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9  
10 UNITED STATES DISTRICT COURT  
11 DISTRICT OF NEVADA  
12

13 UNITED STATES OF AMERICA,  
14 Plaintiff,  
15 WAKLER RIVER PAIUTE TRIBE,  
16 Plaintiff-Intervenor,  
17 v.  
18 WALKER RIVER IRRIGATION DISTRICT,  
a corporation, et al.  
19 Defendants.  
20

IN EQUITY NO. C-125-ECR  
SUBFILE NO. C-125-C

21 WALKER RIVER PAIUTE TRIBE,  
22 Counterclaimant,  
23 v.  
24 WALKER RIVER IRRIGATION DISTRICT,  
et al.,  
25 Counterdefendants.  
26

**NOTICE OF APPEARANCE  
BY CALIFORNIA  
DEPARTMENT OF  
FISH AND GAME**

27 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

28 The California Department of Fish and Game, by and through the



1 undersigned counsel, notices its appearance in the above-styled litigation, subfile no.  
2 C-125-C, pertaining to the reallocation of water sought by Mineral County, Nevada.  
3 The Department, as a holder of various water rights in the Walker River basin, is  
4 already nominally a party to this litigation. However, until now the Department has  
5 not been active in the litigation, and had not filed a notice of appearance. Now it  
6 appears that the critical issue of a major reallocation of water rights may be addressed  
7 in this case. A court order readjudicating and reallocating Walker River water to  
8 Walker Lake would have significant implications for one or more of the Department's  
9 interests: 1) its proprietary interest as a land owner and holder of certain water rights  
10 in the Walker River basin; 2) its legal responsibilities as the public trustee for  
11 California fish and wildlife; and 3) its interest gained in the civil settlement of *People of*  
12 *the State of California, California Department of Fish and Game v. Walker River Irrigation*  
13 *District*, Mono County Superior Court No. 9786, which requires the Walker River  
14 Irrigation District, as owner and operator of the Bridgeport Dam, to maintain a higher  
15 minimum pool in the Bridgeport Reservoir than is required by the District's license  
16 from the California State Water Resources Control Board.

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1                   Accordingly, the California Department of Fish and Game requests that,  
2 from this date forward, copies of all pleadings, orders, or other documents filed or  
3 served in this matter, and all relevant correspondence, be sent to the following:

4                   Michael W. Neville  
5                   Deputy Attorney General  
6                   California Attorney General's Office  
7                   50 Fremont Street, Suite 300  
8                   San Francisco, California 94105-2239  
9                   Facsimile: (415) 356-6257

8 DATED:       September 25, 1995

                 Respectfully submitted,

                 DANIEL E. LUNGREN, Attorney General  
                 of the State of California

                 CHARLES W. GETZ, IV  
                 Assistant Attorney General

*Michael W. Neville*

                 MICHAEL W. NEVILLE  
                 Deputy Attorney General

                 Attorneys for California  
                 Department of Fish and Game

28

**DECLARATION OF SERVICE BY MAIL**

Re: *United States v. Walker River Irrigation District, et al.*  
**U.S.D.C. Nev. Dist., Case No. C-125-ECR (Subfile No. C-125-C)**

I, **Janie White**, declare that I am over 18 years of age, and not a party to the within cause; my business address is 50 Fremont Street, Suite 300, San Francisco, California 94105-2239. I served a true copy of the attached


**NOTICE OF APPEARANCE BY CALIFORNIA  
DEPARTMENT OF FISH AND GAME**

on each of the following, by placing same in an envelope (or envelopes) addressed (respectively) as follows:

**SEE ATTACHED SERVICE LIST**

Each said envelope was then, on September 25, 1995, sealed and deposited in the mail in San Francisco, California, the county in which I am employed, with the fees thereon fully prepaid. Executed on September 25, 1995, at San Francisco, California.

I declare under penalty of perjury that the foregoing is true and correct.



---

JANIE WHITE  
DSM-1 (Rev. 1991)

**SERVICE LIST**

*United States v. Walker River Irrigation Dist., et al.*  
U.S.D.C. Nev. Dist. No. C-125-ECR (Subfile No. C-125-C)

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**SERVICE LIST (cont'd)**

*United States v. Walker River Irrigation Dist., et al.*

U.S.D.C. Nev. Dist. No. C-125-ECR (Subfile No. C-125-C)

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