


De CUIR & SOMACH
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Attorneys for Walker River Basin
Water Users Association and
Certain Individual Members

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.

Case No. C-125-ECR

Subfile No. C-125-C

REQUEST TO WITHDRAW AS
COUNSEL; AFFIDAVIT OF
WILLIAM E. HVIDSTEN;
CONSENTS TO WITHDRAWAL OF
COUNSEL

COMES NOW, William E. Hvidsten, Esq. of the law firm of De Cuir & Somach, and
Timothy A. Lukas, Esq., of the law firm of Hale, Lane, Peek, Dennison, Howard, Anderson and
Pearl, counsel of record for certain members of the former Walker River Basin Water Users
Association, and requests that this Court allow the withdrawal of counsel in the instant action.

This request is based upon the fact that the Walker River Basin Water Users Association has disbanded, no new entity has taken its place to provide legal representation to its members, and certain members have consented to withdrawal of counsel. This request is supported by the Affidavit of William E. Hvidsten, and the Consents to Withdrawal of Counsel signed by certain individual members of the Walker River Basin Water Users Association, attached hereto.

DATED: March 9, 2000.

DE CUIR & SOMACH
A Professional Corporation

By William E. Hvidsten
William E. Hvidsten

DATED: March 14th, 2000.

HALE, LANE, PEEK, DENNISON, HOWARD
ANDERSON AND PEARL

By Timothy A. Lukas
Timothy A. Lukas

Attorneys for Walker River Basin Water Users
Association, and individual members

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss.

AFFIDAVIT OF WILLIAM E. HVIDSTEN

William E. Hvidsten, Esq., being first duly sworn, deposes and says as follows:

1. I am an attorney licensed by the State of California to practice before all courts of that State. I am admitted pro hac vice to this court as of March 26, 1998.

2. The firm of De Cuir & Somach was retained by the Walker River Basin Water Users Association (Association) to represent the individual members of the Association in this action and has made appearances on behalf of certain members. Pursuant to L.R. IA 10-2,

De Cuir and Somach associated as co-counsel the firm of Hale, Lane, Peek, Dennison, Howard, Anderson & Pearl as its resident member of a bar of this Court.

3. The Association has disbanded and no new entity has taken its place to provide legal representation to its members. The individual members represented in this action by the firms of De Cuir & Somach and Hale, Lane, Peek, Dennison, Howard, Anderson and Pearl were all members of former Association, and were represented solely in that capacity. Two of the individual members of the former Association, Stan Hunewill of Hunewill Land & Livestock, and Norman Annett of Annett's Mono Village, have consented to this withdrawal of representation by De Cuir & Somach and Hale, Lane, Peek, Dennison, Howard, Anderson and Pearl have signed Consents to Withdrawal of Counsel. Those consents are attached hereto as Exhibits A and B.

4. I have knowledge of and am competent to testify to the matters stated herein, except to those matters stated on information and belief, and as to those matters I believe them to be true.

I, William E. Hvidsten, do hereby swear under penalty of perjury that the foregoing assertions are true.

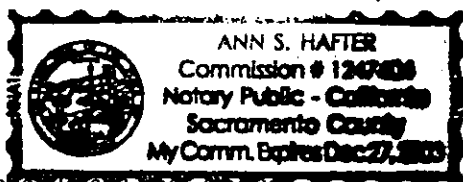
Dated this 9th day of March, 2000.

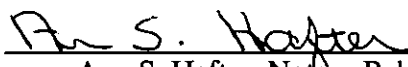

WILLIAM E. HVIDSTEN

State of California)
County of Sacramento) ss.

On March 9, 2000, before me, Ann S. Hafter, personally appeared William E. Hvidsten proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal




Ann S. Hafter, Notary Public

Place Notary Seal Above

PROOF OF SERVICE (Federal)

COURT: United States District Court - District of Nevada

CASE NAME: United States of America, Plaintiff, Walker River Paiute Tribe,
Plaintiff-Intervenor, v. Walker River Irrigation District, et al.

CASE NO.: C-125-ECR - Subfile No. C-125-C

I am a citizen of the United States, employed in the City and County of Sacramento. My business address is 400 Capitol Mall, Suite 1900, Sacramento, CA 95814. I am over the age of 18 years and not a party to the foregoing action.

On ~~March~~ ^{April} 4, 2000, I served the following:

REQUEST TO WITHDRAW AS COUNSEL; AFFIDAVIT OF WILLIAM E. HVIDSTEN; CONSENTS TO WITHDRAWAL OF COUNSEL

☒ (by mail) on all parties in said action, by placing a true copy thereof enclosed in a sealed envelope in a designated area for outgoing mail, addressed as set forth on the attached service list. At De Cuir & Somach, mail placed in that designated area is given the correct amount of postage and is deposited that same day, in the ordinary course of business, in a United States mailbox in the City of Sacramento, California.

☐ (by personal delivery) by personally delivering a true copy thereof to the person and at the address as set forth on the attached service list.

☐ (by overnight delivery service) via Federal Express addressed to the person at the address as set forth on the attached service list.

☐ (by facsimile transmission) to the person at the address and phone number as set forth on the attached service list.

Please See Attached Service List

I declare under penalty of perjury that the foregoing is true and correct. Executed on ~~March~~ ^{April} 4, 2000, at Sacramento, California.



~~Marlene Martin~~

SERVICE LIST

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5 Ron Arrache
6 P. O. Box 2468
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13 Quincy, CA 95971

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15 Fernley, NV 89801

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21 P. O. Box 188
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23 c/o Beatrice Presto
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24 Gardnerville, NV 89410

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26 Yerington, NV 89447

27 Joe Sceirine
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Jack Sceirine
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Elizabeth Aadnesen
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Defendants.

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Subfile No. C-125-C

CONSENT TO WITHDRAWAL
OF COUNSEL

The undersigned hereby approves of the withdrawal of De Cuir & Somach and Hale, Lane,
Peek, Dennison, Howard, Anderson and Pearl as its attorneys of record in the instant action.

Dated: May 23, 1999

HUNEWILL LAND & LIVESTOCK

By: Stan Hunewill

Stan Hunewill

Hunewill Ranch, P. O. Box 368

Bridgeport, Mono County, CA 93517

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Dated: May _____, 1999

ANNETT'S MONO VILLAGE

June 29 1999

By: 

Norman Annett
Annett's Mono Village
P. O. Box 455, Bridgeport, CA 93517