

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA STATE
ENGINEER; THE STATE OF NEVADA
DEPARTMENT OF CONSERVATION
AND NATURAL RESOURCES,
DIVISION OF WATER RESOURCES;
AND KOBEH VALLEY RANCH, LLC,
Appellants,

vs.

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

No. 70157

FILED

APR 21 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER

Appellant has filed a motion requesting that this court identify specific issues of interest at oral argument scheduled for May 1, 2017, at 1:30 p.m. in Carson City. Among the issues the parties should be prepared to address are: (1) whether the district court erred when it interpreted this court's decision to "reverse and remand... for proceedings consistent with this opinion" as requiring, or permitting, it to grant the petitions for judicial review; (2) whether the district court should have remanded the matter to the State Engineer for further proceedings; and (3) if remand to the State Engineer was appropriate, what instructions, if any, should the district court have given the State Engineer. The parties, however, should be prepared to address all issues

raised in this matter. To the extent that any further specification is requested, the motion is denied.

It is so ORDERED.

Cherry, C.J.
Cherry

cc: Attorney General/Carson City
Taggart & Taggart, Ltd.
Parsons Behle & Latimer/Salt Lake City
Parsons Behle & Latimer/Reno
Allison MacKenzie, Ltd.
Schroeder Law Offices, P.C.
Eureka County District Attorney