

IN THE SUPREME COURT OF THE STATE OF NEVADA

EUREKA COUNTY; AND DIAMOND
NATURAL RESOURCES PROTECTION
& CONSERVATION ASSOCIATION,
Petitioners,

vs.

THE SEVENTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
EUREKA; THE HONORABLE GARY
FAIRMAN, DISTRICT JUDGE; AND
BAUMANN FAMILY TRUST,

Respondents,

and

SADLER RANCH, LLC; JASON KING,
P.E., NEVADA STATE ENGINEER,
DIVISION OF WATER RESOURCES,
DEPARTMENT OF CONSERVATION
AND NATURAL RESOURCES;
BAUMANN FAMILY TRUST;
BURNHAM FARMS, LLC; GALEN
BYLER; MARIAN BYLER; CONLEY
LAND & LIVESTOCK, LLC; DAMELE
FARMS, INC.; DIAMOND VALLEY HAY
COMPANY, INC.; FRED L.
ETCHEGARAY; JOHN J.
ETCHEGARAY; MARY JEAN
ETCHEGARAY; LW & MJ
ETCHEGARAY FAMILY TRUST;
EUREKA MANAGEMENT CO., INC.;
GALLAGHER FARMS LLC; JAYME L.
HALPIN; SANDI HALPIN; TIM
HALPIN; HIGH DESERT HAY, LLC;
J&T FARMS, LLC; J.W.L.
PROPERTIES, LLC; MARK MOYLE
FARMS LLC; J.R. MARTIN TRUST;
CHERYL MORRISON; MATT
MORRISON; DEBRA L. NEWTON;
WILLIAM H. NORTON; PATRICIA

No. 72317

FILED

MAR 16 2017

EUREKA COUNTY
CLERK OF SUPERIOR COURT
M. Brown
DEPUTY CLERK

17-08905

NORTON; D.F. & E.M. PALMORE
FAMILY TRUST; STEWARDSHIP
FARMING, LLC; SCOTT BELL;
KRISTINA BELL; DON BERGNER;
LINDA BERGNER; JAMES
ETCHEVERRY; MICHEL AND
MARGARET ANN ETCHEVERRY
FAMILY LIMITED PARTNERSHIP;
MARK T. AND JENNIFER R.
ETCHEVERRY FAMILY TRUST;
MARTIN P. AND KATHLEEN A.
ETCHEVERRY FAMILY TRUST;
LAVON MILLER; KRISTI MILLER;
LYNFORD MILLER; SUSAN MILLER;
ALBERTA MORRISON; DONALD
MORRISON; RUBY HILL MINING
COMPANY, LLC; ROGER ALLEN; AND
JUDITH ALLEN,
Real Parties in Interest.

ORDER DIRECTING ANSWER

This original petition for writ relief challenges a district court order denying a motion requesting notice of a show cause hearing concerning curtailment of water rights. Having considered the petition, it appears that an answer may assist this court in resolving this matter. Therefore, real parties in interest, on behalf of respondents, shall have 30 days from the date of this order to file and serve answers, including authorities, against issuance of the requested writ. If, however, any of the named real parties in interest do not believe they are interested parties in this proceeding, they shall so notify this court within that same time frame that they do not intend to file an answer for that reason.

Petitioners shall have 15 days from service of the last-filed answer or notification to file and serve any reply.

It is so ORDERED.¹

Dryles, A.C.J.

cc: Hon. Gary Fairman, District Judge
McDonald Carano Wilson LLP/Reno
Allison MacKenzie, Ltd.
Eureka County District Attorney
Attorney General/Carson City
Holland & Hart LLP/Reno
Taggart & Taggart, Ltd.
Parsons Behle & Latimer/Reno
Eureka County Clerk

¹The March 1 and March 16, 2017, motions to dismiss this petition are denied.