

EXHIBIT 2

EXHIBIT 2

**IN THE SUPREME COURT OF THE STATE OF NEVADA
OFFICE OF THE CLERK**

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

Appellants,

vs.

THE STATE OF NEVADA STATE ENGINEER; HALL
RANCHES, LLC; THOMAS J. SCYPHERS; KATHLEEN
M. SCYPHERS; FRANK SCHARO; SHERIDAN CREEK
EQUESTRIAN CENTER, LLC; DONALD S.

FORRESTER; KRISTINA M. FORRESTER; RONALD R.
MITCHELL; AND GINGER G. MITCHELL,

Respondents.

Supreme Court No. 66932

District Court Case No. CV0363

**EXEMPTION FROM SETTLEMENT PROGRAM -
NOTICE TO FILE DOCUMENTS**

TO: Matuska Law Offices, Ltd. \ Michael L. Matuska
Attorney General/Carson City \ Bryan L. Stockton, Deputy Attorney General
Law Offices of Thomas J. Hall \ Thomas J. Hall
Ted Thran, Douglas County Clerk
Hon. David R. Gamble, Senior Judge

Upon review of this matter, it has been determined that this appeal will not be assigned to the settlement program. Accordingly, appellant(s) shall have fifteen (15) days from the date of this notice to comply with NRAP 9(a).

Appellants shall have 120 days from the date of this notice to file and serve the opening brief and appendix. Thereafter, briefing shall proceed in accordance with NRAP 31(a)(1).

DATE: November 25, 2014

Tracie Lindeman, Clerk of Court

By: Sonia Navarro
Deputy Clerk

Notification List

Electronic

Matuska Law Offices, Ltd. \ Michael L. Matuska
Attorney General/Carson City \ Bryan L. Stockton, Deputy Attorney General
Law Offices of Thomas J. Hall \ Thomas J. Hall

EXHIBIT 1

EXHIBIT 1

Case No.: 08-CV-0363

Dept. No.: I

This document does not contain personal information of any person.

IN THE NINTH JUDICIAL DISTRICT COURT FOR 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.

AMENDED NOTICE OF APPEAL

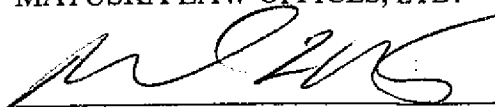
COME NOW J.W. BENTLEY and MARYANN BENTLEY, Trustees of the Bentley
Family Trust 1995 Trust ("Bentley"), by and through their counsel of record, Matuska Law
Offices, Ltd., Michael L. Matuska, and hereby file this Amended Notice Appeal at the direction of
the Clerk of the Court pursuant to NRAP 3(a)(3) and NRAP(a)(4)(7) to specify the preliminary,
interim or interlocutory orders included in this appeal:

1. Findings of Fact, Conclusions of Law, Order and Judgment entered in Case No. 08-
CV-0363-D on April 5, 2012;
2. Order concerning costs and attorney's fees entered in Case No. 08-CV-0363-D on
January 4, 2013.

DATED this 21st day of November 2014

MATUSKA LAW OFFICES, LTD.

By:



Michael L. Matuska
State Bar No. 5711

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of MATUSKA LAW OFFICES, LTD. and that on the 21st day of November 2014, I served a true and correct copy of the preceding document entitled **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
Paul G. Taggart, Esq. Taggart & Taggart, Ltd. 108 Minnesota Street Carson City NV 89701	Ross E. de Lipkau, Esq. Parsons Behle & Latimer 333 Holcomb Avenue, Suite 300 Reno NV 89502
Brent T. Kolvet, Esq. Thorndahl, Armstrong, Delk, Balkenbush, Eisinger 6590 South McCarran Boulevard, Suite B Reno NV 89509	Kelly R. Chase, Esq. P.O. Box 2800 Minden NV 89423
Eric and Elizabeth Park 290 Allerman Lane Gardnerville NV 89460	T. Scott Brooke, Esq. Brooke Shaw Zumpft P.O. Box 2860 Minden NV 89423
Gordon DePaoli, Esq. Woodburn and Wedge 6100 Neil Road, Suite 500 Reno NV 89505	George M. Keele, Esq. 1692 County Road, Suite A Minden NV 89423
Ron Alling, Esq. Alling & Jillson, Ltd. 276 Kingsbury Grade, Suite 2000 P.O. Box 3390 Stateline NV 89449-3390	Jennifer A. Yturbide, Esq. Rowe, Hales & Yturbide 1638 Esmeralda Avenue P.O. Box 2080 Minden NV 89423
David and Sharon Davis P.O. Box 1360 Gardnerville NV 89460	Gerald R. Novotny, Sr. P.O. Box 471 Genoa NV 89411

☒ **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.


LIZ STERN, ALS

1 Thomas J. Hall, Esq.
Nevada State Bar No. 675
2 LAW OFFICES OF THOMAS J. HALL
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4 Telephone: 775-348-7011
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Electronically Filed
Dec 01 2014 04:14 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

6 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

7
8 J.W. Bentley; Maryann Bentley,
Trustees of the Bentley Family
9 1995 Trust; Joy Smith, Daniel D.
Barden; and Elaine Barden,

No. 66303

10 Appellants,

11 vs.

12
13 Hall Ranches, LLC; Thomas J.
Scyphers; Kathleen M. Scyphers;
14 Frank Scharo; Sheridan Creek
Equestrian Center, LLC, a
15 Nevada limited liability company;
Donald S. Forrester; Kristina M.
16 Forrester; Ronald R. Mitchell;
17 and Ginger G. Mitchell,

18 Respondents.
19 _____/

20 **OBJECTION TO ORDER SUSPENDING BRIEFING**

21 COME NOW, Respondents HALL RANCHES, LLC, a Nevada Limited
22 Liability Company, THOMAS J. SCYPHERS, KATHLEEN M. SCYPHERS, FRANK
23 SCHARO, SHERIDAN CREEK EQUESTRIAN CENTER, LLC, a Nevada Limited
24 Liability Company, DONALD S. FORRESTER, KRISTINA M. FORRESTER,
25 RONALD R. MITCHELL and GINGER G. MITCHELL ("Intervenors"), as
26 Respondents, by and through their counsel Thomas J. Hall, Esq., and
27 file their Objection to Order Suspending Briefing, as follows:
28

1 1. On September 29, 2014, the final Order of Determination was
2 entered in Ninth Judicial District Court, Case No. 08-CV-0363-D.

3 2. On August 18, 2014, an appeal was taken to the Nevada
4 Supreme Court in Case No. 66303, by the above-named Appellants.

5 3. On November 11, 2014, an appeal was taken to the Nevada
6 Supreme Court in Case No. 66932, by the above-named Appellants.

7 4. On November 21, 2014, an Amended Notice of Appeal was filed
8 in Case No. 66932. See Exhibit 1 attached hereto.


9 5. On November 25, 2014, in Case No. 66932, this Court issued
10 an Exemption from Settlement Program - Notice to File Documents.
11 See Exhibit 2 attached hereto.

12 A final judgment has been entered and two appeals have been
13 taken therefrom. There should be no suspension of the briefing
14 schedule in either Case No. 66303 or in Case No. 66932.

15 The undersigned does hereby affirm that the preceding document
16 does not contain the social security number of any person.

17 Respectfully submitted this 1st day of December, 2014.

18
19
20 LAW OFFICES OF THOMAS J. HALL

21
22 

23 THOMAS J. HALL, ESQ.
24 Nevada Bar No. 675
25 305 South Arlington Avenue
26 Post Office Box 3948
27 Reno, Nevada 89505

CERTIFICATE OF SERVICE

I certify that I am an employee of Thomas J. Hall, Esq., and that on this date, pursuant to NRAP 25(b), I electronically filed the foregoing with the Clerk of the Court by using the ECF system and placed in the U.S. Mail, postage prepaid and, a true and correct copy of the preceding document addressed to:

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4 Gordon DePaoli, Esq.
5 Woodburn and Wedge
6 6100 Neil Road, Suite 500
7 Reno, Nevada 89505

8 DATED this 1st day of December, 2014.

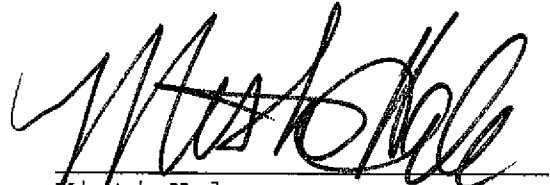
9 
10 Misti Hale

EXHIBIT LIST

EXHIBIT 1: Amended Notice of Appeal.

EXHIBIT 2: Exemption from Settlement Program - Notice to
File Documents.