

GORDON H. DePAOLI  
Nevada State Bar No. 00195  
DALE E. FERGUSON  
Nevada State Bar No.4986  
WOODBURN AND WEDGE  
6100 Neil Road, Suite 500  
Reno, Nevada 89511  
Telephone: 775 / 688-3000

Attorneys for WALKER RIVER IRRIGATION  
DISTRICT

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,	)	IN EQUITY NO. C-125
	)	
Plaintiff,	)	SUBFILE NO. C-125-B
	)	3:73-cv-00127-ECR-LRL
WALKER RIVER PAIUTE TRIBE,	)	
	)	SUBFILE NO. C-125-C
Plaintiff-Intervenor,	)	3:73-cv-00128-ECR-LRL
	)	
v.	)	<b>UNOPPOSED MOTION FOR</b>
	)	<b>EXTENSION OF TIME TO FILE</b>
WALKER RIVER IRRIGATION DISTRICT,	)	<b>MEMORANDA RELATED TO</b>
a corporation, et al.,	)	<b>OBJECTIONS TO PROPOSED</b>
	)	<b>SERVICE CUTOFF AND</b>
Defendants.	)	<b>SUCCESSOR-IN-INTEREST</b>
	)	<b>ORDERS AND TO ADJUST</b>
	)	<b>REMAINING SCHEDULE</b>
	)	<b>ACCORDINGLY (2<sup>nd</sup> Request)</b>
UNITED STATES OF AMERICA,	)	
WALKER RIVER PAIUTE TRIBE,	)	
	)	
Counterclaimants,	)	
	)	
v.	)	
	)	
WALKER RIVER IRRIGATION DISTRICT,	)	
et al.	)	
	)	
Counterdefendants.	)	
	)	
	)	

Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure and LR 6-1 and LR 6-2,  
counsel for the Walker River Irrigation District (the "District") moves the Court for an order

1 extending the time for parties to file memoranda related to objections, if any, to the proposed  
2 service cutoff order (Doc. 1613 in C-125-B) and successor-in-interest orders (Doc. 1614 in C-  
3 125-B; Doc. 516 in C-125-C) from December 31, 2010 to January 7, 2011, and further requests  
4 that the Court extend the time for the Plaintiff Parties to file any replies, including any revisions  
5 to the proposed order, to on or before February 3, 2011.  
6

7 In support of this Motion, counsel for the District represents the following to the Court:

8 1. By Stipulation and Order dated December 15, 2010, the Court established a  
9 schedule for filing memoranda related to objections, if any, to the proposed service cutoff and  
10 successor-in-interest orders. (Doc. 1616 in C-125-B; Doc. 518 in C-125-C).

11 2. Pursuant to Order dated December 15, 2010, the Court extended the deadline to  
12 file memoranda related to objections, if any, to the proposed service cutoff and successor-in-  
13 interest orders to on or before December 31, 2010, directed that the Plaintiff Parties and  
14 Primary Defendants in both cases confer before the Plaintiff Parties reply to those objections to  
15 determine, among other things, if the parties can agree on proposed language, or if there are  
16 additional procedures and forms that may assist with these issues; and further ordered that the  
17 Plaintiff Parties shall file any replies, including any revisions to proposed orders on or before  
18 January 27, 2011. (Doc. 1617 in C-125-B; Doc. 519 in C-125-C).

19 3. By reason of a family emergency which arose commencing on December 20,  
20 2010, and which is ongoing, counsel for the District requires a one week extension of time to  
21 file its memorandum related to objections to the proposed service cutoff and successor-in-  
22 interest orders.  
23

24 4. Counsel for the District has contacted counsel for the Walker River Paiute Tribe  
25 and Mineral County concerning this request, and they have no objections to it.  
26

27 5. Counsel believes that the United States would not oppose this Motion. Susan  
28 Schneider, principal counsel for the United States, is out of her office until January 4, 2011.

1 Counsel for the District has sent an email to Susan Schneider and left a voice mail message,  
 2 and in addition, has left a message for a person whom Susan Schneider said should be  
 3 contacted in her absence. However, counsel for the District has not heard from either Susan  
 4 Schneider or the other person for whom a message was left. Counsel sent a similar email  
 5 message to Greg Addington at the United States Attorney's Office in Reno, Nevada. He, too, is  
 6 out of his office until January 4, 2011, as is the other person he suggested be contacted in his  
 7 absence. Counsel for Mineral County spoke with Christopher Watson, who, although not  
 8 counsel of record, is with the Solicitor's Office of the Department of Interior and has been  
 9 working with Susan Schneider on this matter. Mr. Watson has no objection to the extension,  
 10 and he believes (as does counsel for the District) that Susan Schneider would agree to the  
 11 extension under the circumstances.  
 12

13  
 14 NOW, THEREFORE, based upon the foregoing, counsel for the District respectfully  
 15 requests that the Court grant the Motion, and extend the time for parties to file memoranda  
 16 related to objections, if any, to the proposed service cutoff and successor-in-interest orders to  
 17 January 7, 2011, and extend the time for the Plaintiff Parties to file any replies, including any  
 18 revisions to the proposed orders, to on or before February 3, 2011.

19 Dated: December 28, 2010.

WOODBURN AND WEDGE

20 By: / s / Gordon H. DePaoli

21 Gordon H. DePaoli

22 Nevada Bar No. 195

23 6100 Neil Road, Suite 500

24 Reno, Nevada 89511

*Attorneys for Walker River Irrigation District*

**ORDER**

25 IT IS SO ORDERED.

26  
 27 Lawrence R. Leavitt

28 United States Magistrate Judge

Dated: December \_\_\_\_, 2010.

**CERTIFICATE OF SERVICE**

I certify that I am an employee of Woodburn and Wedge and that on the 28<sup>th</sup> day of December, 2010, I electronically served the foregoing *Unopposed Motion for Extension of Time to File Memoranda Related to Objections to Proposed Service Cutoff and Successor-In-Interest Orders and to Adjust Remaining Schedule Accordingly (2<sup>nd</sup> Request)* in Case No. 3:73-cv-00127-ECR-LRL on the following via their email addresses:

Brian Chally	brian.chally@lvvwd.com
Bryan L. Stockton	bstockton@ag.nv.gov
Charles S. Zumpft	zumpft@brooke-shaw.com
Cherie K. Emm-Smith	districtattorney@mineralcountynv.org
Don Springmeyer	dspringmeyer@wrslawyers.com
Christopher Mixson	cmixson@wrslawyers.com
G. David Robertson	gdavid@nvlawyers.com
George Benesch	gbenesch@sbcglobal.net
Greg Addington	greg.addington@usdoj.gov
Harry W. Swainston	hwsainston@earthlink.net
J.D. Sullivan	jd@mindenlaw.com
James Spoo	spootoo@aol.com
John Paul Schlegelmilch	jpslaw@netscape.com
Julian C. Smith, Jr.	joylyn@smithandharmer.com
Karen Peterson	kpeterson@allisonmackenzie.com
Kirk C. Johnson	kirk@nvlawyers.com
Laura Schroeder	counsel@water-law.com
Louis S. Test	twallace@htag.reno.nv.us
Marta Adams	maadams@ag.state.nv.us
Marvin W. Murphy	marvinmurphy@sbcglobal.net
Michael D. Hoy	Michael D Hoy mhoy@nevadalaw.com
Michael F. Mackedon	faonlaw@phonewave.net
Michael R. Montero	mrm@eloreno.com
Michael A. Pagni	mpagni@mcdonaldcarano.com
Richard W. Harris	rharris@gbis.com
Ross E. de Lipkau	ecf@parsonsbehle.com
Sylvia Harrison	sharrison@mcdonaldcarano.com
T. Scott Brooke	brooke@brooke-shaw.com
Michael W. Neville	michael.neville@doj.ca.gov
Stacey Simon	ssimon@mono.ca.gov
Susan Schneider	susan.schneider@usdoj.gov
Paul J. Anderson	panderson@mclrenolaw.com
Debbie Leonard	dleonard@mcdonaldcarano.com
Wes Williams	wwilliams@standfordaluni.org
William J. Duffy	william.duffy@dgsllaw.com
Gene M. Kaufmann	GKaufmann@mindenlaw.com
Erin K.L. Mahaney	emahaney@waterboards.ca.gov

David L. Negri david.negri@usdoj.gov  
 Simeon Herskovits herskovitx@westernlaw.org  
 John W. Howard johnh@jwhowardattorneys.com  
 Malissa Hathaway McKeith mckeith@lbbslaw.com  
 Andrew D. Galvin drew.galvin@americantower.com  
 Lynn L. Steyaert lls@water-law.com  
 Noelle R. Gentilli ngentill@water.ca.gov  
 Donald B. Mooney dbmooney@dcn.org  
 Erick Soderlund esoderlu@water.ca.gov  
 Stuart David Hotchkiss david.hotchkiss@ladwp.com

I further certify that I served a copy of the foregoing in Case No. 3:73-cv-00127-ECR-  
 LRL to the following by U.S. Mail, postage prepaid, this 28<sup>th</sup> day of December, 2010:

Robert L. Auer  
 Lyon County District Attorney  
 31 S. Main St.  
 Yerington, NV 89447

Jeff Parker  
 Deputy Atty. General  
 Office of the Attorney General  
 100 N. Carson St.  
 Carson City, NV 89701-4717

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

Todd Plimpton  
 Belanger & Plimpton  
 1135 Central Ave.  
 P.O. Box 59  
 Lovelock, NV 89419

Leo Drozdoff  
 Dir. of Conservation & Natural Resources  
 State of Nevada  
 901 S. Stewart St.  
 Carson City, NV 89701

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

Nathan Goedde, Staff Counsel  
 California Dept. of Fish and Game  
 1416 Ninth St., #1335  
 Sacramento, CA 95814

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

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

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

Robert L. Hunter, Superintendent  
 Western Nevada Agency  
 Bureau of Indian Affairs  
 311 E. Washington St.  
 Carson City, NV 89701-4065

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

Jason King  
Division of Water Resources  
State of Nevada  
901 S. Stewart St.  
Carson City, NV 89701

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

Timothy A. Lukas  
P.O. Box 3237  
Reno, NV 89505

Garry Stone  
U.S. District Court Water Master  
290 S. Arlington Ave., 3rd Floor  
Reno, NV 89501

I certify that I am an employee of Woodburn and Wedge and that on the 28<sup>th</sup> day of December, 2010, I electronically served the foregoing *Unopposed Motion for Extension of Time to File Memoranda Related to Objections to Proposed Service Cutoff and Successor-In-Interest Orders and to Adjust Remaining Schedule Accordingly (2<sup>nd</sup> Request)* in Case No. 3:73-cv-00128-ECR-LRL on the following via their email addresses:

Cheri K. Emm-Smith	districtattorney@mineralcountynv.org
David L. Negri	david.negri@usdoj.gov
Don Springmeyer	dspringmeyer@wrslawyers.com
Chris Mixson	cmixson@wrslawyers.com
Garry Stone	jaliep@aol.com, jtboyer@troa.net
George N. Benesch	gbenesch@sbcglobal.net
Gregory W. Addington	greg.addington@usdoj.gov
James Spoo	spootoo@aol.com
Karen A. Peterson	kpeterson@allisonmackenzie.com
Marta A. Adams	MAdams@ag.nv.gov
Michael Neville	michael.neville@doj.ca.gov
Ross E. de Lipkau	ecf@parsonsbehle.com
Simeon M. Herskovits	simeon@communityandenvironment.net
Stacey Simon	ssimon@mono.ca.gov
Stephen M. Macfarlane	Stephen.Macfarlane@usdoj.gov
Susan L. Schneider	susan.schneider@usdoj.gov
Wes Williams	wwilliams@stanfordalumni.org

I further certify that I served a copy of the foregoing in Case No. 3:73-cv-00128-ECR-LRL to the following by U.S. Mail, postage prepaid, this 28<sup>th</sup> day of December, 2010:

Allen Anspach  
U.S. Bureau of Indian Affairs  
Western Region  
400 North 5<sup>th</sup> St., 12<sup>th</sup> Floor  
Phoenix, AZ 85004

Robert Auer  
District Attorney for Lyon County  
31 South Main St.  
Yerington, NV 89447

1 Wesley G. Beverlin  
2 Malissa Hathaway McKeith  
3 Lewis, Brisbois, Bisgaard & Smith LCP  
4 221 N. Figueroa St., Ste. 1200  
5 Los Angeles, CA 90012

6 Nathan Goedde  
7 Staff Counsel  
8 California Dept. of Fish & Game  
9 1416 Ninth St., Ste. 1335  
10 Sacramento, CA 95814

11 Michael D. Hoy  
12 Hoy & Hoy  
13 1495 Ridgeview Dr., Suite 90  
14 Reno, NV 89519

15 Jason King  
16 Division of Water Resources  
17 State of Nevada  
18 901 S. Stewart St.  
19 Carson City, NV 89701

20 Los Angeles City Attorney's Office  
21 P.O. Box 51-111  
22 111 North Hope St., Ste. 340  
23 Los Angeles, CA 90051

24 David Moser  
25 McCutchen, Doyle, Brown, et al.  
26 Three Embarcadero Center, Ste. 1800  
27 San Francisco, CA 94111

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

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

Kelly R. Chase  
1700 County Road, Ste. A  
P.O. Box 2800  
Minden, NV 89423

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

Robert L. Hunter  
Western Nevada Agency  
311 E. Washington St.  
Carson City, NV 89701

Timothy A. Lukas  
P.O. Box 3237  
Reno, NV 89505

Michael F. Mackedon  
P.O. Box 1203  
179 South LaVerne St.  
Fallon, NV 89407

Scott H. Shackelton  
Law Offices of Scott Shackelton  
4160 Long Knife Rd.  
Reno, NV 89509

William J. Shaw  
Brooke & Shaw, Ltd.  
1590 Fourth St.  
P.O. Box 2860  
Minden, NV 89423

Tracy Taylor  
Department of Conservation and Natural  
Resources  
Division of Water Resources  
901 S. Stewart St., Ste. 202  
Carson City, NV 89701

1 Adah Blinn and John Hargus Trust,  
2 Robert Lewis Cooper, Trustee  
3 984 Hwy. 208  
4 Yerington, NV 89447

Casino West  
Lawrence B. Masini, RA  
11 N. Main St.  
Yerington, NV 89447

4 Domenici 1991 Family Trust  
5 Lona Marie Domenici-Reese  
6 P.O. Box 333  
7 Yerington, NV 89447

L & M Family Limited Partnership  
Rife Sciarani & Co, RA  
22 Hwy. 208  
Yerington, NV 89447

7 Wallace J. & Linda P. Lee  
8 904 W. Goldfield Ave.  
9 Yerington, NV 89447

Joseph J. Bessie J. Lommori Trust  
Joseph & Bessie J. Lommori, Trustees  
710 Pearl St.  
Yerington, NV 89447

10 Cynthia Menesini  
11 111 N. Hwy. 95A  
12 Yerington, NV 89447

Cynthia Nuti  
P.O. Box 49  
Smith, NV 89430

12 Nancy J. Nuti  
13 P.O. Box 49  
14 Smith, NV 89430

Richard B. Nuti  
P.O. Box 49  
Smith, NV 89430

14 Charles Price  
15 24 Panavista Cir.  
16 Yerington, NV 89447

John Gustave Ritter III  
34 Aiazzi Ln.  
Yerington, NV 89447

16 Sceirine Fredericks Ranch  
17 c/o Todd Sceirine  
18 3100 Hwy. 338  
19 Wellington, NV 89444

Silverado, Inc.  
Gordon R. Muir, RA  
One E. Liberty St., Suite 416  
Reno, NV 89501

19 Daniel G. & Shawna S. Smith  
20 P.O. Box 119  
21 Wellington, NV 89444

Christy De Long & Kirk Andrew Stanton  
27 Borsini Ln.  
Yerington, NV 89447

22 Susan Steneri  
23 10 Pickering Cir., Reno  
24 Reno, NV 89511

Jerry E. Tilley, Trust  
Jerry E. Tilley, Trustee  
11418 S. 105<sup>th</sup> E. Ave.  
Bixby, OK 74008

/ s / Holly Dewar  
Holly Dewar