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,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>v.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,<br><br>Defendants. | In Equity No. C-125-ECR<br>Subfile No. C-125-B and C-125-C<br><br>**JOINT REPORT OF MEDIATING PARTIES** |

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The United States, State of Nevada, State of California, Walker River Paiute 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

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

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

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

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

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

**5. Need for Court Hearing**

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

Dated this 29th day of December, 2005.

Date: 12-27-05

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

Kelly R. Chase
P.O. Box 2800
Minden, NV 89423
702/782-3099

By: Alice E. Walker
Scott B. McElroy

*Attorneys for Walker River Paiute Tribe*

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

By: Alia E. Walker for
Susan Schneider

*Attorneys for the United States of America*

Date: December 29, 2005

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

By: Gordon H. DePaoli
Gordon DePaoli

*Attorneys for Walker River Irrigation District*

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

By: _____
Marta Adams

*Attorneys for State of Nevada*

Date: _____

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

By:_____
Susan Schneider

*Attorneys for the United States of America*

Date: _____

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

By:_____
Gordon DePaoli

*Attorneys for Walker River Irrigation District*

Date: 29 December 05

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

By: Marta Adams
Marta Adams

*Attorneys for State of Nevada*

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
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: _____

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: 12/28/05

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

By: Stacey Simon
Marshall Rudolph / Stacey Simon

*Attorneys for Mono County*

Cheri K. Emm-Smith
Mineral County District Attorney
P.O. Box 1210
Hawthorne, NV 89415
775/945-3636

*Attorney for Mineral County*

Date: 12-28-05

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

By: _____
Simeon Herskovits

*Attorneys for Mineral County and Walker Lake Working Group*

**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

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

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

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

Treva J. Hearne
Hager & Hearne
910 E. Parr Blvd., Ste. 8
Reno, NV 89512

James Shaw
Water Master
U.S. Board of Water Commissioners
P.O. Box 853
Yerington, NV 89447

David L. Negri
United States Department of Justice
Environment and Natural Resources Div.
161 E. Mallard Dr., Suite A
Boise, ID 83706

Linda Bowman
540 Hammill Lane
Reno, NV 89511

Kelly Chase, Esq.
P.O. Box 2800
Minden, NV 89423

Tim Gidden
U. S. Dept. of the Interior, Office of the
Secretary, Div. Of Indian Affairs
1849 C St. N.W.
Mail Stop 6456
Washington, D.C. 20240

Wesley G. Beverlin
Malissa Hathaway McKeith
Lewis, Brisbois, Bisgaard & Smith LCP
221 N. Figueroa St., Suite 1200
Los Angeles, CA 90012

Marshall S. Rudolph, Mono County Counsel
Stacy Simon, Deputy County Counsel
Mono County
P. O. Box 2415
Mammoth Lakes, CA 93546-2415

Erin K.L. Mahaney
Office of Chief Counsel
State Water Resources Control Board
1001 I St., 22nd Floor
Sacramento, CA 95814

Steve Rye
Chief Deputy District Attorney
Lyon County
31 S. Main St.
Yerington, NV 89447

Simeon Herskovits
Western Environmental Law Center
P. O. Box 1507
Taos, NM 87571

Cheri Emm-Smith
Mineral County District Attorney
P. O. Box 1210
Hawthorne, NV 89415

William E. Schaeffer
P. O. Box 936
Battle Mountain, NV 89820

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

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

Dated this 29th day of December, 2005.

Holly C. Dewar

Holly C. Dewar