

1 UNITED STATES DISTRICT COURT

2 FOR THE DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA, )

4 Plaintiff, )

5 WALKER RIVER PAIUTE TRIBE, )

6 Plaintiff-Intervenor, )

7 vs. )

8 WALKER RIVER IRRIGATION DISTRICT, )

9 a corporation, et al., )

10 Defendants. )

11 MINERAL COUNTY, )

12 Plaintiff-Intervenor, )

13 vs. )

14 WALKER RIVER IRRIGATION DISTRICT, )

15 a corporation, et al., )

16 Defendants. )

IN EQUITY NO. C-125-MMD  
Subproceeding: 3:73-CV-00128-MMD-CSD

**ORDER DISMISSING WALKER  
RIVER LAND CORPORATION AS A  
DEFENDANT AND SUBSTITUTING  
SUCCESSORS-IN-INTEREST**

17 Before the Court is Defendant Walker River Land Corporation’s February 14, 2017,  
18 *Disclaimer of Interest in Water Rights and Notice of Related Information and Documentation*  
19 *Supporting Disclaimer*, ECF 880, and Plaintiff-Intervenor Mineral County’s April 6, 2022,  
20 *Unopposed Motion to Dismiss Walker River Land Corporation as a Defendant and to Substitute*  
21 *Successors-in-Interest*.

22  
23 GOOD CAUSE APEARING, THE COURT ORDERS that Mineral County’s *Unopposed*  
24 *Motion to Dismiss Walker River Land Corporation as a Defendant and to Substitute Successors-*  
25 *in-Interest* is hereby GRANTED, and Walker River Land Corporation is hereby DISMISSED as

27 **[Proposed] Order Dismissing Walker River Land Corporation as a Defendant and**  
28 **Substituting Successors-in-Interest**

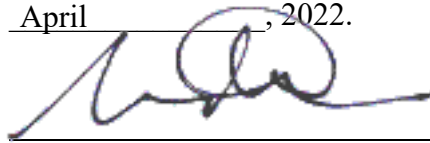
1 a Defendant from this subproceeding. Walker River Land Corporation’s successors-in-interest,  
2 Lantana Ranch Family Limited Partnership, Calvest Associates, Lisa Schirmeister, Joseph W.  
3 Johnson, John M. Stitt, Julia T. Stitt, George L'Abbe, and Mark S. Mahan are hereby ADDED as  
4 Defendants in this subproceeding. E.L.W. Ranches, Inc., also a successor-in-interest, already is  
5 in the caption.  
6

7 Pursuant to the Court’s *Amended Order Concerning Service Issues Pertaining to*  
8 *Defendants Who Have Been Served* (ECF 542) and *Order* of April 23, 2012 (ECF 592), Rule 4  
9 service on Walker River Land Corporation prior to the property transfer is binding on its  
10 successors-in-interest, and Mineral County need not serve substituted successors-in-interest.

11 Additionally, pursuant to the Court’s *Amended Order Concerning Service Issues*  
12 *Pertaining to Defendants Who Have Been Served*, Walker River Land Corporation “is ultimately  
13 responsible for the accuracy of [its] filing ... [and] any defendant who files such a motion, but, in  
14 fact, retains the water rights addressed in this motion, shall nevertheless be bound by the results  
15 of this litigation.” ECF 542, at 14.  
16

17 Finally, if any of the successors-in-interest to Walker River Land Corporation listed  
18 above no longer own the subject property, the burden is on those successors-in-interest to move  
19 for substitution of the current owner(s) of the property. *See* ECF 542; ECF 592, at 12-15.  
20

21 IT IS SO ORDERED on this 11th day of  
April, 2022.



22  
23 UNITED STATES DISTRICT JUDGE

24 ///  
25 ///  
26 ///

1 Respectfully submitted this 6th day of April, 2022,

2  
3 /s/ Iris Thornton  
4 Simeon M. Herskovits, Nevada Bar No. 11155  
5 Iris Thornton, *pro hac vice*  
6 Advocates for Community and Environment  
7 P.O. Box 1075  
8 El Prado, New Mexico 87529  
9 Phone: (575) 758-7202  
10 Fax: (575) 758-7203  
11 Email: simeon@communityandenvironment.net  
12 Email: iris@communityandenvironment.net

13 /s/ T. Jaren Stanton  
14 T. Jaren Stanton, Nevada Bar No. 15362  
15 Mineral County District Attorney  
16 P.O. Box 1210  
17 Hawthorne, Nevada 89415  
18 Phone: (775) 945-3636  
19 Fax: (775) 945-0740  
20 Email: jstanton@mineralcountynv.org

21 *Attorneys for Mineral County, Nevada*

**CERTIFICATE OF SERVICE**

1  
2 I hereby certify that on this 6th day of April, 2022, I electronically filed the foregoing  
3 **[PROPOSED] ORDER DISMISSING WALKER RIVER LAND CORPORATION AS A**  
4 **DEFENDANT AND SUBSTITUTING SUCCESSORS-IN-INTEREST** with the Clerk of the  
5 Court using the CM/ECF system, which will send notification of such filing to the email  
6 addresses that are registered for this case.  
7

8 Additionally, I hereby certify that on this 6th day of April, 2022, I caused to be served,  
9 via United States Postal Service First Class Mail, the foregoing **[PROPOSED] ORDER**  
10 **DISMISSING WALKER RIVER LAND CORPORATION AS A DEFENDANT AND**  
11 **SUBSTITUTING SUCCESSORS-IN-INTEREST** on the following:

12 E.L.W. Ranches, Inc.  
13 16S West Liberty Street  
14 Reno, NV 89501

15 Lantana Ranch Family Limited Partnership  
16 140 Geary Street, 10th Floor  
San Francisco, CA 94108

17 Calvest Associates  
18 129S 67th Street  
Emeryville, CA 94608

19 Lisa Schirmeister and Joseph W. Johnson  
20 16S 18 Windsor Avenue  
Wittier, CA 90603

21 John M. Stitt and Julia T. Stitt  
22 S80 W. Central Avenue, Suite C  
23 Brea, CA 92821

24 George L'Abbe  
25 P.O. Box 2010S  
Carson City, NV 89721  
26  
27  
28

1 Mark S. Mahan  
2 P.O., Box 278  
3 Colleyville, TX 76034

4 Additionally, I hereby certify that on this 6th day of April, 2022, I caused to be served,  
5 via United States Postal Service First Class Mail, a complete copy of the foregoing

6 **[PROPOSED] ORDER DISMISSING WALKER RIVER LAND CORPORATION AS A**  
7 **DEFENDANT AND SUBSTITUTING SUCCESSORS-IN-INTEREST**, on the following

8 Defendant who has been granted mailed service by the Court:

9 Joe and David Sceirine Ranches  
10 P.O. Box 1013  
11 Yerington, NV 89447

12  
13 /s/Iris Thornton

14 Iris Thornton  
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