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

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**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:

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Dated this 29th day of December, 2005.

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