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Attorneys for Applicant National Fish & Wildlife Foundation

IN THE OFFICE OF THE STATE ENGINEER
OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION 80700
FILED BY THE NATIONAL FISH &
WILDLIFE FOUNDATION

SEPTEMBER 13, 2013 STATUS REPORT

As required by the July 31, 2013 Fourth Amended Notice of Hearing, the Applicant National Fish & Wildlife Foundation (NFWF) hereby files this Status Report regarding activity since the August 8, 2013 Status Report between NFWF and the remaining parties to resolve the still pending protests of, or comments regarding, Application No. 80700.

1) Protestant Walker River Paiute Tribe (WRPT) and Protestant United States Bureau of Indian Affairs (BIA)

NFWF and the WRPT and the BIA continued to meet in person and members of their technical teams have conferred by telephone on multiple occasions. Counsel for these parties have consulted and all agree to present the following statement in this Status Report:

Applicant National Fish & Wildlife Foundation, and protestants the Bureau of Indian Affairs, and the Walker River Paiute Tribe believe they have reached agreement in principle on the terms which would resolve these protestants' protests to Application 80700. The parties are working on final documents and anticipate delivering final, signed documents resolving the protests with the October 11, 2013 Status Report.

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2) Protestants Peter Fenili, Richard Nuti and Gary Garms, et al (collectively the Bowman Protestants)

Counsel for NFWF and counsel for the Bowman Protestants have continued to confer by telephone. The parties continue to discuss steps that should result in the resolution of the Bowman Protestants' protests; NFWF will report further on or before the next required Status Report date.

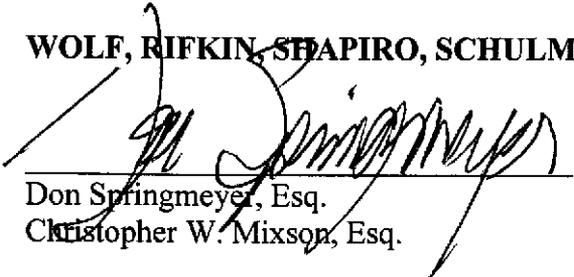
3) Interested Party The United States Board of Water Commissioners

Counsel for NFWF and counsel for the United States Board of Water Commissioners have exchanged further communications regarding the implementation of the change called for in the Application, and other matters that the Chief Deputy Water Commissioner may wish to bring to the attention of the State Engineer. NFWF will report further to the Hearing Officer on or before the next scheduled Status Report update.

NFWF believes that resolution of all protest issues can be achieved before the rescheduled hearing date on October 28.

Dated September 12, 2013.

WOLF, RIFKIN, SHAPIRO, SCHULMAN & RABKIN, LLP



Don Springmeyer, Esq.
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Attorneys for Applicant National Fish & Wildlife Foundation

CERTIFICATE OF MAILING

I certify that I am an employee of the law office of Wolf, Rifkin, Shapiro, Schulman and Rabkin, LLP, and that on this date I caused to be served by express delivery, a true and correct copy, of the foregoing **SEPTEMBER 13, 2013 STATUS REPORT** on the following persons and/or entities:

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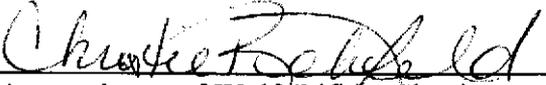
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Dated this 12th day of September, 2013.


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