

EXHIBIT 1064

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,
 Plaintiff,
 WALKER RIVER PAIUTE TRIBE,
 Plaintiff-Intervenor,
 vs.
 WALKER RIVER IRRIGATION
 DISTRICT,
 a corporation, et al.,
 Defendants.

3:73-CV-0125-ECR-RAM
IN EQUITY NO. C-125-ECR

ORDER

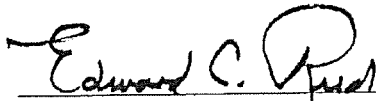
IT IS HEREBY ORDERED that the Joint Petition of the Walker River Paiute Tribe and the United States of America for Approval of Nevada State Engineer's Permit No. 77950 (Doc. #____)(July 2, 2009) is **GRANTED** on the following basis. The Court approves the application for a temporary change in place and manner of use of the water right adjudicated for the Tribe's benefit under the *United States v. Walker River Irrigation Dist.*, No. C-125 (D. Nev. Apr. 14, 1936), *as amended, Order for Entry of Amended Final Decree to Conform to Writ of Mandate, Etc.* (D. Nev. Apr. 24, 1940) ("Decree").

Permit No. 77950 states that the point of diversion and place of measurement of the water right is the Parker Gage, which is approved, but such approval is without

1 prejudice to the rights of the Tribe and the United States to seek in the future a different
2 place of measurement and/or the addition of water to offset conveyance losses, if any.

3 The Court does not view the granting of the Joint Petition as establishing a
4 precedent as to how the Court should deal with this type of change application in the
5 future.

6 Dated this 6 day of July, 2009

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10 UNITED STATES DISTRICT JUDGE
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