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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.

MINERAL COUNTY,

Plaintiff-Intervenor,

v.

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

Defendants

) IN EQUITY NO. C-125-RCJ

) SUBFILE NO. C-125-C

) 3:73-cv-00128-RCJ-WGC

) **MOTION TO WITHDRAW**

) **AS ATTORNEY OF RECORD**

GEORGE N. BENESCH, ESQ., attorney for record for Defendant SARIO

LIVESTOCK COMPANY, does hereby move this Court to allow the withdrawal of

1 counsel as Counsel has lost all contact with SARIO LIVESTOCK COMPANY as further  
2 described in the Affidavit of George N. Benesch attached hereto. Furthermore,  
3 Counsel is retiring from the practice of law and can no longer remain attorney of record.  
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5 DATED this 6<sup>th</sup> day of July, 2016.

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7 George N. Benesch, Esq.  
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GEORGE N. BENESCH, ESQ., attorney of record for Defendant SARIO

1 LIVESTOCK COMPANY, does hereby declare and state under penalty of  
2 perjury the following:

3 1. On or about December 2 1999, I was retained by Defendant  
4 SARIO LIVESTOCK COMPANY by and through its General Manager, Beatrice Presto,  
5 in the above-referenced matter. I made an appearance on SARIO LIVESTOCK  
6 COMPANY's behalf on April 14, 2000.

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8 2. On or about July 15, 2016, I will be closing my office and retiring from the  
9 practice of law. As a result, I have attempted to contact all clients to retrieve their files,  
10 seek new counsel or substitute in their cases In Propria Persona.

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12 3. On June 2, 2016, attempted to contacted Ms. Presto by telephone at  
13 which time I discovered Ms. Presto had passed away April 21, 2015.

14 4. On June 2, 2016, I researched the Secretary of State's business filings  
15 records and discovered that SARIO LIVESTOCK COMPANY is a Non-Title 7 Business  
16 and is not required to have a Registered Agent.

17  
18 5. On July 5, 2016, I spoke by telephone with Bridgeport Valley Rancher and  
19 neighbor Jeff Hunewill who informed me that it was his understanding and belief that  
20 SARIO LIVESTOCK COMPANY had sold its property to a Mr. Ted Borda, who in turn  
21 had sold the property to California Fish & Wildlife.

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23 5. Based upon the foregoing, it appears that Defendant SARIO  
24 LIVESTOCK COMPANY has no further interest in this matter.

25 FURTHER DECLARANT SAYETH NOT.

26 DATED 7/6/15

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GEORGE N. BENESCH, ESQ.

CERTIFICATE OF SERVICE

I certify that I am an employee of the Law Office of George N. Benesch, and that on the 6<sup>th</sup> day of July, 2016, I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the email addresses that are registered for this case.

  
Betty Melarkey