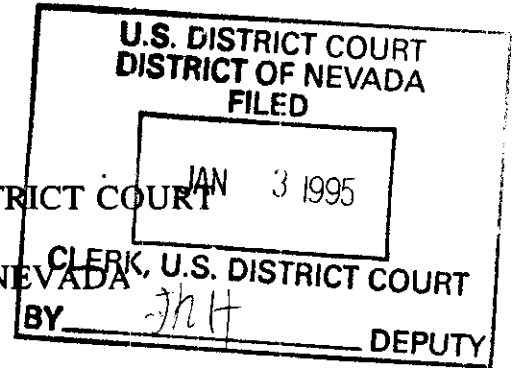


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TREVA J. HEARNE, ESQ. (Bar No. 004450)
JAMES SPOO, ESQ. (Bar No.
ZEH, SPOO & HEARNE
450 Marsh Avenue
Reno, Nevada 89509
702/323-4599

Attorneys for Intervenor
MINERAL COUNTY OF NEVADA

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)

Plaintiff,)

WALKER RIVER PAIUTE)
TRIBE,)

Plaintiff-Intervenor,)

vs.)

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

Defendants.)

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IN EQUITY NO. C-125s
Subfile No. C-125-B

C-125-C

NOTICE OF MOTION AND
MOTION OF MINERAL
COUNTY OF NEVADA FOR
INTERVENTION

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1 WALKER RIVER IRRIGATION)
2 DISTRICT,)

3 Petitioner,)

4 vs.)

5 CALIFORNIA STATE WATER)
6 RESOURCES CONTROL)
7 BOARD, W. DON MAUGHAN,)
8 EDWIN H. FINSTER, ELISEO)
9 M. SAMANIEGO, JOHN)
10 CAFFREY and DARLENE E.)
11 RUIZ, Members of the California)
12 Water Resources Control Board,)

13 Respondents.)
14)

15 TO: ALL PARTIES AND THEIR COUNSEL OF RECORD

16 PLEASE TAKE NOTICE that MINERAL COUNTY, a nonprofit organization,
17 moves this Court pursuant to Rule 24(a)(2), or in the alternative, Rule 24(b)(2), of the
18 Federal Rules of Civil Procedure for an Order granting intervention in this action.

19 The grounds for this motion are as follows:

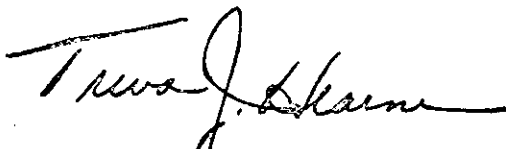
20 (a) MINERAL COUNTY claims an interest relating to the subject matter of
21 this action and is so situated that the disposition of this action may as a practical
22 matter impair or impede its ability to protect that interest, which may not be
23 adequately represented by existing parties. FRCP 24(a)(2).

24 (b) MINERAL COUNTY's defense and the main action have a question of
25 law or fact in common and intervention will not unduly delay the litigation or
26 prejudice existing parties. FRCP 24(b)(2).
27
28

1 This motion is based on this Notice of Motion, the accompanying Memorandum
2 of Points and Authorities, the Declaration of Kelvin J. Buchanan, Louis Thompson,
3 Harold Staat, Marlene Bunch, and the proposed Petition in Intervention served and
4 filed herewith, and papers and records on file herein.
5

6
7 DATED this 21st day of October, 1994.
8

9 ZEH, SPOO & HEARNE

10 
11 BY _____
12 TREVA J. HEARNE
13 Attorney for Intervenor
14 MINERAL COUNTY OF NEVADA
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CERTIFICATE OF MAILING

Pursuant to FRCP 5(b), I certify that I am an employee of the Law Office of ZEH,
SPOO & HEARNE, and that on this date I caused to be mailed a copy of the attached
NOTICE OF MOTION AND MOTION OF MINERAL COUNTY OF NEVADA FOR
INTERVENTION, with postage fully prepaid to:

See attached Service List

DATED this 25th day of October, 1994.


MARILYN MITCHELL

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10	James T. Markle	Matthew R. Campbell, Esq.
11	State Water Resources Control Board	McCutche, Doyle, Brown & Enerson
12	Post Office Box 100	Three Embarcadero Center
13	Sacramento, CA 95814	San Francisco, CA 94111
14	John Kramer	John P. Lange
15	Dept. of Water Resources	Land & Natural Resources
16	1416 Ninth Street	Federal Building, Dr. 3607
17	Sacramento, CA 95814	999 18th Street, Suite 945
18	Richard E. Olson, Jr.	Denver, CO 80202
19	Classen & Olson	Roger Johnson
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