

NO. 66303

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TED THRAN  
CLERK

BY m. Blagden DEPUTY

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AUG 18 2014

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY R. Miller  
DEPUTY CLERK

Consolidated Case No.: 08-CV-0363-D1  
Case No.: 12-CV-0141  
Case No.: 12-CV-0145  
Case No.: 13-CV-1021121

Dept. No.: I

RECEIVED

AUG 12 2014

This document does not contain personal information of any person.

DOUGLAS COUNTY  
DISTRICT COURT CLERK

IN THE NINTH JUDICIAL DISTRICT COURT OF NEVADA

IN AND FOR THE COUNTY OF DOUGLAS

In Re: Rotation Schedule

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 Carson Valley, Douglas  
County, Nevada.

JOY SMITH, DANIEL BARDEN and  
ELAINE BARDEN,

Petitioners,

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

Petitioners.

v.

STATE OF NEVADA, OFFICE OF THE  
STATE ENGINEER,

Respondent.

RECEIVED

AUG 18 2014

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
DEPUTY CLERK

JOINT NOTICE OF APPEAL

MATUSKA LAW OFFICES, LTD.  
937 MICA DRIVE, SUITE 16A  
CARSON CITY, NEVADA 89423  
(775) 392-2313

111-77086

MATUSKA LAW OFFICES, LTD.  
937 MICA DRIVE, SUITE 16A  
CARSON CITY, NEVADA 89423  
(775) 392-2313

1 COME NOW J.W. BENTLEY and MARYANN BENTLEY, Trustees of the Bentley  
2 Family 1995 Trust ("Bentley"), by and through their counsel of record, Matuska Law Offices,  
3 Ltd., Michael L. Matuska, and JOY SMITH, DANIEL D. BARDEN, and ELAINE BARDEN, by  
4 and through their counsel of record, Dyer Lawrence Flaherty Donaldson & Prunty,  
5 Jessica C. Prunty, and hereby appeal to the Supreme Court of Nevada from the *Order* dated July  
6 14, 2014, awarding costs to Intervenors.

7 DATED this 11<sup>th</sup> day of August, 2014.

8 MATUSKA LAW OFFICES, LTD.

9  
10 By: 

Michael L. Matuska  
State Bar No. 5711

11  
12 DATED this 11<sup>th</sup> day of August, 2014.

13 DYER LAWRENCE FLAHERTY  
14 DONALDSON & PRUNTY

15 By: 

Jessica C. Prunty  
State Bar No. 6926

**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of MATUSKA LAW OFFICES, LTD. and that on the 12<sup>th</sup> day of August 2013, I served a true and correct copy of the preceding document entitled **JOINT NOTICE OF APPEAL** addressed to:

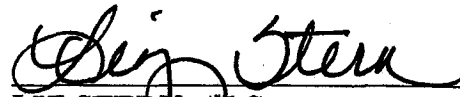
Bryan L. Stockton  
Deputy Attorney General  
100 North Carson Street  
Carson City, NV 89701

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

Jessica Prunty  
Dyer Lawrence Flaherty Donaldson and Prunty  
2805 Mountain Street  
Carson City, Nevada 89703

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

☐ **BY FACSIMILE:** I transmitted via facsimile from the offices of Matuska Law Offices, Ltd. the above-identified document in the ordinary course of business to the individual and facsimile numbers indicated.

  
LIZ STERN, ALS

MATUSKA LAW OFFICES, LTD.  
937 MICA DRIVE, SUITE 16A  
CARSON CITY, NV 89705  
(775) 392-2313

Consolidated Case No.: 08-CV-0363-D1  
Case No.: 12-CV-0141  
Case No.: 12-CV-0145  
Case No.: 13-CV-1021 121

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BY m. blagov DEPUTY

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DOUGLAS COUNTY  
DISTRICT COURT CLERK  
IN THE NINTH JUDICIAL DISTRICT COURT OF NEVADA  
IN AND FOR THE COUNTY OF DOUGLAS

In Re: Rotation Schedule

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 Carson Valley, Douglas  
County, Nevada.

CASE APPEAL STATEMENT

JOY SMITH, DANIEL BARDEN and  
ELAINE BARDEN,

Petitioners,

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

Petitioners,

v.

STATE OF NEVADA, OFFICE OF THE  
STATE ENGINEER,

Respondent.

///

///

COME NOW J.W. BENTLEY and MARYANN BENTLEY, Trustees of the Bentley Family 1995 Trust, by and through their counsel of record, Matuska Law Offices, Ltd., Michael L. Matuska, and JOY SMITH, DANIEL D. BARDEN, and ELAINE BARDEN, by and through their counsel of record, Dyer Lawrence Flaherty Donaldson & Prunty, Jessica C. Prunty, and hereby appeal to the Supreme Court of Nevada from the *Order* dated November 27, 2013, denying the Petitions for Judicial Review.

1. Name of Appellant(s) filing this Case Appeal Statement:

J.W. BENTLEY and MARYANN BENTLEY, Trustees of the Bentley Family 1995 Trust;  
JOY SMITH;  
DANIEL D. BARDEN and ELAINE BARDEN.

2. Name of the judge issuing the decision, judgment, or order appealed from:

Honorable Nathan Tod Young.

3. Parties to the proceedings in the district court:

- i. Initiating Party/Petitioner(s) - J.W. BENTLEY and MARYANN BENTLEY, Trustees of the Bentley Family 1995 Trust; JOY SMITH; DANIEL D. BARDEN and ELAINE BARDEN;
- ii. Responding Party/Respondent - State of Nevada, ex. rel. Office of the State Engineer;
- iii. Intervenors: HALL RANCHES, LLC; THOMAS J. SCYPHERS and KATHLEEN M. SCYPHERS; FRANK SCHARO; SHERIDAN CREEK EQUESTRIAN CENTER, LLC, a Nevada limited liability company; DONALD S. FORRESTER and KRISTINA M. FORRESTER; RONALD R. MITCHELL and GINGER G. MITCHELL

4. Parties involved in this appeal:

- i. Appellant(s) - J.W. BENTLEY and MARYANN BENTLEY, Trustees of the Bentley Family 1995 Trust; JOY SMITH; DANIEL D. BARDEN and ELAINE BARDEN;

- 1                   ii.     Intervenors: HALL RANCHES, LLC; THOMAS J. SCYPHERS and  
2                   KATHLEEN M. SCYPHERS; FRANK SCHARO; SHERIDAN CREEK  
3                   EQUESTRIAN CENTER, LLC, a Nevada limited liability company;  
4                   DONALD S. FORRESTER and KRISTINA M. FORRESTER;  
5                   RONALD R. MITCHELL and GINGER G. MITCHELL
- 6     5.     Name of counsel involved in this appeal:
- 7             i.     Michael L. Matuska, Matuska Law Offices, Ltd., 937 Mica Drive,  
8             Suite 16A, Carson City, Nevada 89705 for Appellant J.W. BENTLEY and  
9             MARYANN BENTLEY, Trustees of the Bentley Family 1995 Trust;  
10            Jessica Prunty, Dyer Lawrence Flaherty Donaldson and Prunty,  
11            2805 Mountain Street, Carson City, Nevada 89703, for Appellants  
12            JOY SMITH, DANIEL D. BARDEN and ELAINE BARDEN.
- 13            ii.    Thomas J. Hall, 305 South Arlington Avenue, P.O. Box 3948, Reno NV  
14            89505-3948, for Intervenors – HALL RANCHES, LLC;  
15            THOMAS J. SCYPHERS and KATHLEEN M. SCYPHERS; FRANK  
16            SCHARO; SHERIDAN CREEK EQUESTRIAN CENTER, LLC, a Nevada  
17            Limited Liability Company; DONALD S. FORRESTER and KRISTINA  
18            M. FORRESTER; and RONALD R. MITCHELL and  
19            GINGER G. MITCHELL.
- 20     6.     Name of counsel involved in the district court proceedings:
- 21            i.     Michael L. Matuska, Matuska Law Offices, Ltd., 937 Mica Drive, Suite  
22            16A, Carson City, Nevada 89705 for Appellant J.W. BENTLEY and  
23            MARYANN BENTLEY, Trustees of the Bentley Family 1995 Trust;  
24            Jessica Prunty, Dyer Lawrence Flaherty Donaldson and Prunty, 2805  
25            Mountain Street, Carson City, Nevada 89703, for Appellants JOY SMITH,  
26            DANIEL D. BARDEN and ELAINE BARDEN.
- 27            ii.    Deputy Attorney General Bryan Stockton, 100 N. Carson Street, Carson  
28            City, Nevada, 89701, for Respondent State of Nevada ex. rel. Office of the

State Engineer.

iii. Thomas J. Hall, 305 South Arlington Avenue, P.O. Box 3948, Reno NV 89505-3948, for Intervenors – HALL RANCHES, LLC; THOMAS J. SCYPHERS and KATHLEEN M. SCYPHERS; FRANK SCHARO; SHERIDAN CREEK EQUESTRIAN CENTER, LLC, a Nevada Limited Liability Company; DONALD S. FORRESTER and KRISTINA M. FORRESTER; and RONALD R. MITCHELL and GINGER G. MITCHELL.

7. Representation of Appellant(s):

Michael L. Matuska, Matuska Law Offices, Ltd., 937 Mica Drive, Suite 16A, Carson City, Nevada 89705 for Appellant J.W. BENTLEY and MARYANN BENTLEY, Trustees of the Bentley Family 1995 Trust; Jessica Prunty, Dyer Lawrence Flaherty Donaldson and Prunty, 2805 Mountain Street, Carson City, Nevada 89703, for Appellants JOY SMITH, DANIEL D. BARDEN and ELAINE BARDEN

8. In Forma Pauperis: None of the parties requested or were granted leave to proceed *in forma pauperis*;

9. Commencement of proceedings: The different stages to the proceedings in the district court were commenced as follows:

- i. April 30, 2012 – Petition for Judicial Review filed by JOY SMITH, DANIEL D. BARDEN and ELAINE BARDEN, Case No. 12-CV-0141;
- ii. May 3, 2012 – Petition for Judicial Review filed by J.W. BENTLEY and MARYANN BENTLEY, Trustees of the Bentley Family 1995 Trust, Case No. 12-CV-0145;
- iii. October 11, 2012 – Order consolidating petitions into Case No. 08-CV-0363 and assigning the subsection designation of Case No. 08-CV-0363-D-1.
- iv. April 25, 2013 – Joint Petition for Judicial Review filed by J.W. BENTLEY

1 and MARYANN BENTLEY, Trustees of the Bentley Family 1995 Trust;  
2 JOY SMITH; DANIEL D. BARDEN and ELAINE BARDEN, Case No.  
3 13-CV-0121;

4 v. November 27, 2013 - *Order* consolidating Case No. 13-CV-0121 with Case  
5 No. 08-CV-0363-D-1 and denying Petitions for Judicial Review;

6 vi. July 14, 2014 - *Order* awarding costs to Appellants

7 10. Nature of Action. This is a petition for judicial review of the actions of the Nevada  
8 State Engineer in imposing a rotation schedule on the water rights from the North Branch of  
9 Sheridan Creek and subjecting Appellants' water rights to said rotation schedule. Appellants'  
10 enjoy vested water rights which have been proven, accepted, adjudicated, and decreed in Case  
11 No. 08-CV-0363 free from mandatory rotation. The Nevada State Engineer maintains he was  
12 required to impose a rotation schedule pursuant to the *Findings of Fact, Conclusions of Law and*  
13 *Judgment* entered by the Hon. David R. Gamble on April 5, 2012, after the trial in Case No. 08-  
14 CV-0363-D ("*Judgment*"). However, that trial concerned Intervenor's challenge to a Diversion  
15 Agreement which benefits J.W. BENTLEY and MARYANN BENTLEY, Trustees of the Bentley  
16 Family 1995 Trust. Appellants JOY SMITH, DANIEL D. BARDEN, and ELAINE BARDEN  
17 were not parties to that subproceeding. The Diversion Agreement is a separate issue from the  
18 rotation schedule that is the subject of this appeal. Deputy Attorney General Bryan Stockton  
19 requested in closing argument at the conclusion of the trial that the *Judgment* include a directive  
20 regarding a mandatory rotation schedule. Counsel for J.W. BENTLEY and MARYANN  
21 BENTLEY, Trustees of the Bentley Family 1995 Trust requested, but was denied, an opportunity  
22 to provide a further response. The *Judgment* includes a directive to the Nevada State Engineer to  
23 impose a rotation schedule when the flow of the North Branch of Sheridan Creek drops below  
24 2.0 cfs. However, the *Judgment* is not a final judgment (See Case No. 60891), expressly states  
25 that the order regarding the rotation schedule will not be part of the final decree, and the parties  
26 stipulated and the *Judgment* ordered that J.W. BENTLEY and MARYANN BENTLEY, Trustees  
27 of the Bentley Family 1995 Trust reserved the right to petition for judicial review:  
28



1 15. The parties made the following stipulations in relation to these Exceptions  
2 at the beginning of the trial, which were adopted by the Court:

3 a. Exception 1, in part, was that the State Engineer would not attempt to  
4 include a rotation schedule in the Decree itself, but that the provisions of  
5 NRS 533.075 and the order of this Court would be used to determine when  
6 and if a rotation schedule is needed to efficiently use the waters of the State of  
7 Nevada. However, Bentley reserves all objections to the imposition of a  
8 rotation schedule, including objection about the statutory authority to do so.  
9 (Judgment)

10 NRS 533.075 was the only legal basis cited for a rotation schedule. However, that section  
11 only authorizes rotation schedules upon agreement from the water users, and when read in  
12 conjunction with the preceding non-impairment statute, NRS 533.065, precludes the court and the  
13 State Engineer from imposing compulsory rotation schedules on adjudicated claims.

14 The Nevada State Engineer proceeded to impose rotation schedules for the entirety of the  
15 2012 and 2013 irrigation seasons on all water rights users, including JOY SMITH,  
16 DANIEL D. BARDEN, and ELAINE BARDEN, even though they were not parties to  
17 subproceeding 08-CV-0363-D or the *Judgment*. JOY SMITH, DANIEL D. BARDEN, and  
18 ELAINE BARDEN petition for judicial review of the 2012 rotation schedule (Case No. 12-CV-  
19 0141). J.W. BENTLEY and MARYANN BENTLEY also petitioned for judicial review of the  
20 2012 rotation schedule (Case No. 12-CV-0145). JOY SMITH, DANIEL D. BARDEN, and  
21 ELAINE BARDEN, and J.W. BENTLEY and MARYANN BENTLEY filed a joint petition for  
22 judicial review of the 2013 rotation schedule (Case No. 13-CV-0121). All petitions were  
23 consolidated with the pending adjudication case (08-CV-0363) and designated as subproceeding  
24 D-1. HALL RANCHES, LLC; THOMAS J. SCYPHERS and KATHLEEN M. SCYPHERS;  
25 FRANK SCHARO; SHERIDAN CREEK EQUESTRIAN CENTER, LLC, a Nevada Limited  
26 Liability Company; DONALD S. FORRESTER and KRISTINA M. FORRESTER; and  
27 RONALD R. MITCHELL and GINGER G. MITCHELL intervened in those cases.  
28

1 The petitions for judicial review proceeded to a hearing on October 17, 2013, before the  
2 Hon. Nathan Tod Young. Judge Young entered a ruling from the bench in which he declined to  
3 address the merits of the petitions which question the legal basis for a compulsory rotation  
4 schedule because the rotation was addressed in a prior order. The written *Order* which followed  
5 on November 27, 2013, departs slightly from the bench ruling and is unclear on whether it is  
6 intended to address the merits of the legal challenge.  
7

8 11. Other proceedings. Writ proceeding (Case No. 56531 - dismissed); Appeal  
9 (Case No. 56551 - dismissed); Appeal (Case No. 59188 - dismissed); Appeal (Case No. 60891 -  
10 dismissed); Appeal (Case No. 64773- pending).

11 12. Child Custody and Visitation. This case does not involve child custody and/or  
12 visitation.

13 13. Possibility of a Settlement. The parties have already participated in three (3)  
14 settlement conferences and there is no possibility of a settlement.

15 DATED this 11<sup>th</sup> day of August, 2014.

MATUSKA LAW OFFICES, LTD.

16  
17 By: 

18 Michael L. Matuska  
19 State Bar No. 5711

20 DATED this 11<sup>th</sup> day of August, 2014.

21 DYER LAWRENCE FLAHERTY  
22 DONALDSON & PRUNTY

23 By: 

24 Jessica C. Prunty  
25 State Bar No. 6926  
26  
27  
28

MATUSKA LAW OFFICES, LTD.  
937 MICA DRIVE, SUITE 16A  
CARSON CITY, NV 89705  
(775) 392-2313

**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of MATUSKA LAW OFFICES, LTD. and that on the 12<sup>th</sup> day of August 2014, I served a true and correct copy of the preceding document entitled **CASE APPEAL STATEMENT** addressed to:

|                                                                                                                    |                                                                                           |
|--------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|
| Bryan L. Stockton<br>Deputy Attorney General<br>100 North Carson Street<br>Carson City, NV 89701                   | Thomas J. Hall, Esq.<br>305 South Arlington Avenue<br>P.O. Box 3948<br>Reno NV 89505-3948 |
| Jessica Prunty<br>Dyer Lawrence Flaherty Donaldson and Prunty<br>2805 Mountain Street<br>Carson City, Nevada 89703 |                                                                                           |

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

☐ **BY FACSIMILE:** I transmitted via facsimile from the offices of Matuska Law Offices, Ltd. the above-identified document in the ordinary course of business to the individual and facsimile numbers indicated.

  
LIZ STERN, ALS

9TH JUDICIAL DISTRICT COURT  
Ted Thran  
Clerk of the Court  
Ph 782-9820 Fax 782-9954  
1625 8th Street  
P.O. Box 218  
Minden, NV 89423-0000  
(775)-782-9820, TTY for Deaf: (775)-782-9964  
(775) 782-9820

08/15/14

Case Number: 08-CV-00363-DC CV-OTH

Date Filed: 10/28/08

Status: Open/Active

Judge Assigned: Gamble, David

J.W And Maryann Bentley V State Of Nevada, Office Of The State Engine

C A S E   H I S T O R Y

CONSOLIDATED/RELATED CASES

Lead CaseID: 08-CV-00363-DC

SubCaseID      Type Start      End

-----  
13-CV-00121-DC C      10/17/13

INVOLVED PARTIES

| Type Num | Name (Last, First, Mid, Title) | Dispo | Entered  |
|----------|--------------------------------|-------|----------|
| SPT 001  | Taylor Creek                   |       | 04/25/13 |
| SPT 002  | Cary Creek                     |       | 04/25/13 |
|          | AKA Carey, Creek               |       |          |
| SPT 003  | Monument Creek                 |       | 04/25/13 |
| SPT 004  | Bulls Canyon                   |       | 04/25/13 |
| SPT 005  | Stutler Creek                  |       | 04/25/13 |
|          | AKA Stattler, Creek            |       |          |
| SPT 006  | Sheridan Creek                 |       | 04/25/13 |
| SPT 007  | Gansberg Spring                |       | 04/25/13 |
| SPT 008  | Sharpe Spring                  |       | 04/25/13 |
| SPT 009  | Wheeler Creek No. 1            |       | 04/25/13 |
| SPT 010  | Wheeler Creek No. 2            |       | 04/25/13 |
| SPT 011  | Miller Creek                   |       | 04/25/13 |
| SPT 012  | Miller Creek                   |       | 04/25/13 |
| SPT 013  | Beers Spring                   |       | 04/25/13 |
| SPT 014  | Luther Creek                   |       | 04/25/13 |
| RPI 001  | Mott Creek                     |       | 10/28/08 |
| RPI 002  | Taylor Creek                   |       | 10/28/08 |
| RPI 003  | Cary Creek                     |       | 10/28/08 |

| Type Num                                                                                                                      | Name (Last, First, Mid, Title)                    | Dispo | Entered  |
|-------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|-------|----------|
| RPI                                                                                                                           | 004 Monument Creek                                |       | 10/28/08 |
| RPI                                                                                                                           | 005 Bulls Canyon                                  |       | 10/28/08 |
| RPI                                                                                                                           | 006 Stutler Creek                                 |       | 10/28/08 |
| RPI                                                                                                                           | 007 Stattler Creek                                |       | 10/28/08 |
| RPI                                                                                                                           | 008 Sheridan Creek                                |       | 10/28/08 |
| RPI                                                                                                                           | 009 Gansberg Spring                               |       | 10/28/08 |
| RPI                                                                                                                           | 010 Sharpe Spring                                 |       | 10/28/08 |
| RPI                                                                                                                           | 011 Wheeler Creek No. 1                           |       | 10/28/08 |
| RPI                                                                                                                           | 012 Wheeler Creek No. 2                           |       | 10/28/08 |
| RPI                                                                                                                           | 013 Miller Creek                                  |       | 10/28/08 |
| RPI                                                                                                                           | 014 Beers Spring                                  |       | 10/28/08 |
| RPI                                                                                                                           | 015 Luther Creek                                  |       | 10/28/08 |
| RPI                                                                                                                           | 016 Bentley, J.W.                                 |       | 12/10/08 |
| Attorney: 5711 Matuska, Michael L<br>Brooke & Shaw<br>P. O. Box 2860<br>Minden, NV 89423<br>(702) 782-7171                    |                                                   |       |          |
| RPI                                                                                                                           | 017 Bentley, Maryann                              |       | 12/10/08 |
| RPI                                                                                                                           | 018 Kimmerling Trust                              |       | 02/11/09 |
| Attorney: 1628 Lipkau, Ross E<br>Marshall, Hill, Cassas & De Lipkau<br>P.O. Box 2790<br>Reno, NV 89505-2790<br>(775) 323-1601 |                                                   |       |          |
| RES                                                                                                                           | 001 State Of Nevada                               |       | 08/05/09 |
| Attorney: 004764 Stockton, Bryan<br>515 E. Musser St.<br>Carson City, NV 89714                                                |                                                   |       |          |
| RES                                                                                                                           | 002 Taylor, Tracy                                 |       | 08/05/09 |
| Attorney: 004764 Stockton, Bryan<br>515 E. Musser St.<br>Carson City, NV 89714                                                |                                                   |       |          |
| RES                                                                                                                           | 003 Christian, Stephen H                          |       | 10/25/12 |
| RES                                                                                                                           | 004 State Of Nevada, Office Of The State Engineer |       | 06/11/14 |
| PLT                                                                                                                           | 001 Mott Creek Water Rights                       |       | 04/25/13 |
| Attorney: 5711 Matuska, Michael L<br>Brooke & Shaw<br>P. O. Box 2860<br>Minden, NV 89423<br>(702) 782-7171                    |                                                   |       |          |
| PLT                                                                                                                           | 002 Bentley, J. W.                                |       | 04/25/13 |
| PLT                                                                                                                           | 003 Bentley, Maryann                              |       | 04/25/13 |
| PET                                                                                                                           | 001 Smith, Joy                                    |       | 01/18/13 |
| PET                                                                                                                           | 002 Barden, Daniel                                |       | 01/18/13 |
| PET                                                                                                                           | 003 Barden, Elaine                                |       | 01/18/13 |

| Type Num                                                                                                                                                            | Name(Last,First,Mid,Title)   | Dispo | Entered  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------|-------|----------|
| PET 004                                                                                                                                                             | Smith, Joy                   |       | 06/28/13 |
| Attorney: 6926 Prunty, Jessica C<br>Dyer, Lawrence, Penrose, Flaherty & Donaldson<br>2805 N. Mountain Street<br>Carson City, NV 89703<br>(775)885-1896              |                              |       |          |
| PET 005                                                                                                                                                             | Barden, Daniel               |       | 06/28/13 |
| PET 006                                                                                                                                                             | Barden, Elaine               |       | 06/28/13 |
| PET 007                                                                                                                                                             | Bentley, J. W.               |       | 06/11/14 |
| PET 008                                                                                                                                                             | Bentley, Maryann             |       | 06/11/14 |
| OTH 001                                                                                                                                                             | Stockton, Bryan              |       | 10/28/08 |
| OTH 002                                                                                                                                                             | Maddi's Friesian Ranch, LLC. |       | 03/27/09 |
| Attorney: 4580 Taggart, Paul G<br>108 N. Minnesota Street<br>Carson City, NV 89703<br>(775)882-9900                                                                 |                              |       |          |
| OTH 003                                                                                                                                                             | Davis, David B.              |       | 03/26/09 |
| Attorney: 1234 Person, Proper<br>Removed: 04/21/09<br><br>001597 Kolvet, Brent<br>Removed: 01/27/10<br><br>1111 Person, Proper<br>P. O. Box 218<br>Minden, NV 89423 |                              |       |          |
| OTH 004                                                                                                                                                             | Davis, Sharon Lynn           |       | 03/26/09 |
| Attorney: 1111 Person, Proper<br>P. O. Box 218<br>Minden, NV 89423                                                                                                  |                              |       |          |
| OTH 005                                                                                                                                                             | Jackson, Jerald R.           |       | 03/26/09 |
| Attorney: 001701 Keele, George<br>Removed: 04/29/10<br><br>000195 DePaoli, Gordon<br>P.O. Box 2311<br>Reno, NV 89505                                                |                              |       |          |
| OTH 006                                                                                                                                                             | Windholz, Irene M.           |       | 03/26/09 |
| OTH 007                                                                                                                                                             | Forrester, Donald S.         |       | 03/27/09 |
| Attorney: 6333 Hall, David R<br>P O Box 218<br>Minden, NV 89423<br>(775)782-9803                                                                                    |                              |       |          |
| OTH 008                                                                                                                                                             | Forrester, Kristina M.       |       | 03/27/09 |
| OTH 009                                                                                                                                                             | Bentley, J.W.                |       | 03/25/09 |
| Attorney: 5711 Matuska, Michael L<br>Brooke & Shaw<br>P. O. Box 2860                                                                                                |                              |       |          |

Minden, NV 89423  
(702)782-7171

| Type | Num | Name (Last, First, Mid, Title)                                                                                                     | Dispo             | Entered  |
|------|-----|------------------------------------------------------------------------------------------------------------------------------------|-------------------|----------|
| OTH  | 010 | Bentley, Maryann                                                                                                                   |                   | 03/25/09 |
| OTH  | 011 | Gronendyke, Edward H.                                                                                                              |                   | 03/25/09 |
|      |     | Attorney: 000159 Brooke, T. Scott<br>990 Ironwood Drive, Suite 300<br>Minden, NV 89423                                             |                   |          |
| OTH  | 012 | Brooks Family Trust                                                                                                                |                   | 03/23/09 |
|      |     | Attorney: 000159 Brooke, T. Scott<br>990 Ironwood Drive, Suite 300<br>Minden, NV 89423                                             |                   |          |
| OTH  | 013 | Yturbide, Thomas M                                                                                                                 |                   | 04/09/09 |
|      |     | Attorney: 6540 Yturbide, Jennifer A<br>Rowe & Hales<br>1638 Esmeralda Avenue<br>P.O. Box 2080<br>Minden, NV 89423<br>(775)782-8141 |                   |          |
| OTH  | 014 | Yturbide, Paula J                                                                                                                  |                   | 04/09/09 |
|      |     | Attorney: 6540 Yturbide, Jennifer A                                                                                                | Removed: 07/01/14 |          |
| OTH  | 015 | Park, Eric                                                                                                                         |                   | 04/09/09 |
|      |     | Attorney: 000937 Chase, Kelly                                                                                                      | Removed: 07/31/09 |          |
|      |     | 1234 Person, Proper<br>P. O. Box 218<br>Minden, NV 89423                                                                           |                   |          |
| OTH  | 016 | Park, Elizabeth                                                                                                                    |                   | 04/09/09 |
|      |     | Attorney: 000937 Chase, Kelly<br>P.O. Box 2800<br>1674 Highway 395, Suite 205<br>Minden, NV 89423                                  |                   |          |
| OTH  | 017 | Bentley Family Trust 1995 Trust                                                                                                    |                   | 04/20/09 |
| OTH  | 018 | Douglas, Myles S                                                                                                                   |                   | 11/06/12 |
| OTH  | 019 | Douglas, Amy B                                                                                                                     |                   | 11/06/12 |
| ITV  | 001 | Hall Ranches, LLC.                                                                                                                 |                   | 04/10/09 |
| ITV  | 002 | Sheridan Creek Equestrian Center, LLC.                                                                                             |                   | 04/10/09 |
| ITV  | 003 | Scharo, Frank                                                                                                                      |                   | 04/10/09 |
| ITV  | 004 | Mitchell, Ronald R.                                                                                                                |                   | 04/10/09 |
| ITV  | 005 | Mitchell, Ginger G.                                                                                                                |                   | 04/10/09 |
| ITV  | 006 | Scyphers, Thomas J.                                                                                                                |                   | 12/13/10 |
|      |     | Attorney: 000675 Hall, Thomas<br>PO Box 3948<br>Reno, NV 89505                                                                     |                   |          |

| Type Num | Name(Last,First,Mid,Title)                | Dispo | Entered  |
|----------|-------------------------------------------|-------|----------|
| ITV      | 007 Scyphers, Kathleen M.                 |       | 12/13/10 |
| ITV      | 008 Scyphers, Thomas J.                   |       | 05/31/13 |
| INT      | 001 Scyphers, Kathleen M.                 |       | 05/31/13 |
| INT      | 002 Scharo, Frank                         |       | 05/31/13 |
| INT      | 003 Sheridan Creek Equestrian Center, LLC |       | 05/31/13 |
| INT      | 004 Forrester, Donald S.                  |       | 05/31/13 |
| INT      | 005 Forrester, Kristina M.                |       | 05/31/13 |
| INT      | 006 Mitchell, Ronald R.                   |       | 05/31/13 |
| INT      | 007 Mitchell, Ginger G.                   |       | 05/31/13 |
| INT      | 008 Hall Ranches, LLC                     |       | 05/31/13 |
| DEF      | 001 State Of Nevada                       |       | 04/25/13 |
| DEF      | 002 Office Of The State Engineer          |       | 04/25/13 |

## CALENDAR EVENTS

| Date     | Time   | Dur | Cer | Evnt | Jdg | L  | Day | Of  | Rslt | By       | ResultDt | Jdg | T | Notice | Rec |
|----------|--------|-----|-----|------|-----|----|-----|-----|------|----------|----------|-----|---|--------|-----|
| 04/01/09 | 09:00A | 001 | yes | CALL | DRG | 01 | /01 | CON | C    | 07/23/09 | DRG      |     |   |        | N   |
| 07/06/09 | 01:30P | 001 | yes | PTC  | DRG | 01 | /01 | CON | C    | 07/23/09 | DRG      |     |   |        | N   |
| 08/27/09 | 09:00A | 001 | yes | CALL | DRG | 01 | /01 | VAC | C    | 08/19/09 | DRG      | P   |   |        |     |
| 12/16/09 | 09:00A | 007 | yes | CITR | DRG | 01 | /02 | CON | C    | 12/16/09 | DRG      |     |   |        | N   |
| 12/17/09 | 09:00A | 007 | yes | CITR | DRG | 02 | /02 | VAC | C    | 12/16/09 |          |     |   |        | N   |
| 01/14/10 | 01:00P | 001 | yes | CITR | DRG | 01 | /01 | VAC | C    | 11/23/10 | DRG      |     |   |        |     |
| 01/29/10 | 01:00P | 001 | yes | CITR | DRG | 01 | /01 | CON | C    | 01/13/12 | DRG      |     |   |        | N   |
| 05/17/10 | 09:00A | 004 | yes | CALL | DRG | 01 | /01 | CON | C    | 05/17/10 | DRG      | P   |   |        | N   |
| 07/16/10 | 09:00A | 001 | yes | CALL | DRG | 01 | /01 | CON | C    | 07/16/10 | DRG      | P   |   |        | N   |
| 08/01/11 | 01:30P | 001 | yes | CALL | DRG | 01 | /01 | CON | C    | 08/01/11 | DRG      | P   |   |        | N   |
| 01/09/12 | 09:00A | 007 | yes | CITR | DRG | 01 | /01 | CON | C    | 01/13/12 | DRG      |     |   |        | N   |
| 01/11/12 | 09:00A | 007 | yes | CITR | DRG | 01 | /03 | CON | C    | 01/13/12 | DRG      |     |   |        | N   |
| 01/12/12 | 09:00A | 007 | yes | CITR | DRG | 02 | /03 | VAC | C    | 01/13/12 |          |     |   |        | N   |
| 01/13/12 | 09:00A | 007 | yes | CITR | DRG | 03 | /03 | VAC | C    | 01/13/12 |          |     |   |        | N   |
| 01/19/12 | 09:00A | 007 | yes | CITR | DRG | 01 | /02 | CON | C    | 01/13/12 | DRG      |     |   |        | N   |
| 01/20/12 | 09:00A | 007 | yes | CITR | DRG | 02 | /02 | CON | C    | 01/13/12 | DRG      |     |   |        | N   |



| Date     | Time   | Dur | Cer | Evnt | Jdg | L  | Day | Of  | Rslt | By | ResultDt | Jdg | T | Notice | Rec |
|----------|--------|-----|-----|------|-----|----|-----|-----|------|----|----------|-----|---|--------|-----|
| 10/10/12 | 01:30P | 001 | yes | PTC  | DRG | 01 | /01 | CON | C    |    | 10/10/12 | DRG |   |        | N   |
| 11/07/12 | 09:00A | 001 | yes | CALL | DRG | 01 | /01 | CON | C    |    | 11/07/12 | DRG | P |        | N   |
| 11/09/12 | 09:00A | 001 | yes | CALL | DRG | 01 | /01 | CON | C    |    | 11/07/12 | DRG | P |        | N   |
| 11/30/12 | 09:00A | 001 | yes | CALL | DRG | 01 | /01 | CON | C    |    | 11/30/12 | DRG | P |        | N   |
| 10/17/13 | 09:00A | 007 | yes | CALL | NTY | 01 | /01 |     |      |    |          |     |   | P      |     |

## JUDGE HISTORY

| JUDGE ASSIGNED    | Type | Assign Date | Removal | RSN |
|-------------------|------|-------------|---------|-----|
| DRG Gamble, David | J    | 10/28/08    |         |     |
| DRG Gamble, David | T    | 09/11/13    |         |     |

## DOCUMENT TRACKING

| Num/Seq | Description                                                                                                                      | Filed    | Received | Party | Routed | Ruling | Closed | User ID |
|---------|----------------------------------------------------------------------------------------------------------------------------------|----------|----------|-------|--------|--------|--------|---------|
| 001000  | Notice of filing of the State<br>Engineer's Order of Determination                                                               | 10/28/08 |          | DRG   | OTH001 |        |        | N/A     |
| 002000  | Order Setting Hearing of Exceptions                                                                                              | 10/30/08 |          | DRG   | 000    |        |        | PG PG   |
| 003000  | Affidavit of Service                                                                                                             | 11/10/08 |          | DRG   | 000    |        |        | BW BW   |
| 004000  | Notice of Exceptions And Exceptions To<br>Final Order Of Determination<br>Filed by RPI016-Bentley, J.W., RPI017-Bentley, Maryann | 12/10/08 |          | DRG   | RPI016 |        |        | BW BW   |
| 005000  | Notice of Request and Notice Regarding<br>Partial Ownership of Claim 06320                                                       | 02/11/09 |          | DRG   | RPI018 |        |        | KW KW   |
| 006000  | Notice of Exceptions and Exceptions to<br>Final Order of Determination (RE: Proofs V-06365, V-06366)                             | 03/23/09 |          | DRG   | 000    |        |        | MB MB   |
| 007000  | Claimant's Notice of Exceptions to the<br>Final Order of Determination Regarding Proof of Appropriation No.<br>V-08850           | 03/25/09 |          | DRG   | 000    |        |        | MB MB   |
| 010000  | (STRICKEN) Amended Notice of Exceptions<br>and Exceptions to Final Order of Determination                                        | 03/25/09 |          | DRG   | RPI016 |        |        | HC PG   |
| 008000  | Notice of Exception to the Order of                                                                                              | 03/26/09 |          | DRG   | 000    |        |        | MB MB   |

## Determination

| Num/Seq | Description                                                                                                                                                                                | Filed             | Received | Party  | Routed | Ruling | Closed   | User ID |
|---------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|----------|--------|--------|--------|----------|---------|
| 009000  | Notice of Exceptions to the Final Order of Determination                                                                                                                                   | 03/26/09          | DRG      | 000    |        |        |          | MB MB   |
| 011000  | (STRICKEN) Notice of Appearance and Intent to Participate                                                                                                                                  | 03/27/09          | DRG      | 000    |        |        |          | MB PG   |
| 012000  | (STRICKEN) Reply to Exceptions by Bentley to Final Order of Determination                                                                                                                  | 03/27/09          | DRG      | 000    |        |        |          | MB PG   |
| 013000  | (STRICKEN) Response to Reply to Ex by Bentley to Final Order of Determination Filed by RPI017-Bentley, Maryann, RPI016-Bentley, J.W.                                                       | 03/31/09          | DRG      | RPI017 |        |        |          | MB PG   |
| 014000  | Certificate of Service                                                                                                                                                                     | 03/31/09          | DRG      | RPI001 |        |        |          | N/A PG  |
| 015000  | Reporter's Transcript of Proceedings Determination of Water Rights Hearing 4/1/09 (Subpart A)                                                                                              | 04/03/09          | DRG      | 000    |        |        |          | MB MB   |
| 016000  | Reporter's Transcript of Proceedings Determination of Water Rights Hearing 4/1/09 (Subpart B)                                                                                              | 04/03/09          | DRG      | 000    |        |        |          | MB MB   |
| 017000  | Reporter's Transcript of Proceedings Determination of Water Rights Hearing 4/1/09 (Subpart C)                                                                                              | 04/03/09          | DRG      | 000    |        |        |          | MB MB   |
| 018000  | Reporter's Transcript of Proceedings Determination of Water Rights Hearing 4/1/09 (Subpart D)                                                                                              | 04/03/09          | DRG      | 000    |        |        |          | MB MB   |
| 019000  | Reporter's Transcript of Proceedings Determination of Water Rights Hearing 4/1/09 (Subpart E)                                                                                              | 04/03/09          | DRG      | 000    |        |        |          | MB MB   |
| 020000  | Reporter's Transcript of Proceedings Determination of Water Rights Hearing 4/1/09 (Subpart F)                                                                                              | 04/03/09          | DRG      | 000    |        |        |          | MB MB   |
| 021000  | Reporter's Transcript of Proceedings Determination of Water Rights Hearing 4/1/09                                                                                                          | 04/03/09          | DRG      | 000    |        |        |          | MB MB   |
| 022000  | (F) Motion to Intervene                                                                                                                                                                    | 04/09/09          | DRG      | OTH013 |        | Ruled  | 04/29/09 | HC JT   |
| 023000  | (F) Notice of and Motion to Intervene                                                                                                                                                      | 04/09/09          | DRG      | OTH015 |        | Ruled  | 04/29/09 | HC JT   |
| 024000  | (F) Amended Certificate of Service Filed by OTH013-Yturbide, Thomas M, OTH014-Yturbide, Paula J                                                                                            | 04/10/09          | DRG      | OTH013 |        |        |          | MB MB   |
| 025000  | (F) Motion to Intervene                                                                                                                                                                    | 04/10/09          | DRG      | OTH002 |        | Ruled  | 04/29/09 | MB JT   |
| 026000  | (D) Motion to Intervene Filed by ITV001-Hall Ranches, LLC., , ITV005-Mitchell, Ginger G., ITV004-Mitchell, Ronald R., ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center, LLC., | 04/10/09 04/28/09 | DRG      | ITV001 |        | Ruled  | 06/12/09 | MB JT   |

| Num/Seq | Description                                                                                                                                                                                                                                                                                                       | Filed    | Received | Party | Routed | Ruling | Closed | User ID |
|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------|-------|--------|--------|--------|---------|
| 047000  | (E) Qualified Objection to Exceptions to 04/13/09<br>The Final Order of Determination Regarding Proof of Appropriation<br>V-08850 as it Affects Proofs Numbers V-06342, V-06343, and a<br>Portion of V-02856<br>Filed by OTH005-Jackson, Jerald R., OTH006-Windholz, Irene M.                                     |          |          | DRG   | OTH005 |        |        | MB MB   |
| 028000  | (F) Amended Certificate of Service                                                                                                                                                                                                                                                                                | 04/16/09 |          | DRG   | 000    |        |        | MB MB   |
| 029000  | (F) Affidavit of Service by Mail                                                                                                                                                                                                                                                                                  | 04/17/09 |          | DRG   | 000    |        |        | MB MB   |
| 030000  | (D) Opposition to Motion to Intervene<br>(Bentley)<br>Filed by OTH017-Bentley Family Trust 1995 Trust, ,<br>OTH010-Bentley, Maryann, OTH009-Bentley, J.W.                                                                                                                                                         | 04/20/09 |          | DRG   | OTH017 |        |        | MB MB   |
| 031000  | (F) Notice of Appearance<br>Filed by OTH003-Davis, David B., OTH004-Davis, Sharon Lynn                                                                                                                                                                                                                            | 04/21/09 |          | DRG   | OTH003 |        |        | MB MB   |
| 032000  | (D) Reply in Support of Motion to<br>Intervene (Forrester/Scyphers/Scharo/Sheridan Creek/Mitchell)<br>Filed by ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian<br>Center, LLC., , ITV004-Mitchell, Ronald R., ITV005-Mitchell,<br>Ginger G., OTH007-Forrester, Donald S., OTH008-Forrester,<br>Kristina M. | 04/24/09 |          | DRG   | ITV003 |        |        | MB MB   |
| 034000  | (F) Order Granting Motion to Intervene<br>(Maddi's Friesian Ranch LLC)                                                                                                                                                                                                                                            | 04/29/09 |          | DRG   | 000    |        |        | MB MB   |
| 035000  | (F) Order Granting Motion to Intervene<br>(Thomas Yturbide & Paula Yturbide)                                                                                                                                                                                                                                      | 04/29/09 |          | DRG   | 000    |        |        | MB MB   |
| 036000  | (F) Order RE: Granting Motion to<br>Intervene of Eric and Elizabeth Park                                                                                                                                                                                                                                          | 04/29/09 |          | DRG   | 000    |        |        | MB MB   |
| 033000  | (F) Order Granting Motion to Intervene<br>(Maddi's Friesian Ranch)                                                                                                                                                                                                                                                | 04/29/09 |          | DRG   | 000    |        |        | MB MB   |
| 037000  | (F) Notice of Entry of Order<br>Filed by OTH013-Yturbide, Thomas M, OTH014-Yturbide, Paula J                                                                                                                                                                                                                      | 04/30/09 |          | DRG   | OTH013 |        |        | MB MB   |
| 038000  | (F) Notice of Entry of Order<br>Filed by OTH015-Park, Eric, OTH016-Park, Elizabeth                                                                                                                                                                                                                                | 04/30/09 |          | DRG   | OTH015 |        |        | MB MB   |
| 039000  | (F) Notice of Entry of Order                                                                                                                                                                                                                                                                                      | 05/05/09 |          | DRG   | OTH002 |        |        | MB MB   |
| 040000  | (F) Opposition To Notice of Exception to 05/12/09<br>the Order of Determination and Joinder in Opposition to Notice of<br>Exception of Maddi's Friesian Ranch, LLC.<br>Filed by OTH015-Park, Eric, OTH016-Park, Elizabeth                                                                                         |          |          | DRG   | OTH015 |        |        | MB MB   |
| 041000  | (F) Opposition To Notice of Exception to 05/13/09                                                                                                                                                                                                                                                                 |          |          | DRG   | OTH002 |        |        | MB MB   |

## The Order of Determination

| Num/Seq | Description                                                                                                                                                                                                    | Filed    | Received | Party | Routed | Ruling | Closed   | User ID |
|---------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------|-------|--------|--------|----------|---------|
| 042000  | (F) Joinder in Opposition to Notice of Exception to the Order of Determination and Opposition to Notice of Exception to Order of Determination<br>Filed by OTH013-Yturbide, Thomas M, OTH014-Yturbide, Paula J | 05/13/09 |          | DRG   | OTH013 |        |          | MB MB   |
| 043000  | (F) Order Setting Pre-Trial Conference                                                                                                                                                                         | 06/05/09 |          | DRG   | 000    |        |          | KW KW   |
| 044000  | (D) Request for Submission                                                                                                                                                                                     | 06/05/09 |          | DRG   | 000    |        |          | KW KW   |
| 045000  | (D) Order Allowing Intervention                                                                                                                                                                                | 06/12/09 |          | DRG   | 000    |        |          | KW KW   |
| 046000  | (D) Notice of Entry of Order<br>Filed by ITV005-Mitchell, Ginger G., ITV004-Mitchell, Ronald R., ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center, LLC., , ITV001-Hall Ranches, LLC.,             | 06/16/09 |          | DRG   | ITV005 |        |          | KW KW   |
| 048000  | (D) Motion to Correct Order Allowing Intervention                                                                                                                                                              | 07/08/09 | 07/29/09 | DRG   | OTH007 | Ruled  | 11/13/09 | PG JT   |
| 049000  | (D) Transcript of Proceedings - Pretrial Hearing                                                                                                                                                               | 07/15/09 |          | DRG   | 000    |        |          | HC HC   |
| 050000  | (D) Opposition to Motion to Correct Order Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                               | 07/16/09 |          | DRG   | OTH009 |        |          | KW KW   |
| 051000  | Witness List                                                                                                                                                                                                   | 07/16/09 |          | DRG   | 000    |        |          | KW KW   |
| 052000  | List of Witnesses                                                                                                                                                                                              | 07/17/09 |          | DRG   | OTH002 |        |          | KW KW   |
| 053000  | Witness List (F)                                                                                                                                                                                               | 07/17/09 |          | DRG   | 000    |        |          | KW KW   |
| 054000  | (F) Intervener Park's Identification of Witnesses to be Called at Trial<br>Filed by OTH015-Park, Eric, OTH016-Park, Elizabeth                                                                                  | 07/17/09 |          | DRG   | OTH015 |        |          | KW KW   |
| 055000  | Petitioners David Davis' and Sharon Davis' Witness List<br>Filed by OTH003-Davis, David B., OTH004-Davis, Sharon Lynn                                                                                          | 07/17/09 |          | DRG   | OTH003 |        |          | KW KW   |
| 056000  | (D) Reply in Support of Motion to Correct Order Allowing Intervention                                                                                                                                          | 07/22/09 |          | DRG   | ITV001 |        |          | KW KW   |
| 057000  | (F) Order Setting Hearing                                                                                                                                                                                      | 07/22/09 |          | DRG   | 000    |        |          | KW KW   |
| 058000  | (F) Notice of Entry of Order                                                                                                                                                                                   | 07/28/09 |          | DRG   | OTH003 |        |          | KW KW   |
| 059000  | (F) Substitution of Attorney<br>Filed by OTH015-Park, Eric, OTH016-Park, Elizabeth                                                                                                                             | 07/31/09 |          | DRG   | OTH015 |        |          | MB MB   |

| Num/Seq | Description                                                                                                                                                                                                            | Filed    | Received | Party  | Routed | Ruling | Closed   | User | ID |
|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------|--------|--------|--------|----------|------|----|
| 061000  | (F) Joinder in Motion in Limine, or<br>Alternatively Motion to Compel Deposition<br>Filed by OTH013-Yturbide, Thomas M, OTH014-Yturbide, Paula J                                                                       | 08/03/09 | DRG      | OTH013 |        | Ruled  | 11/02/09 | MB   | JT |
| 064000  | (F) Notice of Opposition to Motion<br>Filed by RES001-State Of Nevada, , RES002-Taylor, Tracy                                                                                                                          | 08/05/09 | DRG      | RES001 |        |        |          | MB   | MB |
| 062000  | (F) Stipulation and Order to Continue<br>Hearing                                                                                                                                                                       | 08/18/09 | DRG      | 000    |        |        |          | MB   | MB |
| 063000  | (F) Notice of Entry of Order                                                                                                                                                                                           | 08/25/09 | DRG      | 000    |        |        |          | MB   | MB |
| 065000  | (F) Order Rescheduling Hearing                                                                                                                                                                                         | 09/24/09 | DRG      | 000    |        |        |          | MB   | MB |
| 066000  | (F) Notice of Entry of Order                                                                                                                                                                                           | 09/28/09 | DRG      | OTH003 |        |        |          | HC   | HC |
| 067000  | (F) Order                                                                                                                                                                                                              | 11/04/09 | DRG      | 000    |        |        |          | MB   | MB |
| 068000  | (D) Order                                                                                                                                                                                                              | 11/17/09 | DRG      | 000    |        |        |          | MB   | MB |
| 069000  | (D) Response and Objection to Notice of<br>Exceptions and Exceptions to Final Order of Determination<br>Filed by ITV001-Hall Ranches, LLC., , ITV002-Sheridan Creek<br>Equestrian Center, LLC., , ITV003-Scharo, Frank | 11/19/09 | DRG      | ITV001 |        |        |          | MB   | MB |
| 070000  | Notice of Entry of Order<br>Filed by ITV001-Hall Ranches, LLC., , ITV002-Sheridan Creek<br>Equestrian Center, LLC., , ITV003-Scharo, Frank, ITV004-Mitchell,<br>Ronald R., ITV005-Mitchell, Ginger G.                  | 11/19/09 | DRG      | ITV001 |        |        |          | MB   | MB |
| 071000  | (F) Expert Witness List<br>Filed by OTH013-Yturbide, Thomas M, OTH014-Yturbide, Paula J                                                                                                                                | 11/20/09 | DRG      | OTH013 |        |        |          | MB   | MB |
| 072000  | (F) Expert Witness Disclosure                                                                                                                                                                                          | 11/23/09 | DRG      | OTH002 |        |        |          | MB   | MB |
| 073000  | (D) Motion to Dismiss or, in the<br>Alternative, to Redesignate Affirmative Defenses as Counterclaims                                                                                                                  | 12/01/09 | 01/04/10 | DRG    | OTH009 | Ruled  | 05/17/10 | HC   | JT |
| 074000  | (D) Opposition to Motion to Dismiss or,<br>in the Alternative, to Redesignate Affirmative Defenses as<br>Counterclaims<br>Filed by OTH007-Forrester, Donald S., OTH008-Forrester, Kristina<br>M.                       | 12/18/09 | DRG      | OTH007 |        |        |          | MB   | MB |
| 075000  | (D) Partial Opposition to Motion to<br>Dismiss<br>Filed by RES001-State Of Nevada, , RES002-Taylor, Tracy                                                                                                              | 12/18/09 | DRG      | RES001 |        |        |          | MB   | MB |
| 076000  | (F) Order Setting Time for Continuation<br>of Trial                                                                                                                                                                    | 12/21/09 | DRG      | 000    |        |        |          | HC   | HC |

| Num/Seq | Description                                                                                                                                                                                                                                                                          | Filed    | Received | Party | Routed | Ruling | Closed   | User ID |
|---------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------|-------|--------|--------|----------|---------|
| 077000  | (D) Notice of Filing Original Affidavits 12/28/09<br>Filed by OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M., ITV001-Hall Ranches, LLC., , ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center, LLC., , ITV004-Mitchell, Ronald R., ITV005-Mitchell, Ginger G. |          |          | DRG   | OTH007 |        |          | MB MB   |
| 078000  | Amended Certificate Of Service                                                                                                                                                                                                                                                       | 12/29/09 |          | DRG   | RES001 |        |          | BW BW   |
| 079000  | Response to To Partial Opposition To Motion To Dismiss                                                                                                                                                                                                                               | 12/30/09 |          | DRG   | 000    |        |          | BW BW   |
| 080000  | Errata And Supplement to Opposition To Motion To Dismiss Or, In The Alternative, To Redesignate Affirmative Defenses As Counterclaims                                                                                                                                                | 12/30/09 |          | DRG   | 000    |        |          | BW BW   |
| 081000  | (D) Reply to Opposition to Motion to Dismiss or, in the Alternative, to Redesignate Affirmative Defenses as Counterclaims                                                                                                                                                            | 12/31/09 |          | DRG   | OTH009 |        |          | HC HC   |
| 082000  | D - Motion For Division Of Water And For Remand And Reference To State Engineer For Further Evidence<br>Filed by OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M.                                                                                                          | 01/08/10 |          | DRG   | OTH007 | Ruled  | 05/17/10 | BW JT   |
| 083000  | Request for Expedited Hearing (D)                                                                                                                                                                                                                                                    | 01/11/10 |          | DRG   | OTH007 |        |          | PG PG   |
| 084000  | Motion to Strike (D)                                                                                                                                                                                                                                                                 | 01/11/10 |          | DRG   | OTH009 | Ruled  | 05/17/10 | PG JT   |
| 085000  | D - Errata To Motion For Division Of Water And For Remand And Reference to State Engineer For Further Evidence                                                                                                                                                                       | 01/13/10 |          | DRG   | OTH007 |        |          | BW BW   |
| 086000  | (D) Opposition to Motion to Strike                                                                                                                                                                                                                                                   | 01/20/10 |          | DRG   | OTH007 |        |          | HC HC   |
| 087000  | (D) Motion to Strike, or in the Alternative, Opposition and Partial Joinder to Motion for Division of Water and for Remand and Reference to State Engineer for Further Evidence                                                                                                      | 01/20/10 |          | DRG   | OTH009 | Ruled  | 05/17/10 | HC JT   |
| 088000  | (D) Reply to Opposition to Motion to Strike                                                                                                                                                                                                                                          | 01/21/10 |          | DRG   | OTH009 |        |          | HC HC   |
| 089000  | (D) Response To Motion for Division of Water and for Remand and Reference to State Engineer for Further Evidence, and Response to Request for Expedited Hearing                                                                                                                      | 01/21/10 |          | DRG   | RES001 |        |          | HC HC   |
| 090000  | (D) Reply in Support of Motion for Division of Water and for Remand and Reference to State Engineer for Further Evidence and Opposition to Motion to Strike                                                                                                                          | 01/26/10 |          | DRG   | OTH007 |        |          | HC HC   |
| 091000  | (D) Request for Submission                                                                                                                                                                                                                                                           | 01/26/10 |          | DRG   | OTH007 |        |          | HC HC   |

| Num/Seq | Description                                                                                                                                                                                                                                                                                                                                                                | Filed    | Received | Party | Routed | Ruling | Closed | User ID |
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| 092000  | (F) Substitution of Counsel                                                                                                                                                                                                                                                                                                                                                | 01/27/10 |          | DRG   | OTH003 |        |        | HC HC   |
| 093000  | (F) Affidavit of Mailing                                                                                                                                                                                                                                                                                                                                                   | 01/29/10 |          | DRG   | 000    |        |        | HC HC   |
| 094000  | (F) Transcript of Proceedings (Judge's Order)                                                                                                                                                                                                                                                                                                                              | 02/02/10 |          | DRG   | 000    |        |        | HC KW   |
| 095000  | (D) Request to Submit Motion to Strike, or in the Alternative, Opposition and Partial Joinder to Motion for Division of Water and for Remand and Reference to State Engineer for Further Evidence and Reply to Response to Motion for Division of Water and for Remand and Reference to State Engineer for Further Evidence, and Response to Request for Expedited Hearing | 02/12/10 |          | DRG   | OTH009 |        |        | HC HC   |
| 096000  | (D) Joint Case Conference Report                                                                                                                                                                                                                                                                                                                                           | 02/23/10 |          | DRG   | 000    |        |        | HC HC   |
| 097000  | (D) Correction to Opposition to Motion to Dismiss or, in the alternative, to redesignate affirmative defenses as counterclaims                                                                                                                                                                                                                                             | 02/25/10 |          | DRG   | OTH007 |        |        | PG PG   |
| 098000  | (D) - Order (Calendar Call)                                                                                                                                                                                                                                                                                                                                                | 03/03/10 |          | DRG   | 000    |        |        | BW BW   |
| 099000  | (D) Information Questionnaire                                                                                                                                                                                                                                                                                                                                              | 03/08/10 |          | DRG   | RES001 |        |        | BW BW   |
| 100000  | (D) Information Questionnaire                                                                                                                                                                                                                                                                                                                                              | 03/09/10 |          | DRG   | OTH009 |        |        | HC HC   |
| 101000  | (D) Information Questionnaire                                                                                                                                                                                                                                                                                                                                              | 03/11/10 |          | DRG   | ITV001 |        |        | HC HC   |
| 102000  | (D) Order Setting Hearing                                                                                                                                                                                                                                                                                                                                                  | 03/29/10 |          | DRG   | 000    |        |        | HC HC   |
| 103000  | (E) Substitution of Attorneys                                                                                                                                                                                                                                                                                                                                              | 04/28/10 |          | DRG   | OTH005 |        |        | KW JT   |
| 104000  | Order (F)                                                                                                                                                                                                                                                                                                                                                                  | 05/21/10 |          | DRG   | 000    |        |        | KW JT   |
| 105000  | (F) Notice of Entry of Order                                                                                                                                                                                                                                                                                                                                               | 05/25/10 |          | DRG   | 000    |        |        | KW KW   |
| 106000  | Transcript of Proceedings-Partial<br>Transcript of Proceedings Case Conference/Status Conference                                                                                                                                                                                                                                                                           | 05/26/10 |          | DRG   | 000    |        |        | PG PG   |
| 107000  | Order Re: Amended Notice of Exceptions and Exceptions                                                                                                                                                                                                                                                                                                                      | 06/02/10 |          | DRG   | 000    |        |        | KW KW   |
| 108000  | Notice of Entry of Order                                                                                                                                                                                                                                                                                                                                                   | 06/04/10 |          | DRG   | 000    |        |        | KW KW   |
| 109000  | (D) Opposition To Proposed Order for Divisions of Water                                                                                                                                                                                                                                                                                                                    | 06/07/10 |          | MPG   | OTH009 |        |        | PG PG   |
| 110000  | Transcript of Proceedings-Case Conference/Status Conference Monday, May 17, 2010                                                                                                                                                                                                                                                                                           | 06/07/10 |          | DRG   | 000    |        |        | PG PG   |

| Num/Seq | Description                                                                                                                                                                                                                                                  | Filed    | Received | Party  | Routed | Ruling | Closed   | User ID |
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| 111000  | (D) Intervenor's Opening Brief Regarding Diversion Agreement<br>Filed by ITV005-Mitchell, Ginger G., ITV004-Mitchell, Ronald R.,<br>ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center,<br>LLC., , ITV001-Hall Ranches, LLC.,                     | 06/16/10 | DRG      | ITV005 |        |        |          | KW KW   |
| 112000  | (F) Motion for Leave to Withdaraw as Counsel                                                                                                                                                                                                                 | 06/16/10 | DRG      | 000    |        |        |          | KW KW   |
| 113000  | (D) Bentley's Opening Brief                                                                                                                                                                                                                                  | 06/17/10 | DRG      | OTH009 |        |        |          | PG PG   |
| 114000  | (D) Order for Division of Water                                                                                                                                                                                                                              | 06/18/10 | DRG      | 000    |        |        |          | KW KW   |
| 115000  | (D) Notice of Entry of Order<br>Filed by ITV005-Mitchell, Ginger G., ITV004-Mitchell, Ronald R.,<br>ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center,<br>LLC., , ITV001-Hall Ranches, LLC.,                                                     | 06/24/10 | DRG      | ITV005 |        |        |          | KW KW   |
| 116000  | (D) Rebuttal to Intervenor's Opening Brief Filed by ITV001-Hall Ranches, LLC., , OTH009-Bentley, J.W.,<br>OTH010-Bentley, Maryann                                                                                                                            | 06/24/10 | DRG      | ITV001 |        |        |          | KW KW   |
| 117000  | (D) Intervenor's Reply Regarding the Diversion Agreement<br>Filed by ITV005-Mitchell, Ginger G., ITV004-Mitchell, Ronald R.,<br>ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center,<br>LLC., , ITV001-Hall Ranches, LLC.,                         | 06/30/10 | DRG      | ITV005 |        |        |          | KW KW   |
| 118000  | (D) Supplement to Intervenor's Reply Regarding the Diversion Agreement<br>Filed by OTH008-Forrester, Kristina M., OTH007-Forrester, Donald<br>S.                                                                                                             | 07/01/10 | DRG      | OTH008 |        |        |          | KW KW   |
| 119000  | (D) Motion for Order Shortening Time to Oppose Motion to Amend Rotation Schedule<br>Filed by ITV005-Mitchell, Ginger G., ITV004-Mitchell, Ronald R.,<br>ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center,<br>LLC., , ITV001-Hall Ranches, LLC., | 07/02/10 | DRG      | ITV005 |        | Moot   | 07/07/10 | KW JT   |
| 120000  | (D) Motion to Amend Rotation Schedule<br>Filed by ITV005-Mitchell, Ginger G., ITV004-Mitchell, Ronald R.,<br>ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center,<br>LLC., , ITV001-Hall Ranches, LLC.,                                            | 07/02/10 | DRG      | ITV005 |        | Moot   | 03/18/11 | KW JT   |
| 121000  | (F) ExParte Request for Temporary Restraining Order                                                                                                                                                                                                          | 07/06/10 | DRG      | OTH002 |        |        |          | KW KW   |
| 122000  | (F) Motion for Preliminary Injunction                                                                                                                                                                                                                        | 07/06/10 | DRG      | OTH002 |        |        |          | KW KW   |
| 123000  | (F) Order Pursuant to Motion for Leave to Withdraw as Counsel                                                                                                                                                                                                | 07/06/10 | DRG      | 000    |        |        |          | KW KW   |



| Num/Seq | Description                                                                                                                      | Filed    | Received | Party | Routed | Ruling | Closed   | User | ID |
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| 124000  | (F) Order Setting Hearing                                                                                                        | 07/08/10 |          | DRG   | 000    |        |          | KW   | JT |
| 125000  | (F) Response To Motion for Preliminary Injunction                                                                                | 07/12/10 |          | DRG   | RES001 |        |          | KW   | KW |
| 126000  | (D) Motion to Strike<br>Filed by OTH010-Bentley, Maryann, OTH009-Bentley, J.W.                                                   | 07/12/10 |          | DRG   | OTH010 | Moot   | 03/08/11 | KW   | JT |
| 127000  | (D) Notice of Appeal<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                   | 07/13/10 |          | DRG   | OTH009 |        |          | KW   | KW |
| 128000  | (D) Case Appeal Statement<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                              | 07/13/10 |          | DRG   | OTH009 |        |          | KW   | KW |
| 129000  | (F) Exhibits to Response to Motion for Preliminary Injunction                                                                    | 07/14/10 |          | DRG   | RES001 |        |          | KW   | KW |
| 130000  | (D) Opposition to (Third) Motion to Strike; Filed by OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M.                  | 07/16/10 |          | DRG   | OTH007 |        |          | KW   | KW |
| 131000  | (D) Opposition to Motion to Amend Rotation Schedule<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                    | 07/19/10 |          | DRG   | OTH009 |        |          | KW   | KW |
| 132000  | (F) Notice of Voluntary Withdrawal of Motion for Preliminary Injunction                                                          | 07/22/10 |          | DRG   | OTH002 | Moot   | 07/22/10 | PG   | JT |
| 133000  | (D) Reply in Support of Motion to Amend Rotation Schedule<br>Filed by OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M. | 07/28/10 |          | DRG   | OTH007 |        |          | KW   | KW |
| 134000  | (D) Request for Submission<br>Filed by OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M.                                | 07/28/10 |          | DRG   | OTH007 |        |          | KW   | KW |
| 135000  | Receipt for Documents (Supreme Court)                                                                                            | 08/10/10 |          | DRG   | 000    |        |          | KW   | KW |
| 136000  | (D) Order                                                                                                                        | 08/16/10 |          | DRG   | 000    |        |          | KW   | KW |
| 137000  | (F) Order                                                                                                                        | 08/30/10 |          | DRG   | 000    |        |          | PG   | PG |
| 138000  | (F) Notice of Entry of Order                                                                                                     | 09/02/10 |          | TBA   | RES001 |        |          | PG   | PG |
| 139000  | (D) Motion for Summary Judgment                                                                                                  | 09/27/10 |          | DRG   | OTH007 | Ruled  | 08/01/11 | PG   | JT |
| 140000  | (D) Opposition to Motion for Summary Judgment and Cross-Motion for Summary Adjudication                                          | 10/07/10 |          | DRG   | OTH009 | Ruled  | 08/01/11 | PG   | JT |
| 141000  | (D) Motion for Protective Order                                                                                                  | 10/15/10 |          | DRG   | OTH007 | Moot   | 03/08/11 | PG   | JT |

| Num/Seq | Description                                                                                                              | Filed    | Received | Party | Routed | Ruling | Closed   | User | ID |
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| 142000  | (D) Request for Hearing                                                                                                  | 10/15/10 |          | DRG   | OTH007 |        |          | PG   | PG |
| 143000  | (D) Request for Submission                                                                                               | 10/15/10 |          | DRG   | ITV001 |        |          | PG   | PG |
| 144000  | (D) Reply in Support of Motion for<br>Summary Judgment                                                                   | 10/15/10 |          | DRG   | OTH007 |        |          | PG   | PG |
| 145000  | (D) Opposition to Motion for Protective<br>Order                                                                         | 10/28/10 |          | DRG   | OTH009 |        |          | PG   | PG |
| 146000  | (D) Affidavit of Michael T. Matuska in<br>Support of Opposition to Motion for Protective Order                           | 10/28/10 |          | DRG   | 000    |        |          | PG   | PG |
| 147000  | Request for Submission                                                                                                   | 11/03/10 |          | DRG   | ITV001 |        |          | PG   | PG |
| 148000  | Reply in Support of Motion for<br>Protective Order                                                                       | 11/03/10 |          | DRG   | OTH007 |        |          | PG   | PG |
| 149000  | (D) Order                                                                                                                | 11/19/10 |          | DRG   | 000    |        |          | PG   | PG |
| 150000  | (D) Motion to Withdraw as Attorney                                                                                       | 12/14/10 |          | TBA   | ITV006 | Moot   | 12/30/10 | PG   | JT |
| 151000  | (D) Opposition to Motion to Withdraw                                                                                     | 12/16/10 |          | DRG   | OTH009 |        |          | PG   | PG |
| 152000  | (D) Withdrawal of Motion to Withdraw as<br>Attorney<br>Filed by ITV007-Scyphers, Kathleen M., ITV006-Scyphers, Thomas J. | 12/30/10 |          | DRG   | ITV007 |        |          | KW   | KW |
| 153000  | (D) Withdrawal of Motion to Withdraw as<br>Attorney                                                                      | 01/03/11 |          | DRG   | ITV006 |        |          | HC   | HC |
| 154000  | Remittitur (Supreme Court)                                                                                               | 02/16/11 |          | DRG   | 000    |        |          | PG   | PG |
| 155000  | Clerk's Certificate (Supreme Court)                                                                                      | 02/16/11 |          | DRG   | 000    |        |          | PG   | PG |
| 156000  | Order Dismissing Appeal (Supreme Court)                                                                                  | 02/16/11 |          | DRG   | 000    |        |          | PG   | PG |
| 157000  | Supreme Court Order Denying Petition for<br>Writ of Prohibition or Mandamus                                              | 03/22/11 |          | DRG   | 000    |        |          | HC   | HC |
| 158000  | (D) Request for Submission                                                                                               | 03/22/11 |          | DRG   | 000    |        |          | HC   | HC |
| 159000  | (D) Second Motion for Division of Water                                                                                  | 03/29/11 |          | DRG   | OTH007 | Ruled  | 07/26/11 | PG   | JT |
| 160000  | (D) Partial Opposition to Second Motion<br>for Division of Water                                                         | 04/06/11 |          | DRG   | RES001 |        |          | PG   | PG |
| 162000  | (D) Motion for Extension of Time                                                                                         | 04/06/11 |          | DRG   | OTH009 | Ruled  | 04/15/11 | PG   | JT |
| 161000  | (D) Ex Parte Motion to Shorten Time                                                                                      | 04/07/11 |          | DRG   | OTH009 | Ruled  | 04/15/11 | PG   | JT |

| Num/Seq | Description                                             | Filed    | Received | Party | Routed | Ruling | Closed   | User | ID |
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| 163000  | (D) Notice of Filing of Seepage Test Reports            | 04/08/11 |          | DRG   | OTH007 |        |          | PG   | PG |
| 164000  | (D) Opposition to Motion for Extension of Time          | 04/11/11 |          | DRG   | OTH007 |        |          | PG   | PG |
| 165000  | Order Directing Supplemental Briefing                   | 04/13/11 |          | DRG   | 000    |        |          | PG   | PG |
| 166000  | (D) Order                                               | 04/15/11 |          | DRG   | 000    |        |          | PG   | PG |
| 167000  | Notice in Lieu of Remittitur                            | 04/18/11 |          | DRG   | 000    |        |          | PG   | PG |
| 168000  | (D) Opposition to Second Motion for Division of Water   | 04/29/11 |          | DRG   | OTH009 |        |          | PG   | PG |
| 169000  | Reply in Support of Second Motion for Division of Water | 05/06/11 |          | DRG   | OTH007 |        |          | PG   | PG |
| 170000  | (D) Application for Release of Bond                     | 05/16/11 |          | DRG   | OTH009 | Ruled  | 06/07/11 | PG   | JT |
| 171000  | (D) Request to Set Trial                                | 05/26/11 |          | DRG   | OTH007 |        |          | PG   | PG |
| 172000  | Order (Calendar Call)                                   | 06/01/11 |          | DRG   | 000    |        |          | KW   | KW |
| 173000  | (D) Order Setting Hearing                               | 06/01/11 |          | DRG   | 000    |        |          | PG   | PG |
| 174000  | (D) Opposition to Request to Set Trial                  | 06/03/11 |          | DRG   | OTH009 |        |          | HC   | HC |
| 175000  | (D) Order Directing Release of Bond                     | 06/07/11 |          | DRG   | 000    |        |          | PG   | PG |
| 176000  | (D) Information Questionnaire                           | 06/08/11 |          | DRG   | 000    |        |          | HC   | HC |
| 177000  | (D) Motion to Amend Division of Water                   | 06/10/11 |          | DRG   | RES001 | Ruled  | 07/26/11 | PG   | JT |
| 178000  | (D) Information Questionnaire                           | 06/17/11 |          | DRG   | OTH009 |        |          | PG   | PG |
| 179000  | (D) Ex parte Motion to Shorten Time                     | 06/17/11 |          | DRG   | OTH009 |        |          | PG   | PG |
| 180000  | (D) Notice of Entry of Order                            | 06/20/11 |          | DRG   | OTH009 |        |          | PG   | PG |
| 181000  | (D) Order                                               | 06/20/11 |          | DRG   | 000    |        |          | PG   | PG |
| 182000  | (D) Order Setting Trial                                 | 06/23/11 |          | DRG   | 000    |        |          | PG   | PG |
| 184000  | (D) Scheduling Order                                    | 06/23/11 |          | DRG   | 000    |        |          | PG   | PG |
| 185000  | (D) Opposition to Motion to Amend Division of Water     | 06/24/11 |          | DRG   | OTH007 |        |          | PG   | PG |
| 186000  | (D) Motion for Court Order Requiring                    | 06/24/11 |          | DRG   | OTH007 | Moot   | 08/01/11 | PG   | JT |

## Installation of Water Flow Division Device

| Num/Seq | Description                                                                                                                                                                                                                                                                                                                                                | Filed    | Received | Party  | Routed | Ruling | Closed   | User ID |
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| 187000  | (D) Joinder to Motion to Amend Division of Water and Reply to Opposition to Motion to Amend Division of Water                                                                                                                                                                                                                                              | 06/27/11 | DRG      | OTH009 |        |        |          | PG PG   |
| 188000  | (D) Request for Submission of Motion to Amend Division of Water                                                                                                                                                                                                                                                                                            | 06/27/11 | DRG      | RES001 |        |        |          | PG PG   |
| 189000  | (D) Request for Submission                                                                                                                                                                                                                                                                                                                                 | 06/27/11 | DRG      | OTH009 |        |        |          | PG PG   |
| 190000  | (D) Opposition to Motion for Court Order Requiring Installation of Water Flow Device                                                                                                                                                                                                                                                                       | 06/29/11 | DRG      | RES001 |        |        |          | PG PG   |
| 191000  | (D) Joinder to Motion for Court Order Requiring Installation of Water Flow Division Device and Notice of Non-Opposition                                                                                                                                                                                                                                    | 07/01/11 | DRG      | OTH009 |        |        |          | PG PG   |
| 192000  | (D) Reply to Opposition to Motion for Court Order Requiring Installation of Water Flow Device                                                                                                                                                                                                                                                              | 07/06/11 | DRG      | OTH009 |        |        |          | BW BW   |
| 193000  | (D) Reply in Support of Motion for Court Order Requiring Installation of Water Flow Division Device Filed by OTH007-Forrester, Donald S., OTH006-Windholz, Irene M., OTH005-Jackson, Jerald R., OTH004-Davis, Sharon Lynn, OTH003-Davis, David B., OTH002-Maddi's Friesian Ranch, LLC., , OTH001-Stockton, Bryan, ITV007-Scyphers, Kathleen M.             | 07/08/11 | DRG      | OTH007 |        |        |          | MB MB   |
| 194000  | (D) Order                                                                                                                                                                                                                                                                                                                                                  | 07/13/11 | DRG      | 000    |        |        |          | MB MB   |
| 195000  | (D) Motion to Compel Discovery Responses Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                                                                            | 07/15/11 | 08/01/11 | DRG    | OTH009 | Moot   | 08/19/11 | MB JT   |
| 196000  | (D) Affidavit of Michael L. Matuska in Support of Motion to Compel Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                                                  | 07/15/11 | DRG      | OTH009 |        |        |          | MB MB   |
| 197000  | (D) Amendment to Motion to Compel Discovery Responses Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                                                               | 07/19/11 | DRG      | OTH009 |        |        |          | MB MB   |
| 198000  | (D) Notice of Appeal Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                                                                                                | 07/21/11 | DRG      | OTH009 |        |        |          | MB MB   |
| 199000  | (D) Opposition to Motion to Compel Discovery Responses Filed by OTH007-Forrester, Donald S., OTH006-Windholz, Irene M., OTH005-Jackson, Jerald R., OTH004-Davis, Sharon Lynn, OTH003-Davis, David B., OTH002-Maddi's Friesian Ranch, LLC., , OTH001-Stockton, Bryan, ITV007-Scyphers, Kathleen M., ITV006-Scyphers, Thomas J., ITV005-Mitchell, Ginger G., | 07/26/11 | DRG      | OTH007 |        |        |          | MB MB   |

ITV004-Mitchell, Ronald R., ITV003-Scharo, Frank

| Num/Seq | Description                                                                                                                                                                                                                                                                                                                                                                | Filed    | Received | Party  | Routed | Ruling | Closed | User ID |
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| 200000  | (D) Order                                                                                                                                                                                                                                                                                                                                                                  | 07/26/11 | DRG      | 000    |        |        |        | MB MB   |
| 201000  | (D) Reply to Opposition to Motion to Compel Discovery Responses<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                                                                  | 07/27/11 | DRG      | OTH009 |        |        |        | MB MB   |
| 202000  | (D) Affidavit of Michael L. Matuska in Support of Reply to Opposition to Motion to Compel<br>Filed by OTH010-Bentley, Maryann, OTH009-Bentley, J.W.                                                                                                                                                                                                                        | 07/27/11 | DRG      | OTH010 |        |        |        | MB MB   |
| 203000  | (D) Order re: Costs (Supreme Court)                                                                                                                                                                                                                                                                                                                                        | 07/28/11 | DRG      | 000    |        |        |        | MB MB   |
| 204000  | Transcript of Proceedings 8/1/11                                                                                                                                                                                                                                                                                                                                           | 08/05/11 | DRG      | 000    |        |        |        | MB MB   |
| 205000  | (D) Response to Objections to Proposed Order<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                                                                                     | 08/08/11 | DRG      | OTH009 |        |        |        | MB MB   |
| 206000  | (D) Reply in Support of Objections to Proposed Order Denying Motions for Summary Judgment<br>Filed by ITV006-Scyphers, Thomas J., ITV007-Scyphers, Kathleen M., OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M.                                                                                                                                                 | 08/10/11 | DRG      | ITV006 |        |        |        | MB MB   |
| 207000  | (D) Motion to Strike<br>Filed by ITV006-Scyphers, Thomas J., ITV007-Scyphers, Kathleen M., OTH001-Stockton, Bryan, OTH002-Maddi's Friesian Ranch, LLC., OTH003-Davis, David B., OTH004-Davis, Sharon Lynn, OTH005-Jackson, Jerald R., OTH006-Windholz, Irene M., OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M., OTH009-Bentley, J.W., OTH010-Bentley, Maryann | 08/11/11 | DRG      | ITV006 |        |        |        | MB MB   |
| 208000  | (D) Notice of Withdrawal of Motion to Compel Discovery Responses (Without Prejudice)                                                                                                                                                                                                                                                                                       | 08/16/11 | DRG      | OTH009 |        |        |        | HC HC   |
| 209000  | (D) Opposition to Motion to Strike<br>Filed by OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M.                                                                                                                                                                                                                                                                  | 08/19/11 | DRG      | OTH007 |        |        |        | MB MB   |
| 210000  | (D) Order                                                                                                                                                                                                                                                                                                                                                                  | 08/24/11 | DRG      | 000    |        |        |        | MB MB   |
| 211000  | (D) Order                                                                                                                                                                                                                                                                                                                                                                  | 08/24/11 | DRG      | 000    |        |        |        | MB MB   |
| 212000  | (D) Reply to Opposition to Motion to Strike<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                                                                                      | 08/26/11 | DRG      | OTH009 |        |        |        | MB MB   |
| 213000  | (D) Notice of Entry of Order                                                                                                                                                                                                                                                                                                                                               | 08/30/11 | DRG      | OTH017 |        |        |        | MB MB   |
| 214000  | (D) Stipulation to Extend Expert                                                                                                                                                                                                                                                                                                                                           | 08/30/11 | DRG      | OTH009 |        |        |        | MB MB   |

## Witness Disclosure

Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann,  
 ITV001-Hall Ranches, LLC., , ITV006-Scyphers, Thomas J.,  
 ITV007-Scyphers, Kathleen M., ITV003-Scharo, Frank,  
 ITV002-Sheridan Creek Equestrian Center, LLC., ,  
 OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M.,  
 ITV004-Mitchell, Ronald R., ITV005-Mitchell, Ginger G.

| Num/Seq | Description                                                                                                                                                                                                                                                                                                            | Filed    | Received | Party | Routed | Ruling | Closed   | User ID |
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| 215000  | (D) Order Granting Extension of Expert<br>Witness Disclosure                                                                                                                                                                                                                                                           | 08/31/11 |          | DRG   | 000    |        |          | MB MB   |
| 216000  | (D) Notice of Entry of Order                                                                                                                                                                                                                                                                                           | 09/01/11 |          | DRG   | 000    |        |          | MB MB   |
| 217000  | (D) Case Appeal Statement<br>Filed by OTH010-Bentley, Maryann, OTH009-Bentley, J.W.                                                                                                                                                                                                                                    | 09/13/11 |          | DRG   | OTH010 |        |          | MB MB   |
| 218000  | Receipt for Documents (Supreme Court)                                                                                                                                                                                                                                                                                  | 09/16/11 |          | DRG   | 000    |        |          | HC HC   |
| 219000  | (D) Bentley's Expert Witness Disclosure<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                                      | 10/17/11 |          | DRG   | OTH009 |        |          | MB MB   |
| 220000  | (D) Notice of Change of Law Firm<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                                             | 10/31/11 |          | DRG   | OTH009 |        |          | MB MB   |
| 221000  | (D) Bentley's Objections to Intervenor's<br>Trial Exhibits<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                   | 12/22/11 |          | DRG   | OTH009 |        |          | MB MB   |
| 222000  | (D) Objection to Bentley's Proposed<br>Trial Exhibits and Documents<br>Filed by ITV006-Scyphers, Thomas J., ITV007-Scyphers, Kathleen<br>M., OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M.,<br>ITV002-Sheridan Creek Equestrian Center, LLC., , ITV004-Mitchell,<br>Ronald R., ITV005-Mitchell, Ginger G. | 12/29/11 |          | DRG   | ITV006 |        |          | MB MB   |
| 223000  | (D) Motion for Judicial View of the<br>Premises<br>Filed by ITV001-Hall Ranches, LLC., , ITV006-Scyphers, Thomas J.,<br>ITV007-Scyphers, Kathleen M., OTH007-Forrester, Donald S.,<br>OTH008-Forrester, Kristina M.                                                                                                    | 12/30/11 |          | DRG   | ITV001 | Ruled  | 01/09/12 | MB JT   |
| 224000  | (D) Intervenor's Trial Statement<br>Filed by ITV001-Hall Ranches, LLC., , ITV002-Sheridan Creek<br>Equestrian Center, LLC., , ITV004-Mitchell, Ronald R.,<br>ITV005-Mitchell, Ginger G., ITV006-Scyphers, Thomas J.,<br>ITV007-Scyphers, Kathleen M.                                                                   | 12/30/11 |          | DRG   | ITV001 |        |          | MB MB   |
| 225000  | (D) Bentley's Pretrial Statement<br>Filed by RPI017-Bentley, Maryann, RPI016-Bentley, J.W.                                                                                                                                                                                                                             | 12/30/11 |          | DRG   | RPI017 |        |          | MB MB   |
| 226000  | (D) Motion in Limine No. 1                                                                                                                                                                                                                                                                                             | 12/30/11 |          | DRG   | RPI016 | Ruled  | 01/09/12 | MB JT   |

Filed by RPI016-Bentley, J.W., RPI017-Bentley, Maryann

| Num/Seq | Description                                                                                                                                                                                                                                                                                                                                                                           | Filed    | Received | Party | Routed | Ruling | Closed   | User ID |
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| 227000  | (D) Partial Opposition to Motion for Judicial View of the Premises<br>Filed by RPI016-Bentley, J.W., RPI017-Bentley, Maryann                                                                                                                                                                                                                                                          | 01/04/12 |          | DRG   | RPI016 |        |          | MB MB   |
| 228000  | (D) Opposition to Motion in Limine or in the Alternative Motion for Continuance and Order Requiring Independent Studies of Groundwater Loss                                                                                                                                                                                                                                           | 01/06/12 |          | DRG   | RES001 |        |          | PG PG   |
| 229000  | (D) Stipulation (Regarding Mitchell Transcript)                                                                                                                                                                                                                                                                                                                                       | 01/06/12 |          | DRG   | 000    |        |          | PG PG   |
| 230000  | (D) Response to Opposition to Motion in Limine No. 1 and Motion to Continue Trial                                                                                                                                                                                                                                                                                                     | 01/06/12 |          | DRG   | OTH009 |        |          | PG PG   |
| 231000  | (D) Errata to Intervenor's Trial Statement Filed by ITV001-Hall Ranches, LLC., , ITV002-Sheridan Creek Equestrian Center, LLC., , ITV003-Scharo, Frank, ITV004-Mitchell, Ronald R., ITV005-Mitchell, Ginger G., ITV006-Scyphers, Thomas J., ITV007-Scyphers, Kathleen M.                                                                                                              | 01/06/12 |          | DRG   | ITV001 |        |          | MB MB   |
| 232000  | (D) Opposition to Motion in Limine No. 1<br>Filed by ITV001-Hall Ranches, LLC., , ITV002-Sheridan Creek Equestrian Center, LLC., , ITV003-Scharo, Frank, ITV004-Mitchell, Ronald R., ITV005-Mitchell, Ginger G., ITV006-Scyphers, Thomas J., ITV007-Scyphers, Kathleen M.                                                                                                             | 01/06/12 |          | DRG   | ITV001 |        |          | MB MB   |
| 233000  | (D) Transcript of Proceedings 1/13/12                                                                                                                                                                                                                                                                                                                                                 | 01/17/12 |          | DRG   | 000    |        |          | MB MB   |
| 234000  | (D) Transcript of Proceedings 1/13/12                                                                                                                                                                                                                                                                                                                                                 | 01/24/12 |          | DRG   | 000    |        |          | MB MB   |
| 235000  | (D) Order Dismissing Appeal (Supreme Court)                                                                                                                                                                                                                                                                                                                                           | 01/25/12 |          | DRG   | 000    |        |          | MB MB   |
| 236000  | (D) Objection to Proposed Order<br>Filed by OTH010-Bentley, Maryann, OTH009-Bentley, J.W.                                                                                                                                                                                                                                                                                             | 01/27/12 |          | DRG   | OTH010 |        |          | MB MB   |
| 237000  | (D) Objection to Proposed Order and Motion to Make Additional Findings of Fact, Conclusions of Law, Order and Judgment<br>Filed by OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M., ITV007-Scyphers, Kathleen M., ITV006-Scyphers, Thomas J., ITV003-Scharo, Frank, ITV004-Mitchell, Ronald R., ITV005-Mitchell, Ginger G., ITV002-Sheridan Creek Equestrian Center, LLC., | 02/01/12 |          | DRG   | OTH007 | Ruled  | 04/05/12 | MB JT   |
| 238000  | (D) Transcript of Proceedings (Bench Trial) Volume 1 - 1/9/12                                                                                                                                                                                                                                                                                                                         | 02/03/12 |          | DRG   | 000    |        |          | MB MB   |
| 239000  | (D) Transcript of Proceedings (Bench Trial)                                                                                                                                                                                                                                                                                                                                           | 02/03/12 |          | DRG   | 000    |        |          | MB MB   |

Trial) Volume 2 - 1/11/12

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| 240000  | (D) Transcript of Proceedings (Bench Trial) Volume 3 - 1/12/12                                                                                                                                                                                                                                          | 02/03/12 |          | DRG   | 000    |        |          | MB MB   |
| 241000  | (D) Transcript of Proceedings (Bench Trial) Volume 4 - 1/13/12                                                                                                                                                                                                                                          | 02/03/12 |          | DRG   | 000    |        |          | MB MB   |
| 242000  | (D) Objection to Intervenor's Proposed Order<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                  | 02/07/12 |          | DRG   | OTH009 |        |          | MB MB   |
| 243000  | (D) Reply in Support of Objections And Motion<br>Filed by OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M.                                                                                                                                                                                    | 02/15/12 |          | DRG   | OTH007 |        |          | BW BW   |
| 244000  | Request for Submission                                                                                                                                                                                                                                                                                  | 02/15/12 |          | DRG   | 000    |        |          | BW BW   |
| 245000  | (D) Remittitur (Supreme Court)                                                                                                                                                                                                                                                                          | 02/22/12 |          | DRG   | 000    |        |          | MB MB   |
| 246000  | (D) Clerk's Certificate - Supreme Court                                                                                                                                                                                                                                                                 | 02/22/12 |          | DRG   | 000    |        |          | MB MB   |
| 247000  | (D) Order Dismissing Appeal                                                                                                                                                                                                                                                                             | 02/22/12 |          | DRG   | 000    |        |          | MB MB   |
| 248000  | (D) Affidavit of Thomas J. Scyphers in Support of Third Motion for Division of Water and for Clarification of Prior Order                                                                                                                                                                               | 03/23/12 |          | DRG   | ITV006 |        |          | MB MB   |
| 249000  | (D) - Third Motion For Division of Water And For Clarification of Prior Order                                                                                                                                                                                                                           | 03/23/12 | 04/16/12 | DRG   | OTH007 | Moot   | 01/04/13 | MB JT   |
| 250000  | (D) Opposition to Third Motion for Division of Water and for Clarification of Prior Order                                                                                                                                                                                                               | 03/30/12 |          | DRG   | RES001 |        |          | MB MB   |
| 251000  | (D) Opposition to Third Motion for Division of Water and for Clarification of Prior Order<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                     | 04/03/12 |          | DRG   | OTH009 |        |          | MB MB   |
| 252000  | (D) Findings of Fact, Conclusions of Law, Order and Judgment                                                                                                                                                                                                                                            | 04/05/12 |          | DRG   | 000    |        |          | MB MB   |
| 253000  | (D) Notice of Entry of Judgment                                                                                                                                                                                                                                                                         | 04/10/12 |          | DRG   | 000    |        |          | MB MB   |
| 254000  | (D) Reply in Support of Third Motion for Division of Water and for Clarification of Prior Order<br>Filed by OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M., ITV007-Scyphers, Kathleen M., ITV006-Scyphers, Thomas J., ITV002-Sheridan Creek Equestrian Center, LLC., , ITV003-Scharo, Frank | 04/13/12 |          | DRG   | OTH007 |        |          | MB MB   |



| Num/Seq | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Filed    | Received | Party  | Routed | Ruling | Closed   | User ID |
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| 255000  | (D) Memorandum of Costs<br>Filed by ITV002-Sheridan Creek Equestrian Center, LLC., ,<br>ITV003-Scharo, Frank, ITV006-Scyphers, Thomas J.,<br>ITV007-Scyphers, Kathleen M., OTH007-Forrester, Donald S.,<br>OTH008-Forrester, Kristina M.                                                                                                                                                                                                                                                                                                                           | 04/13/12 | DRG      | ITV002 |        |        |          | MB MB   |
| 256000  | (D) Order                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 04/25/12 | DRG      | 000    |        |        |          | MB MB   |
| 257000  | (D) Motion for Attorney's Fees<br>Filed by OTH007-Forrester, Donald S., OTH008-Forrester, Kristina<br>M., ITV001-Hall Ranches, LLC., , ITV003-Scharo, Frank,<br>ITV006-Scyphers, Thomas J., ITV007-Scyphers, Kathleen M.,<br>ITV004-Mitchell, Ronald R., ITV005-Mitchell, Ginger G.                                                                                                                                                                                                                                                                                | 04/25/12 | DRG      | OTH007 |        | Ruled  | 01/04/13 | MB JT   |
| 258000  | (D) Association of Attorneys<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 04/27/12 | DRG      | OTH009 |        |        |          | MB MB   |
| 259000  | (D) Stipulation<br>Filed by ITV006-Scyphers, Thomas J., RPI016-Bentley, J.W.,<br>RPI017-Bentley, Maryann, ITV007-Scyphers, Kathleen M.,<br>ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center,<br>LLC., , ITV001-Hall Ranches, LLC., , OTH007-Forrester, Donald S.,<br>OTH008-Forrester, Kristina M., ITV004-Mitchell, Ronald R.,<br>ITV005-Mitchell, Ginger G.                                                                                                                                                                                         | 05/02/12 | DRG      | ITV006 |        |        |          | KW KW   |
| 260000  | Notice of Appeal (D)<br>Filed by RPI018-Kimmerling Trust, , RPI017-Bentley, Maryann,<br>RPI016-Bentley, J.W., RPI015-Luther Creek, , RPI014-Beers Spring,<br>RPI013-Miller Creek, , RPI012-Wheeler Creek No. 2, ,<br>RPI011-Wheeler Creek No. 1, , RPI010-Sharpe Spring, ,<br>RPI009-Gansberg Spring, , RPI008-Sheridan Creek, ,<br>RPI007-Stattdler Creek, , RPI006-Stutler Creek, , RPI005-Bulls<br>Canyon, , RPI004-Monument Creek, , RPI003-Cary Creek, ,<br>RPI002-Taylor Creek, , RPI001-Mott Creek, , RES002-Taylor, Tracy,<br>RES001-State Of Nevada,      | 05/03/12 | DRG      | RPI018 |        |        |          | KW KW   |
| 261000  | Case Appeal Statement (D)<br>Filed by RPI018-Kimmerling Trust, , RPI017-Bentley, Maryann,<br>RPI016-Bentley, J.W., RPI015-Luther Creek, , RPI014-Beers Spring,<br>RPI013-Miller Creek, , RPI012-Wheeler Creek No. 2, ,<br>RPI011-Wheeler Creek No. 1, , RPI010-Sharpe Spring, ,<br>RPI009-Gansberg Spring, , RPI008-Sheridan Creek, ,<br>RPI007-Stattdler Creek, , RPI006-Stutler Creek, , RPI005-Bulls<br>Canyon, , RPI004-Monument Creek, , RPI003-Cary Creek, ,<br>RPI002-Taylor Creek, , RPI001-Mott Creek, , RES002-Taylor, Tracy,<br>RES001-State Of Nevada, | 05/03/12 | DRG      | RPI018 |        |        |          | KW KW   |
| 262000  | Certificate of Deposit (D)<br>Filed by RPI018-Kimmerling Trust, , RPI017-Bentley, Maryann,<br>RPI016-Bentley, J.W., RPI015-Luther Creek, , RPI014-Beers Spring,<br>RPI013-Miller Creek, , RPI012-Wheeler Creek No. 2, ,                                                                                                                                                                                                                                                                                                                                            | 05/03/12 | DRG      | RPI018 |        |        |          | KW KW   |

RPI011-Wheeler Creek No. 1, , RPI010-Sharpe Spring, ,  
 RPI009-Gansberg Spring, , RPI008-Sheridan Creek, ,  
 RPI007-Stattdler Creek, , RPI006-Stutler Creek, , RPI005-Bulls  
 Canyon, , RPI004-Monument Creek, , RPI003-Cary Creek, ,  
 RPI002-Taylor Creek, , RPI001-Mott Creek, , RES002-Taylor, Tracy,  
 RES001-State Of Nevada,

| Num/Seq | Description                                                                                                                                                                                                                                                                                              | Filed    | Received | Party  | Routed | Ruling | Closed   | User ID |
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| 263000  | (D) Order                                                                                                                                                                                                                                                                                                | 05/10/12 | DRG      | 000    |        |        |          | MB MB   |
| 264000  | (D) Receipt for Documents (Supreme Court                                                                                                                                                                                                                                                                 | 05/21/12 | DRG      | 000    |        |        |          | MB MB   |
| 265000  | (D) Corrected Receipt for Documents<br>Supreme Court                                                                                                                                                                                                                                                     | 05/21/12 | DRG      | 000    |        |        |          | MB MB   |
| 266000  | (D) Motion to retax Costs and Opposition<br>to Memorandum of Costs<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                             | 05/22/12 | DRG      | OTH009 |        | Ruled  | 01/04/13 | MB JT   |
| 267000  | (D) Opposition to Motion for Attorney's<br>Fees<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                | 05/22/12 | DRG      | OTH009 |        |        |          | MB MB   |
| 268000  | (D) Reply in Support of Motion for<br>Attorney's Fees<br>Filed by ITV006-Scyphers, Thomas J., ITV007-Scyphers, Kathleen<br>M., OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M.,<br>ITV002-Sheridan Creek Equestrian Center, LLC., , ITV004-Mitchell,<br>Ronald R., ITV005-Mitchell, Ginger G. | 05/25/12 | DRG      | ITV006 |        |        |          | MB MB   |
| 269000  | (D) Opposition to Motion to Retax Costs<br>Filed by ITV002-Sheridan Creek Equestrian Center, LLC., ,<br>ITV004-Mitchell, Ronald R., ITV005-Mitchell, Ginger G.,<br>ITV006-Scyphers, Thomas J., ITV007-Scyphers, Kathleen M.,<br>OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M.               | 05/25/12 | DRG      | ITV002 |        |        |          | MB MB   |
| 270000  | Request for Submission<br>Filed by ITV002-Sheridan Creek Equestrian Center, LLC., ,<br>ITV004-Mitchell, Ronald R., ITV005-Mitchell, Ginger G.,<br>ITV006-Scyphers, Thomas J., ITV007-Scyphers, Kathleen M.,<br>OTH007-Forrester, Donald S., OTH008-Forrester, Kristina M.                                | 05/25/12 | DRG      | ITV002 |        |        |          | MB MB   |
| 271000  | (D) Motion for Leave to File Sur-Reply<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                         | 05/31/12 | DRG      | OTH009 |        | Ruled  | 01/04/13 | MB JT   |
| 272000  | (D) Sur-Reply<br>Filed by OTH009-Bentley, J.W., OTH010-Bentley, Maryann                                                                                                                                                                                                                                  | 05/31/12 | DRG      | OTH009 |        |        |          | MB MB   |
| 273000  | (D) Opposition to Motion For Leave to<br>File Sur-Reply<br>Filed by ITV007-Scyphers, Kathleen M., ITV006-Scyphers, Thomas<br>J., ITV005-Mitchell, Ginger G., ITV004-Mitchell, Ronald R.,                                                                                                                 | 06/06/12 | DRG      | ITV007 |        |        |          | KW KW   |

ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center,  
 LLC., , ITV001-Hall Ranches, LLC.,

| Num/Seq | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Filed    | Received | Party  | Routed | Ruling | Closed | User ID |
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| 274000  | (E) Order Setting Pre-Trial Conference                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 09/13/12 | DRG      | 000    |        |        |        | KW KW   |
| 275000  | (E) Claimant's Supplement to Notice of Exceptions to the Final Order of Determination Regarding Proof of Appropriation No. V-08850; and Motions<br>1.) Motion to Allow Repair of Facilities and Allocation of Costs;<br>2.) Motion to Recognize Stockwater Rights<br>3.) Motion to Correct State Engineer's Errors in Acreage<br>4.) Motion to Condition Water Rights<br>and Affidavit of Edward H. Groenendyke in Support                                                                             | 09/21/12 | DRG      | 000    |        |        |        | KW KW   |
| 276000  | (D) Request for Transcript of Proceeding                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 09/24/12 | DRG      | 000    |        |        |        | KW KW   |
| 277000  | (D) Certification of Compliance Re: Request for Transcript                                                                                                                                                                                                                                                                                                                                                                                                                                             | 09/24/12 | DRG      | 000    |        |        |        | KW KW   |
| 278000  | (D) Request for Filing of Transcript of Proceedings                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 09/24/12 | DRG      | 000    |        |        |        | KW KW   |
| 279000  | (E) Points and Authorities of Jerald R. Jackson, Trustee of the Jerald R. Jackson 1975 Trust, as Amended, and Irene M. Windholz Trustee of the Iren M. Windholz Trust Dated August 11, 1992, in Opposition to Motions of Edward H. Groenendyke Family Trust                                                                                                                                                                                                                                            | 10/09/12 | DRG      | 000    |        |        |        | MB MB   |
| 280000  | Declaration of Jerald R. Jackson                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 10/09/12 | DRG      | 000    |        |        |        | MB MB   |
| 281000  | (D-1) Order                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 10/11/12 | DRG      | 000    |        |        |        | KW KW   |
| 282000  | (E) Errata to Exhibit 3 to the Affidavit of Edward H. Groenendyke in Support of teh Claimant's Supplement to Notice of Exceptions to the Final Order of Determination Regarding Proof of Appropriation No. V-08850 and Motions<br>1) Motion to Allow Repair of Facilities and Allocation of Costs;<br>2) Motion to Recognize Stockwater Rights<br>3) Motion to Correct State Engineer's Error's in Acreage<br>4) Motion to Condition Water Rights<br>and Affidavit of Edward H. Groenendyke in Support | 10/12/12 | DRG      | OTH011 |        |        |        | KW KW   |
| 283000  | (E) Response to Groenendyke's Supplement to Notice of Exceptions to the Final Order of Determination                                                                                                                                                                                                                                                                                                                                                                                                   | 10/12/12 | DRG      | RES001 |        |        |        | KW KW   |
| 284000  | (D-1) Notice of Intent to Defend<br>Filed by ITV007-Scyphers, Kathleen M., ITV006-Scyphers, Thomas J., ITV005-Mitchell, Ginger G., ITV004-Mitchell, Ronald R., ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center,                                                                                                                                                                                                                                                                          | 10/17/12 | DRG      | ITV007 |        |        |        | KW KW   |

LLC., , ITV001-Hall Ranches, LLC.,

| Num/Seq | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Filed    | Received | Party | Routed | Ruling        | Closed   | User ID |
|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------|-------|--------|---------------|----------|---------|
| 285000  | (E) Reply by Claimant Groenendyke<br>Family Trusts in Support of Supplement and Motions                                                                                                                                                                                                                                                                                                                                                                                                                     | 10/22/12 |          | DRG   | OTH011 |               |          | KW KW   |
| 286000  | (E) Opposition to Claimant's Supplement<br>Notice of Exceptions to the Final Order of Determination<br>Regarding Proof of Appropriation No. V-08850; And Motion<br>1) Motion to Allow Repair of Facilities and Allocation of<br>Costs;<br>2) Motion to Recognize Stockwater Rights;<br>3) Motion to Correct State Engineer's Errors in Acreage;<br>4) Motion to Condition Water Rights;<br>and Affidavit of Edward H. Groenendyke in Support                                                                | 10/25/12 |          | DRG   | RPI017 |               |          | KW KW   |
| 287000  | (D1) Opening Brief of J.W. Bentley and<br>Maryann Bentley                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 11/05/12 |          | DRG   | 000    |               |          | HC HC   |
| 288000  | (D1) Request for Judicial Notice                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 11/05/12 |          | DRG   | 000    |               |          | HC HC   |
| 289000  | Initial Appearance Fee Disclosure<br>Filed by OTH018-Douglas, Myles S, OTH019-Douglas, Amy B                                                                                                                                                                                                                                                                                                                                                                                                                | 11/06/12 |          | DRG   | OTH018 |               |          | KW KW   |
| 290000  | (E) Opposition to Claimant's Supplement<br>to Notice of Exceptions to the Final ROrder of Determination<br>Regarding Proof of Appropriation No. V-08850; and Motions<br>1) Motion to Allow Repairs of Facilities and Allocation of<br>Costs;<br>2) Motion to Recognize Stockwater Rights<br>3) Motion to Correct State Engineer's Errors in Acreage;<br>4) Motion to Condition Water Rights<br>and Affidavit of Edward H. Groenendyke in Support<br>Filed by OTH018-Douglas, Myles S, OTH019-Douglas, Amy B | 11/06/12 |          | DRG   | OTH018 |               |          | KW JT   |
| 291000  | (E) Hearing Statement of Jerald R.<br>Jackson, Trustee of the Jerald R. Jackson 1975 Trust, as Amended,<br>and Irene M. Windholz, Trustee of the Irene M. Windholz Trust<br>Dated August 11, 1992                                                                                                                                                                                                                                                                                                           | 11/08/12 |          | DRG   | 000    |               |          | KW MB   |
| 292000  | (D1) Second Request for Judicial Notice<br>Filed by OTH010-Bentley, Maryann, OTH009-Bentley, J.W.                                                                                                                                                                                                                                                                                                                                                                                                           | 11/13/12 |          | DRG   | OTH010 |               |          | KW KW   |
| 293000  | (E) List of Exhibits and Witnesses                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 11/29/12 |          | DRG   | RES001 |               |          | BW BW   |
| 294000  | Order                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 01/04/13 |          | DRG   | 000    |               |          | PG PG   |
| 295000  | Judgment Entered<br>Judgment                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 01/07/13 | 01/07/13 | DRG   | 000    | 01/07/13 Moot | 01/07/13 | PG PG   |
| 296000  | Notice of Recorded Judgment<br>Judgment                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 01/07/13 | 01/07/13 | DRG   | 000    | 01/07/13 Moot | 01/07/13 | PG PG   |

| Num/Seq | Description                                                                                                                                                                                                                                                                    | Filed    | Received | Party  | Routed | Ruling | Closed   | User | ID |
|---------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------|--------|--------|--------|----------|------|----|
| 297000  | (D) Notice of Entry of Order<br>Filed by ITV007-Scyphers, Kathleen M., ITV006-Scyphers, Thomas J., ITV005-Mitchell, Ginger G., ITV004-Mitchell, Ronald R., ITV003-Scharo, Frank, ITV002-Sheridan Creek Equestrian Center, LLC., , ITV001-Hall Ranches, LLC.,                   | 01/09/13 | DRG      | ITV007 |        |        |          | KW   | KW |
| 298000  | Transcript of Proceedings(E)-11/30/12                                                                                                                                                                                                                                          | 01/18/13 | DRG      | 000    |        |        |          | PG   | PG |
| 299000  | (D-1) Motion to Accept Filing of Opening Brief as Timely                                                                                                                                                                                                                       | 01/18/13 | DRG      | PET001 |        | Ruled  | 02/14/13 | PG   | BH |
| 300000  | (D-1) Opening Brief of Petitioners Joy Smith, Daniel Barden and Elaine Barden                                                                                                                                                                                                  | 01/22/13 | DRG      | PET001 |        |        |          | PG   | PG |
| 301000  | (D) Notice of Appeal                                                                                                                                                                                                                                                           | 02/04/13 | NTY      | OTH009 |        |        |          | HC   | HC |
| 302000  | (D) Case Appeal Statement                                                                                                                                                                                                                                                      | 02/04/13 | NTY      | OTH009 |        |        |          | HC   | HC |
| 303000  | Notice of Release                                                                                                                                                                                                                                                              | 02/04/13 | NTY      | ITV001 |        |        |          | HC   | HC |
| 304000  | (D1) Request for Submission                                                                                                                                                                                                                                                    | 02/05/13 | NTY      | OTH009 |        |        |          | PG   | PG |
| 305000  | (D1) Request for Submission                                                                                                                                                                                                                                                    | 02/05/13 | NTY      | RPI016 |        |        |          | PG   | PG |
| 306000  | (D1) Motion for Extension of Time to File a Response                                                                                                                                                                                                                           | 02/07/13 | NTY      | RES001 |        | Ruled  | 02/14/13 | PG   | BH |
| 307000  | (D) Motion for Extension of Time to File Responses                                                                                                                                                                                                                             | 02/12/13 | NTY      | ITV006 |        | Ruled  | 02/14/13 | PG   | BH |
| 308000  | (D1) Order                                                                                                                                                                                                                                                                     | 02/13/13 | NTY      | 000    |        |        |          | PG   | PG |
| 309000  | (D) Receipt for Documents (Supreme Court)                                                                                                                                                                                                                                      | 02/15/13 | NTY      | 000    |        |        |          | PG   | PG |
| 310000  | (D) Order Dismissing Appeal                                                                                                                                                                                                                                                    | 02/19/13 | NTY      | 000    |        |        |          | PG   | PG |
| 311000  | (D1) Answering Brief to Petitioner's Opening Brief                                                                                                                                                                                                                             | 03/13/13 | NTY      | RES001 |        |        |          | PG   | PG |
| 312000  | (D1) Intervenor's Request for Judicial Notice<br>Filed by ITV001-Hall Ranches, LLC., , ITV002-Sheridan Creek Equestrian Center, LLC., , ITV003-Scharo, Frank, ITV004-Mitchell, Ronald R., ITV005-Mitchell, Ginger G., ITV006-Scyphers, Thomas J., ITV007-Scyphers, Kathleen M. | 03/15/13 | NTY      | ITV001 |        |        |          | MB   | MB |
| 313000  | (D1) Intervenor's Request for Oral Argument<br>Filed by ITV001-Hall Ranches, LLC., , ITV002-Sheridan Creek Equestrian Center, LLC., , ITV003-Scharo, Frank, ITV004-Mitchell, Ronald R., ITV005-Mitchell, Ginger G., ITV006-Scyphers, Thomas                                    | 03/15/13 | NTY      | ITV001 |        |        |          | MB   | MB |

J., ITV007-Scyphers, Kathleen M.

| Num/Seq | Description                                                                                                                                                                                                                                                                                                  | Filed    | Received | Party  | Routed | Ruling | Closed | User ID |
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| 314000  | (D1) Intervenor's Answering Brief to<br>Petitioners' Opening Brief<br>Filed by ITV001-Hall Ranches, LLC., , ITV002-Sheridan Creek<br>Equestrian Center, LLC., , ITV003-Scharo, Frank, ITV004-Mitchell,<br>Ronald R., ITV006-Scyphers, Thomas J., ITV005-Mitchell, Ginger<br>G., ITV007-Scyphers, Kathleen M. | 03/15/13 | NTY      | ITV001 |        |        |        | MB MB   |
| 315000  | (D) Order Dismissing Appeal                                                                                                                                                                                                                                                                                  | 03/15/13 | NTY      | 000    |        |        |        | MB MB   |
| 316000  | (D) Remittitur                                                                                                                                                                                                                                                                                               | 03/18/13 | NTY      | 000    |        |        |        | HC HC   |
| 317000  | (D) Clerk's Certificate                                                                                                                                                                                                                                                                                      | 03/18/13 | NTY      | 000    |        |        |        | HC HC   |
| 318000  | (D) Order Dismissing Appeal (Supreme Ct.                                                                                                                                                                                                                                                                     | 03/18/13 | NTY      | 000    |        |        |        | HC HC   |
| 319000  | (D-1) Stipulation and Order for<br>Extension of Time to File Replies to Answering Briefs<br>Filed by PET001-Smith, Joy, PET002-Barden, Daniel, PET003-Barden,<br>Elaine                                                                                                                                      | 03/28/13 | NTY      | PET001 |        |        |        | MB MB   |
| 320000  | Request to Submit<br>Filed by PET001-Smith, Joy, PET002-Barden, Daniel, PET003-Barden,<br>Elaine                                                                                                                                                                                                             | 03/28/13 | NTY      | PET001 |        |        |        | MB MB   |
| 321000  | (D-1) Order                                                                                                                                                                                                                                                                                                  | 04/02/13 | NTY      | 000    |        |        |        | PG PG   |
| 322000  | (D-1) Notice of Entry of Order                                                                                                                                                                                                                                                                               | 04/04/13 | MPG      | PET001 |        |        |        | PG PG   |
| 323000  | Clerk's Certificate (Supreme Court)                                                                                                                                                                                                                                                                          | 04/15/13 | NTY      | 000    |        |        |        | PG PG   |
| 324000  | Remittitur (Supreme Court)                                                                                                                                                                                                                                                                                   | 04/15/13 | NTY      | 000    |        |        |        | PG PG   |
| 325000  | Order Dismissing Appeal                                                                                                                                                                                                                                                                                      | 04/15/13 | NTY      | 000    |        |        |        | PG PG   |
| 326000  | (D1) Reply to J.W. Bentley and MaryAnn<br>Bentley to Intervenor's Answering Brief                                                                                                                                                                                                                            | 04/15/13 | NTY      | OTH009 |        |        |        | PG PG   |
| 327000  | (D1) Reply of J. W. Bentley and MaryAnn<br>Bentley to Answering Brief of Jason King, P.E., Nevada State<br>Engineer                                                                                                                                                                                          | 04/15/13 | NTY      | OTH009 |        |        |        | PG PG   |
| 328000  | (D1) Motion to Strike State Engineer's<br>Exhibits                                                                                                                                                                                                                                                           | 04/15/13 | NTY      | OTH009 |        |        |        | PG PG   |
| 329000  | (D1) Second Notice of Intent to Defend                                                                                                                                                                                                                                                                       | 04/29/13 | NTY      | ITV006 |        |        |        | PG PG   |
| 330000  | Order Releasing Bonds                                                                                                                                                                                                                                                                                        | 05/06/13 | NTY      | 000    |        |        |        | PG PG   |
| 331000  | (D) Notice of Entry of Order                                                                                                                                                                                                                                                                                 | 05/10/13 | NTY      | OTH009 |        |        |        | HC HC   |

| Num/Seq | Description                                                                                           | Filed    | Received | Party  | Routed | Ruling | Closed | User ID |
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| 332000  | (E) Notice of Change of Address                                                                       | 05/16/13 | NTY      | 000    |        |        | HC     | HC      |
| 333000  | (D-1) Joinder in Intervenor's Request<br>for Oral Argument                                            | 06/07/13 | NTY      | PET001 |        |        | PG     | KW      |
| 334000  | (D-1) Reply Brief of Petitioners Joy<br>Smith, Daniel Barden and Elaine Barden                        | 06/07/13 | NTY      | PET001 |        |        | PG     | PG      |
| 335000  | Order Setting Hearing                                                                                 | 08/08/13 | NTY      | 000    |        |        | PG     | DG      |
| 336000  | Request for Assignment of Judge                                                                       | 08/29/13 | NTY      | 000    |        |        | PG     | PG      |
| 337000  | Memorandum of Temporary Assignment                                                                    | 09/11/13 | DRG      | 000    |        |        | HC     | HC      |
| 338000  | (E) Transcript of Proceedings                                                                         | 09/16/13 | DRG      | 000    |        |        | HC     | HC      |
| 339000  | (DI) Transcript of Proceedings                                                                        | 09/16/13 | DRG      | 000    |        |        | HC     | HC      |
| 340000  | Transcript of Proceedings-Oral<br>Arguments on Petition for Judicial Review 10/17/13                  | 11/19/13 | NTY      | 000    |        |        | PG     | PG      |
| 341000  | (D1) Order                                                                                            | 11/27/13 | NTY      | 000    |        |        | PG     | PG      |
| 342000  | (D1) Memorandum of Costs                                                                              | 12/04/13 | NTY      | ITV006 |        |        | PG     | PG      |
| 343000  | (D1) Notice of Entry of Order                                                                         | 12/04/13 | NTY      | ITV006 |        |        | PG     | PG      |
| 344000  | (D1) Opposition to Memorandum of Costs<br>and Motion to Retax and Settle Costs                        | 12/09/13 | NTY      | OTH009 |        |        | PG     | PG      |
| 345000  | (D1) Joinder in Opposition to Memorandum<br>of Costs and Motion to Retax and Settle Costs             | 12/10/13 | NTY      | PET001 |        |        | PG     | PG      |
| 346000  | Certificate of Service<br>Filed by PET003-Barden, Elaine, PET002-Barden, Daniel,<br>PET001-Smith, Joy | 12/11/13 | NTY      | PET003 |        |        | DG     | DG      |
| 349000  | Affidavit of Service                                                                                  | 12/12/13 | NTY      | 000    |        |        | MB     | MB      |
| 348000  | Motion to Amend Order to Include an<br>Award of Costs                                                 | 12/18/13 | NTY      | ITV006 |        |        | PG     | PG      |
| 347000  | Withdrawal of Memorandum of Costs<br>Without Prejudice                                                | 12/18/13 | NTY      | ITV006 |        |        | PG     | PG      |
| 350000  | D1 - Notice of Appeal                                                                                 | 12/23/13 | NTY      | 000    |        |        | BW     | BW      |
| 351000  | D1 - Case Appeal Statement                                                                            | 12/23/13 | NTY      | 000    |        |        | BW     | BW      |
| 352000  | (E) Order                                                                                             | 12/26/13 | DRG      | 000    |        |        | PG     | PG      |

| Num/Seq | Description                                                                                                                                                                                                                                           | Filed    | Received | Party | Routed | Ruling | Closed | User ID |
|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------|-------|--------|--------|--------|---------|
| 353000  | (D1) Opposition to Motion to Amend Order 12/27/13 to Include an Award of Costs                                                                                                                                                                        |          |          | NTY   | OTH009 |        |        | PG PG   |
| 354000  | (D1) Reply in Support of Motion to Amend Order to Include an Award of Costs                                                                                                                                                                           |          |          | NTY   | ITV006 |        |        | PG PG   |
| 355000  | (D1) Joinder in Opposition to Memorandum of Costs and Motion to Amend Order to Include an Award of Costs                                                                                                                                              |          |          | NTY   | PET001 |        |        | PG PG   |
| 356000  | (E) Notice of Entry of Order                                                                                                                                                                                                                          | 01/09/14 |          | NTY   | DEF001 |        |        | PG PG   |
| 357000  | (D-1) Receipt for Documents (Supreme Court)                                                                                                                                                                                                           | 01/14/14 |          | DRG   | 000    |        |        | PG PG   |
| 358000  | (D-1) Request for Filing of Transcript of Proceedings                                                                                                                                                                                                 | 01/21/14 |          | NTY   | PLT002 |        |        | PG PG   |
| 359000  | (D-1) Order                                                                                                                                                                                                                                           | 04/10/14 |          | NTY   | 000    |        |        | PG PG   |
| 360000  | Reply to Opposition to Memorandum of Costs and Opposition to Motion to Retax and Settle Costs                                                                                                                                                         | 04/18/14 |          | NTY   | ITV006 |        |        | PG PG   |
| 361000  | (F) Application for Withdrawal of Attorney                                                                                                                                                                                                            | 06/30/14 |          | NTY   | OTH014 |        |        | PG PG   |
| 362000  | (F) Order Granting Application for Withdrawal of Attorney                                                                                                                                                                                             | 07/01/14 |          | NTY   | 000    |        |        | PG PG   |
| 363000  | (F) Notice of Entry of Order                                                                                                                                                                                                                          | 07/08/14 |          | NTY   | OTH014 |        |        | PG PG   |
| 364000  | Order                                                                                                                                                                                                                                                 | 07/14/14 |          | NTY   | 000    |        |        | DM DM   |
| 365000  | (D) Notice of Entry of Order                                                                                                                                                                                                                          | 07/17/14 |          | NTY   | 000    |        |        | PG PG   |
| 366000  | (E) Comments of Jerald R. Jackson, Trustee of the Jerald R. Jackson 1975 Trust, as Amended, and Irene M. Windholz, Trustee of the Irene M. Windholz Trust Dated August 11, 1992 on Proposed Findings of Fact, Conclusions of Law, Judgment and Decree | 07/23/14 |          | NTY   | OTH005 |        |        | PG PG   |
| 367000  | Memorandum of Costs After Judgments                                                                                                                                                                                                                   | 07/29/14 |          | NTY   | INT001 |        |        | PG PG   |
| 368000  | (F) Request to Modify Proposed Order                                                                                                                                                                                                                  | 07/29/14 |          | NTY   | OTH002 |        |        | PG MB   |
| 369000  | (D-1) Case Appeal Statement Filed by PET008-Bentley, Maryann, PET007-Bentley, J. W., PET006-Barden, Elaine, PET005-Barden, Daniel                                                                                                                     | 08/12/14 |          | NTY   | PET008 |        |        | MB MB   |
| 370000  | (D-1) Joint Notice of Appeal Filed by PET008-Bentley, Maryann, PET007-Bentley, J. W.,                                                                                                                                                                 | 08/12/14 |          | NTY   | PET008 |        |        | MB MB   |



PET006-Barden, Elaine, PET005-Barden, Daniel

BEGIN JUDGMENT(S) - CASE HISTORY

001 MONEY JUDGMENT

ORIGINAL JUDGMENT

Judgment Against: Bentley Family Trust 1995 Trust  
Bentley, J.W.  
Bentley, Maryann  
Mott Creek

Judgment in Favor of: Hall Ranches, LLC., et al

Judgment Entry Date: 01/07/13

Amount of Judgment: \$7,127.05

Interest Amount: \$.00

Court Costs: \$.00

Attorney Fee: \$.00

END JUDGMENT(S) - CASE HISTORY

Consolidated Case No. 08-CV-0363-DE  
Case No. 12-CV-0141  
Case No. 13-CV-012013 NOV 27 AM 9:33

Dept. No. I

FILED  
T. J. HAN  
CLERK  
BY *[Signature]* DEPUTY

RECEIVED

NOV 27

DOUGLAS COUNTY  
DISTRICT COURT

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF DOUGLAS

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 Carson Valley, Douglas County, Nevada.

J.W. BENTLEY and MARY ANN  
BENTLEY, TRUSTEES OF THE  
BENTLEY FAMILY 1995 TRUST; JOY  
SMITH, DANIEL BARDEN and ELAINE  
BARDEN,

ORDER

Petitioners,

v.

STATE OF NEVADA, OFFICE OF  
THE STATE ENGINEER,

Respondent.

THIS MATTER came before the Court on October 17, 2013, on petitions for judicial review ("Petitions") filed on April 30, 2012, and April 24, 2013. The Petitioners Joy Smith, Daniel Barden and Elaine Barden ("Smith and Barden") were represented by Jessica C. Prunty,

1 Esq., of Dyer, Lawrence, Penrose, Flaherty, Donaldson & Prunty. The Petitioners J.W.  
2 Bentley and Mary Ann Bentley ("Bentleys") were represented by Michael L. Matuska, Esq., of  
3 Matuska Law Offices, Ltd. The Respondent State of Nevada, Office of the State Engineer  
4 ("State Engineer") was represented by Senior Deputy Attorney General Bryan L. Stockton,  
5 Esq. The following individuals and entities participated in defense of the State Engineer, to  
6 wit: Thomas Scyphers, Kathleen Scyphers, Frank Scharo, Sheridan Creek Equestrian Center,  
7 LLC, Donald Forrester, Kristina Forrester, Ronald Mitchell, Ginger Mitchell and Hall  
8 Ranches, LLC, (collectively "Intervenors") and were represented by Thomas J. Hall, Esq.

9  
10 These matters have been fully briefed by the parties. The Court, having read all of the  
11 pleadings, including the petitions, the opening, answering and reply briefs, all requests for  
12 Judicial Notice and the previous orders entered herein. The Court, having also reviewed partial  
13 transcripts of the previous trial held herein, and having heard oral arguments and rendered an  
14 oral decision on October 17, 2013,  
15

16 NOW THEREFORE, the Court makes the following findings, conclusions and orders  
17 as follows:

18 1. On October 11, 2012, this Court ordered two previous Petitions for Judicial  
19 Review, which were filed in Case Nos. 12-CV-0141 and 12-CV-0145, shall be consolidated  
20 "into NJDC Case No. 08-CV-0363 and are hereby assigned the subsection designation of  
21 NJDC Case No. 08-CV-0363-D-1." That Order is hereby confirmed.  
22

23 2. The Motion to Consolidate filed herein on June 13, 2013, is granted and the  
24 Petition for Judicial Review filed under Case No. 13-CV-0121 shall be consolidated with the  
25 ongoing adjudication proceedings under Case No. 08-CV-0363-D-1.  
26

27 3. The Requests for Judicial Notice filed on November 5, 2012, and November 12,  
28 2012, by the Bentleys, and on March 14, 2013, by the Intervenors, are hereby granted.

1           4.     The Petitions are not moot even though the rotation schedules ordered in 2012  
2 and 2013 expired at the end of each irrigation season, as the issues raised by Petitioners are  
3 capable of repetition, yet evading timely appellate review.

4           5.     Water is a scarce and precious resource in the State of Nevada and every effort  
5 should be made to conserve all available water resources.

6           6.     Water is important for drinking and it is important for the rest of our lives, for  
7 everything that the parties here use it for, for livestock, for agriculture, for ponds for fish and  
8 for the enjoyment of life.

9           7.     There is not enough water available in this part of the country for everything  
10 that all of the parties want to use it for.

11           8.     On August 14, 2008, the State Engineer filed his Final Order of Determination  
12 which provides for the parties' water rights as follows (at page 194):

13           The diversion rates for the north and south split of Sheridan Creek are based on  
14 a spring and early summer average stream flow of 3.5 c.f.s. Flow and diversion  
15 rates during periods of drought and middle to late irrigation season will  
16 generally be less than the rates determined in the Preliminary Order of  
17 Determination. Therefore, all parties will have to share the water shortage  
18 during periods of low flow. The total diversion from either the north or south  
19 split can be used in its entirety in a rotation system of irrigation.

20           [Emphasis added.]

21           9.     Pursuant to NRS 533.450(10), "[t]he decision of the State Engineer shall be  
22 prima facie correct, and the burden of proof shall be upon the party attacking the same."

23           10.    On appeal, the function of this Court is to review the evidence on which the  
24 State Engineer based his decision, and ascertain whether the evidence supports the decision. If  
25 so, the Court is bound to sustain the State Engineer's decision. State Engineer v. Curtis Park,  
26 101 Nev. 30, 32, 692 P.2d 495 (1985).  
27

1           11.     In the absence of an agreement of the parties pursuant to NRS 533.075, the  
2 Court may by its orders fix the times when, by rotation, the whole may be used by each at  
3 different times in proportion to their respective rights.

4           12.     This Court entered Findings of Fact, Conclusions of Law and Judgment, on  
5 April 5, 2012 ("Judgment"), ordering the State Engineer to impose a rotation schedule on the  
6 water rights from the North Diversion of Sheridan Creek and tributaries subject to certain  
7 conditions stated in the Judgment.

8           13.     Whenever the flow in the North Diversion of Sheridan Creek and tributaries is  
9 below 2.0 cubic feet per second (cfs), a rotation schedule would be needed to avoid injury to  
10 the water users.

11           14.     Pursuant to the Judgment entered herein by District Judge David R. Gamble  
12 (Retired), on April 5, 2012, when the combined flow from the North Diversion of Sheridan  
13 Creek and tributaries drops below 2.0 cfs, the State Engineer shall impose a rotation schedule.

14           15.     The rotation schedule shall be in effect from the time the North Diversion of  
15 Sheridan Creek flow drops below 2.0 cfs until superseded, until the flow rises to above 2.0 cfs  
16 or until the schedule is stayed or modified by this Court.

17           16.     The rotation schedule shall be prepared at the beginning of each irrigation  
18 season to allow review by this Court, under NRS 533.450, if any party challenges the schedule.

19           17.     Substantial evidence supports this Court's decision and Judgment for rotation  
20 and the State Engineer's implementation of the same.

21           18.     The rotation of the available water has been properly ordered by this Court and  
22 properly implemented by the State Engineer.

23           19.     The Court does not find that the rotation order was illegal.

1           20.    It is not the function of this Court to readdress the prior decision and Judgment  
2 of this Court entered April 5, 2012.

3           21.    The Judgment entered by this Court on April 5, 2012, will not be amended via  
4 these proceedings.

5           22.    This Court has jurisdiction over the action and the parties, and has the legal  
6 authority to order the State Engineer to implement rotation of water during periods of low  
7 flow.

8           23.    The Petition for Judicial Review filed in Case No. 12-CV-0141 is hereby denied  
9 in all regards.

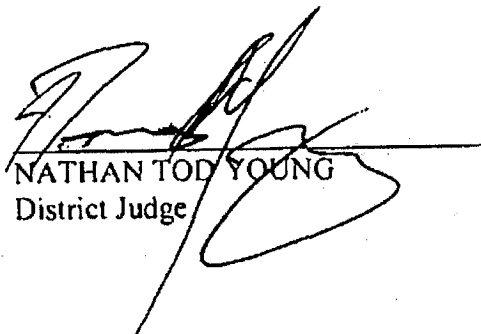
10          24.    The Petition for Judicial Review filed in Case 12-CV-0145 is hereby denied in  
11 all regards.

12          25.    The Petition for Judicial Review filed in Case 13-CV-0121 is hereby denied in  
13 all regards.

14          26.    This Order shall apply in a continuing fashion to all future rotation schedules  
15 imposed until such time as the Final Decree is entered herein.

16                IT IS SO ORDERED.

17                Dated this 27 day of November, 2013.

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22                                 
23                               NATHAN TOD YOUNG  
24                               District Judge

25                Originally submitted by:  
26                Thomas J. Hall, Esq.  
27                Law Offices of Thomas J. Hall

28                Subsequently edited by:  
Nathan Tod Young  
District Judge

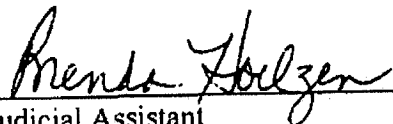
1 Copies served by mail this 27 day of November, 2013, to:

2 Bryan L. Stockton, Esq.  
3 Deputy Attorney General  
4 State of Nevada  
5 100 North Carson Street  
6 Carson City, NV 89701

7 Michael L. Matuska, Esq.  
8 937 Mica Drive, #16A  
9 Carson City, NV 89705

10 Thomas J. Hall, Esq.  
11 P. O. Box 3948  
12 Reno, NV 89505-3948

13 Jessica C. Prunty, Esq.  
14 2805 Mountain Street  
15 Carson City, NV 89703

  
Judicial Assistant

ORIGINAL

Consolidated Case No.: 08-CV-0363-D1  
Case No.: 12-CV-0141  
Case No.: 13-CV-0121

Dept. No.: I

Thomas J. Hall, Esq.  
Nevada State Bar No. 675  
305 South Arlington Avenue  
Post Office Box 3948  
Reno, Nevada 89505  
Telephone: 775-348-7011  
Facsimile: 775-348-7211

RECEIVED

DEC 04 2013

DOUGLAS COUNTY  
DISTRICT COURT CLERK

FILED

2013 DEC -4 PM 12:44

TED THIRAN  
CLERK  
BY *[Signature]* DEPUTY

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR DOUGLAS COUNTY

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 Carson Valley, Douglas  
County, Nevada.

NOTICE OF ENTRY  
OF ORDER

J.W. BENTLEY and MARYANN BENTLEY,  
Trustees of the Bentley Family 1995  
Trust; JOY SMITH, DANIEL BARDEN,  
and ELAINE BARDEN,

Petitioners,

vs.

State of Nevada, Office of the  
State Engineer,

Respondent.

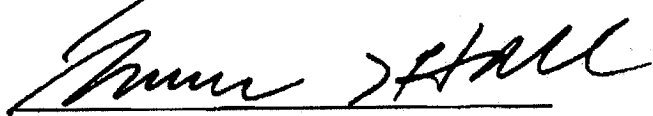


1 PLEASE TAKE NOTICE that the on the 27<sup>th</sup> day of November,  
2 2013, the Court entered its Order in the above-referenced  
3 matter. A copy is attached hereto as Exhibit 1.  
4

5 The undersigned does hereby affirm that the preceding  
6 document does not contain the social security number of any  
7 person.

8 DATED this 2nd day of December, 2013.

9 LAW OFFICES OF THOMAS J. HALL

10   
11 Thomas J. Hall, Esq.  
12 Nevada State Bar No. 675  
13 305 South Arlington Avenue  
14 Post Office Box 3948  
15 Reno, Nevada 89505  
16 Telephone: 775-348-7011  
17 Facsimile: 775-348-7211  
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**CERTIFICATE OF SERVICE BY MAIL**

I certify that I am an employee of Thomas J. Hall, Esq., and that on this date, pursuant to NRCP 5(b), I placed in the U.S. Mail, postage prepaid, a true and correct copy of the preceding document addressed to:

Matuska Law Offices, Ltd.  
Michael L. Matuska, Esq.  
937 Mica Drive, Suite 16A  
Carson City, Nevada 89705

Sheridan Creek Equestrian  
Glenn A. Roberson, Jr.  
281 Tiger Wood Court  
Gardnerville, Nevada 89460

Bryan L. Stockton, Esq.  
Senior Deputy Attorney General  
100 North Carson Street  
Carson City, Nevada 89701

Donald S. Forrester  
Kristina M. Forrester  
913 Sheridan Lane  
Gardnerville, Nevada 89460

Jessica C. Prunty, Esq.  
Dyer, Lawrence, Penrose,  
Flaherty, Donaldson & Prunty  
2805 Mountain Street  
Carson City, Nevada 89703

Frank Scharo  
Post Office Box 1225  
Minden, Nevada 89423

Ronald R. Mitchell  
Ginger G. Mitchell  
Post Office Box 5607  
Stateline, Nevada 89449

DATED this 2<sup>nd</sup> day of December, 2013.

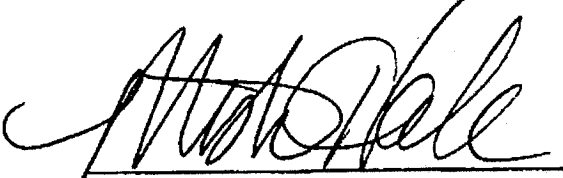
  
Misti Hale

EXHIBIT LIST

EXHIBIT 1: Order entered November 27, 2013.

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**EXHIBIT 1**

**EXHIBIT 1**

RECEIVED

FILED

NOV 27 2013

DOUGLAS COUNTY  
DISTRICT COURT CLERK

2013 NOV 27 AM 9:33

TED THUAN  
CLERK  
P. GREGG  
DEPUTY

Consolidated Case No. 08-CV-0363-D1  
Case No. 12-CV-0141  
Case No. 13-CV-0121

Dept. No. I

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF DOUGLAS

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 Statler 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 Carson Valley, Douglas County, Nevada.

J.W. BENTLEY and MARY ANN  
BENTLEY, TRUSTEES OF THE  
BENTLEY FAMILY 1995 TRUST; JOY  
SMITH, DANIEL BARDEN and ELAINE  
BARDEN,

ORDER

Petitioners,

v.

STATE OF NEVADA, OFFICE OF  
THE STATE ENGINEER,

Respondent.

THIS MATTER came before the Court on October 17, 2013, on petitions for judicial review ("Petitions") filed on April 30, 2012, and April 24, 2013. The Petitioners Joy Smith, Daniel Barden and Elaine Barden ("Smith and Barden") were represented by Jessica C. Prunty,

1 Esq., of Dyer, Lawrence, Penrose, Flaherty, Donaldson & Prunty. The Petitioners J.W.  
2 Bentley and Mary Ann Bentley ("Bentleys") were represented by Michael L. Matuska, Esq., of  
3 Matuska Law Offices, Ltd. The Respondent State of Nevada, Office of the State Engineer  
4 ("State Engineer") was represented by Senior Deputy Attorney General Bryan L. Stockton,  
5 Esq. The following individuals and entities participated in defense of the State Engineer, to  
6 wit: Thomas Scyphers, Kathleen Scyphers, Frank Scharo, Sheridan Creek Equestrian Center,  
7 LLC, Donald Forrester, Kristina Forrester, Ronald Mitchell, Ginger Mitchell and Hall  
8 Ranches, LLC, (collectively "Intervenors") and were represented by Thomas J. Hall, Esq.  
9

10 These matters have been fully briefed by the parties. The Court, having read all of the  
11 pleadings, including the petitions, the opening, answering and reply briefs, all requests for  
12 Judicial Notice and the previous orders entered herein. The Court, having also reviewed partial  
13 transcripts of the previous trial held herein, and having heard oral arguments and rendered an  
14 oral decision on October 17, 2013,  
15

16 NOW THEREFORE, the Court makes the following findings, conclusions and orders  
17 as follows:  
18

19 1. On October 11, 2012, this Court ordered two previous Petitions for Judicial  
20 Review, which were filed in Case Nos. 12-CV-0141 and 12-CV-0145, shall be consolidated  
21 "into NJDC Case No. 08-CV-0363 and are hereby assigned the subsection designation of  
22 NJDC Case No. 08-CV-0363-D-1." That Order is hereby confirmed.

23 2. The Motion to Consolidate filed herein on June 13, 2013, is granted and the  
24 Petition for Judicial Review filed under Case No. 13-CV-0121 shall be consolidated with the  
25 ongoing adjudication proceedings under Case No. 08-CV-0363-D-1.  
26

27 3. The Requests for Judicial Notice filed on November 5, 2012, and November 12,  
28 2012, by the Bentleys, and on March 14, 2013, by the Intervenors, are hereby granted.

1           4.       The Petitions are not moot even though the rotation schedules ordered in 2012  
2 and 2013 expired at the end of each irrigation season, as the issues raised by Petitioners are  
3 capable of repetition, yet evading timely appellate review.

4           5.       Water is a scarce and precious resource in the State of Nevada and every effort  
5 should be made to conserve all available water resources.

6           6.       Water is important for drinking and it is important for the rest of our lives, for  
7 everything that the parties here use it for, for livestock, for agriculture, for ponds for fish and  
8 for the enjoyment of life.

9           7.       There is not enough water available in this part of the country for everything  
10 that all of the parties want to use it for.

11           8.       On August 14, 2008, the State Engineer filed his Final Order of Determination  
12 which provides for the parties' water rights as follows (at page 194):

13           The diversion rates for the north and south split of Sheridan Creek are based on  
14 a spring and early summer average stream flow of 3.5 c.f.s. Flow and diversion  
15 rates during periods of drought and middle to late irrigation season will  
16 generally be less than the rates determined in the Preliminary Order of  
17 Determination. Therefore, all parties will have to share the water shortage  
18 during periods of low flow. The total diversion from either the north or south  
19 split can be used in its entirety in a rotation system of irrigation.

20           [Emphasis added.]

21           9.       Pursuant to NRS 533.450(10), "[t]he decision of the State Engineer shall be  
22 prima facie correct, and the burden of proof shall be upon the party attacking the same."

23           10.       On appeal, the function of this Court is to review the evidence on which the  
24 State Engineer based his decision, and ascertain whether the evidence supports the decision. If  
25 so, the Court is bound to sustain the State Engineer's decision. State Engineer v. Curtis Park  
26 101 Nev. 30, 32, 692 P.2d 495 (1985).  
27

1           11.     In the absence of an agreement of the parties pursuant to NRS 533.075, the  
2 Court may by its orders fix the times when, by rotation, the whole may be used by each at  
3 different times in proportion to their respective rights.  
4

5           12.     This Court entered Findings of Fact, Conclusions of Law and Judgment, on  
6 April 5, 2012 ("Judgment"), ordering the State Engineer to impose a rotation schedule on the  
7 water rights from the North Diversion of Sheridan Creek and tributaries subject to certain  
8 conditions stated in the Judgment.

9           13.     Whenever the flow in the North Diversion of Sheridan Creek and tributaries is  
10 below 2.0 cubic feet per second (cfs), a rotation schedule would be needed to avoid injury to  
11 the water users.  
12

13           14.     Pursuant to the Judgment entered herein by District Judge David R. Gamble  
14 (Retired), on April 5, 2012, when the combined flow from the North Diversion of Sheridan  
15 Creek and tributaries drops below 2.0 cfs, the State Engineer shall impose a rotation schedule.  
16

17           15.     The rotation schedule shall be in effect from the time the North Diversion of  
18 Sheridan Creek flow drops below 2.0 cfs until superseded, until the flow rises to above 2.0 cfs  
19 or until the schedule is stayed or modified by this Court.

20           16.     The rotation schedule shall be prepared at the beginning of each irrigation  
21 season to allow review by this Court, under NRS 533.450, if any party challenges the schedule.

22           17.     Substantial evidence supports this Court's decision and Judgment for rotation  
23 and the State Engineer's implementation of the same.

24           18.     The rotation of the available water has been properly ordered by this Court and  
25 properly implemented by the State Engineer.  
26

27           19.     The Court does not find that the rotation order was illegal.  
28



1 20. It is not the function of this Court to readdress the prior decision and Judgment  
2 of this Court entered April 5, 2012.

3 21. The Judgment entered by this Court on April 5, 2012, will not be amended via  
4 these proceedings.

5 22. This Court has jurisdiction over the action and the parties, and has the legal  
6 authority to order the State Engineer to implement rotation of water during periods of low  
7 flow.

8 23. The Petition for Judicial Review filed in Case No. 12-CV-0141 is hereby denied  
9 in all regards.

10 24. The Petition for Judicial Review filed in Case 12-CV-0145 is hereby denied in  
11 all regards.

12 25. The Petition for Judicial Review filed in Case 13-CV-0121 is hereby denied in  
13 all regards.

14 26. This Order shall apply in a continuing fashion to all future rotation schedules  
15 imposed until such time as the Final Decree is entered herein.

16 IT IS SO ORDERED.

17 Dated this 27 day of November, 2013.

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NATHAN TOD YOUNG  
District Judge

Originally submitted by:  
Thomas J. Hall, Esq.  
Law Offices of Thomas J. Hall

Subsequently edited by:  
Nathan Tod Young  
District Judge

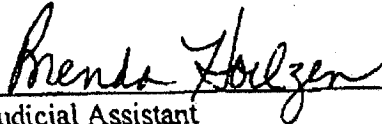
1 Copies served by mail this 27 day of November, 2013, to:

2 Bryan L. Stockton, Esq.  
3 Deputy Attorney General  
4 State of Nevada  
5 100 North Carson Street  
6 Carson City, NV 89701

7 Michael L. Matuska, Esq.  
8 937 Mica Drive, #16A  
9 Carson City, NV 89705

10 Thomas J. Hall, Esq.  
11 P. O. Box 3948  
12 Reno, NV 89505-3948

13 Jessica C. Prunty, Esq.  
14 2805 Mountain Street  
15 Carson City, NV 89703

  
Judicial Assistant

CASE NO. 08-CV-0363 D-1 and 13-CV-0121

DEPT NO. I

ITMO THE DETERMINATION OF THE WATERS  
OF MOTT CREEL, et al.,

JOY SMITH, DANIEL BADEN AND ELAINE  
BARDEN,

Petitioners'

J.W. BENTLEY AND MARY ANN BENTLEY,  
TRUSTEES OF THE BENTLEY FAMILY 1995  
TRUST,

Petitioners',

v.

STATE OF NEVADA, OFFICE OF THE STATE  
ENGINEER,

Respondent,

DATE: 10/17/13  
JUDGE: NATHAN TOD YOUNG  
CLERK: Mary Biaggini  
COURT REPORTER: Christy Joyce  
LAW CLERK: John Seddon  
BAILIFFS: Rick Sousa/Eric Lindsay

OTHERS PRESENT: Steve Walmsley - State Engineer  
Frank Scharro - Intervener  
Thomas and Kathleen Scyphers - Intervener  
Sheraton Creek Equestrian Center - Intervener  
Donald and Kristina Forrester - Intervener  
Ronald and Ginger Mitchell - Intervener  
Hall Ranchers, LLC., - Intervener  
J.W. Bentley - Intervener  
Daniel Barden

PETITIONER'S COUNSEL:  
Michael L. Matuska, Esq.  
Jessica C. Prunty, Esq.

RESPONDENT'S COUNSEL:  
Bryan Stockton, Esq.

INTERVENERS' COUNSEL:  
Thomas Hall, Esq.

The above-entitled matter was before the Court this being the time set for ORAL ARGUMENTS ON PETITION'S FOR JUDICIAL REVIEW. The Petitioner's were present in Court and represented by counsel. The Respondent was present in Court and represented by counsel.

The Court addressed the parties regarding the Motion for Consolidation.

Mr. Hall presented argument.

Mr. Matuska presented argument.

Ms. Prunty presented argument.

Mr. Stockton presented argument.

Having heard the arguments of the parties, the Court ordered that Case No. 08-CV-0363 D1 and 13-CV-0121 shall be consolidated.

The Court addressed the parties regarding the Petition for Judicial Review for the 2012 Rotation Schedule.

Mr. Matuska presented opening statements and argument.

Ms. Prunty presented opening statements and argument.

The Court recessed at 10:33 a.m. The Court reconvened at 10:49 a.m.

Mr. Stockton presented opening statements and arguments.

Mr. Stockton advised the Court that they would have no objection to Judicial Notice. The Court ordered this Court shall take Judicial Notice of all requested documents.

Mr. Stockton presented Exhibit 37-A (previously marked and admitted at Trial in Case 08-CV-0363-D) for reference to the Court.

Mr. Stockton presented supplemental statements as requested by the Court regarding the Rotation Schedule.

Mr. Hall presented opening statements and argument.

Mr. Matuska presented supplemental .

Mr. Prunty presented supplemental argument issues regarding preclusion.

The Court recessed for review at 11:50 a.m. The Court reconvened at 12:06 p.m.

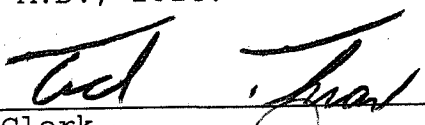
The Court spoke with the parties regarding the necessity of water. The Court advised the parties that it was being asked to revisit the court's prior decision regarding the implementation of a rotation schedule. The appropriate view is on appeal. Until that time, the Petitions for Judicial Review are DENIED

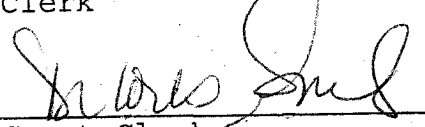
Mr. Hall to prepare the Order.

1 STATE OF NEVADA )  
2 ) SS  
3 COUNTY OF DOUGLAS )

4 I, Ted Thran, County Clerk of Douglas County, State of  
5 Nevada, and ex-officio Clerk of the District Court, Ninth Judicial  
6 District of the State of Nevada, in and for the said County of  
7 Douglas; said Court being a Court of Record, having common  
8 law jurisdiction, and a Clerk and a Seal, do hereby certify that  
9 the foregoing are true copies of the following originals in  
10 Consolidated Case Nos. 08-CV-0363-D1; 12-CV-0141; 12-CV-0145;  
11 13-CV-0121 - In Re: Rotation Schedule; In the Matter of the  
12 Determination of the Relative Rights in and to the Waters of Mott  
13 Creek et al.: Joint Notice of Appeal; Case Appeal Statement;  
14 District Court Docket Entries; Judgment(s) or Order(s) appealed  
15 from; Notice of entry of the judgment(s) or order(s) appealed from;  
16 District Court Minutes; Supreme Court filing fee(\$250.00), if  
17 applicable.  
18

19  
20 IN TESTIMONY WHEREOF, I have  
21 hereunto set my hand and affixed my  
22 Official Seal at Minden, in said  
23 County and State this 15th day of  
24 August, A.D., 2014.

25   
26 \_\_\_\_\_  
County Clerk

27   
28 \_\_\_\_\_  
Deputy Court Clerk



**TED THRAN**  
CLERK - TREASURER  
<http://cltr.co.douglas.nv.us>

Civil Clerk's Office  
(775) 782-9023

District Court Clerk's Office  
(775) 782-9820

Tahoe General Services  
(775) 586-7270

Treasurer's Office  
(775) 782-9018

**Transmittal to the Supreme Court**

To: Nevada Supreme Court  
201 South Carson Street  
Carson City, Nevada 89710

Date: August 15, 2014

Re: District Court Case #: 08-CV-0363-D1  
12-CV-0141  
12-CV-0145  
13-CV-0121

District Court Case Name: In Re: Rotation Schedule  
In the Matter of the Relative Rights in and to  
the Waters of Mott Creek et al.

**THREE CERTIFIED COPIES** of the following documents are transmitted to the Supreme Court pursuant to the July 22, 1996 revisions to the Nevada Rules of Appellate Procedure. Checked items are **NOT** included in this appeal:

\*\*\* Joint Notice of Appeal

\*\*\* Case Appeal Statement

\*\*\* District Court Docket entries

\*\*\* Judgment(s) or order(s) appealed from

XXX Order (NRAP FORM 4)

\*\*\* Notice of entry of the judgment(s) or order(s) appealed from

XXX Certification order directing entry of judgment pursuant to NRCP 54(b)

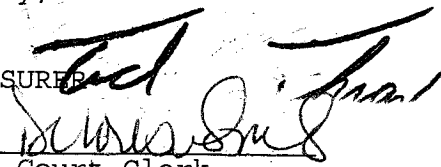
\*\*\* District Court Minutes

XXX Exhibit List

\*\*\* Supreme Court filing fee (\$250.00), if applicable

Respectfully,

TED THRAN  
CLERK/TREASURER

By:   
Deputy Court Clerk

Items checked are not applicable or not available.

