ORIGINAL

FILED

05 JAN 18 PM 1:53

LANCE S. WILSON
CLERK
BY _____ DEPUTY

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.	IN EQUITY NO. C-125-ECR Subfile No. C-125-B and C-125-C **JOINT MOTION OF MEDIATING PARTIES TO CONTINUE STAY OF LITIGATION IN C-125-B AND C-125-C SUBPROCEEDINGS**

For the reasons set forth in the accompanying *Brief in Support of Joint Motion of the Mediating Parties to Continue Stay of Litigation in C-125-B and C-125-C Subproceedings*, the United States, State of Nevada, State of California, Walker River Paiute Tribe, Walker River Irrigation District, Mono County, California, Lyon County, Nevada, Mineral County, Nevada, and the Walker Lake Working Group respectfully request that the Court extend the stay of litigation in subproceedings C-125-B and C-125-C until December 31, 2005, to enable the parties to continue their efforts to settle the outstanding claims at issue in those subproceedings.

///

///

///

///

///

450

Respectfully submitted,

Date: 1-14-05

Susan L. Schneider, Trial Attorney
U.S. Department of Justice
Environmental and Natural Resources Div.
999 - 18th Street, Suite 945
Denver, Colorado 80202
303-312-7308

By: Susan L. Schneider
Susan L. Schneider

Attorneys for the United States of America

Date:

Scott B. McElroy/Alice E. Walker
Greene, Meyer & McElroy, P.C.
1007 Pearl Street, Suite 220
Boulder, Colorado 80302
303-442-2021

Kelly R. Chase
P.O. Box 2800
Minden, Nevada 89423
702-782-3099

By:
Alice E. Walker

Attorneys for the Walker River Paiute Tribe

Date:

Gordon DePaoli/ Dale Ferguson
Woodburn and Wedge
6100 Neil Rd., #500
Reno, Nevada 89511-149
775-688-3000

By:
Gordon DePaoli

Attorneys for Walker River Irrigation District

Respectfully submitted,

Date:_____

Susan L. Schneider, Trial Attorney
U.S. Department of Justice
Environmental and Natural Resources Div.
999 - 18th Street, Suite 945
Denver, Colorado 80202
303-312-7308

By:_____
Susan L. Schneider

Attorneys for the United States of America

Date:_____

Scott B. McElroy/Alice E. Walker
Greene, Meyer & McElroy, P.C.
1007 Pearl Street, Suite 220
Boulder, Colorado 80302
303-442-2021

Kelly R. Chase
P.O. Box 2800
Minden, Nevada 89423
702-782-3099

By:_____
Alice E. Walker

Attorneys for the Walker River Paiute Tribe

Date: 1/18/05

Gordon DePaoli/ Dale Ferguson
Woodburn and Wedge
6100 Neil Rd., #500
Reno, Nevada 89511-149
775-688-3000

By: Dale E. Ferguson
Gordon DePaoli

Attorneys for Walker River Irrigation District

Date: 14 Jan 2005

Brian Sandoval, Nevada Attorney General
Marta Adams, Sr. Deputy Attorney General
C. Wayne Howle, Sr. Deputy Attorney General
100 N. Carson St.
Carson City, Nevada 89701
775-684-1237

By: Marta Adams
Marta Adams

Attorneys for State of Nevada

Date:_____

Michael Neville, Assistant Attorney General
State of California
455 Golden Gage Ave.
San Francisco, California 94102
415-703-5523

By:_____
Michael Neville

Attorneys for State of California, acting by and through the California Dept. of Water Resources, California Dept. of Fish and Game, and California State Water Resources Control Board

Date:_____

Cheri K. Emm-Smith
Mineral County District Attorney
P.O. Box 1210
Hawthorne, Nevada 89415
775-945-3636

By: FACSIMILE SIGNATURE TO FOLLOW
Cheri K. Emm-Smith

Attorney for Mineral County

Date:_____

Brian Sandoval, Nevada Attorney General
Marta Adams, Sr. Deputy Attorney General
C. Wayne Howle, Sr. Deputy Attorney General
100 N. Carson St.
Carson City, Nevada 89701
775-684-1237

By:_____
Marta Adams

Attorneys for State of Nevada

Date: Jan 14, 2005

Michael Neville, Assistant Attorney General
State of California
455 Golden Gage Ave.
San Francisco, California 94102
415-703-5523

By:_____
Michael Neville

Attorneys for State of California, acting by and through the California Dept. of Water Resources, California Dept. of Fish and Game, and California State Water Resources Control Board

Date:_____

Cheri K. Emm-Smith
Mineral County District Attorney
P.O. Box 1210
Hawthorne, Nevada 89415
775-945-3636

By:_____
Cheri K. Emm-Smith

Attorney for Mineral County

Date: 1·14·05

Stephen B. Rye, Chief Deputy District Attorney
Lyon County
31 S. Main St.
Yerington, Nevada 89447
775-463-6511

By: Stephen B Rye
Stephen B. Rye

Attorney for Lyon County

Date: 1/14/05

Marshall Rudolph, Mono County Counsel
Stacey Simon, Deputy County counsel
P.O. Box 2415
Mammoth Lakes, California 93546
760-924-1700

By: Stacey Simon
Marshall Rudolph/Stacey Simon

Attorneys for Mono County

Date: _____

Simeon Herskovits
Western Environmental Law Center
P.O. Box 1507
Taos, New Mexico 87571
505-751-0351

By: _____
Simeon Herskovits

Attorneys for Mineral County and Walker Lake Working Group

CERTIFICATE OF SERVICE

I hereby certify that I have placed a true and correct copy of the foregoing *Joint Motion of Mediating Parties to Continue Stay of Litigation in C-125-B and C-125-C Subproceedings* in the U.S. Mail, first-class postage paid, on this 18th day of January, 2005, addressed to:

Greg Addington
Assistant U.S. Attorney
100 W. Liberty St., #600
Reno, NV 89509

William W. Quinn
Office of the Field Solicitor
Department of the Interior
401 W. Washington St/, SPC 44
Phoenix, AZ 85003

George Benesch
190 W. Huffaker
Reno, NV 89511

Robert L. Hunter
Western Nevada Agency
Bureau of Indian Affairs
1677 Hot Springs Rd.
Carson City, NV 89706

Kenneth Spooner
General Manager
Walker River Irrigation District
P.O. Box 820
Yerington, NV 89447

Hugh Ricci, P.E.
Division of Water Resources
State of Nevada
123 W. Nye Ln.
Carson City, NV 89706

Garry Stone
United States District Court Water Master
290 S. Arlington Ave., 3rd Floor
Reno, NV 89501

Alice E. Walker / Scott McElroy
Greene, Meyer & McElroy
1007 Pearl St., Suite 220
Boulder, CO 80302

John Kramer
Department of Water Resources
1416 Ninth St.
Sacramento, CA 95814

Alan Biaggi
Dir. of Conservation & Natural Resources
State of Nevada
123 W. Nye Ln.
Carson City, NV 89706

Bill Lockyer / Michael W. Neville
California Attorney General's Office
455 Golden Gate Ave., #11000
San Francisco, CA 94102-3664

Ross E. de Lipkau
Marshall, Hill, Cassas & de Lipkau
P.O. Box 2790
Reno, NV 89505

Susan Schneider
Indian Resources Section
U.S. Department of Justice
999 18th Street, #945-North Tower
Denver, CO 80202

Marta Adams
Deputy Attorney General
State of Nevada
100 N. Carson St.
Carson City, NV 89701

Mary Hackenbracht
Deputy Attorney General
State of California
1515 Clay St., 20th Floor
Oakland, CA 94612-1413

Andrew H. Sawyer
Craig M. Wilson
P.O. Box 100
Sacramento, CA 95812

James Shaw
Water Master
U.S. Board of Water Commissioners
P.O. Box 853
Yerington, NV 89447

David L. Negri
United States Department of Justice
Environment and Natural Resources Div.
161 E. Mallard Dr., Suite A
Boise, ID 83706

Linda Bowman
540 Hammill Ln.
Reno, NV 89511

Kelly Chase, Esq.
P.O. Box 2800
Minden, NV 89423

Tim Glidden
U. S. Dept. of the Interior, Office of the
Secretary, Div. Of Indian Affairs
1849 C St. N.W.
Mail Stop 6456
Washington, D.C. 20240

Scott H. Schackelton
Silverado, Inc.
4160 Long Knife Rd.
Reno, NV 89509

Marshall S. Rudolph, Mono County Counsel
Stacy Simon, Deputy County Counsel
Mono County
P. O. Box 2415
Mammoth Lakes, CA 93546-2415

Erin K.L. Mahaney
Office of Chief Counsel
State Water Resources Control Board
1001 I St., 22nd Floor
Sacramento, CA 95814

Steve Rye
Chief Deputy District Attorney
Lyon County
31 S. Main St.
Yerington, NV 89447

Simeon Herskovits
Western Environmental Law Center
P. O. Box 1507
Taos, NM 87571

Cheri Emm-Smith
Mineral County District Attorney
P. O. Box 1210
Hawthorne, NV 89415

William E. Schaeffer
P. O. Box 936
Battle Mountain, NV 89820

Laura A. Schroeder
P. O. Box 12527
Portland, Oregon 97212-0527

John W. Howard
JW Howard/Attorneys
625 Broadway, Suite 1206
San Diego, CA 92101

Wesley G. Beverlin
Malissa Hathaway McKeith
Lewis, Brisbois, Bisgaard & Smith LCP
221 N. Figueroa St., Suite 1200
Los Angeles, CA 90012

Craig Alexander
U.S. Dept. of Justice
P.O. Box 7611
Washington, D.C. 20044

Timothy A. Lukas
P.O. Box 3237
Reno, NV 89505

Stephen M. MacFarlane
U.S. Dept. of Justice
501 I Street, Suite 9-700
Sacramento, CA 95814-2322

Todd Plimpton
Belanger & Plimpton
1135 Central Ave.
P.O. Box 59
Lovelock, NV 89419

Dated this 18th day of January, 2005.

Holly C. Deuter