

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

EUREKA COUNTY,

Petitioner,

vs.

JASON KING, P.E., NEVADA STATE  
ENGINEER, DIVISION OF WATER  
RESOURCES, DEPARTMENT OF  
CONSERVATION AND NATURAL  
RESOURCES,

Respondent,

and

KOBEH VALLEY RANCH, LLC;  
ETCHEVERRY FAMILY LTD.  
PARTNERSHIP; DIAMOND CATTLE  
CO., LLC; and DIAMOND NATURAL  
RESOURCES PROTECTION &  
CONSERVATION ASSOCIATION,

Real Parties in Interest.

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**EUREKA COUNTY'S NOTICE OF VERIFIED PETITION  
FOR WRIT OF PROHIBITION OR IN THE ALTERNATIVE,  
WRIT OF MANDAMUS**

Electronically Filed  
Aug 23 2016 09:10 a.m.  
Case No. ~~Tracie K. Lindeman~~  
Clerk of Supreme Court

KAREN A. PETERSON, NSB 366  
[kpeterson@allisonmackenzie.com](mailto:kpeterson@allisonmackenzie.com)  
KYLE A. WINTER, NSB 13282  
[kwinter@allisonmackenzie.com](mailto:kwinter@allisonmackenzie.com)  
ALLISON MacKENZIE, LTD.  
402 North Division Street  
Carson City, NV 89703  
Telephone: (775) 687-0202

~and~

THEODORE BEUTEL, NSB 5222  
[tbeutel.ecda@eurekanv.org](mailto:tbeutel.ecda@eurekanv.org)  
EUREKA COUNTY DISTRICT ATTORNEY  
701 South Main Street  
P.O. Box 190  
Eureka, NV 89316  
Telephone: (775) 237-5315

Attorneys for Petitioner,  
EUREKA COUNTY

NOTICE IS HEREBY GIVEN pursuant to NRAP 21 that on or about August 22, 2016, Petitioner, EUREKA COUNTY, filed its Verified Petition for Writ of Prohibition or in the Alternative, Writ of Mandamus against Respondent, JASON KING, P.E., NEVADA STATE ENGINEER; DIVISION OF WATER RESOURCES, DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES (“STATE ENGINEER”), in the Nevada Supreme Court seeking a Writ of Prohibition or in the Alternative, a Writ of Mandamus pursuant to Rule 21(a) of the Nevada Rules of Appellate Procedure halting the proceedings before the STATE ENGINEER regarding protested Applications 85573 through 85604, inclusive, 86149 through 86153, inclusive, and 86157 through 86161, inclusive, filed by Kobeh Valley Ranch, LLC (“KVR”), to appropriate the underground waters of Kobeh Valley (139) and Diamond Valley (153) Hydrographic Basins, located in Eureka County, Nevada for the Mount Hope Mine Project while the STATE ENGINEER’s and KVR’s appeal involving the same subject matter is pending before this Court in Case No. 70157.

A copy of this Notice and the Verified Petition for Writ of Prohibition or in the Alternative, Writ of Mandamus, was served upon the attorneys for the STATE ENGINEER via email and personal service, and a copy served on the attorneys for all other real parties in interest in the proceeding before the STATE ENGINEER via email and U.S. Mail on August 22, 2016.

DATED this 22<sup>nd</sup> day of August, 2016.

**ALLISON MacKENZIE, LTD.**  
402 North Division Street  
Carson City, NV 89703  
(775) 687-0202

By: /s/ Karen A. Peterson

KAREN A. PETERSON, NSB 366  
kpeterson@allisonmackenzie.com  
KYLE A. WINTER, NSB 13282  
kwinter@allisonmackenzie.com

~and~

THEODORE BEUTEL, NSB 5222  
tbeutel.ecda@eurekanv.org  
**EUREKA COUNTY DISTRICT**  
**ATTORNEY**  
701 South Main Street  
P.O. Box 190  
Eureka, NV 89316  
(775) 237-5315

Attorneys for Petitioner,  
EUREKA COUNTY

### **CERTIFICATE OF SERVICE**

Pursuant to NRAP 25(1)(c), I hereby certify that I am an employee of ALLISON MacKENZIE, LTD., Attorneys at Law, and that on this date, I caused the foregoing document to be served on all parties to this action by:

✓ Email and Personal Delivery

✓ Email and U.S. Mail

as follows:

#### **VIA Email and Personal Delivery:**

Adam Paul Laxalt, Esq.  
Micheline N. Fairbank, Esq.  
Justina A. Caviglia, Esq.  
Nevada Attorney General's Office  
100 North Carson Street  
Carson City, NV 89701  
[alaxalt@ag.nv.gov](mailto:alaxalt@ag.nv.gov)  
[mfairbank@ag.nv.gov](mailto:mfairbank@ag.nv.gov)  
[jcaviglia@ag.nv.gov](mailto:jcaviglia@ag.nv.gov)

#### **VIA Email and U.S. Mail:**

Laura A. Schroeder, Esq.  
Therese A. Ure, Esq.  
Schroeder Law Offices, P.C.  
440 Marsh Avenue  
Reno, NV 89509  
[counsel@water-law.com](mailto:counsel@water-law.com)  
[t.ure@water-law.com](mailto:t.ure@water-law.com)

Ross E. de Lipkau, Esq.  
Gregory H. Morrison, Esq.  
Parsons Behle & Latimer  
50 West Liberty Street, Suite 750  
Reno, NV 89501  
[rdelipkau@parsonsbehle.com](mailto:rdelipkau@parsonsbehle.com)  
[gmorrison@parsonsbehle.com](mailto:gmorrison@parsonsbehle.com)

Francis Wikstrom, Esq.  
Parsons Behle & Latimer  
201 South Main Street, Suite 1800  
Salt Lake City, UT 84111  
[fwikstrom@parsonsbehle.com](mailto:fwikstrom@parsonsbehle.com)

Paul G. Taggart, Esq.  
David H. Rigdon, Esq.  
Taggart & Taggart, Ltd.  
108 North Minnesota Street  
Carson City, NV 89703  
[paul@legaltnt.com](mailto:paul@legaltnt.com)  
[david@legaltnt.com](mailto:david@legaltnt.com)

Debbie Leonard, Esq.  
McDonald Carano Wilson LLP  
100 West Liberty Street, 10th Floor  
P.O. Box 2670  
Reno Nevada 89505-2670  
[dleonard@mcdonaldcarano.com](mailto:dleonard@mcdonaldcarano.com)

DATED this 22<sup>nd</sup> of August, 2016.

/s/ Nancy Fontenot  
NANCY FONTENOT