

IN THE SUPREME COURT OF THE STATE OF NEVADA

EUREKA COUNTY, A POLITICAL SUBDIVISION OF
THE STATE OF NEVADA; KENNETH F. BENSON,
INDIVIDUALLY; DIAMOND CATTLE COMPANY, LLC, A
NEVADA LIMITED LIABILITY COMPANY; AND
MICHEL AND MARGARET ANN ETCHEVERRY
FAMILY, LP, A NEVADA REGISTERED FOREIGN
LIMITED PARTNERSHIP,
Appellants,

vs.

THE STATE OF NEVADA STATE ENGINEER; THE
STATE OF NEVADA DIVISION OF WATER
RESOURCES; AND KOBEH VALLEY RANCH, LLC, A
NEVADA LIMITED LIABILITY COMPANY,
Respondents.

No. 61324

FILED

AUG 15 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY [Signature]
DEPUTY CLERK

SETTLEMENT PROGRAM EARLY CASE ASSESSMENT REPORT

After conducting a premediation conference with counsel pursuant to NRAP 16(b), I
make the following recommendation to the court regarding this appeal:



This case is appropriate for the program and a mediation session will
be scheduled/has been scheduled for:

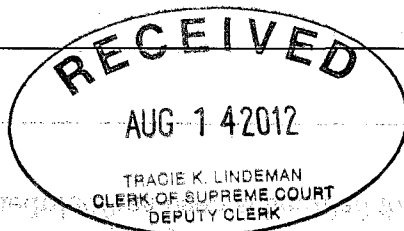
AUGUST 29, 2012 beginning @ 10:00 A.M. @ LAW OFFICES OF
PARSONS BEBLE & LATIMER, 50 W. LIBERTY, STE 750, RENO, NV



This case is not appropriate for mediation and should be removed from
the settlement program.



The premediation conference has not been conducted or is continued because:



William E. Nork
Settlement Judge

cc: All Counsel