

IN THE SUPREME COURT OF THE STATE OF NEVADA

STANTON PARK DEVELOPMENT,  
INC.,  
Appellant,  
vs.  
HUGH RICCI, P.E., NEVADA STATE  
ENGINEER, DIVISION OF WATER  
RESOURCES, DEPARTMENT OF  
CONSERVATION AND NATURAL  
RESOURCES,  
Respondent.

No. 46659

**FILED**

MAY 31 2006

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

ORDER DISMISSING APPEAL

This is an appeal from an "Order Denying Petition for Writ of Mandamus or Writ of Prohibition and Granting Judicial Review." Third Judicial District Court, Lyon County; Robert E. Estes, Judge.


Because our preliminary review of this appeal revealed a potential jurisdictional defect this court ordered appellant to show cause why this appeal should not be dismissed for lack of jurisdiction. Specifically, it appeared that the order appealed from was not substantively appealable because the order is not a final judgment.<sup>1</sup> On May 16, 2006, the parties filed a stipulation to dismiss the appeal. We


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<sup>1</sup>See NRAP 3A(b).

approve the stipulation and dismiss this appeal. The parties shall bear their own costs and fees, if any.

It is so ORDERED.

  
\_\_\_\_\_, J.  
Maupin

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Hardesty

cc: Hon. Robert E. Estes, District Judge  
William E. Nork, Settlement Judge  
Law Offices of John P. Schlegelmilch, Ltd.  
Attorney General George Chanos/Carson City  
Lyon County Clerk