

## **EXHIBIT 1**

## **EXHIBIT 1**

MIKE PAVLAKIS  
KAREN A. PETERSON  
JAMES R. CAVILIA  
CHRIS MACKENZIE  
DAWN ELLERBROCK  
RYAN D. RUSSELL  
JOEL W. LOCKE  
JUSTIN TOWNSEND  
THORAN TOWLER  
S. JORDAN WALSH  
KYLE A. WINTER



ALLISON · MACKENZIE

August 23, 2016

GEORGE V. ALLISON  
ANDREW MACKENZIE  
PATRICK V. FAGAN  
CHARLES P. COCKERILL  
JOAN C. WRIGHT  
OF COUNSEL  
MIKE SOUMBENIOTIS  
(1932-1997)

VIA HAND-DELIVERY

Jason King, P.E.  
Nevada State Engineer  
901 South Stewart Street  
Carson City, NV 89701

Kristen Geddes, Chief, Hearings Section  
Nevada State Engineer's Office  
901 South Stewart Street  
Carson City, NV 89701

Re: In the Matter of Protested Applications 85573 through 85604, inclusive,  
86149 through 86153, inclusive, 86157 through 86161, inclusive

Dear Mr. King and Ms. Geddes:

Eureka County respectfully requests that the Pre-Hearing Conference currently set for this Thursday, August 25, 2016 at 9:00 a.m. in the above-referenced matter be postponed pending the Supreme Court's action on the Verified Writ of Prohibition or in the Alternative, Writ of Mandamus filed in Case No. 71090 before the Nevada Supreme Court entitled *Eureka County vs. King, P.E. (Kobeh Valley Ranch, LLC)* or a final determination on the State Engineer's and KVR's appeal in Nevada Supreme Court Case No. 70157 entitled *State Engineer vs. Eureka Cty.*

If you have any questions regarding this matter, please do not hesitate to contact my office. Thank you.

Sincerely,

ALLISON MacKENZIE, LTD.

By:

  
KAREN A. PETERSON, Esq.

KAP/nf

cc: Micheline N. Fairbank, Esq. (via email: [mfairbank@ag.nv.gov](mailto:mfairbank@ag.nv.gov))  
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Theodore Beutel, Esq. (via email: [tbeutel@eurekacountynv.gov](mailto:tbeutel@eurekacountynv.gov))

**In the Supreme Court of Nevada**

EUREKA COUNTY,

Petitioner,

vs.

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

Respondents,

and

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

Real Parties in Interest.

Case No. 71090

Electronically Filed  
Sep 09 2016 01:14 p.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

**ERRATA TO KOBEH VALLEY RANCH LLC'S**  
**MOTION TO EXPEDITE REVIEW**

Appellant, Kobe Valley Ranch, LLC (hereinafter "KVR"), by and through its attorneys of record, Paul G. Taggart, Esq. and David H. Rigdon, Esq. of Taggart & Taggart, Ltd., hereby files this errata to its September 8, 2016, Motion to Expedite Review.

The motion quotes from an August 25, 2016, letter from Eureka County to the State Engineer and indicates that such letter is attached as Exhibit 2. Due to a clerical error, the document attached as Exhibit 2 was not the referenced letter but instead an order issued by the State Engineer in response to that letter. KVR

respectfully requests that the Clerk of the Court replace the document attached as Exhibit 2 to its Motion to Expedite Review with the letter attached hereto as Exhibit 1.

DATED this 9<sup>th</sup> day of September, 2016.

TAGGART & TAGGART, LTD.

By: /s/ Paul G. Taggart  
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*Attorneys for Appellant*  
*Kobeh Valley Ranch, LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 9th day of September, 2016, I served the foregoing **ERRATA TO KOBEH VALLEY RANCH, LLC'S MOTION TO EXPEDITE REVIEW** by:

**[ X ]** By **ELECTRONIC SERVICE**

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/s/ Sarah Hope

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Employee of Taggart & Taggart, LTD.

## INDEX OF EXHIBITS

<u>Exhibit Number</u>	<u>Description</u>
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1.	August 23, 2016, Letter from Karen Peterson to Jason King
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