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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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
21 WALKER RIVER PAIUTE TRIBE,
22 Counterclaimant,
23 v.
24 WALKER RIVER IRRIGATION DISTRICT,
et al.,
25 Counterdefendants.
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IN EQUITY NO. C-125-ECR
SUBFILE NO. C-125-C

**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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