

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF: THE  
AUTHORITY OF CARSON CITY TO  
REQUIRE PAYMENT FOR THE  
ABANDONMENT OF STREETS  
WITHIN THE CARSON TOWNSITE,

No. 43769

CARSON CITY,

Appellant,

vs.

CAPITAL CITY ENTERTAINMENT,  
INC., F/K/A ORMSBY, INC.; AND  
MILLARD REALTY AND  
CONSTRUCTION,

Respondents.

**FILED**

OCT 04 2004

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richard*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

Pursuant to the settlement conference, the stipulation of the parties and cause appearing, this appeal is dismissed.<sup>1</sup> The parties shall bear their own costs and attorney fees. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT  
JANETTE M. BLOOM

BY: *B. Horstmannshoff*

cc: Hon. William A. Maddox, District Judge  
Leonard I. Gang, Settlement Judge  
Carson City District Attorney  
Thomas J. Hall  
Allison, MacKenzie, Russell, Pavlakis, Wright & Fagan, Ltd.  
Law Offices of John P. Schlegelmilch, Ltd.  
Carson City Clerk

<sup>1</sup>This appeal was previously dismissed as to respondent Millard Realty Construction on September 24, 2004.

