

IN THE SUPREME COURT OF THE STATE OF NEVADA

ESMERALDA MINERALS, LLC, A  
NEVADA COMPANY AND ITS PARENT  
CORPORATION, PURE ENERGY  
MINERALS, LTD.,

Appellant,

vs.

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

No. 72284

FILED


JAN 25 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

*ORDER DISMISSING APPEAL AND  
DENYING MOTION TO INTERVENE*

Pursuant to the settlement conference, the parties' joint motion for voluntary dismissal, and cause appearing, we dismiss this appeal.<sup>1</sup> NRAP 42(b).

It is so ORDERED.

 \_\_\_\_\_, C.J.

<sup>1</sup> Rockwood Lithium Inc., and Albermarle Corporation filed a motion to intervene on December 18, 2017. The motion is denied as untimely. Rockwood and Albermarle were aware of the instant appeal, which has been pending since February 3, 2017; the district court granted their motion to intervene at a hearing on August 31, 2017; and the district court filed its order granting their motion on November 14, 2017; yet they did not file the instant motion until December 18, 2017, which is after the final settlement conference had been held and the parties reached settlement. *Cf.* NRCP 24 (application to intervene must be timely).

cc: Hon. Robert W. Lane, District Judge  
Margaret M. Crowley, Settlement Judge  
Taggart & Taggart, Ltd.  
Attorney General/Carson City  
Esmeralda County Clerk