEC 29 2005

CLERK, U.S. DISTRICT COURT
BY _____ DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

v.

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

Defendants.

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

) **JOINT REPORT OF MEDIATING
PARTIES**

U.S. DISTRICT COURT
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DEPUTY

The United States, State of Nevada, State of California, Walker River Paute Tribe, Walker River Irrigation District, Mono County, California, Lyon County, Nevada, Mineral County, Nevada, and the Walker Lake Working Group (the "Parties") hereby submit the following Joint Report to the Court:

1. Progress in the Mediation Process

The Parties have participated in monthly mediation sessions over the past several months pursuant to the terms of the Mediation Process Agreement and Mediation Order. The meeting previously scheduled for December 19, 2005, was cancelled. A meeting is now scheduled for January 20, 2006.

2. Continuation of the Mediation Process

At the January 20, 2006, meeting, the parties expect to reach a decision to continue or discontinue the Mediation Process, or, alternatively, to continue the Mediation Process in a

1 modified format. The Parties, either individually or jointly, will file and serve a report to the
2 Court concerning the continuation of the Mediation Process by no later than February 3, 2006.

3 **3. Holding Activities in Sub-Proceedings C-125-B and C-125-C in Abeyance**

4 The Parties agree that all activity in the C-125-B and C-125-C sub-proceedings should
5 continue to be stayed, with the exception of efforts by the United States, Tribe and Mineral
6 County to complete service, the motions which are the subject of the Court's Minute Order of
7 December 6, 2005, and as otherwise ordered by the Court, until the March 7, 2006, status
8 conference in this matter.
9

10 **4. Payment of Mediator Fees and Expenses**

11 Until the continuation of the Mediation Process has been considered and decided upon
12 by the Parties and Court, the Parties have agreed to make and are able to make payments
13 toward the Mediator's fees and expenses as necessary and in accordance with the provisions of
14 the Mediation Process Agreement.
15

16 **5. Need for Court Hearing**

17 There is no need for a hearing before the Court prior to the hearing currently scheduled
18 for March 7, 2006, at 1:30 P.M.

19 Dated this 29th day of December, 2005.

20 Date: 12-27-05

21 Scott B. McElroy, Alice E. Walker
22 Greene, Meyer & McElroy, P.C.
1007 Pearl St., #220
Boulder, CO 80302
303/442-2021

23 Kelly R. Chase
24 P.O. Box 2800
Minden, NV 89423
25 702/792-3099

26 By: 
27 Scott B. McElroy

28 *Attorneys for Walker River Paiute Tribe*

1 Date: 12-27-05

Susan Schneider
U.S. Department of Justice
Environment and Natural Resources Div.
Indian Resources Section
999 18th St., #945
Denver, CO 80202
303/312-7308

6 By: Mia E. Waller for
Susan Schneider

Attorneys for the United States of America

9 Date: December 29, 2005

Gordon DePaoli, Dale Ferguson
Woodburn and Wedge
6100 Neil Rd., #500
Reno, NV 89511-1149
775/688-3000

13 By: Gordon H. DePaoli
Gordon DePaoli

Attorneys for Walker River Irrigation District

17 Date: _____

George J. Chanos
Nevada Attorney General
By: Marta Adams
Senior Deputy Attorney General
C. Wayne Howle
Senior Deputy Attorney General
100 N. Carson St.
Carson City, NV 89701
775/684-1237

24 By: _____
Marta Adams

Attorneys for State of Nevada

1 Date: _____ Susan Schneider
2 U.S. Department of Justice
3 Environment and Natural Resources Div.
4 Indian Resources Section
5 999 18th St., #945
6 Denver, CO 80202
7 303/312-7308

8 By: _____
9 Susan Schneider

Attorneys for the United States of America

10 Date: _____ Gordon DePaoli, Dale Ferguson
11 Woodburn and Wedge
12 6100 Neil Rd., #500
13 Reno, NV 89511-1149
14 775/688-3000

15 By: _____
16 Gordon DePaoli

Attorneys for Walker River Irrigation District

17 Date: 29 December 05

18 George J. Chanos
19 Nevada Attorney General
20 By: Marta Adams
21 Senior Deputy Attorney General
22 C. Wayne Howle
23 Senior Deputy Attorney General
24 100 N. Carson St.
25 Carson City, NV 89701
26 775/684-1237

27 By: Marta Adams
28 Marta Adams

Attorneys for State of Nevada

1
2
3
4
5
6
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8
9
10
11
12
13
14
15
16
17
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19
20
21
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23
24
25
26
27
28

Date: 12-27-05

Michael Neville
Assistant Attorney General
State of California
455 Golden Gate Ave.
San Francisco, CA 94102
415/703-5523

By: 
Michael Neville

*Attorneys for State of California, acting by and
through the California Dept. of Water Resources,
California Dept. of Fish and Game, and
California State Water Resources Control Board*

Date: _____

Stephen B. Rye
Chief Deputy District Attorney
Lyon County
31 S. Main St.
Yerington, NV 89447
775/463-6511

By: _____
Stephen B. Rye

Attorney for Lyon County

Date: _____

Marshall Rudolph
Mono County Counsel
Stacey Simon
Deputy County Counsel
P.O. Box 2415
Mammoth Lakes, CA 93546
760/924-1700

By: _____
Marshall Rudolph / Stacey Simon

Attorneys for Mono County

Date: _____

Michael Neville
Assistant Attorney General
State of California
455 Golden Gate Ave.
San Francisco, CA 94102
415/703-5523

By: _____

Michael Neville

*Attorneys for State of California, acting by and
through the California Dept. of Water Resources,
California Dept. of Fish and Game, and
California State Water Resources Control Board*

Date: 12-27-05

Stephen B. Rye
Chief Deputy District Attorney
Lyon County
31 S. Main St.
Yerington, NV 89447
775/463-6511

By: 
Stephen B. Rye*Attorney for Lyon County*

Date: _____

Marshall Rudolph
Mono County Counsel
Stacey Simon
Deputy County Counsel
P.O. Box 2415
Mammoth Lakes, CA 93546
760/924-1700

By: _____
Marshall Rudolph / Stacey Simon*Attorneys for Mono County*

1
2 Date: _____ Michael Neville
3 Assistant Attorney General
4 State of California
5 455 Golden Gate Ave.
6 San Francisco, CA 94102
7 415/703-5523

8 By: _____
9 Michael Neville

10 *Attorneys for State of California, acting by and*
11 *through the California Dept. of Water Resources,*
12 *California Dept. of Fish and Game, and*
13 *California State Water Resources Control Board*

14 Date: _____ Stephen B. Rye
15 Chief Deputy District Attorney
16 Lyon County
17 31 S. Main St.
18 Yerington, NV 89447
19 775/463-6511

20 By: _____
21 Stephen B. Rye

22 *Attorney for Lyon County*

23 Date: 12/28/05 Marshall Rudolph
24 Mono County Counsel
25 Stacey Simon
26 Deputy County Counsel
27 P.O. Box 2415
28 Mammoth Lakes, CA 93546
760/924-1700

By: 
Marshall Rudolph / Stacey Simon

Attorneys for Mono County

1
2 Cheri K. Emm-Smith
3 Mineral County District Attorney
4 P.O. Box 1210
5 Hawthorne, NV 89415
6 775/945-3636

Attorney for Mineral County

7 Date: 12-28-05

8 Simeon Herskovits
9 Western Environmental Law Center
10 P.O. Box 1507
11 Taos, NM 87571
12 505/751-0351

13 By: 

14 Simeon Herskovits

15 *Attorneys for Mineral County and Walker Lake*
16 *Working Group*
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF MAILING

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 ***JOINT REPORT OF MEDIATING PARTIES*** in an envelope addressed to:

Greg Addington
Assistant U.S. Attorney
100 West Liberty Street, #600
Reno, NV 89509

William W. Quinn
Office of the Field Solicitor
Department of the Interior
401 West Washington Street, SPC 44
Phoenix, AZ 85003

George Benesch
190 West Huffaker
Reno, NV 89511

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

Kenneth Spooner
General Manager
Walker River Irrigation District
P.O. Box 820
Yerington, NV 89447

Hugh Ricci, P.E.
Division of Water Resources
State of Nevada
123 West Nye Lane
Carson City, NV 89706

Garry Stone
United States District Court Water Master
290 South Arlington Avenue
Third Floor
Reno, NV 89501

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

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

Alan Biaggi
Dir. of Conservation & Natural Resources
State of Nevada
123 W. Nye Lane
Carson City, NV 89706

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

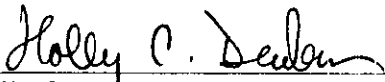
Ross E. de Lipkau
Marshall, Hill, Cassas & de Lipkau
P.O. Box 2790
Reno, NV 89505

1	Susan Schneider	Marta Adams
2	Indian Resources Section	Deputy Attorney General
3	U.S. Department of Justice	State of Nevada
4	999 18 th Street	100 North Carson street
5	Suite 945, North Tower	Carson City, NV 89701
6	Denver, CO 80202	
7	Mary Hackenbracht	Treva J. Hearne
8	Deputy Attorney General	Hager & Hearne
9	State of California	910 E. Parr Blvd., Ste. 8
10	1515 Clay Street, 20 th Floor	Reno, NV 89512
11	Oakland, CA 94612-1413	
12	James Shaw	David L. Negri
13	Water Master	United States Department of Justice
14	U.S. Board of Water Commissioners	Environment and Natural Resources Div.
15	P.O. Box 853	161 E. Mallard Dr., Suite A
16	Yerington, NV 89447	Boise, ID 83706
17	Linda Bowman	Kelly Chase, Esq.
18	540 Hammill Lane	P.O. Box 2800
19	Reno, NV 89511	Minden, NV 89423
20	Tim Gidden	Wesley G. Beverlin
21	U. S. Dept. of the Interior, Office of the	Malissa Hathaway McKeith
22	Secretary, Div. Of Indian Affairs	Lewis, Brisbois, Bisgaard & Smith LCP
23	1849 C St. N.W.	221 N. Figueroa St., Suite 1200
24	Mail Stop 6456	Los Angeles, CA 90012
25	Washington, D.C. 20240	
26	Marshall S. Rudolph, Mono County Counsel	Erin K.L. Mahaney
27	Stacy Simon, Deputy County Counsel	Office of Chief Counsel
28	Mono County	State Water Resources Control Board
29	P. O. Box 2415	1001 I St., 22 nd Floor
30	Mammoth Lakes, CA 93546-2415	Sacramento, CA 95814
31	Steve Rye	Simeon Herskovits
32	Chief Deputy District Attorney	Western Environmental Law Center
33	Lyon County	P. O. Box 1507
34	31 S. Main St.	Taos, NM 87571
35	Yerington, NV 89447	
36	Cheri Emm-Smith	William E. Schaeffer
37	Mineral County District Attorney	P. O. Box 936
38	P. O. Box 1210	Battle Mountain, NV 89820
39	Hawthorne, NV 89415	

1 Laura A. Schroeder
2 P. O. Box 12527
3 Portland, Oregon 97212-0527

John W. Howard
JW Howard/Attorneys
625 Broadway, Suite 1206
San Diego, CA 92101

4 Dated this 29th day of December, 2005.

5
6 
7 _____
Holly C. Dewar