

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

DIAMOND NATURAL RESOURCES  
PROTECTION & CONSERVATION  
ASSOCIATION; J&T FARMS, LLC;  
GALLAGHER FARMS LLC; JEFF  
LOMMORI; M&C HAY; CONLEY  
LAND & LIVESTOCK, LLC; JAMES  
ETCHEVERRY; NICK  
ETCHEVERRY; TIM HALPIN;  
SANDI HALPIN; DIAMOND  
VALLEY HAY COMPANY, INC.;  
MARK MOYLE FARMS LLC;  
D.F. & E.M. PALMORE FAMILY  
TRUST; WILLIAM H. NORTON;  
PATRICIA NORTON;  
SESTANOVICH HAY & CATTLE,  
LLC; JERRY ANDERSON; BILL  
BAUMAN; AND DARLA BAUMAN,

Appellants,

vs.

TIM WILSON, P.E., NEVADA  
STATE ENGINEER, DIVISION  
OF WATER RESOURCES,  
DEPARTMENT OF  
CONSERVATION AND NATURAL  
RESOURCES; EUREKA COUNTY;  
DIAMOND VALLEY RANCH, LLC;  
AMERICAN FIRST FEDERAL, INC.;  
BERG PROPERTIES CALIFORNIA,  
LLC; GLANDO RANCH, LLC; BETH  
MILLS, TRUSTEE MARSHALL  
FAMILY TRUST; TIMOTHY LEE  
BAILEY; CONSTANCE MARIE

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Case No. 81224

BAILEY; FRED BAILEY; CAROLY  
BAILEY; SADLER RANCH, LLC;  
IRA R. RENNER; AND MONTIRA  
RENNER,

Respondents.

**STATE ENGINEER’S JOINDER TO  
DNRPCA APPELLANTS’ EMERGENCY MOTION  
UNDER NRAP 27(e) FOR STAY PENDING APPEAL**

Respondent,<sup>1</sup> Tim Wilson, P.E., in his capacity as the Nevada State Engineer, Department of Conservation and Natural Resources, Division of Water Resources (hereafter “State Engineer”), by and through counsel, Nevada Attorney General Aaron D. Ford and Senior Deputy Attorney General James N. Bolotin, hereby joins the Emergency Motion Under NRAP 27(e) for Stay Pending Appeal filed by Appellants Diamond Natural Resources Protection & Conservation Association; J&T Farms, LLC; Gallagher Farms LLC; Jeff Lommori; M&C Hay; Conley Land & Livestock, LLC; James Etcheverry; Nick Etcheverry; Tim Halpin; Sandi Halpin; Diamond Valley Hay Company, Inc.; Mark Moyle Farms LLC; D.F. & E.M. Palmore Family Trust; William H.

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<sup>1</sup> While currently identified as a “Respondent” in the caption, the State Engineer, the DNRPCA Appellants, and Eureka County filed a motion to modify the caption to identify them as Appellants that is pending before the Court.

Norton; Patricia Norton; Sestanovich Hay & Cattle, LLC; Jerry Anderson; Bill Bauman; and Darla Bauman (collectively, “DNRPCA Appellants”). The State Engineer further respectfully requests that the Court enter a temporary stay during the interim period while the parties brief and the Court decides the DNRPCA Appellants’ Emergency Motion Under NRAP 27(e) for Stay Pending Appeal.

RESPECTFULLY SUBMITTED this 7th day of July, 2020.

AARON D. FORD  
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*State Engineer*

## CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General and that on this 7th day of July, 2020, I served a copy of the foregoing STATE ENGINEER'S JOINDER TO DNRPCA APPELLANTS' EMERGENCY MOTION UNDER NRAP 27(e) FOR STAY PENDING APPEAL, by the Nevada Supreme Court's EFlex Electronic Filing System to:

Debbie Leonard, Esq.

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and via U.S. Mail to:

Beth Mills, Trustee  
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HC 62, Box 62138  
Eureka, Nevada 89316  
*Trustee of the Marshall Family Trust in Propria Persona*

/s/ Dorene A. Wright