16

17

18

19

20

21

22

23

24

25

26

27

28

1

2

3

4

## RECEIVEL IN THE SUPREME COURT OF THE STATE OF NEVADASEP 2 4 2012

#### 2012 SEP 24 PM 3: 25

DOUGLAS COUNTY In the Matter of the Determination of the TED THRAN CLERK Electronically Filed FRK Relative Rights in and to the Waters of Mott Creek, Taylor Creek, Cary Creek (aka Carey Sep 25 2012 09:26 a.m. Creek), Monument Creek, and Bulls Canyon, FERT DEPUTY Supreme CTracie K Noindeman Stutler Creek (aka Stattler Creek), Sheridan Clerk of Supreme Court District Court Case No. 08-CV-0363-D Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in Carson Valley.

J.W. BENTLEY and MARYANN BENTLEY, TRUSTEES OF THE BENTLEY FAMILY 1995 TRUST.

Douglas County, Nevada.

Appellants,

VS.

STATE OF NEVADA, OFFICE OF THE STATE ENGINEER; THOMAS J. SCYPHERS; KAHTLEEN M. SCYPHERS; FRANK SHARO; SHERIDAN CREEK EQUESTRIAN CENTER, LLC, a Nevada Limited Liability Company; DONALD S. FORRESTER; KRISTINA M. FORRESTER; HALL RANCHES, LLC; RONALD R. MITHCELL; and GINGER G. MITHCELL,

Respondents.

## CERTIFICATION OF COMPLIANCE RE: REQUEST FOR TRANSCRIPT

COME NOW Appellants, J.W. BENTLEY and MARYANN BENTLEY, Trustees of the Bentley Family 1995 Trust ("Bentleys"), by and through their counsel of record, Michael L. Matuska, Matuska Law Offices, Ltd., and hereby certify that the following transcripts have been previously requested and filed in accordance with the attached Notice of Completion and Delivery of Transcript:

	1	
	2	
	3	
	4	
	5	
	6	
	7	
	8	
	9	
	10	
	11	
6167-71	12	
	13	
0 (0/1)	14	
	15	
	16	
	17	
	18	
	19	
	20	
	21	
	22	
	23	
	24	
	25	
	26	
	27	
	28	

Dates of Proceeding:	January 9 <sup>th</sup> , 11 <sup>th</sup> , 12 <sup>th</sup> , and 13 <sup>th</sup> , 2012
	S IID Camble

Judge Hearing Proceeding: Hon. David R. Gamble

Portions of Transcript Requested: Entire transcript

The undersigned hereby certifies that all deposits and fees for the transcript request have been paid and that one copy was filed with this Court, one copy was served on Respondents' counsel, Thomas J. Hall, and one copy was served on the undersigned.

Respectfully submitted,

Dated this \_\_\_\_\_ day of September 2012.

MATUSKA LAW OFFICES, LTD.

By: MICHAEL L. MATUSKA, SBN 57

937 Mica Drive, Suite 16A Carson City NV 89705

Attorneys for PETITIONERS,

J.W. BENTLEY and MARYANN BENTLEY

# MATUSKA LAW OFFICES, LTD. 937 Mica Drive, Suite 16A Carson City NV 89705 775) 392-2313

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

### CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Matuska Law Offices and that day of September 2012, I served a true and correct copy of the preceding document

entitled CERTIFICATION OF COMPLIANCE as follows:

Bryan L. Stockton Deputy Attorney General 100 North Carson Street Carson City, NV 89701

Thomas J. Hall, Esq. 305 South Arlington Avenue P.O. Box 3948 Reno NV 89505-3948

Jessica Prunty, Esq. DYER LAWRENCE, et al. 2805 Mountain Street Carson City NV 89703

[X] BY U.S. MAIL: I deposited for mailing in the United States mail, with postage fully prepaid, an envelope containing the above-identified document(s) at Carson City, Nevada, in the ordinary course of business.

[ ] BY PERSONAL SERVICE: I personally delivered the above-identified document(s) by hand delivery to the office(s) of the person(s) named above.

BY FACSIMILE:

] BY FEDERAL EXPRESS ONE-DAY DELIVERY.

] BY MESSENGER SERVICE: I delivered the above-identified document(s) to Reno-Carson Messenger Service for delivery.

IN THE SUPREME COURT OF THE STATE OF NEVADA

SEP 18 2012

In the Matter of the Determination of the Relative rights in and to the Waters of Mott Creek, Taylor Creek, Cary Creek (AKA Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (AKA Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in the Carson Valley, Douglas County, NV (AKA Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (AKA Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in the Carson Valley, Douglas County, NV

CLERK OR SEPREME COURT

Supreme Court Case #60891

District Court Case # 08-CV-0363-D

### NOTICE OF COMPLETION AND DELIVERY OF TRANSCRIPT

MICHEL LOOMIS, CCR #228

January 9, 2012, January 11, 2012, January 12, January 13, 2012 transcript was prepared in response to a Notice of Appeal filed in Ninth Judicial District Court and Request for Transcript of Proceedings filed in this appeal:

On the 24th day of January, 2012, I filed the original transcript listed above in the Ninth Judicial District Court.

On the 24th day of January, 2012, I delivered one copy each of the transcripts listed above to the following:

Law Office of Michael Matuska 937 Mica Drive, #16A Carson City, Nevada

Thomas J. Hall 305 S. Arlington Reno, Nevada

DATED this J7th day of September, 2012.

MICHEL LOOMIS, CCR #228

CEP 1 7 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
DEPUTY CLERK

12-29431