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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,) IN EQUITY NO. C-127
)
Plaintiff,) 3:73-cv-00127-MMD-CSD
)
WALKER RIVER PAIUTE TRIBE) STIPULATION AND ORDER
) CONTINUING THE STAY REGARDING
Plaintiff-Intervenor,) DISCOVERY AND MOTION SCHEDULE
)
v.)
)
WALKER RIVER IRRIGATION DISTRICT,
a corporation, et al.,
Defendants.

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3 1. On June 23, 2022, the Plaintiffs and Principal Defendants (“Parties”) requested of the
4 Court a 90-day stay of the Scheduling Order¹ and obligations outlined therein to give the
5 Parties the opportunity to resolve the Tribe’s outstanding water right claims by
6 agreement. *Stipulation and [Proposed] Order Staying the Order Regarding Discovery*
7 *and Motion Schedule* (ECF No. 2701) (“Stipulation”).
- 8
9 2. On June 24, 2022 the Court granted the Parties request. *Order Staying the Order*
10 *Regarding Discovery and Motion Schedule* (ECF No. 2702) (“Stay Order”).
- 11
12 3. In the Stay Order, the Court directed the Parties as follows: “Within seven (7) days before
13 the expiration of any stay granted, the Parties will inform the Court either that additional
14 time is needed to achieve a settlement agreement or that settlement will not be possible.
15 In either case, the Parties will seek additional relief from the Court accordingly as needed
16 and as contemplated by paragraphs 14 and 16 of the Scheduling Order.” Stay Order at 4.
- 17
18 4. Since June 24, 2022, the Parties have substantively and productively engaged in
19 meetings, discussions, consultations, and correspondence to pursue an agreement
20 between the Parties that would resolve the Tribe’s outstanding water right claims. This
21 activity was consistent with the extensive internal and external consultation previously
22 contemplated by the Parties and the Court. *See* Stipulation at 3 ¶11.
- 23
24 5. Although the Parties have not yet reached a final agreement to resolve the Tribe’s
25 outstanding water right claims, the Parties have made substantial progress on a number
26 of substantive issues. The Parties believe that additional meetings, discussions,

27
28 ¹ *Order Regarding Discovery and Motion Schedule and Procedure* (ECF No. 2611).

1 consultations, and correspondence would be beneficial and productive to developing
2 such an agreement between the Parties that would resolve the Tribe's outstanding water
3 right claims.

4
5 6. Accordingly, the Parties believe that a second 90-day stay of the Scheduling Order is
6 justified and would be beneficial and productive to developing an agreement between the
7 Parties that would resolve the Tribe's outstanding water right claims.

8 NOW, THEREFORE, pursuant to the Stay Order, the Parties hereby stipulate and agree
9 as follows:

10
11 1. The Scheduling Order and obligations outlined therein should be stayed for a second
12 90-day period to give the Parties the opportunity to resolve the Tribe's outstanding water right
13 claims by agreement.

14 2. Within seven (7) days before the expiration of any stay granted, the Parties will inform
15 the Court either that additional time is needed to achieve a settlement agreement or that
16 settlement will not be possible. In either case, the Parties will seek additional relief from the
17 Court accordingly as needed and as contemplated by paragraphs 14 and 16 of the Scheduling
18 Order.
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1
2 Dated: September 15, 2022

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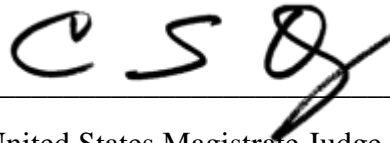
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10 **ORDER**

11 Dated: September 16, 2022.

12 IT IS SO ORDERED.

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16 United States Magistrate Judge